



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

Tuesday, August 23, 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, August 23, 2011**. Also in attendance with Mayor Truitt were Vice Mayor Hall, 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 attended and/or commented on the following:

Vice Mayor Hall: presentation to tourism board, Tourism Board Meeting, Business Seminar techcelerator and Arizona American Water Meeting.

Council Member Woodard: working with Council Member Biundo they are looking at Boards and Commissions, Arizona Corporation Commission Meeting and an HOA meeting.

Council Member Williams: spoke to 6th Graders at Canyon Ridge Elementary School, will respond to Steven Goodman in regards to a petition, League of Cities and Towns Conference.

Council Member Biundo: Arizona American Water Hearing.

Council Member Villanueva: Community of All Ages Meeting, Community Garden, Quality of Life Commission Meeting and Arizona American Water Hearing.

Council Member Alton: Chamber of Commerce Breakfast and Tuesday reminder to vote.

Mayor Truitt: YMCA Boys and Girls Club, Farmers Market and met with Chief Service Officer.

investors

E. City Manager and Staff Reports:

#1. *Current Events

City Manager, Chris Hillman presentation to Chandler Mills and Brian Cole for the scholarship program.

Awards Banquet on September 1st.

CALL TO THE PUBLIC:

Public Comments:

Thomas Hanford commented on funds from designated accounts to building fund and 73 Million and asked for an investigation.

Sherry Aguilar, City clerk gave and Election Update.

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:

Mayor Truitt asked that everyone be mindful and respectful.

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

***#2. Consideration and action on Resolution No 2011-82, a resolution accepting maintenance of the streets and public water and sewer utilities located in Bell and Dysart Commerce Center - APPROVED**

***#3. Consideration and action on Resolution No 2011-84, a resolution accepting maintenance of the public sewer utilities located adjacent to Interfaith Community Care Campus - APPROVED**

***#4. Consideration and action on Resolution No 2011-87, a resolution accepting maintenance of the streets and public water and sewer utilities located in Surprise Farms**

Phase 5 - APPROVED

***#5. Consideration and action on accepting a drainage easement from the Word of Life Lutheran Church, on Bell Road and 175th avenue - APPROVED**

***#6. Consideration and action on authorizing the purchase of a perpetual right of way easement for noise and odor associated with the Special Planning Area 2 Waste Water Treatment Facility from the Arizona State Land Department - APPROVED**

***#7. Consideration and action on the minutes of August 2, 2011 Special City Council Work Session, August 9, 2011 Regular City Council Work Session and Regular City Council Meeting - APPROVED**

***#8. Consideration and action on Resolution No. 2011-93; a resolution of the City of Surprise, Maricopa County, Arizona, authorizing the city to renew an Intergovernmental Agreement between the City of Surprise and the Department of Justice Drug Enforcement Administration for one (1) experienced officer to be assigned to the DEA Tactical Diversion Squad Task Force for a period of not less than two years - APPROVED**

***#9. Consideration and action on Resolution No. 2011-94; a resolution of the City of Surprise, Maricopa County, Arizona, authorizing the city to renew an Intergovernmental Agreement between the City of Surprise and the Department of Justice Drug Enforcement Administration to assign two (2) experienced officers to the DEA Phoenix Task Force for a period of not less than two years - APPROVED**

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

#10. Consideration and action on accepting a drainage easement from Kimco Barclay Surprise II, LLC, on the northwest corner of 163rd Avenue and Pat Tillman Boulevard- APPROVED

GIS Administrator, Lloyd Abrams reported on the drainage easement.

Council Member Woodard commented on preserving our roads.

Council Member Williams made the motion to approve accepting a drainage easement from Kimco Barclay Surprise II, LLC, on the northwest corner of 163rd Avenue and Pat Tillman Boulevard. Council Member Biundo seconded the motion. Seven yes votes. Motion carried.

