

CLOSE

# COUNCIL MEETING RESULTS

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

Tuesday, October 4, 2016 @ 6:00 PM  
COUNCIL CHAMBERS

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- A. CALL TO ORDER @ 6:00 P.M.
- B. ROLL CALL – MAYOR WOLCOTT, COUNCILMEMBERS TANDE, HALL, VILLANUEVA & WILLIAMS, AND COUNCILMEMBER WINTERS WAS EXCUSED.
- C. PLEDGE OF ALLEGIANCE
- D. PROCLAMATION AND COMMUNITY ACKNOWLEDGEMENTS

District Citywide **A proclamation recognizing October as *Domestic Violence Awareness Month*. Mayor Sharon Wolcott will present the proclamation to Laura Horsley, Executive Director, Eve's Place.** None  
Mayor  
Sharon  
Wolcott

**Recognition of Michelle Dionisio, Benevilla CEO and President.**

- E. CITY MANAGER REPORT:
- F. CITY ATTORNEY REPORT:
- G. CITY CLERK REPORT:

District Citywide **General Elections Report** 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: HALL 2<sup>ND</sup>: VILLANUEVA VOTE: 5 YES VOTES, 1 VACANCY, 1 EXCUSED (WINTERS). MOTION CARRIED.**

1. District Citywide **Consideration and action pertaining to an amendment of the fiscal year 2017 budget by reallocating appropriations in the amount of \$12,800 within the Grants and Contingency Fund and acceptance of three fiscal year 2017 Governor's Office of Highway Safety Grants; Resolution # 2016-112.** Approved  
Terry Young,  
Chief of Police
2. District 6 **Consideration and action pertaining to acceptance of maintenance of streets and public utility improvements at Marley Park Phase 3 Parcels 17 and 18, generally located on the northwest corner of 143<sup>rd</sup> Avenue and Cactus Road; Resolution # 2016-123.** Approved  
Karl Zook,  
Public Works Department
3. District Citywide **Consideration and action pertaining to approval of the Intergovernmental Agreement with Maricopa County for access to, and participation in, AZLink criminal justice information sharing system; Resolution # 2016-118.** Approved  
John Heffelfinger,  
Police Dept.
4. District Citywide **Consideration and action on the minutes of September 15, 2016 Special City Council Meeting and September 20, 2016 Regular City Council Work Session and Regular City Council Meeting.** Approved  
Sherry Ann Aguilar,  
City Clerk

## REGULAR AGENDA ITEM - PUBLIC HEARING:

5. District Citywide **Consideration and action pertaining to declaring as a public record the amendments to the 2012 international building and fire codes; and adopting the public record as an amendment to said codes; Resolution # 2016-114 and Ordinance #2016-28, respectively.** Approved 2  
separate actions.  
Chris Boyd -  
Community Development

**M: TANDE 2<sup>ND</sup>: WILLIAMS  
VOTE: 5 YES VOTES, 1 VACANCY, 1**

**EXCUSED (WINTERS). MOTION CARRIED TO APPROVE RESOLUTION NO. 2016-114**

**M: HALL 2<sup>ND</sup>: WILLIAMS VOTE: : 5 YES VOTES, 1 VACANCY, 1 EXCUSED (WINTERS). MOTION CARRIED TO APPROVE ORDINANCE NO. 2016-28.**

**REGULAR AGENDA ITEM - NON-PUBLIC HEARING:**

6. District Citywide **Consideration and action on approving Ordinance 2016-27 amending the Surprise Municipal Code Sections 2-295, 2,301 thru 2-303 and renumbering 2-303 to 2-305.** Approved  
Eric Fitzer -  
Community  
Development

**M: WILLIAMS 2<sup>ND</sup>: HALL VOTE: 5 YES VOTES, 1 VACANCY, 1 EXCUSED (WINTERS). MOTION CARRIED.**

7. District Citywide **Consideration and action pertaining to a fiscal year 2017 budget amendment reallocating appropriations from various funds which are dependent on fiscal year 2016 expenditure estimates and adjusting budget authority; Resolution # 2016-122.** Approved  
Lindsey  
Duncan,  
Finance  
Director

**M: TANDE 2<sup>ND</sup>: HALL VOTE: 5 YES VOTES, 1 VACANCY, 1 EXCUSED (WINTERS). MOTION CARRIED.**

**J. OTHER BUSINESS AND FUTURE AGENDA ITEMS: NONE**

**K. MAYOR/COUNCIL REPORTS:**

**L. EXECUTIVE SESSION: M: TANDE 2<sup>ND</sup>: WILLIAMS VOTE: 5 YES VOTES, 1 VACANCY, 1 EXCUSED (WINTERS). MOTION CARRIED TO ENTER INTO E-SESSION AT 6:47 P.M.**

8. 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

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).

## **RECONVENED REGULAR MEETING AT 7:36 P.M.**

- M. ADJOURNMENT: M: HALL 2ND: TANDE VOTE: 5 YES VOTES, 1 VACANCY, 1 EXCUSED (WINTERS). MOTION CARRIED TO ADJOURN MEETING @ 7:36 P.M.**

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SHERRY ANN AGUILAR, CITY CLERK, MMC

POSTED: Posted on Wednesday, October 5, 2016 @ 7:17 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.**