

Revised Agenda



Tuesday, August 22, 2023

NOTICE OF REGULAR MEETING OF THE COCONINO COUNTY BOARD OF SUPERVISORS AND THE BOARDS OF DIRECTORS OF THE COCONINO COUNTY FLOOD CONTROL DISTRICT AND COCONINO COUNTY PUBLIC HEALTH SERVICES DISTRICT

PURSUANT TO A.R.S. § 38-431.02

10:00 a.m. – Regular Session

(Consent/regular business items will be conducted at this time, followed by discussion items)

1:15 p.m. – Discussion Items Continue

**County Administration Building
First Floor Board Room
219 E. Cherry Ave., Flagstaff, AZ, 86001**

The Board of Supervisors' meeting will also have a virtual format via webinar technology using Zoom. To join the webinar, please use the following url:
<https://us06web.zoom.us/j/88588923515> Or Telephone: Dial 833 548 0276 US Toll Free
Webinar ID: 885 8892 3515. The meeting will also be live streamed and can be accessed via the Coconino County YouTube site at:

<https://www.youtube.com/channel/UCn-2-jZa486qClnOWwAmSOQ/videos>

Any person may email a question or comment regarding items on the agenda or for public comment to: boardcomments@coconino.az.gov. Please include your full name with the comment.

The Board may change the order of the agenda at the time of convening the meeting or at any time during the meeting. Members of the Board of Supervisors will attend the meeting in person, virtually or by telephone. Special sessions and regular meetings are open to the public. Persons with a disability may request a reasonable accommodation by contacting the Clerk of the Board of Supervisors Office at 928-679-7145. Requests should be made as early as possible to allow time to arrange the accommodation.

Notice of Option to Recess in Executive Session

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Board of Supervisors and to the general public that, at this meeting, the Board of Supervisors may vote to recess into

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Executive Session, which will not be open to the public, with the County's attorneys for legal advice and discussion on any item listed on the following agenda, pursuant to A.R.S. § 38-431.03 (A) (3).

Call to the Public for items not on the Agenda

After the pledge of allegiance, the Chairman will call on members of the public to speak on any item or area of concern not listed on the agenda. Items presented during the Call to the Public portion of the Agenda cannot be acted on by the Board of Supervisors. Individual Supervisors may ask questions of the public, but are prohibited by the Open Meeting law from discussing or considering the item among themselves until the item is officially placed on the Agenda. Individuals are limited in their presentations.

Consent Agenda

All matters under Consent Agenda are considered by the Board of Supervisors to be routine and will be enacted by a single motion. If discussion is desired on any particular consent item, that item will be removed from the consent agenda and will be considered separately.

Call to Order:

Pledge of Allegiance:

Action Item:

1. Consideration and possible action to appoint a chair and vice chair from among the Board of Supervisors. **Board of Supervisors**

Call to the Public:

Recognition:

2. Recognition of Gregory Nelson as Government Relations Director. **Human Resources**
3. Recognition of Corey Ringenberg as Special Initiatives Director. **Human Resources**

Proclamation:

4. Consideration and possible action to approve the proclamation designating September 11th, 2023, as Patriot Day and celebrating the Fourth Annual Matthew J. Broehm Memorial Williams Stand Down and Patriot Day Parade. **Board of Supervisors**

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Board of Supervisors Consent Agenda:

- 5. Consideration and possible action to approve the minutes from the Board of Supervisor's meeting conducted August 1, 2023.
- 6. Consideration and possible action to ratify and/or approve warrants, electronic fund transfers, and other payments as listed on the agenda. An itemized list of the below-numbered claims is filed in the official records of the Coconino County Board of Supervisors.

<u>Run Date</u>	<u>Warrant Numbers</u>	<u>Computer Register Totals</u>
08/03/2023	EFT – 20634 – 20741	\$2,403,865.07
08/03/2023	Checks – 94200466 – 94200583	\$4,843,902.20
08/10/2023	EFT – 20742 – 20828	\$2,352,666.29
08/10/2023	Checks – 94200584 – 94200706	\$2,984,163.73

