

CITY OF SURPRISE
Boards and Commissions Nominations Committee
16000 N. Civic Center Plaza
Surprise, AZ 85374
Monday, June 8, 2020 @ 3:30 PM
COUNCIL CHAMBERS



NOTICE: In an effort to protect health and safety of city employees, residents, and visitors, the Council Chambers will be closed to the public during this meeting. The public may access the meeting by viewing a live stream or broadcast of the meeting. To watch live, please visit www.surpriseaz.gov/surprisetv, the Surprise City Gov Facebook page at www.facebook.com/cityofsurprise. Cox channel 11 and Century Link channel 8513 will also carry the meeting live.

For instructions on how to comment on agenda items and public hearings, please go to <https://bit.ly/3eKcGWq>

- A. Call To Order
- B. Roll Call
- C. Pledge of Allegiance
- D. Current Events and Reports
- E. Staff Reports
- F. Boards and Commissions Nominations Committee

CALL TO THE PUBLIC:

Public comment will be taken through email or via phone. To submit email comments, including Call to the Public for non-agenda items, please email publiccomments@surpriseaz.gov. Comments for Call to the Public must be submitted prior to the start of the meeting. To comment on agenda items, emails must be submitted prior to the time(s) designated for public comment by the Committee Chair during the meeting or before the agenda item has otherwise concluded.

To comment live by phone for Call to the Public for non-agenda items or for agenda items, please call 623-222-1250 prior to, or during, the meeting to have your name placed on a callback list. If you reach voicemail, please leave your name and phone number. The Committee Secretary will call those wishing to comment from the dais during the meeting, and the call will be streamed through the Council Chamber audio system. Only calls received before Call to the Public for non-agenda items or before or during the time(s) designated for public comment by the Committee Chair during the meeting on the subject agenda item will be accepted and streamed. No calls will be accepted after the time(s) designated by the Committee Chair for public comment or after an agenda item has otherwise concluded.

CONSENT AGENDA:

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

- | | | | |
|----|----------|--|--|
| 1. | Internal | Consideration and action to approve the Nominations Committee Meeting minutes from April 10, 2020 and Executive Session Minutes from April 10, 2020. | None

Sherry Aguilar
City Clerk |
|----|----------|--|--|

- | | | |
|-------------|--|--|
| 2. Internal | The Nominations Committee will conduct interviews for the following Board and Commission Vacancies: Audit Committee, Arts Committee, Personnel Appeals Board and Veterans, Disability and Human Services Commission and make recommendations to the City Council at the June 16, 2020 Regular Council Meeting, and review Reappointment List and applications filed prior for the Veterans, Disability and Human Services vacancy. | None

Sherry Aguilar
City Clerk |
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G. Other Business and Future Agenda Items

H. Executive Session

For information purposes: Upon a public majority vote of a quorum ("Commission"), the Commission may hold an executive session, which will not be open to the public, but for only the following purposes: discussion or consideration of records exempt by law from public inspection (A.R.S. §38-431.03(A)(2));

or discussion or consultation for legal advice with the attorney or attorneys of the public body (A.R.S. §38-431.03(A)(3)).

Confidentiality Requirements: Pursuant to A.R.S. §38-431.03(C)(D), any person receiving executive session information pursuant to A.R.S. §38-431.02 shall not disclose that information except to the Attorney General or County Attorney or by agreement of the Commission, or as otherwise ordered by a court of competent jurisdiction.

The Commission may vote to hold an executive session for the purpose of obtaining legal advice from the Commission's attorney on any matter listed on the agenda pursuant to A.R.S. § 38-431.03(A)(3).

I. Adjournment

SHERRY ANN AGUILAR, CITY CLERK, MMC

POSTED: June 2, 2020 at 1:40 PM

SPECIAL NOTE: PERSONS WITH SPECIAL ACCESSIBILITY NEEDS, INCLUDING LARGE PRINT MATERIALS OR INTERPRETER, SHOULD CONTACT THE CITY CLERK'S OFFICE @ 623.222.1200 OR TTY 623.222.1002, BY NO LATER THAN 24 HOURS IN ADVANCE OF THE REGULAR SCHEDULED MEETING TIME.



CITY OF SURPRISE
Boards and Commissions Nominations Committee

Council Meeting Date: June 8, 2020
Submitting Department: City Clerk
Staff Recommendations: None

Contact Person: Sherry Aguilar, City Clerk
District: Internal

Consent: No Regular: Yes Public Hearing: No Report/Discussion: No

Agenda Wording:

Consideration and action to approve the Nominations Committee Meeting minutes from April 10, 2020 and Executive Session Minutes from April 10, 2020.

Motion:

I move to approve the Nominations Committee Meeting minutes from April 10, 2020 and Executive Session Minutes from April 10, 2020.

Background:

This request is routine.

Objective Analysis:

Policy Compliant:

Financial Impact:

Budget Impact:

FTE Impact:

ATTACHMENTS:

1. BCNC MINUTES 04102020
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CITY OF SURPRISE
Board and Commission Nomination
Committee Meeting
16000 North Civic Center Plaza
Surprise, AZ 85374

Friday, April 10, 2020 – 1:00 p.m.

