

ACTION MINUTES

MINUTES OF THE FLORENCE TOWN COUNCIL SPECIAL MEETING HELD ON MONDAY, AUGUST 17, 2015, AT 6:00 PM, 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 6:03 pm

2. ROLL CALL:

Present: Rankin, Walter, Woolridge, Hawkins, Guilin, Anderson, Wall

3. MOMENT OF SILENCE

4. PLEDGE OF ALLEGIANCE

5. 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.

6. PRESENTATIONS

- a. Presentation of the 2015 Arizona Parks and Recreation Association's Outstanding Facility Award for Padilla Park.**
- b. Update of the Library/Recreation Complex Project.**
- c. Presentation by the Greater Florence Chamber of Commerce recognizing Main Street Family Practice as the Business of the Month.**

7. CONSENT: All items on the consent agenda 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. 1529-15: Adoption of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, ADOPTING THE PARKS AND RECREATION 2015 MISSION, VISION AND VALUES FOR THE PARKS AND RECREATION DEPARTMENT OF THE TOWN OF FLORENCE, ARIZONA.**

- b. Resolution No. 1534-15: Adoption of A RESOLUTION OF TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, APPROVING AND AUTHORIZING MAYOR TOM J. RANKIN, INTERIM TOWN MANAGER LISA GARCIA, AND FINANCE DIRECTOR GABRIEL GARCIA TO ACT AS SIGNATORIES FOR THE TRANSACTION OF BUSINESS ON THE TOWN OF FLORENCE BANKING ACCOUNTS, AND DECLARING AN EMERGENCY.**
- c. Issuance of a Proclamation declaring August 2015 as Child Support Awareness Month.**
- d. Approval of Change Order Requests 1 through 4, with Currier Construction, Inc., for a total of \$14,998.87, for a total project cost not to exceed \$1,564,182.87.**
- e. Approval of Change Order No. 2 with Low Mountain Construction, Inc., to increase the number of days for completion to 294 days for the Library/Recreation Complex design-build contract. There is no increased fiscal impact.**
- f. Approval of Change Order No. 2 with Garney Construction, for a credit of \$32,084.00, for a total project cost reduced to \$1,691,358, and extending the project completion date to October 30, 2015.**
- g. Approval of Change Order Requests 1, 2, 5, 7, 8 and 9 with McCain Construction, LLC, for a total of \$33,840, for a total project cost not to exceed \$717,434.**
- h. Approval of Change Order No. 1 to Visus Engineering Construction, for the additional work associated with Change Order Requests during construction of the Main Street Extension Temporary Access Road, for a total of \$13,500, for a total project cost not to exceed \$252,500.**
- i. Approval of a lease agreement with the Florence Mosaic Church of the Nazarene, owner of the Florence Fudge Co., for Suite 101, in the Silver King Market Place.**
- j. Approval of a lease with Victor Fimbres, dba as Silver King, for Suite 201, in the Silver King Market Place.**
- k. Approval of the July 6, July 13, July 20, and July 27, 2015 Council minutes.**
- l. Receive and file the following board and commission minutes:**
 - i. June 24, 2015 Historic District Advisory Board minutes.**
 - ii. June 18, 2015 Planning and Zoning Commission minutes.**

On motion of Councilmember Woolridge, seconded by Vice-Mayor Walter, and carried to approve the Consent Agenda, as written, with the exception of item 7h. and corrections to the July 13, 2015 Council minutes.

- h. Approval of Change Order No. 1 to Visus Engineering Construction, for the additional work associated with Change Order Requests during construction of the Main Street Extension Temporary Access Road, for a total of \$13,500, for a total project cost not to exceed \$252,500.

On motion of Councilmember Anderson, seconded by Councilmember Woolridge, and carried to approve Changer Order No. 1 to Visus Engineering Construction, for the additional work associated with Change Order Requests during construction of the Main Street Extension Temporary Access Road, for a total of \$13,500, for a total project cost not to exceed \$252,500.

8. NEW BUSINESS

- a. Discussion/Approval/Disapproval of regulating the Farmers Market vendors under Ordinance No. 549-10.

On motion of Vice-Mayor Walter, seconded by Councilmember Anderson, and carried to regulate the Farmer's Market vendors under Ordinance No. 549-10.

- b. Ordinance No. 633-15: Discussion/Approval/Disapproval of AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING ORDINANCE NO. 619-14 WITH REGARD TO MAGIC RANCH ANNEXATION PETITION NO. 2013-01; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

On motion of Councilmember Woolridge, seconded by Councilmember Guilin, to adopt Ordinance No. 633-15.

