

## ACTION MINUTES

MINUTES OF THE TOWN OF FLORENCE COUNCIL REGULAR MEETING HELD ON TUESDAY, JANUARY 22, 2019, 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 6:01 pm.

### 1. ROLL CALL:

Present: Walter, Anderson, Hawkins, Wall, Larsen, Cordes, Hughes.

### 2. MOMENT OF SILENCE

### 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. PRESENTATIONS

- a. Presentation on upcoming special events from February to April 2019. (Alison Feliz)
- b. Presentation of new GIS (Geographic Information System) interactive online map for traffic counts of various roadways in the greater Florence area. (Victor Cantu)

### 6. 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. Ratification of award of bid to Coolidge Engine & Pump, to brush, bail, clean, video, perforate and install new casing to Well #4 (CIP WU-84 Pump Inspection and Rebuild), in an amount not to exceed \$42,527.58. (Chris Salas)
- b. Approval to accept funds from Arizona Department of Homeland Security, to purchase an OPSG Vehicle to conduct Operation Stonegarden border enforcement activities, in the amount of \$82,018. (Jennifer Evans)
- c. Approval to purchase five public safety portable radios, from Motorola Solutions, in an amount not to exceed \$36,784.88. (Dan Hughes)
- d. Approval and ratification of the standard Terms of Engagement for legal services approved at the June 18, 2018 Council Meeting, as it relates to the expenditures for legal services

with Attorney formerly working at Ryley Carlock & Applewhite, now engaged at Dickinson Wright PLLC, and Albert H. Acken, for legal representation of the Town of Florence, in regulatory matters, including administrative appeals and potential litigation with respect to Matters of Arizona Corporation Commission's Investigation of Johnson Utilities LLC, and Southwest Environmental Utilities. (Clifford Mattice)

- e. Approval of the December 3, 2018 Town Council Meeting minutes.
- f. Receive and file the following board and commission minutes:
  - i. September 20, and October 11, 2018 Arts and Culture Commission Minutes
  - ii. November 7, 2018 Historic District Advisory Commission Minutes
  - iii. October 18, November 15 and December 20, 2018 Planning and Zoning Commission Minutes

**On motion of Councilmember Hawkins, seconded by Councilmember Hughes, and carried (7-0) to approve the Consent Agenda as written, with the exception of Item b.**

- b. Approval to accept funds from Arizona Department of Homeland Security, to purchase an OPSG Vehicle to conduct Operation Stonegarden border enforcement activities, in the amount of \$82,018. (Jennifer Evans)

**On motion of Vice-Mayor Anderson, seconded by Councilmember Hawkins, and carried (7-0) to accept funds from Arizona Department of Homeland Security, to purchase an OPSG Vehicle to conduct Operation Stonegarden border enforcement activities, in the amount of \$82,018.**

## **7. NEW BUSINESS**

- a. Resolution No. 1686-19: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, AMENDING THE FLORENCE TOWN COUNCIL RULES OF PROCEDURE, EFFECTIVE FEBRUARY 22, 2019. (Lisa Garcia)

**On motion of Vice-Mayor Anderson, seconded by Councilmember Cordes, and carried (7-0) to adopt Resolution No. 1686-19.**

- b. Discussion/Approval/Disapproval of PZ-18-36-DR, the Comprehensive Sign Plan for the Florence Hospital, APN 211-02-0340, located at 4545 North Hunt Highway, subject to the conditions noted in the staff report. (Larry Harmer)

**On motion of Councilmember Hawkins, seconded by Councilmember Wall, and carried (7-0) to approve PZ-18-36-DR, the Comprehensive Sign Plan for the Florence Hospital, APN 211-02-0340, located at 4545 North Hunt Highway, subject to the conditions noted in the staff report.**

- c. Discussion/Approval/Disapproval to accept funds from Arizona Department of Homeland Security, in the amount of \$161,000 for overtime wages, benefits and vehicle mileage to conduct OPSG border enforcement activities. (Jennifer Evans)

**On motion of Councilmember Wall, seconded by Councilmember Cordes, and carried (7-0) to accept funds from Arizona Department of Homeland Security, in the amount of**

**\$161,000 for overtime wages, benefits and vehicle mileage to conduct OPSG border enforcement activities.**

- d. Discussion/Approval/Disapproval of entering into an employment agreement with Clifford L. Mattice for the position of Town Attorney. (Brent Billingsley)

**On motion of Councilmember Wall, seconded by Councilmember Wall, and carried (7-0) to enter into an employment agreement with Clifford L. Mattice for the position of Town Attorney.**

## **8. MANAGER'S REPORT**

## **9. CALL TO THE PUBLIC**

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

## **11. ADJOURNMENT 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. Discussion or consultations regarding the Town of Florence intervention in the matter of the Arizona Corporation Commission's investigation into the billing practices and water quality issues of Johnson Utilities, LLC before the Commission or in regard to any matters involving the Commission's review, public participation, investigations into the operations of Johnson Utilities, LLC and its affiliates including but not limited to Southwest Environmental Utilities and Case Numbers: WS-02987A-17-0392; WS-02987A-18-0151; WS-0987A-18-0050; WS-20878A-18-0330; WS-02987A-18-0329; WS-02987A-06-0667.

**On motion of Councilmember Hawkins, seconded by Vice-Mayor Anderson, and carried (7-0) to adjourn to Executive Session.**

## **12. ADJOURNMENT FROM EXECUTIVE SESSION**

**On motion of Councilmember Wall, seconded by Councilmember Hawkins, and carried (7-0) to adjourn from Executive Session.**

## **13. ADJOURNMENT**

**On motion of Vice-Mayor Anderson, seconded by Councilmember Wall, and carried to adjourn at 8:00 p.m.**

**Posted this 23<sup>rd</sup> day of January 2019, on the Town of Florence website at [www.florenceaz.gov](http://www.florenceaz.gov) by Maria Hernandez, Deputy Town Clerk.**