

CITY OF SURPRISE
Regular City Council Meeting
16000 N. Civic Center Plaza
Surprise, AZ 85374
Tuesday, May 5, 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.

For instructions on how to comment on agenda items and public hearings, please go to <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

National Day of Prayer 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:

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| 1. | Internal | Consideration and action pertaining to approval of an amendment to the Fiscal Year 2020 Capital and Operating List of Items Over \$50,000 by increasing the AZ Municipal Risk Retention Pool premium line item by \$55,000; Resolution # 2020-45. | None

Robert Wingo
Legal |
| 2. | Citywide | Consideration and action on the minutes of the Regular City Council Work Session and Regular City Council Meeting of April 21, 2020. | None

Sherry Aguilar
City Clerk |
| 3. | District 5 | Consideration and action to approve a request by Jeffrey Craig Miller (Agent) for a Series 07 (Beer & Wine Bar) liquor license for Player 1 Arcade located at 17239 N. Litchfield Road, Ste. 60, Surprise, AZ 85374. | None

Sherry Aguilar
City Clerk |
| 4. | District 6 | Consideration and action pertaining to approval of a Final Plat entitled, "W Ranch" and dated February 26, 2020, an approximately 10.65 acre property generally located 3,000 feet west of the intersection of Litchfield and Waddell Roads. | None

Hobart Wingard
Community
Development |
| 5. | District 5 | Consideration and action pertaining to the approval of the Final Plat entitled, "Civic Center Plaza" and dated April 4, 2020, an approximately 132.5 acre property generally bounded by Bell Road on the north, Greenway Road on the south, Litchfield Road on the east, and Bullard Avenue on the west. | None

Robert Kuhfuss
Community
Development |
| 6. | District 1 | Consideration and action pertaining to approval of the Final Plat entitled, "Surprise Farms Villas" and dated January 22, 2020, an approximately 36.66 acre property generally located south of Bell Road and west of 175th Avenue, in the Surprise Farms PAD. | None

Shirley Phan
Community
Development |

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| 7. | District 1 | Consideration and action pertaining to conditional acceptance of the streets and public utility improvements at Austin Ranch West Parcel 5, generally located at N. 187th Avenue and W. Carlota Lane; Resolution # 2020-38. | None

Mike Gent
Public Works |
| 8. | District 3 | Consideration and action pertaining to conditional acceptance of the public utility improvements at Toll at Prasada Phase 1 Unit 3, generally located at W. Cactus Road and N. Cotton Lane; Resolution # 2020-41. | None

Mike Gent
Public Works |
| 9. | District 1 | Consideration and action pertaining to approval of the Final Plat entitled, "Rosiles Land Division" and dated February 19, 2020, an approximately 2.23 acre property generally located west of the 169th Avenue alignment and south of Dale Lane. | None

Sergio Angulo
Community
Development |
| 10. | District 3 | Consideration and action declaring the intent to enlarge an existing lighting improvement district known as, "City of Surprise, Arizona SU-Prasada Phase 2A 192" pursuant to A.R.S. § 48-616 for the purpose of purchasing facilities and energy for lighting the public streets and parks; Resolution # 2020-42. | None

Mike Gent
Public Works |

REGULAR AGENDA ITEM - PUBLIC HEARING:

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| 11. | District 3 | Consideration and action pertaining to approval of the rezoning of 285.2 acres of the 637.4-acre Sycamore Farms Planned Area Development ("PAD") from Community Commercial (CC-PAD), Low Density Residential (LDR-PAD), and Medium Density Residential (MDR-PAD) to zoning including all of those zones with the addition of Medium High Density Residential (MHDR-PAD) with modification of land uses and development standards, generally located on the northwest corner of Peoria and Sarival Avenues; Ordinance # 2020-13. | None

Hobart Wingard
Community
Development |
| 12. | District 1 | Consideration and action pertaining to approval of the rezoning of 19.92 acres from Residential Ranch (RR) to Residential Medium Density (RM-9) with a Planned Unit Development (PUD) Overlay, generally located on the northeast corner of the Happy Valley Road and 151st Avenue alignments; Ordinance # 2020-11. | None

Sergio Angulo
Community
Development |

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

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| 13. | Citywide | Consideration and action adopting the tentative expenditure limitation budget for FY2021 and directing publication of said tentative budget; Resolution # 2020-43. | None

Andrea Davis
Finance |
| 14. | Citywide | Presentation and discussion of recommended amendments to the Surprise Municipal Code pertaining to parking near crosswalks and school zones. | None

Harold Brady
Police |

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| 15. | Internal | Consideration and action pertaining to approval of an amendment to the Surprise Municipal Code to include a "resign to run" provision in City boards and commissions bylaws.; Ordinance 2020-17. | None
Skip Hall
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: April 30, 2020 at 2:15 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.