



# 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

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Tuesday, June 7, 2022

7:00 PM

City Council Chambers

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### A. CALL TO ORDER

Mayor Wilson called the meeting to order at 7:02 p.m.

### B. INVOCATION AND PLEDGE OF ALLEGIANCE

Vice Mayor Rizzi gave the invocation and Councilmember Johnson led the meeting attendees in the Pledge of Allegiance.

### C. ROLL CALL

**Present:** 7 - Mayor Wilson  
Vice Mayor Rizzi  
Councilmember Evans  
Councilmember Heck  
Councilmember Johnson  
Councilmember Nesser  
Councilmember Schroeder

#### **Staff in Attendance:**

Bryant Powell, City Manager  
Matt Busby, Assistant City Manager  
Anna McCray, Assistant to City Manager  
Joel Stern, City Attorney  
Jennifer Pena, City Clerk  
Evie McKinney, Deputy City Clerk  
Michael Pooley, Police Chief  
Leslie DeReche, Finance Director  
Al Bravo, Public Information Officer  
Liz Langenbach, Parks & Recreation Director

### D. CONSENT AGENDA

Vice Mayor Rizzi moved, seconded by Councilmember Nesser to accept and approve the Consent Agenda.

**Yes:** 7 - Mayor Wilson, Vice Mayor Rizzi, Councilmember Evans, Councilmember Heck, Councilmember Johnson, Councilmember Nesser and Councilmember Schroeder

**No:** 0

1. [22-321](#) Consideration of acceptance of agenda.
2. [22-322](#) Consideration of approval of minutes of the regular meeting of May 17, 2022.
3. [22-346](#) Consideration of approval of minutes of the special meeting of May 16, 2022.
4. [22-316](#) Consideration of proposed agreement with HDA Architects for architectural and engineering services for the expansion of the Apache Junction multigenerational center in an amount of \$133,800.00 plus a contingency of \$15,000, for a total not to exceed \$148,800.00.
5. [22-339](#) Approval of first amendment to the professional services agreement with Central Arizona Council on Developmental Disabilities for senior transportation services.
6. [22-340](#) Approval of professional services agreement with Pinal-Gila Council for Senior Citizens to provide the meal portion of the community's senior services.
7. [22-344](#) Consideration of award of contract with Motorola Solutions, Inc. via an Arizona State Contract #CTR046830 for the purchase of five (5) replacement consoles for the police telecommunications (911) dispatch center in the amount not to exceed \$612,702.70. The contract pricing and scope of work includes hardware, software, installation/implementation and tax. The consoles will be paid for by American Rescue Plan Act funds.

#### **E. AWARDS, PRESENTATIONS AND PROCLAMATIONS**

#### **F. REGIONAL INTERGOVERNMENTAL UPDATES**

Mayor Wilson announced he attended the Pinal County Transportation Authority meeting recently, where they continue to discuss the transportation tax that was approved by the voters in 2017 and went into effect April of 2018. Later the tax was ruled invalid by the Arizona Supreme Court stating it was illegal to have a two-tier sales tax structure. The tax was expected to raise more than \$640 million over 20 years to fund new and widened highways and other transportation projects.

At previous council meetings Mayor Wilson commented on discussions held by Pinal Regional Transportation Authority and talks on how the taxes will be paid back to the taxpayers. The following information and link is provided from the Arizona Dept. of Revenue website for taxpayers benefit and summarizes Mayor Wilson's comments related to this tax.

ADOR Statement on Pinal County Transportation Tax Refunds - With the Arizona Supreme Court's invalidation of the two-tiered Pinal County transportation tax on March 8, 2022, ADOR is aware that taxpayers have questions about what actions they should take to seek a refund of monies paid since April 1, 2018.

As our agency works toward a solution that allows claimants to easily request payments, here are a few details on our plan:

Taxpayers will be able to submit electronic requests for monies paid toward the invalidated tax while it was in effect (i.e., April 2018 through March 2022 TPT filing periods). The requests will allow taxpayers to indicate whether they wish to opt in or opt out of receiving these monies.

