PINAL COUNTY
WIDE OPEN OPPORTUNITY

PINAL COUNTY BOARD OF SUPERVISORS
REGULAR SESSION
MINUTES
Wednesday, May 15, 2024
9:37 AM

BOARD OF SUPERVISORS

Chairman Mike Goodman
Supervisor, District 2

Vice-Chairman Jeffrey McClure
Supervisor, District 4

Kevin Cavanaugh
Supervisor, District 1

Stephen Q. Miller
Supervisor, District 3

Jeff Serdy
Supervisor, District 5

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

All Presentations are attached to the Agenda at:
Click Here to View the Regular Session Agenda

and a Video Recording of this meeting can be viewed at:
Click Here to View Video Recording

Chairman Goodman offered for the Invocation by PCSO Chaplain Joe Samoge and the pledge of allegiance by Supervisor Cavanaugh.

The Pinal County Board of Supervisors convened at 9:37 a.m. this date. The meeting was called to order by Chairman Goodman with the announcement the Board may take a recess at 12:30 p.m.

Members Present: Chairman Mike Goodman; Vice-Chairman Jeffrey McClure; Supervisor Kevin Cavanaugh; Supervisor Stephen Q. Miller; 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 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 the passing of Tom Smith, recognized Tom and Sandie Smith who founded Pinal Partnership and were heavily involved in Pinal County, extended love, support and gratitude to Sandie in this time of loss; Anthony Smith, President of Pinal Partnership.
- Regarding concerns of corruption and collusion among local land developers, litigation and concerns, and reiterated his request for the Board to have an investigation conducted; Arlin Troutt, Gold Canyon.
- Regarding the passing of Tom Smith, in opposition of HCR 2660 and requested taxpayers contact Legislators, and in opposition of Item 20; Roberto Reveles, Gold Canyon.

Natasha Kennedy, Clerk of the Board announced for the Record Mr. Arlin Troutt has submitted his comment to the Clerk of the Board.

Item Action: Public Comments

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

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

Mark Lamb, Sheriff appeared before the Board and thanked Troy Davis, Brian Hillman, Christopher Lapre, and Rory Skedel for their dedication and service.

Leo Lew recognized Kelli Bunker, Judicial Office Supervisor for her service.

Kent Volkmer, County Attorney appeared before the Board and spoke regarding Debra Pieschl's dedication and service.

Debra Pieschl, Caseload Manager appeared before the Board.

David Roeber, Facilities Management appeared before the Board and thanked Yolanda Smith for her service and dedication.

Yolanda Smith, Custodian appeared before the Board.

Merissa Mendoza, Public Health Director appeared before the Board and thanked Jan Vidimos for her service and dedication.

Jan Vidimos, Public Health Manager appeared before the Board.

Leo Lew recognized Phillip Bentley, Court Security Officer for his service.

Chairman Goodman recognized long-serving employees and their contributions.

Item Action: Information Only

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

Leo Lew, County Manager provided the following Updates; thanked employees for their hard work, dedication, and recognized the following weeks; May 5, through May 11, 2024, was National Correctional Officers and Employees Week, today is National Peace Officers Memorial Day, and May 19, through May 25, 2024, is National Public Works Week, and provided the Maricopa Association of Government (MAG) update regarding the infrastructure study to extend Meridian Road.

Chairman Goodman, Vice-Chairman McClure, and Supervisor Miller spoke regarding the long time need for extension of Meridian Road and persistence of Pinal County.

Item Action: Information Only

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

Supervisor Cavanaugh provided the following District #1 Updates; Coolidge State of the County Meeting is on June 8, 2024, at 4:45 p.m., Maricopa State of the County Meeting is on June 29, 2024, at 4:45 p.m., and highlighted the groundbreaking event in Coolidge for Pinal Hispanic Council this facility will provide services for financial, medical, and mental health assistance and is scheduled to be completed prior to the first of the year.

Vice-Chairman McClure provided the following District #4 Updates; highlighted the Pinal Hispanic Council groundbreaking this will be a great addition to the community, spoke regarding his recent trip to Washington D.C. having met with many government officials talking space force at the Pentagon, satellites and security, upcoming influx of electric vertical takeoff and landing taxis coming to Maricopa County in the next few years, and Amazon will start to deliver by drone beginning next quarter in Maricopa County.

Supervisor Serdy provided the following District #5 Update; encouraged everyone to be mindful of fire season, please take all precautions and be aware anything dragging from your vehicle can spark a fire.

Supervisor Miller provided the following District #3 Update; he was unable to attend the Pinal Hispanic Council groundbreaking, instead Representative Juan Ciscomani visited and we did a tour at Ivanhoe Electric which is a copper exploration operation, very innovative and high technology operation which will be a benefit for Pinal County.

Chairman Goodman provided the following District #2 Updates; highlighted his recent trip to Washington D.C. where we discussed economic development, transportation, infrastructure, green energy, and avoiding power outages, this Saturday is the Bike Rodeo from 9:00 a.m. to 11:30 a.m., at The Home Depot this event is supported by local businesses and the fundraiser held at Quick Quack Car Wash and invited the community to attend, and thanked SRP for their efforts to address water supply issues in Pinal County, followed by Video.

