

ACTION MINUTES

MINUTES OF THE FLORENCE TOWN COUNCIL MEETING HELD ON MONDAY, MARCH, 17, 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 5:30 pm.

2. ROLL CALL:

**Present: Rankin, Smith, Celaya, Hawkins, Montaña, Walter, Woolridge
Councilmember Montaña arrived at 6:15pm.**

3. ADJOURN TO EXECUTIVE SESSION

For the purpose of discussion of the public body with the Town Attorney in accordance with A.R.S. § 38-431.03(A)(4) for discussion and consideration of the Town's position with regard to pending litigation, and pursuant to A.R.S. § 38-431.03(A)(3) to receive legal advice regarding agenda item 8(c).

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

4. ADJOURN FROM EXECUTIVE SESSION

On motion of Councilmember Walter, seconded by Vice-Mayor Smith, and carried to adjourn from Executive Session.

5. INVOCATION

6. PLEDGE OF ALLEGIANCE

7. 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.

8. PUBLIC HEARINGS AND PRESENTATION

- a. Public Hearing on a Minor General Plan Amendment to amend the Town of Florence Town's 2020 General Plan Future Land Use Map to change the land use designation on approximately 39.8 acres from Employment/Light Industrial (E/LI) to Medium Density Residential 1 (MDR1); and for Discussion/Approval/Disapproval of Resolution No. 1425-14: A**

**RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA,
APPROVING THE MAGIC RANCH 80 MINOR GENERAL PLAN AMENDMENT
(PZC-08-14-GPA).**

Mayor Rankin opened the Public Hearing.

Mayor Rankin closed the Public Hearing.

On motion of Councilmember Hawkins, seconded by Councilmember Montaño, and carried to adopt Resolution No. 1425-14.

- b. Public Hearing on a Minor General Plan Amendment to amend the Town of Florence Town's 2020 General Plan Future Land Use Map to change the land use designation on approximately 11.2 acres from Community Commercial (CC) to Medium Density Residential 1 (MDR1); and for Discussion/Approval/Disapproval of Resolution No. 1426-14: A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, APPROVING THE RESERVE AT LOOKOUT MOUNTAIN MINOR GENERAL PLAN AMENDMENT (PZC-01-14-GPA).**

Mayor Rankin opened the Public Hearing.

Mayor Rankin closed the Public Hearing.

On motion of Councilmember Walter, seconded by Councilmember Hawkins, and carried to adopt Resolution No. 1426-14.

- c. Public Hearing on PZC-06-14-CUP: A Conditional Use Permit request by Duke Rodriguez, of Ultra Health, LLC, on behalf of River Bottom, LLC, to allow for a proposed Medical Marijuana Dispensary on a Highway Business Commercial (B-2) zoned property located at 2501 N. Pinal Parkway Avenue, Florence, Arizona; and for Discussion/Approval/Disapproval of Resolution No. 1427-14: A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, APPROVING A CONDITIONAL USE PERMIT TO ALLOW A PROPOSED MEDICAL MARIJUANA DISPENSARY ON PROPERTY LOCATED AT 2501 NORTH PINAL PARKWAY AVENUE, FLORENCE, ARIZONA, (PZC-06-14-CUP).**

Mayor Rankin opened the Public Hearing.

Mayor Rankin closed the Public Hearing.

On motion of Councilmember Hawkins, seconded by Councilmember Celaya, and carried to adopt Resolution No. 1427-14.

Roll-Call Vote:

Councilmember Walter: No

Councilmember Hawkins: Yes

Councilmember Woolridge: No

Mayor Rankin: No
Vice-Mayor Smith: No
Councilmember Montaña: No
Councilmember Celaya: Yes

Motion failed (Yes: 2; No: 5)

d. Presentation of Renee Klix's promotion to the position of Sergeant effective March 15, 2014.

9. **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. ***Approve a Professional Service Agreement with Southwest Ground-water Consultants, Inc. (SWG) for the siting and design of a new production well in north Florence.**

b. ***Approval of the resignation of John L. Anderson from the Planning and Zoning Commission.**

c. ***Ratification of the Greater Florence Chamber of Commerce's application for a Special Event License for an After-Hours Mixer on April 3, 2014 from 4:30 pm to 6:30 pm.**

d. ***Approval of the January 6, January 21, January 28, February 3, and February 18, 2014 Town Council Minutes.**

e. ***Receive and file the following board and commission minutes:**

i. **November 20, 2013 Historic District Advisory Commission minutes.**

ii. **November 7, November 21, and December 5, 2013 Planning and Zoning Commission minutes.**

On motion of Vice-Mayor Smith, seconded by Councilmember Montaña, and carried to approve the Consent Agenda, as written, with the exception of 9b.

b. ***Approval of the resignation of John L. Anderson from the Planning and Zoning Commission.**

On motion of Councilmember Walter, seconded by Vice-Mayor Smith, and carried to approve the resignation of John L. Anderson from the Planning and Zoning Commission.

10. NEW BUSINESS

a. **Resolution No. 1428-14: Discussion/Approval/Disapproval of A RESOLUTION GRANTING APPROVAL TO THE ISSUANCE OF ONE OR MORE SERIES OF THE INDUSTRIAL DEVELOPMENT AUTHORITY OF THE TOWN OF FLORENCE, INC. TAX-EXEMPT AND/OR TAXABLE EDUCATION**

REVENUE BONDS (LEGACY TRADITIONAL SCHOOLS PROJECT), SERIES 2014A, IN AN AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$75,000,000 TO FINANCE THE ACQUISITION, CONSTRUCTION, IMPROVEMENT AND EQUIPPING OF EDUCATIONAL FACILITIES FOR ATHLOS TRADITIONAL ACADEMY AND ITS AFFILIATES, LEGACY TRADITIONAL SCHOOL – AVONDALE, LEGACY TRADITIONAL SCHOOL – LAVEEN AND LEGACY TRADITIONAL SCHOOL – NORTHWEST TUCSON.

On motion of Councilmember Celaya; motion failed due to the lack of a second.

- b. Resolution No. 1429-14: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, PERTAINING TO THE FLORENCE POLICE DEPARTMENT'S SUBMISSION OF A PROJECT FOR CONSIDERATION IN ARIZONA'S FY 2015 HIGHWAY SAFETY PLAN.

On motion of Councilmember Walter, seconded by Councilmember Montaña, and carried to adopt Resolution No. 1429-14.

- c. Discussion/Approval/Disapproval to authorize the Town Manager to negotiate and enter into a contract or contracts with Haydon Building Corp., not to exceed a cumulative total of \$500,000, for design-build construction services to complete the proposed Padilla Park at the Silver King Plaza project.

On motion of Councilmember Montano, seconded by Councilmember Walter, and carried to authorize the Town Manager to negotiate and enter into a contract or contracts with Haydon Building Corp., not to exceed a cumulative total of \$500,000, for design-build construction services to complete the proposed Padilla Park at the Silver King Plaza project.

11. MANAGER'S REPORT

12. CALL TO THE PUBLIC

13. CALL TO THE COUNCIL

14. ADJOURNMENT

Council may go into Executive Session at any time during the meeting for the purpose of obtaining legal advice from the Town's Attorney(s) on any of the agenda items pursuant to A.R.S. § 38-431.03(A)(3).

On motion of Councilmember Walter, seconded by Councilmember Montaña, and carried to adjourn the meeting at 9:02 pm.

Posted this 18th day March, 2014, on the Town of Florence website at www.florenceaz.gov by Maria Hernandez, Deputy Town Clerk.