

The Pinal County Board of Supervisors convened at 9:36 A.M. this date in the Board of Supervisors Hearing Room, Administration Building A, Florence, Arizona. The meeting was called to order by Chairman Snider and followed by the Pledge of Allegiance and Invocation.

Present: Chairman David Snider; Supervisor Pete Rios; Supervisor Bryan Martyn; County Manager, Terry Doolittle; Chief Civil Deputy County Attorney, Chris Roll; Administrative Clerk, AmberLee Mudd and Clerk of the Board, Sheri Cluff.

Public Works Director, Greg Stanley, introduced the new Emergency Services Director, Lou Miranda. Mr. Miranda comes to Pinal County from Yuma County where he worked for approximately six years and was the Environmental Programs Director and Emergency Services Director.

Assistant County Manager for Health and Human Services, Lisa Garcia introduced the new Director/CEO for Long Term Care, Donna Beedle, who comes to Pinal County from Maricopa County where she worked for 15 years in the area of Public Health. The last position she held at Maricopa County was the Director of the Tobacco Prevention Program.

Recognition of Mike Simpson, Pinal County Emergency Management, for his outstanding contribution to School Safety in Arizona.

Mr. Stanley appeared before the Board to recognize Mr. Simpson on his recognition as a member of the Pinal County Emergency Management Team. Mr. Stanley explained that the schools are concerned about the continuity of operations during any significant emergency, including pandemics, and therefore at the State level put together a committee to come up with a template for being able to respond to emergencies such as pandemics while maintaining their continuity of operations. They used the National Incident Management System as a way to form that template.

Mr. Stanley said Mr. Simpson was a part of that committee and was presented with a plaque for his outstanding contribution to School Safety in Arizona.

The Board thanked Mr. Simpson for his contribution which is indicative of the leadership in Pinal County.

Presentation from United Way regarding the Top 25 Campaign. Presentation by Charity Russell, Executive Director of United Way.

Charity Russell, Executive Director of United Way, appeared before the Board to present a plaque to Pinal County for the Top 25 Campaign last year, as Pinal County presented over \$25,000 from the county campaign. Ms. Russell reviewed the list of accomplishments made possible as a result of the \$25,000 received by United Way.

The Board thanked Ms. Russell for her presentation and recognition.

Purchasing Division Report - October 21, 2009.

Sharon Seekins, Purchasing Manager presented the purchasing report to the Board.

Cooperative Purchasing Agreement Procurements under \$250,000:

<u>PO #</u>	<u>AMOUNT</u>	<u>VENDOR</u>	<u>ITEM</u>	<u>DEPT.</u>
1. 208355	\$130,000.00	AKAL Tech	Consulting Services	Treasurer
2. 208321	\$116,225.75	Midway Chevrolet	2010 Chevy Impala	PCSO
3. 208320	\$132,835.50	Midway Chevrolet	2010 Chevy Impala	PCSO
4. 208313	\$132,835.50	Midway Chevrolet	2010 Chevy Impala	PCSO
5. 208312	\$132,835.50	Midway Chevrolet	2010 Chevy Impala	PCSO

Contracts signed by County Manager or Chief Financial Officer:

The Board is notified of the following procurements under \$250,000 that were signed as authorized by Resolution 021506-CM. This resolution authorizes the Chief Financial Officer and/or the County Manager to execute and sign contracts on behalf of the County without prior Board approval:

<u>PO #</u>	<u>AMOUNT</u>	<u>VENDOR</u>	<u>ITEM</u>	<u>DEPT.</u>
1. 207983	\$250.00	The Windmill Winery At Florence Farms	Anti-Drug Poster Contest Ceremony	County Attorney

Motion was made by Supervisor Rios and seconded by Supervisor Martyn to approve the purchasing report as presented. Motion carried by unanimous vote.

CONSENT ITEMS:

Chairman Snider advised that all items indicated by an asterisk (*) would be handled by a single vote as part of the consent agenda, unless a Board Member, County Manager, or member of the public objected at the time the agenda item was called.

Chairman Snider asked if there were any requests from a Board member, staff or the audience to remove a consent agenda item for discussion. There were requests that items G, H, J-P, R, S, U, V, W and KK be removed for discussion.

Motion was made by Supervisor Martyn and seconded by Supervisor Rios to approve consent items "A" through "NN, with the exception of G, H, J-P, R, S, U, V, W and KK which were removed for discussion:

* A. Minutes of October 7, 2009; * B. Current Billings before the Board: Housing Expense of 09/29/09: Ck #15749-16048-\$272,889.25; **Housing Expense of 10/01/09:** Ck #10014-10016-\$1,023.00; **Housing Expense of 10/02/09:** Ck #11323-11360-\$1,079.00; Ck #1256-\$41.00; Ck #1161-1164-\$174.00; **Expense of 10/08/09:**General Fund: Ck #93153874-93154025-\$426711.65;Sheriff/Drug Task Force: Ck #93154026-93154027-\$123.71;Sheriff/Drug Smuggling: Ck #93154028-93154029-\$168.93;Sheriff/Jail Enhancement: Ck #93154030-\$479.08; Sheriff/Inmate Services: Ck #93154031-93154034-\$4381.31;Attorney/Drug Prosecution: Ck # 93154035-9.69;Attorney/lv-D Child Support: Ck #93154036-93154038-\$499.10; Courts/ Automated Data System: Ck #93154039-2.36;Courts/Drug Enforcement: Ck #93154040-2.84; Clerk Of Court/Conversion: Ck #93154041-\$174.14;Courts/Expedited Child Support: Ck # 93154042-1.23;Jp/Enhancement-Apache Junction: Ck #93154043-\$10841.66;Recorder/Storage: Ck #93154044-6.01;Adult Prob/Intensive Prob Serv: Ck #93154045-9.23;Adult Prob/State Enhancement: Ck #93154046-\$66.05;Adult Prob/Community Punishmnt: Ck #93154047-93154048-\$1164.50; Adult Prob/Support: Ck #93154049-\$12.80;Juvenile Prob/Intensive: Ck # 93154050-\$21.22;Juvenile Prob/Casa: Ck #93154051-3.89;Juvenile Prob/Family Counselng: Ck #93154052-\$2137.50;Juvenile Prob/Standard Prob: Ck #93154053-\$18.86;Juvenile Prob/ Supervision Fees: Ck #93154054-93154055-\$186.88;Juv Prob/Prob Officer In Schl: Ck # 93154056-8.68;Public Works/Highway: Ck #93154057-93154083-\$47556.59;Public Wrks/Road Tax Dist 1: Ck #93154084-93154086-\$18323.91;Public Works/Flood Management: Ck # 93154087-93154088-\$9994.25;Library/District: Ck #93154089-