Item Action: Information Only

(5) Discussion/approval/disapproval of a Proclamation for the Board of Supervisors to declare the week of May 19th through May 25th, 2024, as "National Travel and Tourism Week" in Pinal County. National Travel and Tourism Week was established by a congressional resolution in 1983 in order to celebrate the travel community and highlight how travel stimulates economic growth, creates quality jobs, inspires new businesses and elevates the quality of life for citizens every day. Proclamation to be read into the record by Courtney Gulley. (James Smith)

Courtney Gulley, Economic and Workforce Development appeared before the Board and introduced the item.

Supervisor Serdy encouraged people to visit Pinal County for travel and tourism.

Item Action: Approved

Motion Made By: Supervisor McClure Seconded By: Supervisor Cavanaugh

To approve a Proclamation for the Board of Supervisors to declare the week of May 19th through May 25th, 2024, as "National Travel and Tourism Week" in Pinal County. National Travel and Tourism Week was established by a congressional resolution in 1983 in order to celebrate the travel community and highlight how travel stimulates economic growth, creates quality jobs, inspires new businesses and elevates the quality of life for citizens every day.

Motion Passed

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

Courtney Gulley read the "National Travel and Tourism Week" Proclamation into the Record.

(6) Presentation and discussion regarding fee proposal for recreational shooting sites by The Bureau of Land Management Phoenix District by Leon Thomas, Government Affairs District Manager. (Natasha Kennedy)

Leon Thomas, District Manager, Phoenix District Bureau of Land Management appeared before the Board and presented.

Discussion held regarding the proposed fees, process to pay, safety measures taken at shooting ranges and closures during this fire season by the following Board Members and Bureau of Land Management Representative; Supervisor Cavanaugh, Supervisor Serdy, and Leon Thomas.

Chairman Goodman thanked Leon Thomas for his work and efforts in Pinal County.

Item Action: Information Only

(7) 2024 Presidential Preference Election, Primary, and General Elections Report on Election Preparations and the Election Infrastructure Update. (Information Only) (Dana Lewis)

Dana Lewis, Recorder appeared before the Board and provided the following updates; Presidential Preference Election cost, Primary Election preparations, voting methods, ballot proofing, voter registration, polling locations, growth in Pinal County, legislation changes, and for the Record provided a presentation to the Clerk of the Board.

Supervisor Cavanaugh inquired if this item allows for any discussion.

Chris Keller, Chief Civil Deputy County Attorney advised this item is for information only however, you can provide direction to Staff.

Supervisor Cavanaugh directed staff to provide a report addressing concerns that occurred in the Presidential Preference Election, returns not balancing and detail how these errors will be addressed in the Primary Election.

Item Action: Information Only

(8) Discussion and update(s) regarding the 2024 state and federal legislative session, including bills, budget proposals, committee hearings, and pending or proposed upcoming legislation requests from Board of Supervisor members, state or federal legislators, or their staff in attendance. (Stephen Miller)

Supervisor Miller advised State Legislators are finalizing water legislation today, spoke regarding his focus being on the replenishment component which was tied to 1172, is optimistic it will pass on the floor and be sent to be signed by the Governor, and noted there is a County Supervisors Association Meeting scheduled for tomorrow and is hopeful to have more information at that time.

Item Action: Information Only

(9) Purchasing Division Report - May 15, 2024. (Angeline Woods)

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

Item Action: Approved the Purchasing Division Report as presented

Motion Made By: Supervisor McClure Seconded By: Supervisor Cavanaugh

To approve the Purchasing Division Report as presented.

Motion Passed

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

(10) CONSENT ITEMS:

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

Chairman Goodman advised Supervisor Serdy has requested to pull Item Y and asked if there were any requests from a Board Member, staff or the audience to remove any additional consent agenda items for discussion, there being none.

Item Action: Approved Consent Agenda Items A through AH, Minus Y as presented

Motion Made By: Supervisor McClure Seconded By: Supervisor Miller

To approve Consent Agenda Items A through AH, Minus Y as presented.

Motion Passed

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

* A. Discussion/approval/disapproval for acceptance of funds raised from District 2 Quick Quack Car Wash fundraiser and donated bikes for bike drive. Car wash funds raised totaled $462.95 and the estimated value of donated bikes is $1,370. Supervisor District #2. (Mike Goodman)

* B. Discussion/approval/disapproval of Minutes from April 3, 2024, Regular Meeting of the Board of Supervisors. (Natasha Kennedy)

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

* D. Discussion/approval/disapproval of the Tax Exemption Extension request received by the Assessor's Office for: Yolanda Munoz, Linda Cannon, Abundio Colazo, Jake Payne, Daniel L. Kovitz, Robert E. Beck, Margaret Razo, Joyce Schueller, Elizabeth Wilhelm, John Luverne Crosser, Onye Bahati, Donna Smolik, Debra Goldbeck Farris, Patricia A. Clark, Belleann Cohen, Sue Roxana Wyrick, Daniel Dalton, Yolanda Murawski, and Patricia A. Garcia to be allowed to file for widow/widowers and/or disabled persons or non-profit organization tax exemption. (Natasha Kennedy)

* E. Discussion/approval/disapproval of Resolution No. 051524-SD determining the validity of petitions submitted for a boundary change to the Queen Creek County Island Fire District. (John Ellinwood/Brandy Schiller/Natasha Kennedy)

