

AGENDA

1. CALL TO ORDER PLEDGE OF ALLEGIANCE

2. CALL TO THE PUBLIC:

CALL TO THE PUBLIC:

Call to the Public is held for public benefit to allow individuals to address issue(s) within the Board's jurisdiction. Board members may not discuss items that are not specifically identified on the agenda. Therefore, pursuant to Arizona Revised Statute §38-431.01(H), action taken as a result of public comment will be limited to directing staff to study the matter, responding to criticism, or scheduling the matter for further discussion and decision at a future date. Public comments may be made in person or submitted by email at: publiccomment@yumacountyaz.gov. The email forms of public comment will be accepted until 8:00 a.m. the morning of the meeting. All public comments will be read aloud during the Yuma County Board of Supervisors meeting that starts at 9:00 a.m.

3. PRESENTATIONS, PROCLAMATIONS & APPOINTMENTS: #1

PRESENTATIONS, PROCLAMATIONS & APPOINTMENTS: Note: During this segment of the agenda, board members may discuss the presentations and proclamations, and may announce appointments to the Yuma County Planning and Zoning Commission and the Yuma County Board of Adjustment. No legal actions will be taken.

1. County Administration: Update on the Law Enforcement Training Academy facility from Arizona Western College President Daniel Corr and Vice President for Finance and Administrative Services Ross Poppenberger.

4. PRESENTATIONS, PROCLAMATIONS & APPOINTMENTS: #2

2. Presentation by Matt Weatherly, President, Public Sector Personnel Consultants (PSPC), regarding the 2023 Yuma County and Superior Court compensation study.

5. PRESENTATIONS, PROCLAMATIONS & APPOINTMENTS: #3

3. Chairman proclaims September 2023 to be "Voter Registration Month in Yuma County".

6. PRESENTATIONS, PROCLAMATIONS & APPOINTMENTS: #4

4. Human Resources: Recognition of Yuma County as recipient of the 2022 Healthy Arizona Worksites Program (HAWP) Platinum Award.

7. CONSENT CALENDAR: #1-7, 9,12

CONSENT CALENDAR: The following items listed under the Consent Agenda will be considered as a group and acted upon by one motion with no separate discussion, unless a Board Member so requests. In that event, the item will be removed from the Consent Calendar for separate discussion and action.

1. Assessor: Approve Tax Roll Corrections as listed in batch dated September 18, 2023, pursuant to A.R.S. Title 42, Chapter 16, Article VI. (A full listing of all corrections is in the agenda packet on the web at: <https://www.yumacountyaz.gov/government/board-of-supervisors/meetings>.) Approved as presented

2. Financial Services: Approve the Accounts Payable Demands disbursed in the amount of \$5,154,118.68 and Payroll in the amount of \$2,064,492.45 during the period of August 16, 2023 through August 25, 2023. (A detailed listing of Accounts Payable Demands is available for review from the agenda packet on the web at: <https://www.yumacountyaz.gov/government/board-of-supervisors/meetings>.) (Payroll data is available via a Request For Public Records submitted to the Office of the Yuma County Clerk of the Board of Supervisors. Request form is available on the web at: <https://www.yumacountyaz.gov/government/county-administrator>.) Approved as presented

3. Clerk of the Board: Approve the minutes for August 7, 2023 Regular Session. Approved as presented

4. Clerk of the Board: Action to recommend State approval of a Special Event Liquor License application submitted by John Juarez Gonzales dba St. John Neumann Roman Catholic Church for events held January 13, 2024, February 10, 2024, February 13, 2024, and February 26, 2024. BOS recommended approval

5. County Administration/Arizona@Work: Appoint Jesus Garcia to represent the business sector on the Local Workforce Development Board for a term that will expire on June 30, 2026. Approved as presented

6. Recorder/Elections: Authorize Election Services to utilize the E-Qual system for candidates to obtain signatures online for their nomination petitions. Approved as presented

7. Facilities Management: a) Award bid in the amount of \$377,348.08 for the Adult Probation HVAC Equipment Replacement (CIP 2. 1906), and; b) Authorize the Facilities Management Director to enter into a contract with Arizona Valley Refrigeration Heating and Cooling, LLC as the qualified low responsive/responsible bidding contractor. Approved as presented

9. Public Works: a) Authorize the Department of Public Works to participate in the City of Yuma's Pavement Preservation Services Contract Bid No. 2020-20000153, for an estimated 442,514 square yards of Type II slurry seal at an estimated cost of \$1,215,552.16 and; b) Authorize the Public Works Director to execute all agreements and financial documents as needed to expedite the contracting process, contingent upon review by legal counsel. Approved as presented

12. Human Resources/Radio Management Program: Authorize the purchase of (41) Motorola APX 4000 portable radios for the Juvenile Justice Center, (40) Motorola APX 4000 portable radios and (11) APX 6500 mobile radios for Adult Probation, from Gila Electronics, a local vendor through Motorola Solutions, in the total amount of \$392,720.46. Approved as presented

8. CONSENT CALENDAR: #8

8. Public Works: Pursuant to A.R.S. §11-251(58), by unanimous consent, declare as surplus to County needs and authorize the sale in the amount of \$500 of a 2010 Ford F-150 (Serial No. 1FTEW1E84AFA67076, Asset Tag No. 4316) and \$500 of a 2010 Ford F-150 (Serial No. 1FTEW1E86AFA67080, Asset Tag #4322), to the Town of Wellton.

