



CITY OF SURPRISE
Regular City Council Meeting
16000 N. Civic Center Plaza
Surprise, AZ 85374
Tuesday, February 20, 2024 @ 6:00 PM
COUNCIL CHAMBERS

A. Call To Order

Mayor Hall called the Regular Council Meeting of February 20, 2024 to order at 6:10 p.m., located at Surprise City Hall, 16000 N. Civic Center Plaza, Surprise, AZ. 85374.

1. Invocation

Warren Brannoch came to lead the invocation.

B. Roll Call

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

C. Pledge of Allegiance

Rancho Gabriela News Crew led the Pledge of Allegiance.

D. Proclamation and Community Acknowledgements

2. Future Business Leaders of America

Mayor Hall proclaimed February 19th - 23rd as Future Business Leaders of America week. He gave the proclamation to Clint Martinez.

E. City Manager Report

3. City Manager sub-text

4. Reports

Adam Johnson introduced Assitant Principal Alicia Ashby from Rancho Gabrielo News Crew. Adam also introduced Youth Councilmembers.

Lilly Robert, Willow Canyon High School

Brooke Wilkins, Dysart High school.

F. City Clerk Report

5. Reports

G. Call To The Public

Alex Christ, a Surprise Resident, came to talk about Public Safety.

Walter Yap, a Surprise Resident, came to talk about criminalized tethered balloons, and the risk they pose.

Rebekah Massie, a Surprise Resident, came to talk about the allocation of funds for the GO Bond funds, roads, and parks.

H. Regular City Council Meeting Agenda

6. CONSENT AGENDA:

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

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

Vote Result: Passed

1. Consideration and action to approve the February 6, 2024 Regular City Council Meeting Minutes.
2. Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Paradisi Parcel H generally located at the northwest corner of West Peoria Avenue and North Sarival Avenue; Resolution # 2024-13.
3. Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Paradisi Parcel A, generally located at the southeast corner of West Cactus Road and North Cotton Lane; Resolution # 2024-14.
4. Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements on Paradisi Parcel B, generally located at the southeast corner of West Cactus Road and North Cotton Lane; Resolution # 2024-15.
5. Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Paradisi Parcel E, generally located at the southeast corner of West Cactus Road and North Cotton Lane; Resolution # 2024-16.
6. Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Paradisi Parcel F, generally located at the southeast corner of West Cactus Road and North Cotton Lane; Resolution # 2024-18.
7. Consideration and action pertaining to approval of an amendment to the Fiscal Year 2024 budget by moving budget authority from General Contingency to the Grants Fund to Project G71030 to support an enhanced and expanded water conservation rebate program and account for acceptance of an \$159,100 grant from the Water Infrastructure Finance Authority of Arizona; Resolution #2024-02.
8. Consideration and action pertaining to approval of the Final Plat entitled, "Asante Unit 4.2" and dated December 14, 2023, a site generally located northwest of the corner of Happy Valley Rd. and 163rd Ave; Case FS23-0830.
9. Consideration and action pertaining to approval of the Final Plat entitled, "Asante Units 4.4 & 4.7" and dated December 14, 2023, a site generally located on the southwest corner of Happy Valley Rd. and 163rd Ave; Case FS23-0831.
10. Consideration and action pertaining to approval of the Final Plat entitled, "Enclave 4 at Paloma Creek", a site generally located on the north of Happy Valley Rd. and east of 163rd Ave; Case FS22-1632.

11. Consideration and action pertaining to amending the Fiscal Year 2024 budget by moving budget authority of \$218,300 within the General Fund from General Contingency to the Parks and Recreation Department and amending the full-time equivalent count; Resolution #2024-17.

7. REGULAR AGENDA ITEM - PUBLIC HEARING:

12. Consideration and action pertaining to a Comprehensive Sign Program (CSP) for the NWC Dysart and Bell aka Bella Fiesta, located at the northwest corner of Bell Road and Dysart Road, zoned Community Commercial (C-2); Case FS23-0673.

