



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

Tuesday, November 16, 2021 @ 6:00PM

Call To Order

Invocation

Led by Raymond Grim

Roll Call

Mayor Hall called to order the Regular City Council Meeting of November 16, 2021 at 6:01 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 and Judd. (Council Member Remley was excused)

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

Pledge of Allegiance

Proclamation and Community Acknowledgements

1. Proclaiming November 27, 2021 as Small Business Saturday

[Mayor Hall issued the proclamation recognizing November 27, 2021 as Small Business Saturday.](#)

E. City Manager Report

[Sonoran Heights Elementary School students in attendance spoke of school activities.](#)

[Introduction of Frank DeAndreas and welcomed him to the team, he transferred from Parks and Recreation Dept.,](#)

[ACM, Mike Get introduced Youth Council who spoke on current activities.](#)

[Celebrating the Parks and Recreation Department, received an award this month for Adaptive Award for Virtual Bingo Program.](#)

1. Reports

City Clerk Report

1. Reports

Call To The Public

Regular City Council Meeting Agenda

CONSENT AGENDA:

Vice Mayor Duffy made the motion to approve the consent agenda. Council Member Cline seconded the motion. Six yes votes, one excused (Remley), motion carried.

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

2. Consideration and action to approve Resolution No. 2021-168;Â A Resolution canvassing the Special Election Results of November 2, 2021 - APPROVED

3. Consideration and action pertaining to approval of revisions to the Comprehensive Citywide Fee Schedule regarding certain Fire-Medical Department fees; Resolution # 2021-177 - APPROVED

4. Consideration and action pertaining to approval of a Fiscal Year 2022 budget amendment to move budget authority of \$22,000 from contingency to project P71550 Rancho Mercado WSF PH II within the Water Utility Capital Fund and \$22,000 in revenues within the Contingency Fund to in-lieu developer revenues within the Water Utility Capital Fund to cover increased costs related to construction; Resolution #2021-169 - APPROVED

5. Consideration and action pertaining to approval of the Final Plat entitled, "Final Re-Plat Toll at Prasada, Unit G " Phase 3", dated August 18, 2021, an approximately 17.83 acre property generally located west of Cotton Lane, between Cactus Road and Peoria Avenue; Case FS21-429 - APPROVED

6. Consideration and action pertaining to approval of the FinalÂ Plat entitled, "North Copper Canyon Parcel 4.2", surveyor sealed September 21, 2021,Â an approximately 19.316 acreÂ property generally located east of 183rd Avenue and north of Pinnacle Peak Road, with associated Alternative Assurance Agreement; Case FS21-318 - APPROVED

7. Consideration and action pertaining to approval of the Final Plat entitled, "North Copper Canyon Parcel 2.4", surveyor sealed September 21, 2021, an approximately 17.496 acre property generally located east of 183rd Avenue and north of Pinnacle Peak Road, with associated Alternative Assurance Agreement; Case FS21-520 - APPROVED

8. Consideration and action pertaining to approval of the Final Plat entitled, "North Copper Canyon Parcel 3.0", surveyor sealed September 21, 2021, an approximately 40.189 acre property generally located on the southwest corner of

Citrus Road and Norwich Drive, with associated Alternative Assurance Agreement; Case FS21-323 - APPROVED

9. Consideration and action pertaining to approval of the Final Plat entitled, "North Copper Canyon Parcel 2.3", surveyor sealed September 21, 2021, an approximately 21 acre property generally located east of 183rd Avenue and south of Norwich Drive, with associated Alternative Assurance Agreement; Case FS21-317 - APPROVED

10. Consideration and action pertaining to approval of the Final Plat entitled, "North Copper Canyon Parcel 4.1", surveyor sealed October 29, 2021, an approximately 31.728 acre property generally located west of Citrus Road and north of Pinnacle Peak Road, with associated Alternative Assurance Agreement; Case FS21-196 - APPROVED

11. Consideration and action pertaining to approval of the Plat entitled, "Condominium Plat Crossroads Lakes Professional Offices Condominium 2nd Amended", dated October 21, 2021, an approximately 5.2 acre property general located south of Bell Road and west of El Mirage Road; Case FS21-361 - APPROVED

12. Consideration and action pertaining to the approval of the Final Plat entitled, "Replat of Mesquite Mountain Ranch III Phase 2", an approximately 96.59 acre property generally located north of Beardsley Road and west of 219th Avenue in Mesquite Mountain Ranch; Resolution # 2021-170 - APPROVED

13. Consideration and action declaring the City's intent to enlarge, and enlargement of, the lighting improvement district known as, "Austin Ranch West Parcel 6 # 143 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 within Austin Ranch; Resolution # 2021-157 - APPROVED

14. Consideration and action pertaining to approval of a Fiscal Year 2022 budget amendment moving budget authority in the amount of \$100,000 within the Stormwater Capital Fund from Contingency to project P61610: Cactus Road and Cotton Lane Intersection Improvement Project; Resolution # 2021-172 - APPROVED

15. Consideration and action pertaining to approval of a Quit Claim Deed to Ridgehouse Acquisitions, LLC, for the limited purpose of releasing deed restrictions on a property generally located near Greenway and Bullard Roads - APPROVED

16. Consideration and action pertaining to approval of an amendment to Fiscal Year 2022 budget by moving budget authority of \$42,500 from Contingency to services within the Tourism Fund to establish budget for Perfect Game Baseball Tournaments; Resolution # 2021-163 - APPROVED

REGULAR AGENDA ITEM - PUBLIC HEARING:

17. Consideration and action pertaining to a proposed Zoning Text Amendment to the Surprise Land Development Ordinances, Chapters 101 and 106, regarding Recreational Marijuana; Ordinance #2021-24 - APPROVED

[Jason Moquin, City Planner gave a powerpoint presentation on this item.](#)

[Council Member Hastings - not allowing stand alone facilities in Surprise.](#)

[Mr. Moquin - that is correct.](#)

Vice Mayor Duffy asked about the dual license facility.