#11. Consideration and action to authorize up to \$15,000 of the tourism fund to market the 2011 Cancer Treatment of America Tennis Championship event utilizing print and radio/television campaigns in California, New Mexico and Northern Arizona to promote sports tourism in Surprise - APPROVED

Community and Recreation Services Director, Mark Coronado mark reported on the 2011 Cancer Treatment of America Tennis Championship event.

Council Member Woodard made the motion to approve to authorize up to \$15,000 of the tourism fund to market the 2011 Cancer Treatment of America Tennis Championship event utilizing print and radio/television campaigns in California, New Mexico and Northern Arizona to promote sports tourism

in Surprise. Vice Mayor Hall seconded the motion. Seven yes votes. Motion carried.

#12. Consideration and action on Ordinance 2011-12, an ordinance of the Mayor and Council of the City of Surprise, Arizona adjusting the election districts of the City of Surprise - TABLED

Community and Economic Development Director, Jeff Mihelich reported on the ordinance and the maps.

Public Comments:

Joy Grainger spoke in favor of Map 4.

Michael Collins spoke of equal representation and is in favor of Map 4.

JoAnna Mankiewicz spoke of the committee doing a very thorough job their hard work being dismissed.

Connie Brisson spoke of a map that's an equal balance of whole city.

James Ellis urged Council to vote no on the proposed map.

Ken Wright spoke of the appointed committee and proportionate representation.

Debra Kotila urged Council to reconsider.

Doc Sullivan spoke of HOA's and Map 1.

Michelle Hernandez spoke of the focus of Map 1 and Federal Guidelines.

Frank Diaz spoke of the committee, made sure the maps made sense and businesses.

Bill Lipscomb spoke of article in the newspaper and reading the comments.

Eric Cultum asked Council to listen to the audience, referred to all maps.

Andy Cepon spoke in regards to the comments that were 90% against map 1.

Lou Provenzano spoke of the Prasada Project, L303, and asked Council to reject Map 1.

Mayor Truitt thanked the committee for the work that they did.

Council Member Williams inquired if other maps that were created provided less retrogression.

Council Member Williams supports the map and commented on compromise and suggesting taking it back to the committee.

Council Member Alton stated that he is not ready to make a decision tonight he recommended going to back to Map 1 and 4 for a resolution.

Council Member Biundo spoke of the Committee's roll and supports Map 1.

Council Member Woodard commented on blind redistricting.

Council Member Villanueva stated that he doesn't like either one of them then referred to minority percentages.

Vice Mayor Hall spoke of the work session, city awards for family community and in favor of Map 1.

Council Member Alton made the motion to table Ordinance No. 2011-12 and for staff to bring forward Maps 1 & 4 to the Redistricting Committee to see if they can be blended and bring back for Council discussion and possible consideration at a future Council Meeting. Council Member Woodard seconded the motion. Six yes votes, one no vote. Motion carried.

#13. Consideration and action on Resolution 2011-85 a resolution of the Mayor and Council of the City of Surprise, Arizona, approving an extension of the temporary sign policy that allows business owners to display temporary signs.

Community and Economic Development Director, Jeff Mihelich reported on Resolution No. 2011-85.

Public Comments:

Diana Kubajak stated that A frames have brought her business.

Vice Mayor Hall made the motion to approve Resolution 2011-85 a resolution of the Mayor and Council of the City of Surprise, Arizona, approving an extension of the temporary sign policy that allows business owners to display temporary signs. Council Member Williams seconded the motion. Seven yes votes. Motion carried.

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

Vice Mayor Hall: Work Session regarding preferred vendor program (what other cities are doing)

Mayor Truitt: Council communication with the public on the city's website.

Council Member Woodard: cancel the Boards/Commission Work Session.

Council Member Alton: task list/status update.

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

EXECUTIVE SESSION: NONE

#16. 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.

#17. Consideration and action on executive session items.

ADJOURNMENT:

Mayor Truitt adjourned the Regular City Council Meeting of August 23, 2011 at 7:56 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, August 23, 2011.**

Sherry Ann Aguilar, City Clerk,