

Superior Town Council Town Council Meeting

Thursday, November 15, 2007
Superior Senior Center
Superior, Arizona

M I N U T E S

A. Call to Order

Mayor Hing called the meeting to order at 7:20 p.m.

B. Salute to the Flag

Mayor Hing led the council, staff and audience in the pledge.

C. Opening Prayer

Mayor Hing led the Town Council, Staff and audience in an opening prayer.

D. Roll Call

Members Present: Councilmember Heglie, Second Vice Mayor Lopez, Mayor Hing, First Vice Mayor Valenzuela

Members Absent: Councilmember Marquez, Councilmember Cervantes, Councilmember Peralta

A quorum was established and the meeting continued.

E. Proclamation

1. Spirit of Optimism Community Champion Award

Ms. Lira with the Superior Optimist Club thanked the Mayor and Council for their ongoing support of the Superior Optimist Club. She explained that after 4 years of planning the annual Holiday Light Parade the club has decided to have an official Grand Marshall for the parade and issue a community champion award. She explained that the club had decided to begin honoring residents who exemplify optimism and give back to the community she announced Ms. Mary Guzman lifelong resident of Superior as the 2007 Spirit of Optimism Community Champion. Ms. Lira read the proclamation and Mayor Hing and the council all congratulated Ms. Guzman and thanked her for her efforts in the community.

Ms. Gutierrez and Ms. Besich also gave a brief update on the Miracle on Main St. event.

F. Consent Agenda

Mayor Hing introduced the items on the consent agenda. The items on the consent agenda for approval were:

1. Approval of Minutes for Regular Meeting November 1, 2007
2. Disbursements from September 1, 2007 – November 2, 2007

Mayor Hing requested that a motion be made to pass the consent agenda. Mayor Hing abstained from

considering checks numbers 18851, 18910, 18881 as those were checks made out to his business.

Second Vice Mayor Lopez made a motion to approve the consent agenda. Councilmember Heglie seconded the motion. The motion passed unanimously.

G. Communication

1. Managers Report – Rosie Cordova

Magma Club: Ms. Cordova introduced Ms. Vivia Strang from the Arizona State Parks Heritage Funds. Ms. Strang presented the Mayor and Council a check for \$81,991.00 for rehabilitation of the Magma Club. Mayor Hing thanked Ms. Strang, Mr. Vondy and Mr. Frankenburger from state parks. Ms. Cordova commended Ms. Lira and Ms. Oliver for their work on writing the grant.

Retirement of Sgt. Rodriguez – Mrs. Cordova explained that Chief Digirolamo would be making the retirement ceremony for Sgt. Rodriguez. Chief Digirolamo presented Sgt. Rodriguez with a retirement badge and honored her for her 20 years of service as a dispatcher, police officer and sergeant for the Superior Police Department. Sgt. Rodriguez thanked the town and people of Superior for allowing her to serve as a police officer. She also thanked her family for their support.

Other Updates - Ms. Cordova reported that a representative from Rural Development will be using town office space to assist low income residents with home repairs. She also explained that Rural Development has grants and other programs available that will help Superior.

She also reported that has been no update on the Resolution Copper agreement and that Wildan is preparing the technical information to send the letter to the owner of the Magma Hotel on the abatement process. She also gave a brief updates on code enforcement, the final design on the Caboose/Visitor Center, and the CDBG projects at the pool.

A. Call to the Public

Mayor Hing announced the call to the public. He explained that anyone wishing to speak now could only speak directly to the Council and only for items not on the current agenda.

There were no calls to the public made.

A. Business

Possible Discussion and/or action on the following

1. Discuss/Approve/Reject Application for Diamondbacks Baseball Field Grant and committing land for the future construction of the baseball field.

First Vice Mayor Valenzuela explained that the town had previously applied for a grant to the Diamondbacks to build a new Diamondback baseball field. He explained that one of the reasons the town was turned down last year because they did not have land dedicated to the project already. He requested that the council motion to designate the old swimming pool property as a land for the new ball park. The council discussed access to the property Councilmember Heglie made a motion to designate the old swimming pool property for a baseball field and to allow staff to apply for the grant from the Arizona Diamondbacks. Second Vice Mayor Lopez seconded the motion. The motion passed unanimously.

