



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

Tuesday, June 16, 2020 @ 6:00PM

Call To Order

Invocation

Roll Call

Vice Mayor Judd called to order the Regular City Council Meeting of June 16, 2020 at 6:00 PM at Surprise City Hall Council Chambers, 16000 N Civic Center Plaza, Surprise, Arizona 85374. Also in attendance with Vice Mayor Judd Council Members; Winters, Duffy, and Remley. Mayor Hall and Council Member Sanders participated telephonically.
(Excused - Hayden)

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

Pledge of Allegiance

Proclamation and Community Acknowledgements

1. Community Letter from the Surprise City Council

City Manager Report

City Clerk Report

1. Update by Police Chief Terry Young regarding current events.

City Manager Frazier asked Chief Young to give an announcement.

DCM, Mike Gent gave a brief update on Recycling. Tuesday, July 7th - Community drop-off site.

1. Reports

2. Consideration and action to reappoint the following Board/Commission members seeking reappointment: Arts & Cultural Advisory Commission - Rhiannon Miett, Susan deJong and Kathie Morgan for 4 year terms ending on June 30, 2024; City Audit Committee - John Holland and Connie Bowers for 2 year terms ending on June 30, 2022; Judicial Selection Advisory Commission - Judge, Peter Swann for a 4

year term ending on June 30, 2024; Board of Trustees - Aaron Bacon with a 4 year term ending on June 30, 2024; Personnel Appeals Board - Ira McCullough and Valerie Serrano for a 4 year term ending on June 30, 2024; Planning & Zoning Commission - Scott Krous, Dennis Smith and Mitchell Rosenbaum for a 4 year term ending on June 30, 2024; Public Safety Retirement Board (Citizen Member) Jim Conner for a 4 year term ending on June 30, 2024 and Veterans, Disabilities and Human Services Commission - Bruce Hertzog and Dan Moore with a 4 year term ending on June 30, 2024 - APPROVED

Council Member Winters reported on this item.

Council Member Winters made the motion to approve the reappointment of the following: Arts & Cultural Advisory Commission - Rhiannon Miett, Susan deJong and Kathie Morgan for 4 year terms ending on June 30, 2024; City Audit Committee - John Holland and Connie Bowers for 2 year terms ending on June 30, 2022; Judicial Selection Advisory Commission - Judge, Peter Swann for a 4 year term ending on June 30, 2024; Board of Trustees - Aaron Bacon with a 4 year term ending on June 30, 2024; Personnel Appeals Board - Ira McCullough and Valerie Serrano for a 4 year term ending on June 30, 2024; Planning & Zoning Commission - Scott Krous, Dennis Smith and Mitchell Rosenbaum for a 4 year term ending on June 30, 2024; Public Safety Retirement Board (Citizen Member) Jim Conner for a 4 year term ending on June 30, 2024 and Veterans, Disabilities and Human Services Commission - Bruce Hertzog and Dan Moore with a 4 year term ending on June 30, 2024. Council Member Remley seconded the motion. Six yes votes, one excused (Hayden), motion carried.

3. Consideration and action to appoint the following members to fill vacancies as follows:Â Â Aaron Bacon for the City Audit Committee with a term expiration of June 30, 2022; Eric Lochner for the Personnel Appeals Board with a term expiration of June 30, 2024; Jay Lickus for the Arts and Cultural Commission to serve the remainder of a term ending on June 30, 2023 and Jason Cooper to serve on the Veterans, Disabilities and Human Services Commission with a term expiration of June 30, 2023 - APPROVED

Council Member Winters reported on this item.

Council Member Winters made the motion to approve the following appointments: Aaron Bacon for the City Audit Committee with a term expiration of June 30, 2022; Eric Lochner for the Personnel Appeals Board with a term expiration of June 30, 2024; Jay Lickus for the Arts and Cultural Commission to serve the remainder of a term ending on June 30, 2023 and Jason Cooper to serve on the Veterans, Disabilities and Human Services Commission with a term expiration of June 30, 2023. Council Member Duffy seconded the motion. Six yes votes, one excused (Hayden), motion carried.

