

# TOWN OF FLORENCE SPECIAL MEETING AGENDA

Mayor Tara Walter  
Vice-Mayor Vallarie Woolridge  
Councilmember Bill Hawkins  
Councilmember Becki Guilin  
Councilmember John Anderson  
Councilmember Karen Wall  
Councilmember Kristen Larsen



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

**Monday, July 30, 2018**

**6:00 PM**

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Pursuant to A.R.S. § 38-431.02, notice is hereby given to the Town of Florence Council, that a Special Meeting of the Florence Town Council, will be held on Monday, July 30, 2018, 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:**

Walter \_\_, Woolridge \_\_, Hawkins \_\_, Guilin \_\_, Anderson \_\_, Wall \_\_\_\_, Larsen \_\_.

**3. PLEDGE OF ALLEGIANCE**

**4. 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.

**5. ADJOURN TO MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1**

- a. **Ordinance No. MRCFD1 115-18:** Discussion/Approval/Disapproval of AN ORDINANCE OF THE MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1, PINAL COUNTY, ARIZONA, LEVYING THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE COMMUNITY FACILITIES DISTRICT NO. 1 SUBJECT TO TAXATION OF CERTAIN SUM UPON EACH \$100 OF VALUATION SUFFICIENT TO RAISE THE AMOUNT ESTIMATED TO BE RECEIVED FROM FUNDS FOR COMMUNITY FACILITIES EXPENSES FOR THE FISCAL YEAR ENDING THE 30th DAY OF JUNE 2019, AND DECLARING AN EMERGENCY. (Joe Jarvis)

Roll Call Vote: Walter \_\_, Woolridge \_\_, Hawkins \_\_, Guilin \_\_, Anderson \_\_,  
Wall \_\_\_\_, Larsen \_\_.

- b. Discussion/Approval/Disapproval of the Merrill Ranch Community Facilities District No. 1 July 16, 2018 Special Meeting minutes.

## 6. ADJOURN FROM MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1

## 7. ADJOURN TO MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2

- a. Ordinance No. MRCFD2 215-18: Discussion/Approval/Disapproval of AN ORDINANCE OF THE MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2, PINAL COUNTY, ARIZONA, LEVYING THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE COMMUNITY FACILITIES DISTRICT NO. 2 SUBJECT TO TAXATION OF CERTAIN SUM UPON EACH \$100 OF VALUATION SUFFICIENT TO RAISE THE AMOUNT ESTIMATED TO BE RECEIVED FROM FUNDS FOR COMMUNITY FACILITIES EXPENSES FOR THE FISCAL YEAR ENDING THE 30th DAY OF JUNE 2019, AND DECLARING AN EMERGENCY. (Joe Jarvis)

Roll Call Vote: Walter \_\_, Woolridge \_\_, Hawkins \_\_, Guilin \_\_, Anderson \_\_,  
Wall \_\_\_\_, Larsen \_\_.

- b. Discussion/Approval/Disapproval of the Merrill Ranch Community Facilities District No. 2 July 16, 2018 Special Meeting minutes.

## 8. ADJOURN FROM MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2

## 9. UNFINISHED BUSINESS

- a. Ordinance No. 660-18: Second Reading and Discussion/Approval/Disapproval of AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, LEVYING THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE TOWN OF FLORENCE SUBJECT TO TAXATION OF CERTAIN SUM UPON EACH \$100 OF VALUATION SUFFICIENT TO RAISE THE AMOUNT ESTIMATED TO BE RECEIVED FROM FUNDS FOR GENERAL MUNICIPAL EXPENSES FOR THE FISCAL YEAR ENDING THE 30th DAY OF JUNE 2019. (Joe Jarvis)

Roll Call Vote: Walter \_\_, Woolridge \_\_, Hawkins \_\_, Guilin \_\_, Anderson \_\_,  
Wall \_\_\_\_, Larsen \_\_.

## 10. TOWN MANAGER'S REPORT

## 11. CALL TO THE COUNCIL – CURRENT EVENTS ONLY

## 12. 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. Discussion or consultations regarding the Town of Florence Intervention in the Matter of the Commission's Investigation into the rate case of Johnson Utilities, LLC before the Arizona Corporation Commission (WS02987A-17-0392).
- f. Discussion or consultation regarding Southeast Valley Regional Cooperative Intergovernmental Agreement for the Management, Operations and Planning for Effluent, Water and Wastewater Treatment Services in the Region between the Town of Florence and the Town of Queen Creek.

### **13. ADJOURN FROM EXECUTIVE SESSION**

### **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).

**AGENDA POSTED ON JULY 23, 2018, BY LISA GARCIA, TOWN CLERK, AT 775 NORTH MAIN STREET, FLORENCE, ARIZONA, AND AT [WWW.FLORENCEAZ.GOV](http://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.\*\*\***

# MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1 AGENDA

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the Merrill Ranch Community Facilities District No. 1 Members and to the general public that a Special Meeting of the District Board will be held on Monday, July 30, 2018, 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: Walter \_\_, Woolridge \_\_, Hawkins \_\_, Guilin \_\_, Anderson \_\_,  
Wall \_\_\_\_, Larsen \_\_.

## 3. NEW BUSINESS

- a. **Ordinance No. MRCFD1 115-18:** Discussion/Approval/Disapproval of AN ORDINANCE OF THE MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1, PINAL COUNTY, ARIZONA, LEVYING THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE COMMUNITY FACILITIES DISTRICT NO. 1 SUBJECT TO TAXATION OF CERTAIN SUM UPON EACH \$100 OF VALUATION SUFFICIENT TO RAISE THE AMOUNT ESTIMATED TO BE RECEIVED FROM FUNDS FOR COMMUNITY FACILITIES EXPENSES FOR THE FISCAL YEAR ENDING THE 30th DAY OF JUNE 2019, AND DECLARING AN EMERGENCY. (Joe Jarvis)

Roll Call Vote: Walter \_\_, Woolridge \_\_, Hawkins \_\_, Guilin \_\_, Anderson \_\_,  
Wall \_\_\_\_, Larsen \_\_.

