

**TOWN OF SUPERIOR
MINUTES
SPECIAL MEETING OF THE
TOWN OF SUPERIOR TOWN COUNCIL**

Pursuant to A.R.S. Section 38-431.02, notice is hereby given to the Superior Town Council and to the public, that a Special Meeting of the Superior Town Council was held on Wednesday, January 6, 2021 at 7:00 p.m. in the Superior Town Hall Auditorium, 199 N. Lobb Ave., Superior, Pinal County, Arizona. The agenda for this meeting is as follows:

Due to the impacts of the COVID-19 pandemic, which have prompted declarations of a public health emergency at both the state and federal levels, this meeting will be conducted using measures to protect public health. Members of the public are encouraged NOT TO ATTEND THE MEETING IN PERSON but instead to attend and listen to the meeting remotely by telephone.

To participate in the meeting telephonically follow the instructions below:

Tele-Conference Participant:

1. At the specified time, dial the Access Number **712-451-0644**.
2. When prompted, enter your Participant Code followed by #.
3. Your Participant Code is **127483 #**.

Participant Star Commands:

- *4-Volume - Pressing *4 will increase/decrease the volume.
- *6-Mute - Participants can mute/unmute their own lines by pressing *6.

We will also be live-streamed on the Town's youtube channel.

<https://www.youtube.com/channel/UCd2f5D2dfTkaazjwNyhAXRA> .

Public access to the Mayor and Council Chambers will be restricted in order to prevent a large or close gathering of the members of the public and to promote social distancing. Additionally, some items on the agenda may be shortened, continued to a future meeting or taken out of order. These steps are part of the effort to limit the number of people who must be physically present, or who might desire to be physically present, at the meeting, and to limit the time of the public meeting.

This meeting will be held remotely through technological means, as permitted under Arizona law.

MINUTES

1. **CALL TO ORDER**

Mayor Besich called the meeting to order at 7:00 PM.

2. **ROLL CALL**

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PRESENT:

Mayor Mila Besich

PRESENT TELEPHONICALLY:

Vice Mayor Michael Alonzo

Council Member Stephen Estatico

Council Member Gilbert Aguilar

Council Member Olga Lopez

Council Member Bruce Armitage

Council Member Vanessa Navarrette – is present. Technical issues on our side.

STAFF PRESENT

Todd Pryor, Town Manager

Ruby Cervantes - Town Clerk

Stephen Cooper – Town Attorney

PUBLIC PRESENT:

Pam Rabago

Jim Schenck - Telephonically

3. **PLEDGE OF ALLEGIANCE**

Mayor Besich led everyone in the Pledge of Allegiance.

4. **INVOCATION**

Council Member Armitage gave the Invocation.

5. **SPECIAL PRESENTATIONS - NONE**

6. **STAFF REPORTS - NONE**

7. **CONSENT AGENDA**

Pursuant to Section 2-4-6 (D), matters listed under the Consent Calendar are considered to be routine and will be enacted by one motion and one vote. 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.

1. Approval of State Department of Liquor Licenses and Control Application for Extension of Premises/Patio Permit for Superior Bar 1 located at 695 W. Main Street, Superior, AZ 85173, owner Traci Norton.

Mayor Besich let public watching know that this is the new Porter's location. They did come in and amend the dates on their application. It was corrected and signed this afternoon,

Motion to approve the Consent Agenda made by Council Member Armitage, second by Vice-Mayor Alonzo, Motion Carries.

AYES -- 7 Mayor Besich, Vice-Mayor Alonzo, Council Members: Estatico, Navarrette, Lopez, Armitage, Aguilar

NOES - 0

ABSENT - 0

ABSTINATIONS -- 0

8. NEW BUSINESS

1. Discussion/Possible Approval of Pre-annexation Agreement with Imerys Perlite USA, Inc.

This agreement sets the translation zoning and the permitting environment for the Imerys properties. The signed annexation petition is attached, and this vote will get us to 70% of the voting owners and 80% percent of the assessed value of the properties in the zoning area, and we can proceed with the annexation ordinance.

FISCAL IMPACT: This will generate property tax, and will also require the development of a planned development zoning plan. This plan will be generated with existing staff and should not create additional expense.

Mayor Besich -- we appreciate Imery's signing onto our annexation

Motion to approve the Pre-Annexation Agreement with Imerys Perlite USA, Inc made by Council Member Estatico, second by Council Member Aguilar, Motion Carries.

