



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

Tuesday, June 26, 2012 @ 06:30 PM

A. Call To Order

B. Roll Call

Mayor Wolcott called the **Regular City Council Meeting** to order at 06:30 p.m. Surprise City Hall Council Chamber 16000 North Civic Center Plaza Surprise, Arizona 85374 , on **Tuesday, June 26, 2012**. Also in attendance with Mayor Wolcott were Vice Mayor Williams, Council Member Biundo, Council Member Alton, Council Member Villanueva, Council Member Woodard, and Council Member Hall.

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

C. Pledge of Allegiance

D. Invocation

E. City Manager Report:

City Manager Hillman reported on the following:

Update on Communications Department - twitter, facebook, videos have been very active.

CFO McCarty resigning to take another position - Paradise Valley, his last day, Thursday, July 5th - Interim CFO, Cathy Gleason will be starting on Monday and serve for approximately 4-6 months.

National Citizens Survey - April 2012 - Communications Director, Ken Lynch conducted a powerpoint presentation.

F. City Attorney Report:

City Attorney Bailey spoke of E-Session notice.

G. Regular City Council Meeting Agenda:

Consent Agenda:

***#1 Consideration and action on Resolution No. 2012-64 ; A Resolution of the City of Surprise, Maricopa County, Arizona, authorizing the city to enter into Victim Assistance Grant Program Federal Grant # 2011-VA-GX-0019 CFDA #16-575 with the Department of Public Safety, State of Arizona, to accept a grant in support of the Victim Assistance Program - APPROVED**

***#2 Consideration and action on Resolution No. 2012-67 a Resolution to enter into IGA No. 166-41-2013 with RPTA for reimbursement of the City's required 20% match for Dial A Ride van purchases - APPROVED**

***#3 Consideration and action on Resolution 2012-72, a resolution of the Mayor and Council of the City of Surprise, Arizona, approving a final plat, entitled "Surprise Village Marketplace" - APPROVED**

***#4 Consideration and action on an Intergovernmental Agreement with the City of Glendale and the City of Surprise Fire Department to provide a Helicopter Air-medical Logistics Operations (H.A.L.O.) - APPROVED**

***#5 Consideration and action on the following meeting minutes: June 5, 2012 Special City Council Work Session and June 12, 2012 Regular City Council Meeting - APPROVED**

***#6 Consideration and action on Resolution No 2012-61, a resolution accepting maintenance of the streets and public water and sewer utilities located adjacent to "Imagine School at Surprise" at the southwest corner of Custer Lane and 156th Avenue - APPROVED**

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

#7 Consideration and action on an annual agreement between the City of Surprise and the Greater Phoenix Economic Council (GPEC) for national and international economic development marketing services - APPROVED

John Kreuger and Angela Talbott (GPEC) were present to answer Council questions regarding the annual contract with City of Surprise.

Council Member Biundo made the motion to approve an annual agreement between the City of Surprise and the Greater Phoenix Economic Council (GPEC) for national and international economic development marketing services. Council Member Villanueva seconded the motion. Seven yes votes. Motion carried.

#8 Consideration and action on Resolution No. 2012-70; adopting Comprehensive Financial Management Policies for FY 2013 - APPROVED

CFO McCarty gave a presentation regarding Resolution No. 2012-70.

Mayor Wolcott thanked staff for their efforts in completing this project.

Vice Mayor Williams made the motion to approve Resolution No. 2012-70; adopting Comprehensive

Financial Management Policies for FY 2013. Council Member Hall seconded the motion. Seven yes votes. Motion carried.

#9 Consideration and action on a contract amendment to the Professional Service Agreement with CliftonLarsonAllen for the City's annual financial statement audit for fiscal year 2010-11 in an amount not to exceed \$152,805.- APPROVED

Council Member Hall questioned where the money is coming from.

Council Member Hall made the motion to approve a contract amendment to the Professional Service Agreement with CliftonLarsonAllen for the City's annual financial statement audit for fiscal year 2010-11 in an amount not to exceed \$152,805. Council Member Alton seconded the motion. Seven yes votes. Motion carried.

