



CITY OF SURPRISE
City Council Meeting Minutes
100 North Civic Center Plaza
Surprise, AZ 85374

Thursday, July 22, 2010 @ 06:00 PM

CALL TO ORDER.

A. Roll Call

Mayor Truitt called the **Regular City Council Meeting** to order at 06:00 p.m. Surprise City Hall Council Chamber 16000 North Civic Center Plaza Surprise, Arizona 85374 , on **Thursday, July 22, 2010**. Also in attendance with Mayor Truitt were Vice Mayor Alton, Council Member Wolcott, Council Member Williams, Council Member Villanueva, Council Member Woodard, and Council Member Hall.

Staff Present: Interim City Manager, Mark Coronado, City Attorney, Michael Bailey, City Clerk, Sherry Aguilar, and Deputy City Clerk, Linda Stevens.

B. Pledge of Allegiance

C. Invocation

D. Current Events and Reports by Mayor and City Council - Pursuant to A.R.S. §38-431.02(k) the chief administrator, presiding officer or a member of a public body may present a brief summary of current events without listing the agenda the specific matters to be summarized, provided that 1) The summary is listed on the agenda; and 2) The public body does not propose, discuss, deliberate or take legal action at that meeting on any matter in the summary unless the specific matter is properly noticed for legal action.

Mayor and Council reported on and/or attended the following:

Council Member Villanueva: 4th of July fireworks, Original Townsite Clean-up, condolences to the Nick Bacon Family, former City Manager.

Vice Mayor Alton: compliments to city staff.

Council Member Hall: Governors Conference of Arizona Tourism, Chamber Luncheon and assistance with Original Townsite Clean-up.

Council Member Woodard: vacation, Coffee at Nick's second Saturday of August and Village 1 Meeting.

Council Member Williams: Council Conversation, Resolution's Sub-committee, HOA meetings, Archie's Deli and Compassionate Surprise Group.

Council Member Wolcott: compliments to city staff and Saguaro View.

Mayor Truitt: compliments to city staff, 4th of July and Sherry Aguilar, Clerk of the Year Award.

#1. *Current Events

E. City Manager and Staff Reports:

No report from Interim City Manager.

CALL TO THE PUBLIC:

Public Comments:

Mike Planeta commented on: Police Officers, SPIA and Police Chief.

Jack Sanchez commented on Police Chief.

Ephraim Alexander commented on Police Chief.

Valerie Murton commented on Police Chief.

Paula Forster commented on Police Chief, Techcelerator and sale of puppies.

Mary Mellecker commented on Chief Hughes.

Chet Chetkauskas commented on Police Officers, SPIA and Police Chief.

G. Approval of items on the Consent Agenda - all items with an asterisk (*) are considered to be routine matters and will be enacted by one motion and one roll call vote to the City Council. There will be no separate discussion on these items unless a Councilmember requests, in which event the item will be removed from the consent agenda and considered in its normal sequence on the agenda.

CONSENT AGENDA:

Council Member Woodard removed items 3 and 4.

Council Member Williams made the motion to approve items 2, 5 and 6 of the consent agenda. Vice Mayor Alton seconded the motion. Seven yes votes. Motion carried.

***#2. Consideration and action on the minutes from the June 24, 2010 Regular City Council Work Session and Regular City Council Meeting - APPROVED**

***#3. Consideration and acknowledgment of re-elected Public Safety Personnel Retirement System Board member. Officer Troy Schaeffer has been re-elected by way of secret ballot of Public Safety Personnel Retirement System members to another 4-year term through**

April 2014 - NO ACTION

Council Member Woodard recognized Officer Troy Schaeffer for his participation.

***#4. Consideration and action on annual agreement for Fiscal Year 2010-2011, in an amount not to exceed \$35,265, between the City of Surprise and the Greater Phoenix Economic Council (GPEC) for national and international economic development marketing services - APPROVED**

Council Member Woodard asked for a brief report on GPEC's accomplishments.

Vice Mayor Alton commented on GPEC's fee structure.

Council Member Villanueva made the motion to approve the annual agreement for Fiscal Year 2010-2011, in an amount not to exceed \$35,265, between the City of Surprise and the Greater Phoenix Economic Council (GPEC) for national and international economic development marketing services. Vice Mayor Alton seconded the motion. Seven yes votes. Motion carried.

