

PINAL COUNTY BOARD OF SUPERVISORS REGULAR SESSION MINUTES Wednesday, December 21,2022 9:33 AM

BOARD OF SUPERVISORS

Chairman Jeffrey McClure Supervisor, District 4

Vice-Chairman Jeff Serdy Supervisor, District 5

> Kevin Cavanaugh Supervisor, District 1

> Mike Goodman Supervisor, District 2

> Stephen Q. Miller Supervisor, District 3

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

All Presentations are attached to the Agenda at:

Click Here to View the Regular Session Agenda

and a Video Recording of this meeting can be viewed at:

Click Here to View Video Recording

Vice-Chairman Serdy, Presiding as Chairman offered for the Invocation by Pastor Jerry Storrs, Sonland Lutheran Church, and the pledge of allegiance by Supervisor Miller.

The Pinal County Board of Supervisors convened at 9:33 a.m. this date. The meeting was called to order by Vice-Chairman Serdy, Presiding as Chairman with the announcement Chairman Jeffrey McClure will not be in attendance.

Members Present: Vice-Chairman Jeff Serdy, Presiding as Chairman; Supervisor Kevin Cavanaugh; Supervisor Mike Goodman; Supervisor Stephen Q. Miller

Members Absent: Chairman Jeffrey McClure

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) Discussion regarding the 2022 Pinal County Primary and General Election handling, follow up by staff, After-Action Report and Administrative Review, process and issues moving forward for the 2022 General Election and follow up. (Kent Volkmer/Geraldine Roll/Himanshu Patel)

Geraldine Roll, Elections Department, appeared before the Board and provided the following updates; the recount shall be transmitted to the Secretary of the State, the kickoff design for the new building will begin in January, and new processes and policies will be implemented within the Department for those involved in elections detailing how to conduct and handle an election.

Supervisor Cavanaugh inquired the current Court Order regarding the recount does not prohibit us from talking about problems inside elections, other issues, or processes.

Chris Keller, Chief Civil Deputy County Attorney, confirmed yes that is correct.

Discussion held regarding the recount and poll pads not reading drivers licenses by the following Board Member and Staff; Supervisor Cavanaugh and Geraldine Roll.

Item Action: Information Only

Point of Personal Privilege by the following Supervisors

Supervisor Cavanaugh recognized Supervisor Miller and Michael Cruz, District #3 Administrator regarding assisting a Randolph Community constituent with roof repairs and further acknowledged said home is scheduled for a replacement in the coming year through a county grant program.

Vice-Chairman Serdy, Presiding as Chairman asked considering the recent tragedy that everyone keep Sheriff Lamb's family in their thoughts and prayers.

(2) Call to the Public - Consideration and discussion of comments from the public. Those wishing to address the Pinal County Board of Supervisors need not request permission in advance. Action taken as a result of public comment will be limited to directing staff to study the matter or rescheduling the matter for further consideration and decision at a later date.

Click Here for Call to the Public Guidelines

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

- Regarding election concerns; Jon Orton, Eloy.
- Expressed condolences for Sheriff Lamb and his family, and election integrity; Pete Sabin, Marana.
- In favor of Item 4 the recognition of the Civil Engagement Award however, expressed concerns with the naming of awards to a specific individual; Vicky McLaughlin, Apache Junction.
- In opposition of Items 12 and 13; Gina D'Abella, Maricopa.
- Regarding election concerns and in opposition of Items 14, 15, and 16; Courtney Ramirez, Florence.
- Thanked the Supervisors for their recent engagement in their communities, and election concerns; Noel Reck, Casa Grande.
- Expressed condolences for Sheriff Lamb and his family, thanked the Board for sticking to county issues, concerns with roadways and high density developments, and in favor of Item 4 naming of the award; Jennifer Hillsboss, San Tan Valley.

Item Action: Public Comments

(3) Discussion regarding a sister county partnership by the HRH. Amir Osman Bin Ahmed, King of Fulani Ashanti Region of Ghana, Amir Fulbe Palace for the purpose of promoting and identifying themes common to both that can generate new initiatives to further and nurture priorities relevant to Fulani Ashanti Region of Ghana and Pinal County. (Stephen Miller)

Supervisor Miller introduced HRH. Amir Osman Bin Ahmed, presented, and spoke regarding advantages of culture exchange.

Levi Jones, Arizona's Ghana Tribe Protector, appeared before the Board and presented regarding building sister county partnerships.

HRH. Amir Osman Bin Ahmed, Ghana, appeared before the Board, presented regarding the need for agriculture development and modernization of livestock, the many resources in Ghana, and investment opportunities.

Supervisor Miller spoke in support of exploring this sister county partnership.

Discussion held regarding the Ghana's culture, agriculture, mining, the need for innovation, the development of a sister county partnership, and student exchange; by the following Board Members and Ghana Representatives; Vice-Chairman Serdy, Presiding as Chairman, Supervisor Cavanaugh, Supervisor Goodman, HRH. Amir Osman Bin Ahmed, and Levi Jones.

Michael Cruz, District #3 Administrator, appeared before the board and spoke regarding his contact with the Governor's Office and the Arizona Mexico Commission, and the information gathered on how to form a sister county partnership. Mr. Cruz advised he will share all information gathered thus far to the Clerk of the Board to be shared with the Board.

Item Action: Information Only

(4) Discussion/approval/disapproval of the Pinal County Board of Supervisors establishing the Roberto Reveles Civic Engagement Award set forth in the attached guidelines and further recognizing Mr. Roberto Reveles for said Civic Engagement Award. (Natasha Kennedy)

Supervisor Cavanaugh spoke regarding the overview of Mr. Reveles civil engagement over the years and requested to give acknowledgment to Mr. Reveles today.

Vice-Chairman Serdy, Presiding as Chairman requested the clip from Mr. Reveles' 1972 run for Congress be played.

