CITY OF SURPRISE

City Council Meeting Minutes
)00 North Civic Center Plaza
Surprise, AZ 85374

Tuesday, June 28, 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, June 28, 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 Truitt and Council presented of a plaque to Ken Christoffersen for his service.

Mayor Truitt introduced Miss Teen Surprise Naomi Debrito.

Council Member Woodard: coffee on second Saturday in August.

Council Member Alton: Council Coffee with Council Member Biundo on the first Tuesday at Cimarron Center in Sun City Grand.

E. City Manager and Staff Reports:

#1. *Current Events

Chief White: 4th of July Holiday update regarding ordinances and protocol.

City Manager Hillman: property tax rates.

*City Clerk, Sherry Ann Aguilar conducted the Oath of office for newly appointed District 1 Councilmember, James Biundo.

#2. 2011 Elections Update

City Clerk Aguilar gave and update regarding the upcoming election.

CALL TO THE PUBLIC:

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

***#3. Consideration and action authorizing the City Manager or his designee to execute and sign all documents necessary to enter into an Intergovernmental Agreement with the City of Phoenix to have access to and participate fully in CopLink - APPROVED**

***#4. Consideration and action authorizing the City Manager or his designee to accept a grant from Maricopa County for reimbursement of costs associated with access to the CopLink system, conduct all negotiations and execute and submit all documents in connection with said grant, and authorizing the transfer of $33,700 from the Unforeseen Grants Fund Budget to the center assigned to record all applicable grant activity - APPROVED**

***#5. Consideration and action on the minutes of the Special City Council Meeting of June 7, 2011; the Regular City Council Work Session and Regular City Council Meeting of June 14, 2011 - APPROVED**

***#6. Consideration and action on Resolution No. 2011-60, a resolution altering the speed limit to 35 mph from 25 mph on Happy Valley Road from 185th Avenue to Grand Avenue for eastbound to be consistent with westbound Consideration and action on the minutes of the Special City Council Meeting of June 7, 2011; the Regular City Council Work Session and Regular City Council Meeting of June 14, 2011 - APPROVED**

***#7. Consideration and action on Reclaimed Water Connection Agreement between the City of Surprise and Veramonte HOA and creation of a capital project Consideration and action on the minutes of the Special City Council Meeting of June 7, 2011; the Regular City Council Work Session and Regular City Council Meeting of June 14, 2011 - APPROVED**

Council Member Woodard asked for clarification about installing a "T".

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

#8. Presentation to the recipients of the Surprise Neighborhood Award Program (SNAP) award - NO ACTION

Neighborhood Services Manager, Christina Ramirez gave a presentation regarding SNAP awards.

Robert Cross - Outstanding Neighborhood Leader.

Marley Park Community Cares - Outstanding Neighborhood.

Dysart Key Club - Outstanding Neighborhood Partner.

Kai Sanford - Outstanding Young Leader

Jeffrey Kagan - Outstanding Young Leader.

Christ Church of the Valley - Outstanding Faith Based Partner.

Church of Jesus Christy of Latter Day Saints - Outstanding Faith Based Leader.

Mayor Truitt called for a break at 6:24 p.m. and resumed the Council Meeting at 6:27 p.m.

#9. Presentation by Vicki White - Benevilla, regarding Chief Services Officer ellise - NO ACTION

ellise hayden and Vicki White gave a presentation regarding Cities of Service.

#10. Consideration and action on Resolution 2011-75 adopting Comprehensive Financial Management Policies - APPROVED

Chief Financial Officer, Scott McCarty gave a brief presentation regarding Financial Management Policies.

Vice Mayor Hall asked for clarification regarding Page 1 paragraph 9.

City Attorney Bailey clarified dedication.

Council Member Woodard asked for clarification regarding page 2 paragraph 21.

Council Member Williams inquired about red flagging issues for staff and auditors.

Council Member Williams made the motion to approve Resolution 2011-75 adopting Comprehensive Financial Management Policies. Vice Mayor Hall seconded the motion. Seven yes votes. Motion carried.

#14. Pursuant to A.R.S. § 9-500.11(K) this shall constitute a Notice of Intent to enter into a development agreement within the meaning of A.R.S. § 9-500.05 and a Retail Development Tax Incentive Agreement within the meaning of A.R.S. § 9-500.11, by and

between the City of Surprise and Westcor/Surprise, LLC, an Arizona limited liability company on or about August 9, 2011 in the Surprise City Council Chambers, 16000 N. Civic Center Plaza, Surprise, Arizona - APPROVED

City Attorney, Michael Bailey requires provide a notice of intent that entering into a dev on or about august 9

Council Member Williams made the motion to approve the Notice of Intent. Vice Mayor Hall seconded the motion. Seven yes votes. Motion carried.

