

Board of Supervisors
August 17, 2004
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: John Maynard, Chairman; Robert Damon, Vice-Chairman; Manuel Ruiz, Supervisor; Greg Lucero, County Manager; Holly Hawn, Attorney; Melinda Meek, Clerk of the Board. Also present: Jennifer St. John, Carlos Rivera, Ben Stepleton, Nils Urman, Ken Zehentner, Joe Verdugo, John DeStefano, Carol DeFazio, Leonard Fontes, Viviane Huerta Itule, JoAnn di Filippo, Beth Daley, Ron Morriss, Sheriff Estrada, Ruben F. Fuentes, Ramon Romo.

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

ADOPTION OF AGENDA: Chairman Maynard stated that according to the County Manager, there is not sufficient information for the Board to act on Action Items #3 & #4 (broadband wireless services) and requested that the items be tabled for 1 week.

Supervisor Ruiz requested that Action Item #2 (Appointment to Local Workforce Board) be tabled because the Board is currently complete and requested that the item be deleted from the Agenda.

Supervisor Ruiz made a motion to Adopt the Agenda and deviate from Agenda sequence as necessary, deleting Action Item #2 and tabling Action Items #3 & #4; second by Vice-Chairman Damon; motion carried unanimously.

CALL TO THE PUBLIC: None

REPORTS:

BOARD OF SUPERVISORS: Chairman Maynard reported that the Board attended yesterday's Candidate's luncheon sponsored by the Chamber of Commerce; he met with Jim Sawyer, AZ Association of Counties, who was visiting Santa Cruz County last week; he met with the AZ League of Conservation Voters in Rio Rico last week; he and Supervisor Ruiz were chauffeured around at a small Tucson Airport by Governor Napolitano yesterday in the County's new hybrid vehicle; he attended the Southwest Sustainability Expo & Conference earlier this month and received information regarding implementation of Green Building Codes.

MANAGER: County Manager, Greg Lucero, reported that he attended the County Managers Meeting and the Liability, Property Risk Insurance Pool Meeting last week; CSA is requesting legislative proposals from each member entity for the upcoming session and Mr. Lucero encouraged the Board to develop a legislative package to submit.

FINANCE: Finance Director, Jennifer St. John, reported \$7,992,043 in the General Fund; \$1,209,392 in the Road Fund; \$549,247 in the Flood control District Fund; \$10,873,724 total for all funds; \$7,271,783 estimated end of month balance, compared to \$4,096,598 cash at August 2003, a difference of \$3,175,185.

HEALTH & ENVIRONMENT: Health Department Director, Ben Stepleton, reported that there was a recent increase in the bacteria count in the Nogales Wash; IBWC was advised that there was a line break and believes that there was a decrease in the level of chlorination during that period; the break was repaired and the chlorine counts were increased. Mr. Stepleton also reported that there were 16 additional human cases of the West Nile Virus reported, but no additional fatalities; no infected mosquito pools have been discovered in Santa Cruz County. Mr. Stepleton discussed media coverage on the West Nile Virus issue.

SHERIFF: Sheriff Estrada reported that the current jail population is 87, 81 males and 6 females; 21 inmates have been sentenced to the County jail and 2 to the AZ Department of Corrections; 83 have been charged with felonies and 4 with misdemeanors; 24 (27%) are undocumented aliens; 6 have been committed to the County jail on a daily basis and 1 on a weekly basis. 50 persons were booked in during the past week.

Sheriff Estrada also reported that the Sheriff's Office received a report from Border Patrol advising that they had spotted a body in the Arivaca area; the Sheriff's Office responded and found a Mexican male from Puebla; the Mexican Consulate has been notified.

The Metro-Task Force spotted 2 groups of backpackers from Mexico on the East side of the County; the backpackers fled into Mexico and left behind over 500 pounds of marijuana.

ACTION ITEMS:

APPOINTMENT TO BOARD OF ADJUSTMENT, DISTRICT 3: Chairman Maynard made a Motion to reappoint Liz Collier to the Board of Adjustment, District 3 for an additional 4-year term; second by Vice-Chairman Damon; motion carried unanimously.

CONTRACT AMENDMENT WITH AZ DEPARTMENT OF ECONOMIC SECURITY FOR WORKFORCE INVESTMENT ACT SERVICES: Workforce Development Director, Nils Urman, informed the Board that the Amendment includes all additional funding for the upcoming fiscal year.

Supervisor Ruiz made a motion to approve; second by Vice-Chairman Damon; motion carried unanimously.

IGA WITH NUSD #1 FOR THE COUNSELING EDUCATION PROGRAM: Workforce Development Director, Nils Urman, requested authorization from the Board to enter into an Intergovernmental Agreement with the Nogales Unified School District #1 to provide counseling services to Workforce Development clients through the U.S. Department of Education Grants.

Vice-Chairman Damon made a motion to approve; second by Supervisor Ruiz; motion carried unanimously.

AMENDMENT TO AGREEMENT WITH ARAMARK FHC CORRECTIONAL SERVICES: Sheriff Estrada requested authorization to renew the Agreement with a 9¢ per meal increase.

Vice-Chairman Damon made a motion to approve; second by Supervisor Ruiz; motion carried unanimously.

PERSONNEL: The Board waived the hiring freeze to fill a vacant Public Safety Telecommunicator position. (MR/RD; c.u.)

CONTRACT WITH MARIPOSA COMMUNITY HEALTH CENTER FOR MEDICAL CONSULTANT SERVICES FOR BIOTERRORISM AND PUBLIC HEALTH EMERGENCY RESPONSE: Health Department Director, Ben Stepleton, informed the Board that this Contract formalizes a partnership with the Mariposa Community Health Center for medical advisory services and expands it to include bioterrorism functions.

Supervisor Ruiz made a motion to approve; second by Vice-Chairman Damon; motion carried unanimously.

TAX VALUATION ADJUSTMENT #101-50-104-B-4 – Nogales Main Street Association, Resolution No: S20030000098 was approved as submitted by the County Assessor's Office. (MR/RD; c.u.)

BOND FOR DUPLICATE WARRANT #3-132263, payable to Sandra James, dated 7/30/04 in the amount of \$617.62 was approved as submitted. (RD/MR; c.u.)

RESOLUTION #2004-29 CANCELLING CERTAIN SCHOOL DISTRICT ELECTIONS FOR THE 11/2/04 GENERAL ELECTION AND APPOINTING THOSE WHO FILED: Elections Director, Melinda Meek, informed the Board that pursuant to A.R.S. §15-424(D) if only 1 person files nominating petitions for an election to fill a district office, the Board of Supervisors may cancel the election for the position and appoint the person who filed the nominating petitions to fill the position or if no person files a nominating petition, the Board of Supervisors may cancel the election and deem the office vacant and it can be filled as provided by law.

Ms. Meek stated that the School Districts that are eligible for cancellation are Patagonia Elementary #6, Patagonia Union High #20 and Santa Cruz Elementary #28 and that she has letters from those School Superintendents requesting cancellation.

Supervisor Ruiz made a motion to approve Resolution #2004-29 as presented; second by Vice-Chairman Damon; motion carried unanimously.

MONTHLY REPORTS were approved as submitted. (MR/RD; c.u.)

MINUTES of 6/17/04 and 6/22/04 were approved as submitted. (RD/MR; c.u.)

DEMANDS were approved in the total amount of \$977,012.10 of which \$467,260.44 is from the General Fund. (MR/RD; c.u.) Details of these expenditures are available for inspection during working hours and are to be considered part of these minutes. **General Fund:** \$467,260.44; **Cost of Prosecution:** \$2,250.45; **Exercises:** \$10,914.61; **Assessor's Ret & Conversion:** \$13,827.18; **School Forest Fees Fund:** \$1,201.76; **Early Learn-Learning Together:** \$5,898.30; **Community Technology CTR Prog:** \$10,777.98; **Road:** \$218,621.60; **Waste Tire Grant (ADEQ):** \$9,281.81; **Animal Control:** \$7,139.38; **Anti-Racketeering #2:** \$9,582.15; **HIDTA 14:** \$7,291.27; **Sheriff A.C.J.C. Grant:** \$5,387.58; **HIDTA 13:** \$16,809.00; **PIC-ACT:** \$1,233.80; **Jail Enhancement:** \$4,406.27; **Health Services Fund:** \$2,384.12; **Federal Seizure Fund:** \$1,532.24; **Flood District:** \$45,296.03; **Cultural Youth at Risk:** \$24,732.25; **W.I.A. Youth Program:** \$20,393.09; **WTW Competitive Grant:** \$11,488.79; **W.I.A. Adult:** \$8,440.83; **W.I.A. Dislocated Worker:** \$2,422.27; **Projects with Industries:** \$14,027.58; **De Anza Pedestrian Pathway:** \$3,397.00; **Phase 1-Runway Overlay Design:** \$2,881.00; **Landfill:** \$43,362.37

To review these demands for this date, refer to Binder #13 which accompanies this book.

The Board recessed the Regular Meeting to convene as the **Flood Control District Board** (MR/RD; c.u.); convened in Executive Session at 10:15 a.m. (re: Santa Cruz County Flood Control District v. Delta Properties et al. Santa Cruz County Superior Court-CV04-144); reconvened and adjourned as the Flood Control District Board at 10:40 a.m.; reconvened and adjourned the Regular Meeting at 10:40 a.m.(RD/MR; c.u.).

STUDY SESSION
2:00 P.M.

The Board met in a Study Session at the Santa Cruz County Complex, 2150 N. Congress Drive, Room #120, Nogales, AZ. Present: John Maynard, Chairman; Robert Damon, Vice-Chairman; Manuel Ruiz, Supervisor; Greg Lucero, County Manager; Holly Hawn, Attorney; Melinda Meek, Clerk. Also present: Victor Gabilondo, Dan Fontes, Fred Laguna, Sarah Wright, Viviane Huerta Itule, Carol DeFazio, Sheila Vasquez, Darrell Miller, Mark South, Gene Schafer and David Alvarez.

The Board met in a Study Session to discuss the extension of West Frontage Road-South to Yavapai Drive and West Frontage Road from Country Club Drive to Ruby road.

Study Session adjourned at 3:15 p.m.

