

Regular Session

September 7, 2016

A video recording of this meeting and presentations can be viewed at [www.pinalcountyaz.gov](http://www.pinalcountyaz.gov)

The Pinal County Board of Supervisors convened at 9:30 A.M. this date in the Board of Supervisors Hearing Room, 135 N. Pinal Street, Florence, Arizona. The meeting was called to order by Chairman House followed by an Invocation by Michael Whitaker and the Pledge of Allegiance.

**Present:** Chairman Todd House; Vice-Chairman Anthony Smith; Supervisor Pete Rios; Supervisor Cheryl Chase; Supervisor Stephen Q. Miller; 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.

**Point of Personal Privilege –**

Chairman House thanked all the voters in District 5 for his re-election.

**Call to the Public -**

Jacqueline Minto, San Tan Valley, appeared before the Board to introduce herself as a candidate for Pinal County Assessor.

**County Manager's Report (Information Only).**

Greg Stanley, County Manager, reported to the Board that the RTA, County Staff and attorneys have been meeting regarding whether or not we can proceed under current statute, to exempt property above \$10,000. It appears we need to get the legislative fix. This will be presented at CSA legislative priorities in October.

Mr. Stanley thanked the staff for the great job done on the election.

**Purchasing Division Report – September 7, 2016**

The purchasing report was presented by Randon Riffey.

**CONTRACT RENEWALS:**

1. PC-120117 – Religious Coordinator Services – Recommend approval of modification #4 to exercise the 4th annual renewal with Good News Jail & Prison Ministry. The term of the renewal is October 17, 2016 through October 16, 2017

with no option periods remaining. The County spent approximately \$45,000 with this supplier in the past year. This contract is used by PCSO.

**Cooperative Purchasing Agreement Procurements over \$250,000:**

<u>PO/REQ#</u>	<u>AMOUNT</u>	<u>SUPPLIER</u>	<u>ITEM</u>	<u>DEPT.</u>
1. 148920	\$262,755.78	Sanderson Ford	2017 Ford F550 XL 4x4 (2 each)	Public Works

**Cooperative Purchasing Agreement Procurements between \$100,000 and \$250,000:**

<u>PO #</u>	<u>AMOUNT</u>	<u>SUPPLIER</u>	<u>ITEM</u>	<u>DEPT.</u>
1. 235630	\$119,570.00	ESRI	Enterprise license agreement	IT
2. N/A	\$175,000.00	Protiviti Inc.	Internal audit services	Board of Supervisors

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

**CONSENT ITEMS A-W**

Chairman House 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.

Chairman House asked if there were any requests from a Board member, staff or the audience to remove a consent agenda item for discussion.

Chairman House announced that staff had requested Consent Item V be pulled.

Motion was made by Supervisor Rios and seconded by Supervisor Miller to approve consent agenda items A thru W minus V.

- \* A. Minutes of August 17, 2016 and August 24, 2016.
- \* B. Current billings before the Board.
- \* C. Acquisition of Control, series 12, application of Bruce R. Barro for Barro's Pizza located at 2436 E. Hunt Highway, San Tan Valley, Arizona 85143.
- \* D. Resolution 090716-AQ1 - a resolution requesting a delay in the 2015 ozone NAAQS boundary designation for the Maricopa 8-Hour Ozone Nonattainment area.

- \* E. Resolution No. 090716-AD16-007, a Resolution scheduling an auction for the sale of real property owned by the County. (AD16-007)
- \* F. Agreement For The Placement Operation and Use of CERT Trailers between Pinal County and Maricopa Fire Department. (GA16-007)
- \* G. Agreement For The Placement Operation and Use of CERT Trailers between Pinal County and Oracle Fire District. (GA16-008)
- \* H. Resolution No. 090716-RD16-012, a Resolution accepting from the Arizona State Land Department Right-of-Way No. 18-118812, for a non-exclusive access road to County owned property, located in T2S, R8E, Section 14 and 23, Supervisory District # 2, in the unincorporated area of Pinal County. (RD16-012)
- \* I. Resolution No. 090716-RD16-013, a Resolution accepting Bond No. 0702094 as the required financial assurance for Shea Homes at Johnson Farms, Neighborhood 4A, within Section 32, Township 2 South, Range 8 East, within Supervisory District 2. (RD16-013)
- \* J. Grant and convey a Utility Easement, located at NE ¼ of Section 36, T4S, R9E, Supervisory District #1, as described in Exhibit A, to Arizona Public Service Company, for the transmission and distribution of electricity for the Pinal County Superior Courthouse expansion.
- \* K. Resolution No. 090716-MCIDA - a Resolution of the Board of Supervisors of Pinal County, Arizona appointing Levi D. Gibson or his designee to conduct a public hearing as required by the provisions of Section 147(f) of the Internal Revenue Code of 1986, as amended, and authorizing the Pinal County Board of Supervisors to approve the issuance by the Industrial Development Authority of The County of Maricopa of not to exceed \$120,000,000 aggregate principal amount of its revenue bonds (Banner Health) Series 2016A.
- \* L. Terminating the Property Lease Agreement between Central Arizona College and Pinal County dated, June 24, 2015, pursuant to paragraph 1 of the First Amendment to lease agreement executed by Pinal County on June 30, 2016. Pinal County no longer requires this space leased for Arizona Workforce Connection operations.
- \* M. FP15-017, Final Plat of Shea Homes at Johnson Farms, Neighborhood 6B.
- \* N. FP16-001, Final Plat of Shea Homes at Johnson Farms, Neighborhood 4A.
- \* O. Budget Appropriation Adjustment for the Crime Victim Assistance Grant Agreement, ACJC Grant Number VA-17-028, between Arizona Criminal Justice Commission and Pinal County, through the Pinal County Attorney's Office. The Crime Victim Assistance Grant award requires an amendment to the FY 2016-17 budget to appropriate an additional \$13,253 to grant revenue and a corresponding increase to the personnel services expenditures within the Pinal County Attorney Victim Assistance Cost Center 2300415. The amendment will appropriate an additional \$13,253 to revenue with a corresponding offset to Fund 213. There is no impact to the General Fund as a result of this grant award. Please see the attached appropriation request form for additional details. The

