



# **PINAL COUNTY**

WIDE OPEN OPPORTUNITY

## **PINAL COUNTY BOARD OF SUPERVISORS REGULAR SESSION MINUTES**

**Wednesday, September 27, 2023  
9:35 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 Pinal County Sheriff's Office Chaplain Joseph Samoge, Jr. and the pledge of allegiance by Supervisor Miller.

The Pinal County Board of Supervisors convened at 9:35 a.m. this date. The meeting was called to order by Chairman Serdy with the announcement Supervisor Cavanaugh and Supervisor Goodman are attending telephonically.

Natasha Kennedy, Clerk of the Board confirmed the following telephonic appearances; Supervisor Cavanaugh and Supervisor Goodman.

Chairman Serdy further announced due to outside counsel's scheduling conflict Executive Session may be called out of order around 12:15 p.m.

**Members Present:** Chairman Jeff Serdy; Vice-Chairman Jeffrey McClure; Supervisor Stephen Q. Miller

**Members Present Telephonically:** Supervisor Kevin Cavanaugh; Supervisor Mike Goodman

**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:

- In favor of Items on today's agenda related to; grant money, funding for nonprofits, human remains identification program, jaws of life equipment, child and family advocacy, stop violence against women program, substance abuse drug treatment and education, victims' rights, Evaluations of Clerk of the Board and County Manager, and Democracy concerns regarding the pending government shutdown; Noel Reck, Eloy.
- In Support of Invocation, and Democracy concerns; Boots Hawks, Casa Grande.
- Regarding audit result concerns of the Annual Comprehensive Financial Report (ACFR); Roberto Reveles, Gold Canyon.

### **Item Action: Public Comments**

- (2) Presentation of Certificates of Service to employees for 20 and 25 years. (Leo Lew)

Leo Lew, County Manager presented Certificates for Years of Service.

Lisa Shephard, Information Technology appeared before the Board, spoke regarding her success, project management, and service to the county, thanked the Board, and for the Record provided a copy of her comment.

Robert Stanley, Information Technology Director appeared before the Board, thanked Lisa Shephard for her dedication and years of service.

Matthew Hedrick, Chief Deputy Sheriff appeared before the Board, thanked Billy Bemis for his dedication and years of service.

Billy Bemis, Detention Officer appeared before the Board.

Matthew Hedrick, thanked Richard Benavidez for his service to this country, dedication and years of service.

Richard Benavidez, Detention Officer appeared before the Board.

**Item Action: Information Only**

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

Leo Lew, County Manager, provided the following updates; progress, coordination, projects, and visions of the Central Arizona Regional Mobility Network and for the Record provided photos to the Clerk of the Board, and the next large infrastructure project is Weekes Wash in Apache Junction after massive flooding during monsoon 2022, followed by Video.

Christopher Wanamaker, County Engineer, appeared before the Board, spoke regarding the Weekes Wash Project; \$44 million dollar Federal investment received, 1,600 homes impacted representing \$600 million in property value, construction timeline 4–5 years, and for the Record provided a brochure to the Clerk of the Board.

**Item Action: Information Only**

- (4) Supervisor District update(s) regarding notable current or upcoming events concerning the district (Information Only). (Jeff Serdy)

Vice-Chairman McClure provided the following District update; for those impacted in Districts 3 and 4 by the San Carlos Irrigation Project electricity bills, we are working with Congress towards a resolution, which will be a significant impact for consumers.

Chairman Serdy provided the following District update; recent articles published in regards to Prop 416 and 417 are misleading and reaffirmed this money belongs to the taxpayers and should not be returned to merchants. The county is still working towards a solution and residents have expressed the desire for more roads however, if this money cannot go toward roads it should be returned to the taxpayers.

Chris Keller, Chief Civil Deputy County Attorney informed Chairman Serdy if an update is requested regarding this tax by County Management we should place this on a future meeting.

**Item Action: Information Only**

- (5) Purchasing Division Report - September 27, 2023 (Tiara Peterson/Angeline Woods)

Tiara Peterson, Purchasing Manager appeared before the Board and presented.

**Item Action: Approve the Purchasing Division Report as presented**

Motion Made By: Supervisor Miller

Seconded By: Supervisor McClure

To approve the Purchasing Division Report as presented.

Motion Passed

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

- (6) Presentation and discussion of the FY 21/22 Annual Comprehensive Financial Report (ACFR), audit results, and any findings by the Arizona Auditor General per A.R.S. 11-661. (Ranee Stinson/Angeline Woods)

Ranee Stinson, Accounting and Reporting Manager, Office of Budget and Finance appeared before the Board, and introduced Carla Wall from the Arizona Auditor General's Office, and Jay Parke and Curtis Wright from the Auditing Firm, Walker and Armstrong LLP.

Carla Wall, Technical Manager, Office of the Auditor General appeared before the Board and explained the Arizona Auditor General's role.

Jay Parke, Walker and Armstrong LLP appeared before the Board, thanked all parties involved in this process, and presented a summary of the Audit Results.

Discussion held regarding the summary of the Audit Results; clean opinion with unreconciled cash accounts, and financial departments needing resources by the following Board Members and Armstrong and Walker LLP Representative; Vice-Chairman McClure, Supervisor Cavanaugh, and Jay Parke.

