

CITY OF SURPRISE
Regular City Council Meeting
16000 N. Civic Center Plaza
Surprise, AZ 85374
Tuesday, March 16, 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

*** Proclamation for Small Business Development Center Day.**

E. City Manager Report

F. City Clerk Report

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| 1. | Consideration and action to appoint the following Board/Commission vacancies: Emmanuel Ogutu to fill the remainder of the term through June 30, 2022 for the City Audit Committee; Patricia Blaisdell to fill the remainder of a term through June 30, 2023 for the Parks and Recreation Commission; and 2 vacancies for the Veterans, Disability and Human Services Commission, Gwen Mendez to fill the remainder of a term through June 30, 2022 and John Billcheck to fill the remainder of a term through June 30, 2024. | None

Sherry Aguilar
City Clerk |
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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 on the minutes of the Special City Council Meeting and Executive Session of February 26, 2021 and the Regular City Council Work Session, Regular City Council Meeting and Executive Session of March 2, 2021. | None
Sherry Aguilar
City Clerk |
| 3. | District 5 | Consideration and action to approve a request by Jeffrey Craig Miller (Agent) for a Series 12 Restaurant liquor license request for Over Easy located at 14345 W. Bell Road, #102, Surprise, AZ 85374. | None
Sherry Aguilar
City Clerk |
| 4. | District 3 | Consideration and action pertaining to approval of the Final Plat entitled, "Toll at Prasada, Phase 1 Golf Replat" and dated November 24, 2020, an approximately 68.28 acre property generally located west of Cotton Lane between Peoria Avenue and Cactus Road. | None
Joshua Mike
Community
Development |
| 5. | District 5 | Consideration and action to approve a grant of Utility Easement to APS at the Ready and Evidence Building near 134th Drive and Westgate. | None
Lloyd Abrams
Community
Development |

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| 6. | Citywide | Consideration and action pertaining to approval of an Intergovernmental Agreement (IGA) with other West Valley municipalities for the creation and participation in a Critical Incident Investigative Response Team; Resolution #2021-17. | None

Geoffrey Leggett
Police |
| 7. | District 1 | Consideration and action pertaining to the conditional acceptance of certain streets and public utility improvements at Fulton Homes Escalante – Parcel 2, generally located at N. 161st Drive and W. Asante Boulevard; Resolution # 2021-31. | None

Mike Gent
Public Works |
| 8. | Citywide | Consideration and action pertaining to acceptance of the City's Arizona Lottery Fund (ALF) allotment for FY2021 in the amount of \$347,127; Resolution #2021-32. | None

Mike Gent
Public Works |
| 9. | Internal | Consideration and action pertaining to approval of an amendment to the Fiscal Year 2021 budget by reallocating budget authority of \$27,000 within the Municipal Arts Fund to establish Project R51010, Gallery 37, to further the City's Public Art Program; Resolution # 2021-36. | None

Danielle Osborne
Human Svcs and
Comm Vitality |

REGULAR AGENDA ITEM - PUBLIC HEARING:

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

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| 10. | District 6 | Consideration and action pertaining to approval of the 1.3% for the Arts funded project to be installed at the site of the new Fire Station 308. | None

Danielle Osborne
Human Svcs and
Comm Vitality |
| 11. | District 3 | Consideration and action pertaining to approval of the Map of Dedication entitled, "Toll at Prasada – Peoria Avenue -- Phase 3" and dated April 20, 2020, an approximately 1.89 acre property generally located on the northern half of Peoria Avenue, west of the Citrus Road alignment. | None

Robert Kuhfuss
Community
Development |
| 12. | District 1 | Consideration and action directing the recordation of a blank petition setting forth the legal description and map of the proposed annexation in case FS20-739 Enclave IV at Paloma Creek; Resolution # 2021-34. | None

Joshua Mike
Community
Development |
| 13. | District 1 | Consideration and action directing the recordation of a blank petition setting forth the legal description and map of the proposed annexation in case FS20-732 Enclave III at Paloma Creek; Resolution # 2021-33. | None

Joshua Mike
Community
Development |

- 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: March 11, 2021 at 11:50 AM

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.