

Regular City Council Meeting Minutes – June 12, 2008

Call to Order:

A. Roll Call:

Mayor L.E. Truitt called the **Regular City Council Meeting** to order at 6:00 p.m., at Surprise City Hall Council Chamber 12425 West Bell Road, Suite D-100 Surprise, Arizona 85374, on **Thursday, June 12, 2008**. Also in attendance with Mayor Truitt were Vice Mayor Roy Villanueva and Council Members: Richard Alton; John Longabaugh, John Williams, Joe Johnson and Skip Hall.

Staff Present:

Interim City Manager, Prisila Ferreira, Assistant City Manager, Doug Sandstrom; Assistant City Manager, Kathy Rice; City Attorney, Michael Bailey; Deputy City Manager, Sintra Hoffman; Special Assistant to the City Manager, Stephanie Wilson; Intergovernmental Relations Program Manager, Michael Celaya; Chief Information Officer, Randy Jackson; City Engineer, Robert Maki; Traffic Engineer, Nick Mascia; Police Chief, Dan Hughes; Fire Chief, Michael White; Public Information Officer, Ken Lynch; Management and Budget Director, Michael Schrock; Finance Director, Robert Nilles; Director of Economic Development, John Hagen; Director of Human Resources, James Bowers; Director of Community and Recreation Services, Mark Coronado; Director of Public Works, Robert Beckley; Information Technology Specialist, Stephanie Cross; City Planner Adam Copeland and City Clerk, Sherry Aguilar.

B. Pledge of Allegiance:

C. Invocation:

D. Current Events and Reports by Mayor and City Council:

Council Member Johnson attended and/or commented on the following events/meetings:

- Memorial Day Parade
- Summer heat – keep hydrated
- Watch children around pools

Council Member Longabaugh attended and/or commented on the following events/meetings:

- Memorial Day Parade
- Grube family
- Saturday/Flag Day
- Sunday/Father's Day

Council Member Alton attended and/or commented on the following events/meetings:

- Memorial Day Parade
- New council conversation segment
- Denny's Restaurant

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Council Member Hall attended and/or commented on the following events/meetings:

- Memorial Parade
- Surprise Farms groundbreaking
- Western Trails tour

Vice Mayor Villanueva attended and/or commented on the following events/meetings:

- Memorial Parade
- Foreclosure Committee Meetings

Council Member Williams attended and/or commented on the following events/meetings:

- Memorial Parade
- Updating website for neighborhood meetings
- Grube house fire – donations to Bank of America

Mayor Truitt attended and/or commented on the following events/meetings:

- Memorial Day Parade
- Transportation Policy
- Tour

E. City Manager and Staff Reports:

- **Current Events**
- **Foreclosure Committee Update** – by Chair Monica Davis
- **Police Recruit and Video** – Police Chief Dan Hughes

ITEM # 1 – CALL TO THE PUBLIC:

Naomi Spielman commented on the following; bus ride, commute to Phoenix and gas prices.

Margaret Thompson commented on bus transit.

Dale Pierce commented on the following; Surprise Farms, tire damage by glass and side walk deeds.

G. CONSENT AGENDA:

All items listed with an asterisk (*) are considered to be routine by the City Council, and were enacted by one motion. There was no separate discussion of these items during this meeting.

Council Member Johnson made the motion to approve the consent agenda. Council Member Alton seconded the motion. Seven yes votes. Motion carried.

- *Item #3– Approved granting **Arizona Public Service** (APS) an easement located at the Public Works Facility located at 134th and Westgate Drive.

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- *Item #4 – Approved **Resolution No. 08-84**; a resolution of the Mayor and Council of the City of Surprise accepting maintenance of the streets located in Bell Pointe 1 Phase 1.
- *Item #5 – Approved **Resolution No. 08-85**; a resolution of the Mayor and Council of the City of Surprise accepting maintenance of the streets located in Bell Pointe 1 Phase 2.
- *Item #6 – Approved **Resolution No. 08-76**; a resolution of the Mayor and Council of the City of Surprise accepting maintenance of the streets located in Cotton Gin.
- *Item #7 – Approved **Resolution No. 08-86**; a resolution of the Mayor and Council of the City of Surprise accepting maintenance of the streets located in Desert Oasis Baer Parcel B4.
- *Item #8 – Approved **Resolution No. 08-87**; a resolution of the Mayor and Council of the City of Surprise accepting maintenance of the streets located in Desert Oasis Baer Parcel B6.
- *Item #9 – Approved **Resolution No. 08-77**; a resolution of the Mayor and Council of the City of Surprise accepting maintenance of the streets located in Desert Oasis Baer Parcel B6.
- *Item #10 – Approved **Resolution No. 08-78**; a resolution of the Mayor and Council of the City of Surprise accepting maintenance of the streets located in Desert Oasis Baer Parcel B7.
- *Item #11 – Approved the final reading of **Ordinance No. 08-23**; an ordinance of the Mayor and Council of the City of Surprise, Arizona, approving an amendment to the 2006 International Residential Code, relating to garage heat detectors.
- *Item #12 – Approved **Resolution No. 08-79**; a resolution of the Mayor and Council of the City of Surprise accepting maintenance of the streets located in Litchfield Manor Parcel 9.
- *Item #13 – Approved **Resolution No. 08-81**; a resolution of the Mayor and Council of the City of Surprise accepting maintenance of the streets located in Marley Park-Bullard Avenue.
- *Item #14 – Approved **Resolution No. 08-80**; a resolution of the Mayor and Council of the City of Surprise accepting maintenance of the streets located in Marley Park Parcel 6.
- *Item #15 – Approved the **minutes** for the Regular City Council Work Session and Regular City Council Meeting of May 22, 2008 and the Special City Council Meeting of May 31, 2008.
- *Item #16 – Approved **Resolution No. 08-94**; a resolution of the Mayor and Council of the City of Surprise approving a rural subdivision, RS07-035, known as Monfort/Ruthrauff Rural Subdivision, to allow the subject 2.5 acre parcel to be subdivided into two separate residential lots. The subject site is located north of Deer Valley Road between 223rd and 225th Avenues.

