

Regular Session

September 23, 2015

A video recording of this meeting and presentations can be viewed at www.pinalcountyz.gov

The Pinal County Board of Supervisors convened at 9:34 A.M. this date in the Board of Supervisors Hearing Room, 135 N. Pinal Street, Florence, Arizona. The meeting was called to order by Chairwoman Chase followed by an Invocation by Chaplain Michael Whitaker and the Pledge of Allegiance.

Present: Chairwoman Cheryl Chase; Vice-Chairman Pete Rios; Supervisor Stephen Q. Miller; Supervisor Anthony Smith; Supervisor Todd House; County Manager, Greg Stanley; Chief Civil Deputy County Attorney, Chris Keller; Clerk of the Board, Sheri Cluff, and Assistant to the Clerk of the Board, Diane Gardner.

Call to Public – There was no one who wished to address the Board.

County Manager's Report (Information Only)

Greg Stanley, County Manager, mentioned that the County Supervisors' Association's Legislative Summit was being held in Lake Havasu City October 13th through October 15th.

He also mentioned that we have had meetings with Cities and Towns on the Regional Transportation Plan. They will be coming back to the Board in the near future with discussions regarding things that are coming out of said meetings.

Lastly, Mr. Stanley stated that Human Resources was going to meet that afternoon with the consultant on the compensation study and that he should be able to provide the Board with an update after the meeting is over.

Point of Personal Privilege

Supervisor House mentioned that Yogi Berra, the Baseball great, passed away that morning.

Supervisor Rios stated that the Federal Government had declared September 15 through October 15 Hispanic Latino Month. Supervisor Rios did a moment in history with respect to this.

Supervisor Miller requested that County Manager, Greg Stanley, address the status of the DOC prisoners at the next Board Meeting.

Purchasing Division Report – August 26, 2015.

The purchasing report was presented by Lorina Gillette.

PUBLIC WORKS CONTRACT CHANGE ORDERS:

1. Contract EC14-010 – Pinal Airpark Runway Rehabilitation – Recommend approval of additional scope of work as stated in change order request no. 1 for Combs Construction Company, Inc. in the amount of \$684.15.

CONTRACT RENEWALS:

1. IFB 11-10-16 – Regional Towing Services - Recommend approval of modification #4 to exercise the 4th annual renewal with A & D Eagle Towing, A & R Towing, C.L. King Towing, Elite Towing, Ezee Towing, Hughes Towing, Jim’s Automotive, Knight Towing, Mammoth Towing, Oracle Ford, Quality Paint and Body, San Tan Valley Towing and Southwest 24 HR Towing. The term of the renewal is October 12, 2015 through October 11, 2016 with no option periods remaining. The County spent approximately \$19,000 with these suppliers in the previous year of the contract. This contract is used by all County Departments.

Cooperative Purchasing Agreement Procurements over \$250,000:

<u>PO/REQ#</u>	<u>AMOUNT</u>	<u>VENDOR</u>	<u>ITEM</u>	<u>DEPT.</u>
1. 146514	\$252,055.34	Sanderson Ford	2016 Ford F550 (2 each)	Public Works
2. 232860	Modification \$325,001.00 Revised total \$575,000.00	Voyager Fleet Systems	Fuel	Fleet
3. 232862	Modification \$650,001.00 Revised total \$900,000.00	Senergy Petroleum	Fuel	Fleet

Contracts signed by County Manager or Director of Finance:

The Board is notified of the following procurements under \$250,000 that were signed as authorized by Resolution 021506-CM. This resolution authorizes the Director of Finance and/or the County Manager to execute and sign contracts on behalf of the County without prior Board approval:

<u>PO #</u>	<u>AMOUNT</u>	<u>SUPPLIER</u>	<u>ITEM</u>	<u>DEPT.</u>
1. 233710	\$75,000	Int'l Academy of Public Safety	Online leadership development courses	PCSO

Motion was made by Supervisor House and seconded by Supervisor Miller to approve the purchasing report as presented. Motion carried by unanimous vote.

CONSENT ITEMS A-U

Chairwoman Chase advised that all items indicated by an asterisk (*) would be handled by a single vote as part of the consent agenda, unless a Board Member, County Manager, or member of the public objected at the time the agenda item was called.

