



CITY OF SURPRISE
Regular City Council Meeting
16000 N. Civic Center Plaza
Surprise, AZ 85374
Tuesday, March 1, 2022 @ 6:00 PM
COUNCIL CHAMBERS

Amended item # 10 on February 25, 2022 at 1:25 PM

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:

1.	Citywide	Consideration and action on the minutes of the Regular City Council Meeting of February 15, 2022.	None Sherry Aguilar City Clerk
2.	District 5	Consideration and action to approve a request for an Acquisition of Control for an existing Series 12 license (12070006311) for Macayo Restaurant located at 15565 W. Bell Road, Surprise, AZ 85374.	None Sherry Aguilar City Clerk
3.	District 1	Consideration and action pertaining to approval of the Final Plat entitled, "Paradise 151" and dated January 13, 2022, a property generally located south of Paradise Lane between 153 rd Avenue and 151 st Avenue; Case FS21-774.	None Chris Sexton Community Development
4.	Citywide	Consideration and action pertaining to approval of an amendment to the Fiscal Year 2022 budget by moving budget authority in the amount of \$10,000 within the Grants Fund for the purpose of accepting a reallocation grant from the AZ Department of Homeland Security (UASI) for the purchase of equipment; Resolution # 2022-18.	Benny Pina Police
5.	Citywide	Consideration and action pertaining to approval of an amendment to the Fiscal Year 2022 budget moving budget authority within grant and capital projects to/from contingency or between grant projects to adjust amounts originally estimated during the FY2021 budget process, as required by grant stipulations and guidelines, or based on anticipated revenues; Resolution # 2022-21.	None Andrea Davis Finance
6.	Citywide	Consideration and action pertaining to approval of an amendment to the Fiscal Year 2022 budget by reallocating appropriations of \$4,200 within the Grants Fund from Contingency to Supplies in Project G54101 in order to accept a distribution from the United States Tennis Association for the reimbursement of expenses related to growing the game of tennis; Resolution # 2022-16.	None Holly Osborn Parks and Recreation
7.	Citywide	Consideration and action pertaining to approval of a Fiscal Year 2022 budget amendment moving budget authority in the amount of \$1,400,000 from the Police Department General Fund Personnel to Supplies/Services to support one-time operational purchases to increase efficiencies within the department, and amending the adopted FY22 Contract Awarding Authority List; Resolution #2022-20.	None Benny Pina Police
8.	Internal	Consideration and action pertaining to the approval of Amendment No. 1 to the Intergovernmental Agreement with Maricopa County for 2021 Home Program Funds; amending the Fiscal Year 2022 Budget by moving budget authority in the amount of \$186,000 from Contingency to the Neighborhood Revitalization Fund, Project G51564; and accepting grant funding from Maricopa County via The Department of Housing and Urban Development for 2021 Home Program Funds; Resolution # 2022-17.	Seth Dyson Human Svcs and Comm Vitality

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| 9. | Citywide | Consideration and action pertaining to the conditional acceptance and maintenance of certain public utility improvements at the White Tanks Foothills Phase 2 development, generally located at N. White Tank Mountain Boulevard and W. Ruth Avenue; Resolution # 2022-15. | None

Kristin Tytler
Public Works |
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REGULAR AGENDA ITEM - PUBLIC HEARING:

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| 10. | District 1 | Consideration and action pertaining to approval of an amendment to the Surprise Farms PAD, rezoning approximately 11-acres from Commercial (C-2) to High Density Residential (HDR); Ordinance # 2022-06. | Chris Sexton
Community Development |
| 11. | District 1 | Consideration and action pertaining to approval of the annexation of approximately 93.97 acres of county land, generally located south of Pinnacle Peak Road and east of 163 rd Avenue; Ordinance # 2022-04. | None

Trevor Fleetham
Community Development |
| 12. | District 1 | Consideration and action pertaining to approval of a Zone Change of approximately 24.53 acres from Rural Residential (RR) to Residential High Density (R-3) and approximately 69.44 acres from Rural Residential (RR) to Residential Low Density (R-1), located south of Pinnacle Peak Road and east of 163 rd Avenue; Ordinance #2022-03. | None

Trevor Fleetham
Community Development |

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

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| 13. | Internal | Consideration and action pertaining to approval of the City Auditor Employment Agreement with Carol Holley appointing her City Auditor pursuant to Surprise Municipal Code Section 2-170. | Donna Meuse
Human Resources |
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I. Other Business and Future Agenda Items

J. City Council Reports

K. Executive Session

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| 1. | Internal | Consideration and action to recess into executive session for discussion and consultation for legal advice with the City's Attorneys pertaining to Case No. FS20-829 pursuant to A.R.S. § 38-431.03(A)(3). | Robert Wingo
Legal |
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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: February 24, 2022 at 12:50 PM
Amended item #10 on February 25, 2022 at 1:25 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.