



CITY OF SURPRISE
Regular City Council Meeting
16000 N. Civic Center Plaza
Surprise, AZ 85374
Tuesday, December 5, 2023 @ 6:00 PM
COUNCIL CHAMBERS

A. Call To Order

Mayor Hall called the Regular Council Meeting of December 5, 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 asked for a moment of silence.

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

Members of Paradise Honors Middle School, led the Pledge of Allegiance.

D. Proclamation and Community Acknowledgements

E. City Manager Report

1. Reports

City Manager, Bob Wigenroth, talked about Sparkling Surprise and introduced Holly Osborn. Holly gave a recap of the 2023 Surprise Party.

Mayor Hall talked about how he was impressed by this event.

Councilmember Cline, talked about her involvement, and thanked library for staying up open.

Councilmember Haney, thanked staff for their efforts.

Holly then presented Adam Johnson to introduce Paradise Honors Students.

Adam then introduced Youth Council.

Brooke Wilkins, A Senior at Dysart Highschool.

Olivia Vuong, A Freshman at Paradise Honors High School.

F. City Clerk Report

1. Reports

G. Call To The Public

H. Regular City Council Meeting Agenda

1. CONSENT AGENDA:

Motion: To Approve

Initiated By: Patrick Duffy

Seconded By: Aly Cline

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

No: None

Abstain: None

Vote Result: Passed

1. Consideration and action to approve the November 21, 2023 City Council Work Session Minutes, Regular City Council Meeting Minutes.
2. Consideration and action pertaining to approval of an amendment to the Fiscal Year 2024 budget by moving budget authority from contingency in the amount of \$279,464 within the Grants Fund and authorizing acceptance of seven (7) grant awards from the Arizona Governor's Office of Highway Safety (GOHS) to support impaired driving enforcement overtime, education, travel, materials, and supplies and approving the Grant Agreements; Resolution #2023-168.
3. Consideration and action pertaining to approval of a Quit Claim Deed to Brightland Homes of Arizona, LLC, for the purpose of releasing certain deed restrictions on a seven acre property located near Bell and Litchfield Roads.
4. Consideration and action pertaining to approval of the Final Plat entitled, "Gehan At Surprise Center" date received October 2, 2023, located at the southwest corner of Luke Parkway and Litchfield Road; Case FS22-1295.
5. Consideration and action pertaining to approval of the Final Plat entitled "Replat Sycamore Farms Towne Center" and dated November 17, 2023, a property located at the southeast corner of Cactus Road and Loop 303; Case FS23-0333.
6. Consideration and action pertaining to approval of an amendment to the Fiscal Year 2023 budget by moving budget authority between funds, projects, inter-fund cash transfers, and loans in order to close out the Fiscal Year; Resolution #2023-177.
7. Consideration and action to approve an amendment to the Fiscal Year 2024 budget moving budget authority within grant and capital projects to/from contingency or between projects to adjust amounts originally estimated during the FY2023 budget process, as required by grant stipulations and guidelines, or based on anticipated revenues and amending the FY2024 Contract Awarding Authority List; Resolution #2023-178.
8. Consideration and action pertaining to approval of an amendment to the Fiscal Year 2024 budget by moving budget authority of \$827,400 from Contingency within the Water Utility Capital Fund and \$1,172,900 from project P71390 within the Water Resources Dev Fee 2020 fund to project P71390 Rancho Mercado Well No.2 within the Water System SPA 2 Dev Fee 2014 Law Fund; Resolution 2023-164.
2. REGULAR AGENDA ITEM - PUBLIC HEARING:
9. Consideration and action pertaining to approval of a residential density transfer, pursuant to Section 104-1.11 of the City of Surprise Municipal Code, for the Heritage Senior Apartments, generally located on the northeast corner of Nash Street and Santa Fe Boulevard; Ordinance #2023-31.

Seth Dyson, Director of Human Services and Community Vitality, came to present this item. He said his presentation would encompass the next 5 items on the agenda. He talked about the Senior Heritage Overview. He talked about the city-owned lane, density of the area, and site plan. He elaborated on the Ground Lease, Funding Agreement, Shared Parking Agreement, and Declarations of Restrictions. He gave a timeline planned, and information on how to live there.

