PINAL COUNTY
WIDE OPEN OPPORTUNITY

PINAL COUNTY BOARD OF SUPERVISORS
REGULAR SESSION
MINUTES
Wednesday, October 30, 2024
9:33 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

Chairman Goodman offered for the Invocation by PCSO Chaplain Joe Samoge and the pledge of allegiance by Supervisor Serdy.

The Pinal County Board of Supervisors convened at 9:33 a.m. this date. The meeting was called to order by Chairman Goodman with the announcement Supervisor Cavanaugh is appearing telephonically, and due to a scheduling conflict with outside counsel, at 2:00 p.m. the Board will hold Executive Session for Items 25, 26, and 29.

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

Members Present Telephonically: Supervisor Kevin Cavanaugh

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

Leo Lew, County Manager highlighted our Economic Development and Communications and Marketing Team recently won two awards at the Arizona Association for Economic Development, Fall Forum for the Marketing Brochure and Multimedia Promotion.

Item Action: Information Only

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

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

Dana Lewis, Recorder appeared before the Board and recognized Teresa Barr, Deputy Recording Supervisor for her years of service and dedication.

Rebecca Padilla, Clerk of the Superior Court appeared before the Board and spoke in recognition of Tammy Smith for her years of service and dedication.

Tammy Smith, Deputy Clerk of the Superior Court appeared before the Board, thanked the Board for honoring her today, and fellow team members.

Jeanne Bradner, Juvenile Court Services Director appeared before the Board and recognized Andrew Silvas and Brianna Webb for their years of service and dedication.

Andrew Silvas, Surveillance Officer II appeared before the Board, thanked the Board and fellow team members.

Brianna Webb, Detention Officer appeared before the Board, thanked the Board and fellow team members.

Paul Lovelis, Operations Manager, Public Defense Services appeared before the Board and spoke in recognition of Laura Anderson for her years of service and dedication.

Laura Anderson, Legal Interpreter appeared before the Board, and thanked the Board.

Katrina Solis, Court Services Program Manager appeared before the Board, spoke regarding her years of service with the county and expressed her gratefulness to Pinal County Leadership.

Chairman Goodman spoke in recognition of the importance of recognizing staff and creating a positive work environment.

Item Action: Information Only

(3) 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); in preparation of the upcoming holiday season spoke regarding the importance of local food banks and encouraged volunteering.

Supervisor Serdy provided the following District #5 Update(s); highlighted the efforts of Scott Coger, Gold Canyon, local café owner who drove a truckload of supplies to North Carolina for hurricane relief, and encouraged community support for Superior High School who entered into a nationwide contest to win a grant which would provide infrastructure improvements, new football field, followed by Video.

Supervisor Miller provided the following District #3 Update(s); on November 9th at Attesa Speedway Veterans Day Event, highlighted the County Supervisors Association (CSA) Legislative Summit held at Harrah's Ak-Chin earlier this month, and thanked the Pinal County CSA Summit Committee for co-hosting, followed by Video.

Vice-Chairman McClure provided the following District #4 Update(s); highlighted the success of the Pinal County Safety Roadeo, multiple counties and jurisdictions were represented, followed by Video, and spoke regarding the recent vandalism at Oracle Park, repairs are underway, and encouraged anyone with any information to please contact the Pinal County Sheriff's Office, followed by pictures of said vandalism.

Chairman Goodman provided the following District #2 Update(s); highlighted the County Supervisors Association (CSA) Legislative Summit, What's Up Chuck construction update, followed by Video, and Friday at 12 p.m. is the Renaming Ceremony of the Gila River Bridge to the Rusty Greer Memorial Bridge.

Item Action: Information Only

(4) 2024 General Elections Report on Election Preparations (Information Only). (Dana Lewis)

Dana Lewis, Recorder appeared before the Board and provided updates on the 2024 General Election; early voting turnout, the importance of voting at the correct precinct, security measures in place at early voting locations, efforts to ensure a smooth election process, curing team working through affidavits, the expected timeline for posting of election results, and highlighted the high voter turnout, efforts of the Recorder's Office, and Election Cycle Temps to manage the process.

Kent Volkmer, County Attorney appeared before the Board, provided an update on the ongoing litigation regarding precinct-based voting and the support from the Supreme Court, emphasized the importance of voters showing up to their correct precinct, and the efforts to maintain election integrity.

Item Action: Information Only

(5) Discussion/approval/disapproval of the Code Compliance Month Proclamation, proclaiming October 2024 as "National Code Compliance Month" in Pinal County. (David Yettaw/Brent Billingsley)

Todd Williams, Deputy Director Community Development, Development Services appeared before the Board, introduced the Proclamation, spoke regarding the importance of Code Compliance, recognized Code Compliance Officers, and former Code Compliance Manager, Paula Mullinex, and introduced David Yettaw, the new Code Compliance Manager.

Item Action: Approved

Motion Made By: Supervisor McClure Seconded By: Supervisor Miller

To approve the Code Compliance Month Proclamation, proclaiming October 2024 as "National Code Compliance Month" in Pinal County.

Motion Passed

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

David Yettaw, Code Compliance Manager appeared before the Board and read the "Code Compliance Month" Proclamation into the Record.

(6) Purchasing Division Report - October 30, 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 McClure Seconded By: Supervisor Miller

To approve the Purchasing Division Report as presented.

Motion Passed

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

(7) 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 Goodman asked if there were any requests from a Board Member, staff or the audience to remove any consent agenda items for discussion.

Roberto Reveles, Gold Canyon requested to pull Item AN.

Item Action: Approved Consent Agenda Items A through BI, Minus AN

Motion Made By: Supervisor Miller Seconded By: Supervisor McClure

To approve Consent Agenda Items A through BI, Minus AN.

Motion Passed

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

* A. Discussion/approval/disapproval of Minutes from September 18, 2024, and October 2, 2024, Regular Meetings and September 24, 2024, October 7, 2024, and October 9, 2024, Special Session Meetings of the Board of Supervisors. (Natasha Kennedy)

* B. Discussion/approval/disapproval of the current billings before the Board. (Natasha Kennedy)

* C. Discussion/approval/disapproval of the recommendation to the Arizona Department of Liquor License and Control of application, series 010 Beer and Wine Store of Deanna Renee Wilson for Wild West RV Ranch, located at 860 S. John Wayne Parkway, Maricopa, AZ 85139 and authorize the Clerk of the Board to execute and submit all necessary documents to the State. Supervisor District #3. (Natasha Kennedy)

* D. Discussion/approval/disapproval of the recommendation to the Arizona Department of Liquor License and Control of application, series 007 Beer and Wine Bar and Interim Permit of Jared Michael Repinski for Tierra Grande Golf Club, located at 813 W. Calle Rosa, Casa Grande, AZ 85222 and authorize the Clerk of the Board to execute and submit all necessary documents to the State. Supervisor District #3. (Natasha Kennedy)

* E. Discussion/approval/disapproval of the recommendation to the Arizona Department of Liquor License and Control for the Special Event License Application of Matthew R. Bagnall, for the 3rd Annual Pinal County Veterans Memorial Foundation Fundraiser at Podium Club Event to be held at The Podium Club @ Attesa, located at 6870 S. Bianco Road, Casa Grande, Arizona on Saturday, November 9, 2024, from 10:00
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 #3. (Natasha Kennedy)

* F. Discussion/approval/disapproval of additional FY 24/25 Non-Profit Contributions. (Leo Lew)

* G. Discussion/approval/disapproval of Agreement No. EV24-0044, Amendment #1 between the Arizona Department of Environmental Quality and Pinal County Board of Supervisors, ending June 30, 2025, for the revised amount of $89,696. The contract will be used by the Air Quality Department to pay for salaries and employee related expenses and supplies to implement the Pinal County Travel Reduction Program. The revenue and expenses related to the award will be included in the budget for FY 24/25. There is no impact on the General Fund (Anu Jain/Himanshu Patel)

* H. Discussion/approval/disapproval of request to authorize the Presiding Superior Court Judge to appoint counsel for the Dependency Alternative to Petitions program. This request is made in accordance with and under the authority of A.R.S. 11-584(10) whereby the Board of Supervisors may authorize the Presiding Judge to appoint the Public Defender or Court Appointed Counsel in circumstances in which a party is entitled to counsel as a matter of law. This request is made to be effective immediately and without end, unless rescinded by the Board of Supervisors prior to that time. (Paul Lovelis/Cathryn Whalen)

