

**TOWN OF SUPERIOR
TOWN COUNCIL MEETING MINUTES
DECEMBER 4, 2014**

**REGULAR MEETING OF THE SUPERIOR TOWN COUNCIL HELD ON THURSDAY,
DECEMBER 4, 2014 AT 7:00 PM IN THE SUPERIOR AUDITORIUM 199 N. LOBB
AVENUE, SUPERIOR ARIZONA, PINAL COUNTY, ARIZONA.**

CALL TO ORDER

Mayor Valenzuela called meeting to order at 7:00 pm.

ROLL CALL

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

PLEDGE OF ALLEGIANCE

Mayor Valenzuela led Council, staff and audience in the Pledge of Allegiance

INVOCATION

Pastor Dennis Van Gorp, Family Life Christian Center gave the invocation

STAFF ATTENDANCE

Town Manager	Margaret Gaston
Town Attorney	Steve Cooper
Police Chief	Mark Nipp
Public Works	Anthony Huerta
Fire Department	Todd Pryor
Library	Josie Campos
Administration Aide	Ruby Cervantes
Town Staff	Nora Miramon
P & Z Administrator	Lawrence Tomasello

PUBLIC ATTENDANCE

Sandra Doyle	Dixie Briegel
Melissa Rabago	Gary Briegel
Tom Spridgen	Bruce Armitage
Nancy Vogler	Tweedy Armitage
Sonnie Sansom	Steve Shapiro
Tina Gutierrez	Jim Schenck
Hank Gutierrez	

SPECIAL PRESENTATION

Ms. Josie Campos - 2014 Spirit of Optimism Champion Proclamation. Josie Campos was chosen as the 2014 Spirit of Optimism Community Champion in Superior, Arizona. Ms. Campos is a leader and inspiration to the community. Her countless hours of service to the community and children of Superior have not gone unnoticed. Mayor Valenzuela hereby proclaims Ms. Campos the 2014 Spirit of Optimism Community Champion and urges all citizens to emulate her selfless actions and generosity within our community.

Ms. Campos, Thank You very much and she would not been able to do all these things without the support of this community. She is proud and has been a part of this community for many years and many more to come.

Councilmember Besich-Lira, Also Ms. Campos has been chosen to be the Grand Marshall for the Miracle on Main Street Parade.

REPORTS

Town Manager-Margaret Gaston, Margaret attended the Pinal County Flood Control District meeting yesterday. They did bring up having a survey done of Superior's entire drainage system. The County will be working with Public Works Supervisor to make sure all areas are identified, in addition to talking to other people.

Margaret has been in contact with Southwest Gas who will be preparing easement documents to move their rectifier from Highway 60 to Mary Road for the Council to review and/or approve.

Margaret also met with ADOT to go over their appraisal for the airport property. Their intention is to purchase some of the property for the expansion of Highway 60. The FAA has to give the Town permission to sell part of the airport.

A meeting with the Town of Florence will be set up for next week to discuss the Dispatch Agreement for the Fire/Ambulance Department. The IGA with Pinal County and the Town of Superior for dispatching should be on the Board of Supervisors meeting agenda for December 17th, 2014.

ADOT officially notified the State Treasurer they should withhold our Excise Tax funds until we repay them or show that we are spending the money correctly. We are working on getting the 2010-2011 audits completed and we are continuing to move forward with that. Also, Senator McGuire called and said she will see if she can help.

Margaret and the Chief are considering not moving the Police Department to Town Hall due to costs. The Chief will get together with Anthony Huerta regarding the repairs and other costs to the current Police Department. If the move does not take place, it will allow us to purchase the much needed safety equipment the Police Department does not have. They will continue to consider all aspects of the move and costs.

Mayor- He received an email and it seems that there is some talk that we have not discussed the audits, excise tax and the HURF funds. He remembers discussing this item and so do other members of this Council. We were told that the excise monies were going to be withheld. Margaret has contacted the State and we are addressing the issue. We are trying to get the audits done which the State mandates we finish the audits. Once we get those audits done we can continue to move forward and continue with the excise funds which are about \$8,000 to \$10,000 a month. He just wanted to be clear that we have nothing to hide. Mr. Rios seems to be so interested in our Town business, maybe he should attend some of our meetings and be more involved in our community.

