

The Board met in a Regular Meeting at the Santa Cruz County Complex, 2150 N. Congress Drive, Room #120, Nogales, AZ. Present: Manuel Ruiz, Chairman; Bruce Bracker, Vice-Chairman; Rudy Molera, Member; Jesus Valdez, County Manager; Robert May, Civil Bureau Chief; and Alma Schultz, Clerk of the Board.

### **CALL TO ORDER/PLEDGE OF ALLEGIANCE**

Chairman Ruiz called the meeting to order, and the Pledge of Allegiance was recited, led by Kathi Campana.

### **ADOPTION OF AGENDA**

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

### **CALL TO THE PUBLIC:**

Jesus Jerez, a resident of Rio Rico, spoke of the Vitality District and the concern for roads in Rio Rico. Beth Peril, a resident of Rio Rico, spoke of the problem with Per- and polyfluoroalkyl substances (PFAS) in the water.

Skye Leone, a resident of Tubac, spoke about the water quality concerns in the county, specifically about PFAS.

Celinas Ruth, a resident of Rio Rico, echoed the concerns made prior about the water situation and spoke of the transmission line either being above or below ground for fire prevention.

Ben Lomeli, a resident of the County, over Zoom, spoke about the watershed and the public safety of the community.

### **CURRENT EVENTS**

#### **1. BOARD OF SUPERVISORS**

**VICE-CHAIRMAN BRACKER:** continues to work with state representatives and the governor's office to look for funding opportunities for county projects such as radio communication for the sheriff and other projects; took part in the U.S.-Mexico Binational Bridges and Border Crossings Group meeting in Tijuana, Mexico; attended an honoring event by Nature Conservancy; welcomed the new Love's travel stop; took part in the TenWest conference at the Tucson Community Center; participated in a tour of the mine with Nature Conservancy with Mayor Wood from the Town of Patagonia and thanked all Veterans.

**SUPERVISOR MOLERA:** thanked the community for voicing their concerns with PFAS; has continued to work with the state representatives to secure funding for county projects as well; will be attending a small counties meeting and board of directors meeting; thanked veterans for their service; thanked the Elections Department along with staff for a successful election; welcomed the new Love's travel stop and spoke of the passing of a family relative.

**CHAIRMAN RUIZ:** expressed his condolences to Joan on the passing away of her uncle and to the Beall family; took part in a Nogales border meeting arranged by the governor's office and spoke about the meeting's highlights; participated in an Arizona Association of Counties Board of Directors meeting here the legislative agenda was adopted; attended Love's ribbon cutting and sent his welcoming and congratulations to them for their travel stop; also attended a local restaurant opening; and thanked the Nogales Highschool hall of fame for the recognition of responders to Covid-19.

## **2. MANAGER**

**JESUS VALDEZ, COUNTY MANAGER**, also participated in the recognition of the Nogales High School Hall of Fame and expressed his gratitude for the recognition and met with the City of Nogales Constellation Brands and the Sonoran Institute regarding removal technology for our water courses as a pilot project to review the effectiveness.

### **DEPARTMENT REPORTS AND ACTIVITIES**

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

Mauricio Chavez, Deputy County Manager, reported \$20,813,413.77 in the General Fund, of which \$12,046,253.41 is invested; \$2,336,944.62 in the Road Fund, of which \$7,399.09 is invested; \$1,791,089.96 in the Flood Control District Fund, of which \$280,190.77 is invested; \$5,042,787.64 in the Jail District Fund, of which \$1,062,526.54 is invested; \$66,249,671.50 total for all funds, of which \$15,321,026.08 is invested; \$17,320,130.67 estimated end of month balance, compared to \$15,320,818.16 cash at November 2022, a difference of \$1,999,312.51.

#### **2. DEPARTMENT(S) UPDATE**

Jeff Terrell, Director of Health Services, provided an update to the Board on the migrant situation; provided an update on Covid numbers being low, and spoke of vaccination.

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

### **FLOOD CONTROL**

#### **1. DIRECTOR'S/PROJECT REPORT**

Allan Sanchez, Floodplain Coordinator, presented the report.