***#5. Consideration and action on Resolution No. 2010-75, a resolution allowing staff to periodically amend the Surprise\Luke Notification Map in order to account for City of Surprise annexation proceedings - APPROVED**

***#6. Consideration and action on Resolution No. 2010-74 a Resolution of the Mayor and Council of the City of Surprise, Arizona, to accept a Quit Claim Deed from Timothy and Lisa McGinley in the Saguaro View Community - APPROVED**

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

#7. Consideration and action on staff recommendations on state-wide submissions to the League of Cities and Towns Resolution Subcommittee - APPROVED

Intergovernmental Program Director, Michael Celaya reported on the recommended resolutions.

Council Member Williams commented on resolution to be taken care of in-house.

Council Member Williams made the motion to approve staff recommendations on state-wide submissions to the League of Cities and Towns Resolution Subcommittee. Council Member Wolcott seconded the motion. Seven yes votes. Motion carried.

#8. Consideration and action to amend previous council direction of formation on Street Light Improvement Districts (SLID) from council meetings on July 23, 2009 and February 25th, 2010 to provide an additional sixty days to September 20, 2010 before sending a stop payment notice to APS for all areas which have yet to form a SLID and to authorize continuing City payment of the four streetlights on Cotton Road north of N Eastham Parkway - APPROVED

Division Manager, Nick Mascia reported on item 8-13.

Vice Mayor Alton commended staff and city businesses.

Public Comments:

Paula Forster stated that some residents are not familiar with SLIDS.

Vice Mayor Alton made the motion to approve amending previous council direction of formation on Street Light Improvement Districts (SLID) from council meetings on July 23, 2009 and February 25th, 2010 to provide an additional sixty days to September 20, 2010 before sending a stop payment notice to APS for all areas which have yet to form a SLID and to authorize continuing City payment of the four streetlights on Cotton Road north of N Eastham Parkway. Council Member Wolcott seconded the motion. Seven yes votes. Motion carried.

#9. Consideration and action on Resolution No. 2010-63 - ordering the work for the proposed street lighting improvements as described in Resolution No. 2010-62 to establish the City of Surprise, Arizona Coyote Lakes #95 Lighting Improvement District - APPROVED

Council Member Hall made the motion to approve Resolution No. 2010-63 a resolution of the Mayor and Council of the City of Surprise, Arizona, ordering the work for the proposed street lighting improvements as described in Resolution No. 2010-62 to establish the City of Surprise, Arizona Coyote Lakes #95 Lighting Improvement District.

Council Member Williams seconded the motion. Seven yes votes. Motion carried.

#10. Consideration and action on Resolution No. 2010-77 - 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 and parks for the Parkview Place #112 Lighting Improvement District - APPROVED

Council Member Woodard made the motion to approve Resolution No. 2010-77, 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 and parks for the Parkview Place #112 Lighting Improvement District. Council Member Villanueva seconded the motion. Seven yes votes. Motion carried.

#11. Consideration and action on Resolution No. 2010-61 - ordering the work for the proposed street lighting improvements as described in Resolution No. 2010-60 to establish the City of Surprise, Arizona Stadium Village Small A #107 Lighting Improvement District - APPROVED

Council Member Williams made the motion to approve Resolution No. 2010-61 a resolution of the Mayor and Council of the City of Surprise, Arizona, ordering the work for the proposed street lighting improvements as described in Resolution No. 2010-60 to establish the City of Surprise, Arizona Stadium Village Small A #107 Lighting Improvement District. Council Member Hall seconded the motion. Seven yes votes. Motion carried.

#12. Consideration and action on Resolution No. 2010-72 - ordering the work for the proposed street lighting improvements as described in Resolution No. 2010-71 to establish the City of Surprise, Arizona Stonebrook #103 Lighting Improvement District - APPROVED

Council Member Williams made the motion to approve Resolution No. 2010-72 a resolution of the Mayor and Council of the City of Surprise, Arizona, ordering the work for the proposed street lighting

improvements as described in Resolution No. 2010-71 to establish the City of Surprise, Arizona Stonebrook #103 Lighting Improvement District. Council Member Wolcott seconded the motion. Seven yes votes. Motion carried.

#13. Consideration and action on Resolution No. 2010-69 - ordering the work for the proposed street lighting improvements as described in Resolution No. 2010-68 to establish the City of Surprise, Arizona Commerce Park East #109 Lighting Improvement District.

Council Member Villanueva made the motion to approve Resolution No. 2010-69 a resolution of the Mayor and Council of the City of Surprise, Arizona, ordering the work for the proposed street lighting improvements as described in Resolution No. 2010-68 to establish the City of Surprise, Arizona Commerce Park East #109 Lighting Improvement District. Vice Mayor Alton seconded the motion. Seven yes votes. Motion carried.

#14. Discussion, consideration, and action on Resolution 2010-79 amending the FY 2011 budget related to the reorganization of the City's Finance Department - APPROVED

Chief Financial Officer, Scott McCarty reported on Resolution No. 2010-79.

