

AGENDA

1. CALL TO ORDER

Action to authorize an Executive Session of the Board of Supervisors pursuant to Arizona Revised Statute §38-431.03 (A)(3) and (4).

Motion to recess Regular Session portion of the agenda, and convene in Executive Session pursuant to Arizona Revised Statute §38-431.03 to address the item(s) listed in the Executive Session portion of the agenda.

2. EXECUTIVE SESSION ITEM: #1

1. County Attorney: Discussion or consultation for legal advice in order to consider its position and instruct its representatives regarding settlement discussions conducted in the matter of Gila Electronics of Yuma, Inc. v. Yuma County Board of Supervisors, et al., No. S1400CV2022-00019. Further, discussion for legal advice in order to discuss the status of the litigation in the consolidated actions of Wanrack, LLC, v. Yuma County Board of Supervisors, et al., and Gila Electronics of Yuma, Inc., v. Yuma County Board of Supervisors, et al., Nos. S1400CV2021-00776, S1400CV2022-00019. This matter is brought in executive session pursuant to A.R.S. § 38-431.03 (A.) (3) and (4.).

3. CALL TO ORDER PLEDGE OF ALLEGIANCE

4. 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.

5. 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. Presentation of "El Condado Informado" by Yuma 77, the Yuma County Government Channel.

6. CONSENT CALENDAR: #1-10, 12-15

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 November 20, 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 \$3,798,285.07 and Payroll in the amount of \$2,376,223.44 during the period of October 19, 2023 through October 31, 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: Action to recommend State approval of Special Event Liquor License applications submitted by Patrick Lee Collins, dba Silver Spur Rodeo, Inc., P.O. Box 2797, Yuma, Arizona 85366, for events to be held Friday, January 12, 2024; Saturday, January 13, 2024; Sunday, January 14, 2024; and Saturday, February 3, 2024 in the Yuma Jaycee Clubhouse located at 2577 E. County 14th Street, Yuma, Arizona 85365. BOS recommended approval

4. County Administration: Action to a) Award and authorize the County Administrator to sign a contract for Professional Lobbyist Services to provide state and federal legislative representation as an authorized public lobbyist for Yuma County to Dorn Policy Group in the amount of \$72,000, effective December 1, 2023, through November 30, 2024, and, should Dorn Policy Group fail to enter into said contract; b) Award the contract to Capitol Strategies in the amount of \$150,000, the next and best-qualified representative. Approved as presented

5. County Administration: Authorize the County Administrator to sign the Telecommunications Use and Occupancy Agreement (right-of-way access) with the Sovereign Nation of the Cocopahs for the Broadband Middle Mile Project permit. Approved as presented

6. County Administrator: Approve and authorize the Chairman to sign the following amendments for the Broadband Middle Mile Project: a) First amendment to the Master Design and Construction agreement; b) First amendment to the Network Operating and Maintenance Agreement (NOA), and; c) Change Order No. 1 to Work Order No. 1, Dark Fiber Network Facilities Design and Construction. Approved as presented

7. County Administration/Arizona@Work: Appoint Frank Grijalva to represent the workforce sector on the Local Workforce Development Board for a term that will expire on June 30, 2024. Approved as presented

8. Superior Court Administrator: Authorize the Chairman to sign the Certification Statement verifying that monies collected in Fiscal Year 2022-23 by Superior Court, Clerk of Superior Court, and Yuma County Justice Courts totaled \$6,219,295.71, which is 5% in excess of collections of the baseline year, of which 5% or \$272,160.10 is eligible for the "set aside" fund pursuant to A.R.S. 41-2421(C). Approved as presented

9. Public Health Services District: Approve and authorize the Delegation Agreement No. AGR2023-035 between the Arizona Department of Health Services and Yuma County Public Health Services District for enforcement activities for Food Safety and General Sanitation Control, Pure Food Control, and the Smoke-Free Arizona Act, effective November 20, 2023 through June 30, 2032. Approved as presented

10. Public Health Services District: Adopt Personnel Amendment Resolution No. 24-05 adding 1.00 FTE Warehouse and Resource Specialist position and 1.00 FTE Administrative Assistant for the Public Health Emergency Preparedness Program (PHEP), Contract No. CTR055221, effective November 20, 2023. Approved as presented

11. Public Works: Authorize the Public Works Director to purchase FY 2023-24 Vehicles: Two (2) Chevrolet Malibu sedans, six (6) Chevrolet Equinox SUV's, and one (1) GMC Savana passenger van from Chapman Automotive Group, for an amount not to exceed \$276,300. Approved as presented

12. Public Works: Authorize the Public Works Director to purchase eight (8) Ford Explorer mid-size SUV's, two (2) Ford Explorer mid-size 4WD SUV's, one (1) Ford F250 ¾ ton pick-up truck, and one (1) Ford F350 1 ton cab and chassis truck from Bill Alexander Ford Lincoln Mercury Inc., for an amount not to exceed \$522,200. Approved as presented

