



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

Mayor Hall called the Regular City Council Meeting of Tuesday, September 19, 2023 to order at 6:00 p.m., located at Surprise City Hall, 16000 N. Civic Center Plaza, Surprise, AZ 85374.

1. Invocation

Mayor Hall led the invocation.

B. Roll Call

In attendance with Mayor Hall were Vice-Mayor Chris Judd, Councilmembers Nick Haney, Alyson Cline, Patrick Duffy, and Jack Hastings. Councilmember Ken Remley was excused.

C. Pledge of Allegiance

Mayor Hall led the Pledge of Allegiance.

D. Proclamation and Community Acknowledgements

1. Hispanic Heritage Month Proclamation

Mayor Hall declared that it is Hispanic Heritage Month. He presented the proclamation to various Latino business leaders.

E. City Manager Report

1. Reports

Bob introduced Holly Osborn to present the Youth Council.

Maya Calagaroo,

Merek Galindo,

F. City Clerk Report

1. Reports

G. Call To The Public

Linda Magee, a Surprise Resident, came to talk to about the GO Bond Election and the ballots being mailed out.

H. Regular City Council Meeting Agenda

1. CONSENT AGENDA:

Councilmember Judd asked to pull item Item 14 from consent approval.

Motion: To Approve (Minus Item 14 & 15)

Initiated By: Cline

Seconded By: Duffy

Yes: Skip Hall, Nick Haney, Patrick Duffy, Aly Cline, Chris Judd, Jack Hastings

No: None
Abstain: None

Vote Result: Passed

1. Consideration and action to approve the September 5, 2023 Regular Council Meeting Minutes.
2. Consideration and action pertaining to approval of an amendment to the Fiscal Year 2024 budget by moving 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.
3. 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 183rd Avenue; Resolution #2023-124.
4. 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 187th Avenue and 183rd Avenue; Resolution #2023-125.
5. Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Rio Rancho Estates – 183rd Avenue Phase 1 is generally located at the northwest corner of Happy Valley Road and West Grand Avenue; Resolution #2023-126.
6. 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 183rd Avenue Road; Resolution #2023-127.
7. Consideration and action declaring the City's intention to establish a lighting improvement district known as, "City of Surprise, Arizona, SU-PrasadaNPkwysarv1209" pursuant to A.R.S. § 48-616 for the purpose of purchasing facilities and energy for lighting the public streets; Resolution #2023-112.
8. 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.
9. 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.
10. 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 183rd Avenue; Resolution # 2023-134.

11. 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.
12. 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
13. 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.
14. 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.

Tracy Mills came to present this item. She talked about the history of the existing system. She further elaborated on the details of the request.

Vice-Mayor Judd, asked why this wasn't apart of the budget process. Andrea said it was requested but they didn't know the amount at the time. Vice-Mayor Judd said he would rather see this in budget discussions and not put on consent. He asked if it could be put off until later versus now. Andrea talked about the time to integrate the software and the lifespan of the current system. She said they don't like to piece meal items but that this was necessary to bring up separately. Vice-Mayor Judd talked about the status of the current budget. Vice-Mayor asked if this could not be put on consent in the future.

Councilmember Cline, asked what was expected of the new system and what benefits it would offer the City? Chief Pina talked about how the PD is trying to integrate with other departments and how they cannot coordinate with the existing system. He talked about having to access the old data in some way. He invited Jim Hall to talk about the system. Jim talked about Mark 43 and gave background about their organization. He talked about the ability to share data among other agencies. He talked about the potential impact on officer workflow.

Councilmember Hastings, talked about budgeting this project and what the process was for selecting? Chief Pina talked about the process that brought them to this product.

Councilmember Haney, asked about the need to replace this in the future? Chief Pina said that they would be set with a five year project and as the system is improved they would benefit from it as technology improves. He talked about it being an interactive partnership with the vendor.

Motion: To Approve
Initiated By: Jack Hastings
Seconded By: Aly Cline

Yes: Skip Hall, Nick Haney, Patrick Duffy, Aly Cline, Chris Judd, Jack Hastings
No: None
Abstain: None

Vote Result: Passed

15. 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.