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- *Item #17 – Approved **Resolution No. 08-95**; a resolution of the Mayor and Council of the City of Surprise, Arizona, declaring its intention to create a lighting improvement district pursuant to A.R.S. § 48-616 for the purpose of purchasing facilities and energy for lighting the public streets for the Surprise Pointe Lighting Improvement District, legally described in Exhibit A and with boundaries as shown on the map in Exhibit B; declaring such street light improvements to be of more than local or ordinary public benefit and that the expenses of the district be paid for by the levy and collection of ad valorem taxes upon the assessed valuation of all real and personal property in the Surprise Pointe Lighting Improvement District.
- *Item #18 – Approved **Resolution No. 08-93**; a resolution altering the speed limit from 35mph to 30 mph on Greer Ranch Parkway between Cactus Road and Peoria Avenue.
- *Item #19 - Approved **Resolution No. 08-82**; a resolution accepting maintenance of the streets located in Surprise Farms Phase 2 Parcel 3.
- *Item #20 - Consideration and action to accept the **Water Meter Easement** associated with the Surprise Pointe Development located on the south east corner of Waddell and Litchfield.

REGULAR AGENDA ITEMS NOT REQUIRING A PUBLIC HEARING:

- Item # 21 – Consideration and action on **appointing Robert Rein** – to the Planning and Zoning Commission with the term expiring July 1, 2012 – **APPROVED**

Council Member Alton introduced the applicant that was recommended by the Selection Committee.

Council Member Hall made the motion to approve appointing Robert Rein to the Planning and Zoning Commission with the term expiring July, 2012. Council Member Longabaugh seconded the motion. Seven yes votes. Motion carried.

- Item #22 – Consideration and action on appointing the following applicants to the **Arts and Cultural Advisory Board** – Richard Asadoorian, Jim Biundo, Lawrence Manne, Dorothy Reeve and Ex-Officio Kate Cox – with terms expiring July 1, 2012 – **APPROVED**

Council Member Alton introduced the applicants that were recommended by the Selection Committee.

Council Member Johnson made the motion to approving appointing the following applicants to the Arts and Cultural Advisory Board; Richard Asadoorian, Jim Biundo, Lawrence Manne, Dorothy Reeve and Ex-Officio Kate Cox with terms expiring July 1, 2012. Council Member Hall seconded the motion. Seven yes votes. Motion carried.

- Item #23 – Consideration and action on appointing the following applicants to the **Disability Advisory Commission** – Kenneth Hill; Jacob Taylor; Tracy Smith and Jane Williams with terms expiring July 1, 2012 – **APPROVED**

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Council Member Alton introduced the applicants that were recommended by the Selection Committee.

Council Member Johnson made the motion to approving appointing the following applicants to the Arts and Cultural Advisory Board; Richard Asadoorian, Jim Biundo, Lawrence Manne, Dorothy Reeve and Ex-Officio Kate Cox with terms expiring July 1, 2012. Council Member Hall seconded the motion. Seven yes votes. Motion carried.

- Item #24 – Consideration and action on appointing **Cliff Elkins to the Transportation Commission – APPROVED**

Council Member Alton introduced the applicant that was recommended by the Selection Committee.

Vice Mayor Villanueva made the motion to approve appointing Cliff Elkins to the Transportation Commission. Council Member Longabaugh seconded the motion. Seven yes votes. Motion carried.

- Item #25 – Consideration and action on directing staff to acquire 4.94 acres of Right of Way from the Arizona State Land Department (219th Avenue - Sun Valley Parkway to Beardsley Road) – in the amount of \$195,700 – modifying the city's 5 year capital improvement plan and all associated transfers – **APPROVED**

City Engineer, Dr. Robert Maki gave a brief report regarding project.

Council Member Johnson made the motion to approve directing staff to acquire 4.94 acres of Right of Way from the Arizona State Land Department (219th Avenue - Sun Valley Parkway to Beardsley Road) in the amount of \$195,700; modifying the city's 5 year capital improvement plan and all associated transfers. Council Member Alton seconded the motion. Seven yes votes.

