

CITY COUNCIL
REGULAR MEETING
OCTOBER 3, 2017

The regular meeting of the City Council of the City of Apache Junction, Arizona, was held on October 3, 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. He called for a moment of silence for the tragedy in Las Vegas to be followed by the invocation.

INVOCATION

Vice Mayor Wilson gave the Invocation.

PLEDGE OF ALLEGIANCE

Councilmember Rizzi led the Pledge of Allegiance.

ROLL CALL

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

Staff Present: City Manager Bryant Powell
Assistant City Manager Matt Busby
City Clerk Kathleen Connelly
City Attorney Joel Stern
Public Safety Director Tom Kelly
Public Works Director Michael Wever

Others Present: Public Information Officer Al Bravo

ACCEPTANCE OF CONSENT AGENDA)

) Vice Mayor Wilson MOVED
THAT THE CONSENT AGENDA BE ACCEPTED AS PRESENTED; AND

THAT APPROVAL BE GIVEN FOR THE AGREEMENT BETWEEN THE CITY OF
APACHE JUNCTION AND SOUTHERN COUNTIES OIL COMPANY DBA SC FUELS
IN AN AMOUNT NOT TO EXCEED \$500,000 FOR BULK FUEL FOR A PERIOD
OF ONE YEAR WITH THE OPTION TO RENEW FOR FOUR ADDITIONAL ONE
YEAR PERIODS.

Councilmember Evans SECONDED
THE MOTION.

VOTE: Unanimous.

The motion carried.

AWARDS, PRESENTATIONS AND PROCLAMATIONS

Councilmember Barker read a proclamation designating October
2017 as "Domestic Violence Awareness Month" and presented it to
Community Alliance Against Family Abuse Executive Director
Dorian Townsend.

Ms. Dorian Townsend thanked the council and the community for
their support and invited everyone to the kick-off event on
October 5 with numerous other events throughout the month. The
final event is on November 4. She showed the posters that were
designed for local businesses.

Mayor Serdy read a proclamation designating October 23-31, 2017
as "Red Ribbon Week" and presented it to East Valley Young
Marine Lieutenant Woods who thanked them for the proclamation
and their support.

ANNOUNCEMENT OF CURRENT EVENTS

Councilmember Struble announced parks and recreation is having
their annual Mud Run on October 21.

Councilmember Struble announced two weeks ago the high school
marching band won first place in a competition at Basha High

School. This past Saturday they won second place in a competition. He congratulated them.

Mayor Serdy commended Councilmember Barker for being appointed to the board of directors for Superstition Area Land Trust.

Mayor Serdy announced that Filly's is open again and encouraged everyone to go and support them.

CITY MANAGER'S REPORT

City Manager Bryant Powell commented on the Shop Local program, thanked the sponsors of the town hall, reminded everyone of the upcoming retreat, honored Assistant Manager Matt Busby for his ten years of service and commented on an award from United Way of Pinal County for first place in municipal employee donations.

PUBLIC HEARINGS

APPLICATION FOR A TEMPORARY
EXTENSION OF PREMISES FOR FRATERNAL
ORDER OF EAGLES #3850 FOR PUTT PUTT
GOLF EVENT ON NOVEMBER 4, 2017)

) City Clerk Kathleen
Connelly briefed the council on the item.

Mayor Serdy requested the
applicant address the council.

Mr. Bill Kimball with the
Fraternal Order stated they do this every year and all the money
they raise goes towards cancer research. He requested their
approval so they could donate to cancer research.

Mayor Serdy commented he
wanted to encourage them to bring KISS back. The concert they
had a few years ago was very interesting.

Mr. Bill Kimball stated that
was not Kiss. They were fake.

Mayor Serdy commented they
had him fooled. He thought it was the real KISS.

Councilmember Barker asked
what time the event would be.

Mr. Bill Kimball stated from
noon to 5 p.m.

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.

Councilmember Barker MOVED
THAT THE APPLICATION FOR A TEMPORARY EXTENSION OF PREMISES FOR
FRATERNAL ORDER OF EAGLES #3850 FOR NOVEMBER 4, 2017, SUBMITTED
BY WILLIAM KIMBALL, BE RECOMMENDED FOR APPROVAL TO THE ARIZONA
DEPARTMENT OF LIQUOR LICENSES AND CONTROL.

Vice Mayor Wilson SECONDED
THE MOTION.

VOTE: Unanimous.

