

COUNCIL MEETING RESULTS



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



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

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- A. **CALL TO ORDER @ 6:00 P.M.**
- B. **ROLL CALL – ALL COUNCIL WERE PRESENT**
- C. **PLEDGE OF ALLEGIANCE – LED BY THE JR. HONOR SOCIETY – SUNSET HILLS ELEMENTARY**
- D. **PROCLAMATION AND COMMUNITY ACKNOWLEDGEMENTS**
- E. **CITY MANAGER REPORT:**
 - **RECOGNITION OF COUNCILMEMBER VILLANUEVA’S SERVICE**
 - **MIKE CASSIDY - COMMENTS FROM THE JR. HONOR SOCIETY**
- F. **CITY ATTORNEY REPORT: NONE**
- G. **CITY CLERK REPORT:**

District Internal City Clerk Aguilar will administer the Oath of Office for Associate Judge, Catherine Gaudreau.

None
Sherry Ann
Aguilar, City
Clerk

- H. **CALL TO THE PUBLIC: MEDELON JEFFREYS; KEN REMLEY**

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: WILLIAMS 2ND: HALL VOTE: 7 YES VOTES TO APPROVE CONSENT AGENDA WITH REMOVAL OF ITEM # 7.

1. District Citywide **Consideration and action pertaining to an amendment to the Fiscal Year 2017 budget by reallocating appropriations of \$11,500 within the Grants and General Funds to adjust for acceptance of the Fiscal Year 2016-2017 Victim Assistance Grant; Resolution # 2016-152.** APPROVED
James Jackson, Commander
2. District 4 **Consideration and action pertaining on the Final Plat entitled "Quiktrip #494" dated September 29, 2016, an approximately 4.3 acre property located on the north side of Bell Road, between Avenue of the Arts and 115th Avenue.** APPROVED
Robert Kuhfuss, Community Development
3. District Internal **Consideration and action pertaining to an amendment to the fiscal year 2017 budget by reallocating appropriations of \$10,000 from the Grants Fund to the Donations Fund for the Human Service & Community Vitality Department (HSCV), Neighborhood Services Division; Resolution # 2016-156.** APPROVED
Seth Dyson, Human Service & Community Vitality
4. District Citywide **Consideration and action on the minutes of December 6, 2016 Regular Work Session and Regular City Council Meeting.** APPROVED
Sherry Ann Aguilar, City Clerk
5. District Internal **Consideration and action pertaining to the prescribed standards for Financial Disclosure for local elected officials; Resolution # 2016-155.** APPROVED
Sherry Ann Aguilar, City Clerk
6. District Internal **Consideration and action authorizing the Mayor to execute an Intergovernmental Agreement with Dysart Unified School District for the operation of schools as community centers; Resolution # 2016-158.** APPROVED
Nicole Lance, Deputy City Manager
7. District 5 **Consideration and action pertaining to approval of the Final Plat entitled "Thompson Thrift at Surprise Center" dated November 30, 2016, a property generally located on the Southwest corner of Bell Road and North Civic Center Drive within the Surprise Center Planned Area Development** APPROVED
Hobart Wingard - Community Development

(PAD).

M: VILLANUEVA 2ND: WILLIAMS VOTE: 7 YES VOTES.

REGULAR AGENDA ITEM - PUBLIC HEARING:

8. District 1 **Consideration and action pertaining to a Major Amendment of the Desert Oasis at Surprise PAD by changing the land use from Commercial to Medium Density Residential on approximately 8.08 acres of Parcel L8 located on the Northwest corner of 171st Avenue and Jomax Road; and increasing Front Setback for garages in Parcels L7 and L8-B.** APPROVED
Sergio Angulo - Community Development

M: WINTERS 2ND: WILLIAMS VOTE: 7 YES VOTES

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

9. District Citywide **Presentation and discussion on the launch a safe driving campaign in the City of Surprise in January 2017.** No Action
Terry Young, Police Chief

10. District Citywide **Consideration and action pertaining to acceptance of a U.S. Department of Justice Community Oriented Policing Services Hiring Program Grant in the amount of \$250,000 for the hiring of two police officers; Resolution # 2016-131.** APPROVED
Mike Donovan

M: HALL 2ND: TANDE VOTE: 6 YES VOTES, 1 ABSENT FOR THE ITEM VOTE (WOLCOTT).

11. District 1 **Consideration and action pertaining to the "Surprise Foothills Water Supply Facility Development Agreement" between the City of Surprise and Buena Vista Holdings LLC, Surprise Foothills Master LLC, Mesquite Mountain Ranch Investments LLC, and Management 317 LLC for Surprise Foothills Water Supply Facility, property generally located North of Sun Valley Parkway and West of 243rd Avenue; Resolution # 2016-154.** APPROVED
Terry Lowe

M: WILLIAMS 2ND: HAYDEN VOTE: 7 YES VOTES.

J. OTHER BUSINESS AND FUTURE AGENDA ITEMS:

- **TANDE/WILLIAMS – REQUESTED BELL/GRAND UPDATE FOR OVERPASS ASTHETICS.**

- **HAYDEN/WILLIAMS – BRING FORWARD AN ORDINANCE IN JANUARY FOR REPORTING AUTHORITY REGARDING THE CITY ATTORNEY.**

K. MAYOR/COUNCIL REPORTS:

L. EXECUTIVE SESSION: M: TANDE 2ND: VILLANUEVA VOTE: 7 YES VOTES

12. District Internal Consideration and action to enter into executive session with the City Attorney for discussion and consultation for legal advice pertaining to zoning of property within the vicinity of City Hall pursuant to A.R.S. 38-431.03(A)(3). **APPROVED TO ENTER E-SESSION @ 8:21 P.M.**
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 COUNCIL MEETING AT 9:11 P.M.

M. ADJOURNMENT: M: HALL 2ND: WILLIAMS VOTE: UNANIMOUS VOTE @ 9:11 P.M.

SHERRY ANN AGUILAR, CITY CLERK, MMC

POSTED: December 21, 2016 @ 7:30 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.