Chairwoman Chase asked if there were any requests from a Board member, staff or the audience to remove a consent agenda item for discussion. There were none.

Motion was made by Supervisor Rios and seconded by Supervisor House to approve consent agenda items A through U.

- * A. Minutes of April 16, 2014, May 14, 2014 and September 9, 2015.
- * B. Current billings before the Board.
- * C. Special Event License Application of John R. Eckert, B.P.O.E. #2007 for a fraternal event to be held at Elks Lodge, 143 W. 8th Avenue, San Manuel, Arizona 85631, on October 10, 2015 from 8:00 A.M. to 12:00 P.M.
- * D. Special Event License application of Nancy P. Hawkins, Arizona City Chamber of Commerce, for a civic event to be held at the Arizona City Unit 12 Tract C, Parcel #407-12-940, Alsdorf Rd., Arizona City, Arizona 85123, on Saturday, February 27, 2016 from 6:00 A.M. - 6:00 P.M.
- * E. Interim Permit/Person Transfer application of LaDenna Madeline Whitehead, series 06, for LaVeighs Lounge located at 36796 W. Hwy 84, Stanfield, Arizona 85172.
- * F. Acquisition of Control application of Kenneth Jon Vegors, series 06, for Mountain Brook Golf Club located at 5738 Mountain Brook Dr., Apache Junction, Arizona 85219.
- * G. Pinal County Legislative Guidelines and Priorities for 2015/16 as discussed during the Board Work Session on August 12, 2015.
- * H. Renew an Intergovernmental Agreement between Pinal County and Arizona Department of Transportation (ADOT), first approved by the Pinal County Board of Supervisors on December 16, 2009, for purchase of fuel at ADOT locations as needed.

- * I. Resolution No. 092315-RD15-022 for the acquisition, design, construction, operation and maintenance of Germann Road from Meridian Road to Ironwood Drive and to appoint the County Engineer as project manager. (RD15-022)
- * J. CSR-003-15: N2I One, LLC. and NEC Combs & Gantzel, LLC., landowners, PM Design Group applicant/agent, requesting approval of a comprehensive sign package for four oversized freestanding monument signs and 218 sq. ft. of building mounted signs located on the northeast corner of Gantzel Road and Combs Road for advertising/informational purposes.
- * K. Request to renew the Project Management Agreement between Pinal-Gila Council for Senior Citizens and Pinal County. The term of the agreement will begin October 1, 2015 and will end September 30, 2017. There is no cost to Pinal County.
- * L. Request for a Subordination Agreement for Neighborhood Stabilization Program (NSP3) project funded with grant funds from the U.S. Department of Housing and Urban Development allowing a Homeowner to refinance existing mortgage at a lower interest rate.
- * M. Amendment 1 of the Arizona Criminal Justice Commission (NCHIP) Award NCP14-15-005 between Pinal County Sheriff's Office and the Arizona Criminal Justice Commission (ACJC) in the amount of \$53,427, to extend the termination dated from September 30, 2015 to March 31, 2016. Funds to be used for Overtime/ERE. No budget amendment required, budget processed FY 15/16 budget preparation. There will be no general impact on the General Fund.
- * N. Amendment 1, extending the termination date from June 30, 2015 to June 30, 2016 of the Department of Public Safety, Vehicle Theft Task Force (VTTF) IGA Contract # 2014-146 between Pinal County Sheriff's Office and the Department of Public Safety. Department of Public Safety agrees to reimburse Pinal County of 75% of the salary and EREs of the assigned police officer and 100% of pre-authorized Task Force related overtime hrs. The required match 25%, salary and EREs will come from Cost Center 2401016 (General Fund). This does not require a fiscal year budget amendment as the appropriation was approved in the FY 15/16 Final Budget.
- * O. Discussion/approval/disapproval of Amendment 1 of the PCSO Communications Shelter Project Award 14-AZ-DOHS-HSGP-140307-01 between Pinal County Sheriff's Office and the Arizona Department of Homeland Security in the amount of \$68,000, to extend the termination dated from September 30, 2015 to December 31, 2015. Funds to be used to construct a Communications Shelter. This does not require a fiscal year budget amendment as the appropriation was approved in the FY 15/16 Final Budget.
- * P. FY 2015-2016 Intergovernmental Agreement (IGA) between the Superior Court of Arizona in Pinal County/Family Law Commissioner and the Arizona Department of Economic Security (ADES). The IGA covers activity by the Family Law Commissioner for Child Support IV-D cases. The IGA covers a period of five