- b. **Discussion/Approval/Disapproval** of the Merrill Ranch Community Facilities District No. 1 July 16, 2018 Special Meeting minutes.

## 4. ADJOURNMENT

POSTED ON JULY 23, 2018, BY LISA GARCIA, DISTRICT CLERK, AT 775 NORTH MAIN STREET, FLORENCE, ARIZONA, AND AT [WWW.FLORENCEAZ.GOV](http://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.\*\*\*

# MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2 AGENDA

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the Merrill Ranch Community Facilities District No. 2 Members and to the general public that a Special Meeting of the District Board will be held on Monday, July 30, 2018, 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: Walter \_\_, Woolridge \_\_, Hawkins \_\_, Guilin \_\_, Anderson \_\_,  
Wall \_\_\_\_, Larsen \_\_.

## 3. NEW BUSINESS

- a. **Ordinance No. MRCFD2 215-18:** Discussion/Approval/Disapproval of AN ORDINANCE OF THE MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2, PINAL COUNTY, ARIZONA, LEVYING THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE COMMUNITY FACILITIES DISTRICT NO. 2 SUBJECT TO TAXATION OF CERTAIN SUM UPON EACH \$100 OF VALUATION SUFFICIENT TO RAISE THE AMOUNT ESTIMATED TO BE RECEIVED FROM FUNDS FOR COMMUNITY FACILITIES EXPENSES FOR THE FISCAL YEAR ENDING THE 30th DAY OF JUNE 2019, AND DECLARING AN EMERGENCY. (Joe Jarvis)

Roll Call Vote: Walter \_\_, Woolridge \_\_, Hawkins \_\_, Guilin \_\_, Anderson \_\_,  
Wall \_\_\_\_, Larsen \_\_.

- b. **Discussion/Approval/Disapproval** of the Merrill Ranch Community Facilities District No. 2 July 16, 2018 Special Meeting minutes.

## 4. ADJOURNMENT

POSTED ON JULY 23, 2018, BY LISA GARCIA, DISTRICT CLERK, AT 775 NORTH MAIN STREET, FLORENCE, ARIZONA, AND AT [WWW.FLORENCEAZ.GOV](http://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.\*\*\*

	<b>MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1 ACTION FORM</b>	<b><u>AGENDA ITEM</u> 5a.</b>
<b>MEETING DATE:</b> July 30, 2018  <b>DEPARTMENT:</b> Treasurer  <b>STAFF PRESENTER:</b> Joe Jarvis, District Treasurer  <b>SUBJECT:</b> Ordinance No. MRCFD1 115-18 Secondary Property Tax Levy	<input checked="" type="checkbox"/> <b>Action</b> <input type="checkbox"/> <b>Information Only</b> <input type="checkbox"/> <b>Public Hearing</b> <input type="checkbox"/> <b>Resolution</b> <input checked="" type="checkbox"/> <b>Ordinance</b> <input checked="" type="checkbox"/> <b>Regulatory</b> <input type="checkbox"/> <b>1<sup>st</sup> Reading</b> <input type="checkbox"/> <b>2<sup>nd</sup> Reading</b> <input type="checkbox"/> <b>Other</b>	
<b>STRATEGIC PLAN REFERENCE:</b> <input type="checkbox"/> Community Vitality <input type="checkbox"/> Economic Prosperity <input type="checkbox"/> Leadership and Governance <input type="checkbox"/> Partnership and Relationships <input type="checkbox"/> Transportation and Infrastructure <input checked="" type="checkbox"/> Statutory <input type="checkbox"/> None		

**RECOMMENDED MOTION/ACTION:**

Motion to adopt Ordinance No. MRCFD1 115-18: AN ORDINANCE OF THE MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1, PINAL COUNTY, ARIZONA, LEVYING THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE COMMUNITY FACILITIES DISTRICT NO. 1 SUBJECT TO TAXATION OF CERTAIN SUM UPON EACH \$100 OF VALUATION SUFFICIENT TO RAISE THE AMOUNT ESTIMATED TO BE RECEIVED FROM FUNDS FOR COMMUNITY FACILITIES EXPENSES FOR THE FISCAL YEAR ENDING THE 30th DAY OF JUNE 2019, AND DECLARING AN EMERGENCY.

**BACKGROUND/DISCUSSION:**

The District Board has authorized a secondary property tax levy for the payment of debt service, infrastructure and operations and maintenance of Merrill Ranch Community Facilities District No. 1 (MRCFD1). The current property tax rate is \$3.55 per \$100 of Net Assessed Valuation (NAV).

The estimates for Budget Year 2018-2019 have been determined. This year's budget includes anticipated revenues from assessments and secondary tax. Expenditures are included along with anticipated debt service and administrative expenses.

The immediate operation of the ordinance is necessary for the preservation of the public peace, health, and safety of the District, and an emergency is hereby declared to exist; and this ordinance shall be in full force and effect from its passage and publication as

required by the laws of the State of Arizona and is hereby exempt from the referendum provisions of the constitution and laws of the State of Arizona.

This ordinance will only be read once and a roll call vote is requested.

**A VOTE OF NO WOULD MEAN:**

The MRCFD1 rate will remain at \$3.55.

**A VOTE OF YES WOULD MEAN:**

The MRCFD1 rate will be set at \$3.2800 for Fiscal Year 2018-2019 for an anticipated levy of \$788,850.

