



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

apachejunctionaz.gov
Ph: (480) 982-8002

Tuesday, January 18, 2022

7:00 PM

City Council Chambers

A. CALL TO ORDER

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

B. INVOCATION AND PLEDGE OF ALLEGIANCE

Vice Mayor Rizzi gave the invocation and Councilmember Schroeder led the Pledge of Allegiance.

C. ROLL CALL

Present: 7 - Mayor Wilson
Vice Mayor Rizzi
Councilmember Evans
Councilmember Schroeder
Councilmember Biggs
Councilmember Nesser
Councilmember Gremmel

City Staff in Attendance:

Bryant Powell, City Manager
Matt Busby, Assistant City Manager
Joel Stern, City Attorney
Jennifer Pena, City Clerk
Thomas Kelly, Police Chief
Al Bravo, Public Information Officer
Larry Kirch, Development Services Director
Anna McCray, Assistant to the City Manager
Jennifer Hoffman, Management Analyst
Rudy Esquivias, Planning Manager
Leslie DeReche, Finance Director
Liz Langenbach, Parks and Recreation Director
Joseph Penze, Police Commander
Troy Mullender, Police Commander
Marty Harshman, Police Corporal
Danny Garcia, Police Officer
Shane Kiesow, Public Works Manager

D. CONSENT AGENDA

Vice Mayor Rizzi moved, seconded by Councilmember Nesser that the consent agenda be accepted and approved as presented.

Yes: 7 - Mayor Wilson, Vice Mayor Rizzi, Councilmember Evans, Councilmember Schroeder, Councilmember Biggs, Councilmember Nesser and Councilmember Gremmel

No: 0

1. [22-017](#) Consideration of acceptance of agenda.
2. [22-018](#) Consideration of approval of minutes of the regular meeting of December 7th, 2021.
3. [21-734](#) Consideration of award of contract to Viasun Corporation for the construction of curbing along Apache Trail median between Thunderbird Drive and Gold Drive to facilitate roadway drainage and protection to improvements. The work is scheduled to begin in late January, 2022 and extend into February, 2022 via Pinal County Cooperative Job Order Contract No. 175623 in the amount of \$158,101.46, plus a 10% contingency for unforeseen change orders in the amount of \$15,810.14, for a total project cost not to exceed \$173,911.60.
4. [22-027](#) Consideration of award of bid, HFS21-24, to Lincoln Constructors for lowering and raising manholes, water valves and to survey monuments throughout the city, as needed. Two bids were received. Staff requests award of a one-year contract in an amount not to exceed \$100,000, with auto-renewals up to five years with a total amount not to exceed \$500,000, to Lincoln Constructors for these services.
5. [22-032](#) Consideration for approval of Dutchman Dog Park extension of construction agreement with Scholz Contracting LLC to end on June 1, 2022.

E. AWARDS, PRESENTATIONS AND PROCLAMATIONS

F. REGIONAL INTERGOVERNMENTAL UPDATES

6. [22-019](#) Brief summary of intergovernmental updates from mayor and councilmembers.

Councilmember Schroeder reported he will have an update for Central Arizona Governments Regional Council at the next city council meeting.

G. CITY MANAGER'S REPORT

7. [22-020](#) City Manager's Report.
8. [22-023](#) Discussion, appreciation, and commendation for retiring Apache Junction Chief Thomas Kelly. Chief Kelly entered his fiftieth year in law enforcement in 2022, fifteen of those with the city of Apache Junction.

The mayor, city council and city management thanked retiring Chief of Police Thomas Kelly for 50 years of law enforcement service both in local and federal agencies. They also recognized Chief Kelly for his service to the citizens of Apache Junction for the past 15 years of which 7 years were as chief of police.

Chief Kelly thanked the mayor, city council and city management for their support over the past 15 years and recognized the department's police officers and dispatchers for their work which often goes unnoticed by the community.

9. [22-021](#) Announcement of current events.

Mayor Wilson reported that Garland James, owner of JamesTires and a World War II veteran, was awarded the French Legion of Honor medal by French Ambassador Philippe Etienne. Mr. James also recently celebrated his 100 birthday. He also reported the Centennial Event at Prospector Park was a wonderful and unique event for the community.

Councilmember Biggs thanked all the volunteers for their work in the organization of the Centennial Event. Centennial shirts will be available for purchase as the Lost Dutchman Days event.

Public Information Officer Al Bravo announced Lost Dutchman Days is approaching. The event runs from February 25th through February 28th and includes a rodeo, parade and other events. He also added the weekend before Lost Dutchman Days is the Lost Dutchman Marathon.

Mr. Bravo also announced that Horizon Health and Wellness is hosting vaccinations for children 5 - 11 years old. Visit www.hhwaz.org to make an appointment for the vaccine or for more information.

