PINAL COUNTY
WIDE OPEN OPPORTUNITY

# PINAL COUNTY BOARD OF SUPERVISORS
# REGULAR SESSION
# MINUTES
**Wednesday, November 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**

Chairman Goodman announced Supervisor Miller and Supervisor Cavanaugh are unable to attend the meeting today.

Chairman Goodman offered for the Invocation by Pastor John Johnson, Desert Hope Presbyterian Church, Florence, and the pledge of allegiance by Vice-Chairman McClure.

The Pinal County Board of Supervisors convened at 9:35 a.m. this date. The meeting was called to order by Chairman Goodman.

**Members Present:** Chairman Mike Goodman; Vice-Chairman Jeffrey McClure; Supervisor Jeff Serdy

**Members Absent:** Supervisor Kevin Cavanaugh; Supervisor Stephen Q. Miller

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

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

Leo Lew, County Manager provided the following update(s); announced Pinal County's 150th Birthday Celebration will be held on February 1, 2025, commemorative shirts are available for purchase on the website, with a larger ceremony to be held in the fall. Thanked all County employees who played a part in the 2024 Election for their hard work, improvements are underway to address busy phone lines, and acknowledged the positive feedback received.

**Item Action: Information Only**

(2) Presentation of Certificates of Service to employees for 20, 25, and 35 years. (Leo Lew)

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

Kent Volkmer, County Attorney appeared before the Board and spoke in recognition of Adrianne Martin's years of service and dedication.

Adrianne Martin, Legal Assistant appeared before the Board, thanked the Board and fellow team members.

Todd Williams, Development Services, Deputy Director Community Development appeared before the Board, spoke in recognition of Chris Villaverde, Building Inspector Supervisor years of service, and dedication.

Joe Ortiz, Development Services Managing Director appeared before the Board and spoke in recognition of Kathy Jordan's years of service and dedication.

Kathy Jordan, Administrative Assistant appeared before the Board, thanked the Board and fellow team members.

Melinda LeGrand, Juvenile Court Services, Probation Supervisor appeared before the Board on behalf of Jeanne Bradner, Director and spoke in recognition of Elizabeth Ontiveros' years of service and dedication.

Elizabeth Ontiveros, PC Technician appeared before the Board and thanked the Board.

Ross Teeple, Sheriff Elect appeared before the Board and spoke in recognition of Kristina Stoltz's years of service and dedication.

Kristina Stoltz, Deputy Sheriff appeared before the Board, thanked God, family, and fellow team members.

Kristina Stoltz's son appeared before the Board and spoke in recognition of his mother, her dedication and commitment to the community, and fellow team members.

Chairman Goodman spoke in recognition of our employees' dedication and service.

**Item Action: Information Only**

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

Supervisor Serdy provided the following District #5 update(s); on December 12, 2024, District #5 will host an Open House at the Roy Hudson County Complex from 2:00 p.m. to 6:00 p.m., and emphasized the importance of public awareness about the County's role.

Chairman Goodman provided the following District #2 update(s); introduced a video about the renaming of the Gila River Bridge, Florence in honor of Rusty Greer, who was killed in a bike accident in the 1970s, thanked everyone involved and the community support received during the renaming of the Rusty Greer Memorial Bridge, followed by Video.

**Item Action: Information Only**

(4) Discussion/approval/disapproval of the canvass of election results for the November 5, 2024, General Election. (Dana Lewis)

Dana Lewis, Recorder appeared before the Board, presented, thanked the current Party Chair's and all Pinal County Staff Members involved for their assistance with the General Election, encouraged voters of Pinal County to continue the dialog, and visit Pinal Votes.

Discussion held regarding the 2024 General Election; Early Ballot Report, UOCAVA Ballots, Precinct based Voting, and upload on Election Day by the following Board Members and Staff; Chairman Goodman, Vice-Chairman McClure, Supervisor Serdy, and Dana Lewis.

Chairman Goodman invited all involved in the 2024 General Election to please stand for recognition.

**Item Action: Approved**

Motion Made By: Supervisor McClure Seconded By: Supervisor Serdy

To approve the canvass of election results for the November 5, 2024, General Election.

Motion Passed

Ayes: Goodman, McClure, Serdy (3)

Absent: Cavanaugh, Miller (2)

(5) Purchasing Division Report - November 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 McClure Seconded By: Supervisor Serdy

To approve the Purchasing Division Report as presented.

