



CITY OF SURPRISE
Regular City Council Meeting
16000 N. Civic Center Plaza
Surprise, AZ 85374
Tuesday, October 4, 2022 @ 6:00 PM
COUNCIL CHAMBERS

A. Call To Order

Any prayer or invocation that may be offered before the start of the Regular Council Meeting is a voluntary offering by a private resident of Surprise; has not been previously reviewed or approved by City Council or City staff; should not be considered an endorsement of any particular religion by the City or its officials, as the beliefs, viewpoint, and content are personal to the speaker; and no participation by any person in attendance is required. A list of volunteers is maintained by the office of the City Clerk and interested persons should contact the Clerk's Office for further information.

B. Roll Call

C. Pledge of Allegiance

D. Proclamation and Community Acknowledgements

Domestic Violence Awareness Month

E. City Manager Report

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:

1.	Citywide	Consideration and action on the Regular City Council Work Session and Regular City Council Meeting minutes of September 20, 2022.	None Sherry Aguilar City Clerk
2.	District 3	Consideration and action pertaining to approval of the Final Plat entitled, "Sycamore Farms (Paradisi) – Parcel D" and dated June 17, 2022, a property generally located south of the southwest corner of Cactus Road and AZ State Route 303; Case FS21-530.	Chris Sexton Community Development
3.	District 3	Consideration and action pertaining to approval of the Final Plat entitled, "Estia At Zanjero" a property generally located at the southwest corner of Cactus Road and Perryville Road; Case FS22-0342.	Chris Sexton Community Development
4.	District 3	Consideration and action pertaining to the Final Plat entitled, "Toll at Prasada, Phase 2 Golf Re-Plat" and dated June 21, 2022, a property generally located south of Cactus Lane, north of Peoria Avenue, and west of Cotton Lane; Case FS22-0939.	Leslie Carnie Community Development
5.	District 6	Consideration and action pertaining to the Final Plat entitled, "Re-Plat Lot 2" and dated June 08, 2022, a property generally located at the southeast corner of Cactus Road and Reems Road; Case FS22-0445.	Leslie Carnie Community Development
6.	District 3	Consideration and action pertaining to the Final Plat entitled, "Prasada Apartments" and dated August 22, 2022, a property generally located at the northeast corner of Cotton Lane and Waddell Road; Case FS22-0670.	Trever Fleetham Community Development
7.	District 6	Consideration and action declaring the City's intention to establish a lighting improvement district known as, "City of Surprise, Arizona, SU-Summitpkwy206" pursuant to A.R.S. § 48-616 for the purpose of purchasing facilities and energy for lighting certain public streets; Resolution #2022-93.	Kristin Tytler Public Works
8.	Citywide	Consideration and action pertaining to acceptance of seven Arizona Governor's Office of Highway Safety (GOHS) grants to provide support of impaired driving enforcement, vehicle improvements, materials, supplies, and duty-related travel; and amending the Fiscal Year 2023 budget by moving budget authority of \$201,100 from General Contingency to Projects G31267, G31276, G31315, G31325, G31357, G31394, and G31413; Resolution #2022-94.	Benny Pina Police
9.	District 3	Consideration and action to conditionally accept the public utility improvements and commence maintenance after a two-year warranty period at Toll at Prasada Phase 2 Unit F and C, generally located at West of Cotton Lane between Peoria Avenue and Cactus Road; Resolution #2022-96.	Kristin Tytler Public Works
10.	District 3	Consideration and action declaring the City's intention to enlarge an existing lighting improvement district known	Kristin Tytler

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| | as, "City of Surprise, Arizona, Zanjero Trails Parcel 11 #167" pursuant to A.R.S. § 48-616 for the purpose of purchasing facilities and energy for lighting certain public streets; Resolution #2022-74. | Public Works |
| 11. District 3 | Consideration and action to conditionally accept the public utility improvements and commence maintenance after a two-year warranty period at Toll at Prasada Phase 1 Unit Q, generally located at West of Cotton Lane between Peoria Avenue and Cactus Road; Resolution #2022-97. | Kristin Tytler
Public Works |
| 12. Citywide | Consideration and action pertaining to approval of an Intergovernmental Agreement between the Arizona Water Banking Authority and the City of Surprise for Municipal & Industrial Firing; Resolution #2022-98. | Michael Boule
Water Resource
Management |

REGULAR AGENDA ITEM - PUBLIC HEARING:

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| 13. Citywide | Consideration and action pertaining to a Zoning Text Amendment (ZTA) to the Surprise Land Development Ordinance (LDO) to add "Smoking Lounge" as a permitted land use and establishing development standards; Case FS22-0695; Ordinance #2022-21. | Leslie Carnie
Community
Development |
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REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

- I. Other Business and Future Agenda Items
- J. City Council Reports
- K. Executive Session

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: September 29, 2022 at 11 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.