Call to Order @ 1:00 p.m.

Roll Call – All Committee members were present.

Councilmember Roland F. Winters, Jr. (Chair) called the **Board and Commission Nomination Committee** to order at 1:00 p.m. at Surprise City Hall, Council Chambers 16000 North Civic Center Plaza Surprise, Arizona 85374, on Friday, April 10, 2020. Also in attendance with Chair, Roland F. Winters, Jr., Committee Member, Ken Remley and Committee Member, Nancy Hayden.

Staff Present: City Clerk, Sherry Ann Aguilar and City Attorney, Robert Wingo.

Other attendees: Arts & Cultural Advisory Commission Chair, Margaret Lieu, Arts & Cultural Advisory Commission Member, Jack Hastings and WHAM Director, Connie Whitlock.

CALL TO THE PUBLIC - none.

REGULAR AGENDA ITEMS:

Consideration and action pertaining to an investigation and/or resolution of allegations against Arts and Cultural Advisory Commission member Jack Hastings pursuant to Surprise Municipal Code Sec. 2-295(b)(5).

Chair Winters asked the Arts Chair, Margaret Lieu to give her testimony and was allowed 7 minutes. Ms. Lieu commented that she may have a witness to testify today, Connie Whitlock, WHAM Director.

Ms. Lieu submitted her comments in writing outlining why she filed the complaint against Mr. Hastings.

Chair Winters asked if there are any questions from the sub-committee members?

Committee Member Hayden asked if all of the commission members know about this situation?

Ms. Lieu said that she has not discussed with other members since it would be a conflict.

Committee Member Remley asked Ms. Lieu if she was present at the time of the commission applicant interviews? At the time we made our decision, it was partially based on your recommendation, correct? Ms. Lieu confirmed participating with the interviews when Mr. Hastings was selected.

Chair Winters asked Ms. Lieu to expand on the Fiesta Grande incident.

Ms. Lieu commented that The Arts Commission had a booth at this event, Mr. Hasting signed up for booth time, but he cancelled to do a ride a long with the Fire Department.

Committee Member Remley asked if there was a question asked if the person selected be able to attend all of the meetings and scheduled events. Do you remember this being asked?

Ms. Lieu - Yes, this was a question all of the members were asked. This is a very active committee.

Committee Member Hayden recalled that Ms. Lieu was excited when Mr. Hastings came on board, is that correct?

Ms. Lieu commented, yes he is very charming and caring when he talks with people.

Chair Winters asked Mr. Hastings to come forward to give his presentation and commented that he has 7 minutes to present his case.

Mr. Hastings thanked the Commission for being here and thanked them for the opportunity to respond.

Mr. Hasting hand delivered a copy of the presentation to the committee members to follow along and proceeded to read aloud the pages submitted. Mr. Hasting commented that this is happening because I am a candidate for District 5 Council seat, and Ms. Lieu and Mr. Cepon are supporters of Councilmember, David Sanders. I feel that this is a conflict of interest.

Committee Member Hayden asked Mr. Hastings if he was made aware that this is a very active commission?

Mr. Hastings commented "Yes, I was very aware, the complaint addresses being late or a few times that I called out".

Chair Winters - on the project for WHAM, were you involved in this project at all?

Mr. Hastings responded "No I was not involved, WHAM is not part of our Arts Commission, I know Ms. Lieu is heavily involved with WHAM". I became involved when Ms. dejong asked for assistance with this project. I made comments on Facebook and offered to go and pick up the cards due to COVID-19.

Chair Winters responded that he has a number of pages here from your Facebook page. When you are on your page, you mention Arts Commission, then you say you are running for office.

Mr. Hastings commented that "No, I keep those separate".

Committee Member Hayden - I ran for office and I understand where you are at, I understand the process.

Chair Winters asked for a motion to enter Executive Session to discuss this issue.

Executive Session:

Committee Member, Ken Remley made the motion to enter Executive Session at 1:38 p.m. Seconded by Committee Member, Nancy Hayden. Motion carried.

Consideration and action to recess into executive session for discussion and consultation with the City Attorney for legal advice pertaining to the Nomination Committee's obligations under Surprise Municipal Code Sec. 2-295(b)(5) pursuant to A.R.S. 38-431.03(A)(3).

Reconvened at 2:03 p.m.

Chair Winters asked for clarification from Ms. Lieu about Fiesta Grande and campaigning at the booth.

Ms. Lieu clarified that the Fiesta Grande issue is not the reason I wrote the letter, it is the history wall picture release.

Chair Winters asked Mr. Hastings to comment on the same issue.

Committee Member Remley asked Ms. Lieu to specifically what was said at the Fiesta Grande booth, what did the people tell you happened at that event?

Ms. Lieu commented that some attendees made an off hand comment, insinuating that they were surprised that a commission member was running for office, he had just told them that he was running.

City Attorney Wingo gave an overview of the committee's responsibility and recommended making a record of findings of fact and conclusion. He went through the allegations to create a record based on this criteria following the City Code.

