AGENDA

PRESCOTT CITY COUNCIL
REGULAR VOTING MEETING
TUESDAY, JUNE 25, 2013
3:00 P.M.

Council Chambers
201 South Cortez Street
Prescott, Arizona 86303
(928) 777-1100

The following Agenda will be considered by the Prescott City Council at its **Regular Voting Meeting** pursuant to the Prescott City Charter, Article II, Section 13. Notice of this meeting is given pursuant to Arizona Revised Statutes, Section 38-431.02. One or more members of the Council may be attending this meeting through the use of a technological device.

- **CALL TO ORDER**
- **INTRODUCTIONS**
- **INVOCATION** Church of Jesus Christ of Latter Day Saints
- **PLEDGE OF ALLEGIANCE** Councilman Carlow
- **ROLL CALL**

MAYOR AND CITY COUNCIL

Mayor Kuykendall
Councilman Arnold
Councilman Blair
Councilman Carlow
Councilman Kuknyo
Councilman Lamerson
Councilman Scamardo

- **ANNOUNCEMENTS**

I. CONSENT AGENDA

CONSENT ITEMS I.A. – I.B. LISTED BELOW MAY BE ENACTED BY ONE MOTION. ANY ITEM MAY BE REMOVED AND DISCUSSED IF A COUNCILMEMBER SO REQUESTS.

A. Approval of the minutes of the Prescott City Council Workshop of June 4, 2013; and a Regular Meeting of June 11, 2013.

B. Approval of a professional services agreement with JackRabbit Systems, in the amount of $10,700.00 for lodging search/availability technology on the Tourism website (City Contract No. 2013-205)

RECOMMENDED ACTION: MOVE to approve Consent Agenda Items I.A - I.B.

II. REGULAR AGENDA

A. Public Hearing and consideration of a liquor license application from Geoffrey Shawn Crooks, applicant for a Series 12, restaurant, license, for Coyote Joe's, located at 214 South Montezuma Street.

RECOMMENDED ACTION: (1) MOVE to close the Public Hearing; and (2) MOVE to approve/deny/make no recommendation for Liquor License Application No.12133554, for a Series 12, Restaurant, license, for Coyote Joe's located at 214 South Montezuma Street.

B. Public Hearing and consideration of a liquor license application from Jason Barclay Morris, applicant, for a Series 09, Liquor Store, license, for CVS/pharmacy #10147 located at 901 Willow Lake Road.

RECOMMENDED ACTION: (1) MOVE to close the Public Hearing; and (2) MOVE to approve/deny/make no recommendation for Liquor License Application No.09130041, a Series 09, Liquor Store, license, for CVS/pharmacy located at 901 Willow Lake Road.

C. Purchase of custodial supplies from WAXIE Sanitary Supply using Maricopa County Contract No. 11023 through the Strategic Alliance for Volume Expenditures (SAVE) Cooperative, in an amount not to exceed $36,000 annually.

RECOMMENDED ACTION: MOVE to approve the purchase of custodial supplies from WAXIE Sanitary Supply using Maricopa County Contract No. 11023 through the Strategic Alliance for Volume Expenditures (SAVE) Cooperative, in an amount not to exceed $36,000 annually.

D. Approval of payment to Prescott Creeks in the amount of $12,500.00 for management and restoration work in the Watson Woods Riparian Preserve.

RECOMMENDED ACTION: MOVE to approve payment to Prescott Creeks for management and restoration work in the Watson Woods Riparian Preserve in the amount of $12,500.00.

E. Adoption of Resolution No. 4178-1340 setting certain rates and fees at Ernest A. Love Field for Fiscal Year 2014.

***RECOMMENDED ACTION*: (1) MOVE to adopt Resolution No. 4178-1340; and (2) MOVE to provide aircraft storage hangar presently occupied by the Civil Air Patrol at a nominal rate of $1 per year, for the two- year period through June 30, 2015.**

F. Adoption of Resolution No. 4180-1342 approving Joint Project Agreement (JPA) No. 13-120 with the Arizona Department of Transportation for Airport Surface Treatment Program on Taxiways C, E, F and B5 (City Contract No. 2013-219).

***RECOMMENDED ACTION*: MOVE to adopt Resolution No. 4180-1342.**

G. Adoption of Resolution No. 4187-1349 Approving an Intergovernmental Agreement for the Creation and Participation in the Yavapai County Child Abduction Response Team (City Contract No. 2013-215).

***RECOMMENDED ACTION:* MOVE to adopt Resolution No. 4187-1349.**

H. Adoption of Resolution No. 4176-1338 approving renewal of an annual Intergovernmental Agreement with Yavapai County Emergency Services for unified emergency management (City Contract No. 2011-464-A2).

***RECOMMENDED ACTION*: MOVE adopt Resolution No. 4176-1338.**

I. Adoption of Resolution Nos. 4184-1346, 4181-1343, 4182-1344, and 4183-1345, approving four intergovernmental agreements with the State of Arizona, through its Department of Transportation, for four Safe Routes to School Infrastructure Projects near various Prescott public schools (City Contract Nos. 2013-210, 2013-211, 2013-212, and 2013-213).

