



# **PINAL COUNTY**

WIDE OPEN OPPORTUNITY

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

**Wednesday, March 20, 2024  
9:35 AM**

### **BOARD OF SUPERVISORS**

**Chairman Mike Goodman**  
Supervisor, District 2

**Vice-Chairman Jeffrey McClure**  
Supervisor, District 4

**Kevin Cavanaugh**  
Supervisor, District 1

**Stephen Q. Miller**  
Supervisor, District 3

**Jeff Serdy**  
Supervisor, District 5

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

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

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

Vice-Chairman Jeffrey McClure, Presiding as Chairman offered for the Invocation by Pastor James "Jim" Bless, Methodist Church of the Good Shepherd, Kearny and the pledge of allegiance by Supervisor Serdy.

The Pinal County Board of Supervisors convened at 9:35 a.m. this date. The meeting was called to order by Vice-Chairman Jeffrey McClure, Presiding as Chairman with the announcement Chairman Goodman is absent.

**Members Present:** Vice-Chairman Jeffrey McClure, Presiding as Chairman; Supervisor Kevin Cavanaugh; Supervisor Stephen Q. Miller; Supervisor Jeff Serdy

**Members Absent:** Chairman 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:

- Thanked the County for their nonprofit contributions, highlighted the Pinal County Historical Museum's accomplishments and impact on the community, and for the Record provided a handout; Stephanie Joyner, Executive Director of the Pinal County Historical Museum, Florence.
- Concerns regarding illegal subdivisions; Tom Bando, District #4.
- Thanked the County, highlighted the museum and recognized Stephanie Joyner's for her award, the 2023 Rising Star Award by the Arizona Humanities Council; Cathy Adam, President of Pinal County Historical Museum, Florence.
- Regarding ongoing property, easement, and contractor concerns, pending litigation, requested the Sheriff complete an investigation, and for the Record provided a handout; Arlin Troutt, Gold Canyon.
- Recognized good governance on today's agenda, concerns regarding the Casa Grande Union High School Governing Board Appointments due to vacancies during an election year and requested County Staff study the matter; Noel Reck, Eloy.
- Thanked the County and Election Staff for a well-executed Election, having served on the Election Board; Gayle Peters, San Tan Valley.
- Regarding Elections and in favor of hand counting; Mary Buckman, Coolidge.
- Emphasized the importance of informed voting during this election year; Roberto Reveles, Gold Canyon.

Vice-Chairman McClure, Presiding as Chairman directed Leo Lew, County Manager to look into Mr. Troutt's issues raised, and requested Mr. Reck's issue regarding the School Superintendent be scheduled for a Work Session on a future agenda. Based upon observation, Brent Billingsley, Community Development Director is currently assisting Mr. Bando regarding his concerns.

**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 of Years of Service.

Douglass Wolf, Assessor appeared before the Board, recognized Mr. Garica for his years of service and dedication.

Richard Garcia, Appraiser Senior appeared before the Board.

**Item Action: Information Only**

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

Leo Lew, County Manager provided the following update(s); last week the County hosted the Arizona Department of Transportation Board, with a helicopter tour setup in collaboration with the National Guard to help them better understand County challenges and thanked all who participated, the County Fair was last week and highlighted Staff outreach efforts, and noted Staff attendance at the Spring into Queen Creek Event on Saturday, at Mansel Carter Oasis Park.

**Item Action: Information Only**

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

Supervisor Cavanaugh provided the following District #1 Update(s): Road Maintenance Open House to be held as follows; today at 5:00 p.m. located at the City of Maricopa Library, and April 4, 2024, at 5:00 p.m. at the Coolidge Council Chambers.

**Point of Personal Privilege**

Supervisor Cavanaugh recognized and thanked Rolanda Cephas, Housing Director for performing CPR on an employee during a medical emergency.

Supervisor Serdy provided the following District #5 Update(s): highlighted the State of the County Meeting recently held, thanked Staff, and spoke regarding the importance of bringing government to smaller communities and encouraged them to reach out, followed by Video.

Vice-Chairman McClure, Presiding as Chairman provided the following District #4 Update(s): Community Cleanup Events to be held as follows; Red Rock today until 1:00 p.m. located at the school, and Arizona City from 7:00 a.m. to 2:00 p.m. on Friday and 7:00 a.m. to 1:00 p.m. on Saturday.

**Item Action: Information Only**

- (5) Discussion/approval/disapproval of the Proclamation proclaiming the week of March 18, 2024, through March 22, 2024, as "Public Defense Week" to recognize the 61st anniversary of the Supreme Court ruling in Gideon v. Wainwright, ordering that defendants without means must be provided professional legal representation in accordance with the 6th Amendment of the United States Constitution. (Paul Lovelis/Cathryn Whalen)

Paul Lovelis, Public Defense Services appeared before the Board, thanked Board Members and Staff, recognized Kate Milewski, Public Defender who received the William Rothstein Achievement Award, and introduced the item.

**Item Action: Approved**

Motion Made By: Supervisor Miller

Seconded By: Supervisor Cavanaugh

To approve the Proclamation proclaiming the week of March 18, 2024, through March 22, 2024, as "Public Defense Week" to recognize the 61st anniversary of the Supreme Court ruling in Gideon v. Wainwright, ordering that defendants without means must be provided professional legal representation in accordance with the 6th Amendment of the United States Constitution.

Motion Passed

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

Absent: Goodman (1)

Paul Lovelis read the "Public Defense Week" Proclamation into the Record.

For the Record, Supervisor Cavanaugh explained his vote in favor.

