

Regular Session

November 2, 2016

A video recording of this meeting and presentations can be viewed at 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 Chaplain Renee Schweinberg 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.

Call to the Public

Roberto Reveles, Gold Canyon, appeared before the Board encouraging all citizens to cast their vote.

Point of Personal Privilege

Supervisor Rios spoke regarding the Mexican Holiday of the “Day of the Dead,” which celebrates loved ones that have passed.

Chairman House said the County Supervisors’ Association Meeting was held in Flagstaff. During the Meeting, every county in Arizona was awarded “The Purple Heart Counties.” We received a plaque from the “Patriot Members of the Department of Arizona Military Order of the Purple Heart USA.”

County Manager’s Report (Information Only).

Greg Stanley reminded everyone that the Annual Safety Rodeo was being held November 3rd at the Pinal County Fairgrounds. Several different cities and towns will be participating. Also, next Wednesday, November 9th, we will have the Veterans’ Ceremony at 2:00 P.M. at the 1891 Courthouse.

Discussion/approval/disapproval of the Proclamation proclaiming November 17, 2016 as "World Pancreatic Cancer Day" in Pinal County.

Supervisor Smith introduced Betty Cole who read the Proclamation into the record.

Motion was made by Supervisor Smith and seconded by Supervisor Chase to approve the Proclamation proclaiming November 17, 2016 "World Pancreatic Cancer Day in Pinal County. Motion carried by unanimous vote.

Purchasing Division Report – November 2, 2016

The purchasing report was presented by Randon Riffey.

PUBLIC WORKS CONTRACT AWARD

1. EC16-002 – Mountain View Estates Access Road – from Sunland Gin Road to John Jacob Aster Avenue – Recommend award to the lowest responsible bidder, Sunland Inc. Asphalt & Sealcoating for the Base Bid of \$348,169.62 including Alt. 1 at \$56,650.79 for the Total Bid Price of \$404,820.41.

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-N

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.

Greg Stanley, County Manager, requested, per staff, that Item J be removed from the consent agenda to be brought back at a later date.

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

- * A. Minutes from September 21, 2016 Board of Supervisors meeting.
- * B. Current billings before the Board.
- * C. Five-year IGA with Pima County Community College for Pinal County Animal Care and Control to provide them animals for the Veterinary Technology and

- Veterinary Science Programs for educational purposes only. In exchange, the college will provide animals for adoption in a permanent home based on availability.
- * D. Intergovernmental Agreement with the Town of Kearny for sharing of the Regional Mass Notification System. (GA16-010)
 - * E. Grant Award from Gila River Indian Communities in the amount of Sixty Five Thousand and 00/100 Dollars (\$65,000.00). (GA16-011)
 - * F. Resolution No. 110216-RD16-016 accepting Maintenance Bond No. 764504S-1 as required Guarantee Bond associated with Ironwood Crossing, Unit 3A, Tract K, located in Section 18, T2S, R8E, within Supervisory District 2, and releasing the current financial assurance. (RD16-016)
 - * G. Resolution No. 110216-RD16-017 releasing Bond No. 6527772 associated with Red Rock Village II, Unit 1, including a portion of Red Rock Road from Sasco Road to Treasure Road, located in Sections 5, 8, 9, T10S, R10E, within Supervisory District 4 and accepting the streets into the Pinal County Highway Maintenance System. (RD16-017)
 - * H. Resolution No. 110216-16-018 accepting from the Arizona State Land Department an amendment to R/W 16-110357, for 19.70 acres of Ironwood Road annexed into the City of Apache Junction, Arizona, located in T1S, R8E, Section 7 and 8, Supervisory District # 5, in the unincorporated area of Pinal County. (RD16-018)
 - * I. Resolution No. 110216-RD16-019 accepting from the Arizona State Land Department an amendment to R/W 09-1533, for 4.89 acres of Toltec Road assigned to the City of Eloy, Arizona, located in T8S, R7E, Section 22 and 28, Supervisory District # 4, in the unincorporated area of Pinal County. (RD16-019)
 - * K. Total revenues received by the Justice Courts and the Superior Court including the Clerk of the Superior Court, exceed the amount received in fiscal year 1997-98. The County Treasurer shall disburse the monies as directed pursuant to ARS 41-2421, as amended.
 - * L. Donation of surplus IT assets (servers, PC's, and hard drives) to the Arizona Cyber Threat Response Alliance, Inc. a 501c(3) entity. The Arizona Cyber Threat Response Alliance serves as a hub for collaborative cyber information sharing in a neutral environment of trust where partners from industry, academia, law enforcement and intelligence come together, leveraging cross-sector resources to more effectively analyze critical, real time intelligence and respond to emerging cyber threat to Arizona's Critical Infrastructure.
 - * M. Renewal of the lease agreement between Thunderbird Fire District and Pinal County for the "Community Building" in the Thunderbird Farms area, located at 12365 N. Ralston Road. The renewal period is for 5 years at the rate of \$1.00 per year.
 - * N. FY 2017 Victims' Rights Program Award Agreement, A.G. #:2017-052, between the State of Arizona, Office of the Attorney General and Pinal County Sheriff's

