



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

Tuesday, August 1, 2023 @ 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

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| 1. | Citywide | Recognition of the 2023 WHAM's Top Golf winners. | None
City Manager Office |
| 2. | Citywide | Recognition for City of Surprise as Policymaker of the Year by the Association for Career and Technical Education of Arizona. | Economic
Development |

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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| 3. | Internal | Consideration and action to approve the June 20, 2023 City Council Workshop Minutes and Regular Council Meeting Minutes. | None

Kristi Passarelli
City Clerk |
| 4. | Internal | Consideration and action to move the Regular Work Session and Council Meeting scheduled for Tuesday, November 7, 2023 to Monday, November 6, 2023 due to the November Special Election falling on Tuesday, November 7, 2023. | None

Kristi Passarelli
City Clerk |
| 5. | Citywide | Consideration and action to approve a request by Steven Christopher Bonillas for a Series 12 (Restaurant) Liquor License for Don Rubens Mexican Food located at 11340 W Bell Rd, Surprise, AZ 85378. | None

Kristi Passarelli
City Clerk |
| 6. | District 3 | Consideration and action to approve a request by Ryan Winter Anderson for a Series 09 (Liquor Store) Liquor License for Safeway #0048 located at 17230 W. Peoria, Surprise, AZ 85355. | None

Kristi Passarelli
City Clerk |
| 7. | Citywide | Consideration and action to approve a request by Ryan Winter Anderson for a Series 09 (Liquor Store) Liquor License for Safeway Express #5830 located at 10730 N Cotton Lane, Surprise, AZ 85355. | None

Kristi Passarelli
City Clerk |
| 8. | Citywide | Consideration and action pertaining to the approval of a Contract for Services between the City of Surprise and First Things First for Early Childhood Programming, authorizing the City to accept grant funding from First Things First and amending the Fiscal Year 2024 budget by moving budget authority of \$250,000 from General Contingency to project G51750, revising the Contract Awarding Authority List, and the addition of two full-time equivalent (FTE) positions to the Human Services and Community Vitality Department (HSCV); Resolution #2023-103. | Seth Dyson
Human Svcs and
Comm Vitality |
| 9. | District 1 | Consideration and action pertaining to approval of the Final Plat entitled, "HC Estates" and dated May 4, 2023, a property located at the southeast corner of Dixileta Drive and 165 th Avenue; Case FS23-0067. | None

Jani Wertin
Community
Development |
| 10. | District 1 | Consideration and action pertaining to approval of the Final Plat entitled, "Jomax Acres" and dated May 8, 2023, a property located at the northwest corner of Jomax Road and 155 th Avenue; Case FS23-0019. | None

Jani Wertin
Community
Development |
| 11. | District 1 | Consideration and action pertaining to approval of the Final Plat entitled, "Windstone Ranch Phase 2" and dated May 2023, for property generally located at the northeast corner of Happy Valley Road and 151 st Avenue; Case FS21-1037 | None

Chris Sexton
Community
Development |
| 12. | Internal | Consideration and action ratifying the June 20, 2023 approval of an Intergovernmental Agreement with the City of Buckeye for access to the Imagetrend reporting software and correcting a scrivener's error; Resolution #2023-102. | Robert Wingo
Legal |

13.	Internal	Consideration and action ratifying the June 06, 2023 amendment to Chapter 30, Article III, Section 30-41 of the Surprise Municipal Code pertaining to the Judicial Selection Advisory Commission and correcting a scrivener's error; Ordinance #2023-22.	Robert Wingo Legal
14.	District 1	Consideration and action pertaining to approval of the Final Plat entitled, "NW-NWC 175 th Avenue & Dale Lane" and dated May 30, 2023, a property located north of Dale Lane and west of 175 th Avenue; Case FS23-0299.	Tanner Wessel Community Development
15.	Citywide	Consideration and action pertaining to the acceptance of the Law Enforcement Mutual Aid Agreement between the Tohono O'Odham Nation and the City of Surprise Police Department; Resolution #2023-88	Police
16.	District 3	Consideration and action pertaining to approval of the Final Plat entitled, "Dignity Prasada" and dated June 28, 2023, a property generally located at the southwest corner of Greenway Road and Loop 303; Case FS23-0033.	None Community Development
17.	District 5	Consideration and action pertaining to approval of the Final Plat entitled, "SimonCRE at Surprise Center" and dated received June 21, 2023, for property generally located at the southeast corner of Bell Road and Bullard Avenue; Case FS22-1606.	Chris Sexton Community Development
18.	District 3	Consideration and action pertaining to approval of the Final Plat entitled, "Cactus & Perryville Park" and dated July 06, 2023, a property located at the northeast corner of Cactus Road and Perryville Road; Case FS23-0434.	None Tanner Wessel Community Development
19.	Citywide	Consideration and action pertaining to the approval of an intergovernmental agreement with the County of Maricopa, State of Arizona for Regional Emergency Operations Management and Disaster services; Resolution #2023-113.	City Manager Office
20.	Citywide	Consideration and action pertaining to the approval of an amendment to the Fiscal Year 2024 budget by moving budget authority of \$45,000 from General Contingency to project G34195A to account for the acceptance of a grant from the Arizona Department of Homeland Security; Resolution #2023-108.	None Brenden Espie Fire - Medical
21.	District 5	Consideration and action to grant a utility easement to Arizona Public Service Company, north of Tierra Buena Lane and west of Civic Center Plaza.	Mike Hoover Economic Development
22.	District 3	Consideration and action pertaining to acceptance of the Dedication of Public Right-of-Way With Conditions from High Desert Development, Inc. for right of way along Waddell near Cotton Lane.	Lloyd Abrams Community Development

REGULAR AGENDA ITEM - PUBLIC HEARING:

23.	District 1	Consideration and action pertaining to a Major PAD Amendment to the Asante PAD to change the land use designation for approximately 101 gross acres from commercial to mixed-use and modify development standards. The site is generally located at the southwest	Trever Fleetham Community Development
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corner of 163rd Avenue and Pat Tillman Blvd, within the Asante PAD. Case FS22-0517

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| 24. District 4 | Consideration and action pertaining to a rezone of approximately 13.2 acres from Community Commercial (C-2) to Residential High Density (R-3) for a site generally located on the southwest corner of Mountain View Blvd. and White Horse Trail, Case FS23-0198; Ordinance #2023-21. | Community Development |
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REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

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| 25. Citywide | Consideration and action pertaining to acceptance of the Intergovernmental Agreement Between the Dysart Unified School District No. 89 of Maricopa County and The City of Surprise, Arizona to provide school resource officers to certain schools within the district; Resolution #2023-99. | Police |
| 26. Internal | Consideration and action pertaining to an amendment to the City of Surprise Policies and Procedures Manual pertaining to public participation. | Robert Wingo
Legal |
- 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

KRISTI PASSARELLI, CITY CLERK

POSTED: Thursday July 27, 2023 @ 10:45 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.