

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, October 10, 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. Presentation of Outgoing Town Council Members Olga Lopez and Bruce Armitage.

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 September 12, 2024.
2. Approval of Veteran’s Day Parade/American Legion Post #17 Event on Saturday, November 9, 2024 from 9:00 AM to 7:00 PM located at the Besich Park.

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3. Approval of Town of Superior Alcohol Beverage Permit for Peligrosos Car Club Toy Drive on Saturday, November 30, 2024 located at Besich Park from 11:00 AM to 11:00 PM.
4. Approval of Town of Superior Alcohol Beverage Permit for the Superior Optimist Club/Magma Royale Casino Night located at the Magma Club on Saturday, April 5, 2025 from 4:00 PM to 11:59 PM.
5. Approval of Grant Agreement NO. WFHF 19-209 between the Arizona Department of Forestry and Fire Management (DFFM) and the Town of Superior.
6. Approval of Proposal and Contract between Mission Hardwood Floor Co. and the Town of Superior for the Multi-Generation Building Gym Floor.
7. Approval of Arizona Board of Regents, University of Arizona and Town of Superior WRRS Agreement in support of the “Town of Superior Pubic Space Improvements and Main Street; Using Green Infrastructure to manage flooding and revitalize vacant lots”. The amount of funding for this project will not exceed \$18,716.
8. Approval of Intergovernmental Agreement between the State of Arizona and the Town of Superior for a Paving and Striping Project located on Main Street.
9. Approval of Notice of Award for the Development of the Queen Creek Working Group and Watershed Restoration Plan for the Upper Queen Creek Watershed in the amount of \$245,308.00.
10. Approval for Katelynn Commissaris of the Youth Council to serve on the Community Development Committee.
11. Approval of Homeland Security Grant awarded to the Superior Fire Department in the amount of \$89,750.00. The project title is “Effective Interoperable Communications” has been fully funded.
12. Approval of Arizona Department of Liquor Licenses and Control Special Event License for Gary Michiel Montiel/American Legion Post #17 for a Superior Veteran’s Day Parade Event located at the Besich Park, 298 W. Main Street, Superior, AZ 85173 on Saturday, November 9, 2024 from 12:00 PM to 7:30 PM.
13. Approval of Department Reports:
 - Fire
 - Police
 - Public Works
 - Library
 - Senior Center
 - Sanitation
 - Town Engineer

APPROVED

8. NEW BUSINESS

- A. Discussion/Possible Approval of Resolution 2024-685, A RESOLUTION OF THE TOWN OF SUPERIOR APPROVING FISCAL YEAR 2023-2024 GENERAL FUND BUDGET TRANSFERS PROVIDING FOR AN EFFECTIVE DATE.

ACTION ITEM #1

APPROVED

- B. Discussion/Possible Approval of Easement Agreements (Construction and Permanent), Right of Way Dedication Agreement between BHP and the Town of Superior for the Panther Bridge Construction and Resolution 2024-686, A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF SUPERIOR, ARIZONA, APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF A DEDICATION OF RIGHT OF WAY FOR PUBLIC UTILITY FROM BHP COPPER INC. (“BHP”); AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY SUCH RIGHT OF WAY DEDICATION AND THIS RESOLUTION

ACTION ITEM #2

APPROVED

- C. Discussion/Possible Approval of Easement Agreements (Construction and Permanent), Right of Way Dedication Agreement and Resolution 2024-687, A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF SUPERIOR, ARIZONA, APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF A DEDICATION OF PUBLIC RIGHT OF WAY FOR PUBLIC UTILITY FROM SUPERIOR ROCK LLC; AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY SUCH RIGHT OF WAY DEDICATION AND THIS RESOLUTION

ACTION ITEM #3

APPROVED

- D. Discussion/Possible Approval to authorize removal of Council Members Bruce Armitage and Olga Lopez as Check Signers on the JP Morgan/Chase Bank and BMO Accounts and authorize new signers

ACTION ITEM #4.

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	10/17/2024	6:00 PM
Community Development Committee	10/24/2024	7:00 PM
Planning & Zoning Committee	11/07/2024	6:00 PM
Town Council Meeting	11/21/2024	7:00 PM

15. ADJOURNMENT

Approved by: Mayor Besich

Posted by: Ruby Cervantes

Date: 10/09/2024 Time: 11:30 AM

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.