Angeline Woods, Office of Budget and Finance Director appeared before the Board, spoke regarding her analysis of the Department needs during her first year as Department Head, a significant number of positions were requested and we are still in the process of hiring however, the 2023 Audit is currently being prepared and Office of Budget and Finance Staff is working on ensuring the educational needs through training at the department level.

Further discussion held regarding the entire county involvement in the Audit process, and the ongoing restructuring of Budget and Finance being combined by the following Board Members and Staff; Vice-Chairman McClure, Supervisor Miller, and Angeline Woods.

**Item Action: Information Only**

- (7) Discussion of Pinal County Office of Emergency Management's ability to expend funds and provide shelter resources or provide requested assistance to local jurisdictions pursuant to A.R.S. 26-308 when no state of emergency has been declared. (Chris Keller/Kore Redden)

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

Kore Redden, Office of Emergency Management, Emergency Manager, appeared before the Board and presented regarding the substantial surge of border crossings at the port of entry in Arizona and among other border states, this surge results in street releases into nearby cities and towns, and our office has received resource requests from the Casa Grande Police Department.

Courtney Prock, Office of Emergency Management, Operations Manager, appeared before the Board and presented regarding the resource requests received for funding, transportation, and other equipment from the City of Casa Grande, who has not declared a State of Emergency however, we have transferred these requests to the Arizona Department of Emergency and Military Affairs, noting they will require cost sharing from either the County or City of Casa Grande.

Kore Redden further presented regarding the City of Casa Grande's requests, and how to accomplish an activation process for Shelter/Welcome Center.

Chairman Serdy spoke regarding this item being agendaized today for the benefit of the public following a previous Executive Session, and requested clarification on local emergencies.

Vice-Chairman McClure requested additional clarification on emergency funding.

Kevin Costello, Deputy County Attorney appeared before the Board and provided the following clarifications; municipalities have the ability to declare local emergencies, similar to the County, and the State's Emergency Relief Funds cannot be utilized without a declared emergency however, the County does have some limited ability to provide relief, resources, and assistance under A.R.S. 26-308.

Discussion held regarding a declaration of emergency, county liability, Arizona County Insurance Pool (ACIP), municipalities declaring an emergency, and how to proceed by the following Board Members and Staff; Vice-Chairman McClure, Supervisor Cavanaugh, Supervisor Miller, Leo Lew, County Manager, Chris Keller, Kevin Costello, Kore Redden, and Courtney Prock.

Supervisor Miller requested we communicate proactively with all communities within the County on the process.

Leo Lew acknowledged the request.

Chairman Serdy requested the Sheriff's Office represented here today, keep the Board informed of any influx of extra manpower, expenses, and impact on the rest of the County.

### **Item Action: Information Only**

- (8) Discussion of updates related to the Elections Department and County Recorder for operations and preparation of upcoming elections. (Dana Lewis)

Dana Lewis, Recorder, appeared before the Board and provided the following updates regarding the Elections Department; upcoming election dates with a potential recall election in March, Staff attended trainings, security protocols, live ballots are onsite and the livestream is available on the Elections Department website, additional cameras are being installed in the warehouse and signature verification areas, update on Staffing including the hiring of the Elections Deputy Director and Elections Specialist, budgetary review, Polling Place locations and needs, Poll Worker highlights, needs, and training, New Election Building under budget and ahead of schedule, Equal System has been launched, Ballot Chain of Custody and Audit Documentation procedures have been reviewed and updated, in the process of bringing on Point in Pay and Payroll Processing, improvements to stakeholder communication, working to support the City of Coolidge October election, upcoming training on how to read Voter History Reports, re-establishing relationships with School Districts, identifying resources for Polling Place safety and security, and Special Taxing District databases have been refreshed.

Discussion held regarding concerns with automatic recounts, timeframes, and statutory deadlines by the following Board Member and Staff; Supervisor Miller, and Dana Lewis.

Supervisor Cavanaugh inquired regarding the status of the Internal Elections Procedural Manual.

Dana Lewis confirmed part 1 of the Internal Elections Procedural Manual has been delivered to the County Attorney's Office.

**Item Action: Information Only**

**11:22 a.m.** – Chairman Serdy announced the Board shall take a brief recess.

**11:32 a.m.** – Chairman Serdy reconvened the Pinal County Board of Supervisors Meeting.

**(9) 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 Chris Keller has pulled Item E, I have pulled Item AA, and asked if there were any requests from a Board Member, staff or the audience to remove any additional consent agenda items for discussion.

**Item Action: Approved Consent Agenda Items A through AU, Minus E and AA**

Motion Made By: Supervisor McClure

Seconded By: Supervisor Miller

To approve Consent Agenda Item A through AU, Minus E and AA.