* I. Discussion/approval/disapproval of a Budget Amendment to move the Court Ordered Evaluation Services operational budget capacity from the Public Fiduciary Office to the Public Defense Services Department to better align the hospitalization services expenditures. Acceptance approves an amendment to the FY 24/25 budget and transfers budget capacity from the Public Fiduciary's Office general fund to the Public Defense Services Department general fund. (Paul Lovelis/Cathryn Whalen)

* J. Discussion/approval/disapproval of FY 23/24 budget amendments for the appropriations of grant match transfers and other administrative adjustments. (Angeline Woods)

* K. Discussion/approval/disapproval of retroactive submission and Award Agreement #529-25 under the Continuum of Care between the Arizona Department of Housing and Pinal County, through the Pinal County Board of Supervisors, beginning July 1, 2024, ending June 30, 2025, for $73,000. This grant will be used by the Office of Budget and Finance to manage the Pinal County Coalition to End Homelessness. The funding was adopted in the FY 24/25 budget. There is no impact on the General Fund. (Heather Patel/Angeline Woods)

* L. Discussion/approval/disapproval of Subrecipient Agreement and Memorandum of Understanding #240305-02 under the State Homeland Security Grant Program between the Arizona Department of Homeland Security (ADHS) and Pinal County, through the Pinal County Board of Supervisors, beginning July 1, 2024, ending June 30, 2025, for $71,773. This grant will be retained by ADHS to manage cybersecurity efforts throughout the state. (Chris Combs/Robert Stanley)

* M. Discussion/approval/disapproval of Resolution No. 103024-AD24-004 delegating authority to submit grant applications relating to specified projects. (AD24-004) (Celeste Garza/Joe Ortiz)

* N. Discussion/approval/disapproval of the Intergovernmental Agency Agreement between Town of Marana and Pinal County for participation in the Pinal County Safety Roadeo. (GA24-027) (Joe Ortiz)

* O. Discussion/approval/disapproval of a Final Plat for Lookout Mountain Parcel A & Parcel B. Supervisor District #1. (FP19-044) (Muhannad Zubi/Joe Ortiz)

* P. Discussion/approval/disapproval of a Final Plat for Ware Farms – Parcel 2. Supervisor District #2. (FP21-099) (Muhannad Zubi/Joe Ortiz)

* Q. Discussion/approval/disapproval of a Final Plat for Ware Farms – Parcel 10. Supervisor District #2. (FP21-100) (Muhannad Zubi/Joe Ortiz)

* R. Discusssion/approval/disapproval of a Final Plat for Ware Farms – Parcel 9. Supervisor District #2. (FP21-102) (Muhannad Zubi/Joe Ortiz)

* S. Discussion/approval/disapproval of a Final Plat for Ware Farms – Infrastructure. Supervisor District #2. (FP21-103) (Muhannad Zubi/Joe Ortiz)

* T. Discussion/approval/disapproval of a Final Plat for Ware Farms – Parcel 11. Supervisor District #2. (FP21-108) (Muhannad Zubi/Joe Ortiz)

* U. Discussion/approval/disapproval of a Final Plat for Ware Farms – Parcel 12. Supervisor District #2. (FP21-104) (Muhannad Zubi/Joe Ortiz)

* V. Discussion/approval/disapproval of a Final Plat for Ware Farms – Parcel 13. Supervisor District #2. (FP21-105) (Muhannad Zubi/Joe Ortiz)

* W. Discussion/approval/disapproval of a Final Plat for Ware Farms – Parcel 14. Supervisor District #2. (FP21-109) (Muhannad Zubi/Joe Ortiz)

* X. Discussion/approval/disapproval of Resolution No. 103024-RD24-050 accepting Drainage Easement from TCCC Terraza, LLC, an Arizona limited liability company, for a public non-exclusive drainage easement. Supervisor District #2. (RD24-050) (Celeste Garza/Joe Ortiz)

* Y. Discussion/approval/disapproval of Resolution No. 103024-RD24-055 releasing the current financial assurance Subdivision Improvement Performance Bond No. 3851091, associated with Edgewood, and accepting Maintenance Bond No. 1108624, located in Section 17, Township 2 South, Range 8 East. Supervisor District #2. (RD24-055) (Christopher Wanamaker/Joe Ortiz)

* Z. Discussion/approval/disapproval of Resolution No. 103024-RD24-058 accepting 26 Grants of Easement to Pinal County for roadway and public utility purposes for right of way for Loveland Lane, in San Tan Valley, Arizona, located in Section 08, Township 02S, Range 08E in Supervisor District #2. (RD24-058) (Celeste Garza/Joe Ortiz)

* AA. Discussion/approval/disapproval of Resolution No. 103024-RD24-051 accepting Warranty Deed from Arizona Public Service Company, an Arizona corporation, Grantor, to Pinal County, a political subdivision of the State of Arizona, Grantee, for right of way to a portion on Bianco Road. Supervisor District #3. (RD24-051) (Celeste Garza/Joe Ortiz)

* AB. Discussion/approval/disapproval of Resolution No. 103024-RD24-053 accepting Third Party Trust Assurance Agreement No. 2106, associated with Red Rock Villages IXA, located in Section 5, Township 10 South, Range 10 East. Supervisor District #4. (RD24-053) (Christopher Wanamaker/Joe Ortiz)

* AC. Discussion/approval/disapproval of an Intergovernmental Agreement between the Magma Flood Control District, the Pinal County Flood Control District and Pinal County and authorize the Chairman to execute the agreement on behalf of the County. The purpose of this agreement is to define the second phase design and construction responsibilities in regard to the flood control improvements proposed along the Middle Magma Channel. Supervisor Districts #4 and #5. (FL24-006) (Joshua Plumb/Joe Ortiz)

* AD. Discussion/approval/disapproval of a Real Property Donation Agreement between Pinal County, a political subdivision of the State of Arizona (Donor), and the Town of Kearny, (Donee) donating real property parcel number 301-12-0350, also known as the Kelly Haddad Administrative Building in Kearny, Arizona located in Section 27, Township 04 South, Range 14 East. Supervisor District #5. (GA24-025) (Joe Ortiz)

* AE. Discussion/approval/disapproval of Resolution No. 103024-RD24-025A amending previously approved Resolution No. 080724-RD24-025 from August 7, 2024. This amendment reflects the County's determination that leasing office space within the Kearny property is no longer required. Located in Kearny, Arizona, within Supervisor District #5. (RD24-025A) (Joe Ortiz)

* AF. Discussion/approval/disapproval of Resolution No. 103024-RD24-056 accepting Third Party Trust Assurance Agreement No. 2409, associated with Skyline Village- Parcel 2, located in Section 11, Township 3 South, Range 8 East. Supervisor District #5. (RD24-056) (Christopher Wanamaker/Joe Ortiz)

* AG. Discussion/approval/disapproval to accept Award Agreement 2024-189 under the Victims of Crime Act between the Department of Public Safety and Pinal County through the Pinal County Board of Supervisors beginning October 1, 2024, to September 30, 2025, in the amount of $61,566 with a match amount of $15,392. Funds will be used by the Pinal County Attorney's Office to continue to help cover the cost of a Victim Advocate position. The award and match have been budgeted in the FY 24/25 final budget. (Kent Volkmer)

* AH. Discussion/approval/disapproval to accept Award Agreement 2024-201 under the Victims of Crime Act between the Department of Public Safety and Pinal County through the Pinal County Board of Supervisors beginning October 1, 2024, to September 30, 2025, in the amount of $56,782 with a match amount of $14,196. Funds will be used by the Pinal County Attorney's Office to continue to cover cost for the Juvenile Court Victim Advocate position. The award and match have been budgeted in the FY 24/25 final budget. (Kent Volkmer)

* AI. Discussion/approval/disapproval to accept Award Agreement 2024-205 under the Victims of Crime Act between the Department of Public Safety and Pinal County through the Pinal County Board of Supervisors beginning October 1, 2024, to September 30, 2025, in the amount of $170,776 with a match amount of $42,694. Funds will be used by the Pinal County Attorney's Office to continue to help cover the cost of Victim Advocate(s) and Notification positions. The award and match have been budgeted in the FY 24/25 final budget. (Kent Volkmer)

