



# City of Apache Junction, Arizona

## Meeting Minutes City Council Meeting

Meeting location:

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

www.ajcity.net  
Ph: (480) 982-8002

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Tuesday, January 5, 2016

7:00 PM

City Council Chambers

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### A. CALL TO ORDER

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.

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

### B. INVOCATION AND PLEDGE OF ALLEGIANCE

Councilmember Wilson gave the Invocation.

Councilmember Evans led the Pledge of Allegiance.

### C. ROLL CALL

**Present:** 6 - Mayor Insalaco  
Councilmember Evans  
Councilmember Rizzi  
Councilmember Serdy  
Councilmember Waldron  
Councilmember Wilson

**Absent:** 1 - Vice Mayor Barker

**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

**D. CONSENT AGENDA**

**Yes:** 6 - Mayor Insalaco, Councilmember Evans, Councilmember Rizzi, Councilmember Serdy, Councilmember Waldron and Councilmember Wilson

**No:** 0

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

Councilmember Evans SECONDED THE MOTION.

VOTE: Unanimous.

The motion carried.

1. [16-5](#) Consideration of acceptance of agenda.
2. [16-6](#) Consideration of approval of minutes of regular meeting of December 15, 2015.

**E. AWARDS, PRESENTATIONS AND PROCLAMATIONS**

3. [15-510](#) Proclamation designating January 20, 2016 as Arizona Winter Visitors' Day.

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.

**F. 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.

**G. CITY MANAGER'S REPORT**

4. [16-11](#) 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.

**H. PUBLIC HEARINGS**

None.

**I. OLD BUSINESS**

None.

**J. NEW BUSINESS**

5. [16-1](#) Presentation, discussion and possible consideration of proposed Resolution No. 16-01, authorizing the 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 Network.

**Yes:** 6 - Mayor Insalaco, Councilmember Evans, Councilmember Rizzi, Councilmember Serdy, Councilmember Waldron and Councilmember Wilson

**No:** 0

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.

**K. COUNCIL DIRECTION TO STAFF**

6. [16-7](#) Council direction to staff on proposed Ordinance No. 1422, amending Apache Junction City Code, Volume I, 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; and adopting new provisions to

replace those noted above; repealing any conflicting provisions; providing for severability; and 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.

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

**Yes:** 6 - Mayor Insalaco, Councilmember Evans, Councilmember Rizzi, Councilmember Serdy, Councilmember Waldron and Councilmember Wilson

**No:** 0

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.

7. [16-12](#) Executive Session at 5:45 P.M. and Work Session at 7:00 P.M. for Monday, January 18, 2016 is canceled due to the observation of Martin Luther King, Jr. Day.
8. [16-13](#) Executive Session at 5:45 P.M. and Work Session at 7:00 P.M. for Tuesday, January 19, 2016. Other meetings if necessary.

#### **M. CALL TO 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.

#### **N. ADJOURNMENT**

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