Discussion held regarding how to proceed by the following Board Members and Staff; Vice-Chairman Serdy, Presiding as Chairman, Supervisor Cavanaugh, Supervisor Goodman, Supervisor Miller, and Chris Keller, Chief Civil Deputy County Attorney.

Item Action: Approved establishing the "Pinal County Civic Engagement Award" and further recognizing Mr. Roberto Reveles for said award

Motion to Approve as Presented Made By: Supervisor Cavanaugh

Seconded By: Supervisor Miller with a Friendly Amendment, establishing the "Pinal County Civic Engagement Award"

Friendly Amendment Accepted By: Supervisor Cavanaugh

Friendly Amendment Passed

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

Absent: McClure (1)

To approve establishing the "Pinal County Civic Engagement Award" guidelines and further recognizing Mr. Roberto Reveles for said award.

Motion Passed with Friendly Amendment

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

Absent: McClure (1)

Roberto Reveles, Gold Canyon, appeared before the Board, expressed gratitude, and thanked Supervisor Cavanaugh for his initiative to implement this award.

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

Leo Lew, County Manager, spoke in recognition of Years of Service.

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

Maria "Raquel" Medina, Software Application Developer, appeared before the Board, and thanked Pinal County.

Chris Revoir, Detention Officer, appeared before the Board.

Matthew Thomas, Chief Deputy Sheriff, appeared before the Board and thanked Chris for his years of service.

Celeste Youtsey, Senior Legal Assistant, appeared before the board.

David Rodriguez, Chief Deputy County Attorney's Office, appeared before the Board and thanked Celeste for her years of service.

Brent Billingsley, Community Development Director, appeared before the Board and thanked John for his years of service.

James Allen, Building Official, appeared before the Board and thanked John for his years of service.

John Flumerfelt, Building Inspector, appeared before the Board and thanked Pinal County for his career.

Vice-Chairman Serdy, Presiding as Chairman spoke from personal experience regarding John's pleasant customer service.

Item Action: Information Only

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

Leo Lew, County Manager, spoke in recognition of the Treasurer's Office recent awards received by Michael McCord, Treasurer and Kelly Munroe, Chief Deputy Treasurer.

Michael McCord, Treasurer, appeared before the Board and announced the team was awarded the Summit Award for Information Technology and the Innovation of the Year Award, and introduced Wiley Siler.

Wiley Siler, Treasurer's Office Administrator, appeared before the Board and spoke regarding development of the Contactless Payment Terminals.

Michael McCord thanked his staff for their support and efforts, and further spoke regarding the Treasurer's Remittance and Online Collection System (TROCS).

Leo Lew advised the video for the Peralta Regional Park will be played at the next Board meeting.

Item Action: Information Only

(7) Purchasing Division Report - December 21, 2022. (Tiara Peterson/Angeline Woods)

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

Item Action: Approved

Motion Made By: Supervisor Miller Seconded By: Supervisor Cavanaugh

To approve the Purchasing Division Report as presented.

Motion Passed

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

(8) Presentation: On December 8, 2022, the Pinal County Workforce Development Board (PCWDB) was the recipient of the "Local Board Impact Award, by the Workforce Arizona Council (State Workforce Board) during their annual convening event. The award recognized the County's "Reimagining Our Future" event held on October 20, 2022. The session fulfilled its purpose by providing a venue to solidify an alignment of focus between chief elected officials (Board of Supervisors), County Manager, PCWDB, and Economic and Workforce Development Leadership. The meeting also provided a venue to discuss how the PCWDB can best shape the ARIZONA@WORK Pinal County service delivery system to meet the talent development needs identified as a result of the economic development growth of Pinal County. (Joel Millman/James Smith)

Liz Harris-Tuck, Chair of the Pinal County Workforce Development Board (PCWDB), appeared before the Board, spoke regarding the Local Board Impact Award received, and thanked the Board.

Harold Christ, Vice-Chair of the PCWDB, appeared before the Board, spoke regarding the award received, commended Pinal County staff James Smith and Joel Millman, and thanked the Board.

Item Action: Information Only

(9) CONSENT ITEMS:

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

Vice-Chairman Serdy, Presiding as Chairman announced the pulling of Item F, a member of the public pulling Item AM, and asked if there were any additional requests from a Board Member, staff or the audience to remove any consent agenda items for discussion.

Supervisor Miller pulled Item O.

Supervisor Goodman pulled Items AB and AE.

Item Action: Approved Consent Agenda Items A through AO, Minus F, O, AB, AD, AE, and AM

Main Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Miller

To approve Consent Agenda Items A through AO, Minus F, O, AB, AE, and AM.

Motion Passed

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

Absent: McClure (1)

<u>11:40 a.m.</u> – Vice-Chairman Serdy, Presiding as Chairman returned to Item 9 the Consent Agenda and asked for a motion to reconsider.

Motion to Reconsider Made By: Supervisor Goodman Seconded By: Supervisor Cavanaugh

To pull Item AD from the Consent Agenda.

Motion Passed

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

- * A. Discussion/approval/disapproval of Minutes from October 26, 2022, November 2, 2022, November 16, 2022, and December 7, 2022, Regular Meetings and November 9, 2022, and November 21, 2022, 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 Fireworks Display Permit application of Fireworks Productions of Arizona on behalf of Podium Club at Attesa for supervised fireworks display to be held on December 31, 2022, at 6870 S. Bianco Rd., Casa Grande, Arizona 85193. Supervisor District #3. (Natasha Kennedy)
- * D. Discussion/approval/disapproval of the recommendation to the Arizona Department of Liquor License and Control for the Special Event License application of Robin Wilson for Southwest Wildlife Conservation Center for an event to be held at the San Tan Mountain Regional Park, located at 6533 W. Phillips Rd., Queen Creek, Arizona 85142 on Saturday, January 7, 2023, from 8:00 a.m. to 12:00 a.m. Additionally, authorizing the Clerk of the Board to execute and submit all necessary documents to the State. Supervisor District #1. (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 Sheila Shattuck for East Valley Back Country Horseman for an event to be held at the Superstition Mountain Museum, located at 4087 E. Apache Trail, Apache Junction, Arizona 85119 on:
 - Saturday, January 7, 2023, from 5:00 p.m. to 11:00 p.m.
 - Sunday, January 8, 2023, from 5:00 p.m. to 11:00 p.m.