**FINANCIAL IMPACT:**

Total collections in revenues and prior year fund balance and bond proceeds are anticipated to fund all expenditures. A secondary tax of \$2.9800 per \$100/NAV, estimated at \$716,700, for debt service and an operations and maintenance levy of \$0.30 per \$100/NAV, estimated at \$72,150, will be levied on this District.

**ATTACHMENTS:**

Ordinance No. MRCFD1 115-18  
Revised Schedules A & B

**MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1**

**ORDINANCE NO. MR CFD1 115-18**

**AN ORDINANCE OF THE MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1, PINAL COUNTY, ARIZONA, LEVYING THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE COMMUNITY FACILITIES DISTRICT NO. 1 SUBJECT TO TAXATION OF CERTAIN SUM UPON EACH \$100 OF VALUATION SUFFICIENT TO RAISE THE AMOUNT ESTIMATED TO BE RECEIVED FROM FUNDS FOR COMMUNITY FACILITIES EXPENSES FOR THE FISCAL YEAR ENDING THE 30th DAY OF JUNE 2019, AND DECLARING AN EMERGENCY.**

**WHEREAS**, by the provision of State Law, the ordinance levying a secondary property tax rate for the Fiscal Year 2018-2019 is required to be adopted no later than the third Monday in August; and

**WHEREAS**, the County of Pinal is now the assessing and collecting authority for the Merrill Ranch Community Facilities District No. 1, the District Clerk is hereby directed to transmit a certified copy of the ordinance to the Assessor and Board of Supervisors of Pinal County, Arizona;

**NOW, THEREFORE, BE IT ORDAINED** by the District Board of Merrill Ranch Community Facilities District No. 1, as follows:

**Section 1:** There is hereby levied on each \$100 of the assessed value of all property, both real and personal, within the corporate limits of the Merrill Ranch Community Facilities District No. 1, except such property as may by law be exempt from taxation, a secondary property tax rate of \$2.9800 on each \$100 of Net Assessed Valuation (NAV), for the purpose of providing debt service and enhanced municipal services, and \$0.3000 on each \$100/NAV for operations and maintenance of the District, for a combined rate of \$3.2800 on each \$100/NAV for the Fiscal Year ending on the 30<sup>th</sup> day of June, 2019, but if the said sum exceeds the maximum levy allowed by law, the Board of Supervisors of Pinal County is hereby authorized to reduce the said sum to the maximum which is allowed by law.

**Section 2:** No failure by the officials of Pinal County, Arizona, to properly return the delinquent list and no irregularity in the assessment or commission in the same, or irregularity of any kind in any proceeding will invalidate such proceeding or invalidate any title conveyed by tax deed; nor will any failure or neglect of any officer or officers to perform any of the duties assigned to him or to them on the day within the time specified work an invalidation of any proceedings or of any such deed or sale or affect the validity of the assessment of a levy of taxes or of the judgment of sale by which the collection of the same may be enforced or in any manner affect the lien of the District upon such property for the delinquent unpaid taxes thereon, and no overcharge as to part of the



taxes or of costs will invalidate any of the proceeding upon the lien therefore, or a sale of the property under such foreclosure; and all acts of officers de facto will be valid as if performed by officer de jure.

**Section 3:** All ordinances and parts of ordinances in conflict herewith are hereby repealed.

**Section 4:** The immediate operation of the ordinance is necessary for the preservation of the public peace, health, and safety of the Merrill Ranch Community Facilities District No. 1, and an emergency is hereby declared to exist; and this ordinance shall be in full force and effect from its passage and approval by the District Board and publication as required by the laws of the State of Arizona, and is hereby exempt from the referendum provisions of the constitution and laws of the State of Arizona.

**PASSED AND ADOPTED** by the District Board of Merrill Ranch Community Facilities District No. 1, Pinal County, Arizona, on the 30<sup>th</sup> day of July 2018.

\_\_\_\_\_  
Tara Walter, District Chairman

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Lisa Garcia, District Clerk

\_\_\_\_\_  
Clifford L. Mattice, District Attorney

**Merrill Ranch Community Facilities District No. 1**  
**Summary Schedule of Estimated Revenues and Expenditures/Expenses**  
**Fiscal Year 2019**

Fiscal Year	S c h	FUNDS								
		General Fund	Special Revenue Fund	Debt Service Fund	Capital Projects Fund	Permanent Fund	Enterprise Funds Available	Internal Service Funds	Total All Funds	
2018	Adopted/Adjusted Budgeted Expenditures/Expenses*	E	0	54,361	1,003,774	1,492,081	0	0	0	2,550,216
2018	Actual Expenditures/Expenses**	E	0	60,284	595,046	500	0	0	0	655,830
2019	Fund Balance/Net Position at July 1***			214,831	2,585,683	2,030,165				4,830,679
2019	Primary Property Tax Levy	B	0							0
2019	Secondary Property Tax Levy	B		72,150	716,700					788,850
2019	Estimated Revenues Other than Property Taxes	C	0	1,100	446,430	2,400	0	0	0	449,930
2019	Other Financing Sources	D	0	0	0	2,000,000	0	0	0	2,000,000
2019	Other Financing (Uses)	D	0	0	0	0	0	0	0	0
2019	Interfund Transfers In	D	22,440	0	0	0	0	0	0	22,440
2019	Interfund Transfers (Out)	D	0	22,440	0	0	0	0	0	22,440
2019	Reduction for Amounts Not Available:									
LESS:	Amounts for Future Debt Retirement:									0
										0
										0
2019	Total Financial Resources Available		22,440	265,641	3,748,813	4,032,565	0	0	0	8,069,459
2019	Budgeted Expenditures/Expenses	E	0	32,510	1,489,670	3,178,650	0	0	0	4,700,830

**EXPENDITURE LIMITATION COMPARISON**

1. Budgeted expenditures/expenses
2. Add/subtract: estimated net reconciling items
3. Budgeted expenditures/expenses adjusted for reconciling items
4. Less: estimated exclusions
5. Amount subject to the expenditure limitation
6. EEC expenditure limitation

	2018	2019
	\$ 2,550,216	\$ 4,700,830
	2,550,216	4,700,830
	\$ 2,550,216	\$ 4,700,830

The city/town does not levy property taxes and does not have special assessment districts for which property taxes are levied. Therefore, Schedule B has been omitted.