* AJ. Discussion/approval/disapproval of an application for use of up to $75,000 from the Pinal County Attorney's Office anti-racketeering revolving fund account to assist Pinal County Law Enforcement Agencies with the expenses and associated costs of purchasing certified K-9's for law enforcement purposes. This request is made in accordance with and under the authority of A.R.S. 13-2314.03 whereby before the County Attorney's Office may use any monies from the fund that the County Attorney submit an application that includes a description of what the requested monies will be used for to the Board of Supervisors for approval. (Kent Volkmer)

* AK. Discussion/approval/disapproval of Resolution No. 103024-ED to cancel the November 12, 2024, election for board member(s) of certain political subdivisions in Pinal County (Central Arizona Irrigation and Drainage District, Hohokam Irrigation and Drainage District, Maricopa-Stanfield Irrigation and Drainage District, Queen Creek Irrigation and Drainage District, San Carlos Irrigation and Drainage District and Silverbell Irrigation and Drainage District), pursuant to A.R.S. 16-410(A) as uncontested, and requesting the appointment of the person(s) who filed to be a candidate to fill the respective position for the respective term of office. Supervisor Districts #1, #2, and #3. (Dana Lewis)

* AL. Discussion/approval/disapproval for Lieutenant Blake King L7/1915 who will be retiring from the Pinal County Sheriff's Office (PCSO), effective December 19, 2024. Lt. King L7/1915 has requested that, in compliance with established precedence and protocol, he be permitted to purchase his PCSO issued duty weapon(s), identified as Glock 17 at $25, Sionics AR15 at $330 and SilencerCo Saker at $330. Fair market value for Glock is approximately $420, fair market value for the Sionics AR15 is $330, and fair market value for the SilencerCo Saker is $330. Purchase of issued weapon(s) upon retirement is also in compliance with A.R.S. 38-1115A which allows a law enforcement officer upon his/her retirement to purchase his/her issued weapon(s) at a price determined by the administrator of the agency. (Mark Lamb)

* AM. Discussion/approval/disapproval of Memorandum of Understanding (MOU) between Pinal County and Viapath Technologies, a Global Tel Link Company (VIAPATH). VIAPATH was awarded the Inmate Communications Project, Contract 244129RFP and seeks permission to use existing County owned multimode fiber paths as a means to connect their network infrastructure. This MOU aims to emphasize the understanding that VIAPATH may utilize certain existing, County owned fiber paths during certain specified periods of time. (Mark Lamb)

Item AN Pulled from Consent Agenda

* AN. Discussion/approval/disapproval of Access Agreement between Pinal County and Lucky 8 TV, LLC. This agreement grants the Producer and its production personnel permission to enter upon and use approved Pinal County Sheriff's Office (PCSO) offices, facilities, and vehicles utilized by and/or in connection with PCSO (including, but not limited to, stations or precincts, jail facilities, offices, patrol cars or other vehicles) in addition to permission to accompany PCSO deputies or other PCSO personnel during the course of their duties or otherwise for the purpose of filming, videotaping, photographing and otherwise recording the PCSO personnel and situations they encounter and/or become involved in, and all or any approved portions of the exterior and interior and contents of PCSO property, including names, signs, and identifying insignia of PCSO in connection with production of the Series, related series, or derivative work and the marketing, promotion and publicity thereof. (Mark Lamb)

Roberto Reveles, Gold Canyon appeared before the Board, spoke in favor, and requested paragraph 3, last sentence be changed to read; The parties acknowledge and agree that no consideration will be payable by Producer to Personnel appearing in the Series, all of which shall be PCSO's sole responsibility, and Producer shall not pay any fee to such Personnel.

Matthew Thomas, Chief Deputy Sheriff appeared before the Board and advised the Sheriff's Office does not have any issue with this change.

Discussion held regarding how to proceed by the following Board Member and Staff; Supervisor Miller, Chris Keller, Chief Civil Deputy County Attorney, Natasha Kennedy, Clerk of the Board, and Matthew Thomas.

Item Action: Continued to November 6, 2024 Board Meeting

Motion Made By: Supervisor Miller Seconded By: Supervisor McClure

To continue to November 6, 2024, Board Meeting.

Motion Passed

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

10:37 a.m. – Chairman Goodman announced the Board shall take a brief recess.

* AO. Discussion/approval/disapproval of Award Agreement 2025-PTS-047 under the STEP Enforcement and Equipment Program between the Governor's Office of Highway Safety and Pinal County, through the Pinal County Board of Supervisors, beginning October 1, 2024, ending September 30, 2025, for $95,113. The Sheriff's Office Traffic Unit will use this grant to support Personnel Services (Overtime), employee-related expenses, materials, supplies, and equipment to enhance STEP Enforcement throughout Pinal County. The funding was adopted in the FY 24/25 budget. There is no impact on the General Fund. (Mark Lamb)

* AP. Discussion/approval/disapproval of Award Agreement DUIAC-E-195 under the DUI Abatement Program between the Governor's Office of Highway Safety and Pinal County, through the Pinal County Board of Supervisors, beginning July 1, 2024, ending June 30, 2025, for $40,000. The Sheriff's Office Traffic Unit will use this grant to support personnel services (Overtime) and employee-related expenses, to enhance DUI Enforcement activities, and provide Officer Impaired Driver Training throughout Pinal County. Acceptance requires an amendment to the FY 24/25 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 116 (Sheriff/Traffic Safety) to increase revenue and expenditure appropriations. There is no impact on the General Fund. (Mark Lamb)

* AQ. Discussion/approval/disapproval of Award Agreement 2025-405d-033 under the DUI/Impaired Driving Enforcement and Equipment Program between the Governor's Office of Highway Safety and Pinal County, through the Pinal County Board of Supervisors, beginning October 1, 2024, ending September 30, 2025, for $84,720.
The Sheriff's Office Traffic Unit will use this grant to support personnel services (Overtime), employee-related expenses, materials and supplies: PBTs, Mouthpieces, Calibration Station, Calibration Gas, and Capital Outlay: Intoxilyzer 9000 to enhance DUI/Impaired Driving Enforcement throughout Pinal County. The funding was adopted in the FY 24/25 budget. There is no impact on the General Fund. (Mark Lamb)

* AR. Discussion/approval/disapproval of Award Agreement 2025-AI-014 under the Accident Investigation program between the Governor's Office of Highway Safety and Pinal County, through the Pinal County Board of Supervisors, beginning October 1, 2024, ending September 30, 2025, for $15,000. The Sheriff's Office Traffic Unit will use this grant to support personnel services (Overtime) and employee-related expenses to enhance Accident Investigation throughout Pinal County. The funding was adopted in the FY 24/25 budget. There is no impact on the General Fund. (Mark Lamb)

* AS. Discussion/approval/disapproval of Memorandum of Understanding 2025-GOHS- 500 under the Drug Recognition Expert Training Program between the Governor's Office of Highway Safety and Pinal County, through the Pinal County Board of Supervisors beginning October 1, 2024, ending September 31, 2025, for $45,000. The Sheriff's Office Traffic Unit will use this grant to provide personnel wages and employer-related expenses for a Drug Recognition Expert (DRE) Coordinator. Acceptance requires an amendment to the FY 24/25 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 116 (Sheriff/Traffic Safety) to increase revenue and expenditure appropriations. There is no impact on the General Fund. (Mark Lamb)

* AT. Discussion/approval/disapproval of Grant Adjustment Notice 89919 under the High- Intensity Drug Trafficking Area (HIDTA) Agreement HT-23-2945 between the City of Tucson and Pinal County, through the Pinal County Board of Supervisors beginning January 1, 2023, ending December 31, 2024, for $10,453.36. The Sheriff's Office will use these funds to provide salary, overtime, and employer-related expenses for personnel. Acceptance requires an amendment to the FY 24/25 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 23 (Sheriff/Drug Smuggling) to increase revenue and expenditure appropriations. There is no impact on the General Fund. (Mark Lamb)

* AU. Discussion/approval/disapproval of Notification of Boundaries. (Jill Broussard)

* AV. Discussion/approval/disapproval of Intergovernmental Agreement for Data Processing Services between Pinal County and Pinal County School Districts. (Jill Broussard)

* AW. Discussion/approval/disapproval of Waiver of Conflict of Interest between Pinal County and Mary C. O'Brien Accommodation District for legal services concerning courier services utilized by both Pinal County and the Mary C. O'Brien Accommodation District. (Jill Broussard)