- Item #26 – Consideration and action on **Resolution No. 08-103** – accepting three agreements for storage of water with the Central Arizona Water Conservation District (CAWCD) to store water at the Agua Fria, Hieroglyphic Mountains and Tonopah Desert Recharge Projects – **APPROVED**

Environmental Manager, Christine Nunez gave a brief report regarding the projects.

Council Member Johnson inquired about credits.

Council Member Williams made the motion to approve Resolution No. 08-103; a Resolution of the Mayor and Council of the City of Surprise, Arizona accepting three agreements for storage of water with the Central Arizona Water Conservation District (CAWCD) to store water at the Agua Fria, Hieroglyphic Mountains and Tonopah Desert Recharge Projects. Council Member Longabaugh seconded the motion. Seven yes votes.

- Item #27 – Consideration and action on the position of City Manager – **APPROVED EMPLOYMENT CONTRACT**

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Council Member Hall made the motion to approve the City Manager employment contract. Vice Mayor Villanueva seconded the motion. Six yes votes, one abstained (Alton). Motion carried.

- Item #28 – Consideration and action on **Surprise Community Pride Day** as a sanctioned event scheduled for June 21, 2008 – **APPROVED**

Council Member Longabaugh made the motion to approve the Surprise Community Pride Day as a sanctioned event scheduled for June 21, 2008. Council Member Hall seconded the motion. Seven yes votes. Motion carried.

- Item #29 - Consideration and action on **Resolution No. 08-92** – adopting the Budget for fiscal year 2008-2009 in the amount of \$358,961,700 – **APPROVED**

Director of Management and Budget, Michael Schrock gave a brief report regarding the budget.

Council Member Alton made the motion to approve Resolution No. 08-92, a resolution of the Mayor and Council of the City of Surprise, Arizona, adopting the Budget for fiscal year 2008-2009 in the amount of \$358,961,700. Council Member Longabaugh seconded the motion. Seven yes votes. Motion carried.

- Item #30 – Consideration and action on **Resolution No. 08-65** – approving the Intergovernmental Agreement between Maricopa County Department of Transportation and the City of Surprise to accept \$100,000 as Maricopa County Department of Transportation (MCDOT) share of the project that includes the widening of Union Hills from 115th Avenue to approximately 1500 feet east of 111th Avenue - **APPROVED**

City Engineer, Dr. Robert Maki gave a brief report regarding the project.

Council Member Hall made the motion to approve Resolution No. 08-65, a resolution of the Mayor and Council of the City of Surprise, Arizona, approving the Intergovernmental Agreement between Maricopa County Department of Transportation and the City of Surprise to accept \$100,000 as Maricopa County Department of Transportation (MCDOT) share of the project that includes the widening of Union Hills from 115th Avenue to approximately 1500 feet east of 111th Avenue. Council Member Johnson seconded the motion. Seven yes votes. Motion carried.

REGULAR AGENDA ITEM – PUBLIC HEARING:

- Item #31 – Consideration and action on **primary tax levies and to increase the primary property tax levy to \$6,394,500.** – in accordance with Truth-in-Taxation – **APPROVED**

Director of Management and Budget, Michael Schrock gave a brief report regarding the tax levies.

Council Member Longabaugh made the motion to approve primary tax levies and to increase the primary property tax levy to \$6,394,500. in accordance with Truth-in-Taxation. Vice Mayor Villanueva seconded the motion. On roll call vote, motion carried unanimously.

- Item #32 – Consideration and action on **Ordinance No. 08-25** – adopting the 2008 amendments to the Tax Code of the City of Surprise and amending Chapter 46 of the Surprise Municipal Code to make the entire Surprise Tax Code readily accessible rather than by reference – **APPROVED FIRST READING**

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Revenue Division Manager, Linda Willis, gave a brief report regarding the tax code process.

Council Member Alton made the motion to approve moving Ordinance No. 08-25 to a final reading; an ordinance of the Mayor and Council of the City of Surprise, Arizona, adopting the 2008 amendments to the Tax Code of the City of Surprise and amending Chapter 46 of the Surprise Municipal Code to make the entire Surprise Tax Code readily accessible rather than by reference. Council Member Longabaugh seconded the motion. Seven yes votes. Motion carried.

OTHER BUSINESS:

- Item #33 - Consideration and action on items to be placed on future agendas

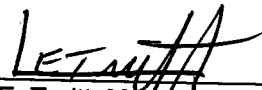
Council Member Hall requested including a YMCA in the Surprise Farms Park.

EXECUTIVE SESSION:

Council Member Longabaugh made a motion to enter into executive session at 7:03 p.m. Council Member Williams seconded the motion. Seven yes votes. Motion carried.

ADJOURNMENT:

Mayor Truitt adjourned the Regular City Council Meeting of **Thursday, June 12, 2008 @ 7:51 p.m.**



L.E. Truitt, Mayor

ATTEST:



Sherry Aguilar, City Clerk, MMC

CERTIFICATION:

I, Sherry 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 **Thursday, June 12, 2008.**



Sherry Aguilar, City Clerk, MMC