For a transcription of the explanation of said vote please visit:

<https://pinalcountyaz.new.swagit.com/videos/300340>

- (6) Discussion/approval/disapproval of a Proclamation adopting April 2, 2024, through April 8, 2024, as "International Dark Sky Week" in Pinal County. Proclamation to be read into the record by David Coward. (James Daniels)

James Daniels, Communications and Marketing Director appeared before the Board, introduced the item and highlighted 2024 Dark Skies Celebration.

Supervisor Serdy confirmed there is no dark sky ordinance in Pinal County however, there are some regulations within the County's Sign Code, and spoke in support when possible chose lower wattage bulbs, turn lights down, and angle down stadium lights which was recently done at Prospector Park.

**Item Action: Approved**

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Serdy

To approve a Proclamation adopting April 2, 2024, through April 8, 2024, as "International Dark Sky Week" in Pinal County.

Motion Passed

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

Absent: Goodman (1)

David Coward, Gold Canyon Community Inc. appeared before the Board, thanked Supervisor Serdy and Staff for their efforts, spoke in support of the proposed revisions to the lighting ordinance by the County, and read the "International Dark Sky Week" Proclamation into the Record.

- (7) Discussion/approval/disapproval of a Proclamation of the Pinal County Board of Supervisors proclaiming the month of April 2024, as “National Child Abuse Prevention Month” in Pinal County. (Natasha Kennedy)

Heidi Miller, San Tan Valley appeared before the Board, introduced the item, and thanked Chairman Goodman.

Supervisor Cavanaugh spoke in support and thanked Heidi Miller.

**Item Action: Approved**

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Miller

To approve a Proclamation of the Pinal County Board of Supervisors proclaiming the month of April 2024, as “National Child Abuse Prevention Month” in Pinal County.

Motion Passed

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

Absent: Goodman (1)

Heidi Miller read the “National Child Abuse Prevention Month” Proclamation into the record.

- (8) **Recognition:** The Pinal County Board of Supervisors officially recognizes the AmeriCorps NCCC Team and the services they are providing for Pinal County. National Civilian Community Corps, or AmeriCorps NCCC is an AmeriCorps program that engages 18 to 24 year-olds in team-based national and community service in the United States. By The University of Arizona Cooperative Extension by Melissa Elliot. (Natasha Kennedy)

Greeta Mills, AmeriCorps NCCC recognized AmeriCorps NCCC Fire Five Team that has been and will continue to serve in Pinal County through mid-April.

**Item Action: Information Only**

**10:42 a.m.** – Supervisor Serdy left the dais.

- (9) **Recognition:** Acknowledge the notable contributions of Justice of the Peace, Lyle Riggs, who has dutifully served as the elected official responsible for Precinct 4, Western Pinal District of the Pinal County Justice Court from 2014 through February 2, 2024. We commend Judge Riggs for his steadfast commitment to upholding the principles of justice and for his unwavering dedication to the community he has served. (Mike Goodman)

Vice-Chairman McClure, Presiding as Chairman commended Judge Lyle Riggs for his service, commitment, and dedication to Pinal County.

**10:43 a.m.** – Supervisor Serdy returned to the dais.

**Item Action: Information Only**

- (10) Discussion/approval/disapproval of the recommendation by the Justice of the Peace Selection Committee for the appointment to the Pinal County Justice of the Peace, Western Pinal Justice Court, Precinct #4, to fill the remainder of the term left by the resignation of Justice of the Peace, Lyle Riggs. The appointee will serve in this appointed position effective April 8, 2024, and shall continue to serve until the official county 2024 General Election Canvass is approved by the Board. (Kevin Cavanaugh/Stephen Miller) No recommended appointee was named by the committee; further discussion on the appointment will be conducted during the meeting.

Supervisor Miller requested to convene into Executive Session.

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Miller

To convene into Executive Session.

Motion Passed

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

Absent: Goodman (1)

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Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Miller

To adjourn Executive Session.

Motion Passed

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

Absent: Goodman (1)

Chris Keller, Chief Civil Deputy County Attorney provided background on the appointment, and cited the Administrative Order issued by the Supreme Court that assigned our Superior Court Presiding Judge, Joseph Georgini the ability to assign Judicial Officers to the Western Pinal Justice Court as needed to conduct Court business.

Discussion held regarding the selection committee non recommendation, required training, Administrative Order (AO), and proceeding with the AO Appointee by the following Board Members and Staff; Vice-Chairman McClure, Presiding as Chairman, Supervisor Cavanaugh, Supervisor Miller, and Chris Keller.

**Item Action: No Recommended Appointee from the Justice of the Peace Selection Committee, No Action**

- (11) Discussion and update(s) regarding the 2024 state and federal legislative session, including bills, budget proposals, committee hearings, and pending or proposed upcoming legislation requests from Board of Supervisor members, state or federal legislators, or their staff in attendance. (Stephen Miller)

Supervisor Miller provided the following Legislative Update(s); strikers are being put into committees trying to move legislation and make amendments on the floor, this was an unusual week with Legislators out of the country last week, and announced he was successful in getting a striker attached to water legislation through the committee and now it will have to go back on the floor.

**Item Action: Information Only**

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

**11:11 a.m.** – Chris Keller, Chief Civil Deputy County Attorney left the Dais.

**11:13 a.m.** – Chris Keller returned to the Dais.

Dana Lewis, Recorder appeared before the Board, provided an update regarding the Presidential Preference Election held on March 19, 2024, thanked Staff and all entities involved for assisting with the setup of an Emergency Voting Location for Precinct 53 Chui Chu, which was held directly outside of the physical building, thanked our civically engaged community members who assisted with signage, and noted the bipartisan hand count audit of our tabulation machines begins today at 3:00 p.m.