Additionally, authorizing the Clerk of the Board to execute and submit all necessary documents to the State. Supervisor District #5. (Natasha Kennedy)

Item F Pulled from Consent Agenda

* F. Discussion/approval/disapproval of Supervisor Serdy's appointment of Lisa Bradford, Gold Canyon, AZ, 85118 to fulfill the vacancy on the Transportation Advisory Committee. Lisa Bradford's Term of Service will be December 22, 2022, through August 1, 2025. Supervisor District #5. (Natasha Kennedy)

Vice-Chairman Serdy, Presiding as Chairman spoke in recognition of the appointment of Lisa Bradford to the Transportation Advisory Committee.

Item Action: Approved Consent Agenda Item F

Motion Made by: Supervisor Miller Seconded By: Supervisor Cavanaugh

To approve Consent Agenda Item F.

Motion Passed

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

- * G. Discussion/approval/disapproval of the appointment of Stephen Hayes, Casa Grande, AZ, 85194, to the Agriculture Extension Board. Stephen Hayes Term of Service will be December 22, 2022, through December 21, 2024. This appointment has been recommended for approval by the University of Arizona County Extension Agent. (Natasha Kennedy)
- * H. Discussion/approval/disapproval of additional FY 22/23 Non Profit Contribution. (Leo Lew)
- * I. Discussion/approval/disapproval of Resolution No. 122122-OST authorizing the acceptance of Award Agreement No. 652301 under the Heritage Fund, Local, State and Regional Park grant between the Arizona State Parks and Trails and Pinal County, through the Pinal County Board of Supervisors ending June 30, 2025, for \$250,000 and authorizing all actions necessary to implement and complete the activities outlined in the application. This grant will be used by Open Space and Trails for the Oracle Community Park redevelopment project. Supervisor District #4. (Kent Taylor/Himanshu Patel)
- * J. Discussion/approval/disapproval of the following appointments for Precinct Committeemen for the:

Democratic Party:

Appointment: Pct 111.03; Sharon Walker, 36148 W. Seville, Maricopa, AZ 85138; Supervisor District #1. (Geraldine Roll/Himanshu Patel)

- * K. Discussion/approval/disapproval of Resolution No. 122122-ED-01, a resolution of the Board of Supervisors cancelling the election for Electrical District No. 4 and appointing the candidates who filed nomination papers to the open seats pursuant to A.R.S. 16-410(A). (Scott Johnson/Geraldine Roll)
- * L. Discussion/approval/disapproval of Resolution No. 122122-ED-02, a resolution of the Pinal County Board of Supervisors cancelling the election for Electrical District No. 6 scheduled for January 14, 2023, and appointing the candidates who filed proper nomination papers to those open seats pursuant to A.R.S. 16-410(A) and A.R.S. 48-5503(C). (Scott Johnson/Geraldine Roll)
- * M. Discussion/approval/disapproval of Resolution No. 122122-ED-03, a resolution of the Pinal County Board of Supervisors cancelling the election for Maricopa Consolidated Water Improvement District as no candidates filed nomination petitions for those open seats. Any vacant seats will be filled pursuant to the laws governing the filling of those vacancies. (Scott Johnson/Geraldine Roll)
- * N. Discussion/approval/disapproval of FY 21/22 budget amendments for the appropriation of grant match transfers and other administrative adjustments. (Lupe Williams/Angeline Woods)

Item O Pulled from Consent Agenda

* O. Discussion/approval/disapproval of Resolution No. 122122-CFO designating the community of Randolph as a Colonia within Pinal County. Supervisor District #3. (Bridgette Alwin/Angeline Woods)

Supervisor Miller spoke in recognition of the Randolph Community, funding, and infrastructure.

Kyle Muldrow, Randolph Community, appeared before the Board and thanked Pinal County for helping preserve the Randolph Community.

Discussion held regarding the designation of Colonia status, design concept report development underway for water infrastructure, and future planned improvements by the following Board Members and Staff; Supervisor Cavanaugh, Supervisor Miller, and Celeste Garza, Assistant County Engineer.

Item Action: Approved Consent Agenda Item O

Motion Made by: Supervisor Miller Seconded By: Supervisor Cavanaugh

To approve Consent Agenda Item O.

Motion Passed

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

- * P. Discussion/approval/disapproval of the certification that the total revenues received by the Justice Courts and the Superior Court, including the Clerk of the Superior Court, exceed the amount received in fiscal year 1997-98. The County Treasurer shall disburse the monies as directed pursuant to A.R.S. 41-2421, as amended. (Randee Stinson/Angeline Woods)
- * Q. Discussion/approval/disapproval of a subrecipient agreement between Community Action Human Resource Agency (CAHRA) and Pinal County, through the Pinal County Board of Supervisors beginning December 21, 2022, ending June 30, 2023, for \$33,500. CAHRA will provide rapid rehousing services for persons experiencing homelessness which may include rental payments, and case management services for qualified populations in accordance with the Pinal County FFY2019-2023 Consolidated Plan. Pinal County will use a portion of their FFY21 Emergency Solutions Grant allocation for this project as approved by the Board of Supervisors in the FFY21 Annual Action Plan. (Heather Patel/Angeline Woods)
- * R. Discussion/approval/disapproval of a subrecipient agreement between Honoring, Hiring, Helping our Heroes of Pinal County (HOHP) and Pinal County, through the Pinal County Board of Supervisors beginning December 21, 2022, ending December 31, 2023, for \$92,484. In response to a Letter of Interest, HOHP seeks to make improvement to the Veteran serving emergency shelter in accordance with the Pinal County FFY2019-2023 Consolidated Plan. HOHP will construct an addition and laundry facilities to the shelter as approved by the Board of Supervisors in the FFY22 Annual Action Plan. (Heather Patel/Angeline Woods)
- * S. Discussion/approval/disapproval of a subrecipient agreement between the Town of Florence and Pinal County, through the Pinal County Board of Supervisors beginning December 22, 2022, ending September 30, 2023, for \$130,000. The Town of Florence 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 FFY2019-2023 Consolidated Plan. The Town of Florence will install ADA compliant sidewalks as approved by the Board of Supervisors in the FFY22 Annual Action Plan. (Heather Patel/Angeline Woods)

