



Cochise County Board of Supervisors

Public Programs...Personal Service
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THOMAS E. BORER
Chairman
District 1

ANN ENGLISH
Vice-Chairman
District 2

PEGGY JUDD
Supervisor
District 3

EDWARD T. GILLIGAN
County Administrator

SHARON GILMAN
Associate County Administrator

KIM LEMONS
Clerk of the Board

**AGENDA FOR REGULAR BOARD MEETING
TUESDAY, MARCH 24, 2020 AT 10:00 AM**
BOARD OF SUPERVISORS HEARING ROOM
1415 MELODY LANE, BUILDING G, BISBEE, AZ 85603

ANY ITEM ON THIS AGENDA IS OPEN FOR DISCUSSION AND POSSIBLE ACTION

PLEDGE OF ALLEGIANCE

THE ORDER OR DELETION OF ANY ITEM ON THIS AGENDA IS SUBJECT TO MODIFICATION AT THE MEETING

ROLL CALL

Members of the Cochise County Board of Supervisors will attend either in person or by telephone, video or internet conferencing.

Due to health concerns related to COVID-19, the Board has suspended public group access to conference rooms located in County buildings. We are currently exploring technology options for the public to attend these meetings remotely. Members of the public who wish to comment on an agenda item can email their comments by 5 p.m. the day before the meeting to the Clerk of the Board at board@cochise.az.gov. Please include the date of the meeting and the agenda item number.

Call to the public will be suspended during the public health emergency, but comments submitted ahead of public hearings on specific agenda items will be read during the meeting.

Note that some attachments may be updated after the agenda is published. This means that some presentation materials displayed at the Board meeting may differ slightly from the attached version.

CONSENT

Board of Supervisors

1. Approve the Minutes of the regular meeting of the Board of Supervisors of March 10, 2020.
2. Approve four Wine Fair/Festival license applications for a series-16 (Wine Festival/Wine Fair) submitted by Ms. Barbara Coons, Mr. Greg M. Gonnerman, Ms. Edith Gustason and Ms. Monica S. Preston, for a Wine Festival to be held at Stand Alone Ranch on April 25, 2020 located at 11878 S. Elkhorn Road, Pearce, AZ 85625.
3. Approve Deeding Parcel #123-24-349, held by the County on Behalf of the State, to Rosa Amelia Maya Matthews.

4. Approve a proclamation to declare April 2020 as National County Government Month - "Counties Matter," especially in supporting older adults, their families and caregivers.

Finance

5. Approve demands and budget amendments for operating transfers.

Housing Authority

6. Approve a Fair Housing Proclamation to declare April 2020 as Fair Housing Month in Cochise County.

PUBLIC HEARINGS

Board of Supervisors

7. Approve an Owner Transfer Liquor License application for a Series #6 (Bar) license submitted by Ms. Vicki Lynn Davison for RD Steakhouse, located at 10348 Hwy. 191, Elfrida, AZ 85610.

Development Services

8. Adopt Zoning Ordinance 20-03 for Docket R-20-01 (Definitions): An amendment to the various definitions contained within Article 2, Section 203 of the Zoning Regulations in order to improve, clarify, distinguish uses, and provide increased consistency of interpretation.
9. Adopt Zoning Ordinance 20-04 to approve Docket Z-20-02 reverting certain Zoning District Boundaries from R-36 to RU-4, pursuant to the application of Garth and Cheryl St. Germain.

ACTION

Board of Supervisors

10. Approve Policy 2231: Attendance During Influenza or Another Viral Pandemic Outbreak, and 2232: Telecommuting, effective March 24, 2020.

STATE & FEDERAL LEGISLATION

11. Discussion and possible action regarding state and federal legislative matters listed or described in the attached County Supervisors Association Legislative Policy Committee Agenda, the Arizona Association of Counties (AACo) Legislative Policy Committee Agenda, and the proposed State budget, and other matters related thereto.

REPORT BY EDWARD T. GILLIGAN COUNTY ADMINISTRATOR -- RECENT AND PENDING COUNTY MATTERS

SUMMARY OF CURRENT EVENTS

Report by District 1 Supervisor, Thomas E. Borer

Report by District 2 Supervisor, Ann English

Report by District 3 Supervisor, Peggy Judd

Pursuant to the Americans with Disabilities Act (ADA), Cochise County does not, by reason of a disability, exclude from participation in or deny benefits or services, programs or activities or discriminate against any qualified person with a disability. Inquiries regarding compliance with ADA provisions, accessibility or accommodations can be directed to Julie Morales, Cochise County Risk Management & Safety, (520) 432-9830, FAX (520) 432-9758, TDD (520) 432-8360, 1415 Melody Lane, Building C, Bisbee, AZ 85603.

Cochise County Board of Supervisors

1415 Melody Lane, Building G Bisbee, Arizona 85603
520-432-9200 520-432-5016 fax board@cochise.az.gov

Board of Supervisors

Regular Board of Supervisors Meeting

Meeting Date: 03/24/2020

Minutes

Submitted By: Amy Langer, Board of Supervisors

Department: Board of Supervisors

Presentation: No A/V Presentation

Document Signatures:

Recommendation:

of ORIGINALS

Submitted for Signature:

NAME n/a

TITLE n/a

of PRESENTER:

of PRESENTER:

Mandated Function?:

Source of Mandate
or Basis for Support?:

Information

Agenda Item Text:

Approve the Minutes of the regular meeting of the Board of Supervisors of March 10, 2020.

Background:

Minutes

Department's Next Steps (if approved):

Signed minutes routed for processing and posted on the internet.

Impact of NOT Approving/Alternatives:

n/a

To BOS Staff: Document Disposition/Follow-Up:

Scan to OnBase and File.

Budget Information

Information about available funds

Budgeted:

Funds Available:

Amount Available:

Unbudgeted:

Funds NOT Available:

Amendment:

Account Code(s) for Available Funds

1:

Fund Transfers

Attachments

Demands

Demands 3/5/2020
 Date Range 02/21/20-03/05/20
 Warrant Range 38834-39132

WARRANT #	CHECK DATE	VENDOR NAME	DEPARTMENT	FUND NAME	AMOUNT
38834	02/27/2020	A&R Fire Protection LLC	2100 - Facilities Management	100 General Fund	10,000.00
38835	02/27/2020	American Refrigeration Supplies, Inc.	2100 - Facilities Management	100 General Fund	277.30
38836	02/27/2020	(ACTRA) Arizona Cyber Threat Response Alliance, Inc.	1800 - IT/Communications	100 General Fund	2,500.00
38837	02/27/2020	Arizona Department of Corrections	2100 - Facilities Management	100 General Fund	49.84
38837	02/27/2020	Arizona Department of Corrections	7000 - Solid Waste	505 Solid Waste	430.53
38838	02/27/2020	Arizona Machinery Company, LLC dba Stotz Equipment	1710 - Heavy Fleet Management	600 Heavy Fleet Management	460.46
38839	02/27/2020	Arizona Public Service - APS	2100 - Facilities Management	100 General Fund	2,906.61
38839	02/27/2020	Arizona Public Service - APS	7000 - Solid Waste	505 Solid Waste	1,979.11
38840	02/27/2020	Arizona State Prison Complex	4010 - Highway Dept Administration	251 Highway Fund	3,967.68
38841	02/27/2020	Arizona Water Company	7000 - Solid Waste	505 Solid Waste	255.97
38842	02/27/2020	Arizona Water Company	2100 - Facilities Management	100 General Fund	12,848.00
38843	02/27/2020	Aztec Welding Supply Company	1710 - Heavy Fleet Management	600 Heavy Fleet Management	92.95
38844	02/27/2020	B & D Lumber and Hardware	3000 - Sheriff	100 General Fund	5.92
38845	02/27/2020	Bank of America Merchant Services, LLC	0700 - Clerk of the Superior Court	100 General Fund	56.08
38846	02/27/2020	Becker, Judith V. PH.D.	1310 - Legal Advocate	100 General Fund	2,750.00
38847	02/27/2020	Benson, City of	4010 - Highway Dept Administration	251 Highway Fund	400.00
38848	02/27/2020	BI Incorporated	1200 - Juvenile Court Services	555 Juvenile Treatment Svcs	724.35
38849	02/27/2020	Cable One dba Sparklight	2100 - Facilities Management	100 General Fund	93.98
38850	02/27/2020	CenturyLink Communications	0100 - Board of Supervisors	100 General Fund	71.08
38850	02/27/2020	CenturyLink Communications	0700 - Clerk of the Superior Court	100 General Fund	32.99
38850	02/27/2020	CenturyLink Communications	0910 - Justice Court 1	100 General Fund	48.28
38850	02/27/2020	CenturyLink Communications	0920 - Justice Court 2	100 General Fund	69.26
38850	02/27/2020	CenturyLink Communications	1200 - Juvenile Court Services	100 General Fund	34.50
38850	02/27/2020	CenturyLink Communications	1400 - General Government	216 SEACOM Operations	606.60
38850	02/27/2020	CenturyLink Communications	2100 - Facilities Management	105 Bisbee/Douglas Airport	182.20
38850	02/27/2020	CenturyLink Communications	3000 - Sheriff	100 General Fund	524.86
38850	02/27/2020	CenturyLink Communications	4010 - Highway Dept Administration	251 Highway Fund	34.15
38850	02/27/2020	CenturyLink Communications	7000 - Solid Waste	505 Solid Waste	474.20
38850	02/27/2020	CenturyLink Communications	9000 - School Superintendent	100 General Fund	35.54
38851	02/27/2020	Cintas Corporation No. 445	7000 - Solid Waste	505 Solid Waste	278.75
38852	02/27/2020	City of Sierra Vista	1400 - General Government	100 General Fund	262,270.00
38853	02/27/2020	CITY OF WILLCOX	0100 - Board of Supervisors	100 General Fund	4,000.00
38854	02/27/2020	Clappin, William P	0100 - Board of Supervisors	100 General Fund	200.00
38855	02/27/2020	Cochise Lock and Safe, Inc.	2100 - Facilities Management	100 General Fund	1,028.93
38856	02/27/2020	Cochise Private Industry Council, Inc.	1600 - Finance	192 J.T.P.A.	38,198.00
38857	02/27/2020	Cochise Supplies, Inc.	1710 - Heavy Fleet Management	600 Heavy Fleet Management	140.57
38858	02/27/2020	Concentra Medical Centers	1100 - Adult Probation	147 Adult Probation Svcs Fee	97.00
38858	02/27/2020	Concentra Medical Centers	3000 - Sheriff	100 General Fund	429.00
38859	02/27/2020	Coverttrack Group Inc.	3000 - Sheriff	202 HIDTA	1,944.90
38860	02/27/2020	Culligan of Tucson	0700 - Clerk of the Superior Court	100 General Fund	173.10
38861	02/27/2020	DeSplinter, Ward	1710 - Heavy Fleet Management	600 Heavy Fleet Management	100.00
38862	02/27/2020	Diamond Star Polygraph Services	3000 - Sheriff	100 General Fund	350.00
38863	02/27/2020	Empire Southwest LLC	1710 - Heavy Fleet Management	600 Heavy Fleet Management	2,524.37
38864	02/27/2020	Ferguson Enterprises, Inc.	2100 - Facilities Management	100 General Fund	655.56
38865	02/27/2020	GM Propane	7000 - Solid Waste	505 Solid Waste	911.79
38866	02/27/2020	Gray, Brian	0100 - Board of Supervisors	100 General Fund	100.00
38867	02/27/2020	High Desert Clinic Urgent & Occupational Care, LLC	0100 - Board of Supervisors	100 General Fund	30.00