- (5) years. No additional budget capacity is necessary at this time as funds for this activity were included and approved in the FY2016 budget process.
- * Q. (now modified) Intergovernmental Agreement between the Superior Court/Juvenile Court Services and the Office of the Attorney General. The IGA covers mediation services provided to the Pinal County Justice Courts/Juvenile Court Services. This is an on-going program that provides mediation services in small claims cases, truancy cases, etc.. The IGA will commence on July 1, 2015 and end June 30, 2015. Funds for mediation services have been allocated in the Superior Court Judicial Collection Enhancement Fund Budget for FY 2016.
 - * R. Request by the Honorable Lyle Riggs, Maricopa Justice of the Peace and Honorable Tresa Georgini, Maricopa Magistrate Judge, for the appointment of Clint Sorenson as Justice of the Peace Pro Tempore. Said appointment is made by the Presiding Judge or the Superior Court. No additional budget capacity is required as funds previously allocated for pro tem judges is sufficient at this time. Approval of this request will authorize Human Resources to create a new position, in cost center 2600214, if no vacant position in that cost center is available.
 - * S. Ratification of County Manager, Greg Stanley's acceptance of the Grant award for "Edward Byrne Memorial Justice Assistance Grant Program" between Pinal County and the Department of Justice - Office of Justice programs in the amount of \$15,017. The award requires a fiscal year 2015-2016 budget amendment to transfer reserve appropriation from Fund 213 (Grants/Project Contingency) to Fund 293 (AP/Byrne Fund) to increase revenue and expenditure appropriations. There will be no impact on the General Fund.
 - * T. Discussion/approval/disapproval of Precinct Committeemen Appointments: Democratic: PCT 9 Bill R. Clark, 15291 S. Amado Blvd Arizona City, AZ 85123; PCT 9 Carole S. Clark, 15291 S. Amado Blvd. Arizona City, AZ 85123; PCT 14 Edward H. Saucedo, 421 E. 4th Street Eloy, AZ 85131.
 - * U. Appointment of Arnold Burruel, PO Box 67, Marana, Arizona, 85653, for the vacancy of Board of Directors for Greene Reservoir Flood Control District by the Board of Supervisors of the County per A.R.S.48-2681(C).

Motion carried by unanimous vote.

Meeting of the Pinal County Public Health Services District Board of Directors.

9:47 A.M. – Chairwoman Chase recessed the regular session of the Board of Supervisors and convened as the Pinal County Public Health Services District Board of Directors.

9:55 A.M. – Chairwoman Chase adjourned the Pinal County Public Health Services District Board of Directors meeting and reconvened as the Pinal County Board of Supervisors.

Public hearing and discussion/approval/disapproval of Pinal County entering into a lease of County-owned property at 707 W. 3rd Place, in Eloy, Arizona, with the City of Eloy for use as a maintenance storage yard. (GA15-004)

Louis Andersen, Public Works Director appeared before the Board and explained that this item was regarding a half acre lot that Pinal County acquired from ADOT. Pinal County does not use this lot, but the City of Eloy has been using it.

Chairwoman Chase opened the Public Hearing. There was no one who wished to address the Board.

Chairwoman Chase closed the Public Hearing.

Motion was made by Supervisor Rios and seconded by Supervisor Miller to approve Pinal County entering into a lease of County-owned property at 707 W. 3rd Place, in Eloy, Arizona, with the City of Eloy. Motion carried by unanimous vote.

Work Session on a letter of support in the development of federal legislation for the transfer of public lands to the Western States. Budget not to exceed amount of \$5,000.00, to be utilized by the non-profit organization in its effort to implement a legal strategy, including employing a law firm committed to filing a claim (continued from August 26, 2015 as action item to work session item).

Supervisor Anthony Smith stated he felt the Board was a bit rushed when this item originally came before them on August 26 and felt that there were questions regarding the item and therefore, the item was continued to a work session.

