



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

Tuesday, August 6, 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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| 1. | Internal | Consideration and action to Re-Appoint Susan DeJong to the Arts & Cultural Advisory Commission, term expiration June 30, 2029. | Kristi Passarelli
City Clerk |
| 2. | Internal | Consideration and action to Appoint Hassan Rasul to the Arts & Cultural Advisory Commission, term expiration June 30, 2029. | Kristi Passarelli
City Clerk |
| 3. | Internal | Consideration and action to Re-Appoint Tatiana Young to the Audit Committee, term expiration June 30, 2029. | Kristi Passarelli
City Clerk |
| 4. | Internal | Consideration and action to Re-Appoint Barbara Minick to the Board of Trustees – Health Benefits Trust Fund Board, term expiration June 30, 2029. | Kristi Passarelli
City Clerk |
| 5. | Internal | Consideration and action to Appoint Tomasina DiCapo to fill the vacancy on the Library Advisory Commission, term expiration June 30, 2027. | Kristi Passarelli
City Clerk |
| 6. | Internal | Consideration and action to Appoint Jeffrey Stockdale to the Personnel Appeals Board, term expiration June 30, 2029. | Kristi Passarelli
City Clerk |
| 7. | Internal | Consideration and action to Appoint Cathy Simcox to the Personnel Appeals Board, term expiration June 30, 2029. | Kristi Passarelli
City Clerk |
| 8. | Internal | Consideration and action to Re-Appoint Jared Holland to the Planning & Zoning Commission, term expiration June 30, 2029. | Kristi Passarelli
City Clerk |
| 9. | Internal | Consideration and action to Appoint Anthony Spata to the Planning & Zoning Commission, term expiration June 30, 2029. | Kristi Passarelli
City Clerk |

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| 10. | Internal | Consideration and action to Appoint Kevin Perry to the Planning & Zoning Commission, term expiration June 30, 2029. | Kristi Passarelli
City Clerk |
| 11. | Internal | Consideration and action to Re-Appoint John Billcheck to the Veterans Disability & Human Services Commission, term expiration June 30, 2029. | Kristi Passarelli
City Clerk |
| 12. | Internal | Consideration and action to Appoint Allison Wisnewski to the Veterans Disability & Human Services Commission, term expiration June 30, 2029. | Kristi Passarelli
City Clerk |

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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| 13. | Internal | Consideration and action to approve the June 18, 2024 Regular Work Session Minutes, and Regular City Council Meeting Minutes. | Kristi Passarelli
City Clerk |
| 14. | District 1 | Consideration and action pertaining to the City of Surprise declaring its intention to create a lighting improvement district known as SU-EllenRanch218 pursuant to A.R.S. § 48-616 for the purpose of purchasing facilities and energy for lighting the public streets and parks; Resolution #2024-101. | Kristin Tytler
Public Works |
| 15. | District 2 | Consideration and action pertaining to enlarging an existing lighting improvement district known as City of Surprise, Arizona, SU-Park Place 183 pursuant to A.R.S. § 48-616 for the purpose of purchasing facilities and energy for lighting the public streets; Resolution #2024-89. | Kristin Tytler
Public Works |
| 16. | District 1 | Consideration and action pertaining to enlarging an existing lighting improvement district known as City of Surprise, Arizona, SU-WINDSTERNCH205 pursuant to A.R.S. § 48-616 for the purpose of purchasing facilities | Kristin Tytler
Public Works |

		and energy for lighting the public streets; Resolution #2024-90.	
17.	Citywide	Consideration and action pertaining to approval of the Extinguishment Credits Purchase and Sale Agreement with Estrella South LLC for the acquisition of 5,080 acre-feet of extinguishment credits at a total purchase price of \$1,600,200.00; Resolution #2024-118.	Michael Boule Water Resource Management
18.	Citywide	Consideration and action pertaining to the adoption of the amended Veterans, Disability & Human Services Strategic Plan.	Danielle Osborne Human Svcs and Comm Vitality
19.	Citywide	Consideration and action pertaining to approval of the Independent Contractor Agreement with Arizona Community Action Association DBA Wildfire, accepting grant funding, and approval of a Fiscal Year 2025 budget amendment moving budget in the amount of \$26,700 for the Utility Assistance Program; Resolution #2024-116.	Jennifer Cornelius Human Svcs and Comm Vitality
20.	Citywide	Consideration and action pertaining to approval of a grant renewal amendment with First Things First, accepting grant funding, and approval of a Fiscal Year 2025 budget amendment moving budget in the amount of \$250,000 for Early Childhood Programming; Resolution #2024-115.	Jennifer Cornelius Human Svcs and Comm Vitality
21.	Citywide	Consideration and action pertaining to approval of Amendment No. 1 to the intergovernmental Agreement with Maricopa County for Homeless Outreach and Navigation Services; Resolution #2024-110.	Adam Lane Human Svcs and Comm Vitality
22.	Citywide	Consideration and action pertaining to approval of the Contract for Services with Area Agency on Aging, accepting grant funding, and approval of a Fiscal Year 2025 budget amendment moving budget in the amount of \$92,000 for the Congregate Meal Program; Resolution #2024-117.	Trisha Weston Human Svcs and Comm Vitality
23.	District 1	Consideration and action pertaining to approval of the Final Plat entitled, "Sunshine Estates" and dated May 6, 2024, a property located south of the intersection of Jomax Road and 237 th Avenue; Case FS23-0870.	Lloyd Abrams Community Development
24.	District 3	Consideration and action pertaining to acceptance of a Quit Claim Deed for dedication of right-of-way from Mattamy Arizona LLC at 175 th Avenue and Sweetwater Avenue.	Lloyd Abrams Community Development
25.	District 3	Consideration and action pertaining to acceptance of a Quit Claim Deed for dedication of right-of-way from Suburban Land Reserve at Cotton Lane and Cactus Road.	Lloyd Abrams Community Development
26.	District 6	Consideration and action to accept a Water Meter Easement from Marley Park West LLC, near Litchfield and Waddell Roads.	Lloyd Abrams Community Development
27.	District 1	Consideration and action to accept a Warranty Deed for dedication of right-of-way from 163 Surprise LLC for right of way at 163 rd Avenue and Happy Valley Road.	Lloyd Abrams Community Development

