



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

Tuesday, October 5, 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

Domestic Violence Awareness Month Proclamation

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 21, 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 approval of the Final Re-Plat entitled, "Mesquite Mountain Ranch Phase 1" an approximately 105 acre property generally located north of Beardsley Road and east of 227th Avenue in Mesquite Mountain Ranch; Resolution # 2021-154.. | None

Robert Kuhfuss
Community Development |
| 3. | District 1 | Consideration and action declaring the City's intention of establishing a street light improvement district entitled, "City of Surprise, Arizona, SU-Mesquite Mnt Rnch 155 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; Resolution # 2021-140. | None

Mike Gent
Public Works |
| 4. | District 1 | Consideration and action declaring the City's intention of establishing a street light improvement district entitled, "City of Surprise, Arizona, SU-Tierra Rico 180 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; Resolution #2021-145. | None

Mike Gent
Public Works |
| 5. | Internal | Consideration and action pertaining to approval of a Fiscal Year 2022 budget amendment moving budget authority in the amount of \$148,100 for the purpose of transferring budgeted salaries for two positions and associated program funds from the Human Services and Community Vitality (HSCV) Department and \$113,900 for one position from the Sports and Tourism Department to the Parks and Recreation Department, and \$4,000 from HSCV to Parks and Recreation within the Donations Fund, as well as the reclassification of three part-time equivalent positions to full-time equivalent positions within the Parks and Recreation Department; Resolution #2021-151. | None

Parks and Recreation |
| 6. | Citywide | Consideration and action pertaining to acceptance of the 2021 Justice Assistance Grant (JAG) and amending the FY2022 budget by moving budget authority of \$10,300 from Contingency to Project G31224 FY2022 JAG Grant; Resolution # 2021-149. | None

Benny Pina
Police |
| 7. | Citywide | Consideration and action pertaining to approval of an amendment to the Fiscal Year 2022 budget by moving budget authority in the amount of \$13,400 within the Grants Fund for the purpose of accepting two grants from the Arizona Governor's Office of Highway Safety (GOHS) to advocate for child seat safety and youth alcohol awareness; Resolution # 2021-152. | None

Tom Abbott
Fire - Medical |

REGULAR AGENDA ITEM - PUBLIC HEARING:

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| 8. | District 1 | Consideration and action pertaining to approval of a Comprehensive Sign Program for The Marketplace at Asante, located on the northwest corner of 163rd Avenue and Pat Tillman Boulevard; Case FS21-391. | None

Sergio Angulo
Community Development |
| 9. | District 1 | Consideration and action pertaining to approval of the annexation of approximately 19.896 acres for Windstone Ranch North, a property generally located north of Happy Valley Road and west of 151st Avenue; Ordinance # 2021-20. (Case FS21-209) | None

Sergio Angulo
Community Development |
| 10. | District 1 | Consideration and action pertaining to approval of a rezone of approximately 19.89 acres from Rural Residential (RR) to Residential Low Density (R-1) for Windstone Ranch North, a property generally located north of Happy Valley Road and west of the 151st Avenue alignment; Ordinance # 2021-13. | None

Sergio Angulo
Community Development |

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

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| 11. | Internal | Consideration and action pertaining to approval of an Employment Agreement with Bob Wingenroth appointing him City Manager upon vacancy pursuant to Surprise Municipal Code Section 2-120. | None

Donna Meuse
Human Resources |
| 12. | Internal | Presentation and discussion pertaining to the FY2021 Financial Status Report through June 2021. | None

Andrea Davis
Finance |
| 13. | Citywide | Consideration and action pertaining to approval of a Fiscal Year 2022 budget amendment moving budget authority in the amount of \$975,000 within the General Capital Projects Fund from Contingency to Project P31030: Public Safety Evidence & Readiness Center, consolidating Public Safety Election 2017 Fund Projects P31020: Police Training Facility and P31030: Public Safety Evidence & Readiness Center and renaming Project P31030: Public Safety Evidence, Readiness & Training Facility; Resolution 2021-150. | None

Mike Gent
Public Works |

I. Other Business and Future Agenda Items

J. City Council Reports

K. Executive Session

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| 14. | Internal | Consideration and action to recess into executive session for discussion and consultation with the City's attorneys for legal advice, and to consider and instruct the City's attorneys regarding the City Council's position pertaining to opioid litigation pursuant to A.R.S. 38-431.03 (A) (3) and (4). | None

Robert Wingo
City Clerk |
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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 30, 2021 @ 12:40 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.