



PINAL COUNTY

WIDE OPEN OPPORTUNITY

PINAL COUNTY BOARD OF SUPERVISORS REGULAR SESSION MINUTES

**Wednesday, October 6, 2021
9:30 AM**

BOARD OF SUPERVISORS

Chairman Stephen Q. Miller
Supervisor, District 3

Vice-Chairman Mike Goodman
Supervisor, District 2

Kevin Cavanaugh
Supervisor, District 1

Jeffrey McClure
Supervisor, District 4

Jeff Serdy
Supervisor, District 5

PINAL COUNTY ADMINISTRATIVE COMPLEX
BOARD OF SUPERVISORS HEARING ROOM
135 N. PINAL STREET
FLORENCE, AZ 85132

All Presentations are attached to the Agenda at:
[Click Here to View the Regular Session Agenda](#)

and a Video Recording of this meeting can be viewed at:
[Click Here to View Video Recording](#)

The Pinal County Board of Supervisors convened at 9:30 a.m. this date. The meeting was called to order by Chairman Miller, followed by an Invocation by Chaplain Major Tim Jones and the pledge of allegiance by Supervisor McClure.

Members Present: Chairman Stephen Q. Miller; Vice-Chairman Mike Goodman; Supervisor Kevin Cavanaugh; Supervisor Jeffrey McClure; Supervisor Jeff Serdy

Staff Present: Deputy County Manager, Mary Ellen Sheppard; Chief Civil Deputy County Attorney, Chris Keller; Clerk of the Board, Natasha Kennedy and Deputy Clerk of the Board, Kelsey Pickard

9:33 a.m. – Chairman Miller announced Agenda Item #2 will be taken out of sequence and heard as the first item of business.

(1) Call to Public -

Consideration and discussion of comments from the public. Those wishing to address the Pinal County Board of Supervisors may appear in-person or submit written comments, which shall be submitted to the ClerkoftheBoard@pinal.gov by close of business (5:00 p.m.) the day prior to the meeting. Comments shall be no more than 250 words. Action taken as a result of public comment will be limited to directing staff to study the matter or rescheduling the matter for further consideration and decision at a later date.

Natasha Kennedy, Clerk of the Board, announced the Clerk of the Board's Office had received three separate call to public comments, two of which are from the same constituent Mr. Shawn Carter and his first comment exceeds the 250 word max therefore, the Clerk will stop midpoint to allow the opportunity to include the second comment considering they are regarding two different subject matters, and confirming that the Board Members have received copies of all three comments in their entirety.

Natasha Kennedy read into record the following call to public comments received via email:

- In favor of the Board's disapproval of the Public Health Services District (PHSD) Grant Item as previously disapproved by the Board on September 1, 2021 and requesting the Board continue to disapprove this grant: Shawn Carter, San Manuel and James Spiegel, Oracle.
- Regarding concerns of the expired lease in Eloy, Arizona: Shawn Carter, San Manuel.

Chairman Miller asked if any members of the public are present in the audience who wish to address the Board, to come forward at this time.

The following members of the public appeared before the Board and spoke:

- In favor of Agenda Item #14: Erick Morrow, San Tan Valley.
- Introduction, Outreach and Constituent Services Representatives assigned to Pinal County from US Senator Mark Kelly's office: Taylor Rogers, Office of Senator Mark Kelly.

11:40 a.m. - Chairman Miller returned to Agenda Item #1.

George Lane, San Tan Valley, appeared before the Board, spoke regarding his safety concerns with Loveland Road and requested it to be paved with speed bumps.

Chairman Miller advised he will have staff look into this.

The following additional members of the public appeared before the Board and spoke:

- In favor of the approval of Agenda Item #14: Erick Morrow, San Tan Valley, and Brett March.

Item Action: Public Comments

- (2) Presentation to recognize the contribution of the Pinal County Legislative Delegation. (Tami Ryall/ Leo Lew)

Chairman Miller thanked all of the Pinal County Legislators for their hard work and dedication.

Senator Thomas “TJ” Shope, appeared before the Board and spoke regarding the recent passing of Representative Frank Pratt.

Chairman Miller announced we will now have a moment of silence to honor Frank Pratt.

