

Board of Supervisors  
April 21, 2020  
9:30 a.m.

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; Manny Ruiz, Vice-Chairman; Rudy Molera, Member; Jennifer St. John, County Manager; George Silva, County Attorney; Tara Hampton, Clerk of the Board.

The Meeting was called to order and the Pledge of Allegiance was recited, led by John Hays.

**ADOPTION OF AGENDA:** Vice-Chairman Ruiz made a motion to adopt the Agenda and to deviate from Agenda sequence as necessary; second by Supervisor Molera; motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

**CALL TO THE PUBLIC:** None.

**CURRENT EVENTS:**

**BOARD OF SUPERVISORS:**

Supervisor Molera reported he attended the County Supervisors Association (CSA) Board of Directors and Executive Committee meetings; he thanked the Governor's Office, Senator Kyrsten Sinema, her office and the community for staying home.

Vice-Chairman Ruiz had nothing to report.

Chairman Bracker thanked those for staying at home and social distancing; he thanked those sponsors of the produce distribution and reported 1600 families received produce; he thanked Fresh Produce Association, the City of Nogales and Santa Cruz County staff.

**MANAGER:** Jennifer St. John, County Manager, reported she has been participating in the bi-weekly calls with the Governor's and Senator Sinema's Offices; she attended the County Supervisors Association (CSA) Board of Directors and Executive Committee meetings and she attended an Insurance Pool meeting.

**DEPARTMENT REPORTS AND ACTIVITIES:**

**FINANCE: CASH & INVESTMENTS, EXPENDITURES & REVENUES REPORTS:**

Jennifer St. John, County Manager, reported \$5,580,981 in the General Fund, of which \$1,778,377 is invested; \$3,049,448 in the Road Fund, of which \$1,761,076 is invested; \$2,543,552 in the Flood Control District Fund, of which \$1,457,762 is invested; \$1,390,513 in the Jail District Fund, of which \$802,159 is invested; \$23,478,990 total for all funds, of which \$7,678,440 is invested; \$5,279,758 estimated end of month balance, compared to \$5,829,126 cash at April 2019, a difference of \$(549,368).

Vice-Chairman Ruiz made a motion to recess the Regular Meeting to convene into Executive Session; second by Supervisor Molera; motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

**EXECUTIVE SESSION:**

Pursuant to A.R.S. § 38-431.03(A)(3) and (4), discussion and consultation with attorney for legal advice and direction regarding settlement of Santa Cruz County versus Gamas and Olmos.; adjourned and reconvened the Regular Meeting. (Motion: Vice-Chairman Ruiz; second: Supervisor Molera; motion carried unanimously) (Ayes: Bracker, Molera, Ruiz)

**ACTION ITEMS:**

**DISCUSSION/POSSIBLE ACTION TO INSTRUCT COUNSEL REGARDING THE BOARD OF SUPERVISORS POSITION WITH REGARDS TO LITIGATION IN SANTA CRUZ COUNTY VERSUS GAMAS AND OLMAS:**

Jennifer St. John, County Manager advised the Board the Olmas was misspelled and the record should reflect Olmos.

Attorney Lehman recommended the Board approve the settlement agreement provided the Defendants file an indemnity against their property that will be recorded and that does not hold the County liable should the slopes become unstable.

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

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

**FLOOD CONTROL DISTRICT:**

**DIRECTOR'S/PROJECT REPORT:** Submitted in writing.

**MONTHLY REPORT FROM CITY OF NOGALES:** No report.

**MONTHLY REPORT FROM TOWN OF PATAGONIA:** No report.

**PUBLIC COMMENT:** No response.

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

**ACTION ITEMS (continues):**

**RE-APPOINTMENT OF MARCELINO VARONA AS A PLANNING AND ZONING COMMISSIONER FOR DISTRICT 1:** Vice-Chairman Ruiz made a motion to approve; second by Supervisor Molera; motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

**EDUPOINT SOFTWARE LICENSE AGREEMENT MADE BETWEEN EDUPOINT EDUCATIONAL SYSTEMS, LLC AND SANTA CRUZ COUNTY JUVENILE DETENTION CENTER FOR A 1-YEAR TERM IN THE AMOUNT OF \$4,816:** Vice-Chairman Ruiz made a motion to approve; second by Supervisor Molera; motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

**PROCLAMATIONS** designating April 19th through April 25th, 2020 as Administrative Professionals Week and National Volunteers Week were approved as submitted. (Motion: Supervisor Molera; second: Vice-Chairman Ruiz; motion carried unanimously) (Ayes: Bracker, Molera, Ruiz)

**2018 HELP AMERICA VOTE ACT (HAVA) ELECTION SECURITY GRANT, CFDA #90.404 FROM THE US ELECTION ASSISTANCE COMMISSION, EFFECTIVE 03/23/2018 - 03/22/2023, IN THE AMOUNT OF \$121,588:** Vice-Chairman Ruiz made a motion to approve; second by Supervisor Molera; motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

**2018 HELP AMERICA VOTE ACT (HAVA) ELECTION SECURITY FORTIFICATION GRANT, CFDA #90.404 FROM THE US ELECTION ASSISTANCE COMMISSION FOR FISCAL YEAR 2020 IN THE AMOUNT OF \$133,644.36:** Supervisor Molera made a motion to approve; second by Vice-Chairman Ruiz; motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

**BONDS FOR DUPLICATE WARRANTS #4-662157** in the amount of \$1,402.40 dated 11/25/19, payable to BSN Sports was approved as submitted. (Motion: Vice-Chairman Ruiz; second: Supervisor Molera; motion carried unanimously) (Ayes: Bracker, Molera, Ruiz)

**MONTHLY REPORTS** were accepted as submitted. (Motion: Supervisor Molera; second: Vice-Chairman Ruiz; motion carried unanimously) (Ayes: Bracker, Molera, Ruiz)

**DEMANDS** were approved in the total amount of \$632,118.79 of which \$284,163.34 are from the General Fund. Details of these expenditures are available for inspection during working hours and are to be considered part of these minutes. (Motion: Supervisor Molera; second: Vice-Chairman Ruiz; motion carried unanimously) (Ayes: Bracker, Molera, Ruiz)

**MINUTES** of 10/17/18, 03/18/20 and 04/07/20 were approved as submitted. (Motion: Vice-Chairman Ruiz; second: Supervisor Molera; motion carried unanimously) (Ayes: Bracker, Molera, Ruiz)

Meeting adjourned at 10:12 a.m. (Motion: Vice-Chairman Ruiz; second: Supervisor Molera; motion carried unanimously) (Ayes: Bracker, Molera, Ruiz)