



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

Tuesday, June 11, 2013 @ 06:00 PM

A. Call To Order

B. Roll Call

Mayor Wolcott 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 11, 2013**. Also in attendance with Mayor Wolcott were Vice Mayor Biundo, Council Member Alton, Council Member Williams, Council Member Villanueva, and Council Member Hall.

Staff Present: City Manager, Chris Hillman, Interim City Attorney, Misty Leslie, and City Clerk, Sherry Ann Aguilar.

C. Pledge of Allegiance

D. Invocation

E. City Manager Report: None

F. City Attorney Report: None

G. Regular City Council Meeting Agenda:

Consent Agenda:

***#1 Consideration and action on the meeting minutes of May 21, 2013 Special City Council Work Session; May 28, 2013 Regular City Council Work Session and Regular City Council Meeting.**

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

Regular Agenda Item - Non-Public Hearing:

#2 Mayor Wolcott will be recognizing June as Procurement Awareness Month through reading and signing the Mayor's Procurement Awareness Month Proclamation - NO ACTION

Mayor Wolcott presented the proclamation to Dennis Kirkland.

#3 Consideration and action on Resolution No. 2013 - 56; a resolution of the Mayor and Council of the City of Surprise, Arizona authorizing the Community and Recreation Services Department to accept a grant award from the Area Agency on Aging funds in the amount of \$50,000 to support congregate meals and multipurpose center operations at the Surprise Senior Center for FY2014 - APPROVED

CRS Director Coronado was available for questions.

Council Member Hall made the motion to approve Resolution No. 2013 - 56; a resolution of the Mayor and Council of the City of Surprise, Arizona authorizing the Community and Recreation Services Department to accept a grant award from the Area Agency on Aging funds in the amount of \$50,000 to support congregate meals and multipurpose center operations at the Surprise Senior Center for FY2014. Council Member Williams seconded the motion. Six yes votes. Motion carried.

#4 Consideration and action regarding resolution 2013-48 to extend the intergovernmental agreement with Maricopa County Library District to operate the Hollyhock Library, term ending June 30, 2014, in an amount not to exceed \$41,470. - APPROVED

CRS Director Coronado was available for questions.

Council Member Williams made the motion to approve resolution 2013-48 to extend the intergovernmental agreement with Maricopa County Library District to operate the Hollyhock Library, term ending June 30, 2014, in an amount not to exceed \$41,470. Council Member Hall seconded the motion. Six yes votes. Motion carried.

#5 Consideration and action regarding entering into a professional services agreement for construction of the Marley Park Restroom and Parking Lot Expansion Project with DVP in the amount of \$437,413.00 with an owners contingency of \$65,000.00. - APPROVED

CRS Director Coronado gave a brief report regarding the project.

Council Member Williams commented that he is looking forward to the completion of this facility as are the residents.

Council Member Alton inquired about the length of time that we have owed this to Marley Park.

Mr. Coronado explained that it has been approximately 4 and one half years.

Council Member Williams made the motion to approve entering into a professional services agreement for construction of the Marley Park Restroom and Parking Lot Expansion Project with DVP in the amount of \$437,413.00 with an owners contingency of \$65,000.00. Council Member Villanueva seconded the motion. Six yes votes. Motion carried.

#6 Consideration and action to appoint one of the District 5 applicants to fill a vacancy created by the resignation of Councilmember, Mike Woodard to serve

**the remainder of the term for this district through December 31, 2013 -
SELECTED LEO MANKIEWICZ**

Mayor Wolcott explained the process for selecting a candidate.

Vice Mayor Biundo nominated Leo Mankiewicz to fill the term through December 31, 2013.

City Clerk Aguilar read the following votes: Vice Mayor Biundo for Mankiewicz; Mayor Wolcott for Mankiewicz; Council Member Alton for Mankiewicz; Council Member Villanueva for Mankiewicz and Council Member Williams for Mankiewicz. Five yes votes, one abstained (Hall). Motion carried.

**#7 Presentation, discussion and approval of Resolution 2013-72, FY2012
Interfund Transfers - APPROVED**

City Manager/CFO Hillman gave an overview of Resolution 2013-72, FY2012 Interfund Transfers.

Council Member Alton made the motion to approve Resolution 2013-72, FY2012 Interfund Transfers. Council Member Williams seconded the motion. Six yes votes. Motion carried.

**#8 Presentation and approval of Resolution 2013-65 authorizing FY2012
Budget amendments - APPROVED**

City Manager/CFO Hillman gave an overview of Resolution 2013-65; authorizing FY2012 budget amendments - APPROVED

Vice Mayor Biundo made the motion to approve Resolution 2013-65 authorizing FY2012 Budget amendments. Council Member Hall seconded the motion. Six yes votes. Motion carried.

**#9 Consideration and action on a resolution of the Council of the City of
Surprise, Arizona authorizing the submission of an application for grant
consideration by the Gila River Indian Community - APPROVED**

Council Member Hall made the motion to approve Resolution No. 2013-69. Vice Mayor Biundo seconded the motion. Six yes votes. Motion carried.

**#10 Consideration and action to approve the Settlement Agreement in the
amount \$85,000. in the matter of Talis Construction Corp. v. City of Surprise
and authorizing the City Attorney to execute the Agreement.**

Interim City Attorney Leslie reported on the settlement agreement.

Council Member Alton asked for clarification regarding why this has come to fruition.

Interim City Attorney Leslie explained the disagreement.

Council Member Hall made the motion to approve the Settlement Agreement between Talis Construction Corp. and City of Surprise, in the amount \$85,000. and authorize the City Attorney to execute the Agreement. Council Member Williams seconded the motion. Six yes votes. Motion carried.

Regular Agenda Item - Public Hearing:

#11 The first of two public hearings regarding the City of Surprise, Arizona FY2014 Budget and intent to levy primary property taxes in the amount of \$0.7783 per \$100 of assessed valuation. The second public hearing to be held on June 18, 2013. The purpose of the public hearings is to give the citizens of Surprise the opportunity to comment on the proposed City budget and tax levy.

City Manager/CFO Hillman reviewed two public hearing components related to the budget.

No public comments were made.

H. Call To The Public: None

I. Other Business and Future Agenda Items:

Council Member Villanueva: SLID on OTS on Market St.

J. Mayor/Council Reports:

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

Council Member Hall: Intrepid Tool Tour

Vice Mayor Biundo: thanked candidates for District 5 vacancy

Council Member Alton: reminder to shop at our local businesses and return the investment to our community

Mayor Wolcott: handed out dishwashing product to Council; education process for water use; congratulated the Chamber for the Procurement Fair, what a great event; attended the West Valley Meet the Mayors Luncheon; West Valley Mayor/Managers meeting today, thanked City Manager Hillman.

K. Executive Session: None

L. Adjournment:

Council Member Hall made the motion to adjourn the Regular City Council Meeting of June 11, 2013 at 6:42 p.m. Council Member Williams seconded the motion. Six yes votes. Motion carried.

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 11, 2013.**

Sherry Ann Aguilar, City Clerk,