Motion Passed

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

- \* A. Discussion/approval/disapproval of Minutes from August 2, 2023, August 16, 2023, and September 6, 2023, Regular Meetings and August 10, 2023, and August 21, 2023, Special Session Meetings of the Board of Supervisors. (Natasha Kennedy)
- \* B. Discussion/approval/disapproval of the recommendation to the Arizona Department of Liquor License and Control of application and interim permit, series 012 Restaurant of Michael Shane Lindsey for Savvy Grill and Bar located at 270 E. Hunt Highway #20, San Tan Valley, Arizona 85143 and authorize the Clerk of the Board to execute and submit all necessary documents to the State. Supervisor District #2. (Natasha Kennedy)
- \* C. Discussion/approval/disapproval of FY 23/24 Nonprofit Contributions. (Leo Lew)
- \* D. Discussion/approval/disapproval of an additional FY 23/24 Nonprofit Contribution. Acceptance also approves a \$15,000 amendment to the FY 23/24 budget and transfer reserve appropriation from Fund 10 (Project Contingency) to Fund 10 (BOS Contributions) to increase expenditure appropriations. (Leo Lew)

## Item E Pulled from Consent Agenda

- \* E. Discussion/approval/disapproval of the First Amendment to the Development Agreement and Intergovernmental Agreement between Pinal County, Town of Queen Creek, and LG Energy Solutions Arizona Inc. entered into April 19, 2022; and Amendment One to the Intergovernmental Agreement between Pinal County, Central Arizona College, and Arizona Commerce Authority entered into January 11, 2023; and authorize the County Manager to execute all necessary and related documents and adjust or reallocate county funding sources including but not limited to American Relief Act State and Local Relief Funds as needed. These agreements are being updated to reflect additional commitments by the parties to accommodate and acknowledge certain additional responsibilities and investments in order to construct a larger manufacturing and related facilities at the project site, address associated costs increases, supply chain issues and inflation attributable thereto. (Chris Keller/Leo Lew)

Chris Keller, Chief Civil Deputy County Attorney advised regarding the date error in the Item Description which should read January 17, 2023.

Natasha Kennedy, Clerk of the Board advised for the Record legal has provided updated agreements to the Clerk of the Board.

Chris Keller confirmed updated agreements have been provided.

Supervisor Goodman requested additional details be provided for the benefit of the public.

Chris Keller presented regarding the project and restructuring of the agreements.

Chairman Serdy spoke regarding the recent groundbreaking held at Central Arizona College Superstition Branch.

### **Item Action: Approved with the Corrected Date of January 17, 2023, and the Updated Agreements:**

- **American Relief Act State and Local Relief Fund Grant Agreement**
- **First Amendment to Development Agreement and Intergovernmental Agreement**

Motion Made By: Supervisor Miller

Seconded By: Supervisor McClure

To approve with the Corrected Date of January 17, 2023, and the Updated Agreements:

- American Relief Act State and Local Relief Fund Grant Agreement
- First Amendment to Development Agreement and Intergovernmental Agreement

Motion Passed

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

- \* F. Discussion/approval/disapproval of Award Agreement 15PBJA-23-GG-00820-MISP under the FY 23 Missing and Unidentified Human Remains Program between the U.S. Department of Justice, Bureau of Justice Assistance and Pinal County, through the Pinal County Board of Supervisors, beginning October 1, 2023, ending September 30, 2026, for \$500,000 and authorize the Grants Manager to accept the award within the JustGrants system. This grant will be used by the Medical Examiner's Office to identify and connect missing and unidentified human remains with loved ones. Acceptance requires a budget amendment to the FY 23/24 budget for the award amount of \$500,000. The amendment transfers reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 266 (Misc Grant) to increase revenue and expenditure appropriations. (John Hu/MaryEllen Sheppard)

- \* G. Discussion/approval/disapproval of Resolution No. 092723-SANCARLOS-DVFD, a Resolution authorizing the submission of a grant application for the San Carlos Apache Tribe Shared Revenue Program and for Pinal County to serve as the fiscal agent. The applicant, Dudleyville Volunteer Fire District is requesting \$27,776.53 to replace the Jaws of Life equipment. Supervisor District #5. (Heather Patel/Angeline Woods)
- \* H. Discussion/approval/disapproval of Resolution No. 092723-RD23-054 accepting Subdivision Improvement Performance Bond No. 107857093, associated with San Tan 320-Collector Roads, located in the Southwest Quarter of Section 15 and the Northwest Quarter of Section 22, Township 3 South, Range 7 East. Supervisor District #1. (RD23-054) (Susan Baker/Joe Ortiz)
- \* I. Discussion/approval/disapproval of accepting a Roadway Easement and Temporary Construction Easement from Salt River Project Agricultural Improvement Power District for the Combs Road and Schnepf Road improvement project located in Section 34, T2S, R8E, in the unincorporated area of Pinal County. Supervisor District #2. (RD23-047) (Celeste Garza/Joe Ortiz)
- \* J. Discussion/approval/disapproval of Resolution No. 092723-RD23-048 accepting a Drainage Easement and Public Utility Easement from The Village at San Tan, LLC, a Delaware limited liability company doing business in Arizona as The Village at San Tan on Gantzel Road, LLC, to Pinal County, a political subdivision of the State of Arizona. Supervisor District #2. (RD23-048) (Joe Ortiz)
- \* K. Discussion/approval/disapproval of Resolution No. 092723-RD23-050 accepting Warranty Deed from El Dorado Bella Vista LLC, an Arizona limited liability company as Grantor(s) to Pinal County, a political subdivision of the State of Arizona, Grantee, for fee right of way to portion on Schnepf Road. Supervisor District #2. (RD23-050) (Joe Ortiz)
- \* L. Discussion/approval/disapproval of Resolution No. 092723-RD23-053 releasing the current financial assurance Performance Bond No. SUR0066300, associated with Combs Ranch Unit 1 and accepting Maintenance Bond No. SUR0077815, located in Section 27, Township 2 South, Range 8 East. Supervisor District #2. (RD23-053) (Susan Baker/Joe Ortiz)
- \* M. Discussion/approval/disapproval of Resolution No. 092723-RD23-051 approving the issuance of a Warranty Deed to Pinal County and accepting a Warranty Deed from Pinal County to combine separate parcels into a single lot, located in Section 10, Township 06 South, Range 08 East, in Supervisor District #3. (RD23-051) (Celeste Garza/Joe Ortiz)
- \* N. Discussion/approval/disapproval of Amendment to Special Land Use Permit 23- 0118980-03 between Pinal County and Arizona State Land Department for a pro-rated fee of \$542.47 + \$600 minimum access fee. Supervisor District #4. (RD23-052) (Joe Ortiz)
- \* O. Discussion/approval/disapproval of Resolution No. 092723-RD23-049 accepting a Grant of Easement from Jack M. Eiteljorg conveyed to the public for Ingress, Egress and Public Utility purposes, on a portion of Felix Road. Supervisor District #5. (RD23-049) (Celeste Garza/Joe Ortiz)

