



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

Tuesday, March 5, 2019 @ 6:00PM

A. Call To Order

B. Roll Call

Mayor Hall called the Regular City Council Meeting to order at 06:00 p.m. at Surprise City Hall Council Chamber, 16000 North Civic Center Plaza Surprise, Arizona 85374, on Tuesday, March 5, 2019. Also in attendance with Mayor Hall were Vice Mayor Winters, Council Member Hayden, Council Member Judd, Council Member Duffy, Council Member Sanders and Council Member Remley.

Staff Present:

City Manager, Michael Frazier, City Attorney, Robert Wingo and City Clerk, Sherry Ann Aguilar.

C. Pledge of Allegiance

D. Proclamation and Community Acknowledgements

E. City Manager Report

[Presentation by Alyson Cline and the Friends of the Surprise Library, focused on literacy and reading skills. The entries for the Bookmark contest were displayed out in the atrium until March 20th. Mayor Hall assisted with announcing the winners of the contest.](#)

[Isaiah Wallis - Honorable Mention](#)

[1st place for 6th grade - Jordan Benezinski](#)

[7th Grade - Honorable Mention - Arlia Robles](#)

[7th grade - first grade winner - Coralee Folbe](#)

[8th grade - honorable mention - Dylan Mecham](#)

[8th grade - 1st place winner - Sarah Monahan](#)

Reports

Presentation by Friends of the Surprise Libraries.

F. City Clerk Report

Reports

G. Call To The Public

[Linda Cabrera, Garden Coordinator spoke on the Community Garden at Benevilla. Self funding garden, City of Surprise, Benevilla and Rio Salado are our partners. Announced a few changes that will be taking place including additional costs, revisions, etc. Working with a program called Blue Zone. Focusing on people living past 100 years.](#)

H. Regular City Council Meeting Agenda

CONSENT AGENDA:

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

1. Consideration and action pertaining to approval of the Final Plat entitled "Final Plat for Rangers Housing at Surprise Center," dated January 7, 2019, generally located on the northeastern corner of Bullard Avenue and Greenway Road - APPROVED

2. Consideration and action pertaining to approval of the Final Plat entitled, "Final Plat " Toll at Prasada, Phase 1 Unit A" , dated January 10, 2019, a property generally located west of Cotton Lane between Cactus Road and Peoria Avenue - APPROVED

3. Consideration and action pertaining to approval of the Final Plat entitled, "Final Plat " Toll at Prasada, Phase 1 Unit D" , dated January 10, 2019, a property generally located west of Cotton Lane between Cactus Road and Peoria Avenue - APPROVED

4. Consideration and action regarding a Master License Agreement for ExteNet Systems Inc., under Case FS19-049 - APPROVED

5. Consideration and action pertaining to approval of the Final Plat entitled, "Final Plat " Toll at Prasada, Phase 1 Unit B" , dated January 10, 2019, a property generally located west of Cotton Lane between Cactus Road and Peoria Avenue.

6. Consideration and Action pertaining to acceptance of a Right of Way from George Hoefer and Sheila Redding-Hoefer; Resolution #2019-24 - APPROVED

7. Consideration and action pertaining to a grant of an Easement to Southwest Gas Utility for the purpose of providing service to the Ottawa Campus - APPROVED

8. Consideration and action on the minutes for Tuesday, February 19, 2019 for the Regular Work Session, Regular Council Meeting and Executive Session - APPROVED

REGULAR AGENDA ITEM - PUBLIC HEARING:

9. A Public hearing pertaining to the results of the Biennial Audit of the City's land use assumptions, infrastructure improvements plan and development fees as required by Section 106-61 of the City of Surprise Municipal Code and Arizona Revised Statute (ARS) 9-463.05 (G)(2) - NO ACTION

Finance Director, Andrea Davis and Finance Staff Nick Sarpy gave a powerpoint presentation on this item. No action to be taken on this item, public hearing only.

Mayor Hall asked if the projection was based on MAG numbers.

