



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

Tuesday, March 17, 2015 @ 06:15 PM

Call To Order

Roll Call

Mayor Wolcott called the **Regular City Council Meeting** to order at 06:15 p.m. Surprise City Hall Council Chamber 16000 North Civic Center Plaza Surprise, Arizona 85374 , on **Tuesday, March 17, 2015**. Also in attendance with Mayor Wolcott were Vice Mayor Williams, Council Member Winters, Council Member Biundo, Council Member Villanueva, Council Member Hall, and Council Member Tande.

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

Pledge of Allegiance

PROCLAMATION AND COMMUNITY ACKNOWLEDGEMENTS

1. **Athletic Training Month - Mayor Wolcott will present the proclamation to: Scott Ellis and Justin Segotta of Swing Orthopedic and Sports Physical Therapy in Surprise**

Mayor Wolcott read aloud a proclamation to recognize Scott Ellis and Justin Segotta of Swing Orthopedic and Sports Physical Therapy in Surprise.

Invocation

City Manager Report

City Attorney Report

City Clerk Report

City Clerk Aguilar reported on Voter Outreach, League of Women Voters event on March 26, 2015 at 9:30 AM.

Consent Agenda

- 2. Consideration and action on the meeting minutes of March 3, 2015 Regular City Council Work Session and Regular City Council Meeting - APPROVED**
- 3. Consideration and action accepting grant funding from the State of Arizona Pre Disaster Mitigation Program in the amount of \$18,675 and amending the fiscal year 2015 budget in the amount of \$24,900; Resolution 2015-23 - APPROVED**

Vice Mayor Williams made the motion to approve the consent agenda excluding item 4. Council Member Tande seconded the motion. Seven yes votes. Motion carried.

- 4. Consideration and action declaring the City's intention to create the City of Surprise, Arizona, Desert Oasis Parcel 11 Street Light Improvement District pursuant to A.R.S. Section 48-616; Resolution 2015-16 - APPROVED**

Council Member Winters asked that this item be removed from consent for discussion and clarification.

City Engineer, Karl Zook explained the process.

Council Member Winters made the motion to approve Resolution 2015-16. Council Member Tande seconded the motion. Seven yes votes. Motion carried.

Regular Agenda Item - Non-Public Hearing

- 5. Discussion regarding a utility billing update by American Water Enterprises - NO ACTION**

Finance Director, Lindsey Duncan commented that Senior Executives Sharon Cameron and David Choate are here to answer questions and provide information on the new billing system in Surprise. AWE launched the new system in December and had issues: delayed bills, formatting bills, auto-pay and enrollment.

Mr. Choate discussed each issue in detail and stated that he feels confident that we have fixes in place and now implementing.

Council Member Hall inquired if the software was tested before rolling it out.

Mr. Choate stated yes and that it was a year-long implementation process.

Council Member Hall inquired about where calls are handled.

Mr. Choate commented that they are handled locally. He further commented that currently there are 6,500 bills that have issues and in the process of correcting.

Council Member Hall asked for clarification regarding transfer of records.

Mr. Choate commented that they needed to update the old information especially adding e-mails.

Council Member Winters commented on the process, getting phone calls from residents and a booklet. He further commented that he is happy that they are here to address the issues.

Mr. Choate commented that phone service hours have been extended from 8:00 a.m. to 10:00 p.m. and now open on Sundays.

Council Member Villanueva commented on her bill.

Council Member Tande stated that based on responses he has received from residents, there is a lot of confusion with staff, there needs to be additional training. Identified 4 key areas that need solutions for and asked David if these have been resolved to date.

Public Comments:

David Eldridge - Paid double bill, the billing issues are still unresolved as of today. I don't have much faith in any of this. The Call Center has issues, I had to push a button to stay on hold, or the call would hang up. I had to come to City Hall and talk with city staff. I want answers, I want resolution, I want to get treated better. The contract is up in 2020, I want to see action, I have no patience for professional apologists.

6. Consideration and action to appoint Stephen Wright to fill the Chamber Representative vacancy on the Tourism Commission with a term expiration of July 1, 2015, and to direct the City Clerk to issue the oath of office - APPROVED

Council Member Winters gave an overview of the process; he commented that Mr. Wright was at another engagement.

Council Member Winters made the motion to approve appointing Stephen Wright to fill the Chamber Representative vacancy on the Tourism Commission with a term expiration of July 1, 2015. Vice Mayor Williams seconded the motion. Seven yes votes. Motion carried.