AYES -- 7 Mayor Besich, Vice-Mayor Alonzo, Council Members: Estatico, Navarrette, Lopez, Armitage, Aguilar

NOES - 0

ABSENT - 0

ABSTINATIONS -- 0

2. Discussion/ Possible Approval of Ordinance 2021-170, AN ORDINANCE INCREASING THE CORPORATE LIMITS OF THE TOWN OF SUPERIOR, PINAL COUNTY, STATE OF ARIZONA, PURSUANT TO THE PROVISIONS OF TITLE 9, CHAPTER 4, ARTICLE 7, ARIZONA REVISED STATUTES AND AMENDMENTS THERETO, BY ANNEXING THERETO CERTAIN TERRITORY CONTAINING APROXIMATELY 6,000 ACRES GENERALLY LOCATED WEST AND SOUTH OF THE SUPERIOR TOWN LIMITS AND CONTIGUOUS TO THE EXISTING TOWN LIMITS OF THE TOWN OF SUPERIOR; ESTABLISHING A ZONING DESIGNATION WITHIN THE TOWN OF SUPERIOR; PROVIDING SEPARABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

The proposed purchase of the airport and airport contiguous properties under the land exchange in the 2015 NDAA included lands not currently in town limits. In addition the Boyce Thompson has requested the Town annex them into town limits. There are 10 voting properties in the area. Seven have signed the petition, and the votes and assessed property values exceed those required to annex the area. Southwest Gas has also stated that they have signed the petition and mailed it, but as of the time this document was written it has not arrived.

FISCAL IMPACT: The fiscal impact of the annexation will be determined by future development activity in the area. The current property tax assessment is approximately \$7,042.39, and some additional sales tax will be generated.

Mayor Besich stated this is a major milestone for our community. It's increasing us to 12 square miles. Thanks Verna & David Lira, Susie Ketron, and her family for being our first signers. Thanks the Community Development Committee for engaging all the property owners and working with them. Most importantly, this Annexation welcomes the Boyce Thompson Arboretum into our city limits making Superior the official home of this very special place. We appreciate the support of Imerys and Resolution. This will help us protect many special areas that we enjoy recreating in and gives us room to grow and develop and give future leaders the opportunity add to our community. And most importantly tonight I want to thank our Staff, because this has been a huge administrative undertaking, all of the parts and pieces to keep this moving, deadlines and timelines. We owe you a great deal of gratitude keeping this going. This is truly a night of celebration should Council motion to approve this.

Motion to approve Ordinance 2021-170, AN ORDINANCE INCREASING THE CORPORATE LIMITS OF THE TOWN OF SUPERIOR, PINAL COUNTY, STATE OF ARIZONA, PURSUANT TO THE PROVISIONS OF TITLE 9, CHAPTER 4, ARTICLE 7, ARIZONA REVISED STATUTES AND AMENDMENTS THERETO, BY ANNEXING THERETO CERTAIN TERRITORY CONTAINING APROXIMATELY 6,000 ACRES GENERALLY LOCATED WEST AND SOUTH OF THE SUPERIOR TOWN LIMITS AND CONTIGUOUS TO THE EXISTING TOWN LIMITS OF THE TOWN OF SUPERIOR; ESTABLISHING A ZONING DESIGNATION WITHIN THE TOWN OF SUPERIOR; PROVIDING SEPARABILITY; AND ESTABLISHING AN EFFECTIVE DATE made by Vice-Mayor Alonzo, second

by Council Member Lopez, Motion Carries.

AYES – 7 Mayor Besich, Vice-Mayor Alonzo, Council Members: Estatico, Navarrette, Lopez, Armitage, Aguilar

NOES - 0

ABSENT – 0

ABSTINATIONS – 0

3. Discussion/Possible Approval of Incentive for COVID-19 Vaccination.

Covid-19 has been very expensive for the Town, as we have chosen to pay out emergency leave benefits to all of our employees, whether it was required or not. Because we are all essential employees, we have also suffered a very high exposure rate. The best way for us to minimize this expense and protect our employees is to gain 100% vaccination of all of our employees.

With this in mind, we would like to offer a bonus of \$250 per full time employee who gets a vaccination and \$100 for part-time or reserve employee. All the employee would need to do is attach proof of vaccination to their time sheet. They would not be required to submit any private medical information, and a vaccination card is sufficient.

FISCAL IMPACT: This would cost approximately \$9,000.

Vice Mayor Alonzo asked where is the money coming from?

Town Manager Pryor answered we have brought in \$439,000.00 above what we have spent in the general fund. The bank account is healthy. At the beginning of this budget session, we chose take planned expenditures and take them out of the active budget and put them into the contingency in case revenues were impacted by COVID. They have not been impacted to as an extreme as projected. Our revenues are coming in ahead of projection. We do have some higher expenses but our increased revenue is covering our expenses. Has full report he will send out to council tomorrow. This COVID leave is costing us significant money also. So this would off generate a savings if we don't have to pay out leave. He is completely open to any direction the Council gives him. This is a significant choice. It is on the Agenda because he is asking direction from Council. If you want me to change amounts or approach, he is happy to do that.

Council Member Navarrette asked would this be on the Agenda because particular departments, a majority are not wanting to take it? She feels this is reactionary due to a certain department not wanting to take it.

Mr. Pryor stated this is the case.

Council Member Navarrette stated so certain individuals do not take it, they don't feel comfortable. They feel its experimental and don't know the effects. Then it shouldn't matter and it shouldn't affect their decision if they don't want to have it.

Mr. Pryor doesn't disagree. Very complex issue. If this is not acceptable to Council he understands. It is Town Council's decision

Vice-Mayor asked what has been give to employees, as leaders, to educate our staff, to try to persuade. Literature, pros and cons of the vaccine.

Mr. Pryor stated the Pinal County website has all the Pros and Cons. Has told supervisors to share this with employees. Was told not everyone comfortable doing it.

Employees have sicktime. Mandate to extend leave has expired. COVID leave has expired, the benefit expired with mandate.

Mr. Pryor is looking at League and COVID leave. He can bring this discussion back to the next meeting for more options.

Council Member Aguilar asked if they don't take the vaccine now, it could be a significant wait time.

Mr Pryor stated yes. It is now a significant wait time for the 1B's. Once they open it up to 1C it could be months before they get back in the rotation.

Council Member Armitage stated he doesn't like this kind of initiative. It doesn't allow the people to be adults. If they want the vaccine they should get it. The incentive is a good present. Are we going to do this next year to make sure they get the flu shot. It makes him very uncomfortable. We're setting ourselves up for a lawsuit. They need the money. They take the vaccine and get a reaction. Doesn't see the advantage this has. Not to mention we're spending \$9,000.00.

Council Member Estatico, question to Mr. Cooper, is this a gift?

Mr. Cooper stated this decision to bring this to Council was initiated by Town Manager asking for options. The financial incentive, the staff would be protected. Cost of program cheaper?

Vice-Mayor Alonzo asked if Ee has vaccine before this do they still get money?

Mr. Pryor stated yes. Bonus to everyone.

Mayor Besich stated this is a delicate subject. She was shocked that we've been working so hard in the community with our masks. These constant quarantines create a bottle neck in our work loads. This week we have another Town Hall Staff Member out and it creates inefficiencies to get things done. And even if at our next council meeting if the council decides not go on with this generous COVID leave we're going to continue this on. Appreciate Mr. Cooper and Todd being aware of what's going on across the state. We don't have a pressure to approve this right now. We can bring this back to our meeting next week. We can have further discussion on this if everyone needs more time to think this thru. These are our essential workers that are exposed to the public. We've seen the ravages of COVID. I was shocked that we would even have to come into some essentive like this. Our staff has worked hard to get to this point of the vaccine. If this is what we need to help employee do the right thing than this little bit of money doesn't hurt us in the long run.

Mayor asked Council make a motion to Table for further discussion or motion to approve.

Motion to reject the Proposal made by Vice-Mayor Alonzo, second by Council Member Armitage, Motion Carries. Mayor Besich did a Roll Count Vote.

Council Member Navarrette – AYE

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Council Member Lopez – NOE

Council Member Armitage – AYE

Council Member Aguilar – NOE

Council Member Estatico – AYE

Vice-Mayor Alonzo – AYE

Mayor Besich – NOE

AYES – 4 Vice-Mayor Alonzo, Council Members: Navarrette, Armitage, Estatico
NOES – 3 Mayor Besich, Council Members: Lopez, Aguilar,
ABSENT – 0
ABSTINATION - 0

9. CALL TO THE PUBLIC - NONE

10. EXECUTIVE SESSION - NONE

11. REGULAR SESSION

12. A. Direct Town Manager, Town Attorney, Town Staff Counsel to Proceed as Directed in Executive Session.

13. SUMMARY OF CURRENT EVENTS

A. Council Members:

Navarrette – Happy New Year to everyone.

Lopez – Happy New Year. Be healthy and safe.

Armitage – Happy New Year.

Aguilar – Happy New Year. Thanked Staff for all the work on the Annexation.

Estatico – Happy New Year. Great job on Annexation.

Vice Mayor Alonzo – Happy New Year. Thanked everyone for work on annexation. Big step for us.

B. Mayor- Happy New Year. We do have our regular meeting next week with hopefully more updates. Thank you to Staff and everyone who supported the Annexation. Hopefully in future we can celebrate.

C. Town Manager

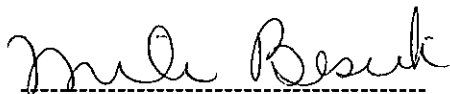
14. SCHEDULING OF MEETINGS AND EVENTS
All meetings are held at Town Hall.

Town Council	01/14/2021	7:00 PM
Emergency Services Committee	01/21/2021	6:00 PM
Community Development Committee	01/28/2021	6:00 PM
Planning & Zoning Committee	02/04/2021	6:00 PM
Town Council Meeting	02/11/2021	7:00 PM

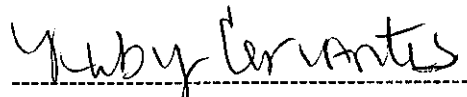
15. **ADJOURNMENT**

Motion to adjourn the meeting made by Council Member Aguilar, second by Council Member Lopez, Motion Carries. Meeting of the Town Council adjourns at 7:33 PM.

AYES – 7 Mayor Besich, Vice-Mayor Alonzo, Council Members: Estatico, Navarrette, Lopez, Armitage, Aguilar
NOES - 0
ABSENT – 0
ABSTINATIONS – 0



Mila Besich, Mayor



Ruby Cervantes, CMC Town Clerk