



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

Tuesday, December 17, 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

G. Regular City Council Meeting Agenda

CONSENT AGENDA:

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| 1. | Internal | Consideration and action to approve the December 3, 2024 Regular City Council Meeting Minutes, and City Council Work Session Minutes. | Kristi Passarelli
City Clerk |
| 2. | District 1 | Consideration and action enlarging an existing lighting improvement district known as City of Surprise, Arizona, SU-RANCHO MERCADO NORTH 181 pursuant to A.R.S. § 48-616 for the purpose of purchasing facilities and energy for lighting the public streets; Resolution #2024-157. | Kristin Tytler
Public Works |
| 3. | District 1 | Consideration and action pertaining to the conditional acceptance and maintenance of certain streets and public utility improvements at Rancho Del Rey, generally located at the northeast corner of West Happy Valley Road and North 147 th Avenue; Resolution # 2024-191. | Kristin Tytler
Public Works |
| 4. | District 1 | Consideration and action pertaining to acceptance of a Special Warranty Deed for dedication of Rights-of-Way along 163rd Avenue south of Pat Tillman Boulevard from Asante Trails Retail Partners. | Lloyd Abrams
Community
Development |
| 5. | District 1 | Consideration and action pertaining to acceptance of a Drainage Easement along 163rd Avenue south of Pat Tillman Boulevard from Asante Trails Retail Partners. | Lloyd Abrams
Community
Development |
| 6. | District 1 | Consideration and action pertaining to acceptance of a Temporary Sewer Line Easement from Courtland Homes, Inc, near Citrus and Pinnacle Peak Road. | Lloyd Abrams
Community
Development |

7.	District 1	Consideration and action pertaining to acceptance of a Quit Claim Deed for dedication of Rights-of-Way along 155th Avenue north of Pinnacle Peak Road from Fulton Homes Escalante Homeowners Association.	Lloyd Abrams Community Development
8.	District 5	Consideration and action pertaining to acceptance of a Water Meter Easement from GS-SM Album Surprise Owner LLC, near Parkview Place and Paradise Lane.	Lloyd Abrams Community Development
9.	District 1	Consideration and action pertaining to acceptance of a Warranty Deed for dedication of Rights-of-Way along 163rd Avenue north of Jomax Road from Langley Partners Investments, LLC.	Lloyd Abrams Community Development
10.	District 1	Consideration and action pertaining to acceptance of a Special Warranty Deed for dedication of Rights-of-Way along 163rd Avenue south of San Ysidro, Tract C., from the Fulton Holmes Escalante Homeowners Association.	Lloyd Abrams Community Development
11.	District 1	Consideration and action pertaining to acceptance of a Special Warranty Deed for dedication of Rights-of-Way along 163rd Avenue south of San Ysidro, Tract E., from Fulton Holmes Escalante Homeowners Association.	Lloyd Abrams Community Development
12.	District 5	Consideration and action pertaining to approval of the Final Plat entitled, "Lot 10 of SimonCRE at Surprise Center" and dated received November 12, 2024, for property generally located at the southeast corner of Bell Road and Bullard Avenue; Case FS24-0761.	Leslie Carnie Community Development
13.	District 6	Consideration and action pertaining to acceptance of a Warranty Deed for dedication of Rights-of-Way from Surprise Cactus LLC along Cactus Road east of Litchfield Road.	Lloyd Abrams Community Development
14.	District 6	Consideration and action pertaining to acceptance of a Drainage Easement from Surprise Cactus LLC along Cactus Road east of Litchfield Road.	Lloyd Abrams Community Development
15.	Citywide	Consideration and action pertaining to approval of a Fiscal Year 2025 budget amendment moving budget in the amount of \$4,700 for acceptance of a grant to continue the Victims' Rights Program (VRP); Resolution #2024-199.	Robert Wingo Legal
16.	Citywide	Consideration and action pertaining to approval of a Fiscal Year 2025 budget amendment moving budget in the amount of \$10,000 to provide funding for overtime expenses associated with the participation of one Surprise Police Officer in the Joint Law Enforcement Operations Task Force; Resolution #2024-200.	Benny Pina Police
17.	Citywide	Consideration and action pertaining to approval of a Fiscal Year 2025 budget amendment moving budget in the amount of \$11,600 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 #2024-201.	Benny Pina Police
18.	Citywide	Consideration and action pertaining to approval of Amendment No. 1 to the Intergovernmental Agreement with Maricopa County to build a general administration building which will include a multi-	Seth Dyson Human Svcs and Comm Vitality

generational community resource center; Resolution #2024-194.