Discussion held regarding the Election; management, technology, voter registration, election processes, provisional ballots, and equipment by the following Board Members and Staff; Vice-Chairman McClure, Presiding as Chairman, Supervisor Cavanaugh, Dana Lewis, and Leo Lew, County Manager.

Supervisor Cavanaugh requested an Executive Session regarding a meeting held on February 6, 2023, with Engineers from ES&S, and further requested to step away from the dais to discuss this with Chris Keller.

**11:24 a.m.** – Supervisor Cavanaugh and Chris Keller left the dais.

Supervisor Serdy inquired of the process when an unregistered voter comes to a polling place on Election Day to vote.

Dana Lewis explained we do not have same day voter registration in Arizona, the unregistered voter would have been instructed and completed a provisional ballot however, because they are not eligible to vote, that vote would not be counted.

**11:25 a.m.** – Supervisor Cavanaugh and Chris Keller returned to the dais.

Further discussion held regarding the Election; polling place communication, ballots by mail, upcoming Primary Election July 30, 2024, and the requested Executive Session by Supervisor Cavanaugh by the following Board Members and Staff; Vice-Chairman McClure, Presiding as Chairman, Supervisor Cavanaugh, Supervisor Miller, Supervisor Serdy, Dana Lewis, and Chris Keller.

Chris Keller acknowledged Supervisor Cavanaugh's request for an Executive Session for legal advice regarding ES&S equipment.

**Item Action: Information Only**

- (13) Purchasing Division Report - March 20, 2024. (Angeline Woods)

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

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

Motion Made By: Supervisor Miller

Seconded By: Supervisor Cavanaugh

To approve the Purchasing Division Report as presented.

Motion Passed

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

Absent: Goodman (1)

**(14) 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.

Vice-Chairman McClure, Presiding as Chairman announced he has pulled Items E, S, and AK, and Supervisor Serdy has requested to pull Items I and AI, 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 L.

Roberto Reveles, Gold Canyon requested to pull Item AE.

**Item Action: Approved Consent Agenda Items A through AK, Excluding E, I, L, S, X, AE, AI, and AK.**

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Serdy

To approve Consent Agenda Items A through AK, Excluding E, I, L, S, AE, AI, and AK.

Motion Passed

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

Absent: Goodman (1)

**11:57 a.m.** – Supervisor Cavanaugh requested to reconsider Consent Agenda Item X.

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Miller

To Reconsider Consent Agenda Item X.

Motion Passed

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

Absent: Goodman (1)

For the Record, Consent Agenda Items were heard in the following order; E, S, AK, I, AI, L, AE, and X.

- \* A. Discussion/approval/disapproval of the current billings before the Board. (Natasha Kennedy)
- \* B. Discussion/approval/disapproval of the recommendation to the Arizona Department of Liquor License and Control for the Special Event License Application of Leslie Jo Bryant for the Superior Little League 16th Annual Golf Tournament Event to be held at the Queen Valley Golf Course, located at 600 N. Fairway Dr., Queen Valley, AZ 85118 on Saturday, April 20, 2024, from 5:00 a.m. to 7:00 p.m. Additionally, authorizing the Clerk of the Board to execute and submit all necessary documents to the State. Supervisor District #5. (Natasha Kennedy)
- \* C. Discussion/approval/disapproval of the recommendation to the Arizona Department of Liquor License and Control for the Special Event License Application of Robert Steven Mendoza for the St. Francis of Assisi Parish Golf Tournament Event to be held at the Queen Valley Golf Course, located at 600 N. Fairway Dr., Queen Valley, AZ 85118 on Saturday, May 11, 2024, from 7:30 a.m. to 4:00 p.m. Additionally, authorizing the Clerk of the Board to execute and submit all necessary documents to the State. Supervisor District #5. (Natasha Kennedy)

- \* D. Discussion/approval/disapproval of Supervisor Kevin Cavanaugh's appointment of Christopher Evripidou, Finance Manager with the City of Maricopa, to the Audit Charter Committee to serve out the term due to a current vacancy, said term of service will be from March 21, 2024, through December 31, 2024. Supervisor District #1. (Natasha Kennedy)

### **Item E Pulled from Consent Agenda**

- \* E. Discussion/approval/disapproval of Chairman Mike Goodman's appointment of William Edward Tanner of Florence, Arizona 85132, to the CORPS Local Detention Officers Retirement Board to serve out the term due to a current vacancy, said term of service will be from March 21, 2024, through August 28, 2026. (Natasha Kennedy)

Vice-Chairman McClure, Presiding as Chairman announced on behalf of Chairman Goodman he thanks Mr. Tanner for his service, dedication, and commitment.

### **Item Action: Approved Consent Agenda Item E as presented**

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Miller

To approve Consent Agenda Item E as presented.

Motion Passed

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

Absent: Goodman (1)

- \* F. Discussion/approval/disapproval of the Tax Exemption Extension request received by the Assessor's Office for: Dessie Jones, Kelly Ember McCue, Duong Thuy Nga, William A. Agnew, and Francisco M. Moreno to be allowed to file for widow/widowers and/or disabled persons or non-profit organization tax exemption. (Natasha Kennedy)
- \* G. Discussion/approval/disapproval to submit a grant application to Salt River Project's Community Giving Program for \$6,600, and authorize, if awarded, the Clerk of the Board to accept an award. This grant will be used by the Clerk of the Board's Office to fund the Pinal County Annual Boards and Commissions Volunteer Appreciation event to be held on April 24, 2024. (Natasha Kennedy)
- \* H. Discussion/approval/disapproval of an Intergovernmental Agreement between the Pinal County Regional Transportation Authority and Pinal County for Cooperative Services. (Chris Keller/Leo Lew)

### **Item I Pulled from Consent Agenda**

- \* I. Discussion/approval/disapproval of an Intergovernmental Agreement (IGA) between Pinal County Animal Care and Control and the Town of Superior. This IGA is for contracting services, jointly exercising powers common to the contracting parties, and taking joint or cooperative action pursuant to A.R.S. 11-952. This is at no cost to the County. The term of this contract will remain in effect until June of 2026. (Audra Michael/MaryEllen Sheppard)

Supervisor Serdy requested clarification of services being provided.

