

CITY OF SURPRISE
Regular City Council Meeting
16000 N. Civic Center Plaza
Surprise, AZ 85374
Tuesday, April 21, 2020 @ 6:00 PM
COUNCIL CHAMBERS



NOTICE: In an effort to protect health and safety of city employees, residents, and visitors, the Council Chambers will be closed to the public during this meeting. The public may access the meeting by viewing a live stream or broadcast of the meeting. To watch live, please visit www.surpriseaz.gov/surprisetv, the Surprise City Gov Facebook page at www.facebook.com/cityofsurprise. Cox channel 11 and Century Link channel 8513 will also carry the meeting live.

<https://bit.ly/3asyowo>

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

Sexual Assault Awareness Month Proclamation.

E. City Manager Report

F. City Clerk Report

G. Call To The Public

Public comment will be taken through email or via phone. To submit email comments, including Call to the Public for non-agenda items, please email publiccomments@surpriseaz.gov. Comments for Call to the Public must be submitted prior to the start of the meeting. To comment on agenda items, emails must be submitted prior to the time(s) designated for public comment by the Mayor during the meeting or before the agenda item has otherwise concluded.

To comment live by phone for Call to the Public for non-agenda items or for agenda items, please call 623-222-1250 prior to, or during, the meeting to have your name placed on a callback list. If you reach voicemail, please leave your name and phone number. The City Clerk will call those wishing to comment from the dais during the meeting, and the call will be streamed through the Council Chamber audio system. Only calls received before Call to the Public for non-agenda items or before or during the time(s) designated for public comment by the Mayor during the meeting on the subject agenda item will be accepted and streamed. No calls will be accepted after the time(s) designated by the Mayor for public comment or after an agenda item has otherwise concluded.

H. Regular City Council Meeting Agenda

CONSENT AGENDA:

- | | | | |
|----|------------|--|---|
| 1. | Citywide | Consideration and action on the meeting minutes of the Special City Council Meeting of March 27, 2020 and of the Regular City Council Meeting of April 7, 2020. | None
Sherry Aguilar
City Clerk |
| 2. | District 5 | Consideration and action to approve a request by Patrick Edward Castle for a Series 12 - Restaurant license for Pei Wei Fresh Kitchen located at 14155 W. Bell Road, #113, Surprise, AZ 85374. | None
Sherry Aguilar
City Clerk |
| 3. | District 3 | Consideration and action to approve a request by Kim Kenneth Kwiatkowski (Agent) for a Series 10 Beer and Wine Store for Circle K Store #9543 located at 16280 W. Cactus Road, Surprise, AZ 85379. | None
Sherry Aguilar
City Clerk |
| 4. | Citywide | Consideration and action pertaining to approval of an amendment to the Fiscal Year 2020 budget by reallocating appropriations in the amount of \$25,400 within the City Clerk's General Fund budget to cover additional publication and advertising expenses; Resolution # 2020-40. | None
Sherry Aguilar
City Clerk |
| 5. | District 6 | Consideration and action pertaining to approval of the final plat entitled, "Re-plat of Stampede Junction" and dated February 11, 2020, an approximately 19.01 acre property generally located on the southwest corner of Dysart and Waddell Roads within the Surprise Pointe Planned Area Development ("PAD"). | None
Hobart Wingard
Community
Development |
| 6. | District 6 | Consideration and action pertaining to approval of an amendment to the Fiscal Year 2020 budget by relocating appropriations of \$87,500 from Water Capital Contingency to the South Plant Building Remodel Project (P71320) and \$87,500 associated with Water Resource Development Fee from South Plant Building Remodel Project (P71320) to Water Resource Development Fee Contingency, to reflect proper funds associated with the project; Resolution # 2020-31. | None
Lee Lambert
Water Resource
Management |
| 7. | District 1 | Consideration and action pertaining to approval of an amendment to the Fiscal Year 2020 Budget by reallocating appropriation of \$1,404,800 from Grants Contingency to Project P34080 Fire Station 304 (FS304) within the Public Safety Election 2017 Fund for completing the construction associated with FS304 in FY2020; Resolution # 2020-32. | None
Mike Gent
Public Works |
| 8. | District 1 | Consideration and action pertaining to conditional acceptance of the streets and public utility improvements at Rancho Mercado Parkway, generally located at N. Rancho Mercado Parkway. And W. Happy Valley Road. Resolution; # 2020-35. | None
Mike Gent
Public Works |

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| 9. | District 1 | Consideration and action pertaining to conditional acceptance of the streets and public utility improvements at Rancho Mercado Parcel A14, generally located at W. Happy Valley Road and N. Rancho Mercado Parkway; Resolution # 2020-33. | None

Mike Gent
Public Works |
| 10. | District 1 | Consideration and action pertaining to conditional acceptance of the streets and public utility improvements at Rancho Mercado Parcel A12, generally located at W. Happy Valley Road and N. 143th Avenue; Resolution # 2020-34 | None

Mike Gent
Public Works |
| 11. | District 1 | Consideration and action pertaining to conditional acceptance of the streets and public utility improvements at Rancho Mercado Parcel A11, generally located at W. Happy Valley Road and N. 144th Avenue; Resolution # 2020-29. | None

Mike Gent
Public Works |
| 12. | District 1 | Consideration and action pertaining to conditional acceptance of the streets and public utility improvements at Rancho Mercado Happy Valley Road Phase 2, generally located at W. Happy Valley Road and N. Rancho Mercado Parkway; Resolution # 2020-36. | None

Mike Gent
Public Works |
| 13. | District 1 | Consideration and action pertaining to conditional acceptance of the streets and public utility improvements at Rancho Mercado Happy Valley Road Phase 3, generally located at W. Happy Valley Road and 139th Avenue; Resolution # 2020-37. | None

Mike Gent
Public Works |
| 14. | Citywide | Consideration and action to amend the Fiscal Year 2020 budget by reallocating appropriations in the amount of \$500,000 within the Water Utility Capital Fund to the City Wide AMI Replacement project and amend the Fiscal Year 2020 Operating and Capital List of Items Over \$50,000; Resolution # 2020-30. | None

Andrea Davis
Finance |
| 15. | Internal | Consideration and action designating the Finance Director as the City's agent for the purpose of obtaining financial assistance under the Disaster Relief Act; Resolution # 2020-39. | None

Andrea Davis
Finance |

REGULAR AGENDA ITEM - PUBLIC HEARING:

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| 16. | District 6 | Consideration and action pertaining to approval of the Preliminary Plat entitled, "W Ranch Preliminary Plat" and dated January 28, 2020, am approximately 10.65 acre property generally located 3,000 feet west of the intersection of Litchfield and Waddell Roads. | None

Hobart Wingard
Community
Development |
| 17. | Citywide | Consideration and action pertaining to approval of the 2020-2024 Five-Year Consolidated Plan, Analysis of Impediments to Fair Housing Choice, and the Program Year 2020 Annual Action Plan. | None

Joseph Gladieux
Human Svcs and
Comm Vitality |

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

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| 18. | Internal | Consideration and action pertaining to the Board and Commissions Nomination Committee's recommendation regarding Arts and Cultural Commission member Jack Hastings. | None

Legal |
| 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: April 16, 2020 at 1: 50 PM

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.