

**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 Monday, January 13, 2022 at 7:00 p.m. in the Superior Town Hall Auditorium, 199 N. Lobb Ave., Superior, Pinal County, Arizona.

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

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

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 TELEPHONICALLY

Council Member Vanessa Navarrette TELEPHONICALLY

Council Member Gilbert Aguilar

Council Member Bruce Armitage

ABSENT:

Council Member Olga Lopez Excused

Council Member Stephen Estatico Excused

3. PLEDGE OF ALLEGIANCE

Mayor Besich led everyone present in the Pledge of Allegiance.

4. INVOCATION

Council Member Armitage gave the Invocation.

5. SPECIAL PRESENTATIONS - NONE

6. STAFF REPORTS

Mayor – Aero Engagement tour postponed. Will be rescheduled

We have officially closed on the Superior High School purchase. The celebration set for Friday, January 28, 2022. The utilities have been transferred.

Town of Superior Regular Meeting
January 13, 2022
Page 2 of 8

We have been working with our Lobbyist this week to make sure everything is working forward with our land acquisition for the Land Exchange parcels.
We went through the holidays and its been a rather quiet but productive few weeks of the new year

Mr. Pryor –Getting a lot of questions on 3 Canyon Trailhead.

Mayor - Council, the old dump gates area, the Forest Service submitted a grant for a project several years ago. Over the summer they polled members of the Lost, members of the Outdoor Recreation Community. They are naming that trailhead the 3 Canyons Trailhead. The Tonto Natl has been working on this. It's going to be primarily a parking area for ATV users and as eventually Forest Road 4. The Reroute for Forest Road 4, that construction is expected to begin soon. That will help eleveate some of that traffic and have them have a place of off-load and load their ATV's. This particular area has also had some serious accidents and hopefully this will be made into a ATV and Hiker Trailhead. We do not have anything to do with design. They did work directly with Tonto National Forest. This is the first of probably a few new trailheads and parking areas that are going to come into our area over the next few years.

When the Superior Tourism and Recreation team starts at the end of the month, which is January 31st, that's our first kick-off meeting, its going to do things that RUG has done but it is going to focus all the way to our border with the Mesa Ranger District and probably all the way to Top of the World - Devil's Canyon where we need recreational amenities where trails need to be built so the Forest Service can prioritize.

Council Member Armitage – has been seeing these side dumpsters extending out into the National Forest from Telegraph Canyon past Highlands. Seeing them every morning.

Mayor Besich stated they will use boulders boundaries. Happy to be part of the naming: 3 Canyon. Because you can access Telegraph Canyon, Arnett Canyon and Woods Canyon from that particular Trail Head.

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 Regular Town Council Meeting on November 29, 2021.
2. Approval of Call of Election for the Primary Election for Mayor and Town Council. Offices to be filled: Mayor and Three (3) Council Members. That includes Mayor Besich, Vice-Mayor Alonzo, Council Member Aguilar, Council Member Estatico whose terms are up.
3. Approval of Inter Governmental Agreement (IGA) with Pinal County Elections Department and the Town of Superior for the 2022 consolidated election cycle.

4. Approval of Inter Governmental Agreement (IGA) with Town of Superior and Town of Kearny for the transfer of Town of Superior used Fire and Public Safety Equipment and Equipment.
5. Approval of State of Arizona Liquor Special Event License Application for Boyce Thompson Arboretum/Emily Smolenski for Event to be held at the Boyce Thompson Arboretum, 37615 E. Arboretum Way, Superior, AZ 85173 on Sunday, February 13, 2022 from 2:00 PM to 5:00 PM.
6. Approval of State of Arizona Liquor Special Event License Application for Boyce Thompson Arboretum/Emily Smolenski for Event to be held at the Boyce Thompson Arboretum, 37615 E. Arboretum Way, Superior, AZ 85173 on Saturday, April 2, 2022 from 10:00 AM to 4:00 PM.
7. Approval of Town of Superior Alcohol Permit for Rebecca Perez for Memorial Dinner to be held at the Magma Club on January 10, 2022 from 8:00 AM to 6:00 PM.
8. Approval of Town of Superior Alcohol Permit for Alfonso L. Delgado Jr. for Anniversary Party to be held at the Magma Club on Saturday, February 26, 2022 from 2:00 PM to 12:00 AM.
9. Approval of Town of Superior Alcohol Permit for Jessie Arroyos for a Wedding Reception to be held at the Magma Club on Saturday, October 15, 2022 from 3:00 PM to 12:00 Midnight.
10. Approval of Town of Superior Alcohol Permit for Sharon Hendrix for a Wedding to be held at the Magma Club on Saturday, April 23, 2022 from 2:00 PM to 12:00 Midnight.
11. Approval of Town of Superior Alcohol Permit for Natalie Quiroz and Helen Martinez for a Wedding at Besich Park on Friday, November 11, 2022 from 8:00 AM to 11:00 PM.
12. Department Reports:
 - Fire
 - Police
 - Public Works
 - Library
 - Senior Center
 - Sanitation
 - Town Engineer