Audra Michael, Animal Care and Control Director appeared before the Board, spoke regarding the ongoing agreement with Superior, issues with coverage, and this agreement will allow for more frequent service to the area.

Discussion held regarding services provided and the shortage of Animal Control Officers by the following Board Member and Staff; Supervisor Serdy, and Audra Michael.

**Item Action: Approved Consent Agenda Item I**

Motion Made By: Supervisor Serdy

Seconded By: Supervisor Miller

To approve Consent Agenda Item I.

Motion Passed

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

Absent: Goodman (1)

- \* J. Discussion/approval/disapproval of Fair Housing Resolution No. 032024-FHR, a Resolution of the Board of Supervisors of the County of Pinal adopting a Fair Housing Policy-making known its commitment to the principle of Fair Housing and describing actions it shall undertake to affirmatively further fair housing. (Rolanda Cephas/Cathryn Whalen)
- \* K. Discussion/approval/disapproval of an amendment to the FY 23/24 budget to transfer reserve appropriation from Fund 10 (Contractual Services - Regular Wages) to Fund 10 (Superior Court and Justice Courts) for the statutory salary increase for the Superior Court Judges, Justice Court Judges, and Commissioners beginning January 1, 2024 (as determined by Arizona Revised Statutes 22-125, 12-213(B), and 12-128). The appropriation is a prorated amount for January through June to increase expenditures. The remaining amount will be budgeted in the FY 24/25 budget. (Angeline Woods)

**Item L Pulled from Consent Agenda**

- \* L. Discussion/approval/disapproval of Resolution No. 032024-GRIC-HOPE, a Resolution authorizing the submission of a grant application for the Gila River Indian Community Shared Revenue Program and for Pinal County to serve as the fiscal agent. The applicant, HOPE International Food Pantry is requesting \$30,000 for a supplemental nutrition program. Supervisor District #1. (Heather Patel/Angeline Woods)

Supervisor Cavanaugh spoke in support of the Gila River Indian Community funding.

**Item Action: Approved Consent Agenda Item L as presented**

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Miller

To approve Consent Agenda Item L.

Motion Passed

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

Absent: Goodman (1)

- \* M. Discussion/approval/disapproval of Resolution No. 032024-GRIC-FORM, a Resolution authorizing the submission of a grant application for the Gila River Indian Community Shared Revenue Program and for Pinal County to serve as the fiscal agent. The applicant, FOR Maricopa is requesting \$300,000 for site improvements to their property. Supervisor District #1. (Heather Patel/Angeline Woods)
- \* N. Discussion/approval/disapproval of Resolution No. 032024-GRIC-MANES, a Resolution authorizing the submission of a grant application for the Gila River Indian Community Shared Revenue Program and for Pinal County to serve as the fiscal agent. The applicant, Manes and Miracles is requesting \$14,000 for equine assisted therapy scholarships. Supervisor District #2. (Heather Patel/Angeline Woods)
- \* O. Discussion/approval/disapproval of Resolution No. 032024-GRIC-MGF, a Resolution authorizing the submission of a grant application for the Gila River Indian Community Shared Revenue Program and for Pinal County to serve as the fiscal agent. The applicant, Mary Gloria Foundation is requesting \$185,234 for health and wellness activities for families. Supervisor District #2. (Heather Patel/Angeline Woods)
- \* P. Discussion/approval/disapproval of Resolution No. 032024-GRIC-RFRD, a Resolution authorizing the submission of a grant application for the Gila River Indian Community Shared Revenue Program and for Pinal County to serve as the fiscal agent. The applicant, Regional Fire and Rescue Department is requesting \$158,485 for fire equipment and station maintenance support. Supervisor District #3. (Heather Patel/Angeline Woods)
- \* Q. Discussion/approval/disapproval of Resolution No. 032024-GRIC-PIANO, a Resolution authorizing the submission of a grant application for the Gila River Indian Community Shared Revenue Program and for Pinal County to serve as the fiscal agent. The applicant, Oracle Piano Society is requesting \$79,600 for a free music conservatory. Supervisor District #4. (Heather Patel/Angeline Woods)
- \* R. Discussion/approval/disapproval of Resolution No. 032024-GRIC-TLAR, a Resolution authorizing the submission of a grant application for the Gila River Indian Community Shared Revenue Program and for Pinal County to serve as the fiscal agent. The applicant, Triangle L Art Ranch, Inc. is requesting \$34,300 for sculptures in the park. Supervisor District #4. (Heather Patel/Angeline Woods)

**Item S Pulled from Consent Agenda**

- \* S. Discussion/approval/disapproval of Resolution No. 032024-GRIC-HHW, a Resolution authorizing the submission of a grant application for the Gila River Indian Community Shared Revenue Program and for Pinal County to serve as the fiscal agent. The applicant, Horizon Health and Wellness is requesting \$363,000 for Horizon House, a non-congregate shelter. Supervisor District #5. (Heather Patel/Angeline Woods)

Vice-Chairman McClure, Presiding as Chairman requested more information for the benefit of the public.

Heather Patel, Office of Budget and Finance appeared before the Board and introduced Meredith Doyle with Horizon Health and Wellness.