1. Discuss/Approve/Reject Easement Request from SRP to install tower for WiFi

Ms. Cordova explained that SRP was requesting an easement to their utility line that would allow Wi-Vod to access the fiber cabling that was needed to complete the back haul infrastructure of the wireless internet infrastructure. Representatives from SRP explained that the current easement only included overhead utilities and did not include underground

utilities. They explained that this easement would allow for underground access to the utilities. Mr. Meiusi from Wi-Vod explained that once the easement was granted the system could be fully installed, the service would have faster bandwidth. Councilmembers requested confirmation that this easement would not allow other utilities to access the easement without approval from the town. SRP representatives explained that this easement would not allow other utilities to access the easement and another internet network could not be set up through this easement.

Second Vice Mayor Lopez made a motion to approve the easement for SRP. Councilmember Heglie seconded the motion. The motion passed unanimously.

1. Discuss/Approve/Reject Request for Proposals for Garbage Collection and Disposal

Ms. Cordova explained that the town's garbage collection services contract would need to renew before the end of March 2008. She explained that the contract would have to go out to bid and was requesting permission from the council to request for proposals.

She explained that she is requesting bids on both two day a week pickup and once a week pickup. She also stated that the town would host a prebid conference on December 13, 2007 for all parties interested in bidding to attend.

Councilmember Heglie made a motion to allow staff to Request Proposals for garbage collection. Second Vice Mayor Lopez seconded the motion. The motion passed unanimously.

1. Discuss/Approve/Reject Proposed Minor Amendment MGA 07-01 to the General Plan

Ms. Cordova explained that Ms. Strubel and Mr. Beers were available to answer questions regarding each of the Minor Amendments however she explained that staff did not recommend approval of this amendment because it should have been made as a major amendment rather than a minor amendment.

Ms. Strubel and Mr. Beers explained that more time was needed to review this process and to see if the amendments could be passed but modified so it would not require a major amendment. Both explained that they needed more time to find out all the required information.

Councilmember Heglie made a motion to table this item until the necessary research was completed and to confirm if a minor amendment or major amendment is needed. Vice Mayor 2 Lopez seconded the motion. The motion passed unanimously.

1. Discuss/Approve/Reject Proposed Minor Amendment MGA 07-02 to the General Plan

Mayor Hing explained that that when this amendment was first brought to the council it was really mislabeled. He explained that the intentions of the changes were to allow small mom and pop style businesses back into that neighborhood. He explained that he would request scaling down the area only to include Pinal Avenue and not all the other neighborhood streets as a trial of the changes. The council reviewed the streets that would be affected by the area. Ms. Cordova recommended that the council pass the amendment but to only allow the property owner to request the appropriate zoning changes needed to allow for business development.

Councilmember Heglie made a motion to approve the Minor General Plan Amendment MGA 07-02. Vice Mayor 2 Lopez seconded the motion. The motion passed unanimously.

1. Discuss/Approve/Reject Proposed Minor Amendment MGA 07-03 to the General Plan

Mayor Hing explained that that this amendment was no longer needed and requested that the council reject the amendment

Councilmember Heglie made a motion to reject the Minor General Plan Amendment MGA 07-03. Vice Mayor 1 Valenzuela seconded the motion. The motion passed unanimously.

1. Discuss/Approve/Reject Proposed Minor Amendment MGA 07-04 to the General Plan

Mayor Hing explained this amendment and stated that at one time when the proposal was made it was thought to be a scribbler's error and that is why the amendment was made however after further research it was decided that this was not an error and the area was listed correctly. He explained that the property owner may need a Major Amendment to make some necessary changes in order to complete their development.

Second Vice Mayor Lopez made a motion to reject the Minor General Plan Amendment MGA 07-04 and directed staff to work with the property owners on the procedures for the making the correct amendment. Councilmember Heglie seconded the motion. The motion passed unanimously.

1. Discuss/Approve/Reject Proposed Minor Amendment MGA 07-05 to the General Plan

Mayor Hing explained that this amendment was no longer needed and that it is recommended that the general plan for this area remain the same as it allows for housing to be built on that land.

Second Vice Mayor Lopez made a motion to reject MGA 07-05 and leave the general plan as is for that area. Councilmember Heglie seconded the motion. The motion passed unanimously.