- 7. Consideration and possible action to approve the appointment of Jennifer Hammond to serve as Limited Appointment Deputy Clerk of the Board to accept legal service on behalf of the County in the Clerk's absence. **Board of Supervisors**
- 8. Consideration and possible action to reappoint Chris Wannie to the Board of Adjustment from District 2 from August 22, 2023 through August 22, 2027. **Community Development**
- 9. Consideration and possible action to approve Resolution No. 2023-40, which corresponds to Flood Control District Resolution No. 2023-01, approving a Development Agreement with PINE VALLEY RESORT, LLC (“Pine Valley”). Pine Valley is seeking a Letter of Map Revision (LOMR) from the Federal Emergency Management Agency (FEMA) to remove several RV and Park Model units from a FEMA-designated Special Floodplain Hazard Area (SFHA). This Development Agreement allows Pine Valley to obtain Temporary Certificates of Occupancy for those units while it seeks the LOMR and indemnifies the County and District. **Community Development**
- 10. Consideration and possible action to approve Resolution 2023-42, approving a Final Plat of the Dark Sky Storage Units Condominium subdivision with 30-units in the Flagstaff Ranch Business Park. The property is located at 5590 Dark Sky Drive and is identified as Assessor’s Parcel Number 116-04-022. **Community Development**
- 10a. Consideration and possible action to approve the settlement in Williams 950, LLC vs. Coconino County [TX2021-000549] as discussed in the executive session on August 18, 2023, and authorize the attorneys to move forward with the settlement, as discussed in the same executive session on August 18, 2023. **County Attorney**

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11. Consideration and possible action to approve an Intergovernmental Agreement (IGA) between Grand Canyon Unified School District and Coconino County to provide election services for the November 7, 2023 election. **Elections**
12. Consideration and possible action to approve an Intergovernmental Agreement (IGA) between Pinewood Sanitary District and Coconino County to provide election services for the November 7, 2023 election. **Elections**
13. Consideration and possible action to approve an Intergovernmental Agreement (IGA) between Sedona-Oak Creek School District and Coconino County to provide election services for the November 7, 2023 election. **Elections**
14. Consideration and possible action to approve an Intergovernmental Agreement (IGA) between Williams Hospital District and Coconino County to provide election services for the November 7, 2023 election. **Elections**
15. Consideration and possible action to appoint Denbie Nash to Precinct 50 as Democratic Precinct Committeeperson, for a term to expire on October 1, 2024, and as requested by the Coconino County Democratic Party Chair, to fill a vacancy created from a lack of candidates during the 2022 election. **Elections**
16. Consideration and possible action to approve and ratify a Parking Lease Agreement by and between, Avalanche Properties, LLC, and Coconino County, for nine parking spaces located at 214 E. Birch, Flagstaff, AZ 86001, starting on July 1, 2023 through June 30, 2024, in the amount of \$8,100. **Facilities**
17. Consideration and possible action to approve a budget adjustment for Fiscal Year 2024, in the amount of \$155,351.29, a carry over from Fiscal Year 2023, for the Youthworks program through Workforce Innovation and Opportunity Act (WIOA). **Health and Human Services**
18. Consideration and possible action to ratify and approve the Second Extension for the Dependency Contract with Harris & Winger Law Firm for Fiscal Year 2024 in the amount of \$25,600.00. **Legal Defender**
19. Consideration and possible action to approve an Independent Contractor Agreement between Friends of Coconino County Parks and Coconino County, allowing, among other things, the Friends to raise money through annual fundraising efforts to help support Parks and Recreation programs and objectives. **Parks and Recreation**
20. Consideration and possible action to approve the purchase order for repairs on Caterpillar equipment, by the local authorized dealer from Empire Southwest, LLC., based on AZ State Contract CTR050429, in an amount not to exceed \$490,000.00 for Fiscal Year 2024. **Public Works**

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21. Consideration and possible action to approve a Fiscal Year 2024 expenditure budget adjustment of \$15,000 for the purchase of Total Tyler Fraud Notify software, and a recurring budget adjustment of \$2,000 per year beginning in Fiscal Year 2024 for annual maintenance costs. **Recorder**
22. Consideration and possible action to accept the appropriation of \$120,000.00 from the Arizona Criminal Justice Commission, carryover of \$9,958.00 from Fiscal Year 2023, and associated budget adjustments to be used in the Coconino County regional law enforcement task force, to perform criminal investigations of any critical force incidents in Coconino County in Fiscal Year 2024. **Sheriff's Office**

The Board will resolve as the Flood Control District Board of Directors.