* AX. Discussion/approval/disapproval of abatement of 2009 and 2010 taxes pursuant to A.R.S. 42-18351(1) and A.R.S. 42-18352(D), for parcel T99-31-80001. Per Assessor's Office, manufactured home has no taxable value for 2009 and was demolished in 2010. Prior years require Board of Supervisor's approval for abatement. Supervisor District #1. (Sandra Arzate/Michael McCord)

* AY. Discussion/approval/disapproval of abatement of 2016 and 2017 taxes pursuant to A.R.S. 42-18351(1) and A.R.S. 42-18352(D), for parcel T99-82-35182. This parcel had erroneous address on Arizona Motor Vehicle Division resulting in taxation. Unit is assessed in Cochise County since 2016. Prior years require Board of Supervisor's approval for abatement. Supervisor District #5. (Sandra Arzate/Michael McCord)

* AZ. Discussion/approval/disapproval of abatement of 2011 taxes pursuant to A.R.S. 42- 18351(1) and A.R.S. 42-18352(D), for parcel T08-00-77201. Manufactured home was foreclosed on and removed without any permitting in 2011. There has been no Motor Vehicle Division title updates and location unknown since 2011. Prior years require Board of Supervisor's approval for abatement. Supervisor District #5. (Sandra Arzate/Michael McCord)

* BA. Discussion/approval/disapproval of abatement of 2012 taxes pursuant to A.R.S. 42- 18351(1) and A.R.S. 42-18352(D), for parcel T99-04-43101. Per Assessor's Office, manufactured home was removed from the tax roll in 2013. All prior personal property taxes were paid with the exception of a small balance from 2012. Prior years require Board of Supervisor's approval for abatement. Supervisor District #5. (Sandra Arzate/Michael McCord)

* BB. Discussion/approval/disapproval of abatement of 2006 taxes pursuant to A.R.S. 42- 18351(1) and A.R.S. 42-18352(D), for parcel T06-00-32801. Manufactured home was repossessed and removed without any permitting in 2007. There has been no Motor Vehicle Division title updates and location unknown since 2007. Prior years require Board of Supervisor's approval for abatement. Supervisor District #5. (Sandra Arzate/Michael McCord)

* BC. Discussion/approval/disapproval of abatement of 2014 taxes pursuant to A.R.S. 42- 18351(1) and A.R.S. 42-18352(D), for parcel T99-05-35101. Mobile home park was closed in 2014 and this mobile home has not been located. There have been no Motor Vehicle Division title updates. Prior years require Board of Supervisor's approval for abatement. Supervisor District #5. (Sandra Arzate/Michael McCord)

* BD. Discussion/approval/disapproval of abatement of 2006 taxes pursuant to A.R.S. 42- 18351(1) and A.R.S. 42-18352(D), for parcel T99-01-66001. Per Assessor's Office, manufactured home has no taxable value for 2004. Manufactured home was assessed on 2006 tax roll. Prior years require Board of Supervisor's approval for abatement. Supervisor District #5. (Sandra Arzate/Michael McCord)

* BE. Discussion/approval/disapproval of abatement of 2016 and 2017 taxes pursuant to A.R.S. 42-18351(1) and A.R.S. 42-18352(D), for parcel T99-82-33182. Travel trailer was Arizona plated in 2017 and removed from park. There has been no Motor Vehicle Division updates and location unknown. Prior years require Board of Supervisor's approval for abatement. Supervisor District #5. (Sandra Arzate/Michael McCord)

* BF. Discussion/approval/disapproval of abatement of 2008-2013 taxes pursuant to A.R.S. 42-18351(1) and A.R.S. 42-18352(D), for parcel T99-08-80201. Manufactured home was removed in 2014. There has been no Motor Vehicle Division title updates and location unknown since 2014. Prior years require Board of Supervisor's approval for abatement. Supervisor District #5. (Sandra Arzate/Michael McCord)

* BG. Discussion/approval/disapproval of abatement of 2012 taxes pursuant to A.R.S. 42- 18351(1) and A.R.S. 42-18352(D), for parcel T99-08-30601. Unit was sold in 2012. No Motor Vehicle Division title transfer occurred and location is unknown. Prior years require Board of Supervisor's approval of abatement. Supervisor District #3. (Sandra Arzate/Michael McCord)

* BH. Discussion/approval/disapproval of abatement of 2009-2012 taxes pursuant to A.R.S. 42-18351(1) and A.R.S. 42-18352(D), for parcel T99-37-81001. Travel trailer removed from park in 2012. There has been no Motor Vehicle Division title updates and location unknown. Prior years require Board of Supervisor's approval for abatement. Supervisor District #3. (Sandra Arzate/Michael McCord)

* BI. Discussion/approval/disapproval of abatement of 2010 taxes pursuant to A.R.S. 42- 18351(1) and A.R.S. 42-18352(D), for parcel T10-00-46601. This parcel was created in 2009 but the sale was later canceled. This parcel was erroneously assessed for 2010. Prior years require Board of Supervisor's approval for abatement. Supervisor District #3. (Sandra Arzate/Michael McCord)

10:49 a.m. – Chairman Goodman reconvened the Pinal County Board of Supervisors Meeting.

(8) Meeting of the Pinal County Flood Control District Board of Directors. (Christopher Wanamaker/Joe Ortiz)

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

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

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

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

Chairman Goodman convened as the Pinal County Library District Board of Directors Meeting.

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

Chairman Goodman adjourned the Pinal County Library District Board of Directors Meeting.

(10) Meeting of the Pinal County Public Health Services District Board of Directors. (Merissa Mendoza/MaryEllen Sheppard)

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

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

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

(11) **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

Chairman Goodman announced several weeks ago this Board held a Work Session to discuss Call to the Public, and as a reminder Call to the Public is optional at the Board's discretion. Since that time our District Offices have received public comments from residents expressing concerns about various issues. Chairman emphasized the importance of keeping these meetings orderly and focused on relevant topics this Board has authority over, to avoid distracting the Board from business at hand and suspending until the appointment of the next Chairman. Chairman extended an apology for his comments during the last Board Meeting.

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

- Regarding elections; Barry McCain, City of Maricopa.
- Regarding Domestic Partnerships, HB2353; Scott Thibodeau, San Tan Valley.
- Regarding elections; Nancy Hartl, Florence.
- Regarding a Sanctuary Development on Hunt Highway, Sheriff's Office concerns, and Call to the Public concerns from October 2, 2024, Board Meeting; Jean Stockton, Johnson Ranch.
- Regarding Call to the Public concerns, thanked the Board for their service to the County and United States; George Ellison, Gold Canyon.
- Regarding the Troutt matter, requested Supervisor Serdy and Chairman Goodman provide an overview of resources Pinal County has spent on the Troutt matter, requested apology from Sheriff Mark Lamb, and for the Record provided a handout to the Clerk of the Board; Arlin Troutt, Gold Canyon.
- Thanked the Board for streamlining Call to the Public; Rich Vitiello, City of Maricopa.
- Regarding Call to the Public concerns; Roberto Reveles, Gold Canyon.

Supervisor Serdy inquired with legal regarding the Troutt matter, considering Pinal County has a conflict and the matter was handed to another jurisdiction, services are a courtesy.

Chris Keller, Chief Civil Deputy County Attorney confirmed Supervisor Serdy's understanding is correct, and advised he will further confirm that Pinal County has spent no resources.

Chairman Goodman directed legal to confirm that no resources have been spent on the Troutt matter.

Item Action: Public Comments

(12) **Public Hearing** and discussion/approval/disapproval of Resolution No. 2024-SUP-012-24, a Resolution approving case SUP-012-24, a Special Use Permit approval request by American Tower Management, LLC. – John Merritt, applicant/agent, to operate an existing wireless communication facility, on a portion of a 40± acre parcel in the General Rural (GR) Zone; tax parcel 301-25-0040 – legal on file – situated in a portion of Section 02, Township 05 South, Range 14 East, of the Gila and Salt River Baseline and Meridian, Pinal County, Arizona, located at the southwest corner of Camino Rio Rd and Tristan Rd in an unincorporated area of Pinal County. The Planning and Zoning Commission recommended approval (8-0) as presented with fourteen (14) stipulations. Supervisor District #5. (Monika Smriti/Brent Billingsley)

Monika Smriti, Planner appeared before the Board and presented.

