



PINAL COUNTY

WIDE OPEN OPPORTUNITY

PINAL COUNTY BOARD OF SUPERVISORS REGULAR SESSION MINUTES

**Wednesday, April 21, 2021
9:30 AM**

BOARD OF SUPERVISORS

Chairman Stephen Q. Miller
Supervisor, District 3

Vice-Chairman Mike Goodman
Supervisor, District 2

Kevin Cavanaugh
Supervisor, District 1

Jeffrey McClure
Supervisor, District 4

Jeff Serdy
Supervisor, District 5

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

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

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

The Pinal County Board of Supervisors convened at 9:30 a.m. this date. The meeting was called to order by Chairman Miller, followed by an Invocation by Supervisor Cavanaugh and the pledge of allegiance by Chairman Miller.

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

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 Public -
Consideration and discussion of comments from the public. Those wishing to address the Pinal County Board of Supervisors may appear in-person or submit written comments, which shall be submitted to the ClerkoftheBoard@pinal.gov by close of business (5:00 p.m.) the day prior to the meeting. Comments shall be no more than 250 words. 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.

The following members of the public appeared before the Board and spoke in opposition of United States Federal Legislation H.R. 1: Rob Hudelson, Tucson, and Luke Meyers, Coolidge.

Mike Farber, Fire Chief of Superstition Fire Medical District, appeared before the Board, presented regarding the Fire District having been left out of the distribution of Cares Act funding, and for the record the presentation will be on file in the Clerk of the Board's Office.

Chairman Miller requested staff to follow up on the Fire District Cares Act funding.

The following additional members of the public appeared before the Board and spoke in opposition of United States Federal Legislation H.R. 1: Carolee Bailey, Oracle, for the record provided three additional letter of opposition which will be on file in the Clerk of the Board's Office; Anthony Ireland, Apache Junction; Georgia Gonzales, Oracle; Paul Bailey, Oracle; Nancy Borcalli, Oracle; Paul Lapotosky, Oracle; Preston Prunty, San Manuel; Marion Ewing, Oracle; and Deborah Treacy, Oracle.

Roberto Reveles, Gold Canyon, appeared before the Board and spoke regarding election integrity and unbiased law enforcement, and requested the Board complete a performance and financial audit of both departments. Further requesting the Election Department come before the Board and speak to the public on the process.

Supervisor Cavanaugh spoke regarding saving the constitutional republic and in response to today's comments requested the Chairman draft a letter to congressional delegation to express the opposition of Pinal County citizens regarding United States Federal Legislation H.R. 1.

Supervisor Serdy spoke regarding concerns of United States Federal Legislation H.R. 1 and requested that when Cares Act funding becomes available that the county prioritize the Superstition Fire Medical District.

Chairman Miller advised letters are being drafted in response to United States Federal Legislation H.R. 1 to send out to both Senators at a later date, which will be discussed in more detail with staff going forward.

10:32 a.m. – Chairman Miller announced the Clerk of the Board’s Office had received a Public Comment by email for the record which will be on file in the Clerk of the Board’s Office, from Jane Hellekson in opposition of United States Federal Legislation H.R. 1.

Item Action: Public Comments

- (2) Presentation and discussion regarding Pinal Partnership presented by Anthony Smith, President, and CEO. (Leo Lew)

Anthony Smith, President of Pinal Partnership, appeared before the Board and presented.

Item Action: Information Only

- (3) Discussion/approval/disapproval for Peace Officers Memorial Week May 9 through May 15, 2021 and May 4, 2021 as Peace Officers Memorial Day. (Mark Lamb)

Matthew Hedrick, Deputy Chief Sheriff, appeared before the Board and read the Peace Officers Memorial Week Proclamation into the record.

Item Action: Approved

Motion Made By: Supervisor Goodman

Seconded By: Supervisor Cavanaugh

To approve Peace Officers Memorial Week May 9 through May 15, 2021 and May 4, 2021 as Peace Officers Memorial Day.

Motion Passed

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

- (4) Presentation of Certificates of Service to employees for 20, 25, 30 and 35 years. (Leo Lew)

Leo Lew, County Manager, appeared before the Board and presented Certificates for Years of Service.

Diana Montijo, Sheriff’s Office Administrative Assistant, appeared before the Board, and thanked the Board of Supervisors.

Item Action: Information Only

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

Leo Lew, County Manager, provided updates regarding Pinal Partnership and the Homebuilders Update, and the ongoing meetings with the County Attorney’s Office to meet the challenges surrounding code compliance and desert dumping.

Item Action: Information Only

(6) Purchasing Division Report - April 21, 2021 (Shonna McBride/Lori Pruitt)

Shonna McBride, Purchasing Manager, appeared before the Board and presented.

Item Action: Approved

Motion Made By: Supervisor Goodman

Seconded By: Supervisor McClure

To approve the Purchasing Division Report as presented.

Motion Passed

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

(7) **CONSENT ITEMS:**

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

Chairman Miller asked if there were any requests from a Board Member, staff or the audience to remove any Consent Agenda Items for discussion, there being none, Chairman requests a motion.

Item Action: Approved Consent Agenda Items A through BZ

Motion Made By: Supervisor Goodman

Seconded By: Supervisor Cavanaugh

To approve Consent Agenda Items A through BZ.