Councilmember Nesser added that on Saturday, January 22 is the annual John Denver Tribute Festival at Flatiron Park. It starts at 9:00 am and ends at 5:00 pm.

H. PUBLIC HEARINGS

I. OLD BUSINESS

J. NEW BUSINESS

10. [21-731](#) Presentation and discussion of the development fee study update including the land use assumptions, infrastructure improvements plan, preliminary draft fees and project schedule. The city's development fee consultant, Carson Bise, will provide a presentation on development fees and the preparation of an update of the development fee study and implementing ordinance.

City Manager Bryant Powell explained what development fees are, how they are imposed, and how the fees are utilized.

Development Services Director Larry Kirch explained the time frame of development fees updates and audits. He then introduced Ben Griffin of TischlerBise to give an overview of the new update.

Ben Griffen of TischlerBise provided a high overview on development fees, the importance of them, how that are determined and assessed. Mr. Kirch explained the current service and why future service fees are increasing.

11. [21-714](#) Presentation and discussion on code of conduct, conflicts of interest, open meeting law, parliamentary procedures and public record law by the city attorney.

Joel Stern, City Attorney, gave a presentation on code of conduct, conflicts of interest, open meeting law, parliamentary procedures and public record law.

The city council and Mr. Stern discussed various scenarios of the topics discussed.

12. [21-718](#) Discussion and update on Friends of Apache Junction, AJ Community Development Corporation (AJ CDC), Corporate Sponsorship and a recognition by the mayor and city council of individuals and/or organizations who have made donations to support city activities, programs and projects through the Friends of Apache Junction. Recipients may wish to make comments on their donation.

Program and Resource Coordinator Fox Young highlighted the various donors and donations made to the Friends of Apache Junction. He also addressed the corporate sponsorship programs, it's numerous donors, and the AJ Community Development Corporation's various programs.

13. [21-730](#) Presentation, discussion and consideration of approval of two contracts with Entellus, Inc., not to exceed \$450,000 each for Master Planned Communities Superstition Vistas DU #1 and DU #2 Backbone Infrastructure and Subdivision Improvement Plans Engineering Review - RFQ Project No. 21-01.

Councilmember Biggs moved, seconded by Councilmember Evans that the two contracts with Entellus, Inc. for Master Planned Communities Superstition Vistas Development Unit #1 and Development Unit #2 for backbone infrastructure and subdivision improvement plans engineering review per RFQ Project No. 21-01, each contract not to exceed \$450,000 be approved.

Yes: 7 - Mayor Wilson, Vice Mayor Rizzi, Councilmember Evans, Councilmember Schroeder, Councilmember Biggs, Councilmember Nesser and Councilmember Gremmel

No: 0

Development Services Director Larry Kirch explained the history of the two contracts.

K. COUNCIL DIRECTION TO STAFF

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

14. [22-022](#) Executive Session at 6:00 P.M. for Monday, January 31st and Executive Session at 6:00 P.M. for Tuesday, February 1st in the city council conference room located at 300 E. Superstition Boulevard in Apache Junction, Arizona and other meetings scheduled if necessary.

Councilmember Evans moved, seconded by Vice Mayor Rizzi that an executive session at 6:00 p.m. for Monday, January 31st, and Tuesday, February 1 at 6:00 P.M., and a special meeting for Monday, January 31, 2022 at 7:00 pm be held in the city council conference room and city council chambers, 300 E. Superstition Boulevard, Apache Junction, Arizona, respectively and other meetings scheduled if necessary.

Yes: 7 - Mayor Wilson, Vice Mayor Rizzi, Councilmember Evans, Councilmember Schroeder, Councilmember Biggs, Councilmember Nesser and Councilmember Gremmel

No: 0

M. CALL TO PUBLIC

Jeff Barlett, 108 N. Meridian Dr., Apt 220, Apache Junction, addressed the council regarding his concerns of the city's election process.

Donna Carr, Apache Junction resident, commended Chief Kelly for his years of service and efforts to improve the service the police department provides to the community.

George Schroeder, 2444 W. Virginia St., Apache Junction, addressed the council regarding his concerns over code compliance in the city.

N. ADJOURNMENT

Mayor Wilson adjourned the meeting at 8:39 p.m.

ACCEPTED THIS _____ DAY OF _____, 2022, BY THE MAYOR AND CITY COUNCIL OF THE CITY OF APACHE JUNCTION, ARIZONA.

SIGNED AND ATTESTED TO THIS _____ DAY OF _____, 2022.

WALTER "CHIP" WILSON
Mayor

ATTEST:

JENNIFER PEÑA
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 _____ day of _____, 2022. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this _____ day of _____, 2022.

JENNIFER PEÑA