Council Member Cline made the motion to approve Ordinance 2021-24. Vice Mayor Duffy seconded the motion. Six yes votes, one excused (Remley), motion carried.

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

18. Consideration and action pertaining to approval of an amendment to the Fiscal Year 2022 budget by moving budget authority of \$300,000 from Contingency to services within the Tourism Fund to establish a budget for the Rib Fest Throwdown "Battle of Texas vs Kansas City BBQ"; Resolution # 2021-176 - APPROVED AS AMENDED

Sports and Tourism Director, Kendra Pettis gave a powerpoint presentation on this item.

She handed over the presentation to HDE members to continue the presentation highlighting other events they have coordinated.

Council Member Hastings commented that we have asked you for a signature event, and here we are. What are other cities budgeting for these types of events?

Youth Council commented about the Surprise Party being a free event. For teenagers, this type of event may not be cost effective.

Council Member Hastings commented that I am in favor of this, then let's do it right. Our residents want a memorable event to go too.

Council Member Cline also commented that she agrees we need to do something like this. Our citizens would be really happy to see this.

Mayor Hall agreed with the other council on going with \$500,000.

Council Member Judd made the motion to approve Resolution 2021-176 as amended. Council Member Cline seconded the motion. Six yes votes, one excused (Remley), motion carried.

Council Member Judd made the motion to approve Resolution 2021-176. Vice Mayor Judd seconded the motion. Six yes votes, one excused (Remley), motion carried.

19. Consideration and action pertaining to amendment of the Surprise Municipal Code chapter 10, Article II, Division 3 by adding section 10-84, Feeding Animals prohibited, to prevent the feeding of wild or feral animals on city property; Ordinance # 2021-23 - APPROVED

[Parks and Recreation Director, Holly Osborn gave a powerpoint presentation on this item.](#)

[Youth Council asked about education as mentioned in the presentation.](#)

[Council Member Hastings made the motion to approve Ordinance 2021-23. Council Member Winters seconded the motion. Six yes votes, one excused \(Remley\), motion carried.](#)

20. Consideration and action pertaining to an amendment of Chapter 2, Article X, Section 2-365, One and One-Third Percent for the Public Art Program, by amending the definition of City project, including severability, establishing an effective date, and repealing conflicting ordinances; Ordinance #2021-05 - APPROVED

[Danielle Osborne gave a powerpoint presentation on this item.](#)

[Council Member Cline - this doesn't change, alter or reduce the amount of money available to spend on art in the community?](#)

[Ms. Davis - Correct, the significant projects are remaining.](#)

[Mayor Hall - example, removal of well.](#)

[Council Member Cline - I just wanted to make sure we clarified that.](#)

[Council Member Cline made the motion to approve Ordinance 2021-05. Council Member Judd seconded the motion. Six yes votes, one excused \(Remley\), motion carried.](#)

21. Consideration and action pertaining to approval of the Preliminary Plat entitled, "Unit I Phase 3 Toll at Prasada", dated August 26, 2021, an approximately 20.07 acre property generally located west of Cotton Lane, between Cactus Road and Peoria Avenue; Case FS21-252 - APPROVED

[Trever Fleetham, City Planner gave a powerpoint presentation on this item.](#)

[Vice Mayor Duffy made the motion to approve Preliminary Plat Unit I Phase 3 Toll at Prasada. Council Member Cline seconded the motion. Six yes votes, one excused \(Remley\), motion carried.](#)

22. Consideration and action pertaining to approval of the Tierra Rico Development Agreement (Regional Improvements Overlay Agreement) between the City of Surprise and Mattamy Arizona, LLC; Resolution # 2021-162 - APPROVED

Lloyd Abrams reported on this item.

Council Member Judd - Our role in this? We're not spending any money.

Mr. Abrams - we are acting as a gate keeper.

Council Member Winters made the motion to approve Resolution 2021-162. Vice Mayor Duffy seconded the motion. Six yes votes, one excused (Remley), motion

carried.

Other Business and Future Agenda Items

City Council Reports

[Mayor and Council attended and/or reported on the following:](#)

[Council Member Hastings - Veterans Day Parade](#)

[Vice Mayor Duffy - Coaching, Veterans Day Parade and Care and Share Expo](#)

[Council Member Judd - block parties, Meet and Greet on Wed. before thanksgiving at Freddy's](#)

[Council Member Winters - great job on Veterans Day parade](#)

[Council Member Cline - New Residents Meeting, AZ Traditions and SSGrand, Regular Meeting Water information and Meet and Greet the 23rd SCG 6-8](#)

[Mayor Hall - redistricting meetings, members and public hearing meetings coming up, grateful for colleagues and city staff, Happy Thanksgiving.](#)

Executive Session

Adjournment

Council Member Cline made the motion to adjourn the Regular City Council Meeting of November 16, 2021 at 7:23 PM. Council Member Hastings seconded the motion. Six yes votes, one excused (Remley), 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, November 16, 2021**.

Sherry Ann Aguilar, City Clerk, MMC