Chairman Goodman 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.

Supervisor Serdy spoke in support of this project and what it accomplishes.

John Merritt, American Tower Management, L.L.C. appeared before the Board and provided an overview.

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

Motion Made By: Supervisor Miller Seconded By: Supervisor Serdy

To approve Resolution No. 2024-SUP-012-24, a Resolution approving case SUP-012-24, a Special Use Permit approval request by American Tower Management, LLC. – John Merritt, applicant/agent, to operate an existing wireless communication facility, on a portion of a 40± acre parcel in the General Rural (GR) Zone; tax parcel 301-25-0040 – legal on file – situated in a portion of Section 02, Township 05 South, Range 14 East, of the Gila and Salt River Baseline and Meridian, Pinal County, Arizona, located at the southwest corner of Camino Rio Rd and Tristan Rd in an unincorporated area of Pinal County. The Planning and Zoning Commission recommended approval (8-0) as presented with fourteen (14) stipulations.

Motion Passed

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

(13) **Public Hearing** and discussion/approval/disapproval of Resolution No. 2024-PZ-PA-005-24, a Resolution approving case PZ-PA-005-24, A Major Comprehensive Plan Amendment proposal requested by 310SM 8me LLC, the owner/applicant, Meaghan Austin with SWCA Environmental Consultants, agent, are requesting a Major Comprehensive Plan Amendment to amend the Land Use Plan and re-designate ±1,227.5 acres of land from Moderate Low Density Residential (1-3.5 du/ac) to Green Energy Production for the development of a 145 MW photovoltaic Solar Power Plant with Battery Storage, situated on a portion of sections 28, 29, 32, 33, 34 Township 9 South, Range 17 East, together with portions of Sections 3 and 4 Township 10 South, Range 17 East of the Gila and Salt River Meridian (legal on file). Portions of tax parcels include: 307-20-0010, 307- 20-002B, 307-08-389E, 307-05-019R, and 307-05-019W, located east of S. Veterans Memorial Blvd and south of S. Republic Rd in the vicinity of San Manuel, within the unincorporated portion of Pinal County. The Planning Commission recommended approval (5-2) of case PZ-PA-005-24. Supervisor District #4. (Monika Smriti/Brent Billingsley)

Major Comprehensive Plan Amendments Items 13 through 19 will be discussed together.

Sangeeta Deokar, Senior Planner appeared before the Board, provided an overview of Major Comprehensive Plan Amendment Items 13 through 19, and for the Record provided public comments received after the items were placed in Novus to the Clerk of the Board.

Monika Smriti, Planner appeared before the Board and presented on Item 13.

Kevin Johnson, Director of Development and partial owner appeared before the Board and presented on Item 13.

John Baker, BHP appeared before the Board, spoke in support of Item 13, and inquired if there are any questions.

Discussion held regarding Item 13 project for rezoning; ground contamination, commercial options, tailings, site construction and mitigation by the following Board Members and Applicant Representative; Vice-Chairman McClure, Supervisor Miller, and John Baker.

Gilbert Olgin, Planning Manager appeared before the Board and announced for the Record all Comprehensive Plan Amendment Cases shall require a supermajority vote.

Patrick Zaia-Roberts, Planner appeared before the Board and presented on Item 14.

Adam Baugh, Applicant Representative appeared before the Board, presented on Item 14, and inquired if there are any questions.

Sangeeta Deokar, Senior Planner appeared before the Board and presented on Item 15.

Peter Furlow, Quarels and Brady, Applicant Representative appeared before the Board, presented on Item 15, and inquired if there are any questions.

Michael Tune, Mesa, landowner, appeared before the Board, spoke regarding Item 15 and the current lease to a farmer who is only able to farm 50% of the land due to water rights.

Sangeeta Deokar, Senior Planner appeared before the Board and presented on Item 16.

Further discussion held regarding Item 16; fire districts and gas-fire power plants by the following Board Members, and Staff; Chairman Goodman, Vice-Chairman McClure, Supervisor Miller, Supervisor Cavanaugh, and Sangeeta Deokar.

Alex Hayes, Applicant Representative appeared before the Board and presented on Item 16.

Further discussion held regarding Item 16; fire service by the City of Casa Grande for this project only, need for a fire district, and fire suppression by the following Board Members, and Applicant Representative; Chairman Goodman, Vice-Chairman McClure, Supervisor Miller, and Alex Hayes.

Kirk McCarville, Pinal County Manager for the Land Advisors Organization, here on behalf of Brian and April Roads, the property owners, appeared before the Board and presented on Item 16.

Natasha Kennedy, Clerk of the Board announced for the Record the Applicant for Item 16 provided an updated Presentation to the Clerk of the Board's Office on October 28, 2024.

12:53 p.m. – Chairman Goodman announced the Board shall take a brief lunch recess.

1:27 p.m. - Chairman Goodman reconvened the Pinal County Board of Supervisors Meeting.

Natasha Kennedy, Clerk of the Board advised Supervisor Cavanaugh has not yet rejoined the meeting telephonically.

Kendall Riley, Planner appeared before the Board and presented on Item 17.

1:28 p.m. - Natasha Kennedy, Clerk of the Board announced for the Record Supervisor Cavanaugh is again appearing telephonically.

Kendal Riley further presented on Item 17.

Jordan Rose, Rose Law Group, Applicant Representative appeared before the Board, introduced her Team, presented on Item 17, and inquired if there are any questions.

Chase Emmerson, Hidden Valley Ranch Partners appeared before the Board and spoke in support of Item 17.

Glenn Bak, Planner appeared before the Board and presented on Item 18.

Further discussion held regarding impacted animal species by the following Board Member and Staff; Supervisor Miller and Glenn Bak.

Jordan Rose, Rose Law Group, Applicant Representative appeared before the Board, presented on Item 18, and inquired if there are any questions.

Patrick Zaia-Roberts, Planner appeared before the Board, presented on Item 19, and for the Record the updated Resolution inclusive of the Legal Description for Exhibits B and C have been submitted to the Clerk of the Board Office.

Further discussion held regarding Item 19 public comment in opposition, which stated a decrease in property values with an increase in taxes by the following Board Member and Staff; Vice-Chairman McClure, and Patrick Zaia-Roberts.

Jordan Rose, Applicant Representative appeared before the Board, presented on Item 19, and inquired if there are any questions.

Chairman Goodman opened the Collective Public Hearing for Items 13 through 19, 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:

- Regarding Item 13, Battery Storage Systems; Brian Cox, San Manuel.
- In favor of Item 13; Theron Conner, Representing Liuna.
- In Opposition of Item 13; Chris Thompson, Tucson, and Wendy Torres, San Manuel.
- In Favor of Items 13, 15, and 16; Mark Carderas, Casa Grande.

1:59 p.m. - Chairman Goodman announced he will now call Items 25, 26, and 29 out of order as previously stated.

2:42 p.m. – Chairman Goodman having heard Items 25, 26, and 29 out of order returned to Items 13 through 19.

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

- In opposition of Item 13; Deb Mansager, San Manuel.
- In opposition of Items 14 and 16; Boyd Smith, Casa Grande.
- In favor of Item 16; Fernando Soto, Casa Grande; Jacob Evenson, Boilermakers Local 627; Richard Lerma, President of Boilermakers Local 627; and Gary White, Business Representative, Wester States Regional Council, Carpenter.
- In opposition of Item 16; Edgardo Ryl-Kuchar, Casa Grande; Paul Cataldo, Casa Grande, for the Record provided a handout to the Clerk of the Board; Margarita Levas, Casa Grande, and noted concerns with her attempts to contact Supervisor District #3; Bert Chapman, Casa Grande; Jon Callaway, Casa Grande; and Deanna Pence, Casa Grande

- In opposition of Item 19; Dan Dooley, Florence.
- In favor of Item 13; Rebecca Hovis, Queen Creek/San Tan Valley.

Chairman Goodman closed the Collective Public Hearing.

Supervisor Miller advised he has searched his computer however has yet to find a request from Margarita Leyvas and requested she provide her contact information phone number/email for a follow-up.

Discussion held regarding Item 16; wells running dry, Citizen Working Group funding, fire issues, liquid cooling system, battery manager systems, and how to proceed with the Major Comprehensive Plan Amendment requests by the following Board Members, Applicant Representatives, and Staff; Chairman Goodman, Vice-Chairman McClure, Supervisor Cavanaugh, Supervisor Miller, Chris Keller, Chief Civil Deputy County Attorney, Alex Hayes, and Brian Scholl, Energy Safety Response Group.