Motion: To Approve

Initiated By: Chris Judd

Seconded By: Aly Cline

Yes: Skip Hall, Nick Haney, Patrick Duffy, Aly Cline, Chris Judd, Jack Hastings

No: None

Abstain: None

Vote Result: Passed

Chief Espie and Michael Boule, came to talk about this item. Michael talked about the grant funding and what it would let them do for plumbing repairs. Chief Espie talked about how this grant usually goes to public safety. He further talked about the devices this would grant.

Councilmember Cline, asked how it will impact residents who are not on the Surprise water system? Michael talked about how they would be able to see how far the grant will go.

Vice-Mayor Judd, talked about why he wanted to pull this item for review. He thanked staff for getting this grant.

16. 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.
17. 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.

2. REGULAR AGENDA ITEM - PUBLIC HEARING:

3. REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

18. 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 Pettit, Director of Sports and Tourism, introduced XXXX and Trevor Hyde. Trevor, owner of AZ fall classic, gave a history of his company and their goals. Kendra talked about the goals of the strategic plan. She gave a recap of previous Fall Classics. She talked about the 100 room nights agreement.

Motion: To Approve

Initiated By: Patrick Duffy

Seconded By: Chris Judd

Yes: Skip Hall, Nick Haney, Patrick Duffy, Aly Cline, Chris Judd, Jack Hastings

No: None

Abstain: None

Vote Result: Passed

19. Presentation and discussion pertaining to the FY2023 Financial Status Report through June 2023.

Andrea Davis, came to talk about this item. She talked about General Fund Sources, and General Fund Uses.

Councilmember Cline, asked what the delays in posting mean? Andrea said that the largest source of revenue is sales tax. She talked about how the money goes to the State which in turn gives it back to the City and it is a two month delay. Councilmember Cline asked about income tax. Andrea said it was ... and that property tax that is from past October and march. Councilmember Cline talked about how the money comes in uneven waves.

20. Presentation and discussion regarding an update on the City's water resources.

Michael Boule, Water Resource Management Director, along with Amy XXXXX presented this item. Amy gave a Colorado River Update, and Region Water Policy Update. Michael talked about the Assured Water Supply Committee. Amy gave a Water Resources Round Table Update. Michael gave an update about potential Water Conservation Ordinance. Amy talked about possible code changes, Michael said they were testing some of the proposals as well. Amy talked about the Water Conservation Grant Update. Michael further added information about Resiliency Planning, Amy talked about the Bartlett Dam modification project.

Vice-Mayor Judd, asked about designated providers and if any neighbors are doing it? Michael said they mostly all are. Vice-Mayor asked about rebates on turf removal. Amy said they had increased the amount to a \$1 per square foot with a minimum 500 square feet. Judd asked if it would be the same rebate? Amy said it would be the same rebate but increasing the dollar amount and range.

Councilmember Cline, talked about people in the City who are not on City Water and it was a good idea to look at those areas.

Councilmember Haney, asked about what requirements do developers have before they can build? Michael talked about committed customers, and planned demand. He talked about how they model everything.

21. 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.

Senior Planner, Trevor Fleetham, presented this item. He gave an update and overview about the Zoning Text Amendment FS22-1581. He talked about Key Changes proposed, 20:1 ratio, applicable sections, and community feedback. He further talked about pole mounting height configurations and gave examples of each type. He gave a proposed timeline of the project.

Councilmember Cline, said that this had been an item of issue within her communities. She said it was difficult to get the appropriate lights to replace for Dark Sky designations. She further asked XXXXX. Trevor said the effective date is 30 days. He said it would not retroactively affect new developments. She asked about grandfathering in older signage. Trevor said whatever is there is there.

Councilmember Duffy, asked XXXXX Trevor said it was specific to on sight lighting. Duffy said that it looked like a truck could hit the the lower lights. Lloyd talked about XXXX.

Vice-Mayor Judd, asked how much light big industrial buildings are allowed to shine into homes?