Meredith Doyle, Horizon Health and Wellness appeared before the Board, and presented regarding the project, non-congregate shelter in Apache Junction to help serve the homeless community.

Discussion held regarding this project and services provided to the local homeless community by the following Board Members and Horizon Health and Wellness Representative; Vice-Chairman McClure, Presiding as Chairman, Supervisor Cavanaugh, and Meredith Doyle.

**Item Action: Approved Consent Agenda Item S as presented**

Motion Made By: Supervisor Miller

Seconded By: Supervisor Cavanaugh

To approve Consent Agenda Item S as presented.

Motion Passed

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

Absent: Goodman (1)

- \* T. Discussion/approval/disapproval of Resolution No. 032024-GRIC-LEAF, a Resolution authorizing the submission of a grant application for the Gila River Indian Community Shared Revenue Program and for Pinal County to serve as the fiscal agent. The applicant, A New Leaf, is requesting \$50,000 for housing stability services. (Heather Patel/Angeline Woods)
- \* U. Discussion/approval/disapproval of Resolution No. 032024-GRIC-CAREDF, a Resolution authorizing the submission of a grant application for the Gila River Indian Community Shared Revenue Program and for Pinal County to serve as the fiscal agent. The applicant, Central Arizona Regional Economic Foundation is requesting \$75,000 for Achieve Pinal Literacy Program. (Heather Patel/Angeline Woods)
- \* V. Discussion/approval/disapproval to retroactively submit a grant application to the Arizona Department of Economic Security for additional Workforce Innovation and Opportunity Act funds in response to ALERT 24-001: PY21/FY22 "One-Time Funding Opportunities" for \$160,000, and if awarded, authorize the Department Director to accept the award. This grant will be used by the Economic and Workforce Development Department to purchase a cloud-based referral system for ARIZONA@WORK Pinal County. The funds must be expended by June 30, 2024. Acceptance of the award requires an amendment to the FY 23/24 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 298 (ED-Workforce Innovation-WIOA) to increase revenue and expenditure appropriations. There is no impact on the General Fund. (Joel Millman/James Smith)
- \* W. Discussion/approval/disapproval of the acceptance of donations for the State Transportation Board Dinner that will be held on March 14, 2024. Acceptance requires an amendment to the FY 23/24 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 10 (Public Works-General Fund) to increase revenue and expenditure appropriations. (Tami Ryall/Joe Ortiz)

## **Item X Pulled from Consent Agenda**

- \* X. Discussion/approval/disapproval of Award Agreement No. 693JJ32440204 under the FY23 Safe Streets For All program between the US Department of Transportation Federal Highway Administration (FHWA) and Pinal County, through the Pinal County Board of Supervisors, beginning upon execution from the FHWA, ending 36 months thereafter, for \$260,000. 20% local match of \$65,000 will come from Road Excise Tax Traffic Safety funds. This grant will be used by the Development Services Department to create a Comprehensive Road Safety "Action Plan." The funding will be included in the FY 24/25 budget. (Dedrick Denton/Joe Ortiz)

Christopher Wanamaker, County Engineer appeared before the Board and presented.

Discussion held regarding grant terms and conditions by the following Board Member and Staff; Supervisor Cavanaugh, and Christopher Wanamaker.

### **Item Action: Approved Consent Agenda Item X**

Motion Made By: Supervisor Miller

Seconded By: Supervisor Serdy

To approve Consent Agenda Item X.

Motion Passed

Ayes: McClure, Miller, Serdy (3)

Nays: Cavanaugh (1)

Absent: Goodman (1)

- \* Y. Discussion/approval/disapproval of a Final Plat for Ware Farms-Parcel 1B. Supervisor District #2. (FP21-073) (Lindsey Randall/Joe Ortiz)
- \* Z. Discussion/approval/disapproval of Resolution No. 032024-RD23-128 accepting a new Third Party Trust Assurance Agreement No. 202305, associated with and subsequent to the bulk sale purchase of San Tan Gateway Unit 1A, Parcel 18, located in Section 13, Township 3 South, Range 8 East. Supervisor District #2. (RD23-128) (Christopher Wanamaker/Joe Ortiz)
- \* AA. Discussion/approval/disapproval of Resolution No. 032024-RD23-129 accepting a new Third Party Trust Assurance Agreement No. 202305, associated with and subsequent to the purchase of San Tan Gateway Unit 1A, Parcel 19, located in Section 13, Township 3 South, Range 8 East. Supervisor District #2. (RD23-129) (Christopher Wanamaker/Joe Ortiz)
- \* AB. Discussion/approval/disapproval of Resolution No. 032024-RD23-130 accepting a new Third Party Trust Assurance Agreement No. 202305, associated with and subsequent to the purchase of San Tan Gateway Unit 1A, Parcel 20, located in Section 13, Township 3 South, Range 8 East. Supervisor District #2. (RD23-130) (Christopher Wanamaker/Joe Ortiz)
- \* AC. Discussion/approval/disapproval of Resolution No. 032024-RD23-131 accepting a new Third Party Trust Assurance Agreement No. 202305, associated with and subsequent to the purchase of San Tan Gateway Unit 1A, Parcel 22, located in Section 13, Township 3 South, Range 8 East. Supervisor District #2. (RD23-131) (Christopher Wanamaker/Joe Ortiz)

- \* AD. Discussion/approval/disapproval of Resolution No. 032024-RD23-127 releasing the current financial assurance Third Party Trust Assurance Agreement No. 201434-T, associated with Entrada Del Oro Unit 2-Parcel 2B and accepting Maintenance Bond No. K41798105, located in Section 30, Township 1 South, Range 10 East. Supervisor District #5. (RD23-127) (Christopher Wanamaker/Joe Ortiz)

### **Item AE Pulled from Consent Agenda**

- \* AE. Discussion/approval/disapproval of Board of Supervisor's Year End Report. (Jill Broussard)

Roberto Reveles, Gold Canyon spoke regarding the previous Year End Report and inquired if the illegal donations were returned as requested by the Republican Party, if not, what can be done to ensure unlawful donations are not contributed.

