

ACTION MINUTES

MINUTES OF THE TOWN OF FLORENCE COUNCIL SPECIAL MEETING HELD ON MONDAY, JANUARY 14, 2019, AT 4:00 P.M., IN THE FLORENCE TOWN COUNCIL CHAMBERS, LOCATED AT 775 N. MAIN STREET, FLORENCE, ARIZONA.

1. CALL TO ORDER;

Vice-Mayor Anderson called the meeting to order at 4:00 pm.

2. ROLL CALL:

Present: Anderson, Hawkins, Wall, Cordes, Hughes

Mayor Walter arrived at 5:00 pm., Councilmember Larsen arrived at 4:30 pm.

3. 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 (3) & (4) to update newly elected Council on pending and threatened claims against the Town of Florence.

- a. Association of Florence Fire Fighters, International Association of Fire Fighters Local 4512, Its Members, and ABC Plaintiffs 1-100 v. Town of Florence Case No. CV2015-00235 litigation update.
- b. Town's position and instruct its attorneys regarding pending litigation in the U.S. District Court for the District of Arizona: (Case No. CV-14-01304-PHX-DMF) Walt Hunter and Jarris A.H. Varnrobinson Von Zombie v. Town of Florence, et al.
- c. 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.
- d. 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.
- e. Town's position and instruct its attorneys regarding pending litigation in Maricopa County Superior Court: Town of Florence B. Florence Cooper, Inc. CV2015-000325
- f. Town's position and instruct is attorneys regarding use of the Town's real property including the Silver King/Brunenkant and facility policy, procedures and items related to current leases, rents due, and delinquent taxes.
- g. Discussion of the filing of an Amicus Brief in the Appeal of Cause No. TX2017-000663 of the Arizona Tax Court's decision voiding Proposition 417, as approved by Pinal County voters on November 7, 2017.

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

4. ADJOURNMENT FROM EXECUTIVE SESSION

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

5. ADJOURNMENT

On motion of Councilmember Wall, seconded by Councilmember Larsen, and carried (7-0) to adjourn the meeting at 8:24 p.m.

Posted this 15th day of January 2019, on the Town of Florence website at www.florenceaz.gov by Maria Hernandez, Deputy Town Clerk.