

**TOWN OF SUPERIOR
COUNCIL MEETING MINUTES
THURSDAY, SEPTEMBER 18, 2014**

CALL TO ORDER:

Meeting was called to order by Mayor Valenzuela at 7:00 pm.

ROLL CALL:

| | |
|---------------|--------------------------|
| Mayor | Jayne Valenzuela |
| Vice Mayor | Olga Lopez |
| Councilmember | Michael Alonzo |
| Councilmember | Mila Besich-Lira |
| Councilmember | Steve Estatico |
| Councilmember | John Tameron |
| Councilmember | Gilbert Aguilar – Absent |

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:

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|---------------|---------------|
| Nancy Volger | Sue Anderson |
| Nina Crowder | Bill Anderson |
| Sandra Doyle | Pam Rabago |
| Sonnie Sansom | Steve Shipman |
| Father James | Manuel Ortega |
| Joy Eveland | |

STAFF ATTENDANCE:

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|----------------|-----------------|
| Town Manager | Margaret Gaston |
| Attorney | Lisa Ruitter |
| Administration | Ruby Cervantes |
| Police Chief | Mark Nipp |
| Library | Josie Campos |
| Sanitation | Bob Hanus |
| Town Staff | Nora Miramon |

REPORTS: DEPARTMENT REPORTS:

Fire Department- Chief Pryor, Absent, Councilmember Alonzo asked Margaret if the Fire Department had discussed the five year plan with her as the Town Manager, Ms. Gaston replied, No, nothing has been discussed with her.

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Library- Ms. Campos, Councilmember Estatico mentioned he liked her new format for her report. Vice Mayor Lopez mentioned the elementary kids going to the Library on Wednesdays must be pretty busy.

Police-Chief Nipp, Councilmember Tameron wanted to know the reason for opening an account with Fletcher's when the Town has its own mechanic. The reason the Town decided to employ our own mechanic it was cost effective for the Town to do so. Now we are going to use Fletcher's at an extra expense. After several minutes of discussion, this item was closed. Council moved on to next department report.

Senior Center- Debbie Casillas, Not present, Mayor requested that Ms. Casillas please attend meeting when reports are given. Councilmember Tameron asked of Ms. Gaston regarding the cutbacks in Hayden and if that was going to affect the agreement that our Senior Center has with Hayden's Senior Center regarding meals. Ms. Gaston stated that they have not discussed it yet but will stay on top on this. If we can keep the price where we are at we will be good.

Public Works- Mr. Huerta, Not present family emergency. Council had questions regarding the work being done by Southwest Gas Company on Heiner Drive and Stone Avenue. Council wants to make sure Mr. Huerta is checking the area making sure they are leaving the streets in good condition and safe. Mr. Huerta needs to find out what they are doing with all of the big boulders they are digging up and where are they dumping them?

Sanitation- Bob Hanus, Councilmember Alonzo wanted to know if any of the items on the priority were being addressed. Mr. Hanus replied no, not at this time due to budget restraints. It seems that every other week there is something goes down and pushes other things done. Ms. Gaston stated that if it is an emergency we get it done. Last year had to borrow from the general fund to be able to cover expenses at the sanitation plant. WIFA has not completed their rate study. A rate increase is something that has to be looked at and changes need to be made. Ms. Gaston stated she was waiting on the WIFA rate study so would have a good idea as to where we should be with the rates for sewer. Also discussion regarding the lawn mower they use at the Sanitation. Mayor stated he talked to Mr. Huerta about fixing the John Deer Tractor that has been sitting at the Cemetery for a while since that has the part to cut the grass on the back of the tractor. He feels this would be a better resolve than to fix the lawn mower at sanitation.

Manager- Margaret Gaston, Ms. Gaston has made several phone calls to the Department of Health Services trying to get a copy of the report regarding the testing that Mr. Hing mentioned several weeks ago. No one has called her back. She will just keep leaving messages or find another contact.

Kathy Blodgett, Arizona Department of Housing our Community Development Block Grant, CDBG, funding is safe for the coming year. We will continue to get ready for an audit. Ms. Gaston also talked to Roger Brooks, he is from Wildan, and he is working with Circle K and helping them get their plans submitted to the county by October 11th or the 15th.

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Safety Miners, LLC, has signed the rental agreement for the lower part of Town Hall. They will be lining up contractors to get this ready to start business in a couple of weeks.

The Economic Development/ Annexation Committee had a really productive meeting last week. Ms. Gaston attached an Annexation Timeline that was handed out last week. The Committee has chosen three possible areas to annex but they need additional information before it is official. Their next meeting will be September 24, 2014 at 5:00 p.m.