Motion Passed

Ayes: Goodman, McClure, Serdy (3)

Absent: Cavanaugh, Miller (2)

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

Chairman Goodman advised Supervisor Serdy has requested to pull Item U and asked if there were any requests from a Board Member, staff or the audience to remove any additional consent agenda items for discussion.

Roberto Reveles, Gold Canyon echoed the request to pull Item U.

**Item Action: Approved Consent Agenda Items A through V, Minus U**

Motion Made By: Supervisor McClure Seconded By: Supervisor Serdy

To approve Consent Agenda Items A through V, Minus U.

Motion Passed

Ayes: Goodman, McClure, Serdy (3)

Absent: Cavanaugh, Miller (2)

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

* B. Discussion/approval/disapproval of the appointment of Don England Jr., Casa Grande, AZ 85194 to the Agriculture Extension Board. Don England Jr.'s Term of Service will be from November 21, 2024, through November 20, 2026. This appointment has been recommended for approval by the University of Arizona County Extension Agent. (Natasha Kennedy)

* C. Discussion/approval/disapproval of the reappointment of Cassy England, Casa Grande, AZ 85122 to the Agriculture Extension Board. Cassy England's Term of Service will be from January 26, 2025, through January 25, 2027. This reappointment has been recommended for approval by the University of Arizona County Extension Agent. (Natasha Kennedy)

* D. Discussion/approval/disapproval to direct Pinal County Treasurer to issue a replacement check in the amount of $22.56 to Lewrenz Olaf Dietmar & Gillian May in accordance with A.R.S. 11-644. Original Check No.181920 dated January 25, 2023, was never cashed and is now stale dated. (Natasha Kennedy)

* E. Discussion/approval/disapproval of the reappointments of Matthew Busby, Apache Junction, AZ; and Ginger Fligger, Sacaton Flats Village, AZ, as Trustees for the Pinal County Health Benefits Trust. These reappointments comply with the requirements set forth in the Pinal County Health Benefits Trust Declaration and Section 11-981 of Arizona Revised Statutes. The terms of the appointments shall be three years
from December 1, 2024, through November 30, 2027, for Mr. Busby and three years from December 15, 2024, through December 14, 2027, for Ms. Fligger (MaryEllen Sheppard/Leo Lew)

* F. Discussion/approval/disapproval of a Subrecipient Agreement between the City of Eloy and Pinal County, through the Pinal County Board of Supervisors beginning November 20, 2024, ending September 30, 2025, for $173,000. The City of Eloy has executed a Cooperative Agreement with Pinal County for the federal fiscal years of 2022-2024. As such, Pinal County will provide Community Development Block Grant funds to execute eligible activities in accordance with the Pinal County FFY2024-2028 Consolidated Plan. The City of Eloy will make improvements to the Toltec Senior Center as approved by the Board of Supervisors in the FFY24 Annual Action Plan. (Heather Patel/Angeline Woods)

* G. Discussion/approval/disapproval for a retroactive submission of a grant application to the Arizona Department of Homeland Security (AZDOHS) State and Local Cybersecurity Grant Program and approval to execute the FFY24 Local Consent Agreement. AZDOHS submits a statewide application to the federal government, and requests local governments consent to receiving services in-lieu of pass through funding. (Matthew Jones/Robert Stanley)

* H. Discussion/approval/disapproval of Resolution No. 112024-RD24-054 accepting Subdivision Improvement Performance Bond No. 08BSBJF3287, associated with Venida-Unit 1, located in Section 21, Township 5 South, Range 3 East. Supervisor District #1. (RD24-054) (Christopher Wanamaker/Joe Ortiz)

* I. Discussion/approval/disapproval of Resolution No. 112024-RD24-057 accepting Subdivision Improvement Performance Bond No. 08BSBJF3288, associated with Venida-Unit 1 Infrastructure, located in Section 21, Township 5 South, Range 3 East. Supervisor District #1. (RD24-057) (Christopher Wanamaker/Joe Ortiz)

* J. Discussion/approval/disapproval accepting four (4) Grants of Easement for roadway and public utility purposes associated with the Venise Drive TIMP project. Supervisor District #1. (RD24-066) (Celeste Garza/Joe Ortiz)

* K. Discussion/approval/disapproval of a Final Plat for Bella Vista Farms Parcel K-Parcel 2. Supervisor District #2. (FP21-049) (Muhannad Zubi/Joe Ortiz)

