

CITY COUNCIL
REGULAR MEETING
JANUARY 5, 2016

The regular meeting of the City Council of the City of Apache Junction, Arizona, was held on January 5, 2016, at the Apache Junction City Council Chambers pursuant to the notice required by law.

CALL TO ORDER

Mayor Insalaco called the meeting to order at 7:00 p.m.

INVOCATION

Councilmember Wilson gave the Invocation.

PLEDGE OF ALLEGIANCE

Councilmember Evans led the Pledge of Allegiance.

ROLL CALL

Councilmembers Present: Mayor Insalaco
Councilmember Evans
Councilmember Rizzi
Councilmember Serdy
Councilmember Waldron
Councilmember Wilson

(Vice Mayor Barker was absent.)

Staff Present: City Manager Bryant Powell
Assistant City Manager Matt Busby
City Clerk Kathleen Connelly
City Attorney Joel Stern
Public Safety Director Tom Kelly
Development Services Director Larry
Kirch

Others Present: Captain Arnold Freeman

ACCEPTANCE OF CONSENT AGENDA)

) Councilmember Waldron
MOVED THAT THE CONSENT AGENDA BE ACCEPTED AS PRESENTED.

Councilmember Evans SECONDED
THE MOTION.

VOTE: Unanimous.

The motion carried.

AWARDS, PRESENTATIONS AND PROCLAMATIONS

Mayor Insalaco read a proclamation designating January 20, 2016 as Arizona Winter Visitors' Day and presented it to Judy of the Arizona Winter Residents Association.

ANNOUNCEMENT OF CURRENT EVENTS

Councilmember Rizzi commented Recreation Superintendent Liz Langenbach, City Manager Bryant Powell and she met with some hot air balloon pilots last spring to bring some type of balloon festival to the city. They had their first balloon glow at the winter festival. They are hoping to have more in the future, including a hot air balloon event.

CITY MANAGER'S REPORT

City Manager Bryant Powell commented on the work of Detective Garcia on the Vehicle Theft Task Force, a new program at Paws and Claws, showed a news video on Paws and Claws and advised they moved the date back on the boards and commissions recognition dinner.

PUBLIC HEARINGS

None.

OLD BUSINESS

None.

NEW BUSINESS

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RESOLUTION NO. 16-01, AUTHORIZING
THE EXECUTION AND ADOPTION OF THE
FIRST AMENDMENT TO THE AMENDED
AND RESTATED INTERGOVERNMENTAL
AGREEMENT FOR PLAN, DESIGN,
CONSTRUCT, OPERATE, MAINTAIN AND
FINANCE THE TOPAZ REGIONAL WIRELESS
COOPERATIVE NETWORK)

) Captain Arnold Freeman
briefed the council on the item.

Mayor Insalaco called for any
discussion. There being no discussion, he called for a motion.

Councilmember Waldron MOVED
THAT RESOLUTION NO. 16-01, A RESOLUTION OF THE MAYOR AND CITY
COUNCIL OF THE CITY OF APACHE JUNCTION, ARIZONA, AUTHORIZING
EXECUTION AND ADOPTION OF THE FIRST AMENDMENT TO THE AMENDED AND
RESTATED INTERGOVERNMENTAL AGREEMENT TO PLAN, DESIGN, CONSTRUCT,
OPERATE, MAINTAIN AND FINANCE THE TOPAZ REGIONAL WIRELESS
COOPERATIVE ("TRWC") NETWORK, BE APPROVED.

Councilmember Serdy SECONDED
THE MOTION.

VOTE: Unanimous.

The motion carried.