#17. Consideration and action on appointing Susan deJong to the Arts and Cultural Advisory Board (replacing Jim Biundo) with the term expiring June 30, 2012 - APPROVED

Vice Mayor Hall introduced Ms. deJong.

Vice Mayor Hall made the motion to approve appointing Susan deJong to the Arts and Cultural Advisory Board (replacing Jim Biundo) with the term expiring June 30, 2012. Council Member Biundo seconded the motion. Seven yes votes. Motion carried.

#11. Consideration and action on a contract amendment for the Professional Service Agreement with Heinfeld, Meech & Co., P.C. for the preparation of the City's Comprehensive Annual Financial Report (CAFR) for fiscal year 2009-10 in an amount not to exceed $124,438.86. - APPROVED

Chief Financial Officer, Scott McCarty gave a brief presentation regarding the Professional Service Agreement.

Council Member Woodard asked who the report was prepared by and how many firms/organizations were involved.

Vice Mayor Hall asked for clarification regarding 3 different transactions.

Council Member Alton asked if this is a normal cost for every city.

Vice Mayor Hall made the motion to approve a contract amendment for the Professional Service Agreement with Heinfeld, Meech & Co., P.C. for the preparation of the City's Comprehensive Annual Financial Report (CAFR) for fiscal year 2009-10 in an amount not to exceed $124,438.86. Council Member Williams seconded the motion. Seven yes votes. Motion carried.

#12. Consideration and action on a contract for Professional Services Agreement with Larson Allen LLP for the City's Financial Audit for fiscal year 2010-2011 in an amount not to exceed $91,805. -APPROVED

Chief Financial Officer, Scott McCarty gave a brief report regarding the process for hiring the firm. He introduced Sandy Cronstrom with Larson Allen.

Ms. Cronstrom gave a brief report regarding their services.

Vice Mayor Hall commented on fees and un-garnished information.

Council Member Alton asked for clarification regarding the contract.

Council Member Williams made the motion to approve a contract for Professional Services Agreement with Larson Allen LLP for the City's Financial Audit for fiscal year 2010-2011 in an amount not to exceed $91,805. Council Member Villanueva seconded the motion. Seven yes votes. Motion carried.

#13. Consideration and action on Resolution 2011-74 accepting the Monthly Financial Report as of May 31, 2011 - APPROVED

Chief Financial Officer, Scott McCarty gave a powerpoint presentation regarding the May 31, 2011 Financial Report.

Council Member Woodard inquired about excess income.

Vice Mayor Hall made the motion to approve Resolution 2011-74 accepting the Monthly Financial Report as of May 31, 2011.
Council Member Williams seconded the motion. Seven yes votes. Motion carried.

#15. Consideration and possible action of proposed Code amendment amending Chapter 3 of the Surprise Municipal Code by amending Section 3-15 and adding Section 3-18 and Sections 3-70 through 3-78 regarding Meet and Confer - APPROVED

City Attorney, Michael Bailey gave a brief presentation regarding the code amendments.

Council Member Williams commented on MOU.

Vice Mayor Hall asked for clarification regarding the following: Page 5 Section 3-73 Paragraph D, Page 6 3-74 E, Section 3-77 - Page 9 Paragraph A and page 10 - Paragraph D - change agree to agreed.

Council Member Williams made the motion to approve the proposed Code amendment amending Chapter 3 of the Surprise Municipal Code by amending Section 3-15 and adding Section 3-18 and Sections 3-70 through 3-78 regarding Meet and Confer. Council Member Woodard seconded the motion. Seven yes votes. Motion carried.

#16. Consideration and action on Resolution No. 2011-68; a resolution approving FS11-008, a city initiated major amendment to the City of Surprise 2030 General Plan to add the wildlife linkages map and other ancillary information - APPROVED

City Planner, Vineetha Kartha gave a brief presentation regarding Resolution No. 2011-68.

Vice Mayor Hall inquired about inquired about liability.

Council Member Alton inquired about negative impacts.

Public Comments:

Dana Warnecke of Arizona Game and Fish Department commented on being noteworthy and progressive.

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

Vice Mayor Hall: action item regarding incorporation of an audit committee.

Council Member Woodard: cancel Parliamentary Procedure Work Session and hold a retreat in September for boards and commissions.

Council Member Biundo: Impact fees, youth orientated economic development initiatives, Strategic Plan being implemented in the organization.

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

EXECUTIVE SESSION: NONE

#20. 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.

#21. Consideration and action on executive session items.

ADJOURNMENT:

Mayor Truitt adjourned the Regular City Council Meeting of June 28, 2011 at 8:13 p.m.

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L.E. Truitt, Mayor

ATTEST:

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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, June 28, 2011.**

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Sherry Ann Aguilar, City Clerk,