



# 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

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Tuesday, September 21, 2021

7:00 PM

City Council Chambers

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### 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. [21-463](#) Consideration of acceptance of agenda.
2. [21-462](#) Consideration of approval of minutes of the regular meeting of September 7, 2021.
3. [21-452](#) Consideration of approval of an extinguishment of a Federally Patent Easement (FPE), located on Forest Street (alignment) from Hilton Road to Goldfield Road, for the purposes of increasing buildable space for a home using the property line as the starting point for the forty (40) foot setback instead of the existing FPE.
4. [21-480](#) Consideration of Resolution 21-43, a resolution of the Mayor and City Council of the City of Apache Junction, Arizona, supporting the Resolution Copper Equalization Payment Use for the acquisition of land for conservation and/or open space purposes in the Superstition Foothills area.

### 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.*

5. [21-464](#) Presentation of proclamation designating the month of October 2021, as "Domestic Violence 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.*

6. [21-461](#) 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.*

7. [21-460](#) City Manager's Report.
8. [21-437](#) Discussion and presentation by Stephen Herring of Republic Services on free dump week and update on Landfill activity.
9. [21-465](#) Presentation, discussion and update on the .2% sales tax dedicated to fund roadway maintenance and repairs.
10. [21-459](#) 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.*

11. [21-434](#) Presentation, discussion, public hearing and consideration of application for a Class B bingo license for VFW Superstition Mountain 9399, Apache Junction, Arizona.
12. [21-457](#) Presentation, discussion, public hearing and consideration of proposed Ordinance No. 1508, an ordinance of the Mayor and City Council of the City of Apache Junction, Arizona, amending Apache Junction City Code, Volume II, Land Development Code, Chapter 1: Zoning Ordinance, by repealing and replacing portions of Article 1-5: Zoning Bulk and Use Regulations; and by adopting by reference that certain document entitled "August 2021 Amendments to the Apache Junction City Code, Volume II, Land Development Code, Chapter 1: Zoning Ordinance, Article 1-5: Zoning Bulk and Use Regulations, § 1-5-3 Non-Residential Use Regulations and § 1-5-4 Non-Residential Bulk Regulations"; repealing any conflicting provisions; providing for severability; and providing for penalties.

13. [21-456](#) Presentation, discussion, public hearing and consideration of proposed Resolution No. 21-30, a resolution of the Mayor and City Council of the City of Apache Junction, Arizona, declaring as a public record that certain document filed with the city clerk and entitled "August 2021 Amendments to the Apache Junction City Code, Volume II, Land Development Code, Chapter 1: Zoning Ordinance, Article 1-5: Zoning Bulk and Use Regulations, § 1-5-3 Non-Residential Use Regulations and § 1-5-4 Non-Residential Bulk Regulations"; repealing any conflicting provisions; and providing for severability.
14. [21-477](#) Presentation, discussion, public hearing and consideration of proposed Ordinance No. 1512, an ordinance of the mayor and city council of the City of Apache Junction, Arizona, amending Apache Junction City Code, Volume I by repealing Chapter 5: Municipal Court, in its entirety and adopting by reference a new Chapter 5: Municipal Court set forth in that certain document filed with the city clerk and titled "2021 Amendments to the Apache Junction City Code, Volume I, Chapter 5: Municipal Court"; repealing any conflicting provisions; providing for severability; and providing for penalties.
15. [21-478](#) Presentation, discussion, public hearing and consideration of proposed Resolution No. 21-41, a resolution of the mayor and city council of the City of Apache Junction, Arizona, declaring as a public record that certain document filed with the city clerk and titled "2021 Amendments to the Apache Junction City Code, Volume I, Chapter 5: Municipal Court".

## 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.*

16. [21-471](#) Presentation, discussion and consideration of entering into an agreement with Interstate Mechanical Corporation to remove two (2) existing heating, ventilation and air conditioning units and install two (2) TRANE heating, ventilation and air conditioning units with controls per engineered specifications located at the Multi-Generational Center in the amount not to exceed \$226,640.06.

## K. COUNCIL DIRECTION TO STAFF

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

## L. SELECTION OF MEETING DATES, TIMES, LOCATIONS, AND PURPOSES

17. [21-458](#) Executive Session at 6:00 P.M. for Monday, October 4th and Executive Session at 6:00 P.M. for Tuesday, October 5th in the city council conference room located at 300 E. Superstition Boulevard in Apache Junction, Arizona and other meetings scheduled if necessary.

## **M. 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.*

## **N. 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.*