- Crime Victim Assistance grant award was approved by the Board of Supervisors on July 6, 2016.
- \* P. Proposed settlement of property tax valuation appeal case number TX2014-000727, pending in the Arizona Tax Court, and authorization of counsel to execute all documents necessary to finalize settlement.
  - \* Q. Proposed settlement of property tax valuation appeal case number TX2014-000723, pending in the Arizona Tax Court, and authorization of counsel to execute all documents necessary to finalize settlement.
  - \* R. Canvass of results from the August 30, 2016 Primary Election.
  - \* S. Precinct Committeemen Appointments: Democratic Appointment: PCT 79, Constance J. Jackson, 43547 W. Eddie Way, Maricopa, AZ 85138; PCT 79, Alma I. Robinson, 44023 W. Bailey Dr., Maricopa, AZ 85138.
  - \* T. Resolution No. 090716-COE, a resolution to cancel the elections for board members pursuant to A.R.S. 16-410(A) for the following Special Taxing Districts and School Districts: Arizona City Fire Dist.; Arizona City Sanitary Dist.; Avra Valley Fire Dist.; Dudleyville Fire Dist.; Eloy Fire Dist.; Golder Ranch Fire Dist.; Maricopa Mountain Water Imp. Dist.; Midway Flood Control Dist.; Oracle Fire Dist.; Oracle Sanitary Dist.; Pinal Rural Fire & Medical Dist.; Queen Valley Domestic Water Imp. Dist.; Queen Valley Fire Dist.; Queen Valley Sanitary Dist.; San Carlos Irrigation & Drainage Dist.; San Manuel Fire Dist.; Thunderbird Farms Imp. Dist.; Thunderbird Fire Dist.; Casa Grande Elem. Sch. Dist. #4; Central Arizona College Dist. #4; Central Arizona Valley Inst. of Tech (CAVIT); Coolidge USD #21; J.O. Combs USD #44; Mammoth-San Manuel USD #8; Maricopa USD #20; Oracle Elem. Sch. Dist. #2; Picacho Elem. Sch. Dist. #33; Pima County JTED Dist. #1; Ray USD #3; Red Rock Elem. Sch. Dist. #5; Sacaton Elem. Sch. Dist. #18; Stanfield Elem. Sch. Dist. #24; Superior USD #15; and Toltec Elem. Sch. Dist. #22, and requesting appointment of those persons who filed to be candidates to fill those respective positions for the respective term of office.
  - \* U. Abatement of Personal Property Taxes for parcel T090031301 for tax years 2009 through 2015 pursuant to ARS §42-18353. Mobile was never relocated into Pinal County.
  - \* W. Pinal County Juvenile Court Services FY 16/17 budget amendment transferring \$2,000 from Fees Account Fund 60 (Juvenile Prob/Supervision Fees) Cost Center 2614015 to Restitution Fund 134 (Juvenile Prob/Restitution Fund) Cost Center 2617000 to replenish the Restitution Accountability Program (RAP).

Motion carried by unanimous vote.

**Consent agenda item removed for discussion:**

- \* **V.** **Pinal County Juvenile Court Services addendum A from the Administrative Office of the Court for the Juvenile Probation Services Fund which requires a \$120,041 FY 16/17 budget amendment. The increase of funding is to create two new positions that will support an Evidence Based Modeled approach to community supervision (Differentiated Caseload Supervision Program Plan-Pilot). The amendment transfers reserve appropriation only from Fund 213 (Grants/Project Contingency) to Fund 137 (Juvenile Prob/Treatment) to increase revenue and expenditure appropriations. This modification will have no impact on the County General Fund Budget, however will increase the services provided to the youth, families and citizens of Pinal County.**

Motion was made by Supervisor Rios and seconded by Supervisor Chase to remove item V from the consent agenda for staff clarification. Motion carried by unanimous vote.

**Meeting of the Pinal County Library District Board of Directors**

**9:45 A.M.** – Chairman House recessed the regular session of the Board of Supervisors and convened as the Pinal County Library District Board of Directors.

**10:04 A.M.** – Chairman House adjourned the Pinal County Library District Board District Board of Directors Meeting and convened as the Public Health Services District Board of Directors.

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

**10:04 A.M.** – Chairman House adjourned the Public Health Services District Board of Directors Meeting and convened as the 7 Ranches Domestic Water Improvement District Board of Directors.

**Meeting of the 7 Ranches Domestic Water Improvement District Board of Directors.**

**10:05 A.M.** – Chairman House adjourned the 7 Ranches Domestic Water Improvement District Board of Directors Meeting and convened as the Queen Creek Domestic Water Improvement District Board of Directors.

**Meeting of Queen Creek Domestic Water Improvement District Board of Directors.**

**10:06 A.M.** – Chairman House adjourned the Queen Creek Domestic Water Improvement District Board of Directors Meeting and reconvened as the Pinal County Board of Supervisors.

Consent Agenda Item V removed for discussion.

Chris Keller, Chief Civil Deputy County Attorney, asked the Chairman if it was the desire of the Board to have Consent Item V brought back at a later date or if they wanted clarification on the language of the item now as Denise Smith, Director of Juvenile Court Services was present in the audience and prepared to answer questions.

Supervisor Miller stated that he had contacted staff requesting information regarding the item and therefore, he would like to continue the item.

Motion was made by Supervisor Rios and seconded by Supervisor Smith to remove his previous motion regarding Consent Agenda Item V. Motion carried by unanimous vote.

Motion was made by Supervisor Miller and seconded by Supervisor Rios to continue Consent Agenda Item V to the September 21, 2016 Board of Supervisors Meeting. Motion carried by unanimous vote.

**Discussion/approval/disapproval of Resolution No. 090716-AD16-008, a Resolution declaring September 2016 as Community Preparedness Month and encouraging citizens and businesses to be prepared for emergency events. (AD16-008)**

Chuck Kmet, Emergency Management Public Works, appeared before the Board requesting the Board approve a Resolution declaring September 2016 as Community Preparedness Month. Mr. Kmet stated this would compliment National Preparedness Month and Arizona Preparedness Month, get citizens and businesses thinking about personal preparedness and make them aware of projects the county is doing to help in preparedness.

Mr. Kmet's presentation can be viewed in the minutes section of the Board of Supervisors' webpage.

Motion was made by Supervisor Chase and seconded by Supervisor Rios to approve Resolution No. 090716-AD16-008. Motion carried by unanimous vote.

**Discussion/approval/disapproval of the creation of the Chief Medical Examiner position. The creation of this position will enable Pinal County to perform full**

**autopsies locally in the county, allowing our current IGA with Pima County to expire in December this year.**

Leo Lew, Assistant County Manager, said that the request is to create a position for a licensed M.D. Board Certified Forensic Pathologist. This will enable us to perform full autopsies locally. After completing a full cost benefit analysis, it was determined that it would be more cost effective and enable us to reach our budget target. Mr. Lew's presentation can be viewed in the minutes section of the Board of Supervisors' webpage.

Motion was made by Supervisor Smith and seconded by Supervisor Miller to approve the creation of the Chief Medical Examiner position. Motion carried by unanimous vote.

**10:35 A.M. – Executive Session pursuant to ARS 38-431.03(A)(3)(4)(7) for legal advice and contracts subject to negotiation related to the purchase, sale or lease of real property for assembling approximately 500 +/- acres in order to pursue economic development opportunities.**

**Present:** Chairman Todd House; Vice-Chairman Anthony Smith; Supervisor Pete Rios; Supervisor Cheryl Chase; Supervisor Stephen Q. Miller; County Manager, Greg Stanley; Assistant County Manager for Administrative Services, Leo Lew; Chief Civil Deputy County Attorney, Chris Keller; Deputy County Attorney, Mark Langlitz; Special Outside Legal Counsel, Bill Sims with Sims Murray, LTD; Clerk of the Board, Sheri Cluff.

**11:20 A.M.** – Motion was made by Supervisor Chase and seconded by Supervisor Rios to adjourn from executive session. Motion carried by unanimous vote.

Chairman House adjourned the regular meeting of the Board of Supervisors at 11:20 A.M. The next regular meeting of the Pinal County Board of Supervisors will be held on Wednesday, September 21, 2016 at 9:30 A.M.

PINAL COUNTY BOARD OF SUPERVISORS

*Diane Gardner*

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Diane Gardner, Assistant to the Clerk of the Board