93154095-\$3901.12;Animal Control: Ck #93154096-93154102-\$3758.28;Animal Control/Animal Care: Ck #93154103-\$480.00;Health/Grants: Ck #93154104-93154108-\$13752.42;Home Health: Ck #93154109-93154112-\$4360.79;Long Term Care/Altcs: Ck #93154113-93154284-\$179221.48;Long Term Care/Aaa Case Mgm: Ck #93154285-\$17.00;Air Quality/Permits: Ck #93154286-93154288-\$172.26;Air Quality/Grants: Ck #93154289-5.01;Landfill/Adeq Waste Tire Grant: Ck #93154290-7.35;Fairgrounds: Ck #93154291-9.78;County Wide Computer Project: Ck #93154292-\$17955.00; Housing/Conventional: Ck #93154293-\$39.06;Sheriff/Gitem Grant: Ck #93154294-6.02;Sheriff/Traffic Safety: Ck #93154295-\$15.62;Juvenile Prob/Victims' Rights: Ck #93154296-1.68;Public Wrks/Dev Roadwy Contri: Ck #93154297-93154303-\$8060.01;Crts/Domstic Relatns Ed & Med: Ck #93154304-2.32;Atty/Juv Victims Rights Implem: Ck #93154305-1.73; Courts/ Childrns Issues Ed Fund: Ck #93154306-0.78;Courts/Flc Child Support: Ck #93154307-93154309-\$715.36; Juvenile Prob/Diversion-Intake: Ck #93154310-\$13.63;Juv Prob/Diversion-Consequence: Ck #93154311-3.10;Juvenile Prob/Treatment: Ck #93154312-8.26;Atty/Pros Svces/Cost Recovery: Ck #93154313-\$324.48;Capital Projects/Miscellaneous: Ck #93154314-\$5537.96;Juv Probation/Misc Sources: Ck #93154315-93154316-\$203.02;Jp/Cost Recovery: Ck # 93154317-93154321-\$250.02;Juv Prob/Court Improvmnt Proj: Ck #93154322-2.17;Juv Prob/ Juvenile Justice Prog: Ck #93154323-93154324-\$432.43;Atty-Prb/Stop Violnce Agst Wmn: Ck # 93154334-3.67;Public Defendr-Atty/State Aid: Ck #93154335-4.51;Attorney/State Aid: Ck # 93154336-1.49;Local Transport Assist Grant: Ck #93154337-3.07;Public-Educ-Gov Access Supprt: Ck #93154338-2.47;Clerk/Case Flow Management: Ck #93154339-2.35;Courts/Local Crt Assist Ftg 5&: Ck #93154340-\$13.23;Airport Economic Development: Ck #93154341-93154344-\$28745.09;Atty/Cjef-Prosec Pass-Through: Ck #93154345-0.93;Atty/Bad Check Program Oper: Ck #93154346-1.26;Atty/Anti Racketeering-State: Ck #93154347-93154351-\$2563.85;Courts Enhancement Fund: Ck #93154368-93154377-\$1607.90;Pw/Emergency Management: Ck #93154352-2.30;Cty Atty/Aata Grants: Ck #93154353-4.64;Sheriff's Grants: Ck #93154378-93154380-\$735.86;Pw/Gantzel Road - Gada: Ck #93154381-\$560.00;Public Health District: Ck # 93154382-93154386-\$1559.32;Env Hlth/Smoke Free Az Program: Ck #93154387-93154388-\$232.32;Maricopa Jp/City Of Maricopa: Ck #93154389-3.28;Shrf/Impound: Ck #93154390-2.16;Public Fiduciary Client Accts: Ck #93154325-93154333-\$1386.55;Sheriff/Bond Account: Ck #93154354-93154367-\$26869.00; **Expense of 10/13/09**:General Fund: Ck #93154447-93154482-\$56054.67;Sheriff/Jail Enhancement: Ck #93154483-\$1877.48;Attorney/lv-D Child Support: Ck #93154484-\$69.92;Public Works/Highway: Ck #93154485-93154498-\$25325.17; Public Works/Flood Management: Ck #93154499-93154501-\$201.00;Library/District: Ck # 93154502-93154504-\$18675.85;Animal Control: Ck #93154505-\$215.71;Health/Grants: Ck # 93154506-93154508-\$5452.54;Home Health: Ck #93154509-\$37.98;Long Term Care/Altcs: Ck #93154510-93154641-\$1336586.55;Long Term Care/Aaa Case Mgm: Ck #93154642-\$29.41;Air Quality/Permits: Ck #93154643-93154644-\$37.83;Public Wrks/Dev Roadwy Contri: Ck # 93154645-8.00;Sheriff/Rico Disbursements: Ck #93154646-\$800.00;Capital Projects/ Misc: Ck # 93154647-\$335.11; Jp/Cost Recovery: Ck #93154648-\$106.09;Public-Educ-Gov Access Supprt: Ck #93154666-\$32.82; Atty/Anti Racketeering-State: Ck #93154667-\$210.35;Courts Enhance Fund: Ck #93154668-\$150.19;Env Hlth/Smoke Free Az Program: Ck #93154669-\$1052.15; It/Usda Rural Dev Regional Wif: Ck #93154670-\$18943.60;Public Fiduciary Client Accts: Ck # 93154649-93154665-\$2851.57; **Expense of 10/15/09**: General Fund: Ck #93154679-93154730-\$1055899.92; Sheriff/Drug Task Force: Ck #93154731-\$802.32;Sheriff/Drug Smuggling: Ck # 93154732-93154733-\$591.18;Sheriff/Jail Enhancement: Ck #93154734-93154736-\$991.69; Sheriff/Inmate Services: Ck #93154737-\$1743.85;Attorney/Drug Prosecution: Ck #93154738-\$113.45; Attorney/lv-D Child Support: Ck #93154739-\$920.61; Courts/Automated Data System: Ck #93154740-\$30.56;Recorder/Storage: Ck #93154741-\$100.31;Adult Prob/ Support: Ck # 93154742-\$93.58;Juvenile Prob/Intensive: Ck #93154743-\$593.40;Juvenile Prob/ Casa: Ck # 93154744-\$389.50;Juvenile Prob/Standard Prob: Ck #93154745-\$342.70;Public Works: Ck # 93154746-93154755-\$96349.97;Public Wrks/Road Tax Dist 1: Ck # 93154756-\$368.92;Public Works/Flood Management: Ck #93154757-93154758-\$253.40; Library/ District: Ck #93154759-93154765-\$69989.33;Animal Control: Ck #93154766-93154767-\$10022.02; Health/Grants: Ck #