- \* P. Discussion/approval/disapproval of Agreement AG23-0016-007 Amendment #1 under the Child and Family Advocacy Fund program between the Arizona Attorney General's Office and Pinal County, through the Pinal County Board of Supervisors beginning January 1, 2023, ending December 31, 2023. This grant is currently used by the County Attorney's Office to provide funding to the Eloy Family Advocacy Center. The amendment outlines new reporting guidelines for both program and financial reports. The funding was adopted in the FY23/24 budget. (Kent Volkmer)
- \* Q. Discussion/approval/disapproval of Agreement AG23-0016-011 Amendment #1 under the Child and Family Advocacy Fund program between the Arizona Attorney General's Office and Pinal County, through the Pinal County Board of Supervisors beginning January 1, 2023, ending December 31, 2023. This grant is currently used by the County Attorney's Office to provide funding to the Maricopa Family Advocacy Center. The amendment outlines new reporting guidelines for both program and financial reports. (Kent Volkmer)
- \* R. Discussion/approval/disapproval of Agreement AG23-0016-017 Amendment #1 under the Child and Family Advocacy Fund program between the Arizona Attorney General's Office and Pinal County, through the Pinal County Board of Supervisors beginning January 1, 2023, ending December 31, 2023. This grant is currently used by the County Attorney's Office to provide funding to the San Tan Family Advocacy Center. The amendment outlines new reporting guidelines for both program and financial reports. (Kent Volkmer)
- \* S. Discussion/approval/disapproval to submit a grant application to the Arizona Governor's Office of Youth, Faith and Family for the Arizona STOP Violence Against Women grant program up to the amount of \$150,000 with a match requirement of 25%. This grant will be used by the County Attorney's Office to assist victims of crime and has the opportunity to be renewed a total of three years. Funds have been budgeted for FY23/24. There is no impact to the General Fund. (Kent Volkmer)
- \* T. Discussion/approval/disapproval for Award Agreement 2024-012 under the Victim Rights' Program between the Arizona Attorney General's Office and Pinal County, through the Pinal County Board of Supervisors beginning July 1, 2023, ending June 30, 2024, for \$44,200. This grant will be used by the County Attorney's Office to provide funds to continue to help cover partial salary and ERE for a Legal Assistant Sr. position. The acceptance requires a budget amendment to align the FY 23/24 budget to the award amount. The amendment transfers reserve appropriation only from Fund 213 (Grants/Project Contingency) to Fund 198 (Cty Atty/Victims' Grants) to increase revenue and expenditure appropriations. (Kent Volkmer)
- \* U. Discussion/approval/disapproval of Intergovernmental Agreement between Pinal County Sheriff's Office and the Coolidge Police Department regarding Use of the Shooting Range. The purpose of this agreement is to grant the Coolidge Police Department limited use and access to the Outdoor Shooting Range owned by Pinal County. (Mark Lamb)
- \* V. Discussion/approval/disapproval of Intergovernmental Agreement between the Pinal County Sheriff's Office (PCSO) and the Red Rock Elementary School District regarding Use of School Facilities for Active Shooter Training. PCSO and the District have an interest in protecting students and staff during active shooter situations by providing PCSO Law Enforcement Officers with resources to effectively train and prepare for such situations. (Mark Lamb)

