

ACTION MINUTES

MINUTES OF THE TOWN OF FLORENCE COUNCIL MEETING HELD ON TUESDAY, FEBRUARY 18, 2020, 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 p.m.

2. ROLL CALL:

Present: Tara Walter, John Anderson, Karen Wall, Kristen Larsen, Michelle Cordes, Judy Hughes

Absent: Bill 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. Discussion and possible approval of a Professional Services Agreement with Stifel, Nicolaus & Company, Inc. ("Stifel"), to serve as Financial Advisor for the Merrill Ranch Community Facilities District No. 1 for a variety of potential future bond financings and related services. (Rebecca Jimenez)

On motion of Boardmember Wall, seconded by Boardmember Cordes, and carried (6-0) to approve a Professional Services Agreement with Stifel, Nicolaus & Company, Inc. ("Stifel"), to serve as Financial Advisor for the Merrill Ranch Community Facilities District No. 1 for a variety of potential future bond financings and related services.

- b. Discussion and possible action to approve Merrill Ranch Community Facilities District No. 1 January 21, 2020 Special Meeting minutes.

On motion of Boardmember Cordes, seconded by Boardmember Larsen, and carried (6-0) to approve the Merrill Ranch Community Facilities District No. 1 January 21, 2020 Special Meeting minutes.

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

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

8. ADJOURNMENT 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. Discussion and possible approval of a Professional Services Agreement with Stifel, Nicolaus & Company, Inc. ("Stifel"), to serve as Financial Advisor for the Merrill Ranch Community Facilities District No. 2 for a variety of potential future bond financings and related services. (Rebecca Jimenez)

On motion of Vice-Chairman Anderson, seconded by Boardmember Larsen, and carried (6-0) to approve a Professional Services Agreement with Stifel, Nicolaus & Company, Inc. ("Stifel"), to serve as Financial Advisor for the Merrill Ranch Community Facilities District No. 2 for a variety of potential future bond financings and related services.

- b. Discussion and possible action to approve Merrill Ranch Community Facilities District No.2 January 21, 2020 Special Meeting minutes.

On motion of Vice-Chairman Anderson, seconded by Boardmember Hughes, and carried (6-0) to approve the Merrill Ranch Community Facilities District No.2 January 21, 2020 Special Meeting minutes.

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

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

10. PRESENTATIONS

- a. Public hearing to receive public comments on proposed increase to water and wastewater rates and fees. (Rebecca Jimenez)

Mayor Walter opened the public hearing, with no comment, Mayor Walter closed the public hearing.

- b. Recognition of the 35th Annual Historic Home Tour Committee. (Alison Feliz)
- c. Introduction and recognition of the Town of Florence's Community Emergency Response Team Class of 2020. (Dave Strayer)

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. Approval of a Professional Services Agreement for Stifel, Nicolaus & Company, Inc., to serve as the Financial Advisor for the Town of Florence for a variety of potential future bond financings and related services. (Rebecca Jimenez)
- b. Resolution No. 1733-20: Adoption of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, DECLARING AS A PUBLIC RECORD CERTAIN TEXT AMENDMENTS TO THE TOWN OF FLORENCE CODE OF ORDINANCES TITLE XV "LAND USAGE" FILED WITH THE TOWN CLERK AND ENTITLED "CHAPTER 150: DEVELOPMENT CODE, ADMINISTRATION AND PROCEDURES SECTIONS 150.000 TO 150.019" AND "PART 1. GENERAL PROVISIONS, SECTIONS 150.080 AND 150.081". (Lisa Garcia)
- c. Authorization to enter into an Intergovernmental Agreement with Pinal County for provision of service by the Pinal County Elections and Records Department. (Lisa Garcia)
- d. Approval of the January 6, January 13, and January 21, 2020 Town Council Meeting minutes.
- e. Receive and file the following board and commission minutes:
 1. April 11, April 18, April 28, May 30, June 21, and July 5, 2017 Board of Appeals Meeting minutes.
 2. December 18, 2019 and January 13, 2020 Historic District Advisory Commission Meeting minutes.
 3. November 14, 2019 Parks and Recreation Advisory Board Meeting minutes.

On motion of Councilmember Cordes, seconded by Vice-Mayor Anderson, and carried (6-0) to approve the Consent Agenda, as written with the exception of Item 11b.

