

**TOWN OF SUPERIOR
COUNCIL MEETING MINUTES
THURSDAY, SEPTEMBER 4, 2014**

CALL TO ORDER:

Meeting was called to order by Mayor Valenzuela at 7:02pm.

ROLL CALL:

Mayor	Jayme Valenzuela
Vice Mayor	Olga Lopez
Councilmember	Gilbert Aguilar
Councilmember	Michael Alonzo
Councilmember	Mila Besich-Lira
Councilmember	Steve Estatico
Councilmember	John Tameron

PLEDGE OF ALLEGIANCE

Mayor Valenzuela led Council, Town Staff and audience in the Pledge of Allegiance.

INVOCATION

Pastor Dennis Van Gorp, Family Life Christian Center read a scripture then gave the invocation.

PUBLIC ATTENDANCE

Henry Munoz	Shona Granillo
Jesse Gudion	Shirlee Granillo
Kelly L. Jardine	Nina Crowder
Dixie Briegel	Adrian Armijo
Gary Briegel	Lawrence Tomasello
Sandra Doyle	Nathan Colts
Dennis Van Gorp	Steve Shapiro

STAFF ATTENDANCE

Town Manager	Margaret Gaston
Attorney	Steve Cooper
Administration	Ruby Cervantes
Police Chief	Mark Nipp
Fire Chief	Todd Pryor
Sanitation	Bob Hanus
Town Staff	Nora Miramon

SPECIAL PRESENTATIONS

Mayor Valenzuela was given a Plaque for Twelve (12) years of service from the League of Arizona Cities and Towns. He stated he left the plaque at home and he wanted to show the plaque to everyone. Mayor thanked everyone and stated he has enjoyed serving his community. It has been great and things are getting better and are moving forward.

New Business portion of the agenda Item A was moved up on the agenda per Mayor Valenzuela

- A. Discussion of Tonto National Forest Traffic Management Plan and Motion to Approve an Alternative of A, B, C or D.** Town Manager/Margaret Gaston; Council discussed the Traffic Management Plan briefly last month. Margaret contacted the Forest Service, and she was told that Kelly Jardine and Director Neil Bosworth would be here to discuss the Traffic Management Plan. The comment period has been extended to September 17, 2014. Margaret provided the Council with a summary of what the Tonto National Forest proposes.

Margaret introduced Mr. Jardine and Mr. Bosworth to speak.

The Tonto National Forest is currently requesting public comments regarding their traffic management plan. At that time the council chose options that closed the least amounts of roads but also asked that no roads near Superior be closed. We are now being presented with four more options based on those comments and findings. Tonto National Forest has been working with the Legends of Superior Trails Committee and Superior Chamber of Commerce board on these topics. Both groups recommend that the Superior Town Council support scenario D, it has the least amount of road closure close to Superior.

Councilmember Lira stated that she believes that Alternative D would be the best choice for us the residents of Superior and the one that they prefer. We need to speak on behalf of our community. Motion to write a letter and approve option D made by Councilmember Lira, second by Councilmember Estatico, motion carries.

Meeting returned to the regular order of the agenda

REPORTS-June and July

Fire Department- Chief Pryor, There was a brief discussion in regards to being able to hire reserves. The program the Fire Department is looking to implement would try to recruit some of the kids that are graduating for the reserve program. Councilmember Alonzo believes this is a great idea and is in support of the Fire Department moving forward.

Library- Josie Campos absent

Police Department- Chief Nipp just added he has sent some officers to different training courses; he has hired 2 new officers. Councilmember Alonzo commented on the Chief's report and the format. This format makes it easier to read and follow. He really likes his format and would like to see other departments do the same. Mr. Alonzo also wanted to know if there was any way to let the Council know of the new hires. He would like to be able to have an answer if and when he is asked by the

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Public about the new hire's. Councilmember Estatico asked about the status of the dispatch negotiations.

Chief stated they do not have a time frame. He is hoping the Police Department is all moved in to the Roosevelt School by late October-November. Councilmember Lira also had a comment; she also likes the format to the Police Report and agrees with Mr. Alonzo and Mr. Estatico's comments about all departments following the same format.

Senior Center-Debbie Casillas could attend meeting tonight she had a prior appointment. Ms. Gaston did say that Ana Medina from Pinal Gila would be coming Friday to do some training with Ms. Casillas on how to do the quarterly reports and other responsibilities.

