



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

Tuesday, January 16, 2024 @ 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

The City Manager may present a brief summary of current events, including recognition of community members, employees, and programs, pursuant to A.R.S. § 38-431.02(K). The City Council will not discuss or take action on any matter within the City Manager Report.

F. City Clerk Report

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| 5. | Citywide | Consideration and action pertaining to selection of a Vice Mayor in accordance with City Code Sec. 2-41 and directing the City Clerk to administer the Oath of Office. | Kristi Passarelli
City Clerk |
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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 January 2, 2024 Regular City Council Meeting Minutes. | Kristi Passarelli
City Clerk |
| 2. | District 3 | Consideration and action pertaining to approval of the Final Plat entitled, "Replat of Lots 1, 2, 3 of 'Replat of Lots 4 and 5'" and dated October 6, 2023, a property located at the northwest corner of Sweetwater Avenue and Prasada Parkway; Case FS23-0432. | Tanner Wessel
Community
Development |
| 3. | District 1 | Consideration and action pertaining to approval of the Final Plat entitled, "Final Plat MEL" and dated October 02, 2023, a property generally located on the southeast corner of Jomax Road and 239 th Avenue; Case FS23-0641. | Leslie Carnie
Community
Development |
| 4. | District 3 | Consideration and action pertaining to approval of the Final Plat entitled, "Toll at Prasada, Unit H – Phase 3 Lots 1730 & 1731 & Tracts H-B & H-D" and dated October 25, 2023, a property located west of Cotton Lane, between Cactus Road and Peoria Avenue; Case FS23-0813. | Tanner Wessel
Community
Development |
| 5. | District 3 | Consideration and action pertaining to approval of the Final Plat entitled, "Toll at Prasada, Phase I Unit A Lots 392 & 393 & Tract A" and dated October 25, 2023, a property located west of Cotton Lane, between Cactus Road and Peoria Avenue; Case FS23-0814. | Tanner Wessel
Community
Development |
| 6. | District 3 | Consideration and action pertaining to approval of the Final Plat entitled, "Toll at Prasada, Unit Q – Phase 3 – SF Lots 2424 & 2425 & Tract A" and dated October 25, 2023, a property located west of Cotton Lane, between Cactus Road and Peoria Avenue; Case FS23-0821. | Tanner Wessel
Community
Development |
| 7. | District 3 | Consideration and action pertaining to approval of the Final Plat entitled, "Toll at Prasada, Phase I Unit A Lots 318, 319, 327, 328, 357 & Tracts A, B, & C" and dated October 25, 2023, a property located west of Cotton Lane, between Cactus Road and Peoria Avenue; Case FS23-0822. | Tanner Wessel
Community
Development |
| 8. | District 4 | Consideration and action pertaining to the grant of a Utility Easement to APS to service the Multi-Generational Community Center at Hollyhock Street and Santa Fe Drive. | Lloyd Abrams
Community
Development |
| 9. | District 1 | Consideration and action pertaining to acceptance of a Quit Claim Deed for dedication of Right of Way from the Kamarata Trust and Paloma Creek Water Coordinator, LLC, along Happy Valley and 147 th avenue. | Lloyd Abrams
Community
Development |
| 10. | District 3 | Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Paradisi Parcel I, generally located at the northwest corner of West Peoria Avenue and North Sarival Avenue; Resolution # 2024-09. | Kristin Tytler
Public Works |

REGULAR AGENDA ITEM - PUBLIC HEARING:

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| 11. | District 3 | Consideration and action pertaining to a recommendation to the Arizona Department of Liquor | Kristi Passarelli
City Clerk |
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Licenses and Control (DLLC) on Application No. 264174, requested by Richard Joseph Velenti, for Portillo's Hot Dogs for Series 12 Liquor License. Portillo's Hot Dogs is located at 16320 W Waddell Road, Surprise, AZ 85379.

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| 12. | District 5 | Consideration and action pertaining to approval of a rezone and release of deed restrictions for an approximately 12 acre parcel from Neighborhood Commercial with Planned Unit Development Overlay (C-1 PUD) and Rural Residential (RR) to Residential High Density (R-3), for a property generally located on the northeast corner of Reems Road and Tierra Buena Lane; Ordinance #2024-01. | Leslie Carnie
Community
Development |
| 13. | Citywide | Consideration and action pertaining to a Zoning Text Amendment (ZTA) to amend the Surprise Land Development Ordinance (LDO) by removing the development standard restricting marijuana facilities to having a single entrance, thereby bringing the Land Development Ordinance into compliance with Arizona Revised Statutes; Ordinance #2024-02. | Chris Sexton
Community
Development |
| 14. | District 1 | Consideration and action pertaining to the abandonment of the Final Plat entitled, "Final Plat for Legacy Village" a property generally located north of Jomax Road and east of 163 rd Avenue; Resolution #2024-03. | Chris Sexton
Community
Development |
| 15. | Citywide | Public hearing, presentation and discussion pertaining to the Land Use Assumptions (LUA) and Infrastructure Improvements Plan (IIP). | Andrea Davis
Finance |

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

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| 16. | Citywide | Consideration and action pertaining to the 2024 Utility Rate Study, adoption of a Notice of Intention to increase utility rates for water, wastewater, and solid waste, and setting the public hearing date for March 18, 2024; Resolution #2024-05. | Andrea Davis
Finance |
| 17. | District 1 | Consideration and action pertaining to the Final Plat entitled, "Visara – Phase 1" and dated October 13, 2023, a property generally located north of Jomax Road and east of 163 rd Avenue; Case FS22-1028. | Chris Sexton
Community
Development |
| 18. | Citywide | Consideration and action pertaining to approval of an amendment to the Fiscal Year 2024 budget by moving budget authority of \$184,000 within the General Fund from Economic Development Contingency to Services for approval of matching funds for the FY2022 Arizona Broadband Development Grant; Resolution #2024-10. | Jeanine Jerkovic
Economic
Development |

- 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, January 11, 2024 @ 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.