



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

Tuesday, October 20, 2020 @ 4:00PM

Call To Order

Roll Call

Mayor Hall called to order the Regular City Council Work Session of October 20, 2020 at 4:00 PM at Surprise City Hall Council Chambers, 16000 N Civic Center Plaza, Surprise, Arizona 85374. Also in attendance with Mayor Hall were Vice Mayor Judd, Council Members; Winters, Duffy, Hayden, Sanders and Remley.

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

Pledge of Allegiance

Call To The Public

[Call to the Public:](#)

[Diane Berkowitz - opposed to Prop 207, selling or using recreational marijuana. City Clerk Aguilar read her written statement for the record.](#)

Regular City Council Work Session Agenda

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

1. Presentation and introduction of the new Fiscal Year 2020-2021 Surprise Youth Council - NO ACTION

[Joe Gladieux and Deanne Blandford gave introduction and powerpoint presentation on the Surprise Youth Council including past accomplishments and future goals.](#)

[Deanne Blandford introduced each of the students briefly and turned over the presentation to students Abby Merrill and Makenna Breeding-Goodrich to give highlights of accomplishments.](#)

[Joe Gladieux introduced Donte Scroggins as the new Youth Coordinator who officially started yesterday. Mr. Gladieux continued with the presentation.](#)

[Mayor Hall commented that Paradise Honors in well represented and wanted to](#)

[know if recruiting is a challenge from other schools.](#)

[Council Member Hayden complimented staff on a wonderful presentation, pleased that we have good participation from students.](#)

[Councilmember Sanders thanked staff for their efforts and appreciate their participation. Do we turn away many students during the interview process?](#)

[Ms. Blandford gave an overview of the selection process and the importance of selecting the best students and participation from all schools in the District.](#)

[Councilmember Remley mentioned that one student is in the 8th grade, what is the age limit?](#)

[Originally 6th through 12th graders, over time we looked at this and changed to 8th - 12th grades. We have a strict vetting process.](#)

2. Presentation and discussion regarding procedures and permitted land uses within the Land Development Ordinances compared to the Surprise Unified Development Code (SUDC) - NO ACTION

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

[Councilmember Sanders asked about land use entitlement for traffic patterns. What kind of flexibility will we have in 5 years if times change as they recently have? Will there be opportunities to make changes?](#)

[Councilmember Remley commented that he is having difficulty understanding the Retail and Office classifications. Mr. Mike gave further explanation of the proposed changes.](#)

[The final part of the presentation covered timeline for future meetings.](#)

3. Presentation and discussion pertaining to the anticipated adoption of an ordinance to address the potential passage of Proposition 207, also known as the Smart and Safe Arizona Act, which will legalize recreational marijuana in Arizona - NO ACTION

[Attorney Ellen Van Riper gave a powerpoint presentation on this item.](#)

[Ms. Van Riper introduced the following staff to continue the presentation: Harold Brady, Police Department; Hobart Wingard, City Planner and Andrea Davis Finance to cover sections of the proposed ordinance.](#)

[Councilmember Sanders asked for clarification on the local control slide and on uses vs. sold in Surprise.](#)

[Vice Mayor Judd asked for clarification on the timing, this is premature since the election hasn't happened yet. I would like to see the numbers for Surprise voters before I make a decision on this.](#)

[Ms. VanRiper commented that we could prepare a few different versions of the ordinance so that we can prepare for the election outcome.](#)

Council Member Remley commented that in El Mirage they just approved their 3rd retail location and one growing facility, we have none in our City, we have existing zoning requirements. Why couldn't we take our existing zoning we have, it could continue to apply for selling? If Prop 207 passes, people can grow it in their backyards anyways. Why not keep it the same?

Councilmember Duffy agreed that we should wait until we see how the voters voted on this. He asked for clarification on growing it and what the difference is.

Councilmember Winters commented that we are assuming this is going to pass. Where will the money go, who will benefit from this?

Harold Brady continued the presentation. His portion of the presentation covered smoking areas; possession of 1 ounce at any time; 1 person can have up to 6 plants, maximum amount 12 plants with more than one resident per household, there are restrictions for growing at home.

Mr. Brady continued discussion on impact of minors, typically edibles are an issue for children. There is promise of huge amounts of revenue. Most will be eaten up by health services and law enforcement overseeing this program due to impaired driving arrests.

City Planner, Hobart Wingard continued the presentation on what is allowed regarding zoning restrictions and zoning districts.

VM Judd questioned zoning for residential areas for medical marijuana facilities. Are we trying to find more ways to exclude them, or make provisions for them?

Mayor Hall commented that he was on Council when this zoning ordinance was adopted, it was more on how to include them in specific areas.

Councilmember Remley commented that when we had an application for Litchfield and Waddell it was very close to our entertainment center, if we were going to do anything, I would like to see stipulations where entertainment facilities be designated as well.

Mayor Hall asked why we do not allow for drive through services for facilities, especially with COVID and customers being in pain. Councilmember Winters agreed with this as well. Councilmember Duffy agreed for medical purposes. Councilmember Sanders commented that he hopes this prop fails miserably, especially dealing with minors, but agrees for medical purposes and agree with drive through.

Attorney Wingo interjected that you have to have the same regulations if you allow for manufacturing facilities if you want to allow drive through service.

Councilmember Duffy personally does not want to see these types of facilities in Surprise, there are too many unknowns.

Finance Director, Andrea Davis continued the presentation regarding financial impacts. We did some sales tax estimates, researched several states for number of facilities, adult population, etc.

Public Comment:

Diane Burkowitz expressed opposition to Prop 207. If this passes, don't think for one minute that the kids are not going to get a hold of it if it's in the house. It will lead to stronger drug use. If it passes, it will be a disaster.

Executive Session

Adjournment

Council Member Winters made the motion to adjourn the Regular City Council Work Session at 5:49 PM. Council Member Hayden 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 Work Session of **Tuesday, October 20, 2020.**

Sherry Ann Aguilar, City Clerk, MMC