1. Discuss/Approve/Reject Change Order request for Park Project CDBG 175-06

Ms. Cordova explained that a change order was needed on the food court project because the electrical requirements needed to be done as commercial and not residential. She explained that the change order was going to cost \$8,500.

Second Vice Mayor Lopez made a motion to approve the change order. Councilmember Heglie seconded the motion. The motion passed unanimously.

1. Discuss/Approve/Reject Presentation and request for support from Superior Animal Rescue

Ms. Rabago with the Superior Animal rescue group gave a presentation on the goals and services the organization provides for animals and animal owners in Superior. She explained that they currently take animals to the valley for spay and neutering and also shots. She explained that they would like to secure a location once a month in town so a mobile veterinarian can come and provide veterinarian services. She explained that the location would also need to include running water and electricity. Ms. Rabago also explained that their services are listed as a no kill animal shelter and they from time to time need kennels to house animals until appropriate homes can be found. She requested usage of the Towns animal kennels if room allows. Ms. Rabago explained that the organization has applied for it's 501c3 and once it is completely filed they will be able to apply for grants to assist them with funding their operations and services.

No formal action was taken on this presentation. Mayor Hing and the council directed staff to work with Superior Animal Rescue group on their needs.

1. Discuss/Approve/Reject Renumbering Resolution No. 453 to No. 453A. A resolution of the mayor and council of the town of Superior, Pinal County Arizona declaring and adopting the results of the primary/general election held on March 13, 2007 and renumbering Resolution No. 453 to No. 453B. A Resolution of the Mayor and Town Council of the Town of Superior authorizing the submission of an applications for FY2007 state community development

block grant and state special project fund certifying that said applications meet the communities previously identified housing and community development needs and the requirements of the state CDBG program and authorizing all actions necessary to implement and complete the activities outlined in said application.

Ms. Cordova explained that due to staff error, she was seeking to renumber resolutions to No. 453A and No. 453B.

First Vice Mayor Valenzuela made a motion to approve the renumbering of the resolutions. Second Vice Mayor Lopez seconded the motion. The motion passed unanimously.

1. Discuss/Approve/Reject Resolution No.464 a Resolution of Mayor and Town Council of the Town of Superior, Pinal County, Arizona, Adopting Minor Amendments to the Town of Superior General Plan Update Repealing Conflicting provisions providing for severability and declaring a public record.

Ms. Cordova explained that this resolution would need to be tabled at the request of the attorney because the resolution needs to be rewritten for each amendment that was passed.

First Vice Mayor Valenzuela made a motion to table the resolution. Councilmember Heglie seconded the motion. The motion passed unanimously.

1. Discuss/Approve/Reject Ordinance No. 96, An ordinance of the Mayor and council of the Town of Superior, Pinal County, Arizona, pertaining to the National Flood Insurance Program, adopting by reference revised flood insurance study, flood insurance rate maps and floodplain management regulations; providing for repeal of conflicting ordinances: providing for severability; and providing penalties.

Ms. Cordova explained that this is the second reading of the ordinance. Ms. Cordova gave the second reading of Ordinance No. 96.

Councilmember Heglie made a motion to approve Ordinance No. 96. Second Vice Mayor Lopez seconded the motion. The motion passed unanimously.

I. Council Comments

Councilmember Heglie - Wished everyone a Happy Thanksgiving.

Second Vice Mayor Lopez - Wished everyone a Happy Thanksgiving and asked about Councilmember Marquez and his health. She also thanked everyone for their assistance with the community cleanup.

First Vice Mayor Valenzuela - Wished everyone a Happy Thanksgiving. Asked the police department to please keep checking the food court area to make sure there is no vandalism.

Mayor Hing - Wished everyone a Happy Thanksgiving.

Mayor Hing announced that there would not be an executive session.

J. Executive Session

K. In Public Session

A. Adjournment

Councilmember Heglie made a motion to adjourn the meeting. Vice Mayor 2 Lopez seconded the motion. The motion passed unanimously. The meeting was adjourned at 9:15 p.m.

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Meeting of the Town Council of the Town of Superior held on the 15th Day of November 2007. I further certify that the meeting was duly called and held and that a quorum was present.

/s/ Rosie Cordova
Rosie Cordova
Town Manager/Clerk

These minutes have been transcribed and compiled by Mila Lira
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