Public Works-Supervisor Anthony Huerta absent

Sanitation-Bob Hanus, Councilmember Tameron was concerned about some exposed wires. Mr. Hanus explained situation he feels they are safe although it is out of compliance and will make sure that this is taken care of. There was a brief discussion regarding some issues at the plant.

Manager-Margaret Gaston, Superior Fire responded to a house fire she is happy to report the structure was saved.

New restaurant opened up on US Hwy 60, De Marcos Pizza, Subs and More opened this weekend.

Ms. Gaston stated she has received the Liquor License for Roy Chavez at 295 W. Main Street. Council will address this on October 2, 2014.

Ms. Gaston attended the Pinal County Flood Control district meeting. It was very interesting. Pinal County wants to set up a gauge system on Queen Creek to check water flow and maybe a weather station here in Town.

CDBG funding for Superior might be delayed for a while due to our lack of an audit since 2009/2010. Margaret has had Colby and Powell here working on the bank reconciliations and previous years' to get ready for an audit.

Ms. Gaston found a evaluation form and set those out for Council. If Council has any changes to the form she will be happy to revise it since some of the things do not apply to department heads of each department.

Chief Nipp and Ms. Gaston went down to State Surplus. They purchased a vehicle for the Police Department that is 4 wheel drive for less than \$3000.00. The Caprice will be used as an undercover vehicle. They also found some cabinets they will need for the upcoming move to Town Hall for the Police Department.

Ms. Gaston was asked about the effluent water idea that was mentioned before. Ms Gaston stated she is still working on that. She needs to find a 20,000 tank and that is going to be costly. She commented if anyone had or knew of anyone who had a 20,000 gallon tank they are willing to lend, give or sell she would appreciate it. The Town would be able to sell that effluent at a lower cost to the contractors that will be in our area.

Annexation Committee will be meeting on September 11, 2014 at 6:00 p.m. here at Town Hall.

Mayor- He attended the League of Cities and Towns Conference and met a lot of interesting people. We are not the only Town with the issues we have. There a lot of Towns with the same issues and some are worse than ours but not all have a billion dollar mine sitting in their back yard like us so we are hoping to make that partnership work.

Mayor thanked Clint Son and Tony Lopez of MM Sundt, they purchased \$4000.00 worth of work tools for Public Works. Cordless drills, blowers, shovels, weed eaters, leaf rakes, etc. This was their way of saying thank you to the Town of Superior.

Another person he met at the Conference was Eric Gudino, he grew up here and he is Public Affairs for Maricopa County with ADOT.

Cemetery is looking pretty rough. We are going to schedule another clean up day for the cemetery as soon as it cools off.

Met with Mayor Rankin and he has given permission to utilize Lisa Garcia. Ms. Garcia is the annexation expert and he is allowing us to utilize her as much as possible. I have her contact number; she will be able to help the Annexation move forward more rapidly which is our goal.

CONSENT AGENDA

Mayor Valenzuela asked whether any members of the Council request any item be removed from the Consent Agenda for separate discussion.

Minutes from August 7, 2014....Blanket Permit request from Superior Food Bank Fundraising by Dennis Van Gorp... Blanket Permit request from Family Life Christian Center Fundraising by Dennis Van Gorp...nonprofit organizations. Blanket Permit request from Apostolic Assembly L.R.C. by Pastor John A. Vasquez, street preaching...Blanket Permit Apostolic Assembly L.R.C , fundraising. Motion to approve the consent agenda made by Councilmember Besich-Lira, second by Vice Mayor Lopez, motion carries.

Mayor Valenzuela wanted to take this time, slipped his mind earlier, to also Thank Community Action Human Resources Agency which is out of Eloy, Arizona and Marilee Rosales and United Way, Beverly Puitt. It was brought to his attention that the Superior Food Bank had no cooling system in their building what so ever. He contacted CAHRA, they contacted United Way and they donated \$500.00 to pay for a new cooling system in the Food Bank. He wanted to make sure he thanked those individuals publicly.

NEW BUSINESS

- B. Discussion , approval of Special Event Liquor License application for Veterans of Foreign Wars, George E. Truman Post 8584 for September 13 and 14, 2014, to Raise Money for VFW Charitable Programs.** Mike Urquijo signed the paperwork as the applicant. The liquor agent and the Commander both signed letters agreeing to suspend the liquor license for this event. The application also notes they will have one security personnel and two post members as security. Motion to approve Special Event Liquor License by Councilmember Aguilar, second by Councilmember Besich-Lira, motion carries.
Mayor Valenzuela read Business Item C and moved into Public Hearing.

