

TOWN OF SUPERIOR
AGENDA
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 Monday, November 29, 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 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**

Presentation of the Superior Optimist Community Champion Proclamation, recognizing Carol Granillo and Maxine Wheeler as the 2021 Spirit of Optimism Community Champions.

6. **STAFF REPORTS**

Mayor
Manager

7. **CONSENT AGENDA**

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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 Regular Town Council Meeting on October 14, 2021.
2. Authorization of Town Council to allow Town Manager, Todd Pryor, to approve on behalf of the Town Council Special Event Liquor Licenses, Events and uses of Town Property for Christmas and New Year's events due to no Town Council Meeting in December 2021.
3. Approval of Town of Superior Alcohol Permit for Paul J. Gamble for Birthday Party at the US 60 Park on October 24, 2021 from 2:00 PM to 6:00 PM.
4. Approval of Town of Superior Alcohol Permit for Arthur J. Ybarra for Funeral Luncheon at the Magma Club on November 3, 2021 from 9:00 AM to 8:00 AM.
5. Approval of Town of Superior Alcohol Permit for Anthony Huerta for a Birthday Party at the Besich Park on Saturday, November 27, 2021 from 3:00 PM to 11:00 PM.
6. Approval of Town of Superior Alcohol Permit for Frank A. Inzunza for a Funeral Luncheon at the Magma Club on Saturday, December 4, 2021 from 8:00 AM to 6:00 PM.
7. Approval of Arizona Department of Liquor License and Control Special Event Liquor application for Susan Anderson/Superior Chamber of Commerce for the Home Tour and Antique Show at the Magma Club on Saturday, January 29, 2022 and Sunday, January 30, 2022 from 9:00 AM to 5:00 PM both days.
8. Approval of Town of Superior Alcohol Permit for Susan Anderson/Superior Chamber of Commerce for the Home Tour and Antique Show at the Magma Club on Saturday, January 29, 2022 and Sunday, January 30, 2022 from 9:00 AM to 5:00 PM both days.
9. Approval of Town of Superior Alcohol Permit for Vera Fernandez for a Baby Shower at the Magma Club on February 12, 2022 from 1:00 PM to 4:00 PM.
10. Approval of Service Agreement between the Town of Superior and Rebuild Superior. The Town shall pay to the Provider during the term of this Agreement a total fee of \$10,000.00 Dollars for professional services.
11. Approval of Service Agreement between the Town of Superior and Superior Chamber of Commerce. The Town shall pay to the Provider during the term of this Agreement a total one-time fee of \$25,000.00 Dollars for professional services.
12. Approval of Planning and Zoning Initial Information Sheet for Abandonments.

13. Department Reports:

Fire
Police
Public Works
Library
Senior Center
Sanitation

8. **NEW BUSINESS**

- A. Discussion/Possible Approval of Presentation and Acceptance of Fiscal Year 2020-2021 Audit by Hinton and Burdick. Steven Palmer, CPA will call in to present the findings and present a PPT presentation.

ACTION ITEM #1

- B. Public Hearing/Discussion/Possible Approval of Arizona Department of Liquor License Application for Superior Market and Deli located at 831 S. Western Avenue, Superior, Az. Agent is Abdel Rafik.

ACTION ITEM #2

- C. Public Hearing/Discussion/Possible Approval of Arizona Department of Liquor License Application for Badosa's Bistro located at 599 W. US Hwy 60, Superior, AZ. Agent is Sandra Denise Babino.

