



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

Tuesday, September 6, 2016 @ 06:27 PM

Call to Order

Pledge of Allegiance

Roll Call

Council Member Williams called the **Regular City Council Meeting** to order at 06:27 p.m. Surprise City Hall Council Chamber 16000 North Civic Center Plaza Surprise, Arizona 85374 , on **Tuesday, September 6, 2016**. Also in attendance with Council Member Williams were Council Member Winters, Council Member Villanueva, Council Member Hall, and Council Member Tande.

Staff Present: Assistant City Manager, Michael Frazier, City Attorney, Robert Wingo, and City Clerk, Sherry Ann Aguilar.

Proclamation and Community Acknowledgements

City Manager Report

Presentation of the 2016 Mission: Lifeline® EMS Gold Level Recognition Award

Recognition - Presentation of the 2016 Mission: Lifeline® EMS Gold Level Recognition Award

Council Member Williams - AZ Merit Exam - Ms. Avalos has scored two years in a row at AZ. Charter Academy - Perfect score. Recognized Clare Avalos, and her dad Armando Avalos who is a City employee for Public Works Department.

City Attorney Report

City Clerk Report

Report on upcoming 2016 General Election and passports.

City Clerk Aguilar reported on the General Election on Nov. 8th, last day to register to vote is October 10 and early voting begins October 12 thru November 4. Reminder of Passport Services available in the City Clerk's Office.

Call to the Public

Consent Agenda

1 - Consideration and action pertaining to authorization to accept a grant from the Firehouse Subs Public Safety Foundation for one Automated External Defibrillator (AED); Resolution # 2016-111 - APPROVED

2 - Consideration and action on the meeting minutes of August 16, 2016 Regular City Council Work Session and Regular City Council Meeting - APPROVED

3 - Consideration and action pertaining to approval the Third Amendment to the Intergovernmental Agreement (IGA) Between the City of Surprise and The Regional Public Transportation Authority for the City's FY2017 transit services; Resolution 2016-108 - APPROVED

4 - Consideration and action to approve Resolution No. 2016-109; A Resolution of the Mayor and Council of the City of Surprise, Maricopa County, Arizona, declaring and adopting the results of the Primary Election held on August 30, 2016 and ordering the recording of such resolution - ITEM REMOVED FROM CONSENT

City Clerk Aguilar asked Council not to take action on item #4 since the final results have not been reported yet.

Council Member Hall made the motion to remove item #4 from the consent agenda with no action taken. Council Member Villanueva seconded the motion. Five yes votes, two absent (Wolcott and Biundo). Motion carried.

Council Member Tande made the motion to approve the consent agenda excluding item #4. Council Member Hall seconded the motion. Five yes votes, two absent (Wolcott and Biundo). Motion carried.

Regular Agenda Item - Public Hearing

Regular Agenda Item - Non-Public Hearing

5 - Consideration and action to reappoint the following City Board/Commission Members with term expirations of September 11, 2016 for a 4 year term to September 6, 2020 for the following members listed as follows: Susan deJong and Kathie Morgan for the Arts & Cultural Advisory Commission; Ira McCullough for the Personnel Appeals Board and Dennis Smith for the Planning & Zoning Commission and directing the City Clerk to administer the Oath of Office - APPROVED

Council Member Winters thanked the residents stepping up and joining the Board/Commission again.

Council Member Winters made the motion to approve the reappointment to the following City Board/Commission Members with term expirations of September 11, 2016 for a 4 year term to September 6, 2020 for the following members listed as follows: Susan deJong and Kathie Morgan for the Arts & Cultural Advisory Commission; Ira McCullough for the Personnel Appeals Board and Dennis Smith for the Planning & Zoning Commission and directing the City Clerk to administer the Oath of Office. Council Member Hall seconded the motion. Five yes votes, two absent (Wolcott and Biundo).

Motion carried.

6 - Consideration and action to fill two (2) vacancies on the Planning & Zoning Commission - Eric Cultum and Mitchell Rosenbaum; two (2) vacancies for the Tourism Commission to represent Restaurants - Chris Hall and Mario Rana; one (1) vacancy for the Tourism Commission representing Hotels - Della Brendenburger; one (1) vacancy for the Board of Trustees - Aaron Bacon; two (2) vacancies for the Disabilities Advisory Commission - Brenda Renou and Dan Moore; two (2) vacancies for the Personnel Appeals Board - Rayana Mariland and Valerie Serrano all with four year term expirations of September 6, 2020 and directing the City Clerk to administer the Oath of Office - APPROVED

Council Member Winters commented on the interview process.

