

The Board met in a Regular Meeting at the Santa Cruz County Complex, 2150 N. Congress Drive, Room #120, Nogales, AZ. Present: Bruce Bracker, Chairman; Manuel Ruiz, Vice-Chairman (via Zoom); Rudy Molera, Member; Jesus Valdez, Deputy County Manager/Public Works Director; William Moran, Civil Deputy County Attorney; Alma Schultz, Clerk of the Board.

CALL TO ORDER/PLEDGE OF ALLEGIANCE

Chairman Bracker called the meeting to order, and the Pledge of Allegiance was recited, led by Anita Moreno, County Recorder.

ADOPTION OF AGENDA

Supervisor Molera made a motion to adopt the Agenda as presented and to deviate from the Agenda sequence as necessary; seconded by Chairman Bracker, the motion was carried unanimously. (Ayes: Bracker, Molera)

CALL TO THE PUBLIC:

None.

CURRENT EVENTS

1. BOARD OF SUPERVISORS

SUPERVISOR MOLERA: took part in a meeting with the City of Nogales Department of Housing regarding local issues such as homelessness and senior assisted living; attended LPC (Legislative Policy Committee) meetings; participated in the Academic Decathlon alongside Supervisor Ruiz at the Nogales High School; and expressed condolences to the Pimienta Family.

VICE-CHAIRMAN RUIZ: thanked staff for their actions and efforts during the power outage.

CHAIRMAN BRACKER: met with constituents about road issues, such as Blue Haven Rd., upper Elgin Rd., SR82, and Papago Springs Rd.; attended meetings with non-profit ARPA (American Rescue Plan Act) grant recipients; took part in a County Supervisor's Association meeting with the opportunity to meet with state legislators; and spoke of the need for Unisource to respond for the power outage and their prevention plan for the future.

2. MANAGER

JESUS VALDEZ, DEPUTY COUNTY MANAGER, had nothing to report at the time.

DEPARTMENT REPORTS AND ACTIVITIES

1. FINANCE: CASH & INVESTMENTS, EXPENDITURES & REVENUE REPORTS

Mayra Ochoa, Senior Accountant reported \$19,925,546.51 in the General Fund, of which \$14,464,218.15 is invested; \$913,487.84 in the Road Fund, of which \$7,093.00 is invested; \$1,178,726.97 in the Flood Control District Fund, of which \$268,762.26 is invested; \$3,469,408.78 in the Jail District Fund, of which \$1,019,194.15 is invested; \$46,787,086.28 total for all funds, of which \$17,605,375.29 is invested; \$15,169,315.14 estimated end of month balance, compared to \$13,916,153.00 cash at February 2022, a difference of \$1,253,162.14.

Supervisor Molera made a motion to recess the Regular Meeting to convene the Flood Control District Board seconded by Vice-Chairman Ruiz; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

FLOOD CONTROL

1. DIRECTOR'S/PROJECT REPORT

Presented by Jesus Valdez, Deputy County Manager/Public Works Director.

2. MONTHLY REPORT FROM CITY OF NOGALES

No report.

3. MONTHLY REPORT FROM THE TOWN OF PATAGONIA

Report submitted and presented by Bill O'Brien and Ron Robinson.

4. PUBLIC COMMENT

No Public Comment.

5. DISCUSSION/POSSIBLE ACTION TO APPROVE VARIANCE FOR FLOODPLAIN USE PERMIT NO. 22-121 LOCATED AT 248 W. ELM STREET, NOGALES, ARIZONA (REQ: PUBLIC WORKS)

Supervisor Molera made a motion to approve, seconded by Vice-Chairman Ruiz; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

Leonard Fontes Jr., Public Works, briefed the board on the item.

The Board adjourned as the Flood Control District Board and convened into the Regular Meeting. (Motion: Supervisor Molera; second: Vice-Chairman Ruiz; motion carried unanimously) (Ayes: Bracker, Molera, Ruiz)

ACTION ITEMS

1. DISCUSSION/POSSIBLE ACTION TO APPROVE VACANCIES FOR THE PLANNING AND ZONING COMMISSION:

Supervisor Molera made a motion to approve, seconded by Vice-Chairman Ruiz; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

A REAPPOINT NANCY POTTINGER FOR DISTRICT #1 (REQ: VICE-CHAIRMAN RUIZ)

B APPOINT MICHAEL M SENE FOR DISTRICT #2 (REQ: SUPERVISOR MOLERA)

