

**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 will be held on Thursday, September 12, 2024 at 7:00 p.m. in the Superior Town Hall Auditorium, 199 N. Lobb Ave., Superior, Pinal County, Arizona. The Council Chambers will be open to the public 30 minutes prior to the start of the Council Meeting and seating will be available at the public meetings for “reasonably anticipated attendance.” The agenda for this meeting is as follows:

This Meeting will be live-streamed on the Town’s YouTube channel.

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

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **PLEDGE OF ALLEGIANCE**
4. **INVOCATION**
5. **SPECIAL PRESENTATIONS**

- A. Certificate of Elections
- B. Pinal County Proposition 486 Council Presentation.
- C. Pitt Hopkins Proclamation

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.

1. Approval of Minutes of Town Council Meeting on July 11, 2024.
2. Approval of Minutes of Town Council Meeting on July 31, 2024.

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3. Approval of Minutes of Town Council Meeting on August 15, 2024.
 4. Approval of Arizona Department of Liquor Licenses and Control Special Event License for Jessie Arroyos/Superior Chamber of Commerce for the Mariachi Music Festival located at Besich Park, 240 W. Main Street, Superior, AZ 85173 on Saturday, October 12, 2024, from 11:00 AM to 11:00 PM
 5. Approval of Arizona Department of Liquor Licenses and Control Special Event License For Scott Danielle Marlo/Boyce Thompson Southwestern Arboretum for a Dogtober Fest located at the Boyce Thompson Southwestern Arboretum located at 37615 E Arboretum Way, Superior, AZ 85173 on Saturday, October 26, 2024 from 10:00 AM to 4:00 PM and Sunday, October 27, 2024 from 10:00 AM to 4:00 PM.
 6. Approval of Arizona Department of Liquor Licenses and Control Special Event License For Scott Danielle Marlo/Boyce Thompson Southwestern Arboretum for the Green Gala 2024 located at the Boyce Thompson Southwestern Arboretum located at 37615 E Arboretum Way, Superior, AZ 85173 on Saturday, October 19, 2024, from 5:00 PM to 10:00 PM.
 7. Approval of Town of Superior Alcohol Beverage Permit for Gilbert Aguilar for a reception at the Magma Club on Friday, August 23, 2024, from 6:00 AM to 10:00 PM.
 8. Approval of Town of Superior Alcohol Beverage Permit for Mariah Hernandez for a wedding at the Magma Club on Friday, October 4, 2024, from 1:00 PM to 12:00 AM.
 9. Approval of Town of Superior Alcohol Beverage Permit for Sonia Estatico for a Co-ed Baby Shower at the Magma Club on Saturday, October 26, 2024, from 12:00 PM to 10:00 PM.
 10. Approval of Town of Superior Alcohol Beverage Permit for Trevor Babino for a Family Gathering at the Magma Club on Thursday, November 28, 2024, from 12:00 PM to 10:00 PM.
 11. Approval of Town of Superior Alcohol Beverage Permit for Chris Villaverde for Party at the Magma Club on Saturday, November 23, 2024, from 2:00 PM to 12:00 AM.
 12. Approval of Town of Superior Alcohol Beverage Permit for Tifanie Macias for a Wedding at the Magma Club on Saturday, December 13, 2024, from 10:00 AM to 12:00 AM.
 13. Approval of Town of Superior Alcohol Beverage Permit for Henry Yniguez for the Lopez Family Reunion located at the Magma Club on Saturday, February 15, 2025 from 1:00 PM to 11:00 AM.
 14. Approval of USDA Contract Change Order between Keller Electric and the Town of Superior. This will connect the new service panel to the existing panels during construction.

15. Approval of Agreement for Limited PHI Cares Membership Benefits for Town Residents between the Town of Superior and PHI Health, LLC.
16. Approval of First Amendment to the Telecommunications License and Right-Of-Way Use Agreement with Wecom LLC (DBA Wecom Fiber) and the Town of Superior.
17. Approval of Funding Agreement between the Town of Superior and Resolution Copper Mining LLC. Resolution Copper hereby commits and pledges to give Recipient a sponsorship in the amount of \$2,500.00 to sponsor the Superior Fire Department's Fire and Life Safety Education Events and Outreach.
18. Approval of the Funding Agreement between the Town of Superior and Resolution Copper Mining LLC. Resolution Copper hereby commits and pledges to give Recipient a sponsorship in the amount of \$3,000.00 to sponsor the Superior Police Department's purchase of educational and promotional items.
19. Approval of Lease Agreement between the Town of Superior and Brett Mills for one room depicted in the attached map and the shared use of the common space located at Superior Town Hall located at 199 N. Lobb Avenue, Superior, AZ 85173. Term of lease is for month to month. Rental per month is \$250.00.
20. Approval of Comment Letter concerning rulemaking for new Assured Water Supply rules.
21. Approval of Department Reports:
 - Fire
 - Police
 - Public Works
 - Library
 - Senior Center
 - Sanitation
 - Town Engineer

APPROVED

8. NEW BUSINESS

- A. Discussion/Possible Approval of Ordinance No. 2024-185, AN ORDINANCE OF THE TOWN OF SUPERIOR, PINAL COUNTY, ARIZONA, AMENDING ORDINANCE 17-140 (ZONING ORDINANCE) BY ADOPTING AMENDMENTS TO ARTICLE V (SINGLE FAMILY RESIDENTIAL ZONE DISTRICTS), SECTION 5.1, PERMITTED USES.
Action Item No. 1 **APPROVED**
- B. Public Hearing/Discussion/Possible Approval of State of Arizona Department of Liquor Licenses and Control for a Liquor License Application for Rose's Cantina on 203 W. Main Street, Superior, AZ 85173. Agent Rosemary Arroyos Quiroz.
Action Item No. 2 **APPROVED**
- C. Discussion/Possible Approval of A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF SUPERIOR, ARIZONA, ADOPTING A

RESOLUTION TO FORMALLY ACCEPTING THE CONVEYANCE OF RIGHT-OF-WAY DEDICATION FOR A PORTION OF CORRAL DRIVE TO THE TOWN OF SUPERIOR.
APPROVED

Action Item No. 3

- D. Discussion/Possible Approval of Employment Contract with Joaquin Manuel for Police Chief and Swearing-in of the new Chief.

Action Item No. 4

APPROVED

- E. Discussion/Possible Approval of C-595 Program Queen Creek Model Agreement with the Army Corps of Engineers.

Action Item No. 5

APPROVED

- F. Discussion/Possible Approval of Agreement of Intent for a Direct Sale with the US Department of Agriculture for the Airport, Airport Contiguous Properties, and the Fairview Cemetery.

Action Item No. 6

APPROVED

- G. Discussion/Possible Approval of an application to the Greater Arizona Development Authority for a bond in the amount of \$1,294,991.58 for the inflation impacts of the Panther Bridge Project.

Action Item No. 7

APPROVED

- H. Discussion/Possible Approval of Letter of Intent on Water between the Town of Superior and Resolution Copper Mining LLC.

Action Item No. 8

APPROVED

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.

Emergency Services Committee	09/19/2024	6:00 PM
Community Development Committee	09/26/2024	7:00 PM
Planning & Zoning Committee	no meeting	6:00 PM
Town Council Meeting	10/10/2024	7:00 PM

15. **ADJOURNMENT**

Approved by: Mayor Besich

Posted by: Ruby Cervantes

Date: 9/10/2024 Time: 5:00 PM

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.