#10 Consideration and action on Resolution No. 2012-69; accepting the Monthly Financial Report as of May, 2012 - APPROVED

CFO McCarty gave an overview regarding Resolution No. 2012-69 - Monthly Financial Report as of May 2012.

Council Member Hall made the motion to approve Resolution No. 2012-69; accepting the Monthly Financial Report as of May, 2012. Council Member Villanueva seconded the motion. Seven yes votes. Motion carried.

#11 Consideration and action regarding Resolution No. 2012-79-2012-76, a resolution of the Mayor and Council authorizing the payoff of the Water Infrastructure Finance Authority (WIFA) Loan ahead of schedule, and appropriate budget adjustments - APPROVED

CFO McCarty gave an overview on Resolution No. 2012-76 (amended from Resolution No. 2012-79).

Council Member Woodard made the motion to approve Resolution No. **2012-76**, a resolution of the Mayor and Council authorizing the payoff of the Water Infrastructure Finance Authority (WIFA) Loan ahead of schedule, and appropriate budget adjustments. Vice Mayor Williams seconded the motion. Six yes votes, one no vote. Motion carried.

#12 Consideration and action for American Water Operations & Maintenance, Inc.'s contract to provide professional services related to utility billing for water, sewer, and garbage accounts within the City's service areas effective July 1, 2012 for a duration of three years, with the option of a two-year extension - APPROVED

Chief Financial Officer McCarty gave an overview for American

Chet Chetkauskus asked if this is the same water company that the Council was fighting for water rate hikes with a cushy contract.

Council Member Biundo made the motion to approve American Water Operations & Maintenance, Inc.'s contract to provide professional services related to utility billing for water, sewer, and garbage

accounts within the City's service areas effective July 1, 2012 for a duration of three years, with the option of a two-year extension Vice Mayor Williams seconded the motion. Six yes votes, one no vote. Motion carried.

#13 Consideration and action on Resolution No. 2012-79; a resolution of the Council of Surprise, Arizona, authorizing the submission of an application for grant consideration by the Gila River Indian Community to support the Veterans' Workforce Development Campaign - APPROVED

Janeen Gaskins gave an overview regarding Resolution No. 2012-79 - Grant submission or Gila River Indian Community - Veteran's Workforce Development Campaign.

Council Member Hall commented on Grant.

Council Member Villanueva inquired about working with Vet groups.

Council Member Alton made the motion to approve Resolution No. 2012-79; a resolution of the Council of Surprise, Arizona, authorizing the submission of an application for grant consideration by the Gila River Indian Community to support the Veterans' Workforce Development Campaign. Vice Mayor Williams seconded the motion. Seven yes votes. Motion carried.

#14 Consideration and action on Resolution No. 2012-78; a resolution of the Council of the City of Surprise, Arizona authorizing the submission of an application for a grant consideration by the Gila River Indian Community for funds to support the West Valley Police Mobility Technology Enhancement Project - APPROVED

Janeen Gaskins gave an overview of Resolution No. 2012-78.

Council Member Biundo inquired about the meaning of mobility technology enhancement really mean.

Vice Mayor Williams made the motion to approve Resolution No. 2012-78; a resolution of the Council of the City of Surprise, Arizona authorizing the submission of an application for a grant consideration by the Gila River Indian Community for funds to support the West Valley Police Mobility Technology Enhancement Project. Council Member Biundo seconded the motion. Seven yes votes. Motion carried.

#15 Consideration and action on Ordinance No. 2012-09; an ordinance establishing the Surprise Youth Leadership Commission - APPROVED

Vice Mayor Williams gave an overview of ordinance No. 2012-09 - Youth Leadership Commission.

Vice Mayor Williams made the motion to approve Ordinance No. 2012-09; an ordinance establishing the Surprise Youth Leadership Commission. Council Member Biundo seconded the motion. Seven yes votes. Motion carried.