- 1 - Mishandling Tinker time event. Sustain – Consensus of the Committee
- 2 - Fiesta Grande event – Consensus of the Committee
- 3 - Canceling booth time at Thunderbird Art Festival - Consensus of the Committee
- 4 - Card Campaign - Consensus of the Committee
- 5 - Posting City History wall photos - Consensus of the Committee

Committee Member Remley made the motion to make a recommendation of removal of Mr. Hastings from the Arts and Cultural Advisory Commission based on the findings to the Mayor and Council at

the next Regular Council Meeting. Committee Member Hayden seconded the motion. Motion carried.

Adjournment:

Committee Member Hayden made the motion to adjourn the **Boards and Commissions Nomination Committee** of April 10, 2020 @ 2:16 p.m. Seconded by Committee Member, Ken Remley. Motion carried.

Chair, Roland F. Winters, Jr.

ATTEST:

City Clerk/Deputy Clerk



CITY OF SURPRISE
Boards and Commissions Nominations Committee

Council Meeting Date: June 8, 2020
Submitting Department: City Clerk
Staff Recommendations: None

Contact Person: Sherry Aguilar, City Clerk
District: Internal

Consent: No Regular: Yes Public Hearing: No Report/Discussion: No

Agenda Wording:

The Nominations Committee will conduct interviews for the following Board and Commission Vacancies: Audit Committee, Arts Committee, Personnel Appeals Board and Veterans, Disability and Human Services Commission and make recommendations to the City Council at the June 16, 2020 Regular Council Meeting, and review Reappointment List and applications filed prior for the Veterans, Disability and Human Services vacancy.

Motion:

The Nominations Committee will interview and make recommendations to the City Council at the June 16, 2020 Regular Council Meeting.

Background:

This process follows the Surprise Municipal Code for Boards and Commission appointment process.

Objective Analysis:

Policy Compliant:

Financial Impact:

Budget Impact:

FTE Impact:

ATTACHMENTS:

1. 06082020 nominations committee interview schedule
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INTERVIEW SCHEDULE
MONDAY, JUNE 8, 2020 – 3:30 P.M.

CURRENT VACANCIES:

ARTS COMMISSION – 1
PERSONNEL APPEALS BOARD – 1
CITY AUDIT COMMITTEE – 1
VDHS – 1

BOARD/COMMISSION	NAME:	TIME :
AUDIT	AARON BACON	3:30 P.M.
AUDIT	KEVIN SARTOR	3:45 P.M.
PAB	KEVIN SARTOR	4:00 P.M.
PAB	KELLEY SPEER	4:15 P.M.
PAB	EDWARD CHRISTY	4:30 P.M.
PAB	REBECCA ENG	4:45 P.M.
PAB	GORDON GONYO	5:00 P.M.
PAB	MITCHELL FRIEDLANDER	5:15 P.M.
PAB	ERIC LOCHNER	5:30 P.M.
ARTS	JAY LICKUS	5:45 P.M.
ARTS	DEANGELO HALL	6:00 P.M.
ARTS	MELISSA LINDLEY	6:15 P.M.
ARTS	FRANCESCA EN	6:30 P.M.
VDHS	JASON COOPER	6:45 P.M.
VDHS	MARY MCCLENDON	7:00 P.M.

**PREVIOUSLY INTERVIEWED APPLICANTS THAT HAVE EXPRESSED INTEREST FOR
VETERANS, DISABILITY & HUMAN SERVICES COMMISSION VACANCY. THESE APPLICANTS
WILL NOT NEED TO BE REINTERVIEWED ACCORDING TO OUR CITY CODE.**

Kelley Speer
Paul Daly
Kevin Sartor
Dallen Cox
Tyler Stafford
HarryLouis Rodriguez
Charles Collins
Gordon Fouts
John Billcheck
Firas Faraj
Robert Eisenbaugh
Shelley Hensel
Lori Murphy
Benito Garcia

THE NOMINATIONS COMMISSION WILL NEED TO REVIEW THE REAPPOINTMENT LIST:

**BOARD/COMMISSION REAPPOINTMENT SUMMARY
TERM EXPIRATIONS - JUNE 30, 2020 – ALL 4 YEAR TERMS,
EXCEPT FOR AUDIT COMMITTEE (2 YEAR TERMS)**

Board/Commission:	Member:	Seeking Reappointment?
Arts Commission	Rhiannon Miett	YES
Arts	Susan de Jong	YES
Arts	Kathie Morgan	YES
Audit Committee	John Holland	2 year term – YES
Audit	Connie Bowers	2 year term – YES
Audit	One New Vacancy	2 year term
JSAC	Judge Peter Swann	YES
Board of Trustees	Aaron Bacon	YES
Personnel Appeals Board	Rayana Mariland	Moved out of Surprise
	Ira McCullough	YES
	Valerie Serrano	YES
Planning & Zoning	Scott Krous	YES
	Dennis Smith	YES
	Mitchell Rosenbaum	YES
PSPRS Board – Citizen	Jim Conner	YES
VDHS Commission	Bruce Hertzog	YES
	Dan Moore	YES