



TOWN COUNCIL REGULAR MEETING

Wednesday, January 18, 2023 at 6:00 pm
Springerville Town Council Chambers - 418 E. Main St.
Springerville, AZ 85938

Pursuant to A.R.S. Section 38-431.02, notice is hereby given to the members of the Springerville Town Council and to the general public that the Council will hold a meeting open to the public at the Springerville Town Hall, 418 East Main Street, Springerville, Arizona. The Town Council reserves the right to adjourn into Executive Session in accordance with Arizona Revised Statutes Section 38-431.03 (A)(1)(3)(4) and (7) for legal consultation on any of the following agenda items.

1. **CALL MEETING TO ORDER AND PLEDGE OF ALLEGIANCE:**
2. **ROLL CALL:**
Members of the Town Council or Legal Counsel that are unable to be present in person at a scheduled Council meeting, may participate in the meeting by telephone or video conference.
3. **INVOCATION:**
4. **PUBLIC PARTICIPATION:**
This portion of the agenda is set aside for the public to address the Council regarding items, whether they are listed on the agenda for discussion or not. However, the Council cannot engage in discussion regarding any item that is not officially listed on the agenda for discussion and/or action (A.R.S. §38-431.02(H).) Comments are limited to a 3 minute time period.
5. **COUNCIL AND STAFF REPORTS:**
Summary reports will be given on the items listed and no action will be taken on any matters mentioned in the summary unless listed in the agenda. (A.R.S. 38.431.02(k)

Heritage 12/22

Airport Report [Airport Monthly Report](#)

Community Services Monthly Report [Community Services Report](#)

6. **CONSENT ITEMS:**
Discussion and possible action to approve consent items 6a, 6b, 6c, 6d, 6e, and

6f as presented.

- a. **Consider termination of Planning & Zoning Commissioner for three unexcused absences at the will and pleasure of council.**
- b. **Consider ratification and approval of the accounts payable register from November 8, 2022 through January 10, 2022.**
- c. **Consider approval of the November 16, 2022 Regular Meeting Minutes.**
- d. **Consider approval to authorize Heidi Wink, Finance Director to sign on behalf of the Town Manager for day to day operations until the Town Manager position is filled.**
- e. **Consider approval of the November 16, 2022 Work Session Meeting Minutes.**
- f. **Consider approval of the December 12, 2022 Board of Adjustments Meeting Minutes.**

7. PUBLIC HEARING:**a. SECOND PUBLIC HEARING FOR THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT:**

The Town is expected to receive approximately \$ 219,855 in FY23 federal CDBG funds from the Arizona Department of Housing Regional Account (RA). CDBG funds must be used to benefit low-income persons and areas, alleviate slum and blight or address urgent need. Based on citizen input as well as local and state planning objectives, several potential projects have been selected to be forwarded to the State of Arizona with a request for funding. Council will have the ability to pick and prioritize a projects tonight. The potential CDBG projects are named and described as follows:

1. Community Center – Kitchen upgrades and expansion
2. Prima Drive – Full reconstruction
3. Heritage Center – Interior/ exterior repairs
4. Casa Malpais – Road & site repair
5. Park / Main St. – Lighting project

NEW BUSINESS:**8. PROCLAMATION HUMAN TRAFFICKING PREVENTION:**

Discussion and possible action to proclaim January 2023 Human Trafficking Prevention Month.

9. RESOLUTION 2023-R001:

Discussion and possible action to adopt Resolution 2023-R001, regarding assigning signors to the Nation Bank of Arizona Bank Accounts.

10. **RESOLUTION 2023-R002:**
Discussion and possible action to adopt Resolution 2023-R002 to authorize the submission for a Community Development Block Grant application and to pick a proposed project.
[RESOLUTION 2023-R002](#)

11. **THE BOYS AND GIRLS CLUB OF ROUND VALLEY:**
Discussion and consideration of the request from the Boys and Girls Club to lease Town owned property.

12. **APPOINTMENT OF PLANNING & ZONING COMMISSIONERS:**
Discussion and possible action to appoint Planning and Zoning Commissioners.

13. **MAGISTRATE JUDGE APPOINTMENT:**
Discussion and possible action to appoint a magistrate judge and possible action to enter into executive session pursuant to A.R.S § 38-431.03 (A)(1) for discussion and consideration of employment assignment and appointment of an appointee or employee of a public body.

14. **SCOPE OF USE FOR ARPA MONEY:**
Discussion and consideration of adding street repair to the scope of use for the American Rescue Plan Act (ARPA) funds.

15. **PUBLIC SAFETY PERSONNEL RETIREMENT BOARD APPOINTMENT:**
Discussion and consideration of appointment of a member of the Council to serve on the Public Safety Personnel Retirement System Board.

16. **LIVE STREAMING OF COUNCIL MEETINGS:**
Discussion and direction from Council regarding if they would like Council Meetings to be live streamed.