The motion carried.

OLD BUSINESS

None.

NEW BUSINESS

ANNUAL APPOINTMENTS AND
REAPPOINTMENTS TO CONSTRUCTION CODE
BOARD OF APPEALS, HEALTH AND HUMAN
SERVICES COMMISSION, INDUSTRIAL
DEVELOPMENT AUTHORITY AND MUNICIPAL
PROPERTY CORPORATION BOARD)

) City Clerk Kathleen
Connelly briefed the council on the item.

Mayor Serdy commented they
would do the Construction Code Board of Appeals first. He
called for a motion on the first one.

Councilmember Struble commented because they are lacking applications for these particular positions, he asked about Jesse Gage, also on the parks and rec commission and the sewer district, who is also a mining engineer. He asked staff to check and see if that would qualify to fill in the engineer position on this board.

Mayor Serdy asked if he would like to nominate him.

Councilmember Struble commented he wanted to know first of all if he is eligible.

City Manager Bryant Powell asked the city attorney if he is eligible.

City Attorney Joel Stern stated it does not really say in the code whether it can be a mining engineer. It just says architect or engineer. He believes that is a form of an engineer so he would say he can nominate him for that.

Councilmember Waldron asked if Jesse Gage wants to do it.

Councilmember Struble commented he talked to him today and he agreed.

Mayor Serdy called for a nomination for him with a term to expire October 31, 2018.

Councilmember Struble MOVED THAT JESSE GAGE BE APPOINTED TO THE CONSTRUCTION CODE BOARD OF APPEALS IN THE CATEGORY OF PROFESSIONAL ARCHITECT OR ENGINEER FOR A TERM TO EXPIRE OCTOBER 31, 2018.

Vice Mayor Wilson commented it should be 2019.

City Clerk Kathleen Connelly stated he is filling a position that had been vacant so it should be 2018.

SECONDED THE MOTION.

Councilmember Waldron

VOTE: Unanimous.

The motion carried.

Mayor Serdy commented there is another motion for that board.

Councilmember Waldron commented they are out of people.

Mayor Serdy commented that they need two other positions for that.

Councilmember Barker commented they do not have a general contractor. We do not have anyone for either of those. So that is it.

Mayor Serdy commented they have to skip the next three.

Councilmember Barker commented that is correct.

Mayor Serdy commented they have an applicant for lay person.

Councilmember Barker commented she resides out of town.

Councilmember Struble commented he thought the lay person could be out of town.

Councilmember Barker commented not on the Construction Code Board of Appeals.

Mayor Serdy asked if that will give them a quorum on that board.

Councilmember Barker commented it does not matter at this point.

City Attorney Joel Stern
stated they are looking at the possibility of not getting a
quorum.

Councilmember Barker
commented they could go out again.

City Attorney Joel Stern
stated they could go out again. But if they do not have a
quorum then they still could meet because they did not fill it
because of the impossibility, if they want to call it an
impossibility, because they cannot come up with a name.

Vice Mayor Wilson commented
they could fill it with one of the people that have been
currently nominated.

City Attorney Joel Stern
stated that is correct.

Mayor Serdy asked if anyone
would recommend that we send this back out for more volunteers.

Vice Mayor Wilson commented
he would.

Mayor Serdy commented they
could do that in the interim and try it again in a month or so.

City Manager Bryant Powell
stated they could maybe tie that in for a council direction to
staff because of a sewer district letter he received. They can
come back in a few weeks. They can include this one when they
go out to recruit.

Councilmember Struble
commented when they advertise for that particular board they
specifically say what the city specifically needs.

City Clerk Kathleen Connelly
stated that is correct.

Councilmember Barker
commented they need to put in big, bold letters "attention
contractors, you are needed".

City Clerk Kathleen Connelly
stated to give them some perspective, this board has not met
since Camboni. It has been a while.

City Attorney Joel Stern
stated it almost did during the Blue Bell incident with the
wall.

City Clerk Kathleen Connelly
stated but they did not meet.

City Attorney Joel Stern
stated that was back in 2006.

Mayor Serdy commented they
are going to jump to Health and Human Services.

Councilmember Waldron MOVED
THAT SHARLEEN SHIELDS BE APPOINTED TO THE HEALTH AND SERVICES
COMMISSION FOR A TERM TO EXPIRE OCTOBER 31, 2020.

Councilmember Rizzi SECONDED
THE MOTION.