* F. Discussion/approval/disapproval of a Resolution No. 051524-OST to submit a grant application to Arizona State Parks' Recreational Trails Program for $120,000 and authorize the Director to accept the award and execute an agreement after legal review. A 5.7% match is required. This Resolution will memorialize the decision of the Board of Supervisors on April 3, 2024, to submit the application by Parks & Trails for the CAP Phase 2 construction of approximately 40 miles of fencing from Park Link Drive to the Town of Florence. Supervisor District #4. (Hezekiah Allen/Himanshu Patel)

* G. Discussion/approval/disapproval of an Award between Arizona Complete Health and Pinal County, through the Pinal County Board of Supervisors for $14,000. This grant will be used by the Pinal County Housing Authority for a consultant to complete a housing feasibility study on the land located on the Housing Authority property at Eleven Mile Corner. The funds for the award will be received and spent in FY 24/25. Therefore, revenue and expenses related to the award will be included in the budget for FY 24/25. There is no impact on the General Fund. Supervisor District #3. (Rolanda Cephas/Cathryn Whalen)

* H. Discussion/approval/disapproval of a Subrecipient Agreement between the City of Eloy and Pinal County, through the Pinal County Board of Supervisors beginning May 15, 2024, ending February 28, 2025, for $300,000. The City of Eloy has executed a Cooperative Agreement with Pinal County for the federal fiscal years of 2022-2024. As such, Pinal County will provide Community Development Block Grant funds to execute eligible activities in accordance with the Pinal County FFY2019-2023 Consolidated Plan. The City of Eloy will install ADA compliant street improvements as approved by the Board of Supervisors in the FFY22 Annual Action Plan. (Heather Patel/Angeline Woods)

* I. Discussion/approval/disapproval of Award Agreement CDC-RFA-CE-23-0002 under the Arizona State Toxicology Lab funding between the Arizona Department of Health Services and the Pinal County, through Pinal County Board of Supervisors, beginning September 1, 2023, ending August 31, 2024, for $37,676.50. Funding will be used by the Medical Examiner's Office for toxicology testing and improvement of the investigation of drug and overdose deaths. Acceptance requires an amendment to the FY 23/24 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 266 (MISC Grants) to increase revenues and expenditures. There is no impact on the General Fund. (Andre Davis/John Hu)

* J. Discussion/approval/disapproval of Resolution No. 051524-GA23-025A rescinding the approval of the previous version of the Second Amendment to the Development Agreement for Bella Vista Farms and approving the revised Second Amendment to the Development Agreement for Bella Vista Farms. Supervisor District #2. (GA23- 025A) (Joe Ortiz)

* K. Discussion/approval/disapproval of Resolution No. 051524-RD23-147 accepting Warranty Deed for fee right of way for a portion on Gary Road and Drainage Easement from Skyline and Gary Partners, LLC, an Arizona limited liability company (Grantor) to Pinal County, a political subdivision of the State of Arizona (Grantee). Supervisor District #2. (RD23-147) (Celeste Garza/Joe Ortiz)

* L. Discussion/approval/disapproval of Resolution No. 051524-RD23-150 accepting Warranty Deed from San Tan Heights Homeowners' Association, an Arizona non- profit corporation, for fee right of way to a portion on Hunt Highway. Supervisor District #2. (RD23-150) (Celeste Garza/Joe Ortiz)

* M. Discussion/approval/disapproval of Resolution No. 051524-RD23-151 accepting Subdivision Improvement Performance Bond No. SU1200188, associated with Bella Vista Farms Parcel K - Parcel 4, located in Sections 9 & 10, Township 3 South, Range 8 East. Supervisor District #2. (RD23-151) (Christopher Wanamaker/Joe Ortiz)

* N. Discussion/approval/disapproval of Resolution No. 051524-RD23-152 accepting Subdivision Improvement Performance Bond No. K41845892, associated with Bella Vista Farms Parcels G & H - Parcel 6, located in Section 9, Township 3 South, Range 8 East. Supervisor District #2. (RD23-152) (Christopher Wanamaker/Joe Oritz)

* O. Discussion/approval/disapproval of Resolution No. 051524-RD23-154 accepting Subdivision Improvement Performance Bond No. EACX4043080, associated with Bella Vista Farms Parcel K - Parcel 3, located in Sections 9 & 10, Township 3 South, Range 8 East. Supervisor District #2. (RD23-154) (Christopher Wanamaker/Joe Ortiz)

* P. Discussion/approval/disapproval of Resolution No. 051524-RD23-157 accepting Subdivision Improvement Performance Bond No. 070221747, associated with Borgata Offsite, located in Section 2, Township 3 South, Range 7 East. Supervisor District #2. (RD23-157) (Christopher Wanamaker/Joe Ortiz)

* Q. Discussion/approval/disapproval of acceptance of Grant of Easement between Pinal County, a political subdivision of the State of Arizona (Owner) and Arizona Water Company, an Arizona corporation. Supervisor District #3. (RD23-158) (Celeste Garza/Joe Ortiz)

* R. Discussion/approval/disapproval of Resolution No. 051524-RD23-148 accepting Drainage Easement from Mountain View 88 LLC, an Arizona limited liability company (Grantor) to Pinal County, a political subdivision of the State of Arizona (Grantee). Supervisor District #5. (RD23-148) (Celeste Garza/Joe Ortiz)

