



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

Thursday, April 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, April 22, 2010**. Also in attendance with Mayor Truitt were Vice Mayor Alton, Council Member Wolcott, Council Member Williams, Council Member Woodard, Council Member Hall, and Council Member Villanueva.

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 commented and/or attended the following:

Council Member Hall: Compassionate Surprise Meeting, Chamber Breakfast, Hotel Association, Image Spa ribbon cutting, Interfaith Health Fair, Coyote Lake HOA, Sun Village HOA Meeting and Joint Environmental Task Force.

Council Member Woodard: Coffee Chat, Compassionate Surprise Committee, 3 budget hearing meetings, Hotel Association Meeting, Kingswood Park HOA Meeting and Relay for Life on May 1.

Council Member Williams; Jacqueline Carrusso May 1st Valley Vista High School, Coffee Chats at Nick's Diner, Health Occupation, Cub Scouts and National Citizen Survey email regarding Public Works.

Council Member Wolcott: Dual Coffee the first Tuesday of the month, Community Outreach regarding the budget, transportation, NC survey results, conference in Tucson AZ transit Association, public private partnerships, Chandler MAG Regional Council,

Council Member Villanueva: Budget Meetings Public Hearings, Budget Meetings and 50th High School Reunion.

Vice Mayor Alton: attended several meetings, Marley Park Health Fair at Heritage Park Area.

Mayor Truitt: trip to Washington DC, Speedworld, Valley Vista mock dui collision, Drinking Water Week Proclamation, Day of Prayer Proclamation and Census.

Complete Count Committee Recognition

E. City Manager and Staff Reports:

Interim City Manager, Mark Coronado reported on: April Reynolds is now Human Resources Director, Economic Development Department merge with Jeff Mehlich and evaluating Police Department issues.

#1. *Current Events

CALL TO THE PUBLIC:

Mayor Truitt commented on non-interference of Council.

Public Comments:

Ken Wright commented on council policy.

Richard McGee commented sidewalks, walking and bicycles.

Tim Murel commented on mock crash.

Tom Jackson stated that it is a mistake not to be allowed to talk on issues.

Thomas Hanford commented on the discharging of the former City Manager and needing an Interim City Manager with experience.

Mayor Truitt called for a break at 6:49 p.m.

Mayor Truitt reconvened the Regular City Council Meeting at 6:58 p.m.

- 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 Hall made the motion to approve consent agenda with the exception of item 6. Council Member Williams seconded the motion. Seven yes votes. Motion carried.

***#2. Consideration and action on Resolution 2010-29, a resolution accepting maintenance of the streets and public utilities located in Legacy Parc Parcel "C" - APPROVED**

***#3. Consideration and action on Resolution 2010-30, a resolution accepting maintenance of the streets and public sewer utilities located in Surprise Farms Phase 3 Parcel 1- APPROVED**

***#4. Consideration and action on a Liquor License Application request for Residence Inn by Marriott located at 16418 N. Bullard, Surprise, Arizona 85374 for a Series 7 New License - APPROVED**

***#5. Consideration and action on an application for permanent extension of premises/patio permit requested by Coyote Alley located at 16846 W. Bell Road, Surprise, Arizona 85374 - APPROVED**

***#6. Consideration and action on the following meeting minutes: April 1, 2010 Special City Council Work Session, April 8, 2010 Regular City Council Work Session and April 8, 2010 Regular City Council Meeting - APPROVED WITH AMENDMENT TO APRIL 8TH COUNCIL MEETING MINUTES**

Council Member Woodard made the motion to approve following meeting minutes: April 1, 2010 Special City Council Work Session, April 8, 2010 Regular City Council Work Session and April 8, 2010 Regular City Council Meeting, with an amendment to the April 8, 2010 Regular City Council Meeting Minutes adding the following sentence to items 7 and 8: Mayor Truitt opened the Public Hearing, no public comments were received. Council Member Hall seconded the motion. Seven yes votes. Motion carried.