VOTE: Unanimous.

The motion carried.

Mayor Serdy commented we have
one more position for that board.

Vice Mayor Wilson MOVED THAT
JUDY BOREY BE APPOINTED TO THE HEALTH AND HUMAN SERVICES
COMMISSION FOR A TERM TO EXPIRE OCTOBER 31, 2020.

Councilmember Rizzi SECONDED
THE MOTION.

VOTE: Unanimous.

The motion carried.

Mayor Serdy commented there is a motion on Industrial Development Authority.

Councilmember Waldron MOVED THAT MICHAEL MCGRAW BE APPOINTED TO THE INDUSTRIAL DEVELOPMENT AUTHORITY FOR A TERM TO EXPIRE OCTOBER 31, 2021.

Councilmember Barker SECONDED THE MOTION.

VOTE: Unanimous.

The motion carried.

Mayor Serdy commented we have three positions for Municipal Property Corporation. He called for a motion on the first one.

Councilmember Waldron MOVED THAT MIKE WELLER BE REAPPOINTED TO THE MUNICIPAL PROPERTY CORPORATION FOR A TERM TO EXPIRE OCTOBER 31, 2020.

Vice Mayor Wilson SECONDED THE MOTION.

VOTE: Unanimous.

The motion carried.

Mayor Serdy called for a motion on the next position.

Vice Mayor Wilson asked if they could add these to when they go out for the other applicants.

City Manager Bryant Powell stated they could certainly do that.

There was general discussion among the council regarding the applicants and when this board meets.

Councilmember Barker commented she was ascertaining that it does meet once a year.

Councilmember Struble commented the last time they did appoint people from other boards into this to be other board members. They did not necessarily apply for them. He asked if they could do that here if the people were okay with that. He had talked to a couple of people that would be willing to do it.

Councilmember Barker commented they should put this out for applications for those people and have them fill the application out for when they do the sewer district for their person and when they do the Construction Code Board of Appeals.

Mayor Serdy commented he thinks they may have one nomination and they will have one more that they have to put out.

Councilmember Waldron MOVED THAT BRADEN BIGGS BE APPOINTED TO THE MUNICIPAL PROPERTY CORPORATION FOR A TERM TO EXPIRE OCTOBER 31, 2020.

Councilmember Rizzi SECONDED THE MOTION.

VOTE: Unanimous.

The motion carried.

Mayor Serdy commented they will add the other one to the other recruitment.

Councilmember Barker commented that works.

Councilmember Struble asked if they had any other positions from the other boards and commissions or have they been completely filled.

City Clerk Kathleen Connelly stated the ones from two weeks ago are filled. They still have the three spots on the Construction Code Board of Appeals, one on the Municipal Property Corporation and then the one on the sewer board.

DIRECTION TO STAFF

None.

SELECTION OF MEETING DATES, TIMES, LOCATIONS, AND PURPOSES

Mayor Serdy called for a motion.

Councilmember Evans MOVED THAT AN EXECUTIVE SESSION AT 6:00 P.M. AND A WORK SESSION AT 7:00 P.M. BE HELD ON MONDAY, OCTOBER 16, 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, OCTOBER 17, 2017, IN THE CITY CONFERENCE ROOM.

Councilmember Barker SECONDED THE MOTION.

VOTE: Unanimous.

The motion carried.

CALL TO THE PUBLIC

Major Kris Suarez, 605 E. Broadway, Apache Junction, addressed the council regarding donations for the Christmas Angels program for the Salvation Army, volunteer recruiting and looking for a new facility.

Mr. Thomas Aulik, 503 E. Montebello, Apache Junction, addressed the council regarding his concerns about things to attract millennials, lowering taxes and requesting state land across from Gold Canyon.

ADJOURNMENT _____)

) Mayor Serdy adjourned the meeting at 7:38 p.m.

Consent Agenda Items are as follows:

1. Consideration of acceptance of agenda.
2. Consideration of approval of minutes of regular meeting of September 19, 2017.
3. Consideration of approval of entering into an agreement with Southern Counties Oil Company dba SC Fuels in the amount not to exceed \$500,000 for bulk fuel for a period of one year with the option to renew for four additional one year periods.

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 3rd day of October, 2017. I further certify that the meeting was duly called and held and that a quorum was present.

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OCTOBER 3, 2017
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Dated this 5th day of October, 2017.

KATHLEEN CONNELLY
City Clerk