



COUNCIL MEETING RESULTS

CITY OF SURPRISE Regular City Council Meeting Agenda 16000 N. Civic Center Plaza Surprise, AZ 85374

Tuesday, September 20, 2016 @ 6:00 PM
COUNCIL CHAMBERS

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A. CALL TO ORDER

B. ROLL CALL – ALL PRESENT - DISTRICT 2 VACANT

C. PLEDGE OF ALLEGIANCE

D. PROCLAMATION AND COMMUNITY ACKNOWLEDGEMENTS

E. CITY MANAGER REPORT:

District Internal Service Award for Jerry Hoyler and Steve Somers for years of service on the Planning & Zoning Commission. None
Eric Fitzer,
CD Director

F. CITY ATTORNEY REPORT:

G. CITY CLERK REPORT:

District Citywide 2016 General Election and Passport Services Update. None
Sherry Ann
Aguilar,
City Clerk

H. CALL TO THE PUBLIC: NONE

INSTRUCTIONS: In order to address the City Council, you will need to fill out a Call to the Public Form available at the front counter, and then turn it in to the City Clerk before the meeting begins. [Download the Call to the Public form](#) (PDF download requires [Adobe Acrobat Reader](#))
[Fill out the Call to the Public form online](#) If submitting form electronically, please submit to City Clerk at least one hour before the meeting start time.
The Call to the Public form is also available at the front counter.

Note: A.R.S. 38-431.01(H) - During this time members of the public may address City Council on any item not on the agenda. At the conclusion of the open call, City Council may respond to criticism, may ask staff to review the matter or may ask that the matter be put on a future agenda. No discussion or action shall take place on any item raised.

Approval of items on the Consent Agenda – all items with an asterisk (*) are considered to be routine matters and will be enacted by one motion and one roll call vote to the City Council. There will be no separate discussion on these items unless a Councilmember requests, in which event the item will be removed from the consent agenda and considered in its normal sequence on the

agenda.

I. REGULAR CITY COUNCIL MEETING AGENDA:

**CONSENT AGENDA: M: WINTERS 2ND: HALL VOTE: 6 YES
VOTE, 1 VACANCY (DISTRICT 2)**

1. District Citywide **Consideration and action on the meeting minutes September 6, 2016 Regular City Council Work Session and Regular City Council Meeting.** **APPROVED**
Sherry Ann Aguilar, City Clerk
2. District Citywide **Consideration and action pertaining to revising the Dial-a-Ride fares adopted on May 4, 2016; Resolution # 2016-119.** **APPROVED**
David Kohlbeck, Public Works
3. District Citywide **Consideration and action pertaining to an amendment of the fiscal year 2016 budget by reallocating appropriations in the amount of \$50,000 to the clubhouse improvements project (21514), \$16,800 to Surprise Farms Skate Park project (21507), and \$88,000 to the Surprise Farms Park project (21417); Resolution # 2016-116.** **APPROVED**
Mark A. Coronado, Director - Community & Recreation Services
4. District 1 **Consideration and action authorizing the City Manager to renew an Intergovernmental Agreement (IGA) between the City of Surprise and the Department of Justice Drug Enforcement Administration (DEA) for two (2) experienced officers to be assigned to the DEA Task Force for a period of not less than two years; Resolution # 2016-113.** **APPROVED**
James Jackson, Police Commander
5. District 5 **Consideration and action on a request by Troy Devos for Acquisition of Control for QuikTrip #410 located at 14007 W. Grand Avenue, Surprise, AZ 85374 for existing license No. 10075655.** **APPROVED**
Sherry Ann Aguilar, City Clerk
6. District 4 **Consideration and action on a request by Troy Devos for Acquisition of Control for QuikTrip #494 located at 11420 W. Bell Road, Surprise, AZ. 85378 for existing license 10074070.** **APPROVED**
Sherry Ann Aguilar, City Clerk

