

ACTION MINUTES

MINUTES OF THE TOWN OF FLORENCE COUNCIL SPECIAL MEETING HELD ON MONDAY, JULY 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: Walter, Anderson, Wall, Larsen, Cordes, Hughes

Absent: Hawkins

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. ADJOURN TO MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1

On motion of Councilmember Wall, seconded by Councilmember Larsen, and carried (6-0) to adjourn to Merrill Ranch Community Facilities District No. 1.

- a. Public hearing to receive citizens' comments on the property tax levy of the Merrill Ranch Community Facilities District No. 1: Ordinance No. MRCFD1 116-19: AN ORDINANCE OF MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1, PINAL COUNTY, ARIZONA, LEVYING THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE COMMUNITY FACILITIES DISTRICT SUBJECT TO TAXATION OF CERTAIN SUM UPON EACH ONE HUNDRED DOLLARS (\$100.00) OF VALUATION SUFFICIENT TO RAISE THE AMOUNT ESTIMATED TO BE RECEIVED FROM FUNDS FOR COMMUNITY FACILITIES EXPENSES FOR THE FISCAL YEAR ENDING THE 30TH DAY OF JUNE 2020. (Rey Sanchez)

Chairman Walter opened the public hearing. Chairman Walter closed the public hearing.

- b. Public hearing to receive citizens' comments on the proposed final budget for Merrill Ranch Community Facilities District No. 1 and possible adoption of Resolution No. MRCFD1 140-19: A RESOLUTION OF THE MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1, PINAL COUNTY, ARIZONA, ADOPTING THE BUDGET FOR FISCAL YEAR 2019-2020. (Rey Sanchez)

Chairman Walter opened the public hearing. Chairman Walter closed the public hearing.

On motion of Boardmember Wall, seconded by Vice-Chairman Anderson, and carried to adopt Resolution No. MRCFD1 140-19.

- c. Discussion/Approval/Disapproval of the Merrill Ranch Community Facilities District No. 1 October 1, 2018 and April 15, 2019 Special Meeting minutes.

On motion of Boardmember Wall, seconded by Vice-Chairman Anderson, and carried (6-0) to approve the Merrill Ranch Community Facilities District No. 1 October 1, 2018 and April 15, 2019 Special Meeting minutes.

7. ADJOURN FROM MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1

On motion of Boardmember Wall, seconded by Boardmember Larsen, and carried (6-0) to adjourn from Merrill Ranch Community Facilities District No. 1.

8. ADJOURN TO MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2

On motion of Councilmember Larsen, seconded by Councilmember Cordes, and carried (6-0) to adjourn to Merrill Ranch Community Facilities District No. 2.

- a. Public hearing to receive citizens' comments on the property tax levy of the Merrill Ranch Community Facilities District No. 2: Ordinance No. MRCFD2 216-19: AN ORDINANCE OF MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2, PINAL COUNTY, ARIZONA, LEVYING THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE COMMUNITY FACILITIES DISTRICT SUBJECT TO TAXATION OF CERTAIN SUM UPON EACH ONE HUNDRED DOLLARS (\$100.00) OF VALUATION SUFFICIENT TO RAISE THE AMOUNT ESTIMATED TO BE RECEIVED FROM FUNDS FOR COMMUNITY FACILITIES EXPENSES FOR THE FISCAL YEAR ENDING THE 30TH DAY OF JUNE 2020. (Rey Sanchez)

Chairman Walter opened the public hearing. Chairman Walter closed the public hearing.

- b. Public hearing to receive citizens' comments on the proposed final budget for Merrill Ranch Community Facilities District No. 2 and possible adoption of Resolution No. MRCFD2 237-19: A RESOLUTION OF THE MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2, PINAL COUNTY, ARIZONA, ADOPTING THE BUDGET FOR FISCAL YEAR 2019-2020. (Rey Sanchez)

Chairman Walter opened the public hearing. Chairman Walter closed the public hearing.

On motion of Boardmember Wall, seconded by Boardmember Cordes, and carried (6-0) to adopt Resolution No. MRCFD2 237-19.

- c. Discussion/Approval/Disapproval of the Merrill Ranch Community Facilities District No. 2 October 1, 2018 and April 15, 2019 Special Meeting minutes.

On motion of Vice-Chairman Anderson, seconded by Boardmember Larsen, and carried (6-0) to approve the Merrill Ranch Community Facilities District No. 2 October 1, 2018 and April 15, 2019 Special Meeting minutes.

9. ADJOURN FROM MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2

On motion of Vice-Chairman Anderson, seconded by Boardmember Wall, and carried (6-0) to adjourn from Merrill Ranch Community Facilities District No. 2.

