



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

Thursday, April 8, 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 8, 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, George Kolb, 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 on and/or attended the following:

Vice Mayor Alton: Panelist for Valley Fever, Cal-Ripken Day, Eggstraveganza and Talk and Chats.

Council Member Hall: Johnson Town Homes Habitat Ribbon Cutting, Cal-Ripken Day, Valley Fever, Chamber Luncheon, Ribbon Cutting and Water Meeting.

Council Member Woodard: Committee for All Ages Meeting, Interfaith Facility, Community Pride Day, Chamber of Commerce Mixer, Firefighters Awards Ceremony, Memorial Day Committee and 17th of April at Nicks Diner.

Council Member Williams: Pride Day, Youth Leadership Summit and Jacqueline Carrusso regarding Relay for Life.

Council Member Wolcott: Johnson Town Homes Ribbon Cutting, Habitat, Cal-Ripken Day, Valley Fever Conference and MAG Regional Council Meeting.

Council Member Villanueva: Lizard Run Ribbon Cutting, Historical Society Welcome Back and Firefighters Awards Luncheon.

Mayor Truitt: Lizard Run, Cal Ripken, Valley Fever Conference, Final 8th Grade Tour, Firefighter Awards, Smart Power APS and GPEC trip.

E. City Manager and Staff Reports:

#1. *Current Events

Interim City Manager, George Kolb reported on the Budget Public Hearing schedule.

CALL TO THE PUBLIC:

Paula Forster commented on: Law in Arizona regarding Non Smoking, signs outside restaurants, adopt pets, Bell and Grand Overpass and Women Build.

Ken Wright commented on: report on the trip to Washington DC, presentation and permanent City Manager.

Tom Jackson commented on: being blindsided, decision of firing city manager and transparency.

Thomas Hanford commented on: brave conduct of 4 council members and taking city in a new direction.

Chet Chetkauskas commented on: moving on, embracing the future and unity.

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

***#2. Consideration and action on amending the Transit Service Agreement entered into between the City of Surprise and Regional Public Transportation Authority (also known as Valley Metro) for operation of bus Route 571 in the amount of \$277, 194.00 and associated transfers - APPROVED**

Council Member Woodard inquired about Arrowhead service.

***#3. Consideration and action on the acceptance of a Maricopa County Local Emergency Planning Committee grant in the amount of \$10,375 and associated budget transfers -**

APPROVED

***#4. Consideration and action on the minutes of the Regular City Council Work Session and Regular City Council Meeting of March 25, 2010 - APPROVED**

***#5. Consideration and action on submitting grant applications to three Arizona Indian Tribes for Shared Gaming Revenue grant funds. The submissions for grant funds will be for public safety projects - APPROVED**

REGULAR AGENDA ITEM - PUBLIC HEARING:

#6. Council consideration and action on the Desert Trails Development Agreement between the City of Surprise and HE Capital Fox Trails, LLC - APPROVED

City Planner, Hobart Wingard reported on the Development Agreement and the PAD for Desert Trails.

Council Member Williams commented on transferring of the park to the city.

Council Member Wolcott commented on how the numbers are run and development fees.

Finance Director, Scott McCarty stated that it is a team approach and he is confident

Council Member Villanueva inquired about the wash.

Vice Mayor Alton made the motion to approve the Desert Trails Development Agreement between the City of Surprise and HE Capital Fox Trails, LLC. Council Member Villanueva seconded the motion. Seven yes votes. Motion carried.

#9. Consideration and action Ordinance No. 2010-09 - Major Planned Area Development Amendment for Desert Trails (PADA09-036) consisting of approximately 897 acres. The subject site is generally located on the southeast corner of Pinnacle Peak Road and 219th Avenue - APPROVED

Council Member Hall Ordinance No. 2010-09, an ordinance of the Mayor and Council of the City of Surprise, Arizona, approving a Major Planned Area Development Amendment for Desert Trails (PADA09-036) consisting of approximately 897 acres. The subject site is generally located on the southeast corner of Pinnacle Peak Road and 219th Avenue. Council Member Williams seconded the motion. Seven yes votes. Motion carried.