ADOR will process electronic requests for the invalidated tax entirely separately from standard TPT refund requests. As such, to avoid delays and errors in handling, please do not attempt to submit requests for the invalidated tax using such methods.

Taxpayers will be able to request all monies that they paid in since the April 1, 2018, effective date of the invalidated tax. Under current law, ADOR anticipates that taxpayers will have until April 9, 2026, to timely submit their electronic requests.

Taxpayers should not attempt to amend their filings for these periods to self-correct for reporting and paying the invalidated tax. Such actions will likely result in unanticipated and unwanted consequences for both ADOR and taxpayers.

ADOR greatly appreciates your continued patience. Please remember to follow AZDOR.gov for the latest news and updates on this process as they become available.

Mayor Wilson stated he attended and spoke at the Apache Junction High School graduation ceremony.

Mayor Wilson mentioned that June 6, was the anniversary of D-Day, the landing at Normandy. He reminded everyone that those who have served and continue to serve in our military may suffer from PTSD and to be mindful. He spoke of a family member with PTSD.

## **G. CITY MANAGER'S REPORT**

### **8. [22-325](#) City Manager's Report.**

City Manager Bryant Powell announced the Citizen Leadership Institute graduates were in attendance and the Mayor would be presenting their certificates shortly.

### **9. [22-345](#) Announcement of current events.**

Public Information Officer Al Bravo announced the following:

- Earth Heart Park & the Community Garden summer hours:
  - Thursdays from 5:30 - 7:30 pm
  - Saturdays from 6:30 - 8:30 am.
- Fencing to protect the gardens was recently installed, the materials were donated by Kabat's Frontier Ace Hardware
- July 4th fireworks will be held at the Apache Junction High School, location will be moved slightly to the South. Gates open at 6:00 pm and fireworks start at 8:30 pm.

### **10. [22-347](#) Formal presentation by mayor of certificates of graduation to the graduates of the 22nd Citizen Leadership Institute (CLI).**

Mayor Wilson congratulated the 22nd graduating class of the Citizens Leadership Institute and presented each of them with their certificate.

**H. PUBLIC HEARINGS****I. OLD BUSINESS****J. NEW BUSINESS**

11. [22-303](#) Presentation, discussion and consideration of Resolution No. 22-19, adopting the tentative budgets and estimates of assessments of the Apache Junction Street Light Improvement Districts for Fiscal Year 2023.

**Councilmember Evans moved, seconded by Councilmember Schroeder that Resolution No. 22-19, adopting the tentative budgets and estimates of assessments of the Apache Junction street light improvement districts listed in "exhibit A" be approved.**

**Yes:** 7 - Mayor Wilson, Vice Mayor Rizzi, Councilmember Evans, Councilmember Heck, Councilmember Johnson, Councilmember Nesser and Councilmember Schroeder

**No:** 0

Finance Director Leslie DeReche stated this is an annual item for Council. This sets the annual budget for the city's street light districts and once adopted the assessors office will be notified so the taxes for each district are collected.

**K. COUNCIL DIRECTION TO STAFF****L. SELECTION OF MEETING DATES, TIMES, LOCATIONS, AND PURPOSES**

12. [22-326](#) Executive Session at 6:00 P.M. for Monday, June 20th and Executive Session at 6:00 P.M. for Tuesday, June 21st in the city council conference room located at 300 E. Superstition Boulevard in Apache Junction, Arizona and other meetings scheduled if necessary.

**Councilmember Nesser moved, seconded by Vice Mayor Rizzi that an Executive Session at 6:00 P.M. for Monday, June 20th and an Executive Session at 6:00 P.M. for Tuesday, June 21, 2022 be held in the city council conference room located at 300 E. Superstition Boulevard, Apache Junction, Arizona, respectively; and other meetings if necessary.**

**Yes:** 7 - Mayor Wilson, Vice Mayor Rizzi, Councilmember Evans, Councilmember Heck, Councilmember Johnson, Councilmember Nesser and Councilmember Schroeder

**No:** 0

**M. CALL TO PUBLIC**

There were no requests to speak.

**N. ADJOURNMENT**

**Mayor Wilson adjourned the meeting at 7:20 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  
City Clerk