Call To The Public

4. Update on August 4, 2020 City Primary ElectionÂ

City Clerk Aguilar reported on the upcoming election.
PRIMARY ELECTION DATE IS TUESDAY, AUGUST 4, 2020

VOTER REGISTRATION CLOSING ON MONDAY, JULY 6TH @ 5:00 P.M.
RESIDENTS CAN VOTE IN PERSON AT CITY HALL/CITY CLERK'S OFFICE
OR BY VISITING THE MARICOPA COUNTY ELECTIONS DEPARTMENT

WEBSITE TO REGISTER ONLINE AT LINK BELOW:

<https://recorder.maricopa.gov/elections/registrationform.aspx>

VOTERS THAT ARE ON THE PERMANENT EARLY VOTER LIST (PEVL) WILL RECEIVE A BALLOT AUTOMATICALLY THROUGH THE MAIL STARTING ON JULY 8TH.

CITY HALL (COMMUNITY ROOM) IS A DESIGNATED EARLY VOTING LOCATION FOR ALL VOTERS THROUGHOUT MARICOPA COUNTY “ STARTING ON WED., JULY 8TH 8:00 A.M. TO 5:00 P.M. (MONDAY “ FRIDAY)

WEEKEND VOTING “ STARTING ON SATURDAY, JULY 25TH AND 26TH AND AUGUST 1ST AND AUGUST 2ND (TIMES WILL BE DETERMINED).

PRIMARY ELECTION DAY: VOTERS WILL NEED TO VOTE AT THEIR DESIGNATED POLLING LOCATION ON TUESDAY, AUGUST 4TH. ALL POLLS WILL OPEN AT 6:00 A.M. AND CLOSE AT 7:00 P.M.

CITY HALL WILL BE A DESIGNATED BALLOT DROP OFF LOCATION DURING REGULAR BUSINESS HOURS “ MONDAY THROUGH FRIDAY 8:00 A.M. “ 5:00 P.M.

Regular City Council Meeting Agenda

CONSENT AGENDA:

Council Member Duffy made the motion to approve the consent agenda, excluding item #7. Council Member Sanders seconded the motion. Six yes votes, one excused (Hayden), motion carried.

5. Consideration and action on the minutes of June 2, 2020 Special City Council Meeting and Regular City Council Meeting - APPROVED

6. Consideration and action to amend the 2020 Council Meeting Schedule adding Tuesday, September 1st, 2020 to the list after the Arizona League of Cities and Towns announced the cancellation of the 2020 Arizona League of Cities and Towns Conference - APPROVED

7. Consideration and action pertaining to approval of the Final Plat entitled, “Stonefield” and dated March 10, 2020, an approximately 18.56 acre property located west of the northwestern corner of Reems Road and Peoria Avenue -FS19-759 “ Stonefield at Greer Ranch Final Plat - POSTPONED INDEFINITELY

8. Consideration and action pertaining to approval of the Second Amendment to the Intergovernmental Agreement (IGA) between the City of Surprise and Regional Public Transit Authority (RPTA) for Fiscal Year 2021 Transit Services; Resolution #2020-64 - APPROVED

9. Consideration and action declaring the intent to enlarge an existing 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 for the Greer Ranch

South Street Light Improvement District (Stonefield); Resolution No. 2020-66 - APPROVED

10. Consideration and action declaring the intent to enlarge an existing lighting improvement district pursuant to A.R.S. Â§ 48-616 for the purpose of purchasing facilities and energy for lighting the public streets and parks for the SU-City Center 01187 Street Light Improvement District; Resolution #2020-73 - APPROVED

11. Consideration and action on granting a Quit Claim Deed to The Fountains at Surprise Center, LLC, to release restrictions on a property generally located near Bullard and Greenway Roads -Â Fountains at Surprise Deed Restriction Removal - APPROVED

12. Consideration and action pertaining to approval of an Intergovernmental Agreement (IGA) amendment with the City of Eloy for sale and purchase of underground Long Term Storage Credits established within the Phoenix Active Management Area in an amount not to exceed 2,120 Acre-feet year for the benefit of the City of Surprise water service area; Resolution # 2020-74 - APPROVED

13. Consideration and action pertaining to the selection of a mural for the Surprise Aquatic Center - APPROVED

14. Consideration and action pertaining to approval of an amendment to the Fiscal Year 2020 budget by reallocating appropriations in the amount of \$5,000 from contingency with the the Grants Fund to G54100 USTA Facility Recovery within the Grant Fund for reimbursement of expenses related to re-opening the Surprise Tennis & Racquet Complex; Resolution #2020-75 - APPROVED

