



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

Tuesday, November 5, 2013 @ 04:00 PM

A. Call To Order

B. Roll Call

Mayor Wolcott called the **Special City Council Work Session** to order at 04:00 p.m. Surprise City Hall Council Chamber 16000 North Civic Center Plaza Surprise, Arizona 85374 , on **Tuesday, November 5, 2013**. Also in attendance with Mayor Wolcott were Vice Mayor Biundo, Council Member Williams, Council Member Villanueva, Council Member Alton (telephonically), Council Member Mankiewicz, and Council Member Hall.

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

C. Pledge of Allegiance

D. Special City Council Work Session Agenda:

Regular Agenda Item - Non-Public Hearing:

#1 Presentation and discussion regarding a proposed economic development agreement between the City of Surprise and Cobalt Medical Development for the construction of an Advanced Rehabilitation Center dedicated to traumatic brain injuries, approving economic incentives, and amending the FY2014 budget in an amount of \$160,000. - NO ACTION

Assistant City Manager Mihelich gave an overview regarding a proposed economic development agreement between the City of Surprise and Cobalt Medical Development for the construction of an Advanced Rehabilitation Center dedicated to traumatic brain injuries, approving economic incentives, and amending the FY2014 budget in an amount of \$160,000.

Mr. Richard Fiske, CEO, with Cobalt Medical was introduced to the Council.

Council Member Williams asked for clarification regarding sports and concussion program.

Council Member Mankiewicz inquired about special tie in with DOD, veteran injuries.

Council Member Hall inquired about Doctor staffing and hiring from the valley.

Council Member Villanueva inquired about working with different insurances to meet patient needs.

Mr Fiske stated yes that Medicare and many others would be accepted.

Mayor Wolcott stated that there is a lot of need here and that it's a wonderful asset to work with training agencies in our area as well.

#2 Presentation by Leigh E. Johnson, MPA-MURP, Park Planner for Maricopa County Parks and Recreation, regarding an update to the White Tanks Mountain Regional Parks Master Plan - NO ACTION

ACM Mihelich introduced Leigh E. Johnson, MPA-MURP, Park Planner for Maricopa County Parks and Recreation, regarding an update to the White Tanks Mountain Regional Parks Master Plan.

A powerpoint presentation was reviewed with Council providing statistics on visitor activity to the park. Surprise is at 17% of overall attendees year round.

Council Member Mankiewicz thanked Ms. Johnson for her presentation. He inquired about placing the library at the park and future development near the White Tanks park.

Council Member Villanueva questioned if the lower end of White Tanks would be a resort area.

Ms. Johnson stated that she is not aware of this, only aware of the southern part of the White Tanks near Verado in Buckeye.

Vice Mayor Biundo asked what contributes to access of this park.

Ms. Johnson commented that location is the biggest draw.

Council Member Hall asked for clarification on the proposed entrance for the north side.

Ms. Johnson replied that it is the flattest area, wildlife crossings, use of old jeep roads, etc.

#3 Presentation and discussion of the Surprise Stadium scoreboard upgrade project and associated funding through an FY2014 budget amendment in the amount of \$557,000. - NO ACTION

Community and Recreation Services Director Coronado gave a brief presentation regarding the stadium scoreboard. He stated that the board is outdated and if one light goes out it affects the whole board.

Council Member Mankiewicz asked for clarification of the contractor and manufacturer of this project.

Council Member Villanueva inquired about the size of the board.

#4 Presentation and discussion on Resolution 2013 - 122, a resolution of the City of Surprise authorizing the City to enter into a personal property lease agreement with the City of Avondale to lease a Fire utility vehicle - NO ACTION

Chief White and Asst. Chief Darrell Johnson gave a brief presentation regarding Resolution 2013 - 122, a resolution of the City of Surprise authorizing the City to enter into a personal property lease agreement with the City of Avondale to lease a Fire utility vehicle. The utility truck will allow us to restripe the vehicle. 2003 and 140,000 miles currently, our mechanics have verified that it is in really good shape.

