



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

Tuesday, February 5, 2019 @ 6:00 PM
 COUNCIL CHAMBERS

Council Meeting Results

- A. Call To Order @ 6:00 P.M.
- B. Roll Call – MAYOR HALL, VICE-MAYOR WINTERS, COUNCILMEMBERS DUFFY, SANDERS, JUDD, HAYDEN AND REMLEY.
- C. Pledge of Allegiance – LED BY STUDENTS AT CALIBRE ACADEMY.
- D. Proclamation and Community Acknowledgements
 Mayor’s proclamation for February as Career and Technical Education Month
- E. City Manager Report
- F. City Clerk Report

1. Consideration and Action to appoint James Conner to the Public Safety Personnel Retirement Board with a term expiration of June 30, 2021. **Approved**
 Sherry Aguilar
 City Clerk
M: HAYDEN 2nd: DUFFY Vote: 7 YES VOTES

- G. Call To The Public – N/A

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

ITEMS 5 & 9 WERE REMOVED FROM THE CONSENT AGENDA BY CM REMLEY.

CONSENT AGENDA: **M: DUFFY 2nd: REMLEY Vote: 7 YES VOTES TO APPROVE**
ITEMS 2, 3, 4, 6 & 8.

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| 2. | District 1 | Consideration and action on ownership change Addendum 1, Assignment Form of Altamira Development Agreement; Resolution # 2019-10. | Approved

Lloyd Abrams
Community
Development |
| 3. | District 1 | Consideration and action pertaining to ownership change Addendum 1, Assignment of Verdugo Development Agreement to Fulton Homes; Resolution # 2019-09. | Approved

Lloyd Abrams
Community
Development |
| 4. | District 1 | Consideration and action declaring the City's intention to create the SU-Fulton Homes at Escalante 154 Street Lighting Improvement District pursuant to A.R.S. 48-616; Resolution # 2019-06. | Approved

Mike Gent
Public Works |
| 5. | Citywide

Removed by
Remley | Consideration and action pertaining to approval of an amendment to the FY19 Budget by reallocating appropriations from capital project P71230 SPA 1 Rancho Gabriela WSF-Arsenic to capital project P71260 Circle City Water Acquisition for ongoing legal expenses associated with the condemnation process; Resolution # 2019-16. | Approved

Terry Lowe
Water Resource
Management |
| M: REMLEY 2nd: WINTERS Vote: 7 YES VOTES | | | |
| 6. | Citywide | Consideration and action on the minutes of the Special City Council Meeting of January 10, 2019 and the Regular City Council Meeting and Executive Session of January 15, 2019. | Approved

Sherry Aguilar
City Clerk |
| 7. | District 4 | Consideration and action on a Class "A" Bingo License for Sierra Dawn Bingo located at Rose Garden - 11596 W. Sierra Dawn Boulevard, Surprise, AZ 85378. | Approved

Sherry Aguilar
City Clerk |

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|----|--------------------------------------|--|-----------------------------|
| 8. | Internal | Consideration and action pertaining to the acceptance of the Victims' Right Program (VRP) grant in the amount of \$2,200 and amending the FY19 budget by reallocating appropriations from grant contingency to the FY19 VRP Grant Fund to account for the grant; Resolution # 2019-08. | Approved
Legal |
| 9. | Internal

Removed by
Remley | Consideration and action pertaining to approval of an amendment to the Fiscal Year 2019 Operating List of Items Over \$50,000 to account for costs associated with Workers' Compensation Premiums; Resolution #2019-18.

M: JUDD 2nd: REMLEY Vote: 7 YES VOTES | Approved
Human Resources |

REGULAR AGENDA ITEM - PUBLIC HEARING:

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| 10. | Citywide | Public hearing pertaining to the Land Use Assumptions (LUA) and Infrastructure Improvement Plan (IIP).

NO PUBLIC COMMENTS WERE RECEIVED. | NO ACTION

Andrea Davis
Holly Osborn
Finance |
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REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

- I. Other Business and Future Agenda Items – NO ITEMS REQUESTED.
- J. City Council Reports
- K. Executive Session – NONE HELD

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).

L. Adjournment **M: REMLEY 2nd: DUFFY Vote: 7 YES VOTES.**

SHERRY ANN AGUILAR, CITY CLERK, MMC

POSTED: February 5, 2019 @ 7:05 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.