

**MINUTES
OF THE
LA PAZ COUNTY BOARD OF SUPERVISORS
Monday, July 6, 2021, 10:00 a.m.
Regular Meeting**

Chairman Minor called the July 6, 2021, Regular Meeting of the La Paz County Board of Supervisors to order at 10:00 a.m. Elected Officials and Department Heads present were: Chairman Duce Minor, Vice-Chairman Holly Irwin, Supervisor David Plunkett, County Administrator Megan Spielman (telephonically), Chief Deputy County Attorney Ryan Dooley, Sheriff William Ponce, Public Works Director Don Braska, Community Development Director Tonya Hoogerwerf, Golf Professional Steve Benton, Human Resources Director Mary Frantz, Recorder Richard Garcia and Clerk of the Board Diane Green.

Chairman Minor led the Pledge of Allegiance followed by the Invocation given by Pastor Glenn Swarouth of the First Baptist Church.

Presentation: Sandy Dodge Employee Excellence Award for June, 2021

Yvette Echandi-Mott, Employee of the Month Chairman, presented Rhonda Cook, Account Clerk for the Treasurer, with the Sandy Dodge Employee Excellence Award along with a \$25 Walmart certificate.

Call to the Public: This is the time for the public to comment for a limit of three (3) minutes per person. Members of the Board may not discuss items that are not specifically identified on the agenda. Therefore, pursuant to A.R.S. § 38-431.01(H), action taken as a result of public comment will be limited to directing staff to study the matter, responding to any criticism or scheduling the matter for further consideration and decision at a later date

There were no comments.

County Administrator and/or County Supervisor's Current Event Summary: The County Administrator or Board Member may present a brief summary of current events summarizing recent occurrences without any discussion or feedback from the remainder of the board. The Board will not propose, discuss, deliberate or take legal action on any matter mentioned in the summary unless the specific matter is already properly noticed for legal action, and then only at such time as that matter comes

before the board itself pursuant to its meeting agenda. A.R.S. § 38-431.02(K)

County Administrator Spielman announced that Western Alliance Bank has been approved for banking services and thanked all those that made that possible.

Chairman Minor thanked County Administrator Spielman for her diligent work on acquiring banking services. He thanked Curt Bagby for his proactive stance as the Emergency Services Director and providing "Stop the Bleeding" training for County employees. He announced that the upriver park and golf course had experienced a microburst that "snapped trees like twigs"; however, it was cleaned up quickly for the 4th of July holiday. He added that Sharon Hillhouse, Library Facility Manager/Coordinator featured studies of Arizona with 3D projects of the Grand Canyon.

CONSENT AGENDA (*Discussion and possible action on the following items*):

- a. **Approval of Minutes of the Monday, March 8, 2021, 10:00 a.m., Special Meeting – Clerk of the Board**

Approve Minutes of the Monday, March 8, 2021, 10:00 a.m., Special Meeting.

- b. **Approve to appoint the position of Deputy Sheriff, a vacant and budgeted position - Sheriff**

Approve to appoint Timothy D. Wright to the position of Deputy Sheriff, effective July 7, 2021, at an annual salary of \$47,590.40, L07, Step 4, a vacant and budgeted position.

- c. **Approve Arizona Criminal Justice Commission, Drug, Gang and Violent Crime Control Grant Agreement DC-22-008, for Salary and Fringe Benefits, in the amount of \$74,490.31, and Professional Consultant & Contractual Services for Wages and Fringe Benefits in the amount of \$37,245.16, totaling \$11,735.47, with a Match of \$27,933.87, to be paid out of the La Paz County Narcotics Task Force Racketeer Influenced and Corrupt Organization Act (RICO), retroactive to July 1, 2021, to June 30, 2022 - Sheriff**

Approve Arizona Criminal Justice Commission, Drug, Gang and Violent Crime Control Grant Agreement DC-22-008, for Salary and Fringe Benefits, in the amount of \$74,490.31, and Professional Consultant & Contractual Services for Wages and Fringe Benefits in the amount of \$37,245.16, totaling \$11,735.47, with a Match of \$27,933.87, to be paid out of the La Paz County Narcotics Task Force Racketeer Influenced and Corrupt Organization Act (RICO), retroactive to July 1, 2021, to June 30, 2022.

- d. **Approve Arizona Criminal Justice Commission Drug, Gang, and Violent Crime Control FY 2022 Cycle 35 Award, DC-22-026 awarded to the County Attorney in the amount of \$79,396.02, beginning July 1, 2021, and terminating on June 30, 2022, with a grant match of \$19,849 to be funded by the County Attorney RICO Sub Account Fund 288 - County Attorney**

Approve Arizona Criminal Justice Commission Drug, Gang, and Violent Crime Control FY 2022 Cycle 35 Award, DC-22-026 awarded to the County Attorney in the amount of \$79,396.02, beginning July 1, 2021, and terminating on June 30, 2022, with a grant match of \$19,849 to be funded by the County Attorney RICO Sub Account Fund 288.

VICE-CHAIRMAN IRWIN MOVED to approve Consent Agenda Items #6(a) through #6(d). Motion seconded by Supervisor Plunkett, passed unanimously, including the vote by Chairman Minor.

REGULAR AGENDA (*Discussion and possible action on the following items*):

Public Hearing: Docket No. Z2021-005, Lucky 13 Land McPherson Ranch, LLC, APNs 308-02-001A & 308-02-001B (new APN will be 308-02-001C once land combination is complete); requesting to rezone from Rural Agricultural (RA-20) to Recreational Vehicle Park (RVP). This docket went before the Planning and Zoning Commission on Thursday, 06/03/2021 and was approved unanimously (6-0) - Community Development

Community Development Director Hoogerwerf presented Docket No. Z2021-005, Lucky 13 Land McPherson Ranch, LLC, APNs 308-02-001A & 308-02-001B (new APN will be 308-02-001C once land combination is complete); requesting to rezone from Rural Agricultural (RA-20) to Recreational Vehicle Park (RVP), stating that the physical address of the property is at 76750 Highway 60, in Wenden. She noted that 5 letters of notification were mailed and no responses were received. She added that no comments were received from the Review Committee; and Arizona Department of Transportation (ADOT) comments were in the Board's packet.

Community Development Director Hoogerwerf stated that the Planning and Zoning Commission unanimously approved the rezone, requiring a signed 207 Waiver of Rights and Remedies.

Chairman Minor opened the public hearing and asked if anyone wished to comment on the request to rezone.

There were no comments.

Chairman Minor closed the public hearing.

Discussion and possible action regarding Docket No. Z2021-005, Lucky 13 Land McPherson Ranch, LLC, APNs 308-02-001A & 308-02-001B (new APN will be 308-02-001C once land combination is complete) requesting to rezone from Rural Agricultural (RA-20) to Recreational Vehicle Park (RVP). This docket went before the Planning and Zoning Commission on Thursday, 06/03/2021 and was approved unanimously (6-0) - *Community Development*

Vice-Chairman Irwin stated that she had noticed that the application noted the property was in Salome when actually it was located in Wenden.

VICE-CHAIRMAN IRWIN MOVED to approve Docket No. Z2021-005, Lucky 13 Land McPherson Ranch, LLC, APNs 308-02-001A & 308-02-001B (new APN will be 308-02-001C once land combination is complete) requesting to rezone from Rural Agricultural (RA-20) to Recreational Vehicle Park (RVP). This docket went before the Planning and Zoning Commission on Thursday, 06/03/2021 and was approved unanimously (6-0), with the stipulation that a signed 207 Waiver of Rights and Remedies form is required. Motion seconded by Supervisor Plunkett, pass unanimously, including the vote by Chairman Minor.

Discussion and possible action to appoint citizens to the Corrections Officer Retirement Plan (CORP) Local Board (4 year term) - *County Attorney*

Chairman Minor expressed that he was aware of a couple of people that had expressed the desire to serve as a "citizen" board member on the CORP Board; however, he wished to table this item to allow staff to bring back if the need presents itself. He reiterated from a previous meeting that a new law will be taking effect with the new year that would allow the CORP and PSPRS Board to combine, which he felt made sense in view of the work they do.

Chief Deputy County Attorney Dooley stated that he understood that a few had resigned from the CORP Board and the Board of Supervisors had the ability to appoint themselves if need be.

CHAIRMAN MINOR MOVED to table action to appoint citizens to the Corrections Officer Retirement Plan (CORP) Local Board (4 year term) until such time it is needed. Motion seconded by Supervisor Plunkett, passed unanimously, including the vote by Vice-Chairman Irwin.

Approve to ratify renewal agreement with Toro NSN Contract Number NSN-CLASSIC36-R, retroactive to February 10, 2021, for a period of three years from February 2021 to January 2024 at a cost of \$9,248 (Hardware/Software \$3,168; Support Services \$5,832; Initial Payment \$500; Sales Tax \$0) for technical support and equipment for the irrigation system at Emerald Canyon Golf Course - *Emerald Canyon Golf Course*

Golf Professional Benton requested to ratify the Toro agreement for the hardware and software equipment and technical support of the irrigation system. He explained it renews every two years and this would be for the renewal of that agreement.

He further clarified that there was an error in the statement presented to the Board and an email explaining that error would be provided for the record.

SUPERVISOR PLUNKETT MOVED to approve to ratify renewal agreement with Toro NSN Contract Number NSN-CLASSIC36-R, retroactive to February 10, 2021, for a period of three years from February 2021 to January 2024 at a cost of \$9,248 (Hardware/Software \$3,168; Support Services \$5,832; Initial Payment \$500; Sales Tax \$0) for technical support and equipment for the irrigation system at Emerald Canyon Golf Course. Motion seconded by Vice-Chairman Irwin, passed unanimously, including the vote by Chairman Minor.

Discussion and possible action to go into Executive Session pursuant to A.R.S. §38-431.03(A)(3)(4), for legal advice from the public body's attorney(s) in order to consider its position and instruct its attorneys regarding the public body's position regarding pending or contemplated litigation or settlement discussion regarding the Opioid litigation - County Attorney

VICE-CHAIRMAN IRWIN MOVED to go into Executive Session pursuant to A.R.S. §38- 431.03(A)(3)(4), for legal advice from the public body's attorney(s) in order to consider its position and instruct its attorneys regarding the public body's position regarding pending or contemplated litigation or settlement discussion regarding the Opioid litigation. Motion seconded by Supervisor Plunkett, passed unanimously, including the vote by Chairman Minor.

Convene into Executive Session: 10:20 a.m.
Reconvene into Open Meeting: 10:30 a.m.

Discussion and possible action regarding the Opioid litigation; authorizing the public body's attorney to take action as instructed in the executive session – *Board of Supervisors*

SUPERVISOR PLUNKETT MOVED to approve to authorize the public body's attorney to take action as instructed in the executive session. Motion seconded by Vice-Chairman Irwin, passed unanimously, including the vote by Chairman Minor.

Adjournment

Chairman Minor adjourned the meeting at 10:30 a.m.

APPROVED:

Duce Minor, Chairman

ATTEST:

Diane Green, Clerk of the Board