* L. Discussion/approval/disapproval of Resolution No. 112024-RD24-063 accepting amendment to Resolution No. 71499-TRPR recorded July 16, 1999, to correct legal description for a portion on Thompson Road. Supervisor District #2. (RD24-063) (Christopher Wanamaker/Joe Ortiz)

* M. Discussion/approval/disapproval of a Power Distribution Easement from Pinal County to Salt River Project Agricultural Improvement and Power District. This Power Distribution Easement is part of the Combs Rd. Project Traffic Signal located on the South East 1/4, of Section 28, Township 02 South, Range 08 East. Supervisor District #2. (RD24-064) (Celeste Garza/Joe Ortiz)

* N. Discussion/approval/disapproval of a Rule 80(A) Agreement between Pinal County and The Church of Jesus Christ of Latter-day Saints to eliminate the need for litigation to resolve certain procedural and jurisdictional matters regarding condemnation of land for use as a Runway Protection Zone. Supervisor District #4. (GA24-024) (James Petty/Joe Ortiz)

* O. Discussion/approval/disapproval of Resolution No. 112024-RD24-065 releasing the current financial assurance Third Party Trust Assurance Agreement No. 202064-S, associated with Red Rock Village VIIIB, and accepting Maintenance Bond No. 72BSBJG1631, located in Section 8, Township 10 South, Range 10 East. Supervisor District #4. (RD24-065) (Christopher Wanamaker/Joe Ortiz)

* P. Discussion/approval/disapproval to submit a letter of intent not to proceed with the application renewal process for the STOP program through the Arizona Governor's Office. The Governor's Office will reallocate $124,994 of FY2025 funds to a different program. (Kent Volkmer)

* Q. Discussion/approval/disapproval of Amendment #1 to the Agreement For E-Rate Services between Pinal County through Pinal County School Office Education Service Agency and Yavapai County through the Yavapai County School Superintendent. (Jill Broussard)

* R. Discussion/approval/disapproval of a Donation over $250 to the Pinal County School Superintendent Department from 1GPA. (Jill Broussard)

* S. Discussion/approval/disapproval for Sheriff Mark Lamb who will be leaving at the end of his term in office, effective December 31, 2024. Sheriff Lamb has requested that, in compliance with established precedence and protocol, he be permitted to purchase his Pinal County Sheriff's Office issued duty weapon(s), identified as Glock 34 at $25, Sionics AR15 at $330 and Bantam II Suppressor 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 Bantam II Suppressor is $330. Purchase of issued weapon(s) upon end of term in office is also in compliance with A.R.S. 38-1115A which allows a law enforcement officer upon his/her end of term in office to purchase his/her weapon(s). (Mark Lamb)

* T. Discussion/approval/disapproval of Intergovernmental Agreement between the Pinal County Sheriff's Office (PCSO) and the Department of Public Safety (DPS) regarding Canine Training. The purpose of this agreement is to permit Certified Peace Officers from Agency to participate in or receive Police Service Canine (PSC) training sponsored or conducted by the Department of Public Safety (DPS). (Mark Lamb)

**Item U Pulled from Consent Agenda**

* U. Discussion/approval/disapproval to retroactively submit a grant application to the Arizona State Parks & Trails, OHV Range Patrol Equipment & Supplemental Overtime Program for $100,000. A match is required in the amount of $15,000 and will come from the general fund. This grant will be used by the Pinal County Sheriff's Office Park Rangers to support overtime, employer related expenses, and purchase equipment. (Mark Lamb)

Supervisor Serdy brought awareness to the rugged and remote areas countywide, spoke regarding the increasing need for the Range Deputy Program, and as the Open Space, Trails and Regional Parks Department evolves, with the hiring of Park Rangers inquired regarding their role.

Roberto Reveles, Gold Canyon appeared before the Board, spoke in support, stressed the importance of public education regarding off-road vehicle riding areas, and requested detailed maps be provided to the public.

Discussion held regarding Geographic Information System (GIS) mapping, the importance of public education, the role of Range Deputies and Park Rangers in addressing off-road vehicle use, patrol, and supervision in our rural and remote areas, continued expansion of Range Deputy Program, and Citizens on Patrol (COPS) Program by the following Board Members and Staff; Chairman Goodman, Supervisor Serdy, Ross Teeple, Sheriff Elect, and Matthew Thomas, Chief Deputy Sheriff.

**Item Action: Approved Consent Agenda Item U**

Motion Made By: Supervisor Serdy Seconded By: Supervisor McClure

To approve Consent Agenda Item U.