* S. Discussion/approval/disapproval of Resolution No. 051524-RD23-153 accepting Substitute Financial Surety for the Subdivision Improvement Maintenance Bond associated with Peralta Canyon Parcel 12, located in Section 16, Township 1 South, Range 9 East. Supervisor District #5. (RD23-153) (Christopher Wanamaker/Joe Ortiz)

* T. Discussion/approval/disapproval of Resolution No. 051524-RD23-155 accepting a Third Party Trust Assurance Agreement No. 60,566, associated with Magma Ranch III-Parcel 2A, located in Section 19, Township 3 South, Range 9 East. Supervisor District #5. (RD23-155) (Christopher Wanamaker/Joe Ortiz)

* U. Discussion/approval/disapproval of Resolution No. 051524-RD23-156 accepting Subdivision Improvement Performance Bond No. LICX1207124, associated with Magma Ranch Unit 3 Parcel 2 - Offsites, located in Section 19, Township 3 South, Range 9 East. Supervisor District #5. (RD23-156) (Christopher Wanamaker/Joe Ortiz)

* V. Discussion/approval/disapproval to submit a retroactive grant application to the Arizona Criminal Justice Commission for $348,507 with no match required. This grant will be used by the Pinal County Attorney's Office to create three new Legal Support grant positions to help backlogs for criminal cases. This agenda item was previously approved by the Pinal County Board of Supervisors on April 4, 2024, with a decreased amount and request for temporary employees only. (Kent Volkmer)

* W. Discussion/approval/disapproval of the Intergovernmental Agreements between Pinal County Elections Department and the following Cities and Towns; Apache Junction, Casa Grande, Coolidge, Eloy, Florence, Kearny, Mammoth, Maricopa, Queen Creek, Superior, and Winkelman for the preparation and conduct of election services through December 31, 2026. (Dana Lewis)

* X. Discussion/approval/disapproval of the following appointment for Precinct Committee Person for the Democratic Party:
Supervisor District #2:
Precinct #86 Blake Bracht, 131 W. Love Rd., San Tan Valley 85143. (Dana Lewis)

Item Y Pulled from Consent Agenda

* Y. Discussion/approval/disapproval of the polling locations to be used in the July 30, 2024, Primary Election and November 5, 2024, General Election pursuant to A.R.S. 16-411. (Dana Lewis)

Supervisor Serdy advised he has pulled this item to highlight new homes in District #5, and requested the Recorder inform these voters regarding their polling place location.

Dana Lewis, Recorder appeared before the Board, spoke regarding the new homes in District #5 and informed their polling place location is Cactus Canyon Jr. High School.

Discussion held regarding the need for voting locations in growing subdivisions due to lack of community facilities in growing areas, voter registration, ballot styles and types, election accuracy, and concerns surrounding the Presidential Preference Election by the following Board Members and Staff; Chairman Goodman, Supervisor Cavanaugh, Supervisor Serdy, and Dana Lewis.

Chris Keller, Chief Civil Deputy County Attorney advised we are straying from the topic of polling places, and requested Board Members redirect discussion back to the item.

Further discussion held regarding the need for polling place locations in new and growing subdivisions, and the need for more common areas for the potential use as polling place locations by the following Board Members and Staff; Vice-Chairman McClure, Supervisor Miller, Supervisor Cavanaugh, and Dana Lewis.

Item Action: Approved Consent Agenda Item Y

Motion Made By: Supervisor Serdy Seconded By: Supervisor McClure

To approve the polling locations to be used in the July 30, 2024, Primary Election and November 5, 2024, General Election pursuant to A.R.S. 16-411.

Motion Passed

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

12:16 p.m. – Chairman Goodman returned to Item Y upon request of Supervisor Cavanaugh.

Chris Keller, Chief Civil Deputy County Attorney confirmed Supervisor Cavanaugh was part of the majority vote in favor.

Subsidiary Motion Made By: Supervisor Cavanaugh

To reconsider Consent Agenda Item Y.

Subsidiary Motion Failed Due to Lack of Second

12:17 p.m. – Chairman Goodman returned to Item 20.

* Z. Discussion/approval/disapproval of Memorandum of Understanding for the Board of Supervisors and Pinal County School Superintendent Data Processing. (Jill Broussard)

* AA. Discussion/approval/disapproval of Intergovernmental Agreement (IGA) for E-Rate Services between Yavapai County School Superintendent and Pinal County, through the Pinal County Board of Supervisors, beginning July 1, 2024, ending June 30, 2027. The IGA allows the School Superintendent's Office to consult with Yavapai County School Superintendent regarding E-Rate services and discretionary programs. Expenses associated with the IGA will be budgeted in FY 24/25. (Jill Broussard)

* AB. Discussion/approval/disapproval for Lieutenant Leo Aparicio L22/1299 who will be retiring from the Pinal County Sheriff's Office (PCSO), effective June 6, 2024. Lieutenant Aparicio L22/1299 has requested that, in compliance with established precedence and protocol, he be permitted to purchase his PCSO issued duty weapon(s), identified as Glock 17 at $25 and Sionics AR15 at $330. Fair market value for Glock 17 is approximately $420 and fair market value for Sionics AR15 is $330. Purchase of issued weapon(s) upon retirement is also in compliance with A.R.S. 38- 1115A which allows a law enforcement officer upon his/her retirement to purchase his/her issued weapon(s) at a price determined by the administrator of the agency. (Mark Lamb)