Item Action: Approved as presented

Motion Made By: Supervisor Miller Seconded By: Supervisor Serdy

To approve Resolution No. 2024-PZ-PA-005-24, a Resolution approving case PZ-PA-005-24, A Major Comprehensive Plan Amendment proposal requested by 310SM 8me LLC, the owner/applicant, Meaghan Austin with SWCA Environmental Consultants, agent, are requesting a Major Comprehensive Plan Amendment to amend the Land Use Plan and re-designate ±1,227.5 acres of land from Moderate Low Density Residential (1-3.5 du/ac) to Green Energy Production for the development of a 145 MW photovoltaic Solar Power Plant with Battery Storage, situated on a portion of sections 28, 29, 32, 33, 34 Township 9 South, Range 17 East, together with portions of Sections 3 and 4 Township 10 South, Range 17 East of the Gila and Salt River Meridian (legal on file). Portions of tax parcels include: 307-20-0010, 307- 20-002B, 307-08-389E, 307-05-019R, and 307-05-019W, located east of S. Veterans Memorial Blvd and south of S. Republic Rd in the vicinity of San Manuel, within the unincorporated portion of Pinal County. The Planning Commission recommended approval (5-2) of case PZ-PA-005-24.

Motion Passed by Roll Call

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

Nays: Cavanaugh (1)

(14) **Public Hearing** and discussion/approval/disapproval of Resolution No. 2024-PZ-PA-006-24, a Resolution approving case PZ-PA-006-24, a Major Comprehensive Plan Amendment proposal request by Bruce Galloway – Montgomery I8 LLC, owner, Withey Morris Baugh PLC, agent, requesting a Major Comprehensive Plan Amendment to amend the Pinal County Comprehensive Plan and re-designate ±121 acres of land from High Intensity Activity Center to Employment, to develop an RV and Boat Storage business and other compatible employment uses, situated on a portion of section 7, T07S, R05E of the Gila and Salt River Base and Meridian (legal on file) tax parcels: 511-05-005E and 511-05-014B, located south of Interstate 8 and west of Montgomery Rd with proximity to Casa Grande and Eloy in unincorporated Pinal County. The Planning Commission recommended approval (7-0) of case PZ-PA-006-24. Supervisor Districts #1 and #3. (Patrick Zaia-Roberts/Brent Billingsley)

Discussion and Collective Public Hearing held under Item 13.

Item Action: Approved as presented

Motion Made By: Supervisor Miller Seconded By: Supervisor McClure

To approve Resolution No. 2024-PZ-PA-006-24, a Resolution approving case PZ-PA-006-24, a Major Comprehensive Plan Amendment proposal request by Bruce Galloway – Montgomery I8 LLC, owner, Withey Morris Baugh PLC, agent, requesting a Major Comprehensive Plan Amendment to amend the Pinal County Comprehensive Plan and re-designate ±121 acres of land from High Intensity Activity Center to Employment, to develop an RV and Boat Storage business and other compatible employment uses, situated on a portion of section 7, T07S, R05E of the Gila and Salt River Base and Meridian (legal on file) tax parcels: 511-05-005E and 511-05-014B, located south of Interstate 8 and west of Montgomery Rd with proximity to Casa Grande and Eloy in unincorporated Pinal County. The Planning Commission recommended approval (7-0) of case PZ-PA-006-24.

Motion Passed by Roll Call

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

(15) **Public Hearing** and discussion/approval/disapproval of Resolution No. 2024-PZ-PA-007-24, a Resolution approving case PZ-PA-007-24, a Major Comprehensive Plan Amendment proposal request by Cypress Creek Renewables, LLC, applicant/agent, Heather Wise, requesting a Major Comprehensive Plan Amendment to amend the Land Use Plan and re-designate 2,148.94± acres of land from Very Low Density Residential (VLDR, 0-1 du/ac) and Moderate Low Density Residential (MLDR, 1-3.5 du/ac) to Green Energy Production for a utility scale photovoltaic Solar Power Plant, situated on a portions of sections 13, 23, 24, and 25, T09S, R07E of the Gila and Salt River Base and Meridian (legal on file) tax parcels: 408-11-025B, 408-11-025C, 408-11-025D, 408-11-024A, 408-11-024C, 408-11-0230, 408-15-0020, 408-15-0010, 408-12-0020, 408-12-0030 located eight miles south of Eloy and approximately seven miles south of interstate 10 within the unincorporated area of Pinal County. The Planning Commission recommended approval (7-0) of case PZ-PA-007-24. Supervisor District #4. (Sangeeta Deokar/Brent Billingsley)

Discussion and Collective Public Hearing held under Item 13.

Item Action: Approved as presented

Motion Made By: Supervisor Miller Seconded By: Supervisor Serdy

To approve Resolution No. 2024-PZ-PA-007-24, a Resolution approving case PZ-PA-007-24, a Major Comprehensive Plan Amendment proposal request by Cypress Creek Renewables, LLC, applicant/agent, Heather Wise, requesting a Major Comprehensive Plan Amendment to amend the Land Use Plan and re-designate 2,148.94± acres of land from Very Low Density Residential (VLDR, 0-1 du/ac) and Moderate Low Density Residential (MLDR, 1-3.5 du/ac) to Green Energy Production for a utility scale photovoltaic Solar Power Plant, situated on a portions of sections 13, 23, 24, and 25, T09S, R07E of the Gila and Salt River Base and Meridian (legal on file) tax parcels: 408-11-025B, 408-11-025C, 408-11-025D, 408-11-024A, 408-11-024C, 408-11-0230, 408-15-0020, 408-15-0010, 408-12-0020, 408-12-0030 located eight miles south of Eloy and approximately seven miles south of interstate 10 within the unincorporated area of Pinal County. The Planning Commission recommended approval (7-0) of case PZ-PA-007-24.

Motion Passed by Roll Call

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

(16) **Public Hearing** and discussion/approval/disapproval of Resolution No. 2024-PZ-PA-008-24, a Resolution approving case PZ-PA-008-24, a Major Comprehensive Plan Amendment proposal request by Withey Morris Baugh, PLC, Alex Hayes, applicant/agent, requesting a Major Comprehensive Plan Amendment to amend the Land Use Plan and re-designate 351.8± acres of land from Moderate Low Density Residential (MLDR, 1-3.5 du/ac) to Public Facilities/Services for a natural gas-fired power plant, situated on portions of sections 1, and 12, T07S, R04E of the Gila and Salt River Base and Meridian (legal on file) tax parcels: 500-12-007A, 500-12-007B, 500- 17-004A, 500-17-004B, 500-17-005, and 500-17-006B located south of Selma Highway, north of I-8, and 1.5 miles south of the city of Casa Grande in unincorporated area of Pinal County. The Planning and Zoning Commission recommended approval (5-2) of case PZ-PA-008-24. Supervisor District #1. (Sangeeta Deokar/Brent Billingsley)

Discussion and Collective Public Hearing held under Item 13.

Item Action: Approved as presented

Motion Made By: Supervisor Miller Seconded By: Supervisor Serdy

To approve Resolution No. 2024-PZ-PA-008-24, a Resolution approving case PZ-PA-008-24, a Major Comprehensive Plan Amendment proposal request by Withey Morris Baugh, PLC, Alex Hayes, applicant/agent, requesting a Major Comprehensive Plan Amendment to amend the Land Use Plan and re-designate 351.8± acres of land from Moderate Low Density Residential (MLDR, 1-3.5 du/ac) to Public Facilities/Services for a natural gas-fired power plant, situated on portions of sections 1, and 12, T07S, R04E of the Gila and Salt River Base and Meridian (legal on file) tax parcels: 500-12-007A, 500-12-007B, 500- 17-004A, 500-17-004B, 500-17-005, and 500-17-006B located south of Selma Highway, north of I-8, and 1.5 miles south of the city of Casa Grande in unincorporated area of Pinal County. The Planning and Zoning Commission recommended approval (5-2) of case PZ-PA-008-24.

