



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

Tuesday, September 19, 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

Hispanic Heritage Month Proclamation

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. You may also [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.

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 to approve the September 5, 2023 Regular Council Meeting Minutes. | City Clerk |
| 2. | Citywide | Consideration and action pertaining to approval of an amendment to the Fiscal Year 2024 budget by moving | Benny Pina |

		budget authority in the amount of \$19,000 from Contingency within the General Contingency Fund to grant project G31130 FY23 Arizona Automobile Theft Authority; Resolution #2023-123.	Police
3.	District 1	Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Rio Rancho Estates - Rio Rancho Boulevard, generally located at the Northwest corner of West Happy Valley Road and N 183 rd Avenue; Resolution #2023-124.	Kristin Tytler Public Works
4.	District 1	Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Rio Rancho Estates – Happy Valley Road generally located at Happy Valley Road between 187 th Avenue and 183 rd Avenue; Resolution #2023-125.	Kristin Tytler Public Works
5.	District 1	Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Rio Rancho Estates – 183 rd Avenue Phase 1 is generally located at the northwest corner of Happy Valley Road and West Grand Avenue; Resolution #2023-126.	Kristin Tytler Public Works
6.	District 1	Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Rio Rancho Estates, Parcel 1B.1, generally located southwest of West Happy Valley Road and north of 183 rd Avenue Road; Resolution #2023-127.	Kristin Tytler Public Works
7.	District 3	Consideration and action declaring the City's intention to establish a lighting improvement district known as, "City of Surprise, Arizona, SU-PrasadaNPkwysarvI209" pursuant to A.R.S. § 48-616 for the purpose of purchasing facilities and energy for lighting the public streets; Resolution #2023-112.	Kristin Tytler Public Works
8.	District 3	Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Toll at Prasada Phase 2 Infrastructure is generally located at the southwest corner of Cactus Road and Cotton Lane; Resolution #2023-114.	Kristin Tytler Public Works
9.	District 3	Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Toll at Prasada Unit H, generally located at the northwest corner of West Peoria Road and North Cotton Lane; Resolution #2023-130.	Kristin Tytler Public Works
10.	District 1	Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Rio Rancho Estates Parcel 3A is generally located at the northwest corner of West Happy Valley Road and North 183 rd Avenue; Resolution # 2023-134.	Kristin Tytler Public Works

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| 11. | District 3 | Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Toll at Prasada Cotton Lane generally located west of Cotton Lane between Peoria Avenue and Cactus Road; Resolution #2023-120. | Kristin Tytler
Public Works |
| 12. | Internal | Consideration and action pertaining to approval of an Intergovernmental Agreement between the City of Surprise and the City of Phoenix, on behalf of the Regional Wireless Cooperative (RWC), for sharing of Telecommunications Facilities; Resolution #2023-141 | Tracy Mills
Information
Technology |
| 13. | Internal | Consideration and action pertaining to approval of the Site Specific Supplement No.001 to the Telecommunication Facilities Intergovernmental Agreement between the City of Phoenix and City of Surprise. | Tracy Mills

Information
Technology |
| 14. | Internal | Consideration and action pertaining to the approval of an amendment to the Fiscal Year 2024 budget by moving budget authority in the amount of \$863,800 from General Contingency, \$431,900 to the General Capital Fund in Project P17120 Police Computer Aided Dispatch and Records Management Software and \$431,900 to the Information Technology Department's General Fund services category; Resolution #2023-138. | Benny Pina
Information
Technology |
| 15. | Citywide | Consideration and action pertaining to approval of an amendment to the fiscal year 2024 budget by moving budget authority from General Contingency in the amount of \$117,000 to the Grants Fund for the acceptance of two grants from the Tohono O'odham Nation and amending the fiscal year 2024 Contract Awarding Authority List; Resolution #2023-139. | Michael Boule
Fire - Medical |
| 16. | District 3 | Consideration and action pertaining to acceptance of a Quit Claim Deed from Suburban Land Reserves for right-of-way aligning with Sweetwater Avenue and Reems. | Lloyd Abrams

Community
Development |
| 17. | District 1 | Consideration and action pertaining to acceptance of a Quit Claim Deed from Shirley Edwards for right-of-way along Lone Cactus Road near 219th Avenue. | Lloyd Abrams
Community
Development |

REGULAR AGENDA ITEM - PUBLIC HEARING:

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

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| 18. | Citywide | Consideration and action pertaining to approval of an amendment to the Fiscal Year 2024 budget moving budget authority of \$25,000 from General Contingency to services in the Tourism Fund and approval of the Tourism Fund Reimbursement Agreement with AZ Fall Classic; Resolution #2023-147. | Kendra Pettis

Sports and Tourism |
| 19. | Citywide | Presentation and discussion pertaining to the FY2023 Financial Status Report through June 2023. | Jennifer Medina

Finance |
| 20. | Citywide | Presentation and discussion regarding an update on the City's water resources. | Michael Boule |

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| | | | Water Resource
Management |
| 21. | Citywide | Presentation and discussion pertaining to a Zoning Text Amendment (ZTA) to the Surprise Land Development Ordinances (LDO) to revise standards to update and clarify lighting provisions; Case FS22-1581. | Trever Fleetham |
| 22. | Citywide | Presentation and discussion pertaining to an update on Sober Living Facilities. | Community
Development

Tiffany Copp

Community
Development |
- I. Other Business and Future Agenda Items
- J. City Council Reports
- K. Executive Session
1. Consideration and action to recess into executive session in order for the City Council to consider and provide its position and instructions pertaining to the negotiations of the contract for a future signature City of Surprise music festival pursuant to A.R.S. 38-431.03(A)(4).

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

POSTED: Thursday, September 14, 2023 @ 10:00 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.