Melinda Meek
Clerk of the Board

John Maynard
John Maynard, Chairman

Board of Supervisors
August 24, 2004
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: John Maynard, Chairman; Robert Damon, Vice-Chairman; Manuel Ruiz, Supervisor; Greg Lucero, County Manager; Holly Hawn, Attorney; Melinda Meek, Clerk. Also present: Jennifer St. John, Ben Stepleton, Leonard Fontes, Joseph Barr, Carol DeFazio, Rudy Molera, Louie Chaboya, Viviane Huerta Itule, Ruth Barry, Sheriff Estrada, Ron Morriss, Hector Nava, JoAnn di Filippo, Ruben F. Fuentes, Ramon Romo.

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

ADOPTION OF AGENDA: County Manager, Greg Lucero, reminded the Board that Action Items #1 & #2 (broadband wireless services in Rio Rico) were tabled from last week; staff was hoping to negotiate an agreement with Blue Moon Solutions for a grant application-to no avail; however, staff was also working on the grant application through the Seeds of Change Committee which will be addressed under Action Item #3 on today's Agenda.

Mr. Lucero requested that the Board delete Action Items #1 & #2 from the Agenda.

Supervisor Ruiz made a motion to adopt the Agenda, deleting Action Items #1 & #2 (broadband wireless services in Rio Rico) and to deviate from Agenda sequence as necessary; second by Vice-Chairman Damon; motion carried unanimously.

CALL TO THE PUBLIC: Joe Barr, representing Trust #7214, addressed the Board concerning the slope issue located to the North of the County Complex; he stated that the issue has been ongoing for 3 years and urged the Board to take immediate action.

REPORTS:

BOARD OF SUPERVISORS: Supervisor Ruiz reported that he attended the Poetry Reading on Friday at the 1904 Courthouse.

Chairman Maynard reported that he attended a meeting in Sonoita on Friday regarding water issues and met last week with the Rio Rico community regarding future CDBG projects.

MANAGER: County Manager, Greg Lucero, reported that he attended a CANAMEX Meeting in Phoenix last week regarding Port Authority; the County's Enterprise Zone designation will expire this year and staff is in the process of renewing it to include the County, the City of Nogales and the Town of Patagonia.

FINANCE: Finance Director, Jennifer St. John, reported \$7,199,138 in the General Fund; \$953,936 in the Road Fund; \$498,827 in the Flood Control District Fund; \$9,709,308 total for all funds; \$7,311,138 estimated end of month balance, compared to \$4,096,598 cash at August 2003, a difference of \$3,214,540.

HEALTH & ENVIRONMENT: Health Department Director, Ben Stepleton, reported that bacteria and chlorine levels in the Nogales Wash are within acceptable limits; there are 13 new human cases of the West Nile Virus, 12 of which were in Phoenix and 1 additional fatality in Navajo County.

SHERIFF: Sheriff Estrada reported that the current jail population is 92, 85 males and 7 females; 24 inmates have been sentenced to the County jail and 8 to the AZ Dept. of Corrections; 85 have been charged with felonies and 7 with misdemeanors; 26 (28%) are undocumented aliens; 7 have been committed to the County jail on a daily basis and 1 on a weekly basis. 57 persons were booked in during the past week; 182 total calls for service were received, of which 54 were 911 calls.

Sheriff Estrada discussed the expense of having to house juveniles remanded as adults in other Counties because the County's current facility cannot accommodate them; the Metro Task Force served a search warrant yesterday on an apartment on Durango St. and found 500 pounds of marijuana; the U.S. Commission on Civil Rights will be here on Friday to discuss illegal immigration issues.

ACTION ITEMS:

RESOLUTION #2004-30 SUPPORTING MEDIACOM ARIZONA, LLC'S GRANT APPLICATION TO THE USDA COMMUNITY CONNECT GRANT PROGRAM: JoAnn di Filippo informed the Board that this is a highly competitive grant from the USDA Rural Utilities to bring broadband into rural communities where companies otherwise would not make the investment; the grant requires that it must be in an unincorporated area of the County; staff is currently looking along the I-19 Corridor in certain Rio Rico areas; Mediacom is the fiscal agent required by law to submit the application and the County would be supporting their application; there is a 15% in-kind match which will probably come from Mediacom; it is required that a community center be made available for residents with 10 computer stations that must be open Monday – Friday and either Saturday or Sunday; businesses in the area get free broadband services for 2 years.

Supervisor Ruiz made a motion to approve Resolution #2004-30 as read; second by Vice-Chairman Damon; motion carried unanimously.

TOBACCO EDUCATION PREVENTION PROGRAM IGA AMENDMENT #2 WITH AZ DEPARTMENT OF HEALTH SERVICES: Vice-Chairman Damon made a motion to approve; second by Supervisor Ruiz; motion carried unanimously.

APPOINTMENTS TO THE COURTHOUSE PRESERVATION COMMISSION DISTRICT #1: Supervisor Ruiz made a motion to appoint Marcela Parra and Jose Luis Toledo to fill the vacant slots on the Courthouse Preservation Commission for District #1; second by Vice-Chairman Damon; motion carried unanimously.

DIGITAL TECHNOLOGY CONTRACT WITH ADULT PROBATION ELECTRONIC MONITORING: Adult Probation Services Department Supervisor, Hector Nava, requested authorization for the Adult Probation Department to contract with Digital Technologies 2000 for electronic monitoring services.

Supervisor Ruiz made a motion to approve and to authorize Frank Corrales to sign on behalf of the County; second by Vice-Chairman Damon; motion carried unanimously.

BONDS FOR DUPLICATE WARRANTS #2-187096 payable to Mi Casa RV Park/Gary Pottinger, dated 7/6/04 in the amount of \$8,100 and #4-553873 payable to Mark Douglas, dated 10/22/03 in the amount of \$55.80 were approved as submitted. (RD/MR; c.u.)

TAX VALUATION ADJUSTMENTS # 9750413-01-2 PUC – IBM Credit Corporation, Resolution No: M20020900008; 9950037-01-8 PUC – IBM Credit Corporation, Resolution No: M20020900009; 9850051-01-1 PUC – IBM Credit Corporation, Resolution No: M20020900010 and 0150097-01-9 PUC – IBM Credit Corporation, Resolution No: M20020900011 were approved as submitted by the County Assessor's Office. (MR/RD; c.u.)

MONTHLY REPORT – RECORDER'S OFFICE was approved as submitted. (RD/MR; c.u.)

MINUTES of 6/29/04 were approved as submitted. (MR/RD; c.u.)

APPOINTMENT OF ELECTION BOARDS FOR 9/7/04 PRIMARY ELECTION:

Supervisor Ruiz made a motion to appoint Election Boards for the 9/7/04 Primary Election as assigned by the Elections Director and to authorize the Elections Director to fill vacancies as necessary; second by Vice-Chairman Damon; motion carried unanimously.

DESIGNATION OF POLLING PLACES FOR THE 9/7/04 PRIMARY ELECTION:

Vice-Chairman Damon made a motion to designate polling places for the 9/7/04 Primary election in Santa Cruz County as presented by the Elections Director; second by Supervisor Ruiz; motion carried unanimously.

The Board recessed the Regular Meeting to convene as the Flood Control District Board in Executive Session (Santa Cruz County Flood Control District v. Delta Properties et al., Santa Cruz County Superior Court – CV04-144) (MR/RD; c.u.); adjourned as the Flood Control District Board (MR/JM; motion carried); reconvened and adjourned the Regular Meeting at 10:16 a.m. (MR/JM; c.u.)

Melinda Meek

Clerk of the Board

John Maynard

John Maynard, Chairman

Board of Supervisors

August 31, 2004

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: John Maynard, Chairman; Robert Damon, Vice-Chairman; Manuel Ruiz, Supervisor; Greg Lucero, County Manager; Holly Hawn, Attorney; Gloria S. Gonzalez, Deputy Clerk. Also present: Jennifer St. John, Felipe Fuentes, Beth Daley, Carol DeFazio, Sheriff Estrada, Leonard Fontes, Louie Chaboya, John Hays, Ben Stepleton, Viviane Huerta Itule, Ron Morriss, Ruben F. Fuentes and Ramon Romo.

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

ADOPTION OF AGENDA: County Manager, Greg Lucero, requested that the Board table Action Item E-2 (Plaque presentation to Planning & Zoning Commission member) for two weeks.

Supervisor Ruiz made a motion to adopt the Agenda tabling Action Item E-2 (Plaque presentation to Planning & Zoning Commission member) for two weeks and to deviate from Agenda sequence as necessary; second by Vice-Chairman Damon; motion carried unanimously.

CALL TO THE PUBLIC: No response

REPORTS:

BOARD OF SUPERVISORS: Supervisor Ruiz reported that he attended and testified in the Civil Rights Commission Meeting held last Friday.

MANAGER: County Manager, Greg Lucero, reported that he attended the Cochise College 48th Year Anniversary celebration last week in Douglas, Arizona; the Governor's Office will be scheduling a meeting in September to discuss transportation, commerce and tourism issues along the border; he will be attending a staff reunion party for former Congressman Jim McNulty.

FINANCE: Finance Director, Jennifer St. John, reported \$7,452,487 in the General Fund; \$1,234,249 in the Road Fund; \$502,502 in the Flood Control District Fund; \$11,254,957 total for all funds; \$7,465,131 estimated end of the month balance, compared to \$4,096,598 cash at August 2003, a difference of \$3,368,533.

HEALTH AND ENVIRONMENT: Health Department Director, Ben Stepleton, updated the Board with current conditions in the Nogales Wash and the West Nile Virus, with one case confirmed in Pima County and that Santa Cruz, Greenlee and Coconino Counties have not tested positive.

SHERIFF: Sheriff Estrada reported that the current jail population is 89, 86 males and 3 females; 23 inmates have been sentenced to the County jail and 7 to the Arizona Department of Corrections; 83 have been charged with felonies and 6 with misdemeanors; 18 (20%) are undocumented aliens; 8 have been committed to the County jail on a daily basis; 53 persons were booked in during the past week.

