

ACTION MINUTES

MINUTES OF THE TOWN OF FLORENCE COUNCIL SPECIAL MEETING HELD ON FRIDAY, JUNE 21, 2019, AT 4:30 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 4:31 p.m.

2. ROLL CALL:

Present: Walter, Anderson, *Hawkins, Wall, Larsen, ***Cordes, Hughes.**

*****Councilmember Hawkins and Councilmember Cordes appeared telephonically.**

- 3. 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.

4. NEW BUSINESS

- a.** Discussion/Approval/Disapproval of a proposed Settlement Agreement among the Town of Florence, Florence Copper Inc. and TASEKO Mines, LTD. with the condition that this offer to settle on these terms will terminate in 45 days of the date the Agreement is executed by the Town, unless on or before the forty-fifth day, TASEKO Mines, LTD. and Florence Copper Inc. accept, approve and execute the Settlement Agreement.

On motion of Vice-Mayor Anderson, seconded by Councilmember Hawkins, for the approval of a proposed Settlement Agreement among the Town of Florence, Florence Copper Inc. and TASEKO Mines, LTD. with the condition that this offer to settle on these terms will terminate in 45 days of the date the Agreement is executed by the Town, unless on or before the forty-fifth day, TASEKO Mines, LTD. and Florence Copper Inc. accept, approve and execute the Settlement Agreement.

Roll Call Vote:

Vice-Mayor Anderson: Yes

Councilmember Hawkins: Yes

Councilmember Wall: Yes

Councilmember Larsen: Yes

Councilmember Cordes: No

Councilmember Hughes: No

Mayor Walter: Yes

Motion carried: Yes: 5; No: 2

- b.** Resolution No. 1704-19: Discussion/Approval/Disapproval of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, APPROVING AND AUTHORIZING

THE TOWN OF FLORENCE'S APPEAL CHALLENGING THE VALIDITY AND ISSUANCE OF THE RULE 54(b) JUDGMENT ENTERED ON JUNE 7, 2019 BY JUDGE BRODMAN IN CASE NO. CV2015-000325 ADDRESSING DECLARATORY RELIEF, DECLARATORY JUDGMENT AND EMINENT DOMAIN ("LAWSUIT"); AUTHORIZING THE FULL PROSECUTION/LITIGATION OF THE APPEAL, AND THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION AND DECLARING AN EMERGENCY.

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

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

On motion of Councilmember Wall, seconded by Vice-Mayor Anderson, to adopt Resolution. No. 1704-19: a Resolution of the Town of Florence, Pinal County, Arizona, approving and authorizing the Town of Florence's appeal challenging the validity and issuance of the Rule 54(b) judgment entered on June 7, 2019 by Judge Brodman in Case No. CV2015-000325 addressing declaratory relief, declaratory judgment and eminent domain ("lawsuit"); authorizing the full prosecution/litigation of the appeal, and the taking of all other actions necessary to the consummation of the transactions contemplated by this resolution and declaring an emergency.

Roll Call Vote:

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

Motion carried: Yes: 7; No: 0

5. CALL TO THE PUBLIC

6. CALL TO THE COUNCIL – CURRENT EVENTS ONLY

7. ADJOURNMENT

Council may go into Executive Session at any time during the meeting for the purpose of obtaining legal advice from the Town's Attorney(s) on any of the agenda items pursuant to A.R.S. § 38-431.03(A)(3). One or more members of Council may appear for part or all of the meeting including Executive Session telephonically.

On motion of Councilmember Hawkins, seconded by Vice-Mayor Anderson, and carried (7-0) to adjourn the meeting at 5:42 p.m.

Posted this 24th day of June 2019, on the Town of Florence website at www.florenceaz.gov
by Maria Hernandez, Deputy Town Clerk.