

ACTION MINUTES

MINUTES OF THE FLORENCE TOWN COUNCIL MEETING HELD ON MONDAY, JUNE 2, 2014, AT 5:30 P.M., IN THE CHAMBERS OF TOWN HALL, LOCATED AT 775 NORTH MAIN STREET, FLORENCE, ARIZONA.

1. CALL TO ORDER

Mayor Rankin called the meeting to order at 5:33 pm.

2. ROLL CALL:

Present: Rankin, Smith, Celaya, Hawkins, Montaña, Walter, Woolridge

3. WORK SESSION WITH INDUSTRIAL DEVELOPMENT AUTHORITY

4. INVOCATION

5. PLEDGE OF ALLEGIANCE

6. CALL TO THE PUBLIC

Call to the Public for public comment on issues within the jurisdiction of the Town Council. Council rules limit public comment to three minutes. Individual Councilmembers may respond to criticism made by those commenting, may ask staff to review a matter raised or may ask that a matter be put on a future agenda. However, members of the Council shall not discuss or take action on any matter during an open call to the public unless the matters are properly noticed for discussion and legal action.

7. PRESENTATION

a. Quarterly Financial Report Presentation by Finance Director Mike Farina.

8. MOTION TO ADJOURN TO MERRILL RANCH COMMUNITY FACILITY DISTRICT NO. 1 BOARD.

On motion of Councilmember Hawkins, seconded by Councilmember Montaña, and carried to adjourn to Merrill Ranch Community Facility District No. 1 Board.

a. Resolution No. MRCFD1 126-14: Discussion/Approval/Disapproval of A RESOLUTION OF THE DISTRICT BOARD OF MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1 EXERCISING THE OPTION TO REDEEM MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1 (FLORENCE, ARIZONA) SPECIAL ASSESSMENT LIEN BONDS (CURRENT AND FUTURE ASSESSMENT AREAS) AND DELEGATING CERTAIN MATTERS WITH RESPECT THERETO TO THE DISTRICT TREASURER OF THE DISTRICT.

On motion of Boardmember Walter, seconded by Boardmember Hawkins, and carried to adopt Resolution No. MRCFD1 126-14.

9. MOTION TO ADJOURN FROM MERRILL RANCH COMMUNITY FACILITY DISTRICT NO. 1 BOARD.

On motion of Boardmember Montaña, seconded by Boardmember Smith, and carried to adjourn from Merrill Ranch Community Facility District No. 1 Board.

10. MOTION TO ADJOURN TO MERRILL RANCH COMMUNITY FACILITY DISTRICT NO. 2 BOARD.

On motion of Councilmember Woolridge, seconded by Vice-Mayor Smith, and carried to adjourn to Merrill Ranch Community Facility District No. 2 Board.

- a. **Resolution No. MRCFD2 226-14: Discussion/Approval/Disapproval of A RESOLUTION OF THE DISTRICT BOARD OF MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2 EXERCISING THE OPTION TO REDEEM MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2 (FLORENCE, ARIZONA) SPECIAL ASSESSMENT LIEN BONDS (CURRENT AND FUTURE ASSESSMENT AREAS) AND DELEGATING CERTAIN MATTERS WITH RESPECT THERETO TO THE DISTRICT TREASURER OF THE DISTRICT.**

On motion of Boardmember Montaña, seconded by Boardmember Smith, and carried to adopt Resolution No. MRCFD2 226-14.

11. MOTION TO ADJOURN FROM MERRILL RANCH COMMUNITY FACILITY DISTRICT NO. 2 BOARD.

On motion of Boardmember Montaña, seconded by Boardmember Walter, and carried to adjourn from Merrill Ranch Community Facility District No. 2 Board.

12. CONSENT: All items indicated by an (*) will be handled by a single vote as part of the consent agenda, unless a Councilmember or a member of the public objects at the time the agenda item is called.

- a. ***Resolution No. 1444-14: Adoption of of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, ADOPTING THE TOWN OF FLORENCE RECOMMENDED FY 2014-2015 EMPLOYEE COMPENSATION AND CLASSIFICATION PLANS.**
- b. ***Resolution No. 1445-14: Adoption of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, ORDERING THE ABANDONMENT OF RIGHT-OF-WAY EASEMENTS ADJACENT TO THE CCA PROPERTY IN FLORENCE, ARIZONA, AS DESCRIBED WITHIN THE ATTACHED EXHIBITS 1, 2 and 3.**
- c. ***Adoption of notice of intention to increase water and wastewater utility rates and fees, and to set a public hearing date of July 7, 2014, on the proposed increases.**

- d. *Ratification of accepting donations totaling \$2,250, from Pulte Homes, Southwest Value Partners, and Arizona Public Service to offset the costs of exhibitor space at the Retail Real Estate Convention.
- e. *Approval to hire Sunrise Engineering to conduct a Downtown Water Line Alignment Study, in an amount not to exceed \$39,658.
- f. *Authorization to dispose of equipment as listed on the June 2, 2014 Request for Council Action Form, per Town Policy.
- g. *Authorization to forward a favorable recommendation to the Arizona Department of Liquor License and Control for Pinal Mounted Posse's application for a Special Event Liquor License for a fundraiser being held July 4 2014, at Heritage Park.
- h. *Approval of accepting the register of demands ending April 30, 2014, in the amount of \$1,800,476.26.

