

ACTION MINUTES

MINUTES OF THE TOWN OF FLORENCE COUNCIL MEETING HELD ON TUESDAY, FEBRUARY 20, 2018, AT 6:00 P.M., IN THE FLORENCE TOWN COUNCIL CHAMBERS, LOCATED AT 775 N. MAIN STREET, FLORENCE, ARIZONA.

1. CALL TO ORDER

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

2. ROLL CALL:

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

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 act on any matter during an open call to the public unless the matters are properly noticed for discussion and legal action.

6. PUBLIC HEARING AND PRESENTATIONS

- a. Public hearing on an application received from Kim Kwiatkowski, Circle K Stores Inc., Store #3492, Liquor License application, located at 219 S. Main Street, Florence, Arizona, for a Location Transfer License; Liquor Store, and for Council recommendation for approval or disapproval of said license. (Lisa Garcia)

Mayor Walter opened the public hearing. Mayor Walter closed the public hearing.

On motion of Councilmember Guilin, seconded by Councilmember Wall, and carried to recommend approval of the Location Transfer License, Liquor Store application received from Kim Kwiatkowski, Circle K Store Inc., to the Arizona Department of Liquor Licenses and Control.

- b. Recognition of the 33rd Annual Historic Home Tour Committee. (John Nixon)
- c. Recognition of the Maricopa High School Theatre Company for their participation in the 33rd Annual Historic Home Tour. (John Nixon)
- d. Fiscal Year 2017/2018 Second Quarter Budget Presentation (Joe Jarvis).
- e. Presentation of the Town of Florence Planning assistance for Rural Area Study. (Chris Salas)

7. UNFINISHED BUSINESS

- a. Discussion/Approval/Disapproval of Mayor Tara Walter and Vice-Mayor Vallarie Woolridge to attend the National League of Cities and Town's Annual Conference in an amount not to exceed \$5,719.08. (Lisa Garcia)

On motion of Councilmember Wall, seconded by Councilmember Guilin and carried to approve the trip to the National League Cities and Town's Annual Conference for Mayor Walter and Vice-Mayor Woolridge in an amount not to exceed \$5,719.08. Councilmember Hawkins opposed.

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

- a. Resolution No. 1656-18: Adoption of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, AUTHORIZING THE TOWN MANAGER TO SUBMIT AN APPLICATION FOR THE ARIZONA DEPARTMENT OF TRANSPORTATION 5310 GRANT PROGRAM WHICH PROVIDES FUNDING TO SERVICE THE ELDERLY AND PERSONS WITH DISABILITIES IN THE COMMUNITY. (Jennifer Evans)
- b. Acceptance of funds from Arizona Department of Homeland Security, in the amount of \$88,000, for overtime wages, benefits and vehicle mileage to conduct Operation Stonegarden border enforcement activities. (Jennifer Evans)
- c. Approval of the January 2, January 22, and January 29, 2018 Town Council Regular and Work Session Meeting minutes.
- d. Receive and file the following board and commission minutes:
 - i. December 14, 2017 and January 18, 2018 Arts and Culture Commission meeting minutes.

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

9. NEW BUSINESS

- a. Appointment of Dana Brudvig to the Industrial Development Authority with a term to expire December 31, 2020. (Lisa Garcia)

On motion of Councilmember Anderson, seconded by Councilmember Guilin and carried to approve the appointment of Dana Brudvig to the Industrial Development Authority with a term to expire December 31, 2020.

- b. Discussion/Approval/Disapproval of accepting the resignation of Jorganne Cochran from the Arts and Culture Commission. (Lisa Garcia)

On motion of Councilmember Wall, seconded by Vice-Mayor Woolridge and carried to accept the resignation of Jorganne Cochran from the Arts and Culture Commission.

c. A motion directing staff to commence Development Agreement (DA) negotiations with Alkeme LLC and other associated parties that may enter a DA with the Town of Florence for the proposed development of a biogas operation. (Brent Billingsley)

On motion of Vice-Mayor Woolridge, seconded by Councilmember Hawkins and carried directing staff to commence Development Agreement (DA) negotiations with Alkeme, LLC. and other associated parties that may enter a DA with the Town of Florence for the proposed development of a biogas operation.

10.MANAGER’S REPORT

11.CALL TO THE PUBLIC

12.CALL TO THE COUNCIL – CURRENT EVENTS ONLY

13.ADJOURN TO EXECUTIVE SESSION

For the purposes of discussions or consultations with designated representatives of the public body and/or legal counsel pursuant to A.R.S. Sections 38-431.03 (A)(3), (A)(4) and (A)(7) to consider its position and instruct its representatives and/or attorneys regarding:

- a. Town’s position and instruct its attorneys regarding the Petition for Review of Underground Injection Control Permit Issued by USEPA Region 9 for the Florence Copper Project, UIC Appeal 17-03, and related proceedings.
- b. Town’s position and instruct its attorneys regarding Arizona Department of Environmental Quality proceedings, related Water Quality Appeals Board Case No. 16-002, including appellate proceedings to reviewing courts.
- c. Town’s position and instruct its attorneys regarding pending litigation in Maricopa County Superior Court: Town of Florence v. Florence Copper, Inc. CV2015 -000325.
- d. Pinal County Air Quality Control District Permit Class II Renewal, Permit No. B31219.000, Florence Copper, Inc. Update.
- e. Possible discussions with government agencies and private entities involving the purchase, sale or lease of real property and other property related to the Town of Florence’s water and wastewater systems, including upgrades, expansions, contracts, and/or settlement discussions related thereto.
- f. Town’s position and instruct its attorneys regarding pending litigation in the U.S. District Court for the District of Arizona: (Case No. CV-14-01304-PHX-DMF) Walt Hunter and Jarris A.H. Varnrobinson Von Zombie v. Town of Florence, et al.
- g. Possible contract negotiations related to the proposed Project Radius development project.
- h. Possible contract negotiations related to a Memorandum of Understanding by and among Florence Unified School District, Startup Pavilion Inc. DBA Innovation Pavilion, Inc. and the Town of Florence related to the proposed development of an innovation campus project.
- i. Association of Florence Fire Fighters, International Association of Fire Fighters Local 4512, Its Members, and ABC Plaintiffs 1-100 v. Town of Florence Case No. CV2015-00235 litigation update.

On motion of Vice-Mayor Woolridge, seconded by Councilmember Hawkins, and carried to adjourn to Executive Session.

14.ADJOURN FROM EXECUTIVE SESSION

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

15.ADJOURNMENT

On motion of Councilmember Guilin, seconded by Councilmember Wall, and carried to adjourn the meeting at 8:15 pm.

Posted this 22nd day of February 2018, on the Town of Florence website at www.florenceaz.gov by Maria Hernandez, Deputy Town Clerk.