- C. **Public Hearing on Revisions to Town of Superior Zoning Ordinance; Articles I (Title Purpose and Scope), Articles II (Administration), Articles III (Zoning Procedures), Article V (Single Residence Zoning Districts), Article VI (Multiple Residence Zoning Districts: R-2 and R-3), and Article VIII (General provisions).** Margaret Gaston-This subject involves three items on the agenda. The public hearing for the Planning and Zoning Commission was held on July 10, 2014. The public hearing for August 21, 2014 with Council had to be cancelled. A third public hearing was advertized in the Superior Sun for tonight September 4, 2014. Planning and Zoning has already heard these articles and have approved them. Mr. Tomesello is also here to speak and to answer any questions Council may have. After several minutes of discussion and question and answers from the public Mayor Valenzuela closed the Public Hearing Portion of the Meeting. Staff was instructed by the Mayor to please provide the correct copy of the paperwork to Ms. Rabago at no cost.

Mayor Valenzuela closed the Public Hearing and went back to regular session

- D. **Resolution No. 14-155 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 Entitled a Revision to Chapter 14, Article 12-2 Town of Superior Zoning Code, Article I (Title Purpose and Scope), Article II (Administration), Article III (Zoning Procedures), Article V (Single Residence Zoning Districts), Article VI, (multiple Residence Zoning districts): R-2 and R-3) and Article Viii (General Provisions) Hereinafter Referred to as Zoning Ordinance.** Margaret Gaston, after several minutes of clarification by Mr. Tomesello and Ms. Gaston, Vice Mayor Lopes spoke, stating that if the Planning and Zoning has already reviewed the documents and voted to pass these documents she was ready to make a motion. Motion to approve letter 188 by Vice Mayor Lopez, second by Councilmember Alonzo, motion carried by a verbal vote. 7 ayes, 0 noes, 0 abstentions and 0 absent.
- E. **Ordinance No. 14-122 An Ordinance of the Town Council of the Town of Superior Amending Article 14-02 (Zoning Code) of The Town Code by approving Zone Change No. 2014-01-**Margaret Gaston, Zone change 14-02 is what Planning and Zoning already approved in their July meeting. Motion to approve Town of Superior Town Code Change No. 2014-01 by Councilmember Estatico, second by Vice Mayor Lopez, motion carries.
- F. **Discussion and Acceptance of Superior Fire Department Connector Program.** Margaret Gaston/ Todd Pryor, There is a new program for the Fire Department called the "Connector Program". In the past the Fire Department has had a tough time getting people to meet the requirements of a Volunteer Firefighter. We must generate more interest within our community in becoming a Volunteer Firefighter. Todd Pryor took a few minutes to explain the purpose of this program. After a several minutes of questions and answers between Council and Chief Pryor, Mayor Valenzuela asked it there was a motion. Motion to approve Superior Fire Department Connector Program made by Councilmember Aguilar, second by Councilmember Besich-Lira, motion carries.

- G. Discussion and Approval of Lease Agreement between Safety Miners, LLC and the Town of Superior for the Lower Part of the Roosevelt School Building.** Margaret Gaston, We have been working on this agreement for a few months. Town Attorney Steve Cooper has approved the agreement and so has the attorney for Safety Miners, LLC. Safety Miners has agreed to pay \$500 a month in rent and \$150 a month in utilities for the lower portion of the school. If the \$150 does not cover the cost of utilities that amount can be renegotiated. They will be conducting a business of Mine Safety Training classes: MSHA/OSHA, etc. This agreement will allow them to sub lease a room to another business that is related to the main business. Safety Miners will cover all costs for renovation and repairs with a licensed contractor. They will need to obtain a Certificate of Occupancy from Pinal County. Ms. Gaston also stated that this business will carry their private insurance. Ms. Gaston recommended that the Council discuss this agenda item and then approve the lease agreement.

Councilmember Lira wanted to thank everyone involved in making this happen. She feels that this is a great idea. She is also pleased with the fact that they will be letting the Town know how many of new hires are residents of Superior.

Motion to approve Lease Agreement between Safety Miners, LLC and the Town of Superior made by Councilmember Besich-Lira, second by Councilmember Tameron, motion carries.

CALL TO THE PUBLIC

- A. Shirlie Granillo: Wanted to comment about the condition of the cemetery. The weeds are very bad you cannot even read the name of the deceased. She wanted to let someone know how bad it is and make sure the Town is aware of it so it can be cleaned.

