



TOWN COUNCIL REGULAR MEETING

Wednesday, October 19, 2022 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. **COUNCIL, MANAGER 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))
 - a. Staff Reports:
 - b. Liason Report from Planning and Zoning
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. **CONSENT ITEMS:**
Discussion and possible action to adopt consent items 6a, 6b, and 6c as presented.
 - a. Consider approval of the September 21, 2022 Regular Council Meeting Minutes.

- b. Consider approval of the Town checking account transfer to the Town savings account LGIP in the amount of \$750,0000.
- c. Consider ratification and approval of accounts payable register from 09/10/22 through 10/11/22.

6. **PUBLIC HEARING:**

a. **PUBLIC HEARING XA TRANSFER OF LIQUOR LICENSE:**

Discussion and possible action to enter into a public hearing to take public and council comments on the transfer of a liquor license for the XA Bar and Grill.

b. **PUBLIC HEARING ORDINANCE 2022-005:**

Discussion and possible action to enter into a public hearing to take public and council comments on Ordinance 2022-005 related to the age of mobile and manufactured homes.

OLD BUSINESS

None

NEW BUSINESS

7. **LIQUOR LICENSE TRANSFER APPLICATION XA BAR AND GRILL:**

Discussion and possible action on the liquor license application for Arthur Isaacs at the XA Bar and Grill.

8. **DONATION REQUEST:**

Discussion and possible action regarding the donation request from the Round Valley Elementary School in the amount of \$250 for the book vending machine project.

9. **RECOMMENDATION FROM P&Z on ORDINANCE 2022-005:**

10. **POSSIBLE FIRST READING ORDINANCE 2022-005:**

Discussion and Consideration of Ordinance 2022-005, an Ordinance putting age limits on Manufactured and Mobile homes being moved in and within the Springerville Town limits.
ORDINANCE NO. 2022-005

AN ORDINANCE OF THE TOWN OF SPRINGERVILLE, APACHE COUNTY ARIZONA, AMENDING THE TOWN CODE TITLE 17 CHAPTER 17.28 SECTION 17.28.180 "MOBILE HOMES OR MANUFACTURED HOMES" RELATED TO AGE OF HOMES, PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES, AND ESTABLISHING AN EFFECTIVE DATE.

11. **DECEMBER MEETING:**

Discussion and Consideration of meeting date for December.

12. **EXECUTIVE SESSION:**

Discussion and possible action to enter into executive session for the below items:

SAGUARO HEALTH CENTER LLC:

Discussion or consultation with the attorneys of the public body in order to consider its position regarding Saguaro Health Center LLC 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:

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).

TOWN MANAGER ANNUAL EVALUATION:

Discussion and possible action to enter into Executive Session pursuant to A.R.S. § 38 431.03 (A)(1) for Manager Collopy’s annual evaluation.

REAL PROPERTY:

Discussions or consultations with designated representatives of the public body in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property as it pertains to the request from the boys and girls club pursuant to ARS § 38-431.03 (A) (7).

AR-20 ZONE, AGRICULTURAL- RESIDENTIAL CODE:

Discussion or consultation for legal advice with the attorney or attorneys of the public body regarding changing the zoning code for Chapter 17.40 ARS § 38-431.03 (A) (3).

FENNEMORE LAW:

Discussion or consultation for legal advice with the attorney or attorneys of the public body regarding a request for conflict waiver from the Fennemore Law Firm pursuant to ARS § 38-431.03 (A) (3).

FRANCHISE FEES AND AGREEMENTS:

Discussion or consultation for legal advice with the attorney regarding franchise fees & agreements pursuant to ARS § 38 431.03 (3).

13. ANY ACTION AS A RESULT OF EXECUTIVE SESSION:

14. 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 during the call to the public. All comments must be submitted by 5:00 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 ____/2022 at 3:00 PM