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| 28. | District 1 | Consideration and action to accept a Drainage Easement from 163 Surprise LLC along Happy Valley Road at 163 rd Avenue. | Lloyd Abrams
Community
Development |
| 29. | District 3 | Consideration and action pertaining to approval of the Map of Dedication entitled, "Prasada Phase 2, Hearn Road" and dated June 12, 2024, a site generally located on the northwest corner of Waddell Road and Prasada Parkway; Case FS23-1062. | Lloyd Abrams
Community
Development |
| 30. | District 5 | Consideration and action pertaining to approval of the Final Plat entitled, "The Pointe at Surprise" and dated May 14, 2024, a site generally located on the northeast corner of Reems Road and Tierra Buena Lane; Case #FS22-0858. | Lloyd Abrams
Community
Development |
| 31. | District 3 | Consideration and action pertaining to acceptance of a Quit Claim Deed for dedication of right-of-way from Suburban Land Reserve, at Perryville and Cactus Roads. | Lloyd Abrams
Community
Development |
| 32. | District 1 | Consideration and action pertaining to approval of the Final Plat entitled, " A Portion of Lot 13 'Beardsley Ranchitos #1 Replat'" and dated May 22, 2024, a property generally located on the northwest corner of Enoch Drive and 181 st Drive; Case FS24-0051. | Lloyd Abrams
Community
Development |

REGULAR AGENDA ITEM - PUBLIC HEARING:

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| 33. | District 3 | Consideration and action pertaining to a recommendation to the Arizona Department of Liquor Licenses and Control (DLLC) on Application No. 291891, requested by Andrea Lewkowitz, for Lou Malnati's Pizzeria for Series 12 Liquor License. Lou Malnati's Pizzeria is located at 13382 N Prasada Parkway, Surprise, AZ 85388. | Kristi Passarelli
City Clerk |
| 34. | District 3 | Consideration and action pertaining to approval of a Comprehensive Sign Program for the Sycamore Farms/Cactus 303 project, generally located at the southwest corner of Cactus Road and Sarival Avenue; Case #FS24-0001. | Lloyd Abrams
Community
Development |

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

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| 35. | District 1 | Consideration and action pertaining to approval of a Pre-Annexation Development Agreement between the City of Surprise and the Wong family; Resolution #2024-113. | Lloyd Abrams
Community
Development |
| 36. | District 1 | Consideration and action pertaining to acceptance of a Warranty Deed for dedication of right-of-way from the Wong Revocable Living Trust along 163 rd Avenue between Grand Avenue and Pat Tillman Boulevard. | Lloyd Abrams
Community
Development |
| 37. | District 1 | Consideration and action pertaining to approval of a Pre-Annexation Development Agreement between the City of Surprise and the Morgan family; Resolution #2024-112. | Lloyd Abrams
Community
Development |
| 38. | District 1 | Consideration and action pertaining to acceptance of a Warranty Deed for dedication of right of way from Carey and Lauren Morgan along 163 rd Avenue between Grand Avenue and Pat Tillman Boulevard. | Lloyd Abrams
Community
Development |

39. Citywide Consideration and action pertaining to the adoption of a resolution authorizing all matters necessary to sell and issue General Obligation Bonds of the City; Resolution #2024-120. Andrea Davis Finance

- 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).

40. Internal Consideration and action to recess into executive session to discuss and consider end of year evaluations and Fiscal Year 2025 goals for the City Manager, City Clerk, City Auditor, and City Attorney pursuant to A.R.S. 38-431.03 (A)(1). Human Resources

- L. Adjournment

KRISTI PASSARELLI, CITY CLERK

POSTED: Thursday, August 1st, 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.