

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

- | | | |
|----|--|--|
| 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 |
|----|--|--|

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:

- | | | | |
|----|------------|---|--|
| 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 |

- | | | | |
|----|------------|---|---|
| 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:

- | | | | |
|-----|------------|---|---|
| 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.



CITY OF SURPRISE
Regular City Council Meeting

Council Meeting Date: March 16, 2021
Submitting Department: City Clerk
Staff Recommendations:

Contact Person:
District: Internal

Consent: No Regular: No Public Hearing: No Report/Discussion: No

Agenda Wording:

Invocation

Motion:

Background:

Objective Analysis:

Policy Compliant:

Financial Impact:

Budget Impact:

FTE Impact:

ATTACHMENTS:



CITY OF SURPRISE
Regular City Council Meeting

Council Meeting Date: March 16, 2021
Submitting Department: Mayor and Council
Staff Recommendations: None

Contact Person: Skip Hall
District: Internal

Consent: No Regular: No Public Hearing: No Report/Discussion: No

Agenda Wording:

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

Motion:

Background:

Objective Analysis:

Policy Compliant:

Financial Impact:

Budget Impact:

FTE Impact:

ATTACHMENTS:



CITY OF SURPRISE
Regular City Council Meeting

Council Meeting Date: March 16, 2021
Submitting Department: City Clerk
Staff Recommendations: None

Contact Person: Sherry Aguilar, City Clerk
District: Internal

Consent: No Regular: No Public Hearing: No Report/Discussion: No

Agenda Wording:

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.

Motion:

Background:

Objective Analysis:

Policy Compliant:

Financial Impact:

Budget Impact:

FTE Impact:

ATTACHMENTS:

1. comm applications 3162021_Redacted
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JSZ
2-11-2021
4:10 p.m.

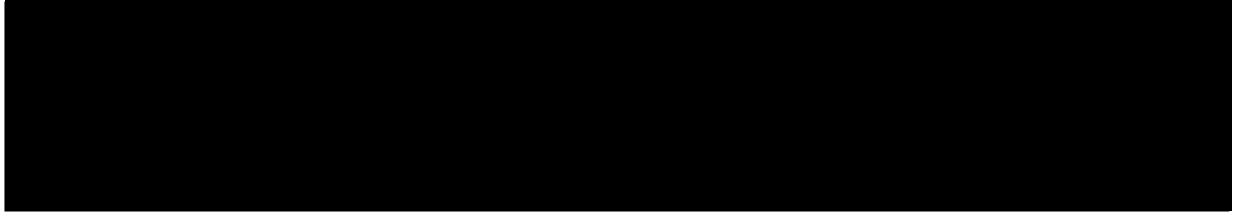


City of Surprise

**APPOINTMENT APPLICATION FOR ALL
SURPRISE COMMISSIONS**

(Per City Code, All applicants must reside in the City of Surprise)

Name: Emmanuel Ogutu



Year(s) you have resided in the City of Surprise? : 1.75

Board/Commission(s) you are applying for?

Audit Committee

Education: MBA, BBA, CIA, CFE

EMPLOYMENT BACKGROUND:

Present Employer/Position: Food for the Hungry Inc

Sr. Director Risk Management and Compliance

Previous Employer(s)/Position (Last 5 Years): City of Glendale, Internal Audit Program Manager;

Food for the Hungry Inc, Director of Grants Compliance; US Army IMCOM, Senior Auditor

(Continued on Reverse Side)

Special Qualifications (Include list of Surprise activities or organizations you have participated in and dates):

Internal Audit; Risk Management; Financial Management; Capacity Building

Do you currently serve, or have you previously served on any other City of Surprise Commissions? If yes, which one(s):

No

Statement as to why you want to serve as a Commission Member for the City of Surprise:

I am an experience internal audit, risk management, compliance and fraud management;

In my past experience I have managed to set up internal audit department, processes and function;

I reshaped, refocused, re-engineered and repurposed internal audit program in the City of Glendale by introducing modern audit tools and techniques and to leverage organizational performance.

I, Emmanuel Ogutu certify that to the best of my knowledge, all information given herewith is true and correct. I understand that any falsification or misrepresentation of facts will be cause for dismissal from the position if I am appointed by the City Council.



Applicant's Signature

Please return to:



City Clerk's Office – 16000 N. Civic Center Plaza, Surprise, AZ. 85374, or email to:
clerk@surpriseaz.gov

Please note that applications are accepted on an open rolling basis and shall be maintained as an active application for future vacancies.

4:50 p.m.

RECEIVED
02-07-2021
6:47 PM
Guadalupe
4:40 p.m.



City of Surprise

**APPOINTMENT APPLICATION FOR ALL
SURPRISE COMMISSIONS**

(Per City Code, All applicants must reside in the City of Surprise)

Name: Patricia Blaisdell

Year(s) you have resided in the City of Surprise? : 8 years

Board/Commission(s) you are applying for?

Parks and Recreation Advisory Commission

Education: BS - Recreation/Tourism Management ASU

EMPLOYMENT BACKGROUND:

Present Employer/Position: Phoenix Revitalization Corporation
Director of Community Events

Previous Employer(s)/Position (Last 5 Years): Cancer Support Community
Social & Events Coordinator

(Continued on Reverse Side)

Special Qualifications (Include list of Surprise activities or organizations you have participated in and dates):

My daughter has participated in Surprise Recreation activities since she was 2. I have utilized services (Tennis) since Aug/2020

Do you currently serve, or have you previously served on any other City of Surprise Commissions? If yes, which one(s):

N/A

Statement as to why you want to serve as a Commission Member for the City of Surprise:

I would like to serve on this commission as I believe I have the experience & knowledge about Recreation Services/Development that would greatly be utilized in this commission. As a City Resident I can assist in the guidance of future development in Parks & Recreation.

I, Patricia Blaisdell certify that to the best of my knowledge, all information given herewith is true and correct. I understand that any falsification or misrepresentation of facts will be cause for dismissal from the position if I am appointed by the City Council.

Patricia Blaisdell

Applicant's Signature

Please return to:

City Clerk's Office – 16000 N. Civic Center Plaza, Surprise, AZ. 85374, or email to:
clerk@surpriseaz.gov

Please note that applications are accepted on an open rolling basis and shall be maintained as an active application for future vacancies.

Patricia D. Blaisdell

- Objective** To gain an Coordinator position where I can utilize my organizational and communications skills.
- Qualifications**
- Extensive customer service experience in a variety of high-pressure settings.
 - Motivated, self-starter and team player
- Experience**
- 2007- Present Phoenix Revitalization Corporation Phoenix, AZ
Director - Community Events
- Create, plan, and implement community events.
 - Build and strengthen relationships with community partners and residents.
 - Develop programmatic and event budgets.
 - Communicate and collaborate with existing funders/partners.
 - Supervision of event staff and volunteers.
 - FDIC/AHDP Compliance Monitor
- 2014-2017 Cancer Support Community AZ Phoenix, AZ
Social and Community Events Coordinator
- Create, plan, coordinate and oversee all aspects of social programming activities under the supervision of the Program Director
 - Create, plan and coordinate all of CSCAZ's large scale community events.
 - Develops and manages implementation of CSCAZ's West Valley Outreach
 - Create, manage, and distribute email blasts for external communication needs.
 - Other duties as assigned – clerical/administrative
 - Supervision of event staff.
- 2007-2017 City of Phoenix Phoenix, AZ
Ticket Sales Representative
- Generate revenue by way of window and phone sales.
 - Assist with customer service inquiries
 - Answer incoming phone inquiries for events at Phoenix Convention Center and various venues.
 - Knowledgeable of Ticketmaster and Ticketforce Ticketing System.
- 1998-2011 U.S. Airways Center Phoenix, AZ
Ticket Sales Representative
- Generate revenue by way of window and phone sales.
 - Assist with customer service inquiries
 - Answer incoming phone inquiries for events at U.S. Airways Center.
 - Knowledgeable of Ticketmaster Ticketing System.

2006-2008 City of Avondale Avondale, AZ

Recreation Specialist – Special Events

- Assist Special Events Coordinator with implementation of various sponsored special events.
- Assist Special Events Coordinator with implementation and set up of vendors, layouts, permits and logistics for various sponsored special events
- Assist with set up facilities, equipment, and supplies.
- Assist Special Events Coordinator with event budgets such as procurement procedures and policies.
- Work cooperatively with Supervisors, peers and general public.
- Knowledgeable of Class TM Facility Booking System

Education

2005-2007 Arizona State University Phoenix, AZ

- B.S. Recreation and Tourism Management
- 3.1 GPA

1995-2005 Glendale Community College Glendale, AZ

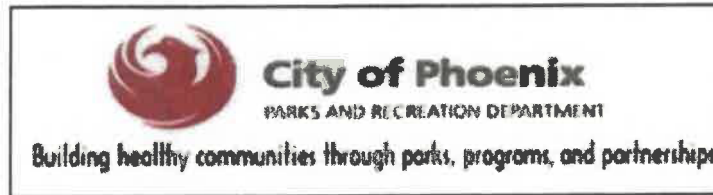
- General/Required Studies

2007 MWR Navy Internship Guantanamo Bay, Cuba

2001 Walt Disney World College Program Orlando, FL

Interests

Travel, Sports, Reading



February 3, 2021

It is my pleasure to recommend Patricia Blaisdell for a potential seat on the City of Surprise Parks and Recreation Advisory Commission.

I have known and worked with Patricia for approximately four years on various community-based programs/events and have found her to be impressive in every aspect.

She promotes positive self-development through innovative programming and focuses on fostering a positive, safe environment for communities to socialize and engage with peers, while enriching their lives through education, exposure, and experience.

I have enjoyed the recreation field for more than 25 years because of individuals like Patricia. Her superior work ethic, dedication, attention to detail and teamwork philosophy has helped to improve programming throughout the Central City South neighborhoods. She has been a definite asset to these communities due to her new program ideas, upbeat attitude towards her responsibilities; always providing patrons with consistent customer service. To sum it up, Patricia would be a perfect candidate for this seat because she would easily be able to transfer these assets to help continue and improve the livability throughout the City of Surprise.

If you have any questions or need additional information, please feel free to contact me at [REDACTED]

Respectfully submitted,

John Mason

John Mason
City of Phoenix Parks and Recreation Department
Recreation Coordinator III, South Division
1346 East South Mountain Avenue
Phoenix, Arizona 85042
[REDACTED]

Age 2.10-2021
5:50 p.m.

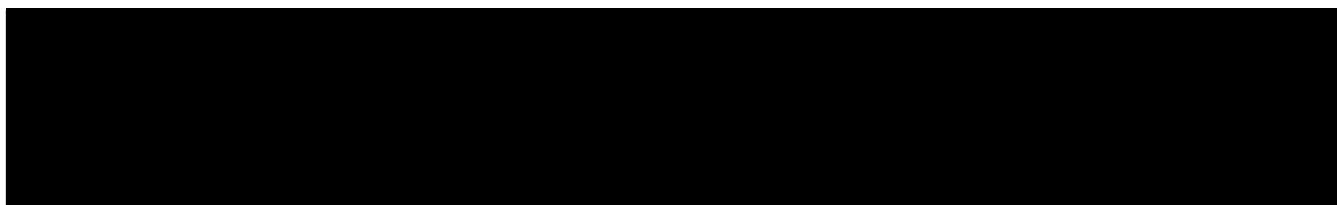


City of Surprise

APPOINTMENT APPLICATION FOR ALL
SURPRISE COMMISSIONS

(Per City Code, All applicants must reside in the City of Surprise)

Name: Gwen Mendez



Year(s) you have resided in the City of Surprise? : 11 years

Board/Commission(s) you are applying for?

Veterans Disability & Human Services Commission and
Parks & Recreation Advisory Commission

Education: Associates, Bachelors Psychology and Christian Counseling, Master's

Professional Counseling and Christian Life Coach and Military Resilience - ^{working on} a doctorate in
EMPLOYMENT BACKGROUND: Psychology & Ministry

Present Employer/Position: GCU - Adjunct Professor

Pro bono - Counselor, life coach, mentor

Previous Employer(s)/Position (Last 5 Years): Ottawa University - Professor

Mending Hearts - Counselor GCU - Adjunct Professor

(Continued on Reverse Side)

Recreation Spots - 2010-2020
Clothing/supplies/toiletries coordinate - 2018-present (when able)
Rehab/Senior homes - 1985-present (when able to again due COVID) 1985-2021
Special Qualifications (Include list of Surprise activities or organizations you have participated in and dates):
Coordinator Awaken 2020 VA hospital visitation - 1994-2002
outreaches - 1996-present Hospital visitation - 1996-present (when able to again due COVID)
AmeriCorps - 2012-2013 Feed homeless - 1996-present
Block parties - 2010-2019 Shelters - 1996-present (when able to again due COVID)
Do you currently serve, or have you previously served on any other City of Surprise Commissions? If yes, which one(s):

Statement as to why you want to serve as a Commission Member for the City of Surprise:

I want to contribute and give back more to my community here in Surprise in which I love. I have lived here for 11 years and I have an array of decades of working within and outside my community as a public servant. I just want to help even more people and be part of the team to help my community grow and become stronger to be the best that it can be. I am well established in the faith based community which would also be a great contribution to the committee and our city and abroad.

I, Gwen Mendez certify that to the best of my knowledge, all information given herewith is true and correct. I understand that any falsification or misrepresentation of facts will be cause for dismissal from the position if I am appointed by the City Council.

Gwen Mendez
Applicant's Signature

Please return to:

City Clerk's Office – 16000 N. Civic Center Plaza, Surprise, AZ. 85374, or email to:
clerk@surpriseaz.gov

Please note that applications are accepted on an open rolling basis and shall be maintained as an active application for future vacancies.

(week of 21st)

6:20 P.M.

Date/Time/Initials Received by Clerk's Office:

1-2-18

AS



City of Surprise

APPOINTMENT APPLICATION FOR ALL SURPRISE COMMISSIONS

Name: John Billcheck

Date Submitted: 12/19/2018

Resident of Surprise: ☒ Yes ☐ No Number of Years: 1

Board/Commission(s) you are applying for? Veterans, Disability, and Human Services Commission

Education: B.S. Computer Science, MBA

EMPLOYMENT BACKGROUND:

Present Employer/Position: U.S. Navy/SPAWAR - Systems Engineer, Small Business Owner

U.S. Navy Reserve - Commander/Executive Officer

Previous Employer(s)/Position (Last 5 Years):

U.S. Navy - recalled to Active Duty 2016-2017 - served as Operational Planner at USCENCOM

U.S. Navy/SPAWAR - Systems Engineer (2012-2016)

Special Qualifications (Include list of Surprise activities or organizations you have participated in and dates):

Veteran and local small business owner. Experience working on corporate boards.

(Continued on Reverse Side)

Do you currently serve, or have you previously served on any other City of Surprise Commissions? If yes, which one(s): No

Statement as to why you want to serve as a Commission Member for the City of Surprise:

I moved to Surprise, AZ earlier this year and I am looking for a way to get involved with the community.

As a Veteran, I understand the unique needs and concerns of Veterans in our community and I would like the opportunity to help our local Veterans as a member of the newly formed commission.

Additional Information/Comments:

I, John Billcheck certify that to the best of my knowledge, all information given herewith is true and correct. I understand that any falsification or misrepresentation of facts will be cause for dismissal from the position if I am appointed by the City Council.



Applicant's Signature

Please return to:

City Clerk's Office
16000 N. Civic Center Plaza
Surprise, AZ. 85374
623-222-1200

Please note that applications are accepted on an open rolling basis and shall be maintained as an active application for future vacancies.

Career Highlights: Over 20 years of management experience as a Naval Officer, Contractor, Government Civilian, and Business Consultant. 12 years of acquisition related experience providing Program/Project Management and Systems Engineering support to PEO C4I acquisition programs. 23-year career as a Naval Officer with 9.5 years on Active duty and 14 years as a Reservist with expertise in: Training, Aircraft Carrier Operations, and Joint Operations.

Education: MBA, San Diego State University, (Management), 2003
BS, Computer Science, North Carolina State University, 1995

Key Skills:

• Leadership • Management • Project Management • Program Management • Operations Management • Strategic Planning • Business Consulting • Risk Management	• Business Analysis • Data Analysis • Process Improvement • Acquisition • Systems Engineering • Requirements Development • Prototype Development • Testing	• Executive Briefings • Program Reviews • Training • Navy Instructor • Joint Military Operations • Operational Planning • Cross-functional teams • Team building
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Experience:

J&J Consulting and Billing Services LLC
CEO/Senior Business Consultant

2016 – Present

Co-own and operate a Medical Billing and consulting company that focuses on start-ups and small businesses.

- Built and led the executive team as the company expanded its service offerings to include Medical Billing and Medical Business consulting.
- Developed company strategy and responsible for business development and client management.
- Worked with several start-up companies to help write and review business plans, conduct industry/market analysis, evaluate financial projections, and develop strategies to grow their practice or business to the next level.

SPAWAR Systems Center Pacific, San Diego, CA
Systems Engineer/Project Manager

2009 – Present

June 2017 – Present

Provided Program Management and Systems Engineering support to a 4-year, \$200M effort to develop and demonstrate two multi-radio airborne communications pods.

- Conducted planning for and assisted in the execution of a complex, eight-month systems capability demonstration, involving multiple platforms, aircraft, and shore sites. During the demonstration, 29 flights and over 240 hours of testing were completed.
- Served as Deputy Project Manager during the demonstration and Acting Lead while the Project Manager was temporarily assigned to the Assistant Secretary of the Navy Staff.
- Developed executive level briefings to provide project status updates to PEO C4I, Senior Navy Leadership, and the Office of the Secretary of Defense (OSD).

Systems Engineer

June 2012 – May 2016

Served as the Systems Engineering Lead for a \$65M effort to develop a Navy prototype communications pod.

- Managed staff of four systems engineers and led Systems Engineering activities to support development, integration, and testing efforts for the prototype communications pod.
- Developed a Work Breakdown Structure (WBS) and an Integrated Master Schedule (IMS) to support pod development efforts.
- Developed executive level program status briefings and served on cross-functional and multi-command Integrated Product Teams (IPT).



CITY OF SURPRISE
Regular City Council Meeting

Council Meeting Date: March 16, 2021
Submitting Department: City Clerk
Staff Recommendations: None

Contact Person: Sherry Aguilar, City Clerk
District: Citywide

Consent: Yes Regular: No Public Hearing: No Report/Discussion: No

Agenda Wording:

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.

Motion:

I move to approve the meeting minutes.

Background:

Objective Analysis:

Policy Compliant:

Financial Impact:

Budget Impact:

FTE Impact:

ATTACHMENTS:

1. Special Meeting Minutes
 2. March 2 Work Session Minutes
 3. March 2 REG
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CITY OF SURPRISE
Special City Council Meeting Minutes
16000 North Civic Center Plaza
Surprise, AZ 85374

Friday, February 26, 2021 @ 4:00PM

Call To Order

Roll Call

Mayor Hall called to order the Special City Council Meeting of February 26, 2021 at 4:00 PM at Surprise City Hall Council Chambers, 16000 N Civic Center Plaza, Surprise, Arizona 85374. Also in attendance with Mayor Hall were Vice Mayor Duffy and Council Members Hastings, Judd, Winters and Cline. (Council Member Remley - absent)

Staff Present: City Manager, Michael Frazier; City Attorney, Robert Wingo and City Clerk, Sherry Aguilar.

Pledge of Allegiance

Call To The Public

Special City Council Meeting Agenda

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

Council Member Winters made the motion to recess the Special City Council Meeting and enter into executive session at 4:01 PM. Council Member Cline seconded the motion. Six yes votes, one absent (Remley), motion carried.

Executive Session

1. Consideration and action to recess into executive session for the purpose of discussion and consultation with the City Attorney for legal advice and to consider its position and instruct the City Attorney regarding the Council's position in matters related to the Circle City Water litigation pursuant to A.R.S. 38-431.03(A)(3) and (4).

Adjournment

Council Member Winters made the motion to adjourn the Special City Council Meeting of February 26, 2021 at 4:48 PM. Council Member Cline seconded the motion. Six yes votes, one absent (Remley), motion carried.

Skip Hall, Mayor

ATTEST:

Sherry Ann Aguilar, City Clerk, MMC

CERTIFICATION:

I, Sherry Ann Aguilar, City Clerk for the City of Surprise, Maricopa County, Arizona, do hereby verify that these are the true and correct minutes of the Special City Council Meeting of **Friday, February 26, 2021**.

Sherry Ann Aguilar, City Clerk, MMC

CITY OF SURPRISE
Regular City Council Work Session Minutes
16000 North Civic Center Plaza
Surprise, AZ 85374

Tuesday, March 2, 2021 @ 4:30PM

Call To Order

Roll Call

Mayor Hall called to order the Regular City Council Work Session of March 2, 2021 at 4:00 PM at Surprise City Hall Council Chambers, 16000 N Civic Center Plaza, Surprise, Arizona 85374. Also in attendance with Mayor Hall were Vice Mayor Duffy and Council Members Hastings, Remley, Judd, Winters and Cline.

Staff Present: City Manager, Michael Frazier; City Attorney, Robert Wingo and Deputy City Clerk, Linda Stevens.

Pledge of Allegiance

Call To The Public

Regular City Council Work Session Agenda

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

1. Presentation and discussion pertaining to the proposed City of Surprise Property Maintenance Ordinance - NO ACTION

Tiffany Copp, Assistant Community Development Director gave a powerpoint presentation on this item.

Topics included:

What is Code Enforcement?

What is PMO (Property Maintenance Ordinance)?

Background of the PMO and history

Internal and Public Engagement

Councilmember Judd asked for an explanation of an Inspection Warrant.

Ms. Copp gave an example of this and detailed the process.

Councilmember Winters asked if the HOA's are involved in this process?

Councilmember Hastings asked if we set a standard and the HOA's don't meet our standards, would this supersede? Why are we so late to this process?

Ms. Copp commented that this is correct. This has been a goal of ours, it is a timely process with public input.

Councilmember Remley commented that since 2007 we have had a code in place, but only available if someone came in to City Hall? Explain to me why this document has not been made available to our residents.

Community Development Director, Chris Boyd explained why this document is not online and that we would have to have permission and would not be cost effective.

Councilmember Judd asked if the person receiving the violation receives a copy of the violation, correct? Have some reservations about a certain section in the proposed document and asked for clarification.

Vice-Mayor Duffy commented that he is pleased with Code Enforcement and has directed residents to them directly. When this document is approved, how will this be made available to the HOA's? Will you meet with them to explain?

Councilmember Cline commented that in my district especially with seniors, they become overwhelmed with home issues due to aging, illness, etc., we need to help take care of our neighbors. I think this is important to have available as a tool for our residents.

Mayor Hall commented that he also lives in a senior community, it seems like if we see something that doesn't look right with the home, we need to call Code Enforcement to do an inspection.

Council Member Remley followed up with discussing property rights, do we as a government have a right to tell someone what to do with their property. Are we infringing with property rights?

Ms. Copp has worked closely with legal and do not see any issues with this.

Mayor Hall asked about commercial properties and litter, can this be enforced for some of our shopping centers and businesses?

Ms. Copp asked for specific businesses.

2. Presentation and discussion pertaining to citywide budgetary expenses - NO ACTION

Andrea Davis, Finance Director and Holly Osborn, Assistant Finance Director gave a powerpoint presentation on this item.

Topics Included:

Employee Costs compared to other Cities

Expenditure Limit

Contingency

Upcoming Calendar

* Budget Retreat

* Tentative Budget Adoption

* Final Budget Adoption

* Property Tax Levy Adoption

Councilmember Hastings thanked staff for their presentation. Transparency is important, is there a reason why this powerpoint was not available in the Council packet?

Ms. Davis commented that the deadline was missed, but the report was available on the calendar and sent to the Clerk's Office for the record.

Executive Session

Adjournment

Council Member Remley made the motion to adjourn the Regular City Council Work Session of March 2, 2021 at 5:21 PM. Council Member Hastings seconded the motion. Seven yes votes, motion carried.

Skip Hall, Mayor

ATTEST:

Sherry Ann Aguilar, City Clerk, MMC

CERTIFICATION:

I, Sherry Ann Aguilar, City Clerk for the City of Surprise, Maricopa County, Arizona, do hereby verify that these are the true and correct minutes of the Regular City Council Work Session of **Tuesday, March 2, 2021.**

Sherry Ann Aguilar, City Clerk, MMC

CITY OF SURPRISE
Regular City Council Meeting Minutes
16000 North Civic Center Plaza
Surprise, AZ 85374

Tuesday, March 2, 2021 @ 6:00PM

Call To Order

Invocation

Led by Art Herrera.

Roll Call

Mayor Hall called to order the Regular City Council Meeting of March 2, 2021 at 6:00 PM at Surprise City Hall Council Chambers, 16000 N Civic Center Plaza, Surprise, Arizona 85374. Also in attendance with Mayor Hall were Vice Mayor Judd and Council Members Winters, Cline, Duffy, Hastings and Remley.

Staff Present: City Manager, Michael Frazier; City Attorney, Robert Wingo and City Clerk, Sherry Ann Aguilar.

Pledge of Allegiance

Proclamation and Community Acknowledgements

City Manager Report

1. Reports

1. Recognition of the Community Development, Public Works, and Water Resource Management departments for achieving national accreditation through the American Public Works Association.

DCM, Mike Gent gave the introduction for this item.

City Clerk Report

1. Reports

Call To The Public

Melissa Langhor commented on the engineering of Sarival Road between Greenway Road and Bell Road. To date, 16 accidents that we are aware of, a vehicle crashed into our home, when my family was home. Again, it happened this weekend, crashed into our wall. This is our safety and the City needs to fix this.

Regular City Council Meeting Agenda

CONSENT AGENDA:

Vice Mayor Duffy made the motion to approve the consent agenda. Council Member Winters seconded the motion. Seven yes votes, motion carried.

2. Consideration and action on the minutes of the Regular City Council Work Session and Regular City Council Meeting of February 16, 2021 - APPROVED

3. Consideration and action pertaining to approval of an amendment to the Fiscal Year 2021 Budget by reallocating appropriations of \$184,900 from General Contingency to the Neighborhood Revitalization Fund, Project G51563, and increasing the Contract Awarding Authority List by increasing Tenant Based Rental Assistance to \$834,900; and approving an Intergovernmental Agreement with Maricopa County for 2020 HOME Program Funds; Resolution # 2021-07 - APPROVED

4. Consideration and action pertaining to the conditional acceptance of certain public utility improvements at Toll at Prasada, Phase II Unit P, generally located in the vicinity of West Greenwich Boulevard and West Hopkinton Street; Resolution # 2021-25 - APPROVED

5. Consideration and action pertaining to the conditional acceptance of public utility improvements at Toll at Prasada, Phase II Unit E, generally located in the vicinity of West Superior Boulevard and North Casa Dega Drive; Resolution # 2021-26 - APPROVED

6. Consideration and action pertaining to the conditional acceptance of certain public utility improvements at Fulton Homes Escalante – Parcel 1, generally located in the vicinity of North 161st Drive and West Montana del Oro Drive; Resolution # 2021-29 - APPROVED

7. Consideration and action pertaining to the conditional acceptance of certain public utility improvements at Fulton Homes Escalante – Parcel 3, generally located in the vicinity of North 163rd Avenue and West Asante Boulevard; Resolution # 2021-27 - APPROVED

8. Consideration and action pertaining to the conditional acceptance of certain public utility improvements at Fulton Homes Escalante – Parcel 4, generally located in the vicinity of North 161st Lane and West Questa Drive; Resolution #2021-28 - APPROVED

9. Consideration and action pertaining to approval of the Final Plat entitled, “Stonefield A Replat of Lot 1 of the Northwest Corner of Peoria Avenue & Reems Road”, dated January 13, 2021, an approximately 18.56 acre property located generally west of the northwestern corner of Reems Road and Peoria Avenue - APPROVED

10. Consideration and action pertaining to approval of the Final Plat entitled, “Hayden Farms”, an approximately 12.41 acre property generally located north of the northwest corner of Cotton Lane and Cactus Road - APPROVED

11. Consideration and action to vacate a portion of a public roadway (Deer Valley Road) Within Section 14, Township 4 North, Range 2 West, generally located west of Grand Avenue; Resolution #2021-30 - APPROVED

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

12. Consideration and action pertaining to the approval of the Master Final Plat entitled, “Toll at Prasada, Phase 2 Master Plat”, dated January 18, 2021, an approximately 383 acre property generally located on Peoria Avenue west of Cotton Lane - APPROVED

City Planner, Robert Kuhfuss gave a powerpoint presentation on this item.

Mayor Hall asked if this is part of the golf course area.

Mr. Kuhfuss - Part is tracks for the golf course and future development.

Vice Mayor Duffy - Does this put in the process of Cactus Road being done?

Mr. Kuhfuss - I don't have an answer for you this evening.

Mayor Hall - Eventually they are improving Cotton Lane, correct?

I will research this and get back to you.

Council Member Remley - Could you show us what this Master Plat looks like?

Mr. Kuhfuss showed a map outlining the area.

Vice Mayor Duffy made the motion to approve Master Final Plat Toll at Prasada phase 2 Master Plan. Council Member Hastings seconded the motion. Seven yes votes, motion carried.

13. Consideration and action pertaining to the Valk Properties Two LLC application for the Original Town Site Incentive Program to pay for the building permit, building plan review, and development impact fees in the amount of \$143,295.57 relating to the construction of Platinum Storage, generally located within the Original Town Site south of Bell Road and west of El Mirage Road - APPROVED

Council Member Hastings - we are going to use \$150,000. tax dollars to incentivize a storage facility to Surprise, what is this?

Community Development Director Boyd - Commented that we have certain criteria to meet for this funding. We can certainly bring an item back to examine this ordinance, but as it stands tonight, this particular item meets the criteria for the Original Townsite. He further commented that this is a reimbursement.

Council Member Hastings - This is not what we should be doing, this is a mistake.

Council Member Remley - Our Council passed the Original Townsite Revitalization Overlay which contained incentives to bring the OTS back to shape and commercial developments were reimbursable by the Council. This was approved by the Council.

Council Member Remley asked if the fees were paid already.

Mr. Boyd - Yes correct.

Council Member Judd - I agree with Council Member Hastings, we have 4 or 5 storage facilities going up here, it is not a great use of our land, I despise paying the taxpayers dollars to fund this? Do we have to vote on this? Can I vote no?

Council Member Cline made the motion to recess the Regular City Council Meeting and enter into E-Session at 6:22 PM, the Regular City Council Meeting reconvened meeting at 6:40 p.m.

Mr. Boyd gave a clear explanation that this is an administrative function and the applicant met all of the criteria for the incentive program.

Taylor Earl, Earl and Curley Law Firm, confirmed that the business will have meeting space and will be available to the public to rent.

Council Member Judd - Clarification that we as a body can only look at if they are a qualifying project? I would like to look at changing this ordinance.

Other Business and Future Agenda Items

City Council Reports

Mayor and Council attended and/or commented on the following:

Council Member Cline - Council Conversation - thanked staff for their assistance with the Resource Center, Commission Subcommittee meeting regarding interviews, 5 hour training and Bell West Ranch event.

Council Member Winters - No report

Council Member Judd - White Tanks Conservancy making progress moving forward; Meet and Greet this Saturday at Spencer's Place.

Council Member Hastings - Council Conversations with Mike Gent on Recycling Program; Ribbon Cuttings; Greater Phoenix Council Meeting; Chef Peter's tomorrow handing out meals; Meet and Greet next Saturday at Chef Peter's Bistro.

Council Member Remley - attended ribbon cutting embroidery company; complimented our facilities department for keeping our city hall courtyard fountains kept up.

Vice Mayor Duffy - Meet and Greet at Spencer's Place; thanks to the Recreation Dept., last game of flag football; Happy Birthday to my mother today, and sister tomorrow.

Mayor Hall - March 15th schedule appointments to have hazardous waste picked up from their homes, call Public Works Department.

Executive Session

Adjournment

Council Member Cline made the motion to adjourn the Regular City Council Meeting of March 2, 2021 at 6:59 PM. Council Member Winters seconded the motion. Seven yes votes, motion carried.

Skip Hall, Mayor

ATTEST:

Sherry Ann Aguilar, City Clerk, MMC

CERTIFICATION:

I, Sherry Ann Aguilar, City Clerk for the City of Surprise, Maricopa County, Arizona, do hereby verify that these are the true and correct minutes of the Regular City Council Meeting of **Tuesday, March 2, 2021.**



CITY OF SURPRISE
Regular City Council Meeting

Council Meeting Date: March 16, 2021
Submitting Department: City Clerk
Staff Recommendations: None

Contact Person: Sherry Aguilar, City Clerk
District: District 5

Consent: Yes Regular: No Public Hearing: No Report/Discussion: No

Agenda Wording:

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.

Motion:

I move 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.