Council Member Woodard commented on Citygate Report.

Vice Mayor Alton commented on the re-organization.

Council Member Wolcott stated that this is a positive step forward.

Council Member Wolcott made the motion to approve Resolution 2010-79 amending the FY 2011 budget related to the reorganization of the City's Finance Department. Council Member Williams seconded the motion. Seven yes votes. Motion carried.

REGULAR AGENDA ITEMS REQUIRING A PUBLIC HEARING:

#15. Consideration and action on No. Ordinance 2010-18 - approving a Planned Area Development Amendment for Parkview Place Senior Village, FS10-099, consisting of approximately 26 acres - APPROVED

City Planner, Hobart Wingard reported on items 15 and 16.

Council Member Hall inquired about the architectural.

No public comments were made.

Council Member Hall made the motion to approve Ordinance 2010-18, an ordinance of the Mayor and City Council of the City of Surprise, Arizona, approving a Planned Area Development Amendment for Parkview Place Senior Village, FS10-099, consisting of approximately 26 acres - APPROVED Council Member Villanueva seconded the motion. Seven yes votes. Motion carried.

#16. Consideration and action on Resolution No. 2010-70, a resolution of the Mayor and City Council of the City of Surprise, Arizona, approving a final plat for the Parkview Place Senior Village, FS10-099, consisting of approximately 26 acres - APPROVED

No public comments were made.

Vice Mayor Alton made the motion to approve Resolution 2010-70, a resolution of the Mayor and City Council of the City of Surprise, Arizona, approving a final plat for the Parkview Place Senior Village, FS10-099, consisting of approximately 26 acres. Council Member Villanueva seconded the motion. Seven yes votes. Motion carried.

#17. Consideration and action on Resolution No 2010-73 - approving FS10-003, a major amendment to the City of Surprise 2030 General Plan to update the transportation plan - APPROVED

City Planner, Vineetha Kartha reported on the amendment.

No public comments were made.

Council Member Wolcott made the motion to approve Resolution No 2010-73; A resolution of the Mayor and Council of the City of Surprise, Arizona, approving FS10-003, a major amendment to the City of Surprise 2030 General Plan to update the transportation plan. Vice Mayor Alton seconded the motion. Seven yes votes. Motion carried.

#18. Consideration and action on Resolution No. 2010-80 - Brentwood Development Agreement between the City of Surprise and Brentwood Industries Inc. for an industrial project generally located at the northeast corner of Peoria and Litchfield Roads. In an amount not to exceed \$80,000 in plan review/building permit fees between the City of Surprise and Brentwood Industries for construction of 125,000 square feet of new manufacturing and/or assembly facilities and forty (40) full time employees - APPROVED

Community and Economic Development Director, Jeff Mihelich reported on the Development Agreement.

Mayor Truitt welcomed Brentwood Industries.

Council Member Wolcott and Vice Mayor Alton commended staff.

Vice Mayor Alton made the motion to approve Resolution No. 2010-80; a resolution of the Mayor and Council of the City of Surprise, Arizona, approving the Brentwood Development Agreement between the City of Surprise and Brentwood Industries Inc. for an industrial project generally located at the northeast corner of Peoria and Litchfield Roads. In an amount not to exceed \$80,000 in plan review/building permit fees between the City of Surprise and Brentwood Industries for construction of 125,000 square feet of new manufacturing and/or assembly facilities and forty (40) full time employees. Council Member Wolcott seconded the motion. Seven yes votes. Motion carried.

#19. Consideration and action regarding the Wells Capital litigation - APPROVED

City Attorney Bailey reported on the settlement agreement.

Council Member Hall made the motion to approve the Wells Capital litigation. Council Member Williams seconded the motion. Seven yes votes. Motion carried.

#20. Consideration and action on items to be placed on future agendas.

Council Member Hall: Barry Broome (GPEC)

Vice Mayor Alton: Foreign Trade Zone.

Council Member Woodard: Policies and Procedures.

EXECUTIVE SESSION: NONE

#21. Pursuant to A.R.S. § 38-431.03(A)(3), the City Council may go into executive session with the City Attorney for legal advice on any item listed on the agenda.

#22. Consideration and action on executive session items.

ADJOURNMENT:

Mayor Truitt adjourned the Regular City Council Meeting of July 22, 2010 at 7:40 p.m.

L.E. Truitt, Mayor

ATTEST:

Sherry Ann Aguilar, City Clerk,

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 **Thursday, July 22, 2010.**

Sherry Ann Aguilar, City Clerk,