Office in the amount of \$17,900. The Victims' Rights Program funds are to support the direct costs of implementing victims' rights laws pursuant to those provisions of the ARS Title 13, Chapter 40 and the Title 8, Chapter 3, Article 7, impacting Law Enforcement/Custodial as an entity type. \$10,500 (approximately 10% of wages Victims' Rights Technicians (2), and \$7,400 (postage, meter rental, office supplies, copies and small equipment). This agreement to commence on July 1, 2016 and terminates June 30, 2017. This does not require a fiscal year budget amendment as the appropriation was approved in the FY 16/17 Final Budget.

- * O. AI/Accident Investigation Program Award No. 2017-AI-005 between the Governor's Office of Highway Safety and the Pinal County Sheriff's Office in the amount of \$9,701.00. The Federal 402 funds will support the purchase of (1) Mobile Light Trailer to enhance Accident investigation Enforcement only from fund 213 (Grants/Project Contingency) to fund 116 (Sheriff/Traffic Safety) to increase revenue and expenditure appropriations. There will be no impact on the General Fund.
- * P. Arizona Department of Homeland Security Award #1: 16-AZDOHS-HSGP-160304-01 in the amount of \$57,787. The funds shall be used to purchase and install one Aviation Radio. This requires an amendment to the FY 16/17 budget to transfer reserve appropriation only from Fund 213 (Grants/Project Contingency) to Fund 203 (Sheriff's Grants) to increase revenue and expenditure appropriations. There will be no impact on the General Fund.
- * Q. Selective Traffic Enforcement STEP Award No. 2017-PT-043 between the Governor's Office of Highway Safety and the Pinal County Sheriff's Office in the amount of \$50,000.00. The Federal 402 funds will support Personnel Services (Overtime & EREs) to enhance Selective Traffic Enforcement (SPEED) throughout Pinal County. This requires an amendment to the FY 16/17 budget to transfer reserve appropriation only from Fund 213 (Grants/Project Contingency) to Fund 116 (Sheriff/Traffic Safety) to increase revenue and expenditure appropriations. There will be no impact on the General Fund.
- * R. DUI/Impaired Enforcement Related Equipment Award No. 2017-AL-037 between the Governor's Office of Highway Safety and the Pinal County Sheriff's Office in the amount of \$32,017.00. The Federal 402-Alcohol (AL) funds will support the purchase of (1) Camera/Recorder system with accessories with software to enhance DUI/Impaired Driving Enforcement throughout Pinal County. This requires an amendment to the FY 16/17 budget to transfer reserve appropriation only from Fund 213 (Grants/Project Contingency) to Fund 116 (Sheriff/Traffic Safety) to increase revenue and expenditure appropriations. There will be no impact on the General Fund.
- * S. Selective Traffic Enforcement STEP Equipment Award No. 2017-PT-044 between the Governor's Office of Highway Safety and the Pinal County Sheriff's Office in the amount of \$37,209.00. The Federal 402 funds will support the

purchase of (1) Police Package Motorcycle to enhance Selective Traffic Enforcement (SPEED) throughout Pinal County. This requires an amendment to the FY 16/17 budget to transfer reserve appropriation only from Fund 213 (Grants/Project Contingency) to Fund 116 (Sheriff/Traffic Safety) to increase revenue and expenditure appropriations. There will be no impact on the General Fund.

- * T. DUI/Impaired Driving Enforcement Award No. 2017-405d-028 between the Governor's Office of Highway Safety and the Pinal County Sheriff's Office in the amount of \$80,000.00. The Federal 405d funds will support Personnel Services (Overtime & EREs) to enhance DUI/Impaired Driving Enforcement throughout Pinal County. This requires an amendment to the FY 16/17 budget to transfer reserve appropriation only from Fund 213 (Grants/Project Contingency) to Fund 116 (Sheriff/Traffic Safety) to increase revenue and expenditure appropriations. There will be no impact to the General Fund.
- * U. Request by the Honorable Thomas D. Shope, Florence Justice of the Peace, for the appointment of Gilberto V. Figueroa as Justice of the Peace Pro Tempore. Said appointment is made by the Presiding Judge of the Superior Court. No additional budget capacity is necessary as funds budgeted for this purpose in FY2017 are sufficient. Approval of this request will authorize Human Resources to create a new position in cost center 2600214, if no vacant position is available.
- * V. Resolution No. 110216-CAIDD to cancel the election for board members pursuant to A.R.S. 16-410(A) for the Special Taxing District: Central Arizona Irrigation & Drainage District ("CAIDD") and requesting appointment of those persons who filed to be candidates to fill those respective positions for the respective term of office.