Sheriff Estrada invited the Board to a Carne Asada this coming Saturday sponsored by the Sheriff's Dept. for Lt. Castillo son's medical expenses; a Rodeo is scheduled for this coming Saturday through Monday, the DUI Task Force will be present; the Sheriff Dept. held their annual picnic last weekend at the Calabasas Park; he testified last Friday before the Commission on Civil Rights regarding issues specific to Santa Cruz County.

ACTION ITEMS:

REQUEST APPROVAL OF ONDCP INTERGOVERNMENTAL AGREEMENT:

REPROGRAMMING OF MONIES & EXTENSION: Sheriff Estrada requested that the Board approve the IGA extension for HIDTA XIV for facilities and equipment which will be reprogrammed into salaries, personnel and fringe benefits to cover salary increases for this year; the award/grant will be extended through February 20, 2005.

Vice-Chairman Damon made a motion to approve; second by Supervisor Ruiz; motion carried unanimously.

REVISED FISCAL YEAR 2004-2005 SANTA CRUZ COUNTY TAX RATES: Finance Director, Jennifer St. John, reported that the only change is for the Nogales Suburban Fire District tax rate previously adopted at 3.67 and is amended to 3.000.

Supervisor Ruiz made a motion to approve the Santa Cruz County Fiscal Year 2004-2005 Tax Rates and Valuations to reflect the change in the Nogales Suburban Fire District from 3.67 to 3.000; second by Vice-Chairman Damon; motion carried unanimously.

APPOINTMENT TO THE PLANNING AND ZONING COMMISSION, DISTRICT 1:

Supervisor Ruiz made a motion to appoint Charles Alvarez to the Planning and Zoning Commission, District 1; second by Vice-Chairman Damon; motion carried unanimously.

PERSONNEL: The Board waived the hiring freeze to fill a vacant Probation Officer position in the Probation Department. (MR/RD;c.u.)

AFFIDAVITS FOR TAX EXEMPTION were approved as follows (RD/MR;c.u.): Refugio Amaro Guerra (widow), John P. Grant (widower), Arturo Mendoza (disabled), Overda Simpson (widow), Maria Cecilia Sepulveda (widow), Frances L. Elias (disabled), Alicia Romo (disabled), Miguel R. Ahumada (disabled), Oscar Chamberlain (disabled), Roberto Cirerol (widower), Maria Luisa Arcadia (widow), Gabino Grijalva (disabled), Delia Gomez (widow), William C. Ellis (disabled), Armando Bojorquez (disabled), Felicitas Gamez (disabled), Jose R. Gamez (disabled), Patricia M. Rangel (widow).

REQUEST APPROVAL TO INCREASE ELECTION POLLWORKER STIPEND: Vice-Chairman Damon made a motion to increase election pollworker stipend to \$85 for Inspectors, \$75 for all other officers and \$15 for attending the instruction class for those who work on election day, effective for the 9/7/04 Primary Election; second by Supervisor Ruiz; motion carried unanimously.

MINUTES of 07/02/04 and 07/06/04 were approved as submitted. (MR/RD;c.u.)
Meeting adjourned at 10:00 a.m. (MR/RD;c.u.)

Melinda Meek
Clerk of the Board

John Maynard
John Maynard, Chairman

Board of Supervisors
September 7, 2004
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: John Maynard, Chairman; Robert Damon, Vice-Chairman; Manuel Ruiz, Supervisor; Greg Lucero, County Manager; Holly Hawn, Attorney; Gloria S. Gonzalez, Deputy Clerk of the Board. Also present: Jennifer St. John, Ben Stepleton, Lt. Manuel Cota, Leonard Fontes, Carol DeFazio, John Hays and Louie Chaboya.

The Meeting was called to order and the Pledge of Allegiance was recited led by Ben Stepleton.

ADOPTION OF AGENDA: County Manager, Greg Lucero, requested that the Board table Action Item E-4 (Approval of Minutes 07/13/04) for one week.

Supervisor Ruiz made a motion to adopt the Agenda tabling Action Item E-4 (Approval of Minutes 07/13/04) for one week and to deviate from Agenda sequence as necessary; second by Vice-Chairman Damon; motion carried unanimously.

CALL TO THE PUBLIC: No response

The Board recessed the Regular Meeting to convene as the Flood Control District Board. (MR/RD;c.u.)

FLOOD CONTROL:

DIRECTOR'S/PROJECT REPORT: Submitted in writing

MONTHLY REPORT FROM CITY OF NOGALES: None

MONTHLY REPORT FROM THE TOWN OF PATAGONIA: None

PUBLIC COMMENT: None

The Board adjourned as the Flood Control District Board and reconvened the Regular Meeting. (RD/MR;c.u.)

CURRENT EVENTS AND ACTIVITIES REPORT:

BOARD OF SUPERVISORS: Supervisor Ruiz reported that he and County Manager Lucero met with IBWC staff last Friday to discuss the sewage problem that comes across from Mexico.

Chairman Maynard reported that over 500 steaks were sold last weekend during the Rodeo event.

MANAGER: No report

FINANCE: Finance Director, Jennifer St. John, reported \$6,717,720 in the General Fund; \$1,199,181 in the Road Fund; \$492,384 in the Flood Control District Fund; \$10,321,209 total for all funds; \$6,361,943 estimated end of the month balance, compared to \$3,724,104 cash at September 2003, a difference of \$2,637,839.

HEALTH AND ENVIRONMENT: Health Department Director, Ben Stepleton, reported that bacteria has been kept at acceptable levels in the Nogales Wash; they continue to have problems with Mexico Customs when introducing chlorine; Pima County officially reported 3 cases of the West Nile Virus; none detected in Santa Cruz County.

SHERIFF: Lt. Manuel Cota reported that the current jail population is 86, 82 males and 4 females; 17 inmates have been sentenced to the County jail and 5 to the Arizona Department of Corrections; 82 have been charged with felonies and 4 with misdemeanors; 15 are undocumented aliens; 7 have been committed to the County jail on a daily basis; 41 persons were booked in during the past week.

Chairman Maynard thanked Lt. Cota and the Deputies for the excellent job they did in Sonoita over the weekend.

ACTION ITEMS:

DISCUSSION AND POSSIBLE ACTION RE: SANTA CRUZ COUNTY CO-SPONSORING AN ECONOMIC STRENGTH FUND GRANT APPLICATION WITH THE 825 GRAND LLC, TO DEVELOP A PROFESSIONAL OFFICE COMPLEX AND CONSTRUCT THE ASSOCIATED PARKING LOT/SIDEWALK PROJECT: County Manager, Greg Lucero, stated that the Economic Strength Fund Grant program is administered by the Arizona Department of Transportation;

its purpose is to use transportation funds to encourage and promote economic development activities throughout the state; eligible projects include roads, sidewalks, parking lots; the program is an economic development incentive offered by the State to help create and retain jobs in Arizona; the 825 Grand LLC plans to construct a 25,000 square foot professional office complex and is seeking an Economic Strength Fund Grant to help offset the cost of the associated parking lot and sidewalks; the new office complex will house six firms creating approximately 30 new professional fulltime jobs and retaining an additional 30 professional fulltime jobs; the Grant requires a 10% match that will be the responsibility of the LLC with no fiscal impact to the County.

Mr. Lucero requested that the Chairman sign the application on behalf of Santa Cruz County.

Supervisor Ruiz made a motion to approve the Economic Strength Fund Grant Application and authorize the Chairman to sign the application on behalf of Santa Cruz County; second by Vice-Chairman Damon; motion carried unanimously.

BOND FOR DUPLICATE WARRANT #2-187824 payable to Johnny's Body Shop, in the amount of \$345.00 dated 08/03/04 was approved as submitted. (RD/MR;c.u.)

TAX VALUATION ADJUSTMENTS #6815250-01-2 PUC – Gossett Melvin Gerald, Resolution No: T20030900008; #6815250-01-2 PUC – Gossett Melvin Gerald, Resolution No: T20020900010; #8700045-01-9 PUC – Ebia Proxora Distributing, Resolution No: M20020900012; #8700045-01-9 PUC – Ebia Proxora Distributing, Resolution No: M20030900013; #8700045-01-9 PUC – Ebia Proxora Distributing, Resolution No: M20010900025; #6815250-01-2 PUC – Gossett Melvin G, Resolution No: T20010900026; #6815250-01-2 PUC – Gossett Melvin G, Resolution No: T20000500037; #6815250-01-2 – Gossett Melvin G, Resolution No: 1. (MR/RD;c.u.)

Meeting adjourned at 9:50 a.m. (MR/RD;c.u.)

Melinda Meek
Clerk of the Board

John Maynard
John Maynard, Chairman

Board of Supervisors
September 8, 2004
11:00 a.m.

The Board met in a Special Meeting at the Santa Cruz County Complex, 2150 N. Congress Drive, Room 120, Nogales, AZ. Present: Robert Damon, Vice-Chairman; Manuel Ruiz, Supervisor, John Maynard, Chairman (not present); Holly Hawn, Attorney; Gloria S. Gonzalez, Clerk of the Board. Also present: Mayra Ochoa.

APPROVAL OF DEMANDS: Supervisor Ruiz made a motion to approve demands in the total amount of \$771,653.34 of which \$295,432.58 is from the General Fund; second by Vice-Chairman Damon; motion carried. Details of these expenditures are available for inspection during working hours and are to be considered part of these minutes. **General Fund:** \$295,432.58; **Bad Check Collection:** \$2,977.57; **Exercises:** \$18,647.70; **School Forest Fees Fund:** \$15,071.67; **Early Learn-Learning Together:** \$3,791.68; **Community Technology CTR P:** \$8,608.60; **Law Library:** \$1,360.40; **Old Courthouse Fund:** \$1,295.59; **Road:** \$159,513.70; **Waste Tire Grant (ADEQ):** \$3,866.10; **Animal Control:** \$7,415.84; **Anti-Racketeering #2:** \$1,804.49; **HIDTA 14:** \$1,480.25; **Sheriff A.C.J.C. Grant:** \$3,971.04; **Family Counseling:** \$4,935.28; **PIC-ACT:** \$1,389.58; **Casa Program Fund:** \$2,238.40; **Juvenile Intensive Probation:** \$1,046.52; **Jail Enhancement:** \$4,596.27; **Juvenile Education Fund:** \$1,075.84; **Federal Seizure Fund:** \$2,949.11; **Gear Up:** \$13,323.60; **Bio-Terrorism Grant:** \$43,033.33; **Flood District:** \$61,881.67; **Cultural Youth At Risk:** \$6,677.79; **W.I.A. Youth Program:** \$9,494.54; **WTW Competitive Grant:** \$10,876.06; **W.I.A. Adult:** \$14,919.41; **W.I.A. Dislocated Worker:** \$7,352.57; **W.I.A. Administration:** \$1,092.74; **Projects with Industries:** \$3,767.39; **Work Incentive Grant:** \$1,406.25; **FY 2002 RA CDBG Project:** \$8,614.73; **Ron Morriss PK Improv Heri:** \$8,614.72; **Landfill:** \$31,241.55

To review these demands for this date, refer to Binder #13 which accompanies this book.