Flood Control Consent Agenda:

23. Consideration and possible action to approve Flood Control District Resolution No. 2023-01, which corresponds to Board of Supervisors Resolution No. 2023-40, approving a Development Agreement with PINE VALLEY RESORT, LLC ("Pine Valley"). Pine Valley is seeking a Letter of Map Revision (LOMR) from the Federal Emergency Management Agency (FEMA) to remove several RV and Park Model units from a FEMA-designated Special Floodplain Hazard Area (SFHA). **Flood Control District**
24. Consideration and possible action to approve the Second Amendment of the agreement with Shephard-Wesnitzer, Inc. and the Flood Control District, for RFQ 2021-109 On-Call Engineering Services, for projects up to \$500,000 for the period of August 1, 2023, through July 31, 2024. **Flood Control District**
25. Consideration and possible action to approve an On-Call Professional Services Agreement with Logan Simpson Design, Inc., for projects to be assigned on an as-needed basis and compensation in a total amount not-to-exceed \$500,000.00 per year, with an initial term ending June 30, 2024, and up to four one-year renewal terms. **Flood Control District**
26. Consideration and possible action to approve an On-Call Professional Services Agreement with SWCA, Inc., for projects to be assigned on an as-needed basis and compensation in a total amount not-to-exceed \$500,000.00 per year, with an initial term ending June 30, 2024, and up to four one-year renewal terms. **Flood Control District**
27. Consideration and possible action to approve an On-Call Professional Services Agreement with Terracon Consultants, Inc., for projects to be assigned on an as-needed basis and compensation in a total amount not-to-exceed \$500,000.00 per year, with an initial term ending June 30, 2024, and up to four one-year renewal terms. **Flood Control District**

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28. Consideration and possible action to approve an On-Call Professional Services Agreement with Westland Resources, Inc., for projects to be assigned on an as-needed basis and compensation in a total amount not-to-exceed \$500,000.00 per year, with an initial term ending June 30, 2024, and up to four one-year renewal terms. **Flood Control District**
29. Consideration and possible action to approve Amendment #1 to the Independent Contractor Agreement (ICA) with Tierra Right of Way Services LTD, to provide for expansion of services within the Scope of Work and adjustments to compensation given to Tierra Right of Way Services LTD. **Flood Control District**
30. Consideration and possible action to appoint Joe Loverich as the Flood Control District Interim District Engineer. **Flood Control District**

The Board will resolve as the Health District Board of Directors.

Public Health District Consent Agenda:

31. Consideration and possible action to approve an Independent Contractor Agreement with Hope Lives – Vive la Esperanza (Hope Lives), in the amount of \$105,000, for the period of July 1, 2023 through December 31, 2024 and to ratify the contract for any services performed under the contract to date. **Health District**

The Board will resolve as the Board of Supervisors.

Discussion Items:

32. Discussion and update regarding state and/or federal legislative and/or administrative matters. **County Manager**
33. Discussion, review and possible direction regarding the Board of Supervisors planning calendar. **County Manager**
34. Discussion and update from the County Manager regarding possible community, regional and/or administrative matters. **County Manager**
35. Roundtable: To be discussed. Pursuant to A.R.S. § 38-431.02(H), these matters will not be acted upon: Reports from Supervisors; updates on new projects, district budgets, requests for services and initiatives, updates from county staff:
 - District 1 – Supervisor Patrice Horstman
 - District 2 – Supervisor Jeronimo Vasquez
 - District 4 – Supervisor Judy Begay
 - District 5 – Supervisor Lena Fowler
 - District 3 – Supervisor Matt Ryan

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- Chair's Report
- 36. Presentation and discussion regarding an update to the Board of Supervisors on preparations to administer the 2024 elections in Coconino County. **Elections**
- 37. Presentation, discussion and update regarding Zoning Ordinance Section 4.3 Lighting Standards, which protects the County’s dark skies; an ordinance has been in place and modified since the 1980's and an amendment to this section will bring the ordinance up to date with current technology to assure that dark skies remain a resource to be enjoyed by County residents and visitors. **Community Development**

The Board will resolve as the Flood Control District Board of Directors.

Flood Control District Discussion Item:

- 38. Presentation, discussion and update on current projects, future projects, and financials related to long-term flood mitigation efforts in the Schultz/Pipeline flood areas and, an update on the Community Wildfire Defense Program and the Forest Restoration Initiative. **Flood Control District**

The Board will resolve as the Board of Supervisors.

Adjourn:

CERTIFICATION OF POSTING OF NOTICE

The undersigned hereby certifies that a copy of the foregoing notice was duly posted at the Coconino County Administration Building, 219 East Cherry Avenue, Flagstaff, Arizona, on this Date: _____ at _____ am / pm (circle one) in accordance with the statement filed by the Coconino County Board of Supervisors with the Clerk of the Board.

Dated this _____ day of _____, 2023.

Lindsay Daley, Clerk of the Board