Motion Passed by Roll Call

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

Nays: McClure (1)

(17) **Public Hearing** and discussion/approval/disapproval of Resolution No. 2024-PZ-PA-009-24, a Resolution approving case PZ-PA-009-24, a Major Comprehensive Plan Amendment proposal request by Hidden Valley Ranch Partners LLC, applicant, Keith Nichter with Kimley-Horn Associates, Rose Law Group, agent, requesting a Major Comprehensive Plan Amendment to amend the Land Use Plan and re-designate ±1,089.79 acres of land from Moderate Low Density Residential (1-3.5 du/ac) to Green Energy Production, to develop a solar energy production facility and battery energy storage system (BESS), situated on a portion of sections 21 and 22, 27, and 28, T05S, R02E of the Gila and Salt River Base and Meridian (legal on file) tax parcels: 510-45-001A, 510-44-001D, 510-44-001E, 510-44-001F, 510-44-001G, 510-47-0010, and 510-46-0040 located in the vicinity of N Hidden Valley Rd and W Val Vista Rd in the Hidden Valley, Maricopa area. The Planning Commission recommended approval (6-1) of case PZ-PA-009-24. Supervisor District #1. (Kendall Riley/Brent Billingsley)

Discussion and Collective Public Hearing held under Item 13.

Item Action: Approved as presented

Motion Made By: Supervisor Miller Seconded By: Supervisor McClure

To approve Resolution No. 2024-PZ-PA-009-24, a Resolution approving case PZ-PA-009-24, a Major Comprehensive Plan Amendment proposal request by Hidden Valley Ranch Partners LLC, applicant, Keith Nichter with Kimley-Horn Associates, Rose Law Group, agent, requesting a Major Comprehensive Plan Amendment to amend the Land Use Plan and re-designate ±1,089.79 acres of land from Moderate Low Density Residential (1-3.5 du/ac) to Green Energy Production, to develop a solar energy production facility and battery energy storage system (BESS), situated on a portion of sections 21 and 22, 27, and 28, T05S, R02E of the Gila and Salt River Base and Meridian (legal on file) tax parcels: 510-45-001A, 510-44-001D, 510-44-001E, 510-44-001F, 510-44-001G, 510-47-0010, and 510-46-0040 located in the vicinity of N Hidden Valley Rd and W Val Vista Rd in the Hidden Valley, Maricopa area. The Planning Commission recommended approval (6-1) of case PZ-PA-009-24.

Motion Passed by Roll Call

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

(18) **Public Hearing** and discussion/approval/disapproval of Resolution No. 2024-PZ-PA-011-24, a Resolution approving case PZ-PA-011-24, a Major Comprehensive Plan Amendment proposal request by Langley Stanmar 160 LLC, owner, Sawtooth DevCo, LLC, applicant, Kimley- Horn/Keith Nichter, Rose Law Group, agent, requesting a Major Comprehensive Plan Amendment to amend the Land Use Plan and re-designate ±159.68 acres of land from Employment (±70 acres) and High Intensity Activity Center (±89.68 acres) to Green Energy Production for a utility scale photovoltaic Solar Power Plant, situated on a portions of sections 28 & 29, T5S, R4E of the Gila and Salt River Base and Meridian (legal on file) tax parcel 502-18-0030 located just north of Nissan Technical Center within an unincorporated area of Pinal County. The Planning Commission recommended approval (7-0) of case PZ-PA-011-24. Supervisor District #1. (Glenn Bak/Brent Billingsley)

Discussion and Collective Public Hearing held under Item 13.

Item Action: Approved as presented

Motion Made By: Supervisor Miller Seconded By: Supervisor Serdy

To approve Resolution No. 2024-PZ-PA-011-24, a Resolution approving case PZ-PA-011-24, a Major Comprehensive Plan Amendment proposal request by Langley Stanmar 160 LLC, owner, Sawtooth DevCo, LLC, applicant, Kimley- Horn/Keith Nichter, Rose Law Group, agent, requesting a Major Comprehensive Plan Amendment to amend the Land Use Plan and re-designate ±159.68 acres of land from Employment (±70 acres) and High Intensity Activity Center (±89.68 acres) to Green Energy Production for a utility scale photovoltaic Solar Power Plant, situated on a portions of sections 28 & 29, T5S, R4E of the Gila and Salt River Base and Meridian (legal on file) tax parcel 502-18-0030 located just north of Nissan Technical Center within an unincorporated area of Pinal County. The Planning Commission recommended approval (7-0) of case PZ-PA-011-24.

Motion Passed by Roll Call

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

(19) **Public Hearing** and discussion/approval/disapproval of Resolution No. 2024-PZ-PA-012-24, a Resolution approving case PZ-PA-012-24, a Major Comprehensive Plan Amendment proposal request by Judd Ventures LLC, owner, Rose Law Group & Iplan Consulting Corp., agent, requesting a Major Comprehensive Plan Amendment to the Pinal County Comprehensive Plan to re-designate ±96 acres of land from Moderate Low Density Residential (1-3.5 du/ac) to ±80 Acres of Employment and ±16 Acres of Mixed Use-Residential Focused, to develop a data center, BESS and mixed use residential developments, situated in section 29, T03S, R09E of the Gila and Salt River Baseline and Meridian (legal on file) tax parcels: 210-44-002 and 210-44-004 located on the southeast corner of N Felix Rd and E Judd Rd in the Arizona Farms region of San Tan Valley, Pinal County, AZ. The Planning Commission recommended approval (7-0) of case PZ-PA-012-24. Supervisor Districts #4 and #5. (Patrick Zaia-Roberts/Brent Billingsley)

Discussion and Collective Public Hearing held under Item 13.

Item Action: Approved as presented with the updated Resolution inclusive of the Legal Description for Exhibits B and C

Motion Made By: Supervisor Miller Seconded By: Supervisor Serdy

To approve Resolution No. 2024-PZ-PA-012-24, a Resolution approving case PZ-PA-012-24, a Major Comprehensive Plan Amendment proposal request by Judd Ventures LLC, owner, Rose Law Group & Iplan Consulting Corp., agent, requesting a Major Comprehensive Plan Amendment to the Pinal County Comprehensive Plan to re-designate ±96 acres of land from Moderate Low Density Residential (1-3.5 du/ac) to ±80 Acres of Employment and ±16 Acres of Mixed Use-Residential Focused, to develop a data center, BESS and mixed use residential developments, situated in section 29, T03S, R09E of the Gila and Salt River Baseline and Meridian (legal on file) tax parcels: 210-44-002 and 210-44-004 located on the southeast corner of N Felix Rd and E Judd Rd in the Arizona Farms region of San Tan Valley, Pinal County, AZ. The Planning Commission recommended approval (7-0) of case PZ-PA-012-24. With the updated Resolution inclusive of the Legal Description for Exhibits B and C.

Motion Passed by Roll Call

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

Nays: McClure (1)

(20) Discussion/approval/disapproval of a request from STV Inc. to circulate petitions for the purpose of placing the question of the incorporation of the Town of San Tan Valley, Arizona, before the voters. (STV Inc.)

Tyler Hudgins, San Tan Valley, Inc. appeared before the Board and presented.

Natasha Kennedy, Clerk of the Board announced for the Record supporting documents have been submitted to the Clerk of the Board.

Item Action: Approved as presented with Supporting Documents

Motion Made By: Supervisor McClure Seconded By: Supervisor Serdy

To approve as presented with Supporting Documents.

Motion Passed

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

(21) Discussion/approval/disapproval of the Intergovernmental Agreement between the Ak-Chin Indian Community and Pinal County for building plan review and inspection services for the Ak-Chin Indian Community. Supervisor District #1. (James Allen/Brent Billingsley)

Todd Williams, Deputy Director Community Development, Development Services appeared before the Board and presented.

Item Action: Approved

Motion Made By: Supervisor McClure Seconded By: Supervisor Miller

To approve the Intergovernmental Agreement between the Ak-Chin Indian Community and Pinal County for building plan review and inspection services for the Ak-Chin Indian Community.

Motion Passed

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

(22) Discussion/approval/disapproval of Resolution No. 103024-GA24-026 accepting a Quit Claim Deed from the Public County Free Library District and entering into a Lease Agreement. Supervisor District #4. (GA24-026) (Joe Ortiz)

Joe Ortiz, Development Services Managing Director appeared before the Board and presented.

Chris Keller, Chief Civil Deputy County Attorney confirmed this is the item mentioned during the Library District Board of Directors Agenda.

