



City of Apache Junction, Arizona

Meeting location:

City Council Chambers
at City Hall
300 E. Superstition Blvd
Apache Junction, AZ
85119

Agenda City Council Meeting

apachejunctionaz.gov
Ph: (480) 982-8002

Tuesday, February 7, 2023

7:00 PM

City Council Chambers

A. CALL TO ORDER

B. INVOCATION AND PLEDGE OF ALLEGIANCE

C. ROLL CALL

D. CONSENT AGENDA

The council may, at this time, take single action on any or all items listed as consent agenda items. These may include, but are not limited to, acceptance of agenda, acceptance of minutes, appointments, acceptance of resignations and adoption of certain resolutions and other items which do not require a public hearing. The consent agenda is a timesaving device of which the mayor and city council is to receive documentation on these items from the city manager for their review prior to the meeting. Any member of the council may remove any item from the consent agenda for discussion and cause a separate vote on the matter later in the agenda.

1. [23-035](#) Consideration of acceptance of agenda.
2. [23-036](#) Consideration of approval of minutes of the regular meeting of January 17, 2023.
3. [23-022](#) Consideration of approval of Resolution No. 22-25, a Federally Patent Easement (FPE) Extinguishment of Wagon Wheel Road (alignment) from Cactus Wren Street to Scenic Street for the purpose of future development with the acknowledgment that the current setbacks will remain in place until the Utility Easements are extinguished. This item was previously presented at the city council meeting held on January 17, 2023.

E. AWARDS, PRESENTATIONS AND PROCLAMATIONS

Awards, presentations from other organizations, proclamations issued by the mayor, and acknowledgement of distinguished guests and visitors, and staff presentation of receipt of grant or donated funds are permitted at this time.

4. [23-059](#) Proclamation designating the month of February as "Teen Dating Violence Prevention Awareness Month".

F. REGIONAL INTERGOVERNMENTAL UPDATES

The mayor or any member of council may at this time present a brief summary of any regional intergovernmental updates. However, no discussion shall take place on such items except for clarifying comments related to substance, time and location.

5. [23-037](#) Brief summary of intergovernmental updates from mayor and councilmembers.

G. CITY MANAGER'S REPORT

The city manager, members of city staff or those individuals designated by the manager may present information pertinent to items under consideration or information related to the operation of the city. There shall however be no discussion at this time except for clarification inquiries.

6. [23-038](#) City Manager's Report.
7. [23-043](#) Presentation by Kevin Camberg of Fester & Chapman on the city's annual financial audit.
8. [23-064](#) Presentation, discussion, and update on the .2% sales tax dedicated to fund roadway maintenance and repairs.
9. [23-039](#) Announcement of Current Events.

H. PUBLIC HEARINGS

Public hearings required by applicable law shall be conducted by the council and any person shall be given the opportunity to speak. All remarks shall be addressed to the council as a whole and not to any member thereof. Such remarks shall be limited to five (5) minutes unless additional time is granted by the mayor. This time limitation shall not apply to applicants and their agents appearing before the council.

10. [23-052](#) Presentation, discussion, public hearing, and consideration of proposed Ordinance No. 1532 (case P-22-93-PZ), a proposed rezoning of four (4) parcels located at the northeast corner of Southern Avenue and Coconino Drive from General Commercial ("B-1") and Industrial by Planned Development ("B-5/PD") to General Commercial by Planned Development ("B-1/PD") and a Minor General Plan Amendment from Industrial to Commercial to facilitate a future lot combination. This item was presented and discussed at the city council meeting held on January 17, 2023, and a continuance to the February 7, 2023, City Council meeting was requested.

I. OLD BUSINESS

The council shall consider any business that has been previously considered and which is still unfinished to include those items previously postponed or tabled. No member of the public shall be permitted to speak on these items unless invited to do so by the mayor after first submitting a written request-to-speak form with the city clerk.

J. NEW BUSINESS

The council shall consider any business not yet considered. No member of the public shall be permitted to speak on these items unless invited to do so by the mayor after first submitting a written request-to-speak form with the city clerk.

11. [22-796](#) Presentation, discussion and consideration of approval of award of contract to Viasun Corporation for the construction of curbing to the Apache Trail medians, from Ironwood Drive to Ocotillo Drive. The work will be through Pinal County Cooperative Job Order Contract No. 175623 in the amount of \$345,520.75 plus a 10% contingency for unforeseen change orders in the amount of \$34,552.07, for a total project cost not to exceed \$380,072.82.
12. [23-054](#) Presentation, discussion, and consideration of an award of contract to Cactus Asphalt for slurry seal treatment at various locations throughout the city. The work is planned to take place in March and April 2023 and will be through Pinal County Cooperative Contract No. 175923, in the amount of \$563,000.55 plus a 10% contingency for unforeseen change orders in the amount of \$56,300.05, for a total project cost not to exceed \$619,300.60; the work will result in a new protective wearing surface prolonging street life.

K. COUNCIL DIRECTION TO STAFF

This item allows the mayor and city council to direct staff on specifically listed matters.

13. [23-019](#) Direction to staff on board and commission member selection; changing Apache Junction City Code, Volume I, Section 2-9-2, relating to the number of Public Arts Commission members, as well as the membership required involvement within the arts community.
14. [23-058](#) Direction to staff on various changes to the City Code, including: review of officers in Article 2-8-4: Parks and Recreation Commission; removal of Article 3-13-5: Parks and Recreation Department - Banner Placement and Supervision; and an addition within Article 3-13: Parks and Recreation Department to include management of trees and plants in public spaces.

L. CALL TO PUBLIC

At this time the public has the privilege to address the council with requests, communications, comments or suggestions relating to city business. All speakers must have already submitted a written "Request to Speak" form to the city clerk no later than the conclusion of the city manager's report portion of the agenda. If there is a group speaking on the same item, they should select a spokesperson. All such remarks shall be addressed to the council as a whole and not to any member thereof. The mayor is authorized to ask a speaker to stop speaking and leave the podium or to adjourn the meeting if anyone becomes disorderly, uncivil, makes personal attacks or continues to speak about items that are not within the jurisdiction of the city after being warned such issues are beyond the jurisdiction of the city to act. The council may not answer questions of the speaker, discuss the matter with one another, but may, at the conclusion: 1) respond to criticism by a speaker; 2) ask the city manager to review a matter; 3) ask the city manager to place the matter on a future agenda. Each speaker must approach the podium, speak into the microphone, provide their name and address. There is a three (3) minute time limit per speaker.

M. ADJOURNMENT

Copies of this agenda and additional information on any of the items listed above may be obtained from the City Clerk's office located at 300 E Superstition Blvd, Apache Junction, AZ 85119, Monday through Thursday from 7:00a-6:00p, excluding holidays.

The City of Apache Junction invites and welcomes people of all abilities to use our programs, sites and facilities. Specific requests may be made by contacting the Human Resources Office at (480) 474-2617 or TDD (480) 983-0095.

The Apache Junction City Council may vote to go into Executive Session for legal advice on any item listed on this agenda pursuant to A.R.S. § 38-431.03(A)(3); this notice is given pursuant to A.R.S. § 38-431.02 to the members of the City Council and the public.