WARRANT #	CHECK DATE	VENDOR NAME	DEPARTMENT	FUND NAME	AMOUNT
38867	02/27/2020	High Desert Clinic Urgent & Occupational Care, LLC	0100 - Board of Supervisors	505 Solid Waste	80.00
38868	02/27/2020	Interstate Battery	1710 - Heavy Fleet Management	600 Heavy Fleet Management	284.23
38869	02/27/2020	Interwest Safety Supply, LLC	4010 - Highway Dept Administration	251 Highway Fund	22,522.34
38870	02/27/2020	J & Triple T Property	1900 - Development Services	100 General Fund	8.00
38871	02/27/2020	Joel E. Parker, MD dba Biltmore Psychiatric Group	3000 - Sheriff	100 General Fund	3,010.00
38872	02/27/2020	Keefe Commissary Network, LLC	3000 - Sheriff	208 Sheriff Inmate Welfare	956.90
38873	02/27/2020	Legend Technical Services of Arizona, Inc.	2100 - Facilities Management	105 Bisbee/Douglas Airport	317.00
38874	02/27/2020	Mack's Auto Parts Inc	1710 - Heavy Fleet Management	600 Heavy Fleet Management	458.69
38875	02/27/2020	Marvin, John R.	0100 - Board of Supervisors	100 General Fund	200.00
38876	02/27/2020	Mission Communications, LLC	2100 - Facilities Management	105 Bisbee/Douglas Airport	83.00
38877	02/27/2020	Morgan, J. Michael Ph. D.	1100 - Adult Probation	147 Adult Probation Svcs Fee	1,180.00
38878	02/27/2020	Northern Cochise Community Hospital, Inc.	0100 - Board of Supervisors	100 General Fund	95.00
38879	02/27/2020	Olivares, Veronica	1310 - Legal Advocate	100 General Fund	25.00
38880	02/27/2020	Pesina, Francisco	0940 - Justice Court 4	100 General Fund	100.00
38881	02/27/2020	Pitney Bowes, Inc.	2100 - Facilities Management	100 General Fund	2,455.08
38882	02/27/2020	PrevenTronics	0500 - Elections	321 HAVA Grant-Elections	1,192.51
38883	02/27/2020	Professional Records Management, Inc.	0700 - Clerk of the Superior Court	100 General Fund	1,155.62
38884	02/27/2020	ProForce Law Enforcement	3000 - Sheriff	211 Private Donor	2,099.08
38885	02/27/2020	Prudential Overall Supply	1710 - Heavy Fleet Management	600 Heavy Fleet Management	170.01
38886	02/27/2020	Purcell Tire & Rubber Company	1710 - Heavy Fleet Management	600 Heavy Fleet Management	5,959.74
38887	02/27/2020	Relda LLC dba Dermatec	3000 - Sheriff	100 General Fund	961.99
38888	02/27/2020	RWC Group	1710 - Heavy Fleet Management	600 Heavy Fleet Management	10,935.99
38888	02/27/2020	RWC Group	1760 - Fleet - Capital	109 Fleet Management	223,115.38
38889	02/27/2020	SBF, LLC	3000 - Sheriff	100 General Fund	1,432.80
38890	02/27/2020	Senergy Petroleum LLC	1710 - Heavy Fleet Management	600 Heavy Fleet Management	11,965.48
38891	02/27/2020	Sierra Vista NAPA	1710 - Heavy Fleet Management	600 Heavy Fleet Management	911.29
38892	02/27/2020	Southern Arizona Children's Advocacy Center-SACAC	0600 - County Attorney	100 General Fund	400.00
38893	02/27/2020	Southwest Gas Corporation	2100 - Facilities Management	100 General Fund	555.55
38894	02/27/2020	Southwest Hazard Control Incorporated	2100 - Facilities Management	400 County Capital Projects	8,674.91
38895	02/27/2020	Stachel, Robert D Jr	0100 - Board of Supervisors	100 General Fund	585.62
38896	02/27/2020	Stamback Septic Service	2100 - Facilities Management	105 Bisbee/Douglas Airport	302.39
38896	02/27/2020	Stamback Septic Service	7000 - Solid Waste	505 Solid Waste	611.50
38897	02/27/2020	Stericycle Inc.	3000 - Sheriff	100 General Fund	1,344.14
38898	02/27/2020	Aubrey Stram	0910 - Justice Court 1	100 General Fund	50.00
38899	02/27/2020	Sulphur Springs Valley Electric Cooperative, Inc.	2100 - Facilities Management	100 General Fund	3,798.75
38899	02/27/2020	Sulphur Springs Valley Electric Cooperative, Inc.	4010 - Highway Dept Administration	251 Highway Fund	709.10
38899	02/27/2020	Sulphur Springs Valley Electric Cooperative, Inc.	7000 - Solid Waste	505 Solid Waste	1,228.94
38900	02/27/2020	Technical Resource Management, Inc.	1100 - Adult Probation	149 Adult Prob.Comm.Punishmn	1,997.45
38901	02/27/2020	The Bisbee Observer LLC	0100 - Board of Supervisors	100 General Fund	13.73
38902	02/27/2020	The Master's Touch, LLC	0300 - Assessor	100 General Fund	490.88
38903	02/27/2020	dbaOschmann Employee Screening Services The Oschmann Org	1100 - Adult Probation	147 Adult Probation Svcs Fee	105.00
38904	02/27/2020	The Survey Shop	4010 - Highway Dept Administration	251 Highway Fund	224.80
38905	02/27/2020	Titan Machinery Inc.	1710 - Heavy Fleet Management	600 Heavy Fleet Management	966.78
38906	02/27/2020	Trinity Services Group, Inc.	3000 - Sheriff	100 General Fund	191.49
38907	02/27/2020	Verizon Property Tax Department	1600 - Finance	100 General Fund	279.96
38908	02/27/2020	Vulcan Materials	4010 - Highway Dept Administration	251 Highway Fund	3,194.51
38909	02/27/2020	Waxie Sanitary Supply	2100 - Facilities Management	100 General Fund	1,861.83
38909	02/27/2020	Waxie Sanitary Supply	3000 - Sheriff	100 General Fund	764.34
38910	02/27/2020	West Press	2200 - Human Resources	100 General Fund	180.99
38911	02/27/2020	Wisehart, Dale	4010 - Highway Dept Administration	251 Highway Fund	100.00

WARRANT #	CHECK DATE	VENDOR NAME	DEPARTMENT	FUND NAME	AMOUNT
38912	02/27/2020	Zumar Industries, Inc.	4010 - Highway Dept Administration	251 Highway Fund	19,656.28
38913	02/27/2020	Staples Contract & Commerical, Inc.	0950 - Justice Court 5	315 JP 5 Enhancement Fund	4,499.70
38914	02/27/2020	Trachtman, Sean	1800 - IT/Communications	100 General Fund	1,365.00
38915	02/27/2020	REUBEN DANNILO CELESTINO	0810 - Court Administration	100 General Fund	46.57
38916	02/27/2020	Ramon Guerrero	0920 - Justice Court 2	100 General Fund	200.00
38917	02/27/2020	Jones, Lonnie	0930 - Justice Court 3	100 General Fund	1,231.83
38918	02/27/2020	TIMOTHY RAY KILPATRICK	0930 - Justice Court 3	100 General Fund	1,500.00
38919	02/27/2020	Maricopa County Superior Court	0920 - Justice Court 2	100 General Fund	250.00
38920	02/27/2020	Claudia Susana Rivera	0920 - Justice Court 2	100 General Fund	25.00
38921	02/27/2020	SCOTTSDALE CITY COURT	0920 - Justice Court 2	100 General Fund	500.00
38922	02/27/2020	TSYS Merchant Services	0930 - Justice Court 3	100 General Fund	126.60
38923	02/27/2020	Walmart	0920 - Justice Court 2	100 General Fund	0.28
38924	03/05/2020	AFLAC	1600 - Finance	501 Cochise Combined Trust	7,877.94
38925	03/05/2020	Arizona Department of Administration-Risk Managemt	1600 - Finance	110 Payroll Clearing Fund	5,368.36
38926	03/05/2020	Cochise County/Sheakley/National Bank	1600 - Finance	110 Payroll Clearing Fund	4,361.14
38927	03/05/2020	A Check America	2200 - Human Resources	100 General Fund	452.05
38928	03/05/2020	A&R Fire Protection LLC	2100 - Facilities Management	100 General Fund	5,000.00
38929	03/05/2020	A+ Language Services	0100 - Board of Supervisors	100 General Fund	23.00
38930	03/05/2020	AB STAFFING SOLUTIONS, LLC	5000 - Health Dept	100 General Fund	3,850.00
38931	03/05/2020	Alex Espinosa's Bisbee Funeral Home	5000 - Health Dept	100 General Fund	350.00
38932	03/05/2020	Amazon.com LLC	8000 - County Library District	171 County Library	398.41
38932	03/05/2020	Amazon.com LLC	8000 - County Library District	172 State Grt in Aid 08-A-2	700.66
38933	03/05/2020	Anderson, Steven James	0810 - Court Administration	549 Probate Fees	250.00
38934	03/05/2020	Arizona Counties Insurance Pool	2200 - Human Resources	100 General Fund	330.00
38935	03/05/2020	Arizona Department of Corrections	1710 - Heavy Fleet Management	600 Heavy Fleet Management	92.73
38935	03/05/2020	Arizona Department of Corrections	1750 - Fleet Management	109 Fleet Management	84.73
38935	03/05/2020	Arizona Department of Corrections	2100 - Facilities Management	100 General Fund	210.30
38935	03/05/2020	Arizona Department of Corrections	7000 - Solid Waste	505 Solid Waste	873.18
38936	03/05/2020	Arizona Department of Corrections ASPC-Tucson	7000 - Solid Waste	505 Solid Waste	67.50
38937	03/05/2020	Arizona Department of Environmental Quality	7000 - Solid Waste	505 Solid Waste	4,346.91
38938	03/05/2020	Arizona Department of Transportation	1750 - Fleet Management	109 Fleet Management	1,414.24
38939	03/05/2020	Arizona Emergency Products, Inc.	1750 - Fleet Management	109 Fleet Management	39,793.54
38940	03/05/2020	Arizona Hiking Shack Rescue (AHS)	5000 - Health Dept	218 Homeland Security Grants	18,801.28
38941	03/05/2020	Arizona Law Review	0810 - Court Administration	151 Law Library	45.00
38942	03/05/2020	Arizona Medical Waste, LLC	5000 - Health Dept	100 General Fund	298.88
38943	03/05/2020	Arizona Public Service - APS	4010 - Highway Dept Administration	251 Highway Fund	1,082.78
38944	03/05/2020	Arizona Public Service - APS	2100 - Facilities Management	100 General Fund	28,849.55
38944	03/05/2020	Arizona Public Service - APS	2100 - Facilities Management	105 Bisbee/Douglas Airport	12,637.16
38945	03/05/2020	Arizona State Prison Complex	4010 - Highway Dept Administration	251 Highway Fund	1,383.47
38946	03/05/2020	Arizona Water Company	2100 - Facilities Management	100 General Fund	1,380.37
38947	03/05/2020	Arvizu, Gerald	4010 - Highway Dept Administration	251 Highway Fund	65.00
38948	03/05/2020	Atomic Nutrition, LLC	5000 - Health Dept	228 W.I.C. Grant	2,717.00
38949	03/05/2020	Azam, Syed T.	5000 - Health Dept	100 General Fund	750.00
38949	03/05/2020	Azam, Syed T.	5000 - Health Dept	234 TB Control	500.00
38950	03/05/2020	B & D Lumber and Hardware	3000 - Sheriff	100 General Fund	19.86
38951	03/05/2020	Baker & Taylor, LLC	8000 - County Library District	172 State Grt in Aid 08-A-2	511.97
38952	03/05/2020	Bank of America	1600 - Finance	100 General Fund	112,189.46
38953	03/05/2020	Barnett's Towing LLC	1750 - Fleet Management	100 General Fund	281.25
38953	03/05/2020	Barnett's Towing LLC	3000 - Sheriff	100 General Fund	342.00
38954	03/05/2020	Beacon Secure	2200 - Human Resources	100 General Fund	80.00

WARRANT #	CHECK DATE	VENDOR NAME	DEPARTMENT	FUND NAME	AMOUNT
38954	03/05/2020	Beacon Secure	5000 - Health Dept	100 General Fund	375.00
38955	03/05/2020	Bella Vista Water Company-Liberty Water	2100 - Facilities Management	100 General Fund	1,175.67
38955	03/05/2020	Bella Vista Water Company-Liberty Water	2100 - Facilities Management	216 SEACOM Operations	102.06
38956	03/05/2020	Benjamin Supply Inc.	3000 - Sheriff	203 Jail Enhancement	279.63
38957	03/05/2020	Benson Unified School District	9000 - School Superintendent	283 ELL Title III Consortium	3,335.82
38958	03/05/2020	Benson, City of	7000 - Solid Waste	505 Solid Waste	125.80
38959	03/05/2020	Bisbee Napa	1750 - Fleet Management	109 Fleet Management	7,406.12
38960	03/05/2020	Bisbee Unified School District #2	9000 - School Superintendent	283 ELL Title III Consortium	5,428.60
38961	03/05/2020	Blackstone Audio, Inc.	8000 - County Library District	172 State Grt in Aid 08-A-2	423.96
38962	03/05/2020	BLR (Business & Legal Resources)	0810 - Court Administration	100 General Fund	899.05
38963	03/05/2020	Blue 360 Media, LLC	0810 - Court Administration	151 Law Library	61.75
38964	03/05/2020	Bob Barker Company, Inc.	1220 - Juvenile Detention	100 General Fund	2,088.52
38965	03/05/2020	Borer, Thomas Edward	0100 - Board of Supervisors	100 General Fund	309.72
38966	03/05/2020	Borquez, Carlos	4010 - Highway Dept Administration	251 Highway Fund	100.00
38967	03/05/2020	Bowie Water Improvement District	2100 - Facilities Management	100 General Fund	90.96
38967	03/05/2020	Bowie Water Improvement District	4010 - Highway Dept Administration	251 Highway Fund	45.48
38968	03/05/2020	Bug-Wiser Exterminating, Inc.	2100 - Facilities Management	100 General Fund	1,264.00
38968	03/05/2020	Bug-Wiser Exterminating, Inc.	2100 - Facilities Management	105 Bisbee/Douglas Airport	90.00
38969	03/05/2020	Buonocore, Kathleen Marie	0810 - Court Administration	100 General Fund	136.88
38970	03/05/2020	Canyon Vista Medical Center	5000 - Health Dept	100 General Fund	2,700.00
38971	03/05/2020	Christopher Cazares	1300 - Public Defender	100 General Fund	75.00
38972	03/05/2020	Center for Disease Detection, LLC	5000 - Health Dept	100 General Fund	307.50
38972	03/05/2020	Center for Disease Detection, LLC	5000 - Health Dept	232 Family Planning	66.00
38972	03/05/2020	Center for Disease Detection, LLC	5000 - Health Dept	234 TB Control	5.00
38972	03/05/2020	Center for Disease Detection, LLC	5000 - Health Dept	237 Health S.T.D. Grant	871.00
38973	03/05/2020	CenturyLink Communications	1800 - IT/Communications	100 General Fund	3,188.67
38973	03/05/2020	CenturyLink Communications	8000 - County Library District	171 County Library	1,467.15
38974	03/05/2020	CenturyLink Communications	0600 - County Attorney	100 General Fund	35.04
38974	03/05/2020	CenturyLink Communications	0600 - County Attorney	124 Attnry Anti-Racketeering	43.54
38974	03/05/2020	CenturyLink Communications	1750 - Fleet Management	109 Fleet Management	42.58
38974	03/05/2020	CenturyLink Communications	1800 - IT/Communications	100 General Fund	6,368.32
38974	03/05/2020	CenturyLink Communications	2100 - Facilities Management	100 General Fund	105.21
38974	03/05/2020	CenturyLink Communications	3000 - Sheriff	100 General Fund	104.57
38974	03/05/2020	CenturyLink Communications	4010 - Highway Dept Administration	251 Highway Fund	69.44
38974	03/05/2020	CenturyLink Communications	7000 - Solid Waste	505 Solid Waste	163.39
38975	03/05/2020	Cintas Corporation No. 445	4010 - Highway Dept Administration	251 Highway Fund	3,330.01
38975	03/05/2020	Cintas Corporation No. 445	7000 - Solid Waste	505 Solid Waste	283.15
38976	03/05/2020	Clear Springs Utility, Inc.	4010 - Highway Dept Administration	251 Highway Fund	172.83
38977	03/05/2020	Cochise County Clerk of Superior Court	0910 - Justice Court 1	100 General Fund	26.86
38978	03/05/2020	Cochise Family Advocacy Center	1600 - Finance	100 General Fund	2,000.00
38979	03/05/2020	Cochise Lock and Safe, Inc.	2100 - Facilities Management	100 General Fund	1,925.70
38980	03/05/2020	Cochise Painting LLC	2100 - Facilities Management	100 General Fund	700.00
38981	03/05/2020	Cochise Private Industry Council, Inc.	1600 - Finance	192 J.T.P.A.	176,597.00
38982	03/05/2020	Colvin, Brad	7000 - Solid Waste	505 Solid Waste	100.00
38983	03/05/2020	Community Bridges, Inc.	5000 - Health Dept	100 General Fund	11,550.00
38984	03/05/2020	Concentra Medical Centers	3000 - Sheriff	100 General Fund	214.50
38985	03/05/2020	Contract Pharmacy Services, Inc.	5000 - Health Dept	100 General Fund	8,027.44
38986	03/05/2020	Cooke, Stephen R.	0810 - Court Administration	168 Children's Issues Ed	180.00
38987	03/05/2020	Copper Queen Community Hospital	0100 - Board of Supervisors	100 General Fund	24.50
38987	03/05/2020	Copper Queen Community Hospital	0100 - Board of Supervisors	251 Highway Fund	250.50