Background:

Objective Analysis:

Policy Compliant:

Financial Impact:

Budget Impact:

FTE Impact:

ATTACHMENTS:

1. over easy az liq
 2. 14345 W Bell ste 102 liquor license
 3. Over Easy AZ Holdings LLC dba Over Easy_Memo to Clerk_20210224
 4. Over Easy Map
 5. OVER EASY REPORT
 6. Police Report Over Easy Mar '21
-

State of Arizona
Department of Liquor Licenses and Control

emailed to Surprise
2/19/2021
AP

Created 02/19/2021 @ 01:31:03 PM

Local Governing Body Report

LICENSE

* Number: Type: 012 RESTAURANT
Name: OVER EASY
State: Pending
Issue Date: Expiration Date:
Original Issue Date:
Location: 14345 W BELL ROAD
#102
SURPRISE, AZ 85374
USA
Mailing Address: PO BOX 2502
CHANDLER, AZ 85244
USA
Phone: (000)000-0000
Alt. Phone: (480)730-2675
Email: LIQUORLICENSE@AZLIC.COM

21 FEB 19 11:19 AM 131

AGENT

Name: JEFFREY CRAIG MILLER
Gender: Male
Correspondence Address: PO BOX 2502
CHANDLER, AZ 85244
USA
Phone: (480)730-2675
Alt. Phone:
Email: LIQUORLICENSE@AZLIC.COM

OWNER

Name: BELL RD CAFE LLC
Contact Name: JEFFREY CRAIG MILLER
Type: LIMITED LIABILITY COMPANY
AZ CC File Number: 23170205 State of Incorporation: AZ
Incorporation Date: 11/13/2021
Correspondence Address: PO BOX 2502
CHANDLER, AZ 85244
USA
Phone: (480)730-2675
Alt. Phone:
Email: LIQUORLICENSE@AZLIC.COM

AMENDMENT

Officers / Stockholders

#1358851
Miller, Jeffrey, Craig
Over Easy

Name:
OVER EASY AZ HOLDINGS LLC

Title:
MEMBER/STOCKHOLDER

% Interest:
100.00

OVER EASY AZ HOLDINGS LLC - MEMBER

Name: TIMOTHY SCOTT PACATTE
Gender: Male
Correspondence Address: PO BOX 2502
CHANDLER, AZ 85244
USA
Phone: (928)853-4810
Alt. Phone:
Email: TIM@PLATEDPROJECTS.COM

OVER EASY AZ HOLDINGS LLC - MEMBER

Name: JARED ANDREW FIELD
Gender: Male
Correspondence Address: PO BOX 2502
CHANDLER, AZ 85244
USA
Phone: (480)467-8526
Alt. Phone:
Email: JARED@PLATEDPROJECTS.COM

OVER EASY AZ HOLDINGS LLC - MEMBER

Name: TRIPLET EATS LLC
Contact Name: TRIPLET EATS LLC
Type: LIMITED LIABILITY COMPANY
AZ CC File Number: State of Incorporation: AZ
Incorporation Date:
Correspondence Address: PO BOX 2502
CHANDLER, AZ 85244
USA
Phone: (999)999-9999
Alt. Phone:
Email:

TRIPLET EATS LLC - Member, Stockholder

Name: JACOB CLAY WHITE
Gender: Male
Correspondence Address: PO BOX 2502
CHANDLER, AZ 85244
USA
Phone: (602)363-7993
Alt. Phone:
Email: JAKECWHITE@GMAIL.COM

OVER EASY AZ HOLDINGS LLC - MEMBER

Name: ERIC MATTHEW HUTCHENS
Gender: Male
Correspondence Address: PO BOX 2502
CHANDLER, AZ 85244
USA
Phone: (520)490-2491
Alt. Phone:
Email: EHUTCHENS@HUTCHCOMPANIES.COM

OVER EASY AZ HOLDINGS LLC - MANAGER- LLC

Name: RYAN MICHAEL FIELD
Gender: Male
Correspondence Address: PO BOX 2502
CHANDLER, AZ 85244
USA
Phone: (480)216-9767
Alt. Phone:
Email: RYAN@PLATEDPROJECTS.COM

BELL RD CAFE LLC - MEMBER/STOCKHOLDER

Name: OVER EASY AZ HOLDINGS LLC
Contact Name: JEFFREY CRAIG MILLER
Type: LIMITED LIABILITY COMPANY
AZ CC File Number: State of Incorporation:
Incorporation Date:
Correspondence Address: PO BOX 2502
CHANDLER, AZ 85244
USA
Phone: (480)730-2675
Alt. Phone:
Email: LIQUORLICENSE@AZLIC.COM

APPLICATION INFORMATION

Application Number: 138851
Application Type: New Application
Created Date: 02/17/2021



QUESTIONS & ANSWERS

012 Restaurant

- 1) Are you applying for an Interim Permit (INP)?
No
- 2) Are you one of the following? Please indicate below.
Property Tenant
Subtenant
Property Owner
Property Purchaser
Property Management Company
TENANT
- 3) Is there a penalty if lease is not fulfilled?
Yes
What is the penalty?
36 MONTH GUARANTEE
- 4) Is the Business located within the incorporated limits of the city or town of which it is located?
Yes
- 5) What is the total money borrowed for the business not including the lease?
Please list each amount owed to lenders/individuals.
OVER EASY AZ HOLDINGS LLC
4501 N 22ND ST #270 PHOENIX AZ 85016
\$200,000.00
- 6) Is there a drive through window on the premises?
No
- 7) If there is a patio please indicate contiguous or non-contiguous within 30 feet.
NONE
- 8) Is your licensed premises now closed due to construction, renovation or redesign or rebuild?
No



Surprise Fire-Medical Department
14250 W. Statler Plaza Ste. 101
Surprise, AZ 85374-7479
Phone: 623-222-5000
Fax: 623-222-5001



March 3, 2021

To: Sherry Ann Aguilar, City Clerk

From: Keith Tanner, Fire Marshal

Subject: Liquor License Application

Applicant: Over Easy
14345 W Bell Rd, #102
Surprise, AZ 85374

The Surprise Fire-Medical Department recently conducted a fire inspection at the above referenced location within the last 12 months to ensure compliance with the applicable fire codes within the tenant space and building. There are no known fire code violations at this time.

Therefore fire has no comment on the application at this time.

If you have any questions feel free to contact me.

Keith Tanner
Keith Tanner, Fire Marshal
Fire Prevention Division
Surprise Fire-Medical Department



Date: 02/24/2021

To: Sherry Aguilar, City Clerk
Linda Stevens, Deputy City Clerk
From: Stacie McQuarrie, Fiscal Support Specialist

RE: Liquor License Application – Over Easy – 14345 W Bell Rd #102

Business License Status:

Application notice to be mailed on 2/25/2021.

Mailing to:

Bell Rd Café LLC
Over Easy AZ Holdings LLC
Easy Over AZ LLC
Attn: Jeffrey C Miller
PO Box 2502
Chandler AZ 85244

RL-5. R1-5

OVER EASY

PAD
WEST POINT
TOWNE
CENTER

PAD
KINGSWOOD PARK / SUN VILLAGE

TOKYO JOE'S

SITE

PIEOLOGY
PIZZERIA

PAD
SURPRISE CENTER

PAD
WEST POINT
TOWNE
CENTER

PAD ORCHARDS

Date: March 8, 2021
To: Sherry Aguilar, City Clerk
From: Chris Boyd, Community Development Director
By: James Stewart, Zoning Specialist
Re: Liquor License Application for:

**Jeffrey Craig Miller
Over Easy
14345 W. Bell Road, #102
Surprise, Arizona 85374
Series 12 – Restaurant Job # 138821**

The number and series of licenses in close proximity to the subject site are:

1. Tokyo Joes (Series 12) – 14345 W. Bell Rd. #106
2. Pieology Pizzeria (Series 12) – 14345 W. Bell Rd. #100
3. Chef Peter's Bistro (Series 12) – 17300 N. Sun Village Parkway #D
4. Sun Village Community Association (Series 14) – 17300 N. Sun Village Parkway #A (Expired)
5. Pei Wei Asian Diner (Series 12) – 14551 W. Bell Rd. #113
6. Longhorn Steakhouse (Series 12) – 14127 W. Bell Rd.
7. Saigon Kitchen (Series 12) – 14071 W. Bell Rd.
8. Frank-N-Steins (Series 12) – 14071 W. Bell Rd. (Expired)
9. Carrabba's Italian Grill #5306 (Series 12) – 14043 W. Bell Rd.
10. Red Robin (Series 12) – 14015 W. Bell Rd.
11. New York Pizza Dept. (Series 12) – 13980 W. Bell Rd. #1
12. Circle K #2741641 (Series 10) – 13908 W. Bell Rd.
13. Buffalo Wild Wings Grill & Bar (Series 12) – 13882 W. Bell Rd.
14. Chipotle Mexican Grill #0898 (Series 12) – 13869 W. Bell Rd.
15. Rio Mirage Cafe (Series 12) – 13863 W. Bell Rd.
16. Irish Wolfhound Restaurant & Pub (Series 6) – 16811 N Litchfield Rd. #102 - 104

The immediate area is composed of commercial establishments. The property is zoned Surprise Center PAD which is consistent with the proposed use.

Residential population will most likely remain static. Commercial growth will likely continue to grow.

If managed properly, the effects of granting this liquor license on surrounding residences will be minimal. This license will have little to no affect on parking in the area. Staff believes that granting this liquor license will not directly impact the surrounding business and residential areas in a negative way.

S U R P R I S E P O L I C E D E P A R T M E N T
L I Q U O R L I C E N S E A P P L I C A T I O N R E V I E W

REFERENCE:

DATE: March 1, 2021

JOB NUMBER - 138821
Series #12 – New License/LLC

APPLICANT:

Over Easy

14345 W. Bell Road #102
Surprise, Arizona 85374

FINDINGS:

1) ***Evidence concerning the nature of the proposed business, its potential market and its likely customers.***

Over Easy is a new fast casual restaurant emphasizing in breakfast and brunch. Over Easy is replacing the previous “Mucho Burrito” who was in operations for approximately one year. The potential market for Over Easy should be customers of all ages from the general public. There is seating for 62 people inside the restaurant, with eight of those for a small designated bar area. There are also plans for additional seating in the outdoor patio.

2) ***Effect of vehicular traffic in close proximity.***

The addition of the restaurant and liquor license should have no great impact on traffic in the area. There are multiple ingress/egress points off Bell Road as well as Civic Center Drive, and lots of shared parking to the rear of the plazas and some parking in front as well.

3) ***The history for the past five years of liquor violations and reported criminal activity at the proposed premises provided that the applicant has received a detailed report of such activity at least 20 days before the hearing.***

There does not appear to have been any criminal activity at the previous tenant business, Mucho Burrito in the short time they were at this suite. There was a report of an assault at one of the other adjacent restaurants when a customer assaulted an employee. There have also been three DUI arrests in the In-N-Out private parking lot, over the past approximate years this plaza has been in existence.

4) ***Comparison of hours of operation of the proposed premises to the existing businesses in close proximity.***

The hours of operations will be from 6:30 AM to 2 PM every day. There are other eateries in two adjacent strip plazas including of Pieology (Series 12), Tokyo Joe’s (series 12 License), Menchie’s Frozen Yogurt, and Starbucks. The businesses all close around the same time, which is usually at 10 PM and 11 PM on Fridays and Saturdays. There is also a stand-alone Raising Cane’s Chicken fast food who is on west end of the plaza, which is open until midnight every night. The opposite end of the plaza has an In-N-Out Burger, which has a closing time at 1 AM during the week and 1:30 AM on Fridays and Saturdays.

5) ***Appropriateness of series license requested.***

A series 12 license is appropriate and applicable for Over Easy, per state guidelines for restaurants.

Submitted by Officer Chris Tovar #2059



CITY OF SURPRISE Regular City Council Meeting

Council Meeting Date: March 16, 2021 Contact Person: Joshua Mike
Submitting Department: Community Development District: District 3
Staff Recommendations: None

Consent: Yes Regular: No Public Hearing: No Report/Discussion: No

Agenda Wording:

Consideration and action pertaining to approval of the Final Plat entitled, “Toll at Prasada, Phase 1 Golf Re-plat” and dated November 24, 2020, an approximately 68.28 acre property generally located west of Cotton Lane between Peoria Avenue and Cactus Road.

Motion:

I move to approve the Final Plat entitled, “Toll at Prasada, Phase 1 Golf Re-Plat” and dated November 24, 2020.

Background:

The Phase 1 Onsite Infrastructure Plat for Toll at Prasada (Case FS18-290) was approved in January 2019, which included boundaries of the Golf Course and HOA maintained open space tracts. This re-plat intends to adjust the legal boundaries of the Golf Holes 8-12 to reflect the limits that were adjusted during construction.

Objective Analysis:

The adjustment of parcel boundaries within this re-plat reflect the proper use and limits for ownership and maintenance of the golf course and HOA owned open space tracts.

Policy Compliant:

The requested re-plat is consistent with the Prasada PAD and advances the goals and policies of the General Plan.

Financial Impact:

While this item does not have an immediate or direct financial impact, ongoing development activity in the City will inevitably have a future financial impact as additional resources are needed to provide City Services.

Budget Impact:

There is no anticipated budget impact related to this item.

FTE Impact:

There will be no impact on FTE or current staff levels.

ATTACHMENTS:

1. 00 FS20-773 Toll at Prasada Phase 1 Golf Re-Plat 3.16.21 CC Staff Report
 2. 01 FS20-773 Toll at Prasada Phase 1 Golf Replat Vicinity Map
 3. 02 FS20-773 Toll at Prasada Phase 1 Golf Replat Case Map
 4. 03 FS20-773 Toll at Prasada Phase 1 Golf Replat
 5. 04 FS20-773 Toll at Prasada Phase 1 Golf Replat Presentation
-

RE-PLAT

1	Case:	FS20-773	REPORT TO CITY COUNCIL
2			
3	Project Name:	Toll at Prasada Phase 1 Golf Re-Plat	
4			
5	Council District:	3 - Mesquite	
6			
7	City Council Date:	March 16, 2021	
8			
9	Planner:	Joshua Mike, AICP	
10			
11			
12	Owner:	Toll at Prasada, LLC.	
13			
14	Applicant:	Toll Brothers AZ Construction Co.	
15			
16	Request:	Re-Plat of a portion of the Prasada Phase 1 Onsite Infrastructure Plat	
17			
18	Site Location:	Generally located west of Cotton Lane, between Peoria Avenue and Cactus Road	
19			
20			
21	Site Size:	68.28 acres (approx.)	
22			
23	Density:	N/A	
24			
25	General Plan Conformance:	The proposal is consistent with the Surprise General Plan 2035	
26			
27	Support/Opposition:	None known	
28			
29	Findings:		
30		The proposed Re-Plat is consistent with the Prasada PAD.	
31		The proposed Re-Plat is consistent with the applicable City of Surprise regulations.	
32		The reviewing agencies have indicated no objections to the request.	
33			
34	Alternative Actions:	Approval of the requested Re-Plat will adjust certain parcel boundaries to reflect the defined use and limits of ownership for maintenance of the golf course and HOA owned open space tracts.	
35			
36			
37			
38		Denial of the requested Re-Plat will deny the applicant the adjustment of boundaries within the property as proposed.	
39			
40	<u>Additional Information:</u>		
41			

42 The City approved the Phase 1 Onsite Infrastructure Plat for Toll at Prasada (Case FS18-290) in
43 January 2019, which included boundaries of Golf Course and HOA maintained open space tracts.
44 This re-plat intends to adjust the legal boundaries of the Golf Holes 8-12 to reflect the limits that
45 were adjusted during construction.

46

47 **Attachments:**

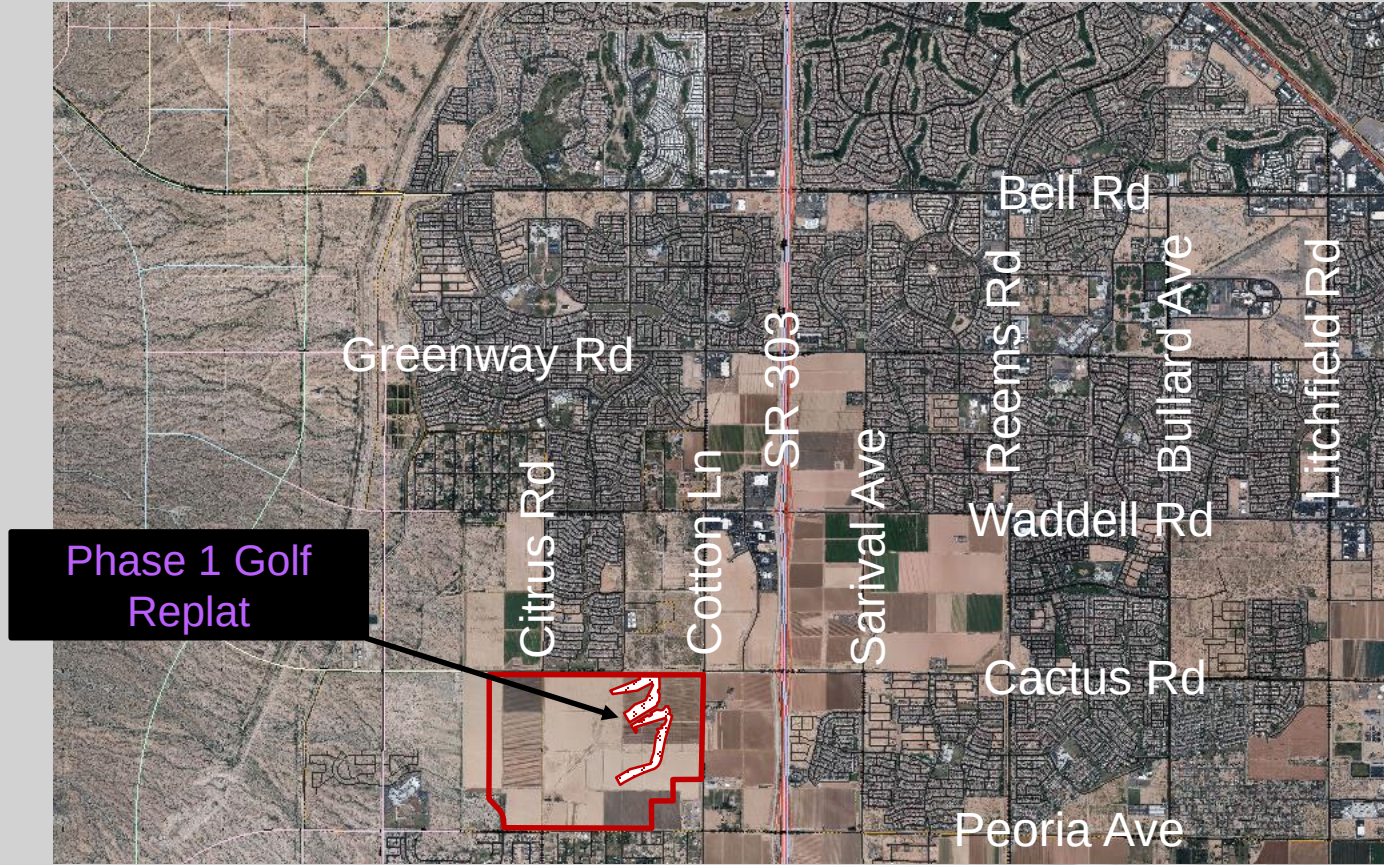
48

49 01 Vicinity Map

50 02 Case Map

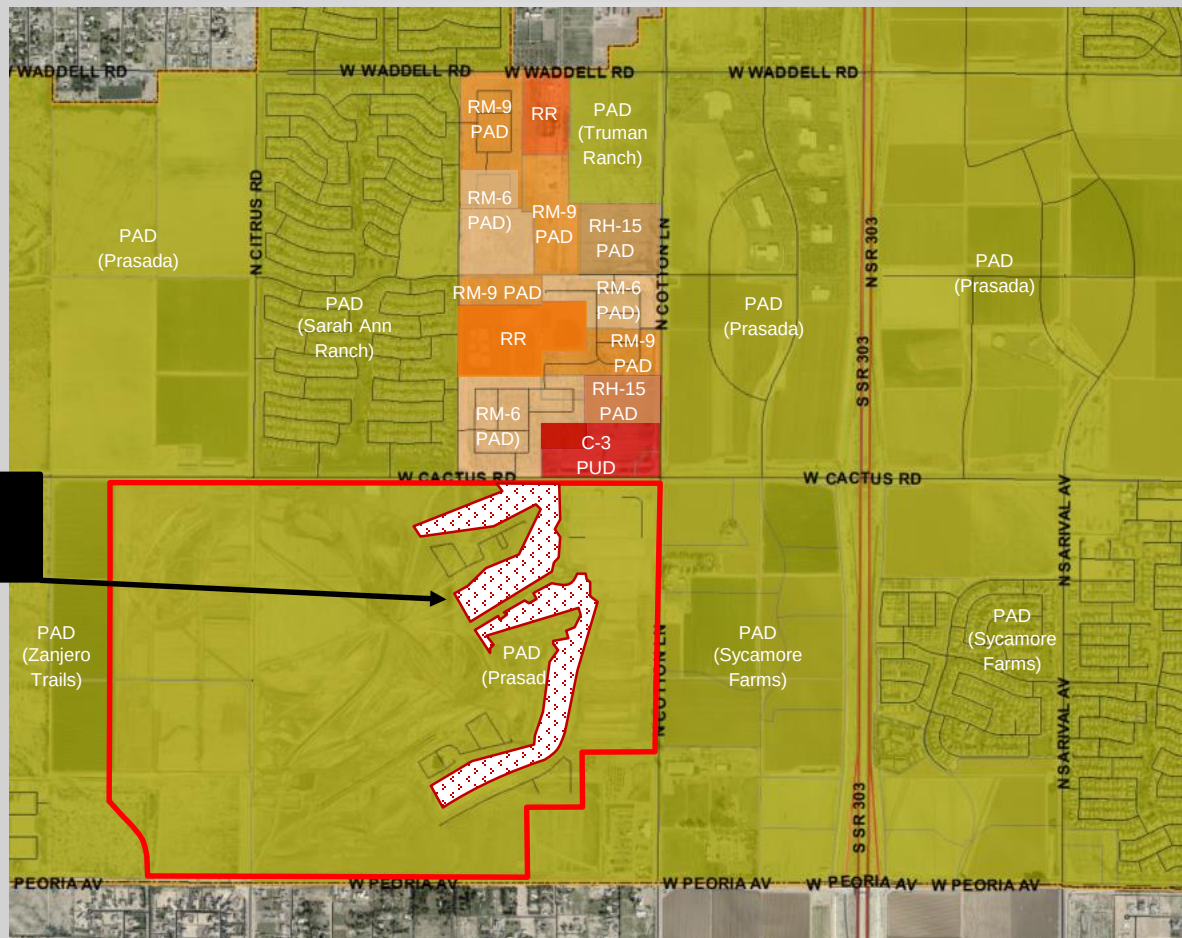
51 03 Final Plat

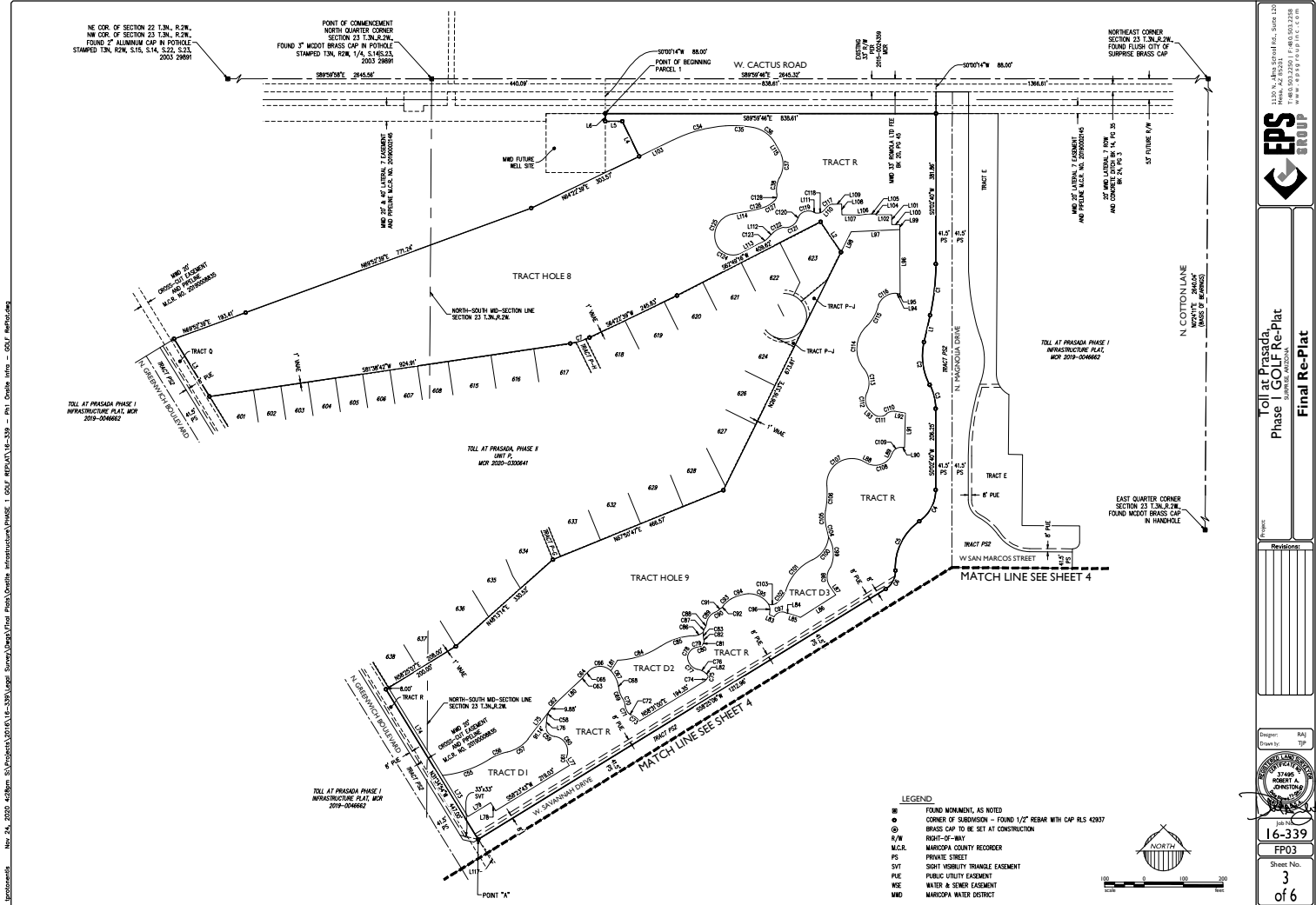
52 04 Presentation

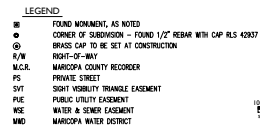


FS20-773 Vicinity Map

FS20-773 Case Map







A horizontal scale bar with alternating black and white segments. The numbers 100, 0, 100, and 200 are positioned above the bar. The word "feet" is at the right end. Below the bar, the word "scale" is written.

