

**Notice of Public Meeting**  
**Town of Superior**  
**Regular Council Meeting**  
**Thursday – September 6, 2012 - 7:00 P.M.**  
**Superior Senior Center**  
**360 W. Main Street, Superior, AZ 85173**

- A: CALL TO ORDER:**
- B. SALUTE TO THE FLAG:**
- C. OPENING PRAYER:**
- D. ROLL CALL:**

The Mayor and Council may vote to go into executive session for legal advice with the attorney or attorneys of the public body, pursuant to A.R.S. section 38-431.01(A)(3), or for discussion or consideration of records exempt by law from public inspection, pursuant to A.R.S. section 38-431.01(A)(2), on any item listed on the agenda.

**E. CONSENT AGENDA:**

1. Approval of Minutes for: Work Session June 26, 2012, Public Hearing and Regular Meeting August 2, 2012;
2. Approval of Blanket Permit Renewal for Superior Food Bank for ongoing fundraising;
3. Approval of Blanket Permit Renewal for Family Life Christian Center for ongoing fundraising;
4. Approval of Minutes for Executive Session Meetings of August 2, 2012.

**F. REPORTS:**

N/A

**G COMMUNICATION:**

1. Manager's Report – Interim Town Clerk – Rita M. Wentzel:
  - Notice of Resignation from Edward Johnston, Public Works;
  - Letter of Resignation from Lt. Michael Campbell, Police Department;
  - Letter of Resignation from Cindy Tracy, Independent Minute Taker;
  - Status of Internal Posting for Senior Center Cook;
  - Status of Posting for Finance Clerk;
  - Status of Posting for Public Works Laborer;
  - Letter dated August 16, 2012 from the Auditor General's Office in follow-up to the Pinal County Excise Tax Audit, providing for a six-month extension to implement recommendations;
  - Request for Participation in Focus Group on Wednesday, September 26, 2012 from 6:00pm at the Superior Senior Center;
  - Request for Participation in Ray Land Exchange Supplemental Environmental Impact Statement;
  - Request for Comment on Superior Abandoned Mine Lands Remediation Project; Completed E-13 - Authority to Use Grant Funds for CDBG 140-12 – Superior WWTP Improvements;
  - Proposed Auction of Five Police Vehicles and One Public Works Van by Sierra Auctions;
  - Presentation by Mark Romo, Branch Manager, Bank of the West, Superior.

**H. CALL TO THE PUBLIC:**

Speakers are limited to a three-minute oral presentation and may submit written comments of any length for Council files. The Council is required by law to accept any materials presented. At the conclusion of

the call to the public, individual Council Members may respond to criticism made by those individuals who have addressed the Council, and may ask staff to review a matter and place it on a future agenda. However, Council Members may not discuss or take action on a matter raised during a call to the public, unless that item is already on the agenda, and are not obligated to comment upon materials or presentations made by the public.

**I. BUSINESS, POSSIBLE DISCUSSION AND OR ACTION ON THE FOLLOWING:**

1. PUBLIC HEARING – SP2012-31-5 Site Plan Review, Resolution Copper Core Processing Facility.
2. Presentation – Cobre Valley Regional Medical Center Administration Team.
3. Discuss/Approve/Reject: SP2012-31-5 Site Plan Review, Resolution Copper Core Processing Facility.
4. Discuss/Approve/Reject: Approval of the Settlement and Mutual Release Agreement with Chief Luigi Digirolamo and Lt. Michael Campbell
5. Discuss/Approve/Reject: Letter of Proposal from Resolution Copper Mining regarding immediate cash flow assistance.
6. Discuss/Approve/Reject: Renegotiation of the Emergency Services Agreement dated April 17, 2008 by and between Resolution Copper Mining LLC and the Town of Superior.
7. Discuss/Approve/Reject: Renegotiation of the Amended and Restated Mutual Benefits Agreement dated January 6, 2011 by and between Resolution Copper Mining LLC and the Town of Superior.
8. Discuss/Approve/Reject: Reinstatement of the Annexation Committee, Identification of Current Committee Members, Appointment of Committee Members and Development of Timeline for Meetings.

**J. 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)

A-1 – PERSONNEL:

A-3 – LEGAL ADVICE WITH ATTORNEY: Discussion or consultation for legal advice with the attorney or attorneys of the Town regarding possible settlement of a claim made by Luigi Digirolamo and Michael Campbell.

A-3 – LEGAL ADVICE WITH ATTORNEY: Discussion or consultation for legal advice with the attorney or attorneys of the Town regarding validity of the Mutual Benefits Agreement in light of current council member indictment, potential conviction or acquittal.

A-3 – LEGAL ADVICE WITH ATTORNEY: Discussion or consultation for legal advice with the attorney or attorneys of the Town regarding renegotiation of the Mutual Benefits Agreement and/or Emergency Services Agreement.

A-7 – LEGAL ADVICE WITH ATTORNEY REGARDING SALE, LEASE OR PURCHASE OF REAL PROPERTY:

**K. COUNCIL COMMENTS:**

**L. FUTURE AGENDA ITEMS:**

1. H.B. 2826 modifying the consolidated election dates for political subdivisions;
2. Update regarding the ADOT US 60 Silver King Section & Superior Streets Project and the LOST Trail Re-route;
3. David Smith Presentation regarding Lot #3, Superior Industrial Park;
4. Update regarding the IGA with Pinal County for Animal Control services;
5. Provide dedicated communications line to monitor calls from alert pendants.

**M. ADJOURNMENT:**

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CERTIFICATE OF POSTING

PLACES POSTED: Superior Town Hall: 199 W. Lobb Avenue, Superior

Senior Center: 360 W. Main Street, Superior

Post Office: 25 N. High School Avenue, Superior

MEETING DATE: September 6, 2012 POSTED: September 5, 2012

POSTED BY: \_\_\_\_\_  
Rita M. Wentzel, Interim Town Clerk / Time:

NOTICE TO PERSONS WITH DISABILITIES

Reasonable efforts will be made to assist and accommodate physically disabled persons desiring to attend the meeting. Please call the Town Hall Office at 520-689-5752 in advance so that arrangements may be conveniently made.

EQUAL OPPORTUNITY NOTICE

Town of Superior is an Equal Opportunity Employer and will not discriminate against employees or applicants for employment or services in an unlawful manner.

# **PUBLIC NOTICE**

NOTICE IS HEREBY GIVEN TO THE MEMBERS OF THE SUPERIOR TOWN COUNCIL AND TO THE GENERAL PUBLIC THAT A REGULAR MEETING, OPEN TO THE PUBLIC, WILL BE HELD ON:

**THURSDAY  
SEPTEMBER 6, 2012  
7:00 P.M.  
AT**

**SUPERIOR SENIOR CENTER  
360 W. MAIN STREET  
SUPERIOR, ARIZONA 85173**

On the Agenda will be consideration of Executive Session pursuant to A.R.S. §38-431.03(A-1, A-3 & A-7).

Agendas for the Public and Executive Session will be posted and available to the public at least twenty-four (24) hours prior to the meeting. Agendas are available at the Superior Town Hall, N. 199 Lobb Avenue, Superior, Arizona during regular business hours.