Motion Passed

Ayes: Goodman, McClure, Serdy (3)

Absent: Cavanaugh, Miller (2)

* V. Discussion/approval/disapproval of abatement of 2014-2023 interest pursuant to A.R.S. 42-18351(1), A.R.S. 42-18352(D), and A.R.S. 42-18053(1) for parcel 105-04-22102. Ownership not transferred per FEE 2013-054909. Assessor's has corrected 2024 forward as applicable. Prior years requires Board of Supervisor's approval for abatement. Supervisor District #5. (Noriko Maxwell/Michael McCord)

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

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

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

(8) Call to the Public— A "call to the public" is the time period for members of the public to address the Board of Supervisors on any item of concern or to provide public input relating to subject matter within the Board of Supervisors authority or jurisdiction. Those wishing to address the 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 it for further consideration and decision at a later date. **Click Here for Call to the Public Guidelines**

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

- Regarding Elections, in Support of Precinct Voting and the need for Legislative Change; Judy Alonzo, Casa Grande.
- Thanked the Board, spoke regarding his military service, Thanksgiving, Voting Rights Act, and two cases in the Ninth Circuit Court regarding freedom of speech; Barry McCain, City of Maricopa.

Vice-Chairman McClure called for a Point of Order.

- Further spoke regarding two cases in the Ninth Circuit Court regarding freedom of speech at public meetings; Barry McCain, City of Maricopa.
- To clarify misinformation by voter outreach groups regarding the General Election and curing of ballots; Dana Lewis, Recorder.
- Regarding Project 2025 concerns, Call to the Public concerns, Board Members behavior at the dais, and called for a renewed approach to the process; Noel Reck, Eloy.
- Regarding the 2024 Election and thanked County Staff; Kirk Filer, newly elected Pinal County Republic Committee (PCRC) Chairman.
- Congratulated Dana Lewis and all Pinal County Employees for a successful Presidential Election, democracy, and freedom of speech; Roberto Reveles, Gold Canyon.

**Item Action: Public Comments**

(9) **Public Hearing** and discussion/approval/disapproval of Ordinance No. 2024-PZ-013-24, an Ordinance approving case PZ-013-24; Islamic Community Center of Tempe, owner, Omar Abdallah, applicant, requesting a rezoning of 9.54± acres from Suburban Ranch (SR) and 15.2± acres from General Rural Zoning District (GR) to RU-1.25 Rural Zoning District to allow for the continued location and expansion of a cemetery, Tax Parcels: 510-07-0200, 510-07-0190, 510-07- 0150, and 510-07-013A – legals on file – situated in a portion of Section 18, Township 4 South, Range 2 East, located northwest of Rahma Street and AZ 238 in Pinal County, AZ. The Planning Commission recommended approval (8-0) of case PZ-013-24 with one (1) stipulation. Supervisor District #1. (Glenn Bak/Brent Billingsley)

Valerie Lujan, Development Services Manager appeared before the Board and presented on Items 9 and 10.

Omar Abdallah, Applicant Representative appeared before the Board and inquired if the Board had any questions.

Vice-Chairman McClure spoke in support noting the previous access issue has been resolved.

Chairman Goodman opened the Collective Public Hearing for Items 9 and 10, 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 Collective Public Hearing.

**Item Action: Approved as presented with one (1) Stipulation**

Motion Made By: Supervisor McClure Seconded By: Supervisor Serdy

To approve Ordinance No. 2024-PZ-013-24, an Ordinance approving case PZ-013-24; Islamic Community Center of Tempe, owner, Omar Abdallah, applicant, requesting a rezoning of 9.54± acres from Suburban Ranch (SR) and 15.2± acres from General Rural Zoning District (GR) to RU-1.25 Rural Zoning District to allow for the continued location and expansion of a cemetery, Tax Parcels: 510-07-0200, 510-07-0190, 510-07- 0150, and 510-07-013A – legals on file – situated in a portion of Section 18, Township 4 South, Range 2 East, located northwest of Rahma Street and AZ 238 in Pinal County, AZ. The Planning Commission recommended approval (8-0) of case PZ-013-24 with one (1) stipulation.