Job No. 16-339
FP05
Sheet No. 5 of 6

LEGAL DESCRIPTION A PORTION OF SECTION 23, TOWNSHIP 3 NORTH, RANGE 2 WEST OF THE CLAY AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT A 3" METRIC BRASS CAP AS FOLLOWS: AT THE NORTH QUARTER CORNER OF SAID SECTION 23, FROM WHICH A CITY OF SURPRISE BRASS CAP AT THE NORTHEAST CORNER OF SAID SECTION 23 BEARS SOUTH 89 DEGREES 59 MINUTES 45 SECONDS EAST, 2945.32 FEET; THENCE ALONG THE NORTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 23 SOUTH 89 DEGREES 59 MINUTES 45 SECONDS EAST, 440.59 FEET TO A POINT ON SAID NORTH LINE; THENCE, DEPARTING SAID NORTH LINE SOUTH 0 DEGREES 00 MINUTES 14 SECONDS WEST, 85.00 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF CACTUS ROAD AND THE POINT OF BEGINNING; THENCE ALONG SAID SOUTH RIGHT OF WAY LINE SOUTH 89 DEGREES 59 MINUTES 46 SECONDS EAST, 838.61 FEET; THENCE, DEPARTING SAID SOUTH RIGHT OF WAY LINE ALONG THE WEST RIGHT OF WAY LINE OF MAGNOLIA DRIVE SOUTH 0 DEGREES 00 MINUTES 40 SECONDS WEST, 30.86 FEET TO THE BEGINNING OF A CURVE, CONCAVE NORTHWEST, HAVING A RADIUS OF 588.00 FEET; THENCE, CONTINUING ALONG SAID WEST RIGHT OF WAY LINE SOUTH 12 DEGREES 48 MINUTES 12 SECONDS WEST, 69.62 FEET TO THE BEGINNING OF A CURVE, CONCAVE NORTHEAST, HAVING A RADIUS OF 156.50 FEET; THENCE, CONTINUING ALONG SAID WEST RIGHT OF WAY LINE SOUTHWESTERLY 132.14 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 12 DEGREES 48 MINUTES 44 SECONDS; THENCE, CONTINUING ALONG SAID WEST RIGHT OF WAY LINE SOUTHWESTERLY 132.14 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 41 DEGREES 01 MINUTES 58 SECONDS TO A POINT OF REVERSE CURVATURE OF A CURVE HAVING A RADIUS OF 127.00 FEET; THENCE, CONTINUING ALONG SAID WEST RIGHT OF WAY LINE SOUTHEASTERLY 82.87 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 28 DEGREES 15 MINUTES 17 SECONDS; THENCE, CONTINUING ALONG SAID WEST RIGHT OF WAY LINE SOUTH 0 DEGREES 00 MINUTES 40 SECONDS WEST, 204.25 FEET TO THE BEGINNING OF A CURVE, CONCAVE NORTHWEST, HAVING A RADIUS OF 97.50 FEET; THENCE, CONTINUING ALONG SAID WEST RIGHT OF WAY LINE SOUTHWESTERLY 83.21 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 54 DEGREES 46 MINUTES 36 SECONDS TO A POINT OF REVERSE CURVATURE OF A CURVE HAVING A RADIUS OF 183.50 FEET; THENCE, CONTINUING ALONG SAID WEST RIGHT OF WAY LINE SOUTHWESTERLY 144.84 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 57 DEGREES 49 MINUTES 31 SECONDS TO A POINT OF REVERSE CURVATURE OF A CURVE HAVING A RADIUS OF 52.00 FEET; THENCE, CONTINUING ALONG SAID WEST RIGHT OF WAY LINE TO THE NORTH RIGHT OF WAY LINE OF SAVANNAH DRIVE SOUTHEASTERLY 55.75 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 81 DEGREES 25 MINUTES 41 SECONDS; THENCE ALONG SAID NORTH RIGHT OF WAY LINE SOUTH 08 DEGREES 15 MINUTES 08 SECONDS WEST, 1222.06 FEET TO THE HEREBY REFERENCED POINT "A" AND A POINT ON THE EAST LINE OF TRACT B OF TOLL AT PRASADA, PHASE I ONSITE INFRASTRUCTURE PLAT AS RECORDED IN BOOK 1435 OF MAPS, PAGE 36, RECORDS OF MARICOPA COUNTY; THENCE ALONG SAID EAST LINE NORTH 31 DEGREES 34 MINUTES 34 SECONDS WEST, 447.00 FEET TO A POINT ON SAID EAST LINE; THENCE, DEPARTING SAID EAST LINE ALONG THE BOUNDARY LINE OF TOLL AT PRASADA, PHASE I UNIT P AS RECORDED IN BOOK 1519 OF MAPS, PAGE 18, RECORDS OF MARICOPA COUNTY SOUTH 58 DEGREES 25 MINUTES 07 SECONDS EAST, 208.00 FEET; THENCE, CONTINUING ALONG SAID BOUNDARY LINE NORTH 48 DEGREES 13 MINUTES 14 SECONDS EAST, 330.52 FEET; THENCE, CONTINUING ALONG SAID BOUNDARY LINE NORTH 67 DEGREES 10 MINUTES 47 SECONDS EAST, 486.07 FEET; THENCE, CONTINUING ALONG SAID BOUNDARY LINE NORTH 28 DEGREES 14 MINUTES 33 SECONDS EAST, 673.61 FEET; THENCE, CONTINUING ALONG SAID BOUNDARY LINE NORTH 33 DEGREES 43 MINUTES 02 SECONDS WEST, 92.72 FEET; THENCE, CONTINUING ALONG SAID BOUNDARY LINE SOUTH 42 DEGREES 49 MINUTES 16 SECONDS WEST, 409.62 FEET; THENCE, CONTINUING ALONG SAID BOUNDARY LINE SOUTH 64 DEGREES 22 MINUTES 39 SECONDS WEST, 245.83 FEET TO THE BEGINNING OF A CURVE, CONCAVE NORTHWEST, HAVING A RADIUS OF 180.00 FEET; THENCE, CONTINUING ALONG SAID BOUNDARY LINE SOUTHWESTERLY 51.21 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 16 DEGREES 18 MINUTES 54 SECONDS; THENCE, CONTINUING ALONG SAID BOUNDARY LINE ON A NON-TANGENT LINE SOUTH 81 DEGREES 35 MINUTES 42 SECONDS WEST, 504.91 FEET TO A POINT ON THE EAST LINE OF TRACT Q OF SAID TOLL AT PRASADA, PHASE I ONSITE INFRASTRUCTURE PLAT; THENCE ALONG SAID EAST LINE NORTH 31 DEGREES 34 MINUTES 34 SECONDS WEST, 171.81 FEET TO A POINT ON SAID EAST LINE; THENCE, DEPARTING SAID EAST LINE ALONG THE NORTH BOUNDARY LINE OF TRACT HOLE B OF SAID TOLL AT PRASADA, PHASE I ONSITE INFRASTRUCTURE PLAT NORTH 69 DEGREES 32 MINUTES 39 SECONDS EAST, 193.41 FEET; THENCE, CONTINUING ALONG SAID NORTH BOUNDARY LINE NORTH 69 DEGREES 32 MINUTES 39 SECONDS EAST, 771.24 FEET; THENCE, CONTINUING ALONG SAID NORTH BOUNDARY LINE NORTH 64 DEGREES 22 MINUTES 39 SECONDS EAST, 303.57 FEET TO THE WEST BOUNDARY LINE OF TRACT R OF SAID TOLL AT PRASADA, PHASE I ONSITE INFRASTRUCTURE PLAT; THENCE ALONG SAID WEST BOUNDARY LINE NORTH 25 DEGREES 43 MINUTES 54 SECONDS WEST, 98.49 FEET; THENCE, CONTINUING ALONG SAID WEST BOUNDARY LINE NORTH 89 DEGREES 59 MINUTES 46 SECONDS WEST, 43.30 FEET; THENCE ALONG SAID WEST BOUNDARY LINE NORTH 0 DEGREES 00 MINUTES 14 SECONDS EAST, 20.00 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF CACTUS ROAD AND THE POINT OF BEGINNING; CONTAINS 32.7239 ACRES, MORE OR LESS. TOGETHER WITH: COMMENCING AT AFORESAID POINT "A"; THENCE SOUTH 36 DEGREES 41 MINUTES 08 SECONDS EAST, 111.79 FEET TO A POINT ON THE SOUTH LINE OF TRACT F OF TOLL AT PRASADA, PHASE I ONSITE INFRASTRUCTURE PLAT AS RECORDED IN BOOK 1435 OF MAPS, PAGE 36, RECORDS OF MARICOPA COUNTY AND THE POINT OF BEGINNING; THENCE, DEPARTING SAID SOUTH LINE NORTH 58 DEGREES 25 MINUTES 08 SECONDS EAST, 333.69 FEET; THENCE SOUTH 29 DEGREES 52 MINUTES 04 SECONDS EAST, 43.59 FEET; THENCE NORTH 57 DEGREES 42 MINUTES 05 SECONDS EAST, 116.12 FEET; THENCE NORTH 31 DEGREES 34 MINUTES 34 SECONDS WEST, 421.12 FEET; THENCE NORTH 58 DEGREES 25 MINUTES 08 SECONDS EAST, 298.74 FEET; THENCE SOUTH 33 DEGREES 36 MINUTES 30 SECONDS EAST, 67.14 FEET; THENCE NORTH 59 DEGREES 03 MINUTES 00 SECONDS EAST, 143.40 FEET;	LEGAL DESCRIPTION CONTINUED THENCE NORTH 33 DEGREES 05 MINUTES 17 SECONDS WEST, 69.70 FEET; THENCE NORTH 58 DEGREES 25 MINUTES 08 SECONDS EAST, 298.12 FEET TO THE BEGINNING OF A NON-TANGENT CURVE, CONCAVE NORTHEAST, FROM WHICH THE RADIUS POINT BEARS NORTH 34 DEGREES 41 MINUTES 15 SECONDS EAST A DISTANCE OF 372.57 FEET; THENCE SOUTHEASTERLY 77.66 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 11 DEGREES 56 MINUTES 32 SECONDS TO THE BEGINNING OF A NON-TANGENT CURVE, CONCAVE NORTHWEST, FROM WHICH THE RADIUS POINT BEARS NORTH 19 DEGREES 32 MINUTES 51 SECONDS EAST A DISTANCE OF 365.20 FEET; THENCE SOUTHEASTERLY 106.56 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 23 DEGREES 27 MINUTES 50 SECONDS TO THE BEGINNING OF A NON-TANGENT CURVE, CONCAVE NORTHWEST, FROM WHICH THE RADIUS POINT BEARS NORTH 4 DEGREES 12 MINUTES 34 SECONDS WEST A DISTANCE OF 376.86 FEET; THENCE NORTHEASTERLY 145.10 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 38 DEGREES 20 MINUTES 12 SECONDS TO THE BEGINNING OF A NON-TANGENT CURVE, CONCAVE NORTHWEST, FROM WHICH THE RADIUS POINT BEARS NORTH 44 DEGREES 08 MINUTES 56 SECONDS WEST A DISTANCE OF 255.80 FEET; THENCE NORTHEASTERLY 74.73 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 13 DEGREES 33 MINUTES 28 SECONDS TO THE BEGINNING OF A NON-TANGENT CURVE, CONCAVE NORTHWEST, FROM WHICH THE RADIUS POINT BEARS NORTH 58 DEGREES 22 MINUTES 32 SECONDS WEST A DISTANCE OF 85.06 FEET; THENCE NORTHEASTERLY 51.61 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 38 DEGREES 25 MINUTES 46 SECONDS TO A POINT ON THE SOUTH LINE OF SAID TRACT F OF TOLL AT PRASADA, PHASE I ONSITE INFRASTRUCTURE PLAT; THENCE ALONG SAID SOUTH LINE TO THE EAST LINE OF SAID TRACT F ON A NON-TANGENT LINE SOUTH 89 DEGREES 35 MINUTES 49 SECONDS EAST, 94.00 FEET TO THE BEGINNING OF A CURVE, CONCAVE SOUTHWEST, HAVING A RADIUS OF 173.00 FEET; THENCE ALONG SAID EAST LINE TO A POINT ON THE EAST LINE OF TRACT G OF SAID TOLL AT PRASADA, PHASE I ONSITE INFRASTRUCTURE PLAT SOUTHEASTERLY 38.70 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 30 DEGREES 00 MINUTES 00 SECONDS; THENCE ALONG SAID EAST LINE SOUTH 0 DEGREES 00 MINUTES 11 SECONDS WEST, 11.64 FEET TO THE BEGINNING OF A CURVE, CONCAVE NORTHEAST, HAVING A RADIUS OF 54.00 FEET; THENCE, CONTINUING ALONG SAID EAST LINE SOUTHEASTERLY 91.11 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 90 DEGREES 00 MINUTES 00 SECONDS; THENCE, CONTINUING ALONG SAID EAST LINE SOUTH 89 DEGREES 30 MINUTES 49 SECONDS EAST, 4.00 FEET; THENCE, CONTINUING ALONG SAID EAST LINE SOUTH 0 DEGREES 00 MINUTES 11 SECONDS WEST, 192.00 FEET; THENCE, CONTINUING ALONG SAID EAST LINE SOUTH 44 DEGREES 03 MINUTES 45 SECONDS EAST, 85.39 FEET; THENCE, CONTINUING ALONG SAID EAST LINE SOUTH 18 DEGREES 08 MINUTES 08 SECONDS WEST, 186.74 FEET; THENCE, CONTINUING ALONG SAID EAST LINE, BEING CONCURRENT TO THE EAST LINE OF TRACT HOLE 11 OF SAID TOLL AT PRASADA, PHASE I ONSITE INFRASTRUCTURE PLAT SOUTH 14 DEGREES 34 MINUTES 03 SECONDS WEST, 70.28 FEET; THENCE ALONG SAID EAST LINE OF TRACT HOLE 11 SOUTH 14 DEGREES 43 MINUTES 33 SECONDS WEST, 30.89 FEET; THENCE, CONTINUING ALONG SAID EAST LINE SOUTH 8 DEGREES 25 MINUTES 08 SECONDS WEST, 68.83 FEET; THENCE, CONTINUING ALONG SAID EAST LINE, BEING CONCURRENT TO THE EAST LINE OF TRACT L OF SAID TOLL AT PRASADA, PHASE I ONSITE INFRASTRUCTURE PLAT SOUTH 17 DEGREES 08 MINUTES 36 SECONDS WEST, 133.12 FEET; THENCE, CONTINUING ALONG SAID EAST LINE SOUTH 17 DEGREES 45 MINUTES 34 SECONDS WEST, 38.97 FEET; THENCE, CONTINUING ALONG SAID EAST LINE SOUTH 72 DEGREES 14 MINUTES 26 SECONDS EAST, 4.00 FEET; THENCE, CONTINUING ALONG SAID EAST LINE SOUTH 17 DEGREES 45 MINUTES 34 SECONDS WEST, 87.06 FEET TO THE BEGINNING OF A CURVE, CONCAVE NORTHWEST, HAVING A RADIUS OF 375.00 FEET; THENCE, CONTINUING ALONG SAID EAST LINE SOUTHWESTERLY 127.28 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 18 DEGREES 38 MINUTES 49 SECONDS; THENCE, CONTINUING ALONG SAID EAST LINE ON A NON-TANGENT LINE SOUTH 39 DEGREES 30 MINUTES 02 SECONDS WEST, 30.02 FEET TO THE BEGINNING OF A NON-TANGENT CURVE, CONCAVE NORTHWEST, FROM WHICH THE RADIUS POINT BEARS NORTH 48 DEGREES 10 MINUTES 18 SECONDS WEST A DISTANCE OF 375.00 FEET; THENCE, CONTINUING ALONG SAID EAST LINE SOUTHWESTERLY 28.86 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 4 DEGREES 24 MINUTES 49 SECONDS TO THE EAST LINE OF TRACT HOLE 12 OF SAID TOLL AT PRASADA, PHASE I ONSITE INFRASTRUCTURE PLAT; THENCE, CONTINUING ALONG SAID EAST LINE SOUTH 46 DEGREES 12 MINUTES 31 SECONDS WEST, 137.15 FEET TO THE BEGINNING OF A CURVE, CONCAVE NORTHWEST, HAVING A RADIUS OF 375.00 FEET; THENCE, CONTINUING ALONG SAID EAST LINE SOUTHWESTERLY 130.45 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 19 DEGREES 55 MINUTES 51 SECONDS; THENCE, CONTINUING ALONG SAID EAST LINE ON A NON-TANGENT LINE SOUTH 68 DEGREES 08 MINUTES 46 SECONDS WEST, 388.03 FEET; THENCE, CONTINUING ALONG SAID EAST LINE SOUTH 68 DEGREES 08 MINUTES 00 SECONDS WEST, 442.52 FEET; THENCE, CONTINUING ALONG SAID EAST LINE SOUTH 60 DEGREES 12 MINUTES 11 SECONDS WEST, 548.11 FEET; THENCE, CONTINUING ALONG SAID EAST LINE SOUTH 58 DEGREES 25 MINUTES 08 SECONDS WEST, 26.82 FEET TO A POINT ON THE EAST LINE OF TRACT T OF SAID TOLL AT PRASADA, PHASE I ONSITE INFRASTRUCTURE PLAT; THENCE ALONG SAID EAST LINE NORTH 31 DEGREES 34 MINUTES 34 SECONDS WEST, 339.00 FEET TO A POINT ON THE SOUTH BOUNDARY LINE OF TOLL AT PRASADA, PHASE I UNIT E AS RECORDED IN BOOK 1519 OF MAPS, PAGE 17, RECORDS OF MARICOPA COUNTY; THENCE ALONG SAID SOUTH BOUNDARY LINE NORTH 58 DEGREES 25 MINUTES 08 SECONDS EAST, 584.54 FEET; THENCE, CONTINUING ALONG SAID SOUTH BOUNDARY LINE NORTH 54 DEGREES 03 MINUTES 14 SECONDS EAST, 284.83 FEET TO THE BEGINNING OF A NON-TANGENT CURVE, CONCAVE SOUTHWEST, FROM WHICH THE RADIUS POINT BEARS SOUTH 29 DEGREES 46 MINUTES 17 SECONDS EAST A DISTANCE OF 180.00 FEET; THENCE, CONTINUING ALONG SAID SOUTH BOUNDARY LINE NORTHEASTERLY 92.60 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 19 DEGREES 42 MINUTES 42 SECONDS; THENCE, CONTINUING ALONG SAID SOUTH BOUNDARY LINE NORTH 71 DEGREES 56 MINUTES 25 SECONDS EAST, 808.34 FEET; THENCE, CONTINUING ALONG SAID SOUTH BOUNDARY LINE, BEING CONCURRENT TO THE SOUTH BOUNDARY LINE OF TOLL AT PRASADA, PHASE I UNIT 1 AS RECORDED IN BOOK 1444 OF MAPS, PAGE 2, RECORDS OF MARICOPA COUNTY NORTH 7 DEGREES 14 MINUTES 10 SECONDS EAST, 127.07 FEET; THENCE, CONTINUING ALONG SAID SOUTH BOUNDARY LINE NORTH 17 DEGREES 45 MINUTES 34 SECONDS EAST, 360.50 FEET; THENCE, CONTINUING ALONG SAID SOUTH BOUNDARY LINE NORTH 8 DEGREES 42 MINUTES 26 SECONDS EAST, 204.06 FEET; THENCE, CONTINUING ALONG SAID SOUTH BOUNDARY LINE NORTH 11 DEGREES 07 MINUTES 21 SECONDS EAST, 18.00 FEET; THENCE, CONTINUING ALONG SAID SOUTH BOUNDARY LINE NORTH 05 DEGREES 55 MINUTES 20 SECONDS EAST, 418.57 FEET; THENCE, CONTINUING ALONG SAID SOUTH BOUNDARY LINE NORTH 22 DEGREES 56 MINUTES 13 SECONDS EAST, 64.90 FEET;	LEGAL DESCRIPTION CONTINUED THENCE, CONTINUING ALONG SAID SOUTH BOUNDARY LINE NORTH 33 DEGREES 21 MINUTES 30 SECONDS EAST, 144.45 FEET; THENCE, DEPARTING SAID SOUTH BOUNDARY LINE NORTH 42 DEGREES 24 MINUTES 41 SECONDS WEST, 108.00 FEET; THENCE NORTH 36 DEGREES 00 MINUTES 33 SECONDS EAST, 42.42 FEET; THENCE NORTH 74 DEGREES 24 MINUTES 13 SECONDS EAST, 180.00 FEET; THENCE NORTH 15 DEGREES 35 MINUTES 47 SECONDS WEST, 97.00 FEET; THENCE NORTH 74 DEGREES 24 MINUTES 13 SECONDS EAST, 73.87 FEET TO THE BEGINNING OF A CURVE, CONCAVE NORTHWEST, HAVING A RADIUS OF 68.00 FEET TO A POINT ON THE EAST BOUNDARY LINE OF SAID TOLL AT PRASADA, PHASE I UNIT E; THENCE ALONG SAID EAST BOUNDARY LINE NORTHEASTERLY 80.37 FEET ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 69 DEGREES 46 MINUTES 18 SECONDS; THENCE, CONTINUING ALONG SAID EAST BOUNDARY LINE ON A NON-TANGENT LINE NORTH 33 DEGREES 21 MINUTES 30 SECONDS EAST, 154.50 FEET; THENCE, CONTINUING ALONG SAID EAST BOUNDARY LINE NORTH 15 DEGREES 35 MINUTES 47 SECONDS WEST, 104.57 FEET TO THE NORTH BOUNDARY LINE OF SAID TOLL AT PRASADA, PHASE I UNIT D; THENCE ALONG SAID NORTH BOUNDARY LINE SOUTH 74 DEGREES 24 MINUTES 13 SECONDS WEST, 250.00 FEET; THENCE, CONTINUING ALONG SAID NORTH BOUNDARY LINE SOUTH 15 DEGREES 35 MINUTES 47 SECONDS EAST, 15.00 FEET; THENCE, CONTINUING ALONG SAID NORTH BOUNDARY LINE SOUTH 74 DEGREES 24 MINUTES 13 SECONDS WEST, 107.00 FEET; THENCE, CONTINUING ALONG SAID NORTH BOUNDARY LINE NORTH 15 DEGREES 35 MINUTES 47 SECONDS WEST, 15.50 FEET; THENCE, CONTINUING ALONG SAID NORTH BOUNDARY LINE SOUTH 74 DEGREES 24 MINUTES 13 SECONDS WEST, 123.67 FEET; THENCE, CONTINUING ALONG SAID NORTH BOUNDARY LINE NORTH 03 DEGREES 03 MINUTES 10 SECONDS EAST, 11.58 FEET; THENCE, CONTINUING ALONG SAID NORTH BOUNDARY LINE SOUTH 71 DEGREES 56 MINUTES 50 SECONDS WEST, 70.50 FEET; THENCE, CONTINUING ALONG SAID NORTH BOUNDARY LINE SOUTH 72 DEGREES 14 MINUTES 03 SECONDS WEST, 98.86 FEET; THENCE, CONTINUING ALONG SAID NORTH BOUNDARY LINE SOUTH 71 DEGREES 56 MINUTES 50 SECONDS WEST, 70.50 FEET; THENCE, CONTINUING ALONG SAID NORTH BOUNDARY LINE NORTH 17 DEGREES 00 MINUTES 00 SECONDS WEST, 10.00 FEET; THENCE, CONTINUING ALONG SAID NORTH BOUNDARY LINE SOUTH 71 DEGREES 56 MINUTES 50 SECONDS WEST, 120.15 FEET; THENCE, CONTINUING ALONG SAID NORTH BOUNDARY LINE SOUTH 18 DEGREES 03 MINUTES 10 SECONDS EAST, 10.50 FEET; THENCE, CONTINUING ALONG SAID NORTH BOUNDARY LINE SOUTH 71 DEGREES 56 MINUTES 50 SECONDS WEST, 70.50 FEET; THENCE, CONTINUING ALONG SAID NORTH BOUNDARY LINE SOUTH 71 DEGREES 56 MINUTES 43 SECONDS WEST, 94.86 FEET; THENCE, CONTINUING ALONG SAID NORTH BOUNDARY LINE SOUTH 71 DEGREES 56 MINUTES 50 SECONDS WEST, 70.50 FEET; THENCE, CONTINUING ALONG SAID NORTH BOUNDARY LINE NORTH 18 DEGREES 00 MINUTES 00 SECONDS WEST, 10.50 FEET; THENCE, CONTINUING ALONG SAID NORTH BOUNDARY LINE SOUTH 18 DEGREES 00 MINUTES 00 SECONDS WEST, 120.89 FEET; THENCE, CONTINUING ALONG SAID NORTH BOUNDARY LINE SOUTH 18 DEGREES 00 MINUTES 00 SECONDS WEST, 10.50 FEET; THENCE, CONTINUING ALONG SAID NORTH BOUNDARY LINE SOUTH 71 DEGREES 56 MINUTES 50 SECONDS WEST, 70.50 FEET TO A POINT ON THE WEST BOUNDARY LINE OF SAID TOLL AT PRASADA, PHASE I UNIT E; THENCE ALONG SAID WEST BOUNDARY LINE SOUTH 18 DEGREES 00 MINUTES 00 SECONDS EAST, 130.00 FEET; THENCE, CONTINUING ALONG SAID WEST BOUNDARY LINE SOUTH 18 DEGREES 00 MINUTES 00 SECONDS WEST, 37.52 FEET; THENCE, CONTINUING ALONG SAID WEST BOUNDARY LINE NORTH 18 DEGREES 03 MINUTES 10 SECONDS EAST, 85.85 FEET TO A POINT ON THE EAST LINE OF TRACT F OF SAID TOLL AT PRASADA, PHASE I ONSITE INFRASTRUCTURE PLAT; THENCE ALONG SAID EAST LINE NORTH 31 DEGREES 34 MINUTES 34 SECONDS WEST, 382.52 FEET TO A POINT ON THE SOUTH LINE OF SAID TRACT F AND THE POINT OF BEGINNING; CONTAINS 35.8589 ACRES, MORE OR LESS.

1150 N. Alma Street, Suite 120
Phoenix, AZ 85003-2250 | P: 480.503.2258
www.gpsgroupinc.com

GPS GROUP

Toll at Prasada
Phase I
GOLF Re-Plat
FINAL RE-PLAT
ARIZONA

Final Re-Plat

Project: **16-339**

Revised: **FP06**

Sheet No.: **6**

of **6**

Prepared by: **Robert A. Johnston**

Checked by: **Robert A. Johnston**

Drawn by: **Robert A. Johnston**

Scale: **AS SHOWN**

Job No.: **16-339**

Sheet No.: **FP06**

of **6**

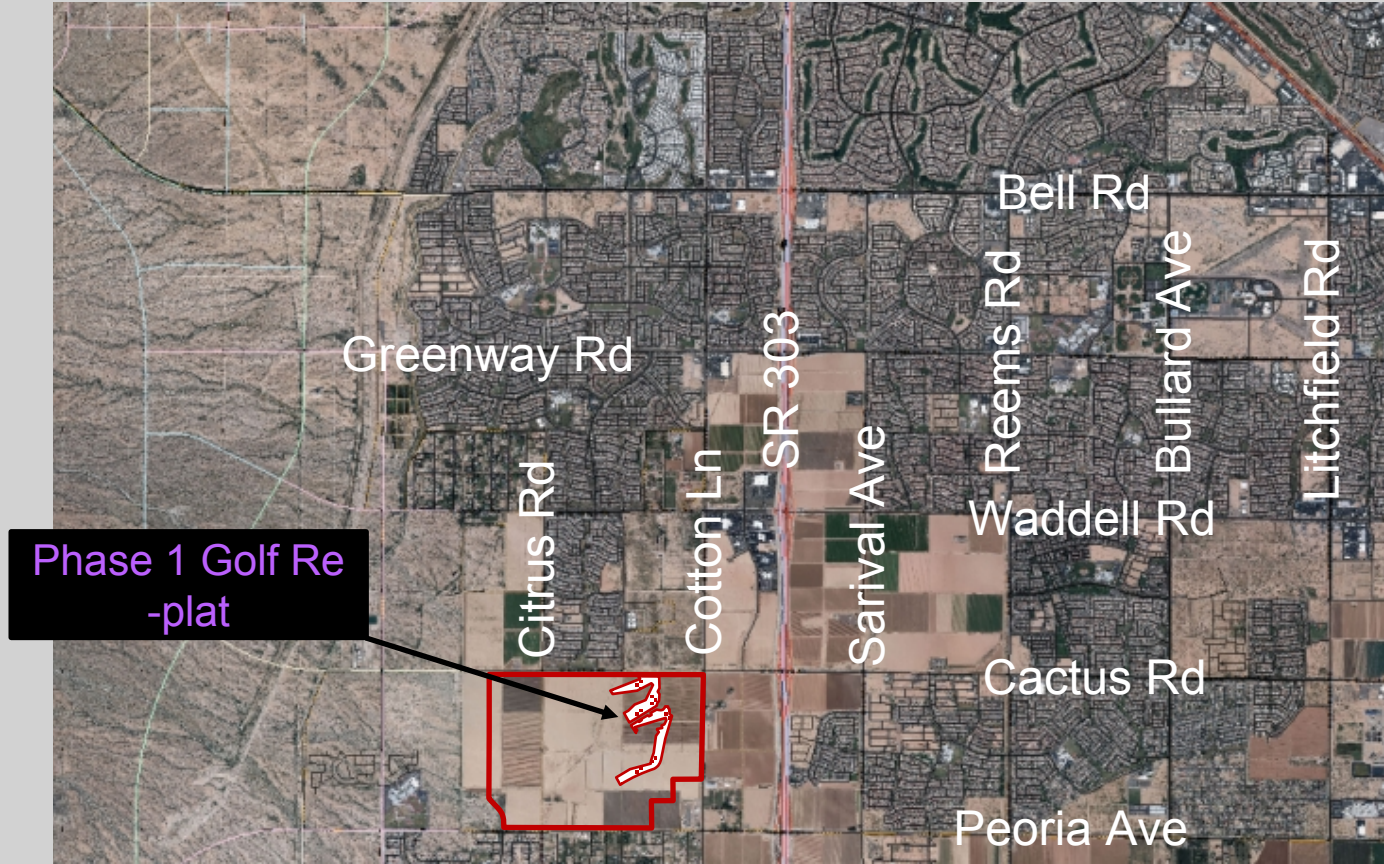
Page 56 of 168



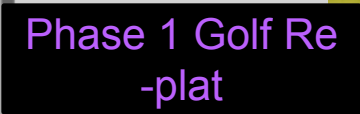
March 16, 2021 City Council

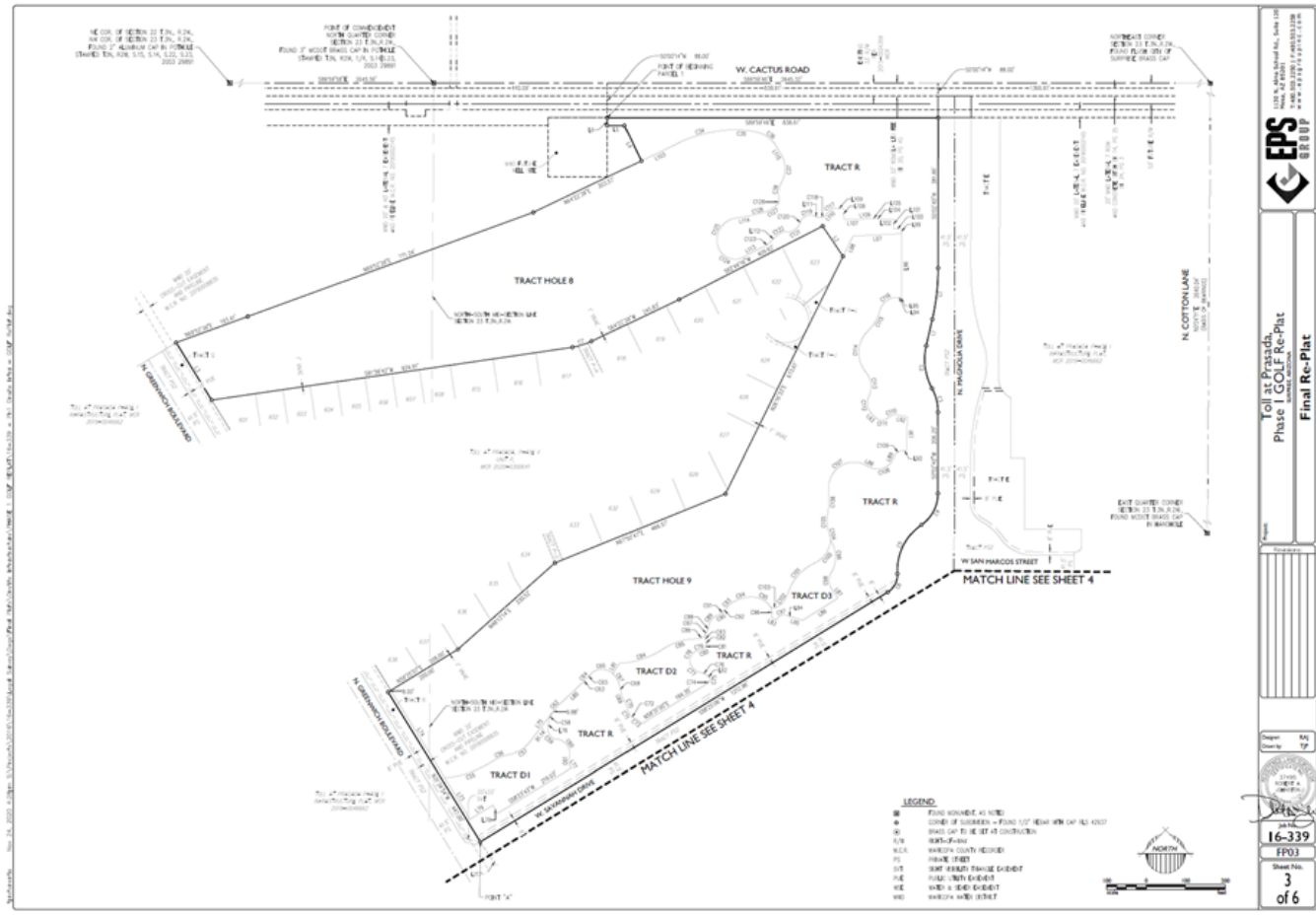
Toll at Prasada

FS20-773 Prasada Phase 1 Golf Re-plat



FS20-773 Vicinity Map





FS20-773

Toll at Prasada

Phase 1 Golf Re-plat



QUESTIONS OR COMMENTS?

Thank You



CITY OF SURPRISE
Regular City Council Meeting

Council Meeting Date: March 16, 2021 Contact Person: Lloyd Abrams
Submitting Department: Community Development District: District 5
Staff Recommendations: None

Consent: Yes Regular: No Public Hearing: No Report/Discussion: No

Agenda Wording:

Consideration and action to approve a grant of Utility Easement to APS at the Ready and Evidence Building near 134th Drive and Westgate.

Motion:

I move to approve the grant a certain Utility Easement to APS.

Background:

The easement is needed in association with Capital Improvement Project P31030 for the joint Public Safety Evidence and Readiness Center. The Easement will bring power to the new facility.

Objective Analysis:

The Easement is needed to complete the Capital Improvement Project.

Policy Compliant:

Approval of this item is policy compliant.

Financial Impact:

While this item does not have an immediate or direct financial impact, ongoing development activity in the City will inevitably have a future financial impact as additional resources are needed to provide city services.

Budget Impact:

There is currently no budgetary impact related to approval of this item.

FTE Impact:

This item does not have an impact on current staff levels.

ATTACHMENTS:

1. WA555326 EASEMENT
 2. WA555326 503-66-024 LEGAL & EXHIBIT V2
 3. APS Easement Ready and Evidence Location Map
-

SE 34 4N 1W
33.641627, -112.349038
APN 503-66-024
CCW-21-01
WA555326
SER JGF

UTILITY EASEMENT

THE CITY OF SURPRISE, a municipal corporation in the State of Arizona, (hereinafter called "Grantor"), is the owner of the following described real property located in Maricopa County, Arizona (hereinafter called "Grantor's Property"):

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

Grantor, for and in consideration of One Dollar (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged, does hereby grant and convey to **ARIZONA PUBLIC SERVICE COMPANY**, an Arizona corporation, (hereinafter called "Grantee"), and to its successors and assigns, a non-exclusive right, privilege, and easement at locations and elevations, in, upon, over, under, through and across, a portion of Grantor's Property described as follows (herein called the "Easement Premises"):

SEE EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF

Grantee is hereby granted the right within the Easement Premises to: construct, reconstruct, replace, repair, operate and maintain electrical lines, together with appurtenant facilities and fixtures for use in connection therewith, for the transmission and distribution of electricity to, through, across, and beyond Grantor's Property; install, operate and maintain telecommunication wires, cables, conduits, fixtures and facilities incidental to supplying electricity or for Grantee's own use (said electrical and telecommunication lines, facilities and fixtures collectively herein called "Grantee Facilities"); utilize the Easement Premises for all other purposes connected therewith; and permit the installation of the wires, fixtures, conduits, or cables of any other company.

Grantee is hereby granted the right, but not the obligation, to trim, prune, cut, and clear away trees, brush, shrubs, or other vegetation on, or adjacent to, the Easement Premises whenever in Grantee's judgment the same shall be necessary for the convenient and safe exercise of the rights herein granted.

Grantee shall at all times have the right of full and free ingress and egress to and along the Easement Premises for the purposes herein specified.

Grantor shall maintain clear areas that extend: 1) 3 feet from and around all edges of all switching cabinet pads and 2 feet from and around all edges of all transformer pads and other equipment pads, and 2) a clear operational area that extends 10 feet immediately in front of all transformer, switching cabinet and other equipment openings, and 3) a 6 feet by 6 feet hot-stick operating area off the front left corner of all transformers. No obstructions, trees, shrubs, large landscape rocks, fences, fixtures, or permanent structures shall be placed by Grantor within said clear areas; nor shall Grantor install landscape irrigation or sprinkler systems within said clear areas. Landscape irrigation or sprinkler systems installed adjacent to the clear areas shall be installed and maintained so that the transformers, switching cabinets or any other equipment do not get wet by spray or irrigation.

Grantor shall not locate, erect or construct, or permit to be located, erected or constructed, any building or other structure or drill any well within the limits of the Easement Premises; nor shall Grantor plant or permit to be planted any trees within the limits of the Easement Premises without the prior written consent of Grantee. However, Grantor reserves the right to use the Easement Premises for purposes that are not inconsistent with Grantee's easement rights herein conveyed and which do not interfere with or endanger any of the Grantee Facilities, including, without limitation, granting others the right to use all or portions of the Easement Premises for utility or roadway purposes and constructing improvements within the Easement Premises such as paving, sidewalks, landscaping, and curbing. Notwithstanding the foregoing, Grantor shall not have the right to lower by more than one foot or raise by more than two feet the surface grade of the Easement Premises, and in no event shall a change in the grade compromise Grantee's minimum cover requirements or interfere with Grantee's operation, maintenance or repair.

By accepting and utilizing this easement, Grantee agrees that following any installation, excavation, maintenance, repair, or other work by Grantee within the Easement Premises, the affected area will be restored by Grantee to as close to original condition as is reasonably practicable, at the expense of Grantee; and that Grantee shall indemnify Grantor, to the extent required by law, for any loss, cost or damage incurred by Grantor as a result of any negligent installation, excavation, maintenance, repair or other work performed by Grantee within the Easement Premises.

The easement granted herein shall not be deemed abandoned except upon Grantee's execution and recording of a formal instrument abandoning the easement.

The covenants and provisions herein set forth shall extend and inure in favor and to the benefit of, and shall be binding on the heirs, administrators, executors, successors in ownership and estate, assigns and lessees of Grantor and Grantee.

EXHIBIT “A”

LEGAL DESCRIPTION OF GRANTOR’S PROPERTY (DOC. #2000-0478046 M.C.R.)

