



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

Tuesday, September 21, 2021 @ 6:00 PM
COUNCIL CHAMBERS

A. Call To Order

Any prayer or invocation that may be offered before the start of the Regular Council Meeting is a voluntary offering by a private resident of Surprise; has not been previously reviewed or approved by City Council or City staff; should not be considered an endorsement of any particular religion by the City or its officials, as the beliefs, viewpoint, and content are personal to the speaker; and no participation by any person in attendance is required. A list of volunteers is maintained by the office of the City Clerk and interested persons should contact the Clerk's Office for further information.

B. Roll Call

C. Pledge of Allegiance

D. Proclamation and Community Acknowledgements

E. City Manager Report

F. City Clerk Report

G. Call To The Public

INSTRUCTIONS: In order to address the City Council, you will need to fill out a Call to the Public Form available at the front counter, and then turn it in to the City Clerk before the meeting begins.

[Download the Call to the Public form](#) (PDF download requires Adobe Acrobat Reader)

[Fill out the Call to the Public form online](#) If submitting form electronically, please submit to City Clerk at least one hour before the meeting start time.

The Call to the Public form is also available at the front counter.

Note: A.R.S. 38-431.01(H)- During this time members of the public may address City Council only on issues within the jurisdiction of the City Council which are not an item on the agenda. At the conclusion of the open call, City Council may respond to criticism, may ask staff to review the matter or may ask that the matter be put on a future agenda. No discussion or action shall take place on any item raised.

Approval of items on the Consent Agenda – all items with an asterisk (*) are considered to be routine matters and will be enacted by one motion and one roll call vote to the City Council. There will be no separate discussion on these items unless a Councilmember requests, in which event the item will be removed from the consent agenda and considered in its normal sequence on the agenda.

Please be aware that Council Members may not discuss or respond to matters raised during call to the public that are not specifically identified on the agenda. Council Members may however, in their discretion, discuss or respond to relevant matters raised during a noticed public hearing or agenda item.

H. Regular City Council Meeting Agenda

CONSENT AGENDA:

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| 1. | Citywide | Consideration and action on the minutes of September 7, 2021 Regular City Council Work Session, Regular City Council Meeting and Executive Session. | None

Sherry Aguilar
City Clerk |
| 2. | District 1 | Consideration and action pertaining to the approval of the Final Plat entitled, "CCV North Surprise", and dated November 24, 2020, generally located on the northeast corner of Pinnacle Peak Road and 163rd Avenue. (Case FS20-557). | None

Robert Kuhfuss
Community Development |
| 3. | District 3 | Consideration and action pertaining to approval of the Condominium Plat entitled, "Toll at Prasada Cottages" and dated August 23, 2021, an approximately 1.4975 acre property generally located west of Cotton Lane, between Cactus Road and Pieria Avenue. (Case FS21-432) | None

Trevor Fleetham
Community Development |
| 4. | District 3 | Consideration and action pertaining to approval of the Final Plat entitled, "Re-Plat of Lot 2 of Rancho Trugold" and dated August 25, 2021, an approximately 40.77 acre property generally located south of Waddell Road and east of 175th Avenue. (Case FS20-060) | None

Lloyd Abrams
Community Development |
| 5. | Citywide | Consideration and action pertaining to approval of an amendment to the FY2022 budget by moving budget authority of \$38,800 from Contingency within the Grants Fund to Project G31244 FFY22 DEA Task Force to account for overtime reimbursement received from the FFY2022 U.S. Department of Justice Drug Enforcement Administration (DEA) Task Force Intergovernmental Agreement; Resolution # 2021-135. | None

Benny Pina
Police |
| 6. | District 3 | Consideration and action declaring the intention to enlarge an existing lighting improvement district entitled, "SU-Paradise Honors 195" pursuant to A.R.S. § 48-616 for the purpose of purchasing facilities and energy for lighting the public streets and parks; Resolution # 2021-41. | None

Mike Gent
Public Works |
| 7. | District 1 | Consideration and action pertaining to approval of the Final Plat entitled, "Tierra Rico – Parcel A" dated May 22, 2020, an approximately 46.6 acre property generally located at northwest corner of Dale Lane and west of 171st Avenue in the Tierra Rico PAD; Resolution # 2021-137; Case FS18-485. | None

Sergio Angulo
Community Development |
| 8. | District 1 | Consideration and action pertaining to approval of the Final Plat entitled, "Tierra Rico – Parcel B" dated May 22, 2020, an approximately 26.35 acre property generally located north of Dale Lane and west of 171st Avenue in the Tierra Rico PAD; Resolution #2021-138; Case FS18-683. | None