Item Action: Approved

Motion Made By: Supervisor McClure Seconded By: Supervisor Miller

To approve Resolution No. 103024-GA24-026 accepting a Quit Claim Deed from the Public County Free Library District and entering into a Lease Agreement.

Motion Passed

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

(23) Discussion/approval/disapproval of the request to create new job classifications to meet the staffing needs of departments in order to provide necessary services. Funding for these positions is authorized in the Pinal County FY 2024-2025 Budget.

- Senior
- IT Systems Manager - Sheriff's Office
- Licensed Behavioral Health Counselor/Clinical Manager
- Locksmith

(Kimberlee Verdugo/Colleen Campbell/MaryEllen Sheppard)

MaryEllen Sheppard, Deputy County Manager and Human Resources Director appeared before the Board and presented.

Item Action: Approved

Motion Made By: Supervisor McClure Seconded By: Supervisor Miller

To approve the request to create new job classifications to meet the staffing needs of departments in order to provide necessary services. Funding for these positions is authorized in the Pinal County FY 2024-2025 Budget.

- Senior
- IT Systems Manager - Sheriff's Office
- Licensed Behavioral Health Counselor/Clinical Manager
- Locksmith

Motion Passed

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

(24) Discussion/approval/disapproval of revisions to the following Pinal County Policies:

- Policy 2.50 Electronic Mail, Instant Messaging, and Calendar Systems
- Policy 6.80 Vehicle Equipment and Operation
- Policy 7.30 Vacation & Terminal Leave
- Policy 7.96 Employee Recognition and Awards

The proposed revisions are a part of a periodic review and revision to ensure compliance with current laws and/or promote consistent, county-wide practices. (Colleen Campbell/MaryEllen Sheppard)

MaryEllen Sheppard, Deputy County Manager and Human Resources Director appeared before the Board, presented, and acknowledged Human Resources Staff; Colleen Campbell, Deputy Director, Deb Somdahl, Division Manager, Risk and Safety, and Danielle Watkins, Benefits, Business, and Wellbeing Division Manager.

Discussion held regarding revisions to policy 7.30; payout option and funding, and policy 7.96 increase of recognition amount by the following Board Members and Staff; Chairman Goodman, Vice-Chairman McClure, and MaryEllen Sheppard.

Item Action: Approved

Motion Made By: Supervisor McClure Seconded By: Supervisor Miller

To approve revisions to the following Pinal County Policies:

- Policy 2.50 Electronic Mail, Instant Messaging, and Calendar Systems
- Policy 6.80 Vehicle Equipment and Operation
- Policy 7.30 Vacation & Terminal Leave
- Policy 7.96 Employee Recognition and Awards

The proposed revisions are a part of a periodic review and revision to ensure compliance with current laws and/or promote consistent, county-wide practices.

Motion Passed

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

1:59 p.m. - Chairman Goodman called Items 25, 26, and 29 out of order as previously stated, and requested a Motion to Convene into Executive Session.

(25) Discussion/approval/disapproval to expand the appointment of Snell and Wilmer beyond the investigation and preparation of a report to the Board of Supervisors of an evaluation of Supervisor Kevin Cavanaugh's "Report of Obvious Errors in the 2024 Primary Election" to include handling the legal defense for Pinal County of any and all claims or lawsuits arising out of, or related to, Supervisor Cavanaugh's report and allegations surrounding the 2024 Primary Election or present or past operations of the Pinal County Elections Department based on their experience with this issue, prior placement on the County's approved outside legal counsel list and the previously declared conflict by the County Attorney's office. (Chris Keller/Leo Lew)

Motion Made By: Supervisor Miller Seconded By: Supervisor McClure

To convene into Executive Session for Items 25, 26, and 29.

Motion Passed

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

Motion Made By: Supervisor Miller Seconded By: Supervisor McClure

To adjourn Executive Session for Items 25, 26, and 29.

Motion Passed

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

2:42 p.m. – Chairman Goodman having heard Items 25, 26, and 29 out of order returned to Items 13 through 19.

4:04 p.m. – Chairman Goodman returned to Item 25.

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

Leo Lew, County Manager spoke in support of Snell and Wilmer.

Item Action: Approved

Motion Made By: Supervisor Miller Seconded By: Supervisor McClure

To approve to expand the appointment of Snell and Wilmer beyond the investigation and preparation of a report to the Board of Supervisors of an evaluation of Supervisor Kevin Cavanaugh's "Report of Obvious Errors in the 2024 Primary Election" to include handling the legal defense for Pinal County of any and all claims or lawsuits arising out of, or related to, Supervisor Cavanaugh's report and allegations surrounding the 2024 Primary Election or present or past operations of the Pinal County Elections Department based on their experience with this issue, prior placement on the County's approved outside legal counsel list and the previously declared conflict by the County Attorney's office.

Motion Passed

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

Abstained: Cavanaugh pursuant to A.R.S. 11-222 (1)

4:06 p.m. – Chairman Goodman returned to Item 26.

(26) Discussion/approval/disapproval to direct outside counsel Snell and Wilmer to file any necessary pleadings in the Republican National Committee v Fontes, Arizona Court of Appeals, Division Two: No. 2 CA-CV 2024-0241 presenting Pinal County's interpretations of portions of the 2023 Elections Procedure Manual addressing precinct based voting procedures. (Chris Keller/Kent Volkmer)

Motion to convene into and adjourn from Executive Session held under Item 25.

Kent Volkmer, County Attorney appeared before the Board, advised this item was discussed in Executive Session earlier today, presented, and requested the Board Withdraw this item due to timing concerns.

Discussion held regarding this case, a similar titled case that Pinal County is still engaged in, the US Supreme Court 2018 Ruling in favor of Precinct Voting, and Brnovich V. Democratic National Committee Ruling by the following Board Members and Staff; Chairman Goodman, Vice-Chairman McClure, Supervisor Serdy, Kent Volkmer, and Chris Keller, Chief Civil Deputy County Attorney.

Supervisor Serdy requested a copy of the Brnovich V. Democratic National Committee Ruling, inclusive of a one page summary.

Kent Volkmer acknowledged the request.

Item Action: Withdrawn

Motion Made By: Supervisor McClure Seconded By: Supervisor Miller

To Withdraw Item 26.

Motion Passed

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

(27) Discussion/approval/disapproval to review the applications and supporting documents of Christian Glover and William Griffin, for consideration of appointment to the Constable position in the Western Pinal Justice Precinct 4. (Mike Goodman)

Chairman Goodman requested a Motion to convene into Executive Session.

Motion Made By: Supervisor McClure Seconded By: Supervisor Miller

To convene into Executive Session.

Motion Passed

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

Motion Made By: Supervisor McClure Seconded By: Supervisor Miller

To adjourn Executive Session.

Motion Passed

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

Chairman Goodman requested a motion.

Item Action: Approved to appoint William Griffin as Constable for Western Pinal Justice Precinct 4

Motion Made By: Supervisor Cavanaugh Seconded By: Supervisor Miller

To approve to appoint William Griffin as Constable for Western Pinal Justice Precinct 4.

Motion Passed

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

Chairman Goodman directed William Griffin to meet with the Clerk of the Board's Office.

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

Vice-Chairman McClure requested the Board be provided with a legal opinion from Outside Counsel, in the event of a disagreement/disharmony between the Board, Pinal County Attorney's Office, or any other Pinal County Elected Official; regarding the ability to seek outside legal advice.

Kent Volkmer, County Attorney acknowledged the request.

Item Action: Information Only

1:59 p.m. - Chairman Goodman announced he will now call Items 25, 26, and 29 out of order as previously stated and requested a Motion to Convene into Executive Session.

(29) Executive Session pursuant to A.R.S. 38-431.03(A)(1) for legal advice regarding Fontes v. Kevin Cavanaugh, et. al, Arizona Supreme Court No. CV-24-0251-T/AP. (Chris Keller/Kent Volkmer)

Motion to convene into and adjourn from Executive Session held under Item 25.

Item Action: Convened into Executive Session

2:42 p.m. – Chairman Goodman having heard Items 25, 26, and 29 out of order returned to Items 13 through 19.

4:54 p.m. – Chairman Goodman adjourned the October 30, 2024, Regular Meeting of the Board of Supervisors.

PINAL COUNTY BOARD OF SUPERVISORS

_____

Mike Goodman, Chairman

ATTEST:

_____

Natasha Kennedy, Clerk of the Board

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

Approval of Minutes: December 4, 2024