**LOT 7G, RESUBDIVISION OF SUN CITY WEST – COMMERCE PARK, BOOK 536 OF MAPS,
PAGE 27, OFFICIAL RECORDS OF THE COUNTY RECORDER, MARICOPA COUNTY, ARIZONA.**

EXHIBIT "B"

ARIZONA PUBLIC SERVICE JOB #WA555326

A Utility Easement situated within the Southeast quarter of Section 34, Township 4 North, Range 1 West of the Gila and Salt River Meridian, Maricopa County, Arizona, more particularly described as follows:

COMMENCING at the most Northeasterly corner of Lot 7G, RESUBDIVISION OF SUN CITY WEST - COMMERCE PARK, according to the plat of record in the office of the County Recorder of Maricopa County, Arizona, recorded in Book 536 of Maps, page 27, from which the Southeast corner of said Lot 7G bears South 00 degrees 09 minutes 39 seconds East, a distance of 719.27 feet (basis of bearing);

THENCE South 00 degrees 09 minutes 39 seconds East, along the East line of said Lot 7G, a distance of 168.72;

THENCE departing the East line of said Lot 7G, South 89 degrees 50 minutes 21 seconds West, a distance of 24.12 feet to the POINT OF BEGINNING of this Utility Easement description;

THENCE South 00 degrees 00 minutes 13 seconds West, a distance of 79.02 feet;

THENCE South 44 degrees 45 minutes 03 seconds West, a distance of 51.62 feet;

THENCE South 00 degrees 00 minutes 00 seconds East, a distance of 11.36 feet;

THENCE North 90 degrees 00 minutes 00 seconds West, a distance of 15.33 feet;

THENCE North 00 degrees 00 minutes 00 seconds East, a distance of 18.25 feet;

THENCE North 90 degrees 00 minutes 00 seconds East, a distance of 10.89 feet;

THENCE North 44 degrees 45 minutes 03 seconds East, a distance of 46.55 feet;

THENCE North 00 degrees 00 minutes 13 seconds East, a distance of 72.13 feet;

THENCE North 48 degrees 23 minutes 47 seconds West, a distance of 17.99 feet;

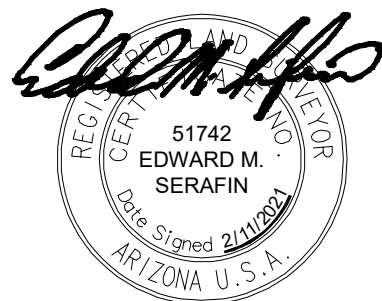
THENCE North 89 degrees 59 minutes 47 seconds West, a distance of 223.32 feet to the easterly line of an existing APS Utility Easement according to document #2008-0548336 records of the Maricopa County Recorder;

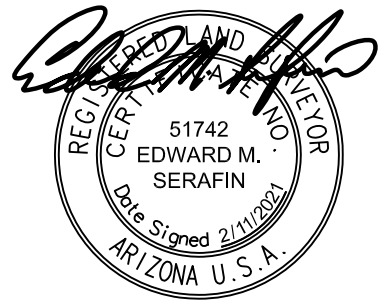
THENCE North 12 degrees 02 minutes 55 seconds West, along the easterly line of said existing APS Utility Easement, a distance of 8.18 feet;

THENCE departing the easterly line of said existing APS Utility Easement, South 89 degrees 59 minutes 47 seconds East, a distance of 228.07 feet;

THENCE South 48 degrees 23 minutes 47 seconds East, a distance of 24.62 feet to the POINT OF BEGINNING.

Contains an area of 3237.74 square feet or 0.0743 acres, more or less.





LINE TABLE		
LINE	BEARING	DISTANCE
L1	S89°50'21"W	24.12'
L2	S00°00'13"W	79.02'
L3	S44°45'03"W	51.62'
L4	S00°00'00"E	11.36'
L5	N90°00'00"W	15.33'
L6	N00°00'00"E	18.25'
L7	N90°00'00"E	10.89'
L8	N44°45'03"E	46.55'
L9	N00°00'13"E	72.13'
L10	N48°23'47"W	17.99'
L11	N89°59'47"W	223.32'
L12	N12°02'55"W	8.18'
L13	S89°59'47"E	228.07'
L14	S48°23'47"E	24.62'

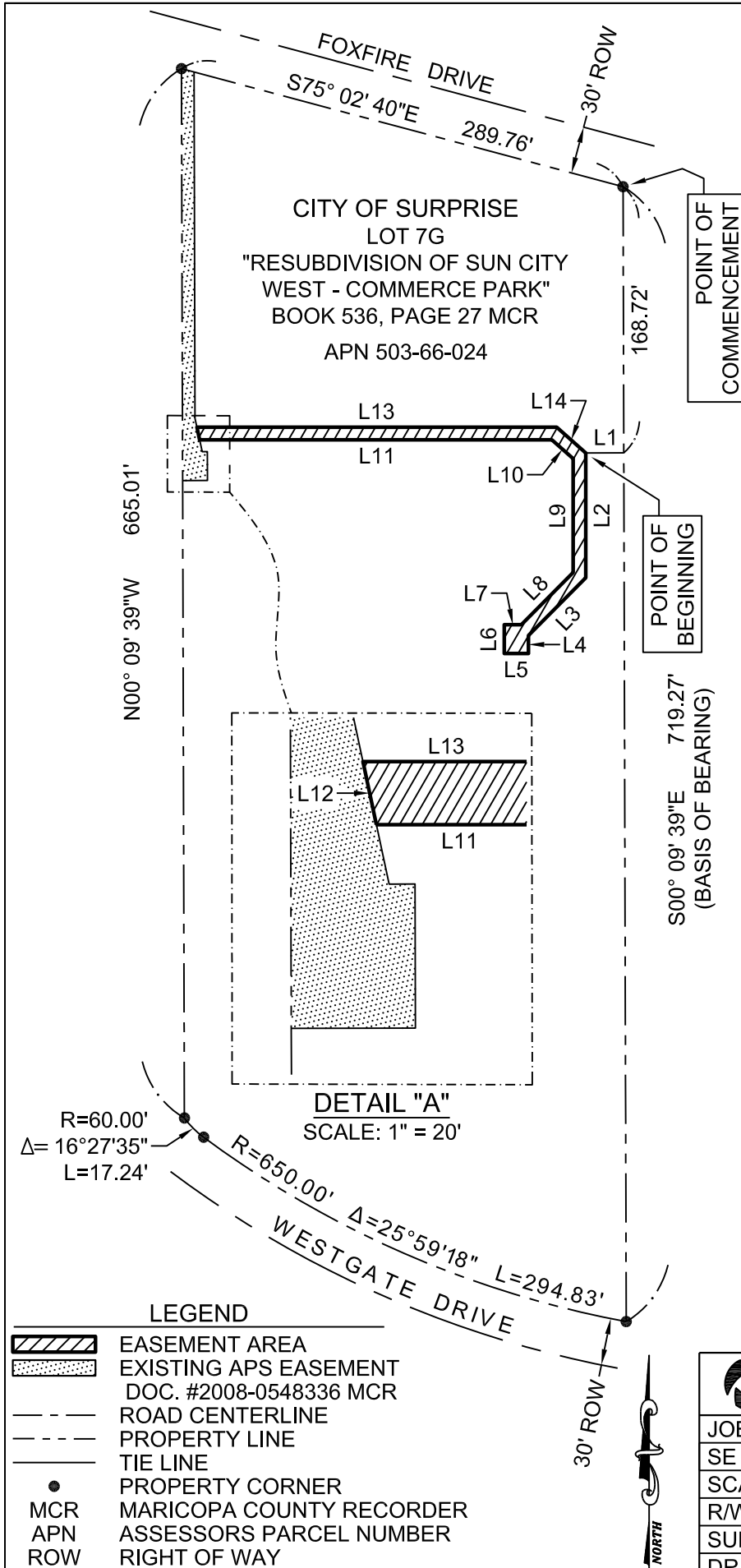


	EXHIBIT "B"
JOB # WA555326	DATE: 2/11/2021 V2
SE 1/4 SEC 34 T4N R1W	
SCALE: 1" = 100'	INDEX: CCW-21-01
R/W: S. REVORD	
SURVEY: O. FLORES	
DRAWN BY: E. SERAFIN	SHEET 2 OF 2



Location of the APS Utility Easement
at the Ready and Evidence Building



CITY OF SURPRISE Regular City Council Meeting

Council Meeting Date: March 16, 2021

Contact Person: Geoffrey Leggett, Interim Chief of Police

Submitting Department: Police

District: Citywide

Staff Recommendations: None

Consent: Yes

Regular: No

Public Hearing: No

Report/Discussion: No

Agenda Wording:

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.

Motion:

I move to approve Resolution #2021-17.

Background:

After due deliberation and discussion, the West Valley Police Chiefs organization saw the need for the agencies to come together and provide investigative resources to other agencies that are involved in a critical incident. One of the common elements from this past year's unrest has been the concern over an agency investigating its own employees who are involved in a critical incident. Here in Arizona it is often difficult to ensure assistance from other agencies such as the Maricopa County Sheriff's Office and Arizona Department of Public Safety to conduct these investigations.

A solution that has been proffered by west valley police departments is for the west valley agencies to come together to commit to providing mutual assistance to conduct these investigations using personnel who are not part of the agency involved in the critical incident. In order to memorialize the mutual obligations efficiently and in compliance with state law, a mutual aid Intergovernmental Agreement (IGA) is the best approach. Consequently, the Police Department is bringing the IGA forward for consideration and possible adoption.

Objective Analysis:

Critical incidents occur, though fortunately it is very seldom. When they do occur, citizens may call for an investigation conducted by persons outside of the City. Presently, it is difficult to get other agencies to investigate high profile critical incidents for the City of Surprise. This IGA provides an avenue through which we can rely upon that occurring and ensure that another agency will provide the resources in the form of staff, to independently investigate critical incidents.

Entering into the IGA may require the City of Surprise to, from time to time, provide personnel to other partners in the IGA to investigate their critical incidents. However, these obligations are mutual.

Policy Compliant:

Our US and Arizona Constitutions both mandate due process for our citizens. Having other agencies conduct critical incident investigations for our City provides a reality of due process for our citizens and, more importantly, for the persons involved in a critical incident, thus complying with the policy mandated by those constitutions.

Financial Impact:

There will be staffing costs for providing employees to other agencies to assist with their critical incident investigations; however, these costs will be absorbed within the police department budget.

There will be no cost to the City when other agencies conduct critical incident investigations on our behalf.

Budget Impact:

No budget impact will result from entering into this IGA.

FTE Impact:

No FTE impact.

ATTACHMENTS:

1. RESOLUTION 2021-17 West Valley Mobile Critical Incident Investigation Team,
 2. WVIRT IGA Changes incorporated FINAL 3.8.2021 (1)
-

RESOLUTION # 2021-17

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF SURPRISE, ARIZONA APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF AVONDALE, THE CITY OF BUCKEYE, THE CITY OF EL MIRAGE, THE CITY OF GLENDALE, THE CITY OF GOODYEAR, THE CITY OF PEORIA, THE CITY OF TOLLESON AND THE TOWN OF WICKENBURG FOR THE CREATION AND PARTICIPATION IN A WEST VALLEY CRITICAL INCIDENT INVESTIGATIVE RESPONSE TEAM.

WHEREAS, pursuant to Arizona Revised Statute §11-951, *et seq.*, the City of Surprise has the authority to enter into intergovernmental agreement with other governmental entities for the purposes set forth within;

WHEREAS, pursuant to Arizona Revised Statute §13-3872, the City of Surprise has the authority to enter into mutual aid agreements involving law enforcement;

WHEREAS, the parties desire to enter into an intergovernmental agreement in order to facilitate the creation and participation in a West Valley Critical Incident Investigative Response Team thereby providing investigators from other entities to conduct investigations when a critical incident occurs.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Surprise, Arizona, as follows.

Section 1. The Intergovernmental Agreement between the City of Surprise and the Cities of Avondale, Buckeye, El Mirage, Glendale, Goodyear, Peoria and Tolleson and the Town of Wickenburg , attached as Exhibit A, is approved.

Section 2. The City Manager, or his designee, is hereby authorized to execute and submit all documents and other necessary or desirable instruments in connection with said agreement.

APPROVED AND ADOPTED this ____ day of _____, 2021.

Skip Hall, Mayor

Attest:

Approved as to form:

Sherry Aguilar, City Clerk

Robert Wingo, City Attorney

RESOLUTION 2021-17
EXHIBIT A

INTERGOVERNMENTAL AGREEMENT BETWEEN
THE CITY OF SURPRISE AND THE CITIES OF AVONDALE, BUCKEYE,
EL MIRAGE, GLENDALE, GOODYEAR, PEORIA AND TOLLESON AND THE
TOWN OF WICKENBURG

INTERGOVERNMENTAL AGREEMENT FOR THE CREATION AND PARTICIPATION IN THE WEST VALLEY INVESTIGATIVE RESPONSE TEAM

This Intergovernmental Agreement is entered into pursuant to A.R.S. §§ 11-951, *et seq.* and A.R.S. § 13-3872 among the City of Avondale, the City of Buckeye, the City of El Mirage, the City of Glendale, the City of Goodyear, the City of Peoria, the City of Surprise, the City of Tolleson, and the Town of Wickenburg.

The aforementioned agencies hereby establish the West Valley Investigative Response Team (WVIRT). Upon invitation by the chief law enforcement officers (“Chiefs”) of the then-existing members any public agency, as that term is defined in A.R.S. § 11-951, may request participation in the WVIRT, subject to compliance with the provisions of A.R.S. §§11-951 *et seq.* The participating agencies shall be collectively referred to as “WVIRT Agencies” or “Parties”).

I. PURPOSE

The purpose of this Agreement is to create a West Valley Investigative Response Team (WVIRT). The primary goal of the WVIRT is to provide a pool of specialized officers who are available to assist in the investigation, documentation, evidence gathering, and related functions of a critical Incident” or “Critical Incident Investigation”, including but not limited to officer involved shootings, officer injuries, or other critical or complex investigations.

II. AUTHORITY

The Parties are authorized and empowered to enter into this Agreement pursuant to A.R.S. §§11-951 *et seq.*, A.R.S. §13-3872 and the respective provisions of their City Charters, Tribal Constitution or other governing statute or authority.

If any Native American tribe that is a party to this Agreement requests WVIRT assistance, all assisting WVIRT team members shall be granted tribal peace officer authority as necessary within the applicable tribal jurisdiction.

III. PROCEDURES AND RESOURCES

Each Party shall assign no less than one sworn law enforcement officer to represent that Party on the WVIRT (“WVIRT Member”). The WVIRT Member shall be required to participate in all WVIRT activations, meetings, trainings, or other duties or responsibilities in furtherance of the WVIRT.

Each Party shall immediately inform the other Parties the individual selected to represent

that Party as a WVIRT Member and when such designation changes. In the event a primary WVIRT member is not available or as the situation dictates, a Party may provide officers not designated as WVIRT members in support of a WVIRT activation.

The WVIRT Members shall select from its membership two (2) individuals to serve as “WVIRT Team Leaders”, subject to final approval of “Chiefs” of the WVIRT agencies. The selection shall be made on a rotating basis for a term of at least one year, which shall correspond with the effective date of the Agreement. In the event that a Team Leader is unable to complete his or her term, for any reason or no reason, WVIRT members shall appoint a replacement subject to final approval of “Chiefs” of the WVIRT agencies.

The WVIRT Team Leaders or designees will be responsible for coordinating on-going training, meetings or other necessary functions in support of the of WVIRT. Team Leaders shall be responsible for mediating any jurisdictional disputes between the Parties during a WVIRT Activation. In the event such mediation fails, the issue shall be brought to the attention of the WVIRT Chiefs for appropriate resolution.

IV. ACTIVATION

Any Party to the Agreement may request assistance from WVIRT (“Requesting Party”). The Requesting Party shall contact the WVIRT Team Leaders via the law enforcement communications center of each Party (WVIRT Activation”).

Upon contact, Team Leaders shall identify the Party that shall serve as the “Lead Investigator” for the “Critical Incident Investigation”. The Team Leaders shall notify the Requesting Party and WVIRT Members of the Lead Investigator. The Party from which the Lead Investigator is employed shall be the “Lead Agency” during the duration of the Critical Incident Investigation.

The Lead Investigator and Lead Agency shall have the obligation to complete the Critical Incident Investigation to completion as determined by the WVIRT Chiefs. If a Party is not able to complete an investigation to completion, the WVIRT Chiefs will determine an alternative investigator and agency to complete the investigation.

Each Party, if resources are available, shall make available at least one sworn law enforcement officer, in addition to a WVIRT Member, and any equipment in support of any WVIRT Activation.

V. COSTS AND ANY REIMBURSEMENT

The Parties will be responsible for any and all associated costs accrued in implementing this Agreement that are incurred by their respective agencies to include but are not limited to employee salary, shift differential pay, overtime compensation, benefits, vehicles, equipment, etc. If any Party receives grant funds designated for the WVIRT,

some or all of these expenses may be reimbursed to the Parties. In no event shall any Party charge other Parties for any administrative fees for any work performed pursuant to this Agreement.

VI. NONDISCRIMINATION

The Parties to this Agreement shall comply with all applicable provisions of state and federal non-discrimination laws and regulations which mandates that all persons, regardless of race, religion, sex, age, national origin or political affiliation shall have equal access to employment opportunities and all other federal and state employment and educational opportunity laws, rules and regulations, including the Americans with Disabilities Act; provided however, an Indian Community is subject to 25 U.S.C. § 450e(c). No Party shall engage in any form of illegal discrimination.

VII. INDEMNIFICATION

Each party (as "Indemnitor") agrees to defend, indemnify, and hold harmless the other party (as "Indemnitee") from and against any and all claims, losses, liability, costs, or expenses (including reasonable attorney's fees) (hereinafter collectively referred to as "Claims") arising out of bodily injury of any person (including death) or property damage, but only to the extent that such Claims which result in vicarious/derivative liability to the Indemnitee are caused by the act, omission, negligence, misconduct, or other fault of the Indemnitor, its officers, officials, agents, employees, or volunteers.

VIII. GOVERNING LAW

The laws of the State of Arizona shall govern this Agreement. Venue will be in the Maricopa County Superior Court unless the subject matter of the dispute involves an Indian Community, then venue shall be in the Federal District Court for the State of Arizona. In the event of any litigation or arbitration arising out of this Agreement, the substantially prevailing Party in such litigation or arbitration shall be entitled to recover its reasonable attorney fees, expert witness fees and other costs of litigation.

IX. DURATION AND CANCELLATION OF AGREEMENT

This Agreement shall become effective upon execution by the Parties hereto and shall remain in effect until July 1, 2026, unless otherwise terminated by the terms of this Agreement or operation of law. Failure by one or more Parties to execute the Agreement shall not invalidate the Agreement as to those Parties who did so execute. Any Party may withdraw from this Agreement with or without cause by giving thirty (30) calendar days written notice to the other Parties to the Agreement.

X. CANCELLATION PROVISIONS PURSUANT TO A.R.S §38-511

The Parties reserve all rights that each may have to cancel this Agreement for possible conflicts of interest under A.R.S. § 38-511, as amended.

XI. MULTIPLE COUNTERPARTS

This Agreement may be executed in multiple counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. Neither a signature for every Party nor a signature line shall be required in each counterpart except that on a counterpart being brought forward by a Party to its legislative body or equivalent for approval, that particular counterpart shall have to be signed and executed in accordance with that Party's practice. The signature pages from one or more counterparts may be removed from such counterparts and such signature pages all attached to a single instrument so that the signatures of all Parties may be physically attached to a single document.

XII. WORKER'S COMPENSATION

Pursuant to A.R.S. §23-1022(D), for the purposes of worker's compensation coverage, all employees of each Party covered by this Agreement shall be deemed to be an employee of all Parties. The parent agency shall be solely liable for payment of worker's compensation benefits. In addition, any volunteer of a Party that is involved in the execution of training, events or activities pursuant to this Agreement shall be considered an employee of that Party pursuant to A.R.S. §23-901.06 and entitled to benefits pursuant to A.R.S. Title 23, Chapter 6 Worker's Compensation.

XIII. OTHER PROVISIONS

In the event that any provision of this Agreement shall be held invalid or unenforceable by any court of competent jurisdiction, such holding shall not affect the validity or enforceability of any other provision hereof.

This Agreement contains the entire understanding between the Parties with respect to the subjects hereof and supersedes all prior negotiations and agreements. This Agreement may be amended only by an instrument in writing and signed by all the participating Parties. The waiver of any breach of this Agreement shall not be deemed to amend this Agreement and shall not constitute waiver of any other subsequent breach. Headings are for convenience and shall not affect interpretation.

Each party agrees to comply A.R.S. 35-393 et seq. if applicable.

Nothing within this Agreement shall be construed to limit the ability of participating WVIRT members to provide or as otherwise allowed for by law, such assistance in any enforcement

action as may be lawfully requested by a law enforcement officer having jurisdiction over an incident, crime or matter under consideration.

XIV. COMPLIANCE WITH E-VERIFY PROGRAM

To the extent provisions of A.R.S. §41-4401 are applicable, all Parties warrant to each Party that they will comply with all Federal Immigration laws and regulations that relate to their employees and that each now complies with the E-Verify Program under A.R.S. §23-214(A).

A breach of this warranty will be considered a material breach of this Agreement and may subject the breaching party to penalties up to and including termination of this Agreement.

All of the Parties retain the legal right to inspect the papers of any employee who works pursuant to this Agreement or any related subcontract to ensure compliance with the warranty given above.

Any Party may conduct a random verification of the employment records of any other Party to ensure compliance with this warranty.

A Party will not be considered in material breach of this Agreement if it establishes that it has complied with the employment verification provisions prescribed by 8 USCA §1324(a) and (b) of the Federal Immigration and Nationality Act and the E-Verify requirements prescribed by A.R.S. §23-214(A).

The provisions of this Article must be included in any contract either Party enters into with any and all of its contractors or subcontractors who provide services under this Agreement.

XV. NOTICES

Any notice required to be given under this Agreement will be provided to all Parties to this Agreement. The WVIRT leaders shall compile a list of each Party's address, phone number and contact person and distribute said list to each member to this Agreement.

IN WITNESS WHEREOF, the Party named below has executed this Agreement on _____.

CITY OF _____, an Arizona
municipal corporation

By: _____
NAME
Mayor

ATTEST:

NAME
City Clerk

APPROVED AS TO FORM:

NAME
City Attorney

Reviewed By: _____
NAME
Chief of Police

INTERGOVERNMENTAL AGREEMENT DETERMINATION

In accordance with A.R.S. §11-952, this Agreement has been reviewed by the undersigned who determined that this Agreement is in appropriate form and is within the powers and authority of the respective parties.

City of NAME

By: _____

NAME

City Attorney

Date: _____



CITY OF SURPRISE Regular City Council Meeting

Council Meeting Date: March 16, 2021
Submitting Department: Public Works
Staff Recommendations: None

Contact Person: Mike Gent, DIRECTOR - PW
District: District 1

Consent: Yes	Regular: No	Public Hearing: No	Report/Discussion: No
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Agenda Wording:

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.

Motion:

I move to approve Resolution # 2021-31.

Background:

The Public Works Department conducted the final inspection of the public improvements for Fulton Homes Escalante – Parcel 2, generally located at N. 161st Drive and W. Asante Boulevard, on or about February 11th, 2021 totaling 19,158 SY (approximately 6,158 LF) and determined that the infrastructure was compliant and acceptable to the city. The infrastructure includes asphalt pavement, concrete, storm drain, water and wastewater lines.

Objective Analysis:

The improvements for this property provide access and conveyance to the property, storm drains to convey wastewater to retention basins, sewer lines to convey wastewater from the property to the City's public system and water lines to convey domestic water to the property. This action will accept the required infrastructure.

Policy Compliant:

City Code generally requires development to install public infrastructure required to serve the development. Upon completion and acceptance of such infrastructure, the infrastructure becomes the property of the City. Acceptance of this infrastructure will officially transfer ownership and future maintenance to the City.

Financial Impact:

Acceptance of streets, sewer, water, and storm drain infrastructure increases the city's asset base and adds to future maintenance commitments. The total acceptance value of the infrastructure included with this item is \$1,740,307.35.

Budget Impact:

Funding for the infrastructure maintenance now and in the future will be supported from the city's HURF, Water Operations, Wastewater Operations, and Stormwater Operations Funds. The anticipated incremental additional maintenance expense associated with the acceptance of these infrastructure items will be incorporated in future year budgets.

FTE Impact:

This action does not change the full time equivalent count.

ATTACHMENTS:

1. 01_RES 2021-31 Infra Acceptance Escalante P2-final
 2. 02_Notice of Completion Letter
 3. 03_Inspector Sign-off Form
 4. 04_Linear Foot Verification
-

RESOLUTION # 2021-31

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF SURPRISE, ARIZONA, TO CONDITIONALLY ACCEPT THE STREET AND PUBLIC UTILITY IMPROVEMENTS AND COMMENCE MAINTENANCE AFTER TWO YEAR WARRANTY AT FULTON HOMES ESCALANTE – PARCEL 2, GENERALLY LOCATED AT N. 161ST DRIVE AND W. ASANTE BOULEVARD.

WHEREAS, the Mayor and City Council of the City of Surprise approved a final plat entitled “Fulton Homes Escalante – Parcel 2” on, December 18, 2018;

WHEREAS, Fulton Homes Corporation, an Arizona Corporation, the developer of Fulton Homes Escalante – Parcel 2, dedicated to the City the street and public utility improvements, generally located at N. 161st Drive and W. Asante Boulevard;

WHEREAS, on or about February 11th, 2021, the City of Surprise Public Works Department Engineering Division completed an inspection of the public improvements described in this resolution and found the improvements to be in substantial compliance with the approved plans and specifications;

WHEREAS, the City of Surprise notes that the two-year warranty period will commence upon conditional acceptance by the City; and

WHEREAS, after the conclusion of the two-year warranty period, the City of Surprise will release the warranty and begin maintenance of the street and public utility improvements.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Surprise, Arizona, as follows.

Section 1. The City of Surprise conditionally accepts the street and public utility improvements generally located as depicted on the map attached as Exhibit A and listed on Exhibit B.

Section 2. Upon final acceptance by the City Engineer, the City Council hereby directs the City to release warranty and begin maintenance of the street and public utility improvements.

APPROVED AND ADOPTED this _____ day of _____, 2021.

Skip Hall, Mayor

Attest:

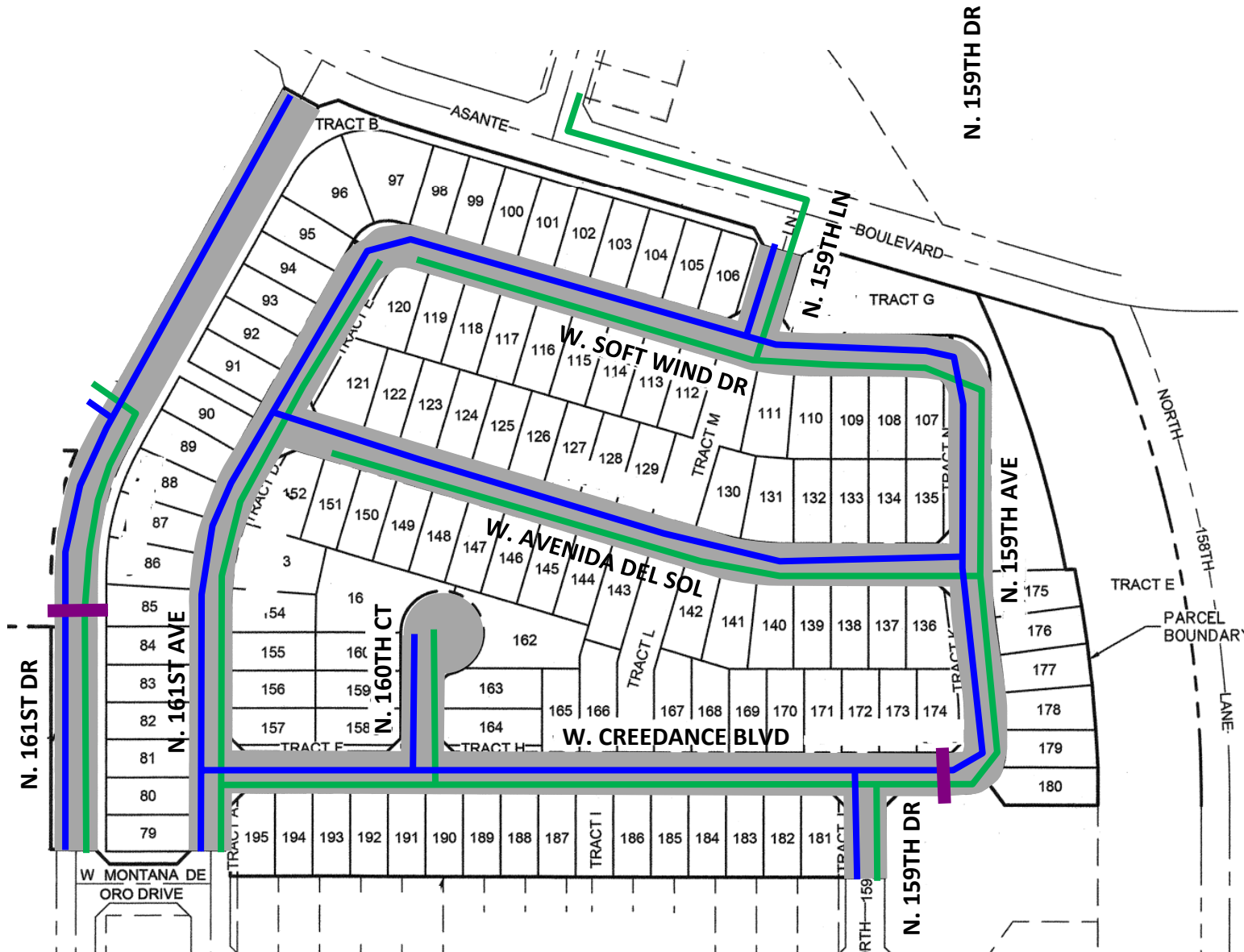
Approved as to form:

Sherry Aguilar, City Clerk

Robert Wingo, City Attorney

EXHIBIT A

FULTON HOMES ESCALANTE - PARCEL 2



INFRASTRUCTURE TO BE ACCEPTED:

- SEWER
- WATER
- STORM DRAIN
- ROADWAY

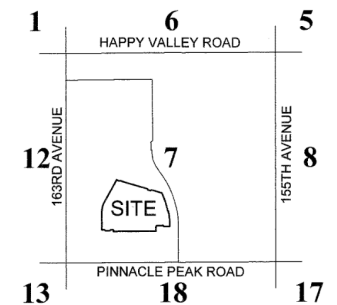




EXHIBIT B

ENGINEERING DIVISION
PUBLIC WORKS
CITY OF SURPRISE
16000 N. CIVIC CENTER PLAZA
SURPRISE, AZ 85374
T. 623-222-6150

Memorandum

To: City of Surprise City Council
From: Public Works – Engineering Services
Date: 2/16/2021
Re: Fulton Homes Escalante – Parcel 2

The public improvements for the above project have been completed and are tentatively scheduled for the March 16, 2021 council agenda for acceptance. The amounts for the infrastructure have been provided by a third party and not the City of Surprise. The following are the infrastructure improvements included with this acceptance and the corresponding valuation that the City will be accepting:

City Paving - \$423,680.40
City Concrete - \$608,478.95
City Storm Drain - \$19,128.00
City Sewer - \$363,845.00
City Water - \$325,175.00
Total - \$1,740,307.35

February 11, 2021

Fulton Homes
9140 S Kyrene Rd, Suite 202
Tempe, AZ 85284

**RE: NOTICE OF COMPLETION AND COUNCIL ACTION REQUIREMENT FOR ESCALANTE
PARCEL 2 – FS16-476**

The City of Surprise Public Works Department has completed the inspection of the public utility improvements for the above referenced project. These improvements are in substantial compliance with the approved plans and specifications. Council action is required prior to conditional acceptance and the official beginning of the warranty period. The time frame for Council action is approximately 90 days after the following items have been submitted:

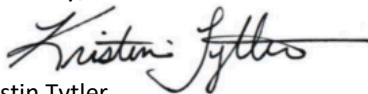
- A copy of all lien releases or a title report
- Actual construction cost for related civil permits issued
- Warranty assurance in a format acceptable by the City

A notice of the required assurance amount and acceptable formats will be sent via email once actual construction costs have been submitted by the applicant. The warranty period starts upon council acceptance for a period of two (2) years; please ensure warranty assurance will not expire prior to this date. The applicant will be notified of the council date as soon as it is scheduled and the warranty financial assurance is required to be submitted to the city 10 calendar days prior to the council date. If a warranty financial assurance is not received within 10 calendar days, council action and start of the warranty period will be delayed, at a minimum, an additional two (2) weeks.

A letter of conditional acceptance and notification that the warranty period has begun will be forwarded upon the completion of council acceptance. Also, a request to release the associated completion assurance will be made; notification will be sent when assurance document is available for pick up.

If you have any questions or concerns, you can reach me at 623-222-6153 or at kristin.tytler@surpriseaz.gov.

