



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

Tuesday, October 18, 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

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:

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| 1. | Citywide | Consideration and action on the Regular City Council Work Session and the Regular City Council Meeting minutes of October 4, 2022. | None

Sherry Aguilar |
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			City Clerk
2.	District 3	Consideration and action to approve a request by Agent, Andrea Lewkowitz for a New Series 12 (Restaurant) liquor license for MOD Pizza located at 13668 N. Prasada Parkway, #100, Surprise, AZ. 85388.	Sherry Aguilar City Clerk
3.	District 4	Consideration and action to approve a Class "A" Bingo License for Sunflower RV Resort located at 16501 N. El Mirage Road, Surprise, AZ. 85378.	None Sherry Aguilar City Clerk
4.	Citywide	Consideration and action pertaining to approval of an amendment to the Fiscal Year 2023 budget by moving budget authority in the amount of \$33,400 within the Grants Fund for the purpose of accepting two grants from the Arizona Governor's Office of Highway Safety (GOHS) to advocate for child seat safety and youth alcohol awareness; Resolution # 2022-100.	None Tom Abbott Fire - Medical
5.	District 3	Consideration and action pertaining to approval of the Final Plat entitled, "Toll at Prasada, Phase I Unit D Lot 561 & Tract A, Amended" and dated August 17, 2022, a property generally located west of Cotton Lane, between Cactus Road and Peoria Avenue; Case FS22-0743.	None Trevor Fleetham Community Development
6.	District 1	Consideration and action pertaining to approval of the Final Plat entitled, "North Copper Canyon Village – Parcel 1.3" and dated July 25, 2022, a property generally located west of the intersection of Deer Valley Road and Grand Avenue; Case FS22-0106.	None Trevor Fleetham Community Development
7.	District 3	Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at the Northeast corner of 175 th Avenue and Cactus Road; Resolution # 2022-99.	Kristin Tytler Public Works
8.	District 1	Consideration and action pertaining to approval of the Final Plat entitled, "Heritage Asante – Parcel 10" and received July 26, 2022, a property generally located west of Asante Blvd. and south of Pat Tillman Blvd; Case FS22-0645.	None CHRIS SEXTON Community Development
9.	District 6	Consideration and action pertaining to acceptance of a Drainage Easement Agreement from Royal Ranch Homeowners Association along Greenway near Bullard.	Lloyd Abrams Community Development
10.	District 6	Consideration and action vacating the City's interest in a Utility, Sewer Line, and Water Line Easement within Section 16, Township 3 North, Range 1 West, generally located south of Waddell Road and West of Litchfield Road; Resolution #2022-88.	Lloyd Abrams Community Development
11.	District 1	Consideration and action pertaining to approval of an Intergovernmental Agreement (IGA) between the City of Surprise and the Maricopa County Department of Transportation (MCDOT) for the construction, operation, and maintenance of traffic signals on Sun Valley Parkway at 227 th Avenue and 219 th Avenue ; Resolution #2022-102.	Eric Fitzer Public Works

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| 12. | Citywide | Consideration and action pertaining to approval of the First Amendment to the Wired Telecommunications License and Right-of-Way Use Agreement with Wyyerd Connect, LLC; Resolution #2022-106. | Eric Fitzer
Public Works |
| 13. | Internal | Consideration and action to amend the Fiscal Year 2023 budget by moving budget authority of \$7,000 within the Municipal Art Fund from contingency to Project R51020 for the Stadium Art Project; Resolution #2022-103. | Danielle Osborne
Human Svcs and
Comm Vitality |
| 14. | Citywide | Consideration and action pertaining to approval of an amendment to the fiscal year 2023 budget by moving budget authority in the amount of \$40,000 within the Grants Fund for the acceptance of a grant from the Arizona Department of Homeland Security grant program; Resolution #2022-104. | None

Brenden Espie
Fire - Medical |

REGULAR AGENDA ITEM - PUBLIC HEARING:

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| 15. | District 4 | Consideration and action pertaining to adoption of a Major PAD Amendment by rezoning property located at the northeast corner of 134 th Avenue and Bell Road from Regional Commercial (C-3) to Planned Area Development (PAD); Ordinance #2022-23. | Chris Sexton
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: October 13, 2022 at 9:45 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.