Motion to approve the Consent Agenda made by Council Member Armitage, second by Council Member Aguilar, Motion Carries.

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

8. NEW BUSINESS

A. Public Hearing/Discussion/Possible Approval Ordinance No. 2022-175, AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF SUPERIOR AMENDING SUPERIOR ZONING CODE ORDINANCE 17-140, THE TOWN ZONING ORDINANCES ARTICLE V, PARAGRAPH 5.4, DENSITY, AREA, BUILDING AND YARD REGULATIONS; AS IT RELATES TO SINGLE RESIDENCE DISTRICTS, AND DECLARING AN EFFECTIVE DATE.

DISCUSSION: The Planning and Zoning Commission of the Town of Superior, in a session assembled on the 6th day of January 2022, approved Resolution No. 2022-01; a Resolution of the Planning and Zoning Commission of the Town of Superior recommending that the Town Council approve an ordinance to Pass and Adopt Changes to Article V, §5.4 of the Town Zoning Ordinances as it relates to Single Family Residence Districts, to be applied within the Town of Superior, Arizona.

Council Member Navarrette recused herself from this agenda item since she lives at this residence.

Mayor Besich opened the Public Hearing.

Mr. Pryor gave a quick summary. In 2017 we consolidated, simplified our code and eliminated some zoning districts that were never implemented. The most dramatic of those is the Suburban Residential District. Three or four different districts within there that were not on our zoning map. The only one that was there was an SR 12, which is one home for 12,000 sq. ft. When they consolidated, they consolidated in a much higher set back level for perhaps a R1 36 which is a simple error when edit done. So, we are putting it back to the R1 12 which was the original zoning classification and the original set backs when the Code was originally adopted. Basically a reversion and correction.

Mayor Besich asked for any other comments or questions before she closed the Public Hearing. Hearing none, she closed the Public Hearing.

Motion to approve Approval Ordinance No. 2022-175, **AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF SUPERIOR AMENDING SUPERIOR ZONING CODE ORDINANCE 17-140, THE TOWN ZONING ORDINANCES ARTICLE V, PARAGRAPH 5.4, DENSITY, AREA, BUILDING AND YARD REGULATIONS; AS IT RELATES TO SINGLE RESIDENCE DISTRICTS, AND DECLARING AN EFFECTIVE DATE made by Council Member Aguilar, second by Council Member Armitage, Motion Carries.**

AYES – 4 Mayor Besich, Vice-Mayor Alonzo, Council Members: Armitage, Aguilar.

NOES - 0

ABSTINATION – 1 Council Member Navarrette

ABSENT – 2 Council Member Lopez, Council Member Estatico

B. Discussion/Possible Approval of Easement Agreement between **IMERYS PERLITE USA, INC.**, a Delaware corporation (“Grantor”), and the **TOWN OF SUPERIOR**, an Arizona municipal corporation (“Grantee”).

DISCUSSION: The purposes of the Easement are for Grantee through its agents, employees, contractors, guests and invitees including the general public (collectively the “Benefited Parties”) to develop, improve, maintain and operate a public trail for pedestrian and other non-motorized recreational uses until such time, if any, that Grantee ceases to maintain the trail for purposes of a public trail for 12 consecutive months.