Councilmember Cline, thanked staff for their efforts. She talked about how this will bring resources to that part of the community.

Councilmember Hastings, said that these proposed projects are great. He talked about Councilmember Remley's attendance and involvement.

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

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

Vote Result: Passed

3. REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

10. Consideration and action pertaining to approval of a Ground Lease Agreement between the City of Surprise and the Housing Authority of Maricopa County (HAMC) in support of the Heritage affordable Senior housing development; Resolution # 2023-35.

Motion: To Approve
Initiated By: Aly Cline
Seconded By: Patrick Duffy

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

Vote Result: Passed

11. Consideration and action pertaining to approval of a Subaward/Funding Agreement between the City of Surprise and the Housing Authority of Maricopa County (HAMC) in support of the Heritage at Surprise Affordable Senior Housing Development; Resolution #2023-179.

Motion: To Approve
Initiated By: Aly Cline
Seconded By: Patrick Duffy

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

Vote Result: Passed

12. Consideration and action pertaining to approval of the form of the shared parking agreement between the City of Surprise and the Housing Authority of Maricopa County (HAMC) for affordable senior housing in Surprise; Resolution #2023-180.

Motion: To Approve
Initiated By: Aly Cline
Seconded By: Patrick Duffy

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

Vote Result: Passed

13. Consideration and action pertaining to approval of the Declaration of Restrictions for the real property being leased for an affordable senior housing project in Surprise; Resolution #2023-181.

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

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

Vote Result: Passed

14. Consideration and action pertaining to approval of the 2024 Legislative Agenda.

Jodi Tas, Government Relations Program Director, came to talk about this item. She gave an overview of the Legislative Composition of Surprise. She talked about the 2023 Legislative Session Recap.

Mayor Hall asked what HURF was? Jodi said it was Highway, User, Revenue, Fund. He asked if electric cars have impacted it? Jodi said it had to do with the gas tax.

Councilmember Haney asked about zoning reform and if it would give the city more control? Jodi said it would give the city less control. That the process would be more administrative.

Jodi then talked about the Purpose of the Legislative Agenda for 2024.

Mayor Hall said that it was important to know what was coming up.

Motion: To Approve
Initiated By: Chris Judd
Seconded By: Nick Haney

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

Vote Result: Passed

15. Consideration and action pertaining to an amendment to Surprise Municipal Code establishing a maximum dollar amount for individual job orders under the job order contracting delivery method; Ordinance #2023-27.

City Attorney, Robert Wingo, came to present this item. He talked about ARS Title 34. He defined what Job Order Contracting was. He talked more about statute and the dollar threshold and increasing it to 4 million dollars with the proposed amendment.

Mayor Hall said that it seemed more efficient but asked about the unit price and if it was locked in? Robert said that it was.

Motion: To Approve
Initiated By: Chris Judd
Seconded By: Aly Cline

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

Vote Result: Passed

I. Other Business and Future Agenda Items

J. City Council Reports

K. Executive Session

1. Consideration and action to recess into executive session for discussion and consultation with the city attorney for legal advice and to consider the city council's position and instruct the city attorney pertaining to water storage matters pursuant to A.R.S. 38-431.03A.3. and 4.

Motion: To Enter Executive Session
Initiated By: Chris Judd
Seconded By: Aly Cline

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

Vote Result: Passed

Executive session was entered into at 6:54 PM

2. Executive Session Items

3. Executive Disclaimer - Part 1

4. Executive Disclaimer - Part 2

5. Executive Disclaimer - Part 3

L. Adjournment

Meeting reconvened at 7:13 PM.

Motion: To Adjourn
Initiated By: Chris Judd
Seconded By: Nick Haney

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

Abstain: None

Vote Result: Passed
Meeting Adjourned at 7:13 PM.



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, December 5, 2023.**



Kristi Passarelli, City Clerk