Motion Passed

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

- * A. Discussion/approval/disapproval of Minutes from April 7, 2021, Regular Meeting 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 reappointment of the following Members at Large, to the Air Quality Control Hearing Board:
 - Michele Emig, P.O. Box 12398, Casa Grande, AZ 85130 Term: April 30, 2021, through April 29, 2024; and
 - Eugenia Slater, P.O. Box 1204, Kearny, AZ 85637 Term: January 9, 2021, through January 8, 2024 (Natasha Kennedy)
- * D. Discussion/approval/disapproval of the Tax Exemption Extension request received by the Assessor's Office for: Sandra K. Phipps, Justin Williams, Sandra M. Ellis, Donna R. Samuelson, Josefina Gonzalez, Diane Lynn Fox, and Vickie Pratt to be allowed to file for widow/widowers and/or disabled persons or non-profit organization tax exemption. (Natasha Kennedy)

- * E. Discussion/approval/disapproval to reallocate \$10,000 of excess budget capacity within cost center 2000210 (BOS Public Support) in order to contribute to the Town of Kearny for assistance with Town pool repairs. The Town is working toward having the pool be ready to open up by Memorial Day, May 31. (Kevin Cavanaugh)
- * F. Discussion/approval/disapproval of the following appointments for Precinct Committee Persons for the;
Republican Party:
 - Appointments: Pct. #37: Ronald R. Brown, 2054 N. Thornton Rd. Spc. 107, Casa Grande, 85122. Supervisor District #3.
 - Appointments: Pct. #43: Jerry D. Walker, 1829 W. 14th Ave., Apache Junction, 85120; Pct. #43: Mary Ellen Walker, 1829 W. 14th Ave., Apache Junction, 85120; Pct. #45: Kevin W. Taylor, 5269 N. San Marcos Dr., Apache Junction, 85120; Pct. #45: Tyler J. McAtee, 481 W. Kaniksu St., Apache Junction, 85120; Pct. #48: Rebecca A. Miller, 10031 E. Rugged Mountain Dr., Gold Canyon, 85118. Supervisor District #5.
 - Resignations: Pct. #32: Irving Scott, 426 E. Providence, Casa Grande, 85122. Supervisor District #3.
 - Resignations: Pct. #45: Franklin V. Ferguson, Jr., 264 E. Whiteley St., Apache Junction, 85119; Pct. #45: Wanda Ferguson, 264 E. Whiteley St., Apache Junction, 85119; Pct. 48: Jerry D. Walker, 1829 W. 14th Ave., Apache Junction, 85120; Pct. #48 Mary Ellen Walker, 1829 W. 14th Ave., Apache Junction, 85120. Supervisor District #5. (Stephanie Cooper/Himanshu Patel)
- * G. Discussion/approval/disapproval of a Shared Governance Agreement between the Pinal County Board of Supervisors (Chief Elected Officials), and the Pinal County Workforce Development Board (PCWDB) to recognize shared governance responsibility and specify the relationship between these two entities as required by the Workforce Innovation and Opportunity Act of 2014. (Public Law No. 113-128) (Joel Millman/Himanshu Patel)
- * H. Discussion/approval/disapproval of the updated By-Laws for the Pinal County Workforce Development Board (PCWDB) as developed and recommended by the PCWDB and as required by Section 1(B) of the Shared Governance Agreement with the PCWDB and 20 CFR § 679.310(g) (Joel Millman/Himanshu Patel)
- * I. Discussion/approval/disapproval of Amendment #2 between the Ak-Chin Indian Community, Pinal County, and the Dudleyville Fire District. The Dudleyville Fire District was awarded funds under Proposition 202 Tribal Gaming Funds in 2019. This amendment will change the original agreement date and the project description. (Heather Patel/Lori Pruitt)
- * J. Discussion/approval/disapproval to execute funding agreement number B-20-UC-04-0503 with the U.S .Department of Housing and Urban Development for Fiscal Year 2020 Community Development Block Grant funding in the amount of \$1,839,208. Pinal County submitted their FY20 Annual Action Plan in December 2020 which outlined the projects to be completed. Projects include: San Manuel and Dudleyville Park improvements, fire hydrants in Hopi Hills, and projects within the four participating communities Eloy, Florence, Mammoth, Maricopa. (Heather Patel/Lori Pruitt)

- * K. Discussion/approval/disapproval to execute funding agreement number M20- UC040222 with the U.S .Department of Housing and Urban Development for Fiscal Year 2020 HOME Investment Partnership funding in the amount of \$620,986. Pinal County submitted their FY20 Annual Action Plan in December 2020 which outlined the projects to be completed. Projects include: owner occupied housing rehabilitation and housing development (CHDO set-aside). (Heather Patel/Lori Pruitt)
- * L. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 03307 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by Rosa Idalia Rodriguez Murrieta. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * M. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 06706 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 26, 2021, a bid for \$700 was received by David E & Annette G Ortiz. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * N. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 06805 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 26, 2021, a bid for \$700 was received by David E Ortiz Jr. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * O. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 03703 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by Mario Alberto Amaya Grijalva. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * P. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 03802 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 29, 2021, a bid for \$700 was received by Mario Alberto Amaya Grijalva. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * Q. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 02705 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by Juana Mercado. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * R. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 02804 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by Juana Mercado. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * S. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 02903 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by Juana Mercado. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)

- * T. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 05609 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by Jose Ponce Landeros and Jose Ponce Ibarra. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * U. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 05708 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by Jose Ponce Landeros and Jose Ponce Ibarra. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * V. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 05807 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by Brayan Alexander Ibarra and Celestino Ibarra Diaz. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * W. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 05906 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by Brayan Alexander Ibarra and Celestino Ibarra Diaz. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * X. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 04800 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by Oscar Rodriguez Morales. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * Y. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 04909 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by Oscar Rodriguez Morales. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * Z. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 05005 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by Oscar Rodriguez Morales. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * AA. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 01608 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by Rosa and James Casady. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)

- * AB. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 01707 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by Rosa and James Casady. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * AC. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 01905 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by Rosa and James Casady. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * AD. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 02309 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by Rosa and James Casady. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * AE. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 02408 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by Rosa and James Casady. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * AF. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 04602 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by Rosa and James Casady. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * AG. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 03000 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 29, 2021, a bid for \$700 was received by R & D Investment Group LLC. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * AH. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 03109 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 29, 2021, a bid for \$700 was received by R & D Investment Group LLC. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * AI. Discussion/approval/disapproval of the sale of State Tax Deeded parcel 202-22-00600 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by R & D Investment Group LLC. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)