13. Public Works: Authorize the Public Works Director to purchase one (1) Ford Escape compact SUV, two (2) Ford Ranger mid-size 4WD pick-up trucks, four (4) Ford F150 ½ ton 4WD pick-up trucks, one (1) Chevrolet Silverado 1500 ½ ton pick-up truck, one (1) Chevrolet Silverado ½ ton 4WD pick-up truck, one (1) Ford F250 ¾ ton pick-up truck, two (2) Ford F550 2 ton cab and chassis, one (1) Ford F150 ½ ton 4WD long bed pick-up truck, and one (1) Ford F150 Lightning ½ ton electric pick-up truck from PVFT Motors LLC (dba Peoria Ford), for an amount not to exceed \$685,100. Approved as presented

14. County Attorney: Authorize the Chairman to sign an Intergovernmental Agreement with Pinal County for Medical Examiner Services, retroactively effective April 20, 2022 for a term of 3 years. Approved as presented

15. County Attorney: Authorize and approve the County Attorney's appointment of Jim Wong, Rick Carter, Matt Klopp and Joe Rainey of the law firm of Dyer Bregman Ferris Wong & Carter PLLC, 3003 North Central Avenue, Suite 2600, Phoenix, Arizona 85012, as special deputies to represent the interests of Yuma County, at the hourly rate of \$350.00, in the case of Gutierrez Canales Engineering, P.C. ("GCE"), v, Yuma County, Case No.: S1400CV202300099. Approved as presented

7. CONSENT CALENDAR: #11,12

BOARD OF EQUALIZATION CONSENT CALENDAR: The following items listed under the Consent Agenda will be considered as a group and acted upon by one motion to accept the Notices of Decision agreed upon by the petitioners and the Yuma County Assessor, 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.

11. Public Works: Authorize the Public Works Director to purchase FY 2023-24 Vehicles: Two (2) Chevrolet Malibu sedans, six (6) Chevrolet Equinox SUV's, and one (1) GMC Savana passenger van from Chapman Automotive Group, for an amount not to exceed \$276,300. Approved as presented

12. Public Works: Authorize the Public Works Director to purchase eight (8) Ford Explorer mid-size SUV's, two (2) Ford Explorer mid-size 4WD SUV's, one (1) Ford F250 ¾ ton pick-up truck, and one (1) Ford F350 1 ton cab and chassis truck from Bill Alexander Ford Lincoln Mercury Inc., for an amount not to exceed \$522,200. Approved as presented

8. REZONING -- REGULAR PUBLIC HEARING ITEMS: #1,4

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: Major Amendment Case No. 23-03 (PA23-03): Five Rivers Cattle Feeding, LLC, requests to change the land use designation of three parcels totaling approximately 208.27 acres from Agricultural/Rural Preservation (A-RP) and Business Park (BP) to Industrial (I), Assessor's Parcel Nos. 185-35-008, -009 and -010, located between Avenue 32 E and Avenue 33 E on the north and south sides of the Union Pacific Railroad, Wellton, Arizona. Approved PZ Com Rec'n - APPROVED

4. Development Services/Planning & Zoning Division: Major Amendment Case No. 23-02 (PA23-02): Larry Killman, agent for Boyce Land Co., Inc., requests to change the land use designation of two parcels totaling approximately 126.73 acres from Agricultural/Rural Preservation (A-RP) to Industrial (I), Assessor's Parcel Nos. 201-03-019 and 185-34-015, located between Avenue 31 E and 32 E on the north and south sides of the Union Pacific Railroad, Wellton, Arizona. Approved PZ Com Rec'n - APPROVED

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

2. Department of Development Services/Planning and Zoning Division: Major Amendment Case No. 23-04 (PA23-04): Arturo Garcia of Innov-R, agent for East Mesa of Yuma LLC, requests to change the land use designation of a 16.82 net acre portion of a parcel 40.0 gross acres in size from Urban Density Residential (R-UD) to Regional Commercial (C-RC), Assessor's Parcel No. 701-29-005, located at the intersection of Foothills Boulevard and North Frontage Road, Yuma, Arizona. Approved PZ Com Rec'n - APPROVED

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

3. Development Service/Planning & Zoning Division: Major Amendment Case No. 23-07 (PA23-07): Catherine Mulkerin, agent for FR8 & CO LLC, requests to change the land use designation of a parcel 30.61 acres in size from Agricultural/Rural Preservation (A-RP) to Industrial (I), Assessor's Parcel No. 682-16-001, located approximately 770 feet north of the intersection of Antelope Drive and Avenue 36 E, Wellton, Arizona. Approved PZ Com Rec'n - DENIED

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

5. Development Services/Planning and Zoning Division: Major Amendment Case No. 23-06 (PA23-06): Raymond and Norma Lopez request to change the land use designation of a parcel 4.02 gross acres in size from Agriculture/Industrial (A-I) to Rural Density Residential (R-RD), Assessor's Parcel No. 745-58-119, located at the northeast corner of the vicinity of County 16th Street and Valencia Avenue, Somerton, Arizona; located in the 70+ dB noise zone. Approved PZ Com Rec'n - DENIED

12. DISCUSSION REGARDING LEGISLATIVE ISSUES: #1

DISCUSSION REGARDING LEGISLATIVE ISSUES:

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. No Action

13. 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). No Action