#### **2. MONTHLY REPORT FROM CITY OF NOGALES**

No report was submitted.

#### **3. MONTHLY REPORT FROM THE TOWN OF PATAGONIA**

Report was submitted in writing.

#### **4. PUBLIC COMMENT**

None.

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

### **ACTION ITEMS**

#### **1. DISCUSSION/POSSIBLE ACTION TO APPROVE AMENDMENT #1 TO THE PROFESSIONAL SERVICES CONTRACT WITH DONELSON CONSULTING LLC FOR SERVICES RELATED TO AFFORDABLE HOUSING AND COMMUNITY DEVELOPMENT PROJECTS, TO INCREASE THE NTE (NOT TO EXCEED) TO \$60,000 (REQ: COMMUNITY DEVELOPMENT)**

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

#### **2. DISCUSSION/POSSIBLE ACTION TO APPROVE AND RATIFY PURCHASE ORDER 2024-00001402 AND ADDENDUM WITH BROWN & WHITE, INC. FOR THE**

**COURT SAFETY FENCE IMPROVEMENT IN THE AMOUNT OF \$149,410.28 (REQ: SUPERIOR COURT)**

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

Vice-Chairman Bracker thanked staff for achieving this project.

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

**JAIL DISTRICT - CONSENT AGENDA**

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

**1. DISCUSSION/POSSIBLE ACTION TO APPROVE TWO (2) VACANT DETENTION OFFICER POSITIONS (REQ: SHERIFF)**

**2. DISCUSSION/POSSIBLE ACTION TO APPROVE AND RATIFY A PURCHASE ORDER FROM U.S. CUSTOMS AND BORDER PATROL (USCBP) FOR OVERNIGHT DETAINEE HOUSING IN THE AMOUNT OF \$85 PER DETAINEE PER DAY (REQ: SHERIFF)**

**3. DISCUSSION/POSSIBLE ACTION TO APPROVE AGREEMENT WITH MOTOROLA SOLUTIONS FOR THREE (3) DAYS OF ON-SITE JAIL MANAGEMENT TRAINING IN THE AMOUNT OF \$10,522.13 (REQ: SHERIFF)**

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

**CONSENT AGENDA**

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

**1. DISCUSSION/POSSIBLE ACTION TO RECLASSIFY: (REQ: HUMAN RESOURCES)**

**A LEAD CUSTODIAN POSITION TO MAINTENANCE WORKER POSITION AND AUTHORIZATION TO FILL THE MAINTENANCE WORKER POSITION FOR THE FACILITIES MAINTENANCE DEPARTMENT**

**B ADULT EDUCATION PROGRAM MANAGER POSITION TO AN ADULT EDUCATION PROGRAM COORDINATOR POSITION AND AUTHORIZATION TO FILL THE ADULT EDUCATION PROGRAM COORDINATOR POSITION IN THE SCHOOL SUPERINTENDENT'S OFFICE**

**2. DISCUSSION/POSSIBLE ACTION FOR AUTHORIZATION TO FILL VACANT:  
A APPRAISER ASSISTANT POSITION (REQ: ASSESSOR)**

**B LANDFILL OPERATOR POSITION (REQ: PUBLIC WORKS)**

**C MAINTENANCE WORKER POSITION (REQ: PUBLIC WORKS)**

**3. DISCUSSION/POSSIBLE ACTION FOR APPROVAL TO CERTIFY THE TOTAL**

**REVENUES RECEIVED BY THE JUSTICE COURTS AND SUPERIOR COURTS INCLUDING THE CLERK OF THE SUPERIOR COURT, EXCEED THE AMOUNT RECEIVED IN FISCAL YEAR 1997/1998 (REQ: DEPUTY COUNTY MANAGER)**

**4. DISCUSSION/POSSIBLE ACTION TO APPROVE AND RATIFY GOVERNOR'S OFFICE OF HIGHWAY SAFETY (GOHS) GRANT AGREEMENTS: (REQ: SHERIFF)**

