



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

Tuesday, December 7, 2021 @ 6:00PM

Call To Order

Invocation

Roll Call

Mayor Hall called to order the Regular City Council Meeting of December 7, 2021 at 6:00 PM at Surprise City Hall Council Chambers, 16000 N Civic Center Plaza, Surprise, Arizona 85374. Also in attendance with Mayor Hall were Vice Mayor Duffy and Council Members: Winters, Cline, Hastings, Judd and Remley.

Staff Present: City Manager, Michael Frazier; City Attorney, Robert Wingo and City Clerk, Sherry Ann Aguilar.

Pledge of Allegiance

Proclamation and Community Acknowledgements

City Manager Report

[Countryside Student Counsel - Isabella DeLadillo spoke](#)

[Youth Council reports](#)

[Steve Castillo from Parks and Recreation announced the winners of the Veteran's Parade.](#)

[City Manager Frazier - Pearl Harbor](#)

1. Reports

City Clerk Report

1. Reports

**1. Consideration and action to appoint applicants to fill vacancies as follows:Â
Barbara Minick to fill the vacancy on the Board of Trustees with a term expiration of June 30, 2024 and Brent Bailey to fill the vacancy on the Parks and Recreation Commission with a term expiration of June 30, 2023 - APPROVED**

[Council Member Judd made the motion to approve the appointments of Barbara Minick and Brent Bailey. Council Member Cline seconded the motion. Seven yes votes, motion carried.](#)

[City Clerk Aguilar administered the Oath of Office.](#)

Call To The Public

Regular City Council Meeting Agenda

CONSENT AGENDA:

[Council Member Hastings made the motion to approve the consent agenda, excluding items 17 and 18. Vice Mayor Duffy seconded the motion. Seven yes votes, motion carried.](#)

2. Consideration and action on the Regular City Council Work Session and Regular City Council Meeting minutes of November 16, 2021 - APPROVED

3. Consideration and action pertaining to approval of a Fiscal Year 2021 budget amendment to move budget authority between projects and funds and inter-fund cash transfers and loans in order to close out the Fiscal Year; Resolution # 2021-173 - APPROVED

4. Consideration and action declaring the City's intent to establish, and ordering the establishment of, the lighting improvement district known as, "City of Surprise, Arizona, Sunnysidehms202 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 # 2021-166 - APPROVED

5. Consideration and action declaring the City's intent to enlarge, and ordering the enlargement of, an existing lighting improvement district known as, "SU-Rancho Mercado North 181" pursuant to A.R.S. § 48-616 for the purpose of purchasing facilities and energy for lighting the public streets and parks; Resolution # 2021-164 - APPROVED

6. Consideration and action pertaining to approval of a Streetlight Maintenance Agreement in order to provide lighting along Prasada Parkway south of Alexandria Way, within the Prasada Development; Resolution # 2021-171 - APPROVED

7. Consideration and action declaring the City's intent to establish, and ordering the establishment of, the lighting improvement district known as, "City of Surprise, Arizona, Su-BrdsleyN231ST203 Street 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 # 2021-179 - APPROVED

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8. Consideration and action pertaining to approval of the Final Plat entitled, "Final Re-Plat Toll at Prasada, Unit H" Phase 3 and dated September 22, 2021, an approximately 13.587 acre property generally located west of Cotton Lane, between Cactus Road and Peoria Avenue; Case FS21-561 - APPROVED

9. Consideration and action pertaining to approval of the Map of Dedication entitled, "W San Ysidro Road", a property generally located east of 147th Avenue and south of Happy Valley Road; Case FS19-882 - APPROVED

10. Consideration and action pertaining to approval of the Final Plat entitled, "San Ysidro Acres" and surveyor sealed October 7, 2021, an approximately 4.97 acre property generally located south of San Ysidro Road and east of 185th Drive; Case FS21-452 - APPROVED

11. Consideration and action pertaining to approval of the Final Plat entitled, "North Copper Canyon Parcel 2.2" and dated October 7, 2021, with associated Alternative Assurance Agreement, an approximately 26.14 acre property generally located east of 183rd Avenue and south of Pinnacle Peak Road; Case FS21-504 - APPROVED

12. Consideration and action pertaining to approval of an amendment to the Fiscal Year 2022 budget by moving budget authority in the amount of \$54,500 from Contingency within the Grants Fund for the purpose of accepting a grant from the AZ Department of Homeland Security for travel, training, and equipment in support of the FFY2021 Urban Area Security Initiative (UASI) program; Resolution # 2021-184 - APPROVED

13. Consideration and action pertaining to approval of the City's Drought Preparedness Plan 2021 Update; Resolution # 2021-188 - APPROVED

14. Consideration and action pertaining to approval of the First Amendment to the SPA 2 East Water, Water Recharge and Wastewater Development Agreement; Resolution # 2021-178 - APPROVED

15. Consideration and action pertaining to approval of a Quit Claim Deed to Surprise Hospitality LLC, for the limited purpose of releasing deed restrictions on a property generally located near Bell Road and Civic Center Plaza - APPROVED

16. Consideration and action pertaining to acceptance of a Water Line Easement from Forestar (USA) Real Estate Group, Inc., near 155th Avenue and Happy Valley Road - APPROVED

17. Consideration and action pertaining to adoption of the 2021 Maricopa County Multi-Jurisdictional Multi-Hazard Mitigation Plan; Resolution # 2021-187 - APPROVED

Council Member Remley asked that item be removed from the consent agenda and that a presentation be conducted on this item. He commented that he wants everyone to know that we actually have a plan.

