



PINAL COUNTY

WIDE OPEN OPPORTUNITY

PINAL COUNTY BOARD OF SUPERVISORS REGULAR SESSION MINUTES

**Wednesday, May 24, 2023
9:33 AM**

BOARD OF SUPERVISORS

Chairman Jeff Serdy
Supervisor, District 5

Vice-Chairman Jeffrey McClure
Supervisor, District 4

Kevin Cavanaugh
Supervisor, District 1

Mike Goodman
Supervisor, District 2

Stephen Q. Miller
Supervisor, District 3

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](#)

Chairman Serdy offered for the Invocation by Pastor Mickey Bryce, Center Stage Church, Gold Canyon and the pledge of allegiance by Supervisor Cavanaugh.

The Pinal County Board of Supervisors convened at 9:33 a.m. this date. The meeting was called to order by Chairman Serdy with the announcement later today the Board will be attending the Grand Opening and Ribbon Cutting of the new Pinal County Medical Examiner's Building therefore, if necessary recess is scheduled for 12:45 p.m.

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

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

- (1) Call to the Public - Consideration and discussion of comments from the public. Those wishing to address the Pinal County Board of Supervisors need not request permission in advance. 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.

Click Here for Call to the Public Guidelines

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

- Regarding legislation concerns; Barry McCain, City of Maricopa.
- Regarding election concerns; Mary Rodriguez, Casa Grande.
- Regarding election concerns and hand counts; Boots Haws, Casa Grande.
- Regarding the following concerns; elections and the county competing with private enterprise; Jon Orton, Eloy.

Chairman Serdy requested clarification on comment cards.

Natasha Kennedy, Clerk of the Board clarified Mr. Coward's comment can be heard during Call to Public unless it is specific to Consent Agenda Item H only.

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

- Regarding the following concerns; School Superintendent's Office pending allegations, Sheriff's Office use of funds and accountability, and requested an audit of these two agencies; Roberto Reveles, Gold Canyon.
- Regarding feedback of the Maverick Filling Station and commended Christopher Wanamaker, Public Works; David Coward, Gold Canyon Community Inc. (GCCCI).
- Provided clarification on the pending allegations and filing office of authority; Jill Broussard, Pinal County School Superintendent.

Item Action: Public Comments

- (2) Discussion and update regarding the 2023 Legislative Session, bills, budget proposals, and pending actions by Teresa Martinez, Arizona State House of Representatives, Legislative District 11. (Stephen Miller)

Supervisor Miller introduced Teresa Martinez who will be giving an overview of the Legislature.

Teresa Martinez appeared before the Board and provided a legislative and budget update.

Discussion held regarding Highway 24, Highway 88, and Bills that have passed this session by the following Board Members and Representative; Chairman Serdy, Supervisor Miller, and Teresa Martinez.

Supervisor Miller thanked all Representatives at the Legislature for the successes Pinal County has had this year.

Item Action: Information Only

- (3) Presentation of Certificates of Service to employees for 30 years. (Leo Lew)

Leo Lew, County Manager, presented the Certificate for Years of Service and spoke in recognition of Matthew Thomas' service and dedication to Pinal County.

Mark Lamb, Sheriff, appeared before the Board and spoke in recognition of Matthew Thomas' collaboration, success, and thirty (30) years of dedication.

Matthew Thomas, Chief Deputy Sheriff, appeared before the Board, and thanked Pinal County.

Item Action: Information Only

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

Leo Lew, County Manager, thanked Representative Martinez and fellow Legislators for accomplishments over the past few years advancing Pinal County, and highlighted transportation. Provided updates from the Maricopa Association of Governments (MAG) Meeting yesterday regarding transportation planning and funding, and spoke regarding the other significant associations; Central Arizona Governments (CAG), and SunCourt Metropolitan Planning Organization (SCMPO), followed by Video.

Item Action: Information Only

- (5) Purchasing Division Report - May 24, 2023 (Tiara Peterson/Angeline Woods)

Tiara Peterson, Purchasing Manager, appeared before the Board, presented, and advised of the correction to RFP 194225 the start date is June 17, 2023, for the new term of contract.

Item Action: Approve the Purchasing Division Report as presented with the corrected start date of June 17, 2023, for the new term of contract RFP 194225

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor McClure

To approve the Purchasing Division Report as presented with the corrected start date of June 17, 2023, for the new term of contract RFP 194225.

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 Serdy announced he pulled Item H and asked if there were any requests from a Board Member, staff or the audience to remove any additional consent agenda items for discussion.

Supervisor Cavanaugh requested to pull Item AJ.

Item Action: Approved Consent Agenda Items A through AS, Minus H and AJ

Motion Made By: Supervisor Miller

Seconded By: Supervisor Goodman

To approve Consent Agenda Items A through AS, Minus H and AJ.