#16 Consideration and action regarding Professional Services Agreement COS12-021 with Brown and Caldwell for the design and construction management of Mountain Vista Well 2 in the amount of \$395,387.00 with an owners contingency of \$40,000. - APPROVED

Public Work Director, Robert Beckley reported on the project.

Council Member Hall inquired about funds.

Council Member Hall made the motion to approve Professional Services Agreement COS12-021 with Brown and Caldwell for the design and construction management of Mountain Vista Well 2 in the amount of \$395,387.00 with an owners contingency of \$40,000. Council Member Biundo seconded the motion. Seven yes votes. Motion carried.

#17 Consideration and action on a design contract with Kimley Horn and Associates Inc. for the final design services for Pave Dirt Shoulders Various Location in an amount not to exceed \$69,800 and approval of resolution #2012-73 for associated budget amendments - APPROVED

Council Member Hall spoke of bike lanes.

Council Member Hall made the motion to approve a design contract with Kimley Horn and Associates Inc. for the final design services for Pave Dirt Shoulders Various Location in an amount not to exceed \$69,800 and approval of resolution #2012-73 for associated budget amendments. Council Member Biundo seconded the motion. Seven yes votes. Motion carried.

#18 Consideration and action on Resolution #2012-66 a resolution to accept a MAG grant award not to exceed \$187,015 dollars per sweeper for a total of \$374,030 for the purchase of two PM10 Certified Street Sweeper replacements and Resolution #2012-74 amending the fiscal year 2012 budget - APPROVED

City Engineer Mascia reported on the grant.

Council Member Hall Resolution #2012-66 a resolution to accept a MAG grant award not to exceed \$187,015 dollars per sweeper for a total of \$374,030 for the purchase of two PM10 Certified Street Sweeper replacements and Resolution #2012-74 amending the fiscal year 2012 budget. Council Member Woodard seconded the motion. Seven yes votes. Motion carried.

#19 Consideration and action on Resolution No. 2012-75; a resolution of the Mayor and City Council of the City of Surprise, Maricopa County, Arizona, finding and declaring the continuation of a grant of an Electric Franchise beneficial for the City of Surprise and ordering that the question as to whether a franchise is granted to Arizona Public Service Company is submitted to the voters of Surprise at the November 6, 2012 General Election; providing for the giving of notice of the election; prescribing the form of the ballot to be used at the election - APPROVED

Public Works Director, Robert Beckley reported on the background, purpose and process.

Council Member Hall inquired about cost.

Council Member Alton inquired about promoting the issue.

Council Member Alton made the motion to approve Resolution No. 2012-75; a resolution of the Mayor and City Council of the City of Surprise, Maricopa County, Arizona, finding and declaring the continuation of a grant of an Electric Franchise beneficial for the City of Surprise and ordering that the question as to whether a franchise is granted to Arizona Public Service Company is submitted to the voters of Surprise at the November 6, 2012 General Election; providing for the giving of notice of the election; prescribing the form of the ballot to be used at the election. Council Member Biundo

seconded the motion. Seven yes votes. Motion carried.

#20 Consideration and action on Ordinance 2012-07, an Ordinance of the Mayor and Council of the City of Surprise, Arizona, approving an amendment to a planned are development known as "Asante." - APPROVED

City Planner, Bart Wingard gave an overview regarding ordinance No. 2012-07.

Chet Chetkauskus inquired about a "Z" lot is and public notices.

Council Member Hall made the motion to approve Ordinance 2012-07, an Ordinance of the Mayor and Council of the City of Surprise, Arizona, approving an amendment to a planned are development known as "Asante." Council Member Biundo seconded the motion. Six yes votes, one no vote. Motion carried.

#21 Consideration and action on Resolution 2012-54, a resolution levying upon the assessed valuation of property within the city a certain sum of money for fiscal year 2013 to be assessed against the valuation of real property for primary tax purposes - APPROVED

Chief Financial Officer, Scott McCarty reported on Resolution 2012-54; levying upon the assessed valuation of property within the city a certain sum of money for fiscal year 2013 to be assessed against the valuation of real property for primary tax purposes.

