



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

Tuesday, February 19, 2019 @ 6:00PM

A. Call To Order: Mayor Hall called the Regular Council Meeting to order at 6:00 p.m.

B. Roll Call: In attendance with Mayor, Skip Hall were Vice-Mayor, Roland F. Winters, Jr.; Councilmembers Patrick Duffy; David Sanders; Chris Judd; Nancy Hayden and Ken Remley.

C. Pledge of Allegiance: The Pledge of Allegiance was led by students from Thompson Ranch Elementary Mrs. Densford's 6th grade class.

D. Proclamation and Community Acknowledgements: Mayor Hall presented a proclamation to Yesenia Gurka recognizing February as Go Red For Women Month in support of the American Heart Association.

E. City Manager Report:

Youth Coordinator, Mike Cassidy introduced Thompson Ranch 6th grade students who participated in the Literacy Challenge spoke on behalf of their school. students were Murcia Countee and Marcos Lovato.

[Youth Coordinator, Mike Cassidy introduced 6th grade students from Thompson Ranch Elementary School.](#)

[Students spoke on behalf of the literacy challenge program.](#)

F. City Clerk Report

1. Consideration and action on the appointment of Bill Pupo to fill a vacancy on the Community & Recreation Services Commission with a term expiration of June 30, 2021.

Councilmember Remley made the motion to approve appointment of Bill Pupo to fill a vacancy on the Community & Recreation Services Commission with a term expiration of June 30, 2021. Vice-Mayor Winters seconded the motion. 7 yes votes, motion carried.

[Vice-Mayor Winters read the item aloud for selection of Bill Pupo for a vacancy on the CRS Commission.](#)

. Consideration and action on the appointment of Raymond Grim to fill a vacancy on the Community & Recreation Services Commission with a term expiration of June 30, 2019.Â

Councilmember Remley made the motion to approve appointment of Raymond Grim to fill a vacancy on the Community & Recreation Services Commission with a term expiration of June 30, 2019. Councilmember Judd seconded the motion. 7 yes votes, motion carried.

G. Call To The Public

No comments received.

H. Regular City Council Meeting Agenda

1. CONSENT AGENDA:

No items were removed by Council on the Consent Agenda.

Councilmember Remley made the motion to approve the Consent Agenda containing items 1 - 7. Councilmember Duffy seconded the motion. 7 yes votes, motion carried.

1. Consideration and action on the Fiscal Year 2019 budget amendment reallocating appropriations in the amount of \$128,000Â for contract building inspectors; Resolution 2019-14.

. Consideration and action pertaining to amending the Fiscal Year 2019 budget by reallocating appropriations of \$27,400 from contingency within the Grants Fund to FFY19 GOHS Pedestrian & Bicyclist Safety OT (\$25,000) within the Grants Fund to cover overtime expenses for additional pedestrian and bicyclist safety enforcement and \$2,400 to FFY19 GOHS Motorcycle Overtime Grant for the purchase of traffic cones for civilian motorcycle operations courses. Resolution #2019-20.

3. Consideration and action pertaining to amending the Fiscal Year 2019 budget by reallocating appropriations of \$10,000 from contingency within the Grants Fund to the US Marshals Service Joint Law Enforcement Operations (JLEO) Overtime Task Force project within the Grants Fund to cover expenditures associated with Task Force overtime expenses; Resolution # 2019-22.

4. Consideration and action on the minutes of February 5, 2019 Regular City Council Work Session and Regular City Council Meeting.

5. Consideration and action on a Series 10 (Beer & Wine Store) liquor license request for Dollar General Store #19349, located at 17174 W. Jomax Road, Surprise, AZ 85387.Â Â

6. Consideration and action pertaining to a Fiscal Year 2019 Budget amendment reallocating appropriation of \$125,000 from Project P42040 to Project P42030 within the General Capital Projects Fund for preliminary design services on Litchfield Road; Resolution # 2019-21.

7. Consideration and action pertaining to approval of a Reciprocal Access and Parking Easement Agreement with Ottawa University.

. REGULAR AGENDA ITEM - PUBLIC HEARING:

8. AÂ Public Hearing on the proposed adoption of a utility rate adjustment pursuant to A.R.S. 9-511.01. Following the public hearing, City Council during the regular agenda,Â will consider and take action pertaining to the adoption of utility rates for a 5 year period - FY2020 - FY2024.

Finance Director, Andrea Davis gave a powerpoint presentation on this item. Accompanying Ms. Davis to address Council questions were Terry Lowe, Deputy City Manager and Mike Gent, public Work Director.

No Council questions or comments received.

Mayor Hall opened the public hearing. No public comments were received.

No action was taken for this item, discussion only.

9. A public hearing pertaining to the Paloma Creek annexation proposal, case FS18-149, in accordance with Arizona Revised Statutes 9-471(A)(3).Â

City Planner, Joshua Mike gave a powerpoint presentation on the Paloma Creek Annexation.

Vice-Mayor Winters asked if we have any idea how many signatures you will need to be successful?

Joshua Mike - At a minimum 16 properties that are interested in annexing.

Councilmember Remley asked why are we annexing this property?

Mr. Mike commented that there are property owners interested in development.

Mayor Hall opened the public hearing.

No public comments received.

