

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

Tuesday, March 17, 2020 @ 6:00 PM
COUNCIL CHAMBERS



**Changes to public participation during
Council Meetings effective March 17**
<http://bit.ly/2x3ztvO>

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

Developmental Disabilities Awareness Month Proclamation

Fix a Leak Week Proclamation

E. City Manager Report

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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| 1. | Citywide | Consideration and action on authorizing Mayor and Council to reallocate appropriations from Sewer Contingency to the Solar Biosolids Dryer project to advance the construction of the Small Scale Production phase (Phase II) of the project, P71110 and amend the \$50,000 item and capital list associated with this project; Resolution 2020-29. | Lee Lambert
Water Resource
Management |
| 2. | Citywide | Consideration and action on the minutes of February 28, 2020 Special City Council Meeting and Executive Session and March 3, 2020 Regular City Council Meeting. | None

Sherry Aguilar
City Clerk |
| 3. | District 3 | Consideration and action to approve a request by Jared Michael Repinsky (Agent) for a Series 12 Restaurant Liquor License for Mr. Mesquite Taqueria located at 16860 W. Waddell Road #112, Surprise, AZ 85388. | None

Sherry Aguilar
City Clerk |
| 4. | Citywide | Consideration and action pertaining to an amendment of the FY2020 budget by reallocating appropriations of \$25,000 from contingency within the Municipal Arts Fund to establish art projects R12080 Northwest Regional Library Mural Restoration in the amount of \$16,500 and R12090 Surprise Aquatic Center Art in the amount of \$8,500 to further the City's Public Art Program; Resolution# 2020-21. | None

Danielle Osborne
City Manager
Office |

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| 5. | Citywide | Consideration and action on authorizing Mayor and Council to reallocate appropriations of \$81,300 from the Southwest Gas (SWG) Capital Fund Contingency to the Waddell Road Capital Project, P61440; Resolution 2020-24. | None

Mike Gent
Public Works |
| 6. | District 3 | Consideration and action pertaining to approval of the Map of Dedication entitled "Cactus Road at Cotton Lane," located on the northwest corner of Cotton Lane and Sweetwater Avenue within the Northwest Corner of Cactus Road and Cotton Lane Planned Unit Development ("PUD"). | None

Hobart Wingard
Community
Development |
| 7. | District 1 | Consideration and action pertaining to approval of the Final Plat entitled "Final Plat for Santiago Acres", located on the southeast corner of San Ysidro Road and 158th Drive. (Case FS19-696) | None

Sergio Angulo
Community
Development |
| 8. | District 5 | Consideration and action regarding the Final Plat for Royals Housing at Surprise Center located generally north of Greenway Road and east of Bullard Avenue, in the Surprise Center PAD. | None

Shirley Phan
Community
Development |
| 9. | District 1 | Consideration and action on Granting a Utility Easement to APS at Fire Station 304 near Happy Valley Road and 163rd Avenue. | None

Chris Boyd
Community
Development |
| 10. | District 3 | Consideration and action pertaining to approval of the Final Plat entitled "Ryder Ranch Final Plat" located on the southwest corner of Cotton Lane and Sweetwater Avenue within the Ryder Ranch Planned Unit Development ("PUD"). | None

Hobart Wingard
Community
Development |
| 11. | District 3 | Consideration and action pertaining to approval of the Final Plat entitled "A Replat of Lot 1 of the "Replat of Lot 1 of the Final Plat for Sierra Montana Crossing,"" located south of the southwestern corner of Greenway Road and Cotton Lane. | None

Hobart Wingard
Community
Development |

REGULAR AGENDA ITEM - PUBLIC HEARING:

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

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| 12. | Citywide | Consideration and action pertaining to approval of the Shared Active Transportation Vehicle (SATV) Pilot Program Temporary Operating Agreement Extension with The Collective We, LLC. | None

Stephen Chang
Community
Development |
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| 13. | Citywide | Consideration and action on amending the Surprise Municipal Code, Chapter 2, Article II, Section 2-60(a), Attendance, to allow up to three Council Members, including the Mayor, to remotely participate in a City Council Meeting via electronic means, including repealing conflicting ordinances; severability; and declaring an emergency; Ordinance 2020-12. | None

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: 1st posting - March 13, 2020 at 10:06 AM

2nd posting - Amended the Regular City Council Meeting agenda on March 16, 2020 at 3:45 PM - to include language regarding changes to public participation during Council Meetings.

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.