

TOWN OF FLORENCE REGULAR MEETING AGENDA

Mayor Tom J. Rankin
Vice-Mayor Tara Walter
Councilmember Vallarie Woolridge
Councilmember Bill Hawkins
Councilmember Becki Guilin
Councilmember John Anderson
Councilmember Karen Wall



Florence Town Hall
775 N. Main Street
Florence, AZ 85132
(520) 868-7500
www.florenceaz.gov
Meet 1st and 3rd Mondays

Monday, April 18, 2016

6:00 PM

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the Town of Florence Council and to the general public that a Regular Meeting of the Florence Town Council will be held on Monday, April 18, 2016, at 6:00 p.m., in the Florence Town Council Chambers, located at 775 N. Main Street, Florence, Arizona. The agenda for this meeting is as follows:

1. CALL TO ORDER

2. ROLL CALL: 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. PUBLIC HEARINGS AND PRESENTATIONS

- a. **Public hearing on** an application received from Kim Kenneth Kwiatkowski, Circle K Store # 3492, located at 255 S. Main Street, Florence, Arizona, for a new Type 10 Beer and Wine Liquor License, and for Council recommendation for approval or disapproval of said license. (Lisa Garcia)
- b. **Second Public Hearing** to receive public comments on the Alternative Expenditure Limitation/Home Rule Option. (Gabe Garcia)

- c. **Public Hearing to** receive comments on a zone change request to change existing zoning from Neighborhood Office, Highway Business Commercial, Public/Institutional and Multi-Family Residential to Downtown Commercial zone; and First Reading of Ordinance No. 650-16: AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, APPROVING THE DOWNTOWN COMMERCIAL ZONE CHANGE LOCATED IN AN AREA GENERALLY BOUND BY RUGGLES STREET TO THE NORTH, BUTTE AVENUE TO THE SOUTH, QUARTZ STREET TO THE WEST AND PINAL STREET TO THE EAST (PZ-15-52 ZC). (Mark Eckhoff)
- d. Congressional Recognition to Mayor and Council for 150 Years as a Town. (Penny Pew on behalf of Congressman Paul Gosar)
- e. **Proclamation declaring** May 2016 as Water Safety Month in the Town of Florence, Arizona. (Bryan Hughes)
- f. Presentation by the Greater Florence Chamber of Commerce recognizing Toogood's Tax and Accounting as Business of the Month. (Jessica Moore)

7. ADJOURN TO A SPECIAL MEETING

- a. **Resolution No. 1582-16:** Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, PROPOSING THE ALTERNATIVE EXPENDITURE LIMITATION. (Gabe Garcia)

8. ADJOURN FROM A SPECIAL MEETING

9. 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. **Proclamation declaring** April 21, 2016 as PowerTalk 21[®] Day in the Town of Florence, Arizona. (Lisa Garcia)
- b. **Proclamation declaring** April 29, 2016 as Arbor Day in the Town of Florence, Arizona, and recognition of the Town of Florence as a Tree City USA community for the 10th consecutive year. (Bryan Hughes)
- c. **Approval of the Second** Amendment to the Intergovernmental Agreement with the Central Arizona College, City of Coolidge, and Pinal County to authorize funding and responsibilities for operating the Central Arizona Regional Transit regional transit system. (Jess Knudson)
- d. Approval of the **March 7, March 21,** and **March 29, 2016** Council minutes.
- e. Receive and file the following board and commission minutes:
 - i. **February 24, 2016** Historic District Advisory Commission minutes.
 - ii. **February 25, 2016** Parks and Recreation Advisory Board minutes.
 - iii. **February 18, 2016** Planning and Zoning Commission minutes.

10. NEW BUSINESS

- a. **Discussion/Approval/Disapproval** of the Fiscal Year 2016-2017 employee benefit program with United Healthcare of Arizona for medical; Teladoc for 24/7 physician access benefits; Principal Financial Group for dental and life insurance; Vision Service Plan for vision insurance; EAP Preferred for Employee Assistance Program, AFLAC for supplemental insurance products, and Infinisource to administer our Section 125 flexible benefit account plan. (Scott Barber)
- b. **Discussion/Approval/Disapproval** of submitting a Letter of Commitment to fulfill program requirements as part of the 2015 Federal Emergency Management Agency Staffing for Adequate Fire and Emergency Response program grant application. (Jennifer Evans)

11. MANAGER'S REPORT

12. CALL TO THE PUBLIC

13. CALL TO THE COUNCIL – CURRENT EVENTS ONLY

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).

POSTED ON APRIL 14, 2016, BY LISA GARCIA, TOWN CLERK, AT 775 NORTH MAIN STREET, FLORENCE, ARIZONA, AND AT WWW.FLORENCEAZ.GOV.

PURSUANT TO TITLE II OF THE AMERICANS WITH DISABILITIES ACT (ADA), THE TOWN OF FLORENCE DOES NOT DISCRIMINATE ON THE BASIS OF DISABILITY REGARDING ADMISSION TO PUBLIC MEETINGS. PERSONS WITH A DISABILITY MAY REQUEST REASONABLE ACCOMMODATIONS BY CONTACTING THE TOWN OF FLORENCE ADA COORDINATOR, AT (520) 868-7574 OR (520) 868-7502 TDD. REQUESTS SHOULD BE MADE AS EARLY AS POSSIBLE TO ALLOW TIME TO ARRANGE THE ACCOMMODATION.



TOWN OF FLORENCE COUNCIL ACTION FORM

AGENDA ITEM 6a.

MEETING DATE: April 18, 2016

DEPARTMENT: Administration

STAFF PRESENTER: Lisa Garcia, Deputy Town Manager/
Town Clerk

SUBJECT: Public Hearing and Action on Kim Kenneth Kwiatkowski's, Circle K Store # 3492 Liquor License Application.

- Action
- Information Only
- Public Hearing
- Resolution
- Ordinance
 - Regulatory
 - 1st Reading
 - 2nd Reading
- Other

RECOMMENDED MOTION/ACTION:

Public hearing on an application received from Kim Kenneth Kwiatkowski, Circle K Store # 3492, located at 255 S. Main Street, Florence, Arizona, for a new Type 10 Beer and Wine Liquor License, and for Council recommendation for approval or disapproval of said license.

BACKGROUND/DISCUSSION:

Kim Kenneth Kwiatkowski, Circle K Store # 3492, filed an application for a New Type 10 Beer and Wine Liquor License, with the Arizona Department of Liquor License and Control, on March 16, 2016.

The Town Clerk's Office posted the Notice of Public Hearing on March 28, 2016, at said location in accordance with statutory requirements. Management has been notified of the April 18, 2016 public hearing.

No written communication has been received by the Town regarding this application.

FINANCIAL IMPACT:

N/A

STAFF RECOMMENDATION:

Staff recommends that the Town Council forward a favorable recommendation to the Arizona Department of Liquor License and Control.

ATTACHMENTS:

Application
Map



Arizona Department of Liquor Licenses and Control
 800 W Washington 5th Floor
 Phoenix, AZ 85007
 www.azliquor.gov
 (602) 542-5141

15 MAR 15 14P. LIC. RM1054

Application for Liquor License
 Type or Print with **Black Ink**

SECTION 1 This application is for a:

- Interim Permit (Complete Section 5)
- New License (Complete Sections 2, 3, 4, 13, 14, 15, 16)
- Person Transfer (Complete Section 2; 3, 4, 12, 13, 14, 16)
- Location Transfer (Bars and Liquor Stores Only)
(Complete Section 2; 3, 4, 11, 13, 14, 16)
- Probate/ Will Assignment/ Divorce Decree
(Complete Sections 2, 3, 4, 9, 13, 14, 16)
(Fee not required)
- Government (Complete Sections 2, 3, 4, 10, 13, 16)
- Seasonal

SECTION 2 Type of Ownership:

- J.T.W.R.O.S. (Complete Section 6)
- Individual (Complete Section 6)
- Partnership (Complete Section 6)
- Corporation (Complete Section 7)
- Limited Liability Co (Complete Section 7)
- Club (Complete Section 8)
- Government (Complete Section 10)
- Trust (Complete Section 6)
- Tribe (Complete Section 6)
- Other (Explain) _____

SECTION 3 Type of license

LICENSE # 10113275

1. Type of License: BEER WINE - Series 10

APPLICATION FEE AND INTERIM PERMIT FEES (IF APPLICABLE) ARE NOT REFUNDABLE

A service fee of \$25 will be charged for all dishonored checks (A.R.S. § 44-6852)

SECTION 4 Applicants

1. Individual Owner/Agent's Name: KWIATKOWSKI KIM KENNETH A1004605
Last First Middle

2. Owner Name: CIRCLE K STORES INC. B1005673
(Ownership name for type of ownership checked on section 2)

3. Business Name: CIRCLE K STORE # 3492 B1056328
(Exactly as it appears on the exterior of premises)

4. Business Location Address: 255 S MAIN ST., FLORENCE, AZ 85132 PINAL
(Do not use PO Box) Street City State Zip Code County

5. Mailing Address: LICENSING DC-36, PO BOX 52085, PHOENIX, AZ 85072-2085
(All correspondence will be mailed to this address) Street City State Zip Code

6. Business Phone: Pending Daytime Contact Phone: (602) 728-4783

7. Email Address: kkwiatkowski@circlek.com

8. Is the Business located within the incorporated limits of the above city or town? Yes No

9. Does the Business location address have a street address for a City or Town but is actually in the boundaries of another City, Town or Tribal Reservation? Yes No

If Yes, what City, Town or Tribal Reservation is this Business located in: _____

10. Total Price paid for Series 6 Bar, Series 7 Beer & Wine Bar or Series 9 Liquor Store (license only) \$ _____

Fees: <u>100</u>	Department Use Only		
Application	Interim Permit	Site Inspection	Finger Prints
Is Arizona Statement of Citizenship & Alien Status for State Benefits complete? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			\$ <u>100</u> Total of All Fees
Accepted by: <u>AP</u>	Date: <u>3/16/16</u>	License # <u>10113275</u>	

SECTION 5 Interim Permit

- If you intend to operate business when your application is pending you will need an interim permit pursuant to ARS § 4-203.01
- There **MUST** be a valid license of the same type you are applying for currently issued to the location or for the replacement of a Hotel/Motel license with a Restaurant license pursuant to A.R.S. § 4-203.01.

1. Enter license number currently at the location: _____
2. Is the license currently in use? Yes No If no, how long has it been out of use? _____

Attach a copy of the license currently issued at this location to this application.

I, _____ declare that I am the CURRENT OWNER, AGENT, OR CONTROLLING PERSON on the stated license and location.
(Print Full Name)

X _____
(Signature)

State _____ County of _____
The foregoing instrument was acknowledged before me this

_____ day of _____
Day Month Year

My Commission Expires on: _____
Date

(Signature of Notary Public)

SECTION 6 Individual, Partnership, J.T.W.R.O.S, Trust, Tribe Ownerships

EACH PERSON LISTED MUST SUBMIT A COMPLETED QUESTIONNAIRE, AN "APPLICANT" TYPE FINGERPRINT CARD AND \$22 PROCESSING FEE FOR EACH CARD.

Individual

Last	First	Middle	%Owned	Mailing Address	City	State	Zip Code

Is any person other than above, going to share in profit/losses of the business? Yes No

If Yes, give name, current address, and telephone number of person(s). Use additional sheets if necessary.

Last	First	Middle	Mailing Address	City	State	Zip Code	Phone #

Partnership

Name of Partnership: _____

General-Limited	Last	First	Middle	%Owned	Mailing Address	City	State	Zip Code
<input type="checkbox"/> <input type="checkbox"/>								
<input type="checkbox"/> <input type="checkbox"/>								
<input type="checkbox"/> <input type="checkbox"/>								
<input type="checkbox"/> <input type="checkbox"/>								

J.T.W.R.O.S (Joint Tenant with Rights of Survivorship)

Name of J.T.W.R.O.S: _____

Last	First	Middle	Mailing Address	City	State	Zip Code

SECTION 6 - continued

TRUST

Name of Trust: _____

Last	First	Middle	Mailing Address	City	State	Zip Code

TRIBE

Name of Tribal Ownership: _____

Last	First	Middle	Mailing Address	City	State	Zip Code

SECTION 7 Corporations/ Limited Liability Co

EACH PERSON LISTED MUST SUBMIT A COMPLETED QUESTIONNAIRE AN "APPLICANT" TYPE FINGERPRINT CARD AND \$22 PROCESSING FEE FOR EACH CARD.

- Corporation Complete Questions 1, 2, 3, 4, 5, 6, and 7
 L.L.C. Complete Questions 1, 2, 3, 4, 5, 6, and 7

1. Name of Corporation/ L.L.C: CIRCLE K STORES INC.
 2. Date Incorporated/Organized: 06/08/1951 State where Incorporated/Organized: TEXAS
 3. AZ Corporation or AZ L.L.C File No: F-0006598-0 Date authorized to do Business in AZ: 04/08/1957
 4. Is Corp/L.L.C. Non Profit? Yes No
 5. List Directors, Officers, Members in Corporation/L.L.C:

Last	First	Middle	Title	Mailing Address	City	State	Zip Code
Haxel	Geoffrey	Charles	Pres/Secr/Dir	1130 W Warner Rd	Tempe	AZ	85284
Cunnington	Kathleen	K	Treas/VP/Dir	1130 W Warner Rd	Tempe	AZ	85284
Rodriguez	Paul	(none)	VP	1130 W Warner Rd	Tempe	AZ	85284
Kwiatkowski	Kim	Kenneth	Asst Secr	1130 W Warner Rd	Tempe	AZ	85284

(Attach additional sheet if necessary)

6. List all Stockholders / percentage owners who own 10% or more:

Last	First	Middle	%Owned	Mailing Address	City	State	Zip Code
CIRCLE K	DELAWARE	INC.	100%	1130 W Warner Rd	Tempe	AZ	85284

(Attach additional sheet if necessary)

7. If the corporation/ L.L.C are owned by another entity, attach an Organizational **FLOWCHART** showing the structure of the ownership. Attach additional sheets as needed in order to disclose the Officers, Directors, Members, Managers, Partners, Stockholders and percentage owners of those entities.

SECTION 12 Person to Person Transfer

Questions to be completed by Current Licensee (Bar and Liquor Stores Only- Series, 06, 07, and 09)

1. Individual Owner / Agent Name: _____ Entity: _____
Last First Middle (Individual, Agent, Etc)

2. Ownership Name: _____
(Exactly as it appears on license)

3. Business Name: _____
(Exactly as it appears on license)

4. Business Location Address: _____
Street City State Zip

5. License Type: _____ License Number: _____

6. Current Mailing Address: _____
Street City State Zip

7. Have all creditors, lien holders, interest holders, etc. been notified? Yes No

8. Does the applicant intend to operate the business while this application is pending? Yes No

If yes, complete Section 5 (Interim Permit) of this application; attach fee, and current license to this application.

9. I, (Print Full Name) _____ hereby authorize the department to process this Application to transfer the privilege of the license to the applicant provided that all terms and conditions of sale are met. Based on the fulfillment of these conditions, I certify that the applicant now owns or will own the property rights of the license by the date of issue.

I, (Print Full Name) _____, declare that I am the **CURRENT OWNER, MEMBER, PARTNER STOCKHOLDER or LICENSEE** of the stated license. I have read the above Section 12 and confirm that all statements are true, correct, and complete.

X _____
(Signature of CURRENT Individual Owner/Agent)

NOTARY

State of _____ County of _____
State County

The foregoing instrument was acknowledged before me this _____ day of _____, _____
Day Month Year

My commission expires on _____
Day/ Month/Year Signature of NOTARY PUBLIC

SECTION 13 Proximity to Church or School

Questions to be completed by all in-state applicants **EXCLUDING** those applying for a Series 5 Government, Series 11 Hotel/Motel, and Series 12 Restaurant licenses.

A.R.S. § 4-207 (A) and (B) state that no retailer's license shall be issued for any premises which are at the time the license application is received by the director, within three hundred (300) horizontal feet of a church, within three hundred (300) horizontal feet of a public or private school building with kindergarten programs or grades one (1) through (12) or within three hundred (300) horizontal feet of a fenced recreational area adjacent to such school building. The above paragraph DOES NOT apply to:

- a) Restaurant license (§ 4-205.02)
- b) Hotel/motel license (§ 4-205.01)

- c) Government license (§ 4-205.03)
- d) Fenced playing area of a golf course (§ 4-207 (B)(5))

1. Distance to nearest School: 774
(if less than one (1) mile note footage)

2. Distance to nearest Church: 364
(if less than one (1) mile note footage)

Name of School: FLORENCE K-8
Address: 460 S PARK ST, Florence, AZ 85132

Name of Church: FIRST BAPTIST CHURCH
Address: 355 S MAIN ST, Florence, AZ 85132

SECTION 14 Business Financials

1. I am the: Lessee Sub-lessee Owner Purchaser Management Company

2. If the premise is leased give lessors: Name: N/A
Address: N/A
Street City State Zip

3. Monthly Rent/ Lease Rate: \$ N/A

4. What is the remaining length of the lease? NA yrs _____ months

5. What is the penalty if the lease is not fulfilled? \$ NA or other: _____
(Give details-attach additional sheet if necessary)

6. Total money borrowed for the Business not including lease? \$ 3,500,000
Please List Lenders/People you owe money to for business.

Last	First	Middle	Amount Owed	Mailing Address	City	State	Zip
Wells Fargo Bank	Acct-4123020786		\$3,500,000	333 S Grand Ave., 12th Floor,	Los Angeles,	CA	90071

(Attach additional sheet if necessary)

7. What type of business will this license be used for (be specific)?

Retail Convenience Store

8. Has a license or a transfer license for the premises on this application been denied by the state within the past (1) year? Yes No If yes, attach explanation.

9. Does any spirituous liquor manufacture, wholesaler, or employee have an interest in your business? Yes No

10. Is the premises currently license with a liquor license? Yes No

If yes, give license number and licensee's name:

License #: NA Individual Owner /Agent Name: NA
(Exactly as it appears on license)

SECTION 15 Restaurant or hotel/motel license applicants

- 1. Is there an existing Restaurant or Hotel/Motel Liquor License at the proposed location? Yes No
- 2. If the answer to Question 1 is YES, you may qualify for an Interim Permit to operate while your application is pending; consult A.R.S. § 4-203.01; and complete SECTION 5 of this application.
- 3. All Restaurant and Hotel/Motel applicants must complete a Restaurant Operation Plan form provided by the Department of Liquor Licenses and Control.
- 4. As stated in A.R.S. § 4-205.02. (H)(2), a Restaurant is an establishment which derives at least forty (40) percent of its gross revenue from the sale of food. Gross revenue is the revenue derived from sales of food and spirituous liquor on the licensed premises. By applying for this Restaurant Hotel/Motel, I certify that I understand that I must maintain a minimum of forty (40) percent food sales based on these definitions and have included the Restaurant Hotel/Motel Records Required for Audit form with this application.

(Applicant's Signature)

5. I understand it is my responsibility to contact the Department of Liquor Licenses and Control to schedule an inspection when all tables and chairs are on site, kitchen equipment, and, if applicable, patio barriers are in place on the licensed premises. With the exception of the patio barriers, these items are not required to be properly installed for this inspection. Failure to schedule an inspection will delay issuance of the license. If you are not ready for your inspection 90 days after filing your application, please request an extension in writing; specify why the extension is necessary; and the new inspection date you are requesting.

(Applicant's Initials)

SECTION 16 Diagram of Premises

Check ALL boxes that apply to your business:

- Entrances/Exits Liquor storage areas **Patio:** Contiguous
- Walk-up windows Drive-through windows Non Contiguous

1. Is your licensed premises currently closed due to construction, renovation or redesign? Yes No

If yes, what is your estimated completion date? June 01, 2017
Month/Day/Year

- 2. **Restaurants and Hotel/Motel** applicants are required to draw a detailed floor plan of the kitchen and dining areas including the locations of all kitchen equipment and dining furniture. Place for diagram is on section 16 number 6.
- 3. The diagram (a detailed floor plan) you provide is required to disclose only the area(s) where spirituous liquor is to be sold, served, consumed, dispensed, possessed or stored on the premises unless it is a restaurant (see # 3 above).
- 4. Provide the square footage or outside dimensions of the licensed premises. Please do not include non-licensed premises such as parking lots, living quarters, etc.

As stated in A.R.S. § 4-207.01 (B), I understand it is my responsibility to notify the Department of Liquor Licenses and Control when there are changes to the boundaries, entrances, exits, added or deleted doors, windows, service windows or increase or decrease to the square footage after submitting this initial diagram.

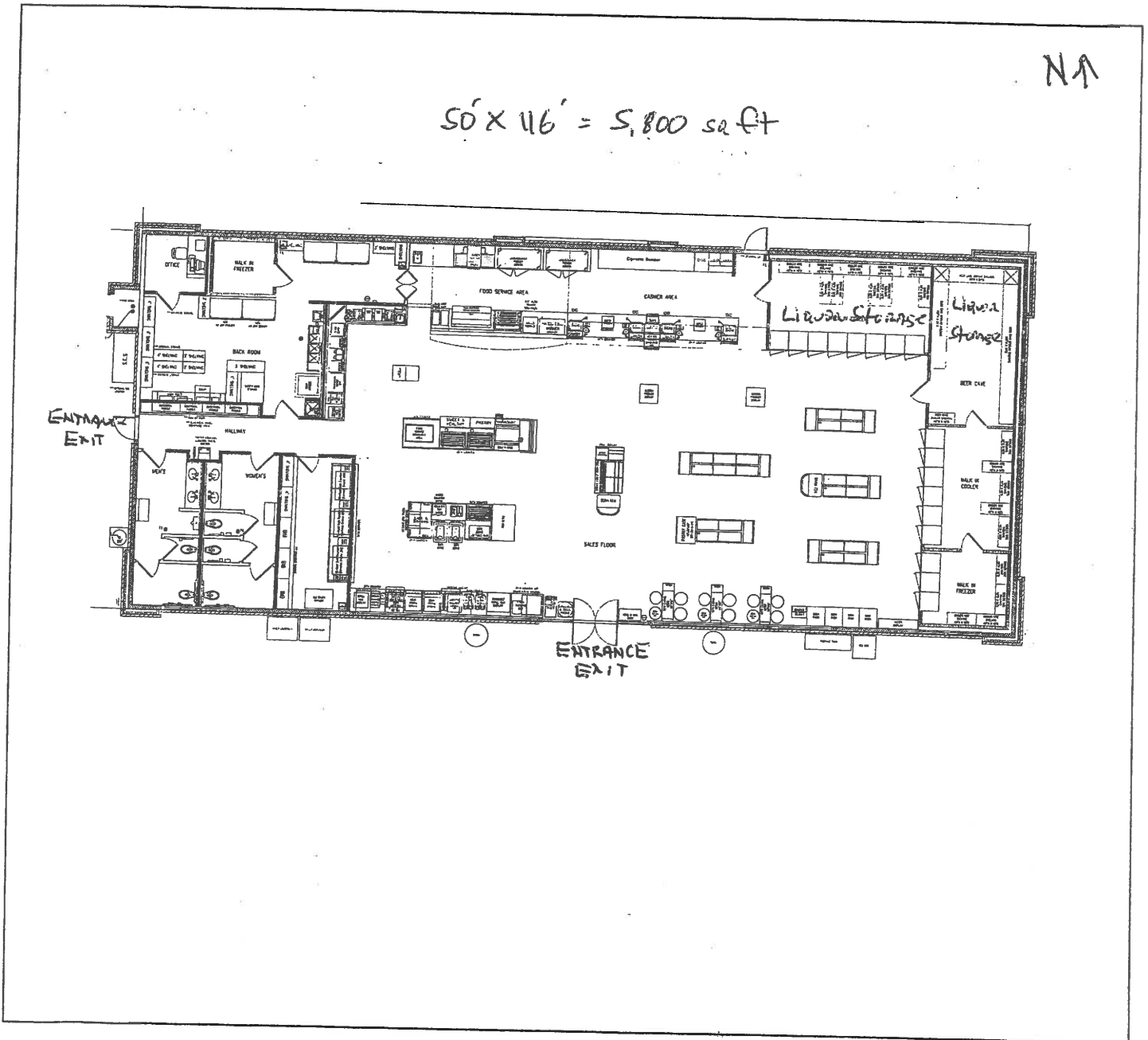
(Applicant's Initials)

SECTION 16 Diagram of Premises – continued

6. On the diagram please show only the areas where spirituous liquor is to be sold, served, consumed, dispensed, possessed or stored. It must show all entrances, exits, interior walls, bars, hi-top tables, dining tables, dining chairs, dance floor, stage, game room, and the kitchen. **DO NOT** include parking lots, living quarters, etc. When completing diagram, North is up ↑.

If a legible copy of a rendering or drawing of your diagram of the premises is attached to this application, please write the words "DIAGRAM ATTACHED" in the box provided for the the diagram on the application.

DIAGRAM OF PREMISES

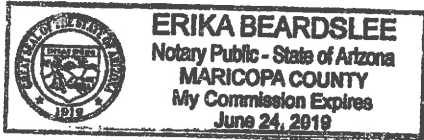


SECTION 17 SIGNATURE BLOCK

I, (Print Full Name) Kim Kenneth Kwiatkowski, hereby declare that I am the Owner/Agent filing this application as stated in Section 4 # 1. I have read this application and verify all statements to be true, correct and complete.

X (Signature) 

State of ARIZONA County of MARICOPA



The foregoing instrument was acknowledged before me this

16 of MARCH, 2016

Day  Month Year

Signature of NOTARY PUBLIC

My commission expires on: 6/24/19

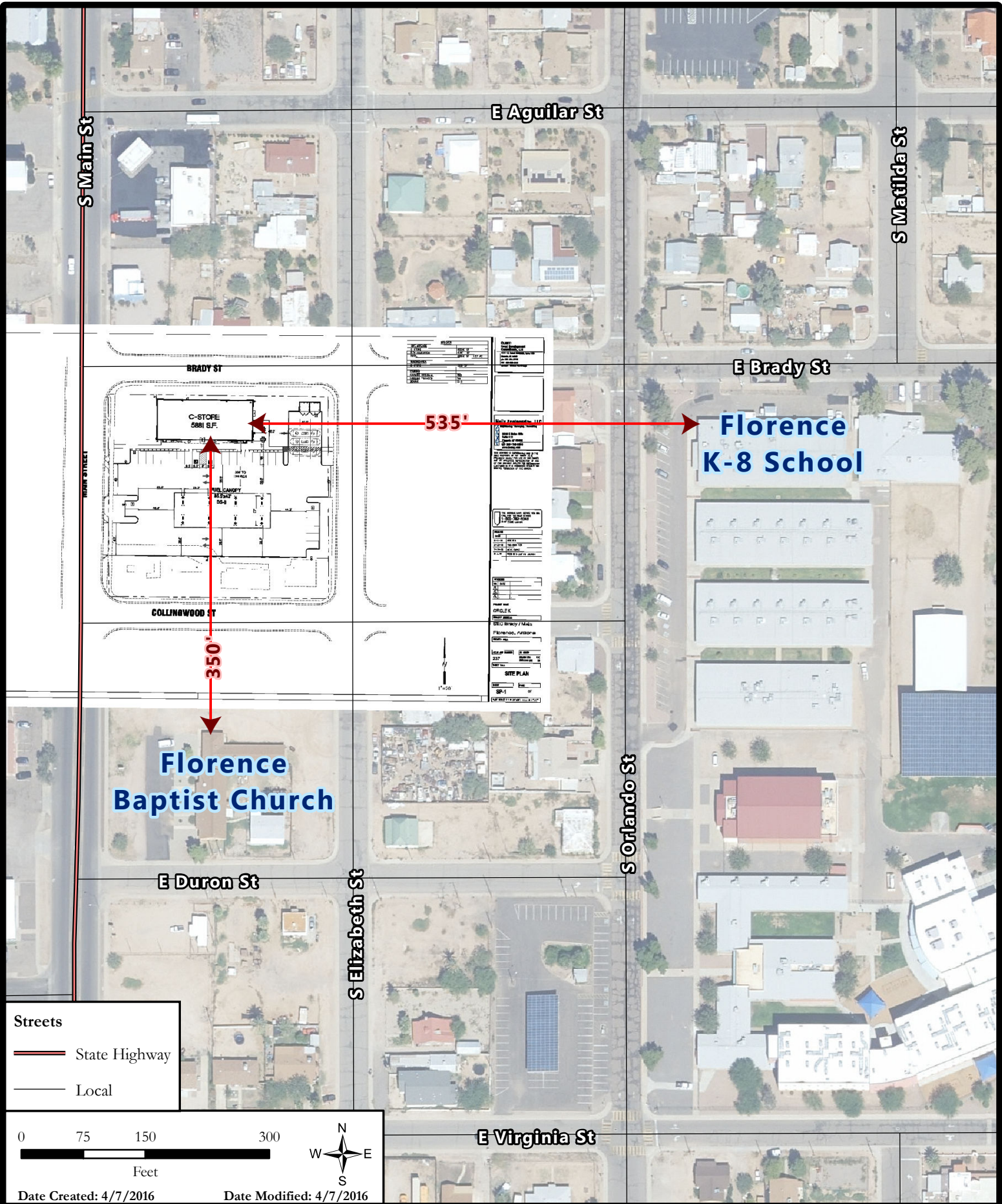
A.R.S. § 41-1030. Invalidity of rules not made according to this chapter, prohibited agency action; prohibited acts by state employees; enforcement; notice

B. An agency shall not base a licensing decision in whole or in part on a licensing requirement or condition that is not specifically authorized by statute, rule or state tribal gaming compact. A general grant of authority in statute does not constitute a basis for imposing a licensing requirement or condition unless a rule is made pursuant to that general grant of authority that specifically authorizes the requirement or condition.

D. THIS SECTION MAY BE ENFORCED IN A PRIVATE CIVIL ACTION AND RELIEF MAY BE AWARDED AGAINST THE STATE. THE COURT MAY AWARD REASONABLE ATTORNEY FEES, DAMAGES AND ALL FEES ASSOCIATED WITH THE LICENSE APPLICATION TO A PARTY THAT PREVAILS IN AN ACTION AGAINST THE STATE FOR A VIOLATION OF THIS SECTION.

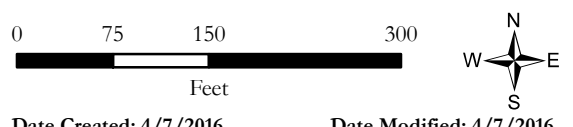
E. A STATE EMPLOYEE MAY NOT INTENTIONALLY OR KNOWINGLY VIOLATE THIS SECTION. A VIOLATION OF THIS SECTION IS CAUSE FOR DISCIPLINARY ACTION OR DISMISSAL PURSUANT TO THE AGENCY'S ADOPTED PERSONNEL POLICY.

F. THIS SECTION DOES NOT ABROGATE THE IMMUNITY PROVIDED BY SECTION 12-820.01 OR 12-820.02.



Streets

	State Highway
	Local




Date Created: 4/7/2016 Date Modified: 4/7/2016

This map is created for reference purposes only and is to be used at your own risk. The Town of Florence makes no warranty as to the accuracy or completeness of the information contained in this map and assumes no liability for any errors or omissions contained therein, nor for any direct, indirect, or consequential damages which may be caused by its use. It is the user's responsibility to verify all information contained herein. 2016-54

Circle K Site Location



Town of Florence

	TOWN OF FLORENCE COUNCIL ACTION FORM	<u>AGENDA ITEM</u> 6b.
MEETING DATE: April 18, 2016 DEPARTMENT: Finance STAFF PRESENTER: Gabriel Garcia, Finance Director SUBJECT: Resolution No. 1582-16: Alternative Expenditure Limitation/Home Rule Option		<input checked="" type="checkbox"/> Action <input type="checkbox"/> Information Only <input checked="" type="checkbox"/> Public Hearing <input type="checkbox"/> Resolution <input type="checkbox"/> Ordinance <input type="checkbox"/> Regulatory <input type="checkbox"/> 1st Reading <input type="checkbox"/> 2nd Reading <input type="checkbox"/> Other

RECOMMENDED MOTION/ACTION:

Open second public hearing to receive public comments on the Alternative Expenditure Limitation/Home Rule Option.

BACKGROUND/DISCUSSION:

In preparation for a fall primary election, the Town is required to hold two public hearings with a vote on the proposed alternative expenditure limitation/home rule option immediately following the second public hearing in a special meeting. The first public hearing was held on April 4, 2016. This is the second public hearing. Council vote is scheduled for today as well. Following approval by Town Council, the Town must prepare and submit to the Auditor General’s office required information, which includes a summary and detailed analysis of the expenditure limitation. The Town must also prepare and distribute a publicity pamphlet, which is also reviewed by the Auditor General’s office.

In 1980, voters in the State of Arizona approved an amendment to the State Constitution, which established a system of expenditure limitation and reporting for all counties, community college districts and local governments within the state.

For purposes of determining annual state-imposed expenditure limitations, the amendment established 1979/1980 as the base year for expenditures and 1978 as the base year for population. The amount that local government expenditures could grow from year to year above these base levels was controlled by population growth and inflation, thus establishing a “State Expenditure Limitation” formula.

Some communities within the state are able to operate within the state-imposed expenditure limitation (“State Limitation”). They are often mature communities, communities with stable or declining population or larger communities with most of their municipal services in place in the 1979/1980 year. Therefore, these communities

typically have sufficient inflation and population growth to operate with a level of expenditures determined by the State Limitation formula.

The Town of Florence, however, is a growing community with a demand on public services or expenditure levels that have and will continue to outpace state expenditure limits. Since the inception of the State Limitation, the Town Council has sought voter approval for an alternative expenditure limitation via the "Home Rule" option. If approved by the voters, the alternative is only allowed for four years. Town voters most recently did not approve the Home Rule Option in 2014 for fiscal years 2015-2016 through 2018-2019.

As a result of not approving the Home Rule Option in 2014 the Town had to hold special elections to spend in excess of the Alternative Expenditure Limitation for budget years 2015/2016 and 2016/2017.

The approval of the Home Rule would allow the Town of Florence to retain local control for the years 2017/2018 to 2020/2021 allowing Town Council to set the Expenditure Limitation.

The State Limitation provided by the EEC for Fiscal Year 2016/2017 is \$17,341,325. The State Expenditure Limitation estimate for Fiscal Year 2016/2017 is \$22,503,906. By example, currently total Town expenditures are estimated to be \$34,842,000 for Fiscal Year 2017/2018 which would lead to a shortfall of \$12,338,094.

There are three primary options that can be adopted as an alternative to the State Limitation. All three require a majority of the qualified electors voting on the issue at a regular election of the Town to vote in favor of the alternative; otherwise, the State Limitation would be in effect. An alternative limitation may be referred to the Town voters by an affirmative vote of two-thirds of the members of the Town Council. Additionally, qualified electors of the Town may offer an alternative limitation through the initiative process.

Alternative Expenditure Limit/Home Rule Option – This alternative establishes a new expenditure limit based on the amounts approved by the voters. The Town and many other municipalities have elected to pursue the "Pure Home Rule" option, which utilizes the approved annual budget amount as the limit for the fiscal year. This option, unlike the others, must be renewed every four years.

Capital Projects Accumulation Fund – This alternative allows a municipality to exclude capital projects and the accumulation of funds for such projects from the state-imposed limitation.

Permanent Base Adjustment – This option allows a municipality to adjust the State Limitation. Essentially, voters would be required to approve an increase to the base calculation, thus modifying the State Limitation going forward.

FINANCIAL IMPACT:

If voters do not approve an alternative expenditure limitation, the state-imposed expenditure limitation would require a reduction in the current expenditure level, which would translate to a reduction in operating and capital service levels. In addition, voters would not be able to approve an alternative expenditure limitation for two years. The state-imposed limitation plus applicable constitutional exclusions will allow expenditures of \$22,506,906. Under the proposed alternative expenditure limitation, we estimate expenditures of \$34,842,000.