Motion Passed

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

- * A. Discussion/approval/disapproval of Minutes from April 26, 2023, and May 3, 2023, Regular Meetings of the Board of Supervisors. (Natasha Kennedy)
- * B. Discussion/approval/disapproval of the current billings before the Board. (Natasha Kennedy)
- * C. Discussion/approval/disapproval of Supervisor Miller's appointment of Bryan Hartman, Stanfield AZ, 85172 to the Planning and Zoning Commission. Mr. Hartman's Term of Service will be May 25, 2023, through May 24, 2027. Supervisor District #3. (Natasha Kennedy)
- * D. Discussion/approval/disapproval to direct Pinal County Treasurer to issue a replacement check in the amount of \$692.52 to Ansari Fatemeh. Original Check No. 173921 dated November 16, 2021, was never cashed and is now stale dated. (Natasha Kennedy)
- * E. Discussion/approval/disapproval of the Tax Exemption Extension request received by the Assessor's Office for: Georgette Avila, Vivian Lorton, Patricia H. Davis, Legacy Traditional School San Tan, Karen Tidwell, Ruth Brooks, Nickolas Linville, Charles Shields, Guadalupe Rodriguez, New Life Baptist Church Inc., Lewis Nicholas, Maria Martinsen, Elizabeth Grable, Linda Vakerics, and Evelia Zajac to be allowed to file for widow/widowers and/or disabled persons or non-profit organization tax exemption. (Natasha Kennedy)
- * F. Discussion/approval/disapproval of the following appointment(s) for the precinct committeemen for the Democratic Party:
Appointment(s):
 - Pct #63 Taylor Curtiss, 321 S. Silver Dr., Apache Junction, 85120. Supervisor District #5. (Geraldine Roll/Himanshu Patel)
- * G. Discussion/approval/disapproval of Resolution No. 052423-PCHA of the Pinal County Board of Supervisors rescinding Resolution No. 040523-PCHA, and replacing the same with Resolution No. 052423-PCHA approving the Pinal County Housing Authority 2023 Annual Public Housing Agency Plan for Standard Public Housing Agencies and related certifications and authorizing their submittal to the United States Department of Housing and Urban Development (HUD) Office of Public and Indian Housing. (Rolanda Cephas/Himanshu Patel)

Item H Pulled from Consent Agenda

- * H. Discussion/approval/disapproval of a Memorandum of Agreement for volunteer services in the Gold Canyon area with Gold Canyon Community Inc. (GCCCI), an Arizona non-profit 501(c)3 organization. Supervisor District #5. (Kent Taylor/Himanshu Patel)

Chairman Serdy requested clarification of monetary considerations, and volunteerism for county parks.

Kent Taylor, Open Space and Trails Director, appeared before the Board, presented, and advised he is not aware of any monetary considerations within the agreement.

Discussion held regarding the terms of the agreement by the following Board Member and Staff; Chairman Serdy and Kent Taylor.

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

- In favor, and regarding Gold Canyon Community Inc. (GCCCI) involvement at the county's request; David Coward, representing GCCCI.
- In opposition; Glenn Walp, President of Adobe Organization, Gold Canyon.
- In favor; Roberto Reveles, Gold Canyon, GCCCI.

Chairman Serdy requested clarification on the liabilities of the agreement.

Chris Keller, Chief Civil Deputy County Attorney provided clarification there is no monetary consideration in this agreement, and clarified one of the main purposes is indemnification should a liability event occur, it also details what projects volunteers can participate in, and requires GCCCI to carry insurance coverage.

David Coward further spoke regarding this agreement and GCCCI partnership.

Item Action: Approved Consent Item H as presented

Motion Made By: Supervisor Miller

Seconded By: Supervisor Goodman

To approve Consent Item H as presented.

Motion Passed

Ayes: Cavanaugh, Goodman, McClure, Miller (4)

Nays: Serdy (1)

- * I. Discussion/approval/disapproval to submit a grant application to the Federal Highway Administration's Charging and Fueling Infrastructure Discretionary Grant for \$500,000. Match is required in the amount of \$125,000. Pinal County is seeking a partnership with APS to cover the match. This grant will be used for contract services to identify the optimal locations for the installation of nineteen (19) electrical vehicle charging stations. This project also includes the equipment purchase and installation. Pinal County will partner with the City of Casa Grande and will leverage both the county's and the city's FY23 Energy Efficiency and Conservation Block Grant formula awards from the United States Department of Energy to the project. (Heather Patel/Angeline Woods)

- * J. Discussion/approval/disapproval of Amendment No. 1 to Intergovernmental Agreement (IGA) with Navajo County for Labor Market Information Subscription Services. The Workforce Innovation and Opportunity Act (WIOA) requires local workforce development boards to assess data on the local labor market and make strategic planning decisions based on that data. The total cost of the service through a subscription with Lightcast is approximately \$26,000 per year. To mitigate that cost, the Pinal County Workforce Development Board partnered with Navajo County to equally share the cost of the subscription, making Pinal County's portion \$13,000. This IGA has been developed to detail the subscription services and cost allocation. On March 16, 2023, the Pinal County Workforce Development Board approved a one-year extension of the IGA and subscription. (Joel Millman/James Smith)
- * K. Discussion/approval/disapproval of Resolution No. 052423-RD22-101 accepting Subdivision Improvement Performance Bond No. PB03010409248, associated with Ware Farms Parcel 3, located in Section 33, Township 2 South, Range 8 East. Supervisor District #2. (RD22-101) (Susan Baker/Brent Billingsley)
- * L. Discussion/approval/disapproval of Resolution No. 052423-RD22-102 accepting Subdivision Improvement Performance Bond No. PB03010409249, associated with Ware Farms Parcel 4 North, located in Section 33, Township 2 South, Range 8 East. Supervisor District #2. (RD22-102) (Susan Baker/Brent Billingsley)
- * M. Discussion/approval/disapproval of Resolution No. 052423-RD22-103 accepting Subdivision Improvement Performance Bond No. PB03010409250, associated with Ware Farms Parcel 4 South, located in Section 33, Township 2 South, Range 8 East. Supervisor District #2. (RD22-103) (Susan Baker/Brent Billingsley)
- * N. Discussion/approval/disapproval of Resolution No. 052423-RD22-104 accepting Subdivision Improvement Performance Bond No. PB03010409251, associated with Ware Farms Parcel 5, located in Section 33, Township 2 South, Range 8 East. Supervisor District #2. (RD22-104) (Susan Baker/Brent Billingsley)
- * O. Discussion/approval/disapproval of Resolution No. 052423-RD22-105 accepting Subdivision Improvement Performance Bond No. PB03010409252, associated with Ware Farms Parcel 6, located in Section 33, Township 2 South, Range 8 East. Supervisor District #2. (RD22-105) (Susan Baker/ Brent Billingsley)
- * P. Discussion/approval/disapproval of Resolution No. 052423-RD22-106 accepting Subdivision Improvement Performance Bond No. PB03010409253, associated with Ware Farms Parcel 7 & 8A, located in Section 33, Township 2 South, Range 8 East. Supervisor District #2. (RD22-106) (Susan Baker/Brent Billingsley)
- * Q. Discussion/approval/disapproval of Resolution No. 052423-RD22-107 accepting Subdivision Improvement Performance Bond No. PB03010409254, associated with Ware Farms Parcel 8B, located in Section 33, Township 2 South, Range 8 East. Supervisor District #2. (RD22-107) (Susan Baker/Brent Billingsley)
- * R. Discussion/approval/disapproval of Resolution No. 052423-RD22-108 releasing the current financial assurance Performance Bond No. 024244093, associated with Entrada Del Oro Unit 2 Parcel 1B-1 and accepting Maintenance Bond No. 024244093-M, located in Section 30, Township 1 South, Range 10 East. Supervisor District #2. (RD22-108) (Susan Baker/Brent Billingsley)