- \* W. Discussion/approval/disapproval of Intergovernmental Agreement between the City of Coolidge Police Department and the Pinal County Sheriff's Office, through the Pinal County Board of Supervisors, beginning July 1, 2023, ending June 30, 2024, for participation in the Pinal County Narcotics Task Force under the Arizona Criminal Justice Commission Drug, Gang, and Violent Crime Control grant award #DC-24-009. The award is for reimbursement of overtime and EREs. The current budget includes the funding and was appropriated to this program. (Mark Lamb)
- \* X. Discussion/approval/disapproval of Award Agreement GR-106-23 under the State Shared Revenue Grants Program between the Gila River Indian Community and Pinal County Sheriff's Office, through the Pinal County Board of Supervisors beginning September 1, 2023, ending August 31, 2024, for \$58,684. This grant will be used by the Pinal County Sheriff's Office Traffic Unit to purchase a FARO scanner. Acceptance requires an amendment to the FY 23/24 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 209 (SHRF Tribal Gaming Grants) to increase revenues and expenditures. There is no impact on the General Fund. (Mark Lamb)
- \* Y. Discussion/approval/disapproval of Award Agreement GR-107-23 under the State Shared Revenue Grants Program between the Gila River Indian Community and Pinal County Sheriff's Office, through the Pinal County Board of Supervisors beginning September 1, 2023, ending August 31, 2024, for \$134,248. This grant will be used by the Pinal County Sheriff's Office Traffic Unit to Purchase three (3) BMW police package motorcycles to expand and aid the Traffic Unit. Acceptance requires an amendment to the FY 23/24 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 209 (SHRF Tribal Gaming Grants) to increase revenues and expenditures. There is no impact on the General Fund. (Mark Lamb)
- \* Z. Discussion/approval/disapproval of Award Agreement GR-108-23 under the State Shared Revenue Grants Program between the Gila River Indian Community and Pinal County Sheriff's Office, through the Pinal County Board of Supervisors beginning September 1, 2023, ending August 31, 2024, for \$110,321. This grant will be used by the Pinal County Sheriff's Office Traffic Unit to purchase a heavy duty truck. Acceptance requires an amendment to the FY 23/24 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 209 (SHRF Indian Gaming Grants) to increase revenues and expenditures. There is no impact on the General Fund. (Mark Lamb)

### **Item AA Pulled from Consent Agenda**

- \* AA. Discussion/approval/disapproval of acceptance of donation from Tractor Supply Company, Casa Grande of two (2) 5'x10'x6' kennels for the service animals valued at \$350 - \$500, respectively, free of charge. Tractor Supply looks to partner with local organizations that reflect similar values, and part of the Out Here lifestyle is the care for animals. With that perspective, they feel that the Pinal County K9 units are a great fit for sponsorship. County Finance has been notified of this prospective donation per policy 8.71. (Mark Lamb)

Chairman Serdy requested to pull this item to bring awareness, the County can always use help as well as our cities and towns.

Matthew Thomas, Chief Deputy Sheriff appeared before the Board and presented.

**Item Action: Approved Consent Item AA as presented**

Motion Made By: Supervisor McClure

Seconded By: Supervisor Miller

To approve Consent Item AA as presented.

Motion Passed

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

- \* AB. Discussion/approval/disapproval of the following appointments and resignations for the precinct committeemen for the Republican Party:
- Appointments:**
- Supervisor District #1:**  
Precinct #67 Margie Bates 52725 W. I-8 Frontage Rd. #577 Stanfield 85172  
Precinct #101 Thomas Baer 46175 W. Tulip Ln. Maricopa 85139
- Supervisor District #2:**  
Precinct #94 Lori Pinn 2112 W. Madisen Marie Ave. San Tan Valley 85142
- Supervisor District #3:**  
Precinct #38 Joshua Franklin 5106 S. Whispering Sands Dr. Casa Grande 85193  
Precinct #39 Terrie Martinez 396 E. Seven Seas Dr. Casa Grande 85122
- Supervisor District #5:**  
Precinct #45 Barby Ingle 4980 N. Ironwood Dr. Apache Junction 85120  
Precinct #45 Rebecca Stanke 1720 E. McKellips Blvd. Apache Junction 85119  
Precinct #64 Michael Frasco 6752 E. Arroyo Verdi Rd. Gold Canyon 85118  
Precinct #64 Elizabeth Cluff 8035 E. Twisted Leaf Dr. Gold Canyon 85118
- Resignations:**
- Supervisor District #4:**  
Precinct #5 Joshua Franklin 83222 E. Legacy Ln. Oracle 85623
- Supervisor District #5:**  
Precinct #45 Sheryl MoneyMaker 325 W. Tepee St. #7 Apache Junction 85120  
Precinct #45 Justo Bustamante 1314 E. McKellips Blvd. Apache Junction 85119  
Precinct #59 Barby Ingle 7373 E. US Hwy 60 #1 Gold Canyon 85118  
Precinct #59 Ken Taylor 7373 E. US Hwy 60 #1 Gold Canyon 85118 (Dana Lewis)
- \* AC. Discussion/approval/disapproval of Intergovernmental Agreement (IGA) DI18- 002173 Amendment 2 between the Superior Court of Arizona in Pinal County/Family Law Commissioner and the Arizona Department of Economic Security (ADES). The Amendment will change the agreement date to cover the activity of the Family Law Commissioner for Child Support IV-D Cases commencing October 1, 2023, and ending April 30, 2028. The existing IGA will terminate on September 30, 2023. Approval of this item will authorize the Honorable Joseph R. Georgini, Presiding Judge of the Superior Court to sign the Amendment on behalf of the Superior Court. No additional budget capacity is necessary at this time as funds for this activity were included and approved in the FY2024 budget process. (David Tascoe/Todd Zweig)
- \* AD. Discussion/approval/disapproval to accept the award for the Criminal Justice Enhancement Fund - Substance Abuse grant between the Arizona Supreme Court Administrative Office of the Courts and Pinal County through the Pinal County Board of Supervisors beginning July 1, 2023, ending June 30, 2024, for \$61,505. The Adult Probation Services Department will use the grant for contract services to support the program. Acceptance requires an amendment to the FY23/24 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 54 (Adult Prob/Community Punishment) to increase revenues and expenditures. There is no impact on the General Fund. (Saul Schoon)