STAFF RECOMMENDATION:

Staff recommends opening the public hearing on the proposed Alternative Expenditure Limitation/Home Rule Option to receive public comment.

ATTACHMENTS:

Resolution No. 1582-16
Home Rule Option Detailed Analysis
Home Rule Option Summary Analysis
Home Rule Option Summary Worksheet
Public Hearing Notice

RESOLUTION NO. 1582-16

A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, PROPOSING AN ALTERNATIVE EXPENDITURE LIMITATION/HOME RULE OPTION.

WHEREAS, the Arizona State Constitution permits the submission to the voters of a town of an Alternative Expenditure Limitation: and

WHEREAS, the voters of the Town of Florence in 2009 adopted an Alternative Expenditure Limitation; and

WHEREAS, the Florence Town Council after two public hearings has determined that an extension of the Alternative Expenditure Limitation is necessary for the Town of Florence.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Town Council of the Town of Florence, Arizona, that the following Alternative Expenditure Limitation be submitted to the voters of the Town of Florence.

SHALL THE FOLLOWING BE ADOPTED BY THE TOWN OF FLORENCE AS AN ALTERNATIVE EXPENDITURE LIMITATION:

"THE MAYOR AND COMMON COUNCIL OF THE TOWN OF FLORENCE SHALL ANNUALLY, AS PART OF THE ANNUAL BUDGET ADOPTION PROCESS, ADOPT AN ALTERNATIVE EXPENDITURE LIMITATION EQUAL TO THE TOTAL AMOUNT OF BUDGETED EXPENDITURES/EXPENSES AS IT APPEARS ON THE ANNUAL BUDGET AS ADOPTED BY THE COUNCIL TO APPLY TO THE TOWN OF FLORENCE FOR EACH OF THE FOUR FISCAL YEARS IMMEDIATELY FOLLOWING ADOPTION OF THE ALTERNATIVE EXPENDITURE LIMITATION. THE ALTERNATIVE EXPENDITURE LIMITATION SHALL BE ADOPTED EACH YEAR AFTER A PUBLIC HEARING AT WHICH THE CITIZENS OF THE TOWN OF FLORENCE MAY COMMENT ON THE PROPOSED ALTERNATIVE EXPENDITURE LIMITATION. NO EXPENDITURES MAY BE MADE IN VIOLATION OF SUCH ALTERNATIVE EXPENDITURE LIMITATION, NOR MAY ANY PROPOSED EXPENDITURES BE IN EXCESS OF ESTIMATED AVAILABLE REVENUES, EXCEPT THAT THE MAYOR AND THE COMMON COUNCIL MAY, BY THREE-FOURTHS VOTE, DECLARE AN EMERGENCY AND SUSPEND THE ALTERNATIVE EXPENDITURE LIMITATION. THE SUSPENSION OF THE ALTERNATIVE EXPENDITURE LIMITATION SHALL BE IN EFFECT FOR ONLY ONE FISCAL YEAR AT A TIME."

PASSED AND ADOPTED by the Mayor and Town Council of the Town of Florence, Arizona, this 18th day of April 2016.

Tom J. Rankin, Mayor

ATTEST:

APPROVED AS TO FORM:

Lisa Garcia, Town Clerk



Clifford L. Mattice, Town Attorney

RESOLUCION NO. 1582-16

UNA RESOLUCION DEL PUEBLO DE FLORENCE PROPONIENDO UNA EXTENCION SOBRE LA ALTERNATIVA DEL LIMITE DEL GASTO.

CONSIDERANDO QUE, LA CONSTITUCION ESTATAL DE ARIZONA PERMITE LA SUMISION A LOS VOTANTES DE UNA CIUDAD O PUEBLO UNA ALTERNATIVA SOBRE UNA LIMITACION DE GASTO; Y

CONSIDERANDO QUE, LOS VOTANTES DEL PUEBLO DE FLORENCE EN 2009 ADOPTARON UNA ALTERNATIVA SOBRE EL LIMITE DE GASTO -UNA OPCION DE AUTO REGLAMENTO; Y

CONSIDERANDO QUE, EL CONSEJO DEL PUEBLO DE FLORENCE DESPUES DE DOS AUDIENCIAS PUBLICAS HA DETERMINADO QUE UNA EXTENCION SOBRE LA ALTERNATIVA DEL LIMITE DE GASTO ES NECESARIA PARA EL PUEBLO DE FLORENCE.

AHORA, POR LO TANTO, SEA RESUELTO POR EL CONSEJO DEL PUEBLO DE FLORENCE QUE LA SIGUIENTE ALTERNATIVA SOBRE EL LIMITE DEL GASTO SEA SOMETIDA A LOS VOTANTES DEL PUEBLO DE FLORENCE.

DEBERA SER ADOPTADO LO SIGUIENTE POR EL CONSEJO DEL PUEBLO DE FLORENCE COMO UNA ALTERNATIVA DEL LIMITE DE GASTO:

"EL ALCALDE Y EL CONSEJO COMUN DEL PUEBLO DE FLORENCE DEBERAN ANUALMENTE, COMO PARTE DEL PROCESO DE LA ADOPCION DEL PRESUPUESTO ANUAL, ADOPTAR UNA LIMITACION ALTERNATIVA DE GASTO IGUAL A LA CANTIDAD TOTAL PREPUESTA DE GASTOS COMO APARECE EN EL PREPUESTO ANUAL COMO ADAPTADO POR EL COUSEJO PARA APLICAR AL PRESUPUESTO DEL PUEBLO DE FLORENCE PARA CADA DE LOS CUATROS ANOS FISCALES INMEDIATAMENTE DESPUES DE TAL ADOPCION. LA ALTERNATIVA SOBRE LA LIMITACION DE GASTO DEBERA SER ADOPTADA CADA AÑO DESPUES DE UNA AUDIENCIA PUBLICA EN LA CUAL LOS CIUDADANOS DEL PUEBLO DE FLORENCE PUEDAN COMENTAR SOBRE LA PROPUESTA ALTERNATIVA SOBRE UNA LIMITACION DE GASTO. NINGUN GASTO PODRA SER ECHO EN VIOLACION DE LA ALTERNATIVA SOBRE UNA LIMITACION DE GASTO, NI PODRA NINGUN GASTO PROPUESTO SER EN EXCESO DE ENTRADAS ESTIMADAS DISPONIBLES, EXCEPTO LAS QUE EL ALCALDE Y EL CONSEJO COMUN PUEDAN, POR VOTO DE TRES-CUARTOS, DECLARAR COMO UNA EMERGENCIA Y SUSPENDAN LA ALTERNATIVA SOBRE LA LIMITACION DE GASTOS. LA SUSPENSION DE LA ALTERNATIVA SOBRE LA LIMITACION DE GASTO DEBERA ESTAR SOLAMENTE EN EFECTO POR UN AÑO FISCAL A LA VEZ."

**PASADO Y ADOPTADO POR EL CONSEJO DEL PUEBLO DE FLORENCE,
ESTE 18 DIA DE ABRIL 2016.**

Tom J. Rankin, Alcalde

ATESTIGUA:

Lisa García, Secretaria del Pueblo

APROBADO EN FORMA:



Cliff L. Mattice, Procurador del Pueblo

**ALTERNATIVE EXPENDITURE LIMITATION
(Home Rule Option)
DETAILED ANALYSIS**

Pursuant to the Arizona State Constitution, the Town of Florence, as authorized by Resolution #1582-16 passed on April 18, 2016, will seek voter approval to adopt an alternative expenditure limitation, Home Rule Option, to apply to the Town for the next four years beginning in 2017-2018.

Under a Home Rule Option, if approved by the voters, the town estimates it will be allowed to expend approximately \$34,842,000 in 2017-2018, \$36,425,562 in 2018-2019, \$37,056,211 in 2019-2020 and \$38,004,483 in 2020-2021.

With approval of the Home Rule Option, the city/town will utilize the expenditure authority for all local budgetary purposes including public safety, parks and recreation, library, street maintenance and construction, water utility, sewer utility, sanitation and general government. We estimate that the expenditures for the next four years under the Home Rule Option will be as follows:

ESTIMATED AMOUNTS TO BE EXPENDED IN SPECIFIC AREAS

Purpose	2017-2018	2018-2019	2019-2020	2020-2021
Public Safety	9,433,948	9,992,425	9,920,447	10,145,011
Parks and Recreation	3,577,854	3,908,274	3,970,778	4,035,157
Library	403,507	415,612	428,081	440,923
Street Maintenance and Construction	5,552,370	5,711,441	5,875,284	6,044,043
Water Utility	4,896,759	5,043,662	5,194,972	5,350,821
Sewer Utility	4,045,852	4,167,228	4,292,244	4,421,012
Sanitation	823,024	847,715	873,146	899,341
General Government	6,108,686	6,339,205	6,501,259	6,668,175
Total Expenditures	34,842,000	36,425,562	37,056,211	38,004,483

If approved, the expenditures authorized will be funded from revenues obtained from federal, state and local sources. It is estimated that the amount of revenue from each source for the next four years will be as follows:

ESTIMATED AMOUNTS OF REVENUE FROM EACH AND ANY SOURCE

Source	2017-2018	2018-2019	2019-2020	2020-2021
Federal	500,000	500,000	500,000	500,000
State	8,755,000	9,170,200	9,608,400	10,070,800
Local	25,587,000	26,755,362	26,947,811	27,433,683
Total Revenues	34,842,000	36,425,562	37,056,211	38,004,483

The town property tax shall be limited to the amount prescribed in the Arizona State Constitution.

In determining the revenue sources to fund the authorized additional expenditures under the alternative expenditure limitation, it is assumed that the federal, state and local revenues received by the city/town will continue to be available in 2017-2018 as they have for the past four years. Their continued availability is also assumed for the next three consecutive years following 2017-2018.

Any and all dollar figures shown in this analysis are estimated figures only and are based upon information available at the time of preparation of this report. The budgets and actual expenditures in any given year may be more or less than the figures noted above depending on available revenues. The actual expenditure limitation for each fiscal year shall be adopted as an integral part of the budget for that fiscal year.

**ALTERNATIVE EXPENDITURE LIMITATION
(Home Rule Option)
SUMMARY ANALYSIS**

The voters of the Town of Florence in 2016 adopted an alternative expenditure limitation, Home Rule Option. The purpose of this election is for the continued use of the Home Rule Option.

Pursuant to the Arizona State Constitution, the Town of Florence seeks voter approval to adopt a Home Rule Option to apply to the town for the next four years beginning in 2017-2018. Under a Home Rule Option if approved by the voters, the town estimates it will be allowed to expend approximately \$34,842,000 in 2017-2018, \$36,425,562 in 2018-2019, \$37,056,211 in 2019-2020 and \$38,004,483 in 2020-2021.

With approval of the Home Rule Option, the town will utilize the expenditure authority for all local budgetary purposes including public safety, parks and recreation, library, street maintenance and construction, water utility, sewer utility, sanitation and general government.

Under the state-imposed limitation the city/town estimates it will be allowed to expend approximately \$22,503,906 in 2017-2018, \$25,474,089 in 2018-2019, \$27,095,463 in 2019-2020 and \$28,838,817 in 2020-2021 for the operation of your local government. These expenditure estimates include expenditures of constitutionally excludable revenues.

The amount of revenue estimated to be available to fund the operation of your city/town government is \$34,842,000 in 2017-2018, \$36,425,562 in 2018-2019, \$37,056,211 in 2019-2020 and \$38,004,483 in 2020-2021. These revenue estimates are the same under the Home Rule Option or the state-imposed expenditure limitation. The town property tax shall be limited to the amount prescribed in the Arizona State Constitution.

Any and all dollar figures presented in this summary are estimates only and are based upon information available at the time of preparation of this analysis. The budget and actual expenditures in any of the four years may be more or less than the expenditures noted above depending on available revenue.

If no alternative expenditure limitation is approved, the state-imposed expenditure limitation will apply to the town.

**ALTERNATIVE EXPENDITURE LIMITATION
(Home Rule Option)
SUMMARY ANALYSIS WORKSHEET**

POPULATION FACTOR COMPUTATION

Fiscal Year	Prior Fiscal Year Population	/	1978 Population	=	Population Factor
2017-2018	29,704	/	3,175	=	9.3556
2018-2019	31,207	/	3,175	=	9.8290
2019-2020	32,906	/	3,175	=	10.3641
2020-2021	34,659	/	3,175	=	10.9162

STATE-IMPOSED EXPENDITURE LIMITATION

Fiscal Year	1979-80 Base Limit	x	Population Factor	x	Inflation Factor	=	Projected State-Imposed Expenditure Limitation	+	Estimated Exclusions	=	Total Expenditures Under State-Imposed Limit
2017-2018	714,110	x	9.3556	x	2.9194	=	19,504,300	+	2,999,606	=	22,503,906
2018-2019	714,110	x	9.8290	x	2.9594	=	20,771,991	+	4,702,098	=	25,474,089
2019-2020	714,110	x	10.3641	x	3.0179	=	22,335,802	+	4,759,661	=	27,095,463
2020-2021	714,110	x	10.9162	x	3.0813	=	24,019,866	+	4,818,951	=	28,838,817

PUBLIC HEARING NOTICE

The Town Council of the Town of Florence will hold two public hearings on the proposed alternative expenditure limitation- home rule option at Town Hall located at 775 N. Main Street, Florence Arizona 85132 at 6:00 p.m. as follows:

Public Hearings: Regular Meeting April 4, 2016

Regular Meeting April 18, 2016

By order of the Florence Town Council.


Signed:

Lisa Garcia, Florence Town Clerk

Publish as a display ad with affidavit of publication on the following dates:

March 24, 2016

March 31, 2016.

	TOWN OF FLORENCE COUNCIL ACTION FORM	<u>AGENDA ITEM</u> 6c.
MEETING DATE: April 18, 2016 DEPARTMENT: Community Development STAFF PRESENTER: Mark Eckhoff, AICP Community Development Director SUBJECT: Ordinance No.650-16: Downtown Commercial DC Zone Change (PZ-15-52 ZC)		<input type="checkbox"/> Action <input type="checkbox"/> Information Only <input checked="" type="checkbox"/> Public Hearing <input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Ordinance <input type="checkbox"/> Regulatory <input checked="" type="checkbox"/> 1 st Reading <input type="checkbox"/> 2 nd Reading <input type="checkbox"/> Other

RECOMMENDED MOTION/ACTION:

Public hearing and first reading only on April 18, 2016.

On May 2, 2016, motion to adopt Ordinance No. 650-16: AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, APPROVING THE DOWNTOWN COMMERCIAL (DC) ZONE CHANGE LOCATED IN AN AREA GENERALLY BOUND BY RUGGLES STREET TO THE NORTH, BUTTE AVENUE TO THE SOUTH, QUARTZ STREET TO THE WEST AND PINAL STREET TO THE EAST (PZ-15-52 ZC).

REQUEST:

The Town of Florence requests approval of the following application:

A zone change request to change existing zoning from Neighborhood Office (NO), Highway Business Commercial (B-2), Public/Institutional (PI) and Multi-Family Residential (MFR) to Downtown Commercial (DC) in an area bounded by Ruggles Street to the north, Butte Avenue to the south, Quartz Street to the west and Pinal Street to the east.

BACKGROUND/ANALYSIS:

The General Plan envisions that the Downtown Commercial (DC) Zoning District ultimately encompasses a land area that is generally bounded by Ruggles Street to the north, Butte Avenue to the south, Quartz Street to the west and Pinal Street to the east. The purpose of the DC Zoning District is to provide a legal zoning category that helps to maintain and enhance the character of the downtown historic core. The intent of the district is to promote a pedestrian-oriented specialty retail district by encouraging the improvement of the pedestrian environment, delineating the appropriate land uses

within the district and ensuring that new buildings are designed to be compatible with the historic fabric of the area and development continues to occur at the appropriate scale.

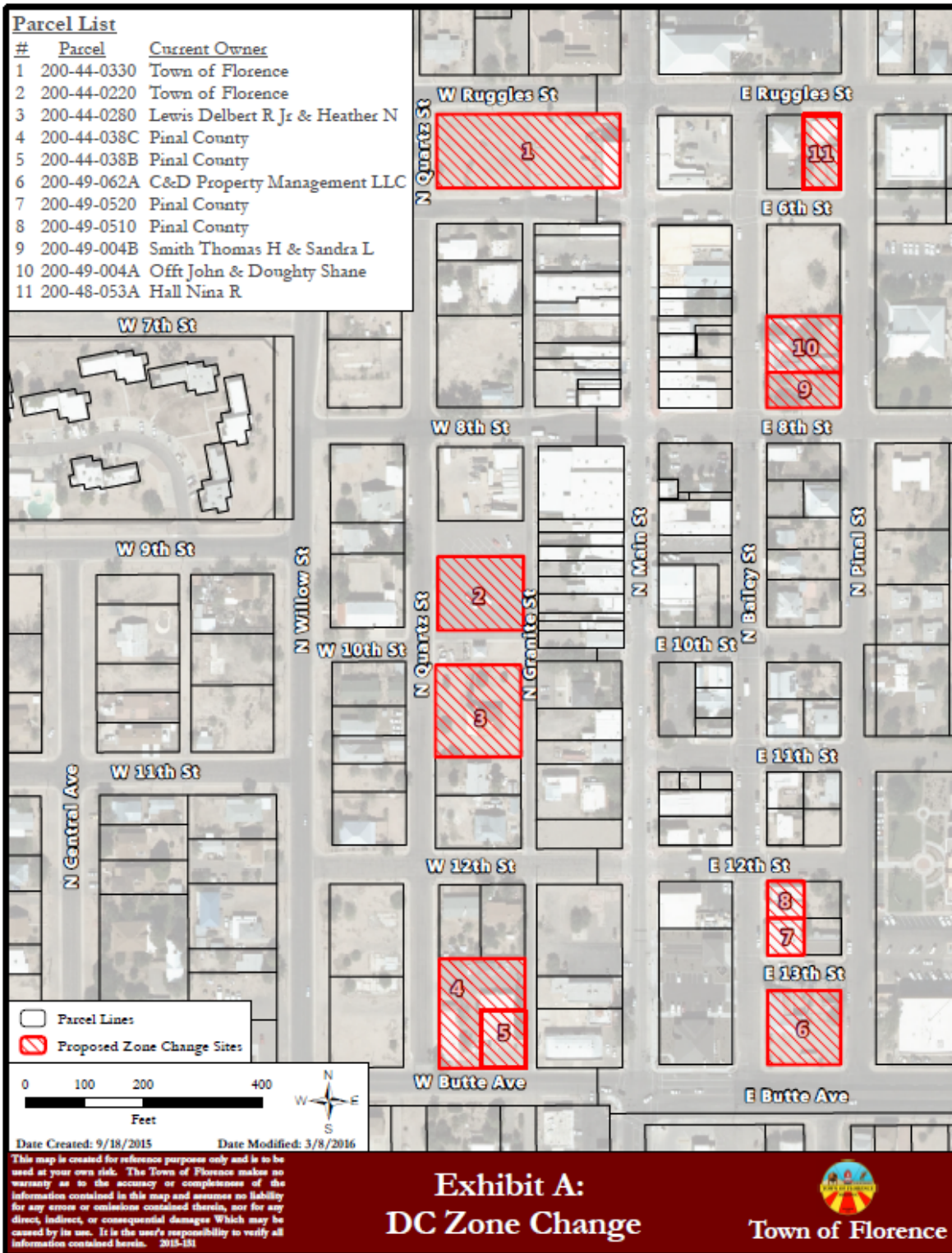
A range of uses are permitted in the DC Zoning District that are intended to encourage and promote its pedestrian, specialty retail and historic character. Residential uses are encouraged as part of mixed use developments, ideally by being vertically or horizontally integrated into commercial and office environments. The range of uses permitted in the DC Zoning District are intended to underscore the uniqueness of the area.

In 2013, the Mayor and Town Council of the Town of Florence approved multiple staff-initiated text changes to the DC Zoning District to improve reinvestment opportunities and enhance economic development in the District. These included: changes to allow hotels, bed and breakfast facilities, movie theaters and grocery stores as principally permitted uses in the DC Zone; providing consistency in setback requirements for commercial and residential uses; and eliminating most on-site parking requirements in the District.

Through Town Council and staff efforts, the boundaries of the DC District are being increased per the goals of the 2020 General Plan and Redevelopment Plan and to generally mirror the core of the Downtown Historic Business District.

Staff has been working with property owners to expand the DC District and the Town is sponsoring this application that includes five private property owners, four Pinal County owned properties and two Town owned properties.

VICINITY MAP



PUBLIC PARTICIPATION:

Town Staff has complied with all applicable Town requirements and Arizona Revised Statutes regarding public participation. A notice for the Planning and Zoning Commission Public Hearing was mailed to all property owners within 300 feet of the site. Property posting for notice of public hearing for a zone change was posted on two sites per Town requirements. Advertisements in the local Town paper have been posted per Town requirements. Under Arizona Revised Statutes, Title 9, Section-462.04. In addition, Town of Florence Development Code; a public hearing is required for a zone change.

The Town conducted a neighborhood meeting on March 9, 2016 at the Community Development Department building with three members of the public in attendance and no written or verbal opposition have been submitted on this case. All verbal comments have been very supportive.

The tentative schedule for Planning and Zoning/Town Council Meetings on this case is as follows:

*March 9, 2016	Neighborhood Meeting
March 17, 2016	Planning and Zoning (public hearing)
April 18, 2016	Town Council (public hearing and Frist Reading)
May 2, 2016	Town Council (Second Reading and action)

Public hearings will be held at Town Hall Council Chambers, 775 North Main Street. *Neighborhood meeting was held at the Community Development Department, 224 West 20th Street.

FINDINGS:

Planning staff offers the following findings for the consideration of the Planning and Zoning Commission and Town Council:

1. The proposed zoning is consistent with the Town of Florence 2020 General Plan.
2. The 2020 General Plan has the Downtown Mixed Use (DMU) designation on the site which supports the mix of land uses while respecting the value of the historic area.
3. The future development of the sites will be subject to all applicable Town codes.

4. The zone change to Downtown Commercial Zoning District (DC) will allow more pedestrian-oriented land uses and make the subject area more compatible with the Historic District.

FINANCIAL IMPACT:

This zone change will have no immediate financial impact; however, future commercial and/or mixed use development of the subject area will have a positive impact on the Town.

RECOMMENDATION:

The Planning and Zoning Commission found that the Downtown Commercial (DC) Zone Change (PZ-15-52 ZC) was in compliance with the Town's 2020 General Plan and is in the interest of general welfare, health and safety of the public. The Planning and Zoning Commission has forwarded a unanimous favorable recommendation on this zone change to the Mayor and Town Council, subject to the following conditions:

1. The development of the subject sites, as described in Exhibit A attached, shall be in conformance to any applicable Town Codes and Ordinances.
2. Property owners agree to waive claims for diminution in value pursuant to Proposition 207 [A.R.S. § 12-1134] pursuant to the waiver attached hereto as Exhibit B.
3. Any additional conditions deemed necessary by the Town Council.

ATTACHMENTS:

Ordinance No. 650-16
Application
Exhibits A and B

ORDINANCE NO. 650-16

AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, APPROVING THE DOWNTOWN COMMERCIAL (DC) ZONE CHANGE LOCATED IN AN AREA GENERALLY BOUND BY RUGGLES STREET TO THE NORTH, BUTTE AVENUE TO THE SOUTH, QUARTZ STREET TO THE WEST AND PINAL STREET TO THE EAST (PZ-15-52 ZC).

WHEREAS, a request to change the existing zoning on the subject properties from Neighborhood Office (NO), Highway Business Commercial (B-2), Public/Institutional (PI) and Multi-Family Residential (MFR) to Downtown Commercial (DC) has been proposed and a public hearing has been held by the Planning and Zoning Commission; and

WHEREAS, the Planning and Zoning Commission has found the Zone Change is in conformance with the 2020 Town's General Plan; and

WHEREAS, the Planning and Zoning Commission has forwarded the Mayor and Council of the Town of Florence a favorable recommendation for the Zone Change, subject to certain conditions; and

WHEREAS, said proposal has been considered by the Mayor and Council of the Town of Florence and the recommended Zone Change has been found to be appropriate and further found to promote the health, safety and welfare of the residents of the Town and its orderly growth.

NOW, THEREFORE BE IT ORDAINED by the Mayor and Council of the Town of Florence, Arizona, as follows:

The Zoning Map of Florence Arizona is hereby amended by changing the zoning classification of the parcels of land depicted on EXHIBIT A attached hereto, from Neighborhood Office (NO), Highway Business Commercial (B-2), Public/Institutional (PI) and Multi-Family Residential (MFR) to Downtown Commercial (DC), subject to the following conditions:

1. The development of the subject site, as described in Exhibit A attached, shall be in conformance to any applicable Town Codes and Ordinances.
2. Property owners agree to waive claims for diminution in value pursuant to Proposition 207 [A.R.S. § 12-1134] pursuant to the waivers attached hereto as Exhibit B.

PASSED AND ADOPTED by the Mayor and Council of the Town of Florence,
Arizona this 2nd day of May 2016.

Tom J. Rankin, Mayor

ATTEST:

APPROVED AS TO FORM:

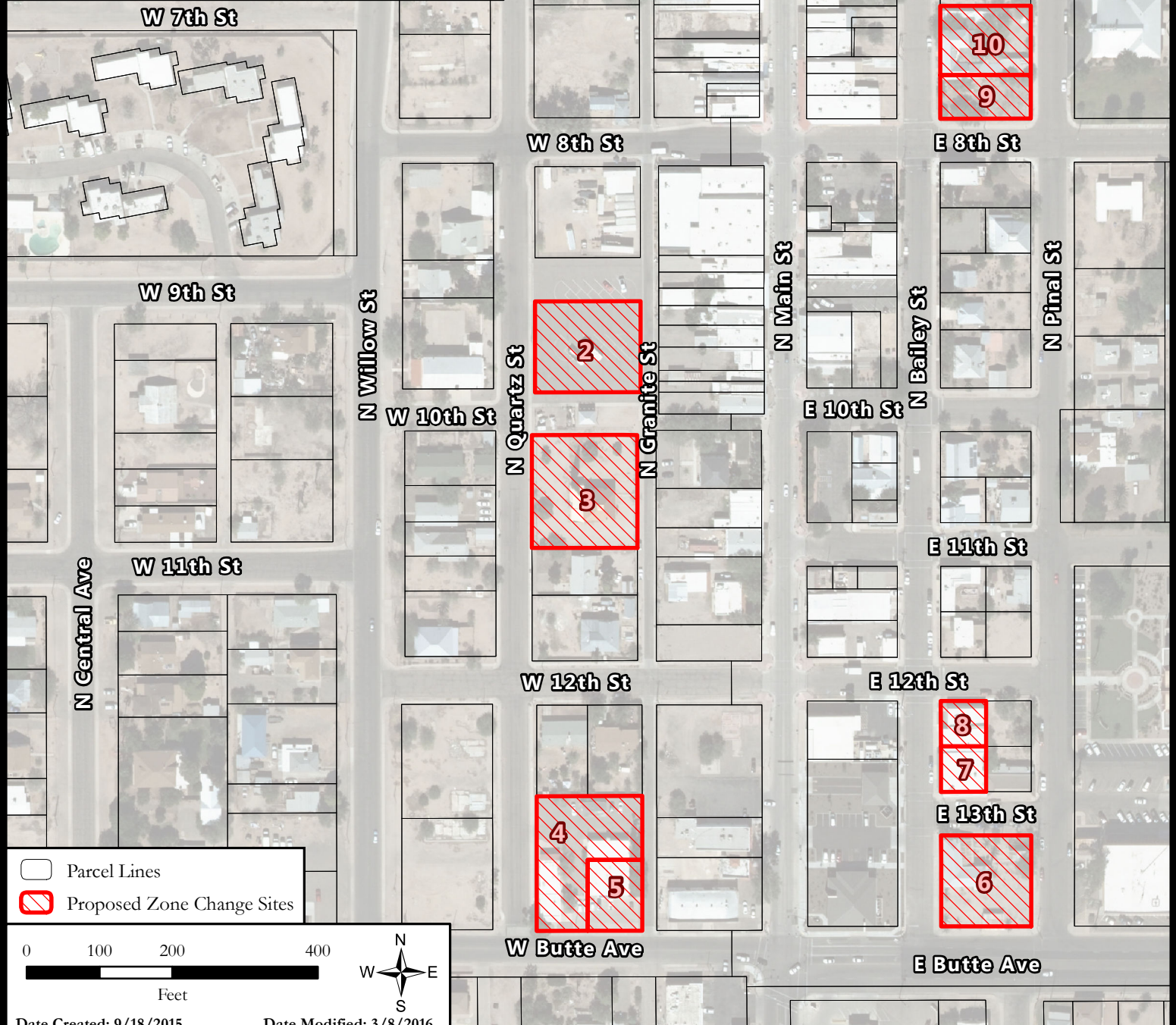
Lisa Garcia, Town Clerk



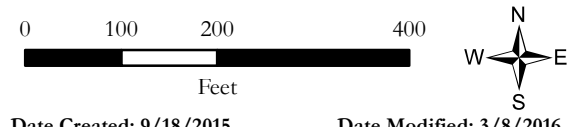
Clifford L. Mattice, Town Attorney

Parcel List

#	Parcel	Current Owner
1	200-44-0330	Town of Florence
2	200-44-0220	Town of Florence
3	200-44-0280	Lewis Delbert R Jr & Heather N
4	200-44-038C	Pinal County
5	200-44-038B	Pinal County
6	200-49-062A	C&D Property Management LLC
7	200-49-0520	Pinal County
8	200-49-0510	Pinal County
9	200-49-004B	Smith Thomas H & Sandra L
10	200-49-004A	Offt John & Doughty Shane
11	200-48-053A	Hall Nina R



- Parcel Lines
- Proposed Zone Change Sites



Date Created: 9/18/2015 Date Modified: 3/8/2016

This map is created for reference purposes only and is to be used at your own risk. The Town of Florence makes no warranty as to the accuracy or completeness of the information contained in this map and assumes no liability for any errors or omissions contained therein, nor for any direct, indirect, or consequential damages which may be caused by its use. It is the user's responsibility to verify all information contained herein. 2015-151

Exhibit A: DC Zone Change



Town of Florence

OWNER'S PERMISSION FORM

This sheet must be completed if the applicant, is not the owner of the property.

I/we, the Undersigned, do hereby grant permission to: Town of Florence

to act on my/our behalf for the purpose of obtaining one or more of the following: Annexation, General Plan Amendment, Planned Unit Development, Zone Change, Conditional Use Permit, Design Review, Preliminary/Final Plat and/or other below-noted request on the following described property:

Owner(s)

Delbert R. Lewis Jr. Heather Sarsam Lewis

Signature

Delbert R Lewis Jr. Heather Sarsam Lewis

Print or Type Name

Address

180 N. Granite

Telephone

602-339-6581

STATE OF ARIZONA

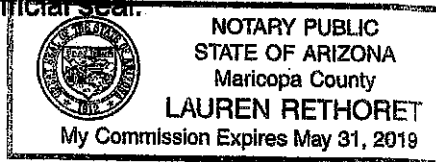
County of Maricopa

)
)
)
ss

On this 9th day of March, 20 16, before me, the undersigned Notary Public, personally appeared Heather Sarsam Lewis and Delbert R Lewis Jr known to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged that town of Florence executed the same.

IN WITNESS WHEREOF, I hereto set my hand and official seal.

My commission expires: May 31, 2019



Notary Public

EXHIBIT B

CONSENT TO CONDITIONS/WAIVER FOR DIMINUTION OF VALUE

The undersigned is/are the owner(s) of the subject land described in Exhibit A hereto that is the subject of a Zone Change Application PZ 15-52 ZC. By signing this document, the undersigned agrees and consents to all the conditions imposed by the Florence Town Council in conjunction with the approval of the Zone Change Application PZ 15-52 ZC ("Conditions of Approval") and waives any right to compensation for diminution in value pursuant to Arizona Revised Statutes § 12-1134 that may now or in the future exist as a result of the approval of the Zone Change Application PZ 15-52 ZC. Except as expressly set forth in the Zone Change Application PZ 15-52 ZC and its Conditions of Approval, nothing herein shall constitute a waiver of any other of the undersigned's rights pursuant to the above-referenced statutes.

200-44-0280

Parcel(s)

6 E. Oakwood Hills Dr. Chandler AZ 85248

Physical or Mailing Address

Delbert R. Lewis Heather Sarsam Lewis

Owner(s) Signature

Delbert R Lewis Jr. Heather Sarsam Lewis

Print or Type Name

STATE OF ARIZONA

County of Maricopa

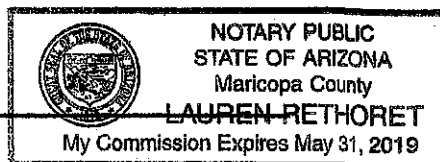
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On this 9th day of March, 2016, before me, the undersigned Notary Public, personally appeared Heather Sarsam Lewis and Delbert R Lewis Jr known to me to be the person(s) whose name(s) is/are subscribed to the within instrument.

IN WITNESS WHEREOF, I hereto set my hand and official seal.

My commission expires: May 31, 2019

Notary Public



OWNER'S PERMISSION FORM

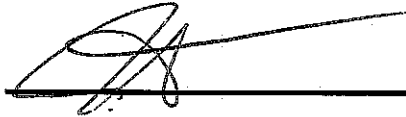
This sheet must be completed if the applicant, is **not** the owner of the property.

I/we, the Undersigned, do hereby grant permission to: TOWN OF FLORENCE

to act on my/our behalf for the purpose of obtaining one or more of the following: Annexation, General Plan Amendment, Planned Unit Development, Zone Change, Conditional Use Permit, Design Review, Preliminary/Final Plat and/or other below-noted request on the following described property:

321 Bailey ST Florence AZ 85132

Owner(s)



Signature

John Offt

Print or Type Name

Address

3340 N Reagan ST
Florence AZ 85132

Telephone

520 840 6009

STATE OF ARIZONA)

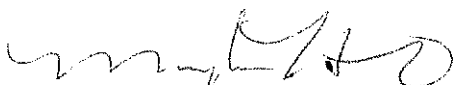
County of Pinal)

ss

On this 20th day of October, 2015, before me, the undersigned Notary Public, personally appeared John Offt, known to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged that John Offt executed the same.

IN WITNESS WHEREOF, I hereto set my hand and official seal.

My commission expires:

1/15/19 

Notary Public

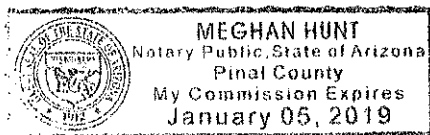


EXHIBIT B

CONSENT TO CONDITIONS/WAIVER FOR DIMINUTION OF VALUE

The undersigned is/are the owner(s) of the subject land described in Exhibit A hereto that is the subject of a Zone Change Application PZ 15-52 ZC. By signing this document, the undersigned agrees and consents to all the conditions imposed by the Florence Town Council in conjunction with the approval of the Zone Change Application PZ 15-52 ZC ("Conditions of Approval") and waives any right to compensation for diminution in value pursuant to Arizona Revised Statutes § 12-1134 that may now or in the future exist as a result of the approval of the Zone Change Application PZ 15-52 ZC. Except as expressly set forth in the Zone Change Application PZ 15-52 ZC and its Conditions of Approval, nothing herein shall constitute a waiver of any other of the undersigned's rights pursuant to the above-referenced statutes.

