

## **ACTION MINUTES**

**MINUTES OF THE TOWN OF FLORENCE REGULAR COUNCIL MEETING HELD ON MONDAY, APRIL 1, 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 6:00 pm.**

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

**Present: Tara Walter, John Anderson, Bill Hawkins, Karen Wall, Kristen Larsen, Michelle Cordes, Judy Hughes**

### **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. PUBLIC HEARING AND PRESENTATION**

- a. Public Hearing to receive citizen's comments on rezoning from Neighborhood Office (NO) to Highway Business (B-2) for 470 South Main Street, Florence, Arizona, APN 202-09-0010; and second reading of Ordinance No. 671-19: Discussion/Approval/Disapproval of AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, APPROVING THE HIGHWAY BUSINESS COMMERCIAL (B-2) ZONE CHANGE LOCATED AT 470 SOUTH MAIN STREET, APN 202-09-0010 (PZ-19-15). (Larry Harmer)

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

**On motion of Vice-Mayor Anderson, seconded by Councilmember Wall, and carried (7-0) to adopt Ordinance No. 671-19.**

- b. Proclamation declaring the week of April 7 - 13, 2019 as National Library Week in the Town of Florence. (Mayor Walter)

**Mayor Walter proclaimed the week of April 7 – 13, 2019 as National Library Week in the Town of Florence.**

- c. Proclamation declaring April 2019 as Promise for the Future Month. (Mayor Walter)

**Mayor Walter proclaimed April 2019 as Promise for the Future Month.**

**7. 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 an amendment to the Professional Services Agreement with Lantis Productions, Inc. (dba Lantis Fireworks and Lasers) increasing the total contract to \$36,000. (Bryan Hughes)
- b. Approval of a contract with Zumar Industries Inc. to purchase various street, warning and informational signs as well as poles and pole accessories for all signage within the Town of Florence Town limits using the MCDOT Co-operative Contracts, Serial 16136-C and Serial 14105-C, in an amount not to exceed of \$60,000 (include a ratification of \$29,338.02). (Chris Salas)
- c. Proclamation declaring April 2019 as Fair Housing Month. (Jennifer Evans)
- d. Approval of accepting the register of demands ending February 28, 2019, in the amount of \$2,258,477.17. (Becki Guilin)

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

**8. NEW BUSINESS**

- a. Resolution No. 1692-19: Discussion/Approval/Disapproval of A RESOLUTION OF TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, APPROVING AND AUTHORIZING MAYOR TARA WALTER, TOWN MANAGER BRENT BILLINGSLEY, AND INTERIM FINANCE DIRECTOR BECKI JIMENEZ TO ACT AS SIGNATORIES FOR THE TRANSACTION OF BUSINESS ON THE TOWN OF FLORENCE BANKING ACCOUNTS, AND DECLARING AN EMERGENCY. (Lisa Garcia)

**On motion of Vice-Mayor Anderson, seconded by Councilmember Larsen, and carried (7-0) to adopt Resolution No. 1692-19.**

- b. Discussion/Approval/Disapproval to modify the existing contract with Apache Underground, utilizing Pine-Strawberry Waterline Replacement and Water Facilities Improvement Construction Work – Job Order Contract, dated October 18, 2018, for CIP WU-38 Water line replacement, in an amount not to exceed \$1,314,779.20. (Chris Salas)

**On motion of Councilmember Hawkins, seconded by Councilmember Hughes, and carried (7-0) to modify the existing contract with Apache Underground, utilizing Pine-Strawberry Waterline Replacement and Water Facilities Improvement Construction Work – Job Order Contract, dated October 18, 2018, for CIP WU-38 Water line replacement, in an amount not to exceed \$1,314,779.20.**

**9. LEGISLATIVE UPDATE**

**10. MANAGER'S REPORT**

**11. DEPARTMENT REPORTS**

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

## **12. CALL TO THE PUBLIC**

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

## **14. ADJOURNMENT 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)(1)(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 Arizona Department of Environmental Quality proceedings, related to Water Quality Appeals Board Case No. 16-002, including appellate proceedings to reviewing courts.
- b. Town's position and instruct its attorneys regarding pending litigation in Maricopa County Superior Court: Town of Florence v. Florence Copper, Inc. CV2015-000325.
- 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 including those actions related to said litigation as authorized by Ordinance. No. 592-13.
- d. Town's position and instruct its attorneys regarding pending litigation in Pinal County Superior Court: Johnson Utilities, LLC, v. Town of Florence S-1100-CV-201900383 including those actions related to said litigation.
- e. Town Council duties and responsibilities in a Town Manager-Council form of government.

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

## **15. ADJOURNMENT FROM EXECUTIVE SESSION**

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

## **16. ADJOURNMENT**

**On motion of Mayor Walter, seconded by Councilmember Anderson, and carried (7-0) to adjourn the meeting at 8:30 p.m.**

**Posted this 25<sup>th</sup> day of March 2019, on the Town of Florence website at [www.florenceaz.gov](http://www.florenceaz.gov) by Maria Hernandez, Deputy Town Clerk.**