

CITY OF SURPRISE
Regular City Council Meeting
16000 N. Civic Center Plaza
Surprise, AZ 85374
Tuesday, January 5, 2021 @ 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/3kFsM6l>

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

E. City Manager Report

1. Update on COVID 19

F. City Clerk Report

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| 2. | The City Clerk will conduct an Official Oath of Office for newly and re-elected Mayor and Councilmembers: Mayor Hall; Councilmembers Patrick Duffy, Ken Remley and Alyson Cline. | None

Sherry Aguilar
City Clerk |
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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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| 3. | Citywide | Consideration and action on the minutes of the Regular City Council Work Session, Regular City Council Meeting and Executive Session Minutes of December 15, 2020. | None

Sherry Aguilar
City Clerk |
| 4. | District 1 | Consideration and action pertaining to approval of the Final Plat entitled, "North Copper Canyon Parcel 3.1" dated November 6, 2020, and the accompanying Alternative Assurance Agreement, for a property generally located on the northwest corner of 183rd Avenue and Country Club Terrace in the North Copper Canyon PAD; Case FS20-207. | None

Hobart Wingard
Community Development |
| 5. | Internal | Consideration and action pertaining to approval of an amendment to the Software License Agreement for the City's LIS software; Resolution #2021-03. | Chris Boyd
Community Development |
| 6. | District 1 | Consideration and action pertaining to acceptance of a Drainage Easement from Fulton Homes and Pinnacle Peak & 163rd Avenue LLC for roadway improvements along Pinnacle Peak Road near 163rd avenue. | Lloyd Abrams
Community Development |
| 7. | District 3 | Consideration and action pertaining to acceptance of a sewer line easement from the Garcia Family Living Trust between Cotton Lane and the Loop 303 and Peoria. | Lloyd Abrams
Community Development |
| 8. | District 1 | Consideration and action pertaining to approval of the Final Plat entitled, "Lingor Estates – Final Plat" dated October 5, 2020, a property generally located on the southwest corner of Williams Road and 178th Avenue adjacent to the North Copper Canyon PAD; Case FS20-396. | None

Hobart Wingard
Community Development |

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| 9. | Citywide | Consideration and action pertaining to approval of an amendment to the FY21 Budget by reallocating appropriations in the amount of \$400,000 from general contingency to the Risk Management Fund and amending the Contract Awarding Authority List by increasing the risk insurance deductibles item; Resolution #2021-05. | None

Digger Oster
Legal |
| 10. | District 1 | Consideration and action declaring the intent to enlarge the "City of Surprise, Arizona, Austin Ranch West Parcel 6 # 143" 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 within the district; Resolution # 2021-04. | None

Mike Gent
Public Works |
| 11. | District 3 | Consideration and action pertaining to approval of the First Amendment to Reems Road and Channel Agreement; Resolution #2021-06. | None

Kristin Tytler
Public Works |
| 12. | Citywide | Consideration and action pertaining to approval of an amendment to the Fiscal Year 2021 budget by reallocating appropriations in the amount of \$15,000 within the Grants Fund and authorizing acceptance of a grant award from U.S. Department of Justice (DOJ), U.S. Marshals Service, to cover overtime expenses associated with the participation of one Surprise Police Officer in the Joint Law Enforcement Operations (JLEO) Task Force from October 1, 2020 to September 30, 2021. Resolution #2021-09. | None

Police |

REGULAR AGENDA ITEM - PUBLIC HEARING:

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

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| 13. | Citywide | Presentation and discussion pertaining to Internal Audit reports approved by the City of Surprise Audit Committee for Fiscal Year 2019-20. | None

Carol Holley
City Manager
Office |
| 14. | Internal | Consideration and action pertaining to approval of an amendment to the Surprise Municipal Code Chapter 105, Article II, Division 1, Section 105-19 adopting local amendments to the 2018 International Fire Code, Chapters 5, 9, and 12 relating to fire service features, fire protection and life safety features, and energy systems; Ordinance # 2021-01. | None

Keith Tanner
Fire - Medical |

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: December 31, 2020 at 1:45 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.