Trever said the minimum allowed is .2 foot candles and a maximum of 20:1 ratio. VM Judd said that they cannot blast Lights? Trever said that's right. VM Judd asked about dark sky's around white tanks? Trever talked about different lighting zones and how white tanks lands in a low intensity zone. VM Judd then asked about discretion that would be given for community Development director? Trever talked about projects that could have unique restraints. Judd asked if there was any specific examples? Lloyd said there were no specifics currently and how having the flexibility could be helpful in the future. Judd asked if developers know going into it? Lloyd said it is something they discover later into it.

Councilmember Hastings, said he supports administrator approval. He said he doesn't want to bog down development.

Councilmember Cline, said he supports not slowing anything down.

22. Presentation and discussion pertaining to an update on Sober Living Facilities.

Tiffany Copp, Assistant Director, came to give an update on this item. She gave a timeline of previous events. She talked about Public Safety Calls for Service, Code Enforcement Stats, Short-Term Rental Update, and Monitoring Trends.

Vice-Mayor Judd, asked about the licensed homes and if there have been any calls for service at them. Tiffany said that a couple have but the majority are good. Judd asked about HDL, Tiffany said they have been a good partnership with them. Judd asked if DHS could revoke the license. Tiffany said they could do that as well as give fines. Judd asked about the unlicensed homes? Tiffany said they are keeping a list.

Councilmember Haney, thanked staff for their efforts. He talked about how the City was able to work effectively with Citizens. He asked if people can directly report violations? Tiffany said they could do so with DHS and with City. CM Haney asked about the homes spreading out and if the partnership with other cities have helped? Tiffany said the communication has been good.

Councilmember Cline, talked about the impact staff had at the league of cities presenting this problem there.

I. Other Business and Future Agenda Items

Councilmember Duffy, asked about future traffic signals and the process to get them in? Judd Seconded.

J. City Council Reports

Councilmember Haney, talked about the support the city has given to his district. He thanked Staff for their efforts on the state controlled road ways. He said he has a meeting on Thursday, at western peaks, talking about street parking.

Councilmember Cline, said that this is library card month, She talked about ribbon cutting that happened on the 6th. She said talked about the inventory at the City Libraries. She talked about the ribbon cutting for willow canyon football field. She talked about the Cities and Towns dinner with the Central Arizona Project. She talked about the Luke Air Force Base dinner. She talked about a presentation about life long learning made by ASU.

Vice-Mayor Judd, thanked CAP for their efforts. He said he has a meeting tomorrow night at the Tap House at 6 PM as well as a bond presentation.

CM Hastings, Talked about the willow canyon field ribbon cutting. He said he'll have his community meeting at the library. He talked about the education subcommittee and upcoming items they'll bring to council.

CM Duffy, talked about Tuesday September 26 at 8:30 for a pool opening????

Mayor Hall, talked about Saturday October 7 mark Coronado park for fiesta Grande

K. Executive Session

Motion: To Enter Executive Session

Initiated By: Cline

Seconded By: Duffy

Yes: Skip Hall, Nick Haney, Patrick Duffy, Aly Cline, Chris Judd, Jack Hastings

No: None

Abstain: None

Vote Result: Passed

Entered executive session at 8:14

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).

2. Executive Session Items

3. Executive Disclaimer - Part 1

4. Executive Disclaimer - Part 2

5. Executive Disclaimer - Part 3

L. Adjournment

Meetings reconvened at 8:30 P.M.

Motion: To Adjourn

Initiated By: Chris Judd

Seconded By: Nick Haney

Yes: Skip Hall, Nick Haney, Patrick Duffy, Aly Cline, Chris Judd, Jack Hastings

No: None

Abstain: None

Vote Result: Passed

Meeting Adjourned at 8:31 P.M.


Skip Hall, Mayor

ATTEST:


Kristi Passarelli, City Clerk

CERTIFICATION:

I, Kristi Passarelli, City Clerk for the City of Surprise, Maricopa County, Arizona, do hereby verify that these are the true and correct minutes of the Regular City Council Meeting of **Tuesday, September 19, 2023.**


Kristi Passarelli, City Clerk