No action was taken on this item.

[City Planner, Joshua Mike gave a powerpoint presentation on the Paloma Creek Annexation.](#)

[Winters - Do you have any idea how many signatures you will need to be successful?](#)
[Joshua Mike - At a minimum 16 properties that are interested in annexing.](#)

[Remley - Why are we annexing this property?](#)

[No public comments received.](#)

[No action was taken on this item.](#)

10. A public hearing pertaining to the Saddlehorn Ranch annexation proposal, case FS18-315, in accordance with Arizona Revised Statutes 9-471(A)(3).

City Planner, Joshua Mike gave a powerpoint presentation on this item.

Councilmember Judd asked if the two properties being annexed next to each other? Mr. Mike commented no they are not.

Mayor Hall opened the public hearing.

Leea Bowers - a resident of the area commented that her and her husband wanted to know if they have recourse to object to this annexation? is there anything that can be done.

Mayor Hall asked the resident to speak to City staff after the meeting.

Mayor Hall closed the public hearing. No other comments were received.

[City Planner, Joshua Mike gave a powerpoint presentation on this item.](#)

[CM Judd - Are the two properties being annexed next to each other? No adjacent.](#)

[Leea Bowers - 155th Lane, do we have a recourse to object to this? is there anything that can be done.](#)

3. REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

11. Consideration and action pertaining to approval of an amendment to the Fiscal Year 2019 budget by reallocating appropriations of \$657,000 from the Economic Development Contingency Fund to Capital Project P61420 City Center Public Infrastructure; Resolution # 2019-19.Â

ED Manager, Mike Hoover gave a powerpoint presentation and video on this item.

Mayor Hall thanked staff for their efforts with Ottawa University and complimented Mr. Hoover and Mr. Boule for their close relationship with Ottawa creating a true partnership.

No other comments or questions.

Vice-Mayor Winters made the motion to approve Resolution No. 2019-19. Councilmember Remley seconded the motion. 7 yes votes, motion carried.

[Mike Hoover gave a powerpoint presentation on this item. .Pplayed 1 minute video from Ottawa.](#)

[Mayor thanked Mike for his efforts with Ottawa.](#)

12. Consideration and action pertaining to the approval Â of utility rates for a 5 year period - FY2020 - FY2024; Resolution #2019-17.

[Consideration and action to approve the Utility Rates for a 5 year period - FY2020 - FY 2024; Resolution No. 2019-17.](#)

[Finance Director, Andrea Davis introduced this item for approval.](#)

[Councilmember Remley made the motion to approve Resolution No. 2019-17.](#)

[Councilmember Hayden seconded the motion. 7 yes votes, motion carried.](#)

I. Other Business and Future Agenda Items

J. Mayor/City Council Reports

Councilmember Remley complimented the Transportation Department (David Kohlbeck) for assisting a local resident with a transportation issue.

Councilmember Hayden attended the following: Destiny Springs ribbon cutting; Building homes for Heroes, one home given in Sun City Grand; Spring Training Welcome Back Luncheon; Fire Station opening; Chance Shelter Fundraiser.

Vice-Mayor Winters attended the following: Attended the Chance Shelter Fundraiser; Spring Training Welcome Back Luncheon; Destiny Springs Ribbon Cutting.

Councilmember Duffy commented that he is very excited that Spring Training starts on Saturday but the weather has been very cold. Hoping it warms up this week.

Councilmember Sanders commented that he is excited to serve on the Selection Committee for the City Boards and Commissions. Also attended the Welcome Back Spring Training luncheon, and several other events that have been mentioned this evening.

Councilmember Judd gave a shout out to Public Works Director, Mike Gent for quick responses to a few safety and road issues, he was very impressed with the timeliness. He also attended the ribbon cutting for Destiny Springs; Home for Heroes was made possible through a Charity and Chase Bank for an Army Staff Sgt. Charles Robles.

Mayor Hall commented that he attended a lot of the same events, very impressed with the program that gave Sgt. Robles his new home here in Surprise. Attended the Artisan Treasures Festival, there were so many people that there was no parking, great event. Thanked Deputy City Manager, Terry Lowe for a resident complaint that was handled very well.

K. Executive Session

Councilmember Remley made the motion to enter Executive Session at 6:51 p.m. Councilmember Sanders seconded the motion. 7 yes votes, motion carried.

The Regular Council meeting reconvened at 7:58 p.m.

Vice-Mayor Winters made the motion to adjourn the Regular Council Meeting at 7:59 p.m. Seconded by Councilmember Sanders. 7 yes votes, motion carried.

1. Executive Disclaimer

13. Consideration and action to enter into executive session for discussion and consultation with the City Attorney for legal advice and to consider the City Council's position and provide instruction regarding a settlement of the Circle City Water Company condemnation litigation pursuant to A.R.S. 38-431.03(A)(3) and (4). A

14. Consideration and action to enter into executive session for discussion, consultation, and legal advice with city attorneys and staff in order to consider the City Council's position regarding contract negotiations pertaining to real property in proximity of Surprise City Hall pursuant to A.R.S 38431.03(A)(3) and (4).

L. Adjournment

7:59 p.m.

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 19, 2019.**

Sherry Ann Aguilar, City Clerk, MMC