* AC. Discussion/approval/disapproval for Sergeant Brian Hillman S53/1356 who will be retiring from the Pinal County Sheriff's Office (PCSO), effective May 24, 2024. Sergeant Hillman S53/1356 has requested that, in compliance with established precedence and protocol, he be permitted to purchase his PCSO issued duty weapon(s), identified as Glock 17 at $25 and Sun Devil AR15 at $330. Fair market value for Glock 17 is $420 and fair market value for Sun Devil AR15 is $330. Purchase of issued weapon(s) upon retirement is also in compliance with A.R.S. 38- 1115A which allows a law enforcement officer upon his/her retirement to purchase his/her issued weapon(s) at a price determined by the administrator of the agency. (Mark Lamb)

* AD. Discussion/approval/disapproval for Deputy Joey Hogan #1230 who will be retiring from the Pinal County Sheriff's Office (PCSO), effective May 31, 2024. Deputy Hogan #1230 has requested that, in compliance with established precedence and protocol, he be permitted to purchase his PCSO issued duty weapon(s), identified as Glock 17 at $25 and Sionics AR15 at $330. Fair market value for Glock is approximately $420 and fair market value for the Sionics AR15 is $330. Purchase of issued weapon(s) upon retirement is also in compliance with A.R.S. 38-1115A which allows a law enforcement officer upon his/her retirement to purchase his/her issued weapon(s) at a price determined by the administrator of the agency. (Mark Lamb)

* AE. Discussion/approval/disapproval of a funding amendment to the award agreement for the Probation Success Incentive Program between Arizona Supreme Court Administrative Office of the Courts and Pinal County through the Pinal County Board of Supervisors for $49,517. The Adult Probation Department will use the award to implement and expand evidence-based practices for risk needs and assessment for individual programming through vendors. Acceptance requires an amendment to the FY 23/24 budget to transfer reserve appropriation from Fund 266 (Miscellaneous Grants) and Fund 213 (Grants/Project Contingency) to Fund 221 (Adult Probation/GPS) to increase revenues and expenditure appropriations. The amendment also aligns the fund balance budget to the actual amount. There is no impact on the General Fund. (Saul Schoon)

* AF. Discussion/approval/disapproval to accept the award for the Veterans Treatment Court Program between the Arizona Department of Veteran's Services and Pinal County through the Pinal County Board of Supervisors for $4,500. The Adult Probation Department will use the grant for transportation, temporary lodging costs, and incentives for veteran probationers. A pro-rated amount was adopted in the FY 23/24 budget. The remaining amount will be budgeted in FY 24/25. There is no impact on the General Fund (Saul Schoon)

* AG. Discussion/approval/disapproval to accept the award for Monetary Sanctions - Backfill grant between the Arizona Supreme Court Administrative Office of the Courts and Pinal County through the Pinal County Board of Supervisors beginning July 2, 2023, ending June 30, 2024, for $30,437. The Juvenile Court Services Department will use the grant for juvenile probation operations and activities. Acceptance requires an amendment to the FY 23/24 budget to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 60 (Juvenile Prob/Supervision Fees) to increase revenues and expenditures. There is no impact on the General Fund. (Jeanne Brandner)

* AH. Discussion/approval/disapproval to accept the award for the Best of Babies Court Improvement grant between Prevent Child Abuse-Arizona and Pinal County through the Pinal County Board of Supervisors beginning February 28, 2024, ending August 30, 2024, for $10,000. The Juvenile Court Services Department will use the grant for building services, furniture, and supplies to support the program. The funds for the award will be received and spent in FY 24/25. The revenue and expenses related to the award will be included in the budget for FY24/25. There is no impact on the General Fund. (Jeanne Brandner)

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

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

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

Chairman Goodman adjourned the Pinal County Public Health Services District Board of Directors Meeting and reconvened the Pinal County Board of Supervisors Meeting.

(12) **Public Hearing** and discussion/approval/disapproval of Resolution No. 2024-SUP-033-23, a Resolution approving case SUP-033-23; Rafael Font de Mora, landowner/applicant, requesting approval of a Special Use Permit for a Tennis Training Facility on 3.46± acres in the GR (General Rural) zone, on parcel 509-14-006K, situated in a portion of Section 13, Township 03 South, Range 07 East of the Gila and Salt River Base and Meridian, located 0.42 miles east of North Royce Road along West Phillips Road in the Queen Creek vicinity. The Planning Commission recommended approval unanimously (9-0) of case SUP-033-23 with twenty-three (23) stipulations. Supervisor District #1. (Sangeeta Deokar/Brent Billingsley)

Gilbert Olgin, Planning Manager appeared before the Board and presented.

Jessica Sarkissian, Upfront Planning representing Phillip's Tennis, appeared before the Board, for clarification the casita shown on the plan has been reduced per code, and presented.

Discussion held regarding the project; personal sheds on property, timeline, and stipulations by the following Board Members, Staff, and Applicant Representative; Chairman Goodman, Supervisor Cavanaugh, Gilbert Olgin, and Jessica Sarkissian.

Chairman Goodman opened the Public Hearing and asked if members of the public are present in the audience who wish to address the Board to come forward at this time.