- * T. Discussion/approval/disapproval of a subrecipient agreement between the City of Eloy and Pinal County, through the Pinal County Board of Supervisors beginning December 22, 2022, ending June 30, 2023, for \$230,000. 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 FFY2019-2023 Consolidated Plan. The City of Eloy make improvements to Jones Park as approved by the Board of Supervisors in the FFY22 Annual Action Plan. (Heather Patel/Angeline Woods)
- * U. Discussion/approval/disapproval of a subrecipient agreement between the San Manuel Senior Center and Pinal County, through the Pinal County Board of Supervisors beginning December 21, 2022, ending June 30, 2023, for \$96,896. The San Manuel Senior Center submitted an application for assistance through the Community Development Block Grant program. Pinal County may provide Community Development Block Grant funds to execute eligible activities in accordance with the Pinal County FFY2019-2023 Consolidated Plan. The San Manuel Senior Center will make improvements to their facility to include ADA compliant infrastructure and safety improvements as approved by the Board of Supervisors in the FFY22 Annual Action Plan. (Heather Patel/Angeline Woods)
- * V. Discussion/approval/disapproval of a subrecipient agreement between the City of Maricopa and Pinal County, through the Pinal County Board of Supervisors beginning December 22, 2022, ending June 30, 2023, for \$222,826. The City of Maricopa has executed a joint 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 FFY2019-2023 Consolidated Plan. The City of Maricopa will complete roadway and other infrastructure improvements in the Heritage District as approved by the Board of Supervisors in the FFY22 Annual Action Plan. (Heather Patel/Angeline Woods)
- * W. Discussion/approval/disapproval of an amendment to the Agreement for the construction and transfer of ownership of fire hydrants between Arizona Water Company and Pinal County, through the Board of Supervisors. Pinal County used FFY2020-2021 Community Development Block Grants funds to install fire hydrants and waterlines in the Hopi Hills community. On May 26, 2021, the Board of Supervisors approved an agreement which included a bill of sale for infrastructure based on the original design. Upon completion of construction, the quantities changed. Therefore, a revised bill of sale is being requested. (Heather Patel/Angeline Woods)
- * X. Discussion/approval/disapproval of Resolution No. 122122-RD22-048 accepting Subdivision Improvement Performance Bond No. PB03010409068, associated with San Tan Gateway, Unit 1A, Section 23, Township 3 South, Range 8 East. Supervisor District # 2. (RD22-048) (Susan Baker/Brent Billingsley)
- * Y. Discussion/approval/disapproval of Resolution No. 122122-RD22-049 accepting Subdivision Improvement Performance Bond No. LICX1216572, associated with Combs Ranch-Unit 2, located in Section 27, Township 2 South, Range 8 East. Supervisor District #2. (RD22-049) (Susan Baker/Brent Billingsley)

- * Z. Discussion/approval/disapproval of Resolution No. 122122-RD22-051 releasing the current financial assurance Third party Trust Agreement No. 202064-S, and accepting a second revised Substitute Third Party Trust Agreement No. 202064-S, associated with Red Rock Village VIIIA, located in Section 8, Township 10 South, Range 10 East. Supervisor District #2. (RD22-051) (Susan Baker/Brent Billingsley)
- * AA. Discussion/approval/disapproval of a Final Plat for Combs Ranch Unit 2. Supervisor District #2. (FP22-005) (Glenn Bak/Brent Billingsley)

Item AB Pulled from Consent Agenda

* AB. Discussion/approval/disapproval of a Final Plat for Edgewood. Supervisor District #2. (FP21-009) (Glenn Bak/Brent Billingsley)

Discussion and vote held under Item AE.

Item Action: Approved Consent Agenda Items AB, AD, and AE

* AC. Discussion/approval/disapproval of a License Agreement with the Department of Emergency and Military Affairs (DEMA) to access DEMA property located on the Rittenhouse Training Area on January 31, 2022, to inspect the property for potential use as the site of a future roadway and conduct surveys to start the National Environmental Policy Act (NEPA) process. Located in the unincorporated area of Pinal County. Supervisor District #2. (GA22-032) (Celeste Garza/Andrew Smith)

Item AD Pulled from Consent Agenda

* AD. Discussion/approval/disapproval of an Intergovernmental Agreement between the State of Arizona and Pinal County for State Highway funds associated with House Bill 2858 appropriating funding for the right of way acquisition to extend the State Route 24 in the amount of \$15,000,000 issued to Pinal County. Supervisor District #2. (GA22-033) (Celeste Garza/Andrew Smith)

Discussion and vote held under Item AE.

Item Action: Approved Consent Agenda Items AB, AD, and AE

Item AE Pulled from Consent Agenda

* AE. Discussion/approval/disapproval of Temporary Construction Easement and Agreement from Midwest Land Trust LLC for the Kenworthy Road Improvement Project located in T2S, R8E, Section 21, in the unincorporated area of Pinal County. Supervisor District #2. (RD22-050) (Celeste Garza/Andrew Smith)

Supervisor Goodman spoke in favor of Items AD and AE.