93154768-93154783-\$6414.21;Home Health: Ck #93154784-93154787-\$15580.40; Long Term Care/Altcs: Ck #93154788-93154899-\$71268.60;Long Term Care/ Aaa Case Mgm: Ck # 93154900-93154902-\$324.49;Air Quality/Permits: Ck #93154903-93154907-\$3577.64; Air Quality/Grants: Ck #93154908-\$64.88;Landfill/Adeq Waste Tire Grant: Ck #93154909-\$2202.95; Fairgrounds: Ck #93154910-\$650.43;Special Dist/Cottnwd Grdn Lite: Ck #93154911-\$96.25; Housing/Conventional: Ck #93154912-\$2865.80;Sheriff/Gitem Grant: Ck # 93154913-\$1303.77; Sheriff/Traffic Safety: Ck #93154914-\$202.11;Public Wrks/Dev Roadwy Contri: Ck #93154915-93154916-\$4337.20;Atty/Juv Victims Rights Implem: Ck #93154917-\$22.34; Juv Probation/Misc Sources: Ck #93154918-\$177.56;Jp/Cost Recovery: Ck #93154919-93154922-\$1806.60;Atty-Prb/Stop Violnce Agst Wmn: Ck #93154937-\$47.49; Public Defendr-Atty/State Aid: Ck # 93154938-\$55.12;Attorney/State Aid: Ck #93154939-\$22.76;Local Transport Assist Grant: Ck # 93154940-93154942-\$2693.81;Public-Educ-Gov Access Supprt: Ck # 93154943-\$31.91; Courts/Local Crt Assist Ftg 5&: Ck #93154944-\$37.90;Airport Economic Development: Ck # 93154945-\$65.17; Atty/Cjef-Prosec Pass-Through: Ck #93154946-\$11.97; Atty/Bad Check Program Oper: Ck #93154947-93154948-\$260.48; Atty/Anti Racketeering-State: Ck #93154949-93154950-\$1698.02;Courts Enhancement Fund: Ck #93154953-\$2105.43; Pw/ Emergency Management: Ck #93154951-\$29.81;Cty Atty/Aata Grants: Ck #93154952-\$54.29; Sheriff's Grants: Ck #93154954-93154956-\$9525.96;Public Health District: Ck #93154957-93154962-\$5655.51; Srf/Emergency Telecom: Ck #93154963-\$364.22;Public Fiduciary Client Accts: Ck # 93154923-93154936-\$2870.28; **Expense of 10/20/09:** General Fund: Ck #93155010-93155072-\$176347.48;Sheriff/Jail Enhancement: Ck #93155073-\$1316.51;Attorney/lv-D Child Support: Ck #93155074-93155079-\$4238.45;Courts/Drug Enforcement: Ck #93155080-\$120.30; Jp/ Enhance Apache Junction: Ck #93155081-\$4000.00;Recorder/Storage: Ck #93155082-93155084-\$2217.01;Adult Prob/State Enhancement: Ck #93155085-\$2060.86;Juvenile Prob/Casa: Ck # 93155086-\$110.25;Juvenile Prob/Family Counselng: Ck #93155087-\$425.00;Juvenile Prob/Standard Prob: Ck #93155088-93155089-\$590.75;Juvenile Prob/Supervision Fees: Ck #93155090-\$374.35;Juv Prob/Prob Officer In Schl: Ck #93155091-\$223.64;Public Works/Highway: Ck #93155092-93155102-\$51043.65;Public Works/Flood Management: Ck #93155103-\$74956.23;Library/District: Ck #93155104-93155109-\$4705.53;Animal Control: Ck #93155110-93155111-\$795.92;Health/Grants: Ck #93155112-93155116-\$1185.87;Home Health: Ck #93155117-93155138-\$2669.14;Long Term Care/Altcs: Ck #93155139-93155262-\$1301624.03;Air Quality/Permits: Ck #93155263-93155265-\$608.91;Fairgrounds: Ck #93155266-93155268-\$691.69;Special Dist/Desert Vista Lite: Ck #93155269-\$530.24;Sheriff/Search & Rescue: Ck #93155270-\$1043.55;Juvenile Prob/Victims' Rights: Ck #93155271-2.22;Public Wrks/Dev Roadwy Contri: Ck #93155272-\$223.53;Crts/Domstic Relatns Ed & Med: Ck #93155273-6.13;Capital Projects/Miscellaneous: Ck #93155274-93155275-\$6068.63;Juv Probation/Misc Sources: Ck #93155276-\$70.92;Jp/Cost Recovery: Ck #93155277-93155281-\$1707.69;Juv Prob/Court Improvmnt Proj: Ck #93155282-\$70.83;Juv Prob/Juvenile Justice Prog: Ck #93155283-\$539.60;Airport Economic Development: Ck #93155309-\$15000.00;Atty/Bad Check Program Oper: Ck #93155310-\$32.99;Atty/Anti Racketeering-State: Ck #93155311-93155315-\$6842.63;Courts Enhancement Fund: Ck #93155328-\$1364.53;Pw/Emergency Management: Ck #93155316-\$39.80;Sheriff's Grants: Ck #93155329-93155330-\$1173.94;Public Health District: Ck #93155331-93155332-\$1462.17;Public Fiduciary Client Accts: Ck #93155284-93155308-\$6232.87;Sheriff/Bond Account: Ck #93155317-93155327-\$11561.00; * C. Extension of Premises/Patio Application for Justin Darimont, dba Oracle Inn Steak House, 305 E. American Ave., Oracle, AZ 85623; * D. Extension of Premises/Patio Permit Application for David Bee, dba Gym Grill & Bar LLC, 2510 E. Hunt Hwy, Suite 1, Queen Creek, AZ 85243; * E. Application for Liquor License Person and Location Transfer for Randy Nations dba - Ventura Market, 2528 East Coppermine Road, Queen Creek, AZ 85243; * F. Amendment No. CH 200911-01.01 with Tri-City Express Care, LLC dba Urgent Care Express for Physician services; * I. Management Agreement with Pinal-Gila Council for Senior Citizens. * Q. Amendment No. LTC – 200829.09-02 with Pinal County Board of Supervisors dba: Horizon Home Care for Phlebotomy and Immunization services; * R. Amendment No. LTC – 200829.09-03 with Pinal County Board of Supervisors dba: Horizon Home Care for Attendant Care, Personal Care, and Homemaking services; * S. Amendment No. ALF – 200405-07