Ms. Davis - Used a 3rd party economic estimator based on land use assumption.

No public comments were made.

10. Consideration and action pertaining to approval of a rezone of 200.3 acres of property located in the Sycamore Farms Planned Area Development (â€œPADâ€) at the southeastern corner of Cotton Lane and Cactus Road from Sycamore Farms PAD-RL-5, PAD-RM9, PAD-CC, and Park to Sycamore Farms PAD-RL-5, PAD-RM9, and PAD-CC; Ordinance #2019-04 - APPROVED

City Planner, Hobart Wingard gave a powerpoint presentation on this item.

Council Member Duffy asked for clarification on the relocation of the park, do we know this for sure?

Community Development Director, Eric Fitzer, we are working on a land donation agreement, the City is looking at a developer for a land donation on another site.

Council Member Remley is also about the park, do we own this land, do we have rights to the land for the park. Why did we have a park in the first place?

City Planner Wingard - the park was built by the developer and was to be taken over by the City and maintained, but that did not happen.

Mayor Hall - we are looking at over 240 units.

No public comments made.

Council Member Duffy made the motion to approve Ordinance 2019-04. Council Member Hayden seconded the motion. Seven yes votes, motion carried.

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

11. Consideration and action pertaining to a Fiscal Year 2019 budget amendment reallocating appropriations in the amount of \$40,000 in support of continuing the digital Shop Surprise program for a second year in partnership with the Surprise Regional Chamber of Commerce; Resolution #2019-07 - APPROVED

Economic Development Director, Jeanine Jerkovic opened the item and mentioned several events taking place around the City including Nothing Bundt Cakes ribbon cutting that is taking place this week. The presentation was turned over to the Regional Chamber of Commerce Representatives Raoul Sada and Chance Mikos.

A few videos were displayed from local businesses that benefit from the Shop Surprise Program.

Survey results were reviewed, overwhelming consensus that a shop local program is very important to our communities.

As part of the presentation, the budget for the program was reviewed.

Council Member Hayden asked for clarification on Shop Surprise survey results, it indicates everyone is on board already.

Mr. Sada - There were over 400 participants that have already opted in to the program.

Council Member Hayden - I would like to see Shop Surprise with the membership agreement so I can make an honest decision on this. I would prefer to have them together.

Ms. Jerkovic commented that we should have this item for the 2nd work session in April.

Council Member Judd commented that the Chamber is one of my favorite organizations to promote our businesses. I do have some concerns with the costs, what is the primary goal of the program and how will you measure this?

Mr. Sada - Business retention program for consumers to buy local to shop local.

Council Member Judd asked how long has this program been in effect?

Mr. Sada - Since the Bell Road bridge project is where this started.

Mayor Hall commented that there has been a couple of years to perfect this program and it has stayed flat lately.

Council Member Judd commented that there are many companies that do this type of program. I think the program is important and would like to see this continue.

Council Member Sanders, so the goal of this program is to be self sustaining?

Council Member Duffy - Can this survive without the funding? What happens to it if we decide not to support.

Mr. Sada - Already purchased SMS texts and commitment to many businesses. If we don't have the funding, we won't have the horsepower to move forward.

Council Member Duffy, I agree that it should be all together in one agreement.

Council Member Remley - The \$7,000. that you paid for the SMS messages, what were the source of funds for this? Chamber of Commerce.

Council Member Remley, was this part of the \$53,704. funding? So after that, you bought the SMS, why didn't you say something at that time if you needed additional funding.

Ms. Jerkovic, the fault lies with me, the Chamber indicated that the program was coming to an end.

Mayor Hall commented that you have a problem here, we need to figure out and maybe we need to table this item and bring back as one document.

City Attorney Wingo commented that if Council desires to not take action, the item

would die.

Council Member Duffy made the motion to approve Resolution 2019-07. Council Member Judd seconded the motion. Six yes votes, one no vote (Remley). Motion carried.

