



PINAL COUNTY

WIDE OPEN OPPORTUNITY

PINAL COUNTY BOARD OF SUPERVISORS REGULAR SESSION MINUTES

**Wednesday, June 7, 2023
9:34 AM**

BOARD OF SUPERVISORS

Chairman Jeff Serdy
Supervisor, District 5

Vice-Chairman Jeffrey McClure
Supervisor, District 4

Kevin Cavanaugh
Supervisor, District 1

Mike Goodman
Supervisor, District 2

Stephen Q. Miller
Supervisor, District 3

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

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

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

Chairman Serdy offered for the Invocation by Pastor Felix Bermejo, Apostolic Assembly, Eloy, AZ and the pledge of allegiance by Vice-Chairman McClure.

The Pinal County Board of Supervisors convened at 9:34 a.m. this date. The meeting was called to order by Chairman Serdy.

Members Present: Chairman Jeff Serdy; Vice-Chairman Jeffrey McClure; Supervisor Kevin Cavanaugh; Supervisor Mike Goodman; 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) 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 Democracy; Barry McCain, City of Maricopa.
- Commended Public Works for brush clearing efforts in Gold Canyon, regarding the following concerns; state land trust permits and enforcement, requested a Work Session Item to discuss dumping on the unpaved portion of Peralta Road, and regarding the Goldfield Trail connectivity; David Coward, representing Gold Canyon Community Inc.
- Regarding this year's legislature session; Keith Seaman, Arizona State House of Representatives, Legislative District 16.

Chairman Serdy inquired regarding waiving time for Representative Seaman.

Chris Keller, Chief Civil Deputy County Attorney, advised waiving time is at the Chairman's discretion however, going forward Representative updates can be incorporated under Item 3.

Keith Seaman further spoke regarding Bills that have passed this session and requested an item on a future Board Meeting to discuss future legislation.

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

- Responded to legislative update during the May 24, 2023, Board Meeting; Noel Reck, Casa Grande.
- Thanked the Board for their work and the Sheriff's Office for their recent response at a fatality collision; Rich Vitiello, City of Maricopa Vice Mayor.
- Thanked the Chairman for his judicious management of Call to Public, and spoke regarding the following concerns; Arizona Border, and Ron DeSantis campaign; Roberto Reveles, Gold Canyon.

Item Action: Public Comments

- (2) Presentation by Sergeant Rory Skedel of the Pinal County Sheriff's Office K9/Criminal Interdiction Unit, of an overview of the K9 Program and how it works. (Rory Skedel/Mark Lamb)

Rory Skedel, Pinal County Sheriff's Office Sergeant, appeared before the Board, presented, and for the Record provided an updated presentation to the Clerk of the Board.

Discussion held regarding dog safety during narcotic training, training aides, and participation in community outreach events by the following Board Member and Staff; Chairman Serdy and Sergeant Rory Skedel.

Mark Lamb, Sheriff, appeared before the Board, thanked Sergeant Skedel for his presentation and service, and spoke regarding concerns of Xylazine a new drug being introduced into Fentanyl, and Arizona's ongoing use for K9 Program dogs for Marijuana.

Further discussion held regarding training; costs and programs by the following Board Member and Staff; Supervisor Cavanaugh and Sergeant Skedel.

Item Action: Information Only

- (3) Discussion and update regarding the 2023 state and federal legislative session, bills, budget proposals, and pending actions. (Stephen Miller)

Supervisor Miller advised legislature is not in session.

Chairman Serdy requested that any county Legislative District Representatives have the opportunity to present at future Board meetings.

Item Action: Information Only

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

Leo Lew, County Manager, provided an update regarding Animal Care and Control; they are at capacity, current renovations are underway, and we are looking into possible expansion of services across the county. Confirmed for the Board the TikTok Application is blocked from county network phones and computers, and spoke regarding ongoing education for the public to inform them on how roads are funded, the taxes that support them, and how they are used, followed by Video.

Item Action: Information Only

- (5) Purchasing Division Report - June 7, 2023 (Tiara Peterson/Angeline Woods)

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

Item Action: Approve the Purchasing Division Report as presented

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Miller

To approve the Purchasing Division Report as presented.

Motion Passed

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

(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 Serdy announced he pulled Items F, G, H, I, and AH, and asked if there were any requests from a Board Member, staff or the audience to remove any additional consent agenda items for discussion.

Supervisor Cavanaugh requested to pull Item AJ.

Item Action: Approved Consent Agenda Items A through BA, Excluding F, G, H, I, AH, and AJ

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor McClure

To approve Consent Agenda Items A through BA, Excluding F, G, H, I, AH, and AJ.

