

**TOWN OF SUPERIOR  
MINUTES  
NOTICE OF REGULAR 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 Regular Meeting of the Superior Town Council was held on Thursday, October 14, 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:

This Meeting was live-streamed on the Town's youtube channel.

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

**Public access to the Mayor and Council Chambers may 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.**

1. **CALL TO ORDER**

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

2. **ROLL CALL**

PRESENT:

Mayor Mila Besich  
Vice-Mayor Michael Alonzo  
Council Member Vanessa Navarrette  
Council Member Olga Lopez  
Council Member Gilbert Aguilar

ABSENT

Council Member Stephen Estatico – Excused.  
Council Member Bruce Armitage- Excused

STAFF:

Todd Pryor, Town Manger  
Ruby Cervantes, Town Clerk  
Stephen Cooper, Town Attorney

**3. PLEDGE OF ALLEGIANCE**

Mayor Besich led everyone present in the Pledge of Allegiance.

**4. INVOCATION**

Vice-Mayor Alonzo gave the Invocation.

**5. SPECIAL PRESENTATION**

Proclamation for “CELEBRATE COMMUNITY”. Celebrate Community encourages clubs to reach out to one another to work together on projects that improve and benefit local communities.

Mayor Besich recognized Hesston Klenck and Jim Schenck who were in the audience and members of Rotary.

**6. STAFF REPORTS**

Mayor- Thanked Staff and Council for participating in State of the Town Event which the community enjoyed and many of our great partners shared a lot of our successes the last several years. Last night at our CWG Meeting we had a good presentation from the Hopi Tribe regarding the tribe monitoring program. All they went through with Resolution Copper and they really encouraged when discussions came out how we can all work together with our indigenous friends for future cultural activities.

Our RUG meeting yesterday met with community officials from ADOT in regards to the construction project of the Queen Creek Bridge which will be getting started in 2023. This construction could potentially be a struggle for us. How things could go, how to keep the trails open.

Manager – 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 Minutes of Special Town Council Meeting on September 9, 2021.
2. Approval of Minutes of Regular Town Council Meeting on September 9, 2021.
3. Approval of Capital Expenditures for the Police Department through funding from Resolution Copper Mining in the amount of \$15,000.00. This was approved by the Emergency Services Committee on September 16, 2021.

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4. Approval of Capital Expenditures for the Fire Department through funding from Resolution Copper Mining in the amount of \$58,766.86. This was approved by the Emergency Services Committee on September 16, 2021.
5. Approval of Town of Superior Alcohol Permit for Social Club/Olga Lopez for Horseshoe/Corn Hole Tournament at the US 60 Park Horseshoe Area on October 16, 2021 from 10:00 AM to 10:00 PM.
6. Approval of Town of Superior Alcohol Permit for Edward F. Denogean for a Celebration of Life Memorial at the Magma Club, 34 Kumpke Court, on October 9, 2021 from 8:30 AM to 6:30 PM.
7. Approval of Town of Superior Alcohol Permit for Desiree S. Berumen for a Luncheon at the Magma Club, 34 Kumpke Court, on October 16, 2021 from 2:00 PM to 12 Midnight.
8. Approval of Town of Superior Alcohol Permit for Andrea Bogenschutz for a Baby Shower at the Magma Club, 34 Kumpke Court, on November 13, 2021 form 10:00 AM to 8:00 PM.
9. Approval of Town of Superior Alcohol Permit for Henry (Hank) Gutierrez for a Celebration of Life at the Magma Club , 34 Kumpke Court, on January 8, 2022 from 10:00 AM to 8:00 PM.
10. Approval of Town of Superior Alcohol Permit for Superior Optimist Club/JoAnn Besich for Magma Royal to be held at the Magma Club, 34 Kumpke Court, on January 15, 2022 from 2:00 PM to 11:59 PM.
11. Approval of Arizona Department of Liquor Licenses and Control Application for Special Event License for JoAnn Besich for the Superior Optimist Club for Magma Royal to be held at the Magma Club, 34 Kumpke Court, on January 15, 2022 from 2:00 PM to 11:59 PM
12. Approval of Agreement of Local First Arizona Foundation and the Town of Superior. The Town desires to retain Local First to provide the said services including distributing local COVID 19 disaster relief payments to local businesses in the Town of Superior.
13. Approval of Town of Superior designating Town of Superior as its Destination Marketing Organization (DMO).
14. Approval of First Amendment to Purchase and Sale Agreement between Viel Gluck Limited Partnership, an Arizona limited partnership and the Town of Superior, an Arizona Municipal Corporation. The closing date has hereby been extended until January 3, 2022. This is for the Old Superior High School purchase.

15. Department Reports:

Fire  
Police  
Public Works  
Library  
Senior Center  
Sanitation  
Town Engineer

**Motion to accept the Consent Agenda made by Council Member Lopez, second by Council Member Aguilar, Motion Carries.**

AYES - 5 Mayor Besich, Vice-Mayor Alonzo, Council Members: Lopez, Aguilar, Navarrette,

NOES - 0

ABSENT - 2 Council Members: Armitage, Estatico

ABSTINATION - 0

**8. NEW BUSINESS**

- A. Public Information Meeting on the Proposed USDA Rural Development Funding Assistance. This is a requirement from USDA.

**RECOMMENDATION:** This is an informational item only.

**DISCUSSION:** The Town of Superior has applied to the USDA Rural Development for funding assistance for development of a Multi-Generational Center. A public meeting is being held today to discuss the specific elements of the application and to give the residents in the local area an opportunity to become acquainted with the proposed project. The residents may provide comments on such items as economic and environmental

Mayor Besich stated we did receive a letter from USDA that they will be giving us an \$800,000.00 loan for the purchase of the Multi Gen Center. To complete the actual application we have several more steps and this is one of them. This is a public hearing that was posted in the Superior Sun for at least 10 days.

Mayor Besich asked if anyone wanted to make a comment to go to the microphone and provide any comments. The Public hearing is now open.

Mr. Pryor - This is a comment for Council, I believe this is our 4<sup>th</sup> Public Hearing on the Multi-Gen Center and the High School. The USDA requires a specific format and we have submitted all the public engagement we have done on facebook, website but they wanted a specific format.

Mayor Besich - We have to have a specific public meeting that is noticed and there will be official minutes.

Mr James Schenck stated lets get on with it.

Mayor Besich – If there is no other comments or questions from Council, Staff or the Public, the public hearing is closed.

- B. Discussion/Possible Approval of Piggyback Contract between Ellison-Mills Construction LLC and the Town of Superior. The project for Western Ave and part of Valentine Street. The cost is \$192,091.81.

**RECOMMENDATION:** Staff recommends approving this contract.

**DISCUSSION:** This is a scheduled project under the Transportation Pavement Study.

**FISCAL IMPACT:** This will be paid entirely with HURF funds.

Council Member Navarrette asked if this is the contractor that has been doing the work for us or is this a different one.

Mr Pyror answered yes. They did Stone and Porphyry. We are piggybacking on an existing contract so it makes it quick.

**Motion to approve Piggyback Contract between Ellison-Mills Construction LLC and the Town of Superior made by Council Member Navarrette, second by Council Member Navarrette, second by Council Member Aguilar, Motion Carries.**

AYES - 5 Mayor Besich, Vice-Mayor Alonzo, Council Members: Lopez, Aguilar, Navarrette,

NOES – 0

ABSENT – 2 Council Members: Armitage, Estatico

ABSTINATION – 0

- C. Discussion/Possible Approval of Revised Resolution 2121-642 , A REVISED RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SUPERIOR, ARIZONA, AMENDING TOWN OF SUPERIOR COUNCIL RESOLUTION NO. 6, INCREASING THE COMPENSATION FOR THE MAYOR AND COUNCIL MEMBERS OF THE TOWN OF SUPERIOR; REPEALING ALL PRIOR RESOLUTIONS REGARDING SAME; AND DESIGNATING AN EFFECTIVE DATE.

**RECOMMENDATION:** This is a Town Council Decision.

**DISCUSSION:** This item was tabled at the September 9, 2021 Town Council Meeting so staff could get more information on a Pay Parady Study. Adopt Resolution 2121-642 as revised by Council. The compensation for the officers as set forth in this Resolution shall be effective for officers of the Town of Superior sworn into office after the November 8, 2022, General Election.

**FISCAL IMPACT:** This will be budgeted for in the 22-23 Budget

Council Member Navarrette thanked Town Manager for sending the study.

Council Member Aguilar – say we ok it and we go into some budget problems, are we going to hold off on this for a period of time until we get back on our feet.

Town Attorney Mr. Cooper – Section 4 basically says that No. 1 you can repeal the Resolution at any time. Also provision section 4 that says nothing in the Resolution requires a Town Officer to accept compensation for serving on Town Council. And such officer may renounce the right to receive compensation by a written statement to the Town Clerk. So, Council Members (1) have an option to opt out and (2) if you get to the hard times, you can certainly go back and revisit this Resolution. You can't give yourself a raise, but you can sure cut your pay.

