



PINAL COUNTY

WIDE OPEN OPPORTUNITY

**PINAL COUNTY BOARD OF SUPERVISORS
REGULAR SESSION ACTION SUMMARY
Wednesday, October 23, 2019
9:30 a.m.**

BOARD OF SUPERVISORS

Chairman Mike Goodman

Supervisor, District 2

Vice-Chairman Stephen Q. Miller

Supervisor, District 3

Pete Rios

Supervisor, District 1

Anthony Smith

Supervisor, District 4

Todd House

Supervisor, District 5

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

All Presentations are attached to the Agenda at:

<http://agendasearch.pinalcountyaz.gov/MeetingView.aspx?MeetingID=1259>

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

<http://pinalcountyaz.swagit.com/play/10232019-1272>

Members Present: Chairman Mike Goodman; Vice-Chairman Stephen Q. Miller; Supervisor Pete Rios; Supervisor Anthony Smith; Supervisor Todd House

Staff Present: County Manager, Louis Andersen; Chief Civil Deputy County Attorney, Chris Keller; Clerk of the Board, Natasha Kennedy and Deputy Clerk of the Board, Diane Gardner

(1) Call to 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.

COMMENTS FROM THE PUBLIC

(2) County Manager's Report (Information Only). (Louis Andersen) **INFORMATION ONLY**

(3) Purchasing Division Report – October 23, 2019. (Lori Pruitt/Leo Lew) **APPROVED**

(4) **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.

* A. Discussion/approval/disapproval of Minutes from October 2, 2019 and October 9, 2019 Board of Supervisors Meetings. (Natasha Kennedy) **APPROVED**

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

* C. Discussion/approval/disapproval of Supervisor Rios's reappointment of Richard Carino, 418 E 6th Street, Eloy, AZ 85131 to the Agriculture Extension Board. Mr. Carino's Term of Service will be November 2, 2019 to November 1, 2021. (Natasha Kennedy) **APPROVED**

- * D. Discussion/approval/disapproval of Supervisor Miller's reappointment of Ralph Varela, 858 E Shadow Ridge Drive, Casa Grande, AZ 85618 to the Merit System Commission Board. Mr. Varela's Term of Service will be November 9, 2019 to November 8, 2023. (Natasha Kennedy) **APPROVED**
- * E. Discussion/approval/disapproval of the Liquor License application, series 012 Restaurant, of Scott Allen Roberts for a New Liquor License for Gold Canyon RV & Gold Resort, located at 7151 E. US Highway 60, Gold Canyon, AZ 85118. Supervisor District 5. (Natasha Kennedy) **APPROVED**
- * F. Discussion/approval/disapproval of the Special Event License application of John Brewer Schempf, Superstition Mountain Museum, for an event to be held at Superstition Mountain Museum located at 4087 N. Apache Trail, AZ 85119, on Saturday, February 1, 2020 from 5:00 p.m. to 8:00 p.m. Supervisor District 5. (Natasha Kennedy) **APPROVED**
- * G. Discussion/approval/disapproval of a FY 19/20 budget amendment to reallocate budget capacity in order to create cost center reporting under the Information Technology Department and approve a Communications and Marketing Director job classification. (Louis Andersen) **APPROVED**
- * H. Discussion/approval/disapproval of a FY 19/20 budget amendment to reallocate budget capacity in order to create a second deputy county manager position and cost center. (Louis Andersen) **APPROVED**
- * I. Discussion/approval/disapproval of Resolution No. 102319-MSIDD to cancel the November 12, 2019, election for the Maricopa-Stanfield Irrigation and Drainage District Board (MSIDD) pursuant to A.R.S. 16-410(A) as there is only one nominee for each open position on the Board of Directors and to deem those candidates elected. (Michele Forney/Louis Andersen) **APPROVED**
- * J. Discussion/approval/disapproval of precinct committeemen as follows: Democratic, Pct 18, Monte W. Allen, 1465 W. Harding Ave, Coolidge, 85128; Pct 26, Delmer A. Johnson, 31240 N Latigo Lane, San Tan Valley, 85143; Pct 80, David Yellin, 20590 N Lemon Drop Dr, Maricopa, 85138. Republicans, Resignations, Pct 27, Mark Dumal, 24528 N Good Pasture Ln, Florence, 85132; Pct 27, Christina Dumal, 24528 N Good Pasture Ln, Florence, 85132, Pct 39, Garland Shreves, 2948 N Taylor Lane, Casa Grande, 85122, Pct 83, Debra Rhodes, 1441 E Avenida Grande, Casa Grande, 85122, Pct 83, Ronald Rhodes, 1441 E Avenida Grande, Casa Grande, 85122. Republican Appointments: Pct 13, Louise B Kant, 5374 N Gila Trail Dr, Eloy 85131; Pct 13, Thomas M. Britt, 5161 N Scottsdale Rd, Eloy, 85131; Pct 17, David G. Ventura, 904 N Washington St, Apt 205, Coolidge, 85128; Pct 26, Deborah L. Banks, 126 W Saddle Way, San Tan Valley, 85143; Pct 26, Marjorie A Lyman, address redacted by request,

San Tan Valley, 85143; Pct 26, John A. Penland, 378 E Castle Rock Rd, San Tan Valley, 85143; Pct 26, Karen M. Penland, address redacted by request, San Tan Valley, 85143; Pct 30, Alex N Stovall, 37713 W Amalfi Ave, Maricopa, 85138; Pct 69, Karen Edwards, 31944 N Caspian Way, San Tan Valley, 85143; Pct 69, Wesley A Edwards, 31944 N Caspian Way, San Tan Valley, 85143; Pct 70, Morgan A Jobst, 2300 E Magma Rd, Unit 74, San Tan Valley, 85142; Pct 75, Barbara A. Bruehler, 853, E Dry Creek Rd, San Tan Valley, 85143; Pct 79, Jonathan D Williams, 44151 W Palmen Dr, Maricopa, 85138; Pct 92, Kristina A Murdock, 37912 S Escocia Lane Tucson, 85739; Pct 95, Michael T Miller, 1855 W Desert Spring Way, San Tan Valley, 85142; Pct 101, Suzanne M Nusso, 46176 W Amsterdam Rd, Maricopa, 85139. (Michele Forney/Louis Andersen) **APPROVED**

- * K. Discussion/approval/disapproval of Poll Workers for Maricopa Unified School District's November 5, 2019 Jurisdictional Election pursuant to A.R.S. 16-351. (Michele Forney/Louis Andersen) **APPROVED**
- * L. Discussion/approval/disapproval of the Intergovernmental Agreement between Pinal County and The Town of Florence for Drainage Remediation due to the inadequate drainage caused by runoff from Diversion Dam Road. The parties desire to work cooperatively and share the cost of remediation. (Archie Carreon/Louis Andersen) **APPROVED**
- * M. Discussion/approval/disapproval of Maricopa Complex Land Lease Agreement for a period of 14 months commencing on December 1, 2019 and ending on February 28, 2021. The monthly rent will be in the sum of \$6,000. (Archie Carreon/Louis Andersen) **APPROVED**
- * N. Discussion/approval/disapproval of the APS Solar Communities Program Agreement. APS will install an approximately 807kW AC system on property owned by Pinal County located at 971 Jason Lopez Circle, Florence, AZ 85132. APS will also be installing lighting fixtures attached to the parking structure located at 971 Jason Lopez Circle, Florence, AZ 85132. (Archie Carreon/Louis Andersen) **APPROVED**
- * O. Discussion/approval/disapproval of the appointment of the following to the Pinal Workforce Development Board (PWDB): Jim Sorensen appointment for a term beginning October 23, 2019 - October 31, 2022. This appointment was approved and accepted by the current members of the Pinal County Local Workforce Development Board. (Adeline Allen/Leo Lew) **APPROVED**
- * P. Discussion/approval/disapproval of the appointments of the following to the Pinal Workforce Development Board (PWDB): Delbert Hawk appointment for a term beginning October 23, 2019 - October 31, 2021 and Logen Kelly appointment for a term beginning 10/23/2019-10/31/2021. This appointment was approved and accepted by the current members of the Pinal County Local Workforce Development Board. (Adeline Allen/Leo Lew) **APPROVED**

- * Q. Discussion/approval/disapproval of Resolution No. 102319-PCHD, a resolution authorizing Pinal County Housing Department to charge uncollectible U.S. Department of Housing and Urban Development (HUD) vacated tenant accounts totaling \$2,743.75 for Uncollectible Debt as a loss. These accounts have been referred to a collection agency with no success in collecting monies owed. (Adeline Allen/Leo Lew) **APPROVED**

- * R. Discussion/approval/disapproval to accept a grant for \$10,432 from the Gila River Indian Community to provide on-demand video training for law enforcement regarding medical forensic exam services for victims of interpersonal violence. Acceptance of this grant requires a FY 19/20 budget amendment to transfer reserve appropriation only from Fund 213 (Grants/Project Contingency) to Fund 266 to increase revenue and expenditure appropriations. There is no impact on the general fund. (Tami Ryall/Levi Gibson) **APPROVED**

- * S. Discussion/approval/disapproval to accept a grant for \$74,960 over two years from the Gila River Indian Community. The funding will be used to expand the Pinal County Medical Forensic Services program for fiscal years 2019-2020 and 2020-2021. Acceptance requires an amendment to the FY 2019-2020 budget to transfer reserve appropriation only from Fund 213 (Grants/Project Contingency) to Fund 266 to increase revenues and expenditure appropriations. Acceptance also allows for the creation of a Forensic Nurse position. (Tami Ryall/Levi Gibson) **APPROVED**

- * T. Discussion/approval/disapproval of a fiscal agent grant agreement with the Ak-Chin Indian Community and Against Abuse, Inc. for \$39,939.63. The funding will be used by Against Abuse, Inc. for new computers and printers. There is no cost to the County. (Tami Ryall/Levi Gibson) **APPROVED**

- * U. Discussion/approval/disapproval of a fiscal agent grant agreement with the Ak-Chin Indian Community and the Regional Fire and Rescue Department (RFRD) for \$160,000. The funding will be used by RFRD for a new chassis for a fire apparatus. There is no cost to the County. (Tami Ryall/Levi Gibson) **APPROVED**

- * V. Discussion/approval/disapproval of a fiscal agent grant agreement with the Ak-Chin Indian Community and Native American Connections (NAC) for \$25,000. The funding will be used by NAC to support programs at the Phoenix Indian School Visitor Center. There is no cost to the County. (Tami Ryall/Levi Gibson) **APPROVED**

- * W. Discussion/approval/disapproval of Resolution No. 102319-SCA-DVFD and the submission of a grant application for \$5,000 to the San Carlos Apache Nation on behalf of the Dudleyville Volunteer Fire District for minor building repairs and signage. There is no cost to the County. (Tami Ryall/Levi Gibson) **APPROVED**

- * X. Discussion/approval/disapproval of Resolution No. 102319-RD19-025 accepting a warranty deed for Fee Right of Way to a portion of E. Combs Road, Archer Meadows, San Tan Valley. (RD19-025) (Bob Pate/Scott Bender) **APPROVED**

- * Y. Discussion/approval/disapproval of Resolution No. 102319-RD19-026 accepting a warranty deed for Fee Right of Way to a portion of N. Schnepf Road, Archer Meadows, San Tan Valley. (RD19-026) (Bob Pate/Scott Bender) **APPROVED**

- * Z. Discussion/approval/disapproval of Resolution No. 102319-RD19-027 granting release of Third Party Trust Assurance Agreement for Construction of Subdivision Improvements Associated with Pecan Cove, Trust No. 9315, located in Section 29, Township 2 South, Range 8 East. (RD19-027) (Loretta Ravelo/Scott Bender) **APPROVED**

- * AA. Discussion/approval/disapproval of Resolution No. 102319-RD19-029 accepting a warranty deed for Fee Right of Way to a portion of Ironwood Road, San Tan Valley. (RD19-029) (Bob Pate/Scott Bender) **APPROVED**

- * BB. Discussion/approval/disapproval of Resolution No. 102319-RD19-030 accepting a warranty deed for Fee Right of Way to a portion of Ironwood Road and Pima Road, San Tan Valley, Arizona. (RD19-030) (Bob Pate/Scott Bender) **APPROVED**

- * CC. Discussion/approval/disapproval of Resolution No. 102319-RD19-031 accepting from the Arizona State Land Department as assignment of Right-of-Way, R/W No. 16-102919 for a public roadway and underground utilities know as a portion of Phillips Road located in Township 3 South, Range 7 East, Sections 10 and 15, in the unincorporated area of Pinal County, Arizona, Supervisory District 2. (RD19-031) (Dale Van Winkle/Scott Bender) **APPROVED**

- * DD. Discussion/approval/disapproval of Final Award of Emergency Management Performance Grant - EMF-2019-EP-00010 and Subrecipient Agreement EMCO-12 in the amount of \$318,944.76. (GA19-009) (Chuck Kmet/Scott Bender) **APPROVED**

- * EE. Discussion/approval/disapproval of Special Event Permit SEP-017-19: Fore Bay Management, LLC applicant, to allow the "Desert Lantern Festival" event to be held at 20585 E Water Way, Florence, Country Thunder Grounds, on November 15th and 16th 2019, from 3:00 p.m. to 9:00 p.m. (Emma Gonzalez/Himanshu Patel) **APPROVED**

- * FF. Discussion/approval/disapproval of Final Plat for Saddlebrooke Unit 6 (FP15-001). (Gilbert Olgin/Himanshu Patel) **APPROVED**

- * GG. Discussion/approval/disapproval of Apache Land LLC et. al., EPS group agent, requesting approval of a waiver of PCDSC Section 3.05.070, Pinal County Subdivision and Infrastructure Design Manual Sec. 3.3.2(x) "lots fronting on local streets" and PCDSC Section 3.35.020.F "...minimum of two permanent access points shall be provided..." for the Apacheland tentative plat (subdivision currently in review under case number S-025-18). The Community Development Director recommends approval of the request with no stipulations. (Steve Abraham/Himanshu Patel) **APPROVED**

- * HH. Discussion/approval/disapproval for Intergovernmental Agreement between Maricopa County and Pinal County Regarding Maricopa County Sheriff's Office Basic Training Academy. (Mark Lamb) **APPROVED**
- * II. Discussion/approval/disapproval of proposed settlement of property tax valuation appeal case number TX2018-000921 Mesquite Trails (PHX) ASLI VIII, LLC, pending in the Arizona Tax Court, and authorization of counsel to execute all documents necessary to finalize settlement. (Chris Keller/Douglas Wolf) **APPROVED**
- * JJ. Discussion/approval/disapproval of a waiver of conflict request from Coppersmith Brockelman, PLC so they can represent one of the named defendants in Pinal County v. Actavis PLC et. al.; Case No. CV2019-011448. The county attorney has reviewed this request and supports granting the waiver. (Chris Keller/Kent Volkmer) **APPROVED**
- * KK. Discussion/approval/disapproval of an application by the Pinal County Attorney for use of \$11,227 of anti-racketeering funds for the purchase of surveillance camera equipment for law enforcement use. 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) **APPROVED**
- * LL. Discussion/approval/disapproval of Resolution 102319-RD to provide emergency voting locations and hours for the upcoming election on November 5, 2019. The State legislature has recently amended A.R.S. section 16-411 to include giving the Board of Supervisors authority to designate places where emergency voting may take place including the hours of operation. (Chris Keller/Virginia Ross) **APPROVED**
- (5) Meeting of the Pinal County Library District Board of Directors. (Denise Keller/Leo Lew) **CONVENED INTO PINAL COUNTY LIBRARY DISTRICT**
- (6) Discussion/approval/disapproval of the Liquor License application, series 013 Farm Winery, of Vicki Lynn Cox Golder for a New Liquor License for Golder Ranch Wines, located at 64496 E. Edwin Road, Tucson, AZ 85739. Environment Health and Building Safety recommend disapproval. Supervisor District 4. (Continued from August 21, 2019 meeting) (Natasha Kennedy) **APPROVED**
- (7) Discussion/approval/disapproval of the Bureau of Justice Assistant, Office of Justice Program (OJP), Justice Reinvestment Initiative Grant Project (Grant No. 2019-ZB-BX-0006) between the U.S. Department of Justice, Office of Justice Programs and Pinal County through the Pinal County Attorney's Office to commence on October 1, 2019 and terminate September 30, 2022 in the amount of \$1,248,453 to expand the services and capabilities of the PCAO Pretrial Diversion Program. This includes the creation of two (2) Diversion Officer, Senior positions, and (1) Diversion Officer position. (Kent Volkmer) **APPROVED**

- (8) Discussion/approval/disapproval of Family Services of Conciliation Court utilizes a currently vacant Court Conciliator position #2869 within Fund 125 Cost Center 2630213 and the associated funding to create a Conciliation Court Case Coordinator position within the same funding source. The modification of organization structure of these positions will assist in supporting the necessary tasks duties of the program and meet the increased services to walk-ins since the relocation to the Superior Court. There will be no impact on the General Fund. (Kelly Sue Bohl/Tracy McElroy) **APPROVED**