Councilmember Besich-Lira- She was the one who sent the email to the Mayor and the Town Manager. She feels these needed to be discussed more thoroughly. Although we are working to resolve this problem we could have discussed this in more detail. Also Mayor, you can always pick up the phone or email me when she has a question and not talk in generalities on this issue. She also wants to thank you, Mayor, for bringing this out to the public.

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 November 20, 2014.** Motion to approve the minutes of Regular Council Meeting on November 20th made by Councilmember Besich-Lira, second by Councilmember Estatico, motion carries.

NEW BUSINESS

A. Public Hearing on Ordinance No. 14-124 An Ordinance of the Mayor and Town Council of the Town of Superior, Pinal County, Amending Article 14-02 (Zoning Code) of the Town's Municipal Code by Approving Zone Change No. 2014-02.

Zoning Administrator, Lawrence Tomasello went briefly through the changes and explained why some of these changes were done. This was a public hearing and was opened up for public comments. The next business item will be Ordinance 14-124 approving the zoning changes. The discussion at first was it allowed home delivery, so it was changed to delivery to qualified patients. After brief discussion regarding delivery and the boundaries, this cannot be controlled if deliveries are out of the town limits. Deliveries are only allowed within the town limits with this ordinance. Staff is recommending approval of this Ordinance.

Public Comments:

Sonnie Sansom-What he has to address is about the Open Meeting Law. None of the minutes for Planning and Zoning have been posted for 2014. How can anyone know what is going on if this information is not made available to the public?

Nancy Vogel-She didn't understand what was going on regarding the Marijuana delivery request. She wanted some clarification, the original Ordinance did not allow for that. She does not feel this is a good idea.

Bruce Armitage- He did a lot of research before making a decision on the Marijuana Delivery. There are 40 to 50 cities in Arizona that already allow Marijuana Delivery to qualified patients.

Councilmember Tameron- His concern is that the Town does not violate any laws like CHAW?

Steve Shapiro-Mr. Shapiro took a few minutes to briefly explain CHAW and how home deliveries does not violate any laws. Also he has several patients that have a very difficult time getting out to pick up their medication.

There being no further comments, Mayor Valenzuela closed the public hearing.

B. Ordinance No. 14-124 An Ordinance of the Mayor and Town Council of the Town of Superior, Pinal County, Arizona Amending Article 14-02 (Zoning Code) of the Town's Municipal Code by approving Zone Change No. 2014-02.

Mayor asked if Council had any questions, and if none he called for a motion on Ordinance No. 14-124. Motion to approve Ordinance No. 14-124 an Ordinance of the Town of Superior Amending Article 14-02 by approving Zone Change 2014-02.

Motion to approve Ordinance No. 14-124 made by Councilmember Besich-Lira, second by Councilmember Estatico, motion carries.

AYES: 5 ABSENT: 2 NOES: 0 ABSTENTIONS: 0

- C. Discussion and Approval of the Town of Superior Fire Department's Submission of Assistance to Fire Fighters Grant,** Todd Pryor is working on two grants. The purpose of the assistance to Firefighters Grant is to purchase equipment. The total of the grant is \$17,769. This is a 5% matching grant, and in the paperwork the Federal government budget stated the Town's match is \$846.

Todd is also requesting permission to join with Queen Valley Fire District for a regional grant to submit for six turnouts for the fire department. A total of \$17,539 with a 5% match of \$877, the Town is responsible for paying \$1,723 to match both grants if awarded. The purpose of this project is to improve the well being and safety of our personnel, and to bring us into voluntary compliance with NFPA guidelines regarding the decontamination and maintenance of our Personnel Protective Equipment.

Motion to approve the Town of Superior Fire Department's Submission of Assistance to Fire Fighters Grants made by Councilmember Aguilar, second by Councilmember Besich-Lira, motion carries.

- D. Discussion and Approval of the Town of Superior Fire Department Participating in a Regional Grant with Queen Valley Fire Department for Six Turnouts.** This item was discussed with item C. Motion to approve the Town of Superior Fire Department Participating in a Regional Grant with Queen Valley Fire Department for Six Turnouts made by Councilmember Aguilar, second by Councilmember Besich-Lira, motion carries.