Mark Barnes, President and Director of Legislative Services, appeared before the Board and announced the Legislators followed by Chairman Miller presenting plaques: Senator Vince Leach, Senator Thomas “TJ” Shope, Senator Kelly Townsend, Representative John Fillmore, and Representative Jacqueline Parker.

9:33 a.m. – Chairman Miller announced we will now return to Agenda Item #1.

Item Action: Information Only

- (3) Discussion/approval/disapproval of the Domestic Violence Awareness Month Proclamation, proclaiming October 2021 as Domestic Violence Awareness Month, to be read during this meeting by the County Attorney, Kent Volkmer. (Kent Volkmer)

Kent Volkmer, County Attorney, appeared before the Board, thanked the Clerk of the Board’s Office, provided Domestic Violence statistics, and read into record the Proclamation proclaiming October 2021 as Domestic Violence Awareness Month.

Item Action: Approved

Motion Made By: Supervisor Goodman

Seconded By: Supervisor McClure

To approve the Domestic Violence Awareness Month Proclamation, proclaiming October 2021 as Domestic Violence Awareness Month.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (4) County Manager's Report (Information Only). (Leo Lew)

Mary Ellen Sheppard, Deputy County Manager acting on behalf of County Manager, Leo Lew, advised Mr. Lew is presenting at the 2021 Investment Management Consultants Association (IMCA) Conference on behalf of Pinal County.

Item Action: Information Only

(5) Purchasing Division Report - October 6, 2021. (Randee Stinson/Lori Pruitt)

Randee Stinson, Interim Finance Director, appeared before the Board, presented, and advised regarding the error on the cover page for RFP 180233, and for the record the Clerk of the Board's Office has been presented with the corrected version.

Item Action: Approved as presented correcting RFP 180233 last sentence to read, Annual revenue is anticipated to remain around \$218,000

Motion Made By: Supervisor Goodman

Seconded By: Supervisor McClure

To approve the Purchasing Division Report as presented, correcting RFP 180233 last sentence to read, Annual revenue is anticipated to remain around \$218,000.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

(6) **CONSENT ITEMS:**

All items indicated by an asterisk (*) will be handled by a single vote as part of the consent agenda, unless a Board Member, County Manager, or member of the public objects at the time the agenda item is called.

Chairman Miller announced he will be pulling consent agenda items E and F, and further having received a request to pull consent agenda items K and AH. Chairman asked if there were any additional requests from a Board Member, staff or the audience to remove any consent agenda items for discussion.

Kent Volkmer, County Attorney, requested to pull consent agenda item AE.

Item Action: Approved Consent Agenda Items A through AH, Minus Items E, F, K, AE, and AH

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Goodman

To approve Consent Agenda Items A through AH, Minus Items E, F, K, AE, and AH.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- * A. Discussion/approval/disapproval of the current billings before the Board. (Natasha Kennedy)
- * B. Discussion/approval/disapproval of the recommendation to the Arizona Department of Liquor License and Control for the Special Event License application of Margaret Dooley for Central Arizona College Foundation for an event to be held at Central Arizona College, located at 8470 Overfield Road, Coolidge, Arizona 85128, on Saturday, November 20, 2021, from 4:00 p.m. to 7:00 p.m. Additionally, authorizing the Clerk of the Board to execute and submit all necessary documents to the State. Supervisor District #1. (Natasha Kennedy)

- * C. Discussion/approval/disapproval of the recommendation to the Arizona Department of Liquor License and Control for the Special Event License application of Anthony Ybarra for West Pinal County Mounted Posse for an event to be held at Country Thunder, located at 20585 E. Water Way, Florence, Arizona 85132 on Thursday, October 14, 2021, through Sunday, October 17, 2021; Thursday through Saturday from 1:00 p.m. to 12:00 a.m., and Sunday from 1:00 p.m. to 11:00 p.m. Additionally, authorizing the Clerk of the Board to execute and submit all necessary documents to the State. Supervisor District #1. (Natasha Kennedy)
- * D. Discussion/approval/disapproval of the recommendation to the Arizona Department of Liquor License and Control of application and interim permit, series 012 Restaurant of Jieer Fang for Great Wall Chinese Restaurant located at 6832 South Kings Ranch Road #1, Gold Canyon, AZ 85218 and authorize the Clerk of the Board to execute and submit all necessary documents to the state. Supervisor District #5. (Natasha Kennedy)

Item E Pulled from Consent Agenda

- * E. Discussion/approval/disapproval of a Proclamation of the Pinal County Board of Supervisors proclaiming Saturday, October 9, 2021, "University of Arizona Cooperative Extension Day" in Pinal County. (Natasha Kennedy)

Cathy Martinez, County Director and Family Consumer and Health Science Agent with the University of Arizona Cooperative Extension, appeared before the Board and read the Proclamation proclaiming Saturday October 9, 2021, "University of Arizona Cooperative Extension Day." and for the Record provided invitations to the Board for the annual Cooperative Extension Day.