- \* Includes Expenditure/Expense Adjustments Approved in the current year from Schedule E.
- \*\* Includes actual amounts as of the date the proposed budget was prepared, adjusted for estimated activity for the remainder of the fiscal year.
- \*\*\* Amounts on this line represent Fund Balance/Net Position amounts except for amounts not in spendable form (e.g., prepaids and inventories) or legally or contractually required to be maintained intact (e.g., principal of a permanent fund).

**Merrill Ranch Community Facilities District No. 1**  
**Tax Levy and Tax Rate Information**  
**Fiscal Year 2019**

	<b>2018</b>	<b>2019</b>
1. Maximum allowable primary property tax levy. A.R.S. §42-17051(A)	\$ _____	\$ _____
2. Amount received from primary property taxation in the <b>current year</b> in excess of the sum of that year's maximum allowable primary property tax levy. A.R.S. §42-17102(A)(18)	\$ _____	
3. Property tax levy amounts		
A. Primary property taxes	\$ _____	\$ _____
B. Secondary property taxes	635,039	788,850
C. Total property tax levy amounts	\$ <u>635,039</u>	\$ <u>788,850</u>
4. Property taxes collected*		
A. Primary property taxes		
(1) <b>Current</b> year's levy	\$ _____	
(2) Prior years' levies	\$ _____	
(3) Total primary property taxes	\$ _____	
B. Secondary property taxes		
(1) <b>Current</b> year's levy	\$ 621,976	
(2) Prior years' levies	\$ _____	
(3) Total secondary property taxes	\$ <u>621,976</u>	
C. Total property taxes collected	\$ <u>621,976</u>	
5. Property tax rates		
A. City/Town tax rate		
(1) Primary property tax rate	_____	_____
(2) Secondary property tax rate	3.5500	3.2800
(3) Total city/town tax rate	<u>3.5500</u>	<u>3.2800</u>
B. Special assessment district tax rates		
Secondary property tax rates - As of the date the proposed budget was prepared, the city/town was operating <u>2</u> special assessment districts for which secondary property taxes are levied. For information pertaining to these special assessment districts and their tax rates, please contact the city/town.		

\* Includes actual property taxes collected as of the date the proposed budget was prepared, plus estimated property tax collections for the remainder of the fiscal year.

# MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1

**MINUTES OF THE MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1 SPECIAL MEETING HELD ON MONDAY, JULY 16, 2018, AT 6:00 P.M., IN THE FLORENCE TOWN COUNCIL CHAMBERS, LOCATED AT 775 N. MAIN STREET, FLORENCE, ARIZONA.**

## **CALL TO ORDER**

Chairman Walter called the meeting to order at 6:00 p.m.

## **ROLL CALL**

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

## **NEW BUSINESS**

**Public hearing to receive citizens' comments on the proposed final budget for Merrill Ranch Community Facilities District No. 1; and possible adoption of Resolution No. MRCFD1 139-18.**

Chairman Walter read Resolution No. MRCFD1 139-18 by title only.

**A RESOLUTION OF THE MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1, PINAL COUNTY, ARIZONA, ADOPTING THE BUDGET FOR FISCAL YEAR 2018-2019.**

Mr. Joe Jarvis, District Treasurer, stated that as part of the process of developing the Town's budget, they also developed the Merrill Ranch Community Facilities District No. 1 budget. He has provided the official documents from the Attorney General's Office for this District.

Boardmember Wall inquired about the difference between the secondary property tax rate between Fiscal Year 2017-2018 and Fiscal Year 2018-2019.

Mr. Jarvis stated that rate for Fiscal Year 2017-2018 is \$3.25 for the ad valorem tax and \$0.30 for the operations and maintenance. He stated, that with the assistance of Piper Jaffray, the District's Financial Advisor, they have analyzed what the minimum rate should be which will cover the expenses for this next fiscal year. He stated that the rate of 1.9025 is included in the budget, which includes covering the expenses for this upcoming year for debt and interest on the 2008A General Obligation Bonds (GO Bonds) and the new funding that occurred in 2017. It also includes the \$0.30 for the operation and maintenance. In addition, it includes a buffer of \$15,000 to cover an interest payment on a potential GO Bond of \$2 million. The buffer also includes a 5% delinquency rate because some customers do not pay their bills on time.

Mr. Jarvis stated that staff is working with the consultants to determine the most appropriate rate to present for this next fiscal year. He stated that the rate may be slightly different from what is currently being presented.

Mr. Brent Billingsley, District Manager, stated that this is different than what has been done in the past. The two Community Facilities Districts (CFDs) have had the same rate for the entire time of their existence. The history of the districts were evaluated as was the actual costs associated with the CFDs based on the issuances that have occurred since they were started. He stated that there is going to be a time when the rates will be different because a lot of development is occurring in one of the CFDs and not in the other. The District has issued a lot of GO Bonds in one CFD and the other had one issuance.

Mr. Billingsley stated that what is presented is the real audit by Piper Jaffray on what the minimum rate for those will be. There are a number of things that go into determining what a rate will be which includes issuances that may occur in the next year. A request was made by the developer to have an issuance this year.