9. CONSENT CALENDAR: #10

10. Development Services/Planning and Zoning Division: Dateland Ranch Subdivision and Replat of Dateland Ranch Subdivision - Reversion to Acreage: New Sustainable Property holdings LLC., agent for McFarland Solar and Land Borrower LLC, request to revert Dateland Ranch and Dateland Ranch Replat subdivision to acreage, Assessor's Parcel Nos. 153-34-06 through -013, 152-35-001 through -014, 165-01-001 through -013, 165-02-001 through -016, 165-03-003 through -012, 165-03-003 through -012, 165-04-004 through -013, 165-09-006, 16512-001, -002, 166-06-002 and -003, consisting of 74 lots zoned Rural Area-40 acre minimum (RA-40), located between Palomas Road and County North 8th Street and Avenue 68 E And Avenue 70½ E, Dateland, Arizona. Approved as presented

10. CONSENT CALENDAR: #11

11. Sheriff's Office: Approve and authorize the County Administrator to sign the Yuma Regional Bomb Squad #2400 Intergovernmental Agreement between the City of Yuma on behalf of the Yuma Police Department, and Yuma County on behalf of the Yuma County Sheriff's Office. Approved as presented

11. DISCUSSION AND ACTION ITEMS: #1

DISCUSSION AND ACTION ITEMS: The Board will open each of the following items separately for discussion and action, as appropriate.

1. County Administration: In accordance with Arizona Revised Statute §28-7384, approve and authorize the County Administrator to sign the Telecommunications Use and Occupancy Agreement (Broadband Office Agreement No. BB-005-T124970) and the Addendum In-Kind Trade to said agreement with the Arizona Department of Transportation (ADOT), providing right-of-way access for the County Broadband Network.

[Click to View Approved as presented](#)

12. DISCUSSION AND ACTION ITEMS: #2

2. Public Health Services District: Presentation by Chief Health Officer Diana Gomez providing an update on the Opioid Settlement Fund Planning and Program Implementation process, followed by discussion and possible action for the uses of Opioid Settlement Funds. [Click to View No Action](#)

13. DISCUSSION AND ACTION ITEMS: #3

3. Development Services/Planning Division: Discussion concerning criteria for extending the notification area beyond 300 feet, followed by possible action to adopt the Mailed Notification Radius Extension Policy. [Click to View Approved as Amended](#)

14. PLANNING & ZONING AGENDA, EXPEDITED REZONING and PUBLIC HEARINGS: #1,2

PLANNING & ZONING AGENDA: Full legal descriptions of property sites for all Rezoning Cases are available for public review at the Yuma County Board of Supervisors' Office.

EXPEDITED REZONING and PUBLIC HEARINGS: These items will be opened as a group for public hearings and acted upon by one motion to adopt the recommendation of the Planning & Zoning Commission, except for any item that is removed by a Board member for separate consideration. That item will be discussed and acted upon separately following action on expedited items.

1. Development Services/Planning & Zoning Division: Public Hearing: Rezoning Case No. 23-06: Adrian Vega of Dahl, Robins and Associates, Inc., agent for NMI Holdings, LLC, requests the rezoning of a parcel 10.03 gross acres in size from Rural Area-10 acre minimum (RA-10) to Suburban Site Built-2 acre minimum (SSB-2), Assessor's Parcel No. 725-54-010, located at the northwest corner of County 13¾ Street and Avenue 7½ E, Yuma, Arizona. [Click to View Approved PZ Com Rec'n - APPROVED](#)

2. Development Services/Planning & Zoning Division: Public Hearing: Special Use Permit Case No. 23-08: Jeff Bennet requests a Special

Use Permit per Section 607.03(E) of the Yuma County Zoning Ordinance to allow an accessory dwelling unit on a parcel 11,761 square feet in size zoned Manufactured Home Subdivision-10,000 square feet minimum (MHS-10), Assessor's Parcel No. 728-04-051, located at 12706 East 41st Place, Yuma, Arizona. Click to View Approved PZ Com Rec'n - APPROVED

15. REZONING -- REGULAR PUBLIC HEARING ITEMS: #1

REZONING -- REGULAR PUBLIC HEARING ITEMS: Staff will make a full presentation on each of the following items, followed by separate discussion, public hearing, and action by the Board of Supervisors.