- * S. Discussion/approval/disapproval of an Intergovernmental Agreement (IGA) between Pinal County and the City of Maricopa for Mass Notification System. This contract will be good for two (2) years, with an automatic renewal for 1 (one) additional two (2) year term. This agreement will be at no cost to the County. Supervisor District #1. (GA22-066) (Courtney Prock/Andrew Smith)

- * T. Discussion/approval/disapproval of Temporary Construction Easement and Agreement from Christopher and Amanda Van Meter for the Combs Road Project located within Section 33, T2S, R8E, in the unincorporated area of Pinal County. Supervisor District #2. (GA22-069) (Celeste Garza/Andrew Smith)

- * U. Discussion/approval/disapproval of Resolution No. 052423-RD22-109 accepting a Drainage Easement from Desert Sage Management, LLC, an Arizona limited liability company. Supervisor District #2. (RD22-109) (Joe Ortiz/Andrew Smith)

- * V. Discussion/approval/disapproval of Temporary Construction Easement and Agreement from Darek J. Loveless and Lauren R. Loveless for the Combs Road Widening Project located in Section 33, T2S, R8E, in the unincorporated area of Pinal County. Supervisor District #2. (RD22-110) (Celeste Garza/Andrew Smith)

- * W. Discussion/approval/disapproval of two (2) Temporary Drainage Easement Agreements from Patano Ware LLC for the Combs Road Project located in Section 33, T2S, R8E, in the unincorporated area of Pinal County. Supervisor District #2. (RD22-111) (Celeste Garza/Andrew Smith)

- * X. Discussion/approval/disapproval of a Purchase Agreement in the amount of \$22,211, an acceptance of a Temporary Construction Easement and Agreement, and Warranty Deed, from I-8 and Thornton Road Investments for the acquisition of right-of-way for the Thornton Road Project located in Section 7, T7S, R6E, in the unincorporated area of Pinal County. Supervisor District #3. (GA22-067) (Celeste Garza/Andrew Smith)

- * Y. Discussion/approval/disapproval of Resolution No. 052423-GA22-070 authorizing the acquisition of real property for a Runway Protection Zone for the Pinal Airpark including the use of eminent domain and authorizing development of an Intergovernmental Agreement with Pima County. Supervisor District #4. (GA22-070) (Kevin Costello/James Petty/Andrew Smith)

- * Z. Discussion/approval/disapproval of Resolution No. 052423-RD22-112 approving a Donation Agreement between Pinal County and Laurinda Queen Burleson for donation of real property and accepting the Warranty Deed for the donated property, located in Section 33, Township 10 South, Range 12 East, located in Supervisor District #4. (RD22-112) (Kent Taylor/Andrew Smith)

- * AA. Discussion/approval/disapproval of Resolution No. 052423-RD22-113 approving a Donation Agreement between Pinal County and Frederic L. Jandrey and Gayle D. Jandrey as trustees of the Jandrey Trust, for donation of real property and accepting the Warranty Deed for the donated property, located in Section 04, Township 10 South, Range 12 East, located in Supervisor District #4. (RD22-113) (Kent Taylor/Andrew Smith)