Item Action: Approved

Motion Made By: Supervisor Goodman

Seconded By: Supervisor McClure

To approve a Proclamation of the Pinal County Board of Supervisors proclaiming Saturday, October 9, 2021, "University of Arizona Cooperative Extension Day" in Pinal County.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

Item F Pulled from Consent Agenda

- * F. Discussion/approval/disapproval of a Proclamation of the Pinal County Board of Supervisors proclaiming October 3, 2021, through October 9, 2021, "4-H Week" in Pinal County. (Natasha Kennedy)

Leslie Ramos, Member of 4-H, appeared before the Board and read into record the Proclamation proclaiming October 3, 2021, through October 9, 2021, "4-H Week."

Chairman Miller and Vice-Chairman Goodman spoke in support of the 4-H Program.

Item Action: Approved

Motion Made By: Supervisor Goodman

Seconded By: Supervisor McClure

To approve a Proclamation of the Pinal County Board of Supervisors proclaiming October 3, 2021, through October 9, 2021, "4-H Week" in Pinal County.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- * G. Board of Supervisors, sitting as the Board of Equalization, for ratification of Hearing Officer decisions from the Board of Equalization (BOE) Hearings on Petitions for Review of Valuation Hearings held on September 16, 2021, and September 21, 2021, pursuant to A.R.S. 42-16102. (Natasha Kennedy)
- * H. Discussion/approval/disapproval to direct Pinal County Treasurer to issue a replacement check in the amount of \$131.86 to Briana Ortiz. Original Check No. 165446 dated June 16, 2020, was never cashed and is now stale dated, pursuant to A.R.S. 11-644. (Natasha Kennedy)
- * I. Discussion/approval/disapproval of FY 21/22 BOS Non Profit Contributions. (Leo Lew)
- * J. Discussion/approval/disapproval of the following appointments and resignations for Precinct Committee Persons for the:
Democratic Party:
 - Appointments: Pct #10: Robin E. Jenkins, 8189 W. Santa Cruz Boulevard, Arizona City, 85123; Pct #74: Harriet L. Wenzel, 22300 N. Dietz Drive, Maricopa, 85138. Supervisor District #4.
 - Resignations: Pct #30: Harriet L. Wenzel, 36319 W. Velazquez Drive, Maricopa, 85138. Supervisor District #4.Republican Party:
 - Appointments: Pct #18: Stevan D. Farris, 580 W. Central Avenue, Coolidge, 85128. Supervisor District #1.
 - Appointments: Pct #69: William H. Muszynski, 31684 N. Red Rock Trail, San Tan Valley, 85143; Pct #70: Dennis A. Johnson, 7017 E. Aerie Way, San Tan Valley, 85143. Supervisor District #2.
 - Appointments: Pct #30: Taryn L. Reinbold, 17900 N. Fiano Drive, Maricopa, 85138; Pct #101: Colin J. Gribble, 45476 W. Starlight Drive, Maricopa, 85139. Supervisor District #4.
 - Appointments: Pct #76: Oscar A. Castaneda, 2140 E. Connemara Drive, San Tan Valley, 85140. Supervisor District #5. (Stephanie Cooper/Himanshu Patel)

Item K Pulled from Consent Agenda

- * K. Discussion/approval/disapproval to execute funding for the HOME ARP Grant Agreement, Grant Number M21-UP040222 between the U.S. Department of Housing and Urban Development and Pinal County, through the Pinal County Board of Supervisors, to commence on September 20, 2021, through September 30, 2030, in the amount of \$2,221,167. The award will be used to provide housing, services, and shelter to individuals experiencing homelessness. Funding is provided to jurisdictions who qualify under the regular HOME program. Pinal County will be required to submit an Allocation Plan outlining the use of funds. The grant has been appropriately budgeted in FY 21/22. There is no impact on the General Fund. (Heather Patel/Lori Pruitt)

Heather Patel, Grants Administrator, appeared before the Board and presented.