Motion carried by unanimous vote.

Item removed from consent agenda, to be brought back at a later date:

- * J. **FY 15/16 Budget Amendments for appropriations for grant match transfers and other administrative adjustments.**

Discussion/approval/disapproval of creation of a household appliance policy. Both ACIP and Traveler's (the primary property insurer for ACIP) mentioned such a policy as being needed in all the ACIP counties. Some of the appliances went home after ACIP last visited, but we should make sure others are reviewed by leadership and facilities so we don't create a fire risk/overload of electrical. Risk Management and Facilities have collaborated to develop this proposed new policy (Continued from 10/5/16). THERE IS A REQUEST THAT THIS ITEM BE

REMOVED FROM THE AGENDA TO BE BROUGHT BACK ON A FUTURE DATE, GIVING STAFF TIME TO COMPILE AND DEVELOP ALTERNATIVES.

This item was removed from the agenda to be brought back at a later date.

Discussion/approval/disapproval of Adult Probation eliminating two currently vacant Surveillance Officer positions Job Code 1115 in Fund 55 Cost Center 2620215 and creating two Probation Officer positions Job Code 1105 in Fund 55 Cost Center 2620135. This action will provide the department with positions that will have a greater scope of authority, case management and supervision responsibilities needed to handle the increasing caseloads. This action will require an annual increase in the salary/ere line item of approximately \$11,681, which the Probation Services Fees fund has revenue sufficient to sustain the additional expense without impact to the County General Fund.

Supervisor Smith asked for confirmation from staff as to whether the Probation Services Fees fund was revenue producing and whether it is sufficient to cover the \$11,681.

Leo Lew, Assistant County Manager, confirmed that the fund balance is sufficient to cover the increase.

Supervisor Miller asked if the two vacant Surveillance Officer positions would be removed and become non-existent.

Mr. Lew said that based on the item, the positions would be removed from the position control as authorized positions. If the department requested Surveillance Officer positions in the future, that request would need to come before the Board.

Motion was made by Supervisor Smith and seconded by Supervisor Rios to approve Adult Probation item eliminating two vacant Surveillance Officer positions and creating two Probation Officer positions. Motion carried by unanimous vote.

Discussion/approval/disapproval of Intergovernmental Agreement for the sale of a Truck no longer required by the County to the Town of Superior under A.R.S. 11-251(58). This item requires unanimous consent of the Board.

Kevin Costello, Deputy County Attorney, appeared before the Board and advised that Pinal County Animal Care and Control no longer had a use for this item and that the Town of Superior did have a use for it. Mr. Costello stated that under the Statute, as long as the Board is unanimous, it is not necessary to obtain an appraisal as it is being sold to another government agency.

Motion was made by Supervisor Rios and seconded by Supervisor Chase to approve Intergovernmental Agreement for the sale of a Truck, no longer required by the County, to the Town of Superior. Motion carried by unanimous vote.

Motion was made by Supervisor Smith and seconded by Supervisor Miller to go into Executive Session. Motion carried by unanimous vote.

Chairman House announced that there would be no further business conducted after Executive Session.

10:02 A.M. - Executive session pursuant to ARS 38-431.03(A)(1)(4) for legal advice and potential litigation appeal of BOE matter # 02682-11-16.

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; Deputy County Attorney, Cedric Hay, Assessor, Doug Wolf; Chief Deputy Assessor, Laura Andonie; Personal Property Manager, Malina Botkin; Clerk of the Board, Sheri Cluff and Assistant to the Clerk of the Board, Diane Gardner.

10:50 A.M. – Motion was made by Supervisor Rios and seconded by Supervisor Smith to adjourn from executive session. Motion carried by unanimous vote.

Chairman House adjourned the regular meeting of the Board of Supervisors at 10:51 A.M. The next regular meeting of the Pinal County Board of Supervisors will be held on Wednesday, November 16, 2016 at 9:30 A.M. with a Special Session being held at 9:30 A.M. on Wednesday, November 9, 2016 at 9:30 A.M.

PINAL COUNTY BOARD OF SUPERVISORS

Diane Gardner

Diane Gardner, Assistant to the Clerk of the Board