

## **ACTION MINUTES**

**MINUTES OF the Town of Florence Council Meeting held on Monday, November 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 6:00 pm.**

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

**Present: Walter, Woolridge, Hawkins, Anderson, Larsen.**

**Absent for meeting: Wall (Present via Phone Call for Executive Session)**

### **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. PRESENTATIONS**

- a. Presentation celebrating Laura Carter's retirement on November 30, 2018, after 20 years of service.
- b. Presentation on the Fiscal Year 2018-2019 First Quarter results and forecast for the remainder of the year. (Joe Jarvis)

### **7. ADJOURN TO BOARD OF ADJUSTMENTS**

**On motion of Vice-Mayor Woolridge, seconded by Councilmember Anderson, and carried (5-0) to adjourn to the Board of Adjustments.**

- a. Public Hearing on the Burger King application to receive citizen's comments on an application received from Angie Chiv, of 80 Florence Investment, LLC for a sign variance for Burger King to allow an electronic message center on the new replacement monument sign. (Larry Harmer)

**Mayor Walter opened the public hearing.**

**On motion of Boardmember Anderson, seconded by Boardmember Larsen, and carried (5-0) to close the public hearing.**

- b. Discussion and possible action on authorizing a variance on an application received from Angie Chiv, of 80 Florence Investment, LLC, for a sign variance for Burger King to allow an electronic message center on the new replacement monument sign. (Larry Harmer)

**On motion of Boardmember Woolridge, seconded by Boardmember Hawkins, and carried (5-0) to authorize a variance on an application received from Angie Chiv, of 80 Florence Investment, LLC, for a sign variance for Burger King to allow an electronic message center on the new replacement monument sign.**

## **8. ADJOURN FROM BOARD OF ADJUSTMENTS**

**On motion of Boardmember Woolridge, seconded by Councilmember Anderson, and carried (5-0) to adjourn from the Board of Adjustments.**

**9. 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 Intergovernmental Agreement with The Florence Industrial Development Authority for use of the Suter House. (Bryan Hughes)
- b. Approval of a Non-Exclusive License Agreement with the Arizona National Guard. (Daniel Hughes)
- c. Authorization to increase the not to exceed amount for Fester and Chapman's annual audit services by \$4,500, from \$41,150 to \$45,650. (Joe Jarvis)
- d. Approval of the upfit of three Police Interceptors by Motorola Solutions, for an amount not to exceed \$47,200. (Joe Jarvis)
- e. Approval of the October 1 and October 15, 2018 Town Council Meeting minutes.
- f. Receive and file the following board and commission minutes:
  - i. August 29, 2018 Historic District Advisory Commission Minutes

**On motion of Councilmember Larsen, seconded by Councilmember Hawkins, and carried (5-0) to approve the Consent Agenda, as written.**

## **10. NEW BUSINESS**

- a. Resolution No. 1684-18: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, APPROVING THE FINAL PLAT FOR ANTHEM AT MERRILL RANCH UNIT 35B; AND AUTHORIZING EXECUTION BY THE TOWN MANAGER OF SUPPORTING DOCUMENTS. (Larry Harmer)

**On motion of Vice-Mayor Woolridge, seconded by Councilmember Larsen, and carried (5-0) to adopt Resolution No. 1684-18.**

- b. Discussion/Approval/Disapproval of a Professional Services Agreement with GreenPlay LLC, for the Parks and Recreation Comprehensive Plan and Site-Specific Master Plan, in an amount not to exceed \$241,969. (Bryan Hughes)

**On motion of Councilmember Anderson, seconded by Councilmember Larsen, and carried (5-0) to approve a Professional Services Agreement with GreenPlay LLC, for the Parks and Recreation Comprehensive Plan and Site-Specific Master Plan, in an amount not to exceed \$241,969.**

#### **11. MANAGER'S REPORT**

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

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

#### **14. 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), (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.

**On motion of Councilmember Hawkins, seconded by Councilmember Anderson, and carried (5-0) to adjourn to Executive Session.**

#### **15. AJDOURN FROM EXECUTIVE SESSION**

**On motion of Councilmember Hawkins, seconded by Vice-Mayor Woolridge, and carried (6-0) to adjourn from Executive Session. (Councilmember Wall appeared telephonically for the Executive Session only).**

#### **16. ADJOURNMENT**

**On motion of Councilmember Hawkins, seconded by Vice-Mayor Woolridge, and carried (5-0) to adjourn the meeting at 7:58 pm.**

Posted this 21<sup>st</sup> day of November 2018, on the Town of Florence website at [www.florenceaz.gov](http://www.florenceaz.gov) by Maria Hernandez, Deputy Town Clerk.