Mr. Pryor – Just for the record, the last one was adopted in 1976 and hasn't been changed since. But they have adjusted it for recession and everything else. So it has been done many times in the past. We can't find any Resolution that raised it to the level that was being paid when it was suspended. So if it was done improperly 20 years ago, there is not much can do about that. This is the formal correct adopted way for a pay increase. As far as the amounts, from my look at the pay study, the amounts that are on the Resolution is the minimum any town pays, pays at least that much. Many of them pay twice that. There is no real rhyme or reason to it based on your size. From what I can see, its not even based on the financial health of the community. It's a Council Action.

Council Member Navarrette would like to propose adjusting the Mayor amount on this Resolution to \$600.00 at least.

**Motion to approve Resolution 2121-642 with amendment to Mayor's salary,  
RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SUPERIOR,  
ARIZONA, AMENDING TOWN OF SUPERIOR COUNCIL RESOLUTION NO.  
6, INCREASING THE COMPENSATION FOR THE MAYOR AND COUNCIL  
MEMBERS OF THE TOWN OF SUPERIOR; REPEALING ALL PRIOR  
RESOLUTIONS REGARDING SAME; AND DESIGNATING AN EFFECTIVE  
DATE made by Council Member Navarrette, second by Vice-Mayor Alonzo,  
Motion Carries.**

AYES - 5 Mayor Besich, Vice-Mayor Alonzo, Council Members: Lopez, Aguilar,  
Navarrette,

NOES - 0

ABSENT - 2 Council Members: Armitage, Estatico

ABSTINATION - 0

D. Discussion/Possible Approval of Resolution No. 2021-643, A RESOLUTION OF THE TOWN OF SUPERIOR APPROVING THE FISCAL YEAR 2020-2021 GENERAL FUND BUDGET TRANSFERS PROVING FOR AN EFFECTIVE DATE.

**RECOMMENDATION:** Staff recommends approving Resolution 2021-643, approving the 2020-2021 Fiscal Year General Budget Transfers.

**DISCUSSION:** This is a yearly adjustment.

Town Council authorizes the following budget transfer to adjust budgeted amounts for the indicated accounts for Fiscal Year 2020-2021:

TRANSFERS TO

Library	\$5,000.00	100-13
Parks	\$8,000.00	100-12
Engineer	\$8,000.00	100-10
Cemetery	\$10,000.00	230-00
Swimming Pool	\$15,000.00	100-11
Town Manager	\$27,500.00	100-01
Senior Center-Home Delivery	\$60,000.00	100-16
Senior Center-Congregate Meals	\$65,000.00	100-15
Administration	80,000.00	100-05
Transfer Station	\$95,000.00	200-00
Public Works	\$115,000.00	100-09
Police	\$240,000.00	100-07

TRANSFERS FROM

Grants Fund	-\$528,500.00	500-00
Contingency	-\$200,000.00	100-00

**Motion to approve Resolution 2021-643, approving the 2020-2021 Fiscal Year General Budget Transfers made by Council Member Aguilar, second by Council Member Lopez, Motion Carries.**

AYES - 5 Mayor Besich, Vice-Mayor Alonzo, Council Members: Lopez, Aguilar, Navarrette,

NOES – 0  
ABSENT – 2 Council Members: Armitage, Estatico  
ABSTINATION - 0

- E. Discussion/Possible Approval to initiate the purchase of the Airport Adjacent Properties as presented in the Southeast Arizona Land Exchange and Conservation Act.

**DISCUSSION:** This Council Action item will authorize the Town of Superior to officially submit the paperwork to the federal government, Department of Interior, to purchase the Airport Adjacent properties and the reversion right to the Superior Municipal Airport as described in the Southeast Arizona Land Exchange and Conservation Act.

We anticipate that the final appraisal of the properties will be completed soon and due to the timelines set forth by the Department of Interior on the moratorium on drilling on these properties, we must be prepared to begin the purchasing process.

**FISCAL IMPACT:** This will have financial impact on the Town of Superior. Funding for the purchase and development will be arranged through third party, public-private agreements. The properties once developed will create additional sales and property tax revenues for the Town.

**Motion to approve to initiate the purchase of the Airport Adjacent Properties as presented in the Southeast Arizona Land Exchange and Conservation Act made by Council Member Lopez, second by Council Member Aguilar, Motion Carries.**

AYES - 5 Mayor Besich, Vice-Mayor Alonzo, Council Members: Lopez, Aguilar,  
Navarrette,  
NOES – 0  
ABSENT – 2 Council Members: Armitage, Estatico  
ABSTINATION – 0

- F. Discussion/Possible Approval of Town Council to authorize Town Manager Todd Pryor to sign Contract with Contractor for CDBG Contract #134-21 for Blight Abatement and Prevention.

