

**TOWN OF SUPERIOR
LEGAL STATEMENT
NOTICE OF REGULAR MEETING OF THE
TOWN OF SUPERIOR TOWN COUNCIL**

Pursuant to A.R.S. Section 38-431.02, notice is hereby given to the Superior Town Council and to the public, that a Regular Meeting of the Superior Town Council will be held on Thursday, February 9, 2023 at 7:00 p.m. in the Superior Town Hall Auditorium, 199 N. Lobb Ave., Superior, Pinal County, Arizona. The agenda for this meeting is as follows:

This Meeting will be live-streamed on the Town's youtube channel.

<https://www.youtube.com/channel/UCd2f5D2dfTkaazjwNyhAXRA> .

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **PLEDGE OF ALLEGIANCE**
4. **INVOCATION**
5. **SPECIAL PRESENTATIONS**

a. Proclamation for National School Counseling Week February 6 – 10, 2023.

6. **STAFF REPORTS**

Mayor
Manager

7. **CONSENT AGENDA**

Pursuant to Section 2-4-6 (D), matters listed under the Consent Calendar are considered to be routine and will be enacted by one motion and one vote. Prior to consideration of the Consent Agenda, the Mayor will ask whether any members of the Council request any item be removed from the Consent Agenda for separate discussion.

1. Approval of Minutes of Town Council Meeting on January 12, 2023.
2. Approval of list of Police and Public Works vehicles and equipment to be sent to Sierra Auction.
3. Approval of Proposal between Via Firma Environmental Services and the Town of Superior for a Percolation Test Service for the Coleman Alley Lot GI Project . The

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property at this location is currently vacant. This project consists of performing a percolation test at the property to determine drainage services for the potential rain water harvesting garden located in Superior, Az. Via Firma proposes to perform the work on a time and material basis, not to exceed \$1,000.00. (based on information available to Via Firma at this time)

4. Approval of Fee Proposal between Eighty-Eight Acres LLC and the Town of Superior for design services including grading, landscape and irrigation plans for the Coleman Alley Lot GI Project. Total compensation \$3840.00.
5. Approval of Workout Equipment for the Multi-Gen using ARPA funding that was previously approved at the September 9th, 2021 Council Meeting.
6. Approval of Contract #019-6655, Amendment #7 (1-23) between the Pinal-Gila Council for Senior Citizens and the Town of Superior. This contract amendment increases the contract reimbursement ceiling for Congregate meals to \$32,695.00 and for Home Delivered Meals to \$44,589.00.
7. Approval of Draft Letter Agreement regarding Queen Creek Restoration Project.
8. Approval of Draft Letter to Eastern Pinal Watershed Partners (EPWP) for further support of the plan.
9. Approval of Documentation to participate in the new National Opioid Settlements.
10. Approval of Town of Superior Alcohol Beverage permit for Merlinda Provencio for a luncheon at the Magma Club on Saturday February 18, 2023 from 8:00 AM to 6:00 PM.
11. Approval of Aravaipa Running, LLC, Copper Corridor Trail Runs on Saturday, February 25, 2023 from 6:00 AM to 4:00 PM running thru Main Street, Superior and course through Town onto Tonto NF Land.
12. Approval of Arizona Department of Liquor and Licenses and Control Special Event License for Emily Smolenski/Boyce Thompson Southwestern Arboretum located at the Boyce Thompson Southwestern Arboretum located at 37615 E. Arboretum Way, Superior, AZ 85173 on Saturday, April 15, 2023 from 9:30 AM to 4:00 PM.
13. Approval of Town of Superior Alcohol Beverage Permit for Alycia Valdez for Wedding Reception located at the Magma Club on Saturday, August 26th, 2023 from 1:00 PM to 12:00 AM.

14. Approval of Town of Superior Alcohol Beverage Permit for Andrew Sala for Wedding Reception located at Magma Club on Saturday, December 30, 2023 from 10:00 AM to 10:00 PM.
15. Approval of CCEDC/Farmer's Market/Deb Sears Event Sponsorship and use of Food Court and Senior Center for January thru May 2023 on Saturdays to sell produce and other handmade items.
16. Approval of Department Reports:
 - Fire
 - Police
 - Public Works
 - Library
 - Senior Center
 - Sanitation
 - Town Engineer

APPROVED

8. NEW BUSINESS

- A. Discussion/Possible Approval of Ordinance No.2023-179, **AN ORDINANCE OF THE COUNCIL OF THE TOWN OF SUPERIOR, ARIZONA, ADDING ARTICLE 3, OF THE SUPERIOR CODE BY ADDING SECTIONS 6-3-1 JAIL RECOVERY FEE, 6-3-2 COURT DEFAULT JUDGMENT RECOVERY FEE, 6-3-3 COURT WARRANT ADMINISTRATIVE FEE, 6-3-4 COURT DEFERRED PROSECUTION FEE, 6-3-5 COURT MONITORING AND PROBATION FEE and 6-3-6 INDIGENT ADMINISTRATIVE ASSESSMENT FEE; 6-3-7 MUNICIPAL COURT ENHANCEMENT FEE; ESTABLISHMENT OF FUND RELATING TO COURT FEES; AND ESTABLISHING AN EFFECTIVE DATE.**

Action Item No. 1

APPROVED

- B. Discussion/Possible Approval of Software Use Agreement between Caselle, Inc. and the Town of Superior

Action Item No. 2

APPROVED

9. CALL TO THE PUBLIC

- A. Any citizen desiring to speak on a matter that is not scheduled on this agenda may do so at this time. Comments may be limited to three minutes per person and shall be addressed to the Town Council as a whole, and not to any individual member. Issues raised shall be limited to those within the jurisdiction of the Town Council. Pursuant to the Arizona Open Meeting Law, the Town Council cannot discuss or act on items presented at this time.

B. At the conclusion of the call to the public, individual Town Council members may (1) respond to criticism made by those who have spoken; (2) ask staff to review a matter; or (3) ask that a matter be put on a future agenda.

10. EXECUTIVE SESSION

- A. Confidentiality Statement
- B. Discussion of legal matters/consultation with Town Attorney, Town Staff and/or the public body in order to consider its position and instruct its attorneys regarding the public body's position regarding contracts that are the subject of negotiations, pursuant to A.R.S. '38-431.03 (A) (3) and (4).

11. REGULAR SESSION

- 12. A. Direct Town Manager, Town Attorney, Town Staff Counsel to Proceed as Directed in Executive Session.**

13. SUMMARY OF CURRENT EVENTS

- A. Council Members
- B. Mayor
- C. Town Manager

14. SCHEDULING OF MEETINGS AND EVENTS

All meetings are held at Town Hall.

Emergency Services Committee	02/16/2023	6:00 PM
Community Development Committee	02/23/2023	6:00 PM
Planning & Zoning Committee	03/02/2023	6:00 PM
Town Council Meeting	03/09 /2023	7:00 PM

15. ADJOURNMENT

Approved by: Mayor Besich

Posted by: s/s Ruby Cervantes

Date: 02/08/2023 Time: 9:30 AM

THE TOWN COUNCIL RESERVES THE RIGHT TO ADJOURN INTO EXECUTIVE SESSION WHEN NEEDED FOR LEGAL CONSULTATION OF THE ABOVE SHOWN ITEMS A.R.S. SEC. 38-431-03 (A)(3) AND (A)(4). HANDICAPPED INDIVIDUALS WITH SPECIAL ACCESSIBILITY NEEDS MAY CONTACT THE TOWN OF SUPERIOR AT 520-689-5752 AT LEAST 72 HOURS IN ADVANCE.