APN:20049004A

Parcel(s)

321 N. BAILEY ST FLORENCE, AZ 85132

Physical or Mailing Address

Owner(s) Signature

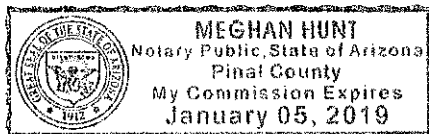
Print or Type Name

STATE OF ARIZONA)
County of Pinal) ss

On this 30th day of October, 20 15, before me, the undersigned John Off Notary Public, personally appeared John Off, known to me to be the person(s) whose name(s) is/are subscribed to the within instrument.

IN WITNESS WHEREOF, I hereto set my hand and official seal.

My commission expires: 6/5/19
Meghan Hunt
Notary Public



OWNER'S PERMISSION FORM

This sheet must be completed if the applicant, is not the owner of the property.

I/we, the Undersigned, do hereby grant permission to: Town of Florence

to act on my/our behalf for the purpose of obtaining one or more of the following: Annexation, General Plan Amendment, Planned Unit Development, Zone Change, Conditional Use Permit, Design Review, Preliminary/Final Plat and/or other below-noted request on the following described property:

321 N. Bailey St, Florence, Az

Owner(s)

Shane Doughty

Signature

Shane Doughty

Print or Type Name

Address

23220 Eastwind Lane
Florence, Az 85132

Telephone

520-954-0610

STATE OF ARIZONA)
County of Pinal)

ss

On this 30th day of October, 20 15, before me, the undersigned Notary Public, personally appeared Shane Doughty, known to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged that Shane Doughty executed the same.

IN WITNESS WHEREOF, I hereto set my hand and official seal.

My commission expires:

1/15/19 Meghan Hunt

Notary Public

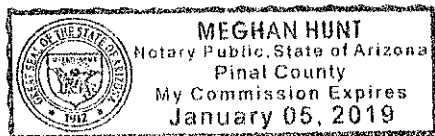


EXHIBIT B

CONSENT TO CONDITIONS/WAIVER FOR DIMINUTION OF VALUE

The undersigned is/are the owner(s) of the subject land described in Exhibit A hereto that is the subject of a Zone Change Application PZ 15-52 ZC. By signing this document, the undersigned agrees and consents to all the conditions imposed by the Florence Town Council in conjunction with the approval of the Zone Change Application PZ 15-52 ZC ("Conditions of Approval") and waives any right to compensation for diminution in value pursuant to Arizona Revised Statutes § 12-1134 that may now or in the future exist as a result of the approval of the Zone Change Application PZ 15-52 ZC. Except as expressly set forth in the Zone Change Application PZ 15-52 ZC and its Conditions of Approval, nothing herein shall constitute a waiver of any other of the undersigned's rights pursuant to the above-referenced statutes.

APN:20049004A

Parcel(s)

321 N. BAILEY ST FLORENCE, AZ 85132

Physical or Mailing Address

Shane Doughty
Owner(s) Signature

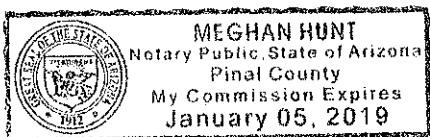
Shane Doughty
Print or Type Name

STATE OF ARIZONA)
County of Pinal) ss

On this 30th day of October, 20 15, before me, the undersigned Notary Public, personally appeared Shane Doughty, known to me to be the person(s) whose name(s) is/are subscribed to the within instrument.

IN WITNESS WHEREOF, I hereto set my hand and official seal.

My commission expires: 1/15/19
Meghan Hunt
Notary Public



OWNER'S PERMISSION FORM

This sheet must be completed if the applicant, is not the owner of the property.

I/we, the Undersigned, do hereby grant permission to: Town of Florence

to act on my/our behalf for the purpose of obtaining one or more of the following: Annexation, General Plan Amendment, Planned Unit Development, Zone Change, Conditional Use Permit, Design Review, Preliminary/Final Plat and/or other below-noted request on the following described property:

Owner(s)

Nina Hall

Signature

NINA HALL

Print or Type Name

Address

PO Box 1764 87E Ruggles

Telephone

1-520-895-2259

STATE OF ARIZONA)

County of Pinal)

ss

On this 25 day of January, 20 16, before me, the undersigned Notary Public, personally appeared Nina Hall, known to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged that Nina Hall executed the same.

IN WITNESS WHEREOF, I hereto set my hand and official seal.

My commission expires:

1/5/19

[Signature]

Notary Public

EXHIBIT B

CONSENT TO CONDITIONS/WAIVER FOR DIMINUTION OF VALUE

The undersigned is/are the owner(s) of the subject land described in Exhibit A hereto that is the subject of a Zone Change Application PZ 15-52 ZC. By signing this document, the undersigned agrees and consents to all the conditions imposed by the Florence Town Council in conjunction with the approval of the Zone Change Application PZ 15-52 ZC ("Conditions of Approval") and waives any right to compensation for diminution in value pursuant to Arizona Revised Statutes § 12-1134 that may now or in the future exist as a result of the approval of the Zone Change Application PZ 15-52 ZC. Except as expressly set forth in the Zone Change Application PZ 15-52 ZC and its Conditions of Approval, nothing herein shall constitute a waiver of any other of the undersigned's rights pursuant to the above-referenced statutes.

200-48-053A

Parcel(s)

P.O. Box 1764

87 E. Ruggles

Physical or Mailing Address

Nina Hall

Owner(s) Signature

NINA HALL

Print or Type Name

STATE OF ARIZONA

County of Pinal

ss

On this 25 day of JANUARY, 20 16, before me, the undersigned Notary Public, personally appeared Nina Hall, known to me to be the person(s) whose name(s) is/are subscribed to the within instrument.

IN WITNESS WHEREOF, I hereto set my hand and official seal.

My commission expires:

1/5/19

[Handwritten signature]

Notary Public



EXHIBIT B

CONSENT TO CONDITIONS/WAIVER FOR DIMINUTION OF VALUE

The undersigned is/are the owner(s) of the subject land described in Exhibit A hereto that is the subject of a Zone Change Application PZ 15-52 ZC. By signing this document, the undersigned agrees and consents to all the conditions imposed by the Florence Town Council in conjunction with the approval of the Zone Change Application PZ 15-52 ZC ("Conditions of Approval") and waives any right to compensation for diminution in value pursuant to Arizona Revised Statutes § 12-1134 that may now or in the future exist as a result of the approval of the Zone Change Application PZ 15-52 ZC. Except as expressly set forth in the Zone Change Application PZ 15-52 ZC and its Conditions of Approval, nothing herein shall constitute a waiver of any other of the undersigned's rights pursuant to the above-referenced statutes.

200-49-004B-
Parcel(s)

4415 S. PRIMROSE DR -
Physical or Mailing Address

[Signature] Andrea Lee Smith
Owner(s) Signature

THOMAS H. SMITH SANDRA LEE SMITH
Print or Type Name

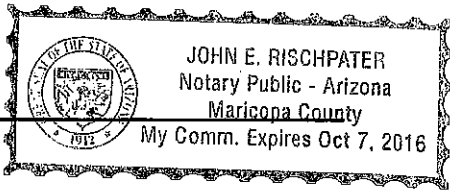
STATE OF ARIZONA)
County of Pinal) ss

On this 6 day of January, 2016, before me, the undersigned Notary Public, personally appeared THOMAS & SANDRA SMITH, known to me to be the person(s) whose name(s) is/are subscribed to the within instrument.

IN WITNESS WHEREOF, I hereto set my hand and official seal.

My commission expires: OCT 7, 2016

[Signature]
Notary Public



OWNER'S PERMISSION FORM

This sheet must be completed if the applicant for a Design Review is not the owner of the property.

I/we, the Undersigned, do hereby grant permission to: Town of Florence

to act on my/our behalf for the purpose of obtaining one or more of the following: Annexation, General Plan Amendment, Planned Unit Development, Zone Change, Conditional Use Permit, Design Review, Preliminary/Final Plat and/or other below-noted application on the following described property:

200-49-062A

Owner(s)

Cynthia L. Williamson

Signature

Cynthia L. Williamson

Print or Type Name

David J. Williamson

Address

253 E. Tremaine Dr
Chandler AZ 85225

Telephone

480-926-7310

STATE OF ARIZONA)

County of Pinal)

ss

On this 9th day of February, 2016, before me, the undersigned Notary Public, personally appeared Cynthia & David Williamson known to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged that Cynthia & David Williamson executed the same.

IN WITNESS WHEREOF, I hereto set my hand and official seal.

My commission expires:

1-5-19

Meghan Hunt

Notary Public

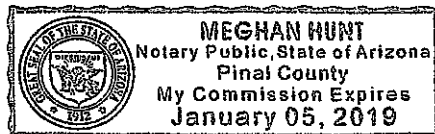


EXHIBIT B

CONSENT TO CONDITIONS/WAIVER FOR DIMINUTION OF VALUE

The undersigned is/are the owner(s) of the subject land described in Exhibit A hereto that is the subject of a Zone Change Application PZ 15-52 ZC. By signing this document, the undersigned agrees and consents to all the conditions imposed by the Florence Town Council in conjunction with the approval of the Zone Change Application PZ 15-52 ZC ("Conditions of Approval") and waives any right to compensation for diminution in value pursuant to Arizona Revised Statutes § 12-1134 that may now or in the future exist as a result of the approval of the Zone Change Application PZ 15-52 ZC. Except as expressly set forth in the Zone Change Application PZ 15-52 ZC and its Conditions of Approval, nothing herein shall constitute a waiver of any other of the undersigned's rights pursuant to the above-referenced statutes.

200-49-062A

Parcel(s)

253 E. Tremaine Dr Chandler, AZ 85225

Physical or Mailing Address

[Handwritten signatures]

Owner(s) Signature

David J Williamson / Cynthia L. Williamson

Print or Type Name

STATE OF ARIZONA

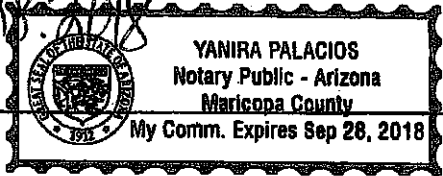
County of Maricopa } ss

On this 14th day of January, 2011, before me, the undersigned Notary Public, personally appeared David J. Williamson / Cynthia L. Williamson known to me to be the person(s) whose name(s) is/are subscribed to the within instrument.

IN WITNESS WHEREOF, I hereto set my hand and official seal.

My commission expires: 09-28-2018 [Handwritten signature]

Notary Public





Casa Grande Dispatch

Maricopa Monitor

Coolidge Examiner

NOTICE OF PUBLIC HEARING TOWN COUNCIL

Florence Reminder & Blade-Tribune

Arizona City Independent/Edition

NOTICE OF PUBLIC HEARING

San Tan Valley Sentinel

TOWN COUNCIL

Notice is hereby given that the Town Council of the Town of Florence, Arizona will hold a Public Hearing on Monday, April 18, 2016 at 6:00 PM at Florence Town Hall located at 775 N. Main Street, Florence, Arizona 85132 to discuss the following application:

PZ-15-52 ZC. Public Hearing. A Zone Change request by the Town of Florence to change existing zoning from Neighborhood Office (NO), Highway Business Commercial (B-2), Public/Institutional (PI) and Multiple Family Residential (MFR) to Downtown Commercial (DC) in an area bounded by Ruggles Street to the north, Butte Avenue to the south, Quartz Street to the west and Pinal Street to the east. A detailed description of the proposed Zone Change request is available for viewing at the Town of Florence Community Development Department.

Additional information on the above case can be obtained Monday thru Friday from 8 AM to 5 PM at the Town of Florence Community Development Department located at 224 West 20th Street, Florence, Arizona 85132 or please call (520) 868-7542 or (520) 868-7572.

Pursuant to Title II of the Americans with Disabilities Act (ADA), the Town of Florence does not discriminate on the basis of disability regarding admission to public meetings. Persons with a disability may request reasonable accommodations by contacting the Town of Florence ADA Coordinator at (520) 868-7574 or (520) 868-7502 TDD. Requests should be made as early as possible to allow time to arrange the accommodation.

No. of publications: 1; date of publication: March 31, 2016.

Listing ID: 1b3d2468-1ccc-52af-ab02-9ccc701a14bc

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Casa Grande Dispatch

Maricopa Monitor

Coolidge Examiner

NOTICE OF PUBLIC HEARING PLANNING AND ZONING COMMISSION

Arizona City Independent/Edition

San Tan Valley Sentinel

NOTICE OF PUBLIC HEARING

PLANNING AND ZONING COMMISSION

Notice is hereby given that the Planning and Zoning Commission of the Town of Florence, Arizona will hold a Public Hearing on Thursday, March 17, 2016 at 6:00 PM at Florence Town Hall located at 775 N. Main Street, Florence, Arizona, 85132 to discuss the following application:

PZ-15-52 ZC. Public Hearing. A Zone Change request by the Town of Florence to change existing zoning from Neighborhood Office (NO), Highway Business Commercial (B-2), Public/Institutional (PI) and Multiple Family Residential (MFR) to Downtown Commercial (DC) in an area bounded by Ruggles Street to the north, Butte Avenue to the south, Quartz Street to the west and Pinal Street to the east. A detailed description of the proposed Zone Change request is available for viewing at the Town of Florence Community Development Department.

Additional information on the above case can be obtained Monday thru Friday from 8 AM to 5 PM at the Town of Florence Community Development Department located at 600 N. Main Street, Florence, Arizona 85132 or please call (520) 868-7542 or (520) 868-7572.

Pursuant to Title II of the Americans with Disabilities Act (ADA), the Town of Florence does not discriminate on the basis of disability regarding admission to public meetings. Persons with a disability may request reasonable accommodations by contacting the Town of Florence ADA Coordinator at (520) 868-7574 or (520) 868-7502 TDD. Requests should be made as early as possible to allow time to arrange the accommodation.

No. of publications: 1; date of publication: February 25, 2016.

Listing ID: ead8ebbd-27e1-5346-842b-019180f91332

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TOWN OF FLORENCE COUNCIL ACTION FORM

AGENDA ITEM 6e.

MEETING DATE: April 18, 2016

DEPARTMENT: Parks and Recreation

STAFF PRESENTER: Bryan Hughes, Parks and Recreation
Director

SUBJECT: National Water Safety Month Proclamation

- Action
- Information Only
- Public Hearing
- Resolution
- Ordinance
 - Regulatory
 - 1st Reading
 - 2nd Reading
- Other

RECOMMENDED MOTION/ACTION:

Proclaim May 2016 as National Water Safety Month in the Town of Florence.

BACKGROUND/DISCUSSION:

In recognition of the popularity of swimming and other water-related recreational activities in the United States, and the resulting need for ongoing public education on safer water practices, the month of May 2016 is National Water Safety Month!

National Water Safety Month is an annual awareness campaign coordinated by The Association of Pool & Spa Professionals with support from the National Recreation & Parks Association, the American Red Cross and the World Waterpark Association.

These organizations represent businesses and other individuals and agencies involved in bringing safe, enjoyable aquatic activities to the American public, from home pools and spas, to waterparks and resort, to public swimming and water recreation facilities.

The Town of Florence Parks and Recreation Department will kick off of Water Safety Month with the our Water Safety Day and the Season Opening of the Aquatic Center on Saturday, April 30th. The event is free to attend and is a good opportunity to come out, see the facility, and sign up for summer swimming lessons.

FINANCIAL IMPACT:

None

STAFF RECOMMENDATION:

Proclaim May 2016 as National Water Safety Month in the Town of Florence.

ATTACHMENTS:

Proclamation

Proclamation

2016 NATIONAL WATER SAFETY MONTH PROCLAMATION

WHEREAS, citizens of the Town of Florence recognize the vital role that swimming and aquatic-related activities relate to good physical and mental health and enhance the quality of life for all people; and

WHEREAS, the citizens of the Town of Florence understand the essential role that education regarding the topic of Water Safety plays in preventing drowning and recreational water-related injuries; and

WHEREAS, the Town of Florence is aware of the contributions made by the recreational water industry, as represented by the Association of Pool & Spa Professionals, the National Recreation & Park Association and the World Waterpark Association in developing safe swimming facilities, aquatic programs, home pools and spas, and related activities providing healthy places to recreate, learn and grow, build self-esteem, confidence and sense of self-worth which contributes to the quality of life in our community; and

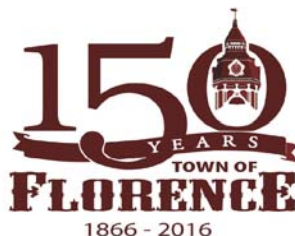
WHEREAS, the citizens of the Town of Florence recognize the ongoing efforts and commitments to educate the public on pool and spa safety issues and initiatives by the pool, spa, waterpark, recreation and parks industries; and

WHEREAS, the citizens of the Town of Florence understand the vital importance of communicating Water Safety rules and programs to families and individuals of all ages, whether owners of private pools, users of public swimming facilities, or visitors to waterparks;


RESOLVED, that I, Mayor Tom J. Rankin of the Town of Florence, Arizona, do hereby proclaim the month of May, 2016, as National Water Safety Month.

ATTEST:

Lisa Garcia, Town Clerk



Tom J. Rankin, Mayor

	TOWN OF FLORENCE COUNCIL ACTION FORM	<u>AGENDA ITEM</u> 7a.
MEETING DATE: April 18, 2016 DEPARTMENT: Finance STAFF PRESENTER: Gabriel Garcia, Finance Director SUBJECT: Resolution No. 1582-16: Alternative Expenditure Limitation/Home Rule Option		<input checked="" type="checkbox"/> Action <input type="checkbox"/> Information Only <input type="checkbox"/> Public Hearing <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance <input type="checkbox"/> Regulatory <input type="checkbox"/> 1st Reading <input type="checkbox"/> 2nd Reading <input type="checkbox"/> Other

RECOMMENDED MOTION/ACTION:

Motion to adopt Resolution No. 1582-16: A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, PROPOSING AN ALTERNATIVE EXPENDITURE LIMITATION/HOME RULE OPTION.

BACKGROUND/DISCUSSION:

In preparation for a fall primary election, the Town is required to hold two public hearings with a vote on the proposed alternative expenditure limitation/home rule option immediately following the second public hearing in a special meeting. The first public hearing was held on April 4, 2016 and the second was held tonight. Following approval by Town Council, the Town must prepare and submit to the Auditor General’s office required information, which includes a summary and detailed analysis of the expenditure limitation. The Town must also prepare and distribute a publicity pamphlet, which is also reviewed by the Auditor General’s office.

In 1980, voters in the State of Arizona approved an amendment to the State Constitution, which established a system of expenditure limitation and reporting for all counties, community college districts and local governments within the state.

For purposes of determining annual state-imposed expenditure limitations, the amendment established 1979/1980 as the base year for expenditures and 1978 as the base year for population. The amount that local government expenditures could grow from year to year above these base levels was controlled by population growth and inflation, thus establishing a “State Expenditure Limitation” formula.

Some communities within the state are able to operate within the state-imposed expenditure limitation (“State Limitation”). They are often mature communities, communities with stable or declining population or larger communities with most of their municipal services in place in the 1979/1980 year. Therefore, these communities

typically have sufficient inflation and population growth to operate with a level of expenditures determined by the State Limitation formula.

The Town of Florence, however, is a growing community with a demand on public services or expenditure levels that have and will continue to outpace state expenditure limits. Since the inception of the State Limitation, the Town Council has sought voter approval for an alternative expenditure limitation via the "Home Rule" option. If approved by the voters, the alternative is only allowed for four years. Town voters most recently did not approve the Home Rule Option in 2014 for fiscal years 2015-2016 through 2018-2019.

As a result of not approving the Home Rule Option in 2014 the Town had to hold special elections to spend in excess of the Alternative Expenditure Limitation for budget years 2015/2016 and 2016/2017.

The approval of the Home Rule would allow the Town of Florence to retain local control for the years 2017/2018 to 2020/2021 allowing Town Council to set the Expenditure Limitation.

The State Limitation provided by the EEC for Fiscal Year 2016/2017 is \$17,341,325. The State Expenditure Limitation estimate for Fiscal Year 2016/2017 is \$22,503,906. By example, currently total Town expenditures are estimated to be \$34,842,000 for Fiscal Year 2017/2018 which would lead to a shortfall of \$12,338,094.

There are three primary options that can be adopted as an alternative to the State Limitation. All three require a majority of the qualified electors voting on the issue at a regular election of the Town to vote in favor of the alternative; otherwise, the State Limitation would be in effect. An alternative limitation may be referred to the Town voters by an affirmative vote of two-thirds of the members of the Town Council. Additionally, qualified electors of the Town may offer an alternative limitation through the initiative process.

Alternative Expenditure Limit/Home Rule Option – This alternative establishes a new expenditure limit based on the amounts approved by the voters. The Town and many other municipalities have elected to pursue the "Pure Home Rule" option, which utilizes the approved annual budget amount as the limit for the fiscal year. This option, unlike the others, must be renewed every four years.

Capital Projects Accumulation Fund – This alternative allows a municipality to exclude capital projects and the accumulation of funds for such projects from the state-imposed limitation.

Permanent Base Adjustment – This option allows a municipality to adjust the State Limitation. Essentially, voters would be required to approve an increase to the base calculation, thus modifying the State Limitation going forward.

The first public hearing was held on April 4, 2016.

FINANCIAL IMPACT:

If voters do not approve an alternative expenditure limitation, the state-imposed expenditure limitation would require a reduction in the current expenditure level, which would translate to a reduction in operating and capital service levels. In addition, voters would not be able to approve an alternative expenditure limitation for two years. The state-imposed limitation plus applicable constitutional exclusions will allow expenditures of \$22,506,906. Under the proposed alternative expenditure limitation, we estimate expenditures of \$34,842,000.

STAFF RECOMMENDATION:

Staff recommends adoption of Resolution No. 1582-16

ATTACHMENTS:

Resolution No. 1582-16
Home Rule Option Detailed Analysis
Home Rule Option Summary Analysis
Home Rule Option Summary Worksheet
Public Hearing Notice

RESOLUTION NO. 1582-16

A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, PROPOSING AN ALTERNATIVE EXPENDITURE LIMITATION/HOME RULE OPTION.

WHEREAS, the Arizona State Constitution permits the submission to the voters of a town of an Alternative Expenditure Limitation: and

WHEREAS, the voters of the Town of Florence in 2009 adopted an Alternative Expenditure Limitation; and

WHEREAS, the Florence Town Council after two public hearings has determined that an extension of the Alternative Expenditure Limitation is necessary for the Town of Florence.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Town Council of the Town of Florence, Arizona, that the following Alternative Expenditure Limitation be submitted to the voters of the Town of Florence.

SHALL THE FOLLOWING BE ADOPTED BY THE TOWN OF FLORENCE AS AN ALTERNATIVE EXPENDITURE LIMITATION:

"THE MAYOR AND COMMON COUNCIL OF THE TOWN OF FLORENCE SHALL ANNUALLY, AS PART OF THE ANNUAL BUDGET ADOPTION PROCESS, ADOPT AN ALTERNATIVE EXPENDITURE LIMITATION EQUAL TO THE TOTAL AMOUNT OF BUDGETED EXPENDITURES/EXPENSES AS IT APPEARS ON THE ANNUAL BUDGET AS ADOPTED BY THE COUNCIL TO APPLY TO THE TOWN OF FLORENCE FOR EACH OF THE FOUR FISCAL YEARS IMMEDIATELY FOLLOWING ADOPTION OF THE ALTERNATIVE EXPENDITURE LIMITATION. THE ALTERNATIVE EXPENDITURE LIMITATION SHALL BE ADOPTED EACH YEAR AFTER A PUBLIC HEARING AT WHICH THE CITIZENS OF THE TOWN OF FLORENCE MAY COMMENT ON THE PROPOSED ALTERNATIVE EXPENDITURE LIMITATION. NO EXPENDITURES MAY BE MADE IN VIOLATION OF SUCH ALTERNATIVE EXPENDITURE LIMITATION, NOR MAY ANY PROPOSED EXPENDITURES BE IN EXCESS OF ESTIMATED AVAILABLE REVENUES, EXCEPT THAT THE MAYOR AND THE COMMON COUNCIL MAY, BY THREE-FOURTHS VOTE, DECLARE AN EMERGENCY AND SUSPEND THE ALTERNATIVE EXPENDITURE LIMITATION. THE SUSPENSION OF THE ALTERNATIVE EXPENDITURE LIMITATION SHALL BE IN EFFECT FOR ONLY ONE FISCAL YEAR AT A TIME."

PASSED AND ADOPTED by the Mayor and Town Council of the Town of Florence, Arizona, this 18th day of April 2016.

Tom J. Rankin, Mayor

ATTEST:

APPROVED AS TO FORM:

Lisa Garcia, Town Clerk



Clifford L. Mattice, Town Attorney

RESOLUCION NO. 1582-16

UNA RESOLUCION DEL PUEBLO DE FLORENCE PROPONIENDO UNA EXTENCION SOBRE LA ALTERNATIVA DEL LIMITE DEL GASTO.

CONSIDERANDO QUE, LA CONSTITUCION ESTATAL DE ARIZONA PERMITE LA SUMISION A LOS VOTANTES DE UNA CIUDAD O PUEBLO UNA ALTERNATIVA SOBRE UNA LIMITACION DE GASTO; Y

CONSIDERANDO QUE, LOS VOTANTES DEL PUEBLO DE FLORENCE EN 2009 ADOPTARON UNA ALTERNATIVA SOBRE EL LIMITE DE GASTO -UNA OPCION DE AUTO REGLAMENTO; Y

CONSIDERANDO QUE, EL CONSEJO DEL PUEBLO DE FLORENCE DESPUES DE DOS AUDIENCIAS PUBLICAS HA DETERMINADO QUE UNA EXTENCION SOBRE LA ALTERNATIVA DEL LIMITE DE GASTO ES NECESARIA PARA EL PUEBLO DE FLORENCE.

AHORA, POR LO TANTO, SEA RESUELTO POR EL CONSEJO DEL PUEBLO DE FLORENCE QUE LA SIGUIENTE ALTERNATIVA SOBRE EL LIMITE DEL GASTO SEA SOMETIDA A LOS VOTANTES DEL PUEBLO DE FLORENCE.

DEBERA SER ADOPTADO LO SIGUIENTE POR EL CONSEJO DEL PUEBLO DE FLORENCE COMO UNA ALTERNATIVA DEL LIMITE DE GASTO:

"EL ALCALDE Y EL CONSEJO COMUN DEL PUEBLO DE FLORENCE DEBERAN ANUALMENTE, COMO PARTE DEL PROCESO DE LA ADOPCION DEL PRESUPUESTO ANUAL, ADOPTAR UNA LIMITACION ALTERNATIVA DE GASTO IGUAL A LA CANTIDAD TOTAL PREPUESTA DE GASTOS COMO APARECE EN EL PREPUESTO ANUAL COMO ADAPTADO POR EL COUSEJO PARA APLICAR AL PRESUPUESTO DEL PUEBLO DE FLORENCE PARA CADA DE LOS CUATROS ANOS FISCALES INMEDIATAMENTE DESPUES DE TAL ADOPCION. LA ALTERNATIVA SOBRE LA LIMITACION DE GASTO DEBERA SER ADOPTADA CADA AÑO DESPUES DE UNA AUDIENCIA PUBLICA EN LA CUAL LOS CIUDADANOS DEL PUEBLO DE FLORENCE PUEDAN COMENTAR SOBRE LA PROPUESTA ALTERNATIVA SOBRE UNA LIMITACION DE GASTO. NINGUN GASTO PODRA SER ECHO EN VIOLACION DE LA ALTERNATIVA SOBRE UNA LIMITACION DE GASTO, NI PODRA NINGUN GASTO PROPUESTO SER EN EXCESO DE ENTRADAS ESTIMADAS DISPONIBLES, EXCEPTO LAS QUE EL ALCALDE Y EL CONSEJO COMUN PUEDAN, POR VOTO DE TRES-CUARTOS, DECLARAR COMO UNA EMERGENCIA Y SUSPENDAN LA ALTERNATIVA SOBRE LA LIMITACION DE GASTOS. LA SUSPENSION DE LA ALTERNATIVA SOBRE LA LIMITACION DE GASTO DEBERA ESTAR SOLAMENTE EN EFECTO POR UN AÑO FISCAL A LA VEZ."

**PASADO Y ADOPTADO POR EL CONSEJO DEL PUEBLO DE FLORENCE,
ESTE 18 DIA DE ABRIL 2016.**

Tom J. Rankin, Alcalde

ATESTIGUA:

Lisa García, Secretaria del Pueblo

APROBADO EN FORMA:



Cliff L. Mattice, Procurador del Pueblo

**ALTERNATIVE EXPENDITURE LIMITATION
(Home Rule Option)
DETAILED ANALYSIS**

Pursuant to the Arizona State Constitution, the Town of Florence, as authorized by Resolution #1582-16 passed on April 18, 2016, will seek voter approval to adopt an alternative expenditure limitation, Home Rule Option, to apply to the Town for the next four years beginning in 2017-2018.

Under a Home Rule Option, if approved by the voters, the town estimates it will be allowed to expend approximately \$34,842,000 in 2017-2018, \$36,425,562 in 2018-2019, \$37,056,211 in 2019-2020 and \$38,004,483 in 2020-2021.

With approval of the Home Rule Option, the city/town will utilize the expenditure authority for all local budgetary purposes including public safety, parks and recreation, library, street maintenance and construction, water utility, sewer utility, sanitation and general government. We estimate that the expenditures for the next four years under the Home Rule Option will be as follows:

ESTIMATED AMOUNTS TO BE EXPENDED IN SPECIFIC AREAS

Purpose	2017-2018	2018-2019	2019-2020	2020-2021
Public Safety	9,433,948	9,992,425	9,920,447	10,145,011
Parks and Recreation	3,577,854	3,908,274	3,970,778	4,035,157
Library	403,507	415,612	428,081	440,923
Street Maintenance and Construction	5,552,370	5,711,441	5,875,284	6,044,043
Water Utility	4,896,759	5,043,662	5,194,972	5,350,821
Sewer Utility	4,045,852	4,167,228	4,292,244	4,421,012
Sanitation	823,024	847,715	873,146	899,341
General Government	6,108,686	6,339,205	6,501,259	6,668,175
Total Expenditures	34,842,000	36,425,562	37,056,211	38,004,483

If approved, the expenditures authorized will be funded from revenues obtained from federal, state and local sources. It is estimated that the amount of revenue from each source for the next four years will be as follows:

ESTIMATED AMOUNTS OF REVENUE FROM EACH AND ANY SOURCE

Source	2017-2018	2018-2019	2019-2020	2020-2021
Federal	500,000	500,000	500,000	500,000
State	8,755,000	9,170,200	9,608,400	10,070,800
Local	25,587,000	26,755,362	26,947,811	27,433,683
Total Revenues	34,842,000	36,425,562	37,056,211	38,004,483

The town property tax shall be limited to the amount prescribed in the Arizona State Constitution.

In determining the revenue sources to fund the authorized additional expenditures under the alternative expenditure limitation, it is assumed that the federal, state and local revenues received by the city/town will continue to be available in 2017-2018 as they have for the past four years. Their continued availability is also assumed for the next three consecutive years following 2017-2018.

Any and all dollar figures shown in this analysis are estimated figures only and are based upon information available at the time of preparation of this report. The budgets and actual expenditures in any given year may be more or less than the figures noted above depending on available revenues. The actual expenditure limitation for each fiscal year shall be adopted as an integral part of the budget for that fiscal year.

**ALTERNATIVE EXPENDITURE LIMITATION
(Home Rule Option)
SUMMARY ANALYSIS**

The voters of the Town of Florence in 2016 adopted an alternative expenditure limitation, Home Rule Option. The purpose of this election is for the continued use of the Home Rule Option.

Pursuant to the Arizona State Constitution, the Town of Florence seeks voter approval to adopt a Home Rule Option to apply to the town for the next four years beginning in 2017-2018. Under a Home Rule Option if approved by the voters, the town estimates it will be allowed to expend approximately \$34,842,000 in 2017-2018, \$36,425,562 in 2018-2019, \$37,056,211 in 2019-2020 and \$38,004,483 in 2020-2021.

With approval of the Home Rule Option, the town will utilize the expenditure authority for all local budgetary purposes including public safety, parks and recreation, library, street maintenance and construction, water utility, sewer utility, sanitation and general government.

Under the state-imposed limitation the city/town estimates it will be allowed to expend approximately \$22,503,906 in 2017-2018, \$25,474,089 in 2018-2019, \$27,095,463 in 2019-2020 and \$28,838,817 in 2020-2021 for the operation of your local government. These expenditure estimates include expenditures of constitutionally excludable revenues.

The amount of revenue estimated to be available to fund the operation of your city/town government is \$34,842,000 in 2017-2018, \$36,425,562 in 2018-2019, \$37,056,211 in 2019-2020 and \$38,004,483 in 2020-2021. These revenue estimates are the same under the Home Rule Option or the state-imposed expenditure limitation. The town property tax shall be limited to the amount prescribed in the Arizona State Constitution.

Any and all dollar figures presented in this summary are estimates only and are based upon information available at the time of preparation of this analysis. The budget and actual expenditures in any of the four years may be more or less than the expenditures noted above depending on available revenue.

If no alternative expenditure limitation is approved, the state-imposed expenditure limitation will apply to the town.

**ALTERNATIVE EXPENDITURE LIMITATION
(Home Rule Option)
SUMMARY ANALYSIS WORKSHEET**

POPULATION FACTOR COMPUTATION

Fiscal Year	Prior Fiscal Year Population	/	1978 Population	=	Population Factor
2017-2018	29,704	/	3,175	=	9.3556
2018-2019	31,207	/	3,175	=	9.8290
2019-2020	32,906	/	3,175	=	10.3641
2020-2021	34,659	/	3,175	=	10.9162

STATE-IMPOSED EXPENDITURE LIMITATION

Fiscal Year	1979-80 Base Limit	x	Population Factor	x	Inflation Factor	=	Projected State- Imposed Expenditure Limitation	+	Estimated Exclusions	=	Total Expenditures Under State- Imposed Limit
2017-2018	714,110	x	9.3556	x	2.9194	=	19,504,300	+	2,999,606	=	22,503,906
2018-2019	714,110	x	9.8290	x	2.9594	=	20,771,991	+	4,702,098	=	25,474,089
2019-2020	714,110	x	10.3641	x	3.0179	=	22,335,802	+	4,759,661	=	27,095,463
2020-2021	714,110	x	10.9162	x	3.0813	=	24,019,866	+	4,818,951	=	28,838,817

PUBLIC HEARING NOTICE

The Town Council of the Town of Florence will hold two public hearings on the proposed alternative expenditure limitation- home rule option at Town Hall located at 775 N. Main Street, Florence Arizona 85132 at 6:00 p.m. as follows:

Public Hearings: Regular Meeting April 4, 2016

Regular Meeting April 18, 2016

By order of the Florence Town Council.

Signed:

Lisa Garcia, Florence Town Clerk

Publish as a display ad with affidavit of publication on the following dates:

March 24, 2016

March 31, 2016.



TOWN OF FLORENCE COUNCIL ACTION FORM

AGENDA ITEM 9a.

MEETING DATE: April 18, 2016

DEPARTMENT: Administration

STAFF PRESENTER: Lisa Garcia, Deputy Town
Manager/Town Clerk

SUBJECT: PowerTalk 21[®] Day Proclamation

- Action
- Information Only
- Public Hearing
- Resolution
- Ordinance
 - Regulatory
 - 1st Reading
 - 2nd Reading
- Other

RECOMMENDED MOTION/ACTION:

Proclaim April 21, 2016 as PowerTalk 21[®] Day in the Town of Florence, Arizona.

BACKGROUND/DISCUSSION:

Teen alcohol use kills more than 4,700 people each year – more than all illicit drugs combined. Every conversation is a chance to save a life – a son or daughter, mother or father, or friend and family member. This April, MADD Arizona will be hosting Power of Parents workshops across the state to empower parents to talk early and talk often with children about the dangers of underage drinking and to never ride with a drinking driver.

