



CITY OF SURPRISE
Regular City Council Meeting
16000 N. Civic Center Plaza
Surprise, AZ 85374
Tuesday, April 2, 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

Water Awareness Month Proclamation

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

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:

1.	Internal	Consideration and action to approve the March 18, 2024 Regular City Council Meeting, and Work Session Minutes.	Kristi Passarelli City Clerk
2.	Internal	Consideration and action pertaining to approval of a Fiscal Year 2024 budget amendment by moving budget authority of \$625,000 from General Contingency and \$200,000 from project A34200 within the General Capital Projects Fund to project P34350 in the General Capital Projects Fund, and amending the fiscal year 2024 Contract Awarding Authority List by adding \$825,000 to CAAL #25142 to cover the projected expenditures associated with the remodel of Fire Station 303; Resolution #2024-47.	Brenden Espie Fire - Medical
3.	Internal	Consideration and action pertaining to approval of a Fiscal Year 2024 budget amendment by moving budget authority of \$778,300 from General Contingency and \$423,300 from the Ground Ambulance Service Fund to the Fire-Medical General Fund personnel services and supplies budgets for the purpose of covering increased operational costs, moving existing full-time employees (FTE), authorizing an inter-fund cash transfer and amending the fiscal year 2024 Contract Awarding Authority List by increasing the FD new hire outfitting item to \$550,000; Resolution #2024-46.	Brenden Espie Fire - Medical
4.	Citywide	Consideration and action pertaining to approval of an amendment to the Fiscal Year 2024 budget by moving budget authority in the amount of \$6,000 from General Contingency to project G31401 FFY24 AZ Internet Crimes Against Children (AZICAC) Task Force in the Grants Fund and authorizing acceptance of a grant award from City of Phoenix Affiliate Award Funding, to cover training and equipment expenses related to the investigations of internet crimes against children; Resolution #2024-48.	Benny Pina Police
5.	Citywide	Consideration and action pertaining to approval of a Fiscal Year 2024 budget amendment by moving budget authority of \$194,400 from Personnel within the Police Department General Fund to Project P31130 within the General Capital Projects Fund, authorizing an inter-fund cash transfer and amending the fiscal year 2024 Contract Awarding Authority List by creating #24109-CID NIBIN Computer \$194,400 to support a one-time purchase of an IBIS® BulletTrax NIBIN computer and associated hardware to increase the department's efficiency to investigate firearm related crimes; Resolution #2024-49.	Benny Pina Police
6.	Citywide	Consideration and action pertaining to approval of an amendment to the Fiscal Year 2024 budget by moving budget authority in the amount of \$229,500 from General Contingency to the Grants Fund to Project G54110 to support turf removal projects and account for the acceptance of the grant from the Water Infrastructure Finance Authority of Arizona; Resolution #2024-41.	Holly Osborn Parks and Recreation
7.	District 3	Consideration and action pertaining to approval of the Final Plat entitled, "Cactus 303 Retail" and dated	Leslie Carnie

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| | | February 15, 2024, a site generally located on the northeast corner of SR 303 and Cactus Road; Case FS23-0238. | Community Development |
| 8. | District 1 | Consideration and action pertaining to approval of the Final Plat entitled, "Asante Unit 3.1 & 3.3" and dated February 06, 2024, a site generally located on the northeast corner of Happy Valley Road and Pat Tillman Boulevard; Case FS23-0849. | Leslie Carnie
Community Development |
| 9. | District 3 | Consideration and action pertaining to approval of the Final Plat entitled, "Toll at Prasada, Phase I – Phase 3 Lots 1859, 1861, 1862, 1865, 1870, 1871, 1878, 1883, 1884, 1890 & Tracts I-J – I-N" and dated January 16, 2024, a property located west of Cotton Lane, between Cactus Road and Peoria Avenue; Case FS23-0972. | Tanner Wessel
Community Development |
| 10. | District 4 | Consideration and action pertaining to approval of the Final Plat entitled, "Re-Plat of 'Bell and Dysart Commerce Center Lot 5 AMD' and 'Bell and Dysart Commerce Center Lot 5B-5C Replat'" and received January 30, 2024, a property located at the northeast corner of Bell Road and 134 th Avenue; Case FS23-0654. | Tanner Wessel
Community Development |

REGULAR AGENDA ITEM - PUBLIC HEARING:

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| 11. | District 4 | Consideration and action pertaining to a recommendation to the Arizona Department of Liquor Licenses and Control (DLLC) on Application No. 283480, requested by Andrea Dahlman Lewkowitz, for Applebee's Neighborhood Grill & Bar for Series 12 Liquor License. Applebee's Neighborhood Grill & Bar is located at 13756 W Bell Road Suite, Surprise, AZ 85374. | Kristi Passarelli
City Clerk |
| 12. | District 3 | Consideration and action pertaining to a recommendation to the Arizona Department of Liquor Licenses and Control (DLLC) on Application No. 280295, requested by Maria Danielle Burgess, for Circle K Store #9576 for Series 9 Liquor License. Circle K Store #9576 is located at 16934 W Wadell Rd, Surprise, AZ 85388. | Kristi Passarelli
City Clerk |
| 13. | District 1 | Consideration and action pertaining to a rezone of approximately 31.46 acres from Residential Medium Density (R-2) and Residential High Density (R-3) to R-2 Planned Unit Development (PUD) within the master-planned development known as Nobella, which is generally located west of 155 th Avenue and north of Jomax Road; Ordinance #2024-06. | Trever Fleetham
Community Development |
| 14. | Citywide | Public hearing, presentation and discussion pertaining to the proposed development impact fees. | Andrea Davis
Finance |
| 15. | Citywide | Consideration and action pertaining to adoption of amendments to the City of Surprise Municipal Tax Code relating to certain Transaction Privilege Tax rates; Ordinance # 2024-09. | Andrea Davis
Finance |

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

- 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, March 28, 204 @ 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.