



CITY OF SURPRISE
Regular City Council Meeting
16000 North Civic Center Plaza
Surprise, AZ 85374

Tuesday, February 4, 2020 @ 6:00PM

Call To Order

Invocation

Led by Shawna Daigle.

Roll Call

Mayor Hall called to order the Regular City Council Meeting of February 4, 2020 at 6:00 PM at Surprise City Hall Council Chambers, 16000 N Civic Center Plaza, Surprise, Arizona 85374. Also in attendance with Mayor Hall were Vice Mayor Judd, Council Members; Winters, Hayden, Duffy, Sanders and Remley.

Staff Present: City Manager, Michael Frazier; City Attorney, Robert Wingo and City Clerk, Sherry Ann Aguilar.

Pledge of Allegiance

Mr. Collier's 5th grade class from Paradise Honors Elementary School. They are the top performing 5th grade class in this year's Surprise Literacy Challenge

Proclamation and Community Acknowledgements

[Mayor Hall presented the proclamation to Donna Davis regarding Teen Dating Violence Awareness.](#)

1. Teen Dating Violence Awareness Proclamation

E. City Manager Report

[DeAnn Blanford, Youth Coordinator introduced the students to be recognized.](#)

[The students addressing Council from the podium are:](#)

[• Kyleigh Frazier](#)

[• Penny Lucas](#)

[• Caden Cuglietta](#)

[The PHES faculty in attendance are:](#)

[Mr. Matt Collier, 5th grade English-Language Arts and Social Studies teacher](#)
[Ms. Dani Fischer, 5th grade Math and Science teacher](#)

[The Surprise Youth Council members seated on the dais are:](#)

[Caroline Dors, Senior at Valley Vista High School](#)
[Alex Kissel, Senior at Paradise Honors High School](#)

1. Surprise Literacy Challenge 5th grade class and Youth Council member's will report on current youth events and projects.

Call To The Public

[Glenn Klitzka announced that he will present plaques to the Mayor and Council and City Directors before the next Council Meeting on February 18, 2020.](#)

F. City Clerk Report

Regular City Council Meeting Agenda

CONSENT AGENDA:

Council Member Remley made the motion to approve the consent agenda. Council Member Winters seconded the motion. Seven yes votes, motion carried.

2. Consideration and action pertaining to approval of a Fiscal Year 2020 budget amendment reallocating appropriations in the amount of \$1,000 within the Grants Fund from Contingency to the Walmart Grant Victim Assistance Grant; Resolution #2020-02 - APPROVED

3. Consideration and action on the minutes of January 21, 2020 Regular City Council Work Session; Council Meeting and Executive Session - APPROVED

4. Consideration and action to approve a request by Kakhree Mikha Chalabe (Owner) for a Series 10 (Beer & Wine Store) liquor license for Cindy's Mini Market located at 12865 W. Grand Avenue, Surprise, AZ 85374 - APPROVED

5. Consideration and action on accepting Rights-of-Way from Arizona State Land Department for 163rd Avenue between Jomax Road and Dynamite Road - APPROVED

6. Consideration and action declaring the City's intention to establish a lighting improvement district known as, "City of Surprise, Arizona, SU-Park Place 183 Lighting Improvement District" pursuant to A.R.S. § 48-616 for the purpose of purchasing facilities and energy for lighting the public streets and parks; Resolution #2020-03 - APPROVED

7. Consideration and action declaring the City's intention to establish a lighting improvement district known as, "City of Surprise, Arizona, SU-Cotton and Sweetwater 189 Lighting Improvement District" pursuant to A.R.S. § 48-616 for the purpose of purchasing facilities and energy for lighting the public streets and parks; Resolution #2020-08 - APPROVED

8. Consideration and action pertaining to approval of an amendment to the Fiscal Year 2020 Capital and Operating List of Items over \$50,000 to include the purchase

of additional ammunition that was already budgeted in the existing FY2020 budget;
Resolution #2020-12 - APPROVED

9. Consideration and action authorizing the city attorney, or his designees, to take any and all actions necessary, including but not limited to initiating litigation, to enforce the Sewer Service Agreement entered into by and between the City of Surprise and Cortessa L.L.C. and Citrus & Northern L.L.C. on August 16, 2004 - APPROVED

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

10. Presentation and discussion pertaining to the fiscal year 2019 annual audit and Comprehensive Annual Financial Report, and associated reports - NO ACTION

Finance Director, Andrea Davis introduced Brittney Williams from Heinfeld Meech to go over the audit findings and results. No action is being requested.

Vice Mayor Judd - Fraud prevention checklist. Do you have a status on when this will be completed?

Council Member Remley - I want to thank you for coming and speaking to us tonight, outstanding job.

11. Discussion and action pertaining to the installation of a historical timeline display to commemorate the City's 60th anniversary - APPROVED

Paul Bernardo introduced Margaret Lieu of the Arts Commission and Danielle Osborn, staff liaison to conduct the powerpoint presentation on this item.

Ms. Lieu reviewed the background leading up to this project. She further commented that our City Historian put the history book together and worked with staff to make sure the history is preserved and recorded on the history wall to be completed in time for our 60th Anniversary. The costs of the project were highlighted and funds were previously budgeted.