- \* AE. Discussion/approval/disapproval to accept the award for the Criminal Justice Enhancement Fund - Sex Offender grant between the Arizona Supreme Court Administrative Office of the Courts and Pinal County through the Pinal County Board of Supervisors beginning July 1, 2023, ending June 30, 2024, for \$61,580. The Adult Probation Services Department will use the grant for contract services to support the program. Acceptance requires an amendment to the FY 23/24 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 54 (Adult Prob/Community Punishment) to increase revenues and expenditures. There is no impact on the General Fund. (Saul Schoon)
- \* AF. Discussion/approval/disapproval to accept the award for the Community Punishment Program grant between Arizona Supreme Court Administrative Office of the Courts and Pinal County through the Pinal County Board of Supervisors beginning July 1, 2023, ending June 30, 2024, for \$79,050. The Adult Probation Services Department will use the grant for contract services to support the program. Acceptance requires an amendment to the FY 23/24 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 54 (Adult Prob/Community Punishment) to increase revenues and expenditures. There is no impact on the General Fund. (Saul Schoon)
- \* AG. Discussion/approval/disapproval to accept the award for the Drug Treatment and Education Fund grant between the Arizona Supreme Court Administrative Office of the Courts and Pinal County through the Pinal County Board of Supervisors beginning July 1, 2023, ending June 30, 2024, for \$81,630. The Adult Probation Services Department will use the grant for personnel salaries and EREs to support the program. Acceptance requires an amendment to the FY 23/24 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 118 (Adult Prob/DTEF & Inters Case) to increase revenues and expenditures. There is no impact on the General Fund. (Saul Schoon)
- \* AH. Discussion/approval/disapproval to accept the award for the Intensive Probation Assistance Program grant between the Arizona Supreme Court Administrative Office of the Courts and Pinal County through the Pinal County Board of Supervisors beginning July 1, 2023, ending June 30, 2024, for \$9,300. The Adult Probation Services Department will use the grant for personnel/ERE to support the program. Acceptance requires an amendment to the FY 23/24 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 202 (Adult Prob/JCEF) to increase revenues and expenditures. There is no impact on the General Fund. (Saul Schoon)
- \* AI. Discussion/approval/disapproval to accept the award for the Intensive Probation Program grant between the Arizona Supreme Court Administrative Office of the Courts and Pinal County through the Pinal County Board of Supervisors beginning July 1, 2023, ending June 30, 2024, for \$747,500. The Adult Probation Services Department will use the grant amendment to align the FY 23/24 budget to the award amount and transfer appropriation between Fund 52 (Adult Prob/Intensive Probation Serv) and Fund 213 (Grants/Project Contingency). There is no impact on the General Fund. (Saul Schoon)
- \* AJ. Discussion/approval/disapproval to accept the award for the State Aid Enhancement Program grant between the Arizona Supreme Court Administrative Office of the Courts and Pinal County through the Pinal County Board of Supervisors beginning July 1, 2023, ending June 30, 2024, for \$3,699,000. The Adult Probation Services Department will use the grant for personnel salaries and EREs. Acceptance requires an amendment to align the FY 23/24 budget to the award amount and transfer appropriation between Fund 53 (Adult Prob/State Enhancement) and Fund 213 (Grants/Project Contingency). There is no impact on the General Fund. (Saul Schoon)

- \* AK. Discussion/approval/disapproval to accept the award for the State Aid Enhancement Assistance Program grant between the Arizona Supreme Court Administrative Office of the Courts and Pinal County through the Pinal County Board of Supervisors beginning July 1, 2023, ending June 30, 2024, for \$227,100. The Adult Probation Services Department will use the grant for personnel salaries and EREs to support the program. Acceptance requires an amendment to align the FY 23/24 budget to the award amount and transfer appropriation between Fund 202 (Adult Prob/JCEF) and Fund 213 (Grants/Project Contingency). There is no impact on the General Fund. (Saul Schoon)
- \* AL. Discussion/approval/disapproval to accept the award for the Drug, Gang, and Violent Crime Control Program grant between the Arizona Supreme Court Administrative Office of the Courts and Pinal County through the Pinal County Board of Supervisors beginning July 1, 2023, ending June 30, 2024, for \$126,040 with a 25% match of \$42,013 that will come from Fund 55 (Adult Prob/Support). The Adult Probation Services Department will use the grant for personnel salaries and EREs to support the program. Acceptance requires an amendment to align the FY 23/24 budget to the award amount and transfer appropriation between Fund 33 (Courts/Drug Enforcement) and Fund 213 (Grants/Project Contingency). There is no impact on the General Fund. (Saul Schoon)
- \* AM. Discussion/approval/disapproval of an Award Agreement for the Diversion Intake Program between the Arizona Supreme Court Administrative Office of the Courts and Pinal County through the Pinal County Board of Supervisors, beginning July 1, 2023, ending June 30, 2024, for \$479,188. The Juvenile Court Services Department will use the grant for salary, EREs, supplies, and contract services for vendors supporting the Diversion Intake Program. Acceptance requires a fiscal amendment to the FY23/24 budget to align the budget to the award amount and transfer appropriation between Fund 135 (Juvenile Prob/Diversion Intake) and Fund 213 (Grants/Project Contingency). There is no impact on the General Fund. (Denise Smith)
- \* AN. Discussion/approval/disapproval of an Award Agreement for the Diversion Consequences Program between the Arizona Supreme Court Administrative Office of the Courts and Pinal County through the Pinal County Board of Supervisors, beginning July 1, 2023, ending June 30, 2024, for \$190,789. The Juvenile Court Services Department will use the grant for salary, EREs, supplies and contract services for vendors supporting the Diversion Consequences Program. Acceptance requires a fiscal amendment to align the budget to the award amount and transfer appropriation between Fund 136 (Juvenile Prob/Diversion Consequences) and Fund 213 (Grants/Project Contingency). There is no impact on the General Fund. (Denise Smith)
- \* AO. Discussion/approval/disapproval of an Award Agreement for the Juvenile Crime Reduction Fund that funds the HOPE School Education Program between the Arizona Supreme Court Administrative Office of the Courts and Pinal County, through the Pinal County Board of Supervisors, beginning July 1, 2023, ending June 30, 2024, for \$13,920. The Juvenile Court Services Department will use the grant for supplies to support the program. Acceptance requires a fiscal amendment to the FY23/24 budget to align the budget to the award amount and transfer appropriation between Fund 213 (Grants/Project Contingency) and Fund 222 (Juvenile Prob/JCRF) to increase revenue and expenditures. There is no impact on the General Fund. (Denise Smith)

