



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

Tuesday, September 17, 2019 @ 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

Proclamation: Dementia Friendly City

E. 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.

[Download the Call to the Public form](#) (PDF download requires Adobe Acrobat Reader)

[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.

The Call to the Public form is also available at the front counter.

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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| 1. | Citywide   | Consideration and action on the Regular Council Meeting and Executive Session Minutes for September 5th, 2019.                                                                                                                                                                                                                               | None<br><br>Sherry Aguilar<br>City Clerk               |
| 2. | District 3 | Consideration and action pertaining to approval of the Replat entitled, "Zanjero Trails Phase 2 – Parcel 11C" dated August 9, 2019, a 2.22 acres property located generally ½ miles north of the northwest corner of Peoria and Perryville Roads within the Zanjero Trails Planned Area Development ("PAD").                                 | None<br><br>Hobart Wingard<br>Community<br>Development |
| 3. | District 5 | Consideration and action pertaining to approval of the Final Plat entitled, "Mera City Center A Replat of Lots 1 and 3 of Rangers Housing at Surprise Center" dated September 3, 2019, a 6.66 acre property located in the Surprise Center Planned Area Development ("PAD") generally north of Greenway Road and west of Civic Center Drive. | None<br><br>Hobart Wingard<br>Community<br>Development |
| 4. | District 1 | Consideration and action pertaining to approval of the Final Plat entitled, "Rancho Mercado Parcel A18E" dated July 31, 2019, a property generally located in the Rancho Mercado PAD north of Happy Valley Road and west of 139th Avenue.                                                                                                    | None<br><br>Sergio Angulo<br>Community<br>Development  |

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| 5.  | District 1 | Consideration and action pertaining to approval of the Final Plat entitled, "Rancho Mercado Parcel A18W" dated July 31, 2019, a 20.725 acre property generally located in the Rancho Mercado PAD north of Happy Valley Road and east of Rancho Mercado Parkway.                                                                                                                           | None<br><br>Sergio Angulo<br>Community<br>Development |
| 6.  | District 1 | Consideration and action pertaining to approval of the Final Plat entitled, "Rancho Mercado Parcel A16" dated July 25, 2019, a 20.04 acre property located in the Rancho Mercado PAD generally north of Happy Valley Road and east of Rancho Mercado Parkway.                                                                                                                             | None<br><br>Sergio Angulo<br>Community<br>Development |
| 7.  | District 1 | Consideration and action pertaining to approval of the Map of Dedication entitled "Happy Valley Road Phase 6" dated February 21, 2018, located in the Rancho Mercado PAD.                                                                                                                                                                                                                 | None<br><br>Sergio Angulo<br>Community<br>Development |
| 8.  | District 4 | Consideration and action pertaining to approval of the Final Plat entitled, "Heritage on Dysart" dated May 31, 2019, a 9.55 acre property located generally south of Elm Street and east of Dysart Road, in the SHD-CO (Surprise Heritage District- Commercial Overlay) zoning district.                                                                                                  | None<br><br>Shirtley Phan<br>Community<br>Development |
| 9.  | Citywide   | Consideration and action amending the Fiscal Year 2020 Capital Budget by reallocating appropriations of \$4,200 from Contingency within the Grants Fund to the General Capital Fund for a donation from the Friends of the Surprise Libraries; Resolution #2019-105.                                                                                                                      | None<br><br>Donna Miller<br>Parks and<br>Recreation   |
| 10. | Citywide   | Consideration and action pertaining to approval of a Intergovernmental Agreement between the Maricopa County Library District and the City of Surprise for the operation of the Northwest Regional Library, the Hollyhock Branch Library and the Asante Library through June 30, 2024; Resolution #2019-96.                                                                               | None<br><br>Donna Miller<br>Parks and<br>Recreation   |
| 11. | District 6 | Consideration and action amending the Fiscal Year 2020 budget by reallocating appropriations of \$85,900 from Contingency within the Parks/Rec Development Fee Grandfathered Fund to Capital and amending the Capital and Operating List of items over \$50,000 for the installation of a shade structure at Marley Park; Resolution #2019-107.                                           | None<br><br>Donna Miller<br>Parks and<br>Recreation   |
| 12. | Citywide   | Consideration and action pertaining to approval of an amendment to the Fiscal Year 2020 budget by reallocating appropriations in the amount of \$15,000 within the Grants Fund for the acceptance of an award from the AZ Governor's Office of Highway Safety (GOHS) to support personnel overtime and to enhance DUI Enforcement efforts in the City of Surprise; Resolution # 2019-110. | None<br><br>Terry Young<br>Police                     |

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| 13. | Citywide   | Consideration and action pertaining to approval of an Intergovernmental Agreement (IGA) between the cities of Goodyear, Peoria, and Surprise to develop a community paramedicine program and an amendment to the fiscal year 2020 budget by reallocating appropriations of \$43,000 within the Grants Fund; Resolution #2019-120. | None<br><br>Tom Abbott<br>Fire - Medical |
| 14. | District 6 | Consideration and action pertaining to conditional acceptance of streets and public utility improvements at Marley Park Parcels 15 and 16, generally located at W. Cactus Road and N. Bullard Avenue; Resolution # 2019-106.                                                                                                      | None<br><br>Mike Gent<br>Public Works    |
| 15. | District 5 | Consideration and action pertaining to the conditional acceptance of streets and public utility improvements at Thompson Thrift at Surprise Center, generally located at Elm Street and Civic Center Drive; Resolution # 2019-111.                                                                                                | None<br><br>Mike Gent<br>Public Works    |

REGULAR AGENDA ITEM - PUBLIC HEARING:

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| 16. | District 2 | Consideration and action pertaining to a Rezone of approximately 5.08 acres from PAD-Worship to PAD-C1 on Lot 2 of the Regency Sun City Grand Holdings, LLC in the Sun City Grand PAD generally located south of Mountain View Boulevard and west of Reems Road; Ordinance # 2019-24. | None<br><br>Shirley Phan<br>Community Development |
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REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

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| 17. | Citywide | Presentation and discussion pertaining to the land entitlement process. | None<br><br>Joshua Mike<br>Community Development |
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- I. Other Business and Future Agenda Items
- J. City Council Reports
- K. Executive Session

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| 18. | Internal | Consideration and action to recess into executive session to discuss and consult the City's attorneys for legal advice pertaining to potentially initiating litigation. | None<br><br>Robert<br>Legal |
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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

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SHERRY ANN AGUILAR, CITY CLERK, MMC

POSTED: Posted on Thursday, September 12, 2019 @ 11:45 a.m.

**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.**