

CITY COUNCIL  
REGULAR MEETING  
APRIL 18, 2017

The regular meeting of the City Council of the City of Apache Junction, Arizona, was held on April 18, 2017, at the Apache Junction City Council Chambers pursuant to the notice required by law.

CALL TO ORDER

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

INVOCATION

Vice Mayor Wilson gave the Invocation.

PLEDGE OF ALLEGIANCE

Councilmember Barker led the Pledge of Allegiance.

ROLL CALL

Councilmembers Present: Mayor Serdy  
Vice Mayor Wilson  
Councilmember Barker  
Councilmember Evans  
Councilmember Struble  
Councilmember Waldron

(Councilmember Rizzi 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  
Interim Public Works Director John Mitchell  
Finance Director Donna Meinerts  
City Engineer Emile Schmid  
Development Services Director Larry

Kirch

Others Present: Public Information Officer Al Bravo  
Public Works Manager Shane Kiesow  
Grants Administrator Heather Patel

ACCEPTANCE OF CONSENT AGENDA )  
 ) Councilmember Barker MOVED  
 THAT THE CONSENT AGENDA BE ACCEPTED AS PRESENTED; AND

THAT RESOLUTION NO. 17-07, A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF APACHE JUNCTION, AUTHORIZING THE CITY TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH ARIZONA DEPARTMENT OF TRANSPORTATION FOR CONGESTION MITIGATION AND AIR QUALITY IMPROVEMENT PROGRAM FUNDS, BE APPROVED, AND

THAT THE AWARD OF BID FOR PROJECT PW 2016-14, PRE-COATED CHIPS, BE AWARDED TO CALMAT COMPANY DBA VULCAN MATERIALS COMPANY IN AN AMOUNT NOT TO EXCEED \$48.75 PER TON; AND THAT AUTHORIZATION BE GIVEN TO THE MAYOR TO SIGN THE CONTRACT PENDING FINAL APPROVAL AS TO FORM BY THE CITY ATTORNEY; AND

THAT THE AWARD OF BID FOR PROJECT PW 2016-13, CHIP SEAL EMULSION, BE AWARDED TO HAWKER & EVANS ASPHALT COMPANY IN AN AMOUNT NOT TO EXCEED \$346.00 PER TON; AND THAT AUTHORIZATION BE GIVEN FOR THE MAYOR TO SIGN THE CONTRACT PENDING APPROVAL AS TO FINAL FORM BY THE CITY ATTORNEY.

Councilmember Waldron

SECONDED THE MOTION.

VOTE: Unanimous.

The motion carried.

## AWARDS, PRESENTATIONS AND PROCLAMATIONS

Mayor Serdy commented this year Apache Junction was privileged to host the East Valley Mayors' Prayer Breakfast. There was a lot of work done by the high school kids and everybody on staff. They raised a record breaking \$8,000 which was split between Community Alliance Against Family Abuse and Central Arizona College-Superstition Mountain Campus. He presented \$4,000

REGULAR MEETING OF THE CITY COUNCIL  
APRIL 18, 2017  
PAGE 2 OF 11

checks to Dorian Townsend from Community Alliance Against Family Abuse and Dean Jeff Funkelmann from Central Arizona College.

Public Information Officer Al Bravo and Mayor Serdy presented certificates of graduation to the graduates of the 19th Citizen Leadership Institute.

#### ANNOUNCEMENT OF CURRENT EVENTS

Councilmember Waldron commented he attended a Rural Transportation Advisory Committee meeting last Tuesday regarding the restoration of HURF funds. Those are the funds we get back from the state that is a portion of the gas tax, vehicle license fees and registration fees. It is supposed to come back to the city but the state has been withholding it for a number of years. The governor and legislature are feeling pressure from the cities and counties but it does not appear we will get any more this year. There is \$30 million going to the universities for buildings but there is controversy with that as well. They are talking about raising the vehicle license tax fee, not the taxes. They might also change the driver's license to every 4 years with a \$25 fee. The governor is in election mode and will not sign off on any fee increases. They will not see the HURF dollars coming back to the cities and towns this year. There is concern with the rural communities that under the federal budget if the projects are not shovel ready, and a lot of communities cannot afford to get them to shovel ready, they may miss out on federal funding as well. The Arizona Association of Contractors has publicly come out in support of the cities and towns getting the HURF monies restored. We will probably not get any of that money this session. If they are starting to feel the pressure there may be something in 2019. It is a moving target and the legislature can change its mind.