7. Consideration and action authorizing the City Manager to negotiate and execute an agreement with the WHAM Art Association regarding the use of property located at 16560 N. Dysart Road, which is owned by the City - APPROVED

City Manager, Bob Wingenroth gave an overview of this item and the background on WHAM.

Mayor Wolcott clarified this is a contract authorizing the City Manager to negotiate an agreement. She thanked Council Members Hall and Villanueva for bringing this item forward.

Council Member Villanueva commented that she is thrilled that we have this organization and would like to see it continue. She thanked Council Member Hall for going along with this project.

Council Member Winters commented that he also agrees with supporting this organization and all of the programs that WHAM provides.

Connie Whitlock, thanked Council for their support. She commented that we work with many different groups such as Veteran's, special needs, youth and teens from Surprise and WHAM on Wheels.

Mayor Wolcott commented that the beauty of WHAM is that it's organic and a grass roots effort.

Council Member Tande questioned the agreement pertaining to licensing. He also inquired about being consistent and using the best practices.

Council Member Hall commented that WHAM is a great asset to our City especially in the old townsite area. He gave an opinion on Council Member Tande's questions.

Mayor Wolcott commented that she agrees and that we should match up as much as possible and we want it to be a fair process for all.

Council Member Tande spoke of concerns about a 20 year agreement especially when we don't know what the land situation will be. He further commented that he has a problem with approving an agreement that goes far beyond my term on Council.

Council Member Villanueva commented on moving forward with this agreement.

Council Member Hall commented that paragraph 11 addresses Council Member Tande's concerns.

Council Member Tande commented that he would like to go for 3-5 years.

Mayor Wolcott commented that she would like to see Council adopt a policy that would clarify and provide continuity. She asked the Committee on Rules to take a look at this.

Council Member Hall made the motion to authorize the City Manager to negotiate and execute a property use agreement with WHAM Art Association. Council Member Villanueva seconded the motion. Seven yes votes. Motion carried.

Regular Agenda Item - Public Hearing

8. Consideration and action on a Rezone of property generally located on the north side of Waddell Road about 1/2 mile east of the intersection of Waddell Road and Bullard Avenue from Rural Residential and General Industrial to Low Density Residential; Ordinance 2015-03 - APPROVED

City Planner, Hobart Wingard gave a powerpoint presentation on Ordinance 2015-03 and Resolution 2015-18.

Council Member Hall inquired about the retention basin and an existing wall. He further commented that he wants to make sure the entrance really pops.

Council Member Tande inquired about the landscaping plan; fire access and trips per day coming out of this development.

Mr. Wingard anticipated a maximum 30.

Public Comments:

Chad Koester spoke of traffic concerns of this area; flow of traffic along Waddell Road.

Council Member Tande made the motion to approve Ordinance 2015-03. Council Member Hall seconded the motion. Seven yes votes. Motion carried.

9. Consideration and action on a Preliminary Plat entitled "W Ranch," subdividing property generally located on the north side of Waddell Road about 1/2 mile east of the intersection of Waddell Road and Bullard Avenue; Resolution 2015-18 - APPROVED

Council Member Tande made the motion to approve Resolution 2015-18. Council Member Winters seconded the motion. Seven yes votes. Motion carried.

Call to the Public:

John Yeager, Chairman of the Disability Advisory Commission. Frustrated regarding the limited amount of Stadium handicapped parking. He handed the Council a photo as an exhibit and explained his experience with a Sundancer. He further commented that he met with City staff and Sundancers President about handicapped parking.

Jerry Rooney - Lives at 219th Avenue and Bell Road since 1991. Sold some of my land and the City wouldn't give the buyer a building permit. I ended the process and gave the people back their money. I asked to talk to the City Manager and I was told I had to go through the chain of command. Then I called the Mayor's Office and gave the Secretary the emails on January 29th, and I am still waiting.

Other Business

Council Member Tande asked that City Manager Wingenroth start thinking about RFQ's or RFP's to in-house this service.

Executive Session

Adjournment

Council Member Winters made the motion to adjourn the Regular City Council Meeting of March 17, 2015 at 8:09 PM. Council Member Biundo seconded the motion. Seven 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, March 17, 2015.**

Sherry Ann Aguilar, City Clerk,