Mr. Billingsley stated that he has asked Mr. Jarvis and Piper Jaffray to set up a time frame in December or January of each year where requests can come from developers for financial offerings in the forthcoming year.

Mr. Jarvis stated that the Arizona Revised Statutes have changed which now restricts the District. He stated that within the debt fund in each of the CFDs, they have Special Assessment and General Obligation Bonds. The General Obligation Fund Balance is now restricted. The District cannot have more than 10% of the annual debt and interest payments in its cash balance as of July 1, 2019. Historically, the rate has been held the same and have been able to retain a little bit more funding than the required amount for debt and interest payments. With the extra cash, the District has been able to make additional issuances and help the CFDs out. The District is now required to use the cash.

Boardmember Anderson asked that maps of each of the District be provided to him.

Boardmember Guilin inquired if Mr. Jarvis added an additional 5% for delinquency. She asked if it was applied to the full levy amount.

Mr. Jarvis stated that the 5% is on a small portion of the ad valorem and did not include the operations and maintenance.

Mayor Walter inquired if the payments would need to be applied towards the total debt amount and if staff has looked into that with the recent agreements.

Mr. Billingsley stated the funds that are collected are held within the CFD. There are a number of different accounts where the fees are located. The laws limit what the balances are to ensure that the individuals who pay the taxes are protected from a truck-tax rate that is set arbitrarily high to collect money and go into the individual accounts within the CFDs. There are two parts: the part that relates to a rate that is set and the funds that will be accumulated based on that; and what to do with the balances that exist in the individual CFDs for those accounts. A recommendation will be forwarded to the board at the end of the month. Piper Jaffray has provided a minimum amount that needs to be collected for all things to stay even with the CFDs. The amount will go up if there will be issuances that can occur in the upcoming year or for changes in the valuation.

Chairman Walter stated that any revenue that comes in could be used to pay off the debt in a faster rate.

Mr. Billingsley stated that the District did a refinance last year in MRCFD No. 1. The District used the account balance to buy down the debt as part of the refunding. The time frame was also impacted as part of the reduction in rate.

Chairman Walter opened the public hearing. There being no public comments, Chairman Walter closed the public hearing.

On motion of Vice-Chairman Woolridge, seconded by Boardmember Guilin, and carried to adopt Resolution No. MRCFD1 139-18.

**Discussion/Approval/Disapproval of the Merrill Ranch Community Facilities District No. 1 March 19, 2018 Special Meeting minutes.**

On motion of Vice-Chairman Woolridge, seconded by Boardmember Larsen, and carried to approve the March 19, 2018 Special Meeting minutes.

**ADJOURNMENT**

On motion of Boardmember Larsen, seconded by Boardmember Hawkins, and carried to adjourn the meeting.

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Tara Walter, Chairman

ATTEST:

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Lisa Garcia, District Clerk

I certify that the following is a true and correct copy of the minutes of the Merrill Ranch Community Facilities District No. 1 meeting held on July 16, 2018, and that the meeting was duly called to order and that a quorum was present.

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Lisa Garcia, District Clerk

	<b>MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2 ACTION FORM</b>	<u><b>AGENDA ITEM</b></u> <b>7a.</b>
<b>MEETING DATE:</b> July 30, 2018  <b>DEPARTMENT:</b> Treasurer  <b>STAFF PRESENTER:</b> Joe Jarvis, District Treasurer  <b>SUBJECT:</b> Ordinance No. MRCFD2 215-18 Secondary Property Tax Levy	<input checked="" type="checkbox"/> <b>Action</b> <input type="checkbox"/> <b>Information Only</b> <input type="checkbox"/> <b>Public Hearing</b> <input type="checkbox"/> <b>Resolution</b> <input checked="" type="checkbox"/> <b>Ordinance</b> <input checked="" type="checkbox"/> <b>Regulatory</b> <input type="checkbox"/> <b>1<sup>st</sup> Reading</b> <input type="checkbox"/> <b>2<sup>nd</sup> Reading</b> <input type="checkbox"/> <b>Other</b>	
<b>STRATEGIC PLAN REFERENCE:</b> <input type="checkbox"/> Community Vitality <input type="checkbox"/> Economic Prosperity <input type="checkbox"/> Leadership and Governance <input type="checkbox"/> Partnership and Relationships <input type="checkbox"/> Transportation and Infrastructure <input checked="" type="checkbox"/> Statutory <input type="checkbox"/> None		

**RECOMMENDED MOTION/ACTION:**

Motion to adopt Ordinance No. MRCFD2 215-18: AN ORDINANCE OF THE MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2, PINAL COUNTY, ARIZONA, LEVYING THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE COMMUNITY FACILITIES DISTRICT NO. 2 SUBJECT TO TAXATION OF CERTAIN SUM UPON EACH \$100 OF VALUATION SUFFICIENT TO RAISE THE AMOUNT ESTIMATED TO BE RECEIVED FROM FUNDS FOR COMMUNITY FACILITIES EXPENSES FOR THE FISCAL YEAR ENDING THE 30th DAY OF JUNE 2019, AND DECLARING AN EMERGENCY.

**BACKGROUND/DISCUSSION:**

The District Board has authorized a secondary property tax levy for the payment of debt service, infrastructure and operations and maintenance of Merrill Ranch Community Facilities District No. 2. The current property tax rate is \$3.5500 per \$100 of Net Assessed Valuation (NAV).

The estimates for Budget Year 2018-2019 have been determined. This year's budget includes anticipated revenues from assessments and secondary tax. Expenditures are included along with anticipated debt service and administrative expenses.