Discussion held regarding purview of donations, a Work Session to discuss the duties and responsibilities that fall under the School Superintendent, deadline for the Year End Report, and how to proceed by the following Board Member, Staff, and member of the public; Vice-Chairman McClure, Presiding as Chairman, Chris Keller, Chief Civil Deputy County Attorney, Natasha Kennedy, Clerk of the Board, and Roberto Reveles.

### **Item Action: Continued to April 3, 2024, Board Meeting**

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Miller

To continue to April 3, 2024, Board Meeting.

Motion Passed

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

Absent: Goodman (1)

- \* AF. Discussion/approval/disapproval of Waiver of Conflict of Interest for Legal Services Concerning the Technology Consortium. (April Holley/Jill Broussard)
- \* AG. Discussion/approval/disapproval of Resolution No. 032024-GRIC-PCSO1 authorizing the submission of a grant application to the Gila River Indian Community, Revenue Sharing Program for \$145,299.03. This grant will be used by the Sheriff's Office to purchase a DUI processing van. (Mark Lamb)
- \* AH. Discussion/approval/disapproval of Resolution No. 032024-GRIC-PCSO2 authorizing the submission of a grant application to the Gila River Indian Community, Revenue Sharing Program for \$26,224.25. This grant will be used by the Sheriff's Office to purchase an enclosed trailer. (Mark Lamb)

### **Item AI pulled from Consent Agenda**

- \* AI. Discussion/approval/disapproval of Resolution No. 032024-GRIC-PCSO3 authorizing the submission of a grant application to the Gila River Indian Community, Revenue Sharing Program for \$240,833.32. This grant will be used by the Sheriff's Office to purchase two 2024 Dodge Durango's. (Mark Lamb)

Supervisor Serdy spoke in favor, inquired if the vehicles are four wheel drive, and could they be utilized for the Range Deputy Program.

Matthew Thomas, Chief Deputy Sheriff appeared before the Board, provided clarification these are two wheel drive vehicles that will likely be used for the Vehicular Crime Unit, and touched on the need for four wheel drive vehicles and equipment for the Range Deputy Program.

Supervisor Serdy recommended for the Sheriff and County Manager to collaborate to strengthen the Range Deputy Program in nonurban areas.

### **Item Action: Approved Consent Agenda Item AI**

Motion Made By: Supervisor Serdy

Seconded By: Supervisor Cavanaugh

To approve Consent Agenda Item AI.

Motion Passed

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

Absent: Goodman (1)

- \* AJ. Discussion/approval/disapproval for Lieutenant Matthew Hull #1281 who will be retiring from Pinal County Sheriff's Office (PCSO) Adult Detention Center, effective March 29, 2024. Lt. Hull #1281 has requested that, in compliance with established precedence and protocol, he be permitted to purchase his PCSO issued duty weapon, identified as Glock 17 at \$25. Fair market value for Glock 17 is approximately \$420. Purchase of issued weapon upon retirement is also in compliance with A.R.S. 38- 1115A which allows a law enforcement officer upon his/her retirement to purchase his/her issued weapon at a price determined by the administrator of the agency. (Mark Lamb)

### **Item AK Pulled from Consent Agenda**

- \* AK. Discussion/approval/disapproval for Watchtower Firearms who is requesting to donate (at no-cost) and permanently transfer two (2) Short Barrel Rifles to the Pinal County Sheriff's Office (PCSO) for evaluation and official duty use. The listed Short Barrel Rifles shall remain the property of the PCSO. The rifles will remain in the care, custody, and control of licensed PCSO Peace Officers for testing and official duty use. 1. Watchtower, Type 15M CQB, 5.56 Caliber, 10.5" Chrome Lined Cold Hammer Forged Barrel, B5 Systems Type 23 P-Grip, B5 Systems Bravo Stock, MAGPUL MBUS Sights, Black, Short Barrel Rifle, Cost: 0.00. Government Price: \$961.92. MSRP: \$1,499 See Government Catalog Page 6 for Specs- Forged Receiver Set with MILSPEC components. 2. Watchtower, Type 15 CQB, 5.56 Caliber, 10.5" Chrome Lined Cold Hammer Forged Barrel, PVD Coated Bolt Carrier Group, Hyperfire EDT2 Heavy Gunner Trigger, AMBI Charging Handle, AMBI Safety Selector, PVD Coated Flat Face Muzzle Brake, B5 Systems Type23 P-Grip, B5 System Bravo Stock, MAGPUL MBUS Sights, Black, Short Barrel Rifle, Cost: 0.00. Government Price: \$1,198.67, MSRP: \$1,599 (See Government Catalog for Specs- billet Receiver Set with enhanced components.) See Government Catalog Page 9 for Specs- Billet Receiver Set with enhanced components. (Mark Lamb)

Vice-Chairman McClure, Presiding as Chairman requested more information for the benefit of the public.

Matthew Thomas, Chief Deputy Sheriff appeared before the Board, presented regarding the Sheriff's Office request for weapon demonstration however, due to the cost associated Watchtower Firearms has requested to donate the rifles.

Discussion held regarding the donation of rifles and the Sheriff's Office protocols for weapon storage by the following Board Members and Staff; Vice-Chairman McClure, Presiding as Chairman, Supervisor Serdy, and Matthew Thomas.