WARRANT #	CHECK DATE	VENDOR NAME	DEPARTMENT	FUND NAME	AMOUNT
38987	03/05/2020	Copper Queen Community Hospital	0100 - Board of Supervisors	505 Solid Waste	65.00
38987	03/05/2020	Copper Queen Community Hospital	5000 - Health Dept	100 General Fund	12,004.46
38988	03/05/2020	County Supervisors Association	0100 - Board of Supervisors	100 General Fund	127.94
38989	03/05/2020	Courtesy Chevrolet / GMAC	1760 - Fleet - Capital	109 Fleet Management	68,100.91
38990	03/05/2020	COX Communication Arizona, LLC	1400 - General Government	216 SEACOM Operations	324.60
38991	03/05/2020	Crafco, Inc.	4010 - Highway Dept Administration	251 Highway Fund	10,194.17
38992	03/05/2020	Culligan of Tucson	0810 - Court Administration	100 General Fund	167.29
38992	03/05/2020	Culligan of Tucson	0810 - Court Administration	161 Local Court Assist Fund	45.11
38993	03/05/2020	CureMD.com, Inc.	5000 - Health Dept	100 General Fund	305.00
38994	03/05/2020	Deluxe Business Forms	0200 - Treasurer	100 General Fund	63.08
38995	03/05/2020	Demco Inc.	8000 - County Library District	171 County Library	108.32
38996	03/05/2020	Deneke, Buffy	0600 - County Attorney	100 General Fund	24.50
38996	03/05/2020	Deneke, Buffy	0810 - Court Administration	100 General Fund	165.40
38997	03/05/2020	Diamond Star Polygraph Services	3000 - Sheriff	100 General Fund	175.00
38998	03/05/2020	Douglas, City of	2100 - Facilities Management	100 General Fund	152.79
38998	03/05/2020	Douglas, City of	4010 - Highway Dept Administration	251 Highway Fund	198.67
38998	03/05/2020	Douglas, City of	7000 - Solid Waste	505 Solid Waste	24.17
38999	03/05/2020	Douglas, City of	3000 - Sheriff	100 General Fund	2,981.35
39000	03/05/2020	Elfrida Fire District & Ambulance	5000 - Health Dept	100 General Fund	225.00
39001	03/05/2020	Emily L. Danies Attorney at Law LLC	0100 - Board of Supervisors	100 General Fund	1,550.00
39002	03/05/2020	English, Ann S.	0100 - Board of Supervisors	100 General Fund	787.71
39003	03/05/2020	Ezzo Law	0100 - Board of Supervisors	100 General Fund	2,793.36
39004	03/05/2020	Federal Express Corporation	3000 - Sheriff	100 General Fund	57.79
39005	03/05/2020	Fort Huachuca Accommodation Schools	9000 - School Superintendent	283 ELL Title III Consortium	2,602.00
39006	03/05/2020	Fritz, Christinat	4010 - Highway Dept Administration	251 Highway Fund	65.00
39007	03/05/2020	GlaxoSmithKline LLC	5000 - Health Dept	100 General Fund	9,457.31
39007	03/05/2020	GlaxoSmithKline LLC	5000 - Health Dept	243 Immunization Program	2,372.40
39008	03/05/2020	Hill, Robert	4010 - Highway Dept Administration	251 Highway Fund	65.00
39009	03/05/2020	Honeman, Van G.	0600 - County Attorney	124 Attnry Anti-Racketeering	35.00
39009	03/05/2020	Honeman, Van G.	0810 - Court Administration	100 General Fund	45.50
39010	03/05/2020	Hubble, Anthony D	0810 - Court Administration	549 Probate Fees	250.00
39011	03/05/2020	Interstate Battery	1750 - Fleet Management	109 Fleet Management	587.16
39012	03/05/2020	JE Fuller Hydrology & Geomorphology, Inc.	4110 - Engineering & Natural Resources	258 Recharge & Monitoring Proj	24,604.93
39012	03/05/2020	JE Fuller Hydrology & Geomorphology, Inc.	4110 - Engineering & Natural Resources	261 Flood Control Distric	21,549.19
39013	03/05/2020	KE&G Construction Inc.	4110 - Engineering & Natural Resources	267 Wine Country Development	90,480.47
39014	03/05/2020	KE&G Construction Inc.	2100 - Facilities Management	105 Bisbee/Douglas Airport	2,969.25
39015	03/05/2020	Keefe Commissary Network, LLC	3000 - Sheriff	208 Sheriff Inmate Welfare	4,743.17
39016	03/05/2020	Kluegel, Spencer G.	0810 - Court Administration	100 General Fund	42.92
39017	03/05/2020	Law Office of Daniel DeRienzo PLLC	0100 - Board of Supervisors	100 General Fund	566.00
39018	03/05/2020	Law Office of Janelle A. McEachern	0100 - Board of Supervisors	100 General Fund	1,675.00
39019	03/05/2020	Law Office of Joan M Sacramento	0810 - Court Administration	549 Probate Fees	550.00
39020	03/05/2020	Law Office of Stephanie C. Stoltman	0100 - Board of Supervisors	100 General Fund	500.00
39021	03/05/2020	Lopshire, Robert	4010 - Highway Dept Administration	251 Highway Fund	100.00
39022	03/05/2020	Mack's Auto Parts Inc	1750 - Fleet Management	109 Fleet Management	2,479.03
39023	03/05/2020	Marra, Lisa M	0500 - Elections	100 General Fund	298.82
39024	03/05/2020	MDIG of Arizona, LLC	5000 - Health Dept	100 General Fund	526.11
39025	03/05/2020	Merck Sharp & Dohme Corp.	5000 - Health Dept	100 General Fund	770.75
39026	03/05/2020	Merle's Automotive Supply	1750 - Fleet Management	109 Fleet Management	1,335.91
39027	03/05/2020	Midwest Tape	8000 - County Library District	172 State Grt in Aid 08-A-2	22.49
39028	03/05/2020	Mindful Lactation	5000 - Health Dept	227 Breastfeeding Counseling Se	380.00

WARRANT #	CHECK DATE	VENDOR NAME	DEPARTMENT	FUND NAME	AMOUNT
39029	03/05/2020	MME Consulting Services LLC	1300 - Public Defender	104 Aid to Indigent Defense	247.50
39030	03/05/2020	Moreno, Maria	1900 - Development Services	100 General Fund	50.00
39031	03/05/2020	Mundt, Lester Eugene	0810 - Court Administration	100 General Fund	15.08
39032	03/05/2020	Northern Cochise Community Hospital, Inc.	0100 - Board of Supervisors	600 Heavy Fleet Management	128.00
39033	03/05/2020	Nyander, Penny Sue	0810 - Court Administration	100 General Fund	881.00
39034	03/05/2020	OverDrive, Inc.	8000 - County Library District	172 State Grt in Aid 08-A-2	258.97
39035	03/05/2020	Palominas Public School District #49	9000 - School Superintendent	283 ELL Title III Consortium	1,177.99
39036	03/05/2020	Parra, Steve	0910 - Justice Court 1	100 General Fund	100.00
39037	03/05/2020	PrevenTronics	1800 - IT/Communications	321 HAVA Grant-Elections	4,803.68
39038	03/05/2020	PrevenTronics	2100 - Facilities Management	100 General Fund	1,295.63
39039	03/05/2020	Prudential Overall Supply	1710 - Heavy Fleet Management	600 Heavy Fleet Management	111.84
39039	03/05/2020	Prudential Overall Supply	1750 - Fleet Management	109 Fleet Management	401.01
39040	03/05/2020	Pueblo del Sol Water Company	4010 - Highway Dept Administration	251 Highway Fund	29.02
39041	03/05/2020	Pueblo Mechanical & Controls, Inc.	2100 - Facilities Management	100 General Fund	1,485.75
39042	03/05/2020	R L Workman Construction	1900 - Development Services	100 General Fund	1,927.00
39043	03/05/2020	RevolutionaryText, LLC	0810 - Court Administration	100 General Fund	12,250.00
39044	03/05/2020	Richardsons Remembrance Center	5000 - Health Dept	100 General Fund	500.00
39045	03/05/2020	Roberts, Kevin	4010 - Highway Dept Administration	251 Highway Fund	100.00
39046	03/05/2020	Rojas, Adam	4010 - Highway Dept Administration	251 Highway Fund	100.00
39047	03/05/2020	Ron Turley Associates, Inc.	1750 - Fleet Management	109 Fleet Management	262.08
39048	03/05/2020	Rothrock Investigations, LLC	0100 - Board of Supervisors	100 General Fund	837.04
39049	03/05/2020	SafeandVaultstore.com LLC	0940 - Justice Court 4	314 JP 4 Enhancement Fund	1,558.27
39050	03/05/2020	Safelite Autoglass Corp.	1750 - Fleet Management	100 General Fund	685.92
39050	03/05/2020	Safelite Autoglass Corp.	1750 - Fleet Management	251 Highway Fund	274.14
39051	03/05/2020	San Diego Police Equipment Co	3000 - Sheriff	100 General Fund	759.65
39052	03/05/2020	San Simon Unified Schools	9000 - School Superintendent	283 ELL Title III Consortium	807.83
39053	03/05/2020	Sanofi Pasteur	5000 - Health Dept	100 General Fund	54.69
39054	03/05/2020	Sarah Michele Martin	0100 - Board of Supervisors	100 General Fund	2,200.00
39055	03/05/2020	Schiff, Laurence	5000 - Health Dept	100 General Fund	2,800.00
39056	03/05/2020	Schlesinger, Aaron	0600 - County Attorney	100 General Fund	17.50
39056	03/05/2020	Schlesinger, Aaron	0810 - Court Administration	100 General Fund	2,855.20
39057	03/05/2020	Sedillos, Lorna Gries	5000 - Health Dept	245 Health Start	100.00
39058	03/05/2020	Senergy Petroleum LLC	1710 - Heavy Fleet Management	600 Heavy Fleet Management	10,553.66
39058	03/05/2020	Senergy Petroleum LLC	1720 - Heavy Fleet Capital	109 Fleet Management	1,179.04
39058	03/05/2020	Senergy Petroleum LLC	1750 - Fleet Management	109 Fleet Management	16,212.24
39058	03/05/2020	Senergy Petroleum LLC	1760 - Fleet - Capital	109 Fleet Management	3,496.35
39059	03/05/2020	Servicemaster Commercial Cleaning Services, LLC	2100 - Facilities Management	216 SEACOM Operations	1,845.00
39060	03/05/2020	Sheakley Pension Administration Inc.	2200 - Human Resources	501 Cochise Combined Trust	545.75
39061	03/05/2020	Virginia A Shreve	0810 - Court Administration	549 Probate Fees	250.00
39062	03/05/2020	Sloan R. King, PhD, LLC	0810 - Court Administration	100 General Fund	7,500.00
39063	03/05/2020	SoundOff Signal	1750 - Fleet Management	109 Fleet Management	185.93
39064	03/05/2020	Southern Arizona Law Enforcement Management-SALEM	3000 - Sheriff	100 General Fund	200.00
39065	03/05/2020	Southern Arizona Rad Associates LLC	5000 - Health Dept	234 TB Control	34.68
39066	03/05/2020	Southwest Gas Corporation	4010 - Highway Dept Administration	251 Highway Fund	1,487.45
39067	03/05/2020	Sparkletts	0100 - Board of Supervisors	100 General Fund	78.31
39067	03/05/2020	Sparkletts	1800 - IT/Communications	100 General Fund	144.65
39067	03/05/2020	Sparkletts	8000 - County Library District	171 County Library	29.77
39067	03/05/2020	Sparkletts	9000 - School Superintendent	278 Small Schools	28.67
39068	03/05/2020	Sparkman Enterprises LLC dba Sparkman Home Service	2100 - Facilities Management	400 County Capital Projects	33,912.15
39069	03/05/2020	Stan Greer Millworks	2100 - Facilities Management	400 County Capital Projects	228.12