- * AB. Discussion/approval/disapproval to submit an application to the Arizona Department of Forestry and Fire Management's Healthy Forest Initiative grant for \$500,000. Match is required totaling 10% - 30% of the total project. This grant will be used by the Public Works Department to fund the clearing of right of way in the City of Apache Junction, unincorporated Apache Junction area, and Gold Canyon. This will be a joint project with the City of Apache Junction. Supervisor District #5. (GA22-065) (Courtney Prock/Andrew Smith)
- * AC. Discussion/approval/disapproval to submit a grant application to the Arizona Department of Public Safety for \$26,983 with a match amount of 25%. This grant will be used by the Pinal County Attorney's Office to continue to cover cost for the Juvenile Court Victim Advocate position. (Kent Volkmer)
- * AD. Discussion/approval/disapproval to submit a grant application to the Arizona Department of Public Safety for \$81,153 with a match amount of 25%. This grant will be used by the Pinal County Attorney's Office to continue to help cover the cost of a Victim Advocate and a Victim's Notification position. (Kent Volkmer)
- * AE. Discussion/approval/disapproval to submit a grant application to the Arizona Department of Public Safety for \$31,428 with a match amount of 25%. This grant will be used by the Pinal County Attorney's Office to continue to cover cost for the Family Advocacy Center Trauma Therapy Services. (Kent Volkmer)
- * AF. Discussion/approval/disapproval to submit a grant application to the Arizona Department of Public Safety for \$3,303 with a match amount of 25%. This grant will be used by the Pinal County Attorney's Office to continue to cover cost of the Family Advocacy Center K9. (Kent Volkmer)
- * AG. Discussion/approval/disapproval to submit a grant application to the Arizona Department of Public Safety for \$29,256 with a match amount of 25%. This grant will be used by the Pinal County Attorney's Office to continue to cover a portion of a Victim Advocate position. (Kent Volkmer)
- * AH. Discussion/approval/disapproval for Investigator Scott Dodd #19 who will be retiring from the Pinal County Attorney's Office (PCAO), effective June 2, 2023. Investigator Dodd has requested that, in compliance with established precedence and protocol, he be permitted to purchase his PCAO issued duty weapon, identified as Glock 19 at \$25. Fair Market Value for Glock is approximately \$450. Purchase of issued weapon(s) upon retirement is also in compliance with A.R.S. 38-1115(A) 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. (Kent Volkmer)
- * AI. Discussion/approval/disapproval for Lieutenant Brandee Ralston #1272 who will be retiring from the Pinal County Sheriff's Office (PCSO), effective April 16, 2023. Lieutenant Ralston #1272 has requested that, in compliance with established precedence and protocol, she be permitted to purchase her PCSO issued duty weapon(s), identified as Glock 17 at \$25 and Smith and Wesson AR15 at \$330. Fair market value for Glock is approximately \$420 and Fair market value for the Smith and Wesson AR15 is \$330. Purchase of issued weapon(s) upon retirement is also in compliance with A.R.S. 38-1115(A) 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 AJ Pulled from Consent Agenda

- * AJ. Discussion/approval/disapproval of a retroactive submission of a grant application to the Arizona Criminal Justice Commission FY2023 National Criminal History Improvement Program for \$303,174.46. This grant will be used by the Pinal County Sheriff's Office for overtime to scan arrest bookings for court dispositions records. (Mark Lamb)

Supervisor Cavanaugh requested clarification on the accountability of spending and the grant process.

Mark Lamb, Sheriff, appeared before the Board, and provided clarification of the state reporting process of grants and funding.

Discussion held regarding the grant, digitalization, and the National Guard's assistance by the following Board Member and Staff; Vice-Chairman McClure, and Mark Lamb.

Item Action: Approved Consent Agenda Item AJ as presented

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Goodman

To approve Consent Agenda Item AJ as presented.

Motion Passed

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

- * AK. Discussion/approval/disapproval of Award Agreement HT-22-2945 Adjustment #1 No. G22SA0007A between the City of Tucson High Intensity Drug Trafficking Area, and the Pinal County Sheriff's Office, through the Pinal County Board of Supervisors. The adjustments increase the award amount by \$10,000 for a total award amount of \$153,478. The award amount will support the cost of wages/ERE, overtime, and training for the Narcotics Task Force. The funding will be included in the FY 23/24 adopted budget. Therefore, there is no impact on the General Fund. (Mark Lamb)
- * AL. Discussion/approval/disapproval of Award Agreement HT-23-2945 under the FY23/24 High Intensity Drug Trafficking Area program between the City of Tucson and the Pinal County Sheriff's Office (PCSO), through the Pinal County Board of Supervisors beginning January 1, 2023, ending December 31, 2024, for \$130,111. Acceptance includes Amendment No. 1 for \$12,000 and Amendment No. 2 for \$12,000, increasing the total award to \$154,111. This grant will be used by PCSO for wages/ERE, overtime, and training for the Narcotics Task Force. The funding will be included in the FY 23/24 adopted budget. Therefore, there is no impact on the General Fund. (Mark Lamb)
- * AM. Discussion/approval/disapproval of the FY23/24 High Intensity Drug Trafficking Area (HIDTA) AZ WANTED program Award No. G23SA0007A, between the City of Tucson and the Pinal County Sheriff's Office, through the Pinal County Board of Supervisors for \$18,000. This award will be used for overtime. The funding is included in the current budget and appropriated for this program. There is no impact on the General Fund. (Mark Lamb)
- * AN. Discussion/approval/disapproval to submit a grant application to the Gila River Indian Community Revenue Sharing Program for \$134,248.27. This grant will be used by the Sheriff's Office to purchase three BMW motorcycles to be used by the Pinal County Traffic Unit. (Mark Lamb)