Motion to approve the Easement Agreement between IMERYS PERLITE USA, INC., a Delaware corporation (“Grantor”), and the TOWN OF SUPERIOR, an Arizona municipal corporation (“Grantee”) made by Council Member Aguilar, second by Council Member Navarrette, Motion carries.

AYES – 5 Mayor Besich, Vice-Mayor Alonzo, Council Members: Armitage, Aguilar, Navarrette.

NOES - 0

ABSTINATION – 0

ABSENT – 2 Council Member Lopez, Council Member Estatico

C. Discussion and Action to begin process of recruiting, appointing or reappointing Town Magistrate.

Action Item No. 3

RECOMMENDATION: Council review and comment on the Town Magistrate position announcement, job description, salary range, and tentative schedule for recruitment and selection.

DISCUSSION: Judge Bravo was appointed as Town Magistrate on January 10, 2019 for a two year term. Judge Bravo continues to serve as Town Magistrate until he is replaced or reappointed.

Pursuant to the Superior Town Code:

Section 3-2-13 Town Magistrate

The Town Magistrate shall be appointed by the Council and shall perform such duties as may be provided by law. The Town Magistrate shall be appointed for a term of not less than two years. He/she shall be the administrative head of the Magistrate Court.

Mayor Besich – Historically we has an agreement with Pinal County, they are not going to be developing an IGA, so we have to manage our Magistrate position on our own. It’s open for discussion. Staff is just recommending that we begin the process of recruiting for a Magistrate.

Council Member Armitage is in favor of beginning a recruiting process.

Council Member Navarrette also believes we should recruit.

Vice-Mayor Alonzo asked if we have a budget for this?

Mr. Pryor answered about \$15,000.00 a year on the Magistrate position. It’s a part time position. Usually put in one day a week and we pay him for that day.

Mayor Besich – its one day a week. And it’s a pretty reasonable amount for our town. Any other questions or comments for staff?

Motion to begin the recruiting process made by Council Member Aguilar, second by Council Member Navarrette, Motion Carries.

AYES – 5 Mayor Besich, Vice-Mayor Alonzo, Council Members: Armitage, Aguilar, Navarrette.

NOES - 0

ABSTINATION – 0

ABSENT – 2 Council Member Lopez, Council Member Estatico

9. CALL TO THE PUBLIC

Jim Schenk – just wanted to remind Council and people attending that the Town has an AmeriCorps Team coming at the end of the month. They will be working on building trails and working at US 60 Park. Want them to integrate into the Community and trying to get different organizations in Town to host them for dinner. When you see them on the street, greet them.

Sue Anderson – Remind everyone the 14th Annual Home Tour is January 29 and 30. We need volunteers. Need 130 volunteers. Selling lots of tickets.

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:

Council Member Navarrette – None

Council Member Aguilar - Be safe. Covid is attacking everyone. Watch your surroundings.

Council Member Armitage – None

Vice-Mayor Alonzo – None

B. Mayor – the Home Tour on January 29 and 30. Purchase Celebration on January 28th. Key supporters – Resolution and Mr. Cardon. Lost has many Hiking Events coming up. Fun things going on in community.

C. Town Manager – General Plan Public Hearings are in the newspaper.

14. **SCHEDULING OF MEETINGS AND EVENTS**

All meetings are held at Town Hall.

Emergency Services Committee	01/20/2022	6:00 PM
Community Development Committee	01/27/2022	6:00 PM
Planning & Zoning Committee	02/03/2022	6:00 PM
Town Council Meeting	02/10/2022	7:00 PM

15. **ADJOURNMENT**

Motion to adjourn the meeting of the Town Council made by Council Member Armitage, second by Council Member Aguilar, Motion Carries. Meeting adjourns at 7:21 PM.

AYES – 5 Mayor Besich, Vice-Mayor Alonzo, Council Members: Armitage, Aguilar, Navarrette.

NOES - 0

ABSTINATION – 0

ABSENT – 2 Council Member Lopez, Council Member Estatico

ATTEST:

Mila Besich, Mayor

Ruby Cervantes, Town Clerk