The immediate operation of the ordinance is necessary for the preservation of the public peace, health, and safety of the District, and an emergency is hereby declared to exist; and this ordinance shall be in full force and effect from its passage and publication as

required by the laws of the State of Arizona and is hereby exempt from the referendum provisions of the constitution and laws of the State of Arizona.

This ordinance will only be read once and a roll call vote is requested.

**A VOTE OF NO WOULD MEAN:**

The MRCFD2 rate will remain at \$3.5500.

**A VOTE OF YES WOULD MEAN:**

The MRCFD2 rate will be set at \$3.2800 for Fiscal Year 2018-2019 for an anticipated levy of \$620,220.

**FINANCIAL IMPACT:**

Total collections in revenues and prior year fund balance and bond proceeds are anticipated to fund all expenditures. A secondary tax of \$2.9800 per \$100/NAV, estimated at \$563,490, for debt service and an operations and maintenance levy of \$0.30 per \$100/NAV, estimated at \$56,730, will be levied on this District.

**ATTACHMENTS:**

Ordinance No. MRCFD2 215-18  
Revised Schedules A & B



**MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2**

**ORDINANCE NO. MR CFD2 215-18**

**AN ORDINANCE OF THE MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2, PINAL COUNTY, ARIZONA, LEVYING THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE COMMUNITY FACILITIES DISTRICT NO. 2 SUBJECT TO TAXATION OF CERTAIN SUM UPON EACH \$100 OF VALUATION SUFFICIENT TO RAISE THE AMOUNT ESTIMATED TO BE RECEIVED FROM FUNDS FOR COMMUNITY FACILITIES EXPENSES FOR THE FISCAL YEAR ENDING THE 30th DAY OF JUNE 2019, AND DECLARING AN EMERGENCY.**

**WHEREAS**, by the provision of State Law, the ordinance levying a secondary property tax rate for the Fiscal Year 2018-2019 is required to be adopted no later than the third Monday in August; and

**WHEREAS**, the County of Pinal is now the assessing and collecting authority for the Merrill Ranch Community Facilities District No. 2, the District Clerk is hereby directed to transmit a certified copy of the ordinance to the Assessor and Board of Supervisors of Pinal County, Arizona;

**NOW, THEREFORE, BE IT ORDAINED** by the District Board of Merrill Ranch Community Facilities District No. 2, as follows:

**Section 1:** There is hereby levied on each \$100 of the assessed value of all property, both real and personal, within the corporate limits of the Merrill Ranch Community Facilities District No. 2, except such property as may by law be exempt from taxation, a secondary property tax rate of \$2.9800 on each \$100 of Net Assessed Valuation (NAV), for the purpose of providing debt service and enhanced municipal services, and \$0.3000 on each \$100/NAV for operations and maintenance of the District, for a combined rate of \$3.2800 on each \$100/NAV for the Fiscal Year ending on the 30<sup>th</sup> day of June, 2019, but if the said sum exceeds the maximum levy allowed by law, the Board of Supervisors of Pinal County is hereby authorized to reduce the said sum to the maximum which is allowed by law.

**Section 2:** No failure by the officials of Pinal County, Arizona, to properly return the delinquent list and no irregularity in the assessment or commission in the same, or irregularity of any kind in any proceeding will invalidate such proceeding or invalidate any title conveyed by tax deed; nor will any failure or neglect of any officer or officers to perform any of the duties assigned to him or to them on the day within the time specified work an invalidation of any proceedings or of any such deed or sale or affect the validity of the assessment of a levy of taxes or of the judgment of sale by which the collection of the same may be enforced or in any manner affect the lien of the District upon such property for the delinquent unpaid taxes thereon, and no overcharge as to part of the

taxes or of costs will invalidate any of the proceeding upon the lien therefore, or a sale of the property under such foreclosure; and all acts of officers de facto will be valid as if performed by officer de jure.

**Section 3:** All ordinances and parts of ordinances in conflict herewith are hereby repealed.

**Section 4:** The immediate operation of the ordinance is necessary for the preservation of the public peace, health, and safety of the Merrill Ranch Community Facilities District No. 2, and an emergency is hereby declared to exist; and this ordinance shall be in full force and effect from its passage and approval by the District Board and publication as required by the laws of the State of Arizona, and is hereby exempt from the referendum provisions of the constitution and laws of the State of Arizona.

**PASSED AND ADOPTED** by the District Board of Merrill Ranch Community Facilities District No. 2, Pinal County, Arizona, on the 30<sup>th</sup> day of July 2018.

\_\_\_\_\_  
Tara Walter, District Chairman

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Lisa Garcia, District Clerk

\_\_\_\_\_  
Clifford L. Mattice, District Attorney

**Merrill Ranch Community Facilities District No. 2**  
**Summary Schedule of Estimated Revenues and Expenditures/Expenses**  
**Fiscal Year 2019**

Fiscal Year	S c h	FUNDS								
		General Fund	Special Revenue Fund	Debt Service Fund	Capital Projects Fund	Permanent Fund	Enterprise Funds Available	Internal Service Funds	Total All Funds	
2018	Adopted/Adjusted Budgeted Expenditures/Expenses*	E	0	52,561	871,887	3,187,500	0	0	0	4,111,948
2018	Actual Expenditures/Expenses**	E	0	64,894	752,375	1,268,591	0	0	0	2,085,860
2019	Fund Balance/Net Position at July 1***			123,790	1,778,341	2,232,471				4,134,602
2019	Primary Property Tax Levy	B	0							0
2019	Secondary Property Tax Levy	B		56,730	563,490					620,220
2019	Estimated Revenues Other than Property Taxes	C	0	700	392,610	11,100	0	0	0	404,410
2019	Other Financing Sources	D	0	0	0	1,000,000	0	0	0	1,000,000
2019	Other Financing (Uses)	D	0	0	0	0	0	0	0	0
2019	Interfund Transfers In	D	20,110	0	0	0	0	0	0	20,110
2019	Interfund Transfers (Out)	D	0	20,110	0	0	0	0	0	20,110
2019	Reduction for Amounts Not Available:									
LESS:	Amounts for Future Debt Retirement:									0
										0
										0
										0
2019	Total Financial Resources Available		20,110	161,110	2,734,441	3,243,571	0	0	0	6,159,232
2019	Budgeted Expenditures/Expenses	E	0	32,510	1,703,270	2,552,590	0	0	0	4,288,370

