

CITY OF SURPRISE
Regular City Council Meeting Minutes
16000 North Civic Center Plaza
Surprise, AZ 85374

Tuesday, January 17, 2017 @ 06:03 PM

Call to Order

Roll Call

Mayor Wolcott called the **Regular City Council Meeting** to order at 06:03 p.m. at Surprise City Hall Council Chamber 16000 North Civic Center Plaza Surprise, Arizona 85374, on **Tuesday, January 17, 2017**. Also in attendance with Mayor Wolcott were Council Member Winters, Council Member Hayden, Council Member Williams, Council Member Remley, Council Member Hall, and Council Member Tande.

Staff Present: City Manager, Bob Wingenroth, City Attorney, Robert Wingo, and City Clerk, Sherry Ann Aguilar.

Pledge of Allegiance

Proclamation and Community Acknowledgements

A proclamation recognizing January as Care Enough to Get in the Way month to make our community safer for all children and teens. The proclamation will be accepted by Gina Godbehere, Leadership West Class 22 & Members of the Surprise Youth Council.

City Manager Report

Presentation recognizing the Arizona Traditions Woodworking Group with a plaque for their volunteer efforts pertaining to the Surprise Arts & Cultural Advisory Commission Mini Baseball Bat Design Contest.

City Manager Wingenroth asked Mike Cassidy to introduce students from Marley Park Elementary.

Arizona Traditions Woodworking Group - Volunteer Efforts

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Edith Baltierrez, City Manager's Office invited the Arts Commission Chair and Vice-Chair Susan deJong and Margaret Lieu and Arts Board Member David Farago to give a more detailed report on the mini-bat contest.

City Attorney Report

City Clerk Report

Call to the Public

Joe Carlie - Express concern on proposed project at Reems and Waddell Roads. Apartments will only add to an already existing traffic problem in the area.

Lisa Terror - In opposition of this project. Met with Council and P&Z, traffic issues on the busy corner already.

Julie Helms - In opposition of this project.

Janet Vallery - In opposition of this project.

Mark Jones - In opposition of this project.

Bill Costello - In opposition of this project.

William Tomsa - In opposition of this project.

Larry Pighini - In opposition of this project.

Calvin Jackson - In opposition of this project.

Cali Figliola - In opposition of this project, spoke of traffic issues, fatality, 31 accidents.

Ed Hanzel - Parking concerns/spaces in greenbelt areas.

Don Turnbough - agrees with everything but with one exception, one lane street, 1453rd to Waddell, people going east use the center lane, there is no way to get out.

Consent Agenda

1 – Consideration and action on a Final Plat of Acoma Court dated December 19, 2016; a property generally located approximately 1,650 feet west of Reems Road, bounded by West Custer Lane to the north, the Calibre Academy of Surprise to the east, West Acoma Drive to the south, and the Legacy Parc Planned Area Development (PAD) to the west - APPROVED

2 – Consideration and action pertaining to approval of an Intergovernmental Agreement (IGA) with the Arizona Department of Corrections for inmate labor services; Resolution # 2017-05 - APPROVED

Item two was removed by Council Member Williams, he commented that the land has been vacant for a long time and is excited to see it come forward.

Applicant, Carolyn Oberholtzer with Bergin, Frakes, Smalley & Oberholtzer was available for questions.

Council Member Williams made the motion to approve the Final Plat for Acoma Court. Council Member Winters seconded the motion. Seven yes votes, motion carried.

3 – Consideration and action pertaining to approval of an amended Intergovernmental Agreement with Maricopa County for acceptance of HOME grant funding in the amount of \$136,692 as part of the Maricopa County Housing Consortium; Resolution # 2017-07 - APPROVED

4 – Consideration and action on the meeting minutes of January 3, 2017 Regular City Council Work Session and Regular City Council Meeting - APPROVED

Council Member Hall made the motion to approve the consent agenda excluding item #2. Council Member Tande seconded the motion. Seven yes votes, motion carried.

Regular Agenda Item - Public Hearing

5 – Consideration and action pertaining to the annexation of approximately 203.28 acres located generally between Waddell Road, Cactus Road, Cotton Lane and 175th Avenue; Ordinance # 2017-01 - APPROVED

Community Development Director, Eric Fitzer commented he would be presenting items 5-9, he recommended continuing items 6-9 to the February 7, 2016 Council Meeting.

Council Member Remley - Questioned the property financial impacts of the annexation.

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Council Member Winters - When the City annexes property, the City has to support this property with City services.

Council Member Tande - Questioned operating funds on the powerpoint.

Council Member Remley - These rooftops do cost money, question is rooftop or businesses coming first. No matter which way we go there is a cost.

Council Member Tande - I like the idea of taking on these county islands. By annexing, they will have to follow our guidelines.

No public comments were made.

Council Member Williams made the motion to approve Ordinance 2017-01. Council Member Hall seconded the motion. Seven yes votes, motion carried.

6 – Consideration and action pertaining to rezoning approximately 181 acres of property generally located between Cotton Lane, 175th Avenue, Waddell Road and Cactus Road from Residential Ranch (RR) to Residential Medium Density 6 DU/Acre Planned Unit Development (RM-6 PUD), Residential Medium Density 9 DU/Acre Planned Unit Development (RM-9 PUD), Residential High Density Planned Unit Development (RH PUD) with Flex Zone, Regional Commercial Planned Unit Development (CR PUD) with and without Flex Zone; and from Residential High Density Planned Unit Development (RH PUD) to Residential Medium Density 9 DU/Acre Planned Unit Development: Ordinance # 2017-03 - CONTINUED TO FEBRUARY 7, 2017 REGULAR CITY COUNCIL MEETING

No public comments were made.

