

- A: CALL TO ORDER:**
Mayor Hing called the meeting to order at 7:08 pm.
- B: SALUTE TO THE FLAG:**
Mayor Hing led the council, staff and audience in the Pledge of Allegiance.
- C: OPENING PRAYER:**
Mayor Hing led the council, staff and audience in the Opening Prayer.
- D: ROLL CALL:**
Council Present: Mayor Hing, Vice-Mayor Lopez, Councilmember's Gutierrez, Tomerlin and Tameron.
Absent: Councilmember's Aguilar and Peralta.
- E: CONSENT AGENDA:**
1. Approval of Minutes for Regular Meeting and Work Session for June 02, 2011.
 2. Disbursement for the month of May 2011
 3. Auction list of Town of Superior surplus goods to be auctioned July 16, 2011.

Mayor Hing presented the items of the consent agenda to the council and asked if they had any questions or comments regarding the consent agenda. Councilmember Gutierrez asked for clarification on the June, 2 2011 regular meeting minutes regarding the Little League. Staff was directed to revise the minutes, stating the cost at \$500 a month would be \$6000 for 1 year and \$60,000 if continued through the next 10 years. A request from Mr. Gutierrez was also made requesting the Little League to work with the town council on coming up with recommendations for a permanent solution on paying for the water maintenance on the field. Council discussed the way the minutes were being taken and how much information should be written. Manager Oliver stated that the work sessions are more general and the regular minutes should contain more detailed information and that the issue would be addressed.

Councilmember Gutierrez asked staff if it was possible to filter the disbursements in the inflows. Also he asked if there was a normal range regarding inflows and outflows in the monthly disbursements. Due to different situations a normal range is not predictable explained Manager Oliver.

Mayor Hing announced that the Town would be holding an auction on July 16, 2011. He mentioned that they would be selling a couple of the older fire trucks. Councilmember Tameron stated that he was upset to see these older trucks being sold. He explained that there was a lot of history behind the trucks. Chief Digirolamo explained that they were not getting rid of all of them. He also announced that the big ticket items would be auctioned at the fire station and the smaller items would be at

public works. Mayor Hing directed staff to correct the minutes of the June 2, 2011 meeting. He then excused himself from the vote to approve the consent agenda.

Motion: Councilmember Tomerlin made a motion to approve the consent agenda with the corrections to be made. Vice-Mayor Lopez seconded the motion.

Vote: Motion carried unanimously.

F: COMMUNICATION:

1. Manager's report-Town Manager Melanie Oliver
 - a. **Urgent Needs Funding update on funds expended to date,** Manager Oliver stated that the figures were not final and that she was just giving an update report. Roosevelt /Town Hall is currently at \$31,294.52, WWTP is at \$54,372.87 Magma Club, \$50,072.59 and the purchase of the new police car that has been ordered is 30,709.32 due upon delivery of vehicle. The remainder of the funds will go towards the purchase of the second police car that will be bought at the end of this year. \$50,000 of the urgent needs funds went to the repairs of the rake at the WWTP. Mr. Gutierrez asked about the salaries of Town Hall. Manager Oliver explained that the Town saved money by using the inmate labor and by using the two special projects employees. They are doing the roof and the plumbing. He then asked about the overtime from WWTP employees. Ms. Oliver explained that they had to continuously keep an eye on the plant until the rake was repaired. Mr. Gutierrez mentioned that the numbers were really high. He also asked the magma club payables. Manager Oliver explained that due to the time frame of the grant it was not possible to wait on the insurance to reimburse the funds.
 - b. **Call of a Recall Election for November 8, 2011** Manager Oliver announced the recall election of the Mayor to be held on November 8, 2011.
 - c. **Magma Avenue Paving to begin July 11, 2011** Manager Oliver stated that the paving of Magma Ave. would begin on July 11, 2011. It is expected to last 2-3 days to complete.
 - d. **Drug Search Warrant Protocol.** Police Chief Digirolamo explained the search warrant protocol. Search warrant is only issued on probable cause and has to be accompanied by an affidavit stating all items to be seized and person and or premises to be searched. A judge has to approve the affidavit that is submitted stating that what you are requesting is true and that there is enough to get an indictment. Chief Digirolamo explained the process of finding an informant that is reliable. He discussed how an informant becomes reliable. If the informant follows all the way through and a search warrant is served, they then have to follow through and testify in court.

Town Attorney Chad stated that it is ultimately up to the judge to decide if the information that is being presented to him is true and if there is enough probable cause to give the approval. Explained that probable cause is out of the ordinary. Chief Digirolamo explained the time line once a search warrant is issued. Council discussed there concerns and what their opinion of probable cause was.