2. DISCUSSION/POSSIBLE ACTION TO APPROVE THE RE-APPOINTMENT OF JEAN MILLER AS BOARD OF ADJUSTMENT MEMBER FOR DISTRICT #3 (REQ: CHAIRMAN BRACKER)

Chairman Bracker made a motion to approve, seconded by Supervisor Molera; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

3. DISCUSSION/POSSIBLE ACTION TO APPROVE THE RE-APPOINTMENT OF THE SANTA CRUZ COUNTY LOCAL WORKFORCE DEVELOPMENT BOARD MEMBERS: (REQ: WIOA)

Supervisor Molera made a motion to approve, seconded by Vice-Chairman Ruiz; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

A TWO-YEAR TERM:

LOUIE DOYLE

DAN DOYLE

TOM MCALPIN

KAREN KING

B THREE-YEAR TERM:

DINA SANCHEZ

OLIVIA KRAMER

4. DISCUSSION/POSSIBLE ACTION TO APPROVE THE APPOINTMENT OF A PRECINCT COMMITTEE PERSON FOR THE SANTA CRUZ COUNTY REPUBLICAN PARTY: SECURED VOTER - SONOITA 15 (REQ: STEVE MCEWEN, SCC REPUBLICAN PARTY CHAIRPERSON)

Supervisor Molera made a motion to approve, seconded by Vice-Chairman Ruiz; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

Alma Schultz, Clerk of the Board/Elections Director briefed the Board on the secured voter status.

5. DISCUSSION/POSSIBLE ACTION FOR AUTHORIZATION TO FILL VACANCIES:

Supervisor Molera made a motion to approve, seconded by Vice-Chairman Ruiz; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

A DEPUTY COUNTY ATTORNEY V POSITION (REQ: COUNTY ATTORNEY)

B COMMANDER POSITION (REQ: SHERIFF)

C EQUIPMENT OPERATOR POSITION (REQ: PUBLIC WORKS)

D HEAVY EQUIPMENT OPERATOR POSITION (REQ: PUBLIC WORKS)

E ACCOUNTING SPECIALIST POSITION (REQ: SHERIFF)

F DEPUTY SHERIFF I POSITION (REQ: SHERIFF)

6. DISCUSSION/POSSIBLE ACTION FOR AUTHORIZATION TO CREATE AND FILL: (REQ: HUMAN RESOURCES)

Vice-Chairman Ruiz made a motion to approve, seconded by Supervisor Molera; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

A OFFICE SPECIALIST POSITION IN THE SCHOOL SUPERINTENDENT'S OFFICE TO SATISFY ESSER GRANT

B LEGAL ASSISTANT POSITION IN THE COUNTY ATTORNEY'S OFFICE TO SATISFY THE DIVERSION GRANT

C IT/MEDIA SPECIALIST

7. DISCUSSION/POSSIBLE ACTION FOR AUTHORIZATION TO RECLASSIFY AND FILL VACANT ENVIRONMENTAL HEALTH SUPERVISOR POSITION TO ENVIRONMENTAL SPECIALIST III (LEAD) IN THE ENVIRONMENTAL HEALTH DEPARTMENT

(REQ: HUMAN RESOURCES)

Vice-Chairman Ruiz made a motion to approve, seconded by Supervisor Molera; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

8. DISCUSSION/POSSIBLE ACTION TO APPROVE CONTRACT AMENDMENT WITH MARIPOSA COMMUNITY HEALTH CENTER FOR THE HEALTH RESOURCES AND SERVICES ADMINISTRATION'S RURAL COMMUNITIES OPIOID RESPONSE PROGRAM IN THE AMOUNT OF \$20,000 (REQ: SHERIFF)

Supervisor Molera made a motion to approve, seconded by Vice-Chairman Ruiz; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

9. DISCUSSION/POSSIBLE ACTION TO APPROVE CONTRACT WITH MARIPOSA COMMUNITY HEALTH CENTER FOR THE HEALTH RESOURCES AND SERVICES ADMINISTRATION'S RURAL COMMUNITIES OPIOID RESPONSE PROGRAM IN THE AMOUNT OF \$25,000 (REQ: JUSTICE OF THE PEACE)

Supervisor Molera made a motion to approve, seconded by Vice-Chairman Ruiz; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

10. DISCUSSION/POSSIBLE ACTION TO APPROVE PROCLAMATION DESIGNATING FEBRUARY 2023 AS EARLY CHILDHOOD EDUCATION AWARENESS MONTH (REQ: SCHOOL SUPERINTENDENT)

Vice-Chairman Ruiz made a motion to approve, seconded by Supervisor Molera; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

Chris Young, School Superintendent's Chief Deputy, spoke on behalf of the proclamation and thanked those present.

