



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

Tuesday, September 13, 2011 @ 06:06 PM

CALL TO ORDER.

A. Roll Call

Vice Mayor Hall called the **Regular City Council Meeting** to order at 06:06 p.m. Surprise City Hall Council Chamber 16000 North Civic Center Plaza Surprise, Arizona 85374 , on **Tuesday, September 13, 2011**. Also in attendance with Vice Mayor Hall were Council Member Biundo, Council Member Alton, Council Member Williams, Council Member Villanueva, and Council Member Woodard.

Staff Present: City Manager, Chris Hillman, 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 Biundo: retirement luncheon for Assistant Chief Pool, Promotion, meeting with SCG, AZ Traditions, Saguaro View and Happy Trails.

Council Member Villanueva: Quality of Life Meeting, Historical Society Meeting and 9/11 Memorial.

Council Member Alton: Historical Society, League Conference.

Council Member Woodard: Kevin Pool retirement, 9/11 Memorial Service and Coffee Talk rescheduled for this sat 9-11:30. Kingwood Park HOA.

Council Member Williams: Resolutions Committee update, apologized for missing coffee and 9/11

ceremony.

City Manager, Chris Hillman reported on meeting with residents, prioritization exercise.

Vice Mayor Hall: expressed condolences to former Council Member Danny Arismendez - his son passed away.

E. City Manager and Staff Reports:

#1. *Current Events

CALL TO THE PUBLIC:

Ken Wright spoke in regards to a response by Attorney General's Office.

- 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 Williams made the motion to approve consent agenda. Council Member Woodard seconded the motion. Six yes votes. Motion carried.

***#2. Consideration and action on Resolution No. 2011-91 a resolution accepting maintenance of the streets and public water utilities located in and adjacent to Bell Mar - Avenue of the Arts at the northeast corner of Bell Road and Avenue of the Arts - APPROVED**

***#3. Consideration and action on Resolution No. 2011-92, a resolution accepting maintenance of the streets and public water utilities located in and adjacent to WAL-MART Neighborhood Market, generally located on the southeast corner of Greenway and Reems Roads- APPROVED**

***#4. Consideration and action on Resolution No. 2011-100, a resolution of the Mayor and Council of the City of Surprise, Arizona to enter into an amendment to an existing intergovernmental agreement (IGA) with Arizona Department of Transportation (ADOT) for administering the federal funds obtained as Maricopa Association of Government (MAG) closeout funds for advancing the Right of Way Acquisition for the Bell Road multiuse path project - APPROVED**

***#5. Consideration and action on the minutes for the following meetings: August 16, 2011 Special City Council Work Session and August 23, 2011 Regular City Council Work Session and Regular City Council Meeting - APPROVED**

***#6. Consideration and action on Resolution No. 2011-96; A resolution of the Mayor and Council of the City of Surprise, Arizona declaring and adopting the results of the Primary Election held on August 30, 2011 and ordering the recording of such resolution -**

APPROVED

***#7. Consideration and action on a request by the Community & Recreation Services Department on behalf of the Surprise Sundancers for a Special Event Liquor License for the Cancer Treatment Centers of America (CTCA) Tennis Tournament October 8-9, 2011. The City sponsored special event will be held at the Surprise Tennis and Racquet Complex at 14469 W. Paradise Lane, Surprise, AZ 85374 - APPROVED**

***#8. Consideration and action on a Series 9 (All spirituous liquor) Liquor License request by Wal-Mart Super Center at Prasada #5429 located at 14111 N. Prasada Gateway Avenue, Surprise, Arizona 85388 - APPROVED**

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

#9. Consideration and action on the agreement with Waste Management Recycle America for the First Amendment to Recycling Services Agreement.

Public Works Director, Robert Beckley reported on the Recycling Services Agreement.

Council Member Alton inquired about the cost to the city.

Council Member Woodard inquired about the financial impact.

Council Member Hall inquired about the commencement date.

City Clerk, Sherry Aguilar gave an elections update.

#10. Discussion and overview of the 2011 League of Cities and Towns Resolution Committee Meeting.

Council Member Williams reported on a summary regarding the resolutions committee.

#11. Consideration and action to modify the existing (2) public tennis courts located at Surprise Community Park into (8) permanent pickleball courts, in the amount not to exceed \$55,000 - CONTINUED

Community and Recreation Services Director Mark Coronado reported on the pickleball courts.

Council Member Woodard spoke of three options and previously discussing 10,000 to 20,000.

Council Member Williams stated he would like to put this item off until prioritization work shop.

Council Member Alton commented on pledges.

Council Member Biundo spoke of having the same concerns and looking a prioritized list.

Council Member Villanueva recommended putting on hold until the City Manger can figure out a way to fund the issue.

Vice Mayor Hall spoke of Strategic Plan, Tourism and creating more sports tourism.

Public comments:

Steve Wong spoke of public pickleball courts, safety and prioritization.

Council Member Alton stated that he would like staff bring it back include wording regarding a guarantee of payment.

Vice Mayor Hall spoke of soft income, tourism and increase in restaurants.

Council Member Alton asked for Mr. Coronado to bring the numbers and a performance statement back to Council.

Council Member Woodard commented on prioritization.

Council Member Biundo commented on prioritization and isolated items.

Council Member Williams made the motion to continue modifying the existing (2) public tennis courts located at Surprise Community Park into (8) permanent pickleball courts, in the amount not to exceed \$55,000. Council Member Biundo seconded the motion. Four yes votes, two no votes. Motion carried.

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

Council Member Woodard: arrange for Council to prioritize strategic plan.

Council Member Williams: Discuss the Strategic Plan, CIP Projects and the Gap Study.

Council Member Woodard: Pilot Program of ipads.

Council Member Alton: appointments made by Mayor Truitt to GPEC Executive Board.

#13. Consideration and action to adjourn the Council Meeting and enter into executive session - APPROVED

Council Member Biundo made the motion to approve adjourning the Council Meeting and enter into executive session at 7:12 p.m. Council Member Alton seconded the motion. Six yes votes. Motion carried.

EXECUTIVE SESSION:

#14. 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.

Discussion/consultation with the City Attorney to receive and receive legal advice, to consider its position, and to provide instruction/direction to the City Attorney regarding Surprise's position in connection with pending or contemplated litigation, or in settlement discussions conducted in order to avoid or resolve litigation (A.R.S. §38-431.03 (A)(3)(4))

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

ADJOURNMENT:

Vice Mayor Hall adjourned the Regular City Council Meeting of September 13, 2011 at 7:27 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 13, 2011.**

Sherry Ann Aguilar, City Clerk,