WARRANT #	CHECK DATE	VENDOR NAME	DEPARTMENT	FUND NAME	AMOUNT
39070	03/05/2020	Stericycle Inc.	1220 - Juvenile Detention	100 General Fund	262.05
39070	03/05/2020	Stericycle Inc.	5000 - Health Dept	100 General Fund	2,798.71
39071	03/05/2020	Streitfeld, Stephen V. MD PC	3000 - Sheriff	100 General Fund	175.00
39072	03/05/2020	Sulphur Springs Valley Electric Cooperative, Inc.	1800 - IT/Communications	100 General Fund	607.41
39072	03/05/2020	Sulphur Springs Valley Electric Cooperative, Inc.	2100 - Facilities Management	100 General Fund	541.03
39072	03/05/2020	Sulphur Springs Valley Electric Cooperative, Inc.	4010 - Highway Dept Administration	251 Highway Fund	362.67
39072	03/05/2020	Sulphur Springs Valley Electric Cooperative, Inc.	7000 - Solid Waste	505 Solid Waste	169.57
39073	03/05/2020	Sune D14 Misc-A Holdings, LLC	2100 - Facilities Management	100 General Fund	7,171.82
39074	03/05/2020	The Bisbee Observer LLC	0200 - Treasurer	100 General Fund	183.52
39074	03/05/2020	The Bisbee Observer LLC	2200 - Human Resources	100 General Fund	235.37
39075	03/05/2020	Total Equipment Service and Engineering LLC	3000 - Sheriff	100 General Fund	145.00
39076	03/05/2020	Trinity Services Group, Inc.	1220 - Juvenile Detention	100 General Fund	3,713.12
39076	03/05/2020	Trinity Services Group, Inc.	3000 - Sheriff	100 General Fund	34,578.25
39077	03/05/2020	Truly Nolen of America, Inc.	2100 - Facilities Management	100 General Fund	250.00
39078	03/05/2020	UniFirst Corporation	2100 - Facilities Management	100 General Fund	196.70
39079	03/05/2020	United Fire Equipment Company	1750 - Fleet Management	109 Fleet Management	660.93
39080	03/05/2020	United States Department of the Interior	4110 - Engineering & Natural Resources	261 Flood Control Distric	19,306.25
39081	03/05/2020	Valley Telephone Cooperative, Inc.	0960 - Justice Court 6	100 General Fund	279.69
39081	03/05/2020	Valley Telephone Cooperative, Inc.	3000 - Sheriff	100 General Fund	36.19
39081	03/05/2020	Valley Telephone Cooperative, Inc.	8000 - County Library District	171 County Library	547.24
39082	03/05/2020	VCA Apache Animal Hospital	3000 - Sheriff	205 Sheriff Law Enforcement (RI	776.99
39083	03/05/2020	Verizon Wireless	3000 - Sheriff	100 General Fund	5,088.96
39084	03/05/2020	Voyager Fleet System, Inc.	1750 - Fleet Management	109 Fleet Management	7,537.60
39085	03/05/2020	Vulcan Materials	4010 - Highway Dept Administration	251 Highway Fund	2,194.47
39086	03/05/2020	W W Grainger Inc	2100 - Facilities Management	100 General Fund	3,583.42
39087	03/05/2020	W. R. Ryan Company	1750 - Fleet Management	109 Fleet Management	4,737.18
39088	03/05/2020	Waste Management of Arizona, Inc.	2100 - Facilities Management	100 General Fund	183.70
39089	03/05/2020	Waste Management of Arizona, Inc.	4010 - Highway Dept Administration	251 Highway Fund	608.99
39090	03/05/2020	Watson Chevrolet Inc	1750 - Fleet Management	109 Fleet Management	1,499.81
39091	03/05/2020	Waxie Sanitary Supply	2100 - Facilities Management	100 General Fund	939.30
39092	03/05/2020	Wells, Doris K.	1800 - IT/Communications	100 General Fund	805.00
39093	03/05/2020	West Press	1900 - Development Services	100 General Fund	486.65
39094	03/05/2020	Westlawn Chapel & Mortuary	5000 - Health Dept	100 General Fund	1,211.00
39095	03/05/2020	Whetstone Water Improvement District	4010 - Highway Dept Administration	251 Highway Fund	32.56
39096	03/05/2020	Wick Communications	1900 - Development Services	100 General Fund	53.96
39096	03/05/2020	Wick Communications	2200 - Human Resources	100 General Fund	1,065.68
39097	03/05/2020	Willcox, City of	2100 - Facilities Management	100 General Fund	2,029.95
39097	03/05/2020	Willcox, City of	4010 - Highway Dept Administration	251 Highway Fund	359.24
39097	03/05/2020	Willcox, City of	7000 - Solid Waste	505 Solid Waste	143.03
39098	03/05/2020	Willcox, City of	4010 - Highway Dept Administration	251 Highway Fund	420.94
39099	03/05/2020	WIST Office Products Co	0600 - County Attorney	100 General Fund	339.85
39100	03/05/2020	Arizona Counties Insurance Pool	0600 - County Attorney	100 General Fund	660.00
39101	03/05/2020	Arizona Department of Public Safety	5000 - Health Dept	242 Teen Pregnancy Prevention	67.00
39102	03/05/2020	Arizona Secretary of State	0200 - Treasurer	100 General Fund	43.00
39103	03/05/2020	Arizona Secretary of State	0200 - Treasurer	100 General Fund	43.00
39104	03/05/2020	Cochise County Finance Revolving Fund	1600 - Finance	100 General Fund	20.90
39105	03/05/2020	Cochise County Finance Revolving Fund	1600 - Finance	251 Highway Fund	20.00
39106	03/05/2020	Cochise County Sheriff's Department	3000 - Sheriff	100 General Fund	525.00
39107	03/05/2020	Delk, Kenneth J.	1600 - Finance	100 General Fund	124.10
39108	03/05/2020	Gjerde, John	3000 - Sheriff	100 General Fund	700.00

WARRANT #	CHECK DATE	VENDOR NAME	DEPARTMENT	FUND NAME	AMOUNT
39109	03/05/2020	Hearing Center of Sierra Vista, LLC	5000 - Health Dept	100 General Fund	39.01
39110	03/05/2020	Hopper Jr., Albert N	2100 - Facilities Management	400 County Capital Projects	765.00
39111	03/05/2020	(NACCHO) National Association of County & City Health Off.	5000 - Health Dept	100 General Fund	1,170.00
39111	03/05/2020	(NACCHO) National Association of County & City Health Off.	5000 - Health Dept	222 Public Health Emerg Prepare	1,855.00
39112	03/05/2020	Serrano, Shawneen	1600 - Finance	100 General Fund	180.88
39113	03/05/2020	Trachtman, Sean	1800 - IT/Communications	100 General Fund	1,172.50
39114	03/05/2020	Watkins, Krist-Anah	2200 - Human Resources	100 General Fund	941.36
39115	03/05/2020	Wyoming Supreme Court	0600 - County Attorney	124 Attrny Anti-Racketeering	5.00
39116	03/05/2020	Erica Acosta	0920 - Justice Court 2	100 General Fund	25.00
39117	03/05/2020	Alice Ban	0940 - Justice Court 4	100 General Fund	25.00
39118	03/05/2020	Shawn Bingham	0910 - Justice Court 1	100 General Fund	500.00
39119	03/05/2020	Martha Cazares	0950 - Justice Court 5	100 General Fund	251.00
39120	03/05/2020	Pierre Fields	0910 - Justice Court 1	100 General Fund	100.00
39121	03/05/2020	Fry's Food Stores of Arizona	0950 - Justice Court 5	100 General Fund	146.93
39122	03/05/2020	Ana M Galindo	0920 - Justice Court 2	100 General Fund	158.00
39123	03/05/2020	Jose Garcia	0920 - Justice Court 2	100 General Fund	126.05
39124	03/05/2020	Gurstel Chargo PA	0950 - Justice Court 5	100 General Fund	29.50
39125	03/05/2020	Hernandez, Martin	0950 - Justice Court 5	100 General Fund	111.00
39126	03/05/2020	ERIN ELIZABETH KANTOLA	0950 - Justice Court 5	100 General Fund	210.60
39127	03/05/2020	Maricopa County Superior Court	0950 - Justice Court 5	100 General Fund	100.00
39128	03/05/2020	Micholason, Ron	0950 - Justice Court 5	100 General Fund	84.03
39129	03/05/2020	Safeway Stores Inc.	0950 - Justice Court 5	100 General Fund	60.00
39130	03/05/2020	Jonathan E. Smith	0940 - Justice Court 4	100 General Fund	50.00
39131	03/05/2020	US Bureau of Land Management	0950 - Justice Court 5	100 General Fund	100.00
39132	03/05/2020	Walmart	0920 - Justice Court 2	100 General Fund	84.04
					1,711,080.39

Regular Board of Supervisors Meeting

Board of Supervisors

Meeting Date: 03/24/2020

Birds & Barrels Vineyards, Four Tails LLC, High Lonesome Vineyard, and Laramita Cellars LLC. (Wine Festival) - September 2018

Submitted By: Melissa Tucker, Board of Supervisors

Department: Board of Supervisors

Presentation: No A/V Presentation

Document Signatures:

Recommendation:

of ORIGINALS

Submitted for Signature:

NAME Melissa Tucker

of PRESENTER:

TITLE Administrative Assistant
of PRESENTER:

Mandated Function?:

Source of Mandate or Basis for Support?:

Information

Agenda Item Text:

Approve four Wine Fair/Festival license applications for a series-16 (Wine Festival/Wine Fair) submitted by Ms. Barbara Coons, Mr. Greg M. Gonnerman, Ms. Edith Gustason and Ms. Monica S. Preston, for a Wine Festival to be held at Stand Alone Ranch on April 25, 2020 located at 11878 S. Elkhorn Road, Pearce, AZ 85625.

Background:

Ms. Barbara Coons, Mr. Greg M. Gonnerman, Ms. Edith Gustason and Ms. Monica S. Preston have applied for a series-16 (Wine Festival/Wine Fair). The Wine Festival will be located at 11878 S. Elkhorn Road, Pearce, AZ 85625 on April 25, 2020 for a Wine Festival. The Sheriff's Office has no recommendation and Development Services recommends approval of the application and the fee has been paid. Supporting documentation regarding this liquor license is on file with the Clerk of the Board of Supervisors.

Department's Next Steps (if approved):

Board staff will forward the Board's decision to the ADLLC.

Impact of NOT Approving/Alternatives:

The applicants will not be able to sell/serve at the event.

To BOS Staff: Document Disposition/Follow-Up:

Email and mail completed, signed and approved application with check to ADLLC with decision.

Budget Information

Information about available funds

Budgeted:

Funds Available:

Amount Available:

Unbudgeted:

Funds NOT Available:

Amendment:

Account Code(s) for Available Funds

1:

Fund Transfers

Attachments

Application

Department Review Forms

Application

Department Review Forms

Application

Department Review Forms

Application

Department Review Forms



Arizona Department of Liquor Licenses and Control
 800 W Washington 5th Floor
 Phoenix, AZ 85007-2934
 www.azliquor.gov
 (602) 542-5141

FOR DLLC USE ONLY

Received Date:
Job #:
CSR:
License #:

FAIR/FESTIVAL LICENSE APPLICATION
 A.R.S. § 4-205.11 Craft Distillery A.R.S. § 4-203.02 at Special Event
 A.R.S. § 4-203.03 Farm Winery **Fee: \$15.00 per Day**

A service fee of \$25 will be charged for all dishonored checks (A.R.S. 44-6852).

If the fair/festival event will be held at a location without a permanent liquor license or if the event will be on any portion of a location that is not covered by the existing liquor license, this application must be approved by the local government before submission to the Department of Liquor Licenses and Control (see page 3). When the days of the fair/festival are not consecutive, a separate license for each uninterrupted period is needed.

SECTION 1 Application type:

Craft Distillery/Wine Fair Craft Distillery/Wine Festival

- Individual/Agent's Name: Monica S. Preston. Liquor License #: 13023052
- Business name: BirdsandBarrels Vineyards. Contact Phone #: 602 418-6632.
Farm Winery or Craft Distillery
- Mailing address: 5000 E. Arzberger Rd. Willcox AZ 85643.
Street Address City State Zip Code
- Location of fair/festival: 11878 S Fiklow Rd Pearce Cochise 85625
Street address City County Zip Code
- Email Address: mmica@birdsandbarrels.com.
- Will this event be held on a currently licensed premise and within the already approved premises? Yes No
If yes, please provide the license # 20-0254

SECTION 2 Date & Hours:

Fair/Festival Days permitted: A total of 150 days per Craft Distillery/Farm Winery per calendar year.

	Date	Day of Week	Start Time AM/PM	End Time AM/PM
1.	4/25/2020	Saturday	9am	4pm
2.				
3.				
4.				
5.				
6.				
7.				

Please attach an additional sheet if necessary

SECTION 3 Controlling Person of Location:
(Person authorizing use of location)

1. Name: Shawn Campbell Daytime Contact Phone #: 4803538361
First Last
2. Mailing address: 11878 S Elkhorn Road Pearce, AZ 85625
Street address City State Zip Code
3. Email Address: standaloneranch@yahoo.com

SECTION 4 To complete this application, all questions must be answered:

- Have you received permission for use of the site for the sale/consumption of liquor from the owner named in Section 3?
 Yes (Please submit letter from Agent/Owner of Site) No
- Will the liquor you sell/serve be manufactured/produced products of your licensed premises named in Section One?
 Yes No
- List the number of days you have held a licensed Fair/Festival in the current calendar year 8
- What security and control measures will you take to prevent violations of state liquor laws at this event?
Number of Police Officers on Site: _____ Fencing Yes No
Number of Security Personnel on Site: one Barriers Yes No
- I have taken responsible steps to ensure individuals operating the fair/festival licensed premises and employees who serve, sell, or furnish liquor at this fair/festival have knowledge of Arizona liquor laws (R19-1-302) Yes No

SECTION 5 Licensed premises diagram. The licensed premises for your fair/festival is the area you are authorized to sell, dispense or serve alcoholic beverages under the provisions of your license identified in Section 1, line #2 of this application. Please attach a diagram of your special event licensed premise. Please include dimensions of the premises, serving areas, fencing, barricades, or other control measures and security positions.



I, (Print Full Name) Monica S. Presta, hereby swear under penalty of perjury and in compliance with A.R.S. § 4-210(A)(2) and (3) that I have read and understand the foregoing and verify that the information and statements that I have made herein are true and correct to the best of my knowledge.
Applicant Signature Monica S. Presta

The local governing body (city, town or municipality where the fair/festival will take place) may require additional applications to be completed and submitted. Please check with local government as to how far in advance they require these applications to be submitted. Additional licensing fees may also be required before approval may be granted.

GOVERNING BOARD

I, _____ recommend <input type="checkbox"/> APPROVAL <input type="checkbox"/> DISAPPROVAL			
(Government Official)	(Title)		
on behalf of _____			
(City, Town, County, State)	Signature	Date	Phone #

DLLC USE ONLY

<input type="checkbox"/> APPROVAL <input type="checkbox"/> DISAPPROVAL	BY: _____	DATE: _____
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A.R.S. § 41-1030. Invalidity of rules not made according to this chapter; prohibited agency action; prohibited acts by state employees; enforcement; notice

B. An agency shall not base a licensing decision in whole or in part on a licensing requirement or condition that is not specifically authorized by statute, rule or state tribal gaming compact. A general grant of authority in statute does not constitute a basis for imposing a licensing requirement or condition unless a rule is made pursuant to that general grant of authority that specifically authorizes the requirement or condition.

D. THIS SECTION MAY BE ENFORCED IN A PRIVATE CIVIL ACTION AND RELIEF MAY BE AWARDED AGAINST THE STATE. THE COURT MAY AWARD REASONABLE ATTORNEY FEES, DAMAGES AND ALL FEES ASSOCIATED WITH THE LICENSE APPLICATION TO A PARTY THAT PREVAILS IN AN ACTION AGAINST THE STATE FOR A VIOLATION OF THIS SECTION.

E. A STATE EMPLOYEE MAY NOT INTENTIONALLY OR KNOWINGLY VIOLATE THIS SECTION. A VIOLATION OF THIS SECTION IS CAUSE FOR DISCIPLINARY ACTION OR DISMISSAL PURSUANT TO THE AGENCY'S ADOPTED PERSONNEL POLICY.