- * AO. Discussion/approval/disapproval of a retroactive approval to submit a grant application to the Gila River Indian Community Revenue Sharing Program for \$65,954.70. This grant will be used by the Sheriff's Office to purchase an enclosed trailer for the Commercial Motor Vehicle (CMV) Enforcement and Vehicle Crime Unit (VCU) call outs. (Mark Lamb)
- * AP. Discussion/approval/disapproval of a retroactive approval to submit a grant application to the Gila River Indian Community Revenue Sharing Program for \$58,683.94. This grant will be used by the Sheriff's Office to purchase a Faro Focus premium scanner and iPad to assist with diagramming fatal collision and homicide scenes. (Mark Lamb)
- * AQ. Discussion/approval/disapproval of a retroactive approval to submit a grant application to the Gila River Indian Community Revenue Sharing Program for \$110,321.04. This grant will be used by the Sheriff's Office to purchase a heavy duty Ford truck to be used by the Vehicle Crimes Unit. (Mark Lamb)
- * AR. Discussion/approval/disapproval of Award under HB 2650: critical incident bureau between the Arizona House of Representatives and Pinal County through the Pinal County Board of Supervisors for \$120,000. The Sheriff's Office will use this award for officer-involved shootings or any critical incident of injury to law enforcement officers by a suspect in custody. It will also fund equipment used to diagram crime scenes. The Acceptance requires an amendment to the FY 22/23 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 203 (Sheriff Grants) to increase revenue and expenditure appropriations. There is no impact on the General Fund. (Mark Lamb)
- * AS. Discussion/approval/disapproval of 2023/2024 Pinal County Schools Data Processing Consortium Intergovernmental Agreement. (Jill Broussard)

- (7) Meeting of the Pinal County Flood Control District Board of Directors. (Christopher Wanamaker/Andrew Smith)

Chairman Serdy recessed the Pinal County Board of Supervisors Meeting and convened as the Pinal County Flood Control District Board of Directors Meeting.

Item Action: Convened into the Pinal County Flood Control District Agenda

Chairman Serdy adjourned the Pinal County Flood Control District Board of Directors Meeting.

- (8) Meeting of the Pinal County Public Health Services District Board of Directors. (Merissa Mendoza/Leo Lew)

Chairman Serdy convened the Pinal County Public Health Services District Board of Directors Meeting.

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

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

- (9) **Public Hearing** and discussion/approval/disapproval of Ordinance No. 2023-PZ-026-22, a Ordinance approving case PZ-026-22; Max Dewitt, landowner and Jason Sanks/Iplan Consulting, applicant/agent, requesting approval of a rezoning from GR (General Rural) to RU-10, (Rural Zoning District), to allow a Guest Ranch operation, on 72.93± acres of land, situated in a portion of Sections 17 & 18, Township 5 South, Range 12 East of G&SRB&M, tax parcels 301460030, and 30146002A, and located approximately 9 miles southeast of the incorporated Town of Florence, about 1.6 miles north of East Florence Kelvin Highway, and about .25 miles west of North Cochran Road in the unincorporated area of Pinal County. The Planning Commission recommended approval (4-2) of case PZ-026-22 with four (4) stipulations. Supervisor District #5. (Continued from the April 5, 2023, Board Meeting) (Evan Evangelopoulos/Brent Billingsley)

Gilbert Olgin, Lead Development Relations Manager, appeared before the Board and presented.

Jason Sanks, Applicant Representative, IPlan Consulting, appeared before the Board, introduced Owner Max Dewitt, and presented.

Discussion held regarding this project, safety concerns, and public comment by the following Board Member, Staff, and Applicant Representative; Chairman Serdy, Natasha Kennedy, Clerk of the Board, and Jason Sanks.

Chairman Serdy reconvened the Public Hearing and 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 opposition; Kathryn Kitchell, Florence.
- In opposition; Ted Robinson, Florence.
- In favor and regarding solutions to concerns; Max Dewitt, Owner, Florence.

Further discussion held regarding this project, concerns, county liability, and public comment by the following Board Members, Owner, and Applicant Representative; Chairman Serdy, Vice-Chairman McClure, Supervisor Cavanaugh, Supervisor Goodman, Supervisor Miller, Natasha Kennedy, Chris Keller, Chief Civil Deputy County Attorney, Max Dewitt, and Jason Sanks.

Chairman Serdy closed the Public Hearing.

Gilbert Olgin further presented and read the stipulations.

Further discussion held regarding the progression of the project following today's action by the following Board Members; Vice-Chairman McClure and Supervisor Miller.

Item Action: Approved as presented with four (4) Stipulations

Motion Made By: Supervisor Goodman

Seconded By: Supervisor Miller

To approve Ordinance No. 2023-PZ-026-22, a Ordinance approving case PZ-026-22; Max Dewitt, landowner and Jason Sanks/Iplan Consulting, applicant/agent, requesting approval of a rezoning from GR (General Rural) to RU-10, (Rural Zoning District), to allow a Guest Ranch operation, on 72.93± acres of land, situated in a portion of Sections 17 & 18, Township 5 South, Range 12 East of G&SRB&M, tax parcels 301460030, and 30146002A, and located approximately 9 miles southeast of the incorporated Town of Florence, about 1.6 miles north of East Florence Kelvin Highway, and about .25 miles west of North Cochran Road in the unincorporated area of Pinal County. The Planning Commission recommended approval (4-2) of case PZ-026-22 with four (4) stipulations.

Motion Passed

Ayes: Goodman, McClure, Miller (3)

Nays: Cavanaugh, Serdy (2)

11:57 a.m. – Chairman Serdy announced the Board will take a recess.

12:05 p.m. – Chairman Serdy reconvened the Pinal County Board of Supervisors Meeting.