***RECOMMENDED ACTION*: MOVE to adopt (1) Resolution No. 4184-1346; (2) Resolution No. 4181-1343; (3) Resolution No. 4182-1344; and (4) Resolution No. 4183-1345 (City Contract Nos. 2013-210, 2013-211, 2013-212, and 2013-213).**

J. Award of bid and contract for the White Spar Waterline Relocation Project to Watkins/Mendoza Companies, LLC, in the amount of $629,045.50 (City Contract No. 2013-216)

***RECOMMENDED ACTION*: MOVE to award the bid and contract for the White Spar Waterline Relocation Project to Watkins/Mendoza Companies, LLC, in the amount of $629,045.50.**

K. Award of bid and contract for the FY 2014 Chip Seal Project - Various City Streets to VSS International, Inc., in the amount of $1,240,000.00 (City Contract No. 2013-217).

***RECOMMENDED ACTION*: MOVE to award the bid and contract for the FY 2014 Chip Seal Project - Various City Streets to VSS International, Inc., in the amount of $1,240,000.00.**

L. Adoption of Ordinance No. 4859-1316, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, GRANTING A UTILITY EASEMENT TO ARIZONA PUBLIC SERVICE COMPANY WITHIN CITY OWNED PROPERTY.

***RECOMMENDED ACTION*: MOVE to adopt Ordinance No. 4859-1316.**

M. Approval of Annual Contract for Legal Advertisement (City Contract No. 2013-218).

***RECOMMENDED ACTION*: MOVE to award the bid for legal advertisement of public notices for Fiscal Year 2014 to Prescott Newspapers (Daily Courier) at the rate of $11.16/column inch for straight copy and $9.30/column inch for camera-ready copy.**

N. Approval of Support and Licensing Agreement with Tyler Technologies in the amount of $101,295.00 for the MUNIS financial system (City Contract No. 2013-214).

***RECOMMENDED ACTION*: MOVE to approve the annual Support and Licensing Agreement with Tyler Technologies in the amount of $101,295.00 and authorize City staff to execute all necessary related documents.**

O. Public Hearing FY 2014 Budget, Expenditure Limitation, Tax Levy, and Truth in Taxation Notice; and adoption of Resolution No. 4179-1341 Adopting Final FY 2014 Budget, Expenditure Limitation, City Job Roster, and Identification of Unfunded Capital Projects. (Adoption of Resolution No. 4179-1341 will take place in a Special Meeting immediately following this Regular Meeting).

***RECOMMENDED ACTION*: (1) MOVE to close the Public Hearing; and (2) MOVE to raise primary property tax over last year's level by $410,148 as set forth in the truth in taxation notice by a roll call vote.**

P. Legislation

***RECOMMENDED ACTION:* Council can discuss and provide direction. No formal action will be taken.**

III. ADJOURNMENT

SPECIAL MEETING

A. Call to Order

B. Adoption of Resolution No. 4139-1341 – A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, FINALLY DETERMINING AND ADOPTING ESTIMATES OF PROPOSED EXPENDITURES FOR THE FISCAL YEAR 2014, DECLARING THAT THE SAME SHALL CONSTITUTE THE BUDGET FOR THE CITY OF PRESCOTT FOR SAID FISCAL YEAR, ESTABLISHING THE EXPENDITURE LIMITATION, AND APPROVING AND UPDATING THE JOB ROSTER FOR THE CITY OF PRESCOTT, AND SETTING FORTH ITS DETERMINATION AS TO UNFUNDED CAPITAL AND OTHER UNFUNDED BUDGETARY REQUESTS.

***RECOMMENDED ACTION*: MOVE to adopt Resolution No. 4179-1341.**

C. Adjournment

EXECUTIVE SESSION

Upon a public majority vote of a quorum of the City Council, the Council may hold an executive session, which will not be open to the public, regarding any item listed on the agenda but only for the following purposes:

- **(i) Discussion or consideration of personnel matters (A.R.S. §38-431.03(A)(1));**
- **(ii) Discussion or consideration of records exempt by law (A.R.S. §38-431.03(A)(2));**
- **(iii) Discussion or consultation for legal advice with the city's attorneys (A.R.S. §38-431.03(A)(3));**
- **(iv) Discussion or consultation with the city's attorneys regarding the city's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation, or in settlement discussions conducted in order to avoid litigation (A.R.S. §38-431.03(A)(4));**
- **(v) Discussion or consultation with designated representatives of the city to consider its position and instruct its representatives regarding negotiations with employee organizations (A.R.S. §38-431.03(A)(5));**
- **(vi) Discussion, consultation or consideration for negotiations by the city or its designated representatives with members of a tribal council, or its designated representatives, of an Indian reservation located within or adjacent to the city (A.R.S. §38-431.03(A)(6);**
- **(vii) Discussion or consultation with designated representatives of the city to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property (A.R.S. §38-431.03(A)(7)).**

Confidentiality

Arizona statute precludes any person receiving executive session information from disclosing that information except as allowed by law. A.R.S. §38-431.03(F). Each violation of this statute is subject to a civil penalty not to exceed $500, plus court costs and attorneys' fees. This penalty is assessed against the person who violates this statute or who knowingly aids, agrees to aid or attempts to aid another person in violating this article. The city is precluded from expending any public monies to employ or retain legal counsel to provide legal services or representation to the public body or any of its officers in any legal action commenced for violation of the statute unless City Council takes a legal action at a properly noticed open meeting to approve of such expenditures prior to incurring any such obligation or indebtedness. A.R.S. §38-431.07(A)(B).

CERTIFICATION OF POSTING OF NOTICE

The undersigned hereby certifies that a copy of the foregoing notice was duly posted at Prescott City Hall on __/___/___ at ___:___ __m. in accordance with the statement filed by the Prescott City Council with the City Clerk.