2. Finance Report/Revenue and Accounts Payable.

Manager Oliver explained that Nicole Welty, finance clerk, was on vacation. She stated that she would answer questions to the best of her knowledge. Councilmember Gutierrez directed staff to the payables and asked if the report was correct. Manager Oliver explained that Nicole would be back in the office the following week and she'd be able to clarify any questions the council has.

G: BUSINESS. POSSIBLE DISCUSSION AND/OR ACTION ON THE FOLLOWING:

- 1. Discuss/Approve/Reject a Case Records Access Agreement between the Town of Superior and Reflex Traffic Systems, Inc.** Lieutenant Mike Campbell stated it is basic information that the court can no longer give.

Motion: Vice-Mayor Lopez made a motion to approve the Records Access Agreement between the Town of Superior and Red flex Traffic Systems, Inc. Councilmember Tomerlin seconded the motion.

Vote: The motion was approved unanimously.

- 2. Discuss/Approve/Reject Resolution 522 authorizing Town Manager to execute documents for sale and transfer of 199 Lobb Avenue from the Superior School District to the Town of Superior-Deputy Town Manager Lou Digirolamo** explained the parcel and dwellings that were included with the purchase of 199 Lobb Ave.

Motion: Vice-Mayor Lopez made a motion to authorize the Town Manager to execute documents for sale and transfer of 199 Lobb Ave. from the Superior School District. Councilmember Tomerlin seconded the motion.

Vote: The motion was approved unanimously.

- 3. Discuss/Approve/Reject change order to Ambulance Purchase Price,** Operations Fire Chief Todd Pryor. Police Chief Digirolamo explained to the council that the 2011 Chassis was no longer available. Due to the change in price for the alternate unit, prior approve of this change needed to be made.

Motion: Councilmember Tomerlin made a motion to approve the change order to Ambulance Purchase Price. Councilmember Tameron Seconded the motion.

Vote: The motion was approved unanimously.

H: CALL TO THE PUBLIC:

KURT WILLIAMS:

Mr. Williams stated it would be a good idea to restore the old fire equipment. He also mentioned past employment taxes regarding the IRS.

PETE CASILLAS:

Mr. Casillas announced the Chamber had a new business directory. He also spoke about fundraisers as well as membership dues. He mentioned the membership luncheon on July 20, 2011. Mr. Casillas personally thanked Mayor Hing and Manager Oliver for their support.

SONNIE SAMSOM:

Mr. Samson asked the Town Attorney about probable cause. *Town Attorney is not a liberty to respond citizen's questions.*

J: COUNCIL COMMENTS:

COUNCILMEMBER GUTIERREZ:

Mr. Gutierrez addressed staff and requested a detailed analysis of previous Town Managers versus the current Town Manager progress. He announced the 4th year of the Day of the Cowboy which will be held at Los Hermano's. Also he thanked the Mayor for his testimony in Washington.

COUNCILMEMBER TOMERLIN:

No Comment

COUNCILMEMBER TAMERON:

No Comment

VICE-MAYOR LOPEZ:

Ms. Lopez commented on Superior Values Meeting, and stated that a survey needs to be conducted. She stated that the Council needs to submit their financial disclosure statements. She also requested an update on the conflict of interest from the Attorney General's Office. She mentioned the 4th of July events were not on the Agenda. Ms. Lopez thanked the Chief of Police for his presentation and stated a summary should be put in the newspaper.

MAYOR HING:

Mayor Hing announced that there would be some festivities on Main St. for the 4th of July. Also he mentioned the Little League all-stars would be held in Superior this year. It is a big deal and there will be many people he stated. He addressed staff about clean-up during the tournament. He commented on the recall election by stating he would fight to the end.

Motion: Councilmember Tomerlin made a motion to enter into executive session. Vice-Mayor Lopez seconded the motion.

Vote: The motion was approved unanimously.

I: EXECUTIVE SESSION:

The Town Council may or may not vote to go into Executive Session pursuant to ARS 38-431.03 (A-1) (A-3) & (A-7)

1. Deputy Town Manager Position-Lou Digirolamo

A-1 – PERSONNEL: A-3 – LEGAL ADVICE WITH ATTORNEY:

A-7 – LEGAL ADVICE ON SALE, LEASE OR PURCHASE OF REAL PROPERTY:

Motion: Vice-Mayor Lopez made a motion at 9:37 motion to exit executive session. Councilmember Tomerlin seconded the motion.

Vote: The motion was approved unanimously.

K: ADJOURNMENT:

Vice-Mayor Lopez made a motion at 9:39 to adjourn the meeting. Councilmember Tameron seconded the motion.