1. Development Services/Planning & Zoning Division: Public Hearing: Text Amendment Case No. 23-02: A text amendment to the Yuma County Zoning Ordinance, Section 623.00A "Dark Sky Overlay District (DSOD)". Click to View Approved PZ Com Rec'n - APPROVED

16. REZONING -- REGULAR PUBLIC HEARING ITEMS: #2

2. Development Services/Planning & Zoning Division: Public Hearing: Special Use Permit Case No. 23-07: Angel & Alberto Espitia request a Special Use Permit per Section 602.03(E) of the Yuma County Zoning Ordinance to allow an accessory dwelling unit on a parcel 2.5 gross acres in size Suburban Ranch-2 acre minimum (SR-2), Assessor's Parcel No. 754-35-007, located at 17187 South Avenue B 1/2, Somerton, Arizona.

Click to View Approved PZ Com Rec'n - APPROVED

17. REZONING -- REGULAR PUBLIC HEARING ITEMS: #3

3. Development Services/Planning & Zoning Division: Public Hearing: Special Use Permit Case No. 23-06: Christopher Robins from Dahl Robins & Associates Inc., agent for Yuma BN, LLC and Faithful Management Systems AZ, LLC, requests a Special Use Permit per Section 614.03(A) of the Yuma County Zoning Ordinance to allow a green hydrogen facility on two parcels approximately 151.86 acres in size zoned Heavy Industrial (HI), Assessor's Parcel Nos. 212-22-006 and portion of 212-22-005, located in the vicinity of County 19th Street and Avenue 1 E, Yuma, Arizona; located within the 75+ dB noise contour. Click to View Approved PZ Com Rec'n - APPROVED

18. REZONING -- REGULAR PUBLIC HEARING ITEMS: #4

4. Development Services/Planning & Zoning Division: Public Hearing: Minor Amendment Case No. 23-03: A minor amendment to incorporate major/minor and text amendments that were processed during the Public Information and Participation Process and prior to adoption of the 2030 Comprehensive Plan. The case numbers are Text Amendment Case No. 22-01, Major Amendment Case No. 22-02, Minor Amendment Case No. 22-02, Minor Amendment Case No. 22-03, and Minor Amendment Case No. 22-04. Click to View Approved PZ Com Rec'n - APPROVED

19. REZONING -- REGULAR PUBLIC HEARING ITEMS: #5

5. Development Services/Planning & Zoning Division: Public Hearing: Special Use Permit Case No. 23-09: Melanie Debra & Michael R. Williams request a Special Use Permit per Section 604.03(M) of the Yuma County Zoning Ordinance to allow an accessory dwelling unit on a parcel 1.2 net acres in size zoned Low Density Residential-40,000 square feet minimum (R-1-40), Assessor's Parcel No. 458-24-001, located at 9812 North Dove Lane, Yuma, Arizona. Click to View Approved PZ Staff Recommendation

20. REZONING -- REVERSION PUBLIC HEARINGS: #1

REZONING -- REVERSION PUBLIC HEARINGS: In accordance with Section 404.01(I)(7) of the Yuma County Zoning Ordinance, the Board will conduct a hearing to grant an extension of time to comply with the Schedule for Development, determine compliance with the Schedule for Development, or cause the property to revert to its former zoning classification in the following cases:

1. Development Services/Planning & Zoning Division: Public Hearing: Rezoning Case No. 21-23: In accordance with the Yuma County Zoning Ordinance, Section 404.01(I)(7), action to grant an extension of time to Vianey Vega, agent for Jose Jaime & Lina Gomez, to comply with the Schedule for Development, determine compliance with the Schedule for Development, or cause the property to revert to its former Rural Area-10 acre minimum (RA-10) zoning classification, Assessor's Parcel No. 196-25-002, located in the vicinity of the southeast corner of Avenue 3 E and County 14th Street, Yuma, Arizona; located in the 65+ dB noise zone and 70+ dB noise zone. Click to View Other (See minutes)

21. REZONING -- REVERSION PUBLIC HEARINGS: #2

2. Development Services/Planning & Zoning Division: Public Hearing: Rezoning Case No. 22-03: In accordance with the Yuma County Zoning Ordinance, Section 404.01(I)(7), action to grant an extension of time to Adrian Vega, agent for Armando Silvestre Puga, to comply with the Schedule for Development, determine compliance with the Schedule for Development, or cause the property to revert to its former Suburban Ranch-4 acre minimum (SR-4) zoning classification. Click to View Approved PZ Staff Rec

22. DISCUSSION REGARDING LEGISLATIVE ISSUES: #1

1. County Administration: Discussion and possible action regarding State and Federal legislative updates, which may include international issues, status of bills affecting Yuma County, timelines and composition of the legislatures, and legislative strategies and priorities.

23. EVENTS CALENDAR/CURRENT EVENTS: #1

EVENTS CALENDAR/CURRENT EVENTS:

1. Board members and County Administrator will report on events attended or to be attended on behalf of the County, may present a brief summary of current events and may update the schedule for future Board of Supervisors meetings, as appropriate. No legal action will be taken, pursuant to A.R.S. §38-431.02(K). [Click to View](#)