17. **PIONEER IRRIGATION:**
Discussion and consideration of directing staff on what to do with our irrigation rights for the town park and appointing a voting member of Council to the Irrigation Board.

18. **RECOMMENDATION FROM PLANNING & ZONING COMMISSION ON ORDINANCE 2022-006:**

19. **FIRST READING OF ORDINANCE 2022-006:**
Discussion and possible first reading of Ordinance 2022-006 regarding mini-storages in C-1 Commercial zoning with a conditional use permit.
[Ordinance 2022-006](#)

ORDINANCE NO. 2022-006
AN ORDINANCE OF THE TOWN OF SPRINGVILLE, APACHE COUNTY
ARIZONA, AMENDING TITLE 17, CHAPTER 17.68 GENERAL COMMERCIAL
RELATED TO MINI STORAGE COMPLEXES AS A CONDITIONAL USE IN C-1

**COMMERCIAL, PROVIDING FOR REPEAL OF ANY CONFLICTING ORDINANCES,
AND ESTABLISHING AN EFFECTIVE DATE.**

20. **RECOMMENDATION FROM PLANNING & ZONING COMMISSION ON ORDINANCE 2022-007:**

21. **FIRST READING OF ORDINANCE 2022-007:**

Discussion and possible first reading of Ordinance 2022-007 regarding removing campgrounds as a conditional use and in other related references in Chapter 17.
[ORDINANCE 2022-007](#)

ORDINANCE NO. 2022-007

AN ORDINANCE OF THE TOWN OF SPRINGERVILLE, APACHE COUNTY ARIZONA, AMENDING THE TOWN CODE TITLE 17 CHAPTERS 17.08, 17.28, 17.32, 17.40 SECTIONS 17.28. REMOVING "CAMPGROUNDS AS A USE PERMITTED BY CONDITIONAL USE PERMIT, AND REMOVING CAMPGROUNDS FROM 7.08, "DEFINITIONS" AND 17.28.160 "GENERAL PROVISIONS" PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES, AND ESTABLISHING AN EFFECTIVE DATE.

22. **FIRST READING OF ORDINANCE 2023-001:**

Discussion and possible first reading of Ordinance 2023-001 regarding adopting Ordinance 2022-007 as a public record by Resolution 2023-R003.

ORDINANCE NO. 2023-001

AN ORDINANCE OF THE TOWN OF SPRINGERVILLE, APACHE COUNTY ARIZONA, ADOPTING A PUBLIC RECORD

23. **EXECUTIVE SESSION:**

TOWN OF EAGAR:

Discussion or consultation for legal advice with the attorney or attorneys of the public body regarding potential joint services agreements with the Town of Eagar and instruct its attorneys regarding the Town's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation pursuant to ARS § 38-431.03 (A) (3) (4).

C. COLLOPY SEVERANCE AGREEMENT:

Discussion or consultation with the attorneys of the public body in order to consider its position regarding a severance agreement with former manager Chris Collopy and instruct its attorneys regarding the Town's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation pursuant to ARS § 38-431.03 (A) (4).

SAGUARO HEALTH CENTER LLC/ MASON CAVE/RAOF MANAGEMENT:

Discussion or consultation with the attorneys of the public body in order to consider its position regarding Saguaro Health Center LLC/ Mason Cave/ RAOF Management and instruct its attorneys regarding the Town's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation, Update and consultation with the Town Attorney pursuant to ARS § 38-431.03 (A) (3) (4).

SMITH/ WILLIAMS:

Discussion or consultation with the attorneys of the public body in order to consider its position regarding claims against the Town by Mr. Smith and Mr. Williams and instruct its attorneys regarding the Town’s position regarding contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation, Update and consultation with the Town Attorney pursuant to ARS § 38-431.03 (A) (3) (4).

S. LANEY APPEAL:

Discussion or consultation with the attorneys of the public body in order to consider its position regarding claims against the Town by S. Laney and instruct its attorneys regarding the Town’s position regarding contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation, Update and consultation with the Town Attorney pursuant to ARS § 38-431.03 (A) (3) (4).

24. ACTION AS A RESULT OF EXECUTIVE SESSION:

Discussion and possible action as a result of executive session.

25. ADJOURNMENT:

Submitted by: _____

Posted by: _____

Members of the public who only want to provide written comments can express their comments by emailing the Town Clerk at kmiller@springervilleaz.gov to be read or summarized during the call to the public. All comments must be submitted by 12:00 p.m. on the day of the meeting.

Americans with Disabilities Act (A.D.A.): The Town of Springerville intends to comply with A.D.A. If you are physically challenged or disabled and need special accommodations to participate in this town meeting, please contact the Town Clerk at (928) 333-2656 ext. 224 forty-eight (48) hours prior to the meeting to arrange necessary accommodations.

Contact: Kelsi Miller, Town Clerk (kmiller@springervilleaz.gov (928) 333-2656 x 224) | Agenda published on _____ 2023 at _____.