**A GOHS GRANT NO. 2024-PTS-058 FOR STEP ENFORCEMENT OVERTIME IN THE AMOUNT OF \$5,000**

**B GOHS GRANT NO. 2024-AL-030 FOR DUI/IMPAIRED DRIVING ENFORCEMENT OVERTIME IN THE AMOUNT OF \$10,000**

**C GOHS GRANT NO. 2024-405B-007 FOR OCCUPANT PROTECTION ENFORCEMENT OVERTIME IN THE AMOUNT OF \$4,200**

**5. DISCUSSION/POSSIBLE ACTION TO APPROVE SHARED AGENCY AGREEMENT WITH TUBAC FIRE AND MOTOROLA SOLUTIONS TO ALLOW TUBAC FIRE TO UTILIZE SCCSO FLEX PUBLIC SAFETY SOFTWARE TO ENHANCE COORDINATION AT NO ADDITIONAL COST TO COUNTY (REQ: SHERIFF)**

**6. DISCUSSION/POSSIBLE ACTION TO APPROVE SUB-CONTRACT WITH CIRCLES OF PEACE INC. FOR PUBLIC HEALTH SERVICES WITHIN SCOPE OF CTR059190, AMENDMENT NO. 1, SB1847 FUNDING IN THE AMOUNT OF \$12,000 (REQ: HEALTH SERVICES)**

**7. DISCUSSION/POSSIBLE ACTION TO APPROVE AMENDMENT #1 TO INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA BOARD OF REGENTS, UNIVERSITY OF ARIZONA FOR THE PURPOSE OF CONTINUING THE INVEST IN OUR YOUTH PROJECT EFFECTIVE SEPTEMBER 30, 2023 UNTIL SEPTEMBER 30, 2024 IN THE AMOUNT OF \$135,963.26 (REQ: SCHOOL SUPERINTENDENT)**

**8. DISCUSSION/POSSIBLE ACTION TO APPROVE BOND FOR DUPLICATE WARRANT #4-040860 IN THE AMOUNT OF \$37,771.50 DATED 03/04/2022 PAYABLE TO AMPLIFY EDUCATION INC (REQ: CLERK)**

**9. DISCUSSION/POSSIBLE ACTION ON THE RECOMMENDATION OF APPROVAL OF APPLICATION FOR SPECIAL EVENT LICENSE FOR: (REQ: CLERK)**

**A VOICES FROM THE BORDER ON 12/02/2023 IN PATAGONIA**

**B SANTA CRUZ VALLEY ART ASSOCIATION ON 12/10/2023 IN TUBAC**

**10. APPROVAL OF TAX VALUATION ADJUSTMENTS: (REQ: ASSESSOR)**

**A 113-38-018 - 707 E FRONTAGE LLC, RESOLUTION NO. 56757**

**B 105-20-031 - KEVIN TAPIA, RESOLUTION NO. 56765**

**C M000000022 - ASHTON COMPANY INC THE, RESOLUTION NO. 56763**

**D P201100112 - ALLIANCE HEALTHCARE SERVICES, RESOLUTION NO. 56716**

**E 966-03-606 - UNISOURCE TUCSON ELECTRIC POWER - TD, CVP TAX ID: 54-660**

**F 966-03-606-E - UNISOURCE TUCSON ELECTRIC POWER - EPF, CVP TAX ID: 64-**

660

**G 966-03-606-C - UNISOURCE TUCSON ELECTRIC POWER - CWIP, CVP TAX ID: 65-**

660

**H 110-57-009-C - DAVID A. LOPEZ TRUSTEE REVOCABLE TRUST, RESOLUTION NO. 56767**

**I P201700168 - RAYMOND LEASING CORPORATION, RESOLUTION NO. 56744**

**J 114-53-005 - LARRIVA PROPERTIES II, LLC, RESOLUTION NO. 56774**

**K P202100133 - CSI LEASING INC, RESOLUTION NO. 56738**

**L P202100132 - CSI LEASING INC, RESOLUTION NO. 56739**

**M P202100129 - CSI LEASING INC, RESOLUTION NO. 56740**

**N P202100128 - CSI LEASING INC, RESOLUTION NO. 56734**

**O P201600121 - CSI LEASING INC, RESOLUTION NO. 56732**

**P P025006601 - WELLS FARGO VENDOR FINANCIAL SERVICES, RESOLUTION NO. 56759**

**Q P048007501 - WELLS FARGO VENDOR FINANCIAL SERVICES, RESOLUTION NO. 56755**

**R 109-47-034-A - NEIL FORGUES, RESOLUTION NO. 56773**

**S P201400177 - UPS CHAIN SOLUTIONS INC., RESOLUTION NO. 56772**

**T P201300195 - XEROX CORPORATION, RESOLUTION NO. 56711**

**U P058009501 - XEROX CORPORATION, RESOLUTION NO. 56708**

**V P201700169 - XEROX CORPORATION, RESOLUTION NO. 56710**

**W P202100161 - KOMATSU FINANCIAL LIMITED PARTNERSHIP, RESOLUTION NO. 56751**

**X P202100161 - KOMATSU FINANCIAL LIMITED PARTNERSHIP, RESOLUTION NO. 56752**

**Y P202100161 - KOMATSU FINANCIAL LIMITED PARTNERSHIP, RESOLUTION NO. 56754**

**11. APPROVAL OF MINUTES: 10/17/2023**

**12. APPROVAL OF DEMANDS** were approved in the total amount of \$1,610,080.50, of which \$726,621.72 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.

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

**BOARD OF EQUALIZATION**

**1. DISCUSSION/POSSIBLE ACTION TO APPROVE THE TAX YEAR 2024 APPEAL DECISIONS - NOTICE OF CHANGE AS PRESENTED BY THE BOARD OF EQUALIZATION (REQ: CLERK)**

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

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

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

### **EXECUTIVE SESSIONS**

**1. DISCUSSION AND CONSULTATION WITH LEGAL COUNSEL PURSUANT TO A.R.S. § 38-431.03(A)(3) REGARDING CASE LAW UPDATES RELATING TO TAX LIEN FORECLOSURE AND PROCESS (REQ: COUNTY ATTORNEY)**

**2. DISCUSSION AND CONSULTATION WITH LEGAL COUNSEL PURSUANT TO A.R.S. § 38-431.03(A)(3) REGARDING THE EXPIRATION PROVISION OF THE CONTRACT WITH SECURUS FOR JAIL-RELATED COMMUNICATIONS (REQ: COUNTY ATTORNEY)**

**3. DISCUSSION AND CONSULTATION WITH LEGAL COUNSEL PURSUANT TO A.R.S. § 38-431.03(A)(3)(4) REGARDING CHUAR LLC V. ROSAN L.L.C., ET. AL IN CASE NUMBER CV-23-240 (REQ: COUNTY ATTORNEY/TREASURER)**

**4. DISCUSSION AND CONSULTATION WITH LEGAL COUNSEL PURSUANT TO A.R.S. § 38-431.03(A)(1) AND (A)(3) REGARDING RULES GOVERNING SUCCESSION AND/OR APPOINTMENT FOR PUBLIC OFFICER RETIREMENT (REQ: COUNTY ATTORNEY)**

The Board adjourned the Executive Sessions and reconvened into the Regular Meeting. (Motion: Supervisor Molera; second: Vice-Chairman Bracker; motion carried unanimously) (Ayes: Bracker, Molera, Ruiz)

### **ACTION ITEMS CONT.**

**3. DISCUSSION/POSSIBLE ACTION TO APPROVE CERTIFICATE OF PURCHASE REFUND OF PRINCIPAL AND INTEREST PURSUANT TO A.R.S. § 42-18125 IN RELATION TO SUB-PARCELS NO. 103-21-006D AND 103-21-006E IN THE AMOUNT OF \$16,219.14 (REQ: TREASURER)**

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

### **ADJOURNMENT**

The meeting adjourned at 11:09 a.m. (motion: Supervisor Molera; second: Vice-Chairman Bracker; motion carried unanimously) (Ayes: Bracker, Molera, Ruiz)