F. THIS SECTION DOES NOT ABROGATE THE IMMUNITY PROVIDED BY SECTION 12-820.01 OR 12-820.02.

3/2/2020

To: Cochise County & State of AZ

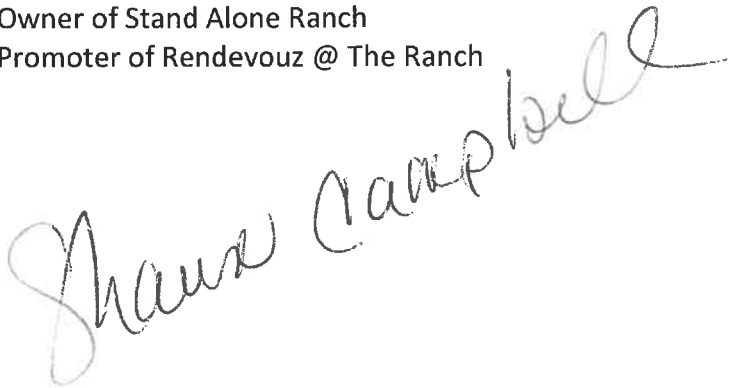
We have had 4 wineries ask permission to attend our annual event called Rendevoez @ The Ranch as a vendor. The wineries are:

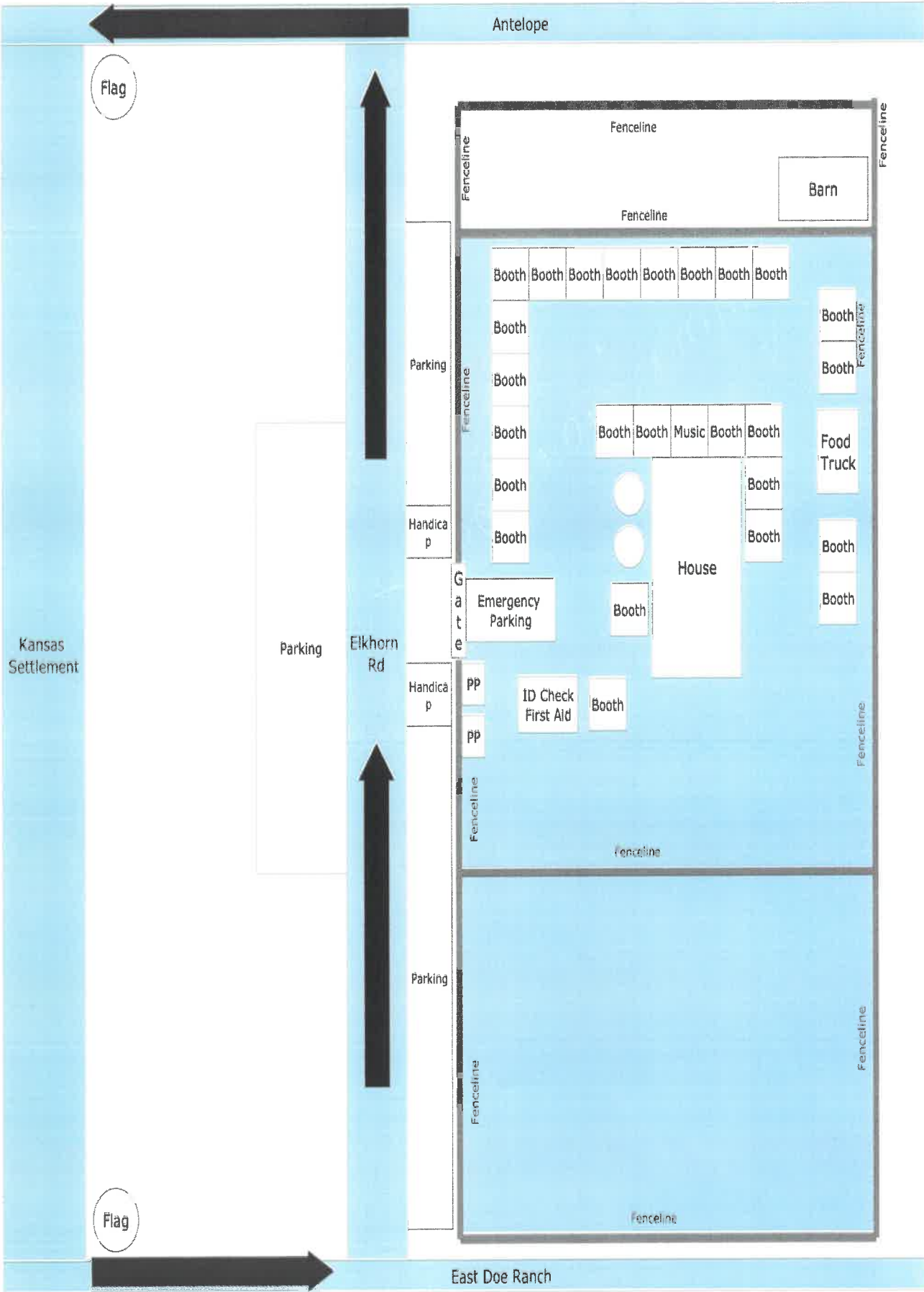
Four Tails
Birds & Barrels
Laramita
High Lonesome

We would love to have them attend and give our permission, with county and state required permits, to sample and pour at our event.

Sincerely

Shawn Campbell
Owner of Stand Alone Ranch
Promoter of Rendevoez @ The Ranch

A handwritten signature in cursive script that reads "Shawn Campbell". The signature is written in black ink and is positioned diagonally across the page, overlapping the typed name and title.



Antelope

Flag

Barn

Fence

Fence

Booth Booth Booth Booth Booth Booth Booth Booth

Booth

Parking

Booth

Booth

Booth

Booth

Booth Booth Music Booth Booth

Food Truck

Handicap

Booth

House

Booth

Booth

Gate

Emergency Parking

Booth

Kansas Settlement

Parking

Elkhorn Rd

Handicap

PP

ID Check First Aid

Booth

Booth

Booth

PP

Fence

Fence

Parking

Fence

Fence

Fence

Flag

East Doe Ranch

3rd annual Rendezvous @ the Ranch
Spring Fling
& Wine Time!

Stand Alone Ranch

11878 S Elkhorn Road
Pearce, az 85625

featuring:

High Lonesome Vineyard

Laramita Vineyard

Birds & Barrels Vineyard



**April
25th
9am-4pm**

Tickets available at Eventbrite!

License Number: 13023052

License Number:	13023052	Status:	Active
Business Name:	BIRDS AND BARRELS VINEYARDS AND WINERY LLC		
Location Address	5000 E ARZBERGER Road		
	WILLCOX	Arizona	85643
County	Cochise	Bus. Phone	602-478-6632
Licensee/Agent/Tel:	PRESTON, MONICA	602-478-6632	
Owner:	BIRDS AND BARRELS VINEYARDS AND WINERY LLC	Exp Date:	06/30/2020
Issue Date:	01/18/2018	Status Date:	06/20/2019

COCHISE COUNTY BOARD OF SUPERVISORS



Telephone (520) 432-9200

Fax (520) 432-5016

For internal use only:

- Restaurant/Hotel-Motel
- Club/Government
- Transfer of Premises

APPLICANT INFORMATION

Applicant Name: <u>Monica S. Preston</u>	Address: <u>11878 S. Elkhorn Road</u>
Business Name: <u>Birds & Barrels Vineyards</u>	City/Zip: <u>Pearce 85625</u>
Liquor License #: <u>13023052</u>	Parcel #: <u>114-01-092D</u>
Ownership Type: <u>n/a</u>	Liquor License <input type="checkbox"/> Wine Festival Liquor License <input type="checkbox"/>
Partner(s): <u>n/a</u>	

TO BE COMPLETED BY THE PLANNING & ZONING DEPARTMENT

Please advise if, at the time the application was filed:

1. The premises for which the license is being applied for is within 300 horizontal feet of a church; or
2. The premises for which the license is being applied for is within 300 horizontal feet of a public or private school, or a fenced recreation area adjacent to a school building.

If so, please attach pertinent documentation and drawings or maps.

Comments: N/A – This application is exempt from the 300-foot rule.

Based on the above information, the Planning and Zoning Department's recommendation to the Board of Supervisors is:	Approval <input checked="" type="checkbox"/>	Disapproval <input type="checkbox"/>
---	---	---

OTHER PERTINENT INFORMATION FOR THE BOARD'S CONSIDERATION:

Proper Zoning?	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	Zoning:	RU-4
Use permitted by P&Z?	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	Permit#:	20-0254
Date Permit Issued:	March 10, 2020	Use Permitted:	Temp Event 4/25/20, Craft/Wine Festival
If use not permitted, is it LNC?	Y <input type="checkbox"/> N <input checked="" type="checkbox"/>	Year LNC Established:	N/A

- The Planning Department will notify the applicant that if any construction is proposed, a Non-Residential Permit must first be submitted and approved by this Department, or if there is a lapse of 12 months of non-operation of the business, a Non-Residential Permit will be required to re-establish the use from this Department.
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- The Planning Department is currently working with the property owner on several zoning-related issues with the subject property.
- The Planning Department is currently working with the property owner on obtaining the proper permits to operate the business.

Name: <u>Dora V Amaya</u>	Title: <u>Zoning Administrator</u>
Signature: <u>Dora V Amaya</u>	Date: <u>March 10, 2020</u>
Contact phone: <u>520.803.3966</u>	Email: <u>damaya@cochise.az.gov</u>

Return completed form with any attachments by: March 12, 2020

COCHISE COUNTY BOARD OF SUPERVISORS



Telephone (520) 432-9200

Fax (520) 432-5016

APPLICANT INFORMATION

Applicant Name: Monica S. Preston Address: 11878 S. Elkhorn Road
Business Name: Birds & Barrels Vineyards City/Zip: Pearce 85625
Liquor License #: 13023052 Parcel #: 114-01-0920
Ownership Type: n/a Liquor License Wine Festival Liquor License
Partner(s): n/a

TO BE COMPLETED BY THE SHERIFF'S OFFICE

Please advise if:

1. There have been a significant number of incidents at the named location within five (5) years prior to the application.

If so, please attach pertinent documentation.

Comments: The Sheriff's Office has not had to respond to a significant number of calls for service at the above location within the last 5-years.

Based on the above information, the Sheriff's Office recommendation to the Board of Supervisors is:

Approval

Disapproval

No Recommendation

Name: Rich Morales

Title: Lieutenant

Signature: 

Date: 03/09/2020

Contact phone: (520)805-5672

Email: RDMorales@cochise.az.gov

Return completed form with any attachments by:

March 12, 2020



Arizona Department of Liquor Licenses and Control
 800 W Washington 5th Floor
 Phoenix, AZ 85007-2934
 www.azliquor.gov
 (602) 542-5141

FOR DLLC USE ONLY

Received Date:
Job #:
CSR:
License #:

FAIR/FESTIVAL LICENSE APPLICATION
 A.R.S. § 4-205.11 Craft Distillery A.R.S. § 4-203.02 at Special Event
 A.R.S. § 4-203.03 Farm Winery **Fee: \$15.00 per Day**

A service fee of \$25 will be charged for all dishonored checks (A.R.S. 44-6852).

If the fair/festival event will be held at a location without a permanent liquor license or if the event will be on any portion of a location that is not covered by the existing liquor license, this application must be approved by the local government before submission to the Department of Liquor Licenses and Control (see page 3). When the days of the fair/festival are not consecutive, a separate license for each uninterrupted period is needed.

SECTION 1 Application type:

Craft Distillery/Wine Fair Craft Distillery/Wine Festival

- Individual/Agent's Name: Monica S. Preston. Liquor License #: 13023052
- Business name: BirdsandBarrels Vineyards. Contact Phone #: 602 418-6632.
Farm Winery or Craft Distillery
- Mailing address: 5000 E. Arzberger Rd. Willcox AZ 85643.
Street Address City State Zip Code
- Location of fair/festival: 11878 S Fiklow Rd Pearce Cochise 85625
Street address City County Zip Code
- Email Address: mmica@birdsandbarrels.com.
- Will this event be held on a currently licensed premise and within the already approved premises? Yes No
 If yes, please provide the license # 20-0254

SECTION 2 Date & Hours:

Fair/Festival Days permitted: A total of 150 days per Craft Distillery/Farm Winery per calendar year.

	Date	Day of Week	Start Time AM/PM	End Time AM/PM
1.	4/25/2020	Saturday	9am	4pm
2.				
3.				
4.				
5.				
6.				
7.				

Please attach an additional sheet if necessary

SECTION 3 Controlling Person of Location:
(Person authorizing use of location)

1. Name: Shawn Campbell Daytime Contact Phone #: 4803538361
First Last
2. Mailing address: 11878 S Elkhorn Road Pearce, AZ 85625
Street address City State Zip Code
3. Email Address: standaloneranch@yahoo.com

SECTION 4 To complete this application, all questions must be answered:

- Have you received permission for use of the site for the sale/consumption of liquor from the owner named in Section 3?
 Yes (Please submit letter from Agent/Owner of Site) No
- Will the liquor you sell/serve be manufactured/produced products of your licensed premises named in Section One?
 Yes No
- List the number of days you have held a licensed Fair/Festival in the current calendar year 8
- What security and control measures will you take to prevent violations of state liquor laws at this event?
Number of Police Officers on Site: _____ Fencing Yes No
Number of Security Personnel on Site: one Barriers Yes No
- I have taken responsible steps to ensure individuals operating the fair/festival licensed premises and employees who serve, sell, or furnish liquor at this fair/festival have knowledge of Arizona liquor laws (R19-1-302) Yes No

SECTION 5 Licensed premises diagram. The licensed premises for your fair/festival is the area you are authorized to sell, dispense or serve alcoholic beverages under the provisions of your license identified in Section 1, line #2 of this application. Please attach a diagram of your special event licensed premise. Please include dimensions of the premises, serving areas, fencing, barricades, or other control measures and security positions.



I, (Print Full Name) Monica S. Presta, hereby swear under penalty of perjury and in compliance with A.R.S. § 4-210(A)(2) and (3) that I have read and understand the foregoing and verify that the information and statements that I have made herein are true and correct to the best of my knowledge.
Applicant Signature Monica S. Presta

The local governing body (city, town or municipality where the fair/festival will take place) may require additional applications to be completed and submitted. Please check with local government as to how far in advance they require these applications to be submitted. Additional licensing fees may also be required before approval may be granted.

GOVERNING BOARD

I, _____ (Government Official)	_____ recommend <input type="checkbox"/> APPROVAL <input type="checkbox"/> DISAPPROVAL (Title)		
on behalf of _____ (City, Town, County, State)	_____ Signature	_____ Date	_____ Phone #

DLLC USE ONLY

<input type="checkbox"/> APPROVAL <input type="checkbox"/> DISAPPROVAL	BY: _____	DATE: _____
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A.R.S. § 41-1030. Invalidity of rules not made according to this chapter; prohibited agency action; prohibited acts by state employees; enforcement; notice

B. An agency shall not base a licensing decision in whole or in part on a licensing requirement or condition that is not specifically authorized by statute, rule or state tribal gaming compact. A general grant of authority in statute does not constitute a basis for imposing a licensing requirement or condition unless a rule is made pursuant to that general grant of authority that specifically authorizes the requirement or condition.