#5 Presentation and discussion of the Northwest Valley Dial-A-Ride service, and possible program changes including availability and transportation fees - NO ACTION

#6 Presentation and discussion regarding the performance of Valley Metro Bus Route 571, Surprise Express - NO ACTION

Dave Kohlbeck of Public Works gave an overview regarding the performance of Valley Metro Bus Route 571, Surprise Express. Powerpoint presentation was reviewed.

Mayor Wolcott commented on the types of use and opportunities being missed for this route; that senior citizens and young people wanting to take advantage of entertainment, etc.

Council Member Mankiewicz questioned trips and boarding capacity.

Council Member Hall questioned cost and suggested better communication option.

Council Member Mankiewicz noted that some employers supply discount bus passes. He also agreed that if we continue to build the service it will help encourage more ridership.

Mayor Wolcott noted suggested that all Council Members continue to consider the transportation connectivity mechanisms available to the City, specifically the airport, she emphasized the cost to the airport and how the economic development factor should partner with the region to ensure that Surprise Resident are connected to the airport and other transportation options.

Council Member Hall asked for clarification regarding bus stops.

Mr. Kohlbeck began his presentation on the Valley Metro Dial-A-Ride Service.

Ridership policies and priorities, ADA, Seniors and others with disabilities general public. staff recommends continuing with these priorities and based on the budget FY 2014.

Council Member Williams inquired about numbers; cab service and who is this system.

Council Member Hall commented that we need to slice and dice more details.

Council Member Alton agreed with Council Members Williams and Hall for a tier rate structure. He then spoke of the need, focus and cost.

#7 Presentation and discussion regarding SA14-039 a service agreement with Arcadis U.S. Inc. in an amount not to exceed \$66,200 plus an owners contingency of \$8,800 to update the City of Surprise Integrated Water Master Plan (IWMP), and the associated Resolution for a budget amendment - NO ACTION

Public Works Manager, Terry Lowe gave an overview regarding the service agreement with Arcadis U.S. Inc. in an amount not to exceed \$66,200 plus an owners contingency of \$8,800 to update the City of Surprise Integrated Water Master Plan (IWMP), and the associated Resolution for a budget amendment.

Council Member Hall thanked staff for the presentation and commented that the exhibit is right on the money, this will hold the contractor liable.

Council Member Mankiewicz questioned the \$75,000. for this contract for phase one.

Attorney Leslie explained the conditions of the contract.

Council Member Villanueva inquired if the original townsite will ever be a part of the Surprise water system.

Mr. Lowe stated that it's definitely something we can look into for our future water needs.

#8 Presentation and discussion for entering into a Cooperative Purchasing Network cooperative contract #09F-USES-0824 with US Energy Services to retrofit the Surprise Stadium for a not to exceed contracted cost of \$90,000 - NO ACTION

Public Works Manager, Terry Lowe and Finance Director, Bob Wingenroth gave an overview for entering into a Cooperative Purchasing Network cooperative contract #09F-USES-0824 with US Energy Services to retrofit the Surprise Stadium for a not to exceed contracted cost of \$90,000.

#9 Presentation and discussion regarding the SPA 1 Vadose Zone Recharge Well Capital Improvement Project, capital project #21113, and amending the FY2014 budget in the amount of \$13,600. - NO ACTION

Lee Lambert of Public Works gave an overview for SPA1 Vadose & Bell Road Phase III

#10 Presentation and discussion regarding the Fiber Optics Bell Road Phase III Capital Improvement Project, project #21107, and amending the FY2014 budget in the amount of \$5,200. - NO ACTION

#11 Presentation and discussion of recommended amendment of the Surprise City Code Chapter 2, Administration; Articles I, General provisions; Article II, Mayor and Council; Article III, Appointed Officials; and Article IV, Departments - NO ACTION

Attorney, Misty Leslie conducted a detailed presentation relating to amendment of the Surprise City Code Chapter 2, Administration; Articles I, General provisions; Article II, Mayor and Council; Article III, Appointed Officials; and Article IV, Departments.