Sincerely,



Kristin Tytler
Assistant PW Director

cc: Nuning Lemka, PW Engineering Manager
David Mobley, PW Field Engineering Supervisor
Lynn Stone, PW Business Manager
Lee Lambert, Water Resource Management
Warren Bert, GIS

Mike Gent, Deputy City Manager/PW Director
John McFarland, PW Streets Manager
Jon Gake, Finance
Michael Boule, Water Resource Management
William Valdez, PW Civil Inspector



PROJECT SIGN OFF FORM

PUBLIC WORKS - ENGINEERING SERVICES, INSPECTIONS

Date Submitted: 2/11/2021 _____ Commercial _____ Commercial w/Offsite XX Residential

XX COMPLETION ACCEPTANCE (End of Construction) _____ FINAL ACCEPTANCE (End of Warranty)

10/1/2020 Date of Punch-List Walk 1/7/2021 Date Punch-List Completed

FS Number: FS16-476 Permit Number(s): E18P-0991,E18P-0992,E18P-0993,E18P-0994,E18P-0995,E18P-0996

Project Name: Fulton Homes Escalante Parcel 2

Project Developer/Builder: (Name, Address, and Phone #)

Fulton Homes, 9140 S. Kyrene Rd., Suite 202, Tempe, Arizona 85284

Sheet 1 of 2

MAG TIP Reporting:

Street Name	Classification	Begin Limits	End Limits	# Lanes	Length to nearest ¼ mi.	Features
Soft Wind Dr	Local	161st Ave	159th Ave	2	1/4	
Avenida Del Sol	Local	161st Ave	159th Ave	2	1/4	
Creedance Blvd	Local	161st Ave	159th Ave	2	1/4	
161st Dr	Local	Sta 7+98.05	Asante Blvd	2	1/4	
161st Ave	Local	Sta 5+67.57	Soft Wind Dr	2	1/4	

MATERIALS:

Asphalt: Knochel Bros Supplier 4.5 Total Lane Miles 19,400 Total Square Yards

Water: 8" C-900 Size/Type 6,138 Total Linear Feet _____ Size/Type _____ Total Linear Feet

6"DIP Size/Type 168 Total Linear Feet _____ Size/Type _____ Total Linear Feet

Sewer: 8" PVC Size/Type 6,459 Total Linear Feet _____ Size/Type _____ Total Linear Feet

4" PVC Size/Type 3,510 Total Linear Feet _____ Size/Type _____ Total Linear Feet

Storm: 18"RGRCP Size/Type 63 Total Linear Feet 30"RGRCP Size/Type 118 Total Linear Feet

24"RGRCP Size/Type 54 Total Linear Feet _____ Size/Type _____ Total Linear Feet

Fire Ln: N/A Size/Type _____ Total Linear Feet _____ Size/Type _____ Total Linear Feet

Additional Comments:

SUPPORTING DOCUMENTATION REQUIRED:

XX Copy of Punch List

N/A Final Certification Letter from Engineer of Record

XX Complete Geotechnical Testing Packet

XX Sewer Pressure Testing Results

XX Sewer Manhole Vacuum Testing Certification

XX Sewer Manhole Insecticide Certification

XX Sewer Videos with Operators Notes (inc. re-videos)

XX AOC

XX Asphalt Concrete Ticket w/ Name of Contractor

XX Streetlight Energize Letter

XX As built Documents (PDF copy on CD)

XX As Built Documents in PDF format (copy on CD)

_____ Updated asbuilt CAD base files (copy on CD)

_____ Other Sheet 1 of 2 _____ (Specify)

APPROVAL:

Civil Inspector: William Valdez

Date: 2/11/2021

Civil Engineering Supervisor: _____

Date: 2/11/2021



PROJECT SIGN OFF FORM

PUBLIC WORKS - ENGINEERING SERVICES, INSPECTIONS

Date Submitted: 2/11/2021 Commercial Commercial w/Offsite XX Residential

XX COMPLETION ACCEPTANCE (End of Construction) FINAL ACCEPTANCE (End of Warranty)

See Sheet1 Date of Punch-List Walk Date Punch-List Completed

FS Number: FS16-476

Permit Number(s): See Sheet 1

Project Name: See Sheet 1

Project Developer/Builder: (Name, Address, and Phone #)

See Sheet 1

Sheet 2 of 2

MAG TIP Reporting:

Street Name	Classification	Begin Limits	End Limits	# Lanes	Length to nearest ¼ mi.	Features
160th Court	Local	Creedance Blvd	Cul de Sac	2	1/4	
159th Ln	Local	Soft Wind Dr	Asante Blvd	2	1/4	
159th Dr	Local	Sta 2+47.50	Creedance Blvd	2	1/4	
159th Ave	Local	Creedance Blvd	Soft Wind Dr	2	1/4	

MATERIALS:

Asphalt: See Sheet 1 Supplier Total Lane Miles Total Square Yards

Water: Size/Type Total Linear Feet Size/Type Total Linear Feet

 Size/Type Total Linear Feet Size/Type Total Linear Feet

Sewer: Size/Type Total Linear Feet Size/Type Total Linear Feet

 Size/Type Total Linear Feet Size/Type Total Linear Feet

Storm: Size/Type Total Linear Feet Size/Type Total Linear Feet

 Size/Type Total Linear Feet Size/Type Total Linear Feet

Fire Ln: Size/Type Total Linear Feet Size/Type Total Linear Feet

Additional Comments:

SUPPORTING DOCUMENTATION REQUIRED:

- | | |
|--|--|
| <u> </u> Copy of Punch List
<u> </u> Final Certification Letter from Engineer of Record
<u> </u> Complete Geotechnical Testing Packet
<u> </u> Sewer Pressure Testing Results
<u> </u> Sewer Manhole Vacuum Testing Certification
<u> </u> Sewer Manhole Insecticide Certification
<u> </u> Sewer Videos with Operators Notes (inc. re-videos)
<u> </u> Other <u>See Sheet 2 of 2</u> | <u> </u> AOC
<u> </u> Asphalt Concrete Ticket w/ Name of Contractor
<u> </u> Streetlight Energize Letter
<u> </u> As built Documents (PDF copy on CD)
<u> </u> As Built Documents in PDF format (copy on CD)
<u> </u> Updated asbuilt CAD base files (copy on CD) |
|--|--|
- (Specify)

APPROVAL:

Civil Inspector: William Valdez

Date: 2/11/2021

Civil Engineering Supervisor: Kristen Jyllis

Date: 2/11/2021

	Limits (Begin)	Limits (End)	Paving Paved Dirt Road?	New Lanes (total) (total incl.	New Bike Lanes (total)	Median Width (ft)	Length (ft)
	W. Montana de Oro Drive	W. Asante Boulevard	N	2	0	0	1200.0
	W. Montana de Oro Drive	W. Soft Wind Drive	N	2	0	0	978.0
	W. Creedance Boulevard	xx' north of W. Creedance Boulevard	N	2	0	0	250.0
	W. Soft Wind Drive	140' north of W. Soft Wind Drive	N	2	0	0	140.0
	south of W. Creedance Boule	W. Creedance Boulevard	N	2	0	0	140.0
	W. Creedance Boulevard	W. Soft Wind Drive	N	2	0	0	550.0
evard	N. 161st Avenue	N. 159th Avenue	N	2	0	0	1080.0
	N. 161st Avenue	N. 159th Avenue	N	2	0	0	980.0
	N. 161st Avenue	N. 159th Avenue	N	2	0	0	840.0
						Total	6158.0



CITY OF SURPRISE Regular City Council Meeting

Council Meeting Date: March 16, 2021
Submitting Department: Public Works
Staff Recommendations: None

Contact Person: Mike Gent, DIRECTOR - PW
District: Citywide

Consent: Yes	Regular: No	Public Hearing: No	Report/Discussion: No
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Agenda Wording:

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.

Motion:

I move to approve Resolution # 2021-32.

Background:

Arizona Lottery Fund (ALF) is judicially mandated funding currently derived from Powerball lottery revenues to provide public transportation funding opportunities in Maricopa County. An allocation of \$11,200,000 has been made available for FY2021 distribution. The City of Surprise's eligible portion is \$347,127. The program was made "transit use only" so the funds can only be used for public transit or special needs transportation, sponsored by a local government. There is no local match requirement associated with ALF funds; other funds are called out in the application to highlight the City's contribution to transit services. This year's application is for the City contracted Regional Paratransit service, RideChoice services and the City's portion of the Surprise's 571 express bus service. These state funds will be used to meet the City Council Strategic Planning Transportation goals. After submission of the application for funding, the City will receive the requested funds in the amount of \$347,127. The proposed resolution authorizes both the application and acceptance of the funds upon receipt.

Objective Analysis:

Arizona Lottery Funds allow the City to leverage general fund dollars to other City priorities without jeopardizing transit service to the Surprise residents on average in the amount of \$350,000 annually. By not accepting these funds, and if the City wanted to maintain the current level of service in its transit programs the City would have to increase its general fund obligations on average an additional \$350,000.

Policy Compliant:

This action is consistent with Council Strategic Plan goal identifying funding sources for the transportation system.

Financial Impact:

The approval of this item will allow the City to formally apply for and receive ALF funding in the amount of \$347,127 for FY2021 to support public transportation services. All monies programmed with

this item will be expended in the timelines and guidelines of acceptance of the ALF funds. With the national pandemic affecting transit ridership and the region receiving CARES fund for transit operations, transit costs might be under the allotted amount of ALF funding. If that occurs, the funding will be carried over to FY22 for transit services.

Budget Impact:

The FY2021 approved annual budget includes a total of \$738,700 (\$383,700 GF and \$355,000 ALF). Funding within the ALF is dependent upon the total amount of local grant funds received from Arizona Lottery proceeds. For FY2021, the estimated final amount is \$347,127 based on the updated schedule.

FTE Impact:

There are no FTE's associated with this item.

ATTACHMENTS:

1. Final Resolution
 2. Final Signed Application
-

RESOLUTION # 2021-32

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF SURPRISE, AUTHORIZING THE CITY MANAGER TO ACCEPT ARIZONA LOTTERY FUND (ALF) GRANT FUNDING FROM THE REGIONAL PUBLIC TRANSPORTATION AUTHORITY (RPTA) IN THE AMOUNT OF \$347,127.

WHEREAS, the Regional Public Transportation Authority (“RPTA”) is awarding funding for local transit projects relating to all aspects of transit services;

WHEREAS, the Arizona State Legislature has authorized an allocation of Arizona Lottery funds to the City of Surprise (the “City”) to fund transit activities;

WHEREAS, the FY2021 budget was adopted by Council Resolution #2020-63 on June 2, 2020;

WHEREAS, the FY2021 adopted budget includes a total of \$355,000 within the ALF fund for transit services;

WHEREAS, the Council of the City of Surprise desires to accept the ALF grant in the amount of Three Hundred Forty-Seven Thousand One Hundred Twenty-Seven Dollars (\$347,127).

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Surprise, Arizona, as follows.

Section 1. The City of Surprise City Manager or his designee is authorized to execute and submit all documents and other necessary or desirable instruments in connection with said funding.

Section 2. The City of Surprise hereby authorizes the City Manager to accept ALF award for FY2021 and receive funds in the amount of \$347,127 from the Regional Public Transit Authority.

APPROVED AND ADOPTED this ____ day of _____, 2021.

Skip Hall, Mayor

Attest:

Approved as to form:

Sherry Aguilar, City Clerk

Robert Wingo, City Attorney

**ALF GRANT APPLICATION FOR
FISCAL YEAR 2020-21**

SECTION I: APPLICANT INFORMATION

Applicant: <u>City of Surprise</u>	Contact: <u>Kristen Taylor</u>
Address: <u>16000 N. Civic Center Plaza</u>	Phone: <u>623-222-6021</u>
<u>Surprise, AZ 85374</u>	Fax: _____
e-mail address: <u>kristen.taylor@surpriseaz.gov</u>	

SECTION II: FUNDING REQUEST

Project Funding Summary (include funding from all project applications)		
a. Total all ALF Being Requested for Transit Projects (from Project Forms)	\$	347,127
b. Total Other Funds included in the Projects (from Project Forms)	\$	383,700
c. Grand Total all Funds	\$	730,827

SECTION III: PRIOR YEAR ALF PROJECT STATUS

Funding is available for two years unless an extension is requested. Funding that is not spent within two years is subject to possible redistribution through the annual distribution process to other jurisdictions.

1. Have ALF distributions received by your jurisdiction on or before June 30, 2020 been expended?
Yes _____ X _____
2. If the funds have been expended, were they spent on the projects as indicated in prior applications?
Yes _____ X _____ No _____
3. If the funds described above have not been expended, what is your ALF fund balance?
\$ _____
4. If the answer to lines 1 or 2 are no, provide a brief description of why the funds were not expended or were not expended on projects originally submitted in an application and explain when the funds are planned to be expended.

Authorized chief financial officer signature: Andrea Davis Digitally signed by Andrea Davis email=andrea.davis@surpriseaz.gov, c=US DN: cn=Andrea Davis, o=City of Surprise, ou, Date: 2021.03.04 15:33:49 -07'00' _____ Finance Director Title	Date: <u>03/04/21</u>
Authorized jurisdictional signature**: Digitally signed by Michael T. Frazer email=michael.frazer@surpriseaz.gov, c=US DN: cn=Michael T. Frazer, o=City of Surprise, ou, Date: 2021.03.04 15:33:49 -07'00'  _____ City Manager Title	

**ALF GRANT APPLICATION FOR
FISCAL YEAR 2020-21**

SECTION I: APPLICANT INFORMATION

Applicant: City of Surprise Contact: Kristen Taylor

SECTION II: PROJECT REQUEST(S)

1. Transit Project

- a. Project Title: City of Surprise Transit Operations
- b. Project Location: City of Surprise
- c. Project Description: The City of Surprise plans to use all ALF funds to help with bus operations
in the City of Surprise. Currently, Surprise operates Express Route 171, along with funding
Paratransit and RideChoice programs.

Additional project information may be attached.

- d. ALF funding requested (also include on line 2a) \$347,127
- e. Other Funds included in the Project (include on line 2b on page 1) \$ 383,700
- f. Total Project Cost \$ 730,827
- g. Type of Project: ☐ Planning ☐ Capital ☒ Operations ☐ Other _____
- h. Is the project included in the Regional Transportation Plan? (Yes or No) Yes
- i. Is the project included in the TIP or UPWP? (Yes or No) Yes

2. Transit Project

- a. Project Title: _____
- b. Project Location: _____
- c. Project Description: _____
- _____
- _____
- _____

Additional project information may be attached.

Date: _____

- d. Finance Director \$
- e. Other Funds included in the Project (include on line 2b on page 1) \$
- f. Total Project Cost \$
- g. Type of Project: ☐ Planning ☐ Capital ☐ Operations ☐ Other _____
- h. Is the project included in the Regional Transportation Plan? (Yes or No) _____
- i. Is the project included in the TIP or UPWP? (Yes or No) _____



CITY OF SURPRISE Regular City Council Meeting

Council Meeting Date: March 16, 2021

Contact Person: Danielle Osborne, HSCV
Administrator

Submitting Department: Human Svcs and Comm Vitality District: Internal

Staff Recommendations: None

Consent: Yes	Regular: No	Public Hearing: No	Report/Discussion: No
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Agenda Wording:

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.

Motion:

I move to approve Resolution 2021-36.

Background:

Pursuant to Municipal Code Article X – One and one-third percent for public art program, the City of Surprise desires to expand the experience of its citizenry through public art of the highest quality in concept and execution. Public art contributes directly to the quality of the life in the City of Surprise because citizens view and interact with it daily in public spaces.

The Arts & Cultural Advisory Commission has elected to pursue the creation of one or more pieces of public art to be installed and displayed as part of the Xeriscape garden being constructed near the parking garage at City Hall

Objective Analysis:

To expand public art in the City of Surprise.

Policy Compliant:

This action is compliant with City and Council Policies.

Financial Impact:

This item will allow for the one-time expenditure up to \$27,000 for the Xeriscape Garden Art Project piece(s).

Budget Impact:

This item requires a budget amendment to reallocate budget authority within the Municipal Arts Fund in the amount of \$27,000 to establish project R51010, Gallery 37. This action represents a transfer of

budget authority and does not increase or decrease the total adopted citywide expenditure budget.

FTE Impact:

None

ATTACHMENTS:

1. RES 2021-36 Gallery 37 BA
-

RESOLUTION # 2021-36

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF SURPRISE, ARIZONA, AMENDING THE FISCAL YEAR 2021 BUDGET BY REALLOCATING BUDGET AUTHORITY OF \$27,000 FROM CONTINGENCY WITHIN THE MUNICIPAL ARTS FUND TO ESTABLISH ART PROJECT R51010 GALLERY 37 TO FURTHER THE CITY'S PUBLIC ART PROGRAM.

WHEREAS, the FY2021 budget was adopted including funding for the procurement and administration of public art;

WHEREAS, the Arts & Cultural Advisory Commission has elected to pursue the creation of one or more pieces of public art to be installed and displayed as part of the Xeriscape garden being constructed near the parking garage at City Hall;

WHEREAS, the Arts & Cultural Advisory Commission recommends the use of funds from the Municipal Art Fund to pursue this project;

WHEREAS, the FY2021 budget was adopted by Council Resolution #2020-63 on June 2, 2020;

WHEREAS, this action will necessitate a budget amendment; and

WHEREAS, the City of Surprise Administrative Policies requires the approval of the Mayor and Council for budget amendments of this nature.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Surprise, Arizona, as follows.

Section 1. That the statements and schedules attached as *Exhibit A* and incorporated by reference are adopted, amending the budget of the City of Surprise, Arizona for the fiscal year July 1, 2020 through June 30, 2021.

APPROVED AND ADOPTED this ____ day of _____, 2021.

Skip Hall, Mayor

Attest:

Approved as to form:

Sherry Aguilar, City Clerk

Robert Wingo, City Attorney

RESOLUTION # 2021-36
Exhibit A

1. Appropriation - The allocations below represents the moving of budget authority in the amount of \$27,000 from contingency within the Municipal Arts Fund to establish Gallery 37 Project R51010 to further the City's Public Art Program. This action represents a transfer of spending authority and does not increase or decrease the total adopted citywide expenditure budget.

Fund	Department	Project/Category	Rev/ Exp	Current Budget	Increase/ (Decrease)	Amended Budget
Municipal Art Fund	General Operations	Contingency	E	234,800	(27,000)	207,800
Municipal Art Fund	Human Svcs and Comm Vitality	#R51010 Gallery 37	E	-	27,000	27,000
Expense Total				234,800	-	234,800
Revenue Total				-	-	-



CITY OF SURPRISE Regular City Council Meeting

Council Meeting Date: March 16, 2021

Contact Person: Danielle Osborne, HSCV
Administrator

Submitting Department: Human Svcs and Comm Vitality District: District 6

Staff Recommendations: None

Consent: No	Regular: Yes	Public Hearing: No	Report/Discussion: No
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Agenda Wording:

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.

Motion:

I move to approve the 1.3% for the Arts funded project "Courage Walk 308" to be installed at the site of the new Fire Station 308 facility.

Background:

The Surprise City Council in 2016 adopted the Percent and a Third for the Arts ordinance, which allows 1.3% of the funding for Capital Improvement Projects to be dedicated towards public art. On November 7, 2017 Surprise voters approved the three General Obligation (GO) Bond questions in the areas of Public Safety, Traffic Congestion Mitigation, and Pavement Preservation. The three questions represent 10 Capital Improvement Projects for a total bond amount of \$59.5 million.

On November 12, 2020, the City closed a Request for Proposals (RFP) seeking submissions for artwork to be installed at the site of the new Fire Station 308. A panel was convened to evaluate the submissions, and to recommend a proposal to the full Arts & Cultural Advisory Commission. This item was approved by the Arts & Cultural Advisory Commission on 2/1/21. This item has been placed on the agenda to seek final acceptance from the City Council.

Objective Analysis:

The mission of the Surprise Arts & Cultural Advisory Commission is to spur cultural growth through education and advocacy, and to assist the city to create and implement a plan for the placement of public art within the community.

Policy Compliant:

This item is City and Council policy compliant.

Financial Impact:

If approved, the total one-time cost of this project will not exceed \$93,100.00

Budget Impact:

The FY2021 Adopted Budget includes \$93,100.00 for the acquisition and siting of art at the new Fire Station 308 facility.

FTE Impact:

None

ATTACHMENTS:

1. Fire Station 308 Public Artist Submittal
 2. FS 308 Art Presentation
-



City of Surprise
Request for Proposal (RFP)
CALL FOR ARTISTS; FIRE STATION
308 PUBLIC ART
321050

City Manager's Office
16000 N. Civic Center Plaza
Surprise, Arizona 85374
Phone: (623) 222-1100
Fax: (623) 222-1021

APPLICATION FORM

OFFER

The undersigned hereby certifies on behalf of the named entity that:

- ☐ Reasonable diligence has been exercised in the preparation of this submission;
- ☐ All contents are true, accurate, and complete to the best of the signer's knowledge;
- ☐ The undersigned has the authority to make this Offer and to bind the entity named below; and
- ☐ No exceptions to the RFP are taken, unless noted within the Term & Conditions exception form.

The undersigned further certifies that the entity named below IS or X IS NOT currently debarred, suspended, or proposed for debarment by any governmental entity. The undersigned agrees to notify the City of any change in this status, should one occur, before the time an award has been made under this Request for Proposal.

The undersigned, on behalf of the entity named below, hereby offers to furnish materials and/or services as set forth in this Offer, in compliance with all terms, conditions, specifications in and amendments to the Request for Proposal #321050. By making this offer, the entity will be contractually bound to provide these goods and services if the offer is accepted by the City.

Name:	Kai Ekbundit	Telephone:	480-319-7778
Company Name:	23byKai	Fax:	NONE
Address:	4802 E. Ray Road Suite 23-351	Authorized Signature for Offer	
City, St. Zip:	Phoenix, AZ 85044	Title:	Creative Director/Owner
		email	kai@23bykai.com

CITY OF SURPRISE RFP
CALL FOR ARTISTS;
FIRE STATION 308
PUBLIC ART 321050

11/9/2020
Page 1

23 BY KAI



480-319-7778
KAI@23BYKAI.COM

STATEMENT OF INTEREST

ARTIST: Kai Ekbundit
ADDRESS: 4802 E. Ray Road, Suite 23-351, Phoenix, AZ 85044
PHONE: 480-319-7778
FAX: NONE
WEBSITE: www.23bykai.com
EMAIL: kai@23bykai.com

November 1, 2020

To: City of Surprise Staff and SACAC Team

WHY THIS PROJECT?

As an Artist: I am intrigued.

"From one to many" is a Chinese proverb that I frequently use, especially with my clients, my students, and even my kids. Ironically, through my research for this project, I found a trace of that concept in the city of Surprise's history and more interestingly, how the firefighters provide to the community beyond the obvious – a city could start from one square mile, and one hero can touch so many lives.

As a Teacher: I can provide education outside of the classroom.

I am excited that this opportunity will allow me to provide art education to the public at large without being in a classroom. The most memorable learning experiences often start with the awareness. I believe that public art is one of the most visually effective ways to create public awareness.

As a Business Owner: I can pave the way.

I believe that my experience in design, construction, and project management will not only lead me to a success but also to be an example for any small minority business owners.

I am a female-Asian-designer who decided to take steps into a new field after being a commercial interior designer in Phoenix for the past 20 years. It is nerve-racking and exciting at the same time. Luckily, I have a great team who is trustworthy and well experienced in outdoor fabrication and installation products. We look forward to collaborate with your team!



SURPRISE
ARIZONA

CITY OF SURPRISE RFP
CALL FOR ARTISTS;
FIRE STATION 308
PUBLIC ART 321050

A handwritten signature in black ink, appearing to read 'Kai Ekbundit'.

Creative Director/Owner
23byKai



480-319-7778
KAI@23BYKAI.COM

ARTIST QUALIFICATIONS

RESUME - KAI EKBUNDIT, NCIDQ, IIDA, LEED AP

ARTIST, TEAM LEAD, PROJECT MANAGER

Kai is an international award-winning designer with over 20 years of experience in all areas of design. She has built a reputation as an accomplished multi-disciplinary talent in architectural branding— a field that requires high level strategic planning, marketing positioning, as well as coordinating and executing complex architectural details. Kai is currently an IIDA member and has served as a VP of Communications for the Institute of Interior Design Association for 7 years. She is also a LEED accredited professional.

PROFESSIONAL EXPERIENCE

2016 – present 23byKAI
Owner/Creative Director

2010 – 16 IIDA SW
VP of Communications

2015 Arizona State University
Adjunct professor, Hospitality Design

2012 – 15 Gensler, Phoenix, AZ
Senior Interior and Graphic designer

2000 – 12 Smithgroup, Phoenix, AZ
Interior and graphic design lead

1998 – 00 Langdon Wilson, Phoenix, AZ
Interior designer

1995 – 98 Richard & Bauer, Phoenix, AZ
Interior designer and intern

EDUCATION

1998 Bachelor of Science in Interior Architecture, Arizona State University
1993 Bachelor of Fine Art in Graphic Design, Arizona State University

PROJECT REFERENCES

Linda Clark, IIDA, LEED AP, NCIDQ Certified 13735

SRP - Facilities Major Projects

P: (602) 236-2106 **M:** (480) 822-9648

Linda.Clark@srpnet.com

Kevin Zdimal, Vice President of Carlisle Companies Incorporated

Vice President of Corporate Development

P: (480)781-5051 **M:** (704) 497-0639

kzdimal@Carlisle.com



SURPRISE
ARIZONA

CITY OF SURPRISE RFP
CALL FOR ARTISTS;
FIRE STATION 308
PUBLIC ART 321050

11/9/2020
Page 3

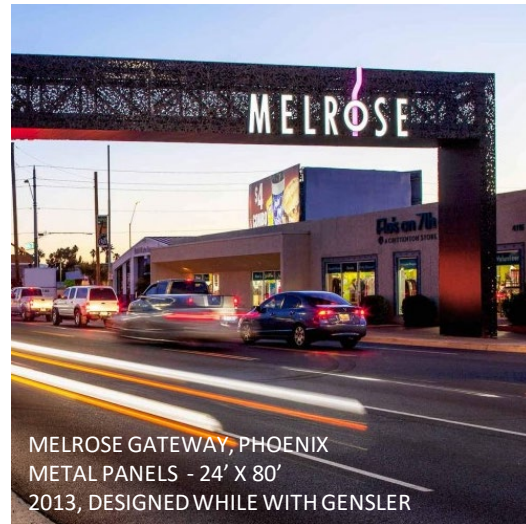
23 BY KAI

480-319-7778
KAI@23BYKAI.COM

ARTIST QUALIFICATIONS - DESIGN PORTFOLIO



MELROSE GATEWAY, PHOENIX
DETAIL OF C & C CUT OF THE METAL PATTERN



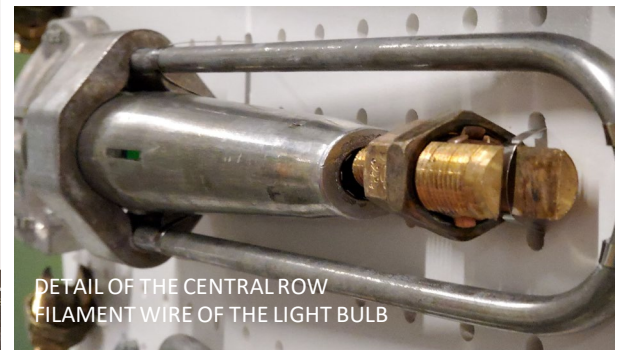
MELROSE GATEWAY, PHOENIX
METAL PANELS - 24' X 80'
2013, DESIGNED WHILE WITH GENSLER



SRP HQ SUSTAINABILITY WALL, TEMPE
MIXED MEDIUM - 16'X 16'
2019



CARLISLE HQ HONOR WALL, SCOTTSDALE
METAL AND GLASS PANELS - (5)5'X10'



DETAIL OF THE CENTRAL ROW
FILAMENT WIRE OF THE LIGHT BULB



SURPRISE
ARIZONA

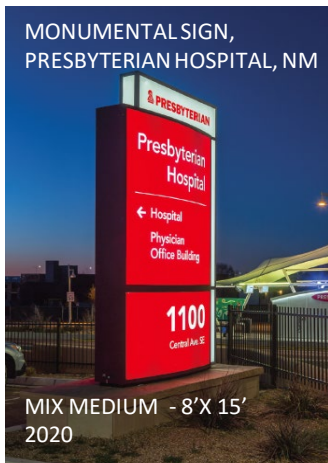
CITY OF SURPRISE RFP
CALL FOR ARTISTS;
FIRE STATION 308
PUBLIC ART 321050

– demonstrating ability to design and manage the project



480-319-7778
KAI@23BYKAI.COM

TEAM PORTFOLIO



MONUMENTAL SIGN,
PRESBYTERIAN HOSPITAL, NM

MIX MEDIUM - 8'X 15'
2020



ENTRANCE SIGN, UNM
SANDOVAL REGIONAL MEDICAL
CENTER, NM
MIX MEDIUM - 6'-6"X 8'-8"
2020



SURPRISE
ARIZONA

CITY OF SURPRISE RFP
CALL FOR ARTISTS;
FIRE STATION 308
PUBLIC ART 321050

11/9/2020
Page 5

ARTIST QUALIFICATIONS

RESUME – ROXANNA MEYERS, DBE, WOSB, WBE

PRESIDENT OF CENTURY SIGN BUILDER, CONTRACTING LICENSE (AZ-220059)

TEAMLEAD – PRODUCTION and INSTALLATION

Roxanna and her team will be responsible for all aspects of the fabrication and installation. She is a licensed subcontractor in AZ, CA and NM and is well versed in the construction industry. One of the many things that makes her company unique is the value that they bring to their clients - meet the budget; seek opportunities for branding experience; structure withstanding wind loads and other environment conditions; meet all regulatory codes; nature relationship after the "opening day".

PROFESSIONAL EXPERIENCE

1998 –present Century Sign Builders
President

EDUCATION

1981 University of Arizona, Bachelor of Science in Business Administration

PROJECT EXPERIENCE – *demonstrating ability to fabricate, manage, and install* **Presbyterian Healthcare System, 2020, \$3,637,000 Spent to date**

Since 2014, Century Sign Builders has overhauled the interior and exterior signage at more than 20 locations while also providing signage to the many new facilities erected annually.

University of New Mexico Hospital System, 2020, \$1,834,450 Spent

Since 2009, Century Sign Builders has been the preferred vendor for throughout the UNMH System of Hospitals, Clinics and Educational Centers. Projects are ongoing with clinic and tenant improvement projects throughout the UNMH System.

PROJECT REFERENCES

Diane Lamb, Senior Project Manager
Presbyterian Healthcare Services
P: (505)563-6632
dlamb3@phs.org

Greg Smith, University of New Mexico
P: (505)908-0220
gsmith@salud.urm.edu

Linda Clark, IIDA, LEED AP, NCIDQ Certified 13735
SRP - Facilities Major Projects
P: (602) 236-2106 **M:** (480) 822-9648
Linda.Clark@srpnet.com

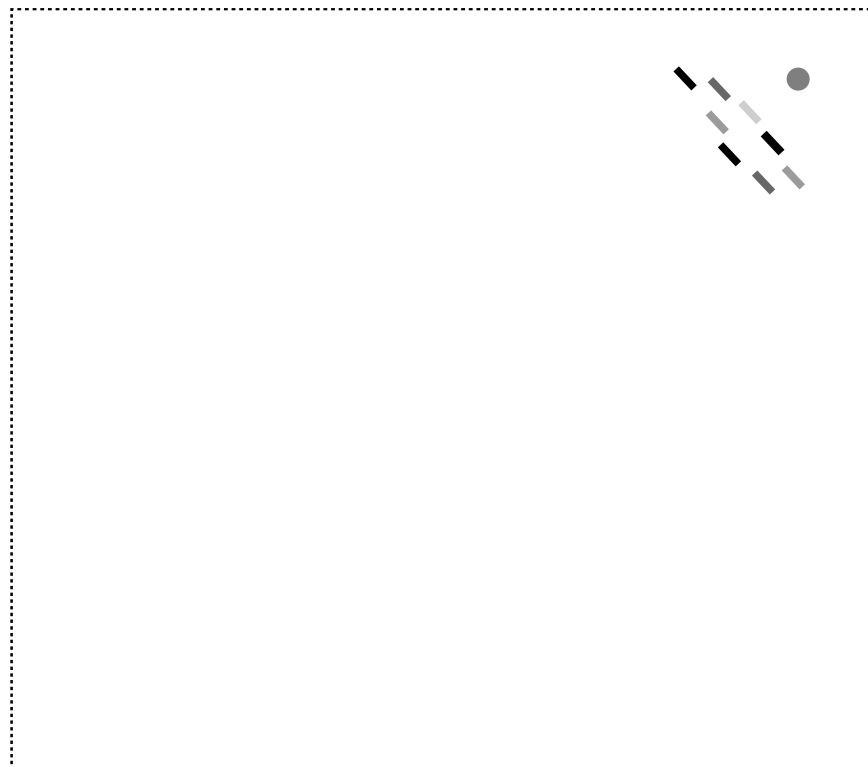
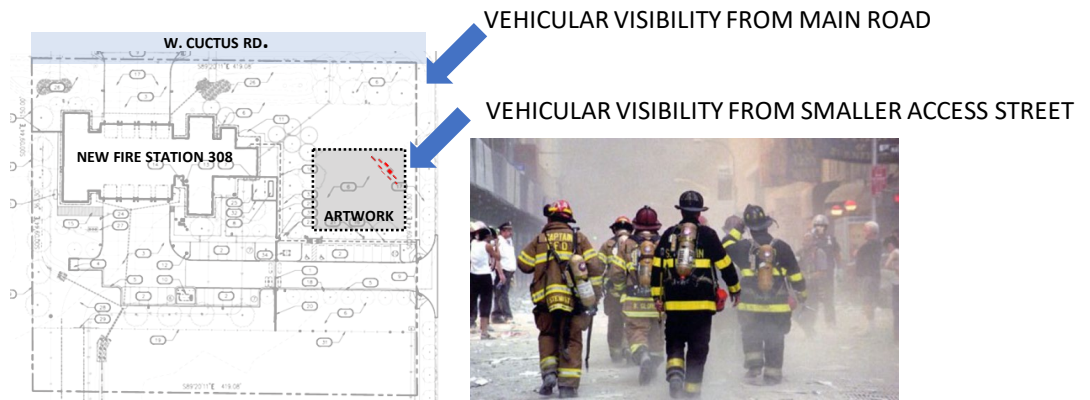


480-319-7778
KAI@23BYKAI.COM

PROPOSED CONCEPT COURAGE WALK 308

CONCEPT

The artwork provides a strong message to the community with one word that is relatable to anyone at any time of their lives. Just like firefighters, individually the elements of art look simple and calm, yet as a group, they are extremely dynamic and powerful. The placement of each panel was designed to invite the visitors to walk through, experience the meaning of the message, and provide a memorable visit to the facility.



Recommended area of public art since it is the most visible to all transients – not just people who visit the facility.

