



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

Thursday, November 18, 2010 @ 06:00 PM

CALL TO ORDER.

A. Roll Call

Mayor Truitt called the **Special 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, November 18, 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

Lead by Boy Scout Troop No. 93 - Leader Jamie Sarber

Special City Council Meeting Agenda:

CALL TO THE PUBLIC:

Bob Vukanovich commented on: operating without a permanent City Manager, obtaining a legal opinion and consensus.

MAYOR AND COUNCIL REPORTS:

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

Council Member Wolcott: Dial-a-Ride, street striping and transportation.

Council Member Villanueva: Chamber Breakfast, Health Care Workshop, Sun Village Parade and Senior Center 3rd Tuesday of the month.

Vice Mayor Alton: Block Party, Coffee Chat first Tuesday, Phoenix Coyotes, Grand Avenue Coalition, KIA and Economic Development Summit.

Council Member Hall: Coyote Lakes Block Party, Westmarc Water Meeting, Tourism Board Meeting,

Chamber Breakfast, Dysart Schools Tour and Sun Village Veterans Parade.

Council Member Woodard: Dysart Schools Tour, Pancake Breakfast, Sun City Grand Veterans Day Service, Brookside Block Party, Health Care Meeting and GPEC.

Council Member Williams: Homeowners Association, Department of Transportation, 303, White Tank Library Grand Opening and Dysart Schools Tour.

Mayor Truitt: Pancake Breakfast, 3 Block Parties, Homebound Meals and Sun Village Veterans Day Parade.

CITY MANAGER REPORT:

Interim City Manager, Mark Coronado reported on Commercial Districts, CTCA and overview of event.

Recreation Supervisor, Tara Combs reported on the 9th Annual Surprise Party.

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

Council Member Villanueva made the motion to approve consent agenda items 2-11. Council Member seconded the motion. Seven yes votes. Motion carried.

#2. CONSENT: Consideration and action on a request by Phoenix Greyhound Park to renew Off-Track Wagering at Runner's Sports Bar located at 12751 W. Bell Road, Suites 8-9, Surprise, Arizona 85374 - APPROVED

#3. CONSENT: Consideration and action on Resolution No. 2010-115, a resolution updating and adopting the City of Surprise Hazard Mitigation Plan - APPROVED

Council Member Woodard asked for clarification regarding page 4.

#4. CONSENT: Consideration and action on Resolution No. 2010-118; a resolution authorizing the City to enter into Agreement No. 777822-01 with the Arizona Department of Homeland Security (DHS), under the Urban Area Security Initiative (UASI). Acceptance and budget transfer approval for an award in the amount of \$500,000.00 in support of the Chemical, Biological, Radiological, Nuclear and High Yield Explosives (CBRNE) Program - APPROVED

#5. CONSENT: Consideration and action on Resolution No. 2010-120; a resolution authorizing the City to enter into Agreement No. 2011-AL-040 with the Arizona Governor's Office of Highway Safety (AZGOHS), DUI Enforcement and Equipment Program. Acceptance and budget transfer approval for an award in the amount of \$22,374.00 in support of DUI enforcement throughout the City of Surprise - APPROVED

#6. CONSENT: Consideration and action on Resolution 2010-123; a resolution authorizing the City to enter into Agreement No. OER-11-IGA-GS-72 with the Arizona Governor's Office of Economic Recovery (OER), under the Public Safety Stabilization Grant Program. Acceptance and budget transfer approval for an award in the amount of \$99,999.00 in support of the Surprise Fire and Police Departments - APPROVED

#7. CONSENT: Consideration and action on Resolution No. 2010-119; a resolution authorizing the City to enter into Agreement No. 777822-02 with the Arizona Department of Homeland Security (DHS), under the Urban Area Security Initiative (UASI). Acceptance and budget transfer approval for an award in the amount of \$4,000.00 in support of the Terrorism Liaison Officer (TLO) Program - APPROVED

#8. CONSENT: Consideration and action on Resolution No. 2010-121; a resolution authorizing the City to enter into Agreement #2011-PT-031 with the Arizona Governor's Office of Highway Safety (AZGOHS), Selective Traffic Enforcement Program (STEP). Acceptance and budget transfer approval for an award in the amount of \$50,000 in support of the STEP Program throughout the City of Surprise - APPROVED