D. THIS SECTION MAY BE ENFORCED IN A PRIVATE CIVIL ACTION AND RELIEF MAY BE AWARDED AGAINST THE STATE. THE COURT MAY AWARD REASONABLE ATTORNEY FEES, DAMAGES AND ALL FEES ASSOCIATED WITH THE LICENSE APPLICATION TO A PARTY THAT PREVAILS IN AN ACTION AGAINST THE STATE FOR A VIOLATION OF THIS SECTION.

E. A STATE EMPLOYEE MAY NOT INTENTIONALLY OR KNOWINGLY VIOLATE THIS SECTION. A VIOLATION OF THIS SECTION IS CAUSE FOR DISCIPLINARY ACTION OR DISMISSAL PURSUANT TO THE AGENCY'S ADOPTED PERSONNEL POLICY.

F. THIS SECTION DOES NOT ABROGATE THE IMMUNITY PROVIDED BY SECTION 12-820.01 OR 12-820.02.

3/2/2020

To: Cochise County & State of AZ

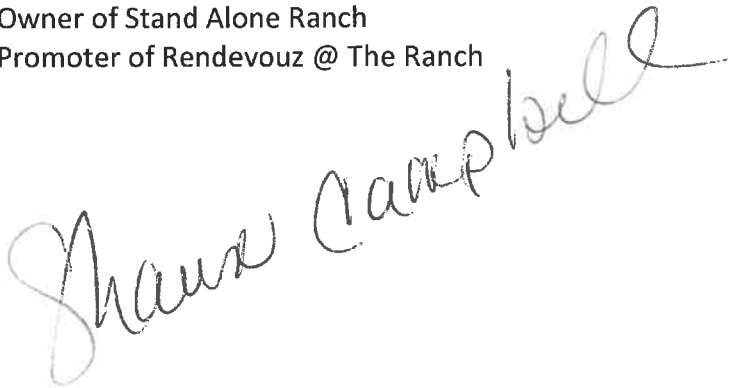
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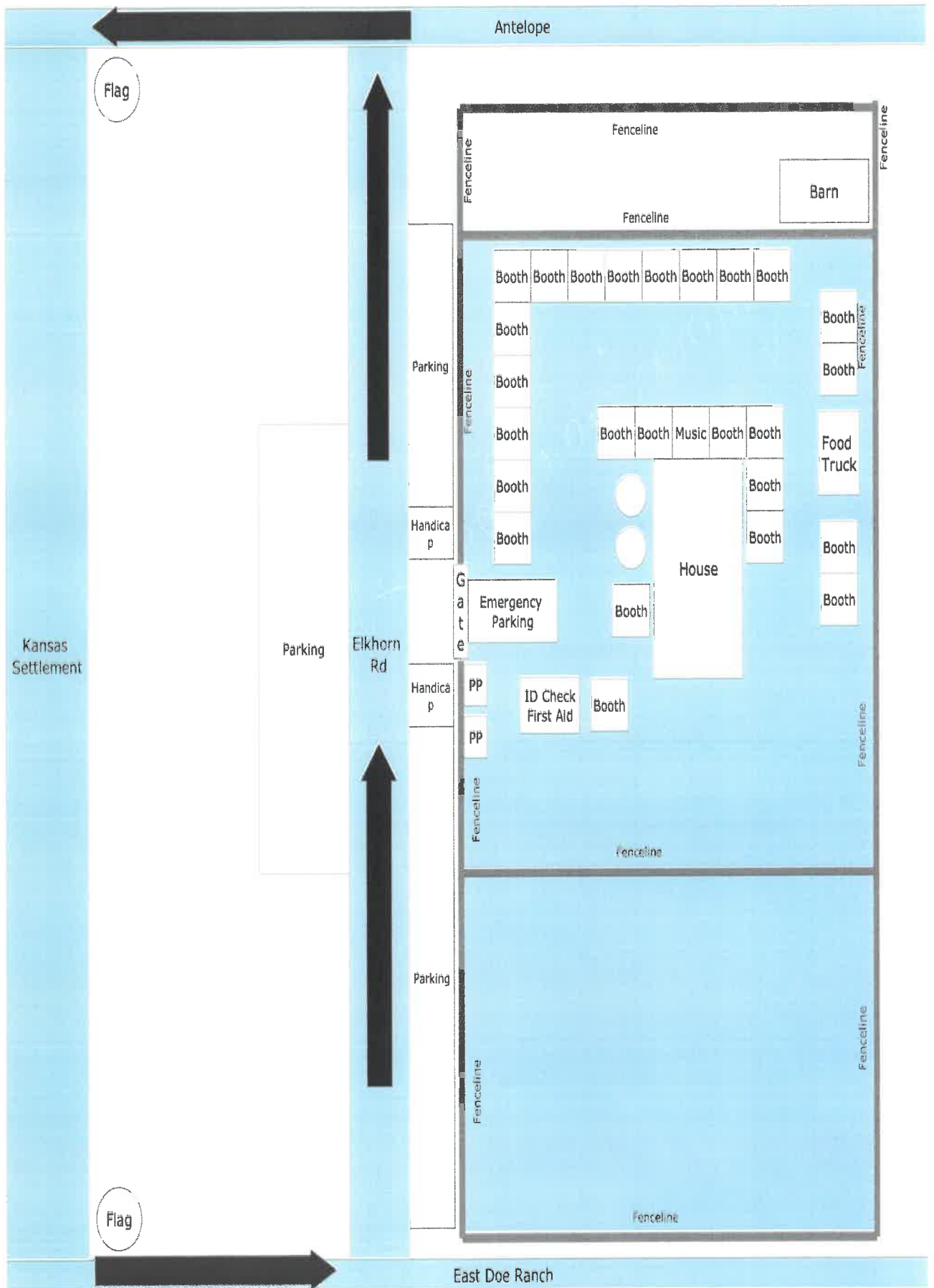
Four Tails
Birds & Barrels
Laramita
High Lonesome

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Sincerely

Shawn Campbell
Owner of Stand Alone Ranch
Promoter of Rendevoez @ The Ranch

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3rd annual Rendezvous @ the Ranch
Spring Fling
& Wine Time!

Stand Alone Ranch

11878 S Elkhorn Road
Pearce, az 85625

featuring:

High Lonesome Vineyard

Laramita Vineyard

Birds & Barrels Vineyard



**April
25th
9am-4pm**

Tickets available at Eventbrite!

License Number: 13023052

License Number:	13023052	Status:	Active
Business Name:	BIRDS AND BARRELS VINEYARDS AND WINERY LLC		
Location Address	5000 E ARZBERGER Road		
	WILLCOX	Arizona	85643
County	Cochise	Bus. Phone	602-478-6632
Licensee/Agent/Tel:	PRESTON, MONICA	602-478-6632	
Owner:	BIRDS AND BARRELS VINEYARDS AND WINERY LLC	Exp Date:	06/30/2020
Issue Date:	01/18/2018	Status Date:	06/20/2019

COCHISE COUNTY BOARD OF SUPERVISORS



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Fax (520) 432-5016

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- Club/Government
- Transfer of Premises

APPLICANT INFORMATION

Applicant Name: <u>Monica S. Preston</u>	Address: <u>11878 S. Elkhorn Road</u>
Business Name: <u>Birds & Barrels Vineyards</u>	City/Zip: <u>Pearce 85625</u>
Liquor License #: <u>13023052</u>	Parcel #: <u>114-01-092D</u>
Ownership Type: <u>n/a</u>	Liquor License <input type="checkbox"/> Wine Festival Liquor License <input type="checkbox"/>
Partner(s): <u>n/a</u>	

TO BE COMPLETED BY THE PLANNING & ZONING DEPARTMENT

Please advise if, at the time the application was filed:

1. The premises for which the license is being applied for is within 300 horizontal feet of a church; or
2. The premises for which the license is being applied for is within 300 horizontal feet of a public or private school, or a fenced recreation area adjacent to a school building.

If so, please attach pertinent documentation and drawings or maps.

Comments: N/A – This application is exempt from the 300-foot rule.

Based on the above information, the Planning and Zoning Department's recommendation to the Board of Supervisors is:	Approval <input checked="" type="checkbox"/>	Disapproval <input type="checkbox"/>
---	---	---

OTHER PERTINENT INFORMATION FOR THE BOARD'S CONSIDERATION:

Proper Zoning?	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	Zoning:	RU-4
Use permitted by P&Z?	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	Permit#:	20-0254
Date Permit Issued:	March 10, 2020	Use Permitted:	Temp Event 4/25/20, Craft/Wine Festival
If use not permitted, is it LNC?	Y <input type="checkbox"/> N <input checked="" type="checkbox"/>	Year LNC Established:	N/A

- The Planning Department will notify the applicant that if any construction is proposed, a Non-Residential Permit must first be submitted and approved by this Department, or if there is a lapse of 12 months of non-operation of the business, a Non-Residential Permit will be required to re-establish the use from this Department.
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- The Planning Department is currently working with the property owner on obtaining the proper permits to operate the business.

Name: <u>Dora V Amaya</u>	Title: <u>Zoning Administrator</u>
Signature: <u>Dora V Amaya</u>	Date: <u>March 10, 2020</u>
Contact phone: <u>520.803.3966</u>	Email: <u>damaya@cochise.az.gov</u>

Return completed form with any attachments by: March 12, 2020

COCHISE COUNTY BOARD OF SUPERVISORS



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Fax (520) 432-5016

APPLICANT INFORMATION

Applicant Name: Monica S. Preston Address: 11878 S. Elkhorn Road
Business Name: Birds & Barrels Vineyards City/Zip: Pearce 85625
Liquor License #: 13023052 Parcel #: 114-01-0920
Ownership Type: n/a Liquor License Wine Festival Liquor License
Partner(s): n/a

TO BE COMPLETED BY THE SHERIFF'S OFFICE

Please advise if:

1. There have been a significant number of incidents at the named location within five (5) years prior to the application.

If so, please attach pertinent documentation.

Comments: The Sheriff's Office has not had to respond to a significant number of calls for service at the above location within the last 5-years.

Based on the above information, the Sheriff's Office recommendation to the Board of Supervisors is:

Approval

Disapproval

No Recommendation

Name: Rich Morales

Title: Lieutenant

Signature: 

Date: 03/09/2020

Contact phone: (520)805-5672

Email: RDMorales@cochise.az.gov

Return completed form with any attachments by:

March 12, 2020



Arizona Department of Liquor Licenses and Control
 800 W Washington 5th Floor
 Phoenix, AZ 85007-2934
 www.azliquor.gov
 (602) 542-5141

FOR DLLC USE ONLY

Received Date:
Job #:
CSR:
License #:

FAIR/FESTIVAL LICENSE APPLICATION
 A.R.S. § 4-205.11 Craft Distillery A.R.S. § 4-203.02 at Special Event
 A.R.S. § 4-203.03 Farm Winery **Fee: \$15.00 per Day**

A service fee of \$25 will be charged for all dishonored checks (A.R.S. 44-6852).

If the fair/festival event will be held at a location without a permanent liquor license or if the event will be on any portion of a location that is not covered by the existing liquor license, this application must be approved by the local government before submission to the Department of Liquor Licenses and Control (see page 3). When the days of the fair/festival are not consecutive, a separate license for each uninterrupted period is needed.

SECTION 1 Application type:

Craft Distillery/Wine Fair Craft Distillery/Wine Festival

- Individual/Agent's Name: Monica S. Preston. Liquor License #: 13023052
- Business name: BirdsandBarrels Vineyards. Contact Phone #: 602 418-6632.
Farm Winery or Craft Distillery
- Mailing address: 5000 E. Arzberger Rd. Willcox AZ 85643.
Street Address City State Zip Code
- Location of fair/festival: STAND ALONE RANCH 11878 S FIKLORA RD Pearce Cochise 85625
Street address City County Zip Code
- Email Address: mmica@birdsandbarrels.com.
- Will this event be held on a currently licensed premise and within the already approved premises? Yes No
 If yes, please provide the license # 20-0254

SECTION 2 Date & Hours:

Fair/Festival Days permitted: A total of 150 days per Craft Distillery/Farm Winery per calendar year.

	Date	Day of Week	Start Time AM/PM	End Time AM/PM
1.	4/25/2020	Saturday	9am	4pm
2.				
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Please attach an additional sheet if necessary

SECTION 3 Controlling Person of Location:
(Person authorizing use of location)

1. Name: Shawn Campbell Daytime Contact Phone #: 4803538361
First Last
2. Mailing address: 11878 S Elkhorn Road Pearce, AZ 85625
Street address City State Zip Code
3. Email Address: standaloneranch@yahoo.com

SECTION 4 To complete this application, all questions must be answered:

- Have you received permission for use of the site for the sale/consumption of liquor from the owner named in Section 3?
 Yes (Please submit letter from Agent/Owner of Site) No
- Will the liquor you sell/serve be manufactured/produced products of your licensed premises named in Section One?
 Yes No
- List the number of days you have held a licensed Fair/Festival in the current calendar year 8
- What security and control measures will you take to prevent violations of state liquor laws at this event?
Number of Police Officers on Site: _____ Fencing Yes No
Number of Security Personnel on Site: one Barriers Yes No
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SECTION 5 Licensed premises diagram. The licensed premises for your fair/festival is the area you are authorized to sell, dispense or serve alcoholic beverages under the provisions of your license identified in Section 1, line #2 of this application. Please attach a diagram of your special event licensed premise. Please include dimensions of the premises, serving areas, fencing, barricades, or other control measures and security positions.



I, (Print Full Name) Monica S. Presta, hereby swear under penalty of perjury and in compliance with A.R.S. § 4-210(A)(2) and (3) that I have read and understand the foregoing and verify that the information and statements that I have made herein are true and correct to the best of my knowledge.
Applicant Signature Monica S. Presta

The local governing body (city, town or municipality where the fair/festival will take place) may require additional applications to be completed and submitted. Please check with local government as to how far in advance they require these applications to be submitted. Additional licensing fees may also be required before approval may be granted.

GOVERNING BOARD

I, _____ recommend <input type="checkbox"/> APPROVAL <input type="checkbox"/> DISAPPROVAL			
(Government Official)	(Title)		
on behalf of _____			
(City, Town, County, State)	Signature	Date	Phone #

DLLC USE ONLY

<input type="checkbox"/> APPROVAL <input type="checkbox"/> DISAPPROVAL	BY: _____	DATE: _____
--	-----------	-------------

A.R.S. § 41-1030. Invalidity of rules not made according to this chapter; prohibited agency action; prohibited acts by state employees; enforcement; notice

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F. THIS SECTION DOES NOT ABROGATE THE IMMUNITY PROVIDED BY SECTION 12-820.01 OR 12-820.02.