ACTION ITEM #3

- D. Discussion and Approval of Resolution No. 2021-644, **RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF SUPERIOR, PINAL COUNTY, ARIZONA, AUTHORIZING THE EXECUTION AND DELIVERY OF A FIRST EXCISE TAX PURCHASE AGREEMENT, A FIRST EXCISE TAX TRUST AGREEMENT, A PLACEMENT AGENT AGREEMENT AND OTHER NECESSARY AGREEMENTS, INSTRUMENTS AND DOCUMENTS; APPROVING THE SALE, EXECUTION AND DELIVERY OF NOT TO EXCEED \$2,000,000 AGGREGATE PRINCIPAL AMOUNT OF EXCISE TAX AND STATE SHARED REVENUE OBLIGATIONS, SERIES 2021, EVIDENCING A PROPORTIONATE INTEREST OF THE OWNERS THEREOF IN SUCH FIRST EXCISE TAX PURCHASE AGREEMENT; DELEGATING THE DETERMINATION OF CERTAIN TERMS OF SUCH OBLIGATIONS AND MATTERS RELATED THERETO TO THE TOWN MANAGER; AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS**

ACTION ITEM #4

- E. Discussion/Approval of Resolution No.2021-645, **A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF SUPERIOR, ARIZONA, URGING THE**

ARIZONA INDEPENDENT REDISTRICTING COMMISSION TO KEEP RURAL ARIZONA TOGETHER BY CONSIDERING AND ADOPTING THE PROPOSED BASE CONCEPT DISTRICT MAPS AS PROVIDED.

ACTION ITEM #5

- F. Discussion/Approval of Land Exchange Memorandum of Understanding (“MOU”) between the Town of Superior and Resolution Copper Mining LLC.

ACTION ITEM #6

- G. Discussion/Approval of purchase of generator for the Waste Water Treatment Plant.

ACTION ITEM #7

- H. Public Hearing and Possible Action of Superior Town Council Serving as it’s Board of Adjustment as a public meeting pursuant to Section 2.4 of the Town Zoning Ordinance considering: (1) Variance No. 2021-03 requested on behalf of Joaquin Mancinas for a residence located at 823 W. Martin Street, Superior, AZ and (2) considering Variance No. 2021-04 requested on behalf of Stephanie Navarro for a residence located at 26 N. Magma Avenue, Superior, AZ and (3) considering Variance No. 2021-05 requested on behalf of David Martinez and Scott B. Summers for a residence located at 200 N. Lobb Avenue, Superior, AZ.

MEETING OF THE TOWN OF SUPERIOR BOARD OF ADJUSTMENT

- i. Call to Order
- ii. Roll Call

1. Variance No. 2021-03 requested on behalf of Joaquin Macinas for a residence located at 823 W. Martin Street, Superior, Arizona.

- 1. Opening Public Hearing
- 2. Staff Report and Recommendation
- 3. Presentation by Applicant if requested and Public Comment
- 4. Closing of Public Hearing
- 5. Discussion and Action by Town Council acting as Board of Adjustment.

2. Variance No. 2021-04 requested on behalf of Stephanie Navarro for a residence located at 26 N. Magma Avenue, Superior, Arizona.

- 1. Opening Public Hearing
- 2. Staff Report and Recommendation
- 3. Presentation by Applicant if requested and Public Comment
- 4. Closing of Public Hearing
- 5. Discussion and Action by Town Council acting as Board of Adjustment.

3. Variance No. 2021-05 requested on behalf of David Martinez and Scott B. Summers for a residence located at 200 N. Lobb Avenue, Superior, Arizona.

1. Opening Public Hearing
2. Staff Report and Recommendation
3. Presentation by Applicant if requested and Public Comment
4. Closing of Public Hearing
5. Discussion and Action by Town Council acting as Board of Adjustment.
6. Adjourn Board of Adjustment Meeting.

RETURN TO REGULAR COUNCIL MEETING.

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. There will be no meetings in month of December 2021

Planning & Zoning Committee	01/6/2022	6:00 PM
Town Council Meeting	01/13 /2022	7:00 PM
Emergency Service Committee	01/20/2022	6:00 PM
Community Development Committee	01/27/2022	6:00 PM

15. ADJOURNMENT

Approved by: Mayor Besich

Posted by:

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.