



CITY OF SURPRISE
Regular City Council Meeting
16000 N. Civic Center Plaza
Surprise, AZ 85374
Tuesday, April 19, 2022 @ 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

Fair Housing

E. City Manager Report

F. City Clerk Report

- | | | |
|-------------|--|--|
| 1. Citywide | Consideration and action to appoint the following applicants to fill Board/Commission vacancies as follows: Appoint Christopher Whitwell to fill the remainder of a term on the Arts & Cultural Advisory Commission with term expiration of June 30, 2023 and Allison Wisniewski and Jennifer Quintero to fill the remainder of terms on the Veterans, Disability and Human Services Commission both with term expirations of June 30, 2023. | None

Sherry Aguilar
City Clerk |
|-------------|--|--|

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:

- | | | | |
|-----|------------|---|--|
| 2. | Citywide | Consideration and action on the minutes of the Regular City Council Work Session and Regular City Council Meeting of April 5, 2022. | None

Sherry Aguilar
City Clerk |
| 3. | District 6 | Consideration and action to approve a request for a Series 12 (Restaurant) and Agent Change for NATIVE GRILL & WINGS located at 13929 W. Waddell Road, Surprise. AZ. 85379. | None

Sherry Aguilar
City Clerk |
| 4. | District 3 | Consideration and action pertaining to approval of the Final Re-Plat entitled, "Toll at Prasada, Unit K – Phase 3" and dated February 22, 2022, a re-plat of an approximately 42.19 acre property generally located west of Cotton Lane, between Cactus Road and Peoria Avenue; Case FS21-853. | None

Trevor Fleetham
Community Development |
| 5. | District 1 | Consideration and action pertaining to approval of an Easement Agreement and acceptance of an easement from LCD Asante, LLC, for a Communication Tower at the SPA 2 Waste Water Treatment Facility. | None

Lloyd Abrams
Community Development |
| 6. | District 1 | Consideration and action to accept a Drainage and Slope Easement from Saguaro Acres Community Facilities District for the purpose of roadway improvements along 171st Avenue at Dynamite Boulevard. | None

Lloyd Abrams
Community Development |
| 7. | District 1 | Consideration and action to accept an Utility Easement from HE Capital Asante, LLC, at the SPA 2 Waste Water Treatment Facility. | None

Lloyd Abrams
Community Development |
| 8. | District 4 | Consideration and action declaring the City's intention to create of a lighting improvement district known as, "City of Surprise, Arizona, SU-OTSCommSouth197 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 # 2022-03. | None

Kristin Tytler
Public Works |
| 9. | District 3 | Consideration and action declaring the City's intention to create the lighting improvement district known as, "City of Surprise, Arizona, SU-WaddeINSarval198 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 #2022-04. | None

Kristin Tytler
Public Works |
| 10. | District 5 | Consideration and action declaring the City's intention to create the lighting improvement district known as, "City of Surprise, Arizona, SU-CityCenter01187 Lighting Improvement District" pursuant to A.R.S. § 48-616 for the | None

Kristin Tytler
Public Works |

purpose of purchasing facilities and energy for lighting the public streets and parks; Resolution #2022-38.

- | | | | |
|-----|----------|---|--|
| 11. | Citywide | Consideration and action pertaining to approval of an amendment to the Fiscal Year 2022 budget by reallocating appropriations of \$4,000 within the Grants Fund from Contingency to Salaries in Project G54102 in order to accept a distribution from the Michael Phelps Foundation for the reimbursement of expenses related to implementing the Michael Phelps IM program; Resolution #2022-31. | None

Holly Osborn
Parks and Recreation |
| 12. | Citywide | Consideration and action pertaining to the renewal of an Intergovernmental Agreement with Maricopa County authorizing the City to send police recruits to the Maricopa County Sheriff's Office Training Academy; Resolution #2022-39. | None

Benny Pina
Police |
| 13. | Citywide | Consideration and action pertaining to approval of an amendment to the Fiscal Year 2022 budget by moving budget authority of \$2,975,000 from contingency to the Fire-Medical Department for the purpose of covering increased operational costs and wildland fire deployments; Resolution #2022-42. | None

Andrea Davis
Fire - Medical |
| 14. | Internal | Consideration and action pertaining to approval of an amendment to the FY2022 budget by moving budget authority in the amount of \$200,000 from contingency to services within the Finance Department for consulting services; Resolution #2022-41. | None

Andrea Davis
Finance |

REGULAR AGENDA ITEM - PUBLIC HEARING:

- | | | | |
|-----|------------|--|--|
| 15. | District 3 | Consideration and action pertaining to a Major Zoning Amendment to the Greer Ranch PAD to change the land use designation of Parcel 22 from Commercial to Residential High Density for the development of attached and detached multi-family rental community on the northeast corner of Peoria Avenue and Sarival Avenue; Ordinance #2022-08. | None

Chris Sexton
Community Development |
| 16. | Citywide | Consideration and action pertaining to a Zoning Text Amendment (ZTA) to the Surprise Land Development Ordinances (LDO) to amend the approval processes for Site Plans and Preliminary Plats; Ordinance #2022-10. | None

Trevor Fleetham
Community Development |

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

- | | | | |
|-----|----------|--|---|
| 17. | Internal | Presentation and discussion pertaining to the fiscal year 2021 annual audit and Annual Comprehensive Financial Report, and associated reports. | None

Andrea Davis
Finance |
| 18. | Citywide | Consideration and action pertaining to approval of a Master Facilities Use Agreement with Ottawa University for Ottawa's use of City facilities; Resolution #2022-32. | None

Kendra Pettis
Sports and Tourism |
| 19. | Citywide | Consideration and action pertaining to approval of the funding priorities for the Community Development Block Grant Program Annual Action Plan for Program Year 2022-2023. | Adam Lane
Human Svcs and Comm Vitality |

20. Citywide Presentation and discussion pertaining to City Roadway Standards and Maintenance None
Public Works
- 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 14, 2022 at 1:30 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.