Motion Passed

Ayes: Goodman, McClure, Serdy (3)

Absent: Cavanaugh, Miller (2)

(10) **Public Hearing** and discussion/approval/disapproval of Ordinance No. 2024-PZ-PD-007-24, an Ordinance approving case PZ-PD-007-24; Islamic Community Center of Tempe, owner, Omar Abdallah, applicant, requesting approval of a Planned Area Development (PAD) Overlay District; to allow for development standards on ±24.74 acres to allow deviations from the RU-1.25 development standards, Tax Parcels: 510-07-0200, 510-07-0190, 510-07-0150, and 510-07-013A legals on file situated in a portion of Section 18, Township 4 South, Range 2 East, located northwest of Rahma Street and AZ 238 in Pinal County, AZ. The Planning Commission recommended approval (8-0) of case PZ-PD-007-24 with ten (10) stipulations. Supervisor District #1. (Glenn Bak/Brent Billingsley)

Discussion and Collective Public Hearing held under Item 9.

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

Motion Made By: Supervisor McClure Seconded By: Supervisor Serdy

To approve Ordinance No. 2024-PZ-PD-007-24, an Ordinance approving case PZ-PD-007-24; Islamic Community Center of Tempe, owner, Omar Abdallah, applicant, requesting approval of a Planned Area Development (PAD) Overlay District; to allow for development standards on ±24.74 acres to allow deviations from the RU-1.25 development standards, Tax Parcels: 510-07-0200, 510-07-0190, 510-07-0150, and 510-07-013A legals on file situated in a portion of Section 18, Township 4 South, Range 2 East, located northwest of Rahma Street and AZ 238 in Pinal County, AZ. The Planning Commission recommended approval (8-0) of case PZ-PD-007-24 with ten (10) stipulations.

Motion Passed

Ayes: Goodman, McClure, Serdy (3)

Absent: Cavanaugh, Miller (2)

(11) **Public Hearing** and discussion/approval/disapproval of Resolution No. 2024-SUP-008-24, a Resolution approving case SUP-008-24, a Special Use Permit request by Shannon McCrea - State 48 Consulting and Vertical Bridge, LLC., applicant/agent, Keith Larson, landowner, to operate a new wireless communication facility, on a portion of a 5.07± acre parcel in the General Rural (GR) Zone; tax parcel 200-24-041A – legal on file – situated in a portion of Section 11, Township 04 South, Range 08 East, of the Gila and Salt River Baseline and Meridian, Pinal County, Arizona, located south of E. Heritage Rd and west of N. Mitchell Trail in San Tan Valley, Pinal County. The Planning and Zoning Commission recommended approval (9-0) as presented with thirteen (13) stipulations. Supervisor District #4. (Patrick Zaia-Roberts/Brent Billingsley)

Patrick Zaia-Roberts, Senior Planner appeared before the Board, clarified this proposal is for a new wireless communication facility, and presented.

Discussion held regarding the correction to the Item Description to reflect this is a new wireless communication facility as documented in all previous project case information, and recommended Motion by the following Board Members and Staff; Chairman Goodman, Vice-Chairman McClure, and Patrick Zaia-Roberts.

Tiffany Passehl, Applicant Representative, State 48 Development Consulting appeared before the Board and presented.

Vice-Chairman McClure inquired regarding the coverage area.

Tyler Ross, Radio Frequency (RF) Engineer appeared before the Board and presented regarding the necessity of this tower from an RF standpoint and coverage area.

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.

**Item Action: Approved as presented with thirteen (13) Stipulations and correction to the Item Description to read "new" as opposed to existing**

Motion Made By: Supervisor McClure Seconded By: Supervisor Serdy

To approve Resolution No. 2024-SUP-008-24, a Resolution approving case SUP-008-24, a Special Use Permit request by Shannon McCrea - State 48 Consulting and Vertical Bridge, LLC., applicant/agent, Keith Larson, landowner, to operate a new wireless communication facility, on a portion of a 5.07± acre parcel in the General Rural (GR) Zone; tax parcel 200-24-041A – legal on file – situated in a portion of Section 11, Township 04 South, Range 08 East, of the Gila and Salt River Baseline and Meridian, Pinal County, Arizona, located south of E. Heritage Rd and west of N. Mitchell Trail in San Tan Valley, Pinal County. The Planning and Zoning Commission recommended approval (9-0) as presented with thirteen (13) stipulations, and correction to the Item Description to read "new" as opposed to existing.