3/2/2020

To: Cochise County & State of AZ

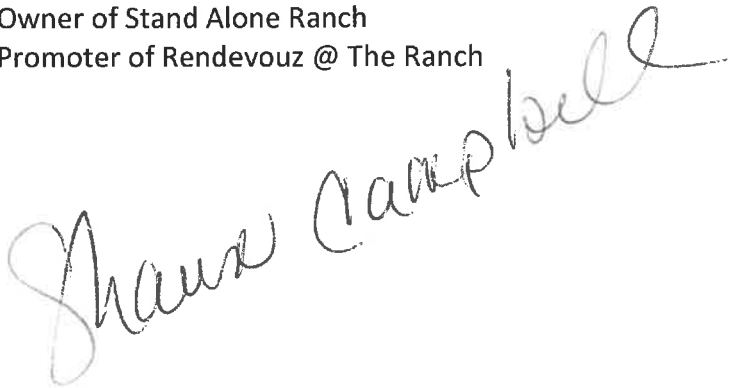
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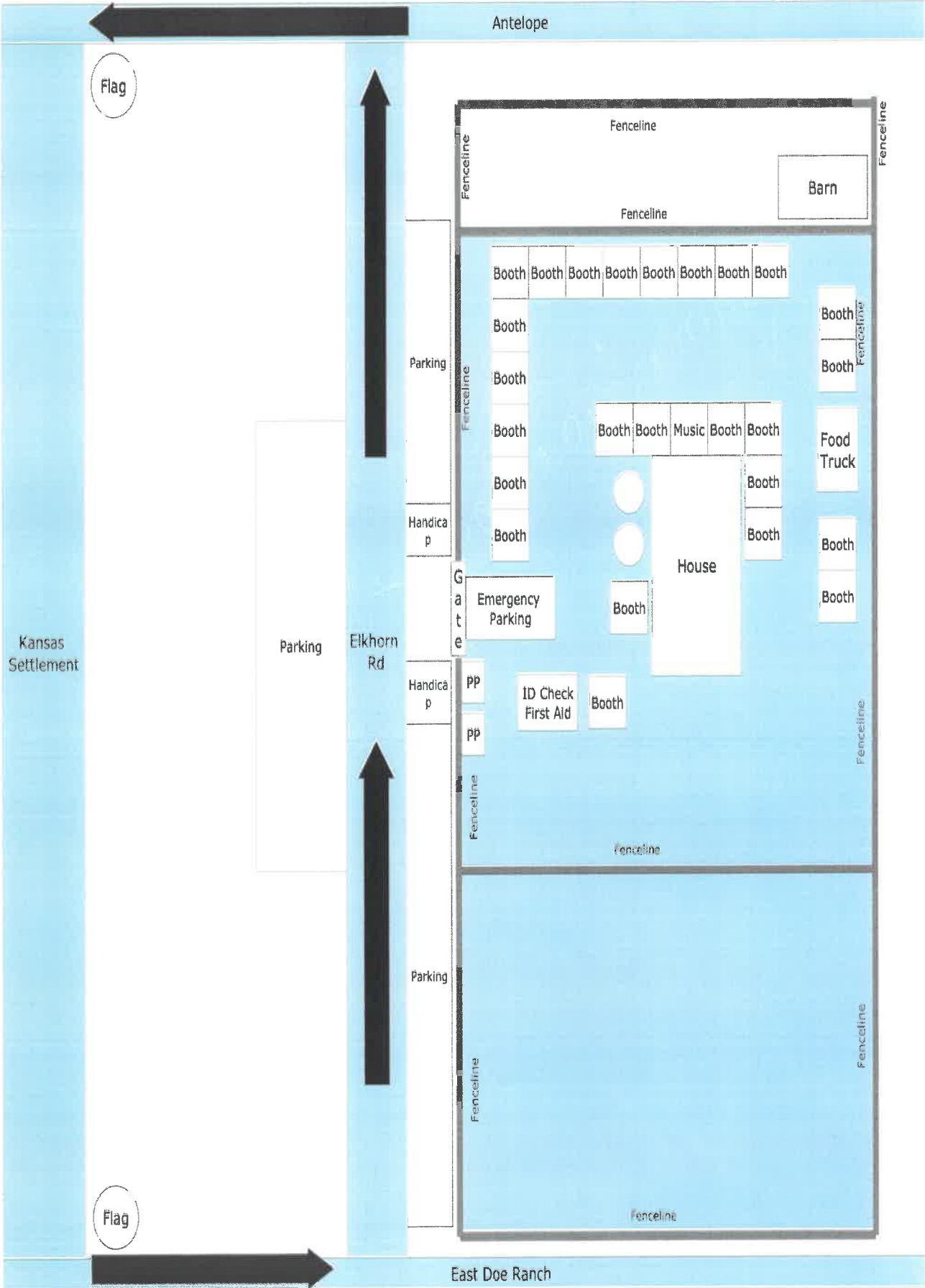
Four Tails
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Owner of Stand Alone Ranch
Promoter of Rendevoez @ The Ranch

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3rd annual Rendezvous @ the Ranch
Spring Fling
& Wine Time!

Stand Alone Ranch

11878 S Elkhorn Road
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featuring:

High Lonesome Vineyard

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**April
25th
9am-4pm**

Tickets available at Eventbrite!

License Number: 13023052

License Number:	13023052	Status:	Active
Business Name:	BIRDS AND BARRELS VINEYARDS AND WINERY LLC		
Location Address	5000 E ARZBERGER Road		
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County	Cochise	Bus. Phone	602-478-6632
Licensee/Agent/Tel:	PRESTON, MONICA	602-478-6632	
Owner:	BIRDS AND BARRELS VINEYARDS AND WINERY LLC	Exp Date:	06/30/2020
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COCHISE COUNTY BOARD OF SUPERVISORS



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- Transfer of Premises

APPLICANT INFORMATION

Applicant Name: <u>Monica S. Preston</u>	Address: <u>11878 S. Elkhorn Road</u>
Business Name: <u>Birds & Barrels Vineyards</u>	City/Zip: <u>Pearce 85625</u>
Liquor License #: <u>13023052</u>	Parcel #: <u>114-01-092D</u>
Ownership Type: <u>n/a</u>	Liquor License <input type="checkbox"/> Wine Festival Liquor License <input type="checkbox"/>
Partner(s): <u>n/a</u>	

TO BE COMPLETED BY THE PLANNING & ZONING DEPARTMENT

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2. The premises for which the license is being applied for is within 300 horizontal feet of a public or private school, or a fenced recreation area adjacent to a school building.

If so, please attach pertinent documentation and drawings or maps.

Comments: N/A – This application is exempt from the 300-foot rule.

Based on the above information, the Planning and Zoning Department's recommendation to the Board of Supervisors is:	Approval <input checked="" type="checkbox"/>	Disapproval <input type="checkbox"/>
---	---	---

OTHER PERTINENT INFORMATION FOR THE BOARD'S CONSIDERATION:

Proper Zoning?	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	Zoning:	RU-4
Use permitted by P&Z?	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	Permit#:	20-0254
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Name: <u>Dora V Amaya</u>	Title: <u>Zoning Administrator</u>
Signature: <u>Dora V Amaya</u>	Date: <u>March 10, 2020</u>
Contact phone: <u>520.803.3966</u>	Email: <u>damaya@cochise.az.gov</u>

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1. There have been a significant number of incidents at the named location within five (5) years prior to the application.

If so, please attach pertinent documentation.

Comments: The Sheriff's Office has not had to respond to a significant number of calls for service at the above location within the last 5-years.

Based on the above information, the Sheriff's Office recommendation to the Board of Supervisors is:

Approval

Disapproval

No Recommendation

Name: Rich Morales

Title: Lieutenant

Signature: 

Date: 03/09/2020

Contact phone: (520)805-5672

Email: RDMorales@cochise.az.gov

Return completed form with any attachments by:

March 12, 2020



Arizona Department of Liquor Licenses and Control
 800 W Washington 5th Floor
 Phoenix, AZ 85007-2934
 www.azliquor.gov
 (602) 542-5141

FOR DLLC USE ONLY

Received Date:
Job #:
CSR:
License #:

FAIR/FESTIVAL LICENSE APPLICATION
 A.R.S. § 4-205.11 Craft Distillery A.R.S. § 4-203.02 at Special Event
 A.R.S. § 4-203.03 Farm Winery **Fee: \$15.00 per Day**

A service fee of \$25 will be charged for all dishonored checks (A.R.S. 44-6852).

If the fair/festival event will be held at a location without a permanent liquor license or if the event will be on any portion of a location that is not covered by the existing liquor license, this application must be approved by the local government before submission to the Department of Liquor Licenses and Control (see page 3). When the days of the fair/festival are not consecutive, a separate license for each uninterrupted period is needed.

SECTION 1 Application type:

Craft Distillery/Wine Fair Craft Distillery/Wine Festival

- Individual/Agent's Name: Monica S. Preston. Liquor License #: 13023052
- Business name: BirdsandBarrels Vineyards. Contact Phone #: 602 418-6632.
Farm Winery or Craft Distillery
- Mailing address: 5000 E. Arzberger Rd. Willcox AZ 85643.
Street Address City State Zip Code
- Location of fair/festival: 11878 S Fiklow Rd Pearce Cochise 85625
Street address City County Zip Code
- Email Address: mmica@birdsandbarrels.com.
- Will this event be held on a currently licensed premise and within the already approved premises? Yes No
If yes, please provide the license # 20-0254

SECTION 2 Date & Hours:

Fair/Festival Days permitted: A total of 150 days per Craft Distillery/Farm Winery per calendar year.

	Date	Day of Week	Start Time AM/PM	End Time AM/PM
1.	4/25/2020	Saturday	9am	4pm
2.				
3.				
4.				
5.				
6.				
7.				

Please attach an additional sheet if necessary

SECTION 3 Controlling Person of Location:
(Person authorizing use of location)

1. Name: Shawn Campbell Daytime Contact Phone #: 4803538361
First Last
2. Mailing address: 11878 S Elkhorn Road Pearce, AZ 85625
Street address City State Zip Code
3. Email Address: standaloneranch@yahoo.com

SECTION 4 To complete this application, all questions must be answered:

1. Have you received permission for use of the site for the sale/consumption of liquor from the owner named in Section 3?
 Yes (Please submit letter from Agent/Owner of Site) No
2. Will the liquor you sell/serve be manufactured/produced products of your licensed premises named in Section One?
 Yes No
3. List the number of days you have held a licensed Fair/Festival in the current calendar year 8
4. What security and control measures will you take to prevent violations of state liquor laws at this event?
Number of Police Officers on Site: _____ Fencing Yes No
Number of Security Personnel on Site: one Barriers Yes No
5. I have taken responsible steps to ensure individuals operating the fair/festival licensed premises and employees who serve, sell, or furnish liquor at this fair/festival have knowledge of Arizona liquor laws (R19-1-302) Yes No

SECTION 5 Licensed premises diagram. The licensed premises for your fair/festival is the area you are authorized to sell, dispense or serve alcoholic beverages under the provisions of your license identified in Section 1, line #2 of this application. Please attach a diagram of your special event licensed premise. Please include dimensions of the premises, serving areas, fencing, barricades, or other control measures and security positions.



I, (Print Full Name) Monica S. Presta, hereby swear under penalty of perjury and in compliance with A.R.S. § 4-210(A)(2) and (3) that I have read and understand the foregoing and verify that the information and statements that I have made herein are true and correct to the best of my knowledge.
Applicant Signature Monica S. Presta

The local governing body (city, town or municipality where the fair/festival will take place) may require additional applications to be completed and submitted. Please check with local government as to how far in advance they require these applications to be submitted. Additional licensing fees may also be required before approval may be granted.

GOVERNING BOARD

I, _____ recommend <input type="checkbox"/> APPROVAL <input type="checkbox"/> DISAPPROVAL			
(Government Official)	(Title)		
on behalf of _____			
(City, Town, County, State)	Signature	Date	Phone #

DLLC USE ONLY

<input type="checkbox"/> APPROVAL <input type="checkbox"/> DISAPPROVAL	BY: _____	DATE: _____
--	-----------	-------------

A.R.S. § 41-1030. Invalidity of rules not made according to this chapter; prohibited agency action; prohibited acts by state employees; enforcement; notice

B. An agency shall not base a licensing decision in whole or in part on a licensing requirement or condition that is not specifically authorized by statute, rule or state tribal gaming compact. A general grant of authority in statute does not constitute a basis for imposing a licensing requirement or condition unless a rule is made pursuant to that general grant of authority that specifically authorizes the requirement or condition.

D. THIS SECTION MAY BE ENFORCED IN A PRIVATE CIVIL ACTION AND RELIEF MAY BE AWARDED AGAINST THE STATE. THE COURT MAY AWARD REASONABLE ATTORNEY FEES, DAMAGES AND ALL FEES ASSOCIATED WITH THE LICENSE APPLICATION TO A PARTY THAT PREVAILS IN AN ACTION AGAINST THE STATE FOR A VIOLATION OF THIS SECTION.

E. A STATE EMPLOYEE MAY NOT INTENTIONALLY OR KNOWINGLY VIOLATE THIS SECTION. A VIOLATION OF THIS SECTION IS CAUSE FOR DISCIPLINARY ACTION OR DISMISSAL PURSUANT TO THE AGENCY'S ADOPTED PERSONNEL POLICY.

F. THIS SECTION DOES NOT ABROGATE THE IMMUNITY PROVIDED BY SECTION 12-820.01 OR 12-820.02.

3/2/2020

To: Cochise County & State of AZ

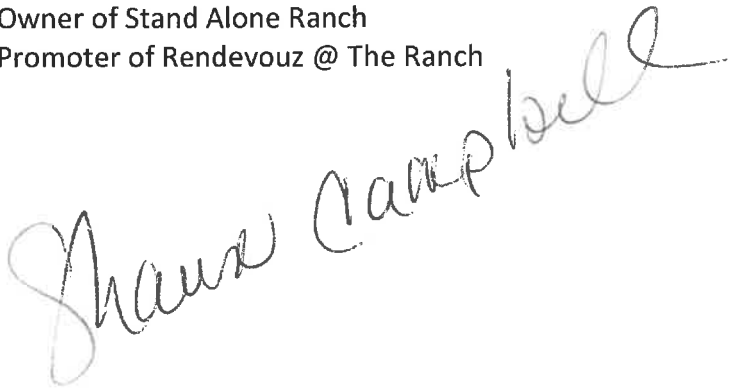
We have had 4 wineries ask permission to attend our annual event called Rendevoez @ The Ranch as a vendor. The wineries are:

Four Tails
Birds & Barrels
Laramita
High Lonesome

We would love to have them attend and give our permission, with county and state required permits, to sample and pour at our event.