with Rosa D. Campos & Leon S. Campos dba: Golden Age Supervisory Home for Assisted Living Facility services; * T. . Request by the Town of Florence to use the 1891 Second Pinal County Courthouse as a Haunted House on October 29 and 30, 2009; * U. Amendment No. LTC-200501.07-05 with Casa Aplaya Assisted Living, LLC for Assisted Living Facility services; * V. Amendment No. LTC – 200904.05-01 with A-Z Assisted Living Homes for Assisted Living Facility services; * W. Amendment No. LTC – 200513.01-05 with Arbor Rose Adult Day Club for Adult Day Health Care and Respite services; * X. Amendment No. 2 to Contract No. HG752211 with the Arizona Department of Health Services; * Y. Resignation of Republican Precinct Committeemen: Pct. 15, David A. Thomas, 37373 S. Ocotillo Canyon Dr., Tucson, 85739; Pct. 15, Joanne Thomas, 37373 S. Ocotillo Canyon Dr., Tucson, 85739; Pct. 56, Daniel Abraham Washburn, 2855 W. Hidalgo St., Apache Jct., 85220; Pct. 72, Patricia Marie Rossillo, 10678 E. Peralta Canyon Dr., Gold Canyon, 85218; * Z. Federated Rural Electric Insurance Exchange Bond No. 02 BD 007-09-001 in the amount of \$1,000.00 for Larry Hart, member of the Board of Directors of Electrical District No. 3; * AA. Canvassing of the Magma Flood Control District, held October 7, 2009; * BB. Fiscal year 2009-2010 budget appropriation transfer from Courts Grants/Project Reserve (fund 213, cost center 2798) to Adult Probation JCEF (fund 202, cost center 2620217, subledger 80000903A) in the amount of \$149,269 and Adult Probation Support (fund 55, cost center 2620165, subledger 9000023A) in the amount of \$49,000 for operating transfers from the above mentioned fund to Adult Probation/Intensive Probation (fund 52, cost center 2620212, subledger 8000823A), Adult Probation/State Enhancement (fund 53, cost center 2620213, subledger 8000843A), and Adult Probation/Community Punishment (fund 54, cost centers 2620334 and 2620244, subledger 8000863A and 8000942A); * CC. Fiscal year 2009-2010 budget appropriation transfer from Grants/Project Reserve (fund 213, cost center 2801) to Community Development Block Grant (fund 94, cost center 2730) in the amount of \$49,000 to utilize fund balance; * DD. Fiscal year 2009-2010 budget appropriation transfer from SHRF Grants/Project Reserve (fund 213, cost center 2799) to SHRF/Stonegarden Equipment (fund 203, cost center 2807) in the amount of \$1,785 and SHRF/Traffic Safety (fund 203, cost center 2200) in the amount of \$7,375 for an operating transfer from Atty/RICO State-PCNTF (fund 184, cost center 2807) to cover equipment expenditures; * EE. FY 2009-2010 budget appropriation transfer from Master Plan Reserve (fund 144, cost center 2738) in the amount of \$38,479 to Public Health Preparedness & Response Operations (fund 82, cost center 3590211) and Public Health Indirect (fund 144, cost center 2590164) to amend the operating transfer from Public Health Preparedness Operations to Public Health Indirect; * FF Fiscal year 2009-2010 budget appropriation transfer from Grants/Project Reserve (fund 213, cost center 2799) to SRF/JAG Improving Radio Comm (fund 203, cost center 2830) in the amount of \$38,092 for a grant award; * GG. Fiscal year 2009-2010 budget appropriation transfer from Grants/Project Reserve (fund 213, cost center 2801) to JP/Enhancement-Apache Junction (fund 47, cost center 2092) in the amount of \$63,000 for a grant award; * HH. Reactivate two part-time Treasury Assistant positions (1021-1 and 1021-5) for a period/amount not to exceed 80 hours and \$5,000 effective October 21, 2009; * II. Cops Technology Award and Amended grant application, #2009CKWX0326 through the U.S. Department of Justice and Pinal County in the amount of \$150,000.00 in Federal funding for equipment (portable radios for Deputies, vesta equipment for dispatch and mapping) that will be used by Pinal County Sheriffs Office Communications Division and Deputies; * JJ. Discussion/approval/disapproval of the settlement in the tax appeal matter involving Phoenix-Tucson Ranch, LLC v. Pinal County, TX2008-000562, wherein the valuation for Pinal County parcel numbers 402-12-001 (320 acres) and 402-12-002 (160 acres), shall be reduced from \$20,000 per acre to \$15,000 per acre, as recommended by the Pinal County Assessor;