15. Consideration and action amending the Surprise Municipal Code, Chapter 3 - Personnel amending Chapter 3, Article VII, Section 3-71 - Eligible employee groups; Ordinance #2020-19 - APPROVED

16. Consideration and action pertaining to the approval of an Intergovernmental Agreement with Maricopa County for Workforce Development Services; Resolution #2020-77 - APPROVED

REGULAR AGENDA ITEM - PUBLIC HEARING:

17. Consideration and action pertaining to the approval of a Comprehensive Sign Program forÂ Abrazo at Surprise Farms Gateway entitled, â€œAbrazo Surprise Hospital Sign Planâ€ generally located on the southwest corner of Bell Road and State Route 303 - APPROVED

City Planner, Hobart Wingard reported on this item.

Council Member Winters - a little taller?

Mr. Wingard - yes, 12 feet

No public comments were made.

Council Member Remley made the motion to approve the Comprehensive Sign Program for Abrazo at Surprise Farms Gateway entitled, â€œAbrazo Surprise Hospital Sign Planâ€ generally located on the southwest corner of Bell Road and State Route 303. Council Member Winters seconded the motion. Six yes votes, one excused (Hayden), motion carried.

18. Consideration and action pertaining to approval of the Preliminary Plat entitled, “Sycamore Farms Subdivision” and dated April 29, 2020, an approximately 228 acre property generally located on the southeast corner of Cactus Road and Cotton Lane - APPROVED

City Planner, Hobart Wingard reported on this item.

Council Member Duffy made the motion to approve the Preliminary Plat entitled, “Sycamore Farms Subdivision” and dated April 29, 2020, an approximately 228 acre property generally located on the southeast corner of Cactus Road and Cotton Lane. Council Member Winters seconded the motion. Six yes votes, one excused (Hayden), motion carried.

19. Consideration and action pertaining to approval of a Development Agreement with Metro Oasis, LLLP for Sunrise Ranch; Resolution #2020-59 - APPROVED

Lloyd Abrams reported on this item.

No public comments were made.

Council Member Winters made the motion to approve Resolution 2020-59. Council Member Duffy seconded the motion. Six yes votes, one excused (Hayden), motion carried.

20. Consideration and action pertaining to approval of a rezone of approximately 201.9 acres of property from Mesquite Mountain Ranch Planned Area Development (PAD) and Mesquite Mountain Ranch II PAD to Medium and Low Density Residential with a PUD overlay, generally located on the northwest corner of Beardsley Road and 219th Avenue; Ordinance #2020-18.

City Planner, Hobart Wingard reported on this item.

Mayor Hall - there is animal access under Sun Valley Parkway, correct?

Mr. Wingard - Yes.

Council Member Winters made the motion to approve Ordinance 2020-18. Council Member Duffy seconded the motion. Six yes votes, one excused (Hayden), motion carried.

21. Consideration and action pertaining to the adoption of updated Water Resource Development Fees; Resolution # 2020-57 - APPROVED

Finance Director, Andrea Davis and Acting Director of Water Resources, Lee Lambert reported on this item.

No public comments were made.

Council Member Remley - CAGR - group that some cities belong to, to purchase water.

Mr. Lambert - you are generally right about that, but it could happen.

Council Member Sanders - will this rate be locked in for five years?

Ms. Davis - that is correct, but we can amend it.

Council Member Duffy made the motion to approve Resolution 2020-57. Council Member Sanders seconded the motion. Six yes votes, one excused (Hayden), motion carried.

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

22. Consideration and action pertaining to approval to authorize data sharing, collaboration, and exploration of West Valley Regional Solutions to address homelessness; Resolution 2020-70 - APPROVED

Seth Dyson reported on this item.

Council Member Remley - my comment is that you have just changed 12 lives!

Mr. Dyson - we changed 38 lives, it has been a great initiative a lot of community support.

Council Member Sanders - inquired about the I-help program

Council Member Duffy made the motion to approve Resolution 2020-70. Council Member Sanders seconded the motion. Six yes votes, one excused (Hayden), motion carried.