Meeting adjourned at 11:03 a.m. (MR/RD), motion carried.

Melinda Meek
Clerk of the Board

John Maynard
John Maynard, Chairman

Board of Supervisors
September 14, 2004
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: John Maynard, Chairman; Robert Damon, Vice-Chairman; Manuel Ruiz, Supervisor; Greg Lucero, County Manager; Holly Hawn, Attorney; Melinda Meek, Clerk. Also present: Jennifer St. John, Sheriff Estrada, Mary Dahl, Carlos Campos, Carol DeFazio, Ruth Barry, Frank Vasquez, Guy Tobin, John DeStefano, Viviane Huerta, Rudy Molera, Ron Morriss, Ruben F. Fuentes, Ramon Romo, Felipe Fuentes, Jr., Nils Urman.

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

ADOPTION OF AGENDA: County Manager, Greg Lucero, requested that Action Item #1 (plaque presentation) be tabled for 1 week and that Action Items #3 & #4 (Los Altos Subdivision) be reversed in Agenda order.

Supervisor Ruiz made a motion to adopt the Agenda tabling Action Item #1 (plaque presentation) for 1 week and to deviate from Agenda sequence as necessary; second by Vice-Chairman Damon; motion carried unanimously.

CALL TO THE PUBLIC: None

REPORTS:

BOARD OF SUPERVISORS: Vice-Chairman Damon reported that he attended the AYSO Start-up ceremony on Saturday.

Supervisor Ruiz reported that the Board toured the National Weather Observatory. Chairman Maynard thanked Sarah Wright, Nogales International, for attending yesterday's inspection.

MANAGER: County Manager, Greg Lucero, reported that he attended the County Managers meeting in Payson last week regarding ALTCS contributions and the possibility of CSA creating its own investment pool for Counties.

FINANCE: Finance Director, Jennifer St. John, reported \$6,818,793 in the General Fund; \$1,043,865 in the Road Fund; \$434,699 in the Flood Control District Fund; \$10,107,631 total for all funds; \$6,731,793 estimated end of month balance, compared to \$3,753,051 cash at September 2003, a difference of \$2,978,742.

Miss St. John also reported that at approximately 17% into the fiscal year, 5.53% has been collected and 9.09% has been spent.

HEALTH & ENVIRONMENT: submitted in writing.

SHERIFF: Sheriff Estrada reported that the current jail population is 81, 78 males and 3 females; 21 inmates have been sentenced to the County jail and 5 to the AZ Department of Corrections; 74 have been charged with felonies and 7 with misdemeanors; 18 (22%) are undocumented aliens; 4 have been committed to the County jail on a daily basis. 52 persons were booked in during the past week.

ACTION ITEMS:

REAPPOINTMENT OF JUDGE PRO TEMPORE KIMBERLY CORSARO: Vice-Chairman Damon made a motion to approve the reappointment of Kimberly Corsaro as Judge Pro Tempore; second by Supervisor Ruiz; motion carried unanimously.

AMENDMENT TO SANTA CRUZ COUNTY CONTRACT WITH AZ DEPARTMENT OF ECONOMIC SECURITY FOR WORKFORCE INVESTMENT ACT SERVICES: WIA Director, Nils Urman, requested approval from the Board on Amendments #3 to Contract #E5703012 in the additional amount of \$100,000 and #E5705012 in the additional amount of \$219,736.

Supervisor Ruiz made a motion to approve Amendments #3 to Contract #E5703012 and #E5705012; second by Vice-Chairman Damon; motion carried unanimously.

PERSONNEL: The Board waived the hiring freeze to fill a vacant public Safety Telecommunicator position at the Sheriff's Office. (RD/MR; c.u.)

TAX VALUATION ADJUSTMENTS #115-03-220-4 – Gute Albert H. & Silvia P., Resolution No: S20010000176; 115-03-220-4 – Gute Albert H. & Silvia P., Resolution No: S20030000099 and 115-03-220-4 – Gute Albert H. & Silvia P., Resolution No: S20020000141 were approved as submitted by the County Assessor's Office. (MR/RD; c.u.)

BOND FOR DUPLICATE WARRANT #2-184923 payable to Iron Horse Safety, dated 5/18/04 in the amount of \$223.50 was approved as submitted. (RD/MR; c.u.)

MONTHLY REPORTS were approved as submitted. (MR/RD; c.u.)

MINUTES of 7/13/04 were approved as presented. (JM/MR; c.u.)

CANVASS OF THE RESULTS OF THE 9/7/04 PRIMARY ELECTION: Supervisor Ruiz made a motion to canvass the results of the 9/7/04 Primary Election as presented by the Clerk; second by Vice-Chairman Damon; motion carried unanimously.

The Board recessed the Regular Meeting to convene the Public Hearing published for 10:00 a.m. (MR/RD; c.u.)

PUBLIC HEARING

10:00 A.M.

FINAL PLAT FOR LOS ALTOS SUBDIVISION, LOTS 1-8, (CASE #SUB-04-14): Community Development Department Director, Mary Dahl, stated that this Public Hearing is for a small subdivision consisting of 8 lots – a 2.35 acre Multi-Family zoned parcel; the project is a partnership between Rio Rico Properties, Inc., and Chicanos Por La Causa, Inc; initially planned for 11 lots, the number was pared down to 9 for the tentative plat; however, due to constraints related to the hillside and required set-backs from cuts, the final plat shows only 8 lots.

Ms. Dahl stated that if approved, Rio Rico Properties, Inc., will bring all required utilities to the lots, will request the release of all lots from the trust and will convey the entire subdivision to Chicanos Por La Causa, Inc.

The Planning & Zoning Commission approved the tentative plat on 7/29/04 subject to 4 conditions; all of which have been met with this final submittal.

PUBLIC COMMENT:

Carol DeFazio expressed the need to monitor the water flow from one lot to the next as the property is developed.

Frank Vasquez, Engineer for Rio Rico Properties, responded that one of the requirements for this subdivision is that runoff not be increased and that an irrigation plan has been developed.

The Board adjourned the Public Hearing and reconvened the Regular Meeting. (MR/RD; c.u.)

ACTION ITEMS CONTINUED:

LAND DEVELOPMENT AGREEMENT AND ASSURANCE AGREEMENT FOR CONSTRUCTION OF SUBDIVISION IMPROVEMENTS (THIRD PARTY TRUST NO. 1000-T)

FOR LOS ALTOS SUBDIVISION, LOTS 1-8 (CASE #SUB-04-14): Supervisor Ruiz made a motion to approve the Land Development Agreement and Third Party Trust Agreement with Rio Rico Properties, Inc. and Lawyers Title of Arizona, Inc., for Los Altos Subdivision, Lots 1-8, a residential subdivision (Case #SUB-04-14) as presented by staff; second by Vice-Chairman Damon; motion carried unanimously.

FINAL PLAT FOR LOS ALTOS SUBDIVISION, LOTS 1-8, A RESIDENTIAL DEVELOPMENT (CASE #SUB-04-14): Vice-Chairman Damon made a motion to approve the Final Plat for the Los Altos Subdivision and to authorize the Chairman and Clerk to sign the plat (Case No. SUB-04-14); second by Supervisor Ruiz.

The Board expressed appreciation to Rio Rico Properties and Chicanos Por La Causa for their willingness to partnership in this project.

Motion carried unanimously.

The Meeting adjourned at 10:13 a.m.

STUDY SESSION

2:00 P.M.

The Board met in a Study Session at the Santa Cruz County Complex, 2150 N. Congress Drive, in the Emergency Management Training Room, Nogales, AZ. Present: John Maynard, Chairman; Robert Damon, Vice-Chairman; Manuel Ruiz, Supervisor; Greg Lucero, County Manager; Martha Chase and Holly Hawn, Attorneys; Melinda Meek, Clerk of the Board. Also present: Jennifer St. John, Nils Urman, Louis Chaboya, Maru Duarte, Sarah Wright, Carol DeFazio, Liz Collier, Dan Barden, Lisa Henderson, Mike Foster, Yvonne Delgadillo.

GRANTS MANAGEMENT AND ON-LINE GRANTS REGISTRY: Santa Cruz County Grant Consultant, JoAnn di Filippo, provided the Board and community members with a presentation regarding grants management and the On-line Grants Registry.

The Study Session adjourned at 3:25 p.m.

Melinda Meek

Clerk of the Board

John Maynard

John Maynard, Chairman

Board of Supervisors

September 21, 2004

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: John Maynard, Chairman; Robert Damon, Vice-Chairman; Manuel Ruiz, Supervisor; Greg Lucero, County Manager; Holly Hawn, Attorney; Gloria S. Gonzalez, Deputy Clerk. Also present: Carlos Rivera, Jennifer St. John, Victor Gabilondo, Ben Stepleton, Sheriff Estrada, Carol DeFazio, Charles Zweig, Sarah Wright, Marshall Magruder, Cynthia Matus Morriss, Ron Morriss, Viviane Huerta, Ruben F. Fuentes, Ramon Romo and Gary Brasher.

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

ADOPTION OF AGENDA: County Manager, Greg Lucero, requested that the Board table Action Item E-9 (Approval of Minutes 07/21/04) for a future meeting.

Supervisor Ruiz made a motion to adopt the Agenda tabling Action Item E-9 (Approval of minutes 07/21/04) for a future meeting and to deviate from Agenda sequence as necessary; second by Vice-Chairman Damon; motion carried unanimously.