- \* AP. Discussion/approval/disapproval of an Award Agreement for the Juvenile Intensive Probation Supervision Program between the Arizona Supreme Court Administrative Office of the Courts and Pinal County through the Pinal County Board of Supervisors, beginning July 1, 2023, ending June 30, 2024, for \$641,552. The Juvenile Court Services Department will use the grant for personnel expenses, supplies, and contract services to support the program. Acceptance requires an amendment to the FY23/24 budget to align the award amount and transfer appropriation from Fund 56 (Juvenile Prob/Intensive) to Fund 213 (Grants/Project Contingency). There is no impact on the General Fund. (Denise Smith)
- \* AQ. Discussion/approval/disapproval of an Award Agreement for the Backfill Juvenile Intensive Probation Supervision Program between the Arizona Supreme Court Administrative Office of the Courts and Pinal County through the Pinal County Board of Supervisors, beginning July 1, 2023, ending June 30, 2024, for \$47,912. The Juvenile Court Services Department will use the grant for personnel expenses, supplies and contract services to support the program. Acceptance requires an amendment to the FY23/24 budget to transfer appropriation between Fund 213 (Grants/Project Contingency) and Fund 56 (Juvenile Prob/Intensive) to increase revenues and expenditures. There is no impact on the General Fund. (Denise Smith)
- \* AR. Discussion/approval/disapproval of an Award Agreement for the Juvenile Probation Services Fund grant between the Arizona Supreme Court Administrative Office of the Courts and Pinal County through the Pinal County Board of Supervisors, beginning July 1, 2023, ending June 30, 2024, for \$720,940. The Juvenile Court Services Department will use the grant for personnel expenses, supplies, and contract services to support the program. Acceptance requires an amendment to the FY23/24 budget to align the award amount and transfer appropriation between Fund 137 (Juvenile Prob/Treatment) and Fund 213 (Grants/Project Contingency). There is no impact on the General fund. (Denise Smith)
- \* AS. Discussion/approval/disapproval of an Award Agreement for the Juvenile Standard Probation Program grant between the Arizona Supreme Court Administrative Office of the Courts and Pinal County through the Pinal County Board of Supervisors, beginning July 1, 2023, ending June 30, 2024, for \$624,750. The Juvenile Court Services Department will use the grant for personnel expenses, supplies and contract services to support the program. Acceptance requires an amendment to the FY23/24 budget to align the award amount and transfer appropriation between Fund 213 (Grants/Project Contingency) and Fund 59 (Juv Prob/Standard Prob). There is no impact on the General Fund. (Denise Smith)
- \* AT. Discussion/approval/disapproval of an Award Agreement for the Backfill Juvenile Standard Probation Program grant between the Arizona Supreme Court Administrative Office of the Courts and Pinal County through the Pinal County Board of Supervisors, beginning July 1, 2023, ending June 30, 2024, for \$37,178. The Juvenile Court Services Department will use the grant for personnel expenses, supplies, and contract services to support the program. Acceptance requires an amendment to the FY23/24 budget to transfer appropriation between Fund 213 (Grants/Project Contingency) and Fund 59 (Juv Prob/Standard Prob) to increase revenues and expenditures. There is no impact on the General Fund. (Denise Smith)
- \* AU. Discussion/approval/disapproval to accept the award for the Victims Rights Program grant between the State of Arizona Office of the Attorney General and Pinal County through the Pinal County Board of Supervisors beginning July 1, 2023, ending June 30, 2024, for \$16,700. The Juvenile Court Services Department will use the grant for personnel salaries and EREs to support the program. Acceptance requires an amendment to align the FY 23/24 budget to the award amount and transfer appropriation between Fund 122 (Juvenile Prob/Victims' Rights) and Fund 213 (Grants/Project Contingency). There is no impact on the General Fund. (Denise Smith)

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

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

- (11) **Public Hearing** and discussion/approval/disapproval of the Program Year 2022 Consolidated Annual Performance and Evaluation Report. This report is submitted to the U.S. Department of Housing and Urban Development each September to demonstrate the successes of the Community Development Block Grant, HOME Investment Partnership, and Emergency Solutions Grant programs. This report covers activity completed July 1, 2022, to June 30, 2023. (Heather Patel/Angeline Woods)

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

Vice-Chairman McClure requested clarification on SCADA.

