

**TOWN OF SUPERIOR**  
**AGENDA**  
**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, May 9, 2024 at 7:00 p.m. in the Superior Town Hall Auditorium, 199 N. Lobb Ave., Superior, Pinal County, Arizona. The Council Chambers will be open to the public 30 minutes prior to the start of the Council Meeting and seating will be available at the public meetings for “reasonably anticipated attendance.” 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. Arizona Water Council Update.

B. Proclamation for 55<sup>th</sup> Annual Professional Municipal Clerks Week May 5-11, 2024.

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 April 11, 2024.
2. Approval of Panther Bridge Construction Contract between J. Banicki Construction Inc. and the Town of Superior.

3. Approval of Intergovernmental Agreement (IGA) between Gila County, AZ and the Town of Superior for the 2024 Gila County Sumer Work Program.
4. Approval of Town of Superior Alcohol Permit for Sergio Garrido for a Graduation Party located at the Magma Club on Saturday, June 8, 2024 from 3:00 PM to 1:00 AM.
5. Approval of 2024-2025 EMI Health Renewal rates for the Town of Superior.
6. Approval of Department Reports:
  - Fire
  - Police
  - Public Works
  - Library
  - Senior Center
  - Sanitation
  - Town Engineer
8. **NEW BUSINESS**
  - A. Discussion/Possible Approval of Resolution 2024-679 , A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SUPERIOR, PINAL COUNTY, ADOPTING THE FISCAL YEAR 24-25 TENTATIVE BUDGET.  
Action Item No. 1
  - B. Discussion/Possible Approval of Resolution 2024-680, A RESOLUTION OF THE TOWN OF SUPERIOR, ARIZONA DESIGNATING THE CHIEF FISCAL OFFICER FOR OFFICIALLY SUBMITTING THE 24-25 FISCAL YEAR EXPENDITURE LIMITATION REPORT TO THE ARIZONA AUDITOR GENERAL.  
Action Item No. 2
  - C. Discussion/ Possible Approval of Resolution No. 2024-676, A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SUPERIOR, ARIZONA, DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT FILED WITH THE TOWN CLERK AND POSTED ON THE TOWN'S WEBSITE ENTITLED "SUPERIOR TOWN CODE, ARTICLE 16-1-17. SEXUALLY ORIENTED BUSINESSES"  
Action Item No. 3
  - D. Public Hearing /Discussion/Possible Approval of Ordinance No. 2024-186, AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF SUPERIOR, ARIZONA, AMENDING THE SUPERIOR TOWN CODE ADDING "SUPERIOR TOWN CODE, ARTICLE 16-1-17. SEXUALLY ORIENTED BUSINESSES" AND ESTABLISHING AN EFFECTIVE DATE.  
Action Item No. 4
  - E. Discussion/Possible Approval of Resolution No. 2024 -678, A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SUPERIOR, ARIZONA, DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT FILED WITH THE TOWN

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CLERK AND POSTED ON THE TOWN'S WEBSITE ENTITLED "ADOPTING NEW ARTICLES 2.5, 2.6, 2.7 and 2.8 FOR THE TOWN ZONING CODE."  
Action Item NO. 5

F. Public Hearing/Discussion/Possible Approval of Ordinance No. 2024-187, AN ORDINANCE OF THE COMMON COUNCIL OF THE TOWN OF SUPERIOR, ARIZONA, AMENDING THE TOWN ZONING ORDINANCE OF THE TOWN OF SUPERIOR, ARIZONA BY ADOPTING ARTICLE II § 2.5 RELATING TO THE ADOPTION OF SELF-CERTIFICATION PROGRAM; INCORPORATING THE RECITALS BY REFERENCE; ESTABLISHING A PURPOSE; SETTING FORTH DEFINITIONS; ADOPTING APPLICATION FEES; ESTABLISHING FINES AND PENALTIES FOR VIOLATIONS; PROVIDING FOR ENFORCEMENT; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; ESTABLISHING AN EFFECTIVE DATE.

Action Item No. 6

G. Public Hearing/ Discussion/Possible Approval of Ordinance No. 2024-189, AN ORDINANCE OF THE COMMON COUNCIL OF THE TOWN OF SUPERIOR, ARIZONA, AMENDING THE TOWN ZONING ORDINANCE OF THE TOWN OF SUPERIOR, ARIZONA BY ADOPTING ARTICLE II § 2.7 RELATING TO ADMINISTRATIVE REVIEW AND APPROVAL OF SITE PLANS; INCORPORATING THE RECITALS BY REFERENCE; ESTABLISHING A PURPOSE; SETTING FORTH DEFINITIONS; ESTABLISHING FINES AND PENALTIES FOR VIOLATIONS; PROVIDING FOR ENFORCEMENT; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; ESTABLISHING AN EFFECTIVE DATE.

ACTION ITEM NO. 7

H. Public Hearing/Discussion/Possible Approval of Ordinance No. 2024-190, AN ORDINANCE OF THE COMMON COUNCIL OF THE TOWN OF SUPERIOR, ARIZONA, AMENDING THE TOWN ZONING ORDINANCE OF THE TOWN OF SUPERIOR, ARIZONA BY ADOPTING ARTICLE II § 2.8 RELATING TO THE ADOPTION OF AN AT-RISK PERMIT PROGRAM; INCORPORATING THE RECITALS BY REFERENCE; ESTABLISHING A PURPOSE; SETTING FORTH DEFINITIONS; ESTABLISHING FINES AND PENALTIES FOR VIOLATIONS; PROVIDING FOR ENFORCEMENT; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; ESTABLISHING AN EFFECTIVE DATE.

Action Item No. 8

I. Discussion/Possible Direction from Town Council on Fiscal Years 2025, 2026 and 2027 Urban County Community Development Block Grant (CDBG) Program.

Action Item No. 9

**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 | 05/16/2024 | 6:00 PM |
| Special Town Council Meeting | 05/23/2024 | 7:00 PM |
| Planning & Zoning Committee  | 06/06/2024 | 6:00 PM |
| Town Council Meeting         | 06/13/2024 | 7:00 PM |

**15. ADJOURNMENT**

Approved by: Mayor Besich

Posted by: /s/ Ruby Cervantes

Date: 5/7/2024      Time: 5:00 PM

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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.