- LL. Intergovernmental Agreement for Town of Florence and Pinal County for the preparation and conduction of the election to be held on March 9, 2010 and May 18, 2010; * MM. Intergovernmental Agreement for Town of Kearny and Pinal County for the preparation and conduction of the election to be held on March 9, 2010 and May 18, 2010; * NN. Discussion/Approval/Disapproval of Amendment #1 for Contract number CJ-CSJ-09-09273-06Y2 between the Governor's Children's Justice Act Grant Program and the Pinal County Attorney's Office, covering the grant period of October 1, 2009 through September 30, 2010, in the amount of \$ \$16,500.00. Motion carried by unanimous vote.

Items removed from Consent Agenda for discussion:

*** G. Amendment No. ALF-200414-06 with Sunrise Vista Care Centers, LLC for Assisted Living Facility services. The term of this Amendment will begin October 1, 2009 and will end September 31, 2010.**

*** H. Amendment No. LTC-200603.08-04 with St. Raphael Family Home for Assisted Living Facility services. The term of this Amendment will begin October 1, 2009 and will end September 31, 2010.**

*** J. Amendment No. LTC – 200501.09-04 with Quality Care Assisted Living for Assisted Living Facility services. The term of this amendment will begin October 01, 2009 and will end September 30, 2010.**

*** K. Amendment No. LTC-200713.01-02 with Payson Regional Home Health for Home Health Nursing and Home Health Aide services. The term of this amendment will begin October 1, 2009 and will end September 30, 2010.**

*** L. Amendment No. LTC-200904.14-01 with Melody Care Home for Assisted Living Facility services. The term of this amendment will begin October 1, 2009 and will end September 30, 2010.**

*** M. Amendment No. LTC-200904.07-01 with Medical Advisory Consultants, LLC dba: Searles Care Home for Assisted Living Facility services. The term of this amendment will begin October 1, 2009 and will end September 30, 2010.**

*** N. Amendment No. LTC-200603.09-04 with Leisure Living for the Elderly, Inc. for Assisted Living Facility services. The term of this amendment will begin October 1, 2009 and will end September 31, 2009.**

*** O. Amendment No. LTC – 200811.02-04 with Pinal County Board of Supervisors dba: Horizon Home Care for Home Health Nursing, Home Health Aide, In Home Respiratory Therapy, In Home Physical Therapy, Occupational and Speech Therapy services. The term of this amendment will begin October 01, 2009 and will end September 30, 2010.**

*** P. Amendment No. LTC – RFP200403.02-05 with Pinal County Board of Supervisors dba: Horizon Home Care for Emergency Alert services. The term of this amendment will begin October 01, 2009 and will end September 30, 2010.**

*** R. Amendment No. LTC – 200829.09-03 with Pinal County Board of Supervisors dba: Horizon Home Care for Attendant Care, Personal Care, and Homemaking services. The term of this amendment will begin October 01, 2009 and will end September 30, 2010.**

*** S. Amendment No. ALF – 200405-07 with Rosa D. Campos & Leon S. Campos dba: Golden Age Supervisory Home for Assisted Living Facility services. The term of this amendment will begin October 01, 2009 and will end September 30, 2010.**

*** U. Amendment No. LTC-200501.07-05 with Casa Aplaya Assisted Living, LLC for Assisted Living Facility services. The term of this amendment will begin October 1, 2009 and will end September 30, 2010.**

*** V. Amendment No. LTC – 200904.05-01 with A-Z Assisted Living Homes for Assisted Living Facility services. The term of this amendment will begin October 01, 2009 and will end September 30, 2010.**

W. Amendment No. LTC – 200513.01-05 with Arbor Rose Adult Day Club for Adult Day Health Care and Respite services. The term of this amendment will begin October 01, 2009 and will end September 30, 2010.

Assistant County Manager for Health and Human Services, Lisa Garcia, explained the reason for removing these items from the consent agenda. Ms. Garcia advised there will be many more contracts such as these coming forward over the next couple months. What has occurred is that AHCCCS has cut the home and community base service rates by 5% effective October 1, 2009. In keeping with the philosophy of caring for people in their homes, or in a home like setting, Pinal/Gila Long Term Care completed a five year financial that indicated that it has the reserves not to pass the cut on to the providers. She said Pinal/Gila Long Term Care has the highest rate of people living in the community in this state and they want that to continue.

Ms. Garcia said AHCCCS has agreed to allow the county not to pass that cut onto the providers with a couple of stipulations: 1) that it is done utilizing a supplemental payment system and that we use our reserves for the supplemental payments and 2) that the payments cannot be processed through the AHCCCS claims system and therefore would not be a part of our capitation rate.

Ms. Garcia explained the contracts will go forward in two phases: 1) cut the 5% from the contracts, then 2) another round of contracts will come forward that will put the 5% supplemental back into those provider contracts.

She said Pinal/Gila Long Term Care is financially strong because it has managed the care by providing home and community based services. She said this offers a better quality of life for people and is far more cost effective to deliver services in a home setting as opposed to an institutional setting.

Supervisor Rios said he is glad Pinal/Gila Long Term Care is able to do this because this is a program that clearly saves the County, State and Federal government a lot of money when you can care for the elderly in their own homes. Supervisor Rios asked if the stipulation that payments cannot be processed through the AHCCCS claims system will cost Pinal/Gila Long Term Care additional resources in respect to personnel for processing or is it something they can absorb without additional staff.