Council Member Winters made the motion to approve appointing the following: Planning & Zoning Commission - Eric Cultum and Mitchell Rosenbaum; Tourism Commission to represent Restaurants - Chris Hall and Mario Rana; Tourism Commission representing Hotels - Della Brendenburger; Board of Trustees - Aaron Bacon; Disabilities Advisory Commission - Brenda Renou and Dan Moore; Personnel Appeals Board - Rayana Mariland and Valerie Serrano all with four year term expirations of September 6, 2020 and directing the City Clerk to administer the Oath of Office. Council Member Hall seconded the motion. Five yes votes, two absent (Wolcott and Biundo). Motion carried.

City Clerk Aguilar administered the Oath of Office.

7 - Consideration and action pertaining to the Committee on Community Outreach, Partnerships and Grants recommendations for Surprise Community Outreach Program funding for FY17 - APPROVED

Mr. Dyson and Ms. Tas reported on this item detailing what the program is.

Council Member Villanueva - we tried to accommodate everyone, it was a difficult process.

Council Member Williams - spoke of the process.

Council Member Winters - it was gratifying to hear of those wanting to help their fellow citizens.

Council Member Tande - Some of the organizations approached me from last year's process, maybe a debrief after designating.

Council Member Williams - Each applicant had to demonstrate how their organization affects Surprise.

Council Member Tande - This will help for future projects.

Council Member Villanueva - Thanked the committee for working together, we felt very comfortable that we could work together and get this job done.

Council Member Hall made the motion to approve the funding recommendations contained in the Human Services and Community Vitality staff report as presented. Council Member Winters seconded the motion. Five yes votes, two absent (Wolcott and Biundo). Motion carried.

8 - Consideration and action to amend the fiscal year 2017 budget by reallocating appropriations of \$639,000 within the Ground Ambulance Fund, from Contingency to Capital, for the purchase of two ambulances; Resolution # 2016-107 - APPROVED

Fire Chief, Tom Abbott started out the presentation regarding amending the fiscal year 2017 budget by reallocating appropriations of \$639,000 within the Ground Ambulance Fund, from Contingency to Capital, for the purchase of two ambulances; Resolution # 2016-107.

Council Member Tande - Number of calls 7 responses per day from my calculations. Do we purchase 2 now, or do we spread this out a bit? The first unit right now, where is it stationed?

Chief Abbott - Station 305 @ Parkview and Greenway.

Finance Director, Lindsey Duncan discussed the financial impact portion of the presentation.

Council Member Hall - The return is not real exciting, but it is almost 8%. I think it is probably a real good use of cash for what it does for our residents, very conservative.

Council Member Tande - I like that you put in a vehicle replacement so we don't have to come up with a huge capital cost, for over time. This is a new program, but would like to recommend for next year's budget to fund and not look like a negative.

Council Member Hall - That is the plan to make this an enterprise fund?

Council Member Hall made the motion to approve Resolution 2016-107. Council Member Villanueva seconded the motion. Five yes votes, two absent (Wolcott and Biundo). Motion carried.

9 - Consideration and action pertaining to formal creation of an Audit Committee and Internal Audit Program; Ordinances # 2016-25 and # 2016-26, respectively - APPROVED

Internal Auditor Holley reported on this item.

Council Member Winters - commend you on all the hard work.

Council Member Tande - this is auditing financial and accounting type procedures.

Ms. Holley - explained the procedures.

Council Member Villanueva made the motion to approve Ordinances 2016--25 and 2016-26. Council Member Winters seconded the motion. Five yes votes, two absent (Wolcott and Biundo). Motion carried.

10 - Consideration and action pertaining to approval of a development agreement between the City of Surprise and SFI Grand Vista L.L.C. memorializing the continued use, occupancy and development of property; Resolution # 2016-115 - APPROVED

Community Development Director, Eric Fitzer opened the item up for discussion.

Council Member Hall made the motion to approve Resolution 2016-115. Council Member Winters seconded the motion. Five yes votes, two absent (Wolcott and Biundo). Motion carried.

Other Business

Mayor/Council Reports

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

Council Member Winters: reminder of his meeting on Friday.

Council Member Tande: continued thanks to staff with the road projects.

Council Member Villanueva: congrats to the youth that attended the conference, great job.

Council Member Williams: concurred with CM Villanueva's comments.

Council Member Winter made the motion to recess the council meeting and enter into executive session at 7:23 PM. Council Member Tande seconded the motion. Five yes votes, two absent (Wolcott and Biundo).

Executive Session

- 11. Consideration and action to recess into executive session for discussion and consultation for legal advice with the City Attorney pertaining to litigation in Haga v. City of Surprise pursuant to A.R.S. 38-431.03 (A)(3).**

Adjournment

Council Member Hall made the motion to adjourn the Regular City Council Meeting of September 6, 2016 at 7:37 PM. Council Member Winters seconded the motion. Five yes votes, two absent (Wolcott and Biundo). 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, September 6, 2016.**

Sherry Ann Aguilar, City Clerk,