Councilmember Barker thanked the parks and recreation department for their Easter Egg Hunt on Saturday. There were more people this year and it is growing like crazy.

Vice Mayor Wilson agreed with Councilmember Barker. The number of children involved has dramatically increased since the last time he went with his wife and grandson several years ago. He likes the way they have it broken up by age groups. It went very smoothly and he encouraged everyone to come out next year.

REGULAR MEETING OF THE CITY COUNCIL

APRIL 18, 2017

PAGE 3 OF 11

Mayor Serdy commented Robin, Chip, Christa and Jeff were all out there. Staff has the system down where it is fair and no one can hog all the eggs. The way they do it is perfectly safe so there are no safety concerns.

Mayor Serdy announced Troop 219 from Gold Canyon is observing tonight.

Mayor Serdy announced last Saturday he attended a ceremony at Falcon Field where Robert Joyner, a city resident, received the Congressional Gold Medal for his service in the Civilian Air Patrol during World War II. He commented on the various things they did during their service. This medal is rarer than the Medal of Freedom.

Mayor Serdy announced he threw out the first pitch at the Little League field. There will be ball games almost every night except Sunday. He encouraged people to attend. A video clip was played from opening day.

Mayor Serdy announced the grand opening for Flatiron Park will be this Saturday at 5:00 p.m.

Mayor Serdy announced the Boys and Girls Club Yesteryear Event will be Saturday at 6:00 p.m.

#### CITY MANAGER'S REPORT

City Manager Bryant Powell commented on the Little League, the Easter Egg Hunt, Troop 219, the Arizona Department of Revenue workshop, congratulated the Citizens Leadership Institute graduates and commented on Flatiron Park, an upcoming employee kickball game and the mayor's prayer breakfast.

Assistant City Manager Matt Busby gave a brief update on the monthly financial report.

Councilmember Struble asked what the line item accrued revenue is and why it jumped over \$400,000 from last year to this year in April.

Assistant City Manager Matt Busby stated in the revenue report they will see actual revenue and what they call accrued revenue.

These are trying to give us a truer snapshot of what revenues we actually collected that month but have not actually received the check or the cash from, for example, the Arizona Department of Revenue. They will see a bump. From last year they had an accrued revenue of about \$1.5 million and this year it is about \$1.9 million. Because of the transition to the department of revenue collecting our local sales tax, we have a poorer picture of where we are actually at. But based on our past experience and what we expect people should be remitting, our accrued revenue shows what we believe we actually will have.

Councilmember Struble commented this just follows up with something Councilmember Waldron said about the HURF funds. This kind of falls into the same thing whereas, starting January 1, the state decided or a couple, three years ago the state decided they were going to start collecting sales tax and take it away from the city, and then supposedly remit it back to the city. This just shows the amount of money that they are holding from us and delaying returning it to the city so that we can use those funds to properly run the city, do the projects, do the infrastructure, pay our bills and everything. This is just an example of when our state decides to do things that we can do ourselves in a better way.

Mayor Serdy called for a short recess.

Mayor Serdy reconvened the meeting.

#### PUBLIC HEARINGS

APPLICATION FOR A TEMPORARY  
EXTENSION OF PREMISES FOR TRES  
BANDERAS FOR CINCO DE MAYO

)

) City Clerk Kathleen

Connelly briefed the council on the item.

Mayor Serdy requested the applicant address the council. He added it says May 5 but it is May 6.