Motion Passed

Ayes: Goodman, McClure, Serdy (3)

Absent: Cavanaugh, Miller (2)

(12) **Public Hearing** and discussion/approval/disapproval of Ordinance No. 2024-PZ-PD-004-24, an Ordinance approving case PZ-PD-004-24, a Planned Area Development Overlay (PAD) Severance request by Rose Law Group PC, Agent, Matthew Pagan – Sonak Solar Project LLC, applicant, Arnoldo B. Burruel, Landowner, requesting approval of a Planned Area Development Overlay District (PAD) severance of 1887.5± acres from the existing PAD overlay district established under PZ-PD-052-98 and consistent with cases PZ-048-23 and PZ-PD-017-23 (1887.5± acres), situated in portions of Section 01 10S 06E, 06 10S 07E, 12 10S 06E and 36 09S 06E Gila & Salt River Baseline & Meridian, tax parcels 409-01-001A, 409-01-001B, 409-06-0040, 409-02-0010, 500-50- 0020, and 500-50-0040 (legal on file), located west of Sunland Gin Road, south of Arizona City in unincorporated Pinal County. The Planning and Zoning Commission recommended approval (9-0) as presented with one (1) stipulation. Supervisor District #4. (Patrick Zaia-Roberts/Brent Billingsley)

Chairman Goodman announced Items 12, 13, and 14 will be discussed together.

Patrick Zaia-Roberts, Senior Planner appeared before the Board, presented, and for the Record these cases are located in District #4.

Discussion held regarding this project; flooding, and letters of opposition from the airpark by the following Board Member and Staff; Vice-Chairman McClure, and Patrick Zaia-Roberts.

Jordan Rose, Applicant Representative appeared before the Board and presented.

Further discussion held regarding this project; annex into the Fire District by the following Board Member, and Applicant Representative; Vice-Chairman McClure and Jordan Rose.

Chairman Goodman opened the Collective Public Hearing for Items 12 through 14, 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 favor; Blue Sanders, Silverbell Estates; Michaela Barrios, Silverbell Estates; Shawn Blake, Silverbell Estates; Will Clemans, Farm Manager of the Project; and Arnold Burruel, Marana.

Chairman Goodman closed the Collective Public Hearing.

**Item Action: Approved as presented with one (1) Stipulation**

Motion Made By: Supervisor McClure Seconded By: Supervisor Serdy

To approve Ordinance No. 2024-PZ-PD-004-24, an Ordinance approving case PZ-PD-004-24, a Planned Area Development Overlay (PAD) Severance request by Rose Law Group PC, Agent, Matthew Pagan – Sonak Solar Project LLC, applicant, Arnoldo B. Burruel, Landowner, requesting approval of a Planned Area Development Overlay District (PAD) severance of 1887.5± acres from the existing PAD overlay district established under PZ-PD-052-98 and consistent with cases PZ-048-23 and PZ-PD-017-23 (1887.5± acres), situated in portions of Section 01 10S 06E, 06 10S 07E, 12 10S 06E and 36 09S 06E Gila & Salt River Baseline & Meridian, tax parcels 409-01-001A, 409-01-001B, 409-06-0040, 409-02-0010, 500-50- 0020, and 500-50-0040 (legal on file), located west of Sunland Gin Road, south of Arizona City in unincorporated Pinal County. The Planning and Zoning Commission recommended approval (9-0) as presented with one (1) stipulation.

Motion Passed

Ayes: Goodman, McClure, Serdy (3)

Absent: Cavanaugh, Miller (2)

(13) **Public Hearing** and discussion/approval/disapproval of Ordinance No. 2024-PZ-048-23, an Ordinance approving case PZ-048-23, a rezone request by Rose Law Group PC, Agent, Matthew Pagan – Sonak Solar Project LLC, applicant, Arnoldo B. Burruel, Landowner, requesting approval of a rezone from General Rural (GR), Suburban Ranch (SR), Single Residence (CR-2), Single Residence (CR-3), Multiple Residence (CR-4), Multiple Residence (CR-5), Industrial (CI-2), Local Business (CB-1), and General Business (CB-2) to Industrial Zoning (I-3) on 1887.5± acres to develop a photovoltaic solar energy facility, consistent with cases PZ-048-23 and PZ-PD-017- 23, situated in portions of Section 01 10S 06E, 06 10S 07E, 12 10S 06E and 36 09S 06E Gila & Salt River Baseline & Meridian, tax parcels 409-01-001A, 409-01-001B, 409-06-0040, 409-02-0010, 500-50-0020, and 500-50-0040 (legal on file) located west of Sunland Gin Road, south of Arizona City in unincorporated Pinal County. The Planning and Zoning Commission recommended approval (9-0) as presented with one (1) stipulation. Supervisor District #4. (Patrick Zaia- Roberts/Brent Billingsley)

Discussion and Collective Public Hearing held under Item 12.