#9. CONSENT: Consideration and action on Amendment 1 to SA10-070 a construction administration services contact with Perlman Architects of Arizona in an amount not to exceed \$60,000 (Phase 1 \$37,515 plus Phase 2 \$19,950 and a owners contingency of \$2,535) - APPROVED

#10. CONSENT: Consideration and action on Resolution No. 2010-109 a resolution authorizing the acceptance and maintenance of the infrastructure at the Mountain Vista Ranch Water Supply Facility Phase 2 expansion - APPROVED

#11. CONSENT: Consideration and action on Amendment 1 to SA10-031 a design services contact with Perlman Architects of Arizona in an amount not to exceed \$51,000 (Phase 1 25,850 plus Phase 2 \$17,640 and a owners contingency of 7,510). - APPROVED

#1. CONSENT: Consideration and action on a liquor license application submitted by Ray Nooh for Cindy's Mini Market, 12865 W Grand Avenue, Surprise, Arizona 85374 for a Series 10 Convenience Store - APPROVED

Council Member Woodard made the motion to forward the Liquor License application for Cindy's Mini Market without a recommendation to the appropriate state agency. There was no second.

Council Member Woodard commented on the amount of police calls in a 5 year period.

City Attorney Bailey recommended greater direction.

Chief Poorte gave a brief reported on activity and emergency calls.

Council Member Villanueva stated that it's not a valid point.

Council Member Villanueva made the motion to approve a liquor license application submitted by Ray Nooh for Cindy's Mini Market, 12865 W Grand Avenue, Surprise, Arizona 85374 for a Series 10 Convenience Store. Council Member Hall seconded the motion. Six yes votes, one no vote. Motion carried.

#12. REGULAR AGENDA ITEM: Consideration and action on Resolution No. 2010-02 - authorization for city staff to establish a policy that will regulate the process to place temporary and permanent public art on city owned property - APPROVED

Community and Recreation Services Manager, Melissa Miller provided brief background regarding this

item.

No public comments were made.

Council Member Hall made the motion to approve Resolution No. 2010-02; a resolution of the Mayor and Council of the City of Surprise, Arizona, approving authorization for city staff to establish a policy that will regulate the process to place temporary and permanent public art on city owned property. Vice Mayor Alton seconded the motion. Seven yes votes. Motion carried.

#13. Consideration and action on approving Ordinance No. 2010-25; an ordinance prohibiting the use of consumer fireworks - APPROVED

Fire Chief White gave a brief report regarding the ban of fireworks.

Council Member Hall inquired about limiting use during 4th of July and New Years.

Council Member Williams asked for clarification regarding civil and criminal.

Public Comments:

Bob Vukanovich commented on allowing the use of fireworks.

Jason Colt commented on allowing the use of fireworks.

Andy Smout commented on fireworks and educating the public.

Jamie Sarber commented on stated that he concerned with outer areas of Surprise.

Sara Sparman commented on using fireworks in residential areas.

Council Member Wolcott commented on legislature and Maricopa County.

Mayor Truitt concurred.

Council Member Villanueva made the motion to approve ordinance # 2010-25; an ordinance prohibiting the use of consumer fireworks. Vice Mayor Alton seconded the motion. Six yes votes, one no vote. Motion carried.

#14. REGULAR AGEND ITEM: Consideration and action to adjourn the Council Meeting and enter into executive session.

Council Member Williams made the motion to approve adjourning the Council Meeting and entering into executive session at 7:14 p.m. Vice Mayor Alton seconded the motion. Seven yes votes. Motion carried.

EXECUTIVE SESSION:

Council Member Woodard made the motion to approve adjourning the Special City Council Meeting and entering into executive session. Vice Mayor Alton seconded the motion. Seven yes votes. Motion carried.

#15. 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 and City Manager in order to consider its position and instruct its representatives regarding discussions with employee organizations (A.R.S. §38-431.03 (A)(5))

#16. Consideration and action on executive session items.

ADJOURNMENT:

Mayor Truitt adjourned the Special City Council Meeting of November 18, 2010 at 7:13 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 Special City Council Meeting of **Thursday, November 18, 2010.**

Sherry Ann Aguilar, City Clerk,