CALL TO THE PUBLIC: Marshall Magruder reported that the Arizona Corporation Commission will hold a meeting tonight in Rio Rico from 5:00 p.m. to 7:00 p.m. and that the ACC Third Biannual Transmission Assessment Report is in draft form.

CURRENT EVENTS AND ACTIVITIES REPORTS:

BOARD OF SUPERVISORS: Supervisor Ruiz reported that he and the County Manager met with the Nogales Santa Cruz Port Authority, present were members from the Fresh Produce Association, Customs Brokers, the Maquiladora Industry and tourism; the group will be meeting again in about a month.

Chairman Maynard extended his congratulations to the Sonoita Fair and Rodeo Association for another excellent County Fair.

MANAGER: County Manager, Greg Lucero, reported that the Nogales/Santa Cruz Port Authority has adopted Articles of Incorporation and is now going through the legal process to incorporate and market the organization.

FINANCE: Finance Director, Jennifer St. John, reported \$6,495,862 in the General Fund; \$994,612 in the Road Fund; \$422,652 in the Flood Control District Fund; \$9,737,444 total for all funds; \$6,853,461 estimated end of the month balance, compared to \$3,769,945 cash at September 2003, a difference of \$3,083,516.

HEALTH & ENVIRONMENT: Health Department Director, Ben Stepleton, reported that more chlorine was added to the Nogales Wash last Tuesday to solve a contamination problem; there were 21 West Nile Virus confirmed cases in Maricopa County and 2 in Pima County.

SHERIFF: Sheriff Estrada reported that the current jail population is 86, 79 males and 7 females; 26 inmates have been sentenced to the County jail and 9 to the Arizona Department of Corrections; 78 have been charged with felonies and 8 with misdemeanors; 33 (40%) are undocumented aliens; 6 have been

committed to the County jail on a daily basis. 81 persons were booked in during the past week; 172 total calls for service were received of which 43 were 911 calls.

Sheriff Estrada also reported that yesterday about 23 inmates within a cellblock destroyed County property; between 40 and 50 agents from other local agencies responded immediately and the inmates were subdued, preventing additional property damage or injuries.

Chairman Maynard thanked Sheriff Estrada, his staff and all Agencies involved on behalf of the Board.

ACTION ITEMS:

PLAQUE PRESENTATION TO PLANNING & ZONING COMMISSION MEMBER: Supervisor Ruiz presented Charles Zweig with a plaque for his many years of service as a member of the Planning & Zoning Commission for District #1 from August 25, 1998 through July 28, 2004.

REQUEST APPROVAL OF STIPULATED JUDGMENT IN STATE OF ARIZONA V. PIMA COUNTY COMMUNITY COLLEGE DISTRICT ET AL. CV2003-006437 (MARICOPA COUNTY SUPERIOR COURT): Attorney Holly Hawn stated that because Santa Cruz County was going to be a viable College District, the County was no longer obligated to pay out of state tuition to the other colleges, since the local Community College District is not going to be tax funded and a viable entity, all of the parties agreed to drop the legal proceedings and distribution of funds will then move forward.

Vice-Chairman Damon made a motion to approve; second by Supervisor Ruiz; motion carried unanimously.

PRESENTATION OF ARIZONA SECRETARY OF STATE "GOLDEN RULE CERTIFICATE": Carol DeFazio presented Marshall Magruder with the Golden Rule Citizen's Certificate issued by the Secretary of State on behalf of the residents of Santa Cruz County.

REQUEST APPROVAL OF EXTENSION AGREEMENT TO INTERGOVERNMENTAL AGREEMENT WITH PINAL COUNTY COMMUNITY COLLEGE DISTRICT: Health & Human Services Director, Carlos Rivera, requested that the Board approve the Extension Agreement to the Intergovernmental Agreement with Pinal County Community College District, Central Arizona College, for providing Dietetic Education and Early Care and Education classes in Santa Cruz to cover the current fiscal year with no fiscal impact to the County.

Supervisor Ruiz made a motion to approve; second by Vice-Chairman Damon; motion carried unanimously.

REQUEST APPROVAL OF THE ADDENDUM TO THE LEASE AGREEMENT BETWEEN RIO RICO PROPERTIES AND SANTA CRUZ COUNTY FOR THE RIO RICO LIBRARY: Finance Director, Jennifer St. John, stated that the City of Nogales provides the County with library services in a separate IGA between the City and the County and included in a separate IGA is the stipulation that the County will pay rent for the space occupied by the Rio Rico Library with a monthly rent of \$583.50 or \$7,002 annually and requested that the Board approve the Addendum to the Lease Agreement between Rio Rico Properties and the County for the Rio Rico Library.

Vice-Chairman Damon made a motion to approve; second by Supervisor Ruiz; motion carried unanimously.

REQUEST APPROVAL OF ENGINEERING CONSULTANT SERVICES EXTENSION AGREEMENT FOR C. L. WILLIAMS CONSULTING, INC: Public Works Director, Victor Gabilondo, stated that on February 11, 2003, Santa Cruz County awarded Consultant Services Contracts to C. L. Williams Consultants for on call engineering; the contract expired and was not renewed; the contract language allows the firm to finish projects initiated during the contract period beyond expiration date; the Public Works Department requested the Board's authorization to extend the contract until February 11, 2005; in the interim, the Public Works Department will go out to bid in December or January for a new round of on-call contracts; each contract has a \$250,000 cap.

Supervisor Ruiz made a motion to approve; second by Vice-Chairman Damon; motion carried unanimously.

REQUEST APPROVAL OF ENGINEERING CONSULTANT SERVICES EXTENSION AGREEMENT FOR TETRA TECH CONSULTING, INC: Public Works Director, Victor Gabilondo, requested the Board's approval of the Engineering Consultant Services Extension Agreement for Tetra Tech Consulting, Inc., until February 11, 2005.

Vice-Chairman Damon made a motion to approve; second by Supervisor Ruiz; motion carried unanimously.

REQUEST APPROVAL TO CHANGE ROAD NAME FROM CUMARO COURT TO CARRILLO CORTE: Public Works Director, Victor Gabilondo, stated that the road was named Cumaro Court when the 911 Emergency System was incorporated into Santa Cruz County; the current resident of this road has requested the name change and will cover all expenses for publication and signs; all procedures for the name change required in the County Ordinance were followed; there were no objections to the name and the proposed name did not conflict with any 911 restrictions.

Vice-Chairman Damon made a motion to approve as requested by staff; second by Supervisor Ruiz; motion carried unanimously.

DEMANDS were approved in the total amount of \$511,240.09 of which \$170,401.36 is from the General Fund. (MR/RD;c.u.) Details of these expenditures are available for inspection during working hours and are to be considered part of these minutes. **General Fund:** \$170,401.36; **Early Learn-Learning Together:** \$3,092.48; **Community Technology CTR P:** \$3,527.40; **Old Courthouse Fund:** \$1,260.98; **Road:** \$90,396.89; **Animal Control:** \$2,258.37; **Jail Enhancement:** \$11,544.36; **Gear Up:** \$91,685.88; **T.B. Grant Fund:** \$11,112.16; **Drug Treatment & Education:** \$1,200.00; **Flood District:** \$7,799.02; **Flood Reserve:** \$1,500.00; **Cultural Youth At Risk:** \$1,204.58; **W.I.A. Youth Program:** \$2,671.94; **W.I.A. Adult:** \$3,123.41; **Projects with Industries:** \$6,464.75; **Landfill:** \$7,150.87; **Landfill Reserve:** \$88,512.31

To review these demands for this date, refer to Binder #13 which accompanies this book.

Meeting adjourned at 9:55 a.m. (MR/RD;c.u.)

BOARD OF EQUALIZATION
2:00 p.m.

The Board met as the Board of Equalization at the Santa Cruz County Complex, 2150 N. Congress Drive, Room #120, Nogales, Arizona. Present: Robert Damon, Vice-Chairman; Manuel Ruiz, Supervisor; John Maynard, Chairman (not present); Gloria S. Gonzalez, Deputy Clerk of the Board. Also present: Felipe Fuentes, Pablo Ramos, Miguel Carrillo, Monica Garland, Gaby Vasquez, Bobby McClain and Steve Murray.

Proceedings were as follows: **COOPER, NORMAN & PAMELA: Parcel #109-24-026C** Assessor's recommendation FCV \$51,750 (MR/RD; motion carried); John Maynard, Chairman (present at this time); **MCCLAIN, BOBBY & FUMIE: Parcel #109-37-042** Assessor's recommendation FCV \$25,960; **Parcel #109-37-043** Assessor's recommendation FCV \$23,760; **Parcel #109-37-046** Assessor's recommendation FCV \$24,200; **Parcel #108-01-017A** Assessor's recommendation FCV \$14,786; **Parcel #108-01-017B** Assessor's recommendation FCV \$8,910. Chairman Maynard called for the vote: Damon: aye; Ruiz: aye; Maynard: nay; motion carried; **PCF-TORRANCE LLC: Parcel #102-01-074C** Assessor's recommendation FCV \$4,026,056 (MR/RD;c.u.); **MERRITT, BOBBY J. & ELIZABETH: Parcel #102-06-017** Assessor's recommendation FCV \$585,105 (RD/MR;c.u.); **EDWARDS/PFC – NOGALES LLC: Parcel #102-01-074B** Assessor's recommendation FCV \$5,026,011 (MR/RD;c.u.); **CRAM, THOMAS R. (25%), FROST, MERYLL M. JR., & SUSAN C. (25%), CHAMPAGNE, FRANCIS HENRY (25%), KRAESIG, CHARLES & DIXIE (25%): Parcels #113-43-100A through 113-43-203** Assessor's recommendation \$3,500 each parcel (MR/RD;c.u.)

Meeting adjourned at 2:45 p.m. (MR/RD;c.u.)

Melinda Meek

Clerk of the Board

John Maynard

John Maynard, Chairman

Board of Supervisors

September 28, 2004

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: John Maynard, Chairman; Robert Damon, Vice-Chairman; Manuel Ruiz, Supervisor; Greg Lucero, County Manager; Martha Chase, County Attorney; Melinda Meek, Clerk. Also present: Jennifer St. John, Ben Stepleton, Mary Dahl, Leonard Fontes, Patti Lewis, Sheriff Estrada, Carol DeFazio, Louis Chaboya, Ruth Barry, John Hays, John DeStefano, Lee Ann Ayers, Neil Gustafson, Ron Morriss.