Councilmember Barker commented it is a May 5 celebration. It says Cinco de Mayo and that is May 5.

Mr. Shawn Pepper, 5675 E. 15th Avenue, Apache Junction, stated they wanted to give so many restaurants there the benefit of a Saturday, May 6. They have contacted the rest of the restaurants and they are waiting on what the council decides.

Councilmember Barker commented it sounds like fun.

Mr. Shawn Pepper invited them to come. They have a total of eight restaurants.

Councilmember Barker commented she could see the little margarita and she thought that sounds like fun.

Mr. Shawn Pepper stated they will be doing frozen drinks along with the food. The restaurants joining them will be Superstition Skies, Hitching Post, Cowboy Up, Handlebar, Cobb's, Dirtwater Springs and DJ Fairway Grill. They will be doing a little mini burger cook off. In June they will be doing another contest and they are hoping to move it to Superstition Skies for the Breast Cancer Association. In July they will be at another location. They have eight different restaurants that will take them through to December. They are trying to build business.

Mayor Serdy asked if it will travel to each of these restaurants.

Mr. Shawn Pepper stated absolutely. They hope to pick it back up again in May of next year when the winter visitors have moved and gone back home and we are trying to boost business again.

Councilmember Barker commented it sounds good.

Mr. Shawn Pepper stated they will try to get more restaurants next year.

Mayor Serdy commented it is hard to go to chili cook offs and eat a bunch of chili.

Mr. Shawn Pepper stated there are probably 16 of them over the next six months.

Vice Mayor Wilson asked if they change the date in the motion from the fifth to the sixth.

City Clerk Kathleen Connelly stated they do.

Mayor Serdy opened the public hearing on the item. There being no one wishing to speak, he closed the public hearing and reopened the item to council discussion. There being no further discussion, he called for a motion.

Vice Mayor Wilson MOVED THAT THE APPLICATION FOR A TEMPORARY EXTENSION OF PREMISES FOR TRES BANDERAS FOR MAY 6, 2017, SUBMITTED BY SILIVIA FLORES, BE RECOMMENDED FOR APPROVAL TO THE ARIZONA DEPARTMENT OF LIQUOR LICENSES AND CONTROL.

Councilmember Evans SECONDED THE MOTION.

VOTE: Unanimous.

The motion carried.

RESOLUTION NO. 17-09, AUTHORIZING  
THE SUBMISSION OF THE CITY'S CHOSEN  
CDBG AND SSP PROJECTS FOR FISCAL  
YEAR 2017-2018

)  
) Grants Administrator  
Heather Patel briefed the council on the item.

Mayor Serdy opened the public hearing on the item. There being no one wishing to speak, he closed the public hearing and reopened the item to council discussion.

Councilmember Waldron asked if they needed to fill in the blanks in the resolution.

Grants Administrator Heather Patel stated that is just what was included in the packet.

Councilmember Waldron asked if they have to fill those.

Grants Administrator Heather Patel stated absolutely. They have to have a project for each funding source. Based upon the public input and leadership team, they are recommending under the CDBG program the design of the sidewalks and under the SSP program the installation. The other options are the other projects that she mentioned which would be the housing rehab or the emergency repair program.

Mayor Serdy closed the discussion with no further comments and called for a motion.

Councilmember Waldron MOVED THAT RESOLUTION NO. 17-09, A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF APACHE JUNCTION, ARIZONA, AUTHORIZING THE SUBMISSION OF APPLICATIONS FOR FY 2017 STATE COMMUNITY DEVELOPMENT BLOCK GRANT REGIONAL ACCOUNT ("CDBG") FOR THE DESIGN ENGINEERING OF GRANDVIEW SIDEWALKS, FOR THE FY 2017 STATE SPECIAL PROJECT ("SSP") FUNDS FOR THE CONSTRUCTION OF GRANDVIEW SIDEWALKS, AND CERTIFYING THAT THE APPLICATIONS (1) MEETS THE IDENTIFIED HOUSING AND COMMUNITY DEVELOPMENT NEEDS; AND (2) IS NECESSARY FOR IMPLEMENTATION AND COMPLETION OF THE ACTIVITIES OUTLINED IN THE CDBG AND SSP APPLICATIONS, BE APPROVED.