Discussion held regarding the HOME ARP Grant and how these funds could be used to assist the homeless population by the following Board Members and Staff; Chairman Miller, Vice-Chairman Goodman, Supervisor Cavanaugh, and Supervisor Serdy.

Item Action: Approved

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Goodman

To approve to execute funding for the HOME ARP Grant Agreement, Grant Number M21-UP040222 between the U.S. Department of Housing and Urban Development and Pinal County, through the Pinal County Board of Supervisors, to commence on September 20, 2021, through September 30, 2030, in the amount of \$2,221,167. The award will be used to provide housing, services, and shelter to individuals experiencing homelessness. Funding is provided to jurisdictions who qualify under the regular HOME program. Pinal County will be required to submit an Allocation Plan outlining the use of funds.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- * L. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 511-73- 009A2 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on September 10, 2020. The highest bid received was for \$46,000 by Higley Capital, LLC. Supervisor District #3. (Pamela Villarreal/Lori Pruitt)
- * M. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 407-12- 08302 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on August 11, 2021. The highest bid received was for \$7,100 by William E. Moreno. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)
- * N. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 407-12- 11504 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on August 11, 2021. The highest bid received was for \$7,100 by William E. Moreno. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)

- * O. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 501-05- 007D1 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on August 11, 2021. The highest bid received was for \$6,000 by William E. Moreno. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)
- * P. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 501-05- 007E8 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on August 11, 2021. The highest bid received was for \$6,000 by William E. Moreno. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)
- * Q. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 407-12- 07908 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on August 11, 2021. The highest bid received was for \$14,100 by Adeolu Aderaju. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)
- * R. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 401-48- 092G3 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on September 10, 2019. A bid was received for \$9,850 by John M. Prader. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)
- * S. Discussion/approval/disapproval of addendum to the Lease Agreement between Pinal County and Creative Community Solutions Inc. Supervisor District #1. (GA21-014) (Kevin Costello/Andrew Smith)
- * T. Discussion/approval/disapproval of Resolution No. 100621-RD21-041 accepting a Deed of Easement from Robert S. Gentile, recorded in the office of the Pinal County Recorder on September 1, 2021, Fee Number: 2021-110357, for the Mitchell Trail Project. Supervisor District #2. (RD21-041) (Celeste Garza/Andrew Smith)
- * U. Discussion/approval/disapproval of Resolution No. 100621-RD21-042 accepting a Right-of-Way Easement from Palms-Magic Ranch 80, LLC for public right-of-way and public utilities for the Mitchell Trail Project, located in Section 2, T4S, R8E, in the unincorporated area of Pinal County. Supervisor District #2. (RD21-042) (Celeste Garza/Andrew Smith)
- * V. Discussion/approval/disapproval of Resolution No. 100621-RD21-046 in support of the Interstate 10 Widening Improvement Project from Casa Grande to Chandler. Supervisor District #3. (RD21-046) (Dedrick Denton/Andrew Smith)
- * W. Discussion/approval/disapproval of Resolution No. 100621-GA19-027A accepting Amendment No. One to Intergovernmental Agreement with the Arizona Department of Transportation to Fund Improvements to Marsh Road. Supervisor District #4. (GA19-027A) (Celeste Garza/Andrew Smith)
- * X. Discussion/approval/disapproval of ADOT State/Local grant for the purpose of improving and correcting the grading and drainage in the Runway Safety Area. Supervisor District #4 (GA21-015) (Jim Petty/Andrew Smith)
- * Y. Discussion/approval/disapproval of Resolution No. 100621-RD21-043 accepting a Warranty Deed and Drainage Easement executed by U-Stor, LLC, a Wyoming limited liability company (Grantor) to Pinal County (Grantee). Supervisor District #5. (RD21-043) (Joe Ortiz/Andrew Smith)