10. PUBLIC HEARINGS AND PRESENTATIONS

- a. Public hearing to receive citizens' comments regarding the use of Fiscal Year 2019 Community Development Block Grant Regional Account/State Special Project funds, as required for submission of the grant application. (Jennifer Evans)

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

- b. Public hearing to receive citizens' comments on the property tax levy of the Town of Florence and first reading of Ordinance No. 676-19: AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, LEVYING THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE TOWN OF FLORENCE SUBJECT TO TAXATION OF CERTAIN SUM UPON EACH ONE HUNDRED DOLLARS (\$100) OF VALUATION SUFFICIENT TO RAISE THE AMOUNT ESTIMATED TO BE RECEIVED FROM FUNDS FOR GENERAL MUNICIPAL EXPENSES FOR THE FISCAL YEAR ENDING THE 30th DAY OF JUNE 2020. (Rey Sanchez)

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

- c. Public hearing to receive citizens' comments on the secondary property tax for the Fiscal Year 2019-2020 for Anthem at Merrill Ranch Street Light Improvement District No. 1, Anthem at Merrill Ranch Street Light Improvement District No. 2 and Anthem at Merrill Ranch Street Light Improvement District No. 3; and first reading of Ordinance No. 677-19: AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, LEVYING THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE STREET LIGHT IMPROVEMENT DISTRICTS (1, 2, & 3) SUBJECT TO TAXATION OF CERTAIN SUM UPON EACH ONE HUNDRED DOLLARS (\$100.00) OF VALUATION SUFFICIENT TO RAISE THE AMOUNT ESTIMATED TO BE RECEIVED FROM FUNDS FOR STREET LIGHT OPERATIONS FOR THE FISCAL YEAR ENDING THE 30TH DAY OF JUNE 2020. (Rey Sanchez)

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

- d. Public hearing to receive citizen's comments on the proposed final budget for Fiscal Year 2019-2020. And Discussion/Approval/Disapproval of Resolution No. 1700-19: A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, ADOPTING THE BUDGET FOR THE FISCAL YEAR 2019-2020. (Rey Sanchez) (Roll Call Vote)

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

On motion of Councilmember Wall, seconded by Councilmember Hughes, and carried (6-0) to adopt Resolution No. 1700-19.

Roll Call Vote:

Councilmember Wall: Yes
Councilmember Hughes: Yes
Councilmember Cordes: Yes
Councilmember Larsen: Yes
Vice-Mayor Anderson: Yes
Mayor Walter: Yes

Yes: 6; No; 0

- e. United Way Presentation by Allen A. Villalobos, Chief Executive Officer for United Way of Pinal County. (Lisa Garcia)
- f. Special recognition of Battalion Chief Jim Walter for completing the Managing Officer Program through the National Fire Academy. (David Strayer)
- g. Special recognition of Sergeant Phil Riccomini for completing a 10-week course given through Northwestern University, School of Police Staff and Command. (Dan Hughes)
- h. Proclamation declaring July as Parks and Recreation Month in the Town of Florence and to encourage residents to get outdoors and enjoy their community through parks and recreation. (Bryan Hughes)

Mayor Walter proclaimed July as Parks and Recreation Month in the Town of Florence.

11. 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. Adoption of the Active Transportation Plan. (Bryan Hughes)
- b. Approval of an Extension of Agreement for Temporary Housing at Florence Fire Station 542 by American Medical Response for an additional 12 months. (David Strayer)
- c. Approval of an Extension of Agreement with Air Methods Corporation for the utilization of the helipad at Fire Station 541 for an additional 12 months. (David Strayer)
- d. Approval of an Inmate Work Contract with the Arizona Department of Corrections for a period of five years, with a term to expire June 30, 2024. (Lisa Garcia)
- e. Approval of the Interagency Service Agreement (ISA) between Arizona State Parks and the Town of Florence to manage McFarland State Historic Park through June 30, 2020. (Jennifer Evans)
- f. Approval of entering into a Revocable License/Lease and Professional Services Agreement with the Greater Florence Chamber of Commerce for McFarland State Historic Park through June 30, 2020. (Jennifer Evans)

- g. Approval of accepting the register of demands ending May 31, 2019, in the amount of \$2,976,951.39. (Rey Sanchez)

On motion of Vice-Mayor Anderson, seconded by Councilmember Wall, and carried (6-0) to approve the Consent Agenda as written, with the removal Item e.

- e. Approval of the Interagency Service Agreement (ISA) between Arizona State Parks and the Town of Florence to manage McFarland State Historic Park through June 30, 2020. (Jennifer Evans)

On motion of Councilmember Wall, seconded by Councilmember Larsen, and carried (6-0) to approve the Interagency Service Agreement (ISA) between Arizona State Parks and the Town of Florence to manage McFarland State Historic Park through June 30, 2020.

12. NEW BUSINESS

- a. Discussion/Approval/Disapproval to adopt Resolution No. 1707-19 adopting the Uniform Video Service License and Application and adopt Ordinance No. 679-19 amending the Town of Florence Code of Ordinances to comply with Arizona State law governing Video Service License Agreements. (Lisa Garcia)
 - i. Resolution No. 1707-19: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, REAFFIRMING TOWN POLICY BY ADOPTING A UNIFORM STANDARD VIDEO SERVICES APPLICATION, AFFIDAVIT, AND LICENSE AGREEMENT FOR VIDEO SERVICE PROVIDERS; AND DIRECTING STAFF TO TAKE ALL NECESSARY STEPS TO CARRY OUT THE PURPOSE AND INTENT OF THIS RESOLUTION AND DECLARING AN EMERGENCY.

