



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

Tuesday, October 15, 2024 @ 6:00 PM
COUNCIL CHAMBERS
Amended on 10/14/24*

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. | Citywide | November Election Update | Kristi Passarelli
City Clerk |
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G. Regular City Council Meeting Agenda

CONSENT AGENDA:

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| 2. | Internal | Consideration and action to approve the October 1, 2024 Regular City Council Meeting Minutes. | Kristi Passarelli
City Clerk |
| 3. | Internal | Consideration and action to correct the term ending date for commissioner Desiree Van Loon, Library Advisory Commission, from term expiration June 30, 2027 to term expiration June 30, 2025. | Kristi Passarelli
City Clerk |
| 4. | Citywide | Consideration and action pertaining to entering into an agreement with the Tohono O'odham Nation to accept two grant awards, approving a Fiscal Year 2025 budget amendment moving budget in the amount of \$142,900, and amending the Fiscal Year 2025 Contract Awarding Authority List; Resolution 2024-159. | Seth Dyson
Human Svcs and
Comm Vitality |
| 5. | District 1 | Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Rancho Mercado Parcel A3, generally located at the northeast corner of West McMicken Way and North 147 th Avenue. Case FS19-754. Resolution # 2024-145. | Kristin Tytler
Public Works |
| 6. | District 5 | Consideration and action declaring to enlarge an existing lighting improvement district known as City of Surprise, Arizona, ORCHARDS PARCELS 1-2-3-4-5 pursuant to | Kristin Tytler
Public Works |

A.R.S. § 48-616 for the purpose of purchasing facilities and energy for lighting the public streets; Resolution #2024-149.

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| 7. | District 1 | Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at North Copper Canyon Parcel 3.3 Final Plat, generally located at the southwest corner of Pinnacle Peak Road and Citrus Road. FS20-674. Resolution # 2024-28. | Kristin Tytler
Public Works |
| 8. | District 1 | Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Rancho Mercado Parcel A22, generally located at the northwest corner of West Happy Valley Road and North 147 th Avenue. Case FS20-644. Resolution # 2024-155. | Kristin Tytler
Public Works |
| 9. | District 5 | Consideration and action declaring to enlarge an existing lighting improvement district known as City of Surprise, Arizona, MARIPOSA ACRES #135 pursuant to A.R.S. § 48-616 for the purpose of purchasing facilities and energy for lighting the public streets; Resolution #2024-100. | Kristin Tytler
Public Works |
| 10. | District 1 | Consideration and action declaring to enlarge an existing lighting improvement district known as City of Surprise, Arizona, DESERT OASIS LIGHTING IMPROVEMENT DISTRICT NO. 1 pursuant to A.R.S. § 48-616 for the purpose of purchasing facilities and energy for lighting the public streets; Resolution #2024-151. | Kristin Tytler
Public Works |
| 11. | District 5 | Consideration and Action on accepting a Drainage Easement from Surprise Towne Center Holdings, LLC at Bell Road and Grand Avenue. | Lloyd Abrams
Community
Development |
| 12. | District 3 | Consideration and action pertaining to approval of the Final Plat entitled "Replat Sycamore Farms Towne Center," dated August 24, 2024, a property located at the southeast corner of Cactus Road and Loop 303. Case# FS24-0097. | Chris Sexton
Community
Development |
| 13. | Citywide | Consideration and action pertaining to approval of an Intergovernmental Agreement with Maricopa County Department of Transportation (MCDOT) Resolution #2024-152 | Eric Boyles
Transportation |
| 14. | Citywide | *Consideration and action pertaining to approval of a Fiscal Year 2025 budget amendment moving budget in the amount of \$140,300, and authorization to accept a grant award from the Arizona Department of Public Safety to provide services to crime victims; Resolution #2024-163 #2024-164, RFLS 9689. | Benny Pina
Police |
| 15. | Citywide | Consideration and action pertaining to approval of a Fiscal Year 2025 budget amendment moving budget in the amount of \$13,600 and authorization to accept a grant award from the Arizona Commission on the Arts; Resolution #2024-165. | Julie Akerly
Arts, Culture &
Library Department |

REGULAR AGENDA ITEM - PUBLIC HEARING:

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| 16. | District 1 | Consideration and action pertaining to a rezone of approximately 10 acres from Rural Residential (RR) to | Jani Wertin |
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| | Residential Medium Density (R-2) on a vacant parcel, generally located east of the northeast corner of Sun Valley Parkway and 219 th Avenue. FS24-0120. Ordinance #2024-32. | Community Development |
| 17. District 1 | Consideration and action regarding the annexation of approximately 1.9 acres of county land, generally located on Jomax Road, east of 163 rd Avenue. Case FS24-0548. | Trever Fleetham
Community Development |

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

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| 18. District 1 | Consideration and action pertaining to the approval of a Resolution for the Intent to Annex for the project known as Surprise 295. Case# FS24-0623. Resolution #2024-147. | Chris Sexton
Community Development |
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H. 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.

- 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, October 10, 2024 @ 1:30 PM

*Amendment posted on Monday, October 14, 2024 @ 1:15 PM

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.