Barbara Slegel, Queen Creek appeared before the Board and spoke in opposition.

Chairman Goodman closed the Public Hearing.

Further discussion held regarding the project; sheds listed as bunkhouses in previously listing, stipulations focus on the use of the tennis courts only, enforcement, current residents, and timeline by the following Board Members, Staff, and Applicant Representative; Chairman Goodman, Vice-Chairman McClure, Supervisor Cavanaugh, Supervisor Miller, Gilbert Olgin, and Jessica Sarkissian.

Item Action: Approved as presented with twenty-three (23) Stipulations

Motion Made By: Supervisor Miller Seconded By: Supervisor Serdy

To approve Resolution No. 2024-SUP-033-23, a Resolution approving case SUP-033-23; Rafael Font de Mora, landowner/applicant, requesting approval of a Special Use Permit for a Tennis Training Facility on 3.46± acres in the GR (General Rural) zone, on parcel 509-14-006K, situated in a portion of Section 13, Township 03 South, Range 07 East of the Gila and Salt River Base and Meridian, located 0.42 miles east of North Royce Road along West Phillips Road in the Queen Creek vicinity. The Planning Commission recommended approval unanimously (9-0) of case SUP-033-23 with twenty-three (23) stipulations.

Motion Passed

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

Nays: Cavanaugh (1)

11:39 a.m. – Chairman Goodman announced after careful review he has declared a potential conflict of interest for Items 13, 14, and 15, announced Vice-Chairman McClure will be presiding as Chairman, and left the dais.

Natasha Kennedy, Clerk of the Board for the Record pursuant to Arizona Revised Statues and the Board Rules confirming the Clerk of the Board is in receipt of Chairman Goodman's email reflecting the declaration of potential conflict for Items 13, 14, and 15.

(13) **Public Hearing** and discussion/approval/disapproval of Resolution No. 2024-PZ-PA-014-23, a Resolution approving case PZ-PA-014-23; Langley Bella Vista LLC, landowner, Jordan Rose/Rose Law Group pc, agent, requesting a Non-Major Comprehensive Plan Amendment to re- designate 16.9± acres from Suburban Neighborhood land use designation to Urban Center land use designation to allow a higher density development, a portion of Section 21, Township 3 South, Range 8 East of the Gila and Salt River Meridian, Pinal County, Arizona (legal on file) tax parcels: 210-21-004E, located southeast of Bella Vista Road and N Gantzel Road, Pinal County. The Planning Commission recommended denial (8-0) of case PZ-PA-014-23 with no stipulations. Supervisor District #2. (Glenn Bak/Brent Billingsley)

Vice-Chairman McClure, Presiding as Chairman announced Items 13, 14, and 15 will be discussed together.

Gilbert Olgin, Planning Manager appeared before the Board, announced he just received an emailed letter of support written by Russell Polsky from the Clerk of the Board, presented, and stated the recommendation for denial is due to this area lacking commercial property.

Discussion held regarding the project; three story homes, loss of commercial in the area, development and retail nearby, parking, and buffering provided by the following Board Members and Staff; Vice-Chairman McClure, Presiding as Chairman, Supervisor Cavanaugh, Supervisor Miller, Supervisor Serdy, Brent Billingsley, Community Development Director, and Gilbert Olgin.

Jordan Rose, Rose Law Group appeared before the Board, introduced the present parties in relation to this project who are here today, and presented.

Further discussion held regarding the Fry's plaza proximity to this project by the following Board Member and Applicant Representative; Vice-Chairman McClure, Presiding as Chairman and Jordan Rose.

Vice-Chairman McClure, Presiding as Chairman opened the Collective Public Hearing for Items 13, 14 and 15, and asked if members of the public are present in the audience who wish to address the Board to come forward at this time, there being none, Chairman closed the Public Hearing.

Item Action: Approved as presented with no Stipulations

Motion Made By: Supervisor Cavanaugh Seconded By: Supervisor Serdy

To approve Resolution No. 2024-PZ-PA-014-23, a Resolution approving case PZ-PA-014-23; Langley Bella Vista LLC, landowner, Jordan Rose/Rose Law Group pc, agent, requesting a Non-Major Comprehensive Plan Amendment to re- designate 16.9± acres from Suburban Neighborhood land use designation to Urban Center land use designation to allow a higher density development, a portion of Section 21, Township 3 South, Range 8 East of the Gila and Salt River Meridian, Pinal County, Arizona (legal on file) tax parcels: 210-21-004E, located southeast of Bella Vista Road and N Gantzel Road, Pinal County. The Planning Commission recommended denial (8-0) of case PZ-PA-014-23 with no stipulations.

Motion Passed

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

Abstained: Goodman pursuant to A.R.S. 38-503 (1)

Natasha Kennedy, Clerk of the Board considering the Call for the Vote was only for those in favor confirmed with Board Members there were no votes in opposition.

(14) **Public Hearing** and discussion/approval/disapproval of Ordinance No. 2024-PZ-051-23, an Ordinance approving case PZ-051-23; Langley Bella Vista LLC, landowner, Jordan Rose/Rose Law Group pc, agent, requesting a rezoning of 16.9± acres from General Business (CB-2) PAD to Community Commercial (C-2), 4± acres and Multiple Residence (MR) zoning district, 12.9± acres to allow a higher density mixed use development, a portion of Section 21, Township 3 South, Range 8 East of the Gila and Salt River Meridian, Pinal County, Arizona (legal on file) tax parcels: 210-21-004E, located southeast of Bella Vista Road and N Gantzel Road, Pinal County. The Planning Commission recommended denial (8-0) of case PZ-051-23 with two (2) stipulations. Supervisor District #2. (Glenn Bak/Brent Billingsley)

Discussion and Collective Public Hearing held under Item 13.

Item Action: Approved as presented with two (2) Stipulations

Motion Made By: Supervisor Cavanaugh Seconded By: Supervisor Miller

To approve Ordinance No. 2024-PZ-051-23, an Ordinance approving case PZ-051-23; Langley Bella Vista LLC, landowner, Jordan Rose/Rose Law Group pc, agent, requesting a rezoning of 16.9± acres from General Business (CB-2) PAD to Community Commercial (C-2), 4± acres and Multiple Residence (MR) zoning district, 12.9± acres to allow a higher density mixed use development, a portion of Section 21, Township 3 South, Range 8 East of the Gila and Salt River Meridian, Pinal County, Arizona (legal on file) tax parcels: 210-21-004E, located southeast of Bella Vista Road and N Gantzel Road, Pinal County. The Planning Commission recommended denial (8-0) of case PZ-051-23 with two (2) stipulations.

Motion Passed

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

Abstained: Goodman pursuant to A.R.S. 38-503 (1)

Natasha Kennedy, Clerk of the Board considering the Call for the Vote was only for those in favor confirmed with Board Members there were no votes in opposition.

(15) **Public Hearing** and discussion/approval/disapproval of Ordinance No. 2024-PZ-PD-020-23, an Ordinance approving case PZ-PD-020-23; Langley Bella Vista LLC, landowner, Jordan Rose/Rose Law Group pc, agent, requesting an amendment of the Rancho Bella Vista Master Planned Community Planned Area Development (PZ-PD-006-09) 16.9± acres to allow for development standards for a higher density mixed use development, a portion of Section 21, Township 3 South, Range 8 East of the Gila and Salt River Meridian, Pinal County, Arizona (legal on file) tax parcels: 210-21-004E, located southeast of Bella Vista Road and N Gantzel Road, Pinal County. The Planning Commission recommended denial (8-0) of case PZ-PD-020-23 with twenty-one (21) stipulations. Supervisor District #2. (Glenn Bak/Brent Billingsley)

Discussion and Collective Public Hearing held under Item 13.

Item Action: Approved as presented with twenty-one (21) Stipulations

Motion Made By: Supervisor Cavanaugh Seconded By: Supervisor Serdy

To approve Ordinance No. 2024-PZ-PD-020-23, an Ordinance approving case PZ-PD-020-23; Langley Bella Vista LLC, landowner, Jordan Rose/Rose Law Group pc, agent, requesting an amendment of the Rancho Bella Vista Master Planned Community Planned Area Development (PZ-PD-006-09) 16.9± acres to allow for development standards for a higher density mixed use development, a portion of Section 21, Township 3 South, Range 8 East of the Gila and Salt River Meridian, Pinal County, Arizona (legal on file) tax parcels: 210-21-004E, located southeast of Bella Vista Road and N Gantzel Road, Pinal County. The Planning Commission recommended denial (8-0) of case PZ-PD-020-23 with twenty-one (21) stipulations.

Motion Passed

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

Abstained: Goodman pursuant to A.R.S. 38-503 (1)

Natasha Kennedy, Clerk of the Board considering the Call for the Vote was only for those in favor confirmed with Board Members there were no votes in opposition.

12:02 p.m. – Chairman Goodman returned to the dais.

(16) Discussion/approval/disapproval of Resolution No. 051524-CD to allow developer to install septic system (alternative system) in less than one acre lots in The Ridge at Black Butte subdivision. The developer is asking to waive Subdivision and Infrastructure rule 10.2.2 (A sewer collection and treatment shall be required for any subdivision lots or parcels less than one acre in area). Supervisor District #3. (Atul Shah/Brent Billingsley)

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

Discussion held regarding this request and final decision by the State by the following Board Member and Staff; Supervisor Miller and Brent Billingsley.

Item Action: Approved

Motion Made By: Supervisor Miller Seconded By: Supervisor McClure

To approve Resolution No. 051524-CD to allow developer to install septic system (alternative system) in less than one acre lots in The Ridge at Black Butte subdivision. The developer is asking to waive Subdivision and Infrastructure rule 10.2.2 (A sewer collection and treatment shall be required for any subdivision lots or parcels less than one acre in area).

