



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

Monday, August 18, 2014 @ 06:04 PM

A. Call to Order

Mayor Wolcott called the **Regular City Council Meeting** to order at 06:04 p.m. Surprise City Hall Council Chamber 16000 North Civic Center Plaza Surprise, Arizona 85374 , on **Monday, August 18, 2014**. Also in attendance with Mayor Wolcott were Vice Mayor Hall, Council Member Winters, Council Member Biundo, Council Member Williams, Council Member Villanueva, and Council Member Tande.

Staff Present: City Manager, Bob Wingenroth, City Attorney, Misty Leslie, and City Clerk, Sherry Ann Aguilar.

C. Pledge of Allegiance

D. Proclamation and Community Acknowledgements

E. City Manager Report

#1 Recipients Rosalio Hernandez Garcia (13 yrs) and Esparansa Hernandez Garcia (12 yrs) are being recognized for their actions on May 24th that culminated in the apprehension and arrest of a burglary suspect.

Chief Frazier and Mayor Wolcott presented plaques to Rosalio and Esperansa Hernandez.

F. City Attorney Report

G. Regular City Council Meeting 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.

- 2. Consideration and action authorizing the City Manager to execute an intergovernmental agreement with the City of Peoria to provide the Surprise Police Department with an alternate/emergency temporary radio dispatch location and equipment; Resolution #2014-86 - APPROVED**

3. **Consideration and action authorizing the City Manager to accept a grant in the amount of \$7,900 from the Edward Byrne Memorial Justice Assistance Grant (JAG) for Police Department training and equipment, and amending the FY2014-15 budget for unforeseen grants in the same amount; Resolution 2014-83 - APPROVED**
4. **Consideration and action approving a final plat entitled Quick N Clean Car Wash, dated April 2, 2014, a property generally located at the northwest corner of Bell Road and 115th Avenue; Resolution #2014-87 - APPROVED**
5. **Consideration and action authorizing the Mayor to enter into an Intergovernmental Agreement (IGA) with Arizona Department of Transportation (ADOT) for the improvements necessary to construct Jomax Road from 147th Avenue to East City limits (133rd Avenue); Resolution 2014-60 - APPROVED**
6. **Consideration and action authorizing the Mayor to enter into an Intergovernmental Agreement (IGA) with Arizona Department of Transportation (ADOT) for the enhancements associated with State Route 303L (SR303L) from Mountain View Boulevard to Grand Avenue (US60); Resolution No. 2014-68 - APPROVED**
7. **Consideration and action on the meeting minutes of August 5, 2014 Regular Work Session and Regular Council Meeting - APPROVED**

Regular Agenda Item - Non Public Hearing

8. **Presentation and discussion regarding the FY2014 Budget Status Report through May 2014 - NO ACTION**

Interim Finance Director, Lindsey Duncan gave a powerpoint presentation regarding the FY 2014 Budget Status Report through May 2014.

Vice Mayor Hall commented for staff to keep an eye on charges for service.

9. **Discussion and action commissioning a small monument in memoriam of Medal of Honor Recipient, Staff Sergeant Nick Bacon, a former Surprise Town Manager, at a cost not to exceed \$7,000; Resolution No. 2014-88 - APPROVED**

Bill Lipscomb - thanked Council for doing this and stated that Mr. Brown personally served with Nick Bacon in Vietnam. Mr. Lipscomb read the Citation for the record.

Mr. Brown met Nick Bacon in 1986, became really close friends for many years until his passing.

Vice Mayor Hall made the motion to approve commissioning a small monument in memoriam of Medal of Honor Recipient, Staff Sergeant Nick Bacon, a former Surprise Town Manager, at a cost not to exceed \$7,000; Resolution No. 2014-88. Council Member Biundo seconded the motion. Seven yes votes. Motion carried.

