



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

Tuesday, March 19, 2019 @ 6:00 PM

COUNCIL CHAMBERS

Amended agenda 3/15/19 at 1:45 PM

Added presentation to item #9

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

- 1. Proclamation by Mayor Skip Hall of "Fix a Leak Week" for the City of Surprise. None

Terry Lowe
Water Resource
Management

- 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 pertaining to approval of an amendment to the Fiscal Year 2019 budget by reallocating appropriations in the amount of \$3,000 from project N42010 RV Park Operations to project P42011 Original Town Site Land Improvements within the General Capital Projects Fund, and \$16,300 from project P42010 Original Town Site Land Acquisition in the General Capital Projects Fund to project P42011 Original Town Site Land Improvements in the SW Gas Capital Expenditure Fund; Resolution #2019-25. | None

Eric Fitzer
Community Development |
| 2. | District 1 | Consideration and action pertaining to approval of the Final Plat entitled, "Carol Acres" dated February 13, 2019, a property generally located north of Dynamite Road and West of 166th Avenue. | None

Shirley Phan
Community Development |
| 3. | District 1 | Consideration and action pertaining to acceptance of a warranty deed for Right of Way and Utilities along 171st Ave from Mr. and Ms. Lim. | None

Eric Fitzer
Community Development |
| 4. | District 1 | Consideration and action pertaining to acceptance a Warranty Deed for Right of Way and Utilities along 171st Ave from Mr. Leav. | Eric Fitzer
Community Development |
| 5. | District 1 | Consideration and action pertaining to acceptance of a Warranty Deed, Utilities and a Drainage Easement from Ms. Davis. | None

Eric Fitzer
Community Development |
| 6. | District 3 | Consideration and action pertaining to approval of a sewer line easement at Heritage Farms along 175th Avenue between Waddell and Sweetwater. | None

Eric Fitzer
Community Development |
| 7. | Citywide | Consideration and action on the meeting minutes of March 5, 2019 Regular City Council Work Session and Regular City Council Meeting Executive Session. | None

Sherry Aguilar
City Clerk |

REGULAR AGENDA ITEM - PUBLIC HEARING:

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

- | | | | |
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| 8. | Citywide | Consideration and action pertaining to approval of the AZWARN Mutual Aid Agreement between the City of Surprise and the Arizona Water and Wastewater Agency Response Network (AZWARN) and associated members memorializing the terms and procedures for requesting emergency response for water and wastewater utilities outside a utility service area in times of emergencies; Resolution #2019-29. | None

Terry Lowe
Water Resource Management |
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| 9. | Internal | Presentation and discussion pertaining to the history and purpose of the Youth Services Division. | None

Paul Bernardo
Human Svcs and
Comm Vitality |
| 10. | District 1 | Discussion pertaining to the City's Ride Choice Program and potential improvements. | None

Vice Mayor Roland Winters
Council Member
Chris Judd
Mayor and Council |
- I. Other Business and Future Agenda Items
- J. City Council Reports
- K. Executive Session
- | | | | |
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| 11. | | Consideration and action to enter into executive session for discussion and consultation with the City Attorney for legal advice and the City's position pertaining to pending City of Surprise 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: Amended Agenda 3/15/19 at 1:46 PM
Added Presentation to item #9

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.