

**TOWN COUNCIL MEETING
MINUTES 10-12-2017**

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 was held on Thursday, October 12, 2017, at 7:00 p.m. in the Superior Town Hall Auditorium

CALL TO ORDER

Mayor Besich-Lira called meeting to order at 7:00 pm.

ROLL CALL

Mayor	Mila Besich-Lira
Vice Mayor	Michael Alonzo
Councilmember	Olga Lopez
Councilmember	Gilbert Aguilar
Councilmember	Bruce Armitage
Councilmember	Vanessa Navarrette
Councilmember	Stephen Estatico

PLEDGE OF ALLEGIANCE

Mayor and Council led everyone in attendance in the Pledge of Allegiance.

INVOCATION

Chaplain Van Gorp gave the invocation to all present.

STAFF IN ATTENDANCE

Town Manager	Todd Pryor
Attorney	Steven Cooper
Police Chief	David Neuss
Fire Chief	John Perez
Public Works	Anthony Huerta
Finance Clerk	Ruby Cervantes
Deputy Town Clerk	Nora Miramon

PUBLIC ATTENDANCE

Valerie Garcia	Sivanna Lopez
Delores Hatfield	Casandra Drennan
Tom Sprogen	Aubeyana Preciado
Jim Schenck	Krista Fritz
Teresa Hopkins	Danika Bryant
Rick Cartier	Hank Gutierrez
Amber Alonzo	Tina Gutierrez
Matthew Hernandez	Melissa Rabago
Pam Rabago	Sue Anderson

SPECIAL PRESENTATIONS

Special presentation by the Superior Unified School District Student Leadership, Casandra Drennan introduced herself and the rest of the school student staff presenting. They had a power point presentation that explained what they were all about and some photos of some of the activities they have put on so far, this year. They explained what their expectations were and how they are going to meet their goals.

They thanked the Council for all of their support and for helping them learn how to become better leaders for the future and to be responsible youth and to become responsible adults. Thank You.

STAFF REPORTS

Mayor, Habitat for Humanity is interested in building some homes for our community. There are a lot of good opportunities coming the Towns way. We will have a work session to possible discuss some of the ideas coming our way before the end of the year. Arnett Canyon got approved by the Forest Department which was a great surprise for us. Construction on the trail will begin December 1st. The signage for the town is held up in permitting.

Town Manager, the Police Chief requested that we pull item number 7 in the Consent Agenda for further discussion.

CONSENT AGENDA

1. Minutes of Regular Meeting on September 14, 2017
 2. Minutes of Special Session on September 14, 2017
 3. Approval of Grant Award Letter from ADOHS for \$17,045 for Radio Equipment.
 4. Approval of Grant Award Letter from ADOHS for \$8,700 for Radio Equipment.
 5. Approval of Letter of Engagement with Hinton Burdick for the 2017 FY Audits.
 6. Approval of Revised Agreement with ADP for Payroll Processing.
 8. Department Reports
 - Fire
 - Police
 - Public Works
 - Library
 - Senior Center
 - Magistrate Court
 - Sanitation
 - Town Engineer
- Motion to approve items 1-6 ,8 on the consent agenda made by Councilmember Navarrette, second by Councilmember Lopez, motion carries.

Item #7 from the consent agenda, **Blanket Permit Request, Apostolic Assembly, Pastor John Vasquez, Jr., for mega phone street preaching, keeping it at a minimum of 15 minutes segments.** Chief Neuss explained what the law says regarding disturbing the peace and what the police department response will be is they are contacted with complaints. There was a brief discussion between the Police Chief and the Council. Pastor Vasquez spoke on behalf of the church and his congregation. He stated he has been doing this for at least 20 years and has never broken the law. Pastor Vasquez is law abiding and are here to help the troubled youth and those who are seeking a way out of drugs. Mayor stated that everyone needs to work together and communication is very important.

Motion to approve the blanket permit for the Apostolic Assembly Church was made by Councilmember Estatico, there was a vote taken 6-0 P's, motion carries.

NEW BUSINESS

- A. **Discussion/Possible Approval of Resolution 17 – 588, A Resolution of the Town Council of the Town of Superior, Pinal County, approving the Bulk Pickup Policy and adopting rates.** Anthony, Public Works stated that this is a way to help those who say they do not have a way to throw their stuff or stuff that has been put on the curb by someone else and no one seems to know who. It was decided to make it on the 2nd Wednesday of every month not to interfere with the bulk pick up the Republic Services provides.
Motion to approve Resolution 17-588 as amended, a Resolution of the Town Council of the Town of Superior, Pinal County, approving the bulk pickup policy and adopting the rates made by Councilmember Aguilar, second by Councilmember Armitage, motion carries.
- B. **Discussion/Possible Approval of Letter of Support to change the name of US 60 from “Jefferson Davis Highway” to “Rose Moffard Highway.”**
Mayor Besich-Lira stated this is just a letter of support, Rose Moffard was the first woman governor of Arizona she is deserving of this honor.
Motion to approve a letter of support to change the name of US 60 from “Jefferson Davis Highway” to “Rose Moffard Highway” made by Councilmember Aguilar, second by Councilmember Navarrette, vote 6-1, 6 yes votes and 1 no vote, motion carries.
- C. **Discussion/Possible Approval of Collaboration Agreement with the Superior Chamber of Commerce.**
Brief discussion among councilmembers regarding this and questions about other Committees/clubs, etc.. Ms. Anderson stated reasons why they would like for the Town to partner with the Chamber.
Motion to approve the Collaboration Agreement with the Superior Chamber of Commerce made by Vice Mayor Alonzo, second by Councilmember Armitage, motion carries. Vote of 6-1, 6 yes and 1 no votes
- D. **Discussion/Possible Approval of IGA with the City of Apache Junction for the Transfer of Surplus Equipment.**
This agreement will allow us to acquire a surplus loader from the City of Apache Junction \$10,00. This is a 1998 Case 500 series loader with less than 4000 hours. It has a leaking front main seal, and low read on the tires, but even after the repairs this will be a significant bargain.
Motion to approve IGA with the City of Apache Junction for the Transfer of Surplus Equipment made by Vice Mayor Alonzo, second by Councilmember Lopez, motion carries.
- E. **Discussion/Possible Approval of Contract with Southwest Slurry Seal for Maintenance on Panther Drive, Palo Verde Drive, Richard Ave, Highlands Dr, Golf Course Rd, and Mesquite Rd for \$237,335.10.**
This agreement is for the Phase II street project as a part of its budget, and will allow us to meet our requirement under the new law to pay back our inter-fund debt at the rate of 10% per year.

