

ACTION MINUTES

MINUTES OF THE TOWN OF FLORENCE COUNCIL MEETING OF THE FLORENCE TOWN COUNCIL WILL BE HELD ON TUESDAY, FEBRUARY 19, 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: Walter, Anderson, Hawkins, Wall, Larsen, Cordes, Hughes
Attending by phone: Cordes

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 HEARINGS AND PRESENTATIONS

- a. Public Hearing to receive citizen's comments on a text amendment to the Sign Regulations of the Development Code; and first reading of Ordinance No. 667-18: AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, AMENDING THE TOWN OF FLORENCE CODE OF ORDINANCES TITLE XV "LAND USAGE" CHAPTER 150: DEVELOPMENT CODE, SECTION 150.031 "DEFINITIONS" AND REPEALLING AND REPLACING "PART 3 SIGN REGULATIONS," SECTIONS 150.092 TO 150.130 (CASE PZ 18-33 ORD). (Dana Burkhardt)

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

- b. Public hearing to receive citizen's comments on a text amendment to the on-site parking and loading regulations of the Development Code; and first reading of Ordinance No. 668-19: AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, AMENDING THE TOWN OF FLORENCE CODE OF ORDINANCES TITLE XV "LAND USAGE" CHAPTER 150: DEVELOPMENT CODE, SECTION 150.031 "DEFINITIONS" AND "PART 7 PARKING; LOADING AND UNLOADING," SECTIONS 150.156 TO 150.167 (CASE PZ 18-34 ORD.) (Dana Burkhardt)

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

- c. Recognition of the 34th Annual Historic Home Tour Committee. (John Nixon)
 - d. 2017-2018 Police Annual Report (Dan Hughes)
 - e. Presentation by Pinal County United Way, Live United. (Braden Biggs)
- 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 Addendum Two Modification of the Lease Agreement dated October 1, 2016, between the Town of Florence, and Bucks 4 Style, LLC. (Jennifer Evans)
 - b. Award a contract to Right Away Disposal, LLC, for solid waste services (sludge hauling component only). (Ben Bitter)
 - c. Approval of the January 3, January 7, January 14, January 22 Regular, and January 22 Special Town Council Meeting minutes.
 - d. Receive and file the following board and commission minutes:
 - 1. December 13, 2018 Arts and Culture Commission Meeting minutes
 - 2. December 26, 2018 Historic District Advisory Commission Meeting minutes
 - 3. October 17, 2018 Library Advisory Board Meeting minutes
 - 4. July 26, 2018 Parks and Recreation Advisory Board Meeting minutes
 - 5. December 20, 2018 and January 3, 2019 Planning and Zoning Commission Meeting minutes

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

- a. Approval of Addendum Two Modification of the Lease Agreement dated October 1, 2016, between the Town of Florence, and Bucks 4 Style, LLC. (Jennifer Evans)

On motion of Vice-Mayor Anderson, seconded by Councilmember Hughes, and carried (7-0) to approve Addendum Two Modification of the Lease Agreement dated October 1, 2016, between the Town of Florence, and Bucks 4 Style, LLC.

8. UNFINISHED BUSINESS

- a. Ordinance No. 670 -19: Second reading and adoption of AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA AMENDING TOWN OF FLORENCE CODE OF ORDINANCES, TITLE VII, CHAPTER 72, BY ADDING A NEW SECTION 72.05 RELATING TO THE USE OF PORTABLE WIRELESS COMMUNICATION DEVICES INCLUDING SEVERABILITY; ESTABLISHING AN EFFECTIVE DATE AND REPEALING CONFLICTING ORDINANCES. (Tara Walter)

On motion of Vice-Mayor Anderson, seconded by Mayor Walter, and carried (5-2: Mayor Walter: Yes; Vice-Mayor Anderson: Yes; Councilmember Hawkins: No: Councilmember

Wall: Yes; Councilmember Larsen: No; Councilmember Cordes: Yes; Councilmember Hughes: Yes) to adopt Ordinance No. 670-19.

9. NEW BUSINESS

- a. Resolution No. 1687-19: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, ADOPTING REVISIONS TO THE TOWN OF FLORENCE PERSONNEL POLICY. (Scott Barber)

On motion of Councilmember Hawkins, seconded by Councilmember Wall, and carried (6-0; Councilmember Larsen was not present) to adopt Resolution No. 1687-19.

- b. Discussion/Approval/Disapproval of Vice-Mayor John Anderson attending the 2019 Water Now Summit in Austin Texas (John Anderson).

On motion of Councilmember Wall, seconded by Councilmember Hawkins, and carried (7-0) to approve Vice-Mayor Anderson to attend the 2019 Water Now Summit in Austin, Texas.

- c. Discussion/Approval/Disapproval of appointing members to the Florence Youth Commission.
 - 1. Appointment of Grace Diorio, Hanna Earl to a one-year term on the Florence Youth Commission with a term to expire October 31, 2019.
 - 2. Appointment of Kendra Johnson, Cara Roberts, and Delores Vasquez to a two-year term on the Florence Youth Commission with a term to expire October 31, 2020.
 - 3. Appointment of Jayden McMillin to a two-year term as Alternate of the Florence Youth Commission with a term to expire October 31, 2020.

On motion of Councilmember Hawkins, seconded by Councilmember Larsen, and carried (7-0) to appoint the following members to the Florence Youth Commission; Grace Diorio and Hanna Earl to a term expiring October 31, 2019, Kendra Johnson, Cara Roberts and Delores Vasquez to a term expiring October 31, 2020, and Jayden McMillin as an alternate with a term expiring October 21, 2020.

10. MANAGER'S REPORT

11. DEPARTMENT REPORTS

- a. Community Development
- b. Community Services
- c. Finance
- d. Fire
- e. Police
- f. 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)(3), (A)(4) and (A)(7) to consider its position and instruct its representatives and/or attorneys regarding:

- a. Town's position regarding use of the Town's real properties and related facility policy, procedures, current leases, rents due, and delinquent taxes.
- b. Update the Town Council on current and future nondisclosure agreements for economic development projects.
- c. 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.
- d. 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 Vice-Mayor Anderson, and carried (7-0) to adjourn to Executive Session.

15. ADJOURNMENT FROM EXECUTIVE SESSION

On motion of Vice-Mayor Anderson, seconded by Councilmember Hawkins, and carried (5-0; Councilmember Larsen and Councilmember Cordes were not present) to adjourn from Executive Session.

16. ADJOURNMENT

On motion of Vice-Mayor Anderson, seconded by Councilmember Wall, and carried (5-0; Councilmember Larsen and Councilmember Cordes were not present) to adjourn at 9:28 p.m.

Posted this 21st day of February 2019, on the Town of Florence website at www.florenceaz.gov by Maria Hernandez, Deputy Town Clerk.