AREA OF ARTWORK - PLAN VIEW



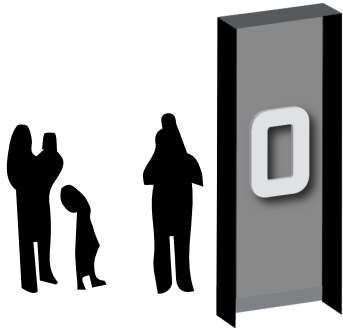
SURPRISE
ARIZONA

CITY OF SURPRISE RFP
CALL FOR ARTISTS;
FIRE STATION 308
PUBLIC ART 321050



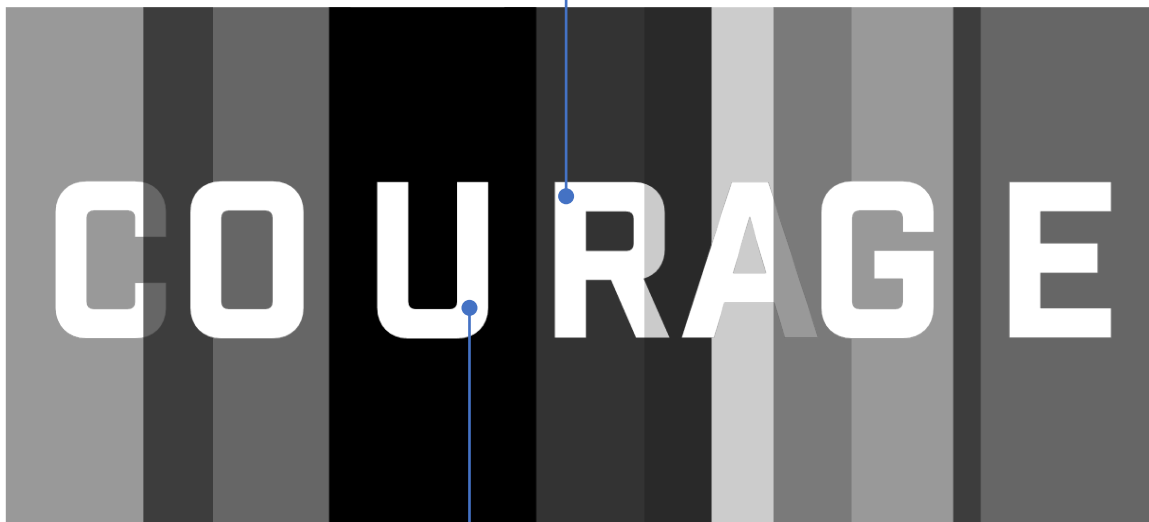
480-319-7778
KAI@23BYKAI.COM

PROPOSED CONCEPT COURAGE WALK 308



3'-6" TALL TEXT
PIN MOUNT WITH
SPACERS, ONTO THE
STRUCTURE, TYP.
EXCEPT THE LETTER "U"

9" TALL STATION NUMBERS
PIN MOUNT WITH SPACERS,
ONTO THE STRUCTURE, TYP.

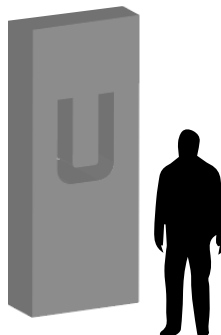


ELEVATION



3'-6" TALL CHANNEL LETTER
"U" TO GET THE
CUT-THROUGH EFFECT

2" TALL CUTOUT TEXT READ
"COURAGE is not living without fear
but BEING able to walk through it
while doing the
right thing anyway"



SURPRISE
ARIZONA

CITY OF SURPRISE RFP
CALL FOR ARTISTS;
FIRE STATION 308
PUBLIC ART 321050

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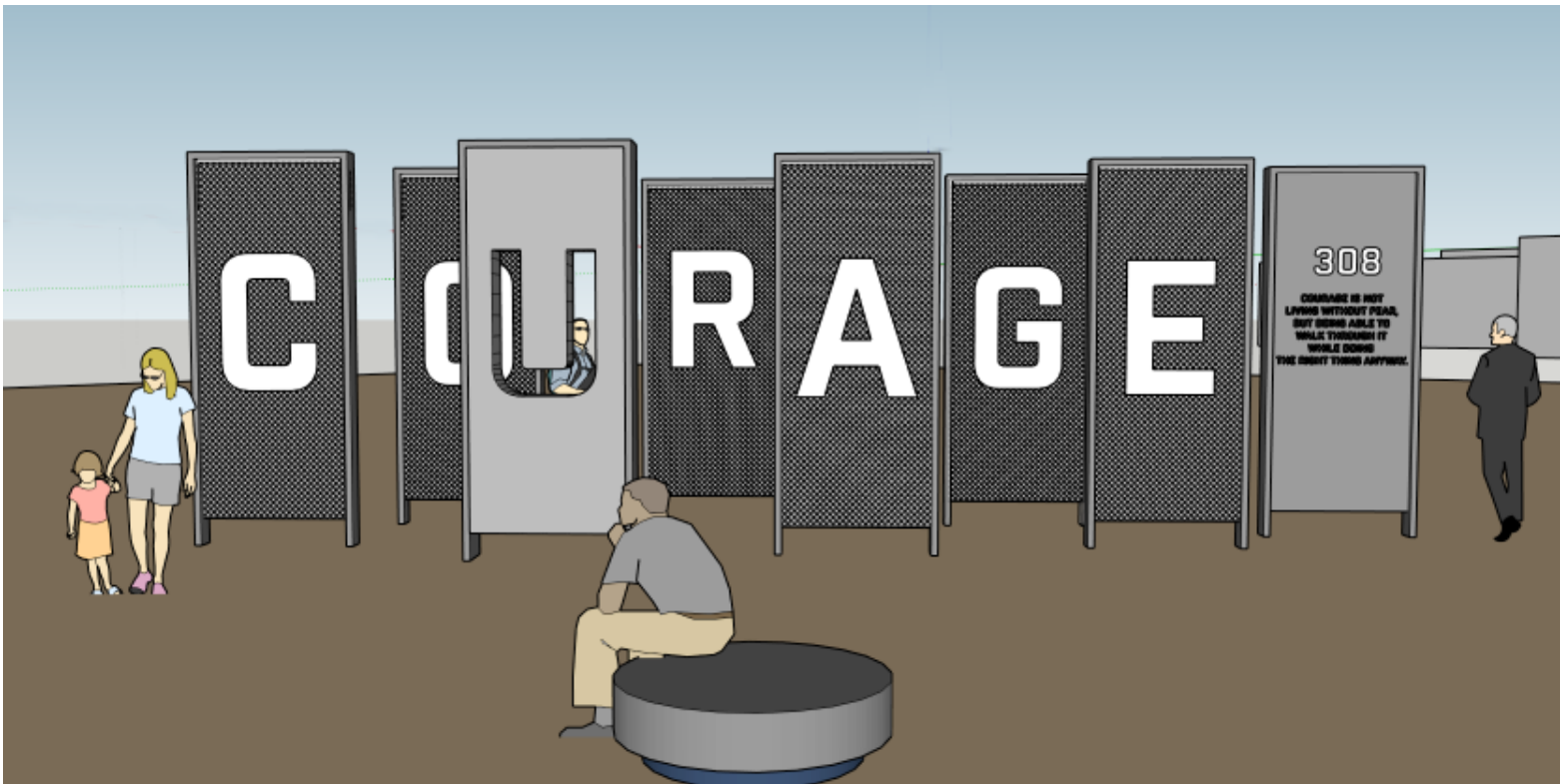
23 BY KAI

PROPOSED CONCEPT

COURAGE WALK 308



The view from vehicular approach from the main street is how the public normally see the firefighters (from front profile as show in the concept renderings). The view from the building ("courage" spelling backwards) bears a resemblance to how the firefighters normally see their team walking off - as shown in the left photo.

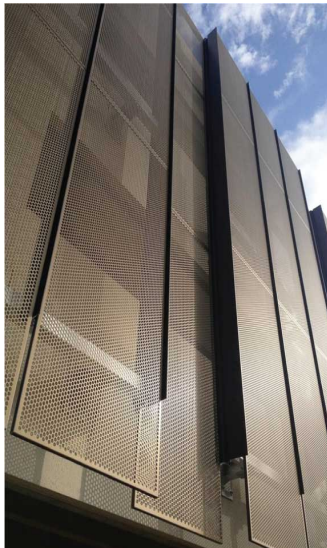


CONCEPT RENDERING

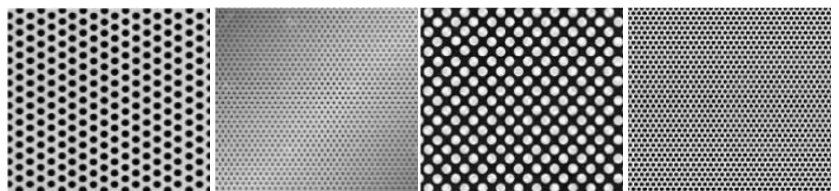
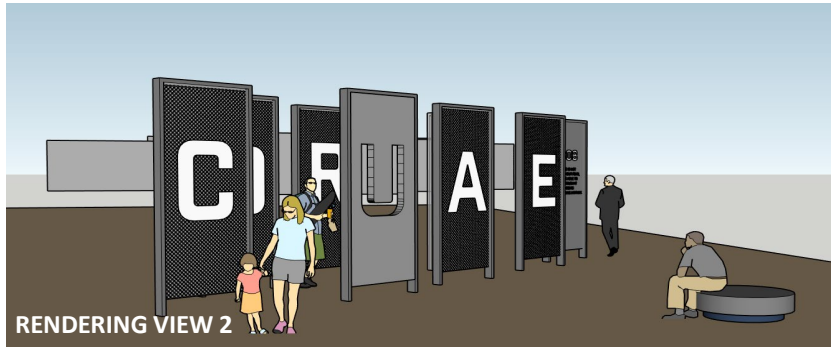


CITY OF SURPRISE RFP
CALL FOR ARTISTS;
FIRE STATION 308
PUBLIC ART 321050

11/9/2020
Page 8



INSPIRATION IMAGE



CONCEPT MATERIALS



PAST PERFORMANCE/REFERENCES

References: Total of 4

Kai's' References:

Linda Clark, IIDA, LEED AP, NCIDQ Certified 13735*

SRP - Facilities Major Projects

P: (602) 236-2106 **M:** (480) 822-9648

Linda.Clark@srpnet.com

Kevin Zdimal, Vice President of Carlisle Companies Incorporated

Vice President of Corporate Development

P: (480) 781-5051 **M:** (704) 497-0639

kzdimal@Carlisle.com

Roxanna's References:

Diane Lamb, Senior Project Manager

Presbyterian Healthcare Services

P: (505) 563-6632

dlamb3@phs.org

Greg Smith, University of New Mexico

P: (505) 908-0220

gsmith@salud.urm.edu

* SRP was the project that both Kai and Roxanna worked together, 2019





City of Surprise
Request for Proposal (RFP)
CALL FOR ARTISTS; FIRE STATION
308 PUBLIC ART
321050

City Manager's Office
16000 N. Civic Center Plaza
Surprise, Arizona 85374
Phone: (623) 222-1100
Fax: (623) 222-1021

PRICE SHEET

The artist agrees to provide all Labor, Materials, Equipment and Services necessary to complete the artwork as specified herein, for the lump sum price of (whole dollars only).

EIGHTY THOUSAND DOLLARS _____ Dollars (\$ **80,000** _____).
Written Dollar Value Numerical Dollar Value

PAYMENT

- 20% DESIGN PHASE
 - 50% OF 20% AT THE STARTING OF PROJECT
 - 50% OF 20% AT THE COMPLATION OF THE DESIGN AND FINAL ARTWORK
- 80% FABRICATION PHASE
 - 40% OF 80% AT STARTING OF FABRICATION
 - 40% OF 80% AT STARTING OF THE INSTALLATION
 - 20% OF 80% AT THE PROJECT COMPLETION – CLIENT WALK THRU



**City of Surprise
Request for Proposal (RFP)
CALL FOR ARTISTS; FIRE STATION
308 PUBLIC ART
321050**

**City Manager's Office
16000 N. Civic Center Plaza
Surprise, Arizona 85374
Phone: (623) 222-1100
Fax: (623) 222-1021**

COMPLIANCE WITH A.R.S. § 35-393.01

The State of Arizona has enacted laws that prohibit the City from contracting with companies currently engaged in a boycott of Israel.

A.R.S. § 35-393.01 states:

35-393.01. Contracting; procurement; investment; prohibitions

A. A public entity may not enter into a contract with a company to acquire or dispose of services, supplies, information technology or construction unless the contract includes a written certification that the company is not currently engaged in, and agrees for the duration of the contract to not engage in, a boycott of Israel.

B. A public entity may not adopt a procurement, investment or other policy that has the effect of inducing or requiring a person or company to boycott Israel.

A.R.S. § 35-393 defines "boycott," "company," and "public entity" as follows:

"Boycott" means engaging in a refusal to deal, terminating business activities or performing other actions that are intended to limit commercial relations with Israel or with persons or entities doing business in Israel or in territories controlled by Israel, if those actions are taken either:

(a) In compliance with or adherence to calls for a boycott of Israel other than those boycotts to which 50 United States Code section 4607(c) applies.

(b) In a manner that discriminates on the basis of nationality, national origin or religion and that is not based on a valid business reason.

"Company" means a sole proprietorship, organization, association, corporation, partnership, joint venture, limited partnership, limited liability partnership, limited liability company or other entity or business association, and includes a wholly owned subsidiary, majority-owned subsidiary, parent company or affiliate.

"Public entity" means this state, a political subdivision of this state or an agency, board, commission or department of this state or a political subdivision of this state.

To ensure compliance with A.R.S. §35-393.01, this form must be completed and returned with the response to the solicitation and any supporting information to assist the City in making its determination of compliance.

All Offerors must select one of the following:

☒ My company does not participate in, and agrees not to participate in during the term of the contract, a boycott of Israel in accordance with A.R.S. §35-393.01.

☐ My company does participate in a boycott of Israel as defined by A.R.S. §35-393.01.

By submitting this response, Offeror agrees to indemnify and hold the City, its agents and employees, harmless from any claims or causes of action relating to the City's action based upon reliance on the above representations, including the payment of all costs and attorney fees incurred by the City in defending such an action.

23byKai

Company Name

4802 E. Ray Road, Suite 23-351

Address

Phoenix, AZ 85044

City

State

Zip

Signature of Person Authorized to Sign

Kai Ekbundit

Printed Name

Creative Director/Owner

Title

11/9/2020

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23 BY KAI



Fire Station 308 Art Project

Surprise Arts & Cultural Advisory Commission
March 16, 2021

ART AT FIRE STATION 308

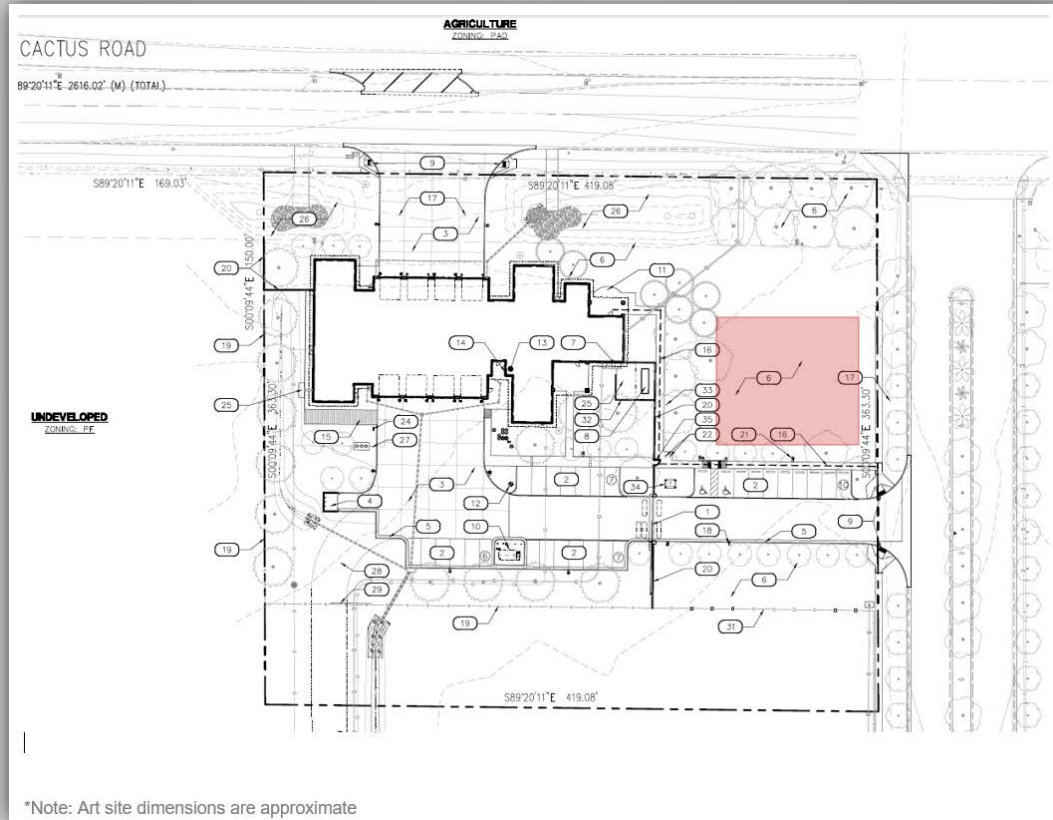
REQUEST FOR PROPOSALS (RFP)

- Signature piece for new Fire Station
- Welcoming and inviting space for residents and visitors of the facility and which are relevant to a public service and/or public safety theme
- Keywords: interactive, inviting, unity, public service, dedication, heroes, and rescue
- Intended to pay tribute to the critical operations that occur within this facility and the men and women that provide these services

Art Location



Art Location

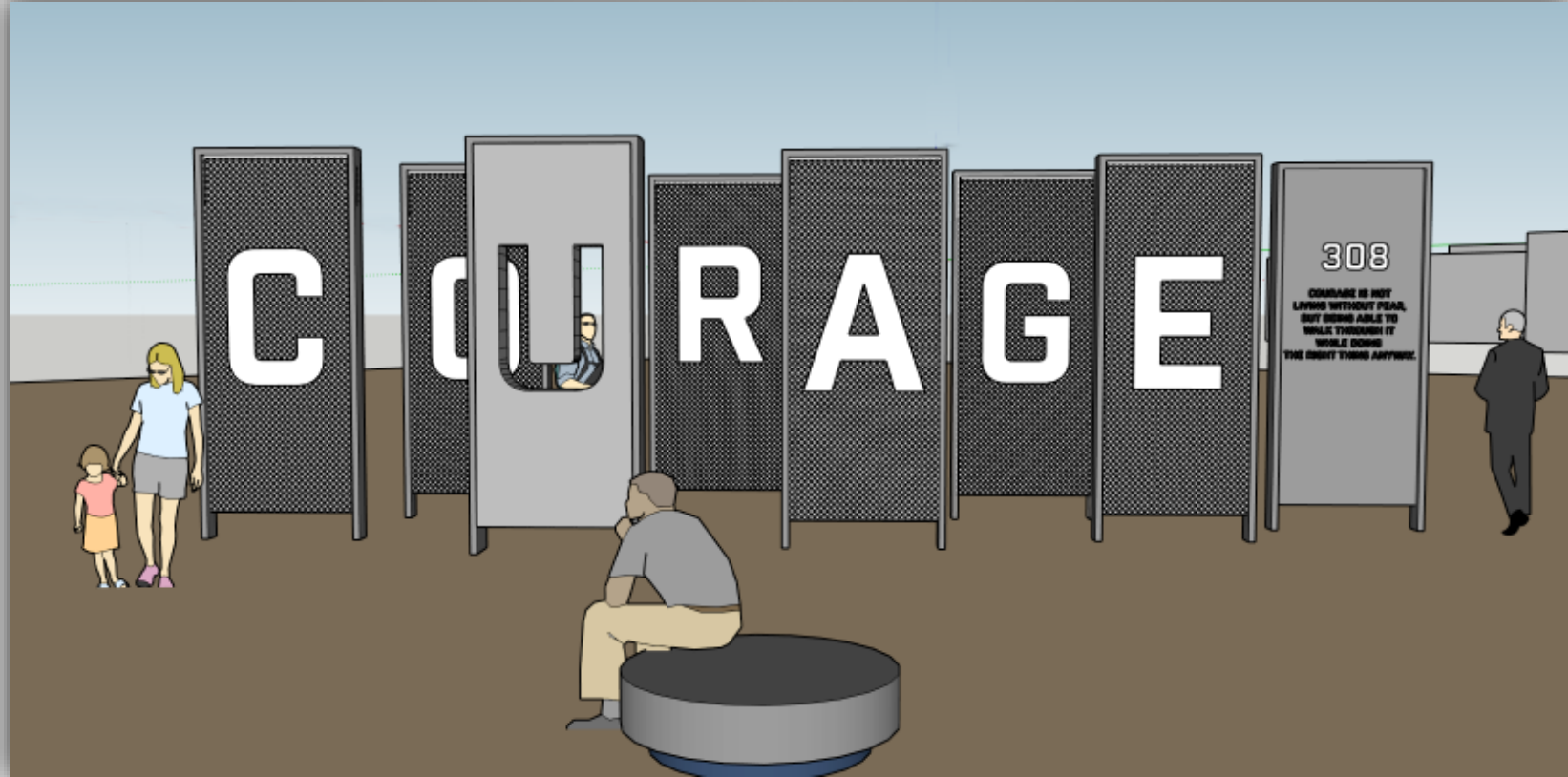


About the Artist

- Kai Ekbundit
 - Owner/Creative Director of 23 by Kai
- 20 years of experience as a commercial interior designer
- Has begun transitioning career into outdoor artistic and architectural design, fabrication, and installation
- Adjunct professor at ASU – Hospitality Design
- Served as VP of Communications for the Institute of Interior Design Association for 7 years
- Leadership in Energy and Environmental Design (LEED) Accredited Professional



Proposed Concept



Proposed Concept



Proposal Details

23 BY KAI
480-319-7778
KAI@23BYKAI.COM

PROPOSED CONCEPT COURAGE WALK 308



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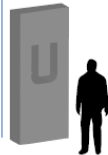


ELEVATION

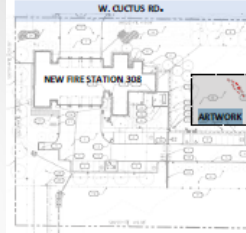


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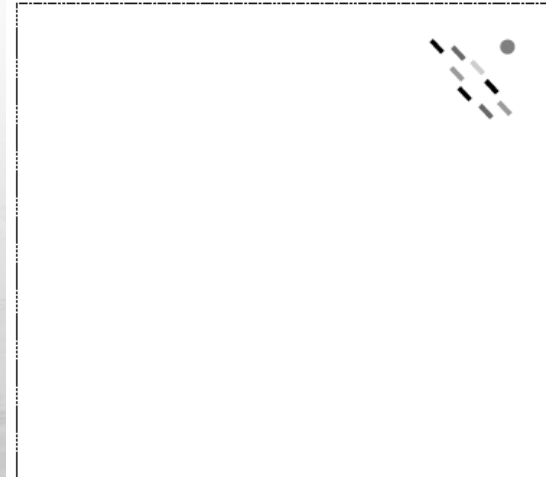


SURPRISE
ARIZONA
CITY OF SURPRISE RFP
CALL FOR ARTISTS;
FIRE STATION 308
PUBLIC ART 321050



VEHICULAR VISIBILITY FROM MAIN ROAD

VEHICULAR VISIBILITY FROM SMALLER ACCESS STREET



AREA OF ARTWORK - PLAN VIEW

Recommended
area of public
art since it is
the most
visible to all
transients –
not just people
who visit the
facility.



SURPRISE
ARIZONA

**QUESTIONS OR
COMMENTS?**

Thank You



CITY OF SURPRISE Regular City Council Meeting

Council Meeting Date: March 16, 2021 Contact Person: Robert Kuhfuss
Submitting Department: Community Development District: District 3
Staff Recommendations: None

Consent: Yes Regular: No Public Hearing: No Report/Discussion: No

Agenda Wording:

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.

Motion:

I move to approve/disapprove the Map of Dedication entitled "Map of Dedication Toll at Prasada – Peoria Avenue Phase 3".

Background:

The subject request involves a Map of Dedication (MOD) for Peoria Avenue Phase 3, associated with the Toll at Prasada project. If approved, this MOD will dedicate approximately 1.89 acres to the city. The segment of roadway encompassed by this MOD includes the north half of the Peoria Road right-of-way extending from the Citrus Road alignment approximately ¼ mile to the west.

Objective Analysis:

The Maricopa Water District (MWD) required the applicant to enter into a Development Agreement with MWD and to establish a number of new easements intended to replace certain existing easements that currently encumber the property and interfere with the development plans for the site. The applicant addressed this issue with MWD and entered into a Development Agreement with the District.

Policy Compliant:

The requested Final Plat is consistent with the Prasada PAD and advances the goals and policies of the General Plan.

Financial Impact:

While this item does not have an immediate or direct financial impact, ongoing development activity in the City will inevitably have a future financial impact as additional resources are needed to provide city services.

Budget Impact:

There is no anticipated budget impact related to this item.

FTE Impact:

This item does not have an impact on current staff levels.

ATTACHMENTS:

1. 00 FS19-788 Toll at Prasada Peoria Avenue Phase 3 MOD 03-16-21 CC Staff Report
 2. 01 FS19-788 Toll at Prasada Peoria Avenue Phase 3 MOD Vicinity Map
 3. 02 FS19-788 Toll at Prasada Peoria Avenue Phase 3 Case Map
 4. 03 FS19-788 Peoria Avenue Phase 3 MOD
 5. 04 FS19-788 Toll at Prasada Peoria Phase 3 03-16-21 CC Presentation
-

MAP OF DEDICATION

REPORT TO THE CITY COUNCIL

Case: FS19-788

Project Name: Toll at Prasada Peoria Avenue Phase 3 MOD

Council District: 3 - Mesquite

City Council Date: March 16, 2021

Planner: Robert H. Kuhfuss, AICP

Owner: Toll Prasada, LLC

Applicant: Aaron Insco of Toll Bros, Inc.

Request: Map of Dedication for Toll at Prasada Peoria Avenue Phase 3

Site Location: Generally, the northern half of Peoria Avenue, west of Citrus Road

Site Size: 1.89 acres (approx.)

Density: N/A

General Plan Conformance: The proposal is consistent with the Surprise General Plan 2035

Support/Opposition: None known

Findings:

- The proposed Map of Dedication is consistent with the Prasada PAD.
- The proposed Map of Dedication is consistent with the Toll at Prasada Preliminary Plat as approved under FS17-394.
- The proposed Map of Dedication is consistent with the applicable City of Surprise regulations.
- The reviewing agencies have indicated no objections to the request.

Alternative Actions: **Approval** of the requested Map of Dedication will allow the developer to dedicate certain right-of-way to the City of Surprise in support of the Sterling Grove Development.

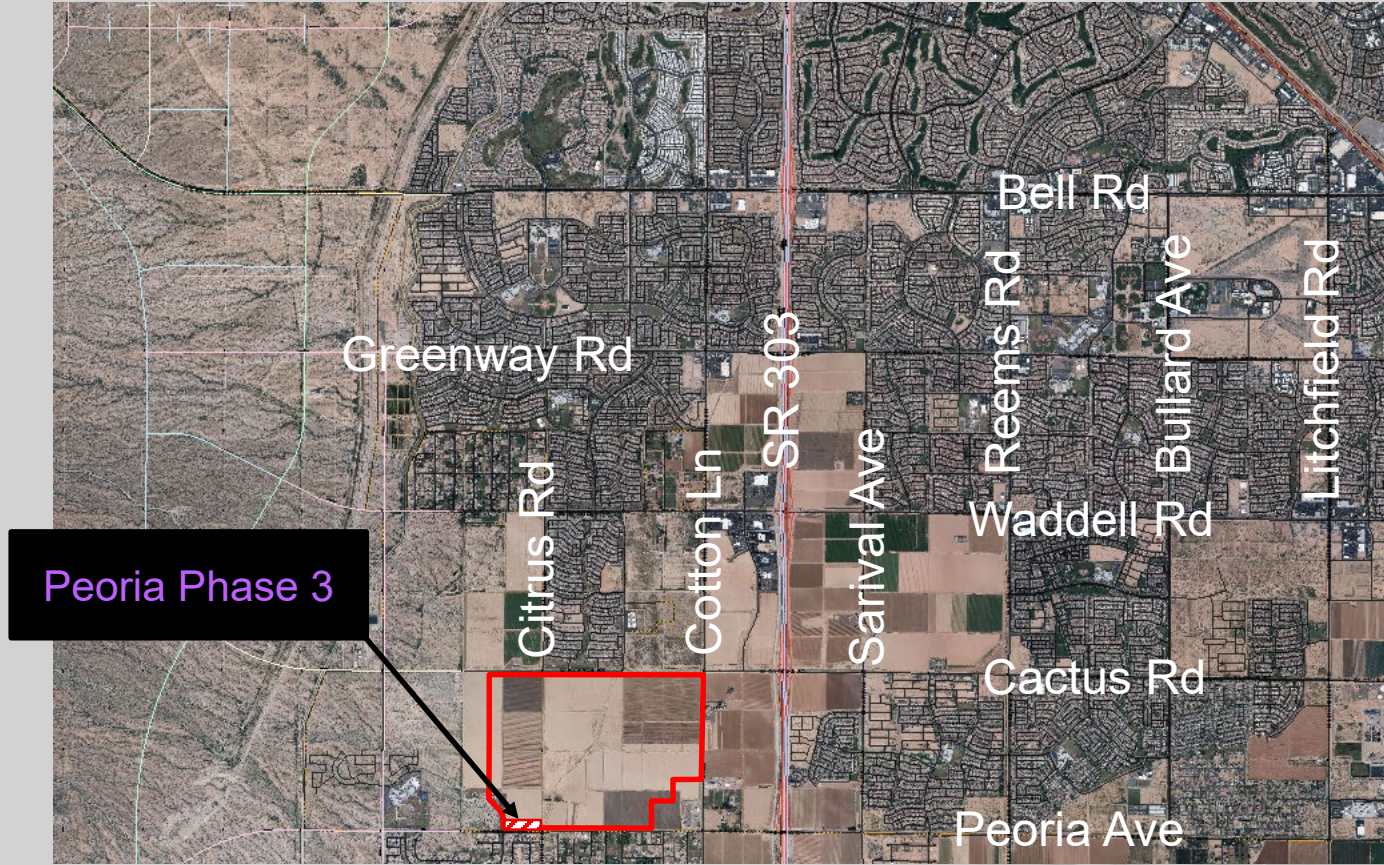
Denial of the requested Map of Dedication will deny the applicant the opportunity to dedicate certain right-of-way to the City of Surprise in the manner proposed.

Project Description:

The subject request involves a Map of Dedication (MOD) for Peoria Avenue Phase 3, associated with the Toll at Prasada project. If approved, this MOD will dedicate approximately 1.89 acres to the city. The segment of roadway encompassed by this MOD includes the north half of the Peoria Road right-of-way extending from the Citrus Road alignment approximately ¼ mile to the west.