#7. Consideration and action of the Consolidated Plan 2010-14 - TABLED

Christina Ramirez, Neighborhood Supervisor gave a brief report regarding the Consolidated Plan 2010-14.

Vice Mayor Alton inquired about the timeline.

Mayor Truitt opened the Public Hearing, no public comments were received.

Vice Mayor Alton made the motion to table the Consolidated Plan 2010-14. Council Member Wolcott seconded the motion. Five yes votes, two no votes. Motion carried.

#8. Consideration and action of the Annual Action Plan 2010-11 - TABLED

Mayor Truitt opened the Public Hearing, no public comments were received.

Vice Mayor Alton made the motion to table the Annual Action Plan 2010-11. Council Member Woodard seconded the motion. Seven yes votes. Motion carried.

#10. Discussion, consideration and action on the Interim City Manager position - APPROVED WITH STIPULATIONS TO APPOINT MARK CORONADO AS INTERIM CITY MANAGER

Mayor Truitt commented on interaction, the process and utilizing Arizona League of Cities and Towns.

Council Member Wolcott commented on the process and appointing interim for 6-9 months.

Council Member Woodard commented on the different styles of a City Manager.

Mayor Truitt commented on tenure, trust and experience.

Council Member Alton commented on having an interim from the inside.

Council Member Hall asked for clarification regarding one step process.

Council Member Williams commented on: levity, direction and internal staff.

Council Member Villanueva stated he is okay with looking short term from within.

Council Member Wolcott commented on having someone internally.

Mayor Truitt commented on education, size of departments/budgets and utilizing the Arizona League of Cities and Towns.

Motion by Council Member Wolcott: adopt a policy to appt from within 6 - 9 months one of our directors, during that period begin the search process those interested in pursuing perm positing of cm will be given that opportunity.

Council Member Williams commented on beginning the process on July 1st

Interim Human Resources Director, April Reynolds reported on the recruiting process.

Council Member Wolcott stated that she is comfortable with 6 months.

Council Member Hall stated he is more comfortable with 3 to 6 months.

Council Member Williams clarified the process.

Council Member Woodard stated that he is not comfortable with 6 months to begin the process.

Council Member Wolcott made the motion to appoint an Interim City Manager from within our director staff for a period of 3-6 months and that July 1, 2010 we begin the process to search for a City

Manager. Council Member Hall seconded the motion. Six yes votes, one no vote. Motion carried.

Mayor Truitt called for a break at 8:08 p.m. and reconvened the meeting at 8:18 p.m.

Council Member Hall made the motion to approve appointing Mark Coronado as Interim City Manager. Council Member Villanueva seconded the motion. Four yes votes, three no votes. Motion carried.

Council Member Woodard asked for clarification regarding restructure.

Council Member Wolcott stated that the Interim should be charged with the restructure.

Vice Mayor Alton commented on the depth of the organization.

Council Member Williams commented on having faith in him but concerned with him having two departments.

Council Member Villanueva - call for the question.

Mark Coronado stated that we are now at a crossroads and that this situation is different. He accepted with the condition that he speaks with the City Attorney and Human Resources Director tomorrow and that he's allowed to return to the city Director's position.

OTHER BUSINESS:

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

Mayor Truitt: A policy that defines when we cancel meetings.

Vice Mayor Alton: Policy regarding calling Special Meetings.

Council Member Woodard: A Work Force Analysis from Human Resources Dept.

EXECUTIVE SESSION:

Vice Mayor Alton made the motion to adjourn the Regular City Council and enter into Executive Session at 8:32 p.m. Council Member Villanueva seconded the motion. Seven yes votes. Motion carried.

#12. 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 update, to consider its position, and to provide instruction/direction to the City Attorney regarding Surprise's position in connection with outstanding litigation, or in settlement discussions conducted in order to avoid or resolve litigation. (A.R.S. §§38-431.03 (A)(3) 38-431.03 (A)(4)).

#13. Consideration and action on executive session items - NO ACTION

Mayor Truitt reconvened the meeting at 8:53 p.m.

ADJOURNMENT:

Mayor Truitt adjourned the Regular City Council Meeting of April 8, 2010 at 8:54 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 8, 2010.**

Sherry Ann Aguilar, City Clerk,