- (10) **Public Hearing** and discussion/approval/disapproval of Ordinance No. 2023-PZ-052-22, an Ordinance approving case PZ-052-22: Michael Peltcs, Peltcs Trust, owner, Jason Sanks, Sanks and Associates LLC., applicant/agent, requesting approval to rezone 2.54± acres, from C-2 (Community Commercial Zoning District), 0.22± acres CB-1 (Local Business Zone) and 0.17± acres CR-2 (Single Residence Zone) to C-3 (General Commercial Zoning District), to allow the use of light automotive services; situated in a portion of Section 30, Township 2 South, Range 8 East, of the G.R.S.B.&M., Pinal County, Arizona, Tax Parcel 104-53-0480 (legal on file); located north-west along North Gantzel Road and Pecan Creek Dr. in the San Tan Valley Area, unincorporated Pinal County. The Planning Commission voted unanimously (9-0) to recommend approval of case PZ-052-22 with fourteen (14) stipulations. Supervisor District #2. (Sangeeta Deokar/Brent Billingsley)

Sangeeta Deokar, Planner, appeared before the Board and presented.

Chairman Serdy opened the Public Hearing, 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.

Jason Sanks, Applicant Representative, Sanks and Associates, appeared before the Board and presented.

Item Action: Approved as presented with fourteen (14) Stipulations

Motion Made By: Supervisor Goodman

Seconded By: Supervisor Miller

To approve Ordinance No. 2023-PZ-052-22, an Ordinance approving case PZ-052-22: Michael Peltcs, Peltcs Trust, owner, Jason Sanks, Sanks and Associates LLC., applicant/agent, requesting approval to rezone 2.54± acres, from C-2 (Community Commercial Zoning District), 0.22± acres CB-1 (Local Business Zone) and 0.17± acres CR-2 (Single Residence Zone) to C-3 (General Commercial Zoning District), to allow the use of light automotive services; situated in a portion of Section 30, Township 2 South, Range 8 East, of the G.R.S.B.&M., Pinal County, Arizona, Tax Parcel 104-53-0480 (legal on file); located north-west along North Gantzel Road and Pecan Creek Dr. in the San Tan Valley Area, unincorporated Pinal County. The Planning Commission voted unanimously (9-0) to recommend approval of case PZ-052-22 with fourteen (14) stipulations.

Motion Passed

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

- (11) **Public Hearing** and discussion/approval/disapproval of Ordinance No. 2023-PZ-051-22, an Ordinance approving case PZ-051-22: Marvin Klinker, Gold Canyon MJ LLC, owner, Travis Sabey, W. Ralph Pew, Pew & Lake, PLC., applicant/agent, requesting approval to rezone 0.83± acres, from CB-1 (Local Business Zone) to CB-2 (General Business Zone), to allow for the continued use of the Gold Canyon Wedding venue; situated in a portion of Section 8, Township 1 South, Range 9 East, of the G.R.S.B.&M., Pinal County, Arizona, Tax Parcel 104-66-001B (legal on file); located north along South Kings Ranch Road Drive in Gold Canyon Area, unincorporated area of Pinal County. The Planning Commission voted unanimously (9-0) to recommend approval of case PZ-051-22 with eleven (11) stipulations. Supervisor District #5. (Sangeeta Deokar/Brent Billingsley)

Sangeeta Deokar, Planner, appeared before the Board, presented, and advised the Applicant is present for questions.

Discussion held regarding the requested zoning change to the venue and code compliance case by the following Board Member and Staff; Supervisor Miller and Sangeeta Deokar.

Chairman Serdy spoke in favor, opened the Public Hearing, and 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.

Item Action: Approved as presented with eleven (11) Stipulations

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor McClure

To approve Ordinance No. 2023-PZ-051-22, an Ordinance approving case PZ-051-22: Marvin Klinker, Gold Canyon MJ LLC, owner, Travis Sabey, W. Ralph Pew, Pew & Lake, PLC., applicant/agent, requesting approval to rezone 0.83± acres, from CB-1 (Local Business Zone) to CB-2 (General Business Zone), to allow for the continued use of the Gold Canyon Wedding venue; situated in a portion of Section 8, Township 1 South, Range 9 East, of the G.R.S.B.&M., Pinal County, Arizona, Tax Parcel 104-66-001B (legal on file); located north along South Kings Ranch Road Drive in Gold Canyon Area, unincorporated area of Pinal County. The Planning Commission voted unanimously (9-0) to recommend approval of case PZ-051-22 with eleven (11) stipulations.

Motion Passed

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

- (12) **Public Hearing** and discussion/approval/disapproval of Ordinance No. PZ-C-003-22, an Ordinance approving case PZ-C-003-22, a text amendment to the Pinal County Civil Hearing Office Rules (Ordinance No. 062211-HOROP-01), in accordance with A.R.S. 11-813(D) and PCDS 2.165.030.A and at the request of the Pinal County Community Development Department a text amendment to modify: Rule 1. Scope, Rule 2. Definitions, Rule 3. Commencement of Action, Rule 5. Service of Complaint, Rule 7. Amending the Complaint, Rule 9. Notice of Counsel or Other Designated Representative, Rule 10. Representation of the County, Rule 12. Setting Aside Default, Rule 20. Duties and Powers of the Hearing Officer, Rule 24. Decision of the Hearing Officer, Rule 27. Appeal of the Hearing Officer Decision - Non-Ticket Complaint, and Rule 28. Appeal of Board of Supervisors' Final Decision, to amend and add subsections as described; Procedural and wording changes to transfer appeals of non-ticket complaints to the Board of Adjustment in place of the Board of Supervisors. (Brent Billingsley)

Brent Billingsley, Community Development Director, appeared before the Board and presented.

Chairman Serdy spoke in favor as the county continues to grow.