Ms. Garcia responded to Supervisor Rios that they feel they can absorb this without additional staff.

Chairman Snider said he was also in support of what they are trying to accomplish as it is very creative and responsive to the needs of our residents, particularly with the shortage of long term care and assisted living facilities in Pinal County.

Motion was made by Supervisor Rios and seconded by Supervisor Martyn to approve items G, H, J through P, R, S, U, V, and W. Motion carried by unanimous vote.

*** KK. Settlement in the tax appeal matter involving Saratoga Meadow Incorporated v. Pinal County, TX2007-000716, wherein the valuation for Pinal County parcel number 516-01-654 (148.16 acres), shall be reduced from \$4,444,800, to \$3,704,000, as recommended by the Pinal County Assessor.**

Deputy County Attorney, Rick Husk, came forward and advised the Assessor has recommended approval of this settlement. Christopher Potter, Assessor's Office was present to discuss this recommendation. Mr. Potter advised that based on further review of sales in the area, the recommendation is to reduce the value from \$30,000 per acre to \$25,000 per acre. Mr. Potter said they have no comparable parcels to the subject parcel.

John Acton, San Tan Valley, was a little puzzled that there are no other parcels in Pinal County that this can be compared to.

Supervisor Martyn commented that the County sees 1,000's of these appeals each year and there have been multiple reductions in property values based on appeals through the Assessor's Office as well as the Board of Equalization process. He said he felt confident in the Assessor's recommendation.

Motion was made by Supervisor Martyn and seconded by Supervisor Rios to approve the settlement in the tax appeal matter involving Saratoga Meadow Incorporated v. Pinal County, TX2007-000716, wherein the valuation for Pinal County parcel number 516-01-654 (148.16 acres), shall be reduced from \$4,444,800, to \$3,704,000, as recommended by the Pinal County Assessor. Motion carried by unanimous vote.

Meeting of the Pinal County Public Health District Board of Directors.

10:03 A.M. – Motion was made by Supervisor Rios and seconded by Supervisor Martyn to recess from regular session of the Board of Supervisors and convene as the Pinal County Public Health District Board of Directors. Motion carried by unanimous vote.

10:04 A.M. - Motion was made by Director Martyn and seconded by Director Rios to adjourn from the Pinal County Public Health District Board of Directors and convene as the Pinal County Flood Control District Board of Directors. Motion carried by unanimous vote.

10:04 A.M. -Meeting of the Pinal County Flood Control District Board of Directors.

10:12 A.M. - Motion was made by Director Martyn and seconded by Director Rios to adjourn from the Pinal County Flood Control District Board of Directors and reconvene into regular session of the Board of Supervisors. Motion carried by unanimous vote.

The Board of Supervisors, sitting as the Board of Equalization, for discussion/approval/disapproval of Petition for Review Proposed Correction for Jensen Precast/DLJ Properties AZ LLC - Parcel #503-46-062B and Personal Property #0180330-01-5.

Participating by telephone was Amy Collins and Tammy Cotta, representatives for Jensen Precast.

Present from the Assessor's Office was Laura Andonie, Personal Property Manager, and Jacqueline Minto, Research and Equalization.

Ms. Cotta explained the basis for their Petition for Review. She said they had filed for the Enterprise Zone program with the Department of Commerce and were under the impression that the letter had been sent to the Assessor to receive the tax benefits. She said they were told there would be a correction if they filed a Petition for Review.

Ms. Collins said when Jenson Precast started business in Casa Grande their CPA informed them of the Enterprise Zone program, the CPA completed the forms and submitted them. She said the CPA gave Jensen Precast the certificate and informed them that they only needed to send it to the Arizona Department of Commerce and they would receive all of the tax benefits allowable under that program. She said they have done that continuously for three to four years.

Ms. Andonie advised in July they reviewed all of the Enterprise Zones that they have on the tax roll to be sure they had all the qualifying paperwork that they needed. She said it was at that time that it became apparent to them that they had never received a written request from Jenson Precast to be reclassified as Enterprise Zone. She explained it is the responsibility of the company to each year write a letter requesting they be classified as an Enterprise Zone. She said the Department of Commerce sends the company a letter telling them that they have to comply with this and then they send them a reminder letter. She said they do have the letters from the Department of Commerce in which they reminded this company they needed to do this should they wish to be classified as such. She said it is not always an advantage to the company to be classified as an Enterprise zone - it could cost them more taxes on their personal property taxes because they receive less depreciation and they do not receive the exemption, so for that reason it is not always a given that the companies want the Enterprise Zone.

In addition to that, Ms. Minto said it is a requirement of the small business owners that want to be an Enterprise Zone to let the Department of Commerce know of any changes to their parcel. She said for the 2009 tax roll Jensen Precast did a combination of three parcels - two are listed on the certificate and one is not, so they now have a new parcel that is not certified by the Department of Commerce.

Supervisor Martyn questioned if they are truly in an Enterprise zone...we gave them that status for a couple years and are now revoking it. He asked if there is a vehicle that allows this to be corrected since it was granted and now is being taken away.

Ms. Minto said the problem at this point arises from the fact that they do not have a certificate for the parcel that they now own because they combined their parcels, so there is now an additional parcel added that was not qualified by the Department of Commerce as an Enterprise Zone.

Supervisor Rios commented that while he is a big fan of Enterprise Zones, this is not a decision that can be made at the county level – only the Department of Commerce can decide whether or not to grant this.

Motion was made by Supervisor Rios and seconded by Chairman Snider to deny the Petition for Review of Proposed Correction for Jensen Precast/DLJ Properties AZ LLC - Parcel #503-46-062B and Personal Property #0180330-01-5 and accept the recommendation of the Assessor. Vote: Rios, Snider – Aye. Martyn: Nay. Motion carried by majority vote.

The Board of Supervisors, sitting as the Board of Equalization, for discussion/approval/disapproval of Petition for Personal Property Review of Valuation for National Vitamin Co. Inc.- Personal Property #0780126-012.

