



CITY OF SURPRISE
Regular City Council Meeting
16000 N. Civic Center Plaza
Surprise, AZ 85374
Tuesday, March 5, 2019 @ 6:00 PM
COUNCIL CHAMBERS

- A. Call To Order
- B. Roll Call
- C. Pledge of Allegiance
- D. Proclamation and Community Acknowledgements
- E. City Manager Report

Presentation by Friends of the Surprise Libraries.

- 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:

- | | | | |
|----|------------|---|--|
| 1. | District 5 | Consideration and action pertaining to approval of the Final Plat entitled "Final Plat for Rangers Housing at Surprise Center," dated January 7, 2019, generally located on the northeastern corner of Bullard Avenue and Greenway Road. | None

Hobart Wingard
Community
Development |
| 2. | District 3 | Consideration and action pertaining to approval of the Final Plat entitled, "Final Plat – Toll at Prasada, Phase 1 Unit A", dated January 10, 2019, a property generally located west of Cotton Lane between Cactus Road and Peoria Avenue. | None

Robert Kuhfuss
Community
Development |
| 3. | District 3 | Consideration and action pertaining to approval of the Final Plat entitled, "Final Plat – Toll at Prasada, Phase 1 Unit D", dated January 10, 2019, a property generally located west of Cotton Lane between Cactus Road and Peoria Avenue. | None

Community
Development |
| 4. | Citywide | Consideration and action regarding a Master License Agreement for ExteNet Systems Inc., under Case FS19-049. | None

Hobart Wingard
Community
Development |
| 5. | District 3 | Consideration and action pertaining to approval of the Final Plat entitled, "Final Plat – Toll at Prasada, Phase 1 Unit B", dated January 10, 2019, a property generally located west of Cotton Lane between Cactus Road and Peoria Avenue. | None

Eric Fitzer
Community
Development |
| 6. | District 1 | Consideration and Action pertaining to acceptance of a Right of Way from George Hoefer and Sheila Redding-Hoefer; Resolution #2019-24. | None

Eric Fitzer
Community
Development |
| 7. | District 1 | Consideration and action pertaining to a grant of an Easement to Southwest Gas Utility for the purpose of providing service to the Ottawa Campus. | None

Eric Fitzer
Community
Development |
| 8. | Internal | Consideration and action on the minutes for Tuesday, February 19, 2019 for the Regular Work Session, Regular Council Meeting and Executive Session. | None

Sherry Aguilar
City Clerk |

REGULAR AGENDA ITEM - PUBLIC HEARING:

- | | | | |
|----|----------|--|-------------------------------------|
| 9. | Citywide | A Public hearing pertaining to the results of the Biennial Audit of the City's land use assumptions, infrastructure improvements plan and development fees as required by Section 106-61 of the City of Surprise Municipal Code and Arizona Revised Statute (ARS) 9-463.05 (G)(2). | None

Andrea Davis
Finance |
|----|----------|--|-------------------------------------|

- | | | | |
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| 10. | District 3 | Consideration and action pertaining to approval of a rezone of 200.3 acres of property located in the Sycamore Farms Planned Area Development ("PAD") at the southeastern corner of Cotton Lane and Cactus Road from Sycamore Farms PAD-RL-5, PAD-RM9, PAD-CC, and Park to Sycamore Farms PAD-RL-5, PAD-RM9, and PAD-CC; Ordinance #2019-04. | Hobart Wingard
Community
Development |
|-----|------------|--|--|

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

- | | | | |
|-----|----------|--|--|
| 11. | Citywide | Consideration and action pertaining to a Fiscal Year 2019 budget amendment reallocating appropriations in the amount of \$40,000 in support of continuing the digital Shop Surprise program for a second year in partnership with the Surprise Regional Chamber of Commerce; Resolution #2019-07. | None

Jeanine Jerkovic
Economic
Development |
| 12. | Citywide | Consideration and action pertaining to approval of an amendment to the Fiscal Year 2019 Budget and Capital and Operating List of Items of 50k by reallocating appropriation of \$250,200 from General Capital contingency and \$124,800 from CRS replacement Project #A54010 to Project #P54140, Tennis Court Lights, for a total of \$375,000; and amending items #19407 for Tennis Court Lighting and #19035-CRS Asset Replacement; Resolution #2019-23. | None

Donna Miller
Community and
Recreation Svcs |
| 13. | Citywide | Presentation and discussion on the Community and Recreation Services Fee Policy and proposed updates to the Comprehensive Citywide Fee Schedule. | None

Donna Miller
Community and
Recreation Svcs |
| 14. | Citywide | Consideration and action pertaining to approval of the Settlement Agreement for Stipulated Condemnation By and Between Circle City Water Company, L.L.C. and City of Surprise. | None

Terry Lowe
Water Resource
Management |

- 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: Thursday, February 28, 2019 @ 11:38 a.m. Amended on February 28, 2019 @ 3:41 p.m. Agenda formatting issues.

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.