Motion Passed

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

- * A. Discussion/approval/disapproval of the current billings before the Board. (Natasha Kennedy)
- * B. Discussion/approval/disapproval of the Tax Exemption Extension request received by the Assessor's Office for: Carol Whitney, Yolanda Reyes, Carol Acquaviva, Michael Furst, Rhoda Collins, Lydia Saldana, Donna Smith, Charlotte M. Skillman, Susan Hanson, James Ceasar, Alicia Quintana, and Thomas McKinney to be allowed to file for widow/widowers and/or disabled persons or non-profit organization tax exemption. (Natasha Kennedy)
- * C. Discussion/approval/disapproval of the recommendation to the Arizona Department of Liquor License and Control of application, series 012 Restaurant of Jared Michael Repinski for Brooklyn V's Pizza located at 40615 N. Gantzel Road #103, San Tan Valley, AZ 85140 and authorize the Clerk of the Board to execute and submit all necessary documents to the state. Supervisor District #2. (Natasha Kennedy)
- * D. Discussion/approval/disapproval of the Fireworks Display Permit application of Fireworks Productions of Arizona on behalf of Arizona Golf Club for supervised fireworks display to be held on July 3, 2023, at 13939 Cleator Rd., Arizona City, Arizona 85123. Supervisor District #4. (Natasha Kennedy)
- * E. Discussion/approval/disapproval of the Fireworks Display Permit application of Fireworks Productions of Arizona on behalf of Saddlebrooke Golf Course for supervised fireworks display to be held on July 4, 2023, at 64500 E. Saddlebrooke Blvd., Tucson, Arizona 85739. Supervisor District #4. (Natasha Kennedy)

Items F, G, H, and I Pulled from Consent Agenda

- * F. Discussion/approval/disapproval of an Intergovernmental Agreement between Sacaton Elementary School District and Pinal County Elections for preparing and conducting the Land Lease and Construction election to be held on November 7, 2023. Supervisor District #1. (Geraldine Roll/Himanshu Patel)

- * G. Discussion/approval/disapproval of an Intergovernmental Agreement between Casa Grande Elementary School District and Pinal County Elections for preparing and conducting the Maintenance & Operation Override election to be held on November 7, 2023. Supervisor Districts #1 and #3. (Geraldine Roll/Himanshu Patel)
- * H. Discussion/approval/disapproval of an Intergovernmental Agreement between Casa Grande Union High School District and Pinal County Elections for preparing and conducting the Maintenance & Operation Override election to be held on November 7, 2023. Supervisor District #3. (Geraldine Roll/Himanshu Patel)
- * I. Discussion/approval/disapproval of an Intergovernmental Agreement between Eloy Elementary School District and Pinal County Elections for preparing and conducting the Maintenance & Operation Override election to be held on November 7, 2023. Supervisor District #3. (Geraldine Roll/Himanshu Patel)

Chairman Serdy requested clarification of Consent Agenda Items F, G, H, and I contracts.

Geraldine Roll, Elections Director, appeared before the Board, and presented on the requested elections for School Districts.

Discussion held regarding the elections; costs associated paid by the school districts, mail in ballots only, and consolidated ballots by the following Board Members and Staff; Chairman Serdy, Vice-Chairman McClure, Supervisor Cavanaugh, and Geraldine Roll.

Item Action: Approved Consent Agenda Items F, G, H, and I

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor McClure

To approve Consent Agenda Items F, G, H, and I.

Motion Passed

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

- * J. Discussion/approval/disapproval to submit a grant application to the Arizona Department of Environmental Quality (ADEQ) Brownfields Program for \$143,000. Pinal County is serving as the sponsoring agency. This grant will be managed by ADEQ. They will contract services for the enclosure of asbestos containing material, encapsulation of lead based paint, and the abatement of mold in the Elks Lodge, located in San Manuel. Supervisor District #4. (Heather Patel/Angeline Woods)
- * K. Discussion/approval/disapproval of Resolution No. 060723-TO-HHW, a Resolution authorizing the submission of a grant application for the Tohono O’odham Nation Shared Revenue Program and for Pinal County to serve as the fiscal agent. The applicant, Horizon Health and Wellness is requesting \$436,000 for the Oracle outpatient clinic rehabilitation project. Supervisor District #4. (Heather Patel/Angeline Woods)
- * L. Discussion/approval/disapproval of Resolution No. 060723-TO-TREE, a Resolution authorizing the submission of a grant application for the Tohono O’odham Nation Shared Revenue Program and for Pinal County to serve as the fiscal agent. The applicant, The Opportunity Tree is requesting \$20,000 for a youth transition program. (Heather Patel/Angeline Woods)

- * M. Discussion/approval/disapproval of the 2023-2025 ARIZONA@WORK Pinal County Memorandum of Understanding (MOU) and Infrastructure Funding Agreement (IFA). The Workforce Innovation and Opportunity Act and the associated Arizona State Policy set by the Workforce Arizona Council requires the Pinal County Workforce Development Board (PCWDB) to develop, execute, and maintain a MOU and IFA with each of the ARIZONA@WORK Pinal County partner programs. The MOU documents the alignment, accessibility and quality of workforce development services to be made available by the ARIZONA@WORK Pinal County workforce system. The IFA serves as the financial plan by which the ARIZONA@WORK Pinal County partner programs, Pinal County Board of Supervisors, and the PCWDB have agreed will be used to achieve their goals for delivering services in Pinal County. (Joel Millman/James Smith)
- * N. Discussion/approval/disapproval of the reappointment of Jack Beveridge with Empowerment Systems Inc. (Business Sector) to the Pinal County Workforce Development Board with a Term of Service from July 1, 2023 through June 30, 2025. (Joel Millman/James Smith)
- * O. Discussion/approval/disapproval of a Final Plat for Ware Farms Parcel 3, Supervisor District #2. (FP21-085) (Glenn Bak/Brent Billingsley)
- * P. Discussion/approval/disapproval of a Final Plat for Ware Farms Parcel 4 North, Supervisor District #2. (FP21-074) (Glenn Bak/Brent Billingsley)
- * Q. Discussion/approval/disapproval of a Final Plat for Ware Farms Parcel 4 South, Supervisor District #2. (FP21-086) (Glenn Bak/Brent Billingsley)
- * R. Discussion/approval/disapproval of a Final Plat for Ware Farms Parcel 5, Supervisor District #2. (FP21-087) (Glenn Bak/Brent Billingsley)
- * S. Discussion/approval/disapproval of a Final Plat for Ware Farms Parcel 6, Supervisor District #2. (FP21-090) (Glenn Bak/Brent Billingsley)
- * T. Discussion/approval/disapproval of a Final Plat for Ware Farms Parcel 7 & 8A, Supervisor District #2. (FP21-091) (Glenn Bak/Brent Billingsley)
- * U. Discussion/approval/disapproval of a Final Plat for Ware Farms Parcel 8B, Supervisor District #2. (FP21-075) (Glenn Bak/Brent Billingsley)
- * V. Discussion/approval/disapproval of a Final Plat for Ware Farms Phase 1 Park, Supervisor District #2. (FP23-001) (Glenn Bak/Brent Billingsley)
- * W. Discussion/approval/disapproval of a Final Plat for Ware Farms Phase 2 Park, Supervisor District #2. (FP23-002) (Glenn Bak/Brent Billingsley)
- * X. Discussion/approval/disapproval of a Public Roadway Construction and Participation Development Agreement between Pinal County and Ashton Woods Arizona, L.L.C., and Jen Arizona 52 L.L.C. Supervisor District #2. (GA22-070) (Celeste Garza/Andrew Smith)
- * Y. Discussion/approval/disapproval of Resolution No. 060723-RD22-115 accepting a Deed of Easement from Encanterra Community Association for perpetual easement located in Section 32, T2S, R8E, in the unincorporated area of Pinal County. Supervisor District #2. (RD22-115) (Celeste Garza/Andrew Smith)

- * Z. Discussion/approval/disapproval of a Temporary Construction Easement and Agreement from Encanterra Community Association for improvements to the Combs Road and Kenworthy Road Project, located in Section 32, T2S, R8E, in the unincorporated area of Pinal County. Supervisor District #2. (RD22-116) (Celeste Garza/Andrew Smith)
- * AA. Discussion/approval/disapproval of Resolution No. 060723-RD22-118 accepting a Warranty Deed for fee right-of-way for a portion of Gantzel Road, associated with Pinal County Planning site plan #SPR-PA-002-23 in relation to the Break Masters Project, executed by Michael J. Peltcs and Alice Peltcs, as Trustees of the Peltcs Trust dated February 12, 2016, (Grantor) to Pinal County (Grantee). Supervisor District #2. (RD22-118) (Joe Ortiz/Andrew Smith)
- * AB. Discussion/approval/disapproval of Resolution No. 060723-RD22-119 accepting a Drainage Easement and a Warranty Deed for fee right-of-way for a portion of Gary Road, associated with Pinal County Planning site plan #SPR-099-22 in relation to the Break Stella by Thompson Project, executed by Hunt Retail Investments, LLC, an Arizona limited liability company (Grantor) to Pinal County (Grantee). Supervisor District #2. (RD22-119) (Joe Ortiz/Andrew Smith)
- * AC. Discussion/approval/disapproval of Purchase Agreement in the amount of \$63,350 to Foresight Properties Inc. for new right-of-way (\$56,682), existing right-of-way (\$1,000), and a temporary construction easement and agreement (\$5,668) for the Thornton Road Project located in Section 12, T7S, R5E. Supervisor District #3. (RD22-121) (Celeste Garza/Andrew Smith)
- * AD. Discussion/approval/disapproval of Temporary Construction Easement and Agreement from Foresight Properties, Inc., for the construction of a public roadway known as Thornton Road located in Section 12, T7S, R5E. Supervisor District #3. (RD22-122) (Celeste Garza/Andrew Smith)
- * AE. Discussion/approval/disapproval of Resolution No. 060723-RD22-126 correcting Resolution No. 080322-RD22-011 recorded August 11, 2022, Fee No. 2022-088343 Deed of Easement and accepting correction of the legal description recorded on May 20, 1999, located in Section 24, T6S, R7E, within Supervisor District #3. (RD22-126) (Joe Ortiz/Andrew Smith)
- * AF. Discussion/approval/disapproval of Resolution No. 060723-RD22-123 accepting a Drainage Easement and a Warranty Deed for fee right-of-way, associated with Pinal County Planning site plan #SPR-058-22 in relation to Copper Basin Water Reclamation Facility. Supervisor District #4. (RD22-123) (Joe Ortiz/Andrew Smith)
- * AG. Discussion/approval/disapproval of Resolution No. 060723-RD22-124 accepting a Drainage Easement from GRHH QUEEN CREEK LLC, an Idaho limited liability company, HC QUEEN CREEK LLC, an Idaho limited liability company, and THOMPSON RESERVE LLC, an Arizona limited liability company. Supervisor District #4. (RD22-124) (Joe Ortiz/Andrew Smith)

Item AH Pulled from Consent Agenda

- * AH. Discussion/approval/disapproval of Resolution No. 060723-AD22-020 accepting the distribution of funds from USDA under Titles I and III of the Secure Rural Schools and Community Self Determination Act (SRS) for 2022 in the amount of \$238,460.96. Title I of the SRS authorizes payments to be made to counties for the purpose of funding for schools and roads and Title III authorizes payments to counties for activities under the Firewise Communities program and for other emergency management purposes. The funding was included in the current budget. There is no impact on the general fund. Supervisor Districts #4 and #5. (AD22-020) (Ashlee Feliz/Andrew Smith)

Chairman Serdy requested clarification of funding.

Joe Ortiz, Public Works Deputy Director, appeared before the Board, presented on the distribution of funds, and detailed the scope of work under Titles I and III.

Item Action: Approved Consent Agenda Item AH

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor McClure

To approve Consent Agenda Item AH.

Motion Passed

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

Supervisor Cavanaugh requested the Board take a brief recess before the calling of Item AJ.

10:44 a.m. – Chairman Serdy announced the Board shall take a brief recess.

10:54 a.m. – Chairman Serdy reconvened the Pinal County Board of Supervisors Meeting.

- * AI. Discussion/approval/disapproval of retroactive approval to submit an application and accept Award #693JK2240018HMEP under the Hazardous Materials Preparedness grant program between the Arizona Department of Environmental Quality and Pinal County, through the Pinal County Board of Supervisors beginning October 1, 2022, ending September 30, 2023, for \$15,000. This grant will be used by the Office of Emergency Management to rewrite the Hazard Mitigation Plan for the Local Emergency Planning Committee. The funding is included in the current budget. There is no impact on the general fund. (GA22-071) (Courtney Prock/Andrew Smith)

Item AJ Pulled from Consent Agenda

- * AJ. Discussion/approval/disapproval of Resolution No. 060723-RD22-125 approving the 2023 Pinal County Five-Year Transportation Improvement and Maintenance Program for Budget Years 2022-2023 through 2026-2027 and authorizing commencement of programmed transportation projects. (RD22-125) (Joe Ortiz/Andrew Smith)

Supervisor Cavanaugh requested a general overview.

Joe Ortiz, Public Works Deputy Director, appeared before the Board and presented.

Supervisor Cavanaugh spoke regarding the City of Maricopa's request for modifications.

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

- Regarding State Route 347 concerns, and requested reconsideration of cost allocations for expansion and repairs; Priscilla Behnlce, Representing the City of Maricopa BeAwesome Youth Coalition and the families.
- Regarding State Route 347 concerns; Brandi Homan, City of Maricopa BeAwesome Youth Coalition.
- Regarding State Route 347 concerns, requested additional funding, and for the Record provided a handout to the Clerk of the Board; Ron Angerame, City of Maricopa.
- Regarding State Route 347 concerns, and growth; Bill Robertson, City of Maricopa, Vice-Chairman of the City of Maricopa Planning and Commission.
- Regarding State Route 347 concerns, growth, and requested support from Pinal County for expansion; Rich Vitiello, City of Maricopa Vice Mayor

Chairman Serdy asked if there is any further discussion, there being none, requested a motion.

Supervisor Cavanaugh requested to comment and provided the following recommendations; to reallocate \$400,000 currently projected for the Hidden Valley Road dust control project towards the down payment of the State Route 347 overpass project(s) and requested to budget at least 1.65 million for four (4) consecutive years beginning with fiscal year 26/27.

Discussion held regarding how to proceed, Transportation Improvement and Maintenance Program (TIMP) funds, other funding options, State Route 347 concerns, Gila River Indian Community approved inward expansion of six (6) lanes, and the county's; support, commitment, and involvement by the following Board Members and Staff; Vice-Chairman McClure, Supervisor Cavanaugh, Supervisor Goodman, Supervisor Miller, Leo Lew, County Manager, and Joe Ortiz.

Supervisor Goodman requested County Manager, Leo Lew look into funding options.

Leo Lew acknowledged the request and confirmed the county's commitment of working with the City of Maricopa.

Item Action: Approved Consent Agenda Item AJ

Motion Made By: Supervisor McClure

Seconded By: Supervisor Miller

To approve Consent Agenda Item AJ.

Motion Passed

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

- * AK. Discussion/approval/disapproval to authorize Pinal County Attorney to take all necessary action to enforce the Civil Hearing Office finding of violations against the Estate of Scott Meacham, up to and including, filing a complaint in Superior Court, utilizing appropriate resources to remedy the violations, and file liens for the cost of recovery. The property owner was found in violation of the Pinal County Development Services Code for outside storage and parking of two inoperable and/or unlicensed, abandoned RVs, scrap wood, a dilapidated camper shell, a sink inlay, an unusable propane canister, a vehicle chassis, trash, debris, and other indiscernible items. The property is located at 2494 S. Amanda Drive, Maricopa in Supervisor District #1. (Thaddeus Garlick/Kent Volkmer)
- * AL. Discussion/approval/disapproval to authorize Pinal County Attorney to take all necessary action to enforce the Civil Hearing Office finding of violations against Dalton McCain, up to and including, filing a complaint in Superior Court, utilizing appropriate resources to remedy the violations, and file liens for the cost of recovery. The property owner was found in violation of the Pinal County Development Services Code for outside storage of multiple railroad ties within public view and storage of recreational vehicles. The property is located at 42964 W. Sidney Road, Maricopa in Supervisor District #1. (Daniel Thorup/Kent Volkmer)
- * AM. Discussion/approval/disapproval to authorize Pinal County Attorney to take all necessary action to enforce the Civil Hearing Office finding of violations against Albert J. Schupman, Jr., up to and including, filing a complaint in Superior Court, utilizing appropriate resources to remedy the violations, and file liens for the cost of recovery. The property owner was found in violation of the Pinal County Building Code Ordinance for maintaining the presence of a burnt, detached accessory storage structure, constructed of metal, and located in the rear of the parcel. The structural integrity is in question and badly damaged constituting it as unsafe and/or dangerous. The property is located at 145 W. 6th Avenue, San Manuel in Supervisor District #4. (Daniel Thorup/Kent Volkmer)
- * AN. Discussion/approval/disapproval to authorize Pinal County Attorney to take all necessary action to enforce the Civil Hearing Office finding of violations against Christopher S. Lewis, up to and including, filing a complaint in Superior Court, utilizing appropriate resources to remedy the violations, and file liens for the cost of recovery. The property owner was found in violation of the Pinal County Development Services Code for outside storage and parking of at least two inoperable and/or unlicensed vehicles, an occupied RV, and an accumulation of scrap and debris. The property is located at 4175 S. Saguaro Drive, Apache Junction in Supervisor District #5. (Daniel Thorup/Kent Volkmer)
- * AO. Discussion/approval/disapproval to authorize Pinal County Attorney to take all necessary action to enforce the Civil Hearing Office finding of violations against Clyde James Pettigrew and Christopher A. Pettigrew, up to and including, filing a complaint in Superior Court, utilizing appropriate resources to remedy the violations, and file liens for the cost of recovery. The property owner was found in violation of the Pinal County Development Services Code for storing automotive tires, automotive seats, scrap metal, metal pipes, scrap wood/lumber and other unidentifiable items within view from the public roadways. The property owner was also found in violation of storage and parking of several inoperable/unlicensed vehicles and several trailers. The property is located at 1550 W. Whiteley Street, Apache Junction in Supervisor District #5. (Daniel Thorup/Kent Volkmer)

- * AP. Discussion/approval/disapproval to authorize Pinal County Attorney to take all necessary action to enforce the Civil Hearing Office finding of violations against Clara M. Thompson, up to and including, filing a complaint in Superior Court, utilizing appropriate resources to remedy the violations, and file liens for the cost of recovery. The property owner was found in violation of the Pinal County Building Code Ordinance for maintaining the presence of a structure which is badly dilapidated and damaged and trying to repair the property without a permit. The structural integrity is in question as it is missing doors and windows and, what is left of the roof, is collapsing. The property is located at APN: 100-10-007D, Apache Junction in Supervisor District #5. (Daniel Thorup/Kent Volkmer)
- * AQ. Discussion/approval/disapproval of an application for payment of up to \$10,000 to various law enforcement training organizations including but not limited to, the Arizona Women's Initiative Network, the Arizona Gang Investigators Association and the Arizona Homicide Investigators Association from the Pinal County Attorney's Office anti-racketeering revolving fund account for tuition assistance to cover the registration fees for Pinal County law enforcement officers and investigators to attend educational conferences in 2023. 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)
- * AR. Discussion/approval/disapproval of award agreement GR-ARPA-ACFAN-090122-01 under the Governor's Office of Strategic Planning and Budgeting (OSPB) American Rescue Plan Act (ARPA) project between the Arizona Child Family Advocacy Network and Pinal County, through the Pinal County Board of Supervisors for \$26,941.45. This grant will be used by the County Attorney's Office for victims for mental health services for children and family, and for mental health services for the Family Advocacy Center Maricopa staff. The funding will be included in the FY 23/24 budget. There is no impact on the General Fund. (Kent Volkmer)
- * AS. Discussion/approval/disapproval of award agreement GR-ARPA-ACFAN-090122-01 under the Governor's Office of Strategic Planning and Budgeting (OSPB) American Rescue Plan Act (ARPA) project between the Arizona Child Family Advocacy Network and Pinal County, through the Pinal County Board of Supervisors for \$31,785.68. This grant will be used by the County Attorney's Office for victims for mental health services for children and family, and for mental health services for the Family Advocacy Center San Tan staff. The funding will be included in the FY 23/24 budget. There is no impact on the General Fund. (Kent Volkmer)
- * AT. Discussion/approval/disapproval of award agreement GR-ARPA-ACFAN-090122-01 under the Governor's Office of Strategic Planning and Budgeting (OSPB) American Rescue Plan Act (ARPA) project between the Arizona Child Family Advocacy Network and Pinal County, through the Pinal County Board of Supervisors for \$28,514.68. This grant will be used by the County Attorney's Office for victims for mental health services for children and family, and for mental health services for the Family Advocacy Center Eloy Office staff. The funding will be included in the FY 23/24 budget. There is no impact on the General Fund. (Kent Volkmer)
- * AU. Discussion/approval/disapproval of Award Agreement No. 21-AZDOHS-OPSG- 210437-03 under the Operation Stonegarden Reallocation program between the Arizona Department of Homeland Security and Pinal County, through the Pinal County Board of Supervisors, beginning May 1, 2023, ending April 30, 2024, for \$105,498. This grant will be used by the Sheriff's Office for aircraft repair and maintenance. The funding will be included in the FY 23/24 adopted budget. There is no impact on the General Fund. (Mark Lamb)

- * AV. Discussion/approval/disapproval of Award Agreement No. 20-AZDOHS-OPSG- 200429-03 under the Operation Stonegarden Reallocation program between the Arizona Department of Homeland Security and Pinal County, through the Pinal County Board of Supervisors, beginning May 1, 2023, ending April 30, 2024, for \$240,095.73. This grant will be used by the Sheriff's Office for aircraft repair and maintenance. The funding will be included in the FY 23/24 adopted budget. There is no impact on the General Fund. (Mark Lamb)
- * AW. Discussion/approval/disapproval of a retroactive submission of a grant application for the FY 2024 Arizona Department of Administration (ADOA) 9-1-1 Grant Program for \$497,366.98. The grant will be used by the Pinal County Sheriff's Office for telephone operational equipment for every 9-1-1 Dispatch Center in Pinal County. Distribution of funding is per A.R.S. 41-707, which establishes the administration of the emergency telecommunication services. (Mark Lamb)
- * AX. Discussion/approval/disapproval to submit an application to the Arizona Administrative Office of the Court for the FY 2024 Fill-the-Gap Fund for \$346,595.45. This is an ongoing program consisting of a combination of State and local Fill-the-Gap funds. Funding will be used by the Superior Court to cover the wages and employee related expenses of two Judicial Assistants, two Bailiffs, and the cost of fifteen ACAP Desktop PCs and Printers. Required for the funds, the staff are assigned to criminal case processing, including but not limited to Early Disposition Court and Probation Restoration Court. (David Tascoe/Todd Zweig)
- * AY. Discussion/approval/disapproval to submit a grant application to the Arizona Administrative Office of the Courts Judicial Collection Enhancement Fund for \$88,683. This grant will be used by the Pinal County Superior Court to enhance the ability of court-automated projects that are likely to improve case processing and administration of justice. This is an ongoing program created by statute. (David Tascoe/Todd Zweig)
- * AZ. Discussion/approval/disapproval to submit a grant application to the Arizona Supreme Courts FY 2024 Traffic Case Processing Fund - Field Trainer Grant application for \$25,000. This ongoing program will be used by the Pinal County Superior Court to offset a portion of the wages and employee related expenses of the Limited Jurisdiction Field Trainer who provides case management training and administrative budget. (David Tascoe/Todd Zweig)
- * BA. Discussion/approval/disapproval of an Award under the Family Counseling Program between the Administrative Office of the Courts and Pinal County, through the Pinal County Board of Supervisors for \$32,075. A match of \$8,019 is required from the General Fund. This grant will be used by Juvenile Court Services Department to contract for mental health treatment services for the persons ordered to participate in the Family Counseling Program. The grant will be budgeted in the FY 23/24 budget. (Denise Smith)

11:27 a.m. – Chairman Serdy announced due to counsel's scheduling conflict, called Items 13 and 14 out of order.

12:20 p.m. – Chairman Serdy returned to Item 7.

- (7) **Public Hearing** and discussion/approval/disapproval of Resolution No. 060723-RD22-120 requesting the extinguishment of a Drainage and Horse Trail Easement located within Lots 29, 30, and 31 of the Final Plat of "Creekside Estates," recorded on January 30, 2004, in Cabinet E, Slide 21 in the Office of the Pinal County Recorder and being located within Supervisor District #2, Section 3, Township 3 South, Range 7 East, Gila and Salt River Base and Meridian, Pinal County, Arizona. (RD22-120) (Celeste Garza/Andrew Smith)

Celeste Garza, Assistant County Engineer, appeared before the Board and presented.

Chairman Serdy opened the Public Hearing, and asked if any members of the public are present in the audience who wish to address the Board, to come forward at this time, there being none. Chairman closed the Public Hearing.

Item Action: Approved

Motion Made By: Supervisor Goodman

Seconded By: Supervisor McClure

To approve Resolution No. 060723-RD22-120 requesting the extinguishment of a Drainage and Horse Trail Easement located within Lots 29, 30, and 31 of the Final Plat of "Creekside Estates," recorded on January 30, 2004, in Cabinet E, Slide 21 in the Office of the Pinal County Recorder and being located within Supervisor District #2, Section 3, Township 3 South, Range 7 East, Gila and Salt River Base and Meridian, Pinal County, Arizona.

Motion Passed

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

- (8) Discussion/approval/disapproval accepting the Assignment and Assumption of Grant of Easement from Pinal County to the State of Arizona Department of Transportation (ADOT) for a portion of Maricopa Road State Route 347, located in Section 33, Township 04 South, Range 03 East, in Supervisor District #1. (RD22-114) (Joe Ortiz/Andrew Smith)

Joe Ortiz, Public Works Deputy Director, appeared before the Board, corrected the Item Description to read approving the Assignment and Assumption of Grant of Easement not accepting; and presented.

Chairman Serdy stated this is not a public hearing however, he has been provided public comment cards for Item 8.

Natasha Kennedy, Clerk of the Board confirmed it is at the Chairman's discretion to allow public comment.

Chairman Serdy called forward the following members of the public who appeared before the Board and spoke:

- In favor; Timothy Costello, Airport Manager, AkChin Indian Community Regional Airport.
- In favor and regarding future project collaboration between the county, City of Maricopa and AkChin Indian Community; Delia Carlyle, City of Maricopa and former council member for AkChin Indian Community.

Item Action: Approved as presented, approving the Assignment and Assumption of Grant of Easement

Motion Made By: Supervisor McClure

Seconded By: Supervisor Miller

To approve as presented, approving the Assignment and Assumption of Grant of Easement from Pinal County to the State of Arizona Department of Transportation (ADOT) for a portion of Maricopa Road State Route 347, located in Section 33, Township 04 South, Range 03 East, in Supervisor District #1.

Motion Passed

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

- (9) Discussion/approval/disapproval to consider the County Engineer's recommendation to establish as a County Highway a portion of Thornton Road from Selma Highway to Cornman Road, 65 feet wide for approximately one mile and to set a public hearing for July 5, 2023. Supervisor District #3. (RD22-117) (Christopher Wanamaker/Andrew Smith)

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

Item Action: Approved

Motion Made By: Supervisor Miller

Seconded By: Supervisor McClure

To approve to consider the County Engineer's recommendation to establish as a County Highway a portion of Thornton Road from Selma Highway to Cornman Road, 65 feet wide for approximately one mile and to set a public hearing for July 5, 2023.

Motion Passed

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

- (10) Discussion/approval/disapproval of the Pinal County tentative budget for Fiscal Year 2023-2024, beginning July 1, 2023, ending June 30, 2024, in the amount of \$1,021,673,046 in accordance with A.R.S. 42-17103. This budget proposes a primary property tax rate of \$3.5600. Approval of this budget sets aside funding as included in the budget development process. Newly requested positions and any salary changes will be appropriated to departments upon approval of position creation or approval of the Board of Supervisors as outlined in the adopted budget procedures. The FY 2023-2024 Pinal County Employee Compensation Plan will be considered in a separate agenda item. The Public Hearing and final budget adoption are scheduled for July 5, 2023. (Angeline Woods)

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

Discussion held regarding the Clerk of the Superior Court's budget, adjustments prior to final adoption, and the tentative budget by the following Board Members and Staff; Supervisor Cavanaugh, Supervisor Miller, and Angeline Woods.

Angeline Woods confirmed Budget will work Rebecca Padilla, Clerk of the Superior Court to confirm the recorder storage expenditure budgeted amount prior to final adoption.

Item Action: Approved

Motion Made By: Supervisor Miller

Seconded By: Supervisor Cavanaugh

To approve the Pinal County tentative budget for Fiscal Year 2023-2024, beginning July 1, 2023, ending June 30, 2024, in the amount of \$1,021,673,046 in accordance with A.R.S. 42-17103. This budget proposes a primary property tax rate of \$3.5600. Approval of this budget sets aside funding as included in the budget development process. Newly requested positions and any salary changes will be appropriated to departments upon approval of position creation or approval of the Board of Supervisors as outlined in the adopted budget procedures. The FY 2023-2024 Pinal County Employee Compensation Plan will be considered in a separate agenda item. The Public Hearing and final budget adoption are scheduled for July 5, 2023.

Motion Passed

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

- (11) **Work Session:** Presentation on Aquifer Protection Program proposed fee adjustments. (Atul Shah/Brent Billingsley)

Brent Billingsley, Community Development Director, appeared before the Board and presented.

Discussion held regarding the proposed fee schedule and department operational costs by the following Board Members and Staff; Vice-Chairman McClure, Supervisor Cavanaugh, and Brent Billingsley.

Item Action: Information Only

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

Chairman Serdy requested a future agenda item to discuss the State Land Commission enforcement of permits/land, and potential county reimbursement. Also, requested a reoccurring agenda item to allow Board members the opportunity to discuss district updates/current events.

Supervisor Cavanaugh requested a Work Session on the September 14, 2023, agenda to discuss State Route 347 funding.

Supervisor Miller requested a Fall Legislative District Luncheon to highlight the county priorities.

Chairman Serdy further requested the Legislative Update agenda item be inclusive of language to allow representatives the opportunity to present.

Item Action: Information Only

- (13) Executive Session pursuant to A.R.S. 38-431.03(A)(3)(4) for legal advice and potential litigation and/or settlement discussions concerning the application of the Fair Labor Standards Act (FLSA) to various employment positions within the County. (Clarisse McCormick/MaryEllen Sheppard)

Chairman Serdy announced due to counsel's scheduling conflict, called Items 13 and 14 out of order and requested a motion.

Item Action: Convened into Executive Session

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Miller

To convene into Executive Session.

Motion Passed

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

- (14) Executive Session pursuant to A.R.S. 38-431.03(A)(3)(4) for legal advice regarding mediation discussions and options with the Arizona Civil Rights Division concerning a claimant Rodriguez currently under investigation. (Chris Keller/MaryEllen Sheppard)

Item Action: Adjourned into Executive Session

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor Goodman

To adjourn Executive Session.

Motion Passed

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

12:57 p.m. – Chairman Serdy adjourned the June 7, 2023, Regular Meeting of the Board of Supervisors.

PINAL COUNTY BOARD OF SUPERVISORS

Jeff Serdy, Chairman

ATTEST:

Natasha Kennedy, Clerk of the Board

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

Approval of Minutes: June 21, 2023