Discussion held regarding a motion to reconsider the Consent Agenda for Item AD, Item AB was inadvertently pulled by the following Board Members and Staff; Vice-Chairman Serdy, Presiding as Chairman, Supervisor Goodman and Natasha Kennedy, Clerk of the Board.

<u>11:40 a.m.</u> – Vice-Chairman Serdy, Presiding as Chairman recalled Item 9 the Consent Agenda.

<u>11:41 a.m.</u> – Vice-Chairman Serdy, Presiding as Chairman having recalled Item 9, returned to Items AB, AD, and AE for a motion.

Item Action: Approved Consent Agenda Items AB, AD, and AE

Motion Made By: Supervisor Goodman Seconded By: Supervisor Cavanaugh

To approve Consent Agenda Items AB, AD, and AE.

Motion Passed

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

Absent: Serdy (1)

- * AF. Discussion/approval/disapproval of a Public Roadway Construction and Participation Development Agreement between Pinal County, the City of Coolidge and Salt River Project Agricultural Improvement and Power District for improvements surrounding the Randolph Community. Supervisor District #3. (GA22-034) (Celeste Garza/Andrew Smith)
- * AG. Discussion/approval/disapproval to accept the Rural Counties Alternative Prosecution and Diversion Program FY2023 Award Grant Agreement, ACJC Grant Award No. RCAPD-23-009, between the Arizona Criminal Justice Commission and Pinal County Attorney's Office, through the Pinal County Board of Supervisors. The award is to commence on December 01, 2022, and terminate on December 01, 2025, in the amount of \$1,800,000. The awarded funds will continue to expand the current Diversion Program and enhance the availability of educational and workforce development services for Diversion Defendants. These funds will be utilized to create the following positions: three (3) Diversion Officers and one (1) Diversion Manager. Acceptance requires an amendment to the FY 22/23 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 268 (County Attorney's Misc Grants) to increase revenue and expenditure appropriations. The appropriation is a pro-rated amount of \$600,000 for the current Fiscal Year. The remaining amount will be budgeted in FY 23/24. There is no impact on the General Fund. (Kent Volkmer)
- * AH. Discussion/approval/disapproval of an extension to Award Agreement NCHIP-20-22- 003 under the National Criminal History Improvement Program Grant between the Arizona Criminal Justice Commission and the Pinal County Attorney's Office, through the Pinal County Board of Supervisors. The new end date will be December 31, 2023. (Kent Volkmer)
- * AI. Discussion/approval/disapproval for the FY 22/23 Senate Bill 1729 appropriation to the Pinal County Sheriff's Office through the Pinal County Board of Supervisors for \$1,800,000. The monies will be for the school safety interoperability fund and costs associated with implementing the school safety program (established by ARS 41- 1733). The Acceptance requires an amendment to the FY 22/23 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 203 (Sheriff's Grants) to increase revenue and expenditure appropriations. The appropriation is a pro-rated amount of \$900,000 for the current Fiscal Year. The remaining amount will be budgeted in FY 23/24. There is no impact on the General Fund. (Mark Lamb)

- * AJ. Discussion/approval/disapproval of Mark Guemes #1444 who will be retiring from the Pinal County Sheriff's Office (PCSO). Mark Guemes #1444 has requested that, in compliance with established precedence and protocol, he be permitted to purchase his PCSO issued duty weapon, identified as a Glock 17 at \$25. Fair market value for Glock 17 is approximately \$420. Purchase of issued weapon upon retirement is also in compliance with A.R.S. 38-1115A which allows a law enforcement officer upon his/her retirement to purchase his/her issued weapon at a price determined by the administrator of the agency. (Mark Lamb)
- * AK. Discussion/approval/disapproval for Lieutenant Nikki Cannon #866 who will be retiring from the Pinal County Sheriff's Office (PCSO) Adult Detention Center. Lieutenant Cannon #866 has requested that, in compliance with established precedence and protocol, she be permitted to purchase her PCSO issued duty weapon, identified as a Glock 17 at \$25. Fair market value for Glock 17 is approximately \$420. Purchase of issued weapon upon retirement is also in compliance with A.R.S. 38-1115A which allows a law enforcement officer upon his/her retirement to purchase his/her issued weapon at a price determined by the administrator of the agency. (Mark Lamb)
- * AL. Discussion/approval/disapproval for the Award between the Arizona Supreme Court Administrative Office of the Courts and the Pinal County Adult Probation through the Pinal County Board of Supervisors for the AmeriCorp Program. The grant will support the personnel assigned to the AmeriCorp state grant contract Number ISA- AC-AOC-090122-01 with a member living allowance and travel expenditures. This request aligns the current budget to the award amount and requires a fiscal amendment to the FY22/23 budget to transfer appropriation from Fund 221 (AP-AmeriCorp Grant) cost center 2620170 Grant #2022-779 to Fund 213 (Grants/Project Contingency) to decrease revenues and expenditures. There is no impact on the General Fund. (Saul Schoon)

Item AM Pulled from Consent Agenda

* AM. Discussion/approval/disapproval for the Award between the Arizona Supreme Court Administrative Office of the Courts and the Pinal County Adult Probation through the Pinal County Board of Supervisors for the Probation Success Incentive Program. The program is used to improve supervision and rehabilitative services for probationers. The addendum requires a fiscal amendment to the FY22/23 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 266 Cost Center 2620350 Grant #2022-608 (AP-Probation Success Incentive) to increase revenues and expenditures. There is no impact on the General Fund. (Saul Schoon)

Bettykay Bettykay, Gold Canyon, appeared before the Board and spoke in favor of this item.

Item Action: Approved Consent Agenda Item AM

Motion Made By: Supervisor Goodman Seconded By: Supervisor Miller

To approve Consent Agenda Item AM.