**Item Action: Approved Consent Agenda Item AK as presented**

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Serdy

To approve Consent Agenda Item AK as presented.

Motion Passed

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

Absent: Goodman (1)

- (15) Meeting of the Pinal County Library District Board of Directors. (Shawn Flecken/Cathryn Whalen)

Vice-Chairman McClure, Presiding as Chairman recessed the Pinal County Board of Supervisors Meeting and convened as the Pinal County Library District Board of Directors Meeting.

**Item Action: Convened into the Pinal County Library District Board Agenda**

Vice-Chairman McClure, Presiding as Chairman adjourned the Pinal County Library District Board of Directors Meeting and reconvened the Pinal County Board of Supervisors Meeting.

- (16) **Public Hearing** and discussion/approval/disapproval of Ordinance No. 2024-PZ-PA-012-23, an Ordinance approving case PZ-PA-012-23; Brady and Brady Properties LLC, Brady James Dean Living Trust, and Marietta Brady, owners, Jessica Sarkissian — agent/applicant, requesting an approval of a non-major comprehensive plan amendment to designate 27.92± acres from Mid Intensity Activity Center to Employment, situated in Section 13, Township 06 South, Ranger 05 East of the Gila and Salt River Base and Meridian; Tax parcels: 503-34-002A, 503-34-002B, 503- 34-003, 503-34-004A, (legal on file), located 0.75 miles west of North Thornton Road along West Maricopa Casa Grande Highway in the Casa Grande vicinity, in Pinal County. The Planning Commission recommended approval unanimously (9-0) of case PZ-PA-012-23 with no stipulations. Supervisor District #3. (LaRee Mason/Brent Billingsley)

Vice-Chairman McClure, Presiding as Chairman announced Items 16 and 17 will be discussed together.

LaRee Mason, Planner appeared before the Board and presented.

Jessica Sarkissian, Upfront Planning appeared before the Board and presented.

Discussion held regarding this project; recommended approval, and site plan by the following Board Members, Staff, and Applicant Representative; Vice-Chairman McClure, Presiding as Chairman, Supervisor Miller, LaRee Mason, and Jessica Sarkissian.

Vice-Chairman McClure, Presiding as Chairman opened the Collective Public Hearing for Items 16 and 17, and asked if 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 no Stipulations**

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Miller

To approve Ordinance No. 2024-PZ-PA-012-23, an Ordinance approving case PZ-PA-012-23; Brady and Brady Properties LLC, Brady James Dean Living Trust, and Marietta Brady, owners, Jessica Sarkissian — agent/applicant, requesting an approval of a non-major comprehensive plan amendment to designate 27.92± acres from Mid Intensity Activity Center to Employment, situated in Section 13, Township 06 South, Ranger 05 East of the Gila and Salt River Base and Meridian; Tax parcels: 503-34-002A, 503-34-002B, 503-34-003, 503-34-004A, (legal on file), located 0.75 miles west of North Thornton Road along West Maricopa Casa Grande Highway in the Casa Grande vicinity, in Pinal County. The Planning Commission recommended approval unanimously (9-0) of case PZ-PA-012-23 with no stipulations.

Motion Passed

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

Absent: Goodman (1)

- (17) **Public Hearing** and discussion/approval/disapproval of Ordinance No. 2024-PZ-049-23, an Ordinance approving case PZ-049-23; Brady and Brady Properties LLC, Brady James Dean Living Trust, and Marietta Brady, owners, Jessica Sarkissian — agent/applicant, requesting an approval of a rezone of 27.92± acres from GR (General Rural) to I-2 (Light Industrial and Warehouse) to allow the development of an industrial complex; situated in Section 13, Township 06 South, Ranger 05 East of the Gila and Salt River Base and Meridian; Tax parcels: 503-34-002A, 503-34-002B, 503-34-003, 503-34-004A, (legal on file), located 0.75 miles west of North Thornton Road along West Maricopa Casa Grande Highway in the Casa Grande vicinity, in Pinal County. The Planning Commission recommended approval (8-1) of case PZ-049-23 with ten (10) stipulations. Supervisor District #3. (LaRee Mason/Brent Billingsley)

Discussion and Collective Public Hearing held under Item 16.

**Item Action: Approved as presented with ten (10) Stipulations**

Motion Made By: Supervisor Miller

Seconded By: Supervisor Cavanaugh

To approve Ordinance No. 2024-PZ-049-23, an Ordinance approving case PZ-049-23; Brady and Brady Properties LLC, Brady James Dean Living Trust, and Marietta Brady, owners, Jessica Sarkissian — agent/applicant, requesting an approval of a rezone of 27.92± acres from GR (General Rural) to I-2 (Light Industrial and Warehouse) to allow the development of an industrial complex; situated in Section 13, Township 06 South, Ranger 05 East of the Gila and Salt River Base and Meridian; Tax parcels: 503-34-002A, 503-34-002B, 503-34-003, 503-34-004A, (legal on file), located 0.75 miles west of North Thornton Road along West Maricopa Casa Grande Highway in the Casa Grande vicinity, in Pinal County. The Planning Commission recommended approval (8-1) of case PZ-049-23 with ten (10) stipulations.

Motion Passed

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

Absent: Goodman (1)

- (18) **Public Hearing** and discussion/approval/disapproval of Resolution No. 032024-RD23-132, a Resolution ordering the abandonment and extinguishment of an easement comprising a portion of Greasewood Street and Muleshoe Road. Supervisor District #5. (RD23-132) (Celeste Garza/Joe Ortiz)

Celeste Garza, Public Works appeared before the Board and presented.