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| 19. | Citywide | Consideration and action pertaining to adoption of a Title VI Plan update for the City's transit obligations related to receipt and use of federal funds for transit services; Resolution #2024-202. | Eric Boyles
Transportation |
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REGULAR AGENDA ITEM - PUBLIC HEARING:

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| 20. | District 4 | Consideration and action pertaining to a recommendation to the Arizona Department of Liquor Licenses and Control (DLLC) on Application No. 315342, requested by Jared Michael Repinski, for Best Western Plus Surprise Phoenix - NW for Series 07 Liquor License. Best Western Plus Surprise Phoenix - NW is located at 13337 W Grand Ave, Surprise, AZ 85374. | Kristi Passarelli
City Clerk |
| 21. | District 3 | Consideration and action pertaining to a recommendation to the Arizona Department of Liquor Licenses and Control (DLLC) on Application No. 314540, requested by Maria Danielle Burgess, for Circle K Store #9543 for Series 09 Liquor License. Circle K Store #9543 is located at 16251 W Cactus Rd, Surprise, AZ 85379. | Kristi Passarelli
City Clerk |
| 22. | District 1 | Consideration and action pertaining to the annexation of approximately 10.8 acres of county land, generally located at the southeast corner of 163 rd Avenue and Pinnacle Peak Road; Ordinance #2024-41. | Trevor Fleetham
Community
Development |
| 23. | District 1 | Consideration and action pertaining to a rezone of approximately 3.4 acres from Rural Residential (RR) to Community Commercial (C-2), generally located south of the southeast corner of 163 rd Avenue and Pinnacle Peak Road; Ordinance #2024-39. | Trevor Fleetham
Community
Development |
| 24. | District 1 | Consideration and action pertaining to a rezone of approximately 7.4 acres from Rural Residential (RR) to Community Commercial (C-2) with Planned Unit Development (PUD) Overlay, generally located at the southeast corner of 163 rd Avenue and Pinnacle Peak Road; Ordinance #2024-40. | Trevor Fleetham
Community
Development |
| 25. | Citywide | Consideration and action pertaining to a Zoning Text Amendment for Administrative Approvals and Infrastructure Acceptances; Ordinance #2024-38. | Tiffany Copp
Community
Development |
| 26. | Citywide | Consideration and action pertaining to a proposed Zoning Text Amendment (ZTA) to update the Surprise Municipal Code in conformance with recent legislative updates related to Commercial Adaptive Reuse; Ordinance #2024-45. | Tiffany Copp
Community
Development |
| 27. | Citywide | Consideration and action pertaining to a proposed zoning Text Amendment (ZTA) to update the Surprise Municipal Code in conformance with recent legislative updates related to the keeping of fowl in single family residential zones; Ordinance #2024-42 | Tiffany Copp
Community
Development |
| 28. | Citywide | Consideration and action pertaining to a proposed zoning Text Amendment (ZTA) to update the Surprise Municipal Code in conformance with recent legislative updates related to the allowance of accessory dwelling units | Tiffany Copp
Community
Development |

(ADU's) in single family residential zones; Ordinance 2024-43.

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| 29. | Citywide | Consideration and action pertaining to a proposed zoning Text Amendment (ZTA) to update the Surprise Municipal Code in conformance with recent legislative updates related to Administrative Residential Zoning Approvals; Ordinance #2024-44. | Tiffany Copp
Community
Development |
| 30. | Citywide | Consideration and action pertaining to the establishment of fees for towing from private property; Resolution #2024-114. | Benny Pina
Police |

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

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| 31. | Citywide | Presentation and discussion pertaining to the FY2025 Financial Status Report through September 2024. | Andrea Davis
Finance |
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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, December, 12th, 2024 @ 5:00 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.