ACM, Tracy Montgomery gave a powerpoint presentation on this item.

Council Member Remley made the motion to approve Resolution 2021-187. Council Member Judd seconded the motion. Seven yes votes, motion carried.

18. Consideration and action pertaining to approval of an amendment to the Fiscal Year 2022 Budget by moving budget authority in the amount of \$50,000 from Contingency to the Human Service & Community Vitality Department, Project N51020, from Maricopa Community College District Foundation Endowment adjustment for the renovation of the West Valley Veteran Success Center; Resolution # 2021-181 - APPROVED

Council Member Judd asked that this item be removed from the consent agenda to hear more about the services we have to offer.

Human Services & Community Vitality Director, Seth Dyson gave more detail on this item.

Council Member Judd made the motion to approve Resolution 2021-181. Council Member Cline seconded the motion. Seven yes votes, motion carried.

REGULAR AGENDA ITEM - PUBLIC HEARING:

19. Consideration and action pertaining to approval of an amendment to the Bendalin Farms PAD, also known as Surprise Pointe Industrial/Commerce Park, to add C-2 and C-3 uses to the western portion of Parcel 6 and amend the development standards; Ordinance # 2021-25 - APPROVED

City Planner, Trever Fleetham gave a powerpoint presentation on this item.

Council Member Hastings made the motion to approve Ordinance 2021-25. Council Member Judd seconded the motion. Seven yes votes, motion carried.

20. Consideration and action pertaining to approval of a rezone of approximately 27.41 acres of property located on the southeast corner of Happy Valley Road and 158th Avenue from Rural Residential (RR) to Residential High Density (R-3); Ordinance # 2021-26 - APPROVED

Lloyd Abrams gave a powerpoint presentation on this item.

Council Member Winters made the motion to approve Ordinance 2021-26. Council Member Cline seconded the motion. Seven yes votes, motion carried.

21. Consideration and action pertaining to the approval of a major amendment to the General Plan 2035 land use map by changing the land use designation from Commerce and Office to Neighborhood Character for approximately 190.54 acres of property generally located south of Pinnacle Peak Road, east of 163rd Avenue, and north of Grand Avenue; Resolution # 2021-175 - APPROVED

Lloyd Abrams gave a powerpoint presentation on this item.

Council Member Cline had a question for the commercial section of the property. Concerns about reducing the amount of commercial property. Concerns about infrastructure and flooding on this corner.

Council Member Winters made the motion to approve Resolution 2021-175. Council Member Cline seconded the motion. Six yes votes, one no vote (Judd), motion carried.

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

22. Consideration and action pertaining to approval of an amendment to the Fiscal Year 2022 budget by moving budget authority in the amount of \$100,000 from services in the Water Operations Fund to Project P71430 SRP Cost Share

Agreement and amending the Fiscal Year 2022 Contract Awarding Authority List, Resolution #2021-186 - APPROVED

Michael Boule and Lee Lambert gave a powerpoint presentation on items 22 and 27.

Council Member Judd commented that he loves this idea but Bartlett Lake is a long ways away, appreciate the explanation. Questioned the funds and distribution.

Council Member Remley asked for clarification on the 1st slide for water needs for future years.

Council Member Cline thanked staff for being forward thinking on this issue. It is always good to have a diversification plan.

Vice Mayor Duffy said this is a smart decision, we are planning for the future. The risk of not doing anything far out ways not trying to do something.

Council Member Winters commented that Surprise has always had a good handle on water allocation, so I am pleased with this.

Council Member Hastings sometimes we forget that w live in a desert. How many other cities are participating with this?

Phoenix, Mesa to name a few.

Council Member Judd made the motion to approve Resolution 2021-186. Vice Mayor Judd seconded the motion. Seven yes votes, motion carried.

23. Consideration and action pertaining to approval of a Fiscal Year 2022 budget amendment allocating revenue and expense appropriations pursuant to an award from the American Rescue Plan Act of 2021 in the amount of \$15,545,984, Resolution # 2021-189 - APPROVED

Finance Director, Andrea Davis gave a powerpoint presentation on this item.

Council Member Remley commented that he hopes that we use this funding wisely, we take a hard look at this is where it needs to go.

Council Member Judd - didn't we come up with a plan to pay ourselves back?