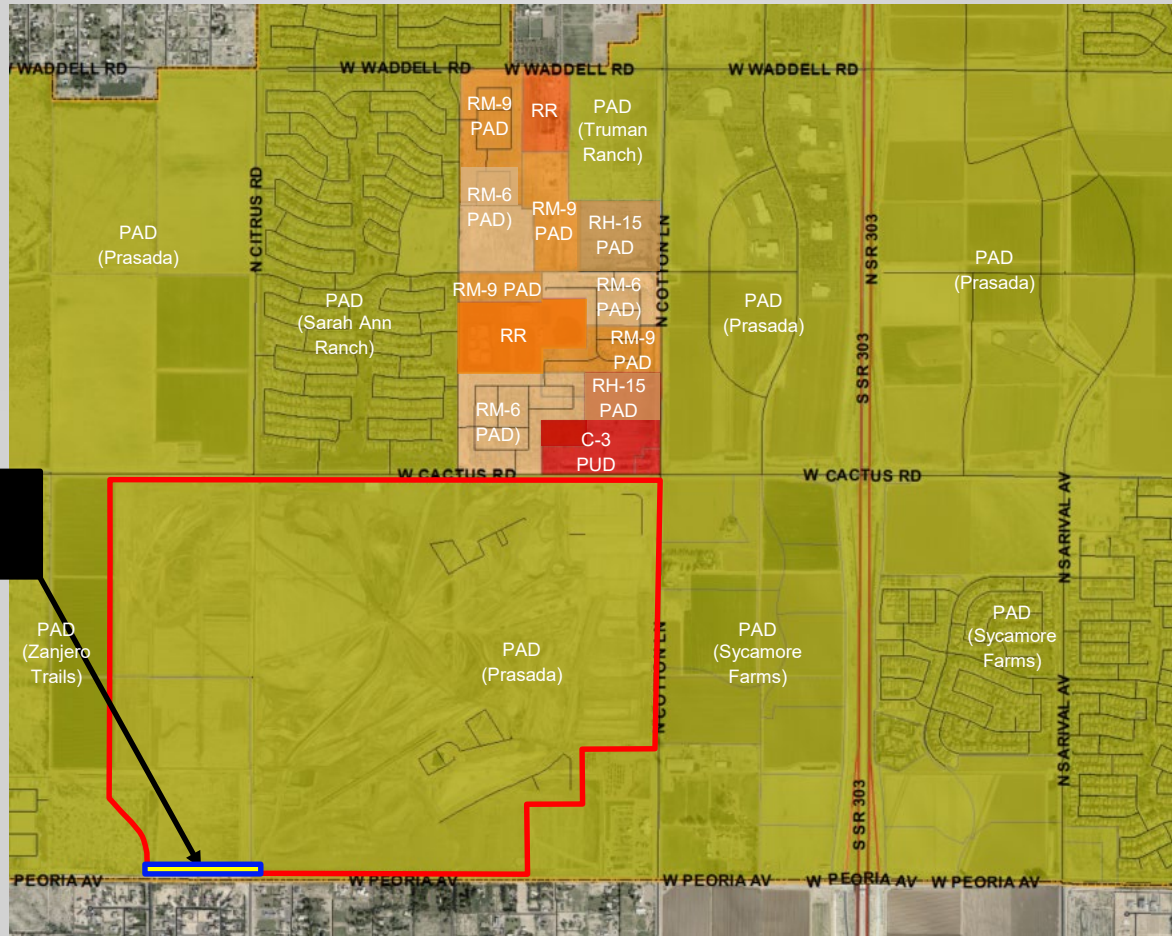
Attachments:

- 01 Vicinity Map
- 02 Case Map
- 03 Map of Dedication

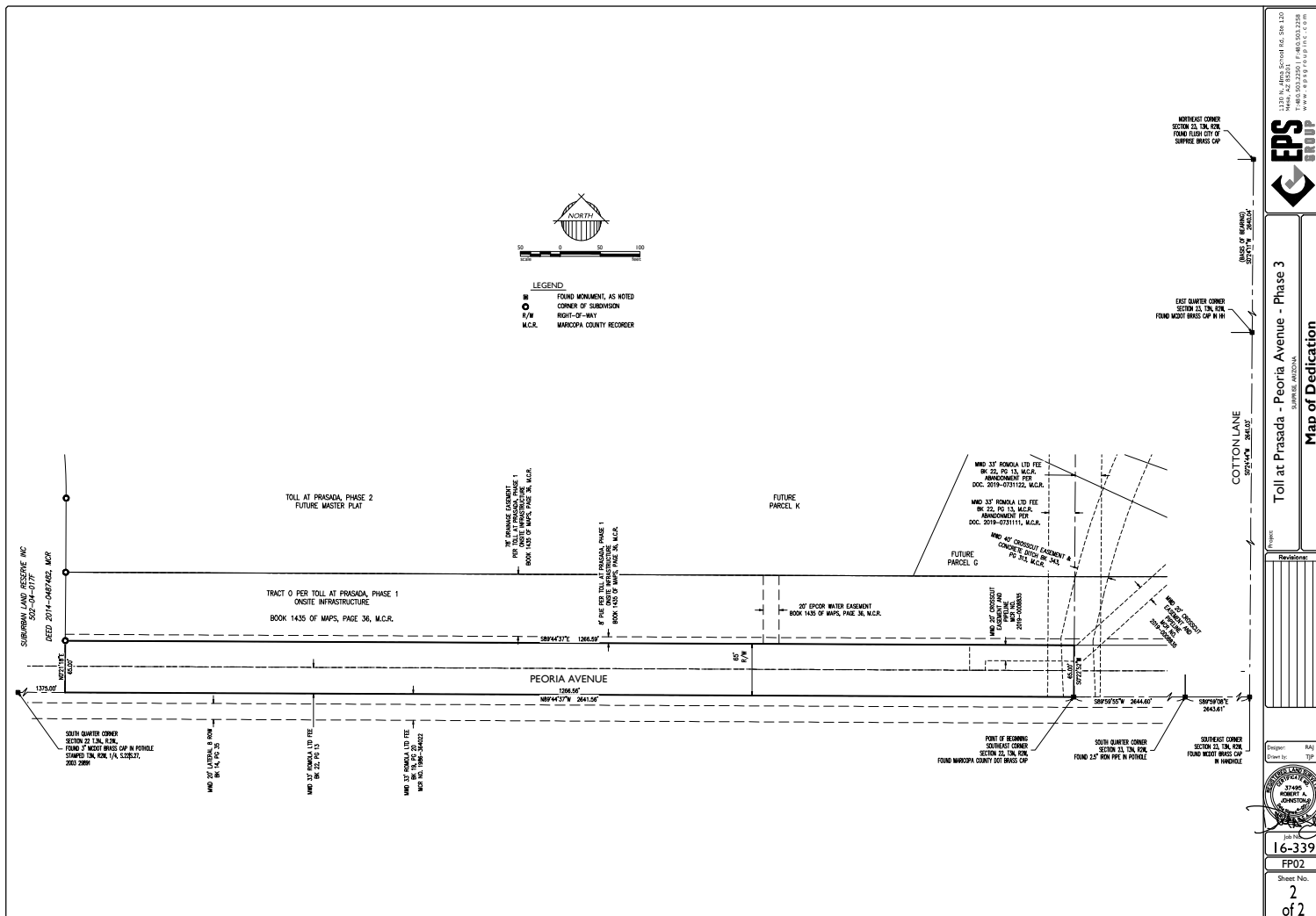


FS19-788 Vicinity Map

Peoria Avenue Phase 3



FS19-788 Case Map

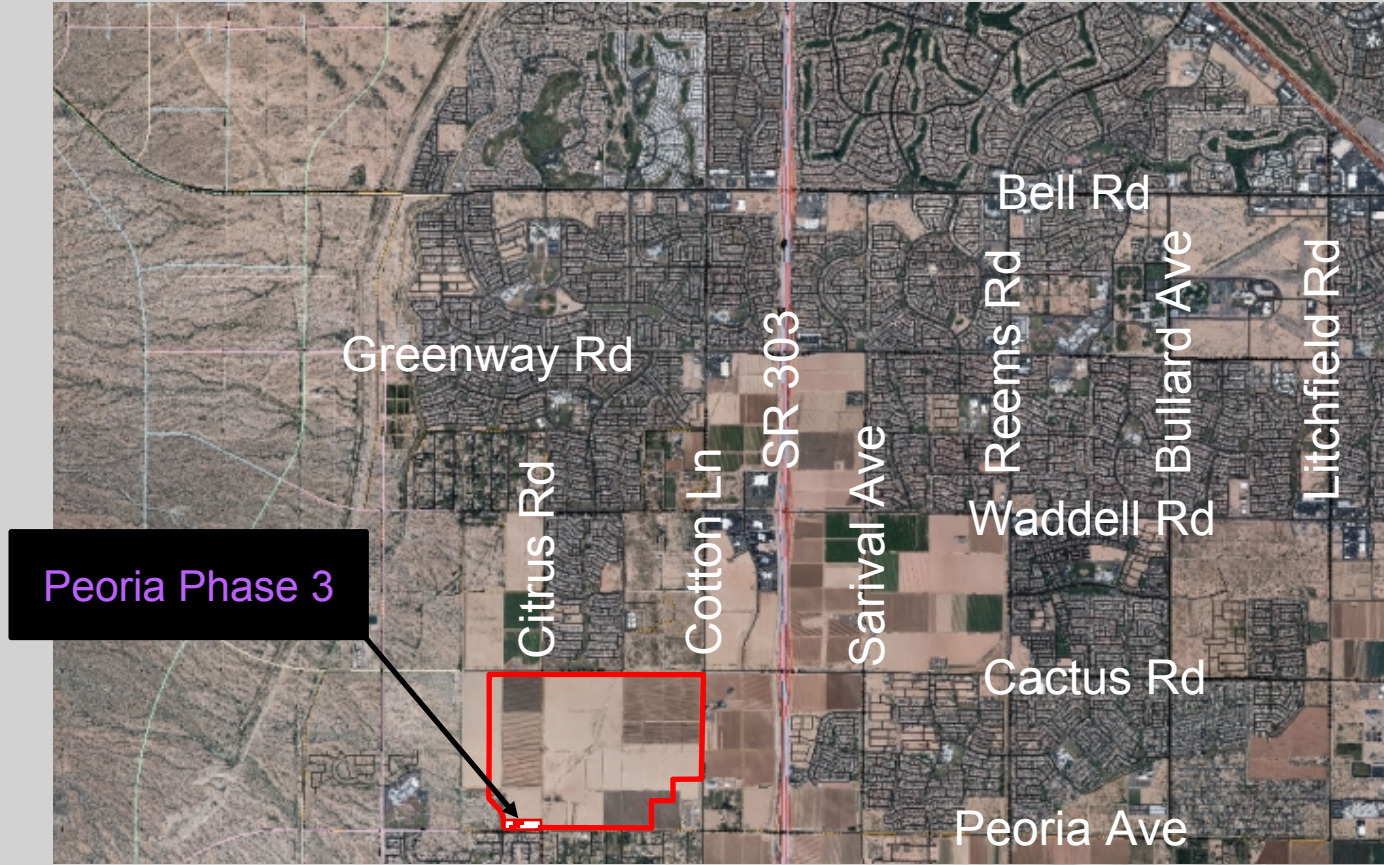




March 16, 2021 City Council

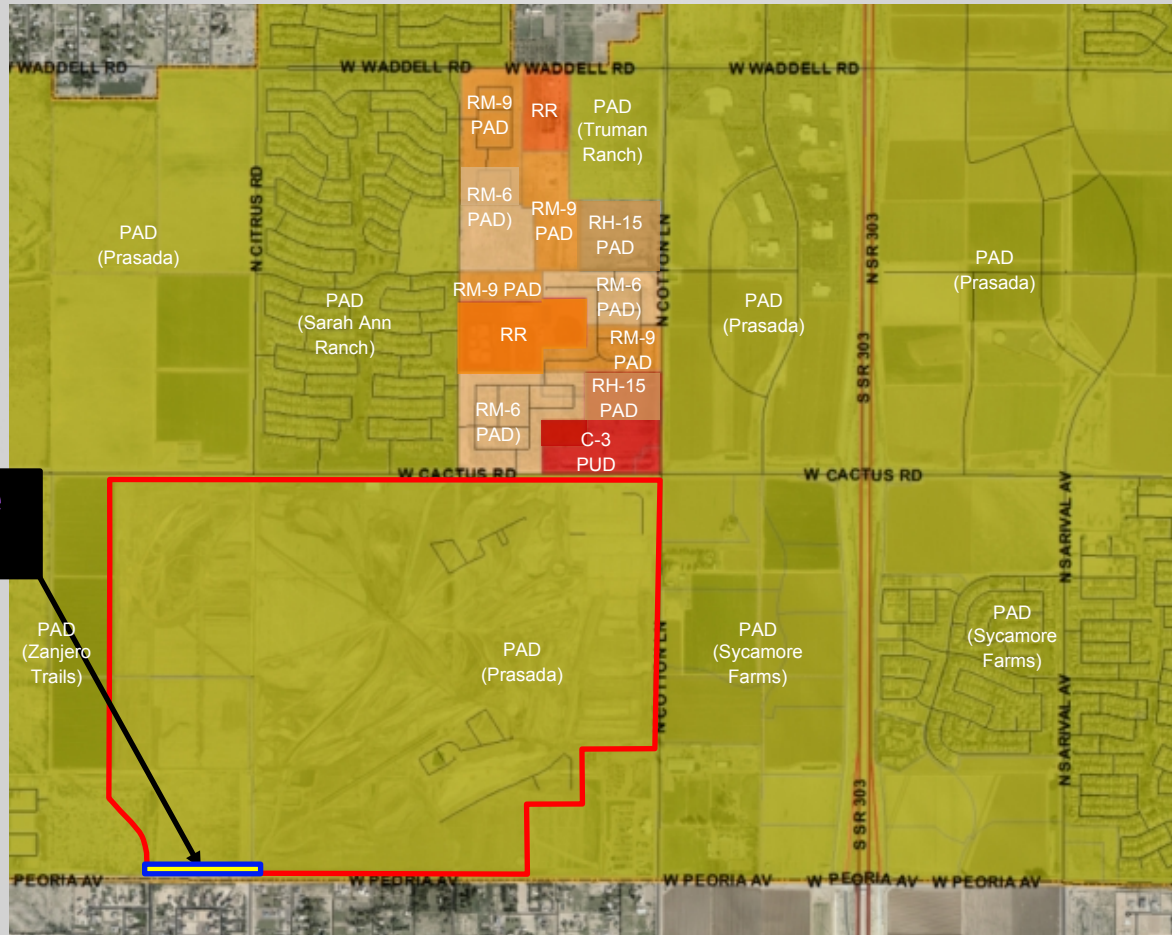
Toll at Prasada

FS19-788 Peoria Avenue Phase 3 MOD



FS19-788 Vicinity Map

Peoria Avenue Phase 3



FS19-788 Case Map



QUESTIONS OR COMMENTS?

Thank You



CITY OF SURPRISE Regular City Council Meeting

Council Meeting Date: March 16, 2021 Contact Person: Joshua Mike
Submitting Department: Community Development District: District 1
Staff Recommendations: None

Consent: No Regular: Yes Public Hearing: No Report/Discussion: No

Agenda Wording:

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.

Motion:

I move to approve Resolution # 2021-34.

Background:

A group of property owners are seeking annexation of undeveloped land generally located east of 155th Ave on the south side of Frontier Drive. The annexation proposal is for 5 parcels, consisting of 9.96 acres of unincorporated land within Maricopa County zoning district Rural-43. If annexed, the property will assume the similar zoning district of Rural Residential (RR) as outlined in the Land Development Ordinances, and the owners will submit a rezoning request for Residential Medium Density with a Planned Unit Development Overlay (RM-9 PUD). The Resolution for the Intent to Annex directs City Staff to begin the annexation process per A.R.S. § 9-471.

The applicant held a virtual Citizen Review meeting on February 25, 2021. Advertisements were posted in a local newspaper and three (3) signs were posted within the subject property. Neighboring residents attended to express their concerns about the compatibility with their residences.

Objective Analysis:

Positive impacts include adding additional property to the incorporated limits which will generate additional property and potential development fees. Negative impacts could include providing services to an approximately 10-acre area not currently served by the City.

Policy Compliant:

No action is being taken at this time. However, if the City Council moves forward to annex property into the City limits, the annexation would be deemed policy compliant by expanding the range of influence of the City.

Financial Impact:

At this time there are no financial impacts associated with this item. If the City Council moves forward

to annex property into the City limits, there could be financial impacts to the City to provide services to an area which the City did not provide services in the past. If the area is annexed, that could result in future development fees, sales and property taxes. Also, a Financial Impact Analysis will be conducted and submitted along with the final annexation documents.

Budget Impact:

At this time there are no budget impacts associated with this item. If the City Council moves forward to annex property into the City limits, there could be minor budget impacts to the City to provide services to an area which the City did not provide services in the past. If the area is annexed that could result in future development fees, sales and property taxes.

FTE Impact:

At this time there would be no additional FTEs associated with this item. If the City Council moves forward to annex property into the City limits, staff does not believe any future FTEs would be needed based on the potential annexation.

ATTACHMENTS:

1. 01 FS20-739 Res. 2021-34 Enclave IV-Intent to Annex (1)
 2. 02 FS20-739 Enclave IV at Paloma Creek Legal Description
 3. 03 FS20-739 Enclave III at Paloma Creek Vicinity Map
 4. 04 3.16.2021 Annexation Presentation FS20-739
-

RESOLUTION # 2021-34

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF SURPRISE, ARIZONA DIRECTING THE RECORDING OF A BLANK PETITION FOR ANNEXATION PURSUANT TO A.R.S. § 9-471, PERTAINING TO A CERTAIN PROPERTY THAT ADJOINS AND IS CONTIGUOUS TO THE CITY OF SURPRISE CONSISTING OF APPROXIMATELY 9.95 ACRES LOCATED ONE-HALF MILE NORTH OF HAPPY VALLEY ROAD AND ONE-HALF MILE WEST OF 155TH AVE, MARICOPA COUNTY, ARIZONA

WHEREAS, it has been proposed that the City of Surprise annex certain property within the Southeast quarter of the Southeast quarter of the Northwest quarter of Section 6, Township 4 North, Range 1 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, more particularly described in the attached ***Exhibit A***;

WHEREAS, the area to be annexed adjoins the exterior boundary of the City of Surprise for at least 300 feet and is otherwise contiguous to the City; and

WHEREAS, A.R.S. § 9-471(A)(1) requires that the City file, in the office of the Maricopa County, Arizona Recorder, a blank petition setting forth the legal description, attached hereto as ***Exhibit A***, and an accurate map of the exterior boundaries of the territory proposed to be annexed, attached hereto as ***Exhibit B***.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Surprise, Arizona, as follows.

Section 1. The City Clerk shall record with the Office of the Maricopa County Recorder a blank annexation petition containing the legal description of the property, attached hereto as ***Exhibit A***, and an accurate map of the exterior boundaries of the territory proposed to be annexed, attached hereto as ***Exhibit B***. The City Clerk shall also record a sworn affidavit verifying that no part of the territory proposed to be annexed is already subject to an earlier filing for annexation.

Section 2. The City Clerk shall call a public hearing for the purpose of consideration of the proposed annexation, said hearing to be noticed for a date between 20-30 days after filing the blank annexation petition, in accordance with A.R.S. § 9-471 (A)(3).

[SIGNATURES TO FOLLOW ON THE NEXT PAGE]

APPROVED AND ADOPTED this ____ day of _____, 2021.

Skip Hall, Mayor

Attest:

Approved as to form:

Sherry Aguilar, City Clerk

Robert Wingo, City Attorney

EXHIBIT A

LEGAL DESCRIPTION

The Southeast quarter of the Southeast quarter of the Northwest quarter of Section 6,
Township 4 North, Range 1 West of the Gila and Salt River Base and Meridian, Maricopa
County, Arizona described by metes and bounds as follows:

BEGINNING at the Center of said Section 6;

Thence North 89° 48' 24" West along the East-West mid-section line a distance of 658.26 feet;

Thence North 00° 03' 17" West a distance of 658.77 feet;

Thence South 89° 47' 38" East a distance of 658.82 feet to the North-South mid-section line;

Thence South 00° 00' 23" East along said mid-section line a distance of 658.62 feet to the **POINT**

OF BEGINNING.

Containing 9.9581 acres



Land Survey Services PLC
20651 W. Pasadena Ave
Buckeye, AZ 85396-1255

Job No. 10019

EXHIBIT A

Parcel Map Check Report

Prepared by:

Thomas Rope
Land Survey Services, PLC
Date: 3/10/2020 8:50:08 AM

Parcel Name: Paloma Creek
Description: SE1/4, SE1/4, NW1/4 SEC 6, T4N, R1W
Process segment order counterclockwise: False
Enable mapcheck across chord: False

North: 989,285.1762' East: 552,048.0707'

Segment# 1: Line

Course: N89°48'24"W Length: 658.26'
North: 989,287.3973' East: 551,389.8144'

Segment# 2: Line

Course: N0°03'17"W Length: 658.77'
North: 989,946.1670' East: 551,389.1852'

Segment# 3: Line

Course: S89°47'38"E Length: 658.82'
North: 989,943.7970' East: 552,048.0010'

Segment# 4: Line

Course: S0°00'23"E Length: 658.62'
North: 989,285.1670' East: 552,048.0744'

Perimeter: 2,634.47' Area: 9.9579Acre
Error Closure: 0.0099 Course: S22°21'11"E
Error North : -0.00911 East: 0.00375

Precision 1: 266,109.09



Land Survey Services PLC
20651 W. Pasadena Ave
Buckeye, AZ 85396-1255

Job No. 10019

EXHIBIT B

A PART OF THE NORTHWEST QUARTER OF SECTION 6
T4N, R1W, G.&S.R.B.M., MARICOPA COUNTY, ARIZONA



N1/4 COR
SEC 6

1625.16'
S00°00'23"E

S89°47'38"E

658.82'

658.77'
N00°03'17"W

THIS SITE

658.62'
S00°00'23"E
159TH AVENUE

1"=150'

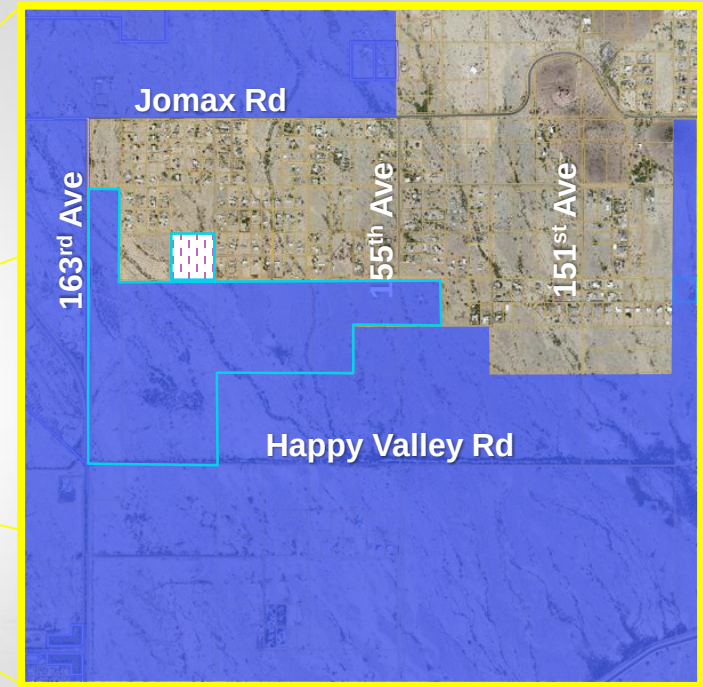
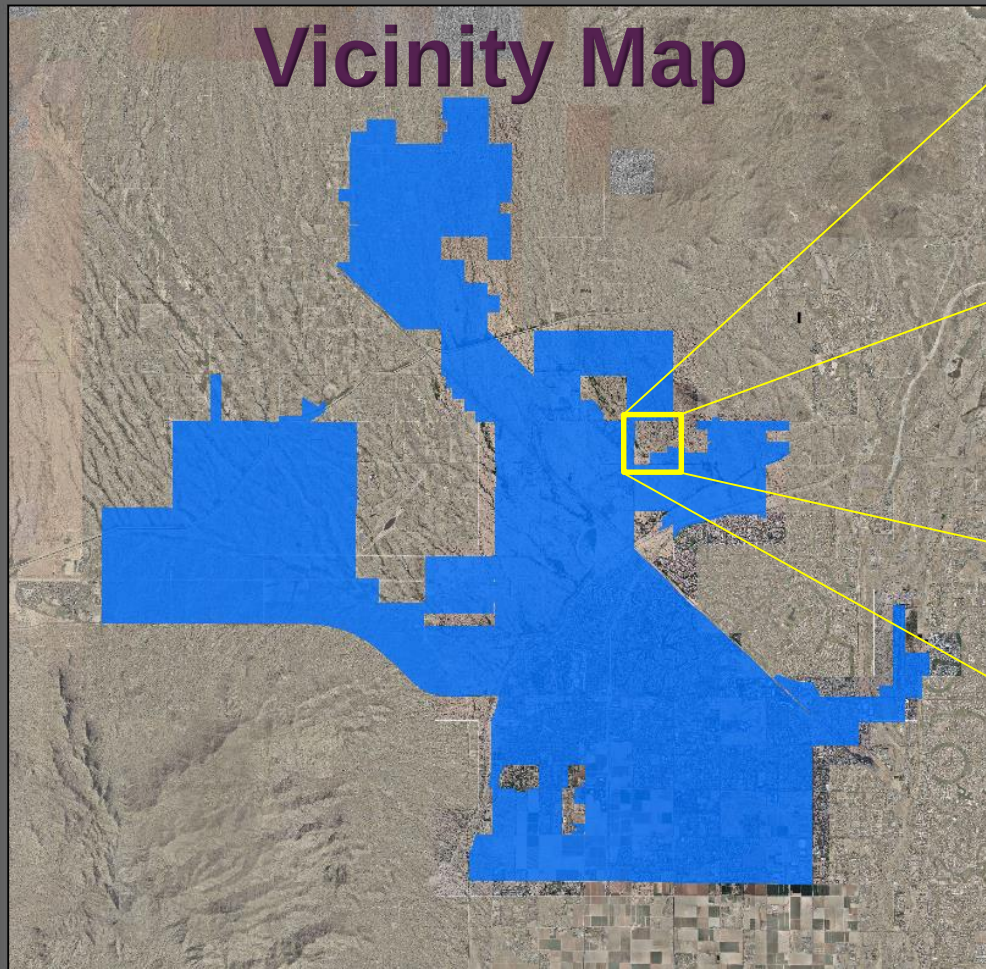
1174.39'
N89°48'24"W

N89°48'24"W
FRONTIER

658.26'
DRIVE

P.O.B.
CENTER
SEC 6

Vicinity Map



Proposed Annexation Location

- Existing Surprise Incorporated Limits
- Approved Paloma Creek Boundary
- FS20-739 – Enclave IV at Paloma Creek

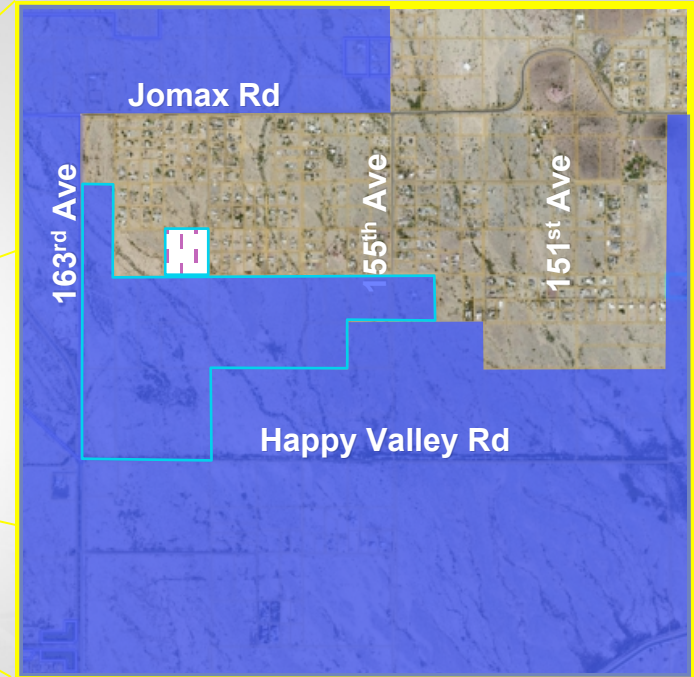
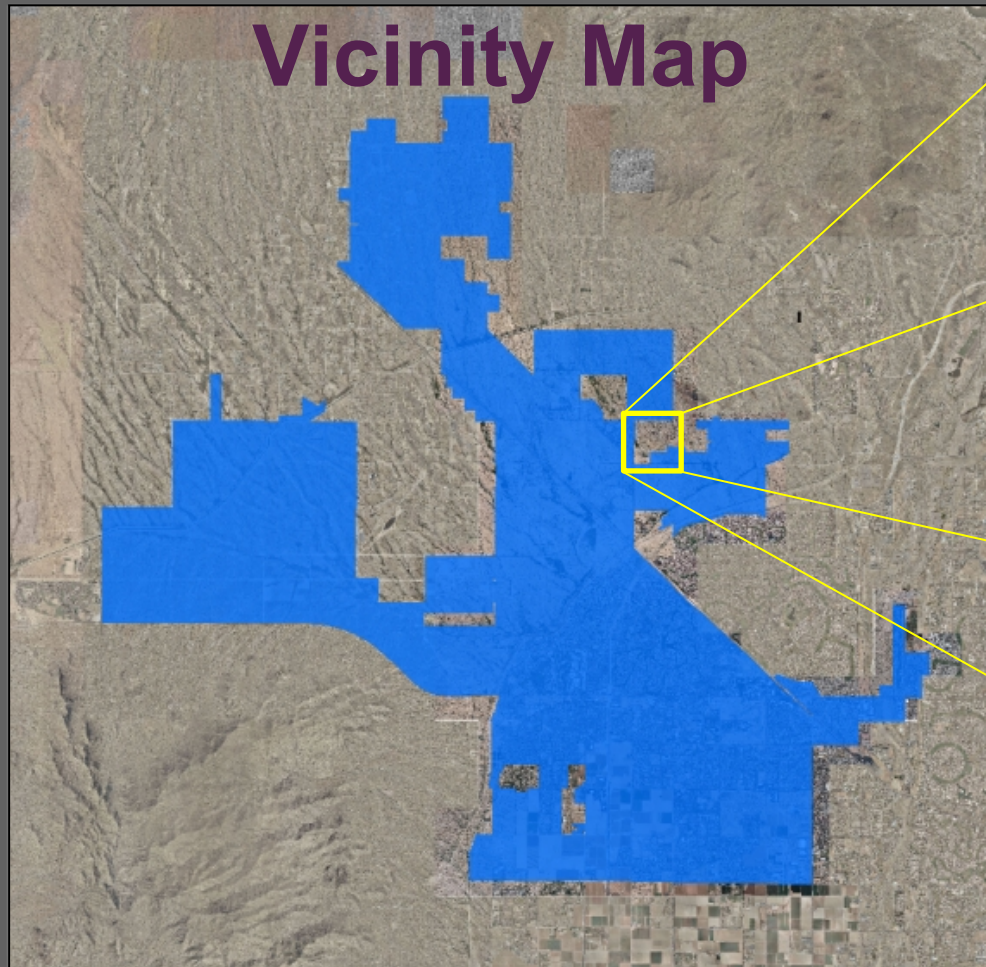


Resolution for Intent to Annex

FS20-739 – Enclave IV at Paloma Creek

City Council
March 16, 2021

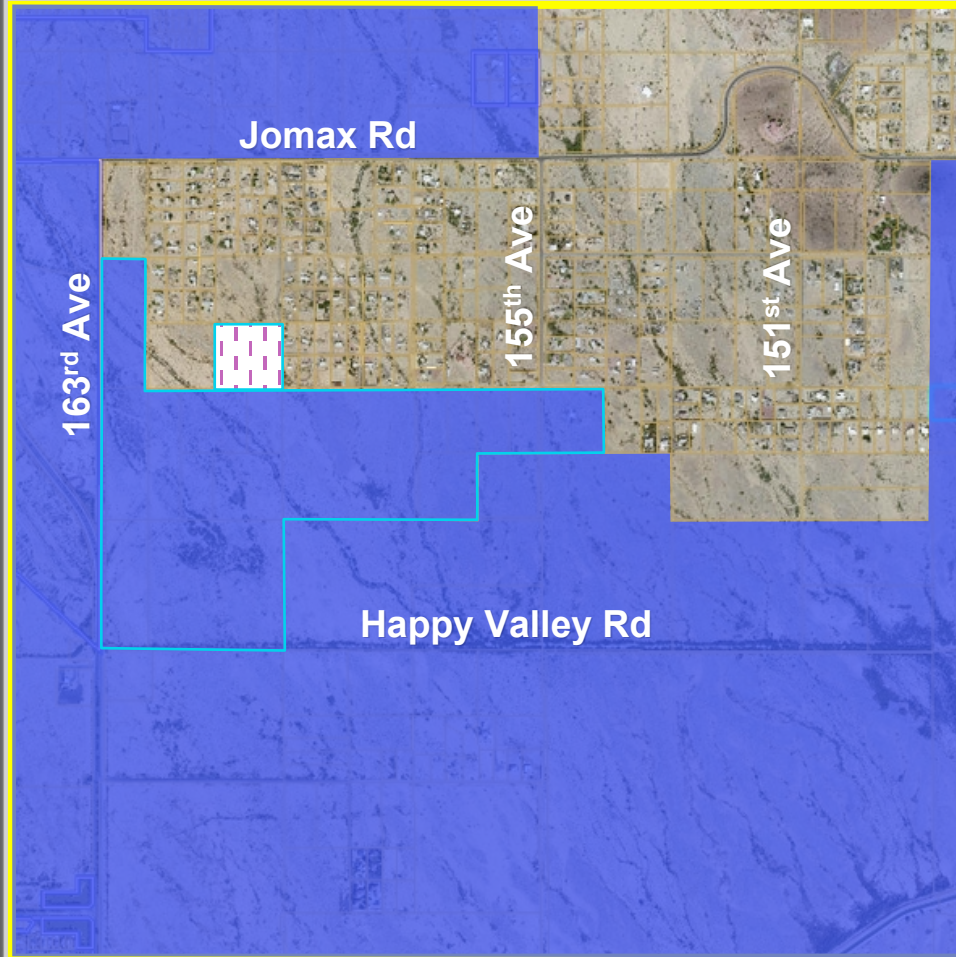
Vicinity Map



Proposed Annexation Location

- Existing Surprise Incorporated Limits
- Approved Paloma Creek Boundary
- FS20-739 – Enclave IV at Paloma Creek

Case Map



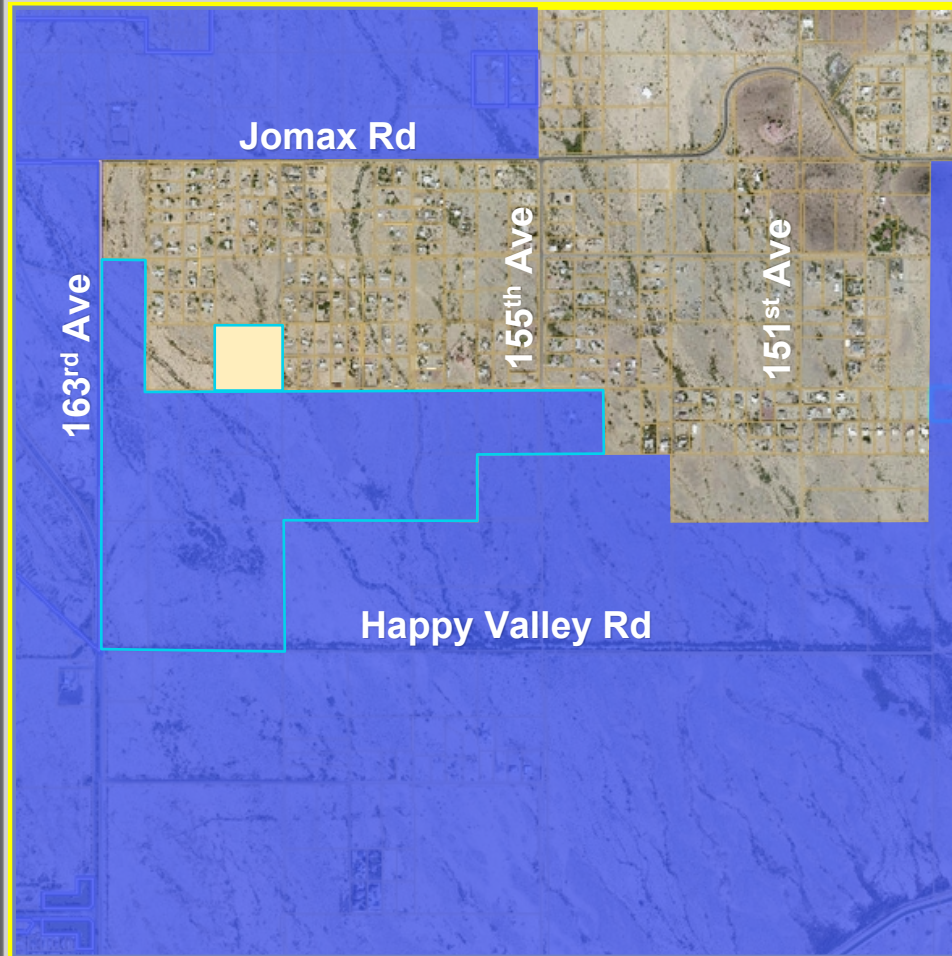
Existing Surprise Incorporated Limits

Proposed Annexation location



RU-43 Maricopa County Zoning

Zoning



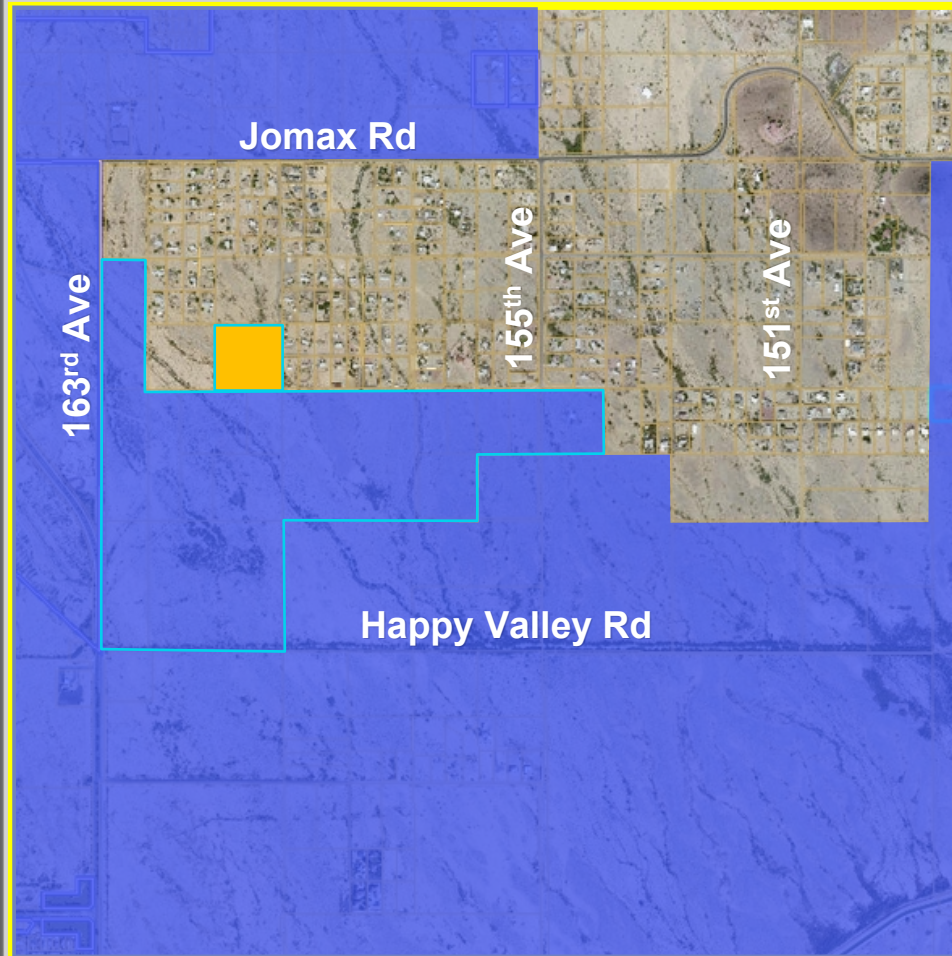
Existing Surprise Incorporated Limits

Current County Zoning



RU-43 Maricopa County Zoning

Zoning



Existing Surprise Incorporated Limits

City Equivalent Zoning



RR Surprise Zoning

Next Steps

Resolution for the Intent to Annex

- City Council – March 16, 2021

File Blank Petition:

- Begins 30-day waiting period;
- Reach out to County Assessor and Dept of Revenue
- Date TBD

Public Hearing:

- City council has public hearing to discuss the annexation proposal
- Date TBD (approximately 21-30 days after filing blank petition)

Obtain signatures on annexation petitions

- Applicant has 1 year to petition complete
- City Council adopts annexation ordinance

Concurrent Cases

FS20-739 – Enclave IV at Paloma Creek Annexation

- FS20-738 – Enclave IV at Paloma Creek Rezone
- Rezoning: from RR to RM-5 PUD (max 5 du/ac)



QUESTIONS OR COMMENTS?

