

TOWN OF FLORENCE REGULAR MEETING AGENDA

Mayor Tara Walter
Vice-Mayor John Anderson
Councilmember Bill Hawkins
Councilmember Kristen Larsen
Councilmember Karen Wall
Councilmember Michelle Cordes
Councilmember Judy Hughes



Florence Town Hall
775 N. Main Street
Florence, AZ 85132
(520) 868-7500
www.florenceaz.gov
Meet 1st and 3rd Mondays

Monday, September 16, 2019

6:00 PM

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the Town of Florence Council and to the general public that a Regular Meeting of the Florence Town Council will be held on Monday, September 16, 2019, at 6:00 p.m., in the Florence Town Council Chambers, located at 775 N. Main Street, Florence, Arizona. The agenda for this meeting is as follows:

1. CALL TO ORDER

2. ROLL CALL: Tara Walter, John Anderson, Bill Hawkins, Karen Wall, Kristen Larsen, Michelle Cordes, Judy Hughes.

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. Recognition of Florence Police Officer Jeff Palmer and Pinal County Sheriff Deputy Sergeant Roderick "RJ" Harrison. (Congressman Gosar)
- b. Presentation by Bureau of Land Management on upcoming projects. (Leon Thomas, Phoenix District Manager)
- c. Presentation and acceptance of donations from Avangrid Renewables, and McClellan-Parsons American Legion Post 9, for the Veterans Memorial Project. (Bryan Hughes)

- d. Presentation to promote the Fire Prevention Week Open House scheduled at Fire Station 542, on October 5, 2019. (Dave Strayer)
- e. Presentation on the Florence Police Department Five Year Strategic Plan. (Dan Hughes)

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. Authorization to enter into an Intergovernmental Agreement between Pinal County, and the Town of Florence, to remediate the State Route 79 drainage issue at the Pinal County Superior Courthouse. The amount to be paid to Pinal County shall not exceed \$1,225. (Chris Salas)
- b. Authorization to contract with Florence True Value Hardware, to provide maintenance, repair, operating supplies, industrial supplies, and related products and services, in an amount not to exceed \$28,000. (Chris Salas)
- c. Approval of Resolution No. 1717-19: A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, DESIGNATING REY SANCHEZ, FINANCE DIRECTOR OF THE TOWN OF FLORENCE, ARIZONA, AS CHIEF FINANCIAL OFFICER, DESIGNATED TO OFFICIALLY SUBMIT THE EXPENDITURE LIMITATION REPORT FOR THE TOWN OF FLORENCE, ARIZONA. (Rey Sanchez)
- d. For the Town of Florence, motion to approve and ratify a legal services Engagement and Retention Agreement with Sims Mackin, LTD. and Cathy Bowman for legal representation of the Town of Florence, Merrill Ranch Community Facilities District No. 1 and Merrill Ranch Community Facilities District No. 2 for the purpose of defending claims and litigation, including alternative dispute resolution, discovery, trial, post-trial motions, appeals and authorization to enter into related common interest agreements.
- e. Approval of the August 5 and August 19, 2019 Town Council Meeting minutes.
- f. Receive and file the following board and commission minutes:
 - 1. May 9, 2019 Arts and Culture Commission Meeting minutes.
 - 2. June 26 and July 31, 2019 Historic District Advisory Commission Meeting minutes.
 - 3. July 25, 2019 Parks and Recreation Advisory Board minutes.
 - 4. July 18, 2019 Planning and Zoning Meeting minutes.

8. NEW BUSINESS

- a. Discussion on the Parks and Recreation Comprehensive Plan. (Bryan Hughes)
- b. Presentation proposing the Florence Veterans Memorial Plaza as the formal name of the new memorial located south of the Library and Community Center. (Bryan Hughes)
- c. Discussion and possible action on setting Work Sessions on the fourth Monday of the month from October 28, 2019 to March 27, 2020. (Lisa Garcia)

- d. Discussion and possible action on the Town of Florence participating in the Center for the Future of Arizona, Beat the Odds Leadership Academy in partnership with the Nation Institute for School Leadership/Criterion Education, LLC.

9. MANAGER'S REPORT

10. CALL TO THE PUBLIC

11. CALL TO THE COUNCIL – CURRENT EVENTS ONLY

12. MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1 CALL TO ORDER

**ROLL CALL: Tara Walter, John Anderson, Bill Hawkins, Karen Wall,
Kristen Larsen, Michelle Cordes, Judy Hughes.**

- a. Discussion and possible action to approve Merrill Ranch Community Facilities District No.1 July 1, July 15, and September 3, 2019 Special Meeting minutes.
- b. Discussion and possible action to approve and ratify a legal services Engagement and Retention Agreement with Sims Mackin, LTD. and Cathy Bowman for legal representation of the Town of Florence, Merrill Ranch Community Facilities District No. 1 and Merrill Ranch Community Facilities District No. 2 for the purpose of defending claims and litigation, including alternative dispute resolution, discovery, trial, post-trial motions, appeals and authorization to enter into related common interest agreements.

13. MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1 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) to consider its position and instruct its representatives and/or attorneys regarding a lawsuit filed against Merrill Ranch Community Facilities District No. 1. C20419-012347 dated September 6, 2019

14. ADJOURNMENT FROM MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1 EXECUTIVE SESSION

15. ADJOURNMENT FROM MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 1 MEETING

16. MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2 CALL TO ORDER

**ROLL CALL: Tara Walter, John Anderson, Bill Hawkins, Karen Wall,
Kristen Larsen, Michelle Cordes, Judy Hughes**

- a. Discussion and possible action to approve and ratify a legal services Engagement and Retention Agreement with Sims Mackin, LTD. and Cathy Bowman for legal representation of the Town of Florence, Merrill Ranch Community Facilities District No. 1 and Merrill Ranch Community Facilities District No. 2 for the purpose of defending claims and litigation,

including alternative dispute resolution, discovery, trial, post-trial motions, appeals and authorization to enter into related common interest agreements.

17. MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2 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) to consider its position and instruct its representatives and/or attorneys regarding MRCFD2.

18. ADJOURNMENT FROM MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2 EXECUTIVE SESSION

19. ADJOURNMENT FROM MERRILL RANCH COMMUNITY FACILITIES DISTRICT NO. 2 MEETING

20. 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 in Maricopa County Superior Court: Town of Florence v. Florence Copper, Inc. CV2015-000325, including counterclaims.
- 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 on potential land purchase.

21. ADJOURNMENT FROM EXECUTIVE SESSION

22. 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.

POSTED ON SEPTEMBER 13, 2019 BY LISA GARCIA, TOWN CLERK, AT 775 NORTH MAIN STREET, FLORENCE, ARIZONA, AND AT WWW.FLORENCEAZ.GOV.

***** PURSUANT TO TITLE II OF THE AMERICANS WITH DISABILITIES ACT (ADA), THE TOWN OF FLORENCE DOES NOT DISCRIMINATE ON THE BASIS OF DISABILITY REGARDING ADMISSION TO PUBLIC MEETINGS. PERSONS WITH A DISABILITY MAY REQUEST REASONABLE ACCOMMODATIONS BY CONTACTING THE TOWN OF FLORENCE ADA COORDINATOR, AT (520) 868-7574 OR (520) 868-7502 TDD. REQUESTS**

SHOULD BE MADE AS EARLY AS POSSIBLE TO ALLOW TIME TO ARRANGE THE ACCOMMODATION. ***