Steve Shapiro: Would like to have permission to allow him to do some home deliveries. He does have some customer that have let him know they cannot always make it to his place of business and would be great if he could deliver when possible. There are a lot of really sick people that use his product and would like to make it more convenient to get the medication they need.

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

SUMMARY OF CURRENT EVENTS

Councilmember Besich-Lira- stated she really enjoyed the League of Cities and Towns. It was very informative and learned a lot from other community leaders. Ms. Lira will be sharing a skill set study that is being done by Pinal County. It will probably be in the local papers so keep your eyes open for the survey. This will be beneficial for our economic growth.

Councilmember Aguilar- He also attended the conference and attended a class for Water Conservation. We think we have problems; well there are a lot of problems regarding the

water out there. Towns are being limited to watering their yards and other communities are being put on restraints for water usage. The problem is out there and it is a scary thing.

Councilmember Alonzo- He just wanted to thank the Planning and Zoning Committee for all of their hard work in putting this together with all of the documentation for approval. Also to staff for all the work they put into this.

Councilmember Estatico – Also thanked the Planning and Zoning Committee for all of their work. He also commented on the effluent water, we need to use it on some of the areas here in town not just to make a profit but utilize it for perhaps the Little League Field.

Councilmember Tameron - He like many others in town received a letter regarding the drilling site on BHP property off of Mary Drive. He spoke to them regarding the project and was invited to the site to see for himself what they are doing. He has also checked his water level on his well and it has not gone down from when they started their project. All OSHA requirements have been met. Also wanted to thank the Planning and Zoning Committee for all of their work and is happy to hear that the Annexation Committee is moving forward and looks forward to hearing where they are at.

Vice Mayor Lopez – Thanked the Planning and Zoning for the work they did on the issues that were voted on tonight. Ms Lopez also reminded everyone the Fiestas are coming up next week. Please come out and support the festival and enjoy all of the home made food. Also a great car show is planned.

Mayor Valenzuela – Thanked Planning and Zoning Committee for all of the work, also staff. He also wanted to say thank you for allowing them to go to the League of Cities and Town Conference. We still need to network and make connections with individuals that might be able to help us in the future. No matter how things or finances look we still have to have the appearance that we are still a normal functioning town. Also we will be setting up a date to do a Cemetery Clean Up Day. Encourage everyone to attend the fiestas next weekend. Mayor requested a public meeting with the Department of Health Services be scheduled.

SCHEDULING OF MEETINGS AND EVENTS

St. Francis Catholic Church Fiesta September 13 & 14, 2014

Regular Council Meeting, September 18, 2014, 7:00 pm.

Community Yard Sale, Superior Clinic Parking lot, September 20, 2014

Superior Chamber of Commerce Business Expo on September 27, 2014, 9:30 am

EXECUTIVE SESSION

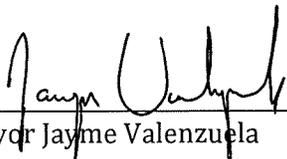
At the April 10, 2014 Council Meeting the following members of the Superior town Council declared a conflict of interest concerning matters involving Resolution Copper, Mayor Valenzuela, Vice-Mayor Lopez, Councilmember Tameron and Councilmember Aguilar. Due to the four conflicts of interest the Superior Town Council would not be able to discuss matters involving Resolution Copper. However, pursuant to A.R.S. 38-508 if conflicts of interest prevent a Town from acting as required by law in its official capacity, such action shall not be prevented if the Councilmembers who have apparent conflicts make known their conflicts of interest in the official records of the Town.

Due to the fact the Mayor, Vice-Mayor and the two Councilmembers have publically declared their conflicts of interest at the prior Council Meeting and the Town Council would not be able to address matters involving Resolution Copper these Councilmembers are authorized to participate in matters involving Resolution Copper pursuant to A.R.S. 38-508.

Motion to adjourn regular meeting and go into executive session with the Town Attorney, Town Manager for one hour made by Councilmember Estatico, second by Councilmember Tameron, motion carries. Council entered into executive session at 9:10 p.m. Motion to return from executive session back to regular session at 9:50 pm.

ADJOURNMENT

Motion to adjourn regular council meeting by Vice Mayor Lopez, second by Councilmember Aguilar, motion carries
Meeting adjourned at 10:00 pm.



Mayor Jayme Valenzuela

Attest:

Town Manager – Margaret Gaston