The Town of Florence is asked to join MADD to help make PowerTalk 21 a success by issuing a proclamation. The proclamation will be used in conjunction with other proclamations to show that Arizona is united in keeping our children and our communities safe from the dangers of underage drinking and other drug use.

FINANCIAL IMPACT:

None

STAFF RECOMMENDATION:

Proclaim April 21, 2016 as PowerTalk 21[®] Day in the Town of Florence, Arizona.

ATTACHMENTS:

Proclamation

Proclamation

POWERTALK 21[®] DAY

WHEREAS the Town of Florence recognizes the importance of parents talking with their children about alcohol in order to reduce the risks and dangers posed to children and communities; and

WHEREAS, high school students who use alcohol or other substances are five times more likely to drop out of school or believe good grades are not important; and

WHEREAS, 27 percent of middle school students try alcohol before graduating from 8th grade, significantly increasing the risk that they will develop alcohol problems later in life; and

WHEREAS, teen alcohol use kills 4,700 people each year, more than all other illegal drugs combined; and

WHEREAS, the majority of kids say their parents are their primary influence when it comes to decisions about drinking alcohol; and

WHEREAS, *PowerTalk 21[®]* day, started by Mothers Against Drunk Driving[®] (MADD) in 2011, is established on April 21, 2016, to encourage parents and caregivers to embrace their important role in influencing America's youth and their decisions about drinking alcohol; and

WHEREAS, to equip parents to talk with their teens about alcohol, MADD Arizona on April 21 will host Power of Parents[®] workshops to give parents the tools to effectively talk with their children about alcohol to protect them; and

WHEREAS, I urge all citizens to join in the local and national efforts to raise awareness of the importance of parents and children talking together about alcohol to reduce the risks and dangers posed to children and communities; and

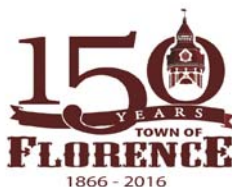
NOW, THEREFORE, I Tom J. Rankin, as the Mayor of the Town of Florence, Arizona, do hereby proclaim Thursday, April 21, 2016 to be "**PowerTalk 21[®] Day**".

In witness thereof, I hereby set my hand and affix the Official Seal of the Town of Florence, Arizona, this 18th day of April 2016.

Tom J. Rankin, Mayor

ATTEST:

Lisa Garcia, Town Clerk





TOWN OF FLORENCE COUNCIL ACTION FORM

AGENDA ITEM 9b.

MEETING DATE: April 18, 2016

DEPARTMENT: Parks and Recreation

STAFF PRESENTER: Bryan Hughes
Parks and Recreation Director

SUBJECT: Tree City USA/Arbor Day Proclamation

- Action
- Information Only
- Public Hearing
- Resolution
- Ordinance
 - Regulatory
 - 1st Reading
 - 2nd Reading
- Other

RECOMMENDED MOTION/ACTION:

Proclaim April 29, 2016 as Arbor Day in the Town of Florence and recognition of the Town of Florence as a Tree City USA community for the 10th consecutive year.

BACKGROUND/DISCUSSION:

Each year, the National Arbor Day Foundation, in cooperation with the USDA Forest Service and National Association of State Foresters, requests local communities to demonstrate their support of urban and community forestry programs throughout the country by executing proclamations supporting their cause.

On April 26, 2016, John Nixon, Recreation Coordinator, will represent the Town at the State Arbor Day Celebration and the Tree City Awards Ceremony at the State Capital. The Town of Florence was recognized as a Tree City Community for the tenth consecutive year.

On April 29, 2016, Parks and Recreation Staff and children from the Before and After the Bell program will plant a tree at the Central Bark Park and read the proclamation recognizing Arbor Day in Florence, Arizona.

FINANCIAL IMPACT:

None

STAFF RECOMMENDATION:

Recognize the Tree City USA designation and proclaim April 29, 2016 as Arbor Day in the Town of Florence.

ATTACHMENTS:

Proclamation

Proclamation

ARBOR DAY

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

WHEREAS, Arbor Day is now observed throughout the nation and the world, and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife; and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products; and

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community; and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal.

NOW, THEREFORE, I, Tom J. Rankin, Mayor of the Town of Florence, do hereby proclaim April 29, 2016 as "Arbor Day" in the Town of Florence, Arizona, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and further, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

Dated this 18th day of April 2016.

Tom J. Rankin, Mayor

ATTEST:

Lisa Garcia, Town Clerk





TOWN OF FLORENCE COUNCIL ACTION FORM

AGENDA ITEM 9c.

MEETING DATE: April 18, 2016

DEPARTMENT: Administration

STAFF PRESENTER: Jess Knudson, Assistant Town Manager

SUBJECT: Second Amendment to the Intergovernmental Agreement with the Central Arizona College, City of Coolidge, and Pinal County to authorize the funding and responsibilities for operating the Central Arizona Regional Transit regional transit system.

- Action
- Information Only
- Public Hearing
- Resolution
- Ordinance
 - Regulatory
 - 1st Reading
 - 2nd Reading
- Other

RECOMMENDED MOTION/ACTION:

Second Amendment to the Intergovernmental Agreement (IGA) with the Central Arizona College, City of Coolidge, and Pinal County to authorize funding and responsibilities for operating the Central Arizona Regional Transit (CART) regional transit system.

BACKGROUND/DISCUSSION:

CART (originally known as the Pinal Central Xpress) was established in July 2010 as a pilot project with the partnership between the Central Arizona College, City of Coolidge, Town of Florence, and Pinal County. Annual contributions of \$23,558 are collected from each partner to fund the existing system. Additional funding is collected from private partners, rider fees, and Federal Transit Administration (FTA) dollars.

The CART route includes stops at Central Arizona College, Coolidge, Florence, and in Casa Grande. Buses run Monday through Friday from 5:00 am to 8:00 pm. One-way fares are \$1.00 for kids and \$2.00 for adults and monthly passes available at a price break for frequent riders. The majority of riders of CART are students and commuters, but the transit service also provides a valuable service to the disabled community and the transit dependent.

The proposed amendment to the CART IGA creates a long-lasting partnership between the partners for the continued operation of CART. The agreement automatically renews each year and includes options for each of the partners to opt out of the agreement. Notification for termination can be given ninety days prior to the term, or at any time, with a notice of 180 days.

The possible expansion of services in and around the Town of Florence will be brought back before the Florence Town Council in the next 18 to 36 months for consideration.

Any expansion of services in Florence may result in an increase in the Town of Florence's contribution. All information related to the expansion of services will come back to the Florence Town Council for consideration.

FINANCIAL IMPACT:

The financial impact to the Town of Florence for Fiscal Year 2016/2017 is \$23,558.

STAFF RECOMMENDATION:

Staff recommends approval of this item.

ATTACHMENTS:

CART Rider's Guide
Intergovernmental Agreement
First Amendment
Second Amendment



The CART bus system provides regional route services to neighboring communities for employment, medical, and personal trips. This guide includes everything you need to know to get where you need to go on the CART.

CART

Service Monday through Friday

The map in this guide shows the routing and bus stop locations for the CART bus route. Please note that the bus driver stops at designated bus stops only.

Hours and Schedule

The days, hours of service, and timetables for the CART are shown on the map provided in this schedule. The schedule includes only selected bus stops. If you are boarding at a bus stop not shown on the schedule, use the time for the bus stop on the schedule which is before your stop.

CART operates every 2 hours to a complete route.

For this route, the schedule shows:

- Westbound travel exact times
- Eastbound travel exact times

Please be at the bus stop five minutes before the schedule time.

Morning and evening commuter services have been put in place to help ease congestion off our county roads. Please see route map for times and locations of commuter services available.

Bus Stops

Drivers stop only at designated bus stops. For a stop on the route not designated a stop, arrangements must be made with Dispatch. All bus stops locations are shown on the map with the symbol.



CART Fares

Fare	One-Way Fare	Daily Fare	Month Fare	Local & Regional Daily	Local & Regional Month
Children 12 & Under or Students	\$1.00	\$2.00	\$30.00	\$3.00	\$60.00
Adult 13-54	\$2.00	\$4.00	\$60.00	\$6.00	\$90.00
Senior/Disabled 55 & Up	\$2.00	\$4.00	\$60.00	\$6.00	\$90.00

Children under 5 must be accompanied by an adult. No bills larger than \$20.00 accepted.

Exact Fare Only—No Change will be given.

We accept \$20, \$10, \$5, \$1, and quarters. No other loose change will be accepted.

One-Way and Daily fares may be purchased on the bus.

Monthly fares can only be purchased at our bus terminal 395 W. Palo Verde Ave. in Coolidge. Forms of payment include: Cash, Check, Visa, Mastercard, and Discover.

If you purchase a Daily or Monthly Local & Regional fare you may use all the Cotton Express services for as long as your bus ticket is valid. A CART bus ticket must be purchased to use the express services, no local Cotton Express bus tickets will be accepted on the CART Route.

Student fares can be purchased only with proof of a valid school identification card (ID).

Tips for Riding

- Be standing at the bus stop when the bus arrives.
- Have bus fare ready upon boarding.
- Smoking, eating and drinking are not allowed on board. (Bottled Water Only)
- All passengers under the age of 16 must wear a seatbelt.
- Children under 40 lbs. or under the age of 5 must be buckled into areas equipped with car seats.
- All mobility aid devices must be secured using vehicle restraint system.
- Offensive language or behavior will not be tolerated onboard the bus.
- Please do not bring more packages than you can carry. The driver is not permitted to assist with packages.
- Service animals allowed, no pets.

Cotton Express is operated by the City of Coolidge. All vehicles are wheelchair accessible and operated in accordance with the American with Disabilities Act.



The City of Coolidge and Cotton Express comply with Title VI of the Civil Rights Act of 1964. Service will be provided without regard to race, color, national origin, age, sex or disability. To file a civil rights complaint, contact ADOT Civil Rights Office, 1135 N. 22nd. Ave., Mail Drop 154A, Phoenix, AZ 85009, (602) 712-7761.

Information about the transit agency, including information in non-English alternative formats may be obtained through the transit manager at (520) 723-7195 or cottonexpress@coolidgeaz.com

Funded in partnership by:



Riders Guide



Regional Public Transit Bus Route & Schedules Fares

(520) 723-7195

www.coolidgeaz.com

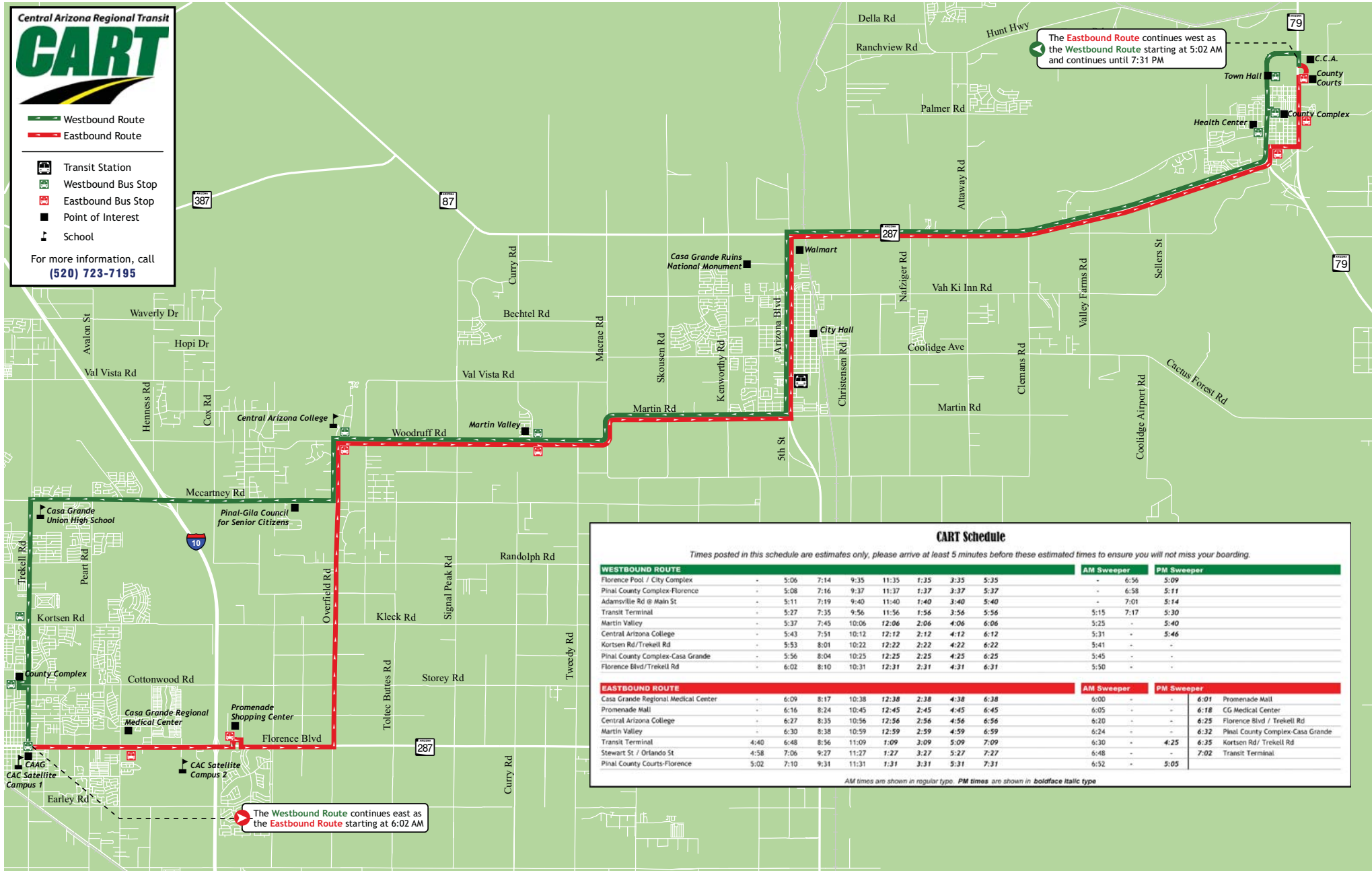
Effective August 3, 2015



Westbound Route
Eastbound Route

- Transit Station
- Westbound Bus Stop
- Eastbound Bus Stop
- Point of Interest
- School

For more information, call
(520) 723-7195



The Eastbound Route continues west as the Westbound Route starting at 5:02 AM and continues until 7:31 PM

The Westbound Route continues east as the Eastbound Route starting at 6:02 AM

CART Schedule

Times posted in this schedule are estimates only, please arrive at least 5 minutes before these estimated times to ensure you will not miss your boarding.

WESTBOUND ROUTE								AM Sweeper	PM Sweeper		
Florence Pool / City Complex	-	5:06	7:14	9:35	11:35	1:35	3:35	5:35	-	6:56	5:09
Pinal County Complex-Florence	-	5:08	7:16	9:37	11:37	1:37	3:37	5:37	-	6:58	5:11
Adamsville Rd @ Main St	-	5:11	7:19	9:40	11:40	1:40	3:40	5:40	-	7:01	5:14
Transit Terminal	-	5:27	7:35	9:56	11:56	1:56	3:56	5:56	5:15	7:17	5:30
Martin Valley	-	5:37	7:45	10:06	12:06	2:06	4:06	6:06	5:25	-	5:40
Central Arizona College	-	5:43	7:51	10:12	12:12	2:12	4:12	6:12	5:31	-	5:46
Kortsen Rd/Trekell Rd	-	5:53	8:01	10:22	12:22	2:22	4:22	6:22	5:41	-	-
Pinal County Complex-Casa Grande	-	5:56	8:04	10:25	12:25	2:25	4:25	6:25	5:45	-	-
Florence Blvd/Trekell Rd	-	6:02	8:10	10:31	12:31	2:31	4:31	6:31	5:50	-	-

EASTBOUND ROUTE								AM Sweeper	PM Sweeper		
Casa Grande Regional Medical Center	-	6:09	8:17	10:38	12:38	2:38	4:38	6:38	6:00	-	6:01 Promenade Mall
Promenade Mall	-	6:16	8:24	10:45	12:45	2:45	4:45	6:45	6:05	-	6:18 CG Medical Center
Central Arizona College	-	6:27	8:35	10:56	12:56	2:56	4:56	6:56	6:20	-	6:25 Florence Blvd / Trekell Rd
Martin Valley	-	6:30	8:38	10:59	12:59	2:59	4:59	6:59	6:24	-	6:32 Pinal County Complex-Casa Grande
Transit Terminal	4:40	6:48	8:56	11:09	1:09	3:09	5:09	7:09	6:30	-	6:35 Kortsen Rd/ Trekell Rd
Stewart St / Orlando St	4:58	7:06	9:27	11:27	1:27	3:27	5:27	7:27	6:48	-	7:02 Transit Terminal
Pinal County Courts-Florence	5:02	7:10	9:31	11:31	1:31	3:31	5:31	7:31	6:52	-	5:05

AM times are shown in regular type. PM times are shown in boldface italic type

INTERGOVERNMENTAL AGREEMENT

This INTERGOVERNMENTAL AGREEMENT ("Agreement") is entered into this _____ day of 13th June, 2011 by and between the CITY OF COOLIDGE, a political subdivision of the State of Arizona ("Coolidge"), the TOWN OF FLORENCE, a political subdivision of the State of Arizona ("Florence"), PINAL COUNTY a political subdivision of the State of Arizona ("Pinal County") and CENTRAL ARIZONA COLLEGE, a community college district of the State of Arizona ("CAC"). (Coolidge, Florence, Pinal County and CAC are sometimes collectively referred to herein as the "Parties" or individually as "Party")

RECITALS:

- A. Through funding provided, in part, by the Federal Transit Administration Section 5311 Rural Transportation Program ("Program") and administered by the Arizona Department of Transportation ("ADOT"), Coolidge operates a pilot regional bus system know as the "Pinal Central Xpress" that provides affordable transportation services between Casa Grande, CAC (Signal Peak Campus), Coolidge, Florence and Pinal County Complexes in Florence;
- B. The Program requires a local match commitment in order to obtain the Federal funds;
- C. The total estimated match commitment required to support the Pinal Central Xpress for the period October 1, 2011 to September 30, 2012 is \$82,813.36;
- D. Coolidge, Florence, Pinal County, and CAC desire to continue and jointly support the Pinal Central Xpress services because of the benefit it provides to their citizens;
- E. The Parties desire to enter into this Agreement to set forth their respective match commitments as well as their responsibilities and obligations in connection with the operation of the Pinal Central Xpress; and
- F. Under A.R.S. §11-951 et seq., the Parties have the authority to enter into this Agreement.

AGREEMENT

NOW, THEREFORE, in consideration of the mutual promises, covenants and conditions contained herein, the parties agree as follows:

- I. The foregoing recitals are hereby incorporated into this Agreement by reference as if more fully stated herein below.

II. SCOPE OF WORK

1. Coolidge shall:

A. Provide Pinal Central Xpress fixed route transit service to serve the regional route as described in Exhibit A attached hereto ("Transportation Services").

B. Apply through ADOT for funding from the Program to fund the costs of providing the Transportation Services.

C. Contribute match funds in an amount not to exceed Twenty Thousand Seven Hundred Three Dollars (\$20,703) during the twelve (12) month period commencing October 1, 2011 and ending September 30, 2012.

D. Provide fleet procurement, hiring and training of staff and all administrative and operations requirements necessary to manage a successful transit system to provide the Transportation Services.

E. Ensure that all Transportation Services are in compliance with the Americans with Disability Act, applicable Program and Federal requirements and in accordance with the Cotton Express Five Year Transit Plan dated January 2009 and updated October 2011 .

F. Submit Transportation Services financial statements to Florence, Pinal County and CAC showing the actual budget performance on a monthly basis within fifteen (15) days at the end of each calendar quarter.

G. Invoice Florence, Pinal County and CAC on a monthly basis which shall set forth in detail each Party's actual match cost per month for the Transportation Services.

2. Florence, Pinal County and CAC shall each:

A. Provide Coolidge with the use of facilities required to provide the Transportation Services.

B. Recognize that adjustments to routing and stop structure may be required and such adjustments will be made as mutually agreed throughout the terms of this Agreement. In the event a Party requests a change in service, Coolidge shall, within thirty (30) days of receipt of the notice, inform all Parties of any equipment and personnel changes necessary to effectuate the request and will determine a mutually agreeable timetable for implementing the change. Any increase in costs due to the agreed upon change in service shall be reflected in the actual costs to be paid by the Party or Parties requesting the change.

C. Contribute funds in an amount not to exceed Twenty Thousand Seven Hundred Three Dollars (\$20,703) during the twelve (12) month period commencing October 1, 2011 and ending September 30, 2012.

D. Remit payment to Coolidge within fifteen (15) days of its receipt of the invoice.

III. MISCELLANEOUS PROVISIONS.

1. This Agreement shall be for an initial term of one (1) year (the "Initial Term") and may be renewed for four (4) additional periods of one (1) year each ("Renewal Term"), subject to the provisions of this Agreement. This Agreement shall be automatically renewed at the end of the Initial Term or the first Renewal Term, unless either party provides the other party with written notice of its intent not to renew the Agreement at least ninety (90) days prior to the end of the Initial Term or Renewal Term.

2. A Party may terminate this Agreement by giving the other Parties ninety (90) days prior written notice. Coolidge will not incur any further obligation to provide Transportation Services under this Agreement after receipt of a written notice of termination unless the

remaining Parties enter into a new Agreement with Coolidge to continue the Transportation Services. The terminating Party shall pay Coolidge for its share of the costs of providing Transportation Services up to the date of termination.

3. Each Party's records and any other supporting documents deemed necessary by the other Parties to substantiate the charges related to this Agreement shall be open to inspection and subject to audit and/or reproduction by authorized representatives of the other Parties to adequately permit the verification of the cost of the Transportation Services provided hereunder.

4. Fulfillment of the obligations of Coolidge, Florence, Pinal County and CAC under this Agreement are conditioned upon the availability of funds appropriated or allocated for the performance of such obligations. If funds are not allocated and available for the continuance of this Agreement, this Agreement may be terminated by any Party at the end of the period for which the funds are available. No liability shall accrue to Coolidge, Florence, Pinal County or CAC in the event this provision is exercised and no Party shall be obligated or liable for any future payments or for any damages as a result of termination under this Section.

5. To the fullest extent permitted by law, each Party (as "indemnitor") agrees to indemnify, defend, and hold harmless the other Parties (as "indemnitees") from and against any and all claims, losses, liability, costs or other expenses (including, but not limited to, reasonable attorneys' fees) (hereinafter collectively referred to as "claims") arising out of bodily injury of any person (including death), property damage and any other claims (including claims of derivative or vicarious liability), which are caused by the act, omission, negligence, misconduct or other fault of the indemnitor, its officers, officials, agents, employees or volunteers.

6. All notices and other communication authorized or required under this Agreement shall be in writing and shall be deemed to have been given when delivered personally or deposited in a United States mail box in a postage pre-paid envelope addressed to the other party to the address provided herein:

City of Coolidge
City Manager
130 W. Central Avenue
Coolidge, AZ 85128

Town of Florence
Town Manager
P.O. Box 2670
Florence, AZ 85132

County Manager
Pinal County
31 North Pinal Street
Florence, Arizona 85132

Central Arizona College
President
8470 N. Overfield Road
Coolidge, Arizona 85128

7. In the event of any controversy which may arise out of this Agreement, the Parties agree to abide by required arbitration as set forth in A.R.S. §12-1518. In addition to the foregoing, a Party may file a complaint at any time to seek a preliminary injunction or other provisional judicial relief if, in its sole judgment, such action is necessary to protect and preserve the rights of that Party.

8. The Parties agree to comply with all applicable Federal, State and local requirements

including all applicable provisions of Title 49 (United States Department of Transportation) and other applicable Code of Federal Regulations where and if relevant.

9. No Party may assign any of its rights nor delegate any of its duties under this Agreement.

10. Only the Parties to this Agreement may enforce the Agreement. The Parties do not intend through this Agreement to confer enforceable rights on any non-party and do not intend to create any third party beneficiaries to this Agreement.

11. This Agreement, including Exhibit A, constitutes the entire agreement and understanding between the Parties pertaining to the subject matter hereof and supersedes all prior or contemporaneous agreements, representations and understandings of the parties. No supplement, modification or amendment of any term of this Agreement shall be deemed binding or effective unless executed in writing by all the Parties.

12. The failure of a Party to insist in any one or more instances on performance of any of the terms or conditions of this Agreement or to exercise any right or privilege contained herein shall not be considered as thereafter waiving such terms, conditions, rights or privileges, and they shall remain in full force and effect.

13. This Agreement shall become effective upon signature of all Parties.

14. This Agreement may be cancelled in accordance with A.R.S. §38-511 as regards to conflicts of interest.

15. To the extent applicable under A.R.S. §41-4401, each Party and its subcontractors warrants their compliance with all federal immigration laws and regulations that relate to their employees and their compliance with the E-verify requirements under A.R.S. §23-214(A). A breach of the above-mentioned warranty by any Party or its subcontractors shall be deemed a material breach of the Agreement and may result in the termination of the Agreement by the non-breaching Parties. Each Party retains the legal right to randomly inspect the papers and records of the other Parties' or its subcontractors' employees who work on the Agreement to ensure that the Parties or its subcontractors are complying with the above-mentioned warranty.

16. Pursuant to A.R.S. §35-391.06 and §35-393.06, each Party certifies that it does not have a scrutinized business operation in Sudan or Iran. For the purpose of this Section, the terms "scrutinized business operations" shall have the meanings set forth in A.R.S. §35-391 and §35-393, as applicable. If any Party determines that another Party submitted a false certification, that Party may impose remedies as provided by law including termination this Agreement.

IN WITNESS WHEREOF, the parties have executed this Agreement on the day and year first above written.

CITY OF COOLIDGE

Thomas O'Keefe
Mayor

Attest:

City Clerk

Approved as to Form:

City Attorney

PINAL COUNTY

Chairman of the Board of Supervisors

Attest:

Approved as to Form:

TOWN OF FLORENCE

Suki Kilvinger
Mayor

Attest:

[Signature]
Town Clerk

Approved as to Form:

[Signature]
Town Attorney

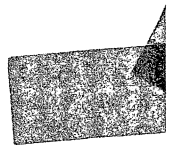
CENTRAL ARIZONA COLLEGE

[Signature]
President

Attest:

Approved as to Form:

[Signature]
Michael Beers
College Attorney



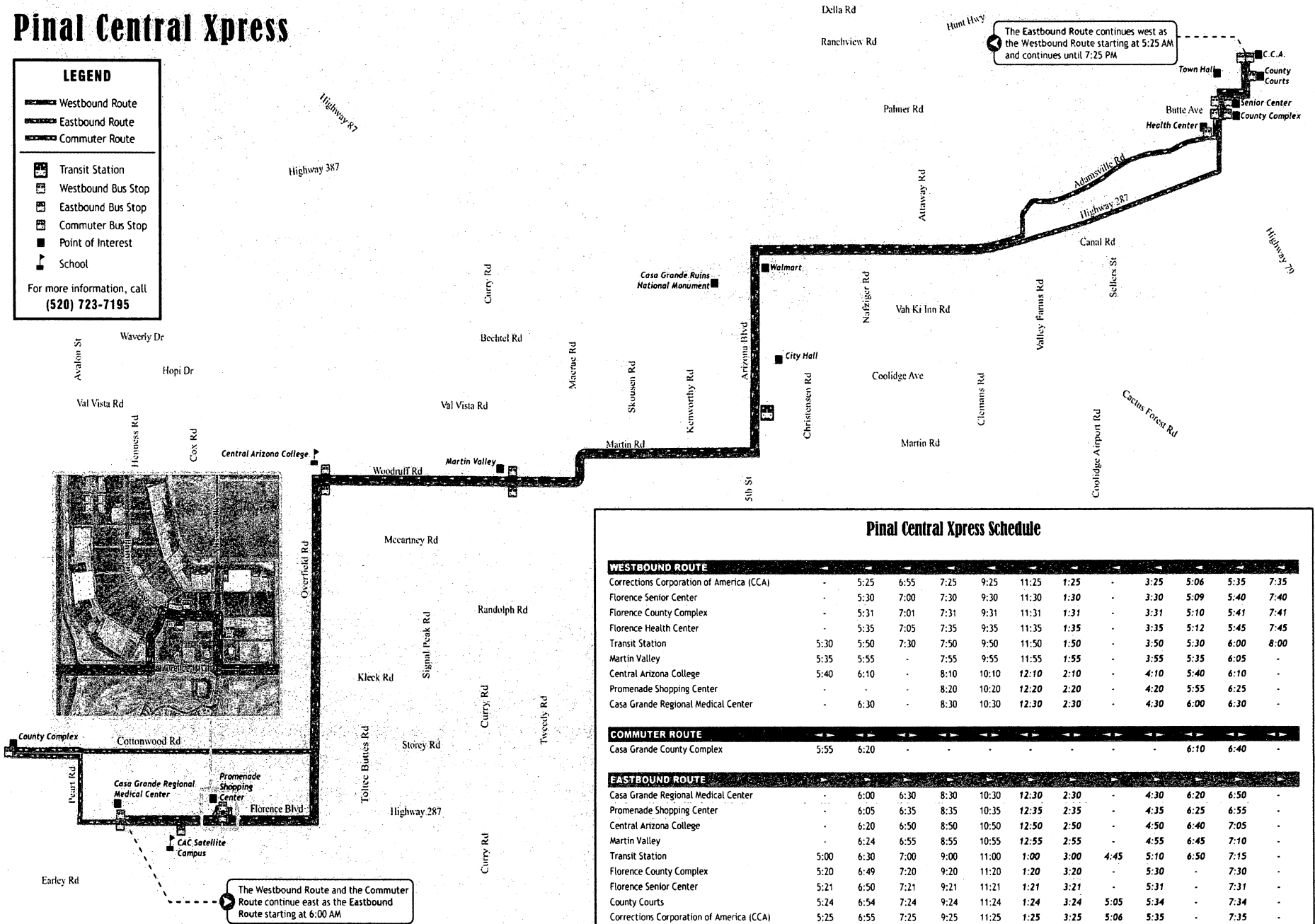
Pinal Central Xpress

LEGEND

- Westbound Route
- Eastbound Route
- Commuter Route

- Transit Station
- Westbound Bus Stop
- Eastbound Bus Stop
- Commuter Bus Stop
- Point of Interest
- School

For more information, call
(520) 723-7195



The Eastbound Route continues west as the Westbound Route starting at 5:25 AM and continues until 7:25 PM

The Westbound Route and the Commuter Route continue east as the Eastbound Route starting at 6:00 AM

Pinal Central Xpress Schedule

WESTBOUND ROUTE												
Location	5:25	6:55	7:25	9:25	11:25	1:25	3:25	5:06	5:35	7:35		
Corrections Corporation of America (CCA)	-	5:25	6:55	7:25	9:25	11:25	1:25	-	3:25	5:06	5:35	7:35
Florence Senior Center	-	5:30	7:00	7:30	9:30	11:30	1:30	-	3:30	5:09	5:40	7:40
Florence County Complex	-	5:31	7:01	7:31	9:31	11:31	1:31	-	3:31	5:10	5:41	7:41
Florence Health Center	-	5:35	7:05	7:35	9:35	11:35	1:35	-	3:35	5:12	5:45	7:45
Transit Station	5:30	5:50	7:30	7:50	9:50	11:50	1:50	-	3:50	5:30	6:00	8:00
Martin Valley	5:35	5:55	-	7:55	9:55	11:55	1:55	-	3:55	5:35	6:05	-
Central Arizona College	5:40	6:10	-	8:10	10:10	12:10	2:10	-	4:10	5:40	6:10	-
Promenade Shopping Center	-	-	-	8:20	10:20	12:20	2:20	-	4:20	5:55	6:25	-
Casa Grande Regional Medical Center	-	6:30	-	8:30	10:30	12:30	2:30	-	4:30	6:00	6:30	-
COMMUTER ROUTE												
Location	5:55	6:20							6:10	6:40		
Casa Grande County Complex	5:55	6:20	-	-	-	-	-	-	6:10	6:40	-	
EASTBOUND ROUTE												
Location	6:00	6:30	8:30	10:30	12:30	2:30	4:30	6:20	6:50			
Casa Grande Regional Medical Center	-	6:00	6:30	8:30	10:30	12:30	2:30	-	4:30	6:20	6:50	
Promenade Shopping Center	-	6:05	6:35	8:35	10:35	12:35	2:35	-	4:35	6:25	6:55	
Central Arizona College	-	6:20	6:50	8:50	10:50	12:50	2:50	-	4:50	6:40	7:05	
Martin Valley	-	6:24	6:55	8:55	10:55	12:55	2:55	-	4:55	6:45	7:10	
Transit Station	5:00	6:30	7:00	9:00	11:00	1:00	3:00	4:45	5:10	6:50	7:15	
Florence County Complex	5:20	6:49	7:20	9:20	11:20	1:20	3:20	-	5:30	-	7:30	
Florence Senior Center	5:21	6:50	7:21	9:21	11:21	1:21	3:21	-	5:31	-	7:31	
County Courts	5:24	6:54	7:24	9:24	11:24	1:24	3:24	5:05	5:34	-	7:34	
Corrections Corporation of America (CCA)	5:25	6:55	7:25	9:25	11:25	1:25	3:25	5:06	5:35	-	7:35	

AM times are shown in regular type. PM times are shown in boldface italic type

FIRST AMENDMENT TO INTERGOVERNMENTAL AGREEMENT

THIS FIRST AMENDMENT TO INTERGOVERNMENTAL AGREEMENT ("First Amendment") is made this 11th day of June, 2012 by and between the CITY OF COOLIDGE, a political subdivision of the State of Arizona ("Coolidge"), the TOWN OF FLORENCE, a political subdivision of the State of Arizona ("Florence"), PINAL COUNTY, a political subdivision of the State of Arizona ("Pinal County") and CENTRAL ARIZONA COLLEGE, a community college district of the State of Arizona ("CAC"). (Coolidge, Florence, Pinal County and CAC are sometimes collectively referred to herein as the "Parties" or individually as "Party".)

RECITALS

A. On or about June 13, 2011, the Parties entered into a certain Intergovernmental Agreement ("Agreement") to set forth their respective match commitments, as well as their responsibilities and obligations in connection with the operation of the pilot regional bus system known as the "Pinal Central Xpress".

B. The initial term of the Agreement was for a period of one (1) year commencing October 1, 2011 and ending September 30, 2012, with automatic renewals of four (4) additional periods of one (1) year, unless any party provided the other parties with written notice of its intent not to renew the Agreement.

C. The parties desire to enter into this Amendment to set forth their respective match commitments for the first renewal term of the Agreement which shall be for the period October 1, 2012 through September 30, 2013, and to reflect the new name of the regional bus system as agreed upon by the Parties.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

AGREEMENT

1. Definitions. Any capitalized term used in this First Amendment and not defined herein shall have the meaning set forth in the Agreement.
2. Name of Program. The name of the regional bus system shall be known as "Central Arizona Regional Transit ("CART") and shall no longer be referred to as "Pinal Central Xpress".
3. Match Funds. The match funds to be contributed by each Party during the twelve (12) month period commencing October 1, 2012 and ending September 30, 2013, shall be an amount not to exceed \$23,558.00 for a total maximum combined contribution for the year of \$94,232.00.
4. Full Force and Effect. Except as amended hereby, all other the terms and conditions

of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this First Amendment on the date and year first written above.