Representative Mark Finchem, District 11, appeared before the Board in support of development of federal legislation for the transfer of public land to the Western States. Mr. Finchem provided the Board Members with printed material regarding State vs. Federal Management in the West.

There was extensive conversation between Mr. Finchem and the Board.

Mr. Gary Kiehne appeared before the Board in support of the public lands transfer. Mr. Kiehne encouraged the Board to get behind this effort.

Discussion/approval/disapproval of a letter of support in the development of federal legislation for the transfer of public lands to the Western States. In addition, a budget not to exceed amount of \$5,000.00, to be utilized by the non-profit organization in its effort to implement a legal strategy, including employing a law firm committed to filing a claim.

Roberto Reveles, Gold Canyon, appeared before the Board in opposition of support for the transfer of public lands. He feels it is futile to spend money on land transfer efforts that have been rejected by both major political parties. He stated that Pinal County's limited financial resources can be better used here rather than sending funds to county commissioners in Idaho.

Motion was made by Supervisor Smith and seconded by Supervisor House to approve the letter of support in the development of federal legislation for the transfer of public land to the Western States and amend the paragraph that states "in addition the Pinal County Board of Supervisors also agreed to budget an amount, not to exceed, \$5000 to be utilized by the non-profit organization in its effort to implement a legal strategy including employing a law firm committed to filing a claim" with the addition of a statement that says "these monies that have been obligated will be not be paid out until the organization obtains a minimum of a hundred additional counties and local governments to sign on to their letter of support."

Motion passes 4-1 with Supervisor Rios voting nay.

Executive Session:

Motion was made by Supervisor House and seconded by Supervisor Rios to recess from regular session of the Board of Supervisors and convene into executive sessions. Motion carried by unanimous vote.

11:18 A.M. - Executive session pursuant to Arizona Revised Statutes section 38-431(A)(3)(4) for legal advice and potential litigation and/or settlement discussions concerning past due property taxes and interest thereon concerning Artistic Pavers.

Present: Chairwoman Cheryl Chase; Vice-Chairman Pete Rios; Supervisor Stephen Q. Miller; Supervisor Anthony Smith; Supervisor Todd House; County Manager, Greg Stanley; Treasurer Dodie Doolittle; Chief Civil Deputy County Attorney, Chris Keller; Deputy County Attorney, Cedric Hay; Clerk of the Board, Sheri Cluff, and Assistant to the Clerk of the Board, Diane Gardner.

11:37 a.m. – This executive session ended.

11:37 A.M. - Executive session pursuant to ARS 38-431.03(A)(3) for legal advice on how to handle "silent whistle" matters.

Present: Chairwoman Cheryl Chase; Vice-Chairman Pete Rios; Supervisor Stephen Q. Miller; Supervisor Anthony Smith; Supervisor Todd House; County Manager, Greg Stanley; Chief Civil Deputy County Attorney, Chris Keller; Clerk of the Board, Sheri Cluff, and Assistant to the Clerk of the Board, Diane Gardner.

11:50 a.m. – This executive session ended.

11:50 A.M. - Executive session pursuant to Arizona Revised Statutes 38-431.03(A)(3)(4) for legal advice and contracts subject to negotiation related to a proposed Intergovernmental Agreement between Pinal County and City of Maricopa for co-location and payment of court services.

Present: Chairwoman Cheryl Chase; Vice-Chairman Pete Rios; Supervisor Stephen Q. Miller; Supervisor Anthony Smith; Supervisor Todd House; County Manager, Greg Stanley; Chief Civil Deputy County Attorney, Chris Keller; Clerk of the Board, Sheri Cluff, and Assistant to the Clerk of the Board, Diane Gardner.

11:58 A.M. – Motion was made by Supervisor Rios and seconded by Supervisor Smith to adjourn from executive session. Motion carried by unanimous vote.

Chairwoman Chase adjourned the meeting at 11:59 A.M. The next regular meeting of the Pinal County Board of Supervisors will be on Wednesday, October 7, 2015 at 9:30 A.M.

PINAL COUNTY BOARD OF SUPERVISORS

Diane Gardner

Diane Gardner, Assistant to the Clerk of the Board