Motion Passed

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

- * AN. Discussion/approval/disapproval for the Award between the Arizona Department of Veteran's Services and the Pinal County Adult probation through the Pinal County Board of Supervisors for the Veteran Treatment Court Program. This program is used for transportation, temporary lodging costs and incentives. This request aligns the current budget to the award amount and requires a fiscal amendment to the FY22/23 budget to transfer reserve appropriation from Fund 213(Grants/Project Contingency) to Fund 221 (AP-Veterans Treatment Court) Cost center 2620175 Grant #2022-768 to increase revenues and expenditures. There is no impact on the General Fund. (Saul Schoon)
- * AO. Discussion/approval/disapproval of a letter of support for Lisa Atkins to continue as Arizona State Land Commissioner. (Leo Lew)
- (10) Meeting of the Pinal County Flood Control District Board of Directors. (Christopher Wanamaker/Andrew Smith)

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

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

Vice-Chairman Serdy, Presiding as Chairman adjourned the Pinal County Flood Control District Board of Directors Meeting.

(11) Meeting of the Pinal County Public Health Services District Board of Directors. (Tascha Spears/Leo Lew)

Vice-Chairman Serdy, Presiding as Chairman convened as the Pinal County Public Health Services District Board of Directors Meeting.

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

Vice-Chairman Serdy, Presiding as Chairman adjourned the Pinal County Public Health Services District Board of Directors Meeting and reconvened the Pinal County Board of Supervisors Meeting.

(12) **Public Hearing** and discussion/approval/disapproval of Ordinance No. 2022-PZ-033-22, an Ordinance approving case PZ-033-22; Stanfield Warren LLC and Warren Road 187 LLC, landowners/applicants, requesting approval of a rezoning from GR (General Rural) and SR (Suburban Ranch) to R-7 (Single Residence) to allow a single family subdivision on 226± acres of land, situated in Section 35, Township 5 South, Range 2 East and in Section 34, Township 5 South, Range 2 East of G&SRB&M; tax parcels, 510-72-005D, 008D, 008E, 008F, 510-72-009B, 510-67-004A, & 004B, legals on file, located north of West Miller road, south of West Teel Road and on both sides of N Warren Road near Maricopa, AZ. The Planning Commission recommend approval (5-1) of case PZ-033-22 with no stipulations. Supervisor District #1. (Ryan Green/Brent Billingsley)

Natasha Kennedy, Clerk of the Board, stated for the Record Items 12 and 13 will be discussed together.

Vice-Chairman Serdy, Presiding as Chairman announced the Items.

Ryan Green, Planner, appeared before the Board and presented.

Discussion held regarding the five letters received in opposition by the following Board Member and Staff; Supervisor Cavanaugh and Ryan Green.

Jordan Rose, Rose Law Group on behalf of the Applicant, appeared before the Board and presented.

Further discussion held regarding the properties with one (1) acre lots by the following Board Member and Applicant Representative; Supervisor Cavanaugh and Jordan Rose.

Vice-Chairman Serdy, Presiding as Chairman opened a collective Public Hearing for Items 12 and 13, asked if any members of the public are present in the audience who wish to address the Board, to come forward at this time.

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

• In opposition; Greeta Mills, Lacey Trail; Michael Mills, Lacey Trail; Robin Davis, Warren Road, and for the Record submitted her comment to the Clerk of the Board; Gary Metivier, Papago Road; Tracey DiCenzi, Lacey Trail; Tonia Smith, Lacey Trail; and Ken Lepper, Maricopa.

Vice-Chairman Serdy, Presiding as Chairman closed the collective Public Hearing for Items 12 and 13.

Jordan Rose further presented regarding concerns raised by neighbors.

Kevin Peterson, Applicant, appeared before the Board and spoke regarding his approach with this development and communication with neighbors.

Further discussion held regarding how to proceed, neighbor concerns, school capacity, light level, and roadways by the following Board Members, Applicant Representative, Applicant, and Staff; Vice-Chairman Serdy, Presiding as Chairman, Supervisor Cavanaugh, Supervisor Goodman, Supervisor Miller, Jordan Rose, Kevin Peterson, Brent Billingsley, Community Development Director, and Christopher Wanamaker, County Engineer.

Item Action: Approved as presented with no Stipulations

Motion Made By: Supervisor Miller

Seconded By: Supervisor Goodman

To approve Ordinance No. 2022-PZ-033-22, an Ordinance approving case PZ-033-22; Stanfield Warren LLC and Warren Road 187 LLC, landowners/applicants, requesting approval of a rezoning from GR (General Rural) and SR (Suburban Ranch) to R-7 (Single Residence) to allow a single family subdivision on 226± acres of land, situated in Section 35, Township 5 South, Range 2 East and in Section 34, Township 5 South, Range 2 East of G&SRB&M; tax parcels, 510-72-005D, 008D, 008E, 008F, 510-72-009B, 510-67-004A, & 004B, legals on file, located north of West Miller road, south of West Teel Road and on both sides of N Warren Road near Maricopa, AZ. The Planning Commission recommend approval (5-1) of case PZ-033-22 with no stipulations.

Motion Passed

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

Ordinance approving case PZ-PD-025-22; Stanfield Warren LLC and Warren Road 187 LLC, landowners/applicants, requesting approval of a Planned Area Development (PAD), to allow a subdivision on 226± acres of land, situated in Section 35, Township 5 South, Range 2 East and in Section 34, Township 5 South, Range 2 East of G&SRB&M; tax parcels 510-72-005D, 008D, 008E, 008F, 510-72-009B, 510-67-004A, & 004B, legals on file, located north of West Miller road, south of West Teel Road and on both sides of N Warren Road near Maricopa, AZ. The Planning & Zoning Commission recommended approval (5-1) of case PZ-PD-025-22 with fifteen (15) stipulations. Supervisor District #1. (Ryan Green/Brent Billingsley)

Discussion and collective Public Hearing held during Item 12.

