



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

Tuesday, January 15, 2019 @ 6:00 PM
COUNCIL CHAMBERS

- A. Call To Order @ 6:00 p.m.
- B. Roll Call – Mayor Hall, Vice-Mayor Remley, Councilmembers Duffy, Sanders, Judd, Hayden and Winters were all present.
- C. Pledge of Allegiance – Canyon Ridge Elementary.
- D. Proclamation and Community Acknowledgements
- E. City Manager Report – Canyon Ridge Elementary students and Staff
- F. City Clerk Report
 - Consideration and action pertaining to selection of a Vice Mayor and directing the City Clerk to administer the Oath of Office.
 - **Roland F. Winters, Jr. was selected Vice-Mayor.**
- G. Call To The Public
 - **Lisa Schreiber – Surprise Tennis Courts**
 - **Kelly Hall – Weeds and Debris on Bell Road @ Northwest Ranch**

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 only on issues within the jurisdiction of the City Council which are not an item 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.

- H. Regular City Council Meeting Agenda
ITEM #1 WAS REMOVED FROM CONSENT BY CM SANDERS SINCE HE WAS NOT PRESENT FOR THE JANUARY 3RD REGULAR MEETING UNTIL NEAR THE END WHEN HE WAS SELECTED TO SERVE AS DISTRICT COUNCIL.

**CONSENT AGENDA: M DUFFY 2nd WINTERS Vote: 7 YES VOTES TO APPROVE
ITEMS 2 THROUGH 5 ON CONSENT.**

1. Citywide Consideration and action on the minutes of January 3, 2019 Regular City Council Meeting and Executive Session. APPROVED
Sherry Aguilar
City Clerk

**M: WINTERS 2nd HAYDEN Vote: 6 YES
VOTES, 1 ABSTAINED (SANDERS).**
2. District 1 Consideration and action for the maintenance of the streets and public utility improvements at Sanverno at Desert Oasis, generally located at N. 171st Avenue and W. Bajada Road. Resolution # 2019-01. APPROVED
Mike Gent
Public Works
3. Citywide Consideration and action pertaining to acceptance of the City's Arizona Lottery Fund (ALF) allotment for FY2019 in the amount of \$347,127; Resolution #2019-03. APPROVED
Mike Gent
Public Works
4. District 3 Consideration and action pertaining to approval of the Final Plat entitled, "Final Plat – Toll at Prasada, Phase 1 Onsite Infrastructure", generally located west of Cotton Lane between Cactus Road and Peoria Avenue. APPROVED
Eric Fitzer
Community Development
5. District 6 Consideration and action pertaining to approval of the Plat entitled "Final Plat of Stampede Junction," dated November 6, 2018, generally located on the southwestern corner of Waddell and Dysart Roads. APPROVED
Eric Fitzer
Community Development

REGULAR AGENDA ITEM - PUBLIC HEARING:

6. District 6 Consideration and action pertaining to rezoning 8.98 acres of property located in Sub-Parcel six (6) of the Surprise Pointe Planned Area Development ("PAD") at the southwestern corner of Waddell and Dysart Roads from PAD-I1 to PAD-C2-C3-I1; Ordinance #2019-01. APPROVED
Eric Fitzer
Community Development

**M: WINTERS 2nd REMLEY Vote 7 YES
VOTES.**

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

7. Citywide Consideration and action pertaining to approval of a Fiscal Year 2019 budget amendment reallocating appropriations in the amount of \$13,300 from Contingency to Supplies within the Tourism Fund for a Tourism Convention Booth Set Up; Resolution # 2019-12. APPROVED
Kendra Pettis
Sports and Tourism

NO PUBLIC COMMENTS WERE RECEIVED.

**M: REMLEY 2nd: HAYDEN Vote: 6 YES VOTES, 1
NO VOTE (JUDD).**

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| 8. | Citywide | Consideration and action to approve selection of the following Committee Members: Karissa Perry; Shawna Daigle; Steffen Hanzel and Tom Short to fill the vacancies for the newly formed Veteran's, Disability and Human Services Commission with recommended term expirations through June 30, 2023, and Andrew Witzel to fill the remainder of an existing term through June 30, 2021.
M: WINTERS 2nd: DUFFY Vote: 7 YES VOTES. | APPROVED
Sherry Aguilar
City Clerk |
| 9. | Citywide | Presentation and discussion pertaining to a traffic safety update on the Hands Free Use of Mobile Devices While Driving Ordinance. | NO ACTION Terry Young
Police |
| 10. | District 3 | Consideration and action pertaining to authorization of city staff to acquire fee title or lesser interest in real property generally located at the intersection of Cotton Lane and Cactus Road, by dedication, donation, purchase, or eminent domain; Resolution # 2019-11.
M: REMLEY 2ND: HAYDEN Vote: 7 YES VOTES. | APPROVED Eric Fitzer
Community Development |
| 11. | Citywide | Consideration and action accepting the Honoring an Exceptional Leader Task Force recommendation pertaining to the naming, design, and construction of a Veterans Reflection Circle and the naming of a conference room in the Surprise Resource Center after Brian Mancini.
M : REMLEY 2nd: WINTERS Vote: 7 YES VOTES. | APPROVED
City Manager Office |
| I. | Other Business and Future Agenda Items – NONE | | |
| J. | Mayor/City Council Reports | | |
| K. | Executive Session M: WINTERS 2ND: HAYDEN Vote: 7 YES VOTES TO ENTER EXECUTIVE SESSION AT 7:33 P.M. | | |
| 1. | Internal | Consideration and action to enter into executive session for discussion and consultation with city staff in order to consider the City Council's position regarding contract negotiations pertaining to real property in proximity of Surprise City Hall pursuant to A.R.S 38-431.03(A)(4). | None

Robert Wingo
Legal |

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 THE REGULAR COUNCIL MEETING @ 8:02 P.M.

L. Adjournment **M: REMLEY 2ND: HAYDEN Vote: 7 YES VOTES TO ADJOURN AT 8:02 P.M.**

SHERRY ANN AGUILAR, CITY CLERK, MMC

POSTED: TUESDAY, JANUARY 15, 2019 @ 8:25 P.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.