



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

Tuesday, May 21, 2019 @ 6:00 PM
COUNCIL CHAMBERS
Amended item #13 on 5/20/19 at 1:35 PM

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

- F. City Clerk Report

- 2. Consideration and action to approve appointment of John Holland to the City Audit Committee for the remainder of the term through June 30, 2020.

- 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. | District 3 | Consideration and action for the maintenance of the streets and public utility improvements at Zanjero Trails Phase 2 – Parcel 16 & 17, generally located at Peoria Avenue and Perryville Road; Resolution # 2019-52. | None

Mike Gent
Public Works |
| 2. | District 3 | Consideration and action for the maintenance of the streets and public utility improvements at Sycamore Farms, Parcel 12, Phase 2; Resolution # 2019-54. | None

Mike Gent
Public Works |
| 3. | Citywide | Consideration and action pertaining to adjustment of the Fiscal Year 2019 \$50,000 Contract Authority List for Court security, vehicle repair, and public defender contracts; Resolution #2019-58. | None

Andrea Davis
Finance |
| 4. | Citywide | Consideration and action on the minutes of the Regular City Council Work Session and Regular City Council Meeting of May 7, 2019. | None

Sherry Aguilar
City Clerk |
| 5. | District 1 | Consideration and action to approve a request by Nicolas Carl Guttilla (Agent) for a series 09 Liquor Store license for Safeway #1997 located at 17049 W. Bell Road, Surprise, AZ 85374. | None

Sherry Aguilar
City Clerk |
| 6. | District 5 | Consideration and action to approve a request by Zindy Torres (Applicant) for a series 12 Restaurant Liquor License for Tacos Calafia located at 17239 N. Litchfield Road, #68, Surprise, AZ. 85374. | None

Sherry Aguilar
City Clerk |
| 7. | District 1 | Consideration and action to approve a request by Kathryn Loscheider (Agent) for a Series 12 Restaurant Liquor License for Fellowship Square Surprise located at 16477 W. Bell Road, Surprise, AZ. 85374. | None

Sherry Aguilar
City Clerk |
| 8. | Internal | Consideration and action pertaining to approval of an Intergovernmental Agreement (IGA) between the City of Surprise and City of Phoenix Phoenix for fire-medical dispatch services; Resolution # 2019-41. | Fire - Medical |

REGULAR AGENDA ITEM - PUBLIC HEARING:

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

- | | | | |
|-----|----------|---|--|
| 9. | Citywide | Presentation and discussion pertaining to proposed amendments to Chapter 38 of the Surprise Municipal Code, relating to parks and recreation. | Donna Miller
Community and
Recreation Svcs |
| 10. | Citywide | Consideration and action changing the name of the Community and Recreation Advisory Commission to the Parks and Recreation Advisory Commission; Ordinance #2019-13. | Donna Miller
Community and
Recreation Svcs |
| 11. | Citywide | Consideration and action pertaining to approval of an amendment to the Comprehensive Citywide Fee Schedule; Resolution # 2019-53. | None

Donna Miller
Community and
Recreation Svcs |

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| 12. | Citywide | Consideration and action pertaining to adoption of an amendment to the Land Use Assumptions and Infrastructure Improvements Plan pursuant A.R.S. 9-463.05(D)(10); Resolution # 2019-50. | None

Andrea Davis
Holly Osborn
Finance |
| 13. | Citywide | Consideration and action pertaining to an amendment to Chapter 54, Article I, Section 54-8 of the Surprise Municipal Code relative to the use of handheld mobile devices or portable electronic devices while driving; Ordinance # 2019-15. | Police |
| 14. | Citywide | Consideration and action pertaining to the adoption of updated Development Fees; Resolution # 2019-61. | None

Andrea Davis
Holly Osborn
Finance |
| 15. | Internal | Consideration and action pertaining to disestablishing the Tourism Advisory Commission; Ordinance # 2019-17. | Mayor
City Clerk |
| 16. | Internal | Consideration and action pertaining to membership in the Surprise Regional Chamber of Commerce and the Chamber's use of City owned real property located at 16626 North Civic Center Plaza. | None

Robert Wingo
Mayor and Council |
| I. | Other Business and Future Agenda Items | | |
| J. | City Council Reports | | |
| K. | Executive Session | | |
| 17. | Citywide | Consideration and action to enter into executive session for the purpose of discussion or consultation with attorneys in order to receive legal advice, and to provide instruction regarding the Council's position pertaining to the lease of real property under the Chamber of Commerce contract(s) pursuant to A.R.S. 38-431.03(A)(3), (4), and (7). | 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: Amended May 20, 2019 at 1:35 PM

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.