Item Action: Approved as presented with fifteen (15) Stipulations

Motion Made By: Supervisor Miller

Seconded By: Supervisor Goodman

To approve Ordinance No. 2022-PZ-PD-025-22, an Ordinance approving case PZ-PD-025-22; Stanfield Warren LLC and Warren Road 187 LLC, landowners/applicants, requesting approval of a Planned Area Development (PAD), to allow a subdivision on 226± acres of land, situated in Section 35, Township 5 South, Range 2 East and in Section 34, Township 5 South, Range 2 East of G&SRB&M; tax parcels 510-72-005D, 008D, 008E, 008F, 510-72-009B, 510-67-004A, & 004B, legals on file, located north of West Miller road, south of West Teel Road and on both sides of N Warren Road near Maricopa, AZ. The Planning & Zoning Commission recommended approval (5-1) of case PZ-PD-025-22 with fifteen (15) stipulations.

Motion Passed

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

Absent: McClure (1)

Public Hearing and discussion/approval/disapproval of Ordinance No. 2022-PZ-PD-015-22, an ordinance to approving case PZ-PD-015-22; El Dorado Arizona Farms LLC and Langley AZ Farms 150 LLC, landowners/applicants, Iplan Consulting/Greg Davis, agent/representative, requesting severance of PZ-PD-039-98 to have the land rezoned and placed in a new Planned Area Development (PAD) to plan and develop a mixed use subdivision on 761± acres of land, situated in Section 6, Township 4 South, Range 9 East and in a portion of Section 1, Township 4 South, Range 8 East of G&SRB&M; tax parcels 200-31-007B, D, E, F, G, K, L, 200-24-001R, T, U, V, & W, legals on file, located west of North Felix Road and south of west Arizona Farms Road near Florence, AZ. The Planning Commission recommended approval (6-0) of case PZ-PD-015-22 with no stipulations. Supervisor District #4. (Ryan Green/Brent Billingsley)

Vice-Chairman Serdy, Presiding as Chairman announced Items 14, 15, and 16 will be discussed together.

Ryan Green, Planner, appeared before the Board and presented.

Discussion held regarding the Arizona Farms planning area, future annexation plans, and future rezone requests considering transportation by the following Board Members and Staff; Vice-Chairman Serdy, Presiding as Chairman, Supervisor Goodman, Supervisor Miller, Brent Billingsley, Community Development Director, and Ryan Green.

Ryan Green further presented.

Further discussion held regarding the building setbacks requested and future development of parks by the following Board Members and Staff; Supervisor Cavanaugh, Supervisor Goodman, Brent Billingsley, and Ryan Green.

Greg Davis, Iplan Consulting appearing on behalf of the Applicant, appeared before the Board and presented.

Vice-Chairman Serdy, Presiding as Chairman opened a collective Public Hearing for Items 14, 15, and 16, asked if any members of the public are present in the audience who wish to address the Board, to come forward at this time, there being none. Chairman closed the collective Public Hearing.

Item Action: Approved as presented with no Stipulations

Motion Made By: Supervisor Miller

Seconded By: Supervisor Cavanaugh

To approve Ordinance No. 2022-PZ-PD-015-22, an ordinance to approving case PZ-PD-015-22; El Dorado Arizona Farms LLC and Langley AZ Farms 150 LLC, landowners/applicants, Iplan Consulting/Greg Davis, agent/representative, requesting severance of PZ-PD-039-98 to have the land rezoned and placed in a new Planned Area Development (PAD) to plan and develop a mixed use subdivision on 761± acres of land, situated in Section 6, Township 4 South, Range 9 East and in a portion of Section 1, Township 4 South, Range 8 East of G&SRB&M; tax parcels 200-31-007B, D, E, F, G, K, L, 200-24-001R, T, U, V, & W, legals on file, located west of North Felix Road and south of west Arizona Farms Road near Florence, AZ. The Planning Commission recommended approval (6-0) of case PZ-PD-015-22 with no stipulations.

Motion Passed

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

Absent: McClure (1)

Public Hearing discussion/approval/disapproval of Ordinance No. 2022-PZ-027-22, an Ordinance to approve case PZ-027-22; El Dorado Arizona Farms LLC and Langley AZ Farms 150 LLC, landowners/applicants, Iplan Consulting/Greg Davis, agent/representative, requesting approval of a rezoning from CR-3 (Single Residence), CR-4 (Multiple Residence), SR (Suburban Ranch), CB-1 (Local Business) and CI-1 (Light Industrial and warehouse) to R-7 (Single Residence), MR Multiple Residence) and C-2 (Community Commercial Zoning District) to allow a mixed use subdivision on 761± acres of land, situated in Section 6, Township 4 South, Range 9 East and in a portion of Section 1, Township 4 South, Range 8 East of G&SRB&M; tax parcels 200-31-007B, D, E, F, G, K, L, 200-24-001R, T, U, V, & W, legals on file, located west of North Felix Road and south of west Arizona Farms Road near Florence, AZ. The Planning Commission recommended approval (6-0) of case PZ-027-22 with no stipulations. Supervisor District #4. (Ryan Green/Brent Billingsley)

Discussion and collective Public Hearing held during Item 14.

Item Action: Approved as presented with no Stipulations

Motion Made By: Supervisor Goodman Seconded By: Supervisor Cavanaugh

To approve Ordinance No. 2022-PZ-027-22, an Ordinance to approve case PZ-027-22; El Dorado Arizona Farms LLC and Langley AZ Farms 150 LLC, landowners/applicants, Iplan Consulting/Greg Davis, agent/representative, requesting approval of a rezoning from CR-3 (Single Residence), CR-4 (Multiple Residence), SR (Suburban Ranch), CB-1 (Local Business) and CI-1 (Light Industrial and warehouse) to R-7 (Single Residence), MR Multiple Residence) and C-2 (Community Commercial Zoning District) to allow a mixed use subdivision on 761± acres of land, situated in Section 6, Township 4 South, Range 9 East and in a portion of Section 1, Township 4 South, Range 8 East of G&SRB&M; tax parcels 200-31-007B, D, E, F, G, K, L, 200-24-001R, T, U, V, & W, legals on file, located west of North Felix Road and south of west Arizona Farms Road near Florence, AZ. The Planning Commission recommended approval (6-0) of case PZ-027-22 with no stipulations.