- * Z. Discussion/approval/disapproval of Resolution No. 100621-RD21-044 accepting a Deed of Easement and Drainage Easement executed by Arizona Storage Masters, LLC, an Arizona limited liability company (Grantor). Supervisor District #5. (RD21-044) (Joe Ortiz/Andrew Smith)
- * AA. Discussion/approval/disapproval of Resolution No. 100621-RD21-045 accepting a Warranty Deed from JEN ARIZONA 52 LLC, for Roadway and utility purposes for a portion of Combs Road, located in Section 28, Township 02 South, Range 08 East. Supervisor District #5. (RD21-045) (Joe Ortiz/Andrew Smith)
- * AB. Discussion/approval/disapproval of Resolution No. 100621-RD21-047 accepting a Warranty Deed from JEN ARIZONA 52 LLC, for roadway and utility purposes for a portion of Kenworthy Road, located in Section 28 Township 02 South, Range 08 East. Supervisor District #5. (RD21-047) (Joe Ortiz/Andrew Smith)
- * AC. Discussion/approval/disapproval of Special Event Permit SEP-006-21: Country Thunder West, LLC, Country Thunder West event to be held at AZ Talio Ranch, LLC, 20585 E Water Way. Florence, AZ 85132 from October 14, 2021, through October 17, 2021. Supervisor District #1. (Emma Gonzalez/Lester Chow)
- * AD. Discussion/approval/disapproval of Resolution No. 100621-RD21-038 releasing the current financial assurance Performance Bond (NO. US00083014SU18A), associated with San Tan Highlands and accepting Maintenance Bond (NO. US00105132SU21A), located in Section 13, Township 3 South, Range 7 East. Supervisor District #2 (RD21-038) (Stephanie Bartelson/Lester Chow)

Item AE Pulled from Consent Agenda

- * AE. Discussion/approval/disapproval of application for payments to West-Press for a total of \$2,052.75 from the Pinal County Attorney's Office anti-racketeering fund account to assist in the funding of awards as part of the Pinal County Attorney's Office 31st Annual Anti-Drug Poster Contest. (Kent Volkmer)

Kent Volkmer, County Attorney, appeared before the Board and presented.

Vice-Chairman Goodman spoke regarding the benefits of this type of program

Item Action: Approved

Motion Made By: Supervisor Goodman

Seconded By: Supervisor Cavanaugh

To approve the application for payments to West-Press for a total of \$2,052.75 from the Pinal County Attorney's Office anti-racketeering fund account to assist in the funding of awards as part of the Pinal County Attorney's Office 31st Annual Anti-Drug Poster Contest.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- * AF. Discussion/approval/disapproval for Deputy Phillip Gagnier #1713 who retired from Pinal County Sheriff's Office (PCSO) effective June 24, 2021. Deputy Phillip Gagnier #1713 has requested that, in compliance with established precedence and protocol, he be permitted to purchase his PCSO issued duty weapon, identified as: Glock 17 at \$25 and Colt AR15 at \$330. Fair market value for Glock is approximately \$420 and Fair market value for the Colt AR15 is \$330. Purchase of issued weapon(s) upon retirement is also in compliance with A.R.S. 38-1115A which allows a law enforcement officer upon his/her retirement to purchase his/her issued weapon(s) at a price determined by the administrator of the agency. (Mark Lamb)
- * AG. Discussion/approval/disapproval for Lieutenant Eli Pile L19/1777 who will be retiring from Pinal County Sheriff's Office (PCSO) effective October 22, 2021. Lieutenant Pile L19/1777 has requested that, in compliance with established precedence and protocol, he be permitted to purchase his PCSO issued duty weapon, identified as: Glock 17 at \$25 and Sionic AR15 at \$330. Fair market value for Glock is approximately \$420 and Fair market value for the Sionic is \$330. Purchase of issued weapon(s) upon retirement is also in compliance with A.R.S. 38-1115A which allows a law enforcement officer upon his/her retirement to purchase his/her issued weapon(s) at a price determined by the administrator of the agency. (Mark Lamb)

Item AH Pulled from Consent Agenda

- * AH. Discussion/approval/disapproval of the Treasurer's removal and abatement of business personal property taxes on the attached 20 parcels pursuant to A.R.S. 42- 19118. (Diane Power/Michael McCord)

Scott Johnson, Deputy County Attorney, appeared before the Board, presented, and advised that the parcels have been reduced down to 19 from 20.