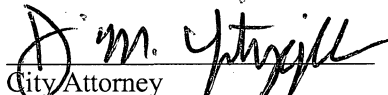
CITY OF COOLIDGE


Mayor

Attest:


City Clerk

Approved as to form:


City Attorney

PINAL COUNTY


Chairman of the Board of
of Supervisors

Attest:





Approved as to form:


County Attorney

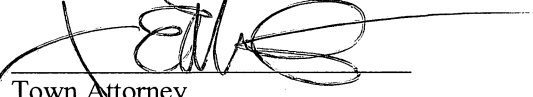
TOWN OF FLORENCE


Mayor

Attest:


Town Clerk

Approved as to form:


Town Attorney

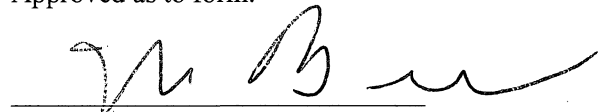
CENTRAL ARIZONA COLLEGE


Doris Helmich
Interim President/CEO

Attest:



Approved as to form:


Michael Beers, College Attorney

SECOND AMENDMENT TO INTERGOVERNMENTAL AGREEMENT

THIS SECOND AMENDMENT TO INTERGOVERNMENTAL AGREEMENT (“Second Amendment”) is made this ____ day of _____, 2016 by and between the CITY OF COOLIDGE, a political subdivision of the State of Arizona (“Coolidge”), the TOWN OF FLORENCE, a political subdivision of the State of Arizona (“Florence”), PINAL COUNTY, a political subdivision of the State of Arizona (“Pinal County”) and CENTRAL ARIZONA COLLEGE, a community college district of the State of Arizona (“CAC”). (Coolidge, Florence, Pinal County and CAC are sometimes collectively referred to herein as the “Parties” or individually as “Party”.)

RECITALS

A. On or about June 13, 2011, the Parties entered into a certain Intergovernmental Agreement (“Agreement”) to set forth their respective match commitments, as well as their responsibilities and obligations in connection with the operation of the pilot regional bus system known as the Pinal Central Xpress, which is now known as Central Arizona Regional Transit (CART).

B. The Agreement was amended on June 11, 2012 pursuant to the First Amendment to Intergovernmental Agreement (“First Amendment”).

C. The parties desire to enter into this Second Amendment to set forth their respective match commitments and to amend certain provisions of the Agreement as agreed upon by the Parties.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

AGREEMENT

1. Definitions. Any capitalized term used in this Second Amendment and not defined herein shall have the meaning set forth in the Agreement.

2. Match Funds. The match funds to be contributed by each Party shall be an amount not to exceed \$23,558.00 per year for a total maximum combined contribution for the year of \$94,232.00. The annual amount of the match funds will be adjusted as agreed in writing between the Parties.

3. Paragraph 1(G) of Section II shall be deleted and replaced with the following:

G. Invoice Florence, Pinal County and CAC on an annual basis which shall set forth in detail each Party’s actual match cost per year for the Transportation Services.

4. Paragraph 1 of Section III shall be deleted and replaced with the following:

1. This Agreement shall be automatically renewed for a term of one (1) year at the end of the then current term unless any Party provides written notice to the other Parties of its intent not to renew the Agreement at least ninety (90) days prior to the end of the then current term. If any Party gives notice of its intent not to renew this Agreement, Coolidge will not incur any further obligation to provide Transportation Services unless the remaining Parties enter into a new Agreement with Coolidge to provide Transportation Services.

5. Paragraph 2 of Section III shall be deleted and replaced with the following:

2. A Party may terminate this Agreement by giving the other Parties one-hundred eight (180) days prior written notice. Coolidge will not incur any further obligation to provide Transportation Services under this Agreement after receipt of a written notice of termination unless the remaining Parties enter into a new agreement with Coolidge to continue the Transportation Services. The terminating Party shall pay Coolidge for its share of the costs of providing Transportation Services up to the date of termination.

6. Full Force and Effect. Except as amended hereby, all other the terms and conditions of the Agreement and First Amendment shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Second Amendment on the date and year first written above.

CITY OF COOLIDGE

TOWN OF FLORENCE

Mayor

Mayor

Attest:

Attest:

City Clerk

Town Clerk

Approved as to form:

Approved as to form:

City Attorney



Town Attorney

PINAL COUNTY

CENTRAL ARIZONA COLLEGE

Chairman of the Board of
of Supervisors

President

Attest:

Approved as to form:

County Attorney

Attest:

Approved as to form:

College Attorney

MINUTES OF THE FLORENCE TOWN COUNCIL MEETING HELD ON MONDAY, MARCH 7, 2016, AT 6:00 P.M., IN THE CHAMBERS OF TOWN HALL, LOCATED AT 775 NORTH MAIN STREET, FLORENCE, ARIZONA.

CALL TO ORDER

Mayor Rankin called the meeting to order at 6:03 pm.

ROLL CALL:

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

MOMENT OF SILENCE

Mayor Rankin called for a moment of silence.

PLEDGE OF ALLEGIANCE

Mayor Rankin led the Pledge of Allegiance.

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.

Mr. Donald Woolridge, Parks and Recreation Advisory Boardmember, inquired if the Parks and Recreation Advisory Board has a Council liaison for the Board. He said there are young individuals who are interested in becoming involved with the Council, such as junior councilmembers; however, the liaison has not been present.

Mayor Rankin asked the Council liaison to contact Mr. Woolridge directly.

PRESENTATIONS

Retirement Award presented to the family of Sergeant Samuel Phil Pankey, for 17 years and six months of dedicated service.

Mayor Rankin stated that Sergeant Pankey displayed several wonderful attributes which made for a fine officer. He was kind hearted and could be tough when he needed to be. Normally the person is present when receiving his award; unfortunately, Sergeant Pankey lost his battle with cancer on February 11, 2016. His wife Melinda, and daughter Caitlyn, were present to receive his award.

Mayor Rankin stated that Sergeant Pankey first began his employment with the Town as a firefighter in 1997. He then became a Police Officer in 1998 and was promoted to Sergeant in

September 2007. Sergeant Pankey will be remembered for his dedication and commitment to protect and serve.

Mr. Daniel Hughes, Police Chief, stated Sergeant Pankey will be forever in everyone's heart and he will be remembered for his integrity.

Mayor Rankin presented Mrs. Melinda Pankey with Sergeant Pankey's retirement award.

Chief Hughes presented Mrs. Melinda Pankey with a memento which contained his badges, flag, and other special items.

Mrs. Pankey thanked the Council and everyone for their support and kind words.

Retirement Award to Florence K-9 Marco for five years and eight months of dedicated service.

Chief Hughes stated that Officer Ballard was K-9 Marco's handler for a number of years. Marco attended several events, made several traffic stops, and was responsible for several busts. He was very good with interacting with the community. He is retiring to be a family dog and will make the family very happy.

Mayor Rankin thanked Marco for his dedicated service and wished him well on his retirement.

Officer Ballard thanked everyone for their support in being a K-9 Officer and for Marco's assistance in doing the drug busts. He has enjoyed his time as K-9 Officer and their interaction in the community.

Proclamation celebrating the Town's 150th Anniversary.

Ms. Lisa Garcia, Deputy Town Manager/Town Clerk, read the proclamation for the record.

Mayor Rankin stated the proclamation will be placed in the library for the public's view.

Presentation from the 150th Anniversary Ad Hoc Committee.

Mr. Bryan Hughes, Parks and Recreation Director, provided a presentation, in which he discussed the following:

- Home Tour Event Recap
 - February 13, 2016
 - 28 Historic Structures
 - 718 Paid Visitors
 - 144 Volunteers
 - Budget
 - \$8,518 Direct Costs
 - \$10,205 Revenue

Existing Events

- Historic Home Tour

Florence Town Council Meeting Minutes

March 7, 2016

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- Concerts in the Park
- Easter Eggstravaganza
 - Saturday, March 19, 2016 at 8:00 am
 - Families are invited to come out and hunt for 15,000 prize filled eggs
 - Will have inflatables, vendors, and crafts
 - Hip Hop the bunny is available for pictures.
 - Pancake Breakfast (new)
- Road to Country Thunder
 - Second year doing this event
 - Saturday, April 2, 2016
 - We are celebrating the nearing of the Southwest's greatest country music event, Country Thunder, with a little party of our own.
 - The pre-festival bash features live entertainment, food, drinks and all of the fun you can handle.
 - KMLE Country is arranging all of the entertainment.
- Movies in the Park
 - Murphy's Romance
 - Saturday, March 12, 2016
 - Located at the new soccer fields next to Aquatic Center
 - Possible question and answer session with those in the movie.
 - Inside Out (Disney movie)
 - Saturday, April 16, 2016
 - Padilla Park
- 4th of July Freedom Fest
- Halloween Fright Fest
- Jr. Parada
- Christmas on Main

Proposed New Events

- New Rodeo and Native American Art Festival
 - Will be held sometime in October 2016
 - Working with Pinal County Mounted Posse
 - Coordinate with Pinal County Mounted Posse to bring a new Rodeo and POWWOW to the rodeo grounds.
 - Various Native American rituals will be exhibited at this event, from singing and dancing to arts and food.
- Military Appreciation Day
 - Will be held sometime in November 2016
 - National Guard will be involved
 - All present and past military personnel are invited to Heritage Park as we honor their service.
 - There will be various speakers from the community, food and merchandise vendors, music and activities lined up for all to enjoy
- New Year's Eve Spectacular
 - Similar to Road to Country Thunder, this street festival will close out 2016 in style featuring live entertainment, food vendors, and more!
 - Wrap up the night with a fireworks display.

- 150th Happenings
 - Will be similar to millennial event
 - Lecture Series
 - Tom Mix: King of Cowboys – March 10, 2016
 - Art of Internment Camps; Culture Behind Barbed Wire – March 24, 2016
 - Women of the Arizona State Prison – April 14, 2016
 - How the Supreme Court Judge's Brother Got Away with Murder - April 28, 2016
 - Part of AZ Speaks Program
- Sponsors
 - Pulte
 - Country Thunder
 - Geo Group
 - NDesigns
 - Sun Power
 - Sun Life Family Health Center
 - Apache Gold Casino and Resort
 - APS
 - Main Street Family Practice
 - Taco Bell
 - Banner Casa Grande Medical Center
 - Banner Ironwood Medical Center
- Commemorative items sold at various events and at the Community Center
 - Street pole banners are up around Main Street
 - Banners are for sale but you will not receive them until after the event
 - Tee-shirt
 - Coffee mugs
 - Mouse pads
- Next Meeting will be Wednesday, March 23, 2016

Mayor Rankin stated that the Committee is working on a four day event, possibly October 28 – 31, 2016. He invited everyone to attend the next meeting and that the Town is still seeking sponsorship for the events.

Presentation of the Town of Florence Special Election Information: Are You Ready to Vote?

Mr. Brent Billingsley, Town Manager, stated that in August 2014, a Home Rule Option Election, known as Proposition 400, was held, in which the voters did not approve. Because of this, the Town became subject to the state imposed expenditure limitation. He said the residents did not trust the Town enough to allow the Town to have local control of its own budget. He explained that the state imposed expenditure limitation does not allow the Town to spend more per year than what was spent in Fiscal Year 1979/1980. He stated that it costs a lot more money to run the Town now than in 1979/1980.

Mr. Billingsley explained that Florence is a political subdivision of Arizona, and in 1980, the Arizona voters approved an amendment of the State Constitution that created Home Rule. Home Rule is basic control which allows the subdivisions (cities and towns) to make their own

decisions in terms of how they expend the revenues they receive. Home Rule does not impact taxes or fees that the Town collects.

Mr. Billingsley stated that due to the failure of the Home Rule election, a special election, called Proposition 407, was held last year. During that election, Florence voters overwhelmingly approved local control through an expenditure limitation. This allowed the Town to exceed the state imposed expenditure limitation for one year. He said this year, as a follow up, there will be two elections.

Mr. Billingsley stated that the first election will be the same as last year's election and will be called Proposition 408. The election will be held on May 17, 2016. This election will ask the voters to allow Florence to expend its revenues that it receives and to exceed the state imposed expenditure limitation for the Fiscal Year 2016/2017. He said there will not be an increase in expenditures and that they will be set \$15 million dollars over the 1979/1980 expenditures.

Mr. Billingsley stated that the Town provides many services to its residents such as police, fire, and street maintenance. If the election does not pass on May 17, 2016, the Town will need to make \$15 million in cuts to services, projects, and personnel.

Mr. Billingsley stated that the May election is not an all-mail ballot election. He asked that everyone make sure they are registered to vote. The last day to register to vote is April 18, 2016. There will be three polling places in Florence: Town Hall Council Chambers, Florence Elementary School Gym, and at the Anthem Parkside Community Center. Early ballots must be received by May 17, 2016. If the election passes, it will be good for one year.

Mr. Billingsley stated that there will be a second election this fall, which is called the Home Rule Election. This election will allow the Town to maintain local control for a four year period. With regards to this election, he explained what a yes and no vote would mean.

Mr. Billingsley stated that the Council and staff are changing the way the Town does business, following best practices, and implementing fiscally conservative practices going forward. This will result in a \$500,000 savings this fiscal year from what was fiscally projected. Every citizen is able to participate in the adoption of the Town budget and setting the expenditure limitation, if the vote goes through.

Mr. Billingsley stated that the voters have approved Home Rule in eight out of nine elections, and has retained local control 33 out of the 35 (last year and current) years. He said that the voters can decide if an expenditure limitation is determined by local control. If the Home Rule passes, it will be good for four years. He asked those who have questions or would like information to contact Lisa Garcia, Deputy Town Manager/Town Clerk, and/or Gabe Garcia, Finance Director.

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.

Resolution No. 1578-16

Ms. Lisa Garcia, Deputy Town Manager/Town Clerk, read Resolution No. 1578-16 by title only.

A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, APPROVING THE FINAL BLOCK PLAT FOR SANDSTONE SOLAR AND AUTHORIZING EXECUTION BY THE TOWN MANAGER OF SUPPORTING DOCUMENTS. (Mark Eckhoff)

Resolution No. 1579-16

Ms. Lisa Garcia read Resolution No. 1579-16 by title only.

A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, ACCEPTING A PERPETUAL, NON-EXCLUSIVE EASEMENT AT THE NORTHERN END OF N. MINNESOTA AVENUE IN FLORENCE GARDENS FOR PUBLIC ACCESS, CIRCULATION, ROADWAY AND PUBLIC UTILITY PURPOSES AND AUTHORIZING EXECUTION BY THE TOWN MANAGER OF SUPPORTING.

Authorization to enter into an Intergovernmental Agreement for provisions of services with the Pinal County Recorder for elections and voter registration services.

Authorization to purchase a 2016 Chevrolet Silverado Crew Cab 4x4 patrol vehicle under the Arizona Department of Homeland Security Operation Stonegarden Grant Program, in an amount not to exceed \$31,464.20.

Appoint Kamian Harmon to the Library Advisory Board, with a term to expire December 31, 2017.

Appoint Ernie Feliz to the Historic District Advisory Commission, with a term to expire December 31, 2017.

Approval of accepting the register of demands ending January 31, 2016, in the amount of \$3,204,372.33.

On motion of Councilmember Woolridge, seconded by Councilmember Guilin, and carried to approve the consent agenda, as written.

UNFINISHED BUSINESS

Resolution No. 1575-16

Ms. Lisa Garcia read Resolution No. 1575-16 by title only.

A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, DECLARING AS A PUBLIC RECORD A CERTAIN DOCUMENT FILED WITH THE TOWN CLERK AND ENTITLED "FLOODPLAIN MANAGEMENT REGULATIONS FOR THE TOWN OF FLORENCE, ARIZONA", DATED MARCH 2016.

Mr. Eckhoff stated that you can find out what your flood zone designation is and what resources are available by visiting the following websites:

- FEMA website
 - May not include all map revisions
- Flood Smart website
- Town of Florence website

Mr. Eckhoff stated that the three items before Council;, Resolution No. 1575-16, Ordinance No. 645-16, and Resolution No. 1576-16, are all related and do the following:

- Make the new regulations a public document and keeping it on file
- Change the ordinance and it will be reflected in the land development code
- Adopt the fees that go along with regulations

Mr. Eckhoff stated that staff has notified Pinal County and are working closely with the Arizona Department of Water Resources.

On motion of Councilmember Anderson, seconded by Vice-Mayor Walter, and carried to adopt Resolution No. 1575-16.

Ordinance No. 645-16

Ms. Lisa Garcia read Ordinance No. 645-16 by title only.

AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, AMENDING SECTION 151.01 NATIONAL FLOOD INSURANCE PROGRAM UNDER CHAPTER 151 FLOODPLAIN REGULATIONS AND WITHIN THE LAND USAGE SECTION (TITLE XV) OF THE TOWN OF FLORENCE CODE OF ORDINANCES. (First Reading February 1, 2016)

On motion of Councilmember Hawkins, seconded by Vice-Mayor Walter, and carried to adopt Ordinance No. 645-16.

Resolution No. 1576-16

Ms. Lisa Garcia read Resolution No. 1576-16 by title only.

A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, ADOPTING REVISED FEES ASSOCIATED WITH THE UPDATED FLOODPLAIN MANAGEMENT REGULATIONS FOR THE TOWN OF FLORENCE, ARIZONA, DATED MARCH 2016, AND INCORPORATING SAID COMPREHENSIVE LIST OF ADMINISTRATIVE FEES INTO THE TOWN OF FLORENCE SCHEDULE OF FEES.

On motion of Councilmember Guilin, seconded by Councilmember Woolridge, and carried to adopt Resolution No. 1576-16.

NEW BUSINESS

Discussion/Approval/Disapproval of modifying the Town of Florence Budget and Fiscal Policies by completing the following actions:

Florence Town Council Meeting Minutes

March 7, 2016

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Ms. Garcia stated that she is speaking on behalf of the Budget Committee. The Committee has reviewed ways to reduce expenditures, generate additional revenues, and change the way the Town of Florence does business to bring expenditures in line with revenues.

Ms. Garcia discussed Ordinance No. 117, which is the food tax. She said in 1989, the Town adopted a food tax ordinance that set aside 2% taxes on any food type sales. She said the monies collected from the food tax have been earmarked for parks and recreation purposes only. She said the monies earmarked were done by an ordinance and not voted on by the voters.

Ms. Garcia discussed the construction tax and stated that nothing is being amended. The Budget Committee is stating that the main document is going to be focused on the fiscal policy. She explained that everything will be incorporated into one policy rather than having to search through multiple ordinances.

Ms. Garcia stated that Resolution No. 1580-16 amends two sections of the policy and allows for one third of the construction taxes or one time revenues to go into the General Fund for three fiscal years, starting this fiscal year. It would be a fiscal impact to the General Fund in the amount of approximately \$360,000. She said this three year process will assist the financial position of the Town in order to get the revenues in line with the expenditures.

Ms. Garcia stated the food tax will be affected in the amount of \$220,000. This amount helps the Town achieve its \$500,000 goal.

Ms. Garcia stated that the Mayor inquired if the items were adopted as part of the 1990 special election. She said the voters adopted Proposition 100 in 1990, which set aside a project accumulation fund. This is another alternative to a home rule option. She said communities would adopt a project accumulation fund if they could operate their system within the expenditure limitations of the State. They would only need that extra to be able to build capital projects. She said the monies for those projected would be exempt and not included in the expenditure limitation. She stated if the Town chooses to make changes and loses a future home rule, the monies will no longer be earmarked for those specific purposes and they cannot be excluded from the expenditure limitation process.

Mr. Billingsley stated that at the last Council meeting, a target budget was presented to try and reduce the Town's projected deficit in this fiscal year from \$1.2 million to \$700,000. eliminating \$500,000. He stated that there have been discussions on the several ways the Town can reduce the deficit including modernizing, streamlining and adding efficiency to our processes. He stated that monies from revenues were set aside for capital projects. There were fewer amenities during those times. A lot of General Fund revenues have been spent over the last few years for parks and recreation facilities, outside of the earmarked monies. What is being proposed is that those monies go to the General Fund. He stated that the Town would be able to leverage some of the funds that were earmarked for capital expenditures to be used for operational expenses to try and reduce the deficit.

Mr. Billingsley stated that there were funds set aside known as one time revenues. These revenues were comprised from certain permits and taxes, with respect to construction of single

family homes or commercial businesses. The request is to take 30% of those one time revenues set aside for capital expenditures, and if needed, use it to balance the budget. The proposal will be for a three year period.

Ms. Garcia stated that within the policy, it specifically:

- Outlines the changes for the three year period
- Has sunset clause which states that effective July 1, 2018 the one time revenues go back to the capital improvement funds.

Ms. Garcia stated that the change to the food tax is a permanent change. Should the home rule election fail in the future, the portions of the construction tax that were already included in the original Proposition 100, plus the list of capital projects identified with those earmarked amounts, would be excluded. The food tax money would not be excluded.

Councilmember Hawkins stated that the Town is not raising any taxes. Council is deciding how the monies will be spent.

Possible adoption of Ordinance No. 647-16

Ms. Lisa Garcia read Ordinance No. 647-16 by title only.

An Ordinance of the Town of Florence, Pinal County, Arizona, amending Ordinance No. 117 related to the use of Food Taxes.

On motion of Councilmember Wall, seconded by Councilmember Guilin, and carried to adopt Ordinance No. 647-16.

Possible adoption of Ordinance No. 648-16

Ms. Lisa Garcia read Ordinance No. 648-16 by title only.

An Ordinance of the Town of Florence, Pinal County, Arizona, amending Ordinance No 118A related to the use of Construction Taxes.

On motion of Councilmember Guilin, seconded by Councilmember Anderson, and carried to adopt Ordinance No. 648-16.

Possible adoption of Resolution No. 1580-16

Ms. Lisa Garcia read Resolution No. 1580-16 by title only.

A Resolution of the Town of Florence, Pinal County, Arizona, amending the Town of Florence Budget and Fiscal Policies.

On motion of Councilmember Guilin, seconded by Councilmember Woolridge, and carried to adopt Resolution No. 1580-16.

Discussion/Approval/Disapproval of the Town of Florence Legislative Agenda.

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Mr. Jess Knudson, Assistant Town Manager, provided a presentation in which he outlined the following:

- Second Regular Session of the 52nd Legislative Session began January 11, 2016
 - Senate President Andy Biggs (R-Gilbert)
 - Speaker David Gowan (R-Benson)
- Proposed Legislative Agenda
 - Protect Existing Revenue Sources
 - Highway User Revenue Fund/State Shared Revenues
 - Oppose Cost Shifting onto Cities and Towns
 - Protect Local Control
 - Municipal Code/Incorporation/Land Use Planning
 - Create Economic Development Tools
 - Tax Increment Financing/AZ Commerce Authority
 - Enhance Tourism
 - AZ Office of Tourism
 - Public Services
 - Protect surface and ground water/reclaimed and remediated
 - Do No Harm to Florence, its citizens, and the quality of life.
- Implementation
 - Staff will do the following:
 - Advocate in support of this agenda at all levels
 - Coordinate activities with the Arizona League of Cities and Towns
 - Communicate with Council on issues effecting Florence and Pinal County
 - Enlist assistance of individual members of Council to initiate targeted strategies when warranted
 - Seek additional Council direction as needed
- Staff Involvement
 - Council and Staff has/will do the following:
 - Mayor Rankin and Ms. Jennifer Evans, Management Analyst attended the CAG Legislative Day on February 25, 2016
 - Communicate with AZ Representatives Pratt and Shope, AZ Senator McGuire, Federal Representative Kirpatrick and Federal Senator Flake
- Expectation of Bills
 - Monitor legislative bills on the budget, HURF, municipal districting and incorporation bills:
 - Protect state shared revenues (local governments)
 - Limit HURF diversions
 - Support Public Safety Pension Reform System (PSPRS)
 - Promote tourism as an economic engine
 - Protect the Town's ability to provide safe and reliable water and wastewater at a reasonable cost
- 2015-2016 Budget
 - State of Arizona
 - Last year, \$499 million surplus and \$460 million rainy day fund
 - Revenues up from last year and projected this year
 - Projected \$625 ending balance this year
 - Governor pledged to not increase revenue streams

- 2017: Projected revenues \$10 billion, projected expenditures \$9.37 billion
- Highway User Revenue Fund (HURF)
 - Over \$1.8 Billion diverted from cities and towns in the last eight years
 - Division of funding will continue; however, they will not increase the amount
 - \$104 million (\$96 million last year and \$226 million two years ago)
 - Vehicle Registration
 - \$8 per car/doubling
 - To fund Arizona Department of Public Safety
 - Includes \$20 million from HELP and \$15 million Aviation Fund
 - Question planned to go to the ballot in 2016 to increase in gas taxes (transportation)
 - Arizona Department of Transportation does not have enough money to operate and are looking for ways to alleviate funding shortage
- Hot Bills
 - HB 2385 Incorporation; Urbanized Areas:
 - Geared towards San Tan Valley and Florence areas
 - Currently requires resolutions from municipalities within six-mile radius in support of their proposed incorporation
 - Will remove the six-mile rule if certain criteria is met
 - Florence would not be allowed to vote on resolution to support, or that does not support the proposed annexation.
 - Requires the Board of Supervisors to proceed with the incorporation of an urbanized area without a resolution that approves the proposed incorporation, if the area has a population that is:
 - 15,000 persons or more, and greater than the city or town that opposes the incorporation
 - Board of Supervisors will call for the election to be held in San Tan Valley asking for incorporation
 - Yes vote would be for incorporation; no vote would be against incorporation
 - Bill has been through two House committees and has not made it to the House floor as of yet
 - Expect the bill to make it to the House Floor
 - HB 2026 Residential Lease Tax Exemption:
 - Currently allows for a 2% tax that cities and towns can collect
 - Will prohibit municipalities from imposing a residential rental tax on landlords who own three or fewer single family homes in a community.
 - Could cost cities and towns over \$87 million annually
 - Failed
 - SB 1428/SB1429 PSPRS:
 - Reform bills to solve unfunded liability issues in the existing PSPRS pension system
 - Create a new Tier III for all future employees hired after July 1, 2017
 - Cost of Living Allowance (COLA) will be less of a detriment to the system
 - Currently, many cities and towns have tremendous liability in debt with regards to the pension system
 - Question to appear on the May 17th special election
 - HB 2568 Community facilities districts; formation; governance:
 - If a proposed Communities Facilities District (CFD) site is larger than 600 acres, the city or town is required to allow the district to form.

- Changes to governing board of CFDs are outlined in the bill
 - Governing board will not be the Town Council
 - Five member board identified
 - * Two members are identified by Town Council
 - * Two member are identified by the developer
 - * One member is identified by the Town Council from a list of land owners provided by the developer
- Creating a taxing authority from a private entity
- Serious concerns about how this would impact cities and towns
- Bill sponsored by Speaker of the House Gowen
- Other Bills of Interest
 - HB 2373: Regional Transportation Authority; Membership; Election
 - Half-cent sales tax going before the voters
 - \$600 + million dollars for road projects in Pinal County
 - HB 2478: Licensing; Waiver of Rights; Prohibition
 - The Town cannot negatively impact a person's financial situation with regards to land use.
 - Does not allow waivers to occur with regards to land use changes
 - Not sure how this will impact the Town
 - Town has done many waivers over the years
 - HB 2107: Substance Abuse Recovery Homes
 - Town's ability to have some say on how the homes are regulated within our boundaries
 - HB 2018: Optional Individual Flat Income Tax
 - Test run for individuals making less than \$25,000 per year
 - HB 2146: Municipalities; Property Sale Threshold; Election
 - Disposal of property
 - Changing limit from \$500,000 to \$1.5 million with regards to how that triggers special elections
 - HB 2054: Debt Limitations; Net Assessed Value
 - Affects town's ability to bond
 - SB1350: Online Homesharing Administration; Definitions
 - Rental of personal rooms and houses
 - Website came to League and are proposing legislation on how their services will be taxed and cities and towns will receive the taxes owed to them
- Adopting a legislative agenda allows the Town of Florence to effectively focus our legislative efforts on Council priorities

Councilmember Hawkins stated that some bills seem to go after local government and the voters need to pay attention and let the legislators know how they feel.

Councilmember Anderson stated that his son was opposing the deregulation of the landscape architects. He said there were other architects that testified before the committee and they removed it from the bill. He said it does pay to be involved and to address your committee.

Representative T.J. Shope and Representative Frank Pratt have been fantastic with providing information, listening to the Town's concerns and helping out.

There was no action on this item.

TOWN MANAGER'S REPORT

Mr. Billingsley stated that at the last Council meeting it was stated that the Town needed to develop a vision statement. He said the Town has a vision statement that was approved by both the Council and the voters in the 2010 election that approved the 2020 General Plan. He read the vision statement in its entirety.

Mr. Billingsley provided an update on the Cuen Building, in which he stated that staff met with Mr. Smallridge, and he has pulled a permit to begin work on the building within the next two weeks.

Mr. Billingsley stated a letter was sent to Fire Chief David Strayer, which he read into the record:

"I would like to take a brief moment to inform you of what an asset Captain Walter is to our community. Last fall I approached him for help in developing a program for Sun City Anthem Hiking Club. Our club has over 200 hikers and 30 plus hike leaders. Safety on our Wednesday hikes is paramount, especially since many come from the north and are unaware of desert hazards.

Captain Walter developed a program to train our hiker leaders in proper safety procedures to follow under certain emergency situations that may arise on the trail. He jumped without hesitation immediately. The planning started from that point until the actual show date, February 19th. He worked with us to provide a very professional training program. He produced a 45 minute PowerPoint presentation, hand out sheets, and manned one of our six emergency stations located at Fire Station 2. Afterwards he was present for a follow up Q and A session. He allowed us to use the meeting room and the grounds for this event. He even provided space for our Pizza Feed at the end. This program was a total success and we have already started talking about next year.

To sum it up, Captain Walter acted very professional throughout this entire process. We could have not pulled it off without his involvement. He demonstrated how well our local Fire Department and fire station can help the community in which it is located beyond emergency activities. So thank you very much to Captain Walter and to the Florence Fire Department."

Mr. Billingsley read a second letter that was received by Police Chief Dan Hughes:

"Residents of the Covington Subdivision in Anthem each year hold a block party. This year, it was held on February 24th at the Anthem Union Center with several hundred in attendance. The organizers, Theresa and Robert Enclave, contacted me to ask how they can assist the Police Department and our community. They asked if we can use cases of water to give out during the summer months. We agreed that both the Police Department and Fire Department could hold a benefit and having extra cases of water to hand out to citizens during large events. Each family attending the block party brought a case of water, a total of 152 cases. The members of the Police and Fire Departments were on hand to thank the residents of Covington for their generosity and support, from a public safety, for the Town of Florence.

Jake Sample and myself spoke to the group, thanking them for their support of public safety. The water was divided amongst the departments. Both Police and Fire have water available for those in need during the upcoming summer months. In addition to the water, the residents of Covington donated \$1,020 to the Guardian Angel Program. The Guardian Angel Program is a joint program ran between the Parks and Recreation Department and the Police Department. We purchased and installed devices in homes of elderly citizens so they can contact the Police Department in the event they need medical assistance and are unable to utilize the phone. The program is free to those who cannot afford this type of service. Thank you very much to the folks of Covington, thank you very much to Fire, Police and Parks and Recreation Departments.”

Mr. Billingsley stated that the community clean-up day is scheduled for Saturday, March 26, 2016. The Town of Florence and Right Away Disposal is hosting its annual community clean-up day and stated that it is a great way to clean up your property and dispose of your garbage, recyclables, old appliances, tires, landscape materials, electronics, paints, sealers, oil and household cleaners. The clean-up day is sponsored by Right Away Disposal and is located next to Heritage Park. Items will be accepted from 8:00 am to 12:00 on Saturday only.

Councilmember Hawkins stated residents can also utilize the transfer station to dispose of their items anytime during the year.

Councilmember Anderson requested a copy of the Manager’s Report.

Mr. Billingsley stated the Manager’s Report is a verbal report in which updates are provided on items that are not included in the Department Reports. He stated that he can provide, on the date of the meeting, the information that will be provided in the oral report.

Councilmember Anderson stated that he is interested in receiving the Strategic Plan that was discussed.

Mr. Billingsley stated that the Strategic Plan is available on the website. He said they will provide a copy to Council.

DEPARTMENT REPORTS

Community Development
Courts
Finance
Fire
Library
Parks and Recreation
Police

The Department Reports were received and filed.

CALL TO THE PUBLIC

James Tchida, Florence Resident, stated that he will provide a presentation at the next meeting.

CALL TO THE COUNCIL – CURRENT EVENTS ONLY

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Councilmember Wall thanked Mr. Bryan Hughes, Parks and Recreation Director, and Mr. John Nixon, Recreation Coordinator, for facilitating their lessons for new Pickleball players. She received information from the volunteer instructor, that indicated there had been two sessions and have had eight beginners for each session. They are looking to do more lessons for the winter visitors.

Councilmember Woolridge thanked staff for the informative presentations that were presented at tonight's Council meeting.

Councilmember Guilin thanked the Police and Fire Department for their attendance and the set up for Sergeant Pankey's funeral.

Mayor Rankin thanked the volunteers who put on the Celebration of Life event for Vicki Kilvinger.

ADJOURNMENT

On motion of Councilmember Woolridge, seconded by Vice-Mayor Walter, and carried to adjourn the meeting at 7:30 pm.

Tom J. Rankin, Mayor

ATTEST:

Lisa Garcia, Town Clerk

I certify that the following is a true and correct copy of the minutes of the Florence Town Council meeting held on March 7, 2016, and that the meeting was duly called to order and that a quorum was present.

Lisa Garcia, Town Clerk

Minutes of the Town of Florence Council Meeting held on Monday, March 21, 2016, at 6:00 p.m., in the Florence Gardens Clubhouse, located at 3830 N. Florence Boulevard, Florence, Arizona. The agenda for this meeting is as follows:

CALL TO ORDER

Mayor Rankin called the meeting to order at 6:01 p.m.

ROLL CALL:

Present: Rankin, Woolridge, Hawkins, Guillin, Anderson, Wall.

Absent: Walter

MOMENT OF SILENCE

Mayor Rankin called for a moment of silence.

PLEDGE OF ALLEGIANCE

Mayor Rankin led the Pledge of Allegiance.

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.

Mr. Jim Tchida, Florence Resident, spoke in favor of the strategic plan process. He stated that the strategic plan is important for the future of Florence and should be integrated into the agenda and reported on during Council meetings. He stated that Town staff is highly paid and if you add the key members' salaries, the number is large. These employees should be held accountable for the future of the Town.

PRESENTATIONS

Southwest Gas Presentation (Walter Richter, Southwest Gas Public Affairs)

Mr. Walter Richter, Southwest Gas Public Affairs, introduced Mr. Dan Wolfe, Southwest Gas District Manager.

Mr. Richter provided a presentation in which he discussed the following:

- Southwest Gas operates in Arizona, Nevada and parts of California
 - Major markets are Las Vegas, Phoenix, Tucson
 - Participate in every community they serve
- Are a local distribution company
- Core values are dedicated to safety, service and reliability

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- 2015 Company Profile
 - 30,435 miles of pipe
 - 1.9 million customers
 - 2,196 employees
- Arizona Profile
 - 19,571 miles of pipe
 - 1 million customers
 - 768 employees
- Southwest Gas in Florence
 - 4,023 customer
 - Four major projects
 - Retiring older pipe and replacing it with newer pipe
 - Customer-owned Yard Line (COYL) Program (key safety initiative)
 - Custody point ends where meter ends
 - Everything from the meter to the home is the customer's responsibility
 - Moving meters closer to customer's home can be at little to no cost
 - Will affect approximately 420 customers
 - Watch for high usage of natural gas
 - Inspect reasons for high usage
 - Possible leak

Mr. Wolfe stated that there are four projects in the Florence area that will start in 2016. One project was started in the latter part of 2015 and is scheduled to finish in the very near future. One of the projects to start in 2016 will replace approximately two miles of pipe, west of Pinal and south of Ruggles Road. He stated that many of the projects are due to the aging infrastructure. They are identifying certain criteria such as age of the facilities and leak repairs to determine the projects needed. He stated that it is important that they still meet their three core values and have the most up-to-date technology and most up-to-date pipe in the ground.