- E. Discussion and Possible Approval of a Collaboration Agreement with Pinal Gila Community Child Services, Inc. Head Start.** Margaret Gaston, this is an agreement between the Town of Superior's Senior Center and Pinal Gila Community Child Services, Inc. /Head Start. The agreement will be for two years, December 2014 through December 2016. Town Attorney has approved the agreement, but requested the Town of Superior be named as an additional insured on their insurance policy. Margaret has spoken to Hilda Cardenas about this.

If we do not have the insurance coverage, it will need to be delayed until the insurance issue is satisfied. This is to protect the Town. The main thing about this agreement is if Head Start has an emergency they can take the kids down to the Senior Center. Motion to approve a collaboration Agreement with Pinal Gila Community Child Services, Inc. Head Start subject to the insurance coverage made by Councilmember Aguilar, second by Councilmember Besich-Lira, motion carries.

CALL TO THE PUBLIC

Jim Schenck-Mr. Schenck just wanted to point out that today is December 4th which is designated as "Dia Del Minero", Day of The Miner. Given Superior's strong mining history, maybe a lot of us were not aware of this day and maybe next year we can have a celebration.

Sonnie Sansom-He stated that this agenda was posted late. The minutes and the agendas are not being posted for the Planning and Zoning on the Town's web site. We are violating Open Meeting Law. A lot of people are not aware of what is going on with Planning and Zoning. Things are being changed and no one is aware of what the changes are.

At the conclusion of the call to the public, individual Town Council members may (1) respond to criticism made by 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, she wanted to let everyone know that the St. Francis Catholic Church and Superior High School Booster Club are having a diaper drive. There are about 170 children under the age of one in our foster care program and they are in desperate need of baby items in Pinal County. Also if anyone is interested in volunteering, this is a great program to do so. Miracle on Main Street is this Saturday and they are still looking for float entries and we have a lot of fun stuff for everyone.

Councilmember Estatico, There is going to be a corn hole tournament on Saturday. It will be right next to Felicia's Ice Cream Shop; this is to help the Superior Food Bank.

Councilmember Tameron, Besich Park looks beautiful with all of the Christmas lights.

Mayor Valenzuela, Mayor read the letter that was written to Resolution Copper from our Attorney, Steve Cooper. We are keeping the communication open and we are moving forward. Mr. Sansom you have filed complaints with the Attorney General and all of those accusations were unfounded. The Town is following the Open Meeting Law and if there is anything the Town can do to make things easier let us know. But we are doing everything right. He wanted to just tell everyone to be safe during all of the festivities and when you travel.

Mr. Cooper, He received a phone call from Resolution Copper Company. He met with RCC this evening at 6:00 pm. Dave Richins and Melissa Rabago were present and she is going to get the minutes to us and he will get those to Council. If Council has any questions please feel free to contact him he will be happy to meet with anyone of the Council.

Manager: Seniors will be going to the St. Mary's Center for a Christmas dinner. The youth of St. Francis Church puts on a dinner for the Seniors each year. They will also be going to Hayden to

enjoy a Christmas Dinner at the Hayden Senior Center on December 12, 2014. The Town will provide the senior van to transport the Seniors to the event.

SCHEDULING OF MEETINGS AND EVENTS

Miracle on Main Street, December 6, 2014, 3:0-11:00 pm

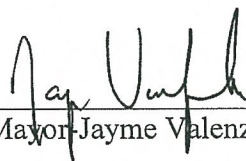
Light parade at 7:00 pm

Planning and Zoning Commission Meeting, December 11, 2014, 6:00 pm

Regular Council Meeting, December 18, 2014, 7:00 pm

ADJOURNMENT

Motion to adjourn meeting made by Councilmember Estatico, second by Councilmember Besich-Lira, motion carries. Meeting was adjourned at 7:55 pm.



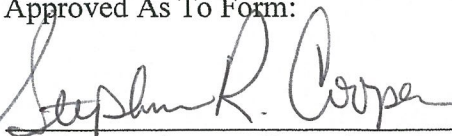
Mayor Jayme Valenzuela

Attest:



Town Manager-Margaret Gaston

Approved As To Form:



Stephen R. Cooper, Town Attorney