Roll Call:

Councilmember Woolridge - Yes
Councilmember Guilin – Yes
Councilmember Wall - Yes
Councilmember Anderson - Yes
Councilmember Hawkins - Yes
Vice-Mayor Walter - Yes
Mayor Rankin – Yes

Motion Passed: Yes: 7, No: 0

- c. Resolution No. 1535-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA,

RESCINDING RESOLUTION NO. 1431-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH SEVILLE INVESTMENTS, LLC ("OWNER"); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

- d. Resolution No. 1536-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1453-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH PALMS-MAGIC LAKE 80, LLC ("OWNER"); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.**
- e. Resolution No. 1537-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1454-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH SFD MAGIC RANCH, LLC ("OWNER"); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.**
- f. Resolution No. 1538-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1458-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH GEM LAND & CATTLE, LLC AND EMPIRE WEST TITLE AGENCY LLC ("OWNERS"); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.**
- g. Resolution No. 1539-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1459-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH RMG ARIZONA PROPERTIES HOLDING XVII, LLC, ("OWNER"); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.**
- h. Resolution No. 1540-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1460-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH RMG RESIDENTIAL 2010, LLLP ("OWNER"); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.**
- i. Resolution No. 1541-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1463-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH RMG LUCKY HUNT 65, LLC, ("OWNER"); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.**

- j. Resolution No. 1542-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1464-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH MAGIC LAKE 80, LLC, ("OWNER"); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.
- k. Resolution No. 1543-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1465-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH BARCLAY HOLDINGS XLIII, LLC, ("OWNER"); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.
- l. Resolution No. 1544-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1466-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH CHI CONSTRUCTION COMPANY ("OWNER"); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.
- m. Resolution No. 1545-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1467-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH D. R. HORTON, INC, ("OWNER"); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.
- n. Resolution No. 1546-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1470-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH CMG 900, LLC ("OWNER"); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

Resolution No. 1546-15 was removed from the agenda.

- o. Resolution No. 1547-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1468-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH EL DORADO ARIZONA FARMS, LLC ("OWNER"); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

- p. Resolution No. 1548-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1472-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH SMITH'S FOOD AND DRUG CENTERS, INC., ("OWNER"); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.
- q. Resolution No. 1549-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1475-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH GENERAL HUNT PROPERTIES, INC., ("OWNER"); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.
- r. Resolution No. 1550-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1476-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH OASIS SOLID WASTE, LLC ("OWNER"); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.
- s. Resolution No. 1551-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1477-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH THE CLUB AT OASIS, LLC ("OWNER"); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.
- t. Resolution No. 1552-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1478-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH JOHNSON UTILITIES, LLC ("OWNER"); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

On motion of Councilmember Anderson, seconded by Councilmember Woolridge, adopt Resolution Nos. 1535-15,1536-15,1537-15,1538-15,1539-15,1540-15,1541-15,1542-15,1543-15,1544-15,1545-15,1547-15,1548-15,1549-15,1550-15,1551-15 and 1552-15, and declaring an emergency.

Roll Call:

Councilmember Wall - Yes
Councilmember Anderson - Yes
Councilmember Guilin - Yes
Councilmember Hawkins - Yes

Councilmember Woolridge - Yes
Vice-Mayor Walter - Yes
Mayor Rankin – Yes

Motion Passed: Yes: 7, No: 0

- u. Ordinance No. 634-15: Discussion/Approval/Disapproval of AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING ORDINANCE NO. 620-14 WITH REGARD TO ARIZONA FARMS ANNEXATION PETITION NO. 2013-02; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.**

On motion of Councilmember Woolridge, seconded by Councilmember Guilin, to adopt Ordinance No. 634-15, and declaring an emergency.

Roll Call:

Councilmember Woolridge - Yes
Councilmember Guilin - Yes
Councilmember Anderson - Yes
Councilmember Wall - Yes
Councilmember Hawkins - Yes
Vice-Mayor Walter - Yes
Mayor Rankin – Yes

Motion Passed: Yes: 7, No: 0

- v. Resolution No. 1553-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1418-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH DQCRESTFIELD, LLC, (“OWNER”); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.**
- w. Resolution No. 1554-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1443-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH MP FLORENCE, LLC, (“OWNER”); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.**
- x. Resolution No. 1555-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1446-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH HOWARD L.**

HAWKS (“OWNER”); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

- y. Resolution No. 1556-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1461-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH Superstition Springs R-14 ASSOCIATES, WOLFY'S R.E. HOLDINGS, LLC, AND DAVID C. PHILLIPS, (“OWNERS”); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.**
- z. Resolution No. 1557-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1462-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH RES-AZ CRESTVIEW, LLC (“OWNER”); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.**
- aa. Resolution No. 1558-15: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, RESCINDING RESOLUTION NO. 1471-14 WITH REGARD TO THE PRE-ANNEXATION AND DEVELOPMENT AGREEMENT WITH EL DORADO ARIZONA FARMS LLC AND LANGLEY ARIZONA FARMS 150, LLC (“OWNERS”); PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.**

On motion of Councilmember Woolridge, seconded by Councilmember Wall, adopt Resolution Nos. 1553-15, 1554-15, 1555-15, 1556-15, 1557-15 and 1558-15, and declaring an emergency.

Roll Call:

**Councilmember Woolridge – Yes
Councilmember Wall – Yes
Councilmember Anderson - Yes
Councilmember Guilin - Yes
Councilmember Hawkins - Yes
Vice-Mayor Walter - Yes
Mayor Rankin – Yes**

Motion Passed: Yes: 7, No: 0

9. MANAGER’S REPORT

10. CALL TO THE PUBLIC

11. CALL TO THE COUNCIL

12.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 Hawkins, seconded by Vice-Mayor Walter, and carried to adjourn the meeting at 7:17 pm.

Posted this 18th day of August 2015, on the Town of Florence website at www.florenceaz.gov by Maria Hernandez, Deputy Town Clerk.