Mr. Wolfe stated that one of the goals is to explain the COYL Program to the 420 customers being affected and help them understand where Southwest Gas' responsibility ends and where their responsibility starts with regards to maintaining the lines. He stated that they anticipate doing approximately 100 replacements.

Councilmember Anderson inquired how Southwest Gas will communicate with the 420 customers being affected.

Mr. Wolfe stated that Southwest Gas utilizes an outside company, called Brothers Pipeline, which will be responsible to do the main and services replacements. They will go door-to-door and speak with each customer. Southwest Gas has different information packets that they are leaving in door hangers. The packets list out the different steps for the COYL Program process as well as contact information.

Mayor Rankin inquired if they need to obtain easement permission from the property owner.

Mr. Wolfe stated that if they are serving the customer, it gives Southwest Gas ingress/egress rights to maintain the line. An easement will only be needed if Southwest Gas needs to cross over another person's property to reach their customer.

Mayor Rankin stated that the COYL is a good project and inquired about the cost.

Mr. Wolfe stated that there will be no cost to the customer to relocate the meter closer to the home; however, if there are plumbing issues, the cost would be to the customer. He stated that once the meter is set they will do a test on the lines within the home to ensure that there are no leaks. If there are leaks, it would be the responsibility of the customer to do the repairs. He stated that a plumbing contractor would need to do the work.

Councilmember Wall inquired if it is voluntary for the customer to participate.

Mr. Wolfe stated that the program was voluntary.

Councilmember Wolfe inquired if the actual property owner is contacted or if there is a renter, does the renter need to relay this information to the owner.

Mr. Wolfe stated that the owner would be contacted.

Mr. Brent Billingsley, Town Manager, stated that the pipeline company is not working for the Town of Florence; they are working for Southwest Gas. The Town is responsible for permitting and inspections with respect to the right of way. He dispelled the rumor that the Town is making Southwest Gas do this project, which is not true at all. They are their own independent utility.

Mr. Richter stated that Mr. Wolfe is the point of contact for any issues pertaining to the projects. He added that he welcomes any suggestions in how to reach the community and spread the word about the projects.

Mayor Rankin stated that the presentation is a good means of communicating with the residents as well as having an article in the local newspaper. He added that sending notices within the billings may also reach some of the customers.

Mayor Rankin inquired how long the cones will be in front of the attorney's office on Butte Avenue. They have been there for approximately three months.

Mr. Richter stated there is not prolonged work there; however, they are dealing with Arizona Department of Transportation's specifications for permitting. He stated that this is what is causing the delay.

Mayor Rankin would like this resolved as quickly as possible.

Mr. Billingsley thanked Mr. Richter for the presentation. They were asked to come and do a presentation and were very receptive and quick to respond.

Mayor Rankin stated that Florence is accepting donations for the 150th Birthday celebration. He thanked Southwest Gas for the presentation.

Are You Ready to Vote Presentation (Brent Billingsley)

Mr. Brent Billingsley, Town Manager, provided a presentation, in which he discussed the following:

Why Are We Here?

- On August 26, 2014, the electors of the Town of Florence voted on the Home Rule Option.
 - Proposition 400
 - No – 52% (667 votes)
 - Yes – 48%% (622 votes)
- Town is now subject to the State-Imposed Expenditure Limitation until Florence voters decide otherwise.
- Town cannot spend more per year than the Fiscal Year 1979/1980 base amount, with adjustments.
 - Town must spend what state specifies.

What is Home Rule?

- The Town is a political sub-division of the State.
- In 1980, Arizona voters approved an amendment to the State Constitution and created Home Rule.
- The amendment to the State Constitution created a system that requires voters in cities and towns (non-chartered) to decide every four years to:
 - Allow residents and Town Council to determine its own expenditure limitation; or
 - Restrict spending to the State-Imposed Expenditure Limitation (regardless of revenues or available funds).
- Home Rule does not impact taxes or fees that the Town collects.

Last Year's Special Election

- On May 19, 2015 a Special Election was held.
 - Proposition 407
 - Yes - 78% (1439 votes)
 - No - 22% (409 votes)
- Election results allowed Town Council and citizens to retain local control.
- This special election authorized the Town to exceed the expenditure limitation for the existing budget year.

This Year's Two Town Elections

- Special Election (Proposition 408) on May 17, 2016.
 - A Yes vote allows the Town to determine its own expenditure limitation for next year (Fiscal Year 2016/2017).
 - A No vote allows the State to determine the Town's expenditure limitation for the next year (Fiscal Year 2016/2017).
- Home Rule Option Election on August 30, 2016.
 - A Yes vote allows the Town to determine its own expenditure limitation for next four years.
 - A No vote allows the State to determine the Town's expenditure limitation for the next four years.

- Annual Special Elections can occur each year.

May 17, 2016 Special Election

- Election has no impact on raising or lowering taxes or fees.
- Identical to last year's May Special Election.
 - No Increase in overall expenditures from last year.
- Voters decide if annual expenditure limitation is determined by local control or by the State of Arizona.
- Voters decide if the Town can adopt a budget that allows the Town to set an expenditure limitation of \$15 million in excess of the State-Imposed Expenditure Limitation for the next fiscal year.
- Actual ballot language (Proposition 408):
 - Shall the Town of Florence retain local control and exceed the state-imposed expenditure limitation for Fiscal Year 2016-2017 by \$15,000,000, to allow the Town to adopt a budget no greater than the amount that was adopted for Fiscal Year 2015-2016?
- Actual ballot language (Prop 408):
 - A **"YES"** vote shall have the effect of allowing the Town of Florence to retain local control and expend existing funds and revenues in a way that will allow the Town to continue to provide the existing services to its residents. A **"YES"** vote will not increase or decrease taxes.
 - A **"NO"** vote shall have the effect of preventing the Town of Florence from retaining local control and its ability to expend existing funds and revenues and instead require expenditures be limited by the state-imposed expenditure formula based on Fiscal Year 1979-1980 expenditures, resulting in cuts in existing Town services and projects. A **"NO"** vote will not increase or decrease taxes.

Impacts to Services and Projects

- The Town of Florence provides many local services:
 - Police
 - Fire
 - Street Maintenance
 - Parks
 - Library
 - Senior Center
 - Courts
 - Water and Wastewater
 - Community Development
 - Economic Development
 - Special Events
 - Much more
- Town Council would need to make \$15 million in cuts in services, projects and personnel, if the Proposition 408 fails.

Fiscal Responsibility

- Fiscal Year 2015/2016 Target Budget was presented to the Town Council on Tuesday, February 16, 2016.
- Town has been reducing expenditures by:

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- Changing the way we do business.
- Developing best practices in our operations.
- Implementing fiscally conservative practices.
- Every year, citizens participate in the annual adoption of the Town budget and the setting of the expenditure limitation.

May 17, 2016 Election Information

- This is not an all-mail ballot election!
 - Voters can request an early ballot by contacting the Pinal County Elections Office.
- Election is held at three physical locations.
 - Precinct 23 Florence North at Florence Town Hall Council Chambers, 775 N. Main Street
 - Precinct 24 Florence South at Florence K-8 School Gym, 225 S. Orlando
 - Precinct 27 Poston Butte – Anthem Parkside Community Center, 3200 N. Anthem
- The last day to register to vote is April 18, 2016.
 - Register at www.servicearizona.com or contact the Pinal County Elections Office.
- The publicity pamphlet is mailed out on April 25, 2016.
- Early ballots must be received by May 17, 2016 (Election Day).

August 30, 2016 Home Rule Election

- Similar election to the August 2014 election.
 - Voters approved Home Rule for eight out of nine elections.
 - Town retained local control for 33 out of the last 35 years.
- Election has no impact on raising or lowering taxes or fees.
- Voters decide if annual expenditure limitation is determined by local control and or by the State of Arizona.
- If passed, the Town regains local control for four years.
- Points of Contact for those who have questions or would like more information
 - Elections: Lisa Garcia, Deputy Town Manager/Town Clerk (520) 868-7552
 - Finance: Gabe Garcia, Finance Director (520) 868-7505
 - Brent Billingsley, Town Manager (520) 868-7558
 - Jess Knudson, Assistant Town Manager/PIO (520) 868-7541
 - General Information visit www.florenceaz.gov

Mr. Billingsley stated the following:

- Home Rule does not impact taxes or fees that the Town collects.
- This special election authorized the Town to exceed the expenditure limitation for the existing budget year.
- No Increase in overall expenditures from last year.
- Town Council would need to make \$15 million in cuts in services, projects and personnel, if the Proposition 408 fails.
- Voters approved Home Rule for eight out of nine elections.
- Town retained local control for 33 out of the last 35 years.

Mr. Billingsley stated that there will be three ballot initiatives on the ballot:

- Expenditure Limitation
- Public Safety Retirement authorization at the state level

- School Districts

Mayor Rankin stated that there were some projects that the Town wanted to complete but was not able to do. He stated that the Town did complete several projects, including:

- Water tank and booster pump in Florence Gardens area
- New well to replace Well #1 which serves Florence Gardens area
- Various upgrades for North Wastewater Treatment Plant which serves Florence Gardens area
- Temporary stoplight on Hunt Highway
- Replacement of fire hydrants
- Extension of Main Street
- Community Library and Parks and Recreation Facility opened
- Aquatics Center opened

Mayor Rankin stated that the projects were completed with the \$15 million that was approved by the voters. He stated that the election is very important.

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.

Authorization of the purchase of WAM GCP components from Western Environmental Equipment Company, in an amount not to exceed \$36,410.00. (Jason Joynes)

Approval of the February 1, and February 16, 2016 Council minutes.

Receive and file the following board and commission minutes:

December 10, 2015, December 16, 2015 and January 14, 2016, Arts and Culture Commission minutes.

January 27, 2016 Historic District Advisory Commission minutes.

October 22, 2015 Parks and Recreation Advisory Board minutes.

December 17, 2015 Planning and Zoning Commission minutes.

Mayor Rankin inquired what WAM GCP is.

Mr. Billingsley stated that the WAM GCP is for the auger fine screen at the South Wastewater Treatment Plant. He stated that the auger takes the solids out of the waste stream so that it does not go into the treatment process. WAM is the manufacturer and it is all proprietary equipment.

On motion of Councilmember Hawkins, seconded by Councilmember Woolridge, and carried to approve the Consent Agenda, as written.

NEW BUSINESS

Discussion/Approval/Disapproval to direct staff to follow the general Strategic Plan process and timeline.

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Mr. Mark Eckhoff, Community Development Director stated that after releasing a Request for Proposals and conducting interviews, they brought the project back in house. The group has met to discuss the process and the timeline along with the milestones that they would like to achieve.

Mr. Eckhoff stated that the Strategic Planning Group met with a facilitator that may help with some aspects of the project, at a substantially reduced cost. He stated that the aspects include:

- Setting the stage
- Gathering the information
- Analyzing the information
- Preparing the information
- Presenting the information
- Implementation

Mr. Eckhoff stated that the ultimate plan is a living, breathing document that is guiding everything that the Town does. The Town has an extended timeline for the process because it is being done in house and the group has developed a process where they have adequate time and adequate methods to reach out to the public. He stated that the Strategic Plan is the Council's plan and it is the responsibility of the staff to implement it. Staff must work with the public to ensure that their feedback is included. The extended timeline allows for feedback from those who do not live in the community year round.

Mr. Eckhoff stated that they would like to do the following:

- Continue to work on the stakeholder questionnaires
- Compile the stakeholder list
- Do surveys
- Work with a facilitator to fine tune the budget and scope of work
- Fine tune what kind of outreach they want to do
- Ensure they have a visual and/or internet presence
- Would like for facilitator to have meetings with Council
- Would like to have public meetings or work sessions utilizing clickers
- Do general review of all the plans, specifically the General Plan

Mr. Eckhoff stated that the goal is to have four to eight target areas. He stated that the target areas can include:

- Quality of life
- Infrastructure
- Economic Development
- Public Safety

Each of the goals will have strategies on how to be reached. He stated that they would also like to look at the vision statement and make sure that it is still acceptable. The process should take approximately one year.

Councilmember Anderson inquired who appoints the members of the Strategic Planning Group.

Mr. Eckhoff stated that the Town Manager appointed the members. The membership is flexible.

Councilmember Anderson stated that members of the public should be included in that group.

Mr. Billingsley stated that the team was initially formulated to review the proposals and assemble the scope of work that was distributed. Once the proposals came back, they were very expensive. The team stated that they could do the project in house and more frugally. They felt that they would have a better handle on what the history of Florence is and how it relates to the things that we do every day. He empowered the team to move forward on the process. The team has come up with the time line and the ideas that have been presented. He stated that the process has not started yet. The timeline shows a lot of interface with the public and individuals. He pointed out that the timeline is for assembling a document, used by Council as part of a strategic planning session. He stated that it is the Mayor and Council's Strategic Plan, not the public or staff's strategic plan. He stated that it is an assemblage of information necessary for Council to get together and facilitate a session with staff support, if needed, ultimately to do the strategic plan. He stated that the plan is not led by the public or specific parts of the public. It is a strategic planning process led by the Council.

Councilmember Anderson stated that they need citizen input as part of the process.

Councilmember Hawkins stated that it is important to continually reinforce the vision that staff comes up with.

Mayor Rankin stated that it may be useful to have members of the public who are qualified, have worked on, and/or have had input on these types of plans. He stated that he would like the public to be included if they would like to volunteer and have the expertise and qualifications.

Mr. Billingsley stated that they are on the ground floor with this project and they hope that Council is supportive of the timeline and will find a way to interface with key stakeholders from the public or those who would like to come forward. He invited anyone wishing to volunteer to contact Mr. Eckhoff.

On motion of Councilmember Guilin, seconded by Councilmember Hawkins, and carried to direct staff to follow the general Strategic Plan process and timeline.

MANAGER'S REPORT

Mr. Billingsley thanked Florence Gardens and its residents for hosting the Council meeting. He stated that the election packets will be available on April 4, 2016 at Town Hall. He stated that residents my contact Ms. Garcia for more information. March 26, 2016 is Community Clean Up Day from 8:00 am to 12:00 pm.

CALL TO THE PUBLIC

There were no public comments.

CALL TO THE COUNCIL – CURRENT EVENTS ONLY

Councilmember Anderson thanked Florence Gardens for allowing the Town to have their meeting at their facility.

ADJOURNMENT

On motion of Councilmember Woolridge, seconded by Councilmember Hawkins, and carried to adjourn the meeting at 7:00 pm.

Tom J. Rankin, Mayor

ATTEST:

Lisa Garcia, Town Clerk

I certify that the following is a true and correct copy of the minutes of the Florence Town Council meeting held on March 21, 2016, and that the meeting was duly called to order and that a quorum was present.

Lisa Garcia, Town Clerk

MINUTES OF THE SPECIAL MEETING OF THE TOWN OF FLORENCE COUNCIL HELD ON TUESDAY, MARCH 29, 2016, AT 6:00 P.M., IN THE UNION CENTER AT SUN CITY ANTHEM AT MERRILL RANCH, LOCATED AT 3925 N. SUN CITY BOULEVARD, FLORENCE, ARIZONA.

CALL TO ORDER

Mayor Rankin called the meeting to order at 6:00 pm.

ROLL CALL:

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

PLEDGE OF ALLEGIANCE

Mayor Rankin led the Pledge of Allegiance.

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.

Mr. Richard Waggoner, Florence Resident, stated that it is his understanding that the Anthem Community is good for the Town of Florence with regards to the monies the Town receives. He said he was surprised with the Call to the Public with regards to the wording that individual Councilmembers may respond to criticism. He suggested the wording be changed to be friendlier.

Mr. Waggoner inquired if the Town has a five year plan on the 12 to 13 feet dragging strips on Hunt Highway. He inquired what the Town is going to do to fix this issue.

Mayor Rankin stated that a staff member will discuss the issue with him after the meeting.

MOTION TO ADJOURN TO MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1 BOARD.

On motion of Vice-Mayor Walter, seconded by Councilmember Guilin, and carried to adjourn to Merrill Ranch Community Facilities District No. 1.

ROLL CALL:

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

NEW BUSINESS

Presentation by Mark Reader, Stifel Nicolaus, on Community Facility Districts.

Mr. Mark Reader, Managing Director, Stifel Nicolaus, provided a presentation on Land Secured Finance Education Session – Financing Public Infrastructure Through Community Facilities Districts (CFDs) (General Obligation Bonds and Special Assessment Bonds), in which he discussed the following:

- CFDS are living, breathing political subdivisions formed by the Council in 2005.
- The Board of Directors is the Town Council and they govern decisions regarding CFDs.
- CFDs can issue bonds to finance infrastructure.
- Goals of Education Session
 - Continue to educate and inform the CFD Board of Directors and the community on the issuance of tax-exempt bonds to finance the acquisition or construction of public infrastructure
 - Focus on two separate and distinct types of bond issues – Special Assessment bonds (SA) and General Obligation bonds (GO)
- Definitions
 - GO Bonds:
 - Repaid from secondary property tax rate: \$3.55 per \$100
 - \$3.25 per \$100 of net limited assessed value for debt service to finance public infrastructure
 - \$0.30 per \$100 of net limited assessed value for maintenance and operations (M&O) levy collected to assist with the maintenance of the regional public infrastructure
 - Taxes based on value of property and tax rate
 - CFD is only one political subdivision in which the property owner pays
 - Special Assessment Bonds: \$3,500 fixed assessment allocated to each residential lot to fund in-tract public infrastructure
 - Developed in 2004/2005 when Pulte requested the formation of a CFD to assist them in financing the enhanced public infrastructure that is in the Anthem community.
 - \$3500 assessed fee can be paid in full or within 20 to 25 years
- Evaluating the use of land-secured bonds
 - Pre-development
 - Secure entitlements
 - Permitting
 - Development planning
 - Developer is sole property owner
 - Negotiations underway with builders
 - Infrastructure Improvements
 - Access Roads Complete
 - Site work underway
 - Merchant builders in contract for some or all of land
 - Developer/builders remain largest taxpayer
 - Partial Development
 - Vertical construction well underway
 - Some parcels owned and occupied

- Taxpayer diversification
- Build Out
 - Fully built out
 - Parcels owned and occupied by buyers
 - Developer no longer taxpayer
 - High VTL
- Typical Bond Issue Timing
 - Initial Bond Sale
 - During Infrastructure Improvements
 - During the first part of partial development
 - Refunding Bond Sale
 - During latter part of development
 - During Build Out
- Merrill Ranch CFD Nos. 1 and 2
 - Defined boundary for each district
 - CFD No. 1 is much larger than CFD No. 2
 - Curis, which is the copper mining area, was excluded from the district when the districts were formed in 2005 because it was State Land at that time.
- Anthem at Merrill Ranch CFD Background, Plan of Finance and Development Status
 - Districts formed and GO Bond election held in 2005
 - District No. 1
 - 7,900 acres
 - 35,550 planned residential units
 - 1,144 home closings
 - Averaging 200 -225 home sales per year
 - District No. 2
 - 1,060 acres
 - 3,144 acres planned residential units
 - 1,089 home closings
 - 4,240 acres purchased by Southwest Value Partners
- Plan of Finance
 - \$3.25 secondary tax rate for bonds
 - \$0.30 secondary tax rate for M&O
 - Special Assessment: approximately \$25.00 per month based on \$3,500 per lot assessment
 - Maintain consistent secondary property tax rates and assessments between CFD Nos. 1 and 2
 - GO bond proceeds used for regional infrastructure improvements within the CFDs (i.e., major arterials, parks, open space, drainage, fire station)
 - Everyone benefits from the infrastructure
 - SA bonds used for localized benefit – paving, curb & gutter, sidewalks, storm drain & drainage
 - Only those within the localized area benefit from the infrastructure
 - GO Bonds (ad valorem bonds repaid from secondary property tax rate of \$3.25 per \$100)

- Regional Public Infrastructure Financed with G O Bond Proceeds, including:

Bond Series	Regional Public Infrastructure
\$4,390,000 Series 2008 (District No. 1)	Merrill Ranch Parkway, American Way, Constitution Way, Felix Road, Independence Way, Sun City Boulevard and Anthem Way
\$3,560,000, Series 2010 (District No. 2)	Merrill Ranch Parkway, Hunt Highway, (Phase 1) Storm Drainage
\$900,000, Series 2012 (District No. 1)	Regional Fire Station
\$500,000, Series 2012 (District No. 2)	Regional Fire Station
\$1,850,000, Series 2013 (District No. 2)	Merrill Ranch Parkway, Hunt Highway, (Phase 1)
\$2,000,000, Series 2016 (District No. 2) – Estimated	Hunt Highway, American Way

- o Pulte has installed approximately \$200 million in public infrastructure for the development
- o Bond money has been used to reimburse Pulte for the public infrastructure development for the the following projects: Merrill Ranch Parkway, American Way, Constitutional Way, Felix Road, Independence Way, Sun City Boulevard, and Anthem.
- o There have also been improvements on Hunt Highway including the addition of a regional fire station and police sub-station.
 - Financed with GO Bond regional dollars
- CFD Board to consider a not to exceed amount of \$2, million in GO Bonds and monies to be used to reimburse Hunt Highway and American Way
- Special Assessment (\$3,500 special assessment per lot):
 - o In-Track infrastructure financed with SA Bonds, including;
 - Streets, curb, gutters, storm drainage

Ms. Erica Coombs Vice-President, Stifel Nicolaus, continued with the presentation, in which she discussed where to find information on a particular property:

- Assessor website information
 - <http://www.pinalcountyz.gov/assessor/Pages/home.aspx>
 - o Can search by name or by address
 - o Taxes based off one property value - Limited Property Value (LPV)
 - o Tax value is different from home value
 - Value is determined by Pinal County Assessor
- Treasurer website information
 - <https://treasurer.pinalcountyz.gov/ParcelInquiry>
 - o Example:
 - o CFD Debt Service tax rate is \$3.25 per \$100 of net limited assessed value
 - Formula: $(\$19,531 \times 3.25)/100$
 - * Tax Liability for CFD debt service is \$634.76

- MRCFD No. 2
- Average owner occupied home in 2016/2017 is \$122,180
- Average in 2015/2016 is \$115,510
- In 2015/2016 owner paid \$31/month for debt service or \$34/month for CFD No. 2 taxes.

An audience member inquired if the taxes still apply to them if they paid off the \$3,500.

Ms. Coombs stated that they would still have to pay the general obligation debt service as well as the operations and maintenance tax. They would not have the special assessment tax.

The person asked to have general obligations bonds explained to them.

Ms. Coombs explained what general obligations (GO) bonds are. She stated that they are similar to an I.O.U. and there is a debt obligation. The jurisdiction is provided an upfront sum of money that is paid back over a period of time.

Ms. Coombs stated that special assessments are only for the individual lot and is different from GO Bonds. GO bonds are for regional infrastructure and are unable to be paid off early. The debt for GO bonds retires at one time for the entire community. Both SA and GO bonds are two different types of debt and are related to CFDs.

Mr. Bruce Fenstermaker, Florence Resident, spoke; however portions were inaudible as he spoke from his seat and did not approach the podium or use a microphone. Some of his points included:

- What the interest rate is.
- The rate was 6% last year when he spoke to the bond representative.
- He is able to obtain a GO bond out of Florida for 3%.
- Who pays the money

Mr. Fenstermaker stated that they stated that they are repairing Hunt Highway and they should put Holbrook up there. They stated that it is their highway. They stated that it is their fire truck and inquired why the fire truck is going into Florence and into the valley. They stated that they paid for the fire truck and it is the same for the police. They stated that they need to explain it better. Pulte wants money to put in infrastructure and sidewalks. They stated that all they have to do is call the Town and the Town will make everyone in Anthem pay for it. They stated that they paid for the curb. (inaudible) There are 11 homes for sale on his street.

Mr. Reader stated that in 2005 the District was formed. Pulte put millions into the ground to build the enhanced public infrastructure for the great amenities that they have in the community. He stated that the golf course is not included in the taxes.

Mr. Reader stated that there has been a \$3.25 tax rate for ten years and the plan is that there will be a \$3.25 tax rate for the regional public infrastructure component of the this development for the next 12 to 15 years as it gets built out.

Chairman Rankin asked that the audience let Mr. Reader finish his explanation and ask questions at the end of his presentation.

Mr. Reader stated that the secondary tax rate is \$3.25 and has been for ten years with the expectation that it will continue to be at that rate. The District grew approximately five percent this year, and this is good news because the property values are increasing slightly each year. There is new development occurring and the tax base is growing each year. He stated that when the tax base grows the District has additional revenue in which to sell additional bonds. Every year during the budget season they calculate what the tax base is within the boundaries of CFD Nos. 1 and 2. The Districts grew slightly so they will issue more bonds to maintain the \$3.25 tax rate. They will sell approximately \$2 million in CFD No. 2, which will reimburse Pulte. Pulte puts that money back into the development to continue developing over the next few years. This mechanism and financing plan was disclosed to all buyers when purchasing a home in Anthem. The people who purchase a brand new home in Anthem are required to sign a disclosure form that they are aware of the \$3.25 and they are aware of the \$3500 special assessment. This discloses the financial plan of the development. The financing plan is to help finance some of the infrastructure and improvements.

Mr. Reader stated that debt service will be \$475,000 per year in CFD No. 2 and the tax rate is then levied sufficient to pay the \$475,000 in debt service for the general obligation.

An audience member spoke; however, it was inaudible.

Ms. Coombs stated that they will still see the same information on the tax bill. She stated that the difference will be when they are looking at how the County Assessor provides them information. The average home value is based on the number of parcels in Class 3 (owner-occupied) and divided by the total assessed value. She said there is commercial, agriculture, vacant, and owner-occupied classifications as well. The owners of a rental property would see the same type of tax. The difference would be that there is a State-Aid credit if you are the home owner and if a homeowner owns more than one property in Arizona. The home owner only get the tax break on the property that they are living in.

Mr. Reader stated that there are rented residential homes in the CFD and they are valued differently by the County Assessor. Arizona is voted as having the most complex taxing system in the country.

Mr. Brent Billingsley, District Manager, explained that a GO bond is similar to a loan to purchase the home and the debt services are similar to the interest on the loan. He stated that a CFD is a community facilities district which is special government under the laws of Arizona and has a number of powers, one of which is the ability to sell bonds.

Mr. Billingsley stated that even though the projects are identified it is not arbitrary capricious. He stated that there were projects identified in 2005 when the CFD was established and that the projects were always intended to be implemented over time. The projects did not only pertain to the streets around the buildings but pertained to all the development that was likely to occur within the entire CFD.

An audience member stated that he understands the rate to be \$3.25 and further understands that property values increase; however, his concern is that if the property values go up, the rate is multiplied at the same rate but with a higher value. They stated that this equates to paying more at the end of the year for taxes. Many of the residents are on fixed incomes and this increase will affect them.

Mr. Reader stated that Proposition No. 117 was a new property tax initiative last year that limits the property value increasing no more than five percent per year. He stated that the property tax amount will increase and this is the nature of the general obligation taxing mechanism.

An audience member stated that as the area develops there will be more homes which equates to a larger tax base so he would expect the tax rate of \$3.25 to decrease.

Mr. Reader stated that the rates would decrease if the CFD did not issue any more bonds. He said bonds would be issued to the extent of the addition revenue. Additional revenue is derived from the tax base growth.

Mr. Fenstermaker inquired as to why it does not show that east Hunt Highway was given to Southwest Value Partners and south of Parkside was swapped with Pulte. He stated that the CFD areas are being changed and the residents are paying for areas that were changed in the planned unit development. The residents are paying for taxes for various things such as the college district and what the Town is changing. He said all of the taxes are not fair. The Town built a water park and Anthem has a water park and they pay for it. He asked that the Anthem residents not pay for what the town does because they have a CFD that takes care of their neighborhood.

Chairman Rankin stated that he is a member of Florence.

Mr. Fenstermaker stated that he was not a member of Florence. He stated that \$1,300,000 is what the Town is debt and inquired who was going to pay for it.

Chairman Rankin stated that everyone who resides within the municipal boundary is a Florence resident. He stated that the water park was a decision made by the Town Council at that time. He stated that the public has the option to vote the Council out if they do not like the Council's decisions or they can choose to live elsewhere.

Mr. Fenstermaker stated the the Council cannot tell him to move.

(inaudible)

Chairman Rankin stated that financing has changed in Arizona. Most communities have community facilities districts. He stated that this is the way to do business now.

Mr. Billingsley stated that the meeting will proceed with the public hearing. He stated that the bond counsel and staff will be available after the meeting to answer any questions.

Hold a Public Hearing on the Feasibility Report of the feasibility and benefits of certain projects to be financed with the proceeds of the sale of Special Assessment Bonds of Merrill Ranch Community Facilities District No. 1.

Chairman Rankin opened the public hearing.

Mr. Dan Hewitt, Sun City Anthem Resident, inquired what the projects will consist of.

Mr. Billingsley stated that the sale of \$2 million in bonds is to pay for improvements on Hunt Highway and American Way in CFD NO. 2.

Mr. Reader stated that the item is for SA bonds. He said there are 282 lots at \$3,500 per lot, which equates to a SA bond of \$987,000. The purpose will be for paving, curb and gutter, sidewalks and storm drainage in Units 50 and 53.

Mr. Billingsley stated that project will include 1800 linear feet of storm drain, 41,160 square yards of paving, 24,196 linear feet of curb and gutter, and 72,480 feet of sidewalk.

Mr. Hewitt stated that he does not know where the units are located.

Mr. Reader stated that each phase consists of 50 -100 lots.

Mr. Randy Christman, Pulte, stated that Unit 50 is at the northwest corner of Merrill Ranch Parkway and Felix Road. Unit 53 is in Parkside at the intersection of Constitution Way and Anthem Way.

Chairman Rankin closed the public hearing.

Motion to adopt Resolution No. MRCFD1 132-16, which in part authorizes execution of certain documents, approves the feasibility report and approves the assessment diagram and method of assessment for the assessment area eight.

On motion of Boardmember Guilin, seconded by Boardmember Wall, and carried to adopt Resolution No. MRCFD1 132-16.

Motion to adopt Resolution No. MRCFD1 133-16, which in part authorizes the private placement and issuance of not to exceed \$987,000 aggregate principal amount of Special Assessment Bonds, Series 2016 and related matters.

Chairman Rankin inquired why citizens within a District are unable to purchase the bonds.

Mr. Reader stated that they would allow the residents of the community the opportunity to purchase the bonds should they desire. Advertisements and presentations can be done on site.

On motion of Boardmember Guilin, seconded by Boardmember Woolridge, and carried to adopt Resolution No. MRCFD1 133-16.

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

On motion of Boardmember Woolridge, seconded by Boardmember Guilin, and carried to adjourn from Merrill Ranch Community Facilities District No. 1 Board.

MOTION TO ADJOURN TO MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2 BOARD.

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

ROLL CALL:

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

NEW BUSINESS

Hold a Public Hearing on the Feasibility Report of the feasibility and benefits of certain projects to be financed with the proceeds of the sale of General Obligation Bonds of Merrill Ranch Community Facilities District No. 2.

Chairman Rankin opened the public hearing.

Mr. Dan Hewitt, Sun City inquired what the projects will entail.

Mr. Billingsley stated the project will be for Hunt Highway Phase I and American Way.

Boardmember Anderson stated that the proceeds will be used to reimburse Pulte for the development of Hunt Highway and American Way. He said the CFD passed in 2005 and The Town signed a contract with Mr. Merrill to fund all of the streets within Anthem at Merrill Ranch. He stated that he is also a resident of the Anthem area. The Town is in a contract which obligates them to fund all of the development in the CFD.

Mr. Billingsley explained how a development transpires. As part of the development of the project, a final plat is approved. The final plat created the lots. The plat also had engineering plans associated with it for drainage, streets, traffic signals, signs and striping. Once the plans are approved by the developer, the final plats go before the CFD Board and to an independent district engineer who oversees the improvements. The Town Engineer, the Community Development Director and Council review the improvements and approve the final plat. The projects are then bid and constructed. As part of the projects being bid and constructed, based on those plans, the Town, the District, and developer are responsible for reviewing and inspecting the improvements. The improvements come back to the Council for acceptance of

those improvements. After that process takes place it is then applicable for whoever did the improvements, such as Pulte, to come back to the CFD to sell bonds for reimbursement for completing those improvements.

Chairman Rankin closed the public hearing.

Motion to adopt Resolution No. MRCFD2 230-16, which in part authorizes the sale and issuance of not to exceed \$2,000,000 aggregate principal amount of General Obligation Bonds, Series 2016 and related matters. Please note, the current bond issue is sized at \$1,900,000 and is subject to change based on the final interest rates and cash in the debt service fund.

On motion of Boardmember Anderson, seconded by Boardmember Guilin, and carried to adopt Resolution No. MRCFD2 230-16.

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

On motion of Vice-Chairman Walter, seconded by Boardmember Guilin, and carried to adjourn from Merrill Ranch Community Facilities District No. 2 Board.

PRESENTATIONS

Presentation of the Chamber of Commerce Business of the Month to Bucks 4 Style Consignment Shop.

Ms. Jessica Moore, Executive Director, Greater Florence Chamber of Commerce, acknowledged Bucks 4 Style Consignment Shop as the Business of the Month for March 2016. Ms. Kim Ehlebracht, owner, opened the business in June 2014 and has outgrown its space twice. The business is now located in the Silver King Marketplace. Ms. Ehlebracht has brought a successful business to the community as well as donating clothing to those in need.

Ms. Ehlebracht stated that she moved to Florence in 2003 and worked for the Pinal County and the Town for approximately eight years. She decided to open her own shop and invited everyone to visit her shop. She thanked the Greater Florence Chamber of Commerce for recognizing her business.

Target Budget Update Presentation

Mr. Billingsley stated that an audience member mentioned that the Town's budget is \$1,300,000 in the red in the current fiscal year. He clarified that a budget was approved where the Town was dipping into their savings for \$1,200,000 in order to balance the budget. He said he received a challenge upon being hired by the Town to improve the financial health of the community moving forward. The goal is to have a balanced budget and enhance and build trust with the taxpayers in Florence moving forward. He stated that the presentation that occurred one month ago discussed how adjustments can be made in the current year. He stated that he

came before Council and stated that they were going to reduce the \$1,200,000 deficit by \$500,000. He was confident that they would be able to reduce the deficit in the current fiscal year by \$500,000.

Mr. Billingsley stated that a trends analysis was done of the General Fund and how it has operated since 2010 to 2016. He outlined the revenues and what has been spent. He stated that his goal is to get the expenditures in line with the revenues received. He stated that they are reducing expenditures, trying to generate additional revenue, and change the way the Town does business.

Mr. Billingsley stated that staff and the Budget Committee have worked very hard to make adjustments to continue to reduce the deficit. They have done the following:

- Dissolved the internal service funds
- Updated projections
- Made adjustment to the way the Town does business in what is done with the food tax revenues when they are received by the Town.

Mr. Billingsley stated that they have updated the target budget and the amount reduced is now \$800,000. His hope is that as it gets closer to end of the fiscal year, he hopes to update the target and would love to erase the \$1,200,000 deficit going forward into the next fiscal year. He asked the public to participate in the budget process as well as attend the meetings. He stated that Council and staff welcome comments.

Are You Ready to Vote Presentation

Mr. Billingsley stated that he cannot advocate on how a person can vote; however, he can inform and educate the public. He provided a presentation, in which he discussed the following:

Why Are We Here?

- On August 26, 2014, the electors of the Town of Florence voted on the Home Rule Option.
 - Proposition 400
 - No – 52% (667 votes)
 - Yes – 48%% (622 votes)
- Town is now subject to the State-Imposed Expenditure Limitation until Florence voters decide otherwise.
- Town cannot spend more per year than the Fiscal Year 1979/1980 base amount, with adjustments.
 - Town must spend what state specifies.

What is Home Rule?

