



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

Tuesday, August 2, 2016 @ 06:00 PM

Call to Order

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, August 2, 2016**. Also in attendance with Mayor Wolcott were Vice Mayor Biundo, Council Member Winters, Council Member Williams, Council Member Hall, and Council Member Tande.

Staff Present: City Manager, Bob Wingenroth, City Attorney, Robert Wingo, and City Clerk, Sherry Ann Aguilar.

Pledge of Allegiance

Proclamation and Community Acknowledgements

City Manager Report

Update on the Surprise Youth Employment Program - by Seth Dyson.

Seth Dyson and Ervin Cutwright gave an overview of the Summer Youth Program, including a powerpoint presentation.

Mr. Cutwright introduced one intern to talk about her summer experiences, Ms. Sarah Mixon.

Bell/Grand Update

ED Director, Jeanine Jerkovic gave an overview of Business status for the Bell/Grand Project.

New Business - Firehouse Subs at Bell & Grand - Late October 2016.

Shop Surprise - Digital Campaign Update. Shop local campaign

City Attorney Report

City Clerk Report

2016 PRIMARY ELECTION UPDATE

City Clerk Aguilar reported on important election dates. 8/3/16 - Early voting begins at city hall city clerk's office and ballots will be mailed out as well. 8/19/2016 - Independent voters need to select a party designation

Call to the public

Olga Perez - Treasurer for the PTSA at Dysart School District, and a resident of District 4. Letter of complaint of the City filed against my mother. Upcoming election, sad that the only time I see the Mayor in our community is during election time. Our community needs a lot of outreach, and I am proud to say that I am proud to live in Surprise.

Consent Agenda

1 - Consideration and action on the minutes of June 21, 2016 Regular City Council Work Session; Special City Council Meeting and Regular City Council Meeting - APPROVED

2 - Consideration and action pertaining to amending the Surprise Municipal Code Chapter 54, Article I, Section 54-3, definition of a "truck" relating to the establishment of truck routes; Ordinance # 2016-24 - APPROVED

3 - Consideration and action pertaining to approval of a final plat amendment entitled "Re-Plat of Marley Park Square Amended", dated June 6, 2016, a property generally located at the southwestern corner of Waddell and Litchfield Roads - APPROVED

4 - Consideration and action pertaining to modification of the Intergovernmental Agreement between the City of Surprise and Arizona Department of Revenue regarding Transaction Privilege Tax Administration; Resolution # 2016-105 - APPROVED

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

Regular Agenda Item - Non-Public Hearing

5 - Consideration and action setting forth the FY2017 levy of property tax rates for Street Light Improvement Districts (SLID) within the city; Resolution # 2016-100 - APPROVED

Finance Director, Lindsey Duncan reported on Resolution 2016-100 and commented that this is the final step in the adoption.

Council Member Hall - how many dwelling units are involved?

Ms. Duncan - I will have to get back to you on that number.

Council Member Williams made the motion to approve Resolution 2016-100. Council Member Tande

seconded the motion. Six yes votes. Motion carried.

6 - Consideration and action levying a certain sum of money for FY2017 to be assessed against the valuation of property for primary and secondary tax purposes; Resolution # 2016-99 - APPROVED

Finance Director, Lindsey Duncan reported on Resolution 2016-99.

Council Member Tande made the motion to approve Resolution 2016-99. Council Member Williams seconded the motion. Six yes votes. Motion carried.

7 - Consideration and action pertaining to the Comprehensive Financial Management Policies - APPROVED

Finance Director, Lindsey Duncan explained that this is the last step in our budget process.

Council Member Hall made the motion to approve the Comprehensive Financial Management Policies. Council Member Winters seconded the motion. Six yes votes. Motion carried.

8 - Consideration and action pertaining to delegation to the City Manager or his or her designee the exemption authority for the marking of City of Surprise vehicles in accordance with A.R.S. Section 38-538.03; Resolution # 2016-97 - APPROVED

Harold Brady reported on Resolution 2016-97.

Council Member Williams made the motion to approve Resolution 2016-97. Council Member Winters seconded the motion. Six yes votes. Motion carried.

9 - Consideration and action pertaining to the termination of the Dysart and Bell Development Agreement; Resolution # 2016-101 - APPROVED

Community Development Director, Eric Fitzer reported on Resolution 2016-101.

Council Member Williams spoke of automalls and asked what dealerships look for.

Council Member Hall made the motion to approve Resolution 2016-101. Council Member Winters seconded the motion. Six yes votes. Motion carried.

10 - Consideration and action pertaining to amending the Surprise Municipal Code with the addition of the Percent and One-Third for Public Art Program which would dedicate 1 1/3% of the total costs of applicable City capital projects to fund public art and setting an effective date of July 1, 2017; Ordinance # 2016-13 - APPROVED

City Manager Wingenroth gave a presentation regarding this item. The sighting of the art program and guidelines has been developed for quite some time.

Council Member Tande - Does the 1 1/3 budget for a capital project, does it come off of the top?

This would come out of the million dollars.

Council Member Biundo - Talk about the City Center, walkable and gathering areas, a nexus of community.

Mayor Wolcott - This issue is really important, it is great that we are formalizing this process now. Create sense of place, looking at our history, in the OTS using art. Now we have WHAM, that in itself creates a sense of place. This is a great policy and great to have a plan.

Council Member Biundo made the motion to approve Ordinance 2016-13. Council Member Williams seconded the motion. Six yes votes. Motion carried.

11 - Consideration and action amending Surprise Municipal Code Chapter 2, Article VIII, Section 2-299 (d) pertaining to the Arts and Cultural Advisory Commission's powers, duties and responsibilities needing to be supplemented to reflect the additional responsibilities pertaining to the One and One-third Percent for Public Art Program; Ordinance # 2016-15 - APPROVED

City Manager Wingenroth reported on this item.

Council Member Biundo made the motion to approve Ordinance 2016-15. Council Member Williams seconded the motion. Six yes votes. Motion carried.

Other Business

Council Member Winters - discuss new fares for Dial-A-Ride services. Seconded by Mayor Wolcott.

Mayor Wolcott introduced Valeria Ortiz and Ariel Patton.

Mayor/Council Reports:

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

Council Member Winters - District 1 award for Surprise Farms

Council Member Williams - Day one for Dysart School District, parents please be cautious thanked team that worked on Cactus Road.

Council Member Biundo - thanked the General Manager of Wal-Mart.

Council Member Winters made the motion to recess into executive session at 7:06 PM. Council Member Williams seconded the motion. Six yes votes. Motion carried.

Executive Session

Consideration and action to enter into executive session for discussion and consultation for legal advice with the City's attorneys pertaining to litigation in Homebuilders Assoc. of Central Arizona v. City of Surprise pursuant to Arizona Revised Statutes 38-431.03 (A)(3).

Consideration and action to recess into executive session for the purpose of discussion or consultation with the city's attorney(s) regarding City Council's

position regarding the incentive agreement relating to Surprise Center Development Company, Inc. pursuant to A.R.S. 38-431.03 (A)(4).

Consideration and action to recess into executive session for the purpose of conducting mid-year performance reviews of the City Manager and City Clerk pursuant to A.R.S. 38-431.03 (A)(1).

Adjournment

Council Member Williams made the motion to adjourn the Regular City Council Meeting of August 2, 2016 at 9:51 PM. Council Member Hall 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, August 2, 2016.**

Sherry Ann Aguilar, City Clerk,