Motion Passed

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

Absent: McClure (1)

(16) **Public Hearing** and discussion/approval/disapproval of Ordinance No. 2022-PZ-PD-014-22, an ordinance approving case PZ-PD-014-22; El Dorado Arizona Farms LLC and Langley AZ Farms 150 LLC, landowners/applicants, Iplan Consulting/Greg Davis, agent/representative, requesting approval of a Planned Area Development (PAD), to allow a mixed use subdivision on 761± acres of land, situated in Section 6, Township 4 South, Range 9 East and in a portion of Section 1, Township 4 South, Range 8 East of G&SRB&M; tax parcels 200-31-007B, D, E, F, G, K, L, 200-24-001R, T, U, V, & W, legals on file, located west of North Felix Road and south of west Arizona Farms Road near Florence, AZ. The Planning Commission recommended approval of case PZ-PD-014-22 with fourteen (14) stipulations. The applicant has requested an additional stipulation, with approval from Public Works, and the stipulation has been added to equal fifteen (15) stipulations. Supervisor District #4. (Ryan Green/Brent Billingsley)

Discussion and collective Public Hearing held during Item 14.

Item Action: Approved as presented with the Planning Commission fourteen (14) Stipulations, two (2) additional Stipulations requested by the applicant with approval from Public Works for a total of sixteen (16) Stipulations

Motion Made By: Supervisor Goodman Seconded By: Supervisor Cavanaugh

To approve Ordinance No. 2022-PZ-PD-014-22, an ordinance approving case PZ-PD-014-22; El Dorado Arizona Farms LLC and Langley AZ Farms 150 LLC, landowners/applicants, Iplan Consulting/Greg Davis, agent/representative, requesting approval of a Planned Area Development (PAD), to allow a mixed use subdivision on 761± acres of land, situated in Section 6, Township 4 South, Range 9 East and in a portion of Section 1, Township 4 South, Range 8 East of G&SRB&M; tax parcels 200-31-007B, D, E, F, G, K, L, 200-24-001R, T, U, V, & W, legals on file, located west of North Felix Road and south of west Arizona Farms Road near Florence, AZ. The Planning Commission recommended approval of case PZ-PD-014-22 with fourteen (14) stipulations, two (2) additional Stipulations requested by the applicant with approval from Public Works for a total of sixteen (16) Stipulations

Motion Passed

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

(17) Discussion/approval/disapproval to self-fund the Pinal County employee Short-Term Disability (STD) program. A review of the County's claims experience and program costs shows the move from a fully-insured plan to a self-funded plan would conservatively save the Pinal County Healthcare Trust approximately \$200,000 per year. The proposed change will not impact eligibility, benefit and coverage limits, or access. The change from a fully insured plan to a self-funded Short- Term Disability plan was reviewed and approved by the Pinal County Health Benefits Trust Board on December 6, 2022. If approved, the effective date of the change will be determined by the County Human Resources Department in collaboration with the Office of Budget and Finance and the STD Plan administrator. (Angeline Woods/MaryEllen Sheppard)

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

Item Action: Approved

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Goodman

To approve to self-fund the Pinal County employee Short-Term Disability (STD) program. A review of the County's claims experience and program costs shows the move from a fully-insured plan to a self-funded plan would conservatively save the Pinal County Healthcare Trust approximately \$200,000 per year. The proposed change will not impact eligibility, benefit and coverage limits, or access. The change from a fully insured plan to a self-funded Short- Term Disability plan was reviewed and approved by the Pinal County Health Benefits Trust Board on December 6, 2022. If approved, the effective date of the change will be determined by the County Human Resources Department in collaboration with the Office of Budget and Finance and the STD Plan administrator.

Motion Passed

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

Absent: McClure (1)

(18) Discussion of Board member's request for future agenda item(s) and/or reports to be presented at upcoming meetings. (Jeffrey McClure)

Vice-Chairman Serdy, Presiding as Chairman and Supervisor Goodman announced they will both have items forthcoming next year.

Item Action: Information Only

(19) Executive Session pursuant to A.R.S. 38-431.03(A)(3)(4) for legal advice and settlement discussions related to contemplated litigation regarding EEOC matter number 540-2022-03953. (Chris Keller/Kent Volkmer)

Item Action: Convened into Executive Session

Motion Made By: Supervisor Miller Seconded By: Supervisor Cavanaugh

To convene into Executive Session.

Motion Passed

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

1:56 p.m. - Leo Lew, County Manager did not return to the dais following Executive Session.

Item Action: Adjourned Executive Session

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Miller

To adjourn Executive Session.

Motion Passed

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

Absent: McClure (1)

(20) Notice of Possible Recess: The Board may take a Recess at 1:45 p.m. and the meeting will reconvene at 2:45 p.m. (Jeffrey McClure)

Considering the meeting adjourned at 1:56 p.m., Recess was not held.

Item Action: Information Only

<u>1:56 p.m.</u> – Vice-Chairman Serdy, Presiding as Chairman adjourned the December 21, 2022, Regular Meeting of the Board of Supervisors.

PINAL COUNTY BOARD OF SUPERVISORS

Presiding as Chairman, Jeff Serdy Vice-Chairman

ATTEST:

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

Approval of Minutes: January 25, 2023

Natasha Kennedy, Clerk of the Board