**EXPENDITURE LIMITATION COMPARISON**

1. Budgeted expenditures/expenses
2. Add/subtract: estimated net reconciling items
3. Budgeted expenditures/expenses adjusted for reconciling items
4. Less: estimated exclusions
5. Amount subject to the expenditure limitation
6. EEC expenditure limitation

	2018	2019
1.	\$ 4,111,948	\$ 4,288,370
2.		
3.	4,111,948	4,288,370
4.		
5.	\$ 4,111,948	\$ 4,288,370
6.		

The city/town does not levy property taxes and does not have special assessment districts for which property taxes are levied. Therefore, Schedule B has been omitted.

- \* Includes Expenditure/Expense Adjustments Approved in the current year from Schedule E.
- \*\* Includes actual amounts as of the date the proposed budget was prepared, adjusted for estimated activity for the remainder of the fiscal year.
- \*\*\* Amounts on this line represent Fund Balance/Net Position amounts except for amounts not in spendable form (e.g., prepaids and inventories) or legally or contractually required to be maintained intact (e.g., principal of a permanent fund).

**Merrill Ranch Community Facilities District No. 2**  
**Tax Levy and Tax Rate Information**  
**Fiscal Year 2019**

	2018	2019
1. Maximum allowable primary property tax levy. A.R.S. §42-17051(A)	\$ _____	\$ _____
2. Amount received from primary property taxation in the <b>current year</b> in excess of the sum of that year's maximum allowable primary property tax levy. A.R.S. §42-17102(A)(18)	\$ _____	
3. Property tax levy amounts		
A. Primary property taxes	\$ _____	\$ _____
B. Secondary property taxes	635,039	620,220
C. Total property tax levy amounts	\$ <u>635,039</u>	\$ <u>620,220</u>
4. Property taxes collected*		
A. Primary property taxes		
(1) <b>Current</b> year's levy	\$ _____	
(2) Prior years' levies	\$ _____	
(3) Total primary property taxes	\$ _____	
B. Secondary property taxes		
(1) <b>Current</b> year's levy	\$ 621,976	
(2) Prior years' levies	\$ _____	
(3) Total secondary property taxes	\$ <u>621,976</u>	
C. Total property taxes collected	\$ <u>621,976</u>	
5. Property tax rates		
A. City/Town tax rate		
(1) Primary property tax rate	_____	_____
(2) Secondary property tax rate	3.5500	3.2800
(3) Total city/town tax rate	<u>3.5500</u>	<u>3.2800</u>
B. Special assessment district tax rates		
Secondary property tax rates - As of the date the proposed budget was prepared, the city/town was operating <u>2</u> special assessment districts for which secondary property taxes are levied. For information pertaining to these special assessment districts and their tax rates, please contact the city/town.		

\* Includes actual property taxes collected as of the date the proposed budget was prepared, plus estimated property tax collections for the remainder of the fiscal year.

## **MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2**

**MINUTES OF THE MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2 SPECIAL MEETING HELD ON MONDAY, JULY 16, 2018, AT 6:00 P.M., IN THE FLORENCE TOWN COUNCIL CHAMBERS, LOCATED AT 775 N. MAIN STREET, FLORENCE, ARIZONA.**

### **CALL TO ORDER**

Chairman Walter called the meeting to order at 6:00 p.m.

### **ROLL CALL:**

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

**Public hearing to receive citizens' comments on the proposed final budget for Merrill Ranch Community Facilities District No. 2; and possible adoption of Resolution No. MRCFD2 236-18:**

Chairman Walter read Resolution No. MRCFD2 236-18 by title only.

**A RESOLUTION OF THE MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2, PINAL COUNTY, ARIZONA, ADOPTING THE BUDGET FOR FISCAL YEAR 2018-2019.**

Mr. Jarvis stated the numbers that is being presented is lower in the upcoming fiscal year than in the last fiscal year because the Arizona Revised Statutes have changed. He met with the consultants and they are coming before the Board with a recommendation on July 30, 2018.

Chairman Walter opened the public hearing. There were no public comments, Chairman Walter closed the public hearing.

On motion of Boardmember Hawkins, seconded by Vice-Chairman Woolridge, and carried to adopt Resolution No. MRCFD2 236-18.

**Discussion/Approval/Disapproval of the Merrill Ranch Community Facilities District No. 2 March 19, 2018 Special Meeting minutes.**

On motion of Boardmember Wall, seconded by Boardmember Larsen, and carried to approve the March 19, 2018 Special Meeting minutes.

### **ADJOURNMENT**

On motion of Boardmember Larsen, seconded by Boardmember Hawkins, and carried to adjourn the meeting.

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Tara Walter, Chairman

ATTEST:


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Lisa Garcia, District Clerk

I certify that the following is a true and correct copy of the minutes of the Merrill Ranch Community Facilities District No. 2 meeting held on July 16, 2018, and that the meeting was duly called to order and that a quorum was present.

