

## **ACTION MINUTES**

**MINUTES OF THE TOWN OF FLORENCE COUNCIL SPECIAL MEETING HELD ON MONDAY JUNE 4, 2018, AT 3:00 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 3:00 p.m.**

### **2. ROLL CALL:**

**Present: Walter, Woolridge, Hawkins, Guilin\*, Anderson, Wall, Larsen**

**\*Councilmember Guilin arrived at 5:00 pm.**

### **3. ADJOURN TO EXECUTIVE SESSION**

Discussion and possible action to authorize the holding of an Executive Session during the Council Meeting 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)(1) to consider its position and instruct its representatives and/or attorneys regarding:

- a. Evaluation of the Town Clerk
- b. Evaluation of the Town Attorney
- c. Evaluation of the Town Manager

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

### **4. ADJOURN FROM EXECUTIVE SESSION**

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

### **5. WORK SESSION WITH THE GREATER FLORENCE CHAMBER OF COMMERCE (Approximately 5:00 p.m.)**

### **6. MOMENT OF SILENCE**

### **7. PLEDGE OF ALLEGIANCE**

### **8. 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.

## 9. PRESENTATIONS

- a. Retirement presentation celebrating Captain Jeff Moser's May 25, 2018 retirement after 27 years of service to the Town of Florence. (David Strayer)
- b. Presentation on the Town of Florence 2017-2018 Capital Improvement Program. (Brent Billingsley)

## 10. 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. Adoption of an Intergovernmental Agreement with Maricopa Association of Governments for the Active Transportation Plan, in an amount not to exceed \$18,988.73. (Bryan Hughes)
- b. Authorization to purchase one Tymco 600 Regenerative Air Sweeper, in an amount not to exceed \$239,595.23, with reimbursement from Maricopa Association of Governments Fiscal Year 2018 Congestion Mitigation and Air Quality Program of \$214,451 towards the streetsweeper purchase price, for the net price to the Town of \$25,144.23. (Chris Salas)
- c. Approval of accepting the register of demands ending April 30, 2018, in the amount of \$2,037,757.06. (Joe Jarvis)

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

## 11. NEW BUSINESS

- a. Ordinance No. 659-18: Discussion/Approval/Disapproval of AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, AMENDING CHAPTER 30, SECTION 30.07, OF THE TOWN OF FLORENCE CODE OF ORDINANCES, TITLED COMPENSATION OF MAYOR AND COUNCIL, EFFECTIVE JANUARY 1, 2019. (Lisa Garcia)

**This agenda item was for first reading only; no action was taken.**

- b. Resolution No. 1665-18: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, ADOPTING THE TOWN OF FLORENCE FISCAL YEAR 2018-2019 EMPLOYEE COMPENSATION AND CLASSIFICATION PLANS. (Scott Barber)

**On motion of Vice-Mayor Woolridge, seconded by Councilmember Wall, and carried to adopt Resolution No. 1665-18.**

- c. Resolution No. 1666-18: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, ADOPTING THE TENTATIVE ESTIMATES OF THE AMOUNT REQUIRED FOR THE PUBLIC EXPENSE FOR THE TOWN OF FLORENCE FOR FISCAL YEAR 2018-2019; ADOPTING A TENTATIVE ANNUAL BUDGET; SETTING FORTH THE RECEIPTS, EXPENDITURES AND THE

AMOUNT PROPOSED TO BE EXPENDED FOR VARIOUS PURPOSES; GIVING NOTICE OF THE TIME FOR PUBLIC HEARING FOR TAXPAYERS ON THE ADOPTION OF THE FINAL BUDGET; ADOPTING THE BUDGET IN ACCORDANCE WITH THE STATE-IMPOSED EXPENDITURE LIMITATION AND VOTER-APPROVED EXCESS AMOUNT; AND DECLARING AN EMERGENCY. (Joe Jarvis)

**On motion of Councilmember Guilin, seconded by Councilmember Anderson, to adopt Resolution No. 1666-18.**

**Roll Call Vote:**

**Councilmember Guilin: Yes**

**Councilmember Anderson: Yes**

**Councilmember Larsen: Yes**

**Councilmember Wall: Yes**

**Councilmember Hawkins: Yes**

**Vice-Mayor Woolridge: Yes**

**Mayor Walter: Yes**

**Motion Passed: Yes: 7; No: 0**

- d. Discussion/Approval/Disapproval to enter into a contract with Ferguson Enterprises Inc., through an Arizona Department of Administration Cooperative Contract, to provide parts for water and wastewater projects, in an amount not to exceed \$250,000, through June 30, 2019. (Chris Salas)

**On motion of Vice-Mayor Woolridge, seconded by Councilmember Wall, and carried to enter into a contract with Ferguson Enterprises, Inc. through an Arizona Department of Administration Cooperative Contract, to provide parts for water and wastewater projects, in an amount not to exceed \$250,000, through June 30, 2019.**

- e. Discussion/Approval/Disapproval to ratify a contract with Cactus Transportation, dba Cactus Asphalt, in an amount not to exceed \$290,183.50. (Chris Salas)

**On motion of Councilmember Anderson, seconded by Councilmember Guilin, and carried to ratify a contract with Cactus Transportation, dba Cactus Asphalt, in an amount not to exceed \$290,183.50.**

- f. Discussion on expiration of contract for transfer station services. (Benjamin Bitter)

## **12. MANAGER'S REPORT**

## **13. DEPARTMENT REPORTS**

- a. Community Services
- b. Courts
- c. Development Services
- d. Finance
- e. Fire
- f. Police

#### **14. CALL TO THE PUBLIC**

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

#### **16. ADJOURN TO EXECUTIVE SESSION**

Discussion and possible action to authorize the holding of an Executive Session during the Council Meeting 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, including Ninth Circuit appeals of the 1997 Aquifer Exemption (Case No. 17-73170), and the decision of the Environmental Appeals Board (Case No. 17-73168).
- b. Town's position and instruct its attorneys regarding Arizona Department of Environmental Quality proceedings, related to 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. Discussion or consultations regarding the Town of Florence intervention in the matter of the Commission's investigation into the billing practices and water quality issues of Johnson Utilities, LLC, before the Arizona Corporation Commission (WS-02987A-18-0050).
- e. Consultation, discussion and contract negotiation involving Pulte Homes Company.
- f. Consultation, discussion and contract negotiation involving GTIS MR LLC (SWVP).
- g. Possible contract negotiations related to the proposed "Futsal" development project.

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

#### **17. ADJOURN FROM EXECUTIVE SESSION**

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

#### **18. ADJOURNMENT**

**On motion of Councilmember Guilin, seconded by Councilmember Anderson, and carried to adjourn the meeting at 8:30 p.m.**

**Posted this 5<sup>th</sup> day of June 2018, on the Town of Florence website at [www.florenceaz.gov](http://www.florenceaz.gov) by Maria Hernandez, Deputy Town Clerk.**