Motion to approval of Contract with Southwest Slurry Seal for Maintenance on Panther Dr., Palo Verde Dr., Richard Ave., Highlands Dr., Golf Course Road and Mesquite Road made by Councilmember Estatico, second by Vice Mayor Alonzo, motion carries.

F. **Discussion/Possible Approval of Resolution 17 – 589, A Resolution of the Town Council of the Town of Superior, Pinal County, updating the Transfer Station Policy and adopting new rates.**

This would allow us to take green waste free for residents. It would also make the residential stickers a onetime fee.

Motion to approve Resolution 17-589, a resolution of the Town Council of the Town of Superior, Pinal County, updating the Transfer Station Policy and adopting the new rates made by Vice Mayor Alonzo, second by Councilmember Aguilar.

G. **Discussion/Possible Approval of Ordinance 17 – 143, An Ordinance of the Town Council of the Town of Superior, Pinal County, repealing chapter 12, Article 12-5 in its entirety; adopting the Town of Superior Code Title 12, Article 12-5 Flood Control Regulation: providing for penalties for the violation of the provisions of this ordinance repealing conflicting revisions of the Town Code; and declaring an emergency.**

This would modify the code to reflect the Ordinance adopted at the last meeting, and comply with guidance received for ADWR.

Motion to approve Ordinance 17-143 made by Councilmember Lopez, second by Councilmember Navarrette, motion carries.

H. **Discussion/Possible Approval of Board of Adjustment Variance 2017 – 01, A Variance of the Board of Adjustment for the Town of Superior, Pinal County, for the front, street side, and rear setbacks for 600 Valentine Street.**

Motion to recess the regular meeting and move into Board of Adjustment Hearing made by Councilmember Estatico, second by Councilmember Lopez. Board of Adjustment Hearing was opened at 8:01 pm. There were very few comments from council and opened meeting to the public. Mr. Cartier spoke and he thanked the council and stated how long this process had taken. He said he wouldn't have it any other way knowing this was done correctly. Mayor called for a motion to approve Variance 2017 -01.

Councilmember Armitage, second by Councilmember Aguilar, motion carries. Motion to go back to the regular meeting from the Board of Adjustment hearing made by Mayor closed the Board of Adjustment hearing, motion by Councilmember Lopez, second by Councilmember Estatico, motion carries.

SUMMARY OF CURRENT EVENTS

Councilmember Lopez, 2nd Friday is tomorrow and the Optimist Club is going to put on a show, with singing and dancing. Enjoying the summer and everyone just come out and join the fun.

Councilmember Estatico, his nephew has been diagnosed with a tumor. He 17 years old great kid and just asking for everyone to keep him in your prayers.

Mayor, remind everyone 2nd Friday is tomorrow, Saturday Optimist is hosting 2nd Saturday movie nights. Don't forget Trunk and Treat will be held on the 29th, this does not mean the the official Halloween has been canceled. That will still be held on October 31, 2017.

SCHEDULING OF MEETINGS AND EVENTS

Possible Emergency Services Committee Meeting, October 19, 2017, 6 p.m.
Community Development Committee Meeting, October 26, 2017, 6 p.m.
Possible Planning and Zoning Commission Meeting, November 2, 2017, 6 p.m.
Council Work Session, November 9, 2017, 6 p.m.
Regular Council Meeting, November 9, 2017, 7 p.m.

EXECUTIVE SESSION

Motion to go into Executive Session for 20 minutes with the Town Attorney, Town Manager, Mayor and Council Board made by Vice Mayor Alonzo, second by Councilmember Lopez, motion carries at 8:10 pm.

1. Possible executive session for discussion/consultation for legal advice with the Town Attorney and/or Town Staff concerning any of the agenda items, pursuant to A.R.S. Section 38-431.03 (A)(3), (4) and (7).
2. Discussion of legal matters/consultation with Town Attorney, Town Staff and/or special legal counsel concerning Ruling in Anderson Rentals, et al. v. Town of Superior, pursuant to A.R.S. Section 38-431.03 (A) (3) and (4).

Motion to come back to regular session and to proceed as directed to staff in Executive Session was made by Vice Mayor Alonzo, second by Councilmember Armitage, motion carries at 8:20 pm.

ADJOURNMENT

Motion to adjourn meeting was called by Mayor and motion to adjourn was made by Councilmember Lopez, second by Councilmember Armitage, motion carries.

Meeting was adjourned at 8:22 pm.



Mayor, Mila Besich-Lira



Town Manager, Todd Pryor