



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

Tuesday, February 4, 2020 @ 6:00 PM
COUNCIL CHAMBERS

A. Call To Order

Any prayer or invocation that may be offered before the start of the Regular Council Meeting is a voluntary offering by a private resident of Surprise; has not been previously reviewed or approved by City Council or City staff; should not be considered an endorsement of any particular religion by the City or its officials, as the beliefs, viewpoint, and content are personal to the speaker; and no participation by any person in attendance is required. A list of volunteers is maintained by the office of the City Clerk and interested persons should contact the Clerk's Office for further information.

B. Roll Call

C. Pledge of Allegiance

D. Proclamation and Community Acknowledgements

Teen Dating Violence Awareness Proclamation

E. City Manager Report

1. Surprise Literacy Challenge 5th grade class and Youth Council member's will report on current youth events and projects.

F. City Clerk Report

G. Call To The Public

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.

Please be aware that Council Members may not discuss or respond to matters raised during call to the public that are not specifically identified on the agenda. Council Members may however, in their discretion, discuss or respond to relevant matters raised during a noticed public hearing or agenda item.

H. Regular City Council Meeting Agenda

CONSENT AGENDA:

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| 2. | Citywide | Consideration and action pertaining to approval of a Fiscal Year 2020 budget amendment reallocating appropriations in the amount of \$1,000 within the Grants Fund from Contingency to the Walmart Grant Victim Assistance Grant; Resolution #2020-02. | None

Terry Young
Police |
| 3. | Citywide | Consideration and action on the minutes of January 21, 2020 Regular City Council Work Session; Council Meeting and Executive Session. | None

Sherry Aguilar
City Clerk |
| 4. | District 4 | Consideration and action to approve a request by Kakhree Mikha Chalabe (Owner) for a Series 10 (Beer & Wine Store) liquor license for Cindy's Mini Market located at 12865 W. Grand Avenue, Surprise, AZ 85374. | None

Sherry Aguilar
City Clerk |
| 5. | District 1 | Consideration and action on accepting Rights-of-Way from Arizona State Land Department for 163rd Avenue between Jomax Road and Dynamite Road. | None

Chris Boyd
Community
Development |

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| 6. | District 5 | Consideration and action declaring the City's intention to establish a lighting improvement district known as, "City of Surprise, Arizona, SU-Park Place 183 Lighting Improvement District" pursuant to A.R.S. § 48-616 for the purpose of purchasing facilities and energy for lighting the public streets and parks; Resolution #2020-03. | None

Mike Gent
Public Works |
| 7. | District 3 | Consideration and action declaring the City's intention to establish a lighting improvement district known as, "City of Surprise, Arizona, SU-Cotton and Sweetwater 189 Lighting Improvement District" pursuant to A.R.S. § 48-616 for the purpose of purchasing facilities and energy for lighting the public streets and parks; Resolution #2020-08. | None

Mike Gent
Public Works |
| 8. | Citywide | Consideration and action pertaining to approval of an amendment to the Fiscal Year 2020 Capital and Operating List of Items over \$50,000 to include the purchase of additional ammunition that was already budgeted in the existing FY2020 budget; Resolution #2020-12. | None

Terry Young
Police |
| 9. | Citywide | Consideration and action authorizing the city attorney, or his designees, to take any and all actions necessary, including but not limited to initiating litigation, to enforce the Sewer Service Agreement entered into by and between the City of Surprise and Cortessa L.L.C. and Citrus & Northern L.L.C. on August 16, 2004. | None

Robert Wingo
Legal |

REGULAR AGENDA ITEM - PUBLIC HEARING:

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

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| 10. | Citywide | Presentation and discussion pertaining to the fiscal year 2019 annual audit and Comprehensive Annual Financial Report, and associated reports. | None

Andrea Davis
Finance |
| 11. | Citywide | Discussion and action pertaining to the installation of a historical timeline display to commemorate the City's 60th anniversary. | None

Paul Bernardo
Human Svcs and
Comm Vitality |
| 12. | Citywide | Consideration and action pertaining to approval of an amendment of the Surprise Municipal Code Chapter 50, Article II by repealing and replacing the current Chapter with amended sections related to cable television franchises. | None

Hobie Wingard
Legal |
| 13. | District 4 | Consideration and action pertaining to approval of the purchase of approximately .6 acres of real property near Hollyhock Street and Rimrock Street. | None

Chris Boyd
Community
Development |

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| 14. | Internal | Consideration and action pertaining to support of potential legislation ensuring fair competition among all car rental operators, including both traditional rentals and online "peer-to-peer" car rental operations. | None
Jodi Tas
Mayor and Council |
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- I. Other Business and Future Agenda Items
- J. City Council Reports
- K. Executive Session

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

SHERRY ANN AGUILAR, CITY CLERK, MMC

POSTED: Posted on Thursday, January 30, 2020 @ 11:21 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.