Discussion held regarding the transition to the Board of Adjustments and Appeals; compliance, guidance, and constituent assistance with appeals by the following Board Members and Staff; Chairman Serdy, Vice-Chairman McClure, Supervisor Goodman, and Chris Keller, Chief Civil Deputy County Attorney.

Chairman Serdy opened the Public Hearing, 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.

Item Action: Approved

Motion Made By: Supervisor McClure

Seconded By: Supervisor Miller

To approve Ordinance No. PZ-C-003-22, an Ordinance approving case PZ-C-003-22, a text amendment to the Pinal County Civil Hearing Office Rules (Ordinance No. 062211-HOROP-01), in accordance with A.R.S. 11-813(D) and PCDSC 2.165.030.A and at the request of the Pinal County Community Development Department a text amendment to modify: Rule 1. Scope, Rule 2. Definitions, Rule 3. Commencement of Action, Rule 5. Service of Complaint, Rule 7. Amending the Complaint, Rule 9. Notice of Counsel or Other Designated Representative, Rule 10. Representation of the County, Rule 12. Setting Aside Default, Rule 20. Duties and Powers of the Hearing Officer, Rule 24. Decision of the Hearing Officer, Rule 27. Appeal of the Hearing Officer Decision - Non-Ticket Complaint, and Rule 28. Appeal of Board of Supervisors' Final Decision, to amend and add subsections as described; Procedural and wording changes to transfer appeals of non-ticket complaints to the Board of Adjustment in place of the Board of Supervisors.

Motion Passed

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

- (13) Discussion/approval/disapproval accepting the Assignment and Assumption of Grants of Easement from Pinal County to the State of Arizona Department of Transportation (ADOT) for a portion of Maricopa Road State Route 347, located in Section 33, Township 04 South, Range 03 East, in Supervisor District #1. (RD22-114) (Joe Ortiz/Andrew Smith)

Joe Ortiz, Public Works Deputy Director, appeared before the Board and requested to withdraw this item due to the revision(s) request received from the Bureau of Indian Affairs.

Chairman Serdy inquired if a motion to withdraw is needed.

Natasha Kennedy, Clerk of the Board, confirmed.

Item Action: Withdrawn

Motion Made By: Supervisor Miller

Seconded By: Supervisor McClure

To withdraw Item 13.

Motion Passed

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

- (14) Discussion/approval/disapproval of Lease Agreement between Pinal County (Landlord) and Aircraft Inspection & Management, LLC. (Tenant) at 24641 E. Pinal Airpark Road, Marana, AZ 85653. Lessee desires to lease a portion of the Property for Aeronautical use for a term of 25 years. Supervisor District #4. (GA22-068) (Joe Ortiz/Andrew Smith)

Joe Ortiz, Public Works Deputy Director, appeared before the Board and presented.

Chris Keller, Chief Civil Deputy County Attorney, clarified this is a twenty-five (25) years lease with one (1) renewal option for an additional fifteen (15) year period.

Item Action: Approved

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor McClure

To approve Lease Agreement between Pinal County (Landlord) and Aircraft Inspection & Management, LLC. (Tenant) at 24641 E. Pinal Airpark Road, Marana, AZ 85653. Lessee desires to lease a portion of the Property for Aeronautical use for a term of 25 years.

Motion Passed

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

- (15) Discussion/approval/disapproval of a donation to the Mammoth Fire District of two lateral file cabinets for a total of \$1. The Mammoth Fire District provides fire services to the Mammoth area. These are in addition to the two approved on May 3, 2023. This item requires unanimous consent of the Board. Supervisor District #4. (Angeline Woods)

Angeline Woods, Office of Budget and Finance Director, appeared before the Board and presented.

Item Action: Approved

Motion Made By: Supervisor McClure

Seconded By: Supervisor Goodman

To approve a donation to the Mammoth Fire District of two lateral file cabinets for a total of \$1. The Mammoth Fire District provides fire services to the Mammoth area. These are in addition to the two approved on May 3, 2023.

Motion Passed

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

- (16) Discussion/approval/disapproval of Board of Supervisor District budget capacity consistent with the board approved methodology allowing for a personnel budget equal to the salary and employee related expenses for the District Supervisor, (1) Administrative Specialist (median salary), (1) District Administrator (median salary) and standardized operational budget for FY 2023-2024 as follows:
- Baseline budget to \$338,475 by majority vote (3)
 - Budget requests beyond the baseline, up to \$423,094, requires a super-majority vote (4)
 - Beyond \$423,094, up to \$507,713, requires unanimous consent (5)
 - Setting Supervisor District #2 FY 23/24 budget to \$399,758 which is \$61,283 above the baseline budget, requires a super-majority vote (4)
- (Angeline Woods)

Angeline Woods, Office of Budget and Finance Director, appeared before the Board and presented.

Supervisor Goodman spoke regarding his requested budget beyond baseline.

Item Action: Approved the Board of Supervisor District budget capacity as follows:

- **Baseline budget to \$338,475 by majority vote (3)**
- **Budget requests beyond the baseline, up to \$423,094, requires a super-majority vote (4)**
- **Beyond \$423,094, up to \$507,713, requires unanimous consent (5)**
- **Setting Supervisor District #2 FY 23/24 budget to \$399,758**

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Goodman

To approve the Board of Supervisor District budget capacity as follows:

- Baseline budget to \$338,475 by majority vote (3)
- Budget requests beyond the baseline, up to \$423,094, requires a super-majority vote (4)
- Beyond \$423,094, up to \$507,713, requires unanimous consent (5)
- Setting Supervisor District #2 FY 23/24 budget to \$399,758

Motion Passed

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

- (17) Presentation and discussion of General Fund status, forecast and FY 2023-2024 budget development.
(Angeline Woods)

Angeline Woods, Office of Budget and Finance Director, appeared before the Board, and requested to delay her presentation until after the Board's scheduled recess at 12:45 p.m.