Council Member Hall made the motion to continue Ordinance 2017-03 to February 7, 2017 Council Meeting. Council Member Hayden seconded the motion. Seven yes votes, motion carried.

7 – Consideration and action pertaining to rezoning approximately 9.9 acres of property generally located at the southeast corner of 175th Avenue and Sweetwater Road from Residential Ranch (RR) to Residential Medium Density 9 DU/Acre Planned Unit Development (RM-9 PUD); Ordinance # 2017-02 - CONTINUED TO FEBRUARY 7, 2017 REGULAR CITY COUNCIL MEETING

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Public Comments: Lauralie Berkin - Lives in Sara Ann Ranch, on the Citrus Road side. Curious about the box on 175th Avenue and Sweetwater, will create more traffic in this areas and with stop signs.

Council Member Williams made the motion to continue Ordinance 2017-02 to February 7, 2017 Council Meeting. Council Member Hall seconded the motion. Seven yes votes, motion carried.

8 – Consideration and action pertaining to approval of the Preliminary Plat entitled, "Magnolia" dated November 28, 2016, an approximately 174 acre property generally located between Cotton Lane, 175th Avenue, Waddell Road, and Cactus Road - CONTINUED TO FEBRUARY 7, 2017 REGULAR CITY COUNCIL MEETING

No public comments were made.

Council Member Hall made the motion to continue item 8, "preliminary plat for Magnolia" to February 7, 2017 Council Meeting. Council Member Winters seconded the motion. Seven yes votes, motion carried.

9 – Consideration and action pertaining to approval of the Preliminary Plat entitled, "S.E.C. 175th Ave & Sweetwater" dated November 28, 2016, an approximately 10 acre property located at the southeast corner of 175th Avenue and Sweetwater Blvd - CONTINUED TO FEBRUARY 7, 2017 REGULAR CITY COUNCIL MEETING

Council Member Winters - How many rooftops are we looking at with the 3 projects? Approx. 900

Mayor Wolcott - Questioned the density.

No public comments were made.

Council Member Williams made the motion to continue item 9, preliminary plat "SEC 175th Ave & Sweetwater" to February 7, 2017 Council Meeting. Council Member Winters seconded the motion. Seven yes votes, motion carried.

Regular Agenda Item - Non-Public Hearing

10 – Consideration and action to select a Vice-Mayor - TODD TANDE WAS SELECTED AS VICE MAYOR

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Council Member Remley nomination Council Member Tande for Vice Mayor. Votes are as follows: Mayor Wolcott, Council Member Hayden, Council Member Tande, Council Member Williams and Council Member Remley.

Council Member Winters nominated Council Member Williams for Vice Mayor. Votes were as follows: Council Member Hall and Council Member Winters.

City Clerk Aguilar administered the Oath of Office for Vice Mayor Tande.

11 – Discussion pertaining to the fiscal year 2016 annual audit and Comprehensive Annual Financial Report, and associated reports - NO ACTION

Finance Director, Lindsey Duncan reported on the FY 2016 annual audit and annual financial report.

Council Member Winters - Great report, impressed with City staff

Council Member Tande - Questioned checks and balances; P-Card use, cash

Council Member Remley - I read most of the financials and it's amazing how complex and transparent the finance department has been through this process.

Other Business

Mayor/Council Report

Mayor and Council attended and/or reported on the following:

Council Member Winters - MLK Day event and volunteer program

Council Member Hayden - MLK Day event

Council Member Williams - MLK Day event

Council Member Remley - Tax credit contribution you have until April 15th to a school of your choosing; many charities you can contribute to, it is dollar per dollar donation. My first meeting will be next Wed., at the Senior Center on Hollyhock Street; MLK Day event, it was amazing and we should continue this. Darlene Parker, mentioned sign was removed for 3 Star Park in OTS.

Council Member Hall - MLK Day Event, He was a "Reverend" Martin Luther King. Lions Club at Sun Village, they put me on the spot such as water capacity, bell/grand, land around City Hall, medical building on Statler; COSTCO. Will be out at

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Mountain Vista Ranch tomorrow night.

Council Member Tande - Listen to Governor Ducey's State of the State Address, interesting that he highlighted education.

Mayor Wolcott - Human Service and Community Vitality - Really important in growing a community. Thanked Director, Seth Dyson and his team for an amazing job, what a wonderful event.

Council Member Hall made the motion to recess the Regular Council Meeting and enter into executive session. Council Member Tande seconded the motion. Seven yes votes, motion carried.

Executive Session

- 12. 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 purchase of real property in the proximate vicinity of the Original Town Site pursuant to A.R.S. 38-431.03(A)(7).**

- 13. Consideration and action to enter into executive session for discussion and consultation with staff in order to consider the City Council's position regarding contract negotiations and 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)(4) and (7).**

Adjournment

Council Member Hall made the motion to adjourn the Regular City Council Meeting of January 17, 2017 at 8:52 PM. Council Member Williams seconded the motion. Seven yes votes, motion carried.

Sharon R. Wolcott, Mayor

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ATTEST:

Sherry Ann Aguilar, City Clerk

CERTIFICATION:

I, Sherry Ann Aguilar, City Clerk for the City of Surprise, Maricopa County, Arizona, do hereby verify that these are the true and correct minutes of the Regular City Council Meeting of **Tuesday, January 17, 2017.**

Sherry Ann Aguilar, City Clerk