

SUPERIOR TOWN COUNCIL

Regular Meeting – June 6, 2013 - **ACTIONS**

PURSUANT to A.R.S. Section 38-431.02, notice is hereby given to the Superior Town Council and to the general public, that a Regular Meeting of the Superior Town Council will be held on Thursday, June 6, 2013, at 7:00 p.m. in the Superior Senior Center, 360 W. Main Street, Superior, Pinal County, Arizona. The agenda for this meeting is as follows.

Call to Order.

Roll Call.

Invocation.

Pledge of Allegiance.

1. OATH OF OFFICE:

2. SUMMARY OF CURRENT EVENTS:

- A. Council Members
- B. Mayor
- C. Town Manager

3. SPECIAL PRESENTATIONS: Presentations, Proclamations, Awards, Guest Introductions and Announcements.

- A. Recognition of Chief Luigi Digirolamo
- B. Presentation of RICO Checks for Substance Abuse and Youth Programs by Sheriff Paul Babeu
- C. Presentation of Summer Recreation Program by Ms. Terry Villaverde (to be presented at the meeting)
- D. Introduction of Sgt. Pat Ramirez from the Pinal County Sheriff's Office as Sgt. In Charge of the Superior Police Department

4. CONSENT CALENDAR: 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.

- A. Consideration of Approval of Council Meeting Minutes:

Town of Superior Regular Meeting Agenda

Page 2 of 4

June 6, 2013

1. Work Session of May 15, 2013, Regular Meeting of May 16, 2013 and Special Meeting, May 22, 2013
2. Executive Session Meetings of May 2 and May 16, 2013
- B. Consideration and Approval of a Blanket Permit request for the Superior Historical Society for 2013-2014 annual fundraising activities
- C. Consideration and Approval of Letter of Resignation from Rita M. Wentzel, Finance Director/Town Clerk to be effective June 21, 2013

APPROVED.

5. **NEW BUSINESS:**

- A. Discussion and Consideration of Arizona Department of Transportation (ADOT) plans for the US 60 Silver King – Superior Streets Project

6. **ACTION ITEMS:**

- A. Discussion and Consideration of Approval of Agreement from Native Environmental, L.L.C. for Phase I of the Superior Transfer Station Clean-up—Not to Exceed \$56,341.65

APPROVED.

- B. Discussion and Consideration of Contract Addendum for Engineering Services between Willdan and the Town of Superior for the Preliminary Engineering Report under the Water Infrastructure Finance Authority (WIFA) Planning and Design Assistance Grant Agreement approved on April 18, 2013—Not to Exceed \$37,800.00

APPROVED.

- C. Discussion and Consideration of the Community Swimming Pool & Aquatic Center Fee Schedule

APPROVED.

Town of Superior Regular Meeting Agenda

Page 3 of 4

June 6, 2013

- D. Resolution No. 545 – A Resolution of the Mayor and Town Council of the Town of Superior, Pinal County, Arizona, Declaring and Adopting the Results of the General Election Held on May 21, 2013

APPROVED.

- E. Discussion and Consideration of Interim Police Chief, Finance Director and Town Clerk

APPROVED.

- F. Resolution No. 543 – A Resolution of the Mayor and Council of the Town of Superior, Arizona Pursuant to A.R.S. 9-802 Declaring as a Public Record for Purposes of Adoption by Reference that Certain Document Entitled the “Superior Town Code,” Three (3) Copies of Which are on File With the Town Clerk

- G. Ordinance No. 115 – An Ordinance of the Mayor and Council of the Town of Superior, Arizona Adopting the Superior Town Code Which was made a Public Record by and Through the Adoption of Resolution No. 543; Repealing any and all Other Ordinances and Parts of Ordinances in Conflict Therewith; and Providing for Penalties for the Violation Thereof; and Requiring the Posting and Publishing of this Ordinance as Required by Law

7. CALL TO THE PUBLIC:

Any citizen desiring to speak on a matter that IS NOT scheduled on this agenda may do so at this time. Comments may be limited to three minutes per person and shall be addressed to the Town Council as a whole, and not to any individual member. Issues raised shall be limited to those within the jurisdiction of the Town Council. Pursuant to the Arizona Open Meeting Law, the Town Council cannot discuss or act on items presented at this time. 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.

8. EXECUTIVE SESSION:

- A. Confidentiality Statement
- B. Discussion or consultation with the attorneys of the public body for legal advice and in order to consider its position and instruct its attorneys regarding the public body’s position regarding contracts that are the subject

Town of Superior Regular Meeting Agenda

Page 4 of 4

June 6, 2013

of negotiations, in pending or contemplated litigation, or in settlement discussions conducted in order to avoid or resolve litigation. Pursuant to A.R.S. Section 38-431.03 (A) (3) & (4).

a. IGA – Pinal County Sheriff’s Office (PCSO)

C. Discussion or consultation with the attorneys of the public body for legal advice. Pursuant to A.R.S. Section 38-431.03 (A) (3)

a. Wilt Litigation

D. Discussion or consideration of employment, assignment, appointment, promotion, demotion, dismissal, salaries, disciplining or resignation of a public officer, appointee or employee pursuant to A.R.S. 38-531.03 (A) (1)

a. Town Manager / Town Attorney

9. POST EXECUTIVE SESSION:

Consideration of any item on the Executive Session portion of this agenda, which the Council may wish to take action upon in Open Session.

D. Discussion or consideration of employment, assignment, appointment, promotion, demotion, dismissal, salaries, disciplining or resignation of a public officer, appointee or employee pursuant to A.R.S. 38-531.03 (A) (1)

a. Town Manager / Town Attorney

MOTION: Council Member Peralta moved that Mr. Graves will be retained as Town Attorney/Manager until the position of a permanent full-time Town Manager/Clerk is filled and then he will continue as Town Attorney only. Mr. Graves will have permission to continue the search for a temporary full-time finance manager and continue the search for a permanent finance manager. Council Member Estatico seconded.

Mayor Valenzuela asked if there were any questions or comments and also queried Mr. Graves, who said he would stand by the agreement.

VOTE: The motion passed 6 to 1 with Council Member Tameron opposed.

10. SCHEDULING OF MEETINGS:

JUNE 19, 2013 BUDGET WORK SESSION, 6:30PM – PAT WALKER
CONSULTING

Town of Superior Regular Meeting Agenda

Page 5 of 4

June 6, 2013

11. ADJOURNMENT.

SCHEDULED MEETINGS / EVENTS:

PLANNING & ZONING COMMISSION MEETING JUNE 13, 2013 at 6:00 P.M.

REGULAR COUNCIL MEETING JUNE 20, 2013 at 7:00 P.M.

THE TOWN COUNCIL RESERVES THE RIGHT TO ADJOURN INTO EXECUTIVE SESSION WHEN NEEDED FOR LEGAL CONSULTATION OF THE ABOVE SHOWN ITEMS. A.R.S. SEC. 38-431.03 (A)(3) AND (A)(4).

HANDICAPPED INDIVIDUALS WITH SPECIAL ACCESSIBILITY NEEDS MAY CONTACT THE TOWN OF SUPERIOR AT 520-689-5752 AT LEAST 72 HOURS IN ADVANCE.

I, Rita M. Wentzel, do hereby certify that the foregoing notice was posted on June 5, 2013, at 5:30 p.m.

Rita M. Wentzel, Town Clerk