Regular Agenda Item - Public Hearing

10. Consideration and action on the Sierra Montana Phase 1 North Lot G preliminary plat, dated February 21, 2014, a property generally located on the Northwest Corner of Cotton Lane and Acoma Drive, with conditions and stipulations; Resolution# 2014-57 - APPROVED

City Planner, Martin Lucero reported on the preliminary plat.

Council Member Tande inquired about the property North of the development on Cotton Ln.

Mr. Lucero explained that the landscaping buffer will be brought in conformance with the right of way.

Council Member Tande stated that he would like for us to move in the direction of 3/4 street requirements.

Council Member Williams inquired about Woodrow, median restrictions and left hand turn.

No public comments were made.

Council Member Williams made the motion to approve Sierra Montana Phase 1 North Lot G preliminary plat, dated February 21, 2014, a property generally located on the Northwest Corner of Cotton Lane and Acoma Drive, with conditions and stipulations; Resolution# 2014-57. Council Member Winters seconded the motion. Seven yes votes. Motion carried.

11. Consideration and action approving the Mariposa Acres plat, dated January 16, 2014, a property located at 15851 West Tierra Buena Lane, Resolution #2014-45 - APPROVED

City Planner, Bart Wingard reported on the Mariposa Acres, items 10 and 11.

Council Member Tande asked for the purpose of the rezone.

Mr. Wingard stated that it is the density.

Public Comments:

Jean Poe - Resident of Paradise Lane, has live there for over 15 years. She does not oppose the project itself, would be a beautiful facility in the neighborhood. Opposed to the location of the facility and would like to propose moving to the west side for the entrance. PUD overlay, only used for Assisted living Facility.

Robert Spexarth - Property owner and intends to subdivide and build home.

Mayor Wolcott inquired about the overlay.

Mr. Wingard stated that yes, to preserve properties along Reems Road to not become commercial.

Council Member Winters stated he is concerned that this could become a trend for high

density.

Mr. Wingard explained that the overlay could prevent any high density and limit it to certain uses and density along Reems Road.

Council Member Tande asked how the applicant feels about the possibility of an overlay.

Vice Mayor Hall commented that he agrees with proceeding at looking at overlay and thinks this is a great development.

Mayor Wolcott stated that the overlay is a separate issue, and will be addressed and come back to us at a different time.

Vice Mayor Hall made the motion to approve the Mariposa Acres plat, dated January 16, 2014, a property located at 15851 West Tierra Buena Lane, Resolution #2014-45. Council Member Villanueva seconded the motion. Seven yes votes. Motion carried.

12. Consideration and action rezoning a property known as Mariposa Acres, located at 15851 West Tierra Buena Lane from Rural Residential (RR) to a medium density zoning district; Ordinance #2014-06 - APPROVED

Council Member Biundo made the motion to approve rezoning a property known as Mariposa Acres, located at 15851 West Tierra Buena Lane from Rural Residential (RR) to a medium density zoning district; Ordinance #2014-06. Council Member Williams seconded the motion. Seven yes votes. Motion carried.

H. Call to the Public

I. Other Business

J. Mayor/Council Reports

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

Council Member Winters: Mayor's 3rd Annual Bowling event and L303 opening.

Vice Mayor Hall: Dysart breakfast

Council Member Villanueva: Thanked staff for addressing the bridge.

Council Member Tande: Bowling event; looking forward to League conference.

Siera Petry: thankful for being there and thanked Council for their help.

Mayor Wolcott: Bowling event; Transportation and Bell/Grand interchange.

Council Member Tande made the motion to recess into executive session at 7:30 PM. Council Member Williams seconded the motion. Seven yes votes.

K. Executive Session

- 13. Discussion/consultation with the City Attorney to receive legal advice; and to consider its position, and to provide instruction/direction regarding contract terms regarding the employment contracts between the City and its appointed officials pursuant to A.R.S. §38-431.03(A)(1), (3) &(4).**

L. Adjournment

Mayor Wolcott adjourned the Regular City Council Meeting of August 18, 2014 at 7:44 PM

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 **Monday, August 18, 2014.**

Sherry Ann Aguilar, City Clerk,