

ACTION MINUTES

MINUTES OF THE TOWN OF FLORENCE COUNCIL MEETING HELD ON MONDAY, OCTOBER 3, 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:

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

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. ADJOURN TO MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1

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

- a. Discussion/Approval/Disapproval of the Professional Services Agreement with EPS Group, Inc., for Community Facility District No. 1 engineering services, in an amount not to exceed \$250,000. (Chris Salas)

On motion of Boardmember Guilin, seconded by Vice-Chairman Walter, and carried to approve the Professional Services Agreement with EPS Group, Inc., for Community Facility District No. 1 engineering services, in an amount not to exceed \$250,000.

7. ADJOURN FROM MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1

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

8. ADJOURN TO MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2

On motion of Councilmember Woolridge, seconded by Councilmember Hawkins, and carried to adjourn to Merrill Ranch Community Facilities District No. 2.

- a. Discussion/Approval/Disapproval of the Professional Services Agreement with EPS Group, Inc., for Community Facility District No. 2 engineering services, in an amount not to exceed \$250,000. (Chris Salas)

On motion of Boardmember Wall, and seconded by Boardmember Hawkins, and carried to approve the Professional Services Agreement with EPS Group, Inc., for Community Facility District No. 2 engineering services, in an amount not to exceed \$250,000.

9. ADJOURN FROM MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2

On motion of Boardmember Woolridge, seconded by Boardmember Anderson, and carried to adjourn from Merrill Ranch Community Facilities District No. 2.

10. PUBLIC HEARING AND PRESENTATIONS

- a. Public Hearing on an application received from Theresa Morse, Old Pueblo Restaurant, LLC, located at 505 S. Main Street, Florence, Arizona, for an interim permit for a new Series 12 Restaurant Liquor License, and for Council recommendation for approval or disapproval of said license. (Lisa Garcia)

Mayor Rankin opened the public hearing. Mayor Rankin closed the public hearing.

On motion of Councilmember Wall , seconded by Councilmember Guilin, and carried to forward a favorable recommendation to the to the Arizona Department of Liquor Licenses and Control on an application received from Theresa Morse, Old Pueblo Restaurant, LLC, located at 505 S. Main Street, Florence, Arizona, for an interim permit for a new Series 12 Restaurant Liquor License .

- b. Proclamation declaring October 9 - 15, 2016, as Fire Prevention Week. (Mayor Rankin)

Mayor Rankin declared October 9 – 15, 2016 as Fire Prevention Week.

- c. Presentation and acceptance of a \$1,500 donation from Avangrid Renewables, for the purchase of smoke detectors. (David Strayer)

On motion of Councilmember Guilin, seconded by Vice-Mayor Walter, and carried to accept a \$1,500 donation from Avangrid Renewables, for the purchase of smoke detectors.

11. 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. Approval of a partial acceptance of the improvements for the Anthem at Merrill Ranch Subdivision Unit 2 Station 10+40 through Station 16+00, prior to the start of the warranty period, which shall be the date of this approval. (Chris Salas)
- b. Approval of a partial acceptance of the improvements for the Anthem at Merrill Ranch Subdivision Unit 15 Station 10+40 through Station 18+40, prior to the start of the warranty period, which shall be the date of this approval. (Chris Salas)

- c. Approval of a partial acceptance of the improvements for Anthem at Merrill Ranch Spirit Way IV Station 35+50 through 48+00, prior to the start of the warranty period, which shall be the date of this approval. (Chris Salas)
- d. Acceptance of the public improvements for the Anthem at Merrill Ranch Subdivision Unit 16. (Chris Salas)
- e. Acceptance of the public improvements for the Anthem at Merrill Ranch Subdivision Unit 36. (Chris Salas)
- f. Acceptance of the public improvements of Anthem at Merrill Ranch Spirit Loop IV Arch, as of October 4, 2016, prior to the start of the warranty period. (Chris Salas)
- g. Authorization to enter into Intergovernmental Agreement Number 2016-03, regarding reimbursement of overtime and overtime employee-related expenses incurred due to the Florence Police Department's participation in the Pinal County Narcotics Task Force's Arizona Criminal Justice Commission (ACJC) Grant # DC-17-010. (Jennifer Evans)
- h. Authorization to purchase one Hydra-Stop Valve Insertion Tool for the Public Works Department, in the amount not to exceed \$62,500, and waive the requirement for formal bids as described in Section 5.6311 in the Purchasing Policy. (Chris Salas)
- i. Authorization to enter into a Groundwater Savings Agreement with Pinal County Water Augmentation Authority, the Town of Florence, and Maricopa-Stanfield Irrigation & Drainage District, to create and implement a Groundwater Savings Project. (Brent Billingsley)
- j. Approval of the Greater Florence Chamber of Commerce's Special Event Liquor License application to the Arizona Department of Liquor Licenses and Control, for their Softball Tournament, to be held at Heritage Park, on November 19, 2016. (Lisa Garcia)
- k. Resolution No. 1601-16: Adoption of a RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, APPROVING A FACILITIES PROTECTION AGREEMENT BETWEEN THE SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT ("SRP"), AN AGRICULTURAL IMPROVEMENT DISTRICT ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF ARIZONA, AND THE TOWN OF FLORENCE, AN ARIZONA MUNICIPAL CORPORATION, ("TOWN") FOR THE BONNYBROOKE SOLAR PROJECT AND AUTHORIZING EXECUTION BY THE TOWN MANAGER OF ALL SUPPORTING DOCUMENTS. (Mark Eckhoff)
- l. Approval of accepting the register of demands ending August 31, 2016, in the amount of \$2,088,226.74. (Gabe Garcia)

On motion of Councilmember Hawkins, seconded by Councilmember Anderson, and carried to approve the consent agenda, as written, with the exception of Item f and Item l.