11. DISCUSSION/POSSIBLE ACTION TO APPROVE AMENDMENTS TO THE ARIZONA DEPARTMENT OF HEALTH SERVICES INTERGOVERNMENTAL AGREEMENTS EXTENDING THE ENDING DATE FROM FEBRUARY 28, 2023 TO MAY 31, 2024 FOR: (REQ: HEALTH SERVICES)

Supervisor Molera made a motion to approve, seconded by Vice-Chairman Ruiz; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

A CONTRACT NO. CTR058658 FOR COVID -19 CONTACT TRACING

B CONTRACT NO. CTR058663 FOR ENHANCED AND SUSTAINED TESTING FOR COVID -19

12. DISCUSSION/POSSIBLE ACTION TO APPROVE AGREEMENTS WITH SENTINEL TECHNOLOGIES, INC. FOR: (REQ: INFORMATION TECHNOLOGY)

Supervisor Molera made a motion to approve, seconded by Vice-Chairman Ruiz; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

A MASTER SERVICES AGREEMENT ADDENDUM CONTRACT NO. SCS-3662

B OFFICE 365 MIGRATION SERVICES AGREEMENT FOR EMAIL MIGRATION SERVICES IN THE AMOUNT OF \$18,333

C DATA CENTER SERVERS AND STORAGE REFRESH AGREEMENT IN THE AMOUNT OF \$301,945.79

13. DISCUSSION/POSSIBLE ACTION TO APPROVE AMENDMENTS #1 TO THE ARIZONA DEPARTMENT OF TRANSPORTATION (ADOT) AERONAUTICS GROUP GRANT AGREEMENTS: (REQ: SPECIAL PROJECTS)

Vice-Chairman Ruiz made a motion to approve, seconded by Supervisor Molera; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

A GRANT NO. E3S2G 01C FOR NEW GUIDANCE SIGNAGE TO A MAXIMUM OF \$150,000

B GRANT NO. E3S2H 01C FOR NEW TAXIWAY LIGHTING (MITL) TO A MAXIMUM OF \$500,000

14. DISCUSSION/POSSIBLE ACTION TO APPROVE REQUEST FOR PROPOSAL NO. B-02-23-CO10 FOR THE SOUTHERN ARIZONA CUISINE TOURISM INITIATIVE MARKET STUDY AND WINERY DISTRICT MASTER PLAN AND LAND USE OVERLAY DISTRICT (REQ: COMMUNITY DEVELOPMENT)

Vice-Chairman Ruiz made a motion to approve, seconded by Supervisor Molera; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

15. DISCUSSION/POSSIBLE ACTION TO APPROVE MEMORANDUM OF UNDERSTANDING WITH THE DEPARTMENT OF PUBLIC SAFETY REGARDING BORDER STRIKE TASK FORCE FROM JULY 1, 2022 THROUGH JUNE 30, 2023 IN THE AMOUNT OF \$166,666.68 (REQ: COUNTY MANAGER)

Supervisor Molera made a motion to approve, seconded by Vice-Chairman Ruiz; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

16. DISCUSSION/POSSIBLE ACTION TO APPROVE LEGAL SERVICES CONTRACT COMMENCING JANUARY 19, 2023, WITH JONES, SKELTON & HOCHULI (JSH) TO PROVIDE LIMITED LEGAL REPRESENTATION FOR TWO EMPLOYEES REGARDING CR 22-824-TUC-RCC-LAB (REQ: COUNTY ATTORNEY)

Supervisor Molera made a motion to approve, seconded by Vice-Chairman Ruiz; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

17. DISCUSSION/POSSIBLE ACTION: RECOMMENDATION OF APPROVAL OF APPLICATIONS FOR REMOTE TASTING ROOM FOR FLYING LEAP VINEYARDS, INC. (REQ: CLERK)

Supervisor Molera made a motion to approve, seconded by Chairman Bracker; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

18. DISCUSSION/POSSIBLE ACTION ON THE RECOMMENDATION OF APPROVAL/DISAPPROVAL OF APPLICATION FOR SPECIAL EVENT LICENSE FOR TUBAC ROTARY CLUB, INC., 04/23/23, TUBAC (REQ: CLERK)

Supervisor Molera made a motion to approve, seconded by Vice-Chairman Ruiz; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

19. DISCUSSION/POSSIBLE ACTION TO APPROVE BONDS FOR DUPLICATE WARRANTS DATED 10/07/2022 PAYABLE TO NATIONWIDE RETIREMENT SOLUTIONS FOR: (REQ: CLERK)

Supervisor Molera made a motion to approve, seconded by Vice-Chairman Ruiz; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

A #2-108026 IN THE AMOUNT OF \$1,868.00

B #2-108027 IN THE AMOUNT OF \$2,832.00

C #2-108028 IN THE AMOUNT OF \$100.00

D #2-108029 IN THE AMOUNT OF \$1,627.70

E #2-108039 IN THE AMOUNT OF \$4,074.39

20. TAX VALUATION ADJUSTMENTS: (REQ: ASSESSOR) were approved as submitted by the County Assessor's Office. (Motion: Vice-Chairman Ruiz; second: Supervisor Molera; motion carried unanimously) (Ayes: Bracker, Molera, Ruiz)

A 101-27-012 - RAMONA AURORA FIGUEROA, RESOLUTION NO. 56524

B P088004101 - DIVINE FLAVOR LLC, RESOLUTION NO. 56545

C P088004101 - DIVINE FLAVOR LLC, RESOLUTION NO. 56547

D P201400138 - WHOLESUM FARMS ARIZONA, LLC C/O HECTOR COOPER, RESOLUTION NO. 56552

E P201700083 - AMADO MANAGEMENT LLC, RESOLUTION NO. 56557

F P201700083 - AMADO MANAGEMENT LLC, RESOLUTION NO. 56558

G 106-29-047 - CRAIG M AUSTIN TRUSTEE // THE CRAIG M AUSTIN REVOCABLE TRUST, RESOLUTION NO. 56564

H 115-01-192 - FRANCES ALEJANDRA, DEBBIE & OSCAR PAREDES, RESOLUTION NO. 56565

I 115-01-192 - FRANCES ALEJANDRA, DEBBIE & OSCAR PAREDES, RESOLUTION NO. 56566

J 115-01-192 - FRANCES ALEJANDRA, DEBBIE & OSCAR PAREDES, RESOLUTION NO. 56567

K 115-01-192 - FRANCES ALEJANDRA, DEBBIE & OSCAR PAREDES, RESOLUTION NO. 56568

L 115-16-333 - ABELARDO GONZALEZ, RESOLUTION NO. 56569

M 132-01-286 - JOSEPH C & PAULA J ACCARDO, RESOLUTION NO. 56570

N 132-01-286 - JOSEPH C & PAULA J ACCARDO, RESOLUTION NO. 56572

O 112-06-086 - ROBERT T & NIKKI ANNE GAIRDNER, RESOLUTION NO. 56573

P P201400138 - WHOLESUM FARMS ARIZONA, LLC C/O HECTOR COOPER, RESOLUTION NO. 56575

21. APPROVAL OF MINUTES: 01/17/2023 & 03/30/2022 - STUDY SESSION

Supervisor Molera made a motion to approve, seconded by Vice-Chairman Ruiz; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

22. DEMANDS were approved in the total amount of \$1,530,812.10, of which \$436,611.21 is from the General Fund. Details of these expenditures are available for inspection during working hours and are to be considered as part of these minutes. (motion: Supervisor Molera; second: Vice-Chairman Ruiz; motion carried unanimously) (Ayes: Bracker, Molera, Ruiz)

23. DISCUSSION/POSSIBLE ACTION TO APPROVE FUNDING FOR THE COURTS TO RETAIN OUTSIDE COUNSEL TO PROVIDE LEGAL ADVICE REGARDING THE COURTS' INTENDED TRANSITION TO AN INDEPENDENT PERSONNEL SYSTEM (REQ: SUPERIOR COURT)

No action was taken on this item.

Thomas Fink, Superior Court Judge, spoke on the item.

EXECUTIVE SESSION

1. PURSUANT TO A.R.S. 38-431.03(A)(3) AND (4), DISCUSSION AND CONSULTATION FOR LEGAL ADVICE AND/OR DIRECTION REGARDING FUNDING FOR THE COURTS TO RETAIN OUTSIDE LEGAL COUNSEL REGARDING INDEPENDENT PERSONNEL SYSTEM (REQ: COUNTY MANAGER)

The Board did not meet in Executive Session.

ADJOURNMENT

The meeting adjourned at 10:27 a.m. (motion: Supervisor Molera; second: Vice-Chairman Ruiz; motion carried unanimously) (Ayes: Bracker, Molera, Ruiz)