

CITY OF SURPRISE
Regular City Council Meeting
16000 N. Civic Center Plaza
Surprise, AZ 85374
Tuesday, April 6, 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. Watch live on Cox channel 11, www.surpriseaz.gov/surprisetv, or the Surprise City Gov Facebook page at www.facebook.com/cityofsurprise.

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

Water Awareness Month Proclamation

E. City Manager Report

1. **COVID-19 update**

F. City Clerk Report

G. Call To The Public

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

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

H. Regular City Council Meeting Agenda

CONSENT AGENDA:

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| 2. | Citywide | Consideration and action on the minutes of the Regular City Council Work Session and Regular City Council Meeting of March 16, 2021. | None

Sherry Aguilar
City Clerk |
| 3. | District 3 | Consideration and action to approve a liquor license request by Andrea Lewkowitz (Agent) for a Series 12 - Restaurant license (Job #139184) for Chipotle Mexican Grill #3642, located at 16810 W. Waddell Road, Surprise, AZ 85388. | None

Sherry Aguilar
City Clerk |
| 4. | District 3 | Consideration and action pertaining to approval of the Master Plat entitled, "Sycamore Farms (Paradisi)" and dated February 25, 2021, an approximately 196.43 acre real property generally located on the southeast corner of Cactus Road and Cotton Lane in the Sycamore Farms PAD; Case FS20-449. | None

Robert Kuhfuss
Community
Development |
| 5. | District 1 | Consideration and action pertaining to approval of the Final Plat entitled, "North Copper Canyon Parcel 3.3", together with an associated Alternative Assurance Agreement, for a property generally located on the southwest corner of Pinnacle Peak Road and 183rd Avenue in the North Copper Canyon PAD; Case FS20-674. | None

Robert Kuhfuss
Community
Development |

6.	District 3	Consideration and action pertaining to approval of the Final Plat entitled, "Re-Plat of Lot 5, 'Amended Replat of Lot 3' " an approximately 92.31 acre real property generally located south of Waddell Road and east of Loop 303. (Case FS20-665)	None Shirley Phan Community Development
7.	Citywide	Consideration and action pertaining to approval of a Fiscal Year 2021 budget amendment reallocating appropriations in the amount of \$200,000 for contract building inspector services; Resolution #2021-38.	None Chris Boyd Community Development
8.	Internal	Consideration and action pertaining to approval of a Fiscal Year 2021 budget amendment utilizing personnel savings within the Finance Department for consulting services by moving budget authority of \$50,000 from the General Fund, Full-time Salaries to Professional and Outside Services; Resolution #2021-45.	None Andrea Davis Finance
9.	Citywide	Consideration and action pertaining to acceptance of a grant from the State of Arizona Department of Health Services and the Arizona Pediatric Disaster Coalition through Coyote Crisis Collaborative and approval of an amendment of the Fiscal Year 2021 budget reallocating appropriations of \$8,600 within the Grants Fund; Resolution #2021-37.	None Scott Smith Fire - Medical
10.	Citywide	Consideration and action pertaining to approval of an amendment to the Fiscal Year 2021 budget by moving budget authority of \$56,800 from General Contingency to AZ GOHS Project G31372 and authorizing acceptance of a grant award from the AZ Governor's Office of Highway Safety (GOHS) for overtime expenses, materials, supplies, and equipment; Resolution # 2021-40.	None Geoffrey Leggett Police
11.	District 3	Consideration and action declaring the City's intention to establish a lighting improvement district entitled, "City of Surprise, Arizona, SU-CottonNCactus193" for the purpose of purchasing facilities and energy for lighting the public streets and parks pursuant to A.R.S. § 48-616; Resolution # 2021-35.	None Mike Gent Public Works
12.	Citywide	Consideration and action to formally deaccession the "Give Your Community a Hand" mural.	None Danielle Osborne Human Svcs and Comm Vitality
13.	Citywide	Consideration and action authorizing the Mayor and Council to approve an Intergovernmental Agreement between the City of Surprise and Maricopa County Department of Transportation (MCDOT) to perform routine or emergency roadway maintenance services through the Entente Program. Resolution 2021-42.	None Kristin Tytler Public Works

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| 14. | District 1 | Consideration and action to enlarge an existing lighting improvement district pursuant to A.R.S. § 48-616 for the purpose of purchasing facilities and energy for lighting the public streets and parks for the SU-TieraVrdeEast185; Resolution No. 2021-39. | None

Mike Gent
Public Works |
| 15. | Citywide | Consideration and action pertaining to approval of an intergovernmental agreement (IGA) with other West Valley municipalities for the creation and participation in a Mobile Field Force for the purpose of providing a pool of specialized officers to be available, upon request, to assist in responding to volatile situations, incidents of civil disturbances, or events involving large crowds; Resolution #2021-18. | None

Geoffrey Leggett
Police |

REGULAR AGENDA ITEM - PUBLIC HEARING:

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

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| 16. | Citywide | Consideration and action finding and declaring that the continuation of a grant of a franchise to EPCOR Water Arizona Inc. is beneficial for the City of Surprise and calling a special franchise election to be held on November 2, 2021, to submit to the qualified electors of Surprise the question of whether a franchise shall be granted to EPCOR; Resolution #2021-23. | None

Robert Wingo
Legal |
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- I. Other Business and Future Agenda Items
- J. City Council Reports
- K. Executive Session

For information Purposes; Upon a public majority vote of a quorum of the City Council, the Council may hold an executive session, which will not be open to the public, but for only the following purposes:

- discussion or consideration of personnel matters (A.R.S. §38-431.03 (A)(1));
- discussion or consideration of records exempt by law from public inspection (A.R.S. §38-401.03 (A)(2));
- discussion or consultation for legal advice with the city's attorneys (A.R.S. §38-431.03 (A)(3));
- discussion or consultation with the city's attorneys regarding the city's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation, or in settlement discussions conducted in order to avoid or resolve litigation (A.R.S. §38-431.03 (a)(4));
- discussion or consultation with designated representatives of the city in order to consider its position and instruct its representatives regarding negotiations with employee organizations (A.R.S. §38-431.03 (A)(5)); or
- discussion, consultation or consideration for international and interstate negotiations or for negotiations by a city or town, or its designated representatives, with members of a tribal council, or its designated representatives, of an Indian reservation located within or adjacent to the city or town. A.R.S. §38-401.03 (A)(6)).
- discussing or consulting with designated representatives of the city in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property (A.R.S. §38-431.03 (A)(7)).

Confidentiality Requirements Pursuant to A.R.S. §38-431.03(C)(D): Any person receiving executive session information pursuant to A.R.S. §38-431.02 shall not disclose that information except to the Attorney General or County Attorney by agreement of the City Council, or as otherwise ordered by a court of competent jurisdiction.

The council may vote to hold an executive session for the purpose of obtaining legal advice from the Board's attorney on any matter listed on the agenda pursuant to A.R.S. § 38-431.03(A)(3).

L. Adjournment

SHERRY ANN AGUILAR, CITY CLERK, MMC

POSTED: April 1, 2021 at 12:20 PM

SPECIAL NOTE: PERSONS WITH SPECIAL ACCESSIBILITY NEEDS, INCLUDING LARGE PRINT MATERIALS OR INTERPRETER, SHOULD CONTACT THE CITY CLERK'S OFFICE @ 623.222.1200 OR TTY 623.222.1002, BY NO LATER THAN 24 HOURS IN ADVANCE OF THE REGULAR SCHEDULED MEETING TIME.