Thank You



CITY OF SURPRISE Regular City Council Meeting

Council Meeting Date: March 16, 2021 Contact Person: Joshua Mike
Submitting Department: Community Development District: District 1
Staff Recommendations: None

Consent: No Regular: Yes Public Hearing: No Report/Discussion: No

Agenda Wording:

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.

Motion:

I move to approve Resolution # 2021-33.

Background:

A group of property owners are seeking annexation of undeveloped land generally located east of 155th Ave on the south side of Frontier Drive. The annexation proposal is for one (1) parcel, consisting of 5.38 acres of unincorporated land within Maricopa County zoning district Rural-43. If annexed, the property will assume the similar zoning district of Rural Residential (RR) as outlined in the Land Development Ordinances, and the owners will submit a rezoning (FS20-731) request for Residential Medium Density with a Planned Unit Development Overlay (RM-9 PUD). The Resolution for the Intent to Annex directs City Staff to begin the annexation process per A.R.S. § 9-471. The applicant held a virtual Citizen Review meeting on February 11, 2021. Advertisements were posted in a local newspaper and three (3) signs were posted within the subject property. Neighboring residents attended to express their concerns about the compatibility with their residences.

Objective Analysis:

Positive impacts include adding additional property to the incorporated limits which will generate additional property and potential development fees. Negative impacts could include providing services in a 5.38 acre area where the City did not have to previously serve.

Policy Compliant:

No action is being taken at this time. However, if the City Council moves forward to annex property into the City limits, the annexation would be deemed policy compliant by expanding the range of influence of the City.

Financial Impact:

At this time there are no financial impacts associated with this item. If the City Council moves forward

to annex property into the City limits, there could be financial impacts to the City to provide services to an area which the City did not provide services in the past. If the area is annexed, that could result in future development fees, sales and property taxes. Also a Financial Impact Analysis will be conducted and submitted along with the final annexation documents.

Budget Impact:

At this time there are no budget impacts associated with this item. If the City Council moves forward to annex property into the City limits, there could be minor budget impacts to the City to provide services to an area which the City did not provide services in the past. If the area is annexed that could result in future development fees, sales and property taxes.

FTE Impact:

At this time there would be no additional FTEs associated with this item. If the City Council moves forward to annex property into the City limits, staff does not believe any future FTEs would be needed based on the potential annexation.

ATTACHMENTS:

1. 01 FS20-732 Res. 2021-33 Enclave III-Intent to Annex
 2. 02 FS20-732 Enclave III at Paloma Creek Legal Description
 3. 03 FS20-732 Enclave III at Paloma Creek Vicinity Map
 4. 04 3.16.2021 Annexation Presentation FS20-732
-

RESOLUTION # 2021-33

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF SURPRISE, ARIZONA DIRECTING THE RECORDING OF A BLANK PETITION FOR ANNEXATION PURSUANT TO A.R.S. § 9-471, PERTAINING TO A CERTAIN PROPERTY THAT ADJOINS AND IS CONTIGUOUS TO THE CITY OF SURPRISE CONSISTING OF APPROXIMATELY 5.38 ACRES LOCATED ONE-HALF MILE NORTH OF HAPPY VALLEY ROAD AND 660 FEET EAST OF 155TH AVE, MARICOPA COUNTY, ARIZONA

WHEREAS, it has been proposed that the City of Surprise annex certain property within The West 355.08 feet of the East 655.08 feet of the North half of the Northwest quarter of the Southwest quarter of Section 5, Township 4 North, Range 1 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, more particularly described in the attached ***Exhibit A***;

WHEREAS, the area to be annexed adjoins the exterior boundary of the City of Surprise for at least 300 feet and is otherwise contiguous to the City; and

WHEREAS, A.R.S. § 9-471(A)(1) requires that the City file, in the office of the Maricopa County, Arizona Recorder, a blank petition setting forth the legal description, attached hereto as ***Exhibit A***, and an accurate map of the exterior boundaries of the territory proposed to be annexed, attached hereto as ***Exhibit B***.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Surprise, Arizona, as follows.

Section 1. The City Clerk shall record with the Office of the Maricopa County Recorder a blank annexation petition containing the legal description of the property, attached hereto as ***Exhibit A***, and an accurate map of the exterior boundaries of the territory proposed to be annexed, attached hereto as ***Exhibit B***. The City Clerk shall also record a sworn affidavit verifying that no part of the territory proposed to be annexed is already subject to an earlier filing for annexation.

Section 2. The City Clerk shall call a public hearing for the purpose of consideration of the proposed annexation, said hearing to be noticed for a date between 20-30 days after filing the blank annexation petition, in accordance with A.R.S. § 9-471 (A)(3).

[SIGNATURES TO FOLLOW ON THE NEXT PAGE]

APPROVED AND ADOPTED this ____ day of _____, 2021.

Skip Hall, Mayor

Attest:

Approved as to form:

Sherry Aguilar, City Clerk

Robert Wingo, City Attorney

EXHIBIT A

LEGAL DESCRIPTION

The West 355.08 feet of the East 655.08 feet of the North half of the Northwest quarter of the Southwest quarter of Section 5, Township 4 North, Range 1 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, .described by metes and bounds as follows:

Commencing at the West quarter corner of said Section 5;
Thence South 89° 41' 02" East along the East-West mid-section line of Section 5 a distance of 654.57 feet to the **POINT OF BEGINNING**;
Thence continuing South 89° 41' 02" East along said line a distance of 355.08 feet;
Thence South 00° 05' 23" West a distance of 660.15 feet;
Thence North 89° 39' 59" West a distance of 355.08 feet;
Thence North 00° 05' 23" East a distance of 660.04 feet to the **POINT OF BEGINNING**.

Containing 5.3808 acres



Land Survey Services PLC
20651 W. Pasadena Ave
Buckeye, AZ 85396-1255

Job No. 16018

EXHIBIT A

Parcel Map Check Report

Prepared by:

Thomas Rope

Land Survey Services, PLC

Date: 3/10/2020 8:50:08 AM

Parcel Name: Paloma Creek

Description: W 355.08', E 655.08', N1/2, NW1/4, SW1/4 Sec 5, T4N, R1W

Process segment order counterclockwise: False

Enable mapcheck across chord: False

North: 989,407.8467'

East: 555,314.8264'

Segment# 1: Line

Course: S89°41'02"E

Length: 355.08'

North: 989,405.8876'

East: 555,669.9010'

Segment# 2: Line

Course: S0°05'23"W

Length: 660.15'

North: 988,745.7384'

East: 555,668.8672'

Segment# 3: Line

Course: N89°39'59"W

Length: 355.08'

North: 988,747.8059'

East: 555,313.7932'

Segment# 4: Line

Course: N0°05'23"E

Length: 660.04'

North: 989,407.8451'

East: 555,314.8268'

Perimeter: 2,030.35'

Area: 5.3808Acre

Error Closure: 0.0016

Course: S15°57'09"E

Error North : -0.00155

East: 0.00044

Precision 1: 1,268,968.75

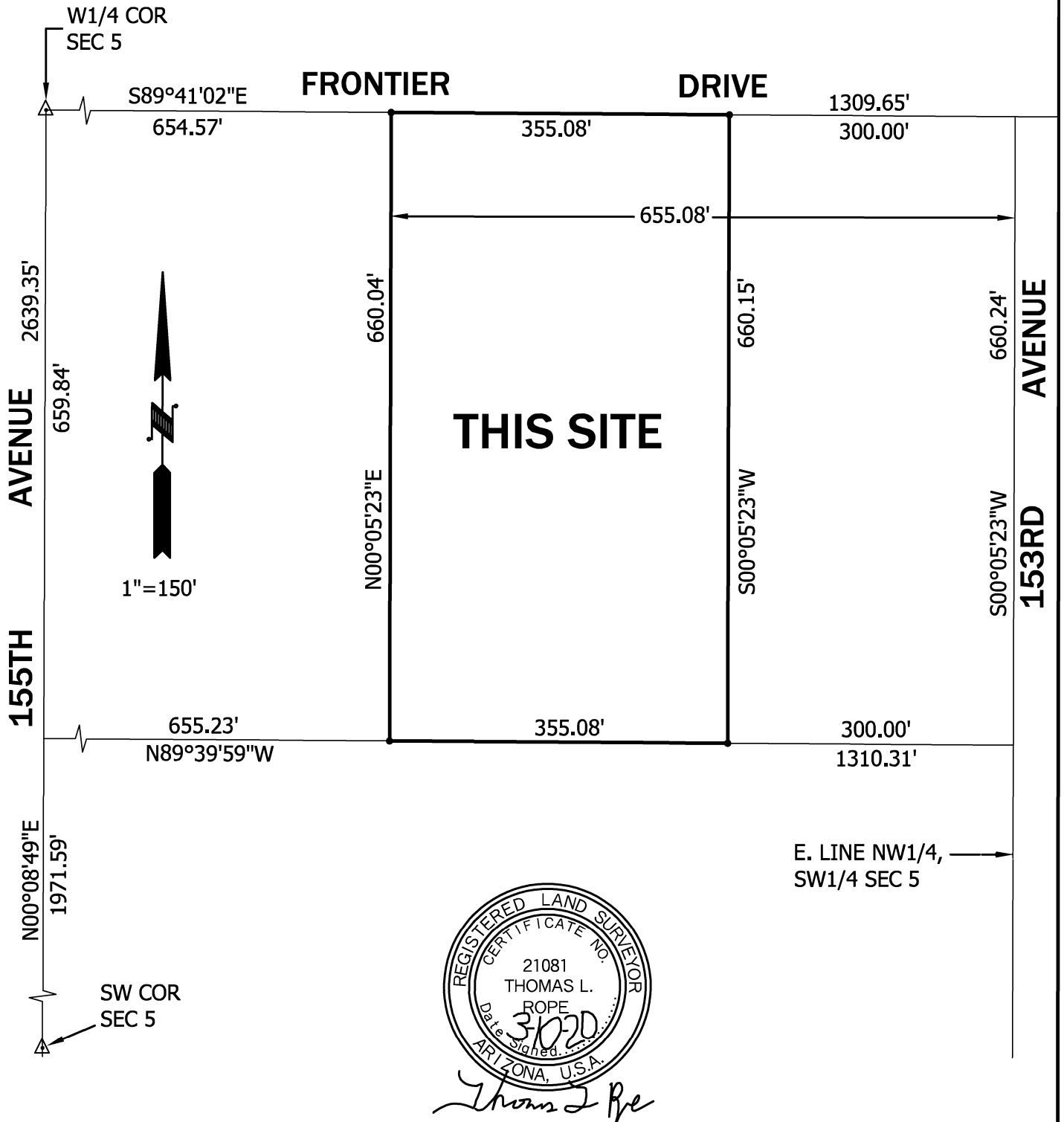


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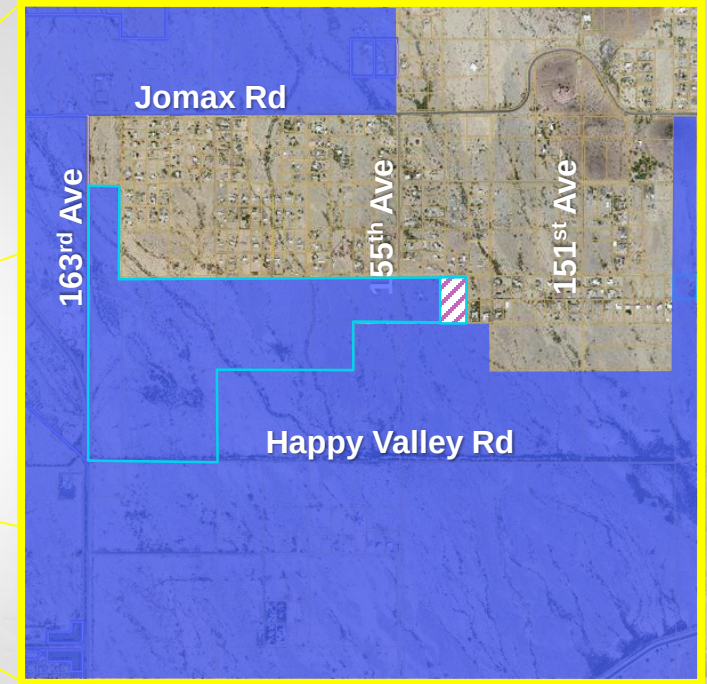
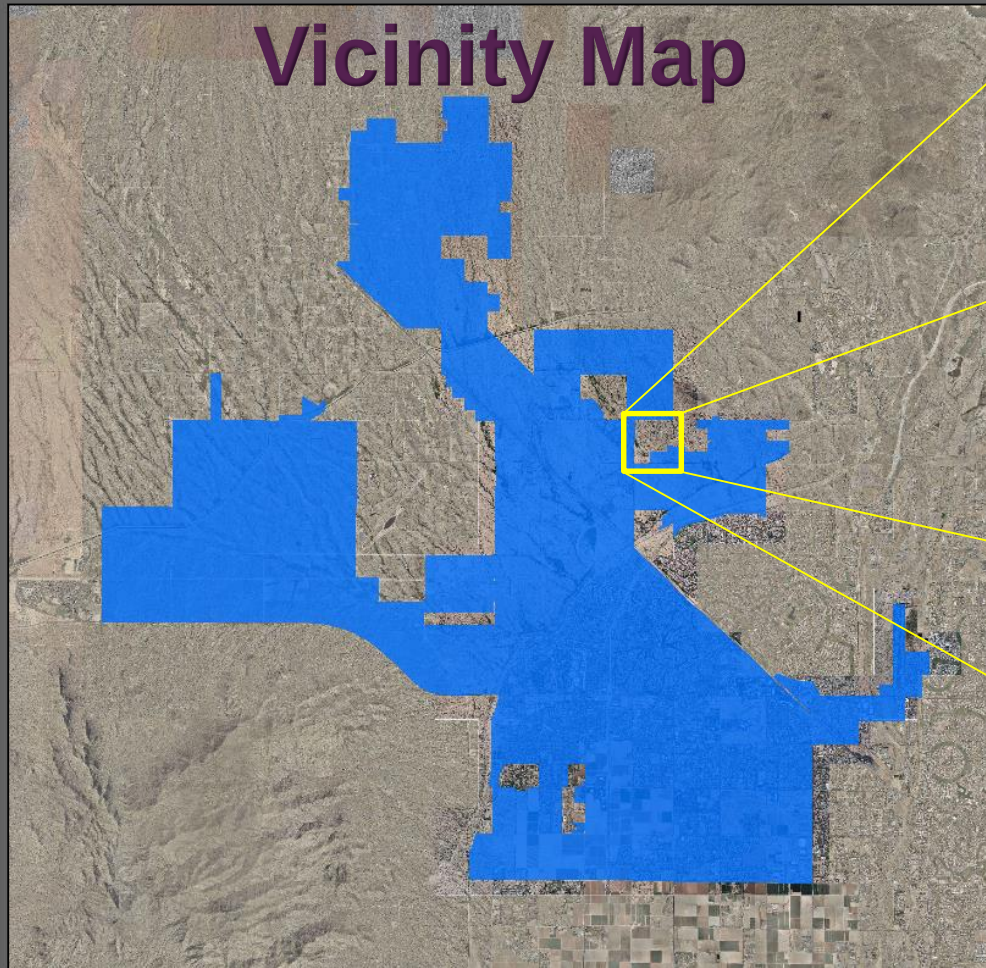
Job No. 16018

EXHIBIT B

A PART OF THE SOUTHWEST QUARTER OF SECTION 5
T4N, R1W, G.&S.R.B.M., MARICOPA COUNTY, ARIZONA



Vicinity Map



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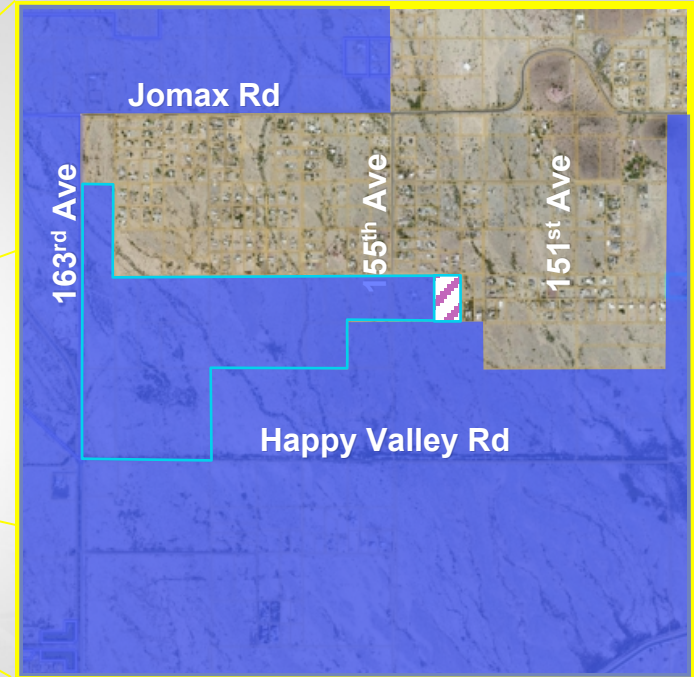
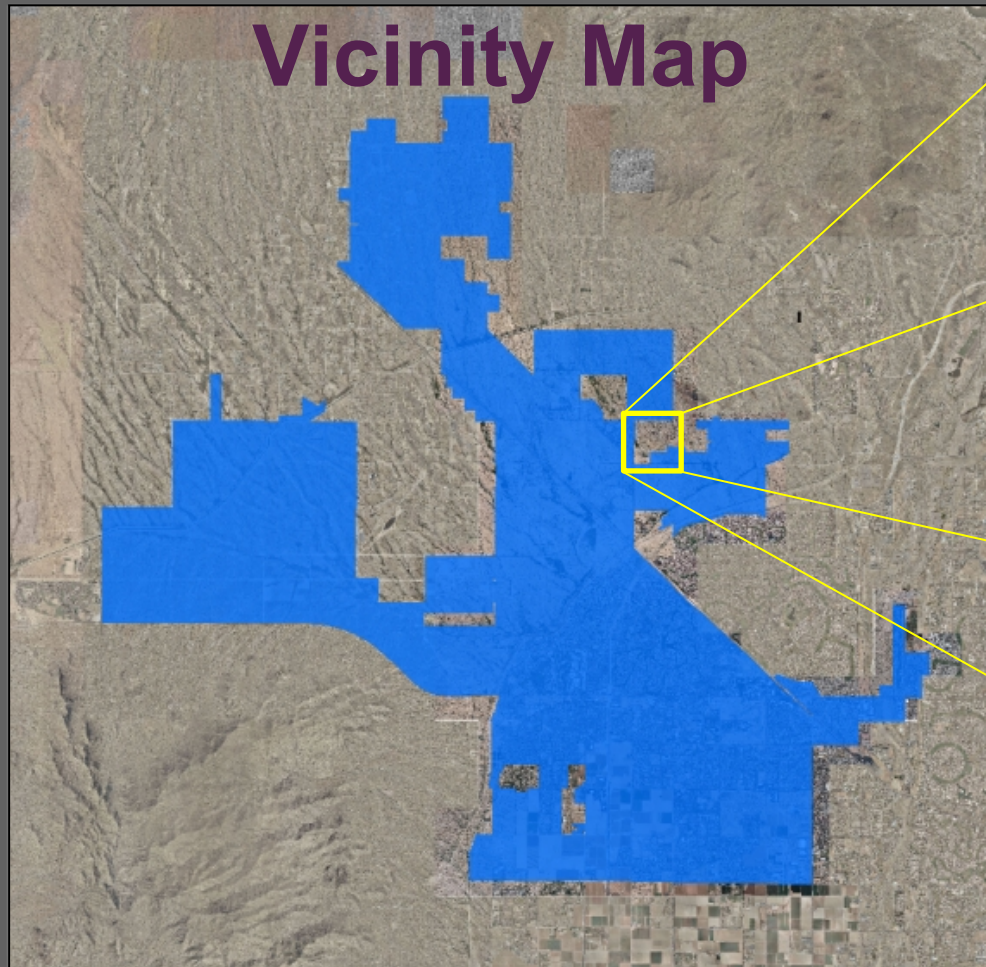


Resolution for Intent to Annex

FS20-732 – Enclave III at Paloma Creek

City Council
March 16, 2021

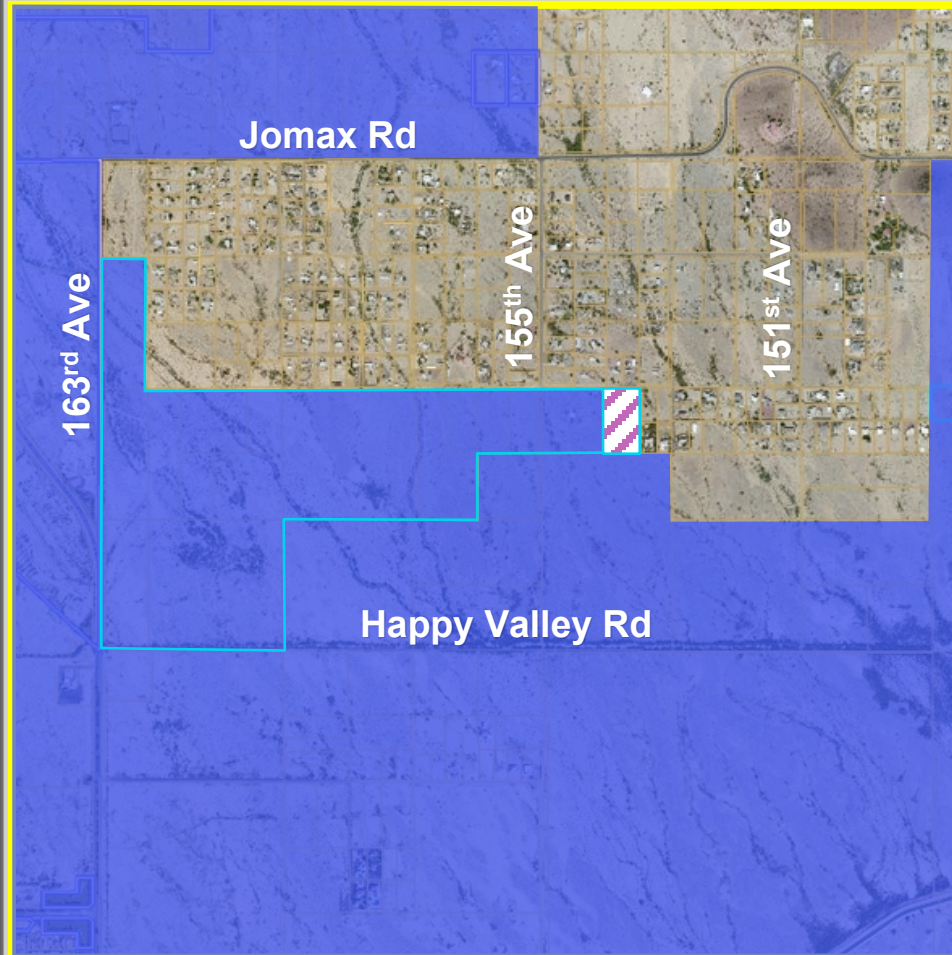
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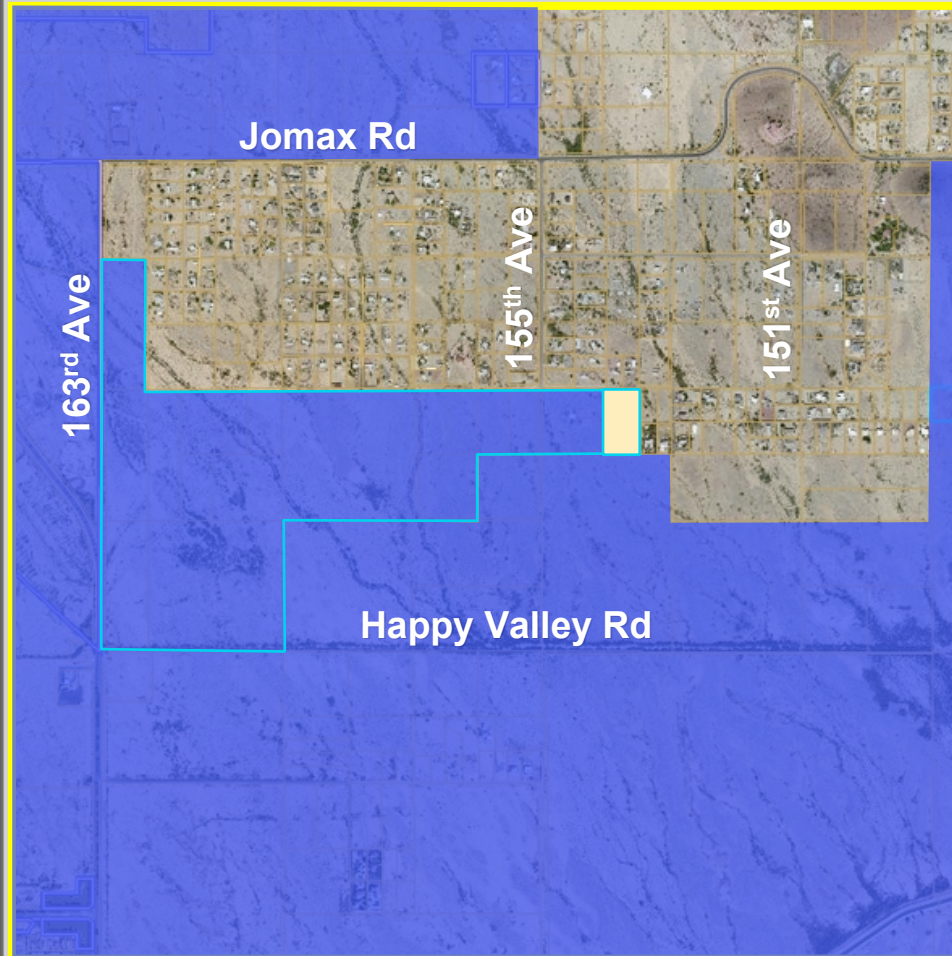
Existing Surprise Incorporated Limits



Proposed Annexation location

FS20-732 – Enclave III at Paloma Creek

Zoning



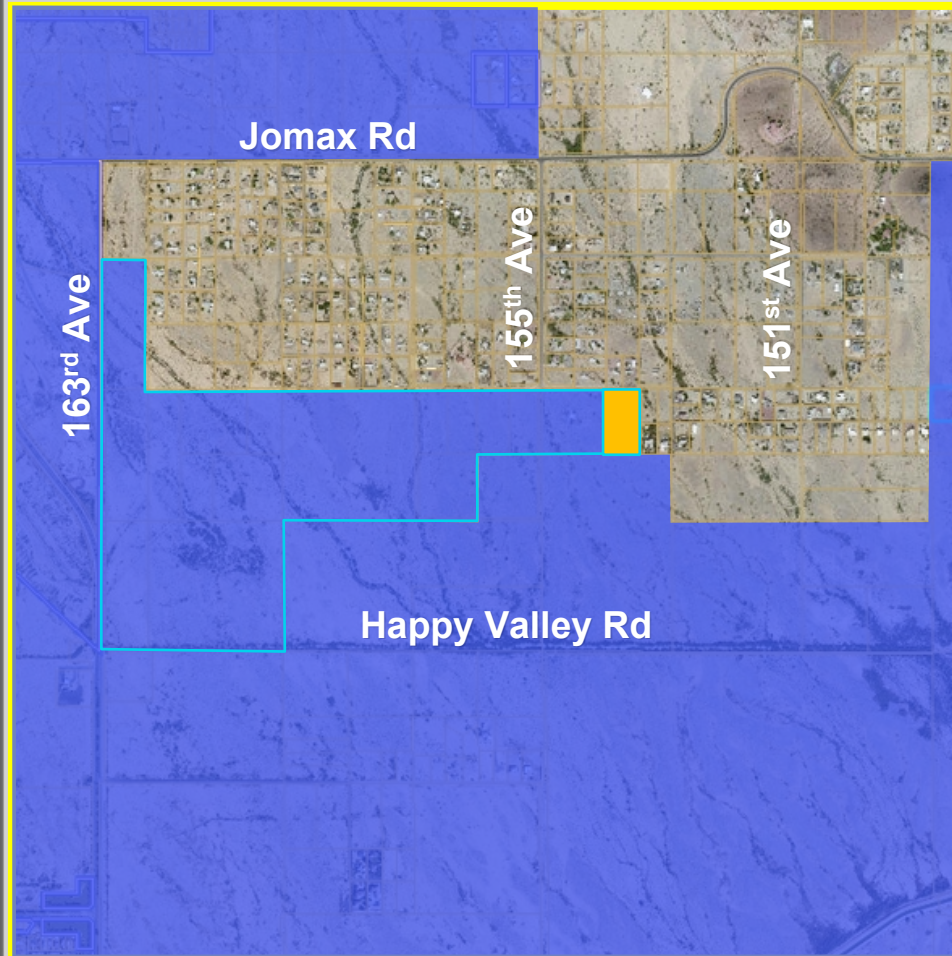
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Current County Zoning

RU-43 Maricopa County Zoning

Zoning



Existing Surprise Incorporated Limits



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- Preliminary Plat



QUESTIONS OR COMMENTS?

Thank You