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

ADOPTION OF AGENDA: County Manager, Greg Lucero, requested that Action Item #3 (Granite Construction Contract-commercial cargo apron) be tabled to a future meeting.

Supervisor Ruiz made a motion to adopt the Agenda tabling Action item #3 (Granite Construction Contract-commercial cargo apron) to a future meeting; second by Vice-Chairman Damon; motion carried unanimously.

CALL TO THE PUBLIC: None

The Board recessed the Regular Meeting to convene as the Flood Control District Board. (RD/MR; c.u.)

FLOOD CONTROL: COMMUNITY RATING SYSTEM ANNUAL CERTIFICATION FORM: Floodplain Coordinator, John Hays, informed the Board that at the beginning of 10/2003, the County officially joined the Community Rating Program as a Class 7 Community, which provides a 15% discount on flood insurance premiums for all properties located in a federally mapped floodplain and a 5% discount for all other structures, in the unincorporated portions of the County; the County is required to recertify that it continues with the activities that were credited within the original application and subsequent modifications on an annual basis, prior to Oct. 2; the recertification packet has been completed and requires the Chairman's signature to be finalized.

Mr. Hays requested approval for the Chairman to sign the Community Rating System Annual Certification Form.

Supervisor Ruiz made a motion to approve; second by Vice-Chairman Damon; motion carried unanimously.

The Board adjourned as the Flood Control District Board and reconvened the Regular Meeting. (MR/RD; c.u.)

REPORTS:

BOARD OF SUPERVISORS: Supervisor Ruiz reported that he attended the Franklin St. Neighborhood Watch meeting last week; he and Chairman Maynard attended a News Conference yesterday with Secretary Tom Ridge at the Port of Entry announcing the beginning of construction of the Fast & Secure Transit; he attended the ADOT-SEAGO Meeting.

Chairman Maynard reported that he was pleased to hear Secretary Tom Ridge emphasize that the fast lane project is a cooperative effort with Mexico, private, State and Federal monies; he attended the AZ Corporation Commission's meeting in Rio Rico last week regarding the proposed sewer and water rates increases; thanked Victor Gabilondo for completing the Balderrain Wash study.

MANAGER: None

FINANCE: Finance Director, Jennifer St. John, reported \$6,491,522 in the General Fund; \$1,143,688 in the Road Fund; \$430,566 in the Flood Control District Fund; \$9,929,537 total for all funds; \$6,963,013 estimated end of month balance, compared to \$3,977,064 cash at September 2003, a difference of \$2,985,949.

HEALTH & ENVIRONMENT: Health Department Director, Ben Stepleton, reported that there are no current problems with the Nogales Wash; there were 8 new West Nile Virus cases reported last week in AZ.

SHERIFF: Sheriff Estrada reported that the current jail population is 86, 82 males and 4 females; 17 inmates have been sentenced to the County jail and 6 to the AZ Department of Corrections; 76 have been charged with felonies and 10 with misdemeanors; 26 (30%) are undocumented aliens; 5 have been committed to the County jail on a daily basis. 88 persons were booked in during the past week; 312 total calls for service were received, of which 45 were 911 calls.

Sheriff Estrada also reported that the Elgin Wine Festival was held last weekend and every year they make a donation to the DARE Program, this year they donated \$500 which is used primarily in the Elgin area; the Kick-Off Luncheon for United Way is tomorrow at noon at Rio Rico; the Red Ribbon Luncheon will be held on 10/25/04 at the new Boys & Girls Club gymnasium.

ACTION ITEMS:

PRESENTATION OF AWARD TO RICHARD REILLY: LeeAnn Ayers accepted an award on behalf of Richard Reilly for his years of service on the Animal Care and Control Advisory Board.

BID AWARD B-13-04-CO13: Public Works Director, Victor Gabilondo, informed the Board that this Bid is for the County's annual road striping project; the project went out to bid on 9/22/04; 2 bids were submitted; the low bidder was United Rental Technologies at a base bid of \$42,699.14; the bid was structured with additive alternates in order to maximize the budget.

Mr. Gabilondo requested that the Board award the bid to United Rental Technologies in the amount of \$42,699.14.

Supervisor Ruiz made a motion to approve as presented; second by Vice-Chairman Damon; motion carried unanimously.

RELEASE OF SUBDIVISION LOTS-CIELITO LINDO DE TUBAC II (CASE #03-12): Community Development Department Director, Mary Dahl, informed the Board that on 1/20/04, the Board approved the Final Plat for this 31-lot Subdivision; staff has inspected the project, with a few deficiencies noted; the only outstanding issue at this time is covering the ends of the culverts to protect them from ultraviolet rays; the County has obtained a Certificate of Deposit (CD) from the developer in an amount sufficient to cover the item.

Ms. Dahl recommended that the Board release the lots as requested.

Supervisor Ruiz made a motion to authorize the release of assurances for Cielito Lindo de Tubac II as recorded in the County Recorder's Office in Book 4 of Maps at Page 102 (Case #03-12) as provided in Section 2.13 of the Assurance Agreement recorded at Docket 1026 at Pages 474-488; second by Vice-Chairman Damon; motion carried unanimously.

FINAL RELEASE OF ASSURANCES-SAN MIGUEL PATIO HOMES PHASE II, LOTS 21-24 AND SAN MIGUEL PATIO HOMES PHASE III AKA TRAILS HEAD LOTS 1-6: Community Development Department Director, Mary Dahl, informed the Board that on 03/04, the Board approved the Final Plat for these 10 lots; staff has inspected the project; the primary outstanding issue at this time is the damaged pavement on the perimeter roads for this development; the County has obtained a Certificate of Deposit from the developer in an amount sufficient to cover the improvements.

Ms. Dahl recommended that the Board release the lots as requested.

Vice-Chairman Damon made a motion to approve; second by Supervisor Ruiz; motion carried unanimously.

APPLICATION FOR EXTENSION OF PREMISES/PATIO PERMIT: SONOITA WINE COUNTRY CAFÉ, SONOITA, AZ was approved as submitted. (MR/RD; c.u.)

APPLICATION FOR SPECIAL EVENT LICENSE: TUBAC FIRE DISTRICT 10/16/04 was approved as submitted. (RD/MR; c.u.)

BOND FOR DUPLICATE WARRANT #4-562013 payable to Elena Soto, dated 6/30/04 in the amount of \$80 was approved as submitted. (MR/RD; c.u.)

MONTHLY REPORT: RECORDER was approved as submitted. (RD/MR; c.u.)

MINUTES of 7/21/04 were approved as presented. (MR/RD; c.u.)

Meeting adjourned at 10:03 a.m.

Melinda Meek
Clerk of the Board

John Maynard
John Maynard, Chairman

Board of Supervisors
October 5, 2004
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: John Maynard, Chairman; Robert Damon, Vice-Chairman; Manuel Ruiz, Supervisor; Greg Lucero, County Manager; Holly Hawm, Attorney; Melinda Meek, Clerk. Also present: Jennifer St. John, Ben Stepleton, Sheriff Estrada, Dean Smith, Patti Lewis, Ruth Barry, Carol DeFazio, Raul Rodriguez, Scott Flint, John Hays, Viviane Huerta Itule, Alycia Valenzuela, Rosie Medina, Jose Cota, Octavio Garcia, Ron Morriss, Matt Allen, Angel Perez, David Ramsey, Tom O'Sullivan.

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

ADOPTION OF AGENDA: County Manager, Greg Lucero, requested that Action Item #2 (IGA with Pima County to provide sewer services to Amado Territory Ranch) be tabled for 1 week; that Action Item #3 (Donation of radio equipment to Mexican Red Cross) be tabled and that Executive Session Item G (salary adjustments for county employees) be tabled for 1 week.

Supervisor Ruiz made a motion to adopt the Agenda tabling Action Item #2 (IGA with Pima County to provide sewer services to Amado Territory Ranch) for 1 week, tabling Action Item #3 (Donation of radio equipment to Mexican Red Cross) to be brought back if necessary and tabling Executive Session Item G (salary adjustments for county employees) for 1 week; second by Vice-Chairman Damon; motion carried unanimously.

CALL TO THE PUBLIC: None

The Board recessed the Regular Meeting to convene as the Flood Control District Board. (RD/MR; c.u.)

FLOOD CONTROL: DIRECTOR'S/PROJECT REPORT: Submitted in writing. Floodplain Coordinator, John Hays, informed the Board that Item #6 in his report should reflect that the repeater was installed yesterday and Item #9 should reflect 13 Floodplain Use Permit applications.

MONTHLY REPORT FROM CITY OF NOGALES: None

MONTHLY REPORT FROM THE TOWN OF PATAGONIA: None

PUBLIC COMMENT: None

The Board adjourned as the Flood Control District Board and reconvened the Regular Meeting. (MR/RD; c.u.)

REPORTS:

BOARD OF SUPERVISORS: Vice-Chairman Damon reported that he attended the Meet the Candidate Forum at Teyechea Park on Saturday.

Supervisor Ruiz reported that he and Chairman Maynard attended a meeting at the Mariposa Port-of-Entry where the Secretary of Homeland Security, Tom Ridge, addressed the private/public sector regarding the plans for the construction of the fast track.

Chairman Maynard reported that he attended the United Way Luncheon.

MANAGER: None

FINANCE: Finance Director, Jennifer St. John, reported \$6,215,964 in the General Fund; \$1,119,776 in the Road Fund; \$430,354 in the Flood Control District Fund; \$9,724,097 total for all funds; \$6,426,949 estimated end of month balance, compared to \$3,413,933 cash at October 2003, a difference of \$3,013,016.

HEALTH & ENVIRONMENT: Health Department Director, Ben Stepleton, reported that 7 new cases of the West Nile Virus were reported, with 1 additional fatality; 1 dead bird found in Santa Cruz County was submitted for testing and tested positive for the West Nile Virus; the Nogales Wash numbers are being maintained at acceptable levels.

SHERIFF: Sheriff Estrada introduced Deputy Octavio Garcia, a recent graduate of the law enforcement academy. The Board congratulated and welcomed Deputy Garcia.

Sheriff Estrada reported that the current jail population is 82, 75 males and 7 females; 21 inmates have been sentenced to the County jail and 7 to the AZ Department of Corrections; 77 have been charged with felonies and 5 with misdemeanors; 21 (25%) are undocumented aliens; 4 have been committed to the County jail on a daily basis and 1 on a weekly basis. 66 persons were booked in during the past week; 174 total calls for service were received, of which 9 were 911 calls.

Sheriff Estrada also reported that a murder suspect was picked up at the DeConcini Port-of-Entry last Friday on a warrant from San Francisco.

ACTION ITEMS:

PLAQUE PRESENTATIONS: Lt. Raul Rodriguez, Metro Task Force, presented plaques to the following individuals in recognition of their participation in the Metro Task Force: Matt Allen-U.S. Immigration & Customs Enforcement, Angel Perez-U.S. Army, David Ramsey-U.S. Border Patrol and Tom O'Sullivan-County Attorney's Office.

The Board expressed appreciation to the individuals for their contributions.

APPLICATION FOR LIQUOR LICENSE: LA VIÑA, TUBAC, AZ : The License having been duly posted and no objections received, Vice-Chairman Damon made a motion to approve the Application for Liquor License for La Viña, Tubac, AZ; second by Supervisor Ruiz; motion carried unanimously.

DEMANDS were approved in the total amount of \$828,419.12 of which \$268,015.06 is from the General Fund. (MR/RD; c.u.) Details of these expenditures are available for inspection during working hours and are to be considered part of these minutes. **General Fund:** \$268,015.06; **Cost of Prosecution:** \$3,389.73; **Retrieval Conversion Fund:** \$1,951.00; **Exercises:** \$7,959.92; **Early Learn-Learning Together:** \$3,118.68; **Community Technology CTR P:** \$13,764.12; **Law Library:** \$1,216.35; **Road:** \$50,656.59; **Animal Control:** \$2,807.08; **Anti-Racketeering #2:** \$24,358.66; **HIDTA 14:** \$1,557.93; **Sheriff A.C.J.C. Grant:** \$3,373.87; **PIC-ACT:** \$1,428.84; **Jail Enhancement:** \$15,059.76; **Juvenile Education Fund:** \$1,075.35; **Health Services Fund:** \$2,044.04; **Folic Acid Program:** \$2,161.66; **Federal Seizure Fund:** \$1,348.67; **Bio-Terrorism Grant:** \$37,897.61; **JAIBG-JUV:** \$2,500.99; **Flood District:** \$12,313.18; **Cultural Youth at Risk:** \$4,878.42; **W.I.A. Youth Program:** \$8,840.71; **W.I.A. Adult:** \$13,117.72; **W.I.A. Dislocated Worker:** \$9,407.26; **W.I.A. Administration:** \$3,695.59; **Projects with Industries:** \$14,718.35; **Work Incentive Grant:** \$5,540.10; **Phase 1-Runway Overlay Des:** \$276,215.98; **FAA Grant for Security Fen:** \$13,766.91; **Landfill:** \$13,951.09

To review these demands for this date, refer to Binder #13 which accompanies this book.

MINUTES of 7/27/04 were approved as submitted. (MR/RD; c.u.)

Meeting adjourned at 9:55 a.m.

Melinda Meek
Clerk of the Board

John Maynard
John Maynard, Chairman

Board of Supervisors
October 12, 2004
9:30 a.m.

The Board met in a Regular Meeting at the Santa Cruz County Complex, 2150 N. Congress Drive, Room 120, Nogales, Arizona. Present: John Maynard, Chairman; Robert Damon, Vice-Chairman; Manuel Ruiz, Supervisor; Greg Lucero, County Manager; Holly Hawn, Attorney; Gloria S. Gonzalez, Deputy Clerk of the Board. Also present: Jennifer St. John, Ben Stepleton, Sheriff Tony Estrada, Heidi Ortiz, Leonard Fontes, Carol DeFazio, Bob Kimball, John DeStefano, Patti Lewis, Ron Morriss, Viviane Huerta Itule and JoAnn di Filippo.

The Meeting was called to order and the Pledge of Allegiance was recited, led by Dr. Marcelino Varona.

ADOPTION OF AGENDA: County Manager, Greg Lucero, requested that Action Item E-2 (Intergovernmental Agreement-Pima County to provide sewer services to Amado Territory Ranch) be tabled for one week.

Supervisor Ruiz made a motion to adopt the Agenda, tabling Action Item E-2 (Intergovernmental Agreement-Pima County to provide sewer services to Amado Territory Ranch) and to deviate from Agenda sequence as necessary; second by Vice-Chairman Damon; motion carried unanimously.

CALL TO THE PUBLIC: Heidi Ortiz stated that although the Board cannot discuss the status of the ongoing investigation of what is taking place in the County, she hopes that it will be concluded shortly and to know what happened with the taxpayers funds; she stated that last Sunday she was at Pizza Hut and one of the employees asked her if there was a different way of voting, because she received an absentee ballot even though she never requested it and was informed by the Recorder's Office staff that her husband and three children have requested the ballots by phone; Ms. Ortiz requested the Board's support with her request to have an outside audit conducted on Santa Cruz County on absentee ballots/early voting.

Dr. Marcelino Varona stated that he has not heard of any complaints on early voting and if there was a complaint, a criminal complaint should be filed in the County Attorney's Office or the Attorney General's Office and that just because something goes wrong in the County with management, it does not mean there is corruption in the County. Dr. Varona stated that he finds the Recorder's Office to be efficient and has never heard complaints.

Heidi Ortiz stated that she finds it interesting that another person challenges what another citizen presents to the Board, she expected to have some order in a Board Meeting in Call To The Public, because her request is her request and to have another person challenge what was stated, is disturbing. She asked the Board for guidance on how to proceed in the future under the Call to the Public

Chairman Maynard instructed Mr. Lucero to meet with Ms. Ortiz after the meeting.

Dr. Varona stated that he has as much constitutional right to be heard as any other individual and if anyone wants to challenge him, they have that right as long as rules and procedures are followed.

CURRENT EVENTS AND ACTIVITIES REPORTS:

BOARD OF SUPERVISORS: Supervisor Ruiz stated that he met with Secretary Tommy Thompson who was in town to address commerce and health issues; Secretary Thompson presented Mariposa Community Health Center with a check in the amount \$866,000 to help expand health programs.

Chairman Maynard stated that it is a great day for the community and thanked Congressman Grijalva and Marco Lopez for attending.

MANAGER: County Manager, Greg Lucero, reported that he has been working on the CDBG program to obtain funding for the upcoming year.

FINANCE: Finance Director, Jennifer St. John, reported \$6,456,258 in the General Fund; \$1,090,820 in the Road Fund; \$431,704 in the Flood Control District Fund; \$9,684,304 total for all funds; \$6,701,124 estimated end of the month balance, compared to \$3,500,801 cash at October 2003, a difference of \$3,200,323.

HEALTH AND ENVIRONMENT: Health Department Director, Ben Stepleton, reported that the chlorination in the Nogales Wash has been maintained at acceptable levels.

SHERIFF: Sheriff Estrada reported that the current jail population is 94, 86 males and 8 females; 17 inmates have been sentenced to the County jail and 7 to the Arizona Department of Corrections; 88 have been charged with felonies and 6 with misdemeanors; 30 (32%) are undocumented aliens; 3 have been committed to the County jail on a daily basis and 1 on a weekly basis; 51 persons were booked in during the past week; 144 calls for service were received, of which 5 were 911 calls.

Sheriff Estrada invited the Board to the Red Ribbon luncheon, being hosted by the Boys and Girls Club at their gymnasium on October 25, 2004 from 11:00 a. m. to 1:00 p.m.

ACTION ITEMS:

DISCUSSION AND POSSIBLE ACTION RE: APPROVAL OF COMMUNITY DEVELOPMENT BLOCK GRANT CITIZEN PARTICIPATION ACTION PLAN: County Manager, Greg Lucero, stated that the County is moving into the funding phase of the CDBG program; funding has been rotated among the City of Nogales and the Town of Patagonia; in order to extend the program for an additional year, the County is required to adopt a Citizens Participation Plan; two Public Hearings will be held on October 30, 2004 at Rio Rico Community Center from 9:00 a.m. to 11:00 a.m. and at the 1904 Courthouse from 1:00 p.m. to 3:00 p.m., on February 1, 2005 at the 1904 Courthouse from 6:00 p.m. to 8:00 p.m. and on February 2, 2005 at the Rio Rico Community Center from 6:00 p.m. to 8:00 p.m.; on February 22, 2005 the Board will take action on the projects to be selected.

Chairman Maynard stated that it would be difficult for citizens to attend the morning meetings.

Mr. Lucero stated that staff selects the time and the place of the meetings; the interested parties do not need to submit the projects during the Public Hearing process, but can also be submitted in writing to the Board.

Supervisor Ruiz stated that the October 30, 2004 Public Hearing lands on a Saturday, but will be advertised in the newspaper for public information.

JoAnn di Filippo stated that the Public Hearings were scheduled to be conducive to the residents' time and because representatives from the Arizona Department of Housing will be present, two meetings were scheduled the same day.

Supervisor Ruiz made a motion to approve; second by Vice-Chairman Damon; motion carried unanimously.

REQUEST APPROVAL OF RESOLUTION #2004-31 CANCELLING CERTAIN FIRE DISTRICT ELECTIONS: Attorney Hawn stated that pursuant to A.R.S. §48-802(D4), in the event that only one person files a nomination petition for an election to the position of elected secretary/treasurer or to a position of the Board of Directors of a Fire District, the Board of Supervisors is authorized to cancel the election and appoint that person to the position.

Vice-Chairman Damon made a motion to approve; second by Supervisor Ruiz; motion carried unanimously.

TAX VALUATION ADJUSTMENTS #0250080-01-6 PUC – Qwest, Resolution No: M20030900015 and #0250081-01-9 PUC – Qwest, Resolution No: M20030900014 were approved as submitted (MR/RD;c.u.)

