



CITY OF SURPRISE
Regular City Council Meeting
16000 N. Civic Center Plaza
Surprise, AZ 85374
Tuesday, April 16, 2019 @ 6:00 PM
COUNCIL CHAMBERS

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

- 1. The city will host an event on April 26, 1 p.m., to celebrate naming the bridge at Bell Road and Grand Avenue the "Veterans' Bridge." The public and dignitaries will be invited to attend. This presentation will serve as an update on location selection and other details as assembled to date.

- 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. | Internal | Consideration and action pertaining to amending the Fiscal Year 2019 budget by reallocating appropriations of \$206,400 in the Neighborhood Revitalization Fund, Community Development Block Grant to properly align program funding with expenditures and to amend the Fiscal Year 2019 Capital and Operating list of items over \$50,000 by increasing the 2018-19 CDBG Grant item to \$873,600; Resolution #2019-40. | None

Seth Dyson
Human Svcs and
Comm Vitality |
| 2. | Citywide | Consideration and action pertaining to amending the Fiscal Year 2019 budget by reallocating appropriations in the amount of \$13,600 within the General Fund from Supplies and Part-time Employees Wages for Planning Consultant Services associated with updating the Surprise Unified Development code; Resolution # 2019-39. | None

Eric Fitzer
Community
Development |
| 3. | District 3 | Consideration and action pertaining to approval of a Final Plat entitled, "Rancho Trugold" dated March 7, 2019, an approximately 77 acre property generally located along Sweetwater Avenue alignment between Cotton Lane and 175th Avenue. | None

Robert Kuhfuss
Community
Development |
| 4. | District 5 | Consideration and action pertaining to the grant of an Utility Easement to APS in the vicinity of Civic Center Plaza for the purpose of Servicing Ottawa University. | None

Eric Fitzer
Community
Development |
| 5. | District 5 | Consideration and action to approve a request by David Lindsley, Agent for a Series 12 Restaurant license for Bonfire Craft Kitchen and Tap House located at 15332 W. Bell Road, Suites 101 & 102, Surprise, AZ 85374. | None

Sherry Aguilar
City Clerk |
| 6. | District 5 | Consideration and action to approve a request by Andrea Lewkowitz, Agent for a Series 12 Restaurant Interim permit/New License for Carrabba's Italian Grill #5306, located at 14043 W. Bell Road, Surprise, AZ. 85374. | None

Sherry Aguilar
City Clerk |
| 7. | Internal | Consideration and action on the Regular Work Session and Regular Council Meeting Minutes for April 2, 2019. | None

Sherry Aguilar
City Clerk |

REGULAR AGENDA ITEM - PUBLIC HEARING:

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| 8. | Citywide | A public hearing pertaining to proposed Development Impact Fees. | None

Andrea Davis
Holly Osborn
Finance |
| 9. | Citywide | Consideration and action pertaining to the funding priorities for the Community Development Block Grant Program Annual Action Plan for Program Year 2019-2020. | None

Adam Lane
Human Svcs and
Comm Vitality |

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| 10. | District 3 | Consideration and action pertaining to approval of the Ryder Ranch Rezone of approximately 38.56 acres of Residential Ranch ("RR") generally located on the southwest corner of Cotton Lane and Sweetwater Avenue to 20.65 acres of Medium Density Residential ("RM-6") and 17.91 acres Medium Density Residential ("RM-9") with a PUD Overlay; Ordinance # 2019-10. | None

Hobart Wingard
Community
Development |
| 11. | District 3 | Consideration and action pertaining to approval of the Preliminary Plat entitled, "Preliminary Plat for Ryder Ranch Subdivision," dated March 15, 2019, a property generally located on the southwest corner of Cotton Lane and Sweetwater Avenue. | None

Hobart Wingard
Community
Development |
| 12. | District 3 | Consideration and action pertaining to approval of the Cactus and 175th Rezone from approximately 41 acres of Residential Ranch ("RR") and High Density Residential ("RH") to Medium Density Residential ("RM-6") with a PUD Overlay; Ordinance # 2019-09. | None

Hobart Wingard
Community
Development |
| 13. | District 3 | Consideration and action pertaining to approval of the Preliminary Plat entitled "175th Avenue & Cactus Road," dated February 13, 2019, a property generally located on the northeast corner of Cactus Road and 175th Avenue. | None

Hobart Wingard
Community
Development |

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

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| 14. | Citywide | Presentation and discussion pertaining to the Resort Feasibility Study. | None

Kendra Pettis
Sports and
Tourism |
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I. Other Business and Future Agenda Items

J. City Council Reports

K. Executive Session

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| 15. | | Consideration and action to enter into executive session for the purpose of discussion or consultation with attorneys in order to receive legal advice and consider Council's position regarding contemplated litigation pursuant to ARS 38-431.03(A)(3) and (4). | None

Robert Wingo
Legal |
| 16. | Internal | Consideration and action to enter into executive session for the purpose of discussion, consultation, and to provide instruction regarding the Council's position regarding chamber of commerce contract(s) pursuant to A.R.S. 38-431.03(A)(4) and (7). | None

Robert Wingo
Legal |
| 17. | Internal | Consideration and action to enter into executive session for the purpose of discussion or consultation with the City Attorney for legal advice pertaining to claims management pursuant to ARS 38-431.03(A)(3). | None

Robert Wingo
Legal |

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: April 12, 2019 at 10:12 AM

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.