Council Member Sanders - I like this project, in 2030 are you going to keep going?

Ms. Lieu - For now it will stop there, but discussion can take place for further projects.

Council Member Remley - I am blown away this is amazing, what a tribute.

Council Member Duffy - I think this is great, it is literally a walk down memory lane.

Mayor Hall - This is an exiting project, we need to figure out something for the Community Room. This Arts Commission works hard. Muriel is special, she can execute the design.

Council Member Hayden made the motion to approve the display. Council Member Winters seconded the motion. Seven yes votes, motion carried.

**12. Consideration and action pertaining to approval of an amendment of the Surprise Municipal Code Chapter 50, Article II by repealing and replacing the current Chapter with amended sections related to cable television franchises - APPROVED
ORDINANCE 2020-08**

[Attorney, Hobie Wingard gave a powerpoint presentation on this item.](#)

[Council Member Remley - Can you go into these 2 channels? What other channels do we have besides Cox?](#)

[ACM, Diane Arthur - Surprise Channel 11 and Dysart USD. Cox and Century Link.](#)

[Council Member Winters made the motion to approve Ordinance 2020-08. Council Member Hayden seconded the motion. Seven yes votes, motion carried.](#)

13. Consideration and action pertaining to approval of the purchase of approximately .6 acres of real property near Hollyhock Street and Rimrock Street - APPROVED

[Lloyd Abrams gave a brief powerpoint presentation on this item.](#)

[Mayor Hall - Congratulations on this, it has been a long term project.](#)

[Council Member Sanders - Has this always been a vacant residential site?](#)

[Mr. Abrams - As far as I know, yes.](#)

[Council Member Hayden - Will this be enough parking for a game?](#)

[Mr. Abrams - Equivalent to the old ball field parking.](#)

[Council Member Remley - Thank you very much for moving forward on this. The Gaines Ballpark is a significant part of our history. With adding this parking, we will not have parking on the streets.](#)

[Council Member Sanders made the motion to approve the purchase of approximately .6 acres of real property near Hollyhock Street and Rimrock Street. Council Member Remley seconded the motion. Seven yes votes, motion carried.](#)

14. Consideration and action pertaining to support of potential legislation ensuring fair competition among all car rental operators, including both traditional rentals and online "peer-to-peer" car rental operations - APPROVED

[Jodi Tas gave a brief powerpoint presentation on this item.](#)

[Council Member Sanders - Who pays these fees and who receives them?](#)

[Ms. Tas - The renter pays the fee to the driver, the car renter will be required to pay.](#)

[Council Member Hayden made the motion to approve authorizing the Mayor to execute the letter of support for equitable peer-to-peer car rental legislation on behalf of the City. Council Member Duffy seconded the motion. Seven yes votes, motion carried.](#)

Other Business and Future Agenda Items

City Council Reports

Council attended and/or reported on the following:

Council Member Sanders - Toll Brothers; Meet and Greet on Jan. 25th; Council Conversation with Surprise Youth Council members with CM Duffy; Pastor's Breakfast; Mera City Center Groundbreaking; Spencer's Place Ribbon Cutting; Fire Station 305 event.

Council Member Remley - We have been busy, attended several ribbon cuttings, visit Toll Brothers to see the models; families moving into the affordable units on Nash Street; thanked staff for the wonderful job they are doing with our City.

Council Member Duffy - Toll Brothers, great event and models are open now; Council Conversations was a fun event; thanked public works staff on Cactus Road issues involving Shadow Ridge.

Council Member Winters - New Asante Library, great job on the library, thanked Donna Miller and staff on the event and turnout; Amigos Restaurant open house.

Council Member Hayden - Toll Brothers, models are beautifully designed; Block Party at Sun City Grand; Pastor's Breakfast; Spencer's Place; Asante Library; Fire Station 305; Amigo's Restaurant, young family owned.

Vice Mayor Judd - Great Council here, we go to all of the events. Great restaurants opening in District 6, Spencer's Place, Amigo's Authentic Mexican Food, excellent food, support our local businesses.

Mayor Hall - Toll Brothers, Shadow Ridge High School Band was excellent, Rated "A" high school in Surprise. Groundbreaking of Legacy Traditional, Cactus and Cotton Lane, open by Fall 2020; Asante Library; 2020 Sanderson Ford College Baseball Classics; Feb. 14th - 18th Annual Welcome Back Luncheon; Spring Training Feb. 21st. Reminder, next Monday is President's Day on the 17th, City Offices closed.

Executive Session

Adjournment

Vice Mayor Judd made the motion to adjourn the Regular City Council Meeting of February 4 2020 at 7:18 PM. Council Member Sanders seconded the motion. Seven yes votes, motion carried.

Skip Hall, Mayor

ATTEST:

Sherry Ann Aguilar, City Clerk, MMC

CERTIFICATION:

I, Sherry Ann Aguilar, City Clerk for the City of Surprise, Maricopa County, Arizona, do hereby verify that these are the true and correct minutes of the Regular City Council Meeting of **Tuesday, February 4, 2020.**

Sherry Ann Aguilar, City Clerk, MMC