BONDS FOR DUPLICATE WARRANTS #4-562441 payable to Tech PC, in the amount of \$976.88 dated 8/27/04 and #2-189383 payable to Olga C. Castro, in the amount of \$98.97 dated 9/21/04 were approved as submitted. (RD/MR;c.u.) **MONTHLY REPORTS** were approved as submitted. (MR/RD;c.u.) **MINUTES** of 8/3/04 were approved as submitted. (MR/RD;c.u.)

The Board recessed the Regular Meeting to convene in Executive Session (salary adjustments for County employees) and reconvened the regular meeting (MR/RD;c.u.)

Meeting adjourned at 10:00 a.m. (MR/RD;c.u.)

Melinda Meek
Clerk of the Board

John Maynard
John Maynard, Chairman

Board of Supervisors
October 19, 2004
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: John Maynard, Chairman; Manuel Ruiz, Supervisor; Greg Lucero, County Manager; Holly Hawn & Mike Masee, Attorneys; Melinda Meek, Clerk. (Robert Damon, Vice-Chairman, not present) Also present: Jennifer St. John, Ben Stepleton, Nils Urman, Steve Murray, John DeStefano, Marcelino Varona, Jr., Patti Lewis, Viviane Huerta Itule, Louis Chaboya, Annie McGreevy, Ruben F. Fuentes, Joseph Barr.

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

ADOPTION OF AGENDA: County Manager, Greg Lucero, requested that Action Items #2 (IGA-Pima County to provide sewer services to Amado Territory Ranch) and #5 (Caterpillar Lease Purchase Agreement) be tabled for 1 week.

Supervisor Ruiz made a motion to adopt the Agenda tabling Action Items #2 (IGA-Pima County to provide sewer services to Amado Territory Ranch) and #5 (Caterpillar Lease Purchase Agreement) for 1 week and to deviate from Agenda sequence as necessary; second by Chairman Maynard; motion carried.

CALL TO THE PUBLIC: None

REPORTS:

BOARD OF SUPERVISORS: Supervisor Ruiz reported that he attended the monthly Weed and Seed Community Meeting and that 2 neighborhood watches are being put together.

Chairman Maynard reported that he attended the Elgin School Open House annual event last Thursday; he attended the Tubac Presidio Open House last week; he attended a fundraiser dinner last Friday for the Natural Resource Conservation Districts and the National Heritage Area; he attended a fundraiser event on Sunday at the Rex Ranch for the Friends of the Santa Cruz River and the Tubac Historic Society; the Rio Rico Rotary held a community clean-up on Saturday; he attended the Tubac Fire Department Dinner/Dance on Saturday night.

MANAGER: County Manager, Greg Lucero, reported that he attended the Nogales/Santa Cruz County Port Authority Organizational Meeting; he met with US Rural Development and the County's Enterprise Zone designation expires this year; the Small Counties Forum Meeting will be held on Wednesday night; CSA and LPC will be held on Thursday.

FINANCE: Finance Director, Jennifer St. John, reported \$6,220,261 in the General Fund; \$1,041,045 in the Road Fund; \$442,337 in the Flood Control District Fund; \$9,284,579 total for all funds; \$6,806,685 estimated end of month balance, compared to \$3,633,427 cash at October 2003, a difference of \$3,173,258.

HEALTH & ENVIRONMENT: Health Department Director, Ben Stepleton, reported that there was 1 minor exceedance in the Nogales Wash last week; there were 4 new cases of West Nile Virus reported in the State, with 1 additional fatality; flu vaccinations are being reapportioned throughout the Country due to a shortage and high risk candidates are being targeted to receive it.

SHERIFF: Lt. Fuentes informed the Board that the Sheriff and Major Romo are out of town attending an Arizona Counterterrorism Inauguration for the Information Center.

Lt. Fuentes reported that the current jail population is 80, 74 males and 6 females; 24 inmates have been sentenced to the County jail and 5 to the AZ Department of Corrections; 74 have been charged with felonies and 6 with misdemeanors; 17 are undocumented aliens; 5 have been committed to the County jail on a daily basis and 2 on a weekly basis. 56 persons were booked in during the past week; 138 total calls for service were received, of which 5 were 911 calls.

ACTION ITEMS:

REAPPOINTMENTS TO THE COURTHOUSE PRESERVATION COMMISSION:

Supervisor Ruiz made a motion to reappoint Matilde Proto and Jo Ciarduli to the Courthouse Preservation Commission from District #2; second by Chairman Maynard; motion carried.

SETTLEMENT AGREEMENT-103 LOTS OF LOS PASEOS SUBDIVISION: Attorney Mike Massee informed the Board that the owners were successful, based on stipulation from the County Assessor, in appealing tax year 2005 before the Board of Equalization; this Agreement would adjust valuations for tax year 2004 in the same way in lieu of the owners appealing the valuations to tax court; while time for an administrative appeal has run out for tax year 2004, they still have time to appeal to tax court.

Supervisor Ruiz made a motion to approve the Settlement Agreement with owners of Los Paseos subdivision that will adjust tax year 2004 property valuations; second by Chairman Maynard; motion carried.

AMENDMENT NO. 2 TO IGA WITH AZ DEPARTMENT OF CORRECTIONS: Lt. Fuentes informed the Board that the purpose of Amendment No. 2 is to extend the basic certification training provided to Adult Correctional Officers from 7 weeks to 9 weeks and increase the cost from \$750 to \$850.

Supervisor Ruiz made a motion to approve; second by Chairman Maynard; motion carried.

RESOLUTION #2004-32: WIA Director, Nils Urman, informed the Board that this Resolution approves the Application for renewal of an Enterprise Zone to the Arizona Department of Commerce and authorizes the County to enter into an Intergovernmental Agreement with the City of Nogales and the Town of Patagonia to establish the Enterprise Zone Commission.

Supervisor Ruiz made a motion to approve Resolution #2004-32; second by Chairman Maynard; motion carried.

IGA WITH CITY OF NOGALES AND TOWN OF PATAGONIA TO RENEW ENTERPRISE ZONE & ENTERPRISE ZONE COMMISSION: WIA Director, Nils Urman, informed the Board that this IGA would continue the Santa Cruz County Enterprise Zone designation with the State of Arizona.

Supervisor Ruiz made a motion to approve the Intergovernmental Agreement for the Enterprise Zone and the Enterprise Zone Commission renewal between the County, the Town of Patagonia and the City of Nogales as presented in the Board's packet; second by Chairman Maynard; motion carried.

TAX VALUATION ADJUSTMENTS #103-09-003-2 – Minim Sisters of Mary Immaculate, Resolution No: S20030000102; 117-01-001-3 – First American Title Insurance Co, Resolution No: S20030000100; 116-05-149-5 – Valenzuela Edmundo, Resolution No: S20020000143; 116-05-149-5 – Valenzuela Edmundo, Resolution No: S20030000101; 124-05-084-B-6 – Padilla Bill, Resolution No: S20000000145; 124-05-084-B-6 – Padilla Bill, Resolution No: S20010000178; 124-05-084-B-6 – Padilla Bill, Resolution No: S20020000144 and 124-05-084-B-6 – Padilla Bill, Resolution No: S20030000103 were approved as submitted by the County Assessor's Office. (MR/JM; carried)

GOVERNOR'S PROCLAMATION FOR THE 11/2/2004 GENERAL ELECTION AND AUTHORIZATION TO PUBLISH: Supervisor Ruiz made a motion acknowledging receipt of the Governor's Proclamation for the 11/2/04 General Election and authorized the Clerk to publish same; second by Chairman Maynard; motion carried.

MONTHLY REPORT: CONSTABLE, PRECINCT #2 was approved as submitted. (MR/JM; carried)

MINUTES of 8/10/04 were approved as submitted. (MR/JM; carried)

DEMANDS were approved in the total amount of \$418,376.76 of which \$212,054.03 is from the General Fund. (MR/JM; carried) Details of these expenditures are available for inspection during working hours and are to be considered part of these minutes. **General Fund:** \$212,054.03; **Bad Check Collection:** \$3,506.36; **Exercises:** \$4,101.38; **School Forest Fees Fund:** \$2,776.66; **Old Courthouse Fund:** \$2,074.48; **Road:** \$49,487.43; **Animal Control:** \$1,582.96; **Anti-Racketeering #2:** \$4,075.07; **Juvenile Probation Fees:** \$1,243.12; **Adult Probation Fees:** \$1,306.96; **PIC-ACT:** \$1,263.69; **Community Punishment Program:** \$2,060.00; **Jail Enhancement:** \$1,164.38; **Flood District:** \$7,397.18; **Cultural Youth at Risk:** \$7,881.21; **W.I.A. Youth Program:** \$7,312.86; **W.I.A. Adult:** \$2,946.81; **W.I.A. Dislocated Worker:** \$2,641.97; **W.I.A. Administration:** \$2,610.35; **Work Incentive Grant:** \$1,954.10; **Landfill:** \$92,983.84

To review these demands for this date, refer to Binder #13 which accompanies this book.

The Board recessed the Regular Meeting at 9:55 a.m. to convene in Executive Session and reconvened at 10:10 a.m. (MR/JM; carried)

CONSTRUCTION AGREEMENT BETWEEN SANTA CRUZ COUNTY AND LAWYERS TITLE, MARIPOSA LAND MANAGEMENT L.L.C. CAB PRODUCE COMPANY AND THE ESTATE OF DALE D. DRAKE AND TONYA A. DRAKE TO REMEDIATE AND REGRADE A CERTAIN PORTION OF COUNTY PROPERTY LOCATED AT 2150 N. CONGRESS DRIVE, NOGALES AZ: Attorney Hawn informed the Board that this Construction Agreement deals with a big slope behind the County Complex; the owners will perform the work to remediate and regrade the slope using appropriate plans; the County will contribute \$1,250 towards the work; the County has agreed to dismiss the existing lawsuit related to this issue.

Supervisor Ruiz made a motion to approve the Construction Agreement as presented by staff and to authorize the Chairman to sign on behalf of Santa Cruz County; second by Chairman Maynard; motion carried.

Meeting adjourned at 10:15 a.m.

Melinda Meek _____
Clerk of the Board

John Maynard _____
John Maynard, Chairman