On motion of Councilmember Walter, seconded by Vice-Mayor Smith, and carried to approve the Consent Agenda, as written with the exception of Item 12a.

- a. *Resolution No. 1444-14: Adoption of of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, ADOPTING THE TOWN OF FLORENCE RECOMMENDED FY 2014-2015 EMPLOYEE COMPENSATION AND CLASSIFICATION PLANS.

On motion of Vice-Mayor Smith, seconded by Councilmember Montaña, and carried to adopt Resolution No. 1444-14.

13. NEW BUSINESS

- a. Canvas of the May 20, 2014 Special Election and Approval of the Election Results.

On motion of Councilmember Montaña, seconded by Councilmember Walter, and carried to approve the election results.

- b. Resolution No. 1446-14: Discussion/Approval/Disapproval of a A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, APPROVING THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH HOWARD L. HAWKS, AN INDIVIDUAL, AND AUTHORIZING EXECUTION OF SUCH PRE-ANNEXATION AND DEVELOPMENT AGREEMENT (Annexation No. 2013-02 – “HERITAGE ESTATES” PROPERTY).

On motion of Councilmember Montaña, seconded by Councilmember Walter, and carried to adopt Resolution No. 1446-14.

- c. Approval of Task Order No. 6 with Water Works Engineers for the South Wastewater Treatment Plant Expansion Planning and Development Design,

and the Tertiary Filtration Design and Construction, in an amount not to exceed \$294,398.

On motion of Councilmember Walter, seconded by Councilmember Walter, and carried to approve Task Order No. 6 with Water Works Engineers for the South Wastewater Treatment Plant Expansion Planning and Development Design, and the Tertiary Filtration Design and Construction, in an amount not to exceed \$294,398.

(Per Lisa Garcia, Deputy Town Manager/Town Clerk, Agenda Items 13e. and 13f. were taken out of order.)

- e. Discussion/Approval/Disapproval to approve a settlement agreement for Curis Resources (Arizona) Inc. v. Town of Florence, Pinal County Superior Court Case No. CV2012-01097, as recommended by the Risk Pool.

On motion of Councilmember Walter, seconded by Councilmember Hawkins, and carried to approve a settlement agreement for Curis Resources (Arizona) Inc. v. Town of Florence, Pinal County Superior Court Case No. CV2012-01097, as recommended by the Risk Pool.

- f. Public Notice on Johnson Utilities, LLCs motion to withdraw from the Arizona Corporation Commission Proceedings: information only.
- d. Project update on the construction of municipal facilities consisting of a library, outdoor aquatic complex, recreation space, programming offices, outdoor fields, and other government facilities.
 - i. Discussion/Approval/Disapproval of authorizing the Town Manager to negotiate and enter into a contract or contracts with Swan Architects, Inc., not to exceed a cumulative total of \$270,600 to provide Project Management services on the Territory Square Phase One property.

On motion of Councilmember Montaña, seconded by Vice-Mayor Smith, and carried to authorize the the Town Manager to negotiate and enter into a contract or contracts with Swan Architects, Inc., not to exceed a cumulative total of \$270,600 to provide Project Management services on the Territory Square Phase One property.

- ii. Discussion/Approval/Disapproval to authorize the Town Manager to negotiate and enter into a contract or contracts with Rummel Construction, Inc., not to exceed a cumulative total of \$1,032,446 to complete proposed site grading construction services on the Territory Square Phase One property.

On motion of Councilmember Woolridge, seconded by Councilmember Montaña, and carried to authorize the Town Manager to negotiate and enter into a contract or contracts with Rummel Construction, Inc., not to exceed a cumulative total of \$1,032,446 to complete proposed site grading construction services on the Territory Square Phase One property.

- iii. Discussion/Approval/Disapproval to authorize the Town Manager to review financing alternatives and secure financing to assist with the funding of construction of a new library, aquatics, and recreation facility, in an amount not to exceed \$5,000,000, plus costs of issuance.

On motion of Councilmember Walter, seconded by Councilmember Montaña, and carried to authorize the Town Manager to review financing alternatives and secure financing to assist with the funding of construction of a new library, aquatics, and recreation facility, in an amount not to exceed \$5,000,000, plus costs of issuance, with final approval from Council.

14. DEPARTMENT REPORT

- a. Manager's Report
- b. Department Reports
 - i. Community Development
 - ii. Courts
 - iii. Finance
 - iv. Library
 - v. Parks and Recreation
 - vi. Police
 - vii. Utilities

15. CALL TO THE PUBLIC

16. CALL TO THE COUNCIL

17. ADJOURN TO EXECUTIVE SESSION

Pursuant to A.R.S. § 38-431.03(A)(1) for the purpose of discussion by the public body of possible disciplinary action relating to Mayor Tom J. Rankin.

On motion of Councilmember Walter, seconded by Councilmember Montaña, and carried to adjourn to Executive Session.

18. ADJOURN FROM EXECUTIVE SESSION

On motion of Councilmember Hawkins, seconded by Councilmember Celaya, and carried to adjourn from Executive Session.

19. ADJOURNMENT

On motion of Councilmember Hawkins, seconded by Councilmember Celaya, and carried to adjourn at 9:14 pm.

Posted this 3rd day of June, 2014, on the Town of Florence website at www.florenceaz.gov by Maria Hernandez, Deputy Town Clerk.