Motion Passed

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

(17) Discussion/approval/disapproval of the following documents related to activities and operations at the Pinal Airpark by or relating to Marana Aerospace Solutions, Inc, d/b/a Ascent Aviation Services: 1) Second Amendment to Lease Agreement between Pinal County and Marana Aerospace Solutions, Inc d/b/a Ascent Aviation Services; 2) Assignment and Assumption of Ground Lease and Consent to Assignment and Assumption of Ground Lease; 3) Ground Lease Estoppel Certificate; 4) Amended and Restated Memorandum of Amended, Restated and Extended Lease Agreement. (Additional documents referenced, but not needing Board of Supervisor approval, are Purchase and Sale agreement between STORE Capital Acquisitions LLC and Marina Aerospace Solutions; Lease Agreement between STORE Capital Acquisitions LLC and Marana Aerospace Solutions; Assignment and Assumption of Ground Lease between Marana Aerospace Solutions and STORE Capital Acquisitions LLC; Leasehold Deed of Trust, Assignment of Rents and Leases, Security Agreement and Fixture Filing; Memorandum of Sublease between STORE Capital Acquisitions, LLC and Marana Aerospace Solutions; Subordination, Non-Disturbance and Attornment Agreement; Disbursement Agreement between STORE Capital Acquisitions LLC) (James Petty/Chris Keller)

James Petty, Airpark Director appeared before the Board, noted the President of Ascent is here today, and presented.

Discussion held regarding the Second Amendment to Lease Agreement and Ascent expansion plans by the following Board Members and Staff; Chairman Goodman, Vice-Chairman McClure, and James Petty.

Item Action: Approved

Motion Made By: Supervisor McClure Seconded By: Supervisor Miller

To approve the following documents related to activities and operations at the Pinal Airpark by or relating to Marana Aerospace Solutions, Inc, d/b/a Ascent Aviation Services: 1) Second Amendment to Lease Agreement between Pinal County and Marana Aerospace Solutions, Inc d/b/a Ascent Aviation Services; 2) Assignment and Assumption of Ground Lease and Consent to Assignment and Assumption of Ground Lease; 3) Ground Lease Estoppel Certificate; 4) Amended and Restated Memorandum of Amended, Restated and Extended Lease Agreement. (Additional documents referenced, but not needing Board of Supervisor approval, are Purchase and Sale agreement between STORE Capital Acquisitions LLC and Marina Aerospace Solutions; Lease Agreement between STORE Capital Acquisitions LLC and Marana Aerospace Solutions; Assignment and Assumption of Ground Lease between Marana Aerospace Solutions and STORE Capital Acquisitions LLC; Leasehold Deed of Trust, Assignment of Rents and Leases, Security Agreement and Fixture Filing; Memorandum of Sublease between STORE Capital Acquisitions, LLC and Marana Aerospace Solutions; Subordination, Non-Disturbance and Attornment Agreement; Disbursement Agreement between STORE Capital Acquisitions LLC)

Motion Passed

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

(18) Discussion/approval/disapproval of the request to create new job classifications to support the business needs of the departments and to allow and facilitate for a seamless transition for the incumbent employees into the County system. Funding for these positions is authorized in the Pinal County FY 2024-2025 Budget.

- Education Assistant (Detention)
- Education Specialist
- Principal (Detention)
- Teacher (Detention)
- Sheriff's Records Technician

(Claudia Luján/MaryEllen Sheppard)

Claudia Luján, Human Resources Director appeared before the Board and presented.

Item Action: Approved

Motion Made By: Supervisor Miller Seconded By: Supervisor McClure

To approve the request to create new job classifications to support the business needs of the departments and to allow and facilitate for a seamless transition for the incumbent employees into the County system. Funding for these positions is authorized in the Pinal County FY 2024-2025 Budget.

- Education Assistant (Detention)
- Education Specialist
- Principal (Detention)
- Teacher (Detention)
- Sheriff's Records Technician

Motion Passed

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

(19) Discussion of Board Members' request for future agenda item(s) and/or reports to be presented at upcoming meetings. (Mike Goodman)

Supervisor Cavanaugh reiterated his request made earlier in the meeting for a report on the errors that occurred in the Presidential Preference Election, how those errors will be avoided in the Primary Election, and a correction to the reporting process.

Chairman Goodman expressed concern regarding how the Presidential Preference Election information was not dispersed to all Board Members and requested Staff provide an update on Mr. Arlin Troutt's case at a future Board Meeting.

Supervisor Miller echoed the request for an update on Mr. Arlin Troutt's case.

Item Action: Information Only

12:16 p.m. – Chairman Goodman returned to Item Y upon request of Supervisor Cavanaugh.

12:17 p.m. – Chairman Goodman returned to Item 20.

(20) Executive Session pursuant to A.R.S. 38-431.03(A)(3) for legal advice and contracts subject to negotiations regarding Pinal County Sheriff's Office posting opportunities on various social media platforms and the potential to monetize such activity. (Chris Keller/Mark Lamb)

Item Action: Convened into Executive Session

Motion Made By: Supervisor McClure Seconded By: Supervisor Miller

To convene into Executive Session.

Motion Passed

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

12:45 p.m. – Supervisor Cavanaugh, Supervisor Serdy, Leo Lew, County Manager, and Chris Keller, Chief Civil Deputy County Attorney did not return to the dais following Executive Session.

Item Action: Adjourned Executive Session

Motion Made by: Supervisor McClure Seconded By: Supervisor Miller

To adjourn Executive Session.

Motion Passed

Ayes: Goodman, McClure, Miller (3)

Absent: Cavanaugh, Serdy (2)

12:46 p.m. – Chairman Goodman adjourned the May 15, 2024, Regular Meeting of the Board of Supervisors.

PINAL COUNTY BOARD OF SUPERVISORS

Mike Goodman, Chairman

ATTEST:

Natasha Kennedy, Clerk of the Board

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

Approval of Minutes: June 5, 2024