Planner, Chris Sexton, came to present this item, she talked about the location, and gave background about the location.

Alex Christ, came to ask if notices were sent to a general area or the whole City? Mayor Hall said it would be just for that area.

Councilmember Remley, said he was excited to see this land finally being developed.

Motion: To Approve

Initiated By: Ken Remley

Seconded By: Chris Judd

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

No: None

Abstain: None

Vote Result: Passed

8. REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

13. Consideration and action pertaining to approval of an amendment to the Surprise Municipal Code, Chapter 54, Article IV, relating to parking on the streets and rights-of-way within the City of Surprise; Ordinance #2024-07.

Tracy Montgomery, Deputy City Manager, and City Manager Bob Wigenroth came to present this item. They wanted to answer previous questions, Parking Locations, and Request Council to take action. Tracy talked about the number of trucks that park in Surprise, Loading and Unloading Times, Parking Options, Ongoing Maintenance, and Primary Amendments.

Mayor Hall asked if the plan was to give a warning first? Tracy said they would do that.

Councilmember Duffy, thanked staff for their efforts, and detailed the scope of the issue. He asked about the south side of Peoria and if we would give the number for Glendale and County for outside violators for citizens to contact? Tracy said we could.

Councilmember Judd, talked about the solution and the process to get here.

Councilmember Cline, asked how long it will take GIS to update? Tracy said it was fairly immediate.

Vice-Mayor Haney, asked about potential abusers of this proposition? Tracy said it was possible, but they would try to monitor the situation. Vice-Mayor Haney asked if they would get a report? Tracy said in a few months they could return with a report.

Councilmember Remley, asked why we are changing the parking ordinance? City Manager Bob Wigenroth talked about the current situation is harming citizens' way of life. Councilmember Remley talked about the potential downsides of this ordinance and large scope being faced. He talked about the boundaries of the City. He also talked about the proportion of trucks through certain parts of the City. He asked how we were going to let all the truckers know about the change? Bob said they would work with the Trucker's Association and other methods to notify them. Mayor Hall said a lot of truckers use CB radio. Councilmember Remley talked about the number of complaints and the rate of growth. City Manager Bob Wigenroth, talked about the importance of returning with a follow-up report to monitor the impact of the proposed Ordinance. Councilmember Duffy talked about the number of complaints he's received. Councilmember Remley said he didn't think this would be enforceable. Bob said the City would not be taking on additional liability.

Councilmember Hastings talked about the history of this issue.

Councilmember Cline talked about how the problem might change in a few years, but that this might help right now. She talked about a truck parking location near the 303 and possible forward thinking solutions.

Mayor Hall talked about taking action now and being able to make adjustments down the road. He asked Bob about other communities that have lots of trucks? Bob said they would look into it for their future update.

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: Ken Remley
Abstain: None

Vote Result: Passed

14. Consideration and action pertaining to approval of an amendment to the Fiscal Year 2024 budget moving budget authority of \$5,000 from General Contingency to services in the Tourism Fund and approval of the Tourism Fund Reimbursement Agreement with The Vista Center for the Arts; Resolution #2024-33.

Sports & Tourism Director, Kendra Pettis, Came to present this item. She talked about the Vista, Partnership Alignment, Tourism Fund Guidelines, and Tourism Fund Reimbursement Request.

Motion: To Approve
Initiated By: Chris Judd
Seconded By: Patrick Duffy

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

Vote Result: Passed

15. Consideration and action pertaining to adoption of the City of Surprise Land Use Assumptions and Infrastructure Improvements Plan, as amended, and directing the City Manager to provide notice of the City's intent to impose development impact fees; Resolution #2024-31.

Andrea Davis, Chief Financial Officer, came to present this item. She talked about the

Development Fee Basis, Adoption Process, Project Timeline, Fee Categories and Overview, Changes since January, New Development Requirements, Residential Fee Comparison, Nonresidential Fee Comparisons, Proposed Utility Fees, Fee Clarification, and Single Family Fees / Comparisons.