Discussion held regarding how to proceed by the following Board Member and Staff; Chairman Serdy and Natasha Kennedy, Clerk of the Board.

12:36 p.m. – Chairman Serdy announced Item 17 shall be postponed until after the Board's scheduled recess, and called Item 18 out of order.

2:18 p.m. – Chairman Serdy reconvened the Pinal County Board of Supervisors Meeting for Items 17, 19, and 20.

2:19 p.m. – Supervisor Cavanaugh and Leo Lew, County Manager returned to the dais.

Angeline Woods appeared before the Board, for the Record provided the Clerk of the Board with an updated presentation, and presented.

Discussion held regarding the Library District property tax rate by the following Board Members and Staff; Vice-Chairman McClure, Supervisor Goodman, and Angeline Woods.

Angeline Woods further presented.

Further discussion held regarding the Flood Control District; projects, expenses, property tax rate, grant funding, current top three critical projects; Dirt Water Spring, Sunland Gin Project, and Adobe Dam/Bonanza Ranch Project, and a future Work Session Item by the following Board Members and Staff; Vice-Chairman McClure, Supervisor Cavanaugh, Supervisor Goodman, Supervisor Miller, Angeline Woods, and Christopher Wanamaker, County Engineer.

Angeline Woods acknowledged the Board's request for a future Work Session Item for the Flood Control District and advised she will work with Mr. Wanamaker and his team, and further presented.

Further discussion held regarding personnel expenditures, candidate applications, and employee turnover by the following Board Member and Staff; Vice-Chairman McClure, and Angeline Woods.

Angeline Woods further presented.

Further discussion held regarding property tax rate, revenue, projected new construction growth, permit increases, and construction sales tax by the following Board Members and Staff; Vice-Chairman McClure, Supervisor Miller, Leo Lew, County Manager, Angeline Woods, and Brent Billingsley, Community Development Director.

Angeline Woods further presented and advised MaryEllen Sheppard will present regarding compensation strategy, retention recruitment, and cost of living at a future Board meeting.

Further discussion held regarding property tax rate, new construction, single family permits, and how to proceed by the following Board Members and Staff; Vice-Chairman McClure, Supervisor Cavanaugh, Supervisor Goodman, Supervisor Miller, Leo Lew, and Angeline Woods.

Item Action: Information Only

- (18) Discussion of Board members' request for future agenda item(s) and/or reports to be presented at upcoming meetings. (Jeff Serdy)

Chairman Serdy called Item 18 out of order, prior to Item 17, and directed the County Manager research TikTok on county devices and at the next meeting inform the Board during the County Manager's Report.

Supervisor Goodman requested an agenda item to discuss an Ombudsman position to assist in Code Compliance Cases to help constituents through the process, and directed Staff to determine if the Public Defender's Office could provide assistance.

Supervisor Cavanaugh concurred with the request.

Chris Keller, Chief Civil Deputy County Attorney, advised he will research this request however, there may be potential concerns considering Code Compliance Cases are civil matters and the scope of work under the Public Defender's Office is criminal.

Supervisor Cavanaugh requested a discussion item on implementing a manual count for the 2024 Primary and General Elections, and a discussion item on placing the Elections Department directly under the Board of Supervisors.

Chairman Serdy inquired if time would permit to convene into Executive Session.

Chris Keller advised Executive Session will exceed the Board's scheduled recess at 12:45 p.m., Item 21.

Item Action: Information Only

12:40 p.m. – Chairman Serdy announced the Board will take the scheduled recess, Item 21.

2:18 p.m. – Chairman Serdy reconvened the Pinal County Board of Supervisors Meeting for Items 17, 19, and 20.

- (19) Executive Session pursuant to A.R.S. 38-431.03(A)(3) for legal advice regarding Pinal Airpark leases, permits, licenses and related facilities and infrastructure obligations. (Chris Keller/James Petty)

Item Action: Convened into Executive Session

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Miller

To convene into Executive Session.

Motion Passed

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

4:47 p.m. – Supervisor Goodman did not return to the dais following Executive Session.

- (20) Executive Session pursuant to A.R.S. 38-431.03(A)(3) for legal advice concerning the ramification of, and process for, waiving attorney-client privilege and/or disclosing executive minutes or legal advice. (Chris Keller/Kent Volkmer)

Item Action: Adjourned Executive Session

Motion Made By: Supervisor McClure

Seconded By: Supervisor Cavanaugh

To adjourn Executive Session.

Motion Passed

Ayes: Cavanaugh, McClure, Miller, Serdy (4)

Absent: Goodman (1)

- (21) **Notice of Possible Recess:** The Board may take a Recess at 12:45 p.m. and the meeting will reconvene at 2:00 p.m. (Jeff Serdy)

12:40 p.m. – Chairman Serdy announced the Board will take recess.

2:18 p.m. – Chairman Serdy reconvened the Pinal County Board of Supervisors Meeting for Items 17, 19, and 20.

Item Action: Information Only

4:47 p.m. – Chairman Serdy adjourned the May 24, 2023, Regular Meeting of the Board of Supervisors.

PINAL COUNTY BOARD OF SUPERVISORS

Jeff Serdy, Chairman

ATTEST:

Natasha Kennedy, Clerk of the Board

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

Approval of Minutes: June 21, 2023