Council Member Villanueva made the motion to approve Resolution 2012-54, a resolution levying upon the assessed valuation of property within the city a certain sum of money for fiscal year 2013 to be assessed against the valuation of real property for primary tax purposes. Council Member Alton seconded the motion. Six yes votes, one no vote. Motion carried.

#22 Consideration and action on Resolution No. 2012-46; a resolution levying upon the assessed valuation of property, a certain sum of money for fiscal year 2013 to be assessed against Street Light Improvement Districts (SLID) within the city as shown in Exhibit A - APPROVED

Chet Chetkauskus inquired on the following topics: 99 total SLIDS in the city; any areas of the City that aren't paying their share; why not; did we turn the lights off in OTS and Section 10 and why isn't OTS paying their fare share.

Council Member Villanueva commented on the 10% set-a-side.

Mayor Wolcott stated that Councilmember Villanueva has given a historical prospective on the OTS and that the whole City shouldn't be paying, a light is a light.

Vice Mayor Williams made the motion to approve Resolution No. 2012-46; a resolution levying upon the assessed valuation of property, a certain sum of money for fiscal year 2013 to be assessed against Street Light Improvement Districts (SLID) within the city as shown in Exhibit A. Council Member Alton seconded the motion. Seven yes votes. Motion carried.

#23 Consideration and action on Resolution 2012-81, a resolution of the Mayor and Council of the City of Surprise, Arizona, approving the Southwest Products Corporation Development Agreement between the City of Surprise and Southwest

Products Corporation and amending the FY13 budget - APPROVED

Assistant City Manager Mihelich gave a powerpoint presentation regarding Resolution No. 2012-81 - Southwest Products Corporation Development Agreement. City initiated project. Tom Haney & Kevin Burnette, President and Vice-President of Southwest Products. They commented that they were looking at 3 different locations in the area and was very impressed with Surprise. Thanked staff for their efforts and quick response.

Mayor thanked Southwest products for coming to Surprise.

Council Member Hall inquired about producing multiple products at this facility.

Vice Mayor Williams made the motion to approve Resolution 2012-81, a resolution of the Mayor and Council of the City of Surprise, Arizona, approving the Southwest Products Corporation Development Agreement between the City of Surprise and Southwest Products Corporation and amending the FY13 budget. Council Member Alton seconded the motion. Seven yes votes. Motion carried.

H. Call To The Public

Steve Donnellan: spoke of traffic issues, major intersections on Bell Road.

Chet Chetkauskus spoke of; city financials - off to a good start, stagnated, need to make more cuts. Off to a good start with cutting Council funding. Huge debts including Prasada. No cut in HR, Legal.

Fire Station 304 - Break-in, no report filed. ORCA filed for a report from PD or Fire, Clerk's office wrote in a letter that no documents existed. Why isn't HR investigating this.

Police Department - Crimes up 16% - property crimes are up 17%. The Barney Fife method is not working.

Bring call to the public back to the front of the meeting.
Quote from Woodrow Wilson.

I. Other Business and Future Agenda Items:

Council Member Hall: Park Master Plan Work Session; Sports Village Conceptual Plan to include working with Economic Development; strategies and timelines.

J. Mayor/Council Reports:

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

Council Member Hall: GESTAMP; Marley Park Meeting and Coyote Lakes Meeting.

Council Member Villanueva: gathering at Bi-Centennial Park - Mural project - 5:00 p.m. Friday, June 29th.

Council Member Alton: will still be working and will be around

Mayor Wolcott: O'Connor House; Voter Participation; thanked all for their hard work and dedication

on the budget process in first 6 months in office.

K. Executive Session: NONE

#24 LITIGATION - Discussion/consultation with the City Attorney to receive an 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))

#25 Possible consideration and action on executive session items - NONE

L. Adjournment:

Mayor Wolcott adjourned the Regular City Council Meeting of June 26, 2012 at 9:37 p.m.

Sharon R. Wolcott, 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, June 26, 2012.**

Sherry Ann Aguilar, City Clerk,