Mayor Hall commented that we are a little frustrated about the time it is taking to get this project going.

Council Member Cline thanked Andrea for the presentation, it makes sense. I'm very excited we are expanding our rent and utility assistance program.

Council Member Hastings asked questions about the park improvements slide.

Council Member Judd made the motion to approve Resolution 2021-189. Council Member Cline seconded the motion. Seven yes votes, motion carried.

24. Consideration and action pertaining to the Preliminary Plat entitled, "Unit K Phase 3 Toll at Prasada" and dated September 7, 2021, a property generally located west of Cotton Lane, between Cactus Road and Peoria Avenue; Case FS21-399.

City Planner, Trever Fleetham reported on this item.

Vice Mayor Duffy made the motion to approve the Preliminary Plat entitled Unit K Phase 3, Toll at Prasada. Council Member Cline seconded the motion. Seven yes votes, motion carried.

25. Consideration and action pertaining to the Preliminary Plat entitled, "Enclave I & Enclave II" and dated September 2, 2021, a property generally located north of Happy Valley Road and east of 163rd Avenue; Case FS21-262 - APPROVED

City Planner, Trever Fleetham gave a powerpoint presentation on this item.

Council Member Winters made the motion to approve Preliminary Plat Entitled Enclave I and Enclave II. Council Member Cline seconded the motion. Seven yes votes, motion carried.

26. Consideration and action pertaining to the Preliminary Plat entitled, "Paloma Creek Phase 5 & Enclave III" and dated September 29, 2021, a property generally located north of Happy Valley Road and east of 163rd Avenue; Case FS21-271 - APPROVED

City Planner, Trever Fleetham gave a powerpoint presentation on this item.

Council Member Winters made the motion to approve Preliminary Plat entitled Paloma Creek Phase 5 and Enclave III. Council Member Cline seconded the motion. Seven yes votes, motion carried.

27. Consideration and action pertaining to approval of an Agreement with the Salt River Project Agricultural Improvement and Power District to cost-share in the feasibility study of Bartlett Dam modification alternatives; Resolution # 2021-182 - APPROVED

Michael Boule and Lee Lambert gave a powerpoint presentation on items 22 and 27.

Council Member Judd made the motion to approve Resolution 2021-182. Vice Mayor Duffy seconded the motion. Seven yes votes, motion carried.

28. Consideration and action pertaining to the Preliminary Plat entitled, "Heritage Asante Parcel 9" and dated August 2021, a property generally located on the southwest corner of Pat Tillman Boulevard and Asante Boulevard; Case FS21-220 - APPROVED

City Planner, Jason Moquin gave a powerpoint presentation on this item.

Council Member Winters made the motion to approve Preliminary Plat entitled Heritage Asante Parcel 9. Council Member Cline seconded the motion. Seven yes votes, motion carried.

29. Consideration and action pertaining to the Preliminary PlatÂ entitled, "Ellen Ranch" and dated August 11, 2021, a property generally located on the northeast corner of Happy Valley Road and 163rd Avenue; Case FS21-251 - APPROVED

Council Member Remley asked if there was a pool planned for this development?

The applicant replied " Yes".

Council Member Remley asked about the parking in amenity area?

Yes correct.

Council Member Winters made the motion to approve Preliminary Plat Ellen Ranch. Council Member Cline seconded the motion. Seven yes votes, motion carried.

Other Business and Future Agenda Items

Mayor Hall - requested a presentation regarding Project completion times

City Council Reports

Mayor and Council attended and/or reported on the following:

Council Member Hastings - Meet and greet at Sweet Tea this Saturday; next Tuesday, ribbon cutting for fire stations 304 & 308; Groundbreaking at Prasada.

Council Member Remley - Wish everyone a Merry Christmas and to not forget about your neighbors.

Vice Mayor Duffy - Large ground breaking at Prasada area, thanked staff for this efforts; CM Judd and I had a meet and greet at 8 a.m.

Council Member Cline - Nov. 23rd, last months meeting with Asst. Police Chief citizens on patrol program; attended skyways common development; attended english language learning event;

Council Member Winters - Pearl Harbor Day

Council Member Judd - thanked Chris Boyd and team; White Tanks Conservatory report;

Mayor Hall - Thanked staff for their efforts at the Surprise Party.

Executive Session

Adjournment

Council Member Cline made the motion to adjourn the Regular City Council Meeting of December 7, 2021 at 7:54 PM. Council Member Judd seconded the motion. Seven yes votes, motion carried.

Skip Hall, Mayor

ATTEST:

Sherry Ann Aguilar, City Clerk, MMC

CERTIFICATION:

I, Sherry Ann Aguilar, City Clerk for the City of Surprise, Maricopa County, Arizona, do hereby verify that these are the true and correct minutes of the Regular City Council Meeting of **Tuesday, December 7, 2021.**

Sherry Ann Aguilar, City Clerk, MMC