DIRECTION TO STAFF

PROPOSED ORDINANCE NO. 1422,
AMENDING CHAPTER 4 FEES, BY
REPEALING ARTICLE 4-4, PLANNING,
ZONING REVIEW AND SUBDIVISION
FEES, SECTION 4-4-10 PLANNING
AND ZONING FEES IN ITS ENTIRETY;
ADOPTING NEW PROVISIONS TO REPLACE
THOSE NOTED ABOVE; ESTABLISHING
AN EFFECTIVE DATE AND A
REVOLVING SIXTY MONTH REVIEW
PERIOD)

) Development Services
Director Larry Kirch briefed the council on the item.

Mayor Insalaco called for any discussion. There being no discussion, he called for a motion.

Councilmember Waldron MOVED
THAT THE FOLLOWING DIRECTION BE GIVEN TO STAFF REGARDING
PROPOSED ORDINANCE NO. 1422, REPEALING EXISTING AND ADOPTING NEW
PLANNING ADMINISTRATIVE FEES: THAT STAFF PRESENT A FINAL
PROPOSED ORDINANCE BASED ON THE DRAFT DATED JANUARY 5, 2016
INCLUDING ANY CHANGES DEEMED NECESSARY BY THE CITY ATTORNEY AND
BRING IT BACK FOR A PUBLIC HEARING AND VOTE ON MARCH 15, 2016.

I FURTHER MOVE THAT STAFF TAKE ALL NECESSARY ACTIONS TO MEET THE
LEGAL REQUIREMENTS SET FORTH IN STATE LAW REGARDING NOTIFICATION
OF THIS PENDING ACTION.

Councilmember Rizzi SECONDED
THE MOTION.

VOTE: Unanimous.

The motion carried.

SELECTION OF MEETING DATES, TIMES, LOCATIONS, AND PURPOSES

Councilmember Waldron
commented the executive session and work session scheduled for
Monday, January 18, 2016 have been cancelled due to Martin
Luther King, Jr. Day. He MOVED THAT AN EXECUTIVE SESSION AT
5:45 P.M. AND A WORK SESSION AT 7:00 P.M. BE HELD ON TUESDAY,
JANUARY 19, 2016, IN THE CITY COUNCIL CONFERENCE ROOM AND CITY
COUNCIL CHAMBERS RESPECTIVELY.

Councilmember Rizzi SECONDED
THE MOTION.

VOTE: Unanimous.

(During the vote Councilmember Wilson and City Clerk Kathleen
Connelly discussed the reason for the motion including the work
session.)

The motion carried.

CALL TO THE PUBLIC

Mr. Terry Dunn, 234 S. Starr Road, Apache Junction, addressed the council to compliment the city for the fire apparatus obtained by the fire district and asked if there is a city ordinance on drones regarding a private individual going over a neighbor's yard to document violations for code compliance.

City Attorney Joel Stern stated they cannot talk about it here but they can direct staff to look into it.

Councilmember Waldron directed the city attorney to look into it as it is becoming a major issue. It involves the Federal Aviation Administration and it has to be licensed.

Councilmember Serdy asked if they can make statements about it.

City Attorney Joel Stern stated they can reply to what the gentleman said but they cannot discuss it amongst themselves.

Councilmember Serdy commented to his knowledge Paradise Valley is the only one that has an ordinance and they outlawed them period.

ADJOURNMENT)
) Mayor Insalaco adjourned
the meeting at 7:20 p.m.

Consent Agenda Items are as follows:

1. Consideration of acceptance of agenda.
2. Consideration of approval of minutes of regular meeting of December 15, 2015.

ACCEPTED THIS _____ DAY OF _____, _____, BY THE
MAYOR AND CITY COUNCIL OF THE CITY OF APACHE JUNCTION, ARIZONA.

SIGNED AND ATTESTED TO THIS _____ DAY OF _____, _____.

JOHN S. INSALACO
Mayor

ATTEST:

KATHLEEN CONNELLY
City Clerk

CITY COUNCIL MINUTES
CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the regular meeting of the City Council of the City of Apache Junction, Arizona, held on the 5th day of January, 2016. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 6th day of January, 2016.

KATHLEEN CONNELLY
City Clerk