Role of Mayor - Showed similar language for various Cities around the State. Discussed different options for language 1) Exercise powers granted under Arizona Revised Statutes 26-311 2) Verbatim statute.

Mayor Wolcott stated that the goal of this exercise is to be transparent to our residents.

Vice Mayor Biundo stated that he prefers verbatim language and is hesitant for words do not exist in statute that we are placing in the code now.

Section 2-40 - Role of the Mayor - Appointments to major boards - at least 36 boards that could involve Mayor and Council and is confusing to figure out which boards need to be ratified.

General consensus was to leave this language the same.

2-22 - Council Vacancy - Changes proposed. Will extend the completion process slightly.

Council Member Mankiewicz, public comment 7 day period, asked to send the public comments to Council the day after the closing and to post on the City's website.

Council Member Villanueva commented that the 14 day period for someone that passes is a short period of time.

Council Member Hall commented that if there is a Mayor's vacancy, there should be a special election.

Attorney Leslie explained the election process and timelines.

New 2-60 - Attendance - Mayor commented on telephonic participation and is not in favor of this. gave 2 examples of voting over the phone. We need to rid ourselves of this section of the code. All were in agreement to take out this section and to add language that the Councilmember needs to be physically present in the Chamber.

New 2-61 - Placing items on the agenda -

Council Member Mankiewicz asked for clarification on adding items to future agenda items.

Council Member Hall stated that he understands what the Mayor is trying to do, but this shows disrespect to the minority. He further stated that he doesn't like this other layer of bureaucracy.

Council Member Villanueva agreed with Council Member Hall and stated that they are Council and should understand what their responsibilities are.

Council Member Williams spoke of being responsible for their actions.

Mayor Wolcott stated that they should be sensitive to important issues that arise, but also need to make sure we are following the timelines set for everyone and to make sure we have the best information.

New 2-62 - Order of business - language will be simple.

New 2-65 - No comments

2-66 - no comments

2-80

Mayor Wolcott spoke of needing to find something more applicable to this. body.

2-81 - Right to speak - no comments.

Council Member Hall questioned authority of the City Manager and Chief Executive Officer.

Council Member Mankiewicz inquired about the interim City Manager being in the code.

Ms. Leslie stated that it can add this to the code, but need to have a clear process in the procedures manual.

Public Comments:

Bob Vukanovich - Any laws you are making today, can be changed tomorrow. I agree with the Mayor when she said we need clarity. Need an explanation of the Rules committee, the City Manager gave an explanation. read a section of chapter 2 - appointment of staff by City Manager.

Ted Carr - Stress the meaning of emergencies, I want to make sure there is something in the guidelines of who is the emergency contact person after you declare. another thing on amended agendas, what has been amended? Different colors maybe? Revised District 2 should have a voice for the replacement of CM Alton, I would be very interested to see the qualified applicants.

E. Call To The Public: None

Council Member Mankiewicz made the motion to adjourn the Special City Council Work Session of November 5, 2013 at 7:52 p.m. and enter into Executive Session. Council Member Williams seconded the motion. Six yes votes. Motion carried.

F. Executive Session:

#12 Discussion/consultation with the City Attorney to receive legal advice; and to consider its position, and to provide instruction/direction to the City Attorney regarding Surprise's position re: council authority, review, and avoiding possible litigation involving development (A.R.S. §38-431.03 (A)(3)&(4))

G. Adjournment:

Council Member Hall made the motion to adjourn the Special City Council Work Session of November 5, 2013 at 10:00 p.m. Council Member Mankiewicz seconded the motion. Six yes votes. Motion carried.

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 Special City Council Work Session of **Tuesday, November 5, 2013.**

Sherry Ann Aguilar, City Clerk,