On motion of Councilmember Wall, seconded by Councilmember Larsen, and carried (6-0) to adopt Resolution No. 1707-19.

- ii. Ordinance No. 679-19: Discussion/Approval/Disapproval of AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, AMENDING THE TOWN OF FLORENCE CODE OF ORDINANCES BY AMENDING CHAPTER 118, CABLE COMMUNICATIONS, TO COMPLY WITH ARIZONA STATE LAW REQUIRING THE USE OF A UNIFORM VIDEO SERVICE LINES AGREEMENT EFFECTIVE JULY 1, 2019; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES AND PROVIDING FOR SEVERABILITY.

On motion of Councilmember Larsen, seconded by Councilmember Wall, and carried (6-0) to adopt Ordinance No. 679-19.

- b. Resolution No.1705-19: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, AUTHORIZING THE SUBMISSION OF APPLICATION(S) FOR FISCAL YEAR 2019 STATE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS, CERTIFYING THAT SAID APPLICATION(S) MEETS THE COMMUNITY'S PREVIOUSLY IDENTIFIED HOUSING AND COMMUNITY DEVELOPMENT NEEDS AND THE REQUIREMENTS OF THE STATE CDBG

PROGRAM, AND AUTHORIZING ALL ACTIONS NECESSARY TO IMPLEMENT AND COMPLETE THE ACTIVITIES OUTLINED IN SAID APPLICATION FOR INFRASTRUCTURE IMPROVEMENTS. (Jennifer Evans)

On motion of Vice-Mayor Anderson, seconded by Councilmember Wall, and carried (6-0) to adopt Resolution No. 1705-19.

- c. Resolution No. 1706-19: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, COMMITTING LOCAL FUNDS AS LEVERAGE FOR AN FY 2019 COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION. (Jennifer Evans)

On motion of Vice-Mayor Anderson, seconded by Councilmember Cordes, and carried (6-0) to adopt Resolution No. 1706-19.

- d. Resolution No. 1708-19: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, ORDERING THE ABANDONMENT OF A PORTION OF RIGHT-OF-WAY WITHIN FLORENCE, ARIZONA, GENERALLY DESCRIBED AS SITUATED IN THE SOUTHWEST CORNER OF SECTION 36, TOWNSHIP 4 SOUTH, RANGE 9 EAST OF THE GILA RIVER MERIDIAN, FLORENCE STREET BETWEEN EAST BUTTE AVENUE AND 11TH STREET. (Chris Salas)

On motion of Councilmember Cordes, seconded by Councilmember Larsen, and carried (6-0) to adopt Resolution No. 1708-19.

- e. Discussion/Approval/Disapproval to award a contract to Ellison Mills Contracting LLC, to install valves, fire hydrants, tapping sleeves, and concrete encased sewer, replace curb, sidewalk and asphalt as necessary, in an amount not to exceed \$525,200.85 (Bid \$456,696.39 plus a 15% Town contingency of \$68,504.46) for CIP WU-83 Phase 3B Downtown 12" Loop. (Chris Salas)

On motion of Vice-Mayor Anderson, seconded by Councilmember Cordes, and carried (6-0) to award a contract to Ellison Mills Contracting LLC, to install valves, fire hydrants, tapping sleeves, and concrete encased sewer, replace curb, sidewalk and asphalt as necessary, in an amount not to exceed \$525,200.85 (Bid \$456,696.39 plus a 15% Town contingency of \$68,504.46) for CIP WU-83 Phase 3B Downtown 12" Loop.

13. MANAGER'S REPORT

14. DEPARTMENT REPORTS

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

15. CALL TO THE PUBLIC

16. CALL TO THE COUNCIL – CURRENT EVENTS ONLY

17. 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 and instruct its attorneys regarding pending litigation case number 1100CV201500235-Assoc. of Florence Fire vs Town of Florence.
- b. Instruct staff with regards to negotiations of land purchases required for future infrastructure.
- c. Town's position on potential and threatened claim regarding HOA fees.

On motion of Councilmember Wall, seconded by Councilmember Larsen, and carried (6-0) to adjourn to Executive Session.

18. ADJOURNMENT FROM EXECUTIVE SESSION

On motion of Councilmember Wall, seconded by Mayor Walter, and carried (6-0) to adjourn from Executive Session.

19. ADJOURNMENT

On motion of Councilmember Wall, seconded by Councilmember Larsen, and carried (6-0) to adjourn the meeting at 10:30 pm.

Posted this 2nd day of July 2019, on the Town of Florence website at www.florenceaz.gov by Maria Hernandez, Deputy Town Clerk.