12. Consideration and action pertaining to approval of an amendment to the Fiscal Year 2019 Budget and Capital and Operating List of Items of 50k by reallocating appropriation of \$250,200 from General Capital contingency and \$124,800 from CRS replacement Project #A54010 to Project #P54140, Tennis Court Lights, for a total of \$375,000; and amending items #19407 for Tennis Court Lighting and #19035- CRS Asset Replacement; Resolution #2019-23 - APPROVED

CRS Director, Donna Miller gave a powerpoint presentation on this item.

Council Member Judd, where do the tennis courts fall on the list of items that were low on the priority list?

Council Member Remley asked why were these courts not lighted in the first place?

Lack of funding.

Council Member Remley, how much do we lose every year by not having the lights?

Council Member Remley, it seems like we have had a few complaints in the last couple of months, I wonder if the tail is wagging the dog, or is this a coincidence?

Vice Mayor Winters - I think this is a good decision, it will allow more tournaments, raise more tourism funding.

Council Member Sanders asked for clarification on the yearly cost for lighting.

Council Member Duffy asked how many years have you placed this item on for capital improvements? At least 8 years.

Council Member Judd made the motion to approve Resolution 2019-23. Vice Mayor Winters seconded the motion. Seven yes votes, motion carried.

13. Presentation and discussion on the Community and Recreation Services Fee Policy and proposed updates to the Comprehensive Citywide Fee Schedule - NO ACTION

CRS Director, Donna Miller gave a powerpoint presentation on this item.

Asst. Director, Paul Frie and Analyst, Christina Fredrickson assisted with the presentation.

Vice Mayor Winters - When was the last time you raised the fees?

2006

Vice Mayor Winters - Ramada charges? clarification

Council Member Sanders - I think the proposed rates are fair. I remember discussing the proposed fees while I was on CRS Commission.

[Council Member Judd - Clarification on posting requirements. Who is involved with fee recommendations?](#)

[Ms. Miller - Will review annually during the budget process. Youth scholarships according to parents income.](#)

[Council Member Remley - Where is the fee schedule published right now? online on City website. Will you provide a list of current fees and proposed fees?](#)

[Vice Mayor Winters - CRS Commission takes a look at the fees, they don't have the final decision correct?](#)

[Mayor Hall - What are we doing with the non resident fees? Is it part of our package?](#)

[Council voted to recess the Regular City Council Meeting and enter into executive session at 8:18 PM.](#)

[The meeting reconvened at 8:31 PM.](#)

14. Consideration and action pertaining to approval of the Settlement Agreement for Stipulated Condemnation By and Between Circle City Water Company, L.L.C. and City of Surprise - APPROVED

[DCM, Terry Lowe gave a brief description on this item.](#)

[Vice Mayor Winters made the motion to approve the settlement agreement for stipulated condemnation by and between Circle City Water Company LLC and the City of Surprise. Council Member Remley seconded the motion. Seven yes votes, motion carried.](#)

K. Executive Session

I. Other Business and Future Agenda Items

[Vice Mayor Winters - Add an item to next work session - Ride Choice. Second by Council Member Judd.](#)

J. City Council Reports

[Council reported and/or attended the following:](#)

[Council Member Hayden - Reading to children](#)

[Vice Mayor Winters - Several events; enjoyed reading to the children the most.](#)

[Council Member Sanders - CAP Tour with Judd and Remley. Behavior Health tour; Read Across America.](#)

[CM Duffy - City Academy, a lot of people in attendance.](#)

[Mayor Hall - a student at Canyon Ridge Elementary asked a question, why does everything cost so much?](#)

[Mayor Hall - Met with Congresswoman Debbie Lesko, transportation issues at 303, Read Across America; State of the City, March 28th; Community Outreach Meeting at Sun Village for the City Center.](#)

L. Adjournment

Council Member Sanders made the motion to adjourn the Regular City Council Meeting of March 5, 2019 at 8:38 PM. Council Member Hayden 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, March 5, 2019.**

Sherry Ann Aguilar, City Clerk, MMC