This is a Town Council Decision.

Discussion: The contractor for the CDBG Project 134-21 for Blight Abatement and Prevention has been chosen but we have not received a contract. When we do get it, we would like to have it signed immediately to get the project started. Therefore, we are asking the Council to give Mr. Pryor authorization to sign the contract. Our next Town Council Meeting will be on Monday, November 29, 2021.

Motion to authorize Town Manager Todd Pryor to sign Contract with Contractor for CDBG Contract #134-21 for Blight Abatement and Prevention made by Council Member Aguilar, second by Council Member Navarrette, Motion Carries.



AYES - 5 Mayor Besich, Vice-Mayor Alonzo, Council Members: Lopez, Aguilar,  
Navarrette,  
NOES - 0  
ABSENT - 2 Council Members: Armitage, Estatico  
ABSTINATION - 0

**9. CALL TO THE PUBLIC**

Jim Schenk – Lost would like to thank Carlotta for coming back today and cleaning trail next to US 60 Park. Would like to thank people for turning up for Music in the Park and the Fundraiser for Lost next Friday. On Saturday, the Forest Service, Local First, AZ Trails, and LOST will meet at the Airport at 6:00 AM and there is a clean-up along the burro run route. For Rebuild Superior, thank you all for attending the State of the Town Address and participating in the Auction and supporting Rebuild.

**Sue Anderson – Good Evening.** Reminding everyone about the Superior Mining Festival and Burro Run. We did have to eliminate the Chihuahua Races. Burros do not like dogs. Be careful with your dogs. There are 80 burro teams. Because of Burro Race, the Parade will be at 11:00 AM on Sunday Oddenetto and Staff will be the Grand Marshal for the Parade and they will bring big rigs. . The Theme is “From Burros to Big Rigs”. Ana Vargas has games and kid activities. Rick and his group doing great job with entertainment.

Rick Cartier – we are going to have celebrity bartenders. We have 2 t-shirts for sale so far. We still have poop squares.

**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**

Aguilar – Hope everybody shows up for festival. Bring your families.

Lopez – the weather is beautiful. Get ready for the festival. Stay healthy.

Navarrette – Looking forward to Trunk or Treat. The cemetery clean-up is 6:00 AM on Saturday.

Vice-Mayor Alonzo- Great job on all the events. We wont see you next month til after Thanksgiving so have a Happy Thanksgiving with your families and be thankful for everything you have.

**B. Mayor Besich– the Smith Building Green Houses have been repaired and are being dedicated Saturday. On Sunday the Arboretum will be open to everyone to see them.**

Congratulation to the Chamber who received one of the AOT awards Festival Promotional Award Grants from the State of Arizona, the Governor's award. We got our annual email from the Auditor General that our Excise taxes have been handled well. We get to keep our Excise Tax money and they won't be keeping it and we are in Compliance. Town of Superior and Town of Mammoth are in compliance The Shred a thon is on Saturday. And they will take hard drives too.

- C. Town Manager- We will be closing on the Stone dip lots on the 25<sup>th</sup> of this month. So expect to see social media posts out trying to get public input on the eventual park so everyone is aware it is going to happen so we can get all inputs into the park decision. Lots of partners that are going to participate in that; AZ Water, Rebuild and Arboretum have all said that they want to participate in the design.

**14. SCHEDULING OF MEETINGS AND EVENTS**

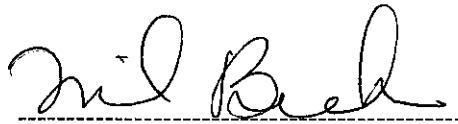
**All meetings are held at Town Hall.**

Emergency Services Committee	10/21/2021	6:00 PM
Community Development Committee	10/28/ /2021	6:00 PM
Planning & Zoning Committee	11/04/2021	6:00 PM
Town Council Meeting	11/29 /2021	7:00 PM

**15. ADJOURNMENT**

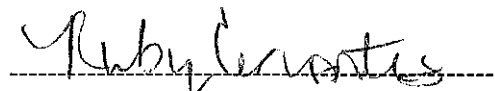
**Motion to adjourn the meeting of the Town Council made by Council Member Lopez, second by Council Member Aguilar, Motion Carries. Meeting adjourns at 7:30 PM.**

AYES - 5 Mayor Besich, Vice-Mayor Alonzo, Council Members: Lopez, Aguilar, Navarrette,  
NOES - 0  
ABSENT - 2 Council Members: Armitage, Estatico.  
ABSTINATION - 0



Mila Besich, Mayor

ATTEST:



Ruby Cervantes, Town Clerk