***#7. Consideration and action on Resolution No. 2010-38 a resolution of the Mayor and Council of the City of Surprise, Arizona to accept a roadway easement from Maricopa County Flood Control District for a roadway easement on Bell Road and Dysart Avenue - APPROVED**

***#8. Consideration and action to authorize and direct the Interim City Manager to cause the execution of the separation and release agreement for the City Manager - APPROVED**

***#9. Consideration and action on Resolution No. 2010-45; a Resolution of the Mayor and Council of the City of Surprise, Maricopa, Arizona appointing and designating an Interim City Manager until such a time as the appointment of a permanent City Manager or this designation may be rescinded - APPROVED**

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

#10. Presentation and discussion of the Larson Allen reports. The reports include observations and recommendations made in the course of the review of specific accounting and budgeting practices including payroll, accounts receivable, accounts payable, street light improvement districts and investments. - NO ACTION

Chief Financial Officer, Scott McCarty introduced Lisa Murphy of Larson Allen.

Lisa Murphy of Larson Allen reported on the second phase of the audit.

Council Member Hall commented on change of auditors and recast of financial statements.

Vice Mayor Alton is concerned with lack of internal audit.

Council Member Woodard commented on an internal auditor.

#11. Consideration and action of the Consolidated Plan 2010-14 - APPROVED

Community Development Director, Jeff Mihelich summarized the recommended projects.

Council Member Williams made the motion to approve the Consolidated Plan 2010-14. Council Member Villanueva seconded the motion. Seven yes votes. Motion carried.

#12. Consideration and action of the Annual Action Plan 2010-11 - APPROVED

Community Development Director, Jeff Mihelich summarized the recommended projects.

Council Member Hall made the motion to approve the Annual Action Plan 2010-11. Council Member Villanueva seconded the motion. Seven yes votes. Motion carried.

#13. Consideration and action on a budget transfer in the amount of \$117,091 from unforeseen grants to Community Development to continue funding the HOME Housing Rehabilitation Program - APPROVED

Neighborhood Services Manager, Christina Ramirez reported on the budget transfer.

Council Member Williams made the motion to approve budget transfer in the amount of \$117,091 from unforeseen grants to Community Development to continue funding the HOME Housing Rehabilitation Program. Council Member Hall seconded the motion. Seven yes votes. Motion carried.

#14. Consideration and action on Ordinance 2010-08 - rezone for Moon Valley Nursery, case FS09-249, consisting of approximately two acres - APPROVED

City Planner, Hobart Wingard reported on the project.

No public comments were received.

Council Member Villanueva made the motion to approve Ordinance 2010-08, an ordinance of the Mayor and City Council of the City of Surprise, Arizona, approving a rezone for Moon Valley Nursery, case FS09-249, consisting of approximately two acres. Council Member Williams seconded the motion. Seven yes votes. Motion carried.

#15. Consideration and action on Resolution 2010-35 - final plat for the Moon Valley Nursery, case FS09-249, consisting of approximately seven acres - APPROVED

City Planner Hobart Wingard reported on the project.

No public comments were received.

Council Member Hall made the motion to approve Resolution 2010-35, a resolution of the Mayor and City Council of the City of Surprise, Arizona, approving a final plat for the Moon Valley Nursery, case FS09-249, consisting of approximately seven acres. Council Member Williams seconded the motion. Seven yes votes. Motion carried.

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

Vice Mayor Alton: ordinance regarding sidewalk usage and re-visit section 13.10.

Mayor Truitt: Policy regarding cancelling Council Meetings.

Council Member Wolcott: work sessions regarding issues regarding transportation and land planning.

Council Member Williams: water bill issue take a closer look at the policy, renewable energy plan and higher education opportunities.

EXECUTIVE SESSION: NONE

#17. 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.

Discussion/consultation with the City Attorney to receive an legal advice, to consider its position, and to provide instruction/direction to the City Attorney regarding Surprise's position in connection with the Interim City Manager contract that is the subject of negotiations. (A.R.S. §§ 38-431.03 (A)(3)(4)).

#18. Consideration and action on executive session items.

ADJOURNMENT:

Mayor Truitt adjourned the Regular City Council Meeting of April 22, 2010 at 7:37 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, April 22, 2010.**

Sherry Ann Aguilar, City Clerk,