Discussion held regarding this easement, and opposition received in the District #5 Office regarding the need for this area for vehicles to turn around by the following Board Members and Staff; Vice-Chairman McClure, Presiding as Chairman, Supervisor Cavanaugh, Supervisor Serdy, and Celeste Garza.

Vice-Chairman McClure, Presiding as Chairman opened the Public Hearing, and asked if 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; Shelley Irwin, Apache Junction.
- In Support; George Battise, Apache Junction, and Sandra Keisling, Apache Junction.

Further discussion held regarding this request, the effects it could have on the area, and how to proceed by the following Board Members, Staff, and member of the public; Vice-Chairman McClure, Presiding as Chairman, Supervisor Serdy, Celeste Garza, and Shelley Irwin.

Vice-Chairman McClure, Presiding as Chairman closed the Public Hearing.

**Item Action: Tabled Indefinitely**

Main Motion Made By: Supervisor Miller

To approve Item 18 as presented.

Supervisor Serdy inquired regarding the process for an alternative motion to only abandon Muleshoe.

Chris Keller, Chief Civil Deputy County Attorney advised this can be done by friendly amendment.

Main Motion Failed Due to Lack of Second

Subsidiary Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Serdy

To Table Indefinitely.

Subsidiary Motion Passed

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

Absent: Goodman (1)

- (19) **Public Hearing** and discussion/approval/disapproval of Resolution No. 032024-PCSO the revised fee schedule for the Pinal County Sheriff's Office Records Department as per A.R.S. 11- 251.08, A.R.S. 39-129, and County Policy #2.85. (Mark Lamb)

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

Discussion held regarding fees charged for the production of video footage for public records requests by the following Board Members and Staff; Vice-Chairman McClure, Presiding as Chairman, Supervisor Cavanaugh, and Matthew Thomas.

Vice-Chairman McClure, Presiding as Chairman opened the Public Hearing, and asked if 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 Cavanaugh

Seconded By: Supervisor Miller

To approve Resolution No. 032024-PCSO the revised fee schedule for the Pinal County Sheriff's Office Records Department as per A.R.S. 11- 251.08, A.R.S. 39-129, and County Policy #2.85.

Motion Passed

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

Absent: Goodman (1)

- (20) Discussion/approval/disapproval of a fiscal year 2023 - 2024 budget amendment to increase expenditure capacity in the Constables general fund cost center for one (1) Deputy Constable position and associated operational expenses. The approval of this item authorizes an amendment transferring capacity from the general fund financial stability reserve up to \$159,000. The increase in budget capacity includes one-time appropriations of up to \$80,000 for (1) vehicle with up-fit, which may be received in a future fiscal year, and ongoing appropriations of up to \$74,000 for wages and EREs. Approval of this item will also increase the future fiscal year. (Scott Elliott)

Scott Elliott, Presiding Constable for Pinal County appeared before the Board and presented.

Discussion held regarding the requested Deputy Constable position; Certified Police Officer, shared by all six constables, assist with evictions, unexpected absences, vacation coverage, work load and tracking, budget, and Human Resources Involvement by the following Board Members and Staff; Vice-Chairman McClure, Presiding as Chairman, Supervisor Cavanaugh, Supervisor Miller, Supervisor Serdy, Leo Lew, County Manager, and Scott Elliott.

**Item Action: Approved**

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Serdy

To approve a fiscal year 2023 - 2024 budget amendment to increase expenditure capacity in the Constables general fund cost center for one (1) Deputy Constable position and associated operational expenses. The approval of this item authorizes an amendment transferring capacity from the general fund financial stability reserve up to \$159,000. The increase in budget capacity includes one-time appropriations of up to \$80,000 for (1) vehicle with up-fit, which may be received in a future fiscal year, and ongoing appropriations of up to \$74,000 for wages and EREs. Approval of this item will also increase the future fiscal year.

Motion Passed

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

Absent: Goodman (1)

- (21) Discussion/approval/disapproval of an Intergovernmental Agreement (IGA) by and between the Arizona Department of Revenue, Pinal County, and Pinal Regional Transportation Authority. This IGA will provide the authority and mechanism for the parties to work jointly in the validation, reconciliation and processing of qualified claimant's requests for a refund or waiver of Pinal County Transportation Excise Tax which was invalidated by the Arizona Supreme Court in Vangilder v. Arizona Department of Revenue, No. CV-20-0040-PR. (Chris Keller/Leo Lew)

Chris Keller, Chief Civil Deputy County Attorney, presented.

Supervisor Serdy expressed disappointment this is our citizens' money, which could now end up going back to retail vendors.

**Item Action: Approved**

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Miller

To approve an Intergovernmental Agreement (IGA) by and between the Arizona Department of Revenue, Pinal County, and Pinal Regional Transportation Authority. This IGA will provide the authority and mechanism for the parties to work jointly in the validation, reconciliation and processing of qualified claimant's requests for a refund or waiver of Pinal County Transportation Excise Tax which was invalidated by the Arizona Supreme Court in Vangilder v. Arizona Department of Revenue, No. CV-20-0040-PR.

Motion Passed

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

Absent: Goodman (1)

- (22) Discussion of Board Members' request for future agenda item(s) and/or reports to be presented at upcoming meetings. (Mike Goodman)

Vice-Chairman McClure, Presiding as Chairman asked Board Members' if they had any future agenda item(s) and/or reports, there being none.

**Item Action: Information Only**

**12:49 p.m.** – Vice-Chairman McClure, Presiding as Chairman adjourned the March 20, 2024, Regular Meeting of the Board of Supervisors.

**PINAL COUNTY BOARD OF SUPERVISORS**

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Presiding as Chairman, Jeffrey McClure  
Vice-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: April 24, 2024