**Item Action: Approved as presented with one (1) Stipulation**

Motion Made By: Supervisor McClure Seconded By: Supervisor Serdy

To approve Ordinance No. 2024-PZ-048-23, an Ordinance approving case PZ-048-23, a rezone request by Rose Law Group PC, Agent, Matthew Pagan – Sonak Solar Project LLC, applicant, Arnoldo B. Burruel, Landowner, requesting approval of a rezone from General Rural (GR), Suburban Ranch (SR), Single Residence (CR-2), Single Residence (CR-3), Multiple Residence (CR-4), Multiple Residence (CR-5), Industrial (CI-2), Local Business (CB-1), and General Business (CB-2) to Industrial Zoning (I-3) on 1887.5± acres to develop a photovoltaic solar energy facility, consistent with cases PZ-048-23 and PZ-PD-017- 23, situated in portions of Section 01 10S 06E, 06 10S 07E, 12 10S 06E and 36 09S 06E Gila & Salt River Baseline & Meridian, tax parcels 409-01-001A, 409-01-001B, 409-06-0040, 409-02-0010, 500-50-0020, and 500-50-0040 (legal on file) located west of Sunland Gin Road, south of Arizona City in unincorporated Pinal County. The Planning and Zoning Commission recommended approval (9-0) as presented with one (1) stipulation.

Motion Passed

Ayes: Goodman, McClure, Serdy (3)

Absent: Cavanaugh, Miller (2)

(14) **Public Hearing** and discussion/approval/disapproval of Ordinance No. 2024-PZ-PD-017-23, an Ordinance approving case PZ-PD-017-23, a Planned Area Development Overlay request by Rose Law Group PC, Agent, Matthew Pagan – Sonak Solar Project LLC, applicant, Arnoldo B. Burruel, Landowner, requesting approval of a Planned Area Development (PAD) Overlay District on 1887.5± acres to develop a photovoltaic solar energy facility, consistent with cases PZ-048-23 and PZ-PD-017-23 (1887.5± acres), situated in portions of Section 01 10S 06E, 06 10S 07E, 12 10S 06E and 36 09S 06E Gila & Salt River Baseline & Meridian, tax parcels 409-01-001A, 409-01- 001B, 409-06-0040, 409-02-0010, 500-50-0020, and 500-50-0040, (legal on file) located west of Sunland Gin Road, south of Arizona City in unincorporated Pinal County. The Planning and Zoning Commission recommended approval (9-0) as presented with sixteen (16) stipulations. Supervisor District #4. (Patrick Zaia-Roberts/Brent Billingsley)

Discussion and Collective Public Hearing held under Item 12.

**Item Action: Approved as presented with sixteen (16) Stipulations and correction to the Item Description to read "District #4" rather than District #5**

Motion Made By: Supervisor McClure Seconded By: Supervisor Serdy

To approve Ordinance No. 2024-PZ-PD-017-23, an Ordinance approving case PZ-PD-017-23, a Planned Area Development Overlay request by Rose Law Group PC, Agent, Matthew Pagan – Sonak Solar Project LLC, applicant, Arnoldo B. Burruel, Landowner, requesting approval of a Planned Area Development (PAD) Overlay District on 1887.5± acres to develop a photovoltaic solar energy facility, consistent with cases PZ-048-23 and PZ-PD-017-23 (1887.5± acres), situated in portions of Section 01 10S 06E, 06 10S 07E, 12 10S 06E and 36 09S 06E Gila & Salt River Baseline & Meridian, tax parcels 409-01-001A, 409-01- 001B, 409-06-0040, 409-02-0010, 500-50-0020, and 500-50-0040, (legal on file) located west of Sunland Gin Road, south of Arizona City in unincorporated Pinal County. The Planning and Zoning Commission recommended approval (9-0) as presented with sixteen (16) stipulations, and correction to the Item Description to read "District 4" rather than District #5.

Motion Passed

Ayes: Goodman, McClure, Serdy (3)

Absent: Cavanaugh, Miller (2)

(15) **Public Hearing** and discussion/approval/disapproval of Resolution No. 2024-SUP-022-23, a Resolution approving case SUP-022-23, a Special Use Permit request by James Caciola - Smartlink Group, applicant/agent, Chris Colton - TowerCom LLC, Landowner, to operate an existing wireless communication facility, on a portion of a 5.14± acre parcel in the Local Business Zone (CB-1); tax parcel 210-79-5370 – legal on file – situated in a portion of Section 20, Township 03 South, Range 09 East, of the Gila and Salt River Baseline and Meridian, Pinal County, Arizona, located at the northwest corner of E Judd Rd and N Cooper Rd in an unincorporated area of Pinal County. The Planning and Zoning Commission recommended approval (9-0) as presented with twelve (12) stipulations. Supervisor District #5. (Patrick Zaia-Roberts/Brent Billingsley)

Patrick Zaia-Roberts, Senior 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.