Councilmember Evans SECONDED THE MOTION.

VOTE: Unanimous.

The motion carried.

#### OLD BUSINESS

None.

#### NEW BUSINESS

None.



DIRECTION TO STAFF

None.

SELECTION OF MEETING DATES, TIMES, LOCATIONS, AND PURPOSES

SELECTION OF DATE, TIME AND  
LOCATION FOR BUDGET WORK SESSION,  
PUBLIC HEARING AND TENTATIVE AND  
FINAL BUDGETS FOR FISCAL YEAR  
2017-2018 )

) Assistant City Manager

Matt Busby briefed the council on the item.

Mayor Serdy called for a  
motion.

Councilmember Evans MOVED  
THAT THE DATE, TIME AND LOCATION FOR BUDGET WORK SESSION, PUBLIC  
HEARING AND ADOPTION OF TENTATIVE AND FINAL BUDGET FOR FISCAL  
YEAR 2017-2018 BE AS FOLLOWS:

1. THE BUDGET WORK SESSION TO BE ON MAY 1, 2017;
2. THE TENTATIVE BUDGET ADOPTION AND PUBLIC HEARING TO BE MAY  
15, 2017; AND
3. THE FINAL BUDGET ADOPTION AND PUBLIC HEARING JUNE 19, 2017.

Councilmember Barker SECONDED  
THE MOTION.

VOTE: Unanimous.

The motion carried.

Mayor Serdy called for a  
motion on the next council meetings.

Councilmember Barker MOVED  
THAT AN EXECUTIVE SESSION AT 6:00 P.M. AND A WORK SESSION AT  
7:00 P.M. BE HELD ON MONDAY, MAY 1, 2017, IN THE CITY COUNCIL  
CONFERENCE ROOM AND CITY COUNCIL CHAMBERS RESPECTIVELY; AND

THAT AN EXECUTIVE SESSION AT 6:00 P.M. BE HELD ON TUESDAY, MAY  
2, 2017 IN THE CITY COUNCIL CONFERENCE ROOM.

Councilmember Waldron

SECONDED THE MOTION.

VOTE: Unanimous.

The motion carried.

CALL TO THE PUBLIC

Mr. Braden Biggs, 2492 W. Cactus Wren, Apache Junction, addressed the council to invite everyone to the Children First open house on May 4 and listed the areas of impact they will be concentrating on.

Mr. P.J. O'Malley, 321 N. Higley, Mesa, addressed the council regarding his concern about the current drive to nationalize the police.

ADJOURNMENT )  
 ) Mayor Serdy adjourned the  
meeting at 7:55 p.m.

Consent Agenda Items are as follows:

1. Consideration of acceptance of agenda.
2. Consideration of approval of minutes of regular meeting of April 4, 2017.
3. Consideration for approval of Resolution No. 17-07, authorizing the City of Apache Junction to enter into an intergovernmental agreement with Arizona Department of Transportation for congestion mitigation and air quality improvement program funds.
4. Consideration of award of contract to Calmat Company dba Vulcan Materials Company for project No. PW 2016-14 in an amount not to exceed \$48.75 per ton for pre-coated chips.
5. Consideration of award of contract to Hawker & Evans Asphalt Company for project No. 2016-13 in an amount not to exceed \$346.00 per ton for asphalt emulsion.

ACCEPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2017, BY THE  
MAYOR AND CITY COUNCIL OF THE CITY OF APACHE JUNCTION, ARIZONA.

SIGNED AND ATTESTED TO THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2017.

\_\_\_\_\_  
JEFF SERDY  
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 18th day of April, 2017. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 20th day of April, 2017.

\_\_\_\_\_  
KATHLEEN CONNELLY  
City Clerk