Present: Laura Andonie, Personal Property Manager, Pinal County Assessor's Office; Jacqueline Minto, Research and Equalization, Pinal County Assessor's Office.

Matt Foreman, Agent representing National Vitamin Co., appeared before the Board. Mr. Foreman presented his case. He advised he met with the owners and has reviewed the personal property listing they have been submitting to the Assessor's Office. He addressed five points of interest:

#1 - Maj Contractor - Proc Piping Cosmetics - The owner has indicated that some of the assets listed are real estate and should be classified as part of the real estate and not taxable as personal property.

#2 – He pointed out an asset which sold on 6/09 for \$62,500 which according to the owner best represented the market price for this type of asset. Considering this, they asked that the Assessor adjust the 2009 cost downward to reflect the sale price.

#3 Smoothie Bar not used/Obsolete equipment. The owner brought this equipment to the plant intending to install into a cafeteria. Based on the production and underutilization of this plant, this cafeteria has never materialized, while at the same time, these assets are now roughly 10 years old and have never been installed or utilized at this plant. Requested at least a 50% obsolescence for these assets.

#4 - Installation costs for equipment originally purchased and installed in Las Vegas. These costs were incurred while installing the equipment at a previous plant in Las Vegas, not at the Casa Grande Plant. The owner erred in reporting these costs and they should be removed from the personal property listing.

#5 – Pointed out an asset that is out of service and unusable according to the owner. Request at least a 50% obsolescence to this asset.

Ms. Andonie from the Assessor's Office addressed the assets that Mr. Foreman feels are double assessments with the real property. She said in July 2009 the Real Property appraisers went out to this parcel and did a reappraisal inside and out. They were given a tour of the plant by National Vitamin. She said the staff is well aware of what should be real property and what would be personal property. They re-measured all of the buildings at the property and what they picked up as real property is just the base components of the buildings. She said they feel very confident that there is no double assessment between the real property and the personal property items.

Ms. Andonie addressed property that is marked by the petitioner as sold this year. She explained the Assessor intends to take it off for next year but if it was owned by that company on Jan. 1, 2009, they have to pay on it as their acquisition costs as that is when the personal property has to be reported. The other items are in their possession, whether or not they are using them, they are in their possession.

Installation costs – Ms. Andonie said installation of the equipment does cost and she questioned where the installation costs for the Arizona equipment is being reported. She said according to the petitioners summary, the Assessor was under the impression that they had listed the re-installation costs for this equipment once they had moved from Las Vegas to Arizona.

Motion was made by Chairman Snider and seconded by Supervisor Martyn to deny the Petition for Personal Property Review of Valuation for National Vitamin Co. Inc. - Personal Property #0780126-012 and find in support of the Assessor's findings. Motion carried by unanimous vote.

Discussion/approval/disapproval of Resolution No. 102109-AAMRII-Unit 1 approving the Substitute Assurance Agreement for Construction of Subdivision Improvements (Third Party Trust) as a substitution for the Assurance Agreement for Construction of Subdivision Improvements for Magma Ranch II, Unit 1, located in Section 21, T3S, R9E, within Supervisory District 2, previously approved by the Pinal County Board of Supervisors on September 18, 2009. (RD09-028).

Discussion/approval/disapproval of Resolution No. 102109-AAMRII-Unit 2 approving the Substitute Assurance Agreement for Construction of Subdivision Improvements (Third Party Trust) as a substitution for the Assurance Agreement for Construction of Subdivision Improvements for Magma Ranch II, Unit 2, Lots 1 through 281, located in Section 21, T3S, R9E, within Supervisory District 2, previously approved by the Pinal County Board of Supervisors on September 18, 2009. (RD09-029).

Deputy County Attorney, Glenn Johnson, representing Public Works, requested these items be removed at the request of the developer to a date uncertain to be brought back when they are properly submitted. He explained that the documents were not obtained in sufficient time to come before the Board.

These items were removed from the agenda.

Presentation of the Financial Status of the County Budget.

Budget Director, Janette Weedon, gave an update on the current budget.

Ms. Weedon gave an overview of the General Fund Revenue Outlook and the General Fund Expenditure Trends.

General Fund Revenue Outlook

- FY 2010 beginning fund balance as projected
- County sales tax down 28% compared to prior year
 - No positive variances since August 2008
 - Construction portion of sales tax remains weak
- State shared sales tax down 20% compared to prior year
 - No positive variances since May 2008
- Vehicle License Tax and Building Permits on budget for year to date

General Fund Expenditure Trends

- Hiring Freeze – June 30, 2010
- Service level pressure to restore eliminated positions
- General Fund Contingency
 - Restore grant/state funded positions
 - Mid-year new program request

The Board thanked Ms. Weedon for her presentation.

Discussion/approval/disapproval for the procurement of a federal lobbyist to assist the County in transportation issues.

County Manager, Terry Doolittle, explained over the last several years there have been ongoing discussions about, in addition to what we lobby at the state level, having a federal lobbyist champion certain causes, specifically transportation. Mr. Doolittle explained that he brings this forward today to see if the Board wants to approve the initiation of the procurement process given the financial condition of the County and the caution used in entering into any new programs at this time. He explained that procurement could take 60-90 days at which time they could take a closer look at where we are with the financial status of the county midway through the year to decide whether to continue in this area. Because you call for the procurement of a service, does not mean you have to award the service.

Chairman Snider discussed the need for a county presence in Washington. He said the National Association of Counties (NACo) does a good job in putting together a legislative package and platform and they work hard on issues that impact counties in general, however, the issues that confront Pinal County and that are of specific interest to Pinal County are not always reflected in that larger consensus that they must observe and put together. In the area the transportation, specifically, Chairman Snider said as we look at the prospect of some sort of a partial move into an environment of municipal planning organizations with a lot of need to continue to look at planning transportation systems on a multi-modal basis in terms of rail, air, surface, transit, etc., those dollars are limited in their availability to Pinal County. Chairman Snider said while he is also concerned about revenues and the County budget, he feels as Pinal County assumes a more major role as a governmental that has demands on the part of it's current and future residents, we need to be in the room or at the table at the federal level as we work to be in that same position at the state level.

Supervisor Martyn echoed comments by Chairman Snider and agreed that we need to be at the table. Even though our funds are as they are, everyone is in the same boat and those that are forward thinking and willing to invest in the future of the County will see the dividends will far exceed the costs. The decisions that are made in the very near future relative to how we develop will have ramifications for generations. Supervisor Martyn feels this warrants exploration.

Supervisor Rios commented that lobbyists bring a wealth of knowledge and information to decision makers. The right person or persons can be an asset and Pinal County does need this at the federal level, specifically to help with transportation issues.

Motion was made by Supervisor Rios and seconded by Supervisor Martyn to approve the procurement of a federal lobbyist to assist the County in transportation issues. Motion carried by unanimous vote.

Executive Session

11:30 a.m. - Motion was made by Supervisor Martyn and seconded by Supervisor Rios to recess for executive sessions as listed. Motion carried by unanimous vote.

11:30 A.M. Executive Session of the Pinal County Board of Supervisors for discussion and consultation for legal advice with the attorneys for the County, and to consider its position and instruct the attorneys regarding the County's position, in accordance with the provisions of ARS § 38-431.03 (A)(3)(4) concerning BIA Notice of Right of Way Termination on Peters and Nall Road dated September 29, 2009.

Present: Chairman David Snider; Supervisor Pete Rios; Supervisor Bryan Martyn; County Manager, Terry Doolittle; Chief Civil Deputy County Attorney, Chris Roll; Deputy County Attorney, Glenn Johnson; Assistant County Manager for Development Services, Ken Buchanan; Public Works Director, Greg Stanley; Deputy Public Works Director, AJ Blaha; Administrative Clerk, AmberLee Mudd; and Clerk of the Board, Sheri Cluff.

11:53 A.M. – The above listed executive session ended and Mr. Roll and Mr. Johnson left the room.

11:53 A.M. - Executive Session of the Pinal County Board of Supervisors for discussion and consultation for legal advice with the attorneys for the County, and to consider its position and instruct the attorneys regarding the County's position, in accordance with the provisions of ARS § 38-431.03 (A)(3)(4) concerning pending litigation regarding Center for Bio Diversity v. Pinal County, and pending negotiations with BLM.

Present: Chairman David Snider; Supervisor Pete Rios; Supervisor Bryan Martyn; County Manager, Terry Doolittle; Assistant County Manager for Development Services, Ken Buchanan; Public Works Director, Greg Stanley; Deputy Public Works Director, AJ Blaha; Administrative Clerk, AmberLee Mudd; and Clerk of the Board, Sheri Cluff. Outside Legal Counsel, Chuck Price, participated by conference call.

12:05 P.M. - Motion was made by Supervisor Martyn and seconded by Supervisor Rios to adjourn from executive sessions and reconvene into regular session of the Board of Supervisors. Motion carried by unanimous vote.

Discussion/approval/disapproval of a proposed agreement to settle pending litigation between Pinal County and Center for Bio Diversity, and authorize counsel for the county to execute any and all documents to effect such settlement. (Contract #RD09-030).

Public Works Director, Greg Stanley, advised it is their desire to obtain authority from the Board so they can move forward in an attempt to settle with Bio Diversity.

Motion was made by Supervisor Rios and seconded by Supervisor Martyn to approve the proposed agreement to settle pending litigation between Pinal County and Center for Bio Diversity, and authorize counsel for the county to execute any and all documents to effect such settlement. Motion carried by unanimous vote.

County Managers Report - Information Only. County Manager, Terry Doolittle, advised he participated in a conference call last week relating to Resolution Copper and earlier this morning a follow-up to that conference call. Mr. Doolittle said he will continue to provide each of the Board members information relating to a request from Representative Kirkpatrick that there be established an alliance to speak in one voice in regards to the efforts for job creation in relation to Resolution Copper.

Supervisor Martyn asked if there is an update as to where Mr. Adelson may be in his work on the 3 to 5 issue. Mr. Doolittle advised he participated in a telephone call with Mr. Adelson on the status of various efforts that are under way by different entities – one in relation to the Department of Justice (DOJ) in which they sent a letter to the Arizona Attorney General requesting specific information in regards to the Attorney General's submittal of the legislation. The Department of Justice working with the State Attorney General is ongoing. Friday, October 23, 2009, the lawsuit filed against the County in which we have a Temporary Restraining Order, will be heard in front of the Judge. At this time we are complying with the Temporary Restraining Order and continue to monitor.

Supervisor Rios asked if the letter from the (DOJ) was in respect to requesting additional information as it pertains to retrogression and protected classes in Pinal County.

Mr. Doolittle responded that the letter from DOJ to the Attorney General asked for a number of pieces of information in relation to how the legislation was passed and included within that was information relating to voter turnout, election results and precincts for prior elections. It also requested that the state provide information as to the impact as to protected classes.

Call to Public.

Chairman Snider advised there was a request from John Acton to speak, however, he was no longer present.

Paul Messinger, 32130 N. Echo Canyon Rd., San Tan Valley, AZ appeared before the Board to address HB 2101. Mr. Messinger requested a detailed list of expenditures of Attorney Adelson's efforts to defeat

HB2101 be read into, or attached to the BOS minutes for each meeting that occurs until the completion of his contract. Mr. Messinger said a balance to date of these expenditures would reflect the amount of taxpayers dollars spent on this useless endeavor. He requested it be in a form of a motion and as part of the public record.

Chairman Snider advised a motion is not in order at this point.

12:06 P.M. – Motion was made by Supervisor Rios and seconded by Supervisor Martyn to adjourn. Motion carried by unanimous vote.

The next regular meeting of the Pinal County Board of Supervisors will be on Wednesday, November 4, 2009.

PINAL COUNTY BOARD OF SUPERVISORS

Sheri Cluff, Clerk of the Board