Item Action: Approved as presented with the change to 19 parcels

Motion Made By: Supervisor Goodman

Seconded By: Supervisor Cavanaugh

To approve the Treasurer's removal and abatement of business personal property taxes on the attached 19 parcels pursuant to A.R.S. 42- 19118.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (7) Meeting of the Pinal County Public Health Services District Board of Directors. (Tascha Spears/Leo Lew)

Chairman Miller recessed the Pinal County Board of Supervisors Meeting and convened as the Pinal County Public Health Services District Board of Directors Meeting.

Item Action: Convened into the Pinal County Public Health Services District Agenda

Chairman Miller adjourned the Pinal County Public Health Services District Board of Directors Meeting and reconvened the Pinal County Board of Supervisors Meeting.

- (8) **Public Hearing** and discussion/approval/disapproval of Resolution No. 2021-PZ-PA-009-20, a Resolution approving case PZ-PA-009-20; Dalmead LLC, landowner, Sanks and Associates LLC, applicant/agent, requesting approval of a Non-Major Comprehensive Plan Amendment to designate 5.22 acres from Moderate Low Density Residential (1-3.5du/ac) to Medium Density Residential (3.5-8du/ac) situated in Section 9, T1S, R9E, G&SRB&M (legal on file) tax parcels 104-38-0010 through 104-38-0220 located along Kings Ranch Road in the Gold Canyon Area. The Planning Commission recommended approval unanimously (9-0) of case PZ-PA-009-20 with no stipulations. Supervisor District #5. (Gilbert Olgin/Lester Chow)

Gilbert Olgin, Senior Planner, appeared before the Board, presented on Agenda Items 8, 9, and 10, and advised the Applicant is in attendance and available for questions.

Chairman Miller opened the Public Hearing for Item 8, asked if any members of the public are present in the audience who wish to address the Board, to come forward at this time, there being none. Chairman closed the Public Hearing and requested a motion.

Item Action: Approved

Motion Made By: Supervisor Goodman

Seconded By: Supervisor Serdy

To approve Resolution No. 2021-PZ-PA-009-20, a Resolution approving case PZ-PA-009-20; Dalmead LLC, landowner, Sanks and Associates LLC, applicant/agent, requesting approval of a Non-Major Comprehensive Plan Amendment to designate 5.22 acres from Moderate Low Density Residential (1-3.5du/ac) to Medium Density Residential (3.5-8du/ac) situated in Section 9, T1S, R9E, G&SRB&M (legal on file) tax parcels 104-38-0010 through 104-38-0220 located along Kings Ranch Road in the Gold Canyon Area. The Planning Commission recommended approval unanimously (9-0) of case PZ-PA-009-20 with no stipulations.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (9) **Public Hearing** and discussion/approval/disapproval of Ordinance No. 2020-PZ-016-20, a Ordinance approving case PZ-016-20; Dalmead LLC, landowner, Sanks and Associates LLC, applicant/agent, requesting approval of a rezone change of 5.22 acres from CB-2 (General Business Zone) (PZ-012-63) to MD (Mixed Dwelling Zoning District), to allow for residential uses situated in Section 9, T1S, R9E, G&SRB&M (legal on file) tax parcels 104-38-0010 through 104-38-0220 located along Kings Ranch Road in the Gold Canyon Area. The Planning Commission recommended approval unanimously (9-0) of case PZ-016-20 with two (2) stipulations. Supervisor District #5. (Gilbert Olgin/Lester Chow)

Chairman Miller opened the Public Hearing for Item 9, asked if any members of the public are present in the audience who wish to address the Board, to come forward at this time, there being none. Chairman closed the Public Hearing and requested a motion.

Item Action: Approved with 2 Stipulations

Motion Made By: Supervisor Goodman

Seconded By: Supervisor Cavanaugh

To approve Ordinance No. 2020-PZ-016-20, a Ordinance approving case PZ-016-20; Dalmead LLC, landowner, Sanks and Associates LLC, applicant/agent, requesting approval of a rezone change of 5.22 acres from CB-2 (General Business Zone) (PZ-012-63) to MD (Mixed Dwelling Zoning District), to allow for residential uses situated in Section 9, T1S, R9E, G&SRB&M (legal on file) tax parcels 104-38-0010 through 104-38-0220 located along Kings Ranch Road in the Gold Canyon Area. The Planning Commission recommended approval unanimously (9-0) of case PZ-016-20 with two (2) stipulations.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (10) **Public Hearing** and discussion/approval/disapproval of Ordinance No. 2021-PZ-PD-016-20, a Ordinance approving case PZ-PD-016-20; Dalmead LLC, landowner, Sanks and Associates LLC, applicant/agent, requesting approval of the Gardens at Gold Canyon Planned Area Development (PAD) Overlay Zoning District to establish development standards for a residential development, on 5.22± acres, situated in Section 9, T1S, R9E, G&SRB&M (legal on file) tax parcels 104-38-0010 through 104-38-0220 located along Kings Ranch Road in the Gold Canyon Area. The Planning Commission recommended approval unanimously (9-0) of case PZ-016-20 with nineteen (19) stipulations. Supervisor District #5. (Gilbert Olgin/Lester Chow)

Chairman Miller opened the Public Hearing for Item 10, asked if any members of the public are present in the audience who wish to address the Board, to come forward at this time, there being none. Chairman closed the Public Hearing and requested a motion.

Item Action: Approved with 19 Stipulations

Motion Made By: Supervisor Goodman

Seconded By: Supervisor Cavanaugh

To approve Ordinance No. 2021-PZ-PD-016-20, a Ordinance approving case PZ-PD-016-20; Dalmead LLC, landowner, Sanks and Associates LLC, applicant/agent, requesting approval of the Gardens at Gold Canyon Planned Area Development (PAD) Overlay Zoning District to establish development standards for a residential development, on 5.22± acres, situated in Section 9, T1S, R9E, G&SRB&M (legal on file) tax parcels 104-38-0010 through 104-38-0220 located along Kings Ranch Road in the Gold Canyon Area. The Planning Commission recommended approval unanimously (9-0) of case PZ-016-20 with nineteen (19) stipulations.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (11) Discussion/approval/disapproval of the Fireworks Display Permit application of Patriot Fireworks on behalf of Poston Butte High School for supervised fireworks display to be held on October 22, 2021, at 32375 N. Gantzel Road, San Tan Valley, Arizona 85143. Supervisor District #2. (Randy Tracy/Natasha Kennedy)

Randy Tracy, Interim Human Resources and Interim Risk Management Director, appeared before the Board and presented.

Matt Smith, Applicant Patriot Fireworks, appeared before the Board and spoke regarding his hardship letter.

Discussion held regarding how to proceed with this application and Fireworks Display Permit requirements by the following Board Members, Staff, and Applicant; Chairman Miller, Vice-Chairman Goodman, Chris Keller, Chief Civil Deputy County Attorney, Kevin Costello, Deputy County Attorney, and Matt Smith.

Vice-Chairman Goodman directed the Applicant to reach out to his office.

Item Action: Continued to October 20, 2021, Board Meeting

Motion Made By: Supervisor Goodman

Seconded By: Supervisor McClure

To continue to October 20, 2021, Board Meeting.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (12) Discussion/approval/disapproval of acceptance of an award from the Arizona Department of Homeland Security in the amount of \$76,318 for a cybersecurity project and the execution of a Memorandum of Understanding with the Arizona Department of Administration to administer the project. (Heather Patel/Steven Frazier)

Heather Patel, Grants Administrator, appeared before the Board and presented.

Item Action: Approved

Motion Made By: Supervisor Goodman

Seconded By: Supervisor McClure

To approve acceptance of an award from the Arizona Department of Homeland Security in the amount of \$76,318 for a cybersecurity project and the execution of a Memorandum of Understanding with the Arizona Department of Administration to administer the project.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (13) Discussion/approval/disapproval granting SRP a power distribution easement, upon unanimous consent of the Board pursuant to A.R.S. 11-251(9). Supervisor District #5. (GA21-013) (Kevin Costello/Andrew Smith)

Kevin Costello, Deputy County Attorney, appeared before the Board and presented.

Item Action: Approved

Motion Made By: Supervisor Goodman

Seconded By: Supervisor McClure

To approve granting SRP a power distribution easement, upon unanimous consent of the Board pursuant to A.R.S. 11-251(9).

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (14) Discussion/approval/disapproval of the creation of one new GIS Cartography Specialist, Senior position and two new GIS Cartography Specialist positions within the Assessor's office. Approval of the creation of these three positions will require a budget amendment to transfer budget capacity from the general fund financial stability reserve in the amount of \$134,550 for FY 21/22 to the Assessor's general fund cost center. The budget capacity will be used to cover the salary and ERE of the three additional positions for 9 months of the fiscal year. This approval also increases the FY 22/23 Assessor's office budget in the amount of \$44,850 for the remaining 3 months of funding for these three positions. (Douglas Wolf)

Douglas Wolf, Assessor, appeared before the Board and presented.