Sergio Angulo
Community Development |

9.	District 1	Consideration and action pertaining to acceptance of a Drainage Easement from Randy and Catherine Brazil for roadway improvements along Peakview, near 171st avenue.	None Lloyd Abrams Community Development
10.	District 1	Consideration and action pertaining to acceptance of a Warranty Deed from Randy and Catherine Brazil for Right of Way for roadway improvements at Peakview between 171st and 173rd Avenues.	None Lloyd Abrams Community Development
11.	District 1	Consideration and action pertaining to acceptance of a Drainage Easement from the Lim Family Revocable Living Trust for roadway improvements along 171st Avenue and Dynamite.	Lloyd Abrams Community Development
12.	District 1	Consideration and action pertaining to approval of the Map of Dedication entitled, "Tierra Rico"; Resolution # 2021-139.	None Sergio Angulo Community Development
13.	District 1	Consideration and action pertaining to acceptance of a Drainage Easement from the Steven Z Jones Living Trust, for roadway improvements along 171st Avenue and Olea Way.	None Lloyd Abrams Community Development
14.	District 1	Consideration and action pertaining to acceptance of a Warranty Deed from Surprise Land Holdings, LLC for Right of Way for roadway improvements on Peakview between 173rd and 175th Avenues.	None Lloyd Abrams Community Development
15.	District 1	Consideration and action pertaining to acceptance of a Drainage Easement from Surprise Land Holdings, LLC for roadway improvements along Peakview, near 171st Avenue.	None Lloyd Abrams Community Development
16.	District 1	Consideration and action pertaining to acceptance of a Drainage Easement from John and Angela Thomas for roadway improvements along 171st Avenue near Dale Lane.	None Lloyd Abrams Community Development
17.	Citywide	Consideration and action pertaining to approval of a Fiscal Year 2022 budget amendment moving budget authority in the amount of \$106,000 within the Highway User Capital Fund from Project A61070 to Projects A61712 and A61713 for the purchase of two street sweepers; Resolution # 2021-136.	None Gladys Nkeze Public Works

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| 18. | District 1 | Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Happy Valley Road Phase 5, generally located at W. Happy Valley Road between N. 149th Avenue and N. 155th Avenue; Resolution # 2021-141. | None

Mike Gent
Public Works |
| 19. | District 1 | Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Happy Valley Road Phase 6, generally located at W. Happy Valley Road between N. 147th Avenue and N. 149th Avenue; Resolution # 2021-142. | None

Mike Gent
Public Works |
| 20. | Citywide | Consideration and action to designate the City of Surprise Sports and Tourism Department as the designated official Destination Marketing Organization (DMO) for the purpose of coordinating tourism promotion with the Arizona Office of Tourism (AOT); Resolution #2021-143. | None

Kendra Pettis
Sports and
Tourism |
| 21. | Citywide | Consideration and action pertaining to the approval of a Fiscal Year 2022 budget amendment moving budget authority in the amount of \$137,800 from the Contingency Fund to the Arizona Office of Tourism Fund and increase the Arizona Office of Tourism Fund revenue budget in association with anticipated increased Prop.302 funding; Resolution #2021-144 | None

Kendra Pettis
Sports and
Tourism |

REGULAR AGENDA ITEM - PUBLIC HEARING:

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| 22. | Citywide | Consideration and action pertaining to approval of a proposed Text Amendment to Chapter 109 of the Surprise Land Development Ordinance regarding Class II Temporary Signs; Ordinance # 2021-16. | None

Robert Kuhfuss
Community
Development |
| 23. | District 1 | Consideration and action pertaining to approval of a rezone of approximately 187 acres generally located south of Dynamite Boulevard and east of 163rd Avenue from Rural Residential (RR) and Planned Area Development (PAD) to Residential Low Density with a Planned Unit Development Overlay (RL-5 PUD); Ordinance # 2021-19; Case FS20-225. | None

Sergio Angulo
Community
Development |

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

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| 24. | Internal | Consideration and action pertaining to approval of an amendment to the City of Surprise Budget Amendment Policies and Procedures; Resolution # 2021-98. | None

Andrea Davis
Finance |
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- I. Other Business and Future Agenda Items
- J. City Council Reports
- K. Executive Session

25.	Internal	Consideration and action to recess into executive session to discuss and consider final candidates for appointment to the position of City Manager pursuant to A.R.S. 38-431.03(A)(1).	None Donna Meuse Human Resources
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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: Thursday, September 16, 2021 @ 12:14 p.m.

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.