- The Town is a political sub-division of the State.
- In 1980, Arizona voters approved an amendment to the State Constitution and created Home Rule.
- The amendment to the State Constitution created a system that requires voters in cities and towns (non-chartered) to decide every four years to:
 - Allow residents and Town Council to determine its own expenditure limitation; or

- Restrict spending to the State-Imposed Expenditure Limitation (regardless of revenues or available funds).
- Home Rule does not impact taxes or fees that the Town collects.

Last Year's Special Election

- On May 19, 2015 a Special Election was held.
 - Proposition 407
 - Yes - 78% (1439 votes)
 - No - 22% (409 votes)
- Election results allowed Town Council and citizens to retain local control.
- This special election authorized the Town to exceed the expenditure limitation for the existing budget year.

This Year's Two Town Elections

- Special Election (Proposition 408) on May 17, 2016.
 - A Yes vote allows the Town to determine its own expenditure limitation for next year (Fiscal Year 2016/2017).
 - A No vote allows the State to determine the Town's expenditure limitation for the next year (Fiscal Year 2016/2017).
- Home Rule Option Election on August 30, 2016.
 - A Yes vote allows the Town to determine its own expenditure limitation for next four years.
 - A No vote allows the State to determine the Town's expenditure limitation for the next four years.
 - Annual Special Elections can occur each year.

May 17, 2016 Special Election

- Election has no impact on raising or lowering taxes or fees.
- Publicity Pamphlet will be mailed out April 25, 2016.
- Identical to last year's May Special Election.
 - No Increase in overall expenditures from last year.
- Voters decide if annual expenditure limitation is determined by local control or by the State of Arizona.
- Voters decide if the Town can adopt a budget that allows the Town to set an expenditure limitation of \$15,000,000 in excess of the State-Imposed Expenditure Limitation for the next fiscal year.
- Actual ballot language (Proposition 408):
 - Shall the Town of Florence retain local control and exceed the state-imposed expenditure limitation for Fiscal Year 2016-2017 by \$15,000,000, to allow the Town to adopt a budget no greater than the amount that was adopted for Fiscal Year 2015-2016?
- Actual ballot language (Prop 408):
 - A **"YES"** vote shall have the effect of allowing the Town of Florence to retain local control and expend existing funds and revenues in a way that will allow the Town to continue to provide the existing services to its residents. A **"YES"** vote will not increase or decrease taxes.

- A “**NO**” vote shall have the effect of preventing the Town of Florence from retaining local control and its ability to expend existing funds and revenues and instead require expenditures be limited by the state-imposed expenditure formula based on Fiscal Year 1979-1980 expenditures, resulting in cuts in existing Town services and projects. A “**NO**” vote will not increase or decrease taxes.

Impacts to Services and Projects

- The Town of Florence provides many local services:
 - Police
 - Fire
 - Street Maintenance
 - Parks
 - Library
 - Senior Center
 - Courts
 - Water and Wastewater
 - Community Development
 - Economic Development
 - Special Events
 - Much more
- Town Council would need to make \$15,000,000 in cuts in services, projects and personnel, if Proposition 408 fails.

Fiscal Responsibility

- Fiscal Year 2015/2016 Target Budget was presented to the Town Council on February 16, 2016.
- Town has been reducing expenditures by:
 - Changing the way it does business.
 - Developing best practices in operations.
 - Implementing fiscally conservative practices.
- Every year, citizens participate in the annual adoption of the Town budget and the setting of the expenditure limitation.

May 17, 2016 Election Information

- This is not an all-mail ballot election!
 - Voters can request an early ballot by contacting the Pinal County Elections Office.
- Election will be held at three physical locations.
 - Precinct 23 Florence North at Florence Town Hall Council Chambers, 775 N. Main Street
 - Precinct 24 Florence South at Florence K-8 School Gym, 225 S. Orlando
 - Precinct 27 Poston Butte – Anthem Parkside Community Center, 3200 N. Anthem
- The last day to register to vote is April 18, 2016.
 - Register at www.servicearizona.com or contact the Pinal County Elections Office.
- The publicity pamphlet will be mailed out on April 25, 2016.
- Early ballots must be received by May 17, 2016 (Election Day).

August 30, 2016 Home Rule Election

- Similar election to the August 2014 election.
 - Voters approved Home Rule for eight out of nine elections.
 - Town retained local control for 33 out of the last 35 years.
- Election has no impact on raising or lowering taxes or fees.
- Voters decide if annual expenditure limitation is determined by local control and or by the State of Arizona.
- If passed, the Town regains local control for four years.
- Points of Contact for those who have questions or would like more information
 - Elections: Lisa Garcia, Deputy Town Manager/Town Clerk (520) 868-7552
 - Finance: Gabe Garcia, Finance Director (520) 868-7505
 - Brent Billingsley, Town Manager (520) 868-7558
 - Jess Knudson, Assistant Town Manager/PIO (520) 868-7541
 - General Information visit www.florenceaz.gov

Mr. Billingsley stated the following:

- Home Rule does not impact taxes or fees that the Town collects.
- This special election authorizes the Town to exceed the expenditure limitation for the existing budget year.
- No Increase in overall expenditures from last year.
- Town Council would need to make \$15,000,000 in cuts in services, projects and personnel, if the Proposition 408 fails.
- Voters approved Home Rule for eight out of nine elections.
- Town retained local control for 33 out of the last 35 years.

Mr. Billingsley stated that there will be three initiatives on the ballot:

- Expenditure Limitation
- Public Safety Retirement authorization at the state level
- School Districts

Mr. Dan Hewitt, Sun City at Anthem Resident stated that he commented last year that the Home Rule was defeated because those who live in Anthem had no idea what Home Rule was. He said there were no public meetings regarding Home Rule to the best of his knowledge. He said when the Town had a special election staff went to Anthem and explained it to the residents. He said he now has a much better understanding and the confidence that this is what the Town needs to do. He said in his opinion, he will vote in favor of the override.

MANAGER'S REPORT

Mr. Billingsley stated that he received a letter thanking the individuals that represented the various agencies at the CPR AED 911 Program held at Sun City Anthem. They asked that the event become an annual event. He said Southwest Ambulance and Florence Fire participated in the exercise and it went very well. He thanked everyone involved.

Mr. Billingsley read a memorandum into the record that was received by Mr. Dan Hughes, Police Chief. It read:

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“Staff of the Police Department periodically reviews the services we provide the Town of Florence and look for ways to better address the needs and improve the overall delivery of services. While reviewing traffic issues for the Town, it became clear that for years residents of Florence have become accustomed to parking in various manners that violate Arizona Revised Statutes and the Town of Florence Municipal Code. The Town of Florence, over the last several years has begun to grow. The Anthem subdivision is continually building new homes, new streets and new neighborhoods. Which changes in both the downtown area of Florence and the overall growth, it has become apparent for the safety of residents that the Police Department should address the issue of parking.

Our goal has been to find an avenue to educate the citizens about problems associated with illegal parking and gain compliance through education. The use of citations will be utilized when the education effort has failed. In November 2015, officers were instructed to address illegal parking issues through education of vehicle owners. Major violations that are prevalent throughout Florence are parking on the wrong side of the street and parking more than 18 inches from the curb.

Each of the beat sergeants has been working with the officers to find ways to improve or eliminate parking problems in their beats. The next step in our effort is to address illegal parked vehicles by issuing warning notices. Over the next 60 days officers and police volunteers will attempt to make contact with the owners of illegal parked vehicles to correct the problem, of if unable to make contact with the owner, a parking violation notice on the windshield of illegal parked vehicles, we will write warning across the notice. As part of the education process, the department will provide a media release to the local newspaper and place immediate release in high traffic areas throughout our community. A call for service will be generated for each incident of an illegally parked vehicle. The data collected will assist the department in determining how effective officers have been addressing the problem. We will continue educate drivers on the importance of proper parking; however, at the end of the 60 days officers will have the discretion to issue parking violation notices when necessary.

Most drivers do not realize to park on the wrong side of the street they must drive across a lane of oncoming traffic and that is a violation of the Arizona Revised Statutes Title 28 Traffic Code. If their vehicle is involved in an accident while being parked in such a manner, it could be considered contributing factor for the accident.

Councilmember Anderson stated that he went on tour of the downtown area and drove for approximately 20 minutes. He said during tour, he saw approximately 12 vehicles parked incorrectly. He is glad to see that the Police Chief is taking action to remedy the problem.

CALL TO THE PUBLIC

There were no public comments.

CALL TO THE COUNCIL – CURRENT EVENTS ONLY

Councilmember Hawkins reminded everyone to attend the Road to Country Thunder event.

Councilmember Wall thanked everyone who came to the meeting. She said to address questions to the Council and staff.

Vice-Mayor Walter stated that the schedule of upcoming Council speaking engagements is on the website. She encouraged the public to attend.

Mayor Rankin invited everyone to the Road to Country Thunder event on April 2, 2016. He said there is something for everyone to enjoy. The website has had over 12,000 hits. He said the event is sponsored by many organizations, including Country Thunder and KMLE radio station. This event is part of Florence's 150th Celebration.

Mayor Rankin stated that he hopes this information session was helpful to the residents. He invited everyone to attend future Council meetings.

ADJOURNMENT

On motion of Vice-Mayor Walter, seconded by Councilmember Woolridge, and carried to adjourn the meeting at 7:50 pm.

Tom J. Rankin, Mayor

ATTEST:

Lisa Garcia, Town Clerk

I certify that the following is a true and correct copy of the minutes of the Florence Town Council meeting held on March 29, 2016, and that the meeting was duly called to order and that a quorum was present.

Lisa Garcia, Town Clerk

**TOWN OF FLORENCE
HISTORIC ADVISORY COMMISSION
REGULAR MEETING
MINUTES**

REGULAR MEETING OF THE HISTORIC DISTRICT ADVISORY COMMISSION OF THE TOWN OF FLORENCE HELD WEDNESDAY, FEBRUARY 24, 2016 AT 6:00 PM, IN THE CHAMBERS OF TOWN HALL, LOCATED AT 775 N. MAIN STREET, FLORENCE, ARIZONA.

CALL TO ORDER

Vice-Chairman Adam called the meeting to order at 6:00 pm.

ROLL CALL:

Present: Vice-Chairman Adam, Commissioner Reid, Commissioner Smith, Commissioner Schmidt

Absent: Chairman Wheeler and Commissioner Novotny

PLEDGE OF ALLEGIANCE

Vice-Chairman Adam led the Pledge of Allegiance.

DISCUSSION/APPROVAL/DISAPPROVAL of the meeting minutes for the regular meeting conducted January 27, 2016.

On motion of Commissioner Reid, seconded by Commissioner Smith, and carried to approve the regular meeting minutes of January 27, 2016 with corrections.

NEW BUSINESS ITEMS

ADDISON'S SIGN DESIGN REVIEW APPLICATION (PZ-16-19)

DISCUSSION/APPROVAL/DISAPPROVAL of a signage Design Review application for Addison's located at 360 N. Main Street.

Will Randolph, Town Planner, stated the small commercial building is an example of the early 20th Century Commercial (Neo-Classical Revival) style that incorporated stripped or stylized elements of classical architecture. The building is one of three structures built and owned by the early and successful regional movie-house mogul and later U.S. Marshal, George Mauk of Phoenix. Marshal Mauk built a chain of movie houses in nine Central Arizona cities and towns, one of which was the First Isis Theatre, a portion of which was originally located on Main Street. A fire in the 1920s destroyed half of the Main Street block, including the Isis Theatre and

Marshal Mauk rebuilt the Florence properties. The building served various uses since the 1940s, including local offices for several businesses.

BACKGROUND:

Addison's Custom Apparel Shop currently resides in the building that contributes to the pedestrian friendly, historic district, commercial area. The store provides retail, custom fitted and custom designed clothing for surrounding community organizations and shoppers along Main Street.

The intent of the application is to seek approval for an existing sign titled "ADDISONS".

ANALYSIS:

The owner met with staff and submitted a Design Review Application for one sign. The sign shows the business name "ADDISONS" on the existing structural awning in front of the main street entrance to the building. The total awning length is 24', the lettering dimensions are 8" in height and 5' 10' in length. Lettering material is wood, type face "Garamond" and is silver in color contrasting with the black awning background. The lettering is attached to the awning using metal rivets.

The sign has a classic historic look, is easy to read and has a color comparison that is not intrusive or distracting. Staff also noted that the awning signage area does not exceed the 200 sq. ft allowed for signage per the Town Development Code.

Staff communicated with the applicant for the reason of signage approval by the HDAC, in which the applicant relayed to staff they had been unaware of the correct process. Staff clarified the issue and the applicant apologized to the Commission and wished to go through the design review process appropriately.

FINDINGS:

- Applicant followed Town Code in regards to signage.
- Town of Florence Historic District Preservation Design Guidelines was not followed in the area of supported font types.

Staff found that this request is in compliance with applicable Town codes and keeping with the character established within the area of the Historic District. Staff recommended to the Historic District Advisory Commission to approve the signage Design Review application for PZ 16-19-DR, subject to the following conditions:

1. Signage shall conform to the exhibits presented on February 24, 2016.
2. Signage shall comply with all applicable Town codes, including all applicable building, fire and engineering codes. The existing sign may require a building permit from the Community Development Department.

Vice-Chairman Adam stated that she has seen the sign, feels it looks nice and is happy to see a retail store on Main Street.

On motion of Commissioner Smith, seconded by Commissioner Schmidt, and carried to approve the signage Design Review application for Addison's located at 360 N. Main Street.

STAFF REPORT

150th Anniversary Home Tour Conclusion

Will Randolph, Town Planner, stated the tour went smoothly with assistance from the Home Tour Committee and staff. He went on to state that there would be a post Home Tour meeting soon with staff and the Town Manager and a post Home Tour meeting had already occurred with the Committee and staff. Evaluation forms will be sent to Tour properties via US Mail soon.

Historic Property Inventory Update

Will Randolph, Town Planner, stated that staff is working with the GIS Coordinator in obtaining additional data on historic properties, such as if they are vacant and if they are maintained and putting this information into a database. He went on to state that many of the historic properties are completed and up to date in the database currently. It was explained that in the future this information will be available on the Town website with various facts, photos, marker information, among other items in order to allow the general public to search information as well as to keep the public updated on Town historic properties.

Vacant and Blighted Properties Report to Town Manager

Gilbert Olgin, Senior Town Planner, stated that staff researched the vacant historic properties topic and has sent a report to the Town Manager. Staff looked at multiple cities within Arizona with the purpose of comparing guidelines. One item mentioned was to update the current DC overlay. Mr. Olgin stated that the historic overlay was a mechanism developed to assist Town code with additional rules to address properties when they become vacant and are facing possible demolition. The report recommended to adopt listed maintenance requirements similar to other towns and cities in the local area with Code Enforcement overseeing compliance. Staff stated caution is needed with inputting rules that would diminish the value of properties, so as to not violate Proposition 207.

Another recommendation Mr. Olgin spoke of was implementing a registry. Eloy and Bullhead City have a registry in place where they require vacant properties to fill out a registration form, they charge a fee, which creates communication between the city/town and the property owner establishing why the property is vacant.

Implementing a vacant property tax was also discussed, however, staff noted that this was only an idea and realized that it would not be a popular idea with the public.

Mr. Olgin went on to discuss that the Town Manager is currently addressing the vacant historic property concern and discussing with staff solutions on how to make them look more appealing and how to prevent these properties from being demolished.

At the moment the report is with the Town Manager. It was pointed out that the Town received grant monies from SHPO, which may be able to be applied towards an ordinance/guideline update(s).

170 E. Ruggles Property Update

Gilbert Olgin, Senior Town Planner, discussed that representatives from SHPO came out and took photos of the property and placed the photos and details on their Facebook page, with the hope that someone will purchase the property to restore it. The owner is asking \$50,000 which will include the deed to the property, as well as the architect drawings which were completed and approved by SHPO.

CALL TO THE PUBLIC/COMMISSION RESPONSE:

Call to the Public for public comment on issues within the jurisdiction of the Historic District Advisory Commission. Individual Commission members may respond to criticisms made, may ask staff to review a matter raised or may ask that a matter be put on a future agenda. However, members of the Commission 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.

Ruth Harrison, a Florence resident, inquired if the Commission could ensure that the large trash and recycle containers within the Historic District are kept closed. She stated that many of the large containers are left open frequently and are piled too high to close completely. Ms. Harrison mentioned that with the upcoming rain season and leaving the containers open, they will breed mosquitos due to pooling water. She went on to state that there is a blue recycle bin near the police station that is in constant disarray and she would like to have it removed.

In regards to Addison's, Ms. Harrison brought up that the "N" on the sign is backwards and the "S" is upside down. Ms. Harrison gave the owner a note regarding these two issues and stated that the owner is aware of it, although Ms. Harrison is unsure if they are going to correct the letters.

CALL TO THE COMMISSION-CURRENT EVENTS ONLY

Commissioner Reid thanked staff for the vacant properties report.

Vice-Chairman Adam inquired if staff knew what the next step is regarding the vacant properties report. She inquired if staff is expecting the Town Manager to provide direction or if it was for informational purposes only. Gilbert Olgin, Senior Town Planner, stated that the Town Manager is very thorough and staff will be speaking with him soon regarding the report.

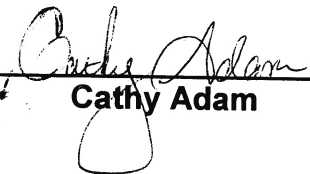
Commissioner Reid asked if the Town Manager has gone around Town to see first-hand what the report is regarding.

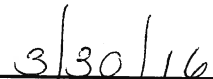
Mr. Olgin stated that the Town Manager attended the Home Tour without being asked. He stated in the past, Managers were asked to attend, however it was not necessary with the current Town Manager.

Vice-Chairman Adam stated that she does not want the vacant property remedy to be negative, however, she went on to state that there is a commercial property owner on Main Street who had been interested in being on the Home Tour and was unable to do so. She would like to reward the property owners who are trying to keep their buildings maintained and rented, she believes it goes a long way to recognize the positive aspects, rather than only focusing on the properties that are not being kept up.

ADJOURNMENT

Vice-Chairman Adam adjourned the meeting at 6:21 pm.

X 
Cathy Adam


Date

TOWN OF FLORENCE PARKS AND RECREATION ADVISORY BOARD

MINUTES FROM THE REGULAR MEETING HELD ON THURSDAY, FEBRUARY 25, 2015 AT 6:00 P.M. IN RUGGLES ROOM 1, LOCATED AT 778 N. MAIN STREET, FLORENCE, AZ.

1. CALL TO ORDER

Vice-Chair Pinson called the meeting to order at 6:00 P.M.

2. ROLL CALL:

Present: Don Pinson, Linda Fenstermaker, Donald Woolridge

Absent: Robert Smidt, Vice-Mayor Tara Walter

3. PRESENTATIONS

a. Presentation on the 150th Anniversary Ad Hoc Committee (Bryan Hughes)

Mr. Hughes gave a quick synopsis about the 150th Anniversary Ad Hoc Committee's role for the 150th celebration. Current Town Special Events will be

4. NEW BUSINESS

a. Discussion/Approval/Disapproval of nomination and election of a new Board Chair

On motion by Boardmember Woolridge, seconded by Boardmember Fenstermaker, and carried to appoint Boardmember Pinson as the new Board Chair for the Parks and Recreation Advisory Board.

b. Discussion/Approval/Disapproval of nomination and election of a new Board Vice Chair

On motion by Boardmember Fenstermaker, seconded by Boardmember Woolridge, and carried to appoint Boardmember Fenstermaker as the new Board Vice-Chair for the Parks and Recreation Advisory Board.

c. Discussion/Approval/Disapproval of the October 22, 2015 meeting minutes

On motion by Boardmember Woolridge, seconded by Boardmember Fenstermaker, and carried to approve the October 22, 2015 Parks and Recreation Advisory Board meeting minutes.

d. Discussion/Approval/Disapproval of Recreation Programs, Special Events and Senior Programs (John Nixon and Laura Carter)

Laura Carter updated the Board on Senior Center activities.

John Nixon explained to the Board that after every event or program, Staff hands out Program Evaluation forms. These forms help determine attendance vs costs and if an event or program should be offered again.

No action taken; discussion only

e. Discussion of Future Capital Improvement Projects (Bryan Hughes)

Bryan Hughes informed the Board that he had met with the Town Manager about the Parks and Recreation budget. Key Capital Improvements for Heritage Park will be put on hold.

f. Discussion/Approval/Disapproval of scheduling and frequency of Concerts in the Park (Alison Feliz and John Nixon)

Alison Feliz discussed about possibly cutting one of the series for concert in the park. Ms. Feliz explained to the Board how she conducted a survey and most concert goers like the Thursday evening concerts.

No action taken; discussion only

g. Discussion/Approval/Disapproval of cancelling the annual Fishing Derby (Bryan Hughes)

Mr. Hughes informed the Board that the cancellation of the Fishing Derby was due to safety and liability concerns, along with the fact that the irrigation line that would fill the retention basin for the derby had been relocated due the construction of the new Library and Community Center. The Parks and Recreation Department is currently looking at other options, mainly locations to possibly bring back this event. Some ideas that have been discussed are hosting the Fishing Derby at Anthem or The Windmill.

On motion by Boardmember Woolridge, seconded by Boardmember Fenstermaker, and carried to approve the cancellation of the annual Fishing Derby.

h. Discussion/Approval/Disapproval of scheduling and frequency of Farmer's Market (Alison Feliz)

Ms. Feliz explained to the Board, that due to low participation for the Famer's Market the department decided to suspend the program for the time being. There were only two vendors that participated, but they weren't your traditional "Farmer's Market" vendors. They did not offer produce of any kind.

Ms. Feliz mentioned she is working on possibly changing the day and time the Market would be open to the public; some ideas is possibly holding the event on a Thursday or Friday afternoon.

On motion by Boardmember Fenstermaker, seconded by Boardmember Woolridge, and carried to approve the scheduling and frequency of the Farmer's Market.

5. UNFINISHED BUSINESS

a. Update on Tree City USA program (John Nixon)

Mr. Nixon told the Board that he had applied to get re-certified as a Tree City, USA Town with the Arbor Day Foundation. If approved, this will be the 10th consecutive year the Town of Florence will be recognized.

Mr. Nixon conveyed that he is hopeful in receiving re-certification and partnering once again with the Future Forward organization and plant some more trees.

In addition, Allen Schultz from the University of Arizona will be coordinating with our Park Maintenance staff to conduct a tree inventory.

6. STAFF REPORTS

Mr. Hughes discussed about improvements that were made at Poston Butte aka "F" mountain, a fence was repaired and new signage was posted.

Mr. Hughes informed the Board of upcoming employment anniversaries, Rhoda Feierstein 15 years, Laura Carter 18 years. Also, Laura Kinney, Fitness Instructor for the Fitness Center, has resigned because she will be going back to school. Ms. Kinney will remain as a part time employee.

The Aquatic Center will open on April 30, 2016.

7. CALL TO THE PUBLIC/BOARD RESPONSE

CALL TO THE PUBLIC FOR PUBLIC COMMENT ON ISSUES WITHIN THE JURISDICTION OF THE TOWN OF FLORENCE PARKS AND RECREATION ADVISORY BOARD. COUNCIL RULES LIMIT PUBLIC COMMENT TO THREE MINUTES. INDIVIDUAL MEMBERS MAY RESPOND TO CRITISIM 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 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.

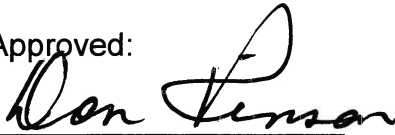
8. CALL TO THE BOARD

Boardmember Fenstermaker would like to coordinate a Cruise Night here in Florence.

9. ADJOURNMENT

On motion by Boardmember Woolridge, seconded by Boardmember Fenstermaker, and carried to adjourn the meeting at 7:08 P.M.

Approved:



Don Pinson, Board Chair

Posted 1st day of April, 2016, by Maria Hernandez, Deputy Town Clerk, at 775 North Main Street and 1000 South Willow Street, Florence, Arizona 85132 and at www.florenceaz.gov.

******PURSUANT TO TITLE II OF THE AMERICANS WITH DISABILITIES ACT (ADA), THE TOWN OF FLORENCE DOES NOT DISCRIMINATE ON THE BASIS OF DISABILITY REGARDING ADMISSION TO PUBLIC MEETINGS. PERSONS WITH A DISABILITY MAY REQUEST REASONABLE ACCOMMODATIONS BY CONTACTING THE TOWN ADA COORDINATOR, AT (520)868-7574 OR (520)868-7502 TDD. REQUESTS SHOULD BE MADE AS EARLY AS POSSIBLE TO ALLOW TIME TO ARRANGE THE ACCOMMODATION.******

**TOWN OF FLORENCE
PLANNING AND ZONING COMMISSION
REGULAR MEETING
MINUTES**

REGULAR MEETING OF THE PLANNING AND ZONING COMMISSION OF THE TOWN OF FLORENCE HELD THURSDAY, FEBRUARY 18, 2016, AT 6:00 PM, IN THE CHAMBERS OF TOWN HALL, LOCATED AT 775 N. MAIN STREET, FLORENCE, ARIZONA.

CALL TO ORDER

Chairman Pranzo called the meeting to order at 6:00 pm.

ROLL CALL

Present: Chairman Pranzo, Vice-Chairman Putrick, Commissioner Bell

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chairman Pranzo.

DISCUSSION/APPROVAL/DISAPPROVAL of the minutes of the meeting conducted on December 17, 2015.

On motion of Chairman Pranzo, seconded by Commissioner Putrick and carried to approve the December 17, 2015 regular meeting minutes.

NEW BUSINESS

Bonnybrooke Solar Project Design Review (PZ 16-21 DR)

DISCUSSION/APPROVAL/DISAPPROVAL of a Design Review application by SunPower Corporation to develop a Photovoltaic solar facility located off of the Diversion Dam access road.

Will Randolph, Town Planner, stated that in 2015, SunPower Corporation received approval for a proposed solar 50 megawatt (MW) photovoltaic (PV) solar facility on 282 acres of agricultural land. The site is located about three miles northeast of downtown Florence. The surrounding area is largely agricultural with a few scattered single-family residences. In addition, there are

correctional facilities and a sand and gravel operation nearby. Design Review approval from the Planning and Zoning Commission occurred on October 15, 2015.

The original site for the PV solar facility included an operations building, an inter-connection to the Coolidge/Bonnybrooke 115 kilovolt (kV) transmission line and an on-site project substation that interconnected with a new Salt River Project (SRP) owned inter-connection facility.

The intent of this latest Design Review application is to review the changes that have occurred since the original site design and to review the Town of Florence Town Code and Design Review Standards were followed.

ANALYSIS:

The applicant determined there is a historic access easement requirement with a canal that runs along the west side of Quail Run Road. This easement is the result of a law established in 1890 that gives the Bureau of Indian Affairs the right to maintain and expand their irrigation system.

The applicant has determined there are some complications with the easement found along Quail Run Road hindering accessibility to the proposed site. The easement may extend as much as 45' from the centerline of the canal, resulting in insufficient property to develop proposed road improvements to access the property from Quail Run Road.

ACCESS

The easement along Quail Run Road led to the conclusion that primary access to the proposed site would have to move to Diversion Dam Road, rather than the northern portion of Quail Run Road. Quail Run Road would continue to operate as a private farm road, but the Town would not dedicate any right of way or maintenance of Quail Run Road. Future surrounding developments would dictate the improvements to Quail Run Road.

Primary site access would be gained by a 28' wide entrance off of Diversion Dam Road, located approximately 400' west of Quail Run Road and would meet the Town of Florence Fire Code. This primary access would be advantageous to the previous primary access (north Quail Run Road) because of providing right angular access, a requirement by the Town Engineer. This proposed primary access would take the place of the previous secondary access point on the original Design Review.

A separate secondary site access was proposed off of Diversion Dam Road, west of the primary site access. Staff recommended a 20 foot wide access point for the proposed emergency access point. The road would meet all Town of Florence Town Engineer and Fire codes.

OPERATIONS BUILDING

The applicant's submittal also showed the proposed new location for the operations and maintenance facilities near the new primary access point, being in the construction area in the

southeastern portion of the site. The project substation and SRP switchyard would remain in their original locations to the north.

The applicant also stated as site operation planning has developed since the original October 2015 site Design Review approval, the previous size of operations and maintenance facilities are not needed. The applicant proposed a pre-engineered, mobile, rectangular, smaller air conditioned field office with a separate steel storage building. The single story field office building would be approximately 400 square feet by 8' high. The field office would provide a work station, air conditioned materials storage space and a restroom. The additional storage building would be approximately 800 square feet.

The original Design Review application approved in October of 2015 included a design for a pre-engineered, rectangular steel, single story, 1,900 square feet, 17' high building. This building included an internal maintenance area with rolled-up and personal access doors. Since the original application included a larger, well designed, aesthetically pleasing building, staff recommended maintaining this design rather than the newly proposed, 400 square foot mobile office version.

Section 150.013 of the Town Development Code:

(F) (4) The height, location, materials, color, texture, area, setbacks and mass, as well as parts of any structure (buildings, walls, signs and lighting) and landscaping is appropriate to the development, the neighborhood and the community.

The proposed separate storage building from the Design Review re-submittal would include roll-up doors to provide equipment access to the building, as well as personnel access doors. This building would comply with all applicable ADA requirements. The site development and grading is designed to provide access to all entrances and exterior ground-floor exits and access to normal paths of travel.

PARKING

The reduced staffing operations and smaller field office requires fewer parking spaces. Parking would be directly accessed from the primary access point into the site from Diversion Dam Road. The surface would consist of a double chip seal surface over a six-inch aggregate base (as in the previously approved October 2015 Design Review application) and would have two standard parking stalls (9' x 18') and one ADA van-accessible parking space. The ADA space would have paved access to the field office entrance. Having two parking spaces meets the Town of Florence Development Code parking standards based off the 400 foot mobile field office operations and maintenance building.

Section 150.163 of the Town Development Code:

One space per 300 square foot floor area for general office use, or 2 spaces for every 3 employees on the shift with the greatest number of employees. Providing two parking spaces meets these requirements.

Planning and Zoning Commission Meeting Minutes
February 18, 2016

Staff found that the request was in keeping with the character established for the Design Review application. Therefore, staff recommended approval of the Design Review application for Bonnybrooke Solar Project PZ 16-21 DR, subject to the following conditions:

1. Construction of the solar photovoltaic facility shall conform to Design Review case PZ-15-53 DR, which was approved by the Planning and Zoning Commission on October 15, 2015, as may be amended by the approval of this Design Review application (PZ 16-21 DR).
2. If Owner/Developer elect to construct operations and storage buildings on the subject site as presented within the Design Review application, the buildings shall be constructed on-site or be of modular construction that meets all applicable local building and fire codes.
3. Access, circulation and paving plans, including right-of-way dedications, modified by this Design Review approval are hereby approved, but remain subject to final Town Engineer and Fire Marshall reviews and approvals of construction plans and/or civil plans.
4. Grading and drainage plans changed by this Design Review application are subject to the Town Engineer review and approval.
5. Project shall comply with all applicable Town codes, including all applicable building, fire and engineering codes.
6. Compliance with this Design Review approval shall be required prior to issuance of a Final Certificate of Occupancy/Final Project approval.

Chairman Pranzo commented that the photos in the report were not sufficient for him to see exactly how the building was going to be positioned and if it was going to be visible from the road. He had additional questions regarding the wall, fence and an entrance which staff answered sufficiently. Chairman Pranzo went on to state he was concerned about setting a precedent for future endeavors and was hesitant of a construction trailer as he wasn't sure if the building would be visible from the road through the fence. He continued that the original building was close to the substation, so bringing power to it wasn't a challenge, however now they would like to bring power to a building that is located much further away from the power source. He raised questions on how the power was going to get to the new location.

Mike Constantine, Construction Manager with SunPower, 1244 E. Diversion Dam Road, spoke stating the power which is currently servicing the construction trailers is located at the same location as the shed, which is provided by SCIP and is an underground lateral. Mr. Constantine went on to state that the amperage will be lower by 200 amps than the original Design Review stated. It was also brought up that the gates will be slatted and therefore, nothing will be visible through the gates. The slats will be desert beige in color.

The Commission made a condition that the “O and M building” would be of the original design and fencing for the entrance ways off Diversion Dam Road, and to be approved by the Community Development Director.

On motion of Chairman Pranzo, seconded by Commissioner Bell and carried to approve the Design Review application by SunPower Corporation to develop a photovoltaic solar facility with conditions.

STAFF REPORT

Historic District Advisory Tax Incentive Session on January 27, 2016

Gilbert Olgin, Senior Town Planner, stated that staff conducted a Historic District Advisory Tax Incentive Session on January 27, 2016. With 150 structures that are on the Townsite as well as 19 additional properties that are outside of the Historic District, but are on the National Register, staff and SHPO wanted to have a session to explain the tax incentives associated with these properties. Approximately 40 people attended, including staff from Casa Grande. Given the wonderful response, staff is considering having the session as a yearly event.

150th Anniversary Home Tour

Gilbert Olgin, Senior Town Planner, stated that during the Home Tour 28 properties were displayed and approximately 900 tickets were sold at this year’s Home Tour. Both Mr. Olgin and Mr. Randolph attended and volunteered throughout the event.

2016 American Planning Association National Conference, April 2 – 5, 2016 Phoenix Convention Center.

Gilbert Olgin, Senior Town Planner, stated there will be a 2016 American Planning Association National Conference from April 2-April 5, 2016 held at the Phoenix Convention Center. He went on to state that if Commissioners are able to attend, the conference is well worth the trip to participate.

CALL TO THE PUBLIC/COMMISSION RESPONSE:

Call to the Public for public comment on issues within the jurisdiction of the Planning and Zoning Commission. Individual Commission members may respond to criticisms made, may ask staff to review a matter raised or may ask that a matter be put on a future agenda. However, members of the Commission 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.

No public comment.

CALL TO THE COMMISSION- CURRENT EVENTS ONLY.

A Commissioner had comments regarding the widening of Hunt Highway.

Planning and Zoning Commission Meeting Minutes
February 18, 2016

ADJOURNMENT

On motion of Vice Chairman Putrick, seconded by Commissioner Bell, Chairman Pranzo adjourned the meeting at 6:36 pm.

x  _____
Gary Pranzo

 _____
Date



TOWN OF FLORENCE COUNCIL ACTION FORM

AGENDA ITEM 10a.

MEETING DATE: April 18, 2016

DEPARTMENT: Human Resources

STAFF PRESENTER: Scott Barber, HR Director

SUBJECT: Fiscal Year 2016-2017 Benefit Package Renewal

- Action**
- Information Only**
- Public Hearing**
- Resolution**
- Ordinance**
 - Regulatory
 - 1st Reading
 - 2nd Reading
- Other**

RECOMMENDED MOTION/ACTION:

Staff recommends approval of Fiscal Year 2016-2017 employee benefit program with United Healthcare of Arizona for medical; Teladoc for 24/7 physician access benefits; Principal Financial Group for dental and life insurance; Vision Service Plan for vision insurance; EAP Preferred for Employee Assistance Program, AFLAC for supplemental insurance products, and Infinisource to administer our Section 125 flexible benefit account plan.

BACKGROUND/DISCUSSION:

The employee insurance benefit package renews on July 1st. Garry L. Johnson & Associates, our employee benefit plan consultant, solicited and received renewal quotes from the incumbent carrier, Blue Cross/Blue Shield of Arizona (BC/BS), and asked for quotes from other providers. We have had two good years with BC/BS, but the offer by United Health Care (UHC) for a 9% premium reduction from current rates while matching our current benefit structure makes this an easy recommendation. For our dental and life renewal proposals, even with the modest rate increase, the renewal proposal is still highly competitive in the current marketplace so we are recommending renewal with Principal. Staff continues to be very appreciative of the work done on behalf of the Town by Eric Johnson and his staff.