Heather Patel clarified SCADA is a computer system that helps with water systems, to turn on and off wells, and check the efficiency of the wells.

Chairman Serdy 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**

Motion Made By: Supervisor Miller

Seconded By: Supervisor McClure

To approve the Program Year 2022 Consolidated Annual Performance and Evaluation Report. This report is submitted to the U.S. Department of Housing and Urban Development each September to demonstrate the successes of the Community Development Block Grant, HOME Investment Partnership, and Emergency Solutions Grant programs. This report covers activity completed July 1, 2022, to June 30, 2023.

Motion Passed

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

- (12) **Public Hearing** and discussion/approval/disapproval of Case No. 2023-SUP-012-22, a Resolution approving case SUP-012-22, Richard Allen Morris, Michael J. Campbell, Campbell A&Z, LLC applicant/agent, requesting approval of a Special Use Permit to continue to operate a wireless communication facility, on a 1.25± acre parcel in the GR General Rural Zone; tax parcel 301-44-011P (legal on file); situated in a portion of Section 8, Township 4 South, Range 14 East, of the G.R.S.B.&M., Pinal County, Arizona, located south of Ray Junction Road and west of Highway 177 in an unincorporated area of Pinal County. The Planning Commission recommended approval (8 to 0) of case SUP-012-22 with seventeen (17) stipulations. Supervisor District #5. (Glenn Bak/Brent Billingsley)

Glenn Bak, Planner appeared before the Board, advised the Applicant was unable to obtain the signed 207 Waiver, and requested to continue to the October 4, 2023, Board Meeting.

Chairman Serdy 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 requested a motion.

**Item Action: Continued with Public Hearing to October 4, 2023, Board Meeting**

Motion Made By: Supervisor McClure

Seconded By: Supervisor Miller

To Continue with Public Hearing to October 4, 2023, Board Meeting.

Motion Passed

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

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

Vice-Chairman McClure requested a presentation and update from Kent Volkmer, County Attorney regarding the Diversion and Re-Entry Programs.

Chairman Serdy agreed.

Supervisor Miller requested Regular/Legislative Updates by Dana Lewis, Recorder on "Trigger Date(s) for Recounts," how the county will address a Recount and meet the statutory deadline(s).

Chris Keller, Chief Civil Deputy County Attorney confirmed if said request becomes Legislation this would be characterized as a Legislative Update by the representative(s) of involvement from the County Supervisors Association (CSA) and/or Arizona Association of Counties (AACo).

**Item Action: Information Only**

- (14) Executive Session pursuant to A.R.S. 38-431.03(A)(3)(4) for legal advice and pending litigation concerning tax case Machu Picchu, et al. v Pinal County et al./ADOR, TX2019-001718. (Chris Keller/Douglas Wolf)

**Item Action: Convened into Executive Session**

Motion Made By: Supervisor Miller

Seconded By: Supervisor McClure

To convene into Executive Session.

Motion Passed

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

- (15) Executive Session pursuant to A.R.S. 38-431.03(A)(3)(4) for legal advice and pending litigation concerning Vangilder v Arizona Department of Review, Pinal County, Pinal County Regional Transportation Authority, TX 2017-000663. (Chris Keller/Leo Lew)

**Item Action: Convened into Executive Session**

- (16) Executive Session pursuant to A.R.S. 38-431.03(A)(1) for the personnel matter of conducting the annual performance review and setting of goals for the Clerk of the Board of Supervisors. (Chris Keller/MaryEllen Sheppard)

**Item Action: Convened into Executive Session**

- (17) Executive Session pursuant to A.R.S. 38-431.03(A)(1) for the personnel matter of conducting the annual performance review and setting of goals for the County Manager. (Chris Keller/Leo Lew)

**2:06 p.m.** – Supervisor Cavanaugh and Supervisor Goodman did not return to the meeting following Executive Session.

**Item Action: Adjourned Executive Session**

Motion Made By: Supervisor McClure

Seconded By: Supervisor Miller

To adjourn Executive Session.

Ayes: McClure, Miller, Serdy (3)

Absent: Cavanaugh, Goodman (2)

- (18) Notice of Possible Recess: The Board may take a Recess at 12:30 p.m. and the meeting will reconvene around 1:00 p.m. (Jeff Serdy)

**Item Action: Information Only**

**2:07 p.m.** – Chairman Serdy adjourned the September 27, 2023, Regular Meeting of the Board of Supervisors.

**PINAL COUNTY BOARD OF SUPERVISORS**

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Jeff Serdy, Chairman

**ATTEST:**

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Natasha Kennedy, Clerk of the Board

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

Approval of Minutes: November 1, 2023