

TOWN OF SUPERIOR
LEGAL STATEMENT
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, July 14, 2022 at 7:00 p.m. in the Superior Town Hall Auditorium, 199 N. Lobb Ave., Superior, Pinal County, Arizona. The agenda for the meeting is as follows:

This Meeting will be 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
2. ROLL CALL
3. PLEDGE OF ALLEGIANCE
4. INVOCATION
5. SPECIAL PRESENTATIONS
6. STAFF REPORTS

Mayor
Manager
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.

Town of Superior Regular Meeting
July 14, 2022
Page 2 of 5

1. Approval of Minutes of Regular Town Council Meeting on June 9, 2022.
2. Approval of Funding Agreement between Resolution Copper Mining LLC and the Town of Superior. Resolution pledges and commits to give Town of Superior \$5,000.00 to sponsor the Annual 4th of July event.
3. Approval of Lease Agreement between Town of Superior and Medassure Inc. to lease one room known as Classroom 5 and shared use of the common space located in Superior Town Hall located at 199 N. Lobb Avenue, Superior, AZ 85173. Term of lease is month to month. Lessee agrees to provide a housing stipend of \$250.00 per month for an initial term no to exceed one (1) year. Thereafter the Lease terms shall be subject of review by the Superior Town Council.
4. Approval of Brownfields Assessment Coalition Memorandum of Agreement between the following Parties: Gila County, Pinal County, City of Globe, Town of Superior, Town of Miami, and Town of Winkelman. This MOA is entered into for the purpose of documenting the roles and responsibilities of the various parties involved in the Assessment Coalition, with regard to EPA Cooperative Agreement No: 98T22801.
5. Approval of Agreement between Town of Superior and Town of Miami for Public Service Activities. The Miami Senior Center will prepare the congregate and homebound meal for the Superior Senior Center. Superior agrees to pay \$6.00 per congregate meal and \$6.50 per homebound meal. This amount will automatically increase by 5 percent (5%) each fiscal year beginning on July 1, 2023.
6. Approval of Proposal between Ellison-Mills Construction and the Town of Superior for the Belmont and US 60 reconstruction and repaving at intersections. The proposed cost is \$66,245.40.
7. Approval of Memorandum of Understanding (MOU) between the Town of Superior and Town of Mammoth for Police Background Checking Services.
8. Approval of Construction Contract for the Town of Superior (“hereinafter called the TOWN”) and Viking Specialty (“hereby called the “CONTRACTOR”) contracting. The TOWN desires to engage the CONTRACTOR to render construction services for the MULTIPLE PROPERTY ABATEMENT & DEMOLITION, CDBG Contract 134-21. The maximum amount of compensation and reimbursement to be paid not to exceed: \$136,526.50.
9. Approval of Town of Superior Alcohol Beverage Permit for Andrea Robles for a Graduation Party at the Magma Club on Saturday July 16, 2022 from 1:00 PM to 11:00 PM.

10. Approval of Town of Superior Alcohol Beverage Permit for Marissa Montgomery for a Birthday Party at the Magma Club on Saturday, July 23, 2022 from 2:00 PM to 12 midnight.
11. Approval of Town of Superior Alcohol Beverage Permit for Olga Lopez/Social Club de Damas for Horseshoe Tournament – Peligroso Car Club located at US Highway 60 Park on Saturday, September 3, 2022 from 2:00 PM to 10:00 PM.
12. Approval of Town of Superior Alcohol Beverage Permit for Robert Cervantes/Adelantes Juntos/Rebuild Superior for a Multi-Cultural Event/Tardiada (Community Entertainment) on Friday September 16, 2022 from 4:00 PM to 10:00 PM.
13. Approval of Town of Superior Alcohol Beverage Permit for Jocelyn “Penny” Ruiz Castillo for a Anniversary Party at the Magma Club on Saturday, November 5, 2022 from 1:00 PM to 11:00 PM.
14. Department Reports:
 - Fire
 - Police
 - Public Works
 - Library
 - Senior Center
 - Sanitation
 - Town Engineer

APPROVAL OF CONSENT AGENDA ITEMS 1 – 11 AND 13 – 14. ITEM 12 WAS PULLED FROM AGENDA FOR A LATER DATE.

8. NEW BUSINESS

- A. Public Hearing/Discussion/Possible Approval of Ordinance 2022- 176 , an Ordinance of the Superior Town Council adopting a Property Tax Levy sufficient to raise the sum of \$633,827.00 for the FY 22-23.

ACTION ITEM NO. 1

APPROVED

- B. Discussion/Possible Approval to authorize removal of Council Member Stephen Estatico as Check Signer on the JP Morgan/Chase Bank and Bank of the West Accounts and authorize a new signer.

ACTION ITEM NO. 2

APPROVED TO AUTHORIZE COUNCIL MEMBER BRUCE ARMITAGE AS NEW SIGNER ON BANK ACCOUNTS

- C. Discussion/Consideration/Possible Approval of Intergovernmental Agreement between the Town of Superior and Pinal County Flood Control District for Design, Operation and Maintenance of Church Avenue Flood Mitigation Project with a Public Expenditure not to exceed \$250,000.00.

ACTION ITEM NO. 3

APPROVED

D. MEETING OF TOWN OF SUPERIOR MUNICIPAL PROPERTY CORPORATION

1) Call to Order

2) Roll Call

3) New Business

- a. Discussion and Possible Approval entering into contracts and agreements with the United States Department of Agriculture-Rural Development and Resolution of Municipal Property Corporation approving and Authorizing:**

- i. Loan for Wastewater Improvements in the amount of \$1,750,000.
ii. Grant for wastewater improvements in the amount of \$2,350,000.**

APPROVED

- b. Discussion and possible ratification and approval of Town of Superior MPC entering into contract with ARS Construction Group, LLC for improvements to Town's Wastewater System in the amount of \$3,293,729.**

APPROVED

4) Adjournment of Meeting of Municipal Property Corporation

RETURN TO REGULAR SESSION

9. CALL TO THE PUBLIC

A. 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.

B. 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.

10. EXECUTIVE SESSION

- A. Confidentiality Statement
- B. Discussion of legal matters/consultation with Town Attorney, Town Staff and/or the public body in order to consider its position and instruct its attorneys regarding the public body's position regarding contracts that are the subject of negotiations, pursuant to A.R.S. '38-431.03 (A) (3) and (4).

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
- B. Mayor
- C. Town Manager

14. SCHEDULING OF MEETINGS AND EVENTS

All meetings are held at Town Hall. No Committee Meetings in the month of August.

Emergency Services Committee	07/21/2022	6:00 PM
Community Development Committee	07/28/2022	6:00 PM
Planning & Zoning Committee	09-01/2022	6:00 PM
Town Council Meeting	08/ /2022	7:00 PM

15. ADJOURNMENT

Approved by: Mayor Besich

Posted by: Ruby Cervantes, Town Clerk

Date:

Time:

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.