

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

Tuesday, September 7, 2021 @ 6:00PM

Call To Order

Invocation

Led by Art Herrera.

Roll Call

Mayor Hall called to order the Regular City Council Meeting of September 7, 2021 at 6:00 PM at Surprise City Hall Council Chambers, 16000 N Civic Center Plaza, Surprise, Arizona 85374. Also in attendance with Mayor Hall were Vice Mayor Duffy and Council Members: Cline, Judd, Hastings and Remley. (Excused - Council Member Winters)

Staff Present: City Manager, Michael Frazier; City Attorney, Robert Wingo and City Clerk, Sherry Ann Aguilar.

Pledge of Allegiance

Proclamation and Community Acknowledgements

1. Proclamation for Childhood Cancer Awareness Month

City Manager Report

Emma Horton - Student Youth Council presenter

1. Reports

City Clerk Report

1. Reports

1. Consideration and action to approve appointment of Alan Meyer and Brenda Kiner to fill two vacancies on the City Audit Committee (Both with a Term Expiration of 06/30/2022) and Jared Holland to fill one vacancy on the Planning & Zoning Commission (Term Expiration 06/30/2024) - APPROVED

Council Member Judd made the motion to approve the appointments. Council Member Remley seconded the motion. Six yes votes, one excused (Winters), motion carried.

Call To The Public

Regular City Council Meeting Agenda

CONSENT AGENDA:

Council Member Hastings made the motion to approve the consent agenda. Vice Mayor Duffy seconded the motion. Six yes votes, one excused (Winters), motion carried.

2. Consideration and action on the minutes of August 17, 2021 Regular City Council Work Session, Regular City Council Meeting and Executive Session - APPROVED

3. Consideration and action pertaining to the conditional acceptance and maintenance of certain public utility improvements at W Ranch, generally located at W. Waddell Road and N. 143rd Lane; Resolution # 2021-105 - APPROVED

4. Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Rancho Mercado N. 147th Avenue and Happy Valley Road Phase 1, generally located at N. 147th Avenue and Happy Valley Road; Resolution # 2021-100 - APPROVED

5. Consideration and action declaring the city's intent to establish a lighting improvement district entitled, "City of Surprise, Arizona, SU-147AveNHapVal194" for the purpose of purchasing facilities and energy for lighting the public streets and parks pursuant to A.R.S. § 48-616; Resolution # 2021-120 - APPROVED

6. Consideration and action pertaining to approval of a Fiscal Year 2022 budget amendment moving budget authority in the amount of \$15,000 within the Municipal Art Fund from Contingency to project R12090 for

the Surprise Aquatic Center Mural Expansion Project; Resolution # 2021-121 - APPROVED

7. Consideration and action pertaining to approval of the First Amendment to the Intergovernmental Agreement with Maricopa County Community College District for water technology education at the Surprise-Gateway Training Center; Resolution #2021-133 - APPROVED

8. Consideration and action pertaining to approval of the Final Plat entitled, Asante Well Site No. 1 and dated October 1, 2020, an approximately 0.478 acre property generally located south of Jomax Road and east of the 171st Avenue alignment. (Case FS20-412) - APPROVED

9. Consideration and action pertaining to approval of the Final Plat entitled, Rancho Mercado Parcel A22 and dated June 3, 2021, an approximately 39.695 acre property generally located north of Happy Valley Road and west of 147th Avenue in the Rancho Mercado PAD. (Case FS20-644) - APPROVED

10. Consideration and action pertaining to approval of the Final Plat entitled, "Kenly Farms II" and dated August 11, 2021, an approximately 16 acre property generally located west of Litchfield Road between Peoria Avenue and Cactus Road. (Case FS20-074) - APPROVED

11. Consideration and action pertaining to approval of the Final Re-Plat entitled, Toll at Prasada, Unit Q - Phase 2 and dated July 7, 2021, an approximately 13.158 acre property generally located west of Cotton Lane, between Peoria Avenue and Cactus Road. (Case FS21-186) - APPROVED

12. Consideration and action pertaining to acceptance of a grant in the amount of \$1,522.00 from the Office of the Attorney General Victims' Rights Program to support and offset the costs associated with the Victim Assistance program mandated under victims' rights laws; Resolution # 2021-123 - APPROVED

13. Consideration and action pertaining to approval of an Intergovernmental Agreement (IGA) between the City of Surprise and the City of Phoenix for fire service trainings; Resolution # 2021-132 - APPROVED

14. Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Marley Park Square, generally located at N. Litchfield Road and W. Waddell Road; Resolution # 2021-134 - APPROVED

15. Consideration and action pertaining to approval of an amendment to the Employment Agreement with City Attorney - APPROVED

16. Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Asante 4.5 Parcel 2, generally located at W. Saguaro Park Lane and N. 165th Avenue; Resolution # 2021-128 - APPROVED

17. Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Asante 4.5 Parcel 1, generally located at N. 166th Drive and W. Audrey Lane; Resolution # 2021-127 - APPROVED

18. Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Rancho Mercado Parcel A16, generally located at W. Yearling Road and N. 142nd Avenue A16; Resolution # 2021-130 - APPROVED

19. Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Rancho Mercado Parcel A18W, generally located at W. Happy Valley Road and N. Rancho Mercado Parkway; Resolution # 2021-131 - APPROVED

20. Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Rancho Mercado Parcel A19, generally located at W. Happy Valley Road and N. 142nd Avenue; Resolution # 2021-129 APPROVED

21. Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Zanjero Trails Phase 2 Parcel 11A, generally located at N. 189th Avenue and W. Laurel Lane; Resolution # 2021-124 - APPROVED

22. Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Zanjero Trails Phase 2 Parcel 11B, generally located at W. Sierra Street and N. 189th Avenue; Resolution # 2021-125 - APPROVE

23. Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Zanjero Trails Phase 2 Parcel 11C, generally located at N. 189th Avenue and W. Cholla Street; Resolution # 2021-126 - APPROVED

REGULAR AGENDA ITEM - PUBLIC HEARING:

24. Presentation and discussion pertaining to the proposed annexation of Windstone Ranch North. (Case FS21-209) - NO ACTION

City Planner, Sergio Angulo presented this item.

No public comments made.

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

25. Consideration and action pertaining to approval of a Fiscal Year 2022 annual agreement between the City of Surprise and the Greater Phoenix Economic Council (GPEC) for participation and support of regional economic development programs in the amount of \$69,286. - APPROVED

ED Director, Jeanine Jerkovic gave the GPEC Overview, PowerPoint presentation.

Council Member Cline, great presentation, taking look at per capita supports what we want to accomplish here in Surprise, the department does a great job.

Council Member Judd made the motion to approve the FY22 Annual Agreement with GPEC. Council Member Cline seconded the motion. Six yes votes, one excused (Winters), motion carried.

26. Consideration and action pertaining to the approval of the Preliminary Plat entitled, Unit H Phase 3 Toll at Prasada, an approximately 13.587 acre property generally located west of Cotton Lane, between Cactus Road and Peoria Avenue. (Case FS21-080) - APPROVED

City Planner, Trever Fleetham gave the PowerPoint presentation Toll Prasada Unit H.

Vice Mayor Duffy made the motion to approve Case FS21-080. Council Member Cline seconded the motion. Six yes votes, one excused (Winters), motion carried.

27. Presentation and discussion pertaining to an update of the City's Drought Preparedness Plan - NO ACTION

Michael Boule gave the Water Resource Master Plan update PowerPoint presentation.

Municipal Response:

Council Member Judd, do we recycle water from splash pad? How much water do we lose from splash pads?

Mr. Boule - regarding Hollyhock; we do recycle, but not sure how much water lose.

Council Member Cline, turf reduction on Bell Rd, do we have a plan?

Mr. Boule - Yes, PW is hard at work on that.

Council Member Remley, go back to levels at lake, is 32% where we're at now, in tier one already and heading to tier two?

Mr. Boule - Potentially.

Council Member Remley - How does tier one/two relate to stage one/ two?

Mr. Boule - Tier one is stage one. Our water portfolio is sound.

Residential response: No questions

Non Residential: No questions

Vice Mayor Duffy, at what point do you start talking to Park Rec about changing the hills to artificial turf?

Mr. Boule - Focus on real grass where really needed.

Council Member Cline, water overspray can be an issue, is that something

that would be part of reduction request?

Mr. Boule - Yes, focused on water loss and overspray, bring awareness.

Council Member Cline - Can part of effort with EPCOR be flag for residents when water use abnormal?

Mr. Boule - Yes.

Council Member Judd, big water users future development, are we monitoring how much used?

Mr. Boule - Not directly.

Other Business and Future Agenda Items

City Council Reports:

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

Council Member Cline - Meeting in Sun City Grand will be Monday the 23th from 6-8 PM and the 24th, meeting at AZ Traditions at 10 AM.

Council Member Judd - League of Cities and Towns it was very interesting, two Meet and Greet meetings coming up.

Vice Mayor Duffy - League of Cities and Towns it was great to see everyone and network and the Meet and Greet meetings have been going very well.

Council Member Judd made the motion to recess the Regular City Council Meeting and enter into executive session at 7:04 PM. Council Member Cline seconded the motion. Six yes votes, one no vote (Winters), motion carried.

Executive Session

28. Consideration and action to recess into executive session for discussion and consultation with the City's attorneys for legal advice, and to consider and instruct the City's attorneys regarding the City Council's position pertaining to opioid litigation pursuant to A.R.S. 38 431.03 (A)(3) and (4).

Adjournment

Council Member Hastings made the motion to adjourn the Regular City Council Meeting of September 7, 2021 at 7:14 PM. Council Member Judd seconded the motion. Six yes votes, one excused (Winters), motion carried.

Skip Hall, Mayor

ATTEST:

Sherry Ann Aguilar, City Clerk, MMC

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, September 7, 2021.**

Sherry Ann Aguilar, City Clerk, MMC