- * AJ. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 00808 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by R & D Investment Group LLC. Supervisor District #1.
(Pamela Villarreal/Lori Pruitt)
- * AK. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 00907 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by R & D Investment Group LLC. Supervisor District #1.
(Pamela Villarreal/Lori Pruitt)
- * AL. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 01004 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by R & D Investment Group LLC. Supervisor District #1.
(Pamela Villarreal/Lori Pruitt)
- * AM. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 01103 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by R & D Investment Group LLC. Supervisor District #1.
(Pamela Villarreal/Lori Pruitt)
- * AN. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 03208 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by R & D Investment Group LLC. Supervisor District #1.
(Pamela Villarreal/Lori Pruitt)
- * AO. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 03406 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by R & D Investment Group LLC. Supervisor District #1.
(Pamela Villarreal/Lori Pruitt)
- * AP. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 03505 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by R & D Investment Group LLC. Supervisor District #1.
(Pamela Villarreal/Lori Pruitt)
- * AQ. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 03604 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by R & D Investment Group LLC. Supervisor District #1.
(Pamela Villarreal/Lori Pruitt)

- * AR. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 202-22- 03901 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$700 was received by R & D Investment Group LLC. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * AS. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 205-06- 13401 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 31, 2021, a bid for \$2,150 was received by Charlie Sykes P.C. Supervisor District #1. (Pamela Villarreal/Lori Pruitt)
- * AT. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 404-18- 25706 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 29, 2021, a bid for \$2,100 was received by Paula Rae. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)
- * AU. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 404-19- 06100 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on September 10, 2020, receiving no bids at that time. On March 29, 2021, a bid for \$1,600 was received by Paula Rae. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)
- * AV. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 406-02- 39706 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on February 17, 2021. On March 10, 2021, the highest bid was for \$10,700 by Ridge Way Development LLC. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)
- * AW. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 406-03- 19805 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on February 17, 2021. On March 10, 2021, the highest bid was for \$10,700 by Earl & Ayetta Newton. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)
- * AX. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 407-03- 30909 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on February 17, 2021. On March 10, 2021, the highest bid was for \$10,700 by Earl & Ayetta Newton. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)
- * AY. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 406-02- 17702 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on February 17, 2021. On March 10, 2021, the highest bid was for \$10,600 by Uptown Cottages LLC. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)
- * AZ. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 406-02- 34202 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on February 17, 2021. On March 10, 2021, the highest bid was for \$10,100 by Uptown Cottages LLC. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)
- * BA. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 406-02- 39300 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on February 17, 2021. On March 10, 2021, the highest bid was for \$10,100 by Uptown Cottages LLC. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)

- * BB. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 406-02- 42106 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on February 17, 2021. On March 10, 2021, the highest bid was for \$10,100 by Uptown Cottages LLC. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)
- * BC. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 406-02- 44409 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on February 17, 2021. On March 10, 2021, the highest bid was for \$10,200 by Uptown Cottages LLC. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)
- * BD. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 406-02- 49309 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on February 17, 2021. On March 10, 2021, the highest bid was for \$10,100 by Uptown Cottages LLC. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)
- * BE. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 406-03- 04104 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on February 17, 2021. On March 10, 2021, the highest bid was for \$10,300 by Uptown Cottages LLC. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)
- * BF. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 406-03- 29002 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on February 17, 2021. On March 10, 2021, the highest bid was for \$10,600 by Uptown Cottages LLC. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)
- * BG. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 406-04- 16007 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on February 17, 2021. On March 10, 2021, the highest bid was for \$10,500 by Uptown Cottages LLC. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)
- * BH. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 406-05- 02509 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on February 17, 2021. On March 10, 2021, the highest bid was for \$10,200 by Uptown Cottages LLC. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)
- * BI. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 406-05- 07607 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on February 17, 2021. On March 10, 2021, the highest bid was for \$10,600 by Uptown Cottages LLC. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)
- * BJ. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 406-05- 10908 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on February 17, 2021. On March 10, 2021, the highest bid was for \$10,600 by Uptown Cottages LLC. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)
- * BK. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 407-03- 08202 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on February 17, 2021. On March 10, 2021, the highest bid was for \$10,600 by Uptown Cottages LLC. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)

- * BL. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 407-03- 27400 pursuant to A.R.S. 42-18302. The parcel was advertised for auction on February 17, 2021. On March 10, 2021, the highest bid was for \$10,600 by Uptown Cottages LLC. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)

- * BM. Discussion/approval/disapproval for the sale of State Tax Deeded parcel 511-17- 037A5 pursuant to A.R.S. 42-18302. This parcel was previously advertised for auction on October 28th, 2020, receiving no bids at that time. On April 2nd, 2021 a bid for \$2600.00 was received by City of Refuge LLC. Supervisor District #4. (Pamela Villarreal/Lori Pruitt)

- * BN. Discussion/approval/disapproval of transfer of ownership of vehicle #21574, a 2007 GMC Envoy SUV with asset tag #30030476 from Public Works (fund 64, cost center 3111664) to PW Flood (fund 68, cost center 3111668) for the amount of \$3,928. (AD20-006) (Jim Higginbotham/Andrew Smith)

- * BO. Discussion/approval/disapproval of Resolution No. 042121-RD20-097 accepting a revised drainage easement executed by PB Bella Vista LLC (Grantor) to Pinal County (Grantee), to correct a defect in legal description. Supervisor District #1. (RD20-097) (Joe Ortiz/Andrew Smith)

- * BP. Discussion/approval/disapproval of a Purchase Agreement in the amount of \$160,614.00 for a Drainage Easement (\$136,917); Temporary Drainage Easement (\$21,937); Temporary Construction Easement (\$1,759) from property owned by Superstition View Ranchettes, LLC., parcel numbers 104-08-047, 104-08-048, 104- 08-049. This is an acquisition for the Meridian Road Project. This property is located within Section 6, Township 2 South, Range 8 East. Supervisor District #2. (RD20-094) (Celeste Garza/Andrew Smith)

- * BQ. Discussion/approval/disapproval of a Purchase Agreement in the amount of \$3,400 for Drainage Easement (\$1,025); Slope Easement (\$2,100); and Administrative Settlement (\$275) property owned by Olaya Loya and Pabel Loya, parcel number 104-08-024. This is an acquisition for the Meridian Road Project. This property is located within Section 31, Township 1 South, Range 8 East. Supervisor District #2. (RD20-095) (Celeste Garza/Andrew Smith)

- * BR. Discussion/approval/disapproval of Intergovernmental Agreement (IGA) between the Ak-Chin Indian Community Council and Pinal County regarding the provision of building plan review and/or inspection services to the Ak-Chin Indian Community. Supervisor District #4. (Dale Garcia/Lester Chow)

- * BS. Discussion/approval/disapproval of the Pinal County Attorney's Office requests to reapply for the Arizona Automobile Theft Authority (AATA) Vertical Prosecution Program Grant for FY21/22 between AATA and the Pinal County Board of Supervisors, through the Pinal County Attorney's Office, commencing on July 1, 2021 and terminating on June 30, 2022. (Kent Volkmer)

- * BT. Discussion/approval/disapproval of the 2020/2021 End of Year Report. (Jill Broussard)

- * BU. Discussion/approval/disapproval of the GOHS application in the amount of \$12,976.89 for the purchase of one (1) Mavic Pro 2 Drone with 2 year software license to be utilized by the Pinal County Regional Task Force for Vehicle Crime and Major Collision Investigations. (Mark Lamb)
- * BV. Discussion/approval/disapproval of the High Intensity Drug Trafficking Area (HIDTA) agreement, grant number HT-21-2945, between the City of Tucson, and the County of Pinal, through the Pinal County Sheriff's Office in the amount of \$140,268. The funds will be used for Wages/ERE, Overtime and Training. The budget appropriation will be included in the 2021 – 2022 fiscal year budget. There is no impact on the General Fund. (Mark Lamb)
- * BW. Discussion/approval/disapproval for Detective William Kinnard #217 who will be retiring from Pinal County Sheriff's office, effective April 30, 2021. Detective Kinnard #217 has requested that, in compliance with established precedence and protocol, he be permitted to purchase his PCSO issued duty weapon, identified as: Glock 17 @ \$25.00. Fair market value for Glock is approximately \$420.00. Purchase of issued weapon upon retirement is also in compliance with ARS 38-1115.A 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)
- * BX. Discussion/approval/disapproval to align the FY21 Standard Probation budget award and budget modification received by the Administrative Office of the Courts for the Standard Probation Program Services. Acceptance requires an amendment to the FY20/21 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 59 (Juvenile Prob/Standard Prob) to increase revenue and expenditures appropriations. There is no impact on the General Fund. (Kelly Sue Bohl/Denise Smith)
- * BY. Discussion/approval/disapproval to align the budget award and budget modification received by the Administrative Office of the Courts to provide Diversion Consequences Services. Acceptance requires an amendment to the FY20/21 budget to transfer appropriation from Fund 136 (Juv Prob/Diversion-Consequences) to Fund 213 (Grants/Project Contingency) reserve appropriations. There is no impact on the General Fund. (Kelly Sue Bohl/Denise Smith)
- * BZ. Discussion/approval/disapproval to align the FY21 Treatment budget award and budget modification received by the Administrative Office of the Court for the JPSF Treatment Program Services. Acceptance requires an amendment to the FY20/21 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) and Fund 60 (Juvenile Prob/Fees - Contingency) to Fund 137 (Juvenile Prob/Treatment) to increase revenue and expenditures appropriations. There is no impact on the General Fund. (Kelly Sue Bohl/Denise Smith)

10:32 a.m. – Chairman Miller announced the Clerk of the Board's Office had received a Public Comment by email, please refer back to Item #1 for the Public Comment.

- (8) Meeting of the Pinal County Flood Control District Board of Directors. (Christopher Wanamaker/Andrew Smith)

Chairman Miller 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 Pinal County Flood Control District Agenda

Chairman Miller adjourned the Pinal County Flood Control District Board of Directors Meeting and reconvened the Pinal County Board of Supervisors Meeting.

(9) PLANNING AND ZONING CONSENT ITEMS:

The Board shall open a collective public hearing for the following agenda items as a group. If no request is made by a member of the public, staff member, board member or the applicant to be heard on a specific item(s), the Board shall close the public hearing as to such item(s) and vote to approve the recommendation of the Planning and Zoning Commission. If a request is made to be heard on a specific item(s), the public hearing for such item(s) shall remain open and the Board shall separately take testimony and public comment and render its decision on such item(s).

Chairman Miller asked if there were any requests from a Board Member, staff or the audience to remove any Planning and Zoning Consent Agenda Items for discussion, there being none. Chairman opened the Public Hearing for Items (9) A through (9) F, 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 and requested a motion.

Item Action: Approved Planning and Zoning Consent Agenda Items (9) A through (9) F as recommended by the Planning and Zoning Commission.

Motion Made By: Supervisor Goodman

Seconded By: Supervisor McClure

To approve Planning and Zoning Consent Agenda Items (9) A through (9) F as recommended by the Planning and Zoning Commission.

Motion Passed

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

- A. **Public Hearing** and discussion/approval/disapproval of Ordinance No.2021-PZ-002- 20, an Ordinance approving case PZ-002-20; Lance Keator/Keator Storage, owner and Pinal Design Group LLC, agent/applicant, requesting approval of the rezoning of 13.89± acres from Manufactured Home Park (MHP) Zoning District to General Commercial(C-3) Zoning District to allow for mini storage, RV vehicle parking and related uses; situated in Section 12, Township 5 South, Range 8 East, G&SRB&M (legal on file), tax parcel 209-13-007C, located 2.11 miles east of North Arizona Boulevard, on Highway 287, on the north side of Highway 287 within proximity to the City of Coolidge. The Planning Commission recommended approval unanimously (7-0) of case PZ-002-20 with two (2) stipulations. Supervisor District #1 (Gilbert Olgin/Lester Chow).
- B. **Public Hearing** and discussion/approval/disapproval of Ordinance No.2021-PZ-PD- 002-20, an Ordinance approving case PZ-PD-002-20; Lance Keator/Keator Storage, owner and Pinal Design Group LLC, agent/applicant, requesting approval of the Keator Storage Planned Area Development (PAD) Overlay to establish development standards for a vehicle & mini-storage commercial development, on 13.89± acres; situated in Section 12, Township 5 South, Range 8 East, G&SRB&M (legal on file), tax parcel 209-13-007C, located 2.11 miles east of North Arizona Boulevard, on Highway 287, on the north side of Highway 287 within proximity to the City of Coolidge.. The Planning Commission recommended approval unanimously (7-0) of case PZ-PD-002-20 with thirteen (13) stipulations. Supervisor District #1 (Gilbert Olgin/Lester Chow).

- C. **Public Hearing** and discussion/approval/disapproval of Resolution No. 2021-PZ- PA-010-20, a Resolution approving case PZ-PA-010-20; Trekell Ranch LLC, landowner/applicant, Roy Pittullo, agent, requesting a Non-Major Comprehensive Plan Amendment to amend the Land Use Plan and re-designate 157.73± acres of land from Moderate Low Density Residential (1-3.5 du/ac) to Employment, situated in a portion of Section 33, T6S, R6E G&SRB&M, Pinal County, tax parcels 505-33- 020A, 505-33-020B, 505-33-0100, 505-33-004A (legal on file), located southwest of Union Pacific Railroad, on the east side of Trekell Road, a quarter mile south of the City of Casa Grande. The Planning Commission recommended approval unanimously (7-0) of case PZ-PA-010-20 with no stipulations. Supervisor District #3. (Sangeeta Deokar/Lester Chow).
- D. **Public Hearing** and discussion/approval/disapproval of Resolution No. 2021-PZ-PA- 011-20, an Resolution approving case PZ-PA-011-20; El Dorado Bella Vista, LLC, landowner, Greg Davis with Iplan Consulting, applicant, requesting a Non-Major Comprehensive Plan amendment to re designate 16.78± acres from Suburban Neighborhood land use designations to Community Center land use designation to allow a higher density development, a portion of the West half of the Northeast quarter of Section 15, Township 3 South, Range 8 East, G&SRB&M (legal on file) a portion of tax parcel 210-15-001B, located at the northeast corner of Schnepf Road and Toscana Loop Road in the Bella Vista Farms master plan community within San Tan Valley. The Planning Commission recommended approval unanimously (8-0) of case PZ-PA-011-20 with no stipulations. Supervisors District #5 (Gilbert Olgin/Lester Chow).
- E. **Public Hearing** and discussion/approval/disapproval of Ordinance No.2021-PZ-018- 20, an Ordinance approving case PZ-018-20; El Dorado Bella Vista, LLC, landowner, Greg Davis with Iplan Consulting, applicant, requesting approval of the rezoning of 16.78± acres from Single Residence (CR-3) Zone (16.78±) to Multiple Residential (MR) Zone to allow for development standards for a multiple dwelling residential development, a portion of the West half of the Northeast quarter of Section 15, Township 3 South, Range 8 East, G&SRB&M (legal on file) a portion of tax parcel 210-15-001B, located at the northeast corner of Schnepf Road and Toscana Loop Road in the Bella Vista Farms master plan community within San Tan Valley; The Planning Commission recommended approval unanimously (8-0) of case PZ-018-20 with one (1) stipulation. Supervisors District # 5 (Gilbert Olgin/Lester Chow).
- F. **Public Hearing** and discussion/approval/disapproval of Ordinance No.2021-PZ-PD- 018-20, an Ordinance approving case PZ-PD-018-20; El Dorado Bella Vista, LLC, landowner, Greg Davis with I-plan Consulting, requesting approval of the Bella Vista Farms MR PAD Overlay Zoning District, on 16.78± acres, to allow for development standards for a multiple dwelling residential development, a portion of the West half of the Northeast quarter of Section 15, Township 3 South, Range 8 East, G&SRB&M (legal on file) a portion of tax parcel 210-15-001B, located at the northeast corner of Schnepf Road and Toscana Loop Road in the Bella Vista Farms master plan community within San Tan Valley. The Planning Commission recommended approval unanimously (8-0) of case PZ-PD-018-20 with fifteen (15) stipulations. Supervisors, District # 5 (Gilbert Olgin/Lester Chow).

- (10) **Public Hearing** and discussion/approval/disapproval of Ordinance No. 2021-PZ-004-21, an Ordinance approving case PZ-004-21; San Manuel Holdings LLC, landowner, Carolyn Oberholtzer, Agent/Applicant, requesting approval to rezone 10± acres from CI-1 (Light Industry And Warehouse Zone--PZ-014-98) to C-3 (General Commercial Zoning District), to allow for a Medical Marijuana Dispensary Off-Site Cultivation Location; situated in a portion of Section 29, Township 09 South, Range 17 East, of the G&SRB&M (legal on file); tax parcels 307-05-020A & 307-05-029; located about a mile north of the San Manuel unincorporated area of Pinal County. The Planning Commission recommended approval unanimously (7-0) with three (3) stipulations of case PZ-004-21, Supervisor District #1. (Evan Evangelopoulos/Lester Chow)

Chairman Miller announced Agenda Items 10, 11, and 12 pertain to the same Zoning Case therefore, we will see a presentation on all three items collectively and the Board will take action on each item separately.

Evan Evangelopoulos, Planner, appeared before the Board and presented on Items 10, 11, and 12.

Andrew Yancy, Bergin, Frakes, Smalley, and Oberholtzer, PLLC on behalf of the Applicant, appeared before the Board and presented on Items 10, 11, and 12, and requested stipulation modifications for Items 11 and 12.

Discussion held regarding the Applicants requested stipulation modifications and how to proceed.

11:12 a.m. – Chairman Miller announced the Board will take a brief recess.

11:30 a.m. - Chairman Miller reconvened the Pinal County Board of Supervisors Meeting

Further discussion held regarding the Applicants requested stipulation modifications.

Chairman Miller opened the Public Hearing for Item 10, 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 and requested a motion.

Item Action: Approved with three (3) Stipulations

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor McClure

To approve Ordinance No. 2021-PZ-004-21, an Ordinance approving case PZ-004-21; San Manuel Holdings LLC, landowner, Carolyn Oberholtzer, Agent/Applicant. The Planning Commission recommended approval unanimously (7-0) with three (3) stipulations of case PZ-004-21.

Motion Passed

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

- (11) **Public Hearing** and discussion/approval/disapproval of Ordinance No 2021-PZ-PD-003-21, an Ordinance approving case PZ-PD-003-21; San Manuel Holdings LLC, landowner, Carolyn Oberholtzer, Agent/Applicant, requesting approval of a Planned Area Development (PAD) Overlay Zoning District of 10± acres to allow for a Medical Marijuana Dispensary Off-Site Cultivation Location; situated in a portion of Section 29, Township 09 South, Range 17 East, of the G&SRB&M (legal on file); tax parcels 307-05-020A & 307-05-029; located about a mile north of the San Manuel unincorporated area of Pinal County. The Planning Commission recommended approval unanimously (7-0) of case PZ-PD-003-21 with seven (7) stipulations, Supervisor District #1. (Evan Evangelopoulos/Lester Chow)

Chairman Miller opened the Public Hearing for Item 11, 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.

Steve Abraham, Planning Manager, appeared before the Board and provided direction if the Board is inclined to proceed with the Applicants requested stipulation modifications.

Item Action: Approved with seven (7) Stipulations, with the following modifications to Stipulations #2 and #3 to read as follows:

2. Any General Commercial Zoning District (C-3) uses, other than medical marijuana dispensary off-site cultivation location, shall require a new site plan submittal and approval.

3. The San Manuel Medical Marijuana Dispensary Off-Site Cultivation Location project PAD (PZ-PD-003-21) is to be developed in general conformance with the site plan/development plan (SPR-007-21) submitted in February 2021, along with the applicant's other supplementary documentation in accordance with the applicable criteria set forth in Chapters 2.191 and 2.176 of the Pinal County Development Services Code. The landscaping and 6' decorative steel wall depicted on the site plan may be phased and are not required to be completed until there is a change of use on the property triggering a new site plan.

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor McClure

To approve Ordinance No 2021-PZ-PD-003-21, an Ordinance approving case PZ-PD-003-21; San Manuel Holdings LLC, landowner, Carolyn Oberholtzer, Agent/Applicant. The Planning Commission recommended approval unanimously (7-0) of case PZ-PD-003-21 with seven (7) stipulations, with the following modifications to Stipulations #2 and #3 to read as follows:

2. Any General Commercial Zoning District (C-3) uses, other than medical marijuana dispensary off-site cultivation location, shall require a new site plan submittal and approval.

3. The San Manuel Medical Marijuana Dispensary Off-Site Cultivation Location project PAD (PZ-PD-003-21) is to be developed in general conformance with the site plan/development plan (SPR-007-21) submitted in February 2021, along with the applicant's other supplementary documentation in accordance with the applicable criteria set forth in Chapters 2.191 and 2.176 of the Pinal County Development Services Code. The landscaping and 6' decorative steel wall depicted on the site plan may be phased and are not required to be completed until there is a change of use on the property triggering a new site plan.

Motion Passed

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

- (12) **Public Hearing** and discussion/approval/disapproval of Resolution No. 2021-SUP-002-21, a Resolution approving case SUP-002-21; San Manuel Holdings LLC, landowner, Carolyn Oberholtzer, Agent/Applicant, requesting a Special Use Permit to use 10± acres as a Medical Marijuana Dispensary Off-Site Cultivation Location; situated in a portion of Section 29, Township 09 South, Range 17 East, of the G&SRB&M (legal on file); tax parcels 307-05-020A & 307-05-029; located about a mile north of the San Manuel unincorporated area in Pinal County. The Planning Commission recommended approval unanimously (7-0) of case SUP-002-21 with six (6) stipulations. Supervisor District #1. (Evan Evangelopoulos/Lester Chow)

Chairman Miller opened the Public Hearing for Item 12, 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.

Steve Abraham, Planning Manager, appeared before the Board and provided direction if the Board is inclined to proceed with the Applicants requested stipulation modifications.

Item Action: Approved with six (6) Stipulations, with the following modifications to Stipulations #2 and #3 to read as follows, further noting with the deletion of Stipulation #4, said Item Final Action, Approved with five (5) Stipulations:

2. The San Manuel Medical Marijuana Dispensary Off-Site Cultivation Location project SUP (SUP-002-21) is to be developed in general conformance with the site plan/development plan (SPR-007-21) submitted in February 2021, along with the applicant's other supplementary documentation in accordance with the applicable criteria set forth in Chapters 2.191 and 2.176 of the Pinal County Development Services Code. The landscaping and 6' decorative steel wall depicted on the site plan may be phased and are not required to be completed until there is a change of use on the property triggering a new site plan approval.

3. The Special Use Permit is issued to the land for a period of one year from date of the Board of Supervisors approval; or the expiration date for a medical marijuana dispensary offsite cultivation location special use permit in effect on April 20, 2022.

4. Delete Stipulation #4.

Final Motion after all inclusions:

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor McClure

To approve Resolution No. 2021-SUP-002-21, a Resolution approving case SUP-002-21; San Manuel Holdings LLC, landowner, Carolyn Oberholtzer, Agent/Applicant. The Planning Commission recommended approval unanimously (7-0) of case SUP-002-21 with six (6) stipulations, with the following modifications to Stipulations #2 and #3 to read as follows, further noting with the deletion of Stipulation #4, said Item Final Action, approved with five (5) Stipulations:

2. The San Manuel Medical Marijuana Dispensary Off-Site Cultivation Location project SUP (SUP-002-21) is to be developed in general conformance with the site plan/development plan (SPR-007-21) submitted in February 2021, along with the applicant's other supplementary documentation in accordance with the applicable criteria set forth in Chapters 2.191 and 2.176 of the Pinal County Development Services Code. The landscaping and 6' decorative steel wall depicted on the site plan may be phased and are not required to be completed until there is a change of use on the property triggering a new site plan approval.

3. The Special Use Permit is issued to the land for a period of one year from date of the Board of Supervisors approval; or the expiration date for a medical marijuana dispensary offsite cultivation location special use permit in effect on April 20, 2022.

4. Delete Stipulation #4.

Motion Passed

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

- (13) **Public Hearing** and discussion/approval/disapproval of Ordinance No. 2021-PZ-019-20, an Ordinance approving case PZ-019-20; Lookout Mountain Partners, LLC, landowner, United Engineering Group, applicant/engineer requesting approval of a rezone of approximately 10± acres from CR-5/PAD (Multiple Residence Zone) to R-7/PAD (Single Residence Zone) to allow for the a planned area development known as Lookout Mountain- Parcel B situated in a portions of Sections 10 T04S, R08E G&SRB&M; portion of Tax parcels 200-25-002F (legal on file) located west of Hunt Highway near the Oasis Golf Club in the San Tan Valley area. The Planning Commission recommended approval (6-1) of case PZ-019-20 with two (2) stipulations. Supervisor District #2. (Sangeeta Deokar/Lester Chow)

Chairman Miller announced Agenda Items 13 and 14 pertain to the same Zoning Case therefore, we will see a presentation on two items collectively and the Board will take action on each item separately.

Sangeeta Deokar, Planner, appeared before the Board and presented on Items 13 and 14.

Sean Hamill, United Engineering Group on behalf of the Applicant, appeared before the Board and presented.

Discussion held regarding staff's recommendation for denial.

Chairman Miller opened the Public Hearing for Item 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, there being none. Chairman closed the Public Hearing.

Item Action: Approved with two (2) Stipulations

Motion Made By: Supervisor Goodman

Seconded By: Supervisor Cavanaugh

To approve Ordinance No. 2021-PZ-019-20, an Ordinance approving case PZ-019-20; Lookout Mountain Partners, LLC, landowner, United Engineering Group, applicant/engineer. The Planning Commission recommended approval (6-1) of case PZ-019-20 with two (2) stipulations.

Motion Passed

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

- (14) **Public Hearing** and discussion/approval/disapproval of Ordinance No.2021-PZ-PD-019-20, an Ordinance approving case PZ-PD-019-20; Lookout Mountain Partners, LLC, landowner, United Engineering Group, applicant/engineer requesting approval of a Planned Area Development (PAD) Overlay Zoning District on approximately 10± acres to allow for a planned area development known as Lookout Mountain-Parcel B situated in a portions of Sections 10 T04S, R08E G&SRB&M; portion of Tax parcels 200-25-002F (legal on file) located west of Hunt Highway near the Oasis Golf Club in the San Tan Valley area. The Planning Commission recommended approval (6-1) of case PZ-PD-019-20 with eighteen (18) stipulations. Supervisor District #2. (Sangeeta Deokar/Lester Chow).

Chairman Miller opened the Public Hearing for Item 14, 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 with eighteen (18) Stipulations

Motion Made By: Supervisor Goodman

Seconded By: Supervisor Cavanaugh

To approve Ordinance No.2021-PZ-PD-019-20, an Ordinance approving case PZ-PD-019-20; Lookout Mountain Partners, LLC, landowner, United Engineering Group, applicant/engineer. The Planning Commission recommended approval (6-1) of case PZ-PD-019-20 with eighteen (18) stipulations.

Motion Passed

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

- (15) **Public Hearing** and discussion/approval/disapproval of Ordinance No.2021-PZ-009-20, an Ordinance approving case PZ-009-20; VP MRV P2, LLC, landowner, United Engineering Group, applicant/engineer requesting approval of a rezone of approximately 287.5± acres from CR-3/PAD (Single Residence Zone) to R-7 (Single Residence Zone) to allow for the a planned area development known as Skyline Village situated in a portion of Section 11 T03S, R08E G&SRB&M; of Tax parcel 210-11-001C (legal on file) located southwest of Skyline Drive and Quail Run Lane in the San Tan Valley area.. The Planning Commission recommended approval unanimously (8-0) of case PZ-009-20 with two (2) stipulations. Supervisor District #5 (Brian Hurskainen/Lester Chow).

Chairman Miller announced Agenda Items 15 and 16 pertain to the same Zoning Case therefore, we will see a presentation on two items collectively and the Board will take action on each item separately.

Brian Hurskainen, Planner, appeared before the Board and presented on Items 15 and 16.

Jordan Rose, Rose Law Group on behalf of the Applicant, appeared before the Board, introduced her team and advised if the Board requests she has a presentation prepared.

Chairman Miller opened the Public Hearing for Item 15, 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 with two (2) Stipulations

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor McClure

To approve Ordinance No.2021-PZ-009-20, an Ordinance approving case PZ-009-20; VP MRV P2, LLC, landowner, United Engineering Group, applicant/engineer. The Planning Commission recommended approval unanimously (8-0) of case PZ-009-20 with two (2) stipulations.

Motion Passed

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

- (16) **Public Hearing** and discussion/approval/disapproval of Ordinance No.2021-PZ-PD-009-20, an Ordinance approving case PZ-PD-009-20; A.S. 45, VP MRV P2, LLC, landowner, United Engineering Group, applicant/engineer requesting approval of a Planned Area Development (PAD) Overlay Zoning District on approximately 287.5± acres to allow for a planned area development known as Skyline Village situated in a portion of Section 11 T03S, R08E G&SRB&M; of Tax parcel 210-11-001C (legal on file) located southwest of Skyline Drive and Quail Run Lane in the San Tan Valley area. The Planning Commission recommended approval unanimously (8-0) of case PZ-PD-009-20 with twenty (20) stipulations. Supervisor District #5. (Brian Hurskainen/Lester Chow).

Chairman Miller opened the Public Hearing for Item 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 Public Hearing.

Item Action: Approved with twenty (20) Stipulations

Motion Made By: Supevisor Cavanaugh

Seconded By: Supervisor Serdy

To approve Ordinance No.2021-PZ-PD-009-20, an Ordinance approving case PZ-PD-009-20; A.S. 45, VP MRV P2, LLC, landowner, United Engineering Group, applicant/engineer. The Planning Commission recommended approval unanimously (8-0) of case PZ-PD-009-20 with twenty (20) stipulations.

Motion Passed

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

- (17) **Public Hearing** and discussion/approval/disapproval of Resolution No. 042121-RD20-096 ordering the abandonment and extinguishment of an easement comprising a portion of Sagebrush Street, 33 feet wide, commencing at Sunset Road and proceeding westerly on Sagebrush Street for approximately 288.22 feet, located within Section 12, Township 1 North, Range 8 East, of the Gila and Salt River Base and Meridian, Pinal County, Arizona. Supervisor District #5. (RD20-096) (Celeste Garza/Andrew Smith)

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

Chairman Miller opened the Public Hearing for Item 17, 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.

Anthony Ireland, Apache Junction, appeared before the Board and spoke in opposition of the extinguishment of easement.

Discussion held regarding the easement and opposition.

Johny Van Nieuwkerk, Applicant, appeared before the Board and presented regarding her request to obtain ownership of the easement.

Chairman Miller closed the Public Hearing.

Celeste Garza further presented.

Steve Abraham, Planning Manager, appeared before the Board and advised that a building permit could be requested by the applicant with the current property configuration.

Item Action: Approved

Motion Made By: Supervisor Cavanaugh

Seconded By: Supervisor McClure

To approve Resolution No. 042121-RD20-096 ordering the abandonment and extinguishment of an easement comprising a portion of Sagebrush Street, 33 feet wide, commencing at Sunset Road and proceeding westerly on Sagebrush Street for approximately 288.22 feet, located within Section 12, Township 1 North, Range 8 East, of the Gila and Salt River Base and Meridian, Pinal County, Arizona. Supervisor District #5.

Motion Passed

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

Nay: Serdy (1)

- (18) **Public Hearing** and discussion/approval/disapproval to adopt a substantial amendment to the Fiscal Year 2019-2023 Consolidated Plan through the U.S. Department of Housing and Urban Development to incorporate Community Development Block Grant Coronavirus round three (CDBG-CV3) funding in the amount of \$1,497,324 and Emergency Solutions Grant funding in the amount of \$156,877, and to adopt the associated Fiscal Year 2019 Annual Action Plan amendment which identifies projects for the use of CDBG-CV3 funding. CDBG-CV3 funding shall prevent, prepare for, or respond to the coronavirus. (Heather Patel/Lori Pruitt)

Heather Patel, Grants Administrator, appeared before the Board and presented.

Chairman Miller opened the Public Hearing for Item 18, 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 Cavanaugh

Seconded By: Supervisor Serdy

To approve to adopt a substantial amendment to the Fiscal Year 2019-2023 Consolidated Plan through the U.S. Department of Housing and Urban Development to incorporate Community Development Block Grant Coronavirus round three (CDBG-CV3) funding in the amount of \$1,497,324 and Emergency Solutions Grant funding in the amount of \$156,877, and to adopt the associated Fiscal Year 2019 Annual Action Plan amendment which identifies projects for the use of CDBG-CV3 funding. CDBG-CV3 funding shall prevent, prepare for, or respond to the coronavirus.

Motion Passed

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

- (19) Discussion/approval/disapproval of the revision to existing Pinal County Policy and Procedure (PCPP) 6.30 Smoking, Vaping, and Tobacco Product. (Mary Ellen Sheppard/Leo Lew)

Mary Ellen Sheppard, Interim Deputy County Manager and Human Resources Director, appeared before the Board and presented.

Item Action: Approved

Motion Made By: Supervisor Goodman

Seconded By: Supervisor McClure

To approve the revision to existing Pinal County Policy and Procedure (PCPP) 6.30 Smoking, Vaping, and Tobacco Product.

Motion Passed

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

- (20) **Work Session** Discussion Only on PZ-C-001-21: a Zoning regulations amendment in accordance with A.R.S. § 11-813(D) and PCDSC 2.165.030.A and at the request of the Pinal County Community Development Department, to Title 2 of the Pinal County Development Services Code amending Chapter 2.191: Medical marijuana dispensary, medical marijuana dispensary off-site cultivation location and medical marijuana food establishment, to consider amending the text to address recreational use, facility operational characteristics, permitted location, duration of Special Use Permit effective dates, and facility application requirements. (Steve Abraham/Lester Chow)

Steve Abraham, Planning Manager, appeared before the Board and presented.

Discussion held regarding the draft Ordinance and how the Board would like to proceed.

Greta Brandt, President of The Flower Shop and representing license holders, appeared before the Board and provided clarification as to Arizona Proposition 207 and license allocations.

Further discussion held regarding the draft Ordinance and how the Board would like to proceed.

Allen Quist, Deputy County Attorney, appeared before the Board and advised Arizona Proposition 207 has regulations in regards to off-site delivery.

Further discussion held regarding the draft Ordinance and how the Board would like to proceed.

Item Action: Information Only

- (21) Discussion and update on Pinal County redistricting process and an overview of election precincts. (Tami Ryall/Leo Lew)

Tami Ryall, Government Relations, appeared before the Board and presented.

Item Action: Information Only

- (22) Executive Session pursuant to A.R.S. 38-431.03(A)(3)(4) for legal advice regarding employee overpayment and possible litigation issue. (Chris Keller/Mary Ellen Sheppard)

Item Action: Convened into Executive Session

Motion Made By: Supervisor McClure

Seconded By: Supervisor Cavanaugh

To convene into Executive Session.

Motion Passed

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

2:41 p.m. – Supervisor Serdy left the meeting immediately following Executive Session.

Item Action: Adjourned Executive Session

Motion Made By: Supervisor McClure

Seconded By: Supervisor Goodman

To adjourn Executive Session.

Motion Passed

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

Absent: Serdy (1)

2:41 p.m. –Chairman Miller adjourned the April 21, 2021, Regular Meeting of the Board of Supervisors.

PINAL COUNTY BOARD OF SUPERVISORS



Stephen Q. Miller, Chairman

ATTEST:



Natasha Kennedy, Clerk of the Board

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

Approval of Minutes: May 5, 2021