The Mayor has a thank you letter to Resolution Copper Company for helping with the swimming pool for a new pump motor and electrical work for a total of \$3,730.

Ms Gaston also received a letter regarding our property tax process this year, Superior is in compliance.

Mayor went back to Public Works-Report by Mr. Huerta regarding the Community Working Group. Mr. Huerta written report said Mr. Vogler did a presentation on a mine clean-up in the state of Washington. There was no mention of Resolution Copper's intention or plans of what they are going to do with the tailings north of Town. Chief Nipp also reported the majority of the meeting was spent talking about what type of organization would be created to provide oversight for how any funds from Resolution Copper would be spent. The entire discussion seemed a bit premature and presumptive given that there is no offer on the table for Resolution Copper to provide any substantial ongoing funding source to the Town of Superior or its residents.

Mayor- He stated he is aware of the meeting that took place for the Economic/Annexation Committee. At their meeting they chose 3 different sites to annex. Ms. Garcia was to attend the next annexation meeting but he was told that she will not be able to make that meeting either. The only time she would be able to be here next would be October 3, 2014 that is on a Friday. He wants to make sure we stay on task with this.

Ms. Gaston stated Economic Development/Annexation Committee will be meeting every two weeks. Ms. Gaston also has been working diligently on an air conditioner. This will be a seven ton unit from the Elks Lodge in Kearny so the Town will just have to make a donation to them. Several Mayors from the area are getting together on a monthly basis to just talk about what is going on in their area. This is a good opportunity to get ideas and share on ways to move forward in each community. Mayor Valenzuela was not able to make it to this last one but will be there for sure on the next one.

CONSENT AGENDA:

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.

A. Minutes of Regular Meeting on September 4, 2014.

- B. Alcohol Beverage Permit for Superior Chamber of Commerce at the Magma Club and Special Event Use Permit for Night of the Vaquero.
 - C. Superior Chamber of Commerce Special Event Use Permit and Alcohol Beverage Permit for Home Tour/Antique show January 23, 24 and 25, 2015.
 - D. Legends of Superior Trails Special Event Use Permit for February 21, 2015.
- Motion to approve items on the Consent Agenda made by Councilmember Besich-Lira, second by Councilmember Estatico, motion carries.

NEW BUSINESS:

- A. Ordinance No. 14-123 an Ordinance of the Mayor and Town Council of the Town of Superior, Pinal County, Arizona, amending section 2-4-1 of Code of Ordinances of the Town of Superior Relating to Council Meetings-Place, Dates and Times.** Ms. Gaston- Council has brought forward the idea of having one meeting a month. The Council can decide if one meeting a month is what they prefer; they can pick the 1st, 2nd or 4th Thursday. Ms. Gaston gave a suggestion to leave the 3rd Thursday out because the Town Attorney Steven Cooper cannot make it on the 3rd Thursday of the month. Ms. Gaston recommends the 2nd Thursday of the month. This would also give more options for the Economic Development/Annexation Meetings and Planning and Zoning Meetings to update Council on any issues or just for informational purposes.

Update the Council on any issues or just for informational purposes. A special meeting can always be called to take care of any business that might come up. After a few minutes of discussion there was a question to make a motion or to table this item. Council discussed this option and came to an agreement that they would put some more thought to this. There was a request made that if we went to once a month if we as Councilmember's could get a weekly Managers update that would keep the Council in the loop as to what is going on. This item was table to revisit in the October 2, 2014 meeting.
- B. Discussion and Direction to staff regarding home Delivery by Superior Organics of Medical Marijuana.** Margaret Gaston, Steve Shapiro, Superior Organics, mentioned to the Council about allowing home delivery for medical marijuana. This would take an Ordinance to change the Town Code. Ms. Gaston attached Arizona Department of Health Services Medical Marijuana Delivery Guidelines which Superior Organics would have to meet. There are a few very strict guidelines Mr. Shapiro will have to follow. He will not be able to drive through a city or town that does not allow home delivery. There was a brief discussion regarding the cost to the Town and other factors.

Mayor Valenzuela suggested to Council they take more time to do more homework on this issue and really research this item and come back at our next Council meeting and try to make a decision which will be October 2, 2014 Council meeting. Item B. Delivery by Superior Organic of Medical Marijuana was tabled.