Discussion held regarding the Assessor's Office; recent staffing issues, backlog, and the Board's continued support to assist the department in moving forward by the following Board Members and Staff; Chairman Miller, Vice-Chairman Goodman, Supervisor Cavanaugh, and Douglas Wolf.

Item Action: Approved

Motion Made By: Supervisor Goodman

Seconded By: Supervisor Cavanaugh

To approve the creation of one new GIS Cartography Specialist, Senior position and two new GIS Cartography Specialist positions within the Assessor's office. Approval of the creation of these three positions will require a budget amendment to transfer budget capacity from the general fund financial stability reserve in the amount of \$134,550 for FY 21/22 to the Assessor's general fund cost center. The budget capacity will be used to cover the salary and ERE of the three additional positions for 9 months of the fiscal year. This approval also increases the FY 22/23 Assessor's office budget in the amount of \$44,850 for the remaining 3 months of funding for these three positions.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

Douglas Wolf thanked the Board of Supervisors for their continued support.

- (15) Executive Session pursuant to A.R.S. 38-431.03(A)(3)(4) for legal advice and settlement discussions of pending litigation related to Pinal County's participation in the Opioid Multi-District Litigation. (Chris Keller/Kent Volkmer)

Item Action: Convened into Executive Session for Items 15 and 16

Motion Made By: Supervisor Goodman

Seconded By: Supervisor McClure

To convene into Executive Session for Items 15 and 16.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (16) Executive Session pursuant to A.R.S. 38-431.03(A)(3)(4) for legal advice and discussion of possible litigation concerning county lease for 302 E. 5th Street, Eloy, Arizona. (Chris Keller/Kent Volkmer)

Item Action: Adjourned Executive Session for Items 15 and 16

Motion Made By: Supervisor Goodman

Seconded By: Supervisor McClure

To adjourn into Executive Session for Items 15 and 16.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (17) Discussion/approval/disapproval of a conditional settlement proposal with three opioid distributors- McKesson, AmerisourceBergen, and Cardinal, and one manufacturer- Johnson & Johnson, and authorize the County Attorney and Chairman to execute all necessary documents as discussed in Executive Session October 6, 2021. (Chris Keller/Kent Volkmer)

Chris Keller, Chief Civil Deputy County Attorney, introduced the item.

Item Action: Approved

Motion Made By: Supervisor Goodman

Seconded By: Supervisor McClure

To approve a conditional settlement proposal with three opioid distributors- McKesson, AmerisourceBergen, and Cardinal, and one manufacturer- Johnson & Johnson, and authorize the County Attorney and Chairman to execute all necessary documents as discussed in Executive Session October 6, 2021.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (18) Discussion/approval/disapproval to authorize the County Attorney to prepare and the Chairman to execute a Settlement and Release agreement related to county owned and leased property at 302 E. 5th Street, Eloy, Arizona as discussed in Executive Session October 6, 2021. (Chris Keller/Kent Volkmer)

Item Action: Approved

Motion Made By: Supervisor McClure

Seconded By: Supervisor Goodman

To approve and authorize the County Attorney to prepare and the Chairman to execute a Settlement and Release agreement related to county owned and leased property at 302 E. 5th Street, Eloy, Arizona as discussed in Executive Session October 6, 2021.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller, Serdy (5)

- (19) Discussion of Board member's request for future agenda item(s) and/or reports to be presented at upcoming meetings. (Stephen Q. Miller)

Chairman Miller inquired if any members of the Board had any requests for future agenda items and/or reports to be presented at upcoming meetings, there being none.

Item Action: Information Only

12:27 p.m. – Chairman Miller adjourned the October 6, 2021, Regular Meeting of the Board of Supervisors.

PINAL COUNTY BOARD OF SUPERVISORS

Stephen Q. Miller, Chairman

ATTEST:

Natasha Kennedy, Clerk of the Board

Minutes Prepared By: Kelsey Pickard, Deputy Clerk of the Board

Approval of Minutes: October 27, 2021