Councilmember Cline, thanked staff for their work. She talked about the needs of the City and the purpose of the fees, and how the city uses those funds.

Vice-Mayor Haney, asked how restrictive state statute is regarding impact fees? Andrea said it was very strict. Vice-Mayor Haney asked if developers were still responsible for their infrastructure? Andrea said they were. He further talked about the diligence of the City. He asked if there was a website that would disperse the information? Andrea said they have it on the website.

Mayor Hall talked about how unique Surprise is, and said they don't like CFD's unless there's an amenity and positive impact. He asked what was being financed by the CFD's? He talked about the long term impact on what was being developed and how it impacts citizens paying it. He said the CFD is not reflected in the numbers shown? Andrea said that is correct. She talked about the actual cost that impacts the City. She said it is not a perfect comparison to other cities.

Rebeka Massie, a Surprise Resident, came to talk about the developers paying their fees and the history of northern Surprise in relation to this topic.

Quintas Schulski, and a Surprise Resident, came to talk about this item; he said streets should be included.

Councilmember Hastings, talked about the difference between what the City is doing and what could have been done and the perception of the roads? Andrea talked about the timing and other issues. She talked about avoiding inflation risks by taking action now and further impact to residents versus developers. Mayor Hall said the essence is we can't charge the developer twice, Andrea agreed.

Councilmember Duffy, asked if they could use Sterling Grove as an example? Andrea said they try to partner with developers who come in. He then asked how long developers would have to wait for impact fees to connect a potential development? Andrea talked about how expensive roads can be and lengthy in time. Councilmember Duffy said he would rather the road be done before development is put in.

Councilmember Remley asked why there was no impact fees for libraries? Andrea said the law changed and we weren't allowed to include that anymore.

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

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

Vote Result: Passed

I. Other Business and Future Agenda Items

Councilmember Judd asked for the Vista be reviewed as a future agenda item as a possible partnership? Specifically a feasibility study, and the short term issues of keeping the Vista going. Councilmember Hastings Seconded. Bob said they could get it on the March 5th meeting.

J. City Council Reports

Councilmember Cline, talked about going to the Night to Shine on February 9th. Her next meetings are Friday the 23rd at AZ Traditions from 10:30 to 12 in the Ballroom, February 27th at the Grand from 10:30 to 12 in the Aqua Fria Room, and March 6th Cimarron Springs Middle School from 6 to 7:30 PM.

Councilmember Duffy, talked about Spring Training. His next meet and greet with Councilmember Judd is at Total Wine on March 2nd at 9 AM.

Vice-Mayor Haney, talked about the incident that happened during the weekend and how well the Fire and Police handled the situation.

Councilmember Judd, said his next meet and greet is at the Tap House on Wednesday at 6 PM.

Councilmember Remley, talked about some of the local businesses opening up. His meeting is February 28th at 6 PM at Sun Village in the restaurant.

Councilmember Hastings, had nothing to add.

Mayor Hall said he will have his welcome back reception tomorrow at the Stadium, and a tailgate part on Sunday February 25th. He said you can register for the 2024 City Academy.

K. Executive Session

Motion: To Enter Executive Session

Initiated By: Aly Cline

Seconded By: Nick Haney

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

No: None

Abstain: None

Vote Result: Passed

Council entered executive session at 8:16 PM

9. *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 negotiation of contracts pertaining to the utilization of Surprise Stadium and related facilities pursuant to A.R.S. 38-431.03(A)(4).*

10. Executive Session Items

11. Executive Disclaimer - Part 1

12. Executive Disclaimer - Part 2

13. Executive Disclaimer - Part 3

L. Adjournment

Meeting reconvened at 8:50 PM

Motion: To Adjourn

Initiated By: Nick Haney

Seconded By: Chris Judd

Yes: None

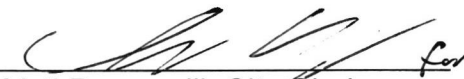
No: None
Abstain: None

Vote Result: Passed

Meeting Adjourned at 8:50 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, February 20, 2024.**


Kristi Passarelli, City Clerk