- C. Discussion and Possible Approval of Application for Special Event Liquor License for Superior Chamber of Commerce for Night of the Vaquero, November 8th, 2014 from Arizona Department of Liquor Licenses and Control.** Ms. Gaston, This event is from 6:00 p.m.-12:00 a.m., midnight. Alcohol Beverage Permit form for the Superior Chamber of Commerce for the Magma Club at 38 Kumpke Court. Attached are the Arizona Department of Liquor Licenses and Control Special Event Liquor License for the Superior Chamber of Commerce because they will be selling alcohol at the event. The Chamber is not providing any additional security personnel, because it is Town property, the Police will be welcomed there throughout the event and the area is basically fenced in.

Motion to approve the Special Event Liquor License for Superior Chamber of Commerce for Night of the Vaquero made by Councilmember Estatico, second by Councilmember Alonzo, motion carries.

- D. Discussion and Possible Approval of Application for Special Event Liquor License for Superior Chamber of Commerce for the Home Tour/Antique Show on January 24, 25, 2015 at the Magma Club.** Margaret Gaston, The License is for the location of the Magma Club for beer or wine to be given out to attendees for the antique show. The Chamber does plan to have one security personnel. The Police Department will be free to pass through the building at any time and check things out.

Motion to approve Application for Special Event Liquor License for Superior Chamber of Commerce for the Home Tour/Antique Show made by Councilmember Besich-Lira, second by Councilmember Tameron, motion carries.

E & F.

Discussion and Possible Approval of Superior Chamber of Commerce Apache Leap mining Festival on March 14-15, 2015, for Alcohol Beverage Permit, and Special Event Use Permit including road Closure of Main Street. Ms. Gaston, The Chamber's special event use permit includes some road closures of Main Street and some side streets for this event and a beer garden on the 14th of March. Town employees assisted the Chamber with any problems on Friday the set up date. Volunteers picked up trash and changed out plastic bags in the trash receptacles. The next agenda item is the Special Event Liquor License from the Arizona Department of Liquor Licenses and Control for the Beer Garden for the Chamber. They will have a security personnel on site for the beer garden. Motion to approve Chamber of Commerce Apache Leap Mining Festival Alcohol Beverage Permit and Special Event Use Permit made by Councilmember Estatico, second by Councilmember Besich-Lira, motion carries.

G. Discussion and Approval of Special Event Use Permit for the Superior Substance Abuse Coalition, Inc. for the Trunk or Treat on October 31, 2014, for a parade on Main Street and Road Closure of Main Street for the Trunk or Treat Event. Margaret Gaston, the Superior Substance Abuse Coalition, Inc. is asking for a road closure on Main Street on Friday, October 31, 2014, for the parade. The closure will be Main Street, Neary Avenue to Lobb Avenue for the event. The bathrooms will be opened for this event. Motion to approve Special Event Use Permit for the Superior Substance Abuse Coalition made by Vice Mayor Lopez, second by Councilmember Estatico, motion carries.

CALL TO THE PUBLIC:

Manuel Ortega- He stated he found out the Town Manager is looking into the cleanup issue on Pinal and is waiting for a response. Mr. Tameron is fortunate that he could afford to move his parents out of that area. There are those who are still living in the area that is contaminated with arsenic. Realtors that are selling these properties better let the people know this land is contaminated with arsenic. Mr. Ortega also stated that the Chamber when Mr. Gutierrez was in charge there was not this need to have alcohol. Now that is all you hear, Chamber wants all of these alcohol permits. We are supposed to be setting an example, Substance Abuse Coalition is trying to teach the kids to stay away from all of that and then you have the Chamber teaching them that you have to have alcohol in order to have a party. It is a bad example that they are setting for our children.

Sandra Doyle- There is a communication problem between all groups or committees. There is a statement in our Ordinance for delivering marijuana. Lots of towns do not allow delivery and she is against allowing a delivery service

Nancy Volger- There are two places that are an eye sore. One is 240 Stone Avenue and the other one is 475 Terrace next to the church on Hill Street. She wasn't sure who to contact if it was the Fire Department or who is taking care of these issues. She is working with the Chamber in trying to entice new businesses and then we have these eye sores.

Sonnie Sansom- Past two months he has been on vacation visiting small mining towns in Idaho and Montana. They face the same challenges as we do here for tourism and new businesses and they have managed to revitalize their towns and work with what they had and reinvented some of those area. It has worked out great for them. He handed out information that is full of pictures and articles regarding all of the information and areas of interest from his travels so we can all see what can be done when we all work together.