- f. Acceptance of the public improvements of Anthem at Merrill Ranch Spirit Loop IV Arch, as of October 4, 2016, prior to the start of the warranty period. (Chris Salas)

On motion of Councilmember Hawkins, seconded by Vice-Mayor Walter, and carried to table the Acceptance of the public improvements of Anthem at Merrill Ranch Spirit Loop IV Arch, as of October 4, 2016, prior to the start of the warranty period.

On motion of Mayor Rankin, seconded by Councilmember Hawkins, and carried to enter into an Executive Session, per A.R.S § 38-431.03.A(4) for the purpose of discussion and consultation with the Town's attorneys for legal advice regarding contract negotiations.

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

- i. Authorization to enter into a Groundwater Savings Agreement with Pinal County Water Augmentation Authority, the Town of Florence, and Maricopa-Stanfield Irrigation & Drainage District, to create and implement a Groundwater Savings Project. (Brent Billingsley)

On motion of Councilmember Anderson, seconded by Vice-Mayor Walter, and carried to enter into a Groundwater Savings Agreement with Pinal County Water Augmentation Authority, the Town of Florence, and Maricopa-Stanfield Irrigation & Drainage District, to create and implement a Groundwater Savings Project.

12. NEW BUSINESS

- a. Discussion/Approval/Disapproval of the Professional Services Agreement with EPS Group, Inc., for General Civil On-Call Engineering Services, in an amount not to exceed \$500,000. (Chris Salas)

On motion of Councilmember Hawkins, seconded by Councilmember Guilin, and carried to approve the Professional Services Agreement with EPS Group, Inc., for General Civil On-Call Engineering Services, in an amount not to exceed \$500,000.

- b. Discussion/Approval/Disapproval of the Professional Services Agreement with T.Y. Lin International, for General Civil On-Call Engineering Services, in an amount not to exceed \$500,000. (Chris Salas)

On motion of Councilmember Guilin, seconded by Councilmember Hawkins, and carried to approve the Professional Services Agreement with T.Y. Lin International, for General Civil On-Call Engineering Services, in an amount not to exceed \$500,000.

- c. Approval of the Professional Services Agreement with Wilson and Company, Inc., for General Civil On-Call Engineering Services, in an amount not to exceed \$500,000. (Chris Salas)

On motion of Councilmember Guilin, seconded by Councilmember Hawkins, and carried to approve the Professional Services Agreement with Wilson and Company, Inc., for General Civil On-Call Engineering Services, in an amount not to exceed \$500,000.

- d. Discussion/Approval/Disapproval of the Professional Services Agreement with Hazen & Sawyer, for Utility On Call Engineering Services, in an amount not to exceed \$350,000. (Chris Salas)

On motion of Councilmember Anderson, seconded by Councilmember Guilin, and carried to approve the Professional Services Agreement with Hazen & Sawyer, for Utility On Call Engineering Services, in an amount not to exceed \$350,000.

- e. Discussion/Approval/Disapproval of the Professional Services Agreement with Water Works Engineers, LLC, for Utility On Call Engineering Services, in an amount not to exceed \$350,000. (Chris Salas)

On motion of Councilmember Woolridge, seconded by Councilmember Wall, and carried to approve the Professional Services Agreement with Water Works Engineers, LLC, for Utility On Call Engineering Services, in an amount not to exceed \$350,000.

- f. Discussion/Approval/Disapproval of the Professional Services Agreement with WestLand Resources, Inc., for Utility On Call Engineering Services, in an amount not to exceed \$350,000. (Chris Salas)

On motion of Councilmember Guilin, seconded by Councilmember Anderson, and carried to approve the Professional Services Agreement with WestLand Resources, Inc., for Utility On Call Engineering Services, in an amount not to exceed \$350,000.

13. TOWN MANAGER'S REPORT

14. DEPARTMENT REPORTS

- a. Community Development
- b. Courts
- c. Finance
- d. Fire
- e. Library
- f. Parks and Recreation
- g. Police

15. CALL TO THE PUBLIC

16. CALL TO THE COUNCIL – CURRENT EVENTS ONLY

17. ADJOURN TO EXECUTIVE SESSION

An Executive Session will be held during the Council Meeting for legal matters pursuant to A.R.S. Section 38-431.03(A)(3) and (A)(4) d for the purpose of discussion and consultation with the Town's attorneys for legal advice and to consider the Town's position and instruct its attorneys in regards to pending litigation in the U.S. District Court for the District of Arizona: (Case No. CV-14-01304-PHX- BSB) Walt Hunter and Jarris A. H. Varnrobinson Von Zombie v. Town of Florence, et al.

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

18. ADJOURN FROM EXECUTIVE SESSION

On motion of Councilmember Anderson, seconded by Councilmember Wall, and carried to adjourn from Executive Session.

19.ADJOURNMENT

On motion of Councilmember Wall, seconded by Councilmember Anderson, and carried to adjourn the meeting at 8:35 p.m.

Posted this 4th day of October, 2016, on the Town of Florence website at www.florenceaz.gov by Maria Hernandez, Deputy Town Clerk.