- b. Resolution No. 1733-20: Adoption of A RESOLUTION OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, DECLARING AS A PUBLIC RECORD CERTAIN TEXT AMENDMENTS TO THE TOWN OF FLORENCE CODE OF ORDINANCES TITLE XV "LAND USAGE" FILED WITH THE TOWN CLERK AND ENTITLED "CHAPTER 150: DEVELOPMENT CODE, ADMINISTRATION AND PROCEDURES SECTIONS 150.000 TO 150.019" AND "PART 1. GENERAL PROVISIONS, SECTIONS 150.080 AND 150.081". (Lisa Garcia)

On motion of Councilmember Wall, seconded by Councilmember Larsen, and carried (6-0) adopt resolution No. 1733-20, declaring as a public record certain text amendments to the Town of Florence Code of Ordinances Title XV "Land Usage" filed with the Town Clerk and entitled "Chapter 150: Development Code Administration and Procedures Sections 150.000 to 150.019" and "part 1. General Provisions, section 150.080 and 150.081".

12. NEW BUSINESS

- a. Ordinance No. 690-20: first reading of AN ORDINANCE OF THE TOWN OF FLORENCE, PINAL COUNTY, ARIZONA, AMENDING THE TOWN OF FLORENCE CODE OF ORDINANCES BY STRIKING SECTIONS 32.030, 32.032, 32.033, 32.120, 32.121, 32.121, 32.200, 32.201, 32.202 ELIMINATING THE PARKS AND RECREATION ADVISORY BOARD, THE LIBRARY ADVISORY BOARD, THE ARTS AND CULTURE

BOARD, AND THE FLORENCE YOUTH COMMISSION AND ESTABLISHING THE COMMUNITY SERVICES ADVISORY BOARD MEMBERSHIP SECTION 32.085 ESTABLISHED 32.086, POWERS AND DUTIES SECTION 32.087 AND MEETING SECTION 32.015. (Lisa Garcia)

- b. Discussion/Approval/Disapproval of establishing an ad hoc committee titled the Florence Strategic Plan Advisory Committee, and assigning the following members: Roger Biede, Harold Christ, Peter Koulouris, Henry Padilla, Mike Shoppell, and Betty Wheeler. (Lisa Garcia)

On motion of Vice-Mayor Anderson, seconded by Councilmember Cordes, and carried (6-0) approve establishing an ad hoc committee titled the Florence Strategic Plan Advisory Committee, and assigning the following members: Roger Biede, Harold Christ, Peter Koulouris, Henry Padilla, Mike Shoppell, and Betty Wheeler.

- c. Discussion/Approval/Disapproval to correct the date for a public hearing on an increase of Sanitation rates and fees from March 16, 2020 to April 20, 2020, to be in compliance with Statutory Law. (Rebecca Jimenez)

On motion of Councilmember Wall, seconded by Councilmember Larsen, and carried (6-0) to approve the correct the date for a public hearing on an increase of Sanitation rates and fees from March 16, 2020 to April 20, 2020, to be in compliance with Statutory Law.

- d. Discussion/Approval/Disapproval of a Professional Services Agreement with the James Vincent Group (JVG), to conduct a Certificate of Necessity Feasibility Study for Ambulance Services, in an amount not to exceed \$30,000. (David Strayer)

Mayor Walter tabled item 12d to a future meeting.

13. LEGISLATIVE REPORT

14. MANAGER'S REPORT

15. CALL TO THE PUBLIC

16. CALL TO THE COUNCIL – CURRENT EVENTS ONLY

17. ADJOURN 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. Discussion on possibility of purchasing land.
- d. Discussion on a pending claim arising out of the Town's Judgement Lien affecting property at 79001 W. Desert Blossom Way.

- e. Discussion on the following development agreements:
 - 1. Project Foresight
 - 2. Project Trailblazer
 - 3. Project Whitesock

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

18.ADJOURN FROM EXECUTIVE SESSION

On motion of Councilmember Cordes, seconded by Councilmember Larsen, 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 9:43 p.m.

Posted this 20th day of February 2020, on the Town of Florence website at www.florenceaz.gov by Maria Hernandez, Deputy Town Clerk.