Medical Insurance – The UHC proposal keeps us in a fully-insured, PPO-type plan for the 2016-2017 policy year. The plan has a \$1,000 maximum out-of-pocket limit for the employee, and a maximum of \$3,000 for a family. The Town fully pays the employee premium and shares the dependent coverage premium with those employees who need and want dependent coverage on a 78%/22% split. UHC also offers additional wellness provisions that will yield potentially significant benefits to our employees, their covered dependents, and the Town.

Teladoc – We're completing our third year with this coverage which provides our employees 24/7 medical consultations via telephone or internet. Teladoc is a free-standing benefit which supplements our medical insurance. Employees are able to

connect with a licensed physician for information, advice, and treatment including prescription medication when appropriate. At a rate of \$3.75 per month per insured family (up to 5 family members, paid fully by the Town), we think this coverage is a good value for the Town and our employees.

Dental Insurance – The recommendation is to renew our current fully-insured dental plan with the Principal Financial Group, with a 3% rate increase. The Town shares in the same percentage as medical insurance for those employees with dependent coverage.

Group Life Insurance – Staff recommends renewal with Principal Financial Group for our group life insurance to all eligible employees and dependents for Fiscal Year 2016-2017. Group Life coverage is two times an employee’s annual salary up to a maximum of \$150,000. The monthly premium renewal quote is \$0.160 per \$1,000 of employee coverage (a 7.5% increase), and \$0.79 for dependent coverage (no increase). Group Life is paid 100% by the Town.

Vision Insurance has no changes to the basic plan design. We are completing year three into four -year rate lock with the carrier, VSP, so there is no premium increase for the Fiscal Year 2016-2017 policy year (\$11.08 per month for employee coverage, \$23.82 per month for family coverage). Vision Insurance is paid 100% by the employee.

Employee Assistance Program has no plan design or coverage changes, or increase in costs (\$1.85 per employee per month). The Town currently pays 100% of the cost for this service.

AFLAC offers a variety of supplemental insurance products to employees through payroll deduction, paid entirely by the employees taking the coverage.

Section 125 Plan Administration has been provided by Infinisource. Through this program employees can pay qualified medical expenses on a pre-tax basis. We’ve been very satisfied with the service provided and the company will hold the line on rates for the upcoming year (\$4.95 per employee per month) so we are therefore recommending renewal. The Town covers the cost of this program.

The following chart illustrates monthly medical, dental and vision coverage premiums paid by employees for the 2016-2017 plan year:

Medical/Dental Insurance Coverage Premiums	Medical FY16-17	Dental FY16-17	Vision* FY16-17
Employee Only	\$ PAID	\$ PAID	\$ 11.08
Employee + Spouse	\$ 140.28	\$ 5.44	\$ 23.82
Employee + Child(ren)	\$ 114.06	\$ 8.92	\$ 23.82
Employee + Family	\$ 254.34	\$ 15.42	\$ 23.82

*vision is an optional benefit paid 100% by employee

FINANCIAL IMPACT:

The Town's share of the estimated annual cost for the employee benefit package for Fiscal Year 2016-2017 is included in the various departmental proposed budgets. Because of the 9% premium reduction, staff has some concern that if our loss experience is higher in the coming year than in the past two 2 years, we could be in for a sizable rate increase for the Fiscal Year 2017-2018 policy year. As a potential mitigation against that possibility, staff proposes to earmark fund balance equal to the savings that we will have for medical coverage to have available to rate-smooth next year (and even beyond). If voters do not approve the proposed budget ballot measure on May 17th, staff will be re-evaluating the benefit package and the cost-sharing arrangement with our employees.


STAFF RECOMMENDATION:

Staff recommends Council authorize the Town Manager to contract with the following carriers to provide benefits to our eligible employees and qualified dependents:

- United Healthcare of Arizona for medical
- Teladoc benefit for phone/internet physician access
- Principal Financial Group for dental and group life insurance
- Vision Service Plan for vision insurance
- EAP Preferred for Employee Assistance Program services
- AFLAC for AFLAC supplemental insurance products
- Infinisource for the Section 125 flexible spending account plan

ATTACHMENTS

None

	TOWN OF FLORENCE COUNCIL ACTION FORM	<u>AGENDA ITEM</u> 10b.
MEETING DATE: April 18, 2016 DEPARTMENT: Administration STAFF PRESENTER: Jennifer Evans, Management Analyst SUBJECT: 2015 FEMA SAFER Grant Application Letter of Commitment to fulfill program requirements		<input checked="" type="checkbox"/> Action <input type="checkbox"/> Information Only <input type="checkbox"/> Public Hearing <input type="checkbox"/> Resolution <input type="checkbox"/> Ordinance <input type="checkbox"/> Regulatory <input type="checkbox"/> 1st Reading <input type="checkbox"/> 2nd Reading <input type="checkbox"/> Other

RECOMMENDED MOTION/ACTION:

Motion to approve submitting a letter of commitment to fulfill program requirements as part of the 2015 Federal Emergency Management Agency (FEMA) Staffing for Adequate Fire and Emergency Response (SAFER) program grant application.

BACKGROUND/DISCUSSION:

The purpose of the SAFER grant is to provide funding to assist fire departments in increasing the number of firefighters to help communities meet industry minimum standards, attain 24-hour staffing to provide adequate protection from fire and fire-related hazards and to fulfill traditional missions of fire departments. The goal of the SAFER grant is to assist with staffing and deployment capabilities in order to respond to emergencies and assure that communities have adequate protection from fire and fire-related hazards. While not required for a SAFER grant, it is preferable that enhanced staffing levels of grantees ensures that all first-arriving apparatus are staffed with a minimum of four qualified personnel, which meets National Fire Protection Association (NFPA) standards.

The Florence Fire Department submitted a grant application for the 2015 SAFER program on March 25, 2016, under the Hiring of Firefighters Category. This category requires grantees to maintain specific staffing levels during the grant period of performance. The SAFER grant application directs applicants to provide a letter from the governing body stating its commitment to fulfilling the long-term grant requirements of maintaining staffing levels and not incurring any lay-offs during the period of performance. The letter must be submitted to FEMA either with the grant application or prior to being awarded a grant.

Town staff seeks approval to submit a letter of commitment to fulfill the program requirements for SAFER grant funding. If awarded, the two-year grant will fund the salary and benefits for two firefighter positions. The two positions will enable the Town

to meet National Fire Protection Association (NFPA) standards for staffing. The total amount of grant funding is \$259,840.

Awards are expected to be announced beginning in June 2016.

FINANCIAL IMPACT:

The 2015 SAFER grant application requests \$259,840 to pay the salary and benefits of two firefighters for two years. Matching funds are not required. Following the two years of grant funding, the firefighters' salary and benefits may revert to Town funding.

STAFF RECOMMENDATION:

Staff recommends Town Council approval of the letter of commitment to fulfill program requirements to FEMA for the 2015 SAFER grant application.

ATTACHMENTS:

Letter
2015 SAFER Grant Budget Estimate
2015 SAFER Frequently Asked Questions

April 18, 2016

Catherine Patterson, Branch Chief
Assistance to Firefighters Grants Branch
DHS/FEMA
800 K Street NW Mailstop 3620
Washington, DC 20472-3620

Re: 2015 FEMA SAFER Grant Program

Dear Ms. Patterson,

A grant application was recently submitted by the Town of Florence, Arizona, to the 2015 FEMA SAFER grant program under the Hiring of Firefighters Category.

The Town of Florence is committed to fulfilling the requirements of this program upon receiving a favorable recommendation for a grant award. The Town of Florence agrees to maintain staffing levels and will not lay-off firefighters during the two-year period of performance of the grant.

Sincerely,

Tom J. Rankin
Mayor

cc: Jennifer Evans, Management Analyst
File

GRANT REQUEST PROPOSED BUDGET

EXPENDITURES

Item Description	Cost Each	Quantity	Total Cost
Personnel			
SAFER Position first year	\$44,000	2	\$88,000
SAFER Position second year	\$45,320	2	\$90,640
Contractual			
Commodities			
Other Charges			
ERE Position Benefits First Year	\$20,000	2	\$40,000
ERE Position Benefits Second Year	\$20,600	2	\$41,200
Capital Outlay			
Total Expenditures:			\$259,840

REVENUE

Source of Revenue	Amount
Grant from Funding Agency	\$259,840
Cash Match	\$00.00
In-Kind Labor	\$00.00
Other (describe)	\$00.00
Total Revenue:	
	\$259,840

NOTE: Total Revenue must equal Total Expenditures

Assistance to Firefighters Grant Program (AFG)



FY 2015 Staffing for Adequate Fire and Emergency Response (SAFER)

Frequently Asked Questions (FAQs)

What is the purpose of SAFER?

The purpose of SAFER Grants is to provide funding directly to fire departments and national, state, local, or tribal organizations representing the interests of volunteer firefighters to assist them in increasing the number of firefighters to help communities meet industry minimum standards and attain 24-hour staffing to provide adequate protection from fire and fire related hazards, and to fulfill traditional missions of fire departments.

To achieve this purpose, SAFER is a competitive/discretionary grant program comprised of two categories:

- 1. Hiring of Firefighters** Grants provide financial assistance to help fire departments rehire firefighters who have been laid off, retain firefighters facing imminent layoffs, fill positions that were vacated through attrition, or hire new firefighters. The goal is to assist departments to improve or restore staffing levels to ensure they have adequate personnel to respond and safely perform at incident scenes, providing protection from fire and fire-related hazards in their communities. **This category provides two-year grants to assist fire departments by paying the salaries and benefits of the SAFER-funded positions.**
- 2. Recruitment and Retention of Volunteer Firefighters** Grants assist fire departments and national, state, local, or tribal organizations with the recruitment and/or retention of volunteer firefighters. The goal is to create a net increase in the number of trained, certified, and competent firefighters capable of safely responding to emergencies likely to occur within the fire department's geographic response area. **Recruitment and Retention Grants can have a period of performance of up to four years.**

How much funding is available for the FY 2015 SAFER Grant Program?

A total of \$340,000,000 has been appropriated for the FY 2015 SAFER Grants.

The appropriated funds are to be administered as indicated below as the result of a recommendation via the Criteria Development Panel (CDP) or as required by *Federal Fire Prevention and Control Act of 1974, as amended*:

- 10 percent is set aside for the recruitment and retention of volunteer firefighters (15 USC § 2229a(a)(2))
- No more than 33 percent of the total amount allocated for the recruitment and retention of volunteers can be awarded to national, state, local, or tribal organizations that represent the interests of volunteer firefighters (CDP)

- 10 percent is set aside for grants awarded to volunteer or majority volunteer departments for hiring of firefighters. A majority volunteer fire department is made up of more than 50 percent of personnel who do not receive financial compensation for their services, other than life, health, and worker's compensation insurance, or a nominal stipend payment, including certain paid-on-call personnel. It may be necessary to go out of rank order to select a sufficient number of applications in order to meet the 10 percent requirement. (15 USC § 2229a(a)(1)(H))

If less than 10 percent of the funds available for the hiring of firefighters are awarded to volunteer and majority volunteer fire departments, the remaining funds must be transferred to provide grants for the recruitment and retention of volunteer firefighters (15 USC § 2229a(a)(1)(H))

What is the maximum amount of funding an applicant can be awarded?

There are no annual salary limits, and there are no cost-sharing requirements for grant awards made under the FY 2015 appropriations.

Can a department apply for both SAFER Grant categories - Hiring of Firefighters and Recruitment and Retention of Volunteer Firefighters?

Yes. However, departments interested in applying for both a Hiring Grant and a Recruitment and Retention Grant must submit **two separate applications, one for each category**. Each application will require its own unique narrative statement.

Are SAFER Grants “renewable” after the period of performance?

No. SAFER is a competitive/discretionary grant program. Program funds are not renewable and funding is only available to grant recipients during the period of performance associated with the award. Current or former grant recipients do not have a competitive advantage over applicants who have not previously received a SAFER Grant award.

Is an extension to the SAFER period of performance allowable?

Extensions to the period of performance may be granted when, due to circumstances beyond the control of the grant recipient, activities associated with the award cannot be completed within the stated performance period. Extensions are not guaranteed and are not automatically approved.

Extensions will only be considered through formal requests, via the eGrants system, and must contain specific and compelling justifications as to why an extension is required.

Hiring of Firefighters

Who is eligible to apply for funding in the Hiring category?

Career, combination, and volunteer fire departments may apply for funding in the Hiring of Firefighters category.

What are eligible expenses in the Hiring category?

The only allowable costs under the Hiring of Firefighters category are salary and associated benefits (actual payroll expenses). SAFER Funding will pay for the total salary and benefit costs for each funded position.

What are some ineligible expenses in the Hiring category?

- Pre-application costs, such as grant writer fees, administrative costs, and indirect costs associated with hiring or rehiring of firefighters
- Costs to train and equip firefighters (however, the salaries and benefits of firefighters hired under the SAFER Grants funding while engaged in training are eligible if the firefighter is employed by the department)
- Uniforms and physicals
- Overtime costs (except overtime costs routinely paid as a part of the base salary or the firefighter's regularly scheduled and contracted shift hours in order to comply with the Fair Labor Standards Act [FLSA])
- Salaries and benefits of firefighters who are current employees or were hired prior to the award date (except under the retention activity)
- Costs to fund promotions (e.g., pay a current member a higher salary by placing them in a new SAFER-funded position)

What is the Period of Performance under the Hiring category?

The FY 2015 SAFER Period of Performance for the Hiring of Firefighters category is two years.

Are firefighters hired prior to an offer of award eligible under the Hiring category?

No. Firefighters hired and/or rehired prior to an offer of award are not eligible under the hiring category. The only exception is those positions funded under the retention activity.

How does SAFER define the “date of an award offer?” Is this the first day of the period of performance?

The SAFER Program defines the “date of an award offer” as the date that the award notification letter is sent to the applicant in the eGrants system.

If a SAFER-funded retention position becomes vacant, may the department fill that position with an employee who was hired prior to the offer of award?

No. If a SAFER-funded retention position becomes vacant after an offer of award, that position must be filled with a new hire – i.e., a person hired after the offer of award. This applies to all categories of SAFER Awards – new hires, rehires, attrition, and retention.

What are the requirements for the matching funds in the Hiring of Firefighters category?

There are no matching funds requirements for hiring grants.

Does a department have to retain the SAFER-funded positions after the grant concludes?

No. Awarded recipients have no obligation to retain the SAFER-funded positions after the conclusion of the period of performance for FY 2015 SAFER Awards.

What type of firefighter positions will be funded?

Only full-time firefighter positions will be funded. Full-time positions are those funded for at least 2,080 hours per year (e.g., 40 hours per week, 52 weeks per year).

As the goal of SAFER Grants is to enhance incident scene safety, all applicants must certify that the primary assignment (more than 50 percent of duties) of all SAFER-funded positions will be an operational assignment (fire suppression, including staffing a fire suppression vehicle) regardless of collateral duties.

Volunteer and mostly volunteer fire departments may hire individuals to fill officer-level positions (e.g., chief, fire inspector, training officer, safety officer, etc.) in addition to their primary operational assignment.

The grant program will consider funding job-share positions if sufficient justification is provided.

What is a job-share position?

A job-share position is a full-time position occupied by more than one person. For FY 2015, there is no cap on the number of employees who may share a single job-share position.

Can a department apply for job-share positions if it has never previously utilized job-share employees?

For applicants who are applying under the rehire, retention, and/or attrition subcategories, if the position was not job-shared when the position was vacated, then you will not be eligible to job-share the position if awarded. New job-sharing positions are only eligible for applicants applying under the new hire activity.

How much time does a department have to fill an operational position that becomes vacant?

The SAFER Program considers six months to be a reasonable time to fill an operational position that becomes vacant during the period of performance. Departments must demonstrate that they are taking active and timely steps to fill any operational positions vacated during the grant period of performance.

How much time does a department have to hire the SAFER-funded positions?

For all grant recipients awarded under the Hiring of Firefighters category, a default 180-day recruitment period begins when the application is approved for award.

The two year period of performance automatically starts after the 180-day recruitment period, regardless of whether the grant recipient has successfully hired or rehired the awarded positions.

If a grant recipient is able to rehire or hire their SAFER-funded firefighters during the 180-day recruitment period, the period of performance may begin at that time. For grant recipients awarded under the Retention activity, the period of performance can begin immediately. However, in both cases, grant recipients must submit an amendment requesting that the period of performance start before the end of the 180-day recruitment period.

Can the start date of the period of performance be delayed if a department is unable to hire the SAFER-funded positions during the 180-day recruitment period?

No. The period of performance cannot be delayed or started later than 180 days after the recruitment period.

Can grant recipients submit a payment request for pre-award expenditures?

Pre-award expenditures are not reimbursable in the Hiring category. Only costs incurred during the grant period of performance are allowable. **Firefighters hired prior to the date of award are not eligible for SAFER Funding unless the award is for the retention of firefighters.**

The 2015 SAFER Notice of Funding Opportunity (NOFO) states that grant recipients cannot layoff any firefighters during the period of performance. If the department loses positions to retirement or other attrition, must it fill those vacancies?

Yes. During the grant period of performance, recipients of the FY 2015 SAFER Hiring Grant are required to maintain their staffing at the level that existed on the date of the award offer, in addition to the SAFER-funded positions.

Once awarded, grant recipients under the Hiring of Firefighters category must submit a current (pre-SAFER) roster listing paid operational/firefighting personnel in support of NFPA 1710 or NFPA 1720, who are in full-time or job share positions on the date of the award offer. The program office will work with a grant recipient to establish the correct staffing maintenance number which combines the number of pre-SAFER and SAFER-funded positions. Once this is established, grant recipients must agree to maintain this number throughout the grant period of performance by taking active and timely steps to fill any vacancies.

Grant recipients who are unable to fill firefighting positions (due to documentable economic hardship) that are vacated through attrition (e.g., resignation, retirement) may petition FEMA for a waiver of staffing maintenance requirements. An approved waiver allows a grant recipient to decrease and reestablish the staffing maintenance number agreed to at the time of award by the number of positions that a grant recipient is unable to fill. In order to qualify for this waiver, the economic hardship must affect the entire public safety sector in a grant recipient's jurisdiction, not solely the fire department. **Waivers will not be granted for SAFER-funded positions. Grant recipients who fail to maintain this level of staffing risk losing the federal funds awarded under this grant.**

Do departments need to provide a copy of the layoff notice if they want to rehire or retain firefighters? How can an applicant attach this documentation to the online application?

Yes. Copies of the official, dated, signed and issued layoff notices that correspond to the positions being requested must be attached to the Hiring Grant application for applicants who request funds to rehire firefighters who were laid off and/or to retain firefighters at risk of layoff. When you select the Rehire and/or Retention option in the Request Details section of the application, an option will appear that directs you to attach an electronic copy of the layoff notice. The layoff notices may be in either a PDF or a Microsoft Word document. You may attach multiple documents if needed (Note: only .doc and .pdf files will be accepted).

What is the difference between the layoff notices that need to be submitted under the rehiring activity and those under the retention activity?

- **Rehiring** - Requests for grants to rehire laid-off firefighters are limited to requesting the number of firefighter positions **already lost** due to layoffs enacted within the two years prior to the start of the application (between February 22, 2014 and February 22, 2016).
- **Retention** - Requests for grants to retain firefighters who face imminent layoff are limited to those firefighters who **have been issued a formal layoff notice, prior to the start of the application period (February 22, 2016)**, that specifies a date for the layoff action that is within 120 days of the close of the application period (March 25, 2016); the layoff's must become effective on or before July 23, 2016.

A department hired firefighters with a contract that will be expiring soon. The firefighters will not be laid off, but their contracts will be terminated. Can the fire department apply for an FY 2015 SAFER Grant to keep them employed?

Yes, in this case the fire department may apply for a grant to retain the firefighters; however, you must contact the Program Office to discuss the documentation that must be included for your unique situation.

Will there be an option for third-year veteran's funding in the FY 2015 SAFER Hiring grant program?

No, there is no option for third-year veteran's funding in the FY 2015 SAFER Program.

Recruitment and Retention (R&R) of Volunteer Firefighters

Who is eligible to apply for funding in the R&R category?

Combination fire departments, volunteer fire departments, and national, state, local, or tribal organizations that represent the interests of volunteer firefighters may apply for funding in the Recruitment and Retention category. Career fire departments are ineligible to apply for funding in this category.

What are examples of eligible costs under the R&R category?

Applicants must correlate the activities for which funding is being requested and the identified recruitment or retention problems or issues being addressed. Additionally, FEMA will not fund activities if an applicant has not provided sufficient information detailing how an activity being funded will enhance recruitment and retention.

For specific examples of eligible costs, please refer to Appendix B – Programmatic Information and Priorities in FY 2015 SAFER NOFO.

What are some ineligible expenses in the R&R category?

Examples of ineligible expenses include but are not limited to the following:

- Salary and benefits for firefighters
- Fire suppression equipment or vehicles
- Fire simulators, fire evolution, or fire training props (e.g., burn trailers, forcible entry, rescue/smoke maze, flashover simulator, etc.)
- Cash payments (including gift cards) or award programs for non-operational activities
- Costs for training currently covered under the department's operating budget, such as tuition or instructor fees for department-mandated, basic-level training
- "Giveaways," such as pencils, pens, t-shirts, cups, mugs, or balloons for recruitment events

For the full list of ineligible costs, please refer Appendix B – Programmatic Information and Priorities in the FY 2015 SAFER NOFO.

How is "new recruit" defined according to the SAFER Program?

SAFER defines a "new recruit" to be a volunteer firefighter who joins the department after the date of the award offer.

Is communications equipment eligible under FY 2015 SAFER?

No. All communications equipment including cell phones, pagers, portable radios, or Computer-Aided Dispatch systems are ineligible under FY 2015 SAFER.

Can Personal Protective Equipment (PPE) be purchased under the R&R category? What are the requirements?

Yes. OSHA-required and NFPA-compliant PPE is eligible only for **new recruits only**, and reimbursement will be limited to the number of new recruits who have successfully passed an NFPA 1582-compliant physical exam and are certified as “fit for duty.” Only actual costs are allowed and will be paid on a reimbursable basis; costs may be limited to reasonable amounts as determined by FEMA based on current market research. Grant recipients will be required to provide documentation of completed NFPA 1582 physicals as well as documentation, including invoices and receipts, to support the purchase of the PPE.

Please refer to Appendix B – Programmatic Information and Priorities in the FY 2015 SAFER NOFO for additional details on eligible PPE expenditures and requirements.

What activities are allowable under the R&R category for new recruits only?

PPE, station duty uniforms, and physicals are only eligible for new recruits.

What types of tuition reimbursement are ineligible?

The FY 2015 SAFER Grant does not limit the type of tuition reimbursement one can apply for, and it does not have to be related to fire science or related fields.

Do Recruitment and Retention grant recipients need to submit training certificates?

While grant recipients are not required to submit these documents, training certificates, as well as any grant-related documents, must be retained by the grant recipient for a minimum of three years after the submission of the final expenditure report.

Can a grant recipient submit a payment request for pre-award expenditures?

Generally, except for grant writer fees, pre-award expenditures are not reimbursable in the Recruitment and Retention category. Only costs incurred during the grant period of performance are allowable.

See the Pre-award Cost section in the FY 2015 NOFO for the specific requirements pertaining pre-award costs

Is there a matching funds requirement for the R&R category?

No. There is no matching funds requirement for this category and no maximum federal share limit.

Are administrative or indirect costs eligible?

Administrative or indirect costs are allowable but are limited to a **combined total** of three percent of the total awarded amount, unless a grant recipient has a previously negotiated and approved Indirect Cost Rate Agreement.

This indirect cost rate is established by a federal department or agency for the grant recipient’s organization that the grant recipient uses to compute the dollar amount they can charge to the grant for indirect costs incurred

during the execution of the grant agreement. (Information about Indirect Cost Rate Agreements can be found at <http://rates.psc.gov/>.)

Prior to submitting any claims for reimbursement of indirect costs, applicants must first submit a copy of their negotiated and approved Indirect Cost Rate Agreement to FEMA for review and approval. The indirect cost rate is applicable as long as it is consistent with the established terms of the agreement.

What is a “nominal stipend?”

Nominal stipends are eligible for firefighters where the primary duty is an operational assignment (fire suppression), regardless of collateral duties. A stipend is nominal if it does not exceed 20 percent of what the fire department would otherwise pay to hire a full-time firefighter to perform the services for which the stipend is provided. The nominal stipend may include reimbursements to volunteer firefighters for approximate out-of-pocket expenses they incur. Whether a stipend falls above or below the 20 percent threshold may be determined in one of two ways. Departments that maintain paid full time firefighters on their payrolls may compare the stipend to the salary they pay a full time firefighter who performs similar services to determine whether the stipend is more or less than 20 percent of that salary. Departments that do not maintain full time firefighters on their payrolls may make the determination based on a comparison to the salary paid to a full time firefighter in a neighboring jurisdiction, elsewhere in the state, or ultimately the nation. They may also utilize data from the Department of Labor’s Bureau of Labor Statistics.

If a stipend paid exceeds 20 percent of the prevailing wage, then the firefighter receiving compensation would not qualify as a volunteer and is considered an employee who may be covered by the FLSA minimum wage and overtime provisions. Therefore they would not be eligible to receive a stipend under the grant.

How do you define a paid-on-call firefighter?

Paid-on-call firefighters are paid a stipend for each event to which they respond. Paid-on-call firefighters may be considered paid firefighters or volunteer firefighters, depending on whether the stipend they receive is nominal. A department whose membership is comprised of all volunteer firefighters, including any paid-on-call firefighters who receive only a nominal stipend, will be considered a volunteer fire department for purposes of this SAFER Program. A department whose membership is comprised of any paid-on-call firefighters who receive more than a nominal stipend will be considered a combination fire department for the purposes of this SAFER Program.

Eligibility

Who is eligible for SAFER Funding?

Eligible departments or organizations are limited to one application for Recruitment and Retention and/or one application for Hiring per application period. Your organization type determines your eligibility for SAFER application categories.

Entity	Volunteer Fire Departments	Combination Fire Departments	Career Fire Departments	National, state, local, or tribal volunteer firefighter interest organizations
Hiring of Firefighters category	✓	✓	✓	
Recruitment and Retention of Volunteer Firefighters category	✓	✓		✓

Can a career fire department apply under the Recruitment and Retention of Volunteer Firefighters category?

No. Career fire departments are not eligible for funds in the Recruitment and Retention category. They are only eligible for funding in the Hiring of Firefighters category.

I represent a volunteer firefighter interest organization that received a Fire Prevention and Safety (FP&S) Grant. Are we eligible for a SAFER Grant also?

Yes. National, state, local, or tribal volunteer firefighter interest organizations that represent the interests of volunteer firefighters are eligible to receive funding under the Recruitment and Retention of Volunteer Firefighters category regardless of whether they received a FP&S Grant. However, these organizations are not eligible for funding in the Hiring of Firefighters Category.

If my fire department was recently awarded an AFG Grant, can we still apply for SAFER?

Yes. While the SAFER Grants and the Assistance to Firefighters Grants (AFG) are administered by the same office, there are no restrictions with respect to having concurrent awards.

Is an independent rescue squad or emergency medical services unit eligible for SAFER Funding?

No. Independent rescue squads or emergency medical services unit are not eligible for SAFER Funding. Only fire departments and national, state, local, or tribal volunteer firefighter interest organizations are eligible for SAFER Grants.

If my department was awarded a prior-year SAFER Grant that still has an active performance period, is it eligible to apply for a SAFER Grant this year?

Yes. Applicants are eligible to receive more than one SAFER Award. Applicants wishing to apply for additional grants are subject to the same guidelines and requirements as discussed in the FY 2015 SAFER NOFO and must indicate if the activities they are requesting are new initiatives or if they are building upon the previously awarded program. The grant activities requested in the new application should supplement the current award and cannot be for the same activities for the same members as the currently awarded SAFER Grant.

Definition of Applicant Types

How do I determine whether I represent a volunteer, combination, or career fire department?

- A **volunteer fire department** has an all-volunteer force of firefighting personnel. For a fire department to have an all-volunteer force, no member may receive financial compensation (in the form of salary or wages) for their

services other than life and health insurance, workers' compensation insurance, and/or a nominal stipend per call. FEMA considers a department to be majority volunteer if more than 50 percent of its membership is made up of personnel who do not receive financial compensation for services.

- A **career department** has an all-paid force of firefighting personnel other than paid-on-call firefighters (fire departments that provide reimbursement on a paid-on-call basis are considered to be a combination fire department for the purposes of this program).
- A **combination department** has paid firefighting personnel and volunteer firefighting personnel. At a minimum, a combination fire department must have at least one active firefighter who receives financial compensation for services (including paid-on-call) and/or at least one active firefighter who does not receive financial compensation for services other than life, health, and workers' compensation insurance. Additionally, a department whose membership is comprised of paid-on-call firefighters is considered a combination fire department for the purposes of this program.

How do you define a national, state, local, or tribal volunteer firefighter interest organization?

These are defined as organizations that support or represent the interests of firefighters in front of legislative bodies at the local, state, tribal, and federal level. Such organizations include, but are not limited to, state or local firefighter and/or fire chiefs' associations, volunteer firefighter relief organizations, and associations. FEMA shall make the final determination as to whether an applicant is an appropriate volunteer firefighter interest group.

The SAFER Grants prohibit “for-profit” organizations from applying for grant funding. How do I determine if my department is for-profit?

If you are a municipally-based organization, (i.e., an organization providing services on behalf of a governmental entity), or if you are registered with the IRS as a 501(c)(3) corporation, you are NOT a for-profit organization and are therefore eligible to receive SAFER Funding.

Completing the Application

When can I apply?

Applications will be accepted only from 8:00 a.m. **Monday, February 22, 2016** until 5:00 p.m. Eastern Standard Time (EST) on **Friday, March 25, 2016**.

When is the grant application due?

The application deadline is **March 25, 2016**. Applications must be received by 5:00 p.m. EST. Applications received after the close of the application period will not be accepted.

How do I access the FY 2015 SAFER eGrant application?

Applications under the FY 2015 SAFER will only be accessible at <https://portal.fema.gov>. The application will also be linked via the US Fire Administration's (USFA) Website <http://www.usfa.fema.gov> and the Grants.gov Website <http://www.grants.gov>.

Can I apply for the FY 2015 SAFER Grant using a paper application process?

No. All FY 2015 SAFER applications must be completed online through the eGrants system.

Regional Applications

Who may apply for a regional grant?

Eligible volunteer and combination fire departments may apply for regional grants in the Recruitment and Retention Category if their request will have an impact beyond the immediate boundaries of the applicant's first-due area. An eligible applicant will serve as the "host applicant" and apply on behalf of the other fire departments benefitting from the grant.

Note: The Hiring of Firefighters category is not eligible as a regional project.

I'm planning to submit an application as the host department for a regional project. How do I answer the questions in the Applicant Characteristics sections of the online application?

When completing the Request Details and Narrative Statement sections of the application, the applicant must include a list of participating third-party organizations that will benefit if awarded. In completing the Applicant Characteristics sections of the application, the regional applicant must include data that approximates the characteristics of all fire departments affected by the grant.

I'm applying as the host for a regional project, but I also have needs in my own department. Can I include my own department needs in the application?

Yes. An eligible applicant may act as a "host applicant" and apply for support of both a regional initiative and its own department's internal needs on one application.

A regional host must include a list of all the participating organizations benefitting from a proposed regional project, and provide clear and detailed information on which activities are regional specific versus those that are host specific.

If awarded, the host applicant must agree to be responsible for all aspects of the grant. This includes, but is not limited to, accountability for the assets and all reporting requirements. Regional host applicants and participating partner agencies must execute a Memorandum of Understanding (MOU) or equivalent document, signed by all parties participating in the award, prior to submitting an application under the Regional Program activities.

Technical Assistance for Applicants

Where can I obtain technical assistance in filling out the application?

The SAFER Program Help Desk at (866) 274-0960 will be available to provide technical assistance with completing your SAFER Application.

Normal business hours for the Help Desk are Monday through Friday from 8:00 a.m. to 4:30 p.m. Eastern Time. During the application period, **February 22, 2016 - March 25, 2016**, the Help Desk will be staffed between the hours of 8:00 a.m. and 4:30 p.m. EST, Monday through Friday; and until 5:00 p.m. EST on **March 25, 2016**. However, these hours may change as the application period progresses. The toll-free number also accepts voicemail messages after hours or if the line is busy. In addition, questions may be faxed to (866) 274-0942 or e-mailed to FireGrants@dhs.gov.

What is the “Request Details” section of the application?

The Request Details section is where applicants answer activity specific questions and enter the budget details of their grant proposal.

Do I need to register in SAM.gov?

Yes. Per 2 CFR § 25.205, SAM registration is required to receive a SAFER Grant Award. SAM registration is only active for one year and must be renewed annually; therefore, please ensure that your entity has a valid and active registration in SAM.gov prior to submitting your application.

Payments and amendments are also contingent on the information provided in SAM, so it is imperative that the information in the application is correct, current, and matches the information in SAM.gov. Please ensure that your organization’s name, address, DUNS number, and EIN are up to date in SAM, and that the DUNS number used in SAM is the same one used to apply for all other FEMA awards.

Please also refer to the SAM.gov Get Ready Guide available on the AFG Website at <http://www.fema.gov/welcome-assistance-firefighters-grant-program> for additional assistance.

National Standards for SAFER

What standards does SAFER involve?

The industry minimum standards to be addressed by SAFER are the staffing and deployment sections of: **NFPA 1710, Section 5.2.4.2 (Initial Full Alarm Assignment Capability)**, which primarily applies to all-career fire departments and at the combination department’s election; and **NFPA 1720 Section 4.3 (Staffing and Deployment)**, which primarily applies to all-volunteer fire departments and combination departments that do not elect to comply with NFPA 1710. The NFPA established a link providing information regarding these standards: www.nfpa.org/SAFERActGrant.

NFPA 1001

Standard for Firefighter Professional Qualifications (FFI and II)

This standard identifies the minimum job performance requirements for career and volunteer firefighters whose duties are primarily structural in nature. The purpose of this standard is to specify the minimum job performance requirements for firefighters. It is not the intent of the standard to restrict any jurisdiction from exceeding these requirements.

NFPA 1582

Standard on Comprehensive Occupational Medical Program for Fire Departments

To help fire departments ensure that personnel are medically capable of performing their required duties, the 2013 NFPA 1582 incorporates current research and knowledge to present the latest provisions for a comprehensive occupational medical program. The Standard provides separate chapters for the medical evaluation of candidates/prospective employees and for the occupational medical and fitness evaluations for fire department members. Requirements are equated against the essential job tasks based on several NFPA Professional Qualification Standards and apply to career, volunteer, private, industrial, governmental, and military fire departments. For

specific physical requirements, Recruitment and Retention applicants should refer to **NFPA 1582 Chapter 6, Medical Evaluations of Candidates 6.1** and **Chapter 9, Essential Job Tasks** — Specific Evaluation of Medical Conditions in Members (<http://www.nfpa.org/freeaccess>).

National Fire Incident Reporting System (NFIRS)

Do applicants who apply for a SAFER Grant have to report to the National Fire Incident Reporting System (NFIRS)?

No. FEMA does not require FY 2015 SAFER Applicants to report to NFIRS.

National Incident Management System (NIMS)

Do fire departments that receive SAFER Grants have to comply with the requirements of the National Incident Management System (NIMS)?

Yes. Any applicant who receives an FY 2015 SAFER Award must achieve the level of NIMS compliance required by the authority having command and control jurisdiction over the applicant's emergency service operations, prior to the end of the grant's period of performance. SAFER applicants are not required to be in compliance with the National Incident Management System (NIMS), either to apply for SAFER Funding or to receive a SAFER Award.

For Regional applications, are all of the benefiting fire departments required to be NIMS compliant or just the host applicant?

All departments receiving equipment or services from a regional SAFER Grant must be compliant with all local edicts regarding NIMS.