**Item Action: Approved as presented with twelve (12) Stipulations**

Motion Made By: Supervisor McClure Seconded By: Supervisor Serdy

To approve Resolution No. 2024-SUP-022-23, a Resolution approving case SUP-022-23, a Special Use Permit request by James Caciola - Smartlink Group, applicant/agent, Chris Colton - TowerCom LLC, Landowner, to operate an existing wireless communication facility, on a portion of a 5.14± acre parcel in the Local Business Zone (CB-1); tax parcel 210-79-5370 – legal on file – situated in a portion of Section 20, Township 03 South, Range 09 East, of the Gila and Salt River Baseline and Meridian, Pinal County, Arizona, located at the northwest corner of E Judd Rd and N Cooper Rd in an unincorporated area of Pinal County. The Planning and Zoning Commission recommended approval (9-0) as presented with twelve (12) stipulations.

Motion Passed

Ayes: Goodman, McClure, Serdy (3)

Absent: Cavanaugh, Miller (2)

(16) Executive Session pursuant to A.R.S. 38-431.03(A)(3)(4) for legal advice and settlement discussions regarding pending litigation American Oversight v. Lamb, Pinal County Superior Court Case No. CV2024-001360. (Chris Keller/Kent Volkmer)

Chairman Goodman requested a Motion to convene into Executive Session for Items 16 and 17.

**Item Action: Convened into Executive Session**

Motion Made By: Supervisor McClure Seconded By: Supervisor Serdy

To convene into Executive Session.

Motion Passed

Ayes: Goodman, McClure, Serdy (3)

Absent: Cavanaugh, Miller (2)

(17) Executive Session pursuant to A.R.S. 38-431.03(A)(3)(4) for legal advice and settlement discussions regarding Pinal County Superior Court Case No. S1100CV202201760, Jane Doe v. PCSO. (Chris Keller/Kent Volkmer)

**Item Action: Adjourned Executive Session**

Motion Made By: Supervisor McClure Seconded By: Supervisor Serdy

To adjourn Executive Session.

Motion Passed

Ayes: Goodman, McClure, Serdy (3)

Absent: Cavanaugh, Miller (2)

(18) Discussion/approval/disapproval of Settlement Agreement in American Oversight v. Lamb, Pinal County Superior Court Case No. CV2024-001360. (Chris Keller/Kent Volkmer)

Chris Keller, Chief Civil Deputy County Attorney appeared before the Board, presented, and for the Record requested the Board approve the Final Agreement.

**Item Action: Approved**

Motion Made By: Supervisor McClure, to approve Settlement Agreement in American Oversight v. Lamb, Pinal County Superior Court Case No. CV2024-001360.

Seconded By: Supervisor Serdy

Friendly Amendment Offered By: Supervisor McClure, to approve the Final Agreement.

Seconded By: Supervisor Serdy

To approve Settlement Agreement in American Oversight v. Lamb, Pinal County Superior Court Case No. CV2024-001360, the Final Agreement.

Motion Passed

Ayes: Goodman, McClure, Serdy (3)

Absent: Cavanaugh, Miller (2)

(19) Discussion/approval/disapproval of Settlement Agreement and Release in Pinal County Superior Court Case No. S1100CV202201760, Jane Doe v. PCSO. (Chris Keller/Kent Volkmer)

Chris Keller, Chief Civil Deputy County Attorney appeared before the Board, presented, and for the Record advised certain parts of this matter are redacted by Court Order.

**Item Action: Approved the Final Settlement Agreement**

Motion Made By: Supervisor McClure Seconded By: Supervisor Serdy

To approve Settlement Agreement and Release in Pinal County Superior Court Case No. S1100CV202201760, Jane Doe v. PCSO, the Final Settlement Agreement.

Motion Passed

Ayes: Goodman, McClure, Serdy (3)

Absent: Cavanaugh, Miller (2)

**12:33 p.m.** – Chairman Goodman adjourned the November 20, 2024, Regular Meeting of the Board of Supervisors.

**PINAL COUNTY BOARD OF SUPERVISORS**

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Mike Goodman, 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: January 8, 2025