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Lisa Garcia, District Clerk

	<b>TOWN OF FLORENCE COUNCIL ACTION FORM</b>	<b><u>AGENDA ITEM</u></b> <b>9a.</b>
<b>MEETING DATE:</b> July 30, 2018  <b>DEPARTMENT:</b> Finance  <b>STAFF PRESENTER:</b> Joe Jarvis, Finance Director  <b>SUBJECT:</b> Ordinance No. 660-18: Primary Property Tax Levy for FY 2018-2019		<input checked="" type="checkbox"/> <b>Action</b> <input type="checkbox"/> <b>Information Only</b> <input type="checkbox"/> <b>Public Hearing</b> <input type="checkbox"/> <b>Resolution</b> <input checked="" type="checkbox"/> <b>Ordinance</b> <input checked="" type="checkbox"/> <b>Regulatory</b> <input type="checkbox"/> <b>1<sup>st</sup> Reading</b> <input checked="" type="checkbox"/> <b>2<sup>nd</sup> Reading</b> <input type="checkbox"/> <b>Other</b>
<b>STRATEGIC PLAN REFERENCE:</b> <input type="checkbox"/> Community Vitality <input type="checkbox"/> Economic Prosperity <input type="checkbox"/> Leadership and Governance <input type="checkbox"/> Partnership and Relationships <input type="checkbox"/> Transportation and Infrastructure <input checked="" type="checkbox"/> Statutory <input type="checkbox"/> None		

**RECOMMENDED MOTION/ACTION:**

Adopt Ordinance No. 660-18: AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, LEVYING THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE TOWN OF FLORENCE SUBJECT TO TAXATION OF CERTAIN SUM UPON EACH \$100 OF VALUATION SUFFICIENT TO RAISE THE AMOUNT ESTIMATED TO BE RECEIVED FROM FUNDS FOR GENERAL MUNICIPAL EXPENSES FOR THE FISCAL YEAR ENDING THE 30th DAY OF JUNE 2019.

**BACKGROUND/DISCUSSION:**

The Town of Florence levies a primary property tax annually. The rate for last year was \$1.1345 per \$100 of Net Assessed Valuation (NAV). The proposed property tax rate is \$1.1060 per \$100/NAV. Within certain restrictions, the Town Council may choose the rate for Fiscal Year 2018-2019.

As calculated by the Arizona Department of Revenue, the Truth-in-Taxation (TNT) rate is \$1.0843 per \$100/NAV, which is the maximum rate the Town can levy without having to hold a TNT hearing.

At the proposed rate of \$1.1060, the proposed property tax levy for the 2018-2019 Fiscal Year is \$1,104,481.

**A VOTE OF NO WOULD MEAN:**

Pursuant to A.R.S. §42-17151, the Town Council must adopt a property tax rate and levy for Fiscal Year 2018- 2019.

**A VOTE OF YES WOULD MEAN:**

Adoption of Ordinance No. 660-18.

**FINANCIAL IMPACT:**

Primary taxes are calculated using Limited Property Value (LPV). A home with a \$100,000 LPV using the proposed rate of \$1.1060 per \$100/NAV would be \$110.60.

The levy would add to the General Fund revenue base and is essential to funding all of the departments within the General Fund that are necessary to maintain Town services.

**ATTACHMENTS:**

Ordinance No. 660-18



**ORDINANCE NO. 660-18**

**AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, LEVYING THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE TOWN OF FLORENCE SUBJECT TO TAXATION OF CERTAIN SUM UPON EACH \$100 OF VALUATION SUFFICIENT TO RAISE THE AMOUNT ESTIMATED TO BE RECEIVED FROM FUNDS FOR GENERAL MUNICIPAL EXPENSES FOR THE FISCAL YEAR ENDING THE 30th DAY OF JUNE 2019.**

**WHEREAS**, pursuant to A.R.S. §42-17151, the ordinance levying a primary property tax rate for the Fiscal Year 2018-2019 is required to be adopted no later than the third Monday in August; and

**WHEREAS**, the County of Pinal, is now the assessing and collecting authority for the Town of Florence. The Town Clerk is hereby directed to transmit a certified copy of the ordinance to the Assessor and Board of Supervisors of Pinal County, Arizona.

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

**Section 1:** There is hereby levied on each \$100 of the assessed value of all property, both real and personal, within the corporate limits of the Town of Florence, except such property as may by law be exempt from taxation, a primary property tax rate sufficient to raise the sum of \$1,104,481 for the purpose of providing a General Fund of the Town of Florence, for the Fiscal Year ending on the 30<sup>th</sup> day of June 2019, but if the said sum exceeds the maximum levy allowed by law, the Board of Supervisors of Pinal County, is hereby authorized to reduce the said sum to the maximum which is allowed by law.

**Section 2:** No failure by the officials of Pinal County, Arizona, to properly return the delinquent list and no irregularity in the assessment or commission in the same, or irregularity of any kind in any proceeding will invalidate such proceeding or invalidate any title conveyed by tax deed; nor will any failure or neglect of any officer or officers to perform any of the duties assigned to him or to them on the day within the time specified work an invalidation of any proceedings or of any such deed or sale or affect the validity of the assessment of a levy of taxes or of the judgment of sale by which the collection of the same may be enforced or in any manner affect the lien of the Town upon such property for the delinquent unpaid taxes; thereon, and no overcharge as to part of the taxes or of costs will invalidate any of the proceeding upon the lien, therefore, or a sale of the property under such foreclosure; and all acts of officers de facto will be valid as if performed by officer de jure.

**Section 3:** All ordinances and parts of ordinances in conflict herewith are hereby repealed.

**PASSED AND ADOPTED** by the Mayor and Council of the Town of Florence, Arizona, the 30<sup>th</sup> day of July 2018.

\_\_\_\_\_  
Tara Walter, Mayor

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Lisa Garcia, Town Clerk

\_\_\_\_\_  
Clifford L. Mattice, Town Attorney