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

7. District Citywide **Presentation and discussion pertaining to an update on the Bell and Grand construction project.** **NO ACTION**
Jeanine Jerkovic, Economic Development Director

8. District Internal Consideration and action pertaining to approval of an amendment to the Surprise Center Development Company L.L.C. Compromise Settlement Agreement and Full and Final Release of All Claims. **APPROVED**
Bob Wingenroth, City Manager

M: WILLIAMS 2ND: WINTERS VOTE: 6 YES VOTES, 1 VACANCY (DISTRICT 2)

9. District Internal Discussion and action pertaining to the absences of, and/or non-responsiveness to contact from city staff by, certain City Board or Commission members. **No action taken** – Staff will bring back recommended changes for future City Council Meeting for consideration.

Public comments:

- Mike Planeta
- Ken Wright

J. OTHER BUSINESS AND FUTURE AGENDA ITEMS:

K. MAYOR/COUNCIL REPORTS:

L. EXECUTIVE SESSION:

M: TANDE 2ND: WILLIAMS VOTE: 6 YES VOTES, 1 VACANCY (DISTRICT 2) TO ADJOURN INTO E-SESSION AT 7:14 P.M.

10. District Internal Consideration and action to enter into executive session for discussions and consultation with staff in order to consider the City Council's position and instruct staff regarding negotiations for the sale or lease of real property in the proximate vicinity of Surprise City Hall and Surprise Stadium pursuant to ARS 38-431.03(A)(7). None
Robert Wingo, City Attorney

RECONVENED REGULAR MEETING AT 7:47 P.M.

For information Purposes; Upon a public majority vote of a quorum of the City Council, the Council may hold an executive session, which will not be open to the public, but for only the following purposes:

- discussion or consideration of personnel matters (A.R.S. §38-431.03 (A)(1));
- discussion or consideration of records exempt by law from public inspection (A.R.S. §38-401.03 (A)(2));
- discussion or consultation for legal advice with the city's attorneys (A.R.S. §38-431.03 (A)(3));
- discussion or consultation with the city's attorneys regarding the city's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation, or in settlement discussions conducted in order to avoid or resolve litigation (A.R.S. §38-431.03 (a)(4));
- discussion or consultation with designated representatives of the city in order to consider its position and instruct its representatives regarding negotiations with employee organizations

(A.R.S. §38-431.03 (A)(5)); or

- discussion, consultation or consideration for international and interstate negotiations or for negotiations by a city or town, or its designated representatives, with members of a tribal council, or its designated representatives, of an Indian reservation located within or adjacent to the city or town. A.R.S. §38-401.03 (A)(6)).

- discussing or consulting with designated representatives of the city in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property (A.R.S. §38-431.03 (A)(7)).

Confidentiality Requirements Pursuant to A.R.S. §38-431.03(C)(D): Any person receiving executive session information pursuant to A.R.S. §38-431.02 shall not disclose that information except to the Attorney General or County Attorney by agreement of the City Council, or as otherwise ordered by a court of competent jurisdiction.

The council may vote to hold an executive session for the purpose of obtaining legal advice from the Board's attorney on any matter listed on the agenda pursuant to A.R.S. § 38-431.03(A)(3).

**M. ADJOURNMENT: M: WOLCOTT 2ND: TANDE VOTE: 6 YES
VOTES, 1 VACANCY (DISTRICT 2) @ 7:47 P.M.**

SHERRY ANN AGUILAR, CITY CLERK, MMC

POSTED: September 21, 2016 @ 7:25 A.M.

SPECIAL NOTE: PERSONS WITH SPECIAL ACCESSIBILITY NEEDS, INCLUDING LARGE PRINT MATERIALS OR INTERPRETER, SHOULD CONTACT THE CITY CLERK'S OFFICE @ 623.222.1200 OR TTY 623.222.1002, BY NO LATER THAN 24 HOURS IN ADVANCE OF THE REGULAR SCHEDULED MEETING TIME.