Father James- On behalf of St. Francis of Assisi, thank you for all of your help and support during our annual Fiestas. Public Works and Police Department to all of the volunteers for all the hard work. Please let me know if there are any concerns or if any problems that we need to address. He had a couple of friends visiting from Nigeria and they were very pleased with the support and the kindness of all of the people in this town.

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Sue Anderson-Just a couple of reminders of our annual yard sale at the parking lot adjacent to the Superior Clinic. There will be at least 5 to 6 non profits so there will be a lot of stuff .The yard sale will begin at 6:00 a.m. till 5:00 p.m. The Chamber is still hosting their annual “Noche De Vaquero”, some how it got out that we were not going to host this event this year and some individuals have taken upon themselves to do it. And have already booked the Los Hermanos Hall for the same night as our event, November 8, 2014. We, the Chamber are hosting this event at the Magma Club. Also the Chamber of Commerce is hosting a business expo with a fashion show.

Joy Eveland- Wanted to let her voice be heard that she is against the home delivery for medical marijuana request. She believes that this is not a good idea and this should go before Planning and Zoning. She has a lot of issues with drug users and tweakers in her neighborhood. One other thing she wants to mention is she has a issue at her house and called the police, 40 minutes later she called them again and was told she just was able to get a officer out there. Now that is not a good sign.

Pam Rabago- She just wanted to make a suggestion to use our local businesses before going elsewhere. There was a question regarding sewer bills she would like an answer to that. She feels the Town does a good job will local employees but would like to know if our local police department will be relocating to Superior are they required to live here or a portion of them, just a question. As far as home delivery most of the towns do not have home delivery and we really should take a look at that. This needs to go thru Planning and Zoning then a public hearing and the proper procedures.

Steve Shapiro-Did a rebuttal to Ms. Rabago’s comments regarding home delivery of Medical Marijuana.

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

Mayor Valenzuela – First he wants to address the issue of trash that is out there. He spoke to some people that don’t know about bulk pick up. You have to have trash service and you must be current on your trash bill in order for Republic Services to do a bulk pickup at your address. There are rules as to how and what they will pick up. If people have concerns and things are not getting done please call dispatch let them know. If that doesn’t go anywhere go to the next step, Town Hall-Manager, there are complaint forms so you can fill those out. If that doesn’t give you an answer, go on up the ladder. These are the things we need to know about.

SUMMARY OF CURRENT EVENTS

Councilmember Besich-Lira; Congratulations to all of those who worked on the Fiestas it was really nice. She has great news; the Arboretum just announced that they will be receiving over a million specimens of plants. This will expand the grounds another 2.5 miles. This will have a great affect on our community. LOST Trail will be inviting the Council on October 18th, 2014 along with the Chamber and the Caboose to get to know the LOST trail. This is a great time of year for tourism so we encourage everyone that can to come out and join us.

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Councilmember Alonzo; He feels the idea of the Mayor attending the meetings involving the Mayors of the surrounding area is a great idea. To be able to share ideas and what has and hasn't worked for each town is great. He would like to ask Mr. Sansom if he would share his notes from his comments with us from his trip. This could be helpful. Mr. Alonzo also mentioned that the Diamond Backs are making a donation to the Little League of all new uniforms.

Councilmember Estatico; No comment

Councilmember Tameron; No comment

Vice Mayor Lopez; She also wanted to share this with everyone. This year we had 166 entries at the car show; this was the most entries ever. We really appreciate the support of the town and thank everyone for coming.

Mayor; No comments

Town Manager; Regarding Mayor meetings with Winkleman, Hayden & Kearny, I think it is great that the Chamber has reached out to the Copper Basin Chamber of Commerce. So eventually they would like to have all of the Copper Area Chambers working together; she feels it is a great idea

SCHEDULING OF MEETINGS AND EVENTS

Community Yard Sale open to non-profits - September 20, 2014, 6:00 a.m.

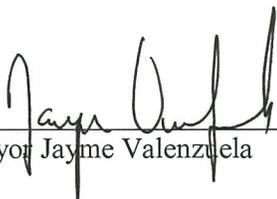
Economic Development /Annexation Committee Meeting - September 24, 2014, 5:00 p.m.

Superior Chamber of Commerce Business Expo - September 27, 2014, 5:00 p.m.

Regular Council Meeting October 2, 2014

ADJOURNMENT

Motion to adjourn meeting made by Vice Mayor Lopez, second by Councilmember Tameron, motion carries.
Meeting adjourned at 9:35 p.m.



Mayor Jayme Valenzuela

Attest:



Town Manager Margaret Gaston