

## **ACTION MINUTES**

**MINUTES OF THE TOWN OF FLORENCE COUNCIL MEETING HELD ON MONDAY, MARCH 19, 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 6:02 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 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 Vice-Mayor Woolridge, seconded by Councilmember Guilin, and carried to adjourn to Merrill Ranch Community Facilities District No. 1.**

- a. Public Hearing on Feasibility Report for Projects (Assessment Area Nine). (Joe Jarvis)

**Chairman Walter opened the public hearing. Chairman Walter closed the public hearing.**

- b. RESOLUTION NO. MRCFD1 137-18: Consideration and possible adoption of A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF A NINTH AMENDMENT AND WAIVERS (ASSESSMENT AREA NINE) FOR DISTRICT DEVELOPMENT, FINANCING PARTICIPATION, WAIVER AND INTERGOVERNMENTAL AGREEMENT; AUTHORIZING AND RATIFYING THE GIVING OF NOTICE OF HEARING WITH RESPECT TO APPROVING A FEASIBILITY REPORT; AND APPROVING SUCH FEASIBILITY REPORT AND ORDERING THE WORK WITH RESPECT THERETO. (Joe Jarvis)

**On motion of Boardmember Anderson, seconded by Boardmember Larsen, and carried to adopt Resolution No. MRCFD1 137-18.**

- c. RESOLUTION NO. MRCFD1 138-18: Consideration and possible adoption of A RESOLUTION APPROVING THE ASSESSMENT DIAGRAM AND METHOD OF

ASSESSMENT WITH RESPECT TO ASSESSMENT AREA NINE AND PROVIDING FOR THE LEVY OF THE RELATED ASSESSMENT AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$1,477,000 AGGREGATE PRINCIPAL AMOUNT OF SPECIAL ASSESSMENT LIEN BONDS (ASSESSMENT AREA NINE) AND APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF AN INDENTURE OF TRUST AND SECURITY AGREEMENT AND CERTAIN OTHER DOCUMENTS WITH RESPECT TO THE BONDS. (Joe Jarvis)

**On motion of Boardmember Guilin, seconded by Boardmember Hawkins, and carried to adopt Resolution No. MRCFD1 138-18.**

- d. Approval of the February 5, 2018 Merrill Ranch Community Facilities District No. 1 Special Meeting minutes.

**On motion of Vice-Chairman Woolridge, seconded by Boardmember Larsen, and carried to approve the February 5, 2018 Merrill Ranch Community Facilities District No. 1 Special Meeting Minutes.**

#### **7. ADJOURN FROM MERRILL RANCH COMMUNITY FACILITIES DISTRICT 1.**

**On motion of Vice-Chairman 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 2.**

**On motion of Vice-Chairman Woolridge, seconded by Councilmember Larsen, and carried to adjourn to Merrill Ranch Community Facilities District No. 2.**

- a. Approval of the February 5, 2018 Merrill Ranch Community Facilities District No. 2 Special Meeting minutes.

**On motion of Boardmember Guilin, seconded by Boardmember Anderson, and carried to approve the February 5, 2018 Merrill Ranch Community Facilities District No. 2 Special Meeting Minutes.**

#### **9. ADJOURN FROM MERRILL RANCH COMMUNITY FACILITIES DISTRICT 2.**

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

#### **10. PRESENTATIONS**

- a. Acceptance of a \$4,500 donation to assist in the purchase and training of a new dog for the Florence Police Department Canine Program. (Dan Hughes)
- b. Retirement presentation celebrating David Elliott's March 30, 2018 retirement after 35 years of service to the Town of Florence. (Chris Salas)
- c. Update on operations and services offered by the Horizon Health and Wellness by Norman E. Mudd and team.

**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 the upfitting of two new Police Interceptors by Creative Communications, in an amount not to exceed \$27,422.22. (Joe Jarvis)
- b. Approval of the February 5, February 20 and February 28, 2018 Town Council Meeting minutes.
- c. Receive and file the following board and commission minutes:
  - i. February 8, 2018 Arts and Culture Commission meeting minutes.

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

**12. UNFINISHED BUSINESS**

- a. Resolution No. 1657-18: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, PROPOSING A PERMANENT ADJUSTMENT TO THE 1979-1980 BASE EXPENDITURE LIMITATION OF THE TOWN OF FLORENCE. (Lisa Garcia)

**On motion of Councilmember Guilin, seconded by Councilmember Larsen, and carried to adopt Resolution No. 1657-18.**

**13. NEW BUSINESS**

- a. Discussion/Approval/Disapproval of accepting the resignation of Carl Bell from the Planning and Zoning Commission. (Lisa Garcia)

**On motion of Councilmember Hawkins, seconded by Councilmember Larsen, and carried to accept the resignation of Carl Bell from the Planning and Zoning Commission.**

- b. Discussion/Approval/Disapproval of entering into a Memorandum of Understanding for the Florence Science, Technology, Entrepreneurship, and Mastery Academy (Florence STEM School) with Pinal County, Florence Unified School District and Startup Pavilion Inc., dba Innovation Pavilion Inc. (Brent Billingsley)

**On motion of Councilmember Hawkins, seconded by Councilmember Guilin, and carried to enter into a Memorandum of Understanding for the Florence Science, Technology, Entrepreneurship, and Mastery Academy (Florence STEM School) with Pinal County, Florence Unified School District and Startup Pavilion Inc., dba Innovation Pavilion Inc.**

- c. Discussion/Approval/Disapproval of a Notice of Intent to discuss the potential to adjust utility rates for the Town of Florence and set a public hearing for May 21, 2018. (Joe Jarvis)

**On motion of Councilmember Anderson, seconded by Councilmember Guilin, and carried to approve a Notice of Intent to discuss the potential to adjust utility rates for the Town of Florence and set a public hearing for May 21, 2018.**

#### **14. MANAGER'S REPORT**

#### **15. CALL TO THE PUBLIC**

#### **16. CALL TO THE COUNCIL – CURRENT EVENTS ONLY**

#### **17. 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. Possible contract negotiations related to garbage service provided by Right Away Disposal.
- b. 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.
- c. 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.
- d. Town's position and instruct its attorneys regarding pending litigation in Maricopa County Superior Court: Town of Florence v. Florence Copper, Inc. CV2015 -000325.
- e. Pinal County Air Quality Control District Permit Class II Renewal, Permit No. B31219.000, Florence Copper, Inc. Update.
- f. 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.
- g. Possible contract negotiations related to the proposed Project Radius development project.

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

#### **18. ADJOURN FROM EXECUTIVE SESSION**

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

#### **19. ADJOURNMENT**

**On motion of Councilmember Larsen, seconded by Councilmember Wall, and carried to adjourn the meeting at 8:55 p.m.**

Posted this 20<sup>th</sup> day of March 2018, on the Town of Florence website at [www.florenceaz.gov](http://www.florenceaz.gov) by Maria Hernandez, Deputy Town Clerk.