



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

Tuesday, September 27, 2011 @ 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 **Tuesday, September 27, 2011**. Also in attendance with Mayor Truitt were Vice Mayor Hall, Council Member Biundo, Council Member Alton, Council Member Villanueva, and Council Member Woodard.

Staff Present: City Manager, Chris Hillman, City Attorney, Michael Bailey, and City Clerk, Sherry Aguilar.

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 attended and/or commented on the following events:

Vice Mayor Hall: Sun Village HOA Meeting, Tourism Board Meeting, Hotel Association Meeting, AZ Day of Civic Action in Phoenix and CRS Board Meeting.

Council Member Woodard: Attended several meetings including CRS Board Meeting; working with SADD Graduation Project.

Council Member Biundo: WESTMARC Transportation Committee information session, met with 50 2nd Graders - Arizona Charter Academy and CRS Board Meeting.

Council Member Villanueva: Heritage Meeting in Glendale, Fundraiser at Wigwam, CFAA Meeting, Community Garden. Arts and Crafts, Farmer's Market. October 22, 2011 - Town Hall at

Villanueva Center - 6:00 p.m. - 8:00 p.m.

Council Member Alton: joined Jim Biundo at his town hall meeting at Arizona Traditions.

Mayor Truitt: Welcome new group of Leadership West - headed to retreat in Prescott, meeting with West Valley Partners, CFAA Meeting - planning meeting including art project (Mural) ceramic tile; Attended birthday party, Lucas Oil Off Road Truck Series @ Phoenix Raceway.

E. City Manager and Staff Reports:

#1. *Current Events

City Clerk Aguilar - Elections Update.

City Manager Hillman - Attended ICMA conference; performance measurements; employee recognition; NATOA nominations.

CALL TO THE PUBLIC:

Ted Carr commented on Presentation to Council to acquire mobile radar unit.

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.

Council Member Woodard inquired about item #5.

CONSENT AGENDA:

Vice Mayor Hall made the motion to approve consent agenda. Council Member Woodard seconded the motion. Six yes votes. Motion carried.

***#2. Consideration and action to approve a Series 12 (Restaurant) liquor license request by Douglas Bratsch for Marley's Restaurant & Bar located at 15226 West Bell Road, Suite 100, Surprise, Arizona 85374 - APPROVED**

***#3. Consideration and action to approve a Series 12 Liquor License Request by Michelle Dionisio for Birt's Cafe located at 19781 N. Remington Drive, Surprise, Arizona 85374 - APPROVED**

***#4. Consideration and action on the following meeting minutes: September 6, 2011 Special City Council Work Session and September 13, 2011 Regular City Council Work Session and Regular City Council Meeting - APPROVED**

***#5. Consideration and action on entering into a licensing and service agreement with ECotality for installation of 3 electric vehicle charging stations within the City - APPROVED**

***#6. Consideration and action on Resolution No. 2011-102, a resolution of the Mayor and Council of the City of Surprise, Arizona, approving an amended final plat, entitled "Surprise Pointe South," located on the southeast corner of Waddell and Litchfield Roads - APPROVED**

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

#7. Consideration and action on the Arts & Cultural Advisory Board Strategic Plan and authorize a requested budget of \$32,500. - APPROVED

Community and Recreation Services Director, Mark Coronado gave an overview of the Arts & Cultural Board Strategic Plan and requested budget of \$32,500.00.

Council Member Alton spoke of discussing this many times and being very proud of this group stepping up and asking for money.

Council Member Woodard commended the Arts Board.

Council Member Biundo spoke of endorsing this item but abstaining because he took part in creating this plan.

Council Member Alton made the motion to approve the Arts & Cultural Advisory Board Strategic Plan and authorize a requested budget of \$32,500. Council Member Woodard seconded the motion. Five yes votes. Motion carried.

#8. Consideration and action on Resolution 2011-99, a resolution supporting the Grand Avenue Coalition endorsing the Grand Avenue Corridor Optimization and Access Management Plan - APPROVED

Public Works Director, Robert Beckley gave an overview of Resolution No. 2011-99.

Council Member Alton thanked staff for including the information that he asked for.

Council Member Woodard stated that he doesn't necessarily agree with the resolution because we already had a coalition.

Council Member Alton made the motion to approve Resolution 2011-99, a resolution supporting the Grand Avenue Coalition endorsing the Grand Avenue Corridor Optimization and Access Management Plan. Council Member Villanueva seconded the motion. Six yes votes. Motion carried.

#9. Consideration and action on Resolution No. 2011-106; a Resolution of the Mayor and Council of the City of Surprise, Arizona, approving the First Amendment to the Prasada Post Annexation Development Agreement for Sections 12, 13 and 18 - APPROVED

Community and Economic Development Director, Jeff Mihelich gave a power point presentation regarding Resolution No. 2011-106 - Post Annexation Development Agreement.

Council Member Alton spoke of the project, funds, jobs and receiving campaign contributions from employees of the company.

Mayor Truitt stated that he does not see any reason to not vote on this issue.

City Attorney Bailey stated that Council can choose to not vote on the issue if they would like, as long as you have reported the contribution then there is not an issue.

Council Member Woodard questioned certain section of the agreement that are missing.

Paul Gilbert: This is a win win for Surprise and the developer, negotiated in fairness. We would like to thank Scott, Jeff and Michael who spent considerable time with us during the review process.

Vice Mayor Hall made the motion to approve Resolution No. 2011-106; a Resolution of the Mayor and Council of the City of Surprise, Arizona, approving the First Amendment to the Prasada Post Annexation Development Agreement for Sections 12, 13 and 18. Council Member Biundo seconded the motion. Six yes votes. Motion carried.

#10. Consideration and action on COS 11-021 a Design Build Contract with Felix Construction Company for the design and construction of security improvements for 19 water and wastewater sites in the amount of \$916,176.00 plus an owners contingency of \$33,824.00. - APPROVED

Public Works Director, Robert Beckley gave an overview of the contract and projects.

Vice Mayor Hall made the motion to approve COS 11-021 a Design Build Contract with Felix Construction Company for the design and construction of security improvements for 19 water and wastewater sites in the amount of \$916,176.00 plus an owners contingency of \$33,824.00. Council Member Biundo seconded the motion. Six yes votes. Motion carried.

#11. Consideration and action to cancel the November 8th, 2011 Council Meeting due to the General Election being held on this date - APPROVED

Council Member Biundo made the motion to approve cancelling the November 8th, 2011 Council Meeting due to the General Election being held on this date. Council Member Villanueva seconded the motion. Six yes votes. Motion carried.

#12. Consideration and action on Resolution No. 2011-97; a resolution of the Mayor and Council of the City of Surprise, Arizona, approving LPD09-009, a comprehensive long range plan for Village 3 - APPROVED

Community and Economic Development Director, Jeff Mihelich gave an overview on Resolution No. 2011-97.

Mayor Truitt thanked Vineetha Kartha and staff for all of the hard work put into this project.

Council Member Villanueva inquired about the percentage for the resort that you can build up towards the mountain.

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

Mayor Truitt: Asante status report

Vice Mayor Hall: Presentation on Bell Road and Grand Intersection - Spooies(Urban interpoint

change).

#14. Consideration and action to adjourn the Council Meeting and enter into executive session - NO ACTION

EXECUTIVE SESSION:

#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.

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

ADJOURNMENT:

Mayor Truitt adjourned the Regular City Council Meeting of September 27, 2011 at 7:02 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 **Tuesday, September 27, 2011.**

Sherry Ann Aguilar, City Clerk,