23. Consideration and action pertaining to approval of the Preliminary Plat entitled, "Heritage Asante- Parcel 6" and dated March 26, 2020, an approximately 30 acre property generally located west of 163rd Avenue and north of Grand Avenue - APPROVED

City Planner, Serio Angulo reported on this item.

Council Member Winters - age restricted part of Asante, are they single story homes?

Mr. Angulo - we don't have the home product for this parcel yet.

Vice Mayor Judd - nice size lots.

Mr. Angulo - referred to stipulations A-C.

Council Member Winters made the motion to approve the Preliminary Plat entitled, "Heritage Asante- Parcel 6" and dated March 26, 2020 with stipulations A-C. Council Member Duffy seconded the motion. Six yes votes, one excused (Hayden), motion carried.

24. Consideration and action pertaining to an amendment to Surprise Municipal Code Section 54-89 by adding restrictions to parking near crosswalks located at intersections and crosswalks located in school zones; Ordinance #2020-06 - APPROVED

Harold Brady reported on this item.

Council Member Winters made the motion to approve Ordinance 2020-06. Council

[Member Duffy seconded the motion. Six yes votes, one excused \(Hayden\), motion carried.](#)

25. Consideration and action levying primary property taxes at a rate of \$0.7591 per hundred dollars (\$100) of assessed valuation and secondary property taxes at a rate of \$0.3880 per one hundred dollars (\$100) of assessed valuation for Fiscal Year 2021 within the City of Surprise; Resolution #2020-72 - APPROVED

Finance Director, Andrea Davis and Assistant Director, Holly Osborn reported on this item.

Council Member Duffy - I want to commend you for all of the work.

Council Member Duffy made the motion to approve Resolution 2020-72. Council Member Remley seconded the motion. Roll call vote - Mayor Hall - yes, Vice Mayor Judd - yes; Council Member Sanders - yes; Council Member Remley - yes and Council Member Winters - yes.

Six yes votes, one excused (Hayden), motion carried.

26. Consideration and action setting forth the Fiscal Year 2021 levy of property tax rates for Street Light Improvement Districts (SLID) within the City of Surprise; Resolution #2020-71 - APPROVED

Finance Director, Andrea Davis reported on Resolution 2020-71.

Council Member Sanders made the motion to approve Resolution 2020-71. Council Member Remley seconded the motion. Roll call vote - Mayor Hall - yes, Vice Mayor Judd - yes; Council Member Sanders - yes; Council Member Remley - yes and Council Member Winters - yes. Six yes votes, one excused (Hayden), motion carried.

27. Consideration and action authorizing the acceptance of federal funding in the amount of \$16,263,957 from the U.S. Department of the Treasury CARES Act Corona Virus Relief Fund and amending the FY2020 Adopted Budget; Resolution #2020-76 - APPROVED

[Finance Director, Andrea Davis reported on Resolution 2020-76.](#)

[Council Member Winters made the motion to approve Resolution 2020-76. Council Member Duffy seconded the motion. Six yes votes, one excused \(Hayden\), motion carried.](#)

28. Consideration and action pertaining to an amendment to Surprise Municipal Code Section 2-40(d) removing the Mayor's standing authority to unilaterally declare a local emergency; Ordinance # 2020-22 - APPROVED

Mayor Hall reported on this item.

Mayor Hall made the motion to approve Ordinance 2020-22. Council Member Winters seconded the motion. Six yes votes, one excused (Hayden), motion carried.

Other Business and Future Agenda Items

Mayor Hall - requested a presentation regarding the Techcelerator.

City Council Reports

Council attended and/or reported on the following:

Council Member Remley - monthly meeting canceled; Salvation Army.

Council Member Duffy - Happy 4th of July; keep following the guidelines and stay safe.

Council Member Winters - don't relax your guard & 4th of July fireworks

Vice Mayor Judd on behalf of Mayor Hall - new businesses - Mr. Mesquite Taqueria, Dental Depot, Reel Pizza Pies. last meeting of the fiscal year. 4th of July fireworks; don't forget to wear your masks

Executive Session

Adjournment

Council Member Duffy made the motion to adjourn the Regular City Council Meeting of June 16, 2020 at 7:57 PM. Council Member Winters seconded the motion. Six yes votes, one excused (Hayden), 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, June 16, 2020.**

Sherry Ann Aguilar, City Clerk, MMC