Sincerely

Shawn Campbell
Owner of Stand Alone Ranch
Promoter of Rendevoez @ The Ranch

A handwritten signature in cursive script that reads "Shawn Campbell". The signature is written in black ink and is positioned diagonally across the page, overlapping the typed name and title.

3rd annual Rendezvous @ the Ranch
Spring Fling
& Wine Time!

Stand Alone Ranch

11878 S Elkhorn Road
Pearce, az 85625

featuring:

High Lonesome Vineyard

Laramita Vineyard

Birds & Barrels Vineyard



**April
25th
9am-4pm**

Tickets available at Eventbrite!

License Number: 13023052

License Number:	13023052	Status:	Active
Business Name:	BIRDS AND BARRELS VINEYARDS AND WINERY LLC		
Location Address	5000 E ARZBERGER Road		
	WILLCOX	Arizona	85643
County	Cochise	Bus. Phone	602-478-6632
Licensee/Agent/Tel:	PRESTON, MONICA	602-478-6632	
Owner:	BIRDS AND BARRELS VINEYARDS AND WINERY LLC	Exp Date:	06/30/2020
Issue Date:	01/18/2018	Status Date:	06/20/2019

COCHISE COUNTY BOARD OF SUPERVISORS



Telephone (520) 432-9200

Fax (520) 432-5016

For internal use only:

- Restaurant/Hotel-Motel
- Club/Government
- Transfer of Premises

APPLICANT INFORMATION

Applicant Name: <u>Monica S. Preston</u>	Address: <u>11878 S. Elkhorn Road</u>
Business Name: <u>Birds & Barrels Vineyards</u>	City/Zip: <u>Pearce 85625</u>
Liquor License #: <u>13023052</u>	Parcel #: <u>114-01-092D</u>
Ownership Type: <u>n/a</u>	Liquor License <input type="checkbox"/> Wine Festival Liquor License <input type="checkbox"/>
Partner(s): <u>n/a</u>	

TO BE COMPLETED BY THE PLANNING & ZONING DEPARTMENT

Please advise if, at the time the application was filed:

1. The premises for which the license is being applied for is within 300 horizontal feet of a church; or
2. The premises for which the license is being applied for is within 300 horizontal feet of a public or private school, or a fenced recreation area adjacent to a school building.

If so, please attach pertinent documentation and drawings or maps.

Comments: N/A – This application is exempt from the 300-foot rule.

Based on the above information, the Planning and Zoning Department's recommendation to the Board of Supervisors is:	Approval <input checked="" type="checkbox"/>	Disapproval <input type="checkbox"/>
---	---	---

OTHER PERTINENT INFORMATION FOR THE BOARD'S CONSIDERATION:

Proper Zoning?	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	Zoning:	RU-4
Use permitted by P&Z?	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	Permit#:	20-0254
Date Permit Issued:	March 10, 2020	Use Permitted:	Temp Event 4/25/20, Craft/Wine Festival
If use not permitted, is it LNC?	Y <input type="checkbox"/> N <input checked="" type="checkbox"/>	Year LNC Established:	N/A

- The Planning Department will notify the applicant that if any construction is proposed, a Non-Residential Permit must first be submitted and approved by this Department, or if there is a lapse of 12 months of non-operation of the business, a Non-Residential Permit will be required to re-establish the use from this Department.
- The Planning Department will notify the applicant that he/she will be required to obtain the proper permits before operating the business.
- The Planning Department is currently working with the property owner on several zoning-related issues with the subject property.
- The Planning Department is currently working with the property owner on obtaining the proper permits to operate the business.

Name: <u>Dora V Amaya</u>	Title: <u>Zoning Administrator</u>
Signature: <u>Dora V Amaya</u>	Date: <u>March 10, 2020</u>
Contact phone: <u>520.803.3966</u>	Email: <u>damaya@cochise.az.gov</u>

Return completed form with any attachments by: March 12, 2020

COCHISE COUNTY BOARD OF SUPERVISORS



Telephone (520) 432-9200

Fax (520) 432-5016

APPLICANT INFORMATION

Applicant Name: Monica S. Preston Address: 11878 S. Elkhorn Road
Business Name: Birds & Barrels Vineyards City/Zip: Pearce 85625
Liquor License #: 13023052 Parcel #: 114-01-0920
Ownership Type: n/a Liquor License Wine Festival Liquor License
Partner(s): n/a

TO BE COMPLETED BY THE SHERIFF'S OFFICE

Please advise if:

1. There have been a significant number of incidents at the named location within five (5) years prior to the application.

If so, please attach pertinent documentation.

Comments: The Sheriff's Office has not had to respond to a significant number of calls for service at the above location within the last 5-years.

Based on the above information, the Sheriff's Office recommendation to the Board of Supervisors is:

Approval

Disapproval

No Recommendation

Name: Rich Morales

Title: Lieutenant

Signature: 

Date: 03/09/2020

Contact phone: (520)805-5672

Email: RDMorales@cochise.az.gov

Return completed form with any attachments by:

March 12, 2020

Regular Board of Supervisors Meeting

Board of Supervisors

Meeting Date: 03/24/2020

Deed of Tax Parcel 123-24-349, Held by the County for the State, to Rosa Amelia Maya Matthews

Submitted By: Britt Hanson, County Attorney

Department: County Attorney

Presentation: No A/V Presentation **Recommendation:** Approve

Document Signatures: BOS Signature Required **# of ORIGINALS Submitted for Signature:** 1

NAME of PRESENTER: Britt Hanson **TITLE of PRESENTER:** Chief Civil Deputy

Docket Number (If applicable):

Mandated Function?: Not Mandated **Source of Mandate or Basis for Support?:**

Information

Agenda Item Text:

Approve Deeding Parcel #123-24-349, held by the County on Behalf of the State, to Rosa Amelia Maya Matthews.

Background:

A Benson real estate agent alerted Supervisor Judd about a potential title problem involving a recent purchase of a home in Benson by Ms. Rosa Amelia Maya Matthews: it appeared as though the driveway to the house was a separate tax parcel, and many years ago had been deeded to the State for failure to pay taxes. We confirmed that it had in fact been deeded to the State for failure to pay taxes. (The parcel never was successfully auctioned, probably because no one would want to purchase a sliver of property leading to someone's home). Right-of-Way Agent Teresa Murphy was able to determine that the driveway was a separate tax parcel due to an apparent mistake in the plat. To rectify this, the County Attorney is recommending that the County deed that parcel to Ms. Matthews, without auction or payment, as the parcel never should have been separate from the home, and Ms. Matthews had nothing to do with the problem that was created by the plat.

Department's Next Steps (if approved):

Execute the deed

Impact of NOT Approving/Alternatives:

The driveway parcel will continue to be separated from the residential parcel.

To BOS Staff: Document Disposition/Follow-Up:

Have Chairman Borer sign the deed, then record it and give the original to Britt Hanson, who will then send it to Ms. Matthews.

Attachments

Deed to Ms. Matthews

**DEED FOR LAND HELD BY THE
STATE OF ARIZONA UNDER TAX DEED**

WHEREAS, pursuant to A.R.S. 42-18261 et seq, tax parcel # 123-24-345A was deeded by the Cochise County Treasurer to the Board of Supervisors, on behalf of the State of Arizona; and

WHEREAS, said parcel was created because it was designated as a parcel on the subdivision plat, but should not have been because it is the driveway to 629 E. Lake Drive, Benson, Arizona, parcel # 123-24-349, owned by Rosa Amelia Amaya Matthews; and

WHEREAS, to rectify this error, the Cochise County Supervisors will hereby deed parcel # 123-24-345A to Ms. Matthews, as follows the highest bidder for cash, hereinafter designated as the “Grantee,” at the sale of the subject property is:

GRANTEE: Rosa Amelia Maya Matthews [Deed Type]
14225 S. Via Horma
Sahuarita, AZ 85629

The Board of Supervisors of Cochise County does hereby convey to the Grantee title to the following described property:

Parcel # 123-24-345A E15’ Lots 15 & 18, Terrace Mobile Estates #2 according to Book 6, Maps and Plats page 46, records of Cochise County, Arizona

IN WITNESS WHEREOF, Thomas E. Borer, Chairman, and Kim Lemons, Clerk of the Board of Supervisors, County of Cochise, State of Arizona, have hereunto set their hands and seal in accordance with the laws of the State of Arizona and by the direction of said Board of Supervisors this __ day of March, 2020.

Chairman of the Board of Supervisors

Clerk of the Board

STATE OF ARIZONA }
 : SS.
COUNTY OF COCHISE }

This instrument was acknowledged before me this __ day of March, 2020, by Thomas E. Borer, Chairman, Board of Supervisors, and Kim Lemons, Clerk of the Board.

Notary
My commission expires: October 22, 2023

Regular Board of Supervisors Meeting

Board of Supervisors

Meeting Date: 03/24/2020

Proclamation - National County Government Month

Submitted By: Melissa Tucker, Board of Supervisors

Department: Board of Supervisors

Presentation: No A/V Presentation

Document Signatures:

Recommendation:

of ORIGINALS

Submitted for Signature:

NAME na

TITLE na

of PRESENTER:

of PRESENTER:

Mandated Function?:

**Source of Mandate
or Basis for Support?:**

Information

Agenda Item Text:

Approve a proclamation to declare April 2020 as National County Government Month - "Counties Matter," especially in supporting older adults, their families and caregivers.

Background:

National County Government Month — held each April — is an annual celebration of county government. Since 1991, the National Association of Counties has encouraged counties to actively promote the services and programs they offer. Counties can schedule activities any time during the month. NCGM is an excellent opportunity for Cochise County to highlight effective county programs and raise public awareness and understanding about the various services provided to the community. This year's theme is "Counties Matter".

Department's Next Steps (if approved):

Proclamation signed and filed in the Clerk of the Board office

Impact of NOT Approving/Alternatives:

N/A

To BOS Staff: Document Disposition/Follow-Up:

NCGM will not be recognized by the Board of Supervisors

Budget Information

Information about available funds

Budgeted:

Funds Available:

Amount Available:

Unbudgeted:

Funds NOT Available:

Amendment:

Account Code(s) for Available Funds

1:

Fund Transfers

Attachments

Proclamation
Governor's Proclamation



Cochise County Board of Supervisors

Public Programs...Personal Service
www.cochise.az.gov

THOMAS E. BORER
Chairman
District 1

EDWARD T. GILLIGAN
County Administrator

ANN ENGLISH
Vice-Chairman
District 2

SHARON GILMAN
Associate County Administrator

PEGGY JUDD
Supervisor
District 3

KIM LEMONS
Clerk of the Board

PROCLAMATION

National County Government Month - April 2020

☐Counties Matter☐

WHEREAS, the nation’s 3,069 counties serving more than 300 million Americans provide essential services to create healthy, safe and vibrant communities; and

WHEREAS, counties provide health services, administer justice, keep communities safe, foster economic opportunities and much more; and

WHEREAS, Cochise County and all counties take pride in our responsibility to protect and enhance the health, welfare and safety of our residents in efficient and cost-effective ways; and

WHEREAS, through National Association of Counties President Mary Ann Borgeson’s leadership, NACo is demonstrating how “Counties Matter,” especially in supporting older adults, their families and caregivers; and

WHEREAS, each year since 1991 the National Association of Counties has encouraged counties across the country to elevate awareness of county responsibilities, programs and services; and

NOW, THEREFORE, BE IT RESOLVED THAT WE, the Cochise County Board of Supervisors, do hereby proclaim April 2020 as National County Government Month and encourage all county officials, employees, schools and residents to participate in county government celebration activities.

APPROVED AND ADOPTED this 24th day of March 2020.

Thomas E. Borer, Chairman

Ann English, Vice-Chairman

Peggy Judd, Supervisor

GOVERNOR DOUGLAS A. DUCEY

STATE OF ARIZONA
★
PROCLAMATION

WHEREAS, counties play an essential role in providing “people-centered” services by keeping Arizona’s communities safe and secure by preserving public health and well-being, ensuring public safety, and promoting local economies and resiliency; and

WHEREAS, counties take seriously their leadership role in protecting and enhancing the health, welfare, and safety of citizens in the community and provide the tools to deliver more effective and higher quality services while containing costs through the efficient use of local tax dollars, with the goal to foster economic opportunities; and

WHEREAS, with a broad range of responsibilities to residents, county governments uphold a mission to improve lives, strengthen communities, and foster civic engagement, by providing public health, justice, safety, infrastructure, transportation, technology, emergency management, and economic services that play a key role in every aspect from residents’ daily health to disaster response; and

WHEREAS, there are 15 counties in the State of Arizona responsible for and serving the needs of every resident of the State; and

WHEREAS, Arizona counties reflect the wide diversity of people, culture, and landscape in our State; and

WHEREAS, in recognition of the leadership, innovation, and valuable service provided by the State’s counties.

NOW, THEREFORE, I, Douglas A. Ducey, Governor of the State of Arizona, do hereby proclaim April 2020 as

COUNTY GOVERNMENT MONTH

in recognition of the leadership, innovation, and invaluable service provided by all Arizona counties.



IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Douglas A. Ducey
GOVERNOR

DONE at the Capitol in Phoenix on this twenty-fifth day of February in the year Two Thousand and Twenty and of the Independence of the United States of America the Two Hundred and Forty-Fourth.

ATTEST:

[Signature]

SECRETARY OF STATE

Regular Board of Supervisors Meeting

Meeting Date: 03/24/2020

Demands

Submitted By: Amy Langer, Board of Supervisors

Department: Board of Supervisors

Presentation: No A/V Presentation

Document Signatures:

Recommendation:

**# of ORIGINALS
Submitted for Signature:**

**NAME
of PRESENTER:** n/a

**TITLE
of PRESENTER:** n/a

Mandated Function?:

**Source of Mandate
or Basis for Support?:**

Information

Agenda Item Text:

Approve demands and budget amendments for operating transfers.

Background:

Auditor-General's requirement for Board of Supervisors to approve.

Department's Next Steps (if approved):

Return to Finance after BOS approval.

Impact of NOT Approving/Alternatives:

Board of Supervisors will not be in compliance with State law.

To BOS Staff: Document Disposition/Follow-Up:

Return to Finance after BOS approval.

Budget Information

Information about available funds

Budgeted:

Funds Available:

Amount Available:

Unbudgeted:

Funds NOT Available:

Amendment:

Account Code(s) for Available Funds

1:

Fund Transfers

Attachments

Demands

Demands 3/19/2020
 Date Range 03/06/20-03/19/20
 Warrant Range 39133-39398

WARRANT #	CHECK DATE	VENDOR NAME	DