

The Board met in a Regular Meeting at the Santa Cruz County Complex, 2150 N. Congress Drive, Room #120, Nogales, AZ. Present: Manny Ruiz, Chairman; Bruce Bracker, Vice-Chairman; Rudy Molera, Member; Jennifer St. John, County Manager; Laura Roubicek, Deputy County Attorney; Alma Schultz, Clerk of the Board.

CALL TO ORDER/PLEDGE OF ALLEGIANCE

Chairman Ruiz asked for a moment of silence for our fallen troops in Afghanistan before calling the meeting. Chairman Ruiz called the meeting to order, and the Pledge of Allegiance was recited, led by Manuel Coppola.

ADOPTION OF AGENDA

Supervisor Molera made a motion to adopt the Agenda tabling Action items I12 and I17 for the 09/21/2021 regular meeting and deviate from the Agenda sequence as necessary; seconded by Vice-Chairman Bracker; motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

CALL TO THE PUBLIC:

Neil V. DeLuca, a county resident, provided comments on the Chavez Siding Road flooding with supporting comments about possible Department of Emergency and Military Affairs (DEMA) grants and asked for additional review on solutions.

Mary Dahl, Special Projects, provided insight on the status of the Community Development Block Grant CARES (CDBG-CV) Act, Emergency Rent, Utility and Mortgage Assistance program; stating the highlight of as of today, about 90,000 dollars have benefited over 32 families in the county. The application was for half a million dollars to allocate to those eligible by May of 2022.

John Hays, Floodplain Coordinator, provided an update on a new project to study the possibility of electric-powered vehicle charging stations at public facilities within the county.

CURRENT EVENTS

1. BOARD OF SUPERVISORS:

VICE-CHAIRMAN BRACKER thanked the Santa Cruz County Fair & Rodeo Association for their success with the Labor Day Rodeo. Continue to work with SEAGO (Southeastern Arizona Governments Organization), Kevin Adams (Rural Transportation Advocacy Council), and other rural COGs (council of governments) to advocate for the allocation of funds for local projects. Update from ADOT (Arizona Department of Transportation) on the completion of the Ruby Road bridge estimated for the end of September and the start of weed mowing in October on the east side of the county.

SUPERVISOR MOLERA attended bi-weekly meetings with ADOT and ADEQ (Arizona Department of Environmental Quality) to gather updates on the asphalt plant in Rio Rico. With hopes of the possibility of having the plant come to an end in late October, if not, the plant will continue until next spring after the winter season.

CHAIRMAN RUIZ reminded the public to continue with Covid-19 precautions, get vaccinated, and wear mask coverings regardless of vaccination status.

2. MANAGER:

JENNIFER ST. JOHN, COUNTY MANAGER, attended over the last two weeks biweekly meetings with ADQ and ADOT with Supervisor Molera, a quarterly health insurance pool meeting with Human Resources Director Sonia Jones, and a library board meeting.

DEPARTMENT REPORTS AND ACTIVITIES

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

Jennifer St. John, County Manager reported \$12,713,497 in the General Fund, of which \$10,285,622 is invested; \$2,075,646 in the Road Fund, of which \$815,200 is invested; \$2,241,651 in the Flood Control District Fund, of which \$1,862,084 is invested; \$2,236,588 in the Jail District Fund, of which \$1,001,781 is invested; \$36,493,546 total for all funds, of which \$15,779,015 is invested; \$9,281,423 estimated end of month balance. 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

John Hays, Flood Coordinator, submitted the report in writing and provided insight to the Board on item number 3 with hopes of receiving a response from the State by the end of the month.

2. MONTHLY REPORT FROM CITY OF NOGALES

No report.

3. MONTHLY REPORT FROM THE TOWN OF PATAGONIA

No report.

4. PUBLIC COMMENT

John Hays provided insight of ranges between 2.7 inches to 6.75 inches of rainfall, bringing Pena Blanca lake to 20.63 inches with a county average of 12.97 inches across the County with a normal of 11 inches. The Board adjourned as the Flood Control District Board and convened into the Jail District Board. (Motion: Supervisor Molera; second: Vice-Chairman Bracker; motion carried unanimously) (Ayes: Bracker, Molera, Ruiz)

JAIL DISTRICT

1. APPROVE INTERGOVERNMENTAL AGREEMENT WITH TRIDENT CARE TO PROVIDE DIAGNOSTIC SCREENING SERVICES AT THE JAIL

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

2. APPROVE A COOPERATIVE PURCHASE AGREEMENT WITH ADANI SYSTEMS FOR THE PURCHASE OF AN ADANI COMPASS LITE BODY SCANNER FOR THE ADULT DETENTION CENTER

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

ACTION ITEMS

1. AUTHORIZATION TO FILL A SENIOR COURT CLERK POSITION

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

Juan Pablo Guzman, Clerk of the Superior Court, respectfully requested the approval of this item by providing insight on the vacant position after Supervisor Molera requested a report.

2. AUTHORIZATION TO FILL THE SOON TO BE VACANT FULL-TIME SUPERIOR COURT JUDGE PRO-TEMPORE POSITION

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

3. APPROVE THE APPOINTMENT OF PRECINCT COMMITTEE PERSON FOR SANTA CRUZ COUNTY DEMOCRATIC PARTY: ASHLEY A. AVILA, NOGALES 8:

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

4. APPROVE LETTER OF SUPPORT TO DESIGNATE THE VILLAGE OF TUBAC AS AN INTERNATIONAL DARK SKY COMMUNITY

Vice-Chairman Bracker provided information on the Dark Sky initiative carried out by a group of Tubac residents to sustain and promote tourism in the area.

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

5. APPROVE MEMORANDUMS OF AGREEMENT WITH SOUTH32 LIMITED FOR THE 2021/2022 SCHOOL YEAR FUNDING FOR: a) the Technolochicas lift program in the amount of \$74,300 & b) The Elementary Robotics Afterschool Program in the amount of \$43,704

Supervisor Molera made a motion to approve 5a and 5b, seconded by Vice-Chairman Bracker; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

6. APPROVE INTERGOVERNMENTAL AGREEMENTS FOR THE 2021-2022 SCHOOL YEAR WITH: a) Nogales Unified School District #1 For the Elementary Robotics Afterschool Program in the amount of \$21,852 b) Nogales Unified School District #1 For the South 32 Hermosa Project Technolochicas Lift Program in the amount of \$15,800 c) Patagonia Elementary School District #6 For the South 32 Hermosa Project Technolochicas Lift Program in the amount of \$7,900 d) Patagonia Elementary School District #6 For the Elementary Robotics Afterschool Program in the amount Of \$3,642 e) Santa Cruz Valley Unified School District #35 the South 32 Hermosa Project Technolochicas Lift Program in the amount of \$15,800 & f) Santa Cruz Valley Unified School District #35 for the Elementary Robotics Afterschool Program in the amount of \$10,926

Chairman Ruiz stated he is also a school governing board member with no gain in any of the matters that will be discussed in the following action items requested by the school superintendent.

Vice-Chairman Bracker made a motion to approve 6a through 6f, seconded by Supervisor Molera; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

7. APPROVE AN INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA ASSOCIATION FOR COUNTY SCHOOL SUPERINTENDENTS EFFECTIVE NOVEMBER 15, 2021 THROUGH NOVEMBER 14, 2031

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

8. APPROVE PROPOSALS WITH THE SOUTHWEST EDUCATIONAL CONSULTING ASSOCIATES INC. (SWECA) TO PROVIDE EVALUATION, TECHNICAL ASSISTANCE, AND SUPPORT SERVICES FROM JULY 1, 2021 THROUGH JUNE 30, 2022 FOR: a) The C-CREO Project for Janet Annett for up to a maximum of \$12,000 b) The C-CREO Project for up to a maximum of \$70,000 & c) The Department of Justice-STOP School Violence Grant Award #2020-YS-BX-0022 in the amount of \$22,800

Supervisor Molera made a motion to approve 8a through 8c, seconded by Vice-Chairman Bracker; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

9. APPROVE CONTRACTS WITH SOUTHWEST EDUCATIONAL CONSULTING ASSOCIATES INC. (SWECA) #17M-SWECA-1215 TO PROVIDE EVALUATION, TECHNICAL ASSISTANCE, AND SUPPORT SERVICES FROM JULY 1, 2021 THROUGH JUNE 30, 2022 FOR: a) Special Projects for up to a maximum of \$25,000 & b) Los Padres Son Los Primeros Profesores Project for up

to a maximum of \$8,800

Vice-Chairman Bracker made a motion to approve 9a through 9b, seconded by Supervisor Molera; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

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

PUBLIC HEARING - 10:00 A.M.

1. PRESENTATION PER ARIZONA REVISED STATUTES § 11-391 ON INCURRING A LONG-TERM OBLIGATION TO FUND ALL OR A PORTION OF THE COUNTY'S UNFUNDED LIABILITIES WITH RESPECT TO ITS PENSION PLANS IN THE ARIZONA PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM

Presented by Michael Vasquez, Senior Vice President for Piper Sandler Phoenix Public Finance. Jennifer St. John advised the Board that the public hearing is to inform and that further discussion may take place before a final decision with an approximate closing date of December 16, 2021.

Manuel Coppola, Nogales International Publisher asked if any past efforts were made at the legislative level for relief from the state and what odds are there for this to happen and if a possible referendum.

The Board and Jennifer St. John addressed Mr. Coppola's questions by providing insight into participation with the PSPRS board and CSA (County Supervisor Association).

The Board thanked Michael Vasquez for the presentation.

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

CONT. ACTION ITEMS

10. APPROVE A TOLLING AGREEMENT WITH THE UNITED STATES ARMY CORPS OF ENGINEERS

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

11. APPROVE AGREEMENT #2019205 WITH SIERRA AUCTION MANAGEMENT, INC., FOR AUCTION SERVICES

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

Vice-Chairman Bracker thanked Public Works for coming up with this option to get rid of excess equipment.

12. APPROVE PROPOSAL WITH PUEBLO MECHANICAL & CONTROL INC. VIA THE STATEWIDE MEP JOC BY ADOA TO REPLACE THE COOLING TOWER AT 2150 N. CONGRESS DRIVE BUILDING

Tabled for September 21, 2021, Regular Meeting.

13. APPROVE CONTRACT WITH CARAHSOFT TECHNOLOGY CORPORATION TO PROVIDE 12 MONTHS OF ACCELA SAAS ENVIRONMENTAL SOFTWARE AND RELATED SERVICES FOR ENVIRONMENTAL HEALTH INSPECTIONS OF REGULATED ESTABLISHMENTS

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

14. APPROVE GRANT AGREEMENTS WITH ADOT AERONAUTICS DIVISION FOR: a) #E2S1H-01C for the Airfield Electrical Upgrade for REILs (Phase I) Project & b) #E2S1I-01C for the Airfield Electrical Upgrade Rotating Beacon Project

Supervisor Molera made a motion to approve 14 and 14b; seconded by Vice-Chairman Bracker; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

15. APPROVE GRANT AGREEMENTS WITH THE FEDERAL AVIATION

ADMINISTRATION FOR THE AMERICAN RESCUE PLAN ACT FUNDS IN THE AMOUNT OF \$32,000

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

16. APPROVE CONTRACT AMENDMENT #20-031-25 WITH THE ARIZONA DEPARTMENT OF CORRECTIONS, REHABILITATION AND REENTRY TO PROVIDE GENERAL MAINTENANCE AND LANDSCAPING FOR THE COUNTY

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

17. APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH THE FRIENDS OF THE TUBAC PRESIDIO AND MUSEUM TO MAINTAIN AND OPERATE THE TUBAC PRESIDIO STATE HISTORIC PARK

Tabled for September 21, 2021, Regular Meeting.

Item No. 18 skipped until after Executive Session.

19. APPROVE PROCLAMATIONS: a) In support of Mexico's Independence Day on September 16th & b) Designating September 20th through 24th, 2021 as National Gear Up Week

Vice-Chairman Bracker made a motion to approve 19a and 19b; seconded by Supervisor Molera; the motion carried unanimously. (Ayes: Bracker, Molera, Ruiz)

20. AWARD BID NO. B-03-21-CO40 FOR 2021-2022 LEGAL PUBLICATIONS AND ADVERTISING

Alma Schultz, Clerk of the Board, advised the Board of one bid submitted by Nogales International and disclosed the submitted bid.

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

21. APPROVE BOND FOR DUPLICATE WARRANT #2-099857 IN THE AMOUNT OF \$142.31 DATED 07/07/2021 PAYABLE TO MAYA M. DONNELLY

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

22. TAX VALUATION ADJUSTMENTS: a) 115-10-372 - Alabbadi, Ahmad Atef Ayed, Resolution No. 56165 & b) 105-23-072 - Rodriguez, Luis M. & Rebeca E., Resolution No. 56166, were approved as submitted by the County Assessor's Office. (Motion: Vice-Chairman Bracker; second: Supervisor Molera; motion carried unanimously) (Ayes: Bracker, Molera, Ruiz)

23. APPROVE CERTIFICATE OF REMOVAL AND ABATEMENT OF TAXES AND/OR PENALTY: a) Tax ID# 945079101 - Outside Growers Inc, \$38.88 b) Tax ID# 925003901 - Tom Trucking, \$94.01 c) Tax ID# 935091501 - Reliable Freight System Inc., \$4.94 d) Tax ID# 850003801 - New World, \$3.97 e) Tax ID# 935076301 - California Fashion, \$6.23 f) Tax ID# 870024601 - Dovetron, \$7.42 g) Tax ID# 935031001 - Nogales TV Stereo, Jose F. Gracia, \$195.20 h) Tax ID# 945056401 - Roadrunner Medical Supply, \$195.23 i) Tax ID# 744547014 - Zardi's Casa del Burrito c/o Luis R. or Ester Noriega, \$694.80 j) Tax ID# 940003401 - Maria de Jesus Valenzuela, \$6.21 k) Tax ID# 935003201 - Celebracion Party Works, \$151.62 l) Tax ID# 945000001 - Rodriguez Refrigeration, \$141.88 m) Tax ID# 915001901 - Villa's Diesel Service, \$688.93 n) Tax ID# 430025601 - Ruben & Genoveva Castelo, \$33.16 o) Tax ID# 955012701 - Produce Software Inc., \$111.89 p) Tax ID# 955010501 - Nogales Herald News, \$153.54 q) Tax ID# 870006101 - Clyne Meade S., \$59.72 r) Tax ID# 945039301 - De Jager Construction, \$141.88 s) Tax ID# 980004601 - Luis or Ernesto Leyva, \$265.71 t) Tax ID# 870016701 - Rafael or Maria Leticia Santa Cruz, \$508.30 u) Tax ID# 945012101 - Nutrimatic International, \$299.93 v) Tax ID# 870016704 - Steve or Eileen Padilla, \$647.42 w) Tax ID# 820016201 - Alvaro Agostinni, \$6.57 x) Tax ID# 895024301 - Commercial Rentals, \$9.54 y) Tax ID# 230111301 - Arthur & Pauline Skinner, \$56.65 z) Tax ID# 935014401 - Serco Corporation, \$141.88 aa) Tax

ID# 935068401 - Recomsa & Fernando Escobosa, \$141.88 bb) Tax ID# 870017201 - F&B Transportation, \$433.36 cc) Tax ID# 955018901 - Saratoga Technologies, \$5.44 dd) Tax ID# 895014201 - Viva Trading Co., \$85.68 ee) Tax ID# 935071001 - Pronto Postal Med Trading Co. Inc., \$25.68 ff) Tax ID# 820015301 - Touch of Glass A, \$18.72 gg) Tax ID# 870021601 - Pot Shop Gallery (The), \$4.99 hh) Tax ID# 955025001 - Carniceria Los Tacos Inc., \$13.60 ii) Tax ID# 930003901 - William R. Geisman & Vicky L. Ellis, \$472.55 jj) TaxID# 945020901 - C&R Distributors & Ramon Felix, \$55.44 kk) Tax ID# 860004401 - S&A Produce, \$701.32 ll) Tax ID# 995009301 - Imaging Financial Services Inc. Property Tax Compliance, \$40.56 mm) Tax ID# 870018401 - Ingersoll Rand Financial, \$1,780.89 nn) Tax ID# 955005801 - C&P Produce, \$12.12 & oo) Tax ID# 413256501 - Padilla's Cake Shop, \$48.66, were approved as submitted by the County Treasurer's Office. (Motion: Vice-Chairman Bracker; second: Supervisor Molera; motion carried unanimously) (Ayes: Bracker, Molera, Ruiz)

24. APPROVAL OF MINUTES: 08/17/2021 were approved as submitted. (Motion: Vice-Chairman Bracker; second: Supervisor Molera; motion carried unanimously) (Ayes: Bracker, Molera, Ruiz)

25. DEMANDS were approved in the total amount of \$1,210,373.71 of which \$155,127.51 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 Bracker; motion carried unanimously) (Ayes: Bracker, Molera, Ruiz)

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

EXECUTIVE SESSION

1. PURSUANT TO A.R.S. § 38-431.03(A)(3) AND (4), DISCUSSION AND CONSULTATION FOR LEGAL ADVICE AND/OR DIRECTION ON THE CONTRIBUTION AGREEMENT WITH ARIZONA MINERALS

2. PURSUANT TO A.R.S. § 38-431.03(A)(3) AND (4), DISCUSSION, CONSULTATION, AND/OR DIRECTION REGARDING THE COOPERATIVE FOREST ROAD SERVICE AGREEMENT WITH THE U.S. DEPARTMENT OF AGRICULTURE, FOREST SERVICE, CORONADO NATIONAL FOREST

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

CONT. ACTION ITEMS

18. APPROVE A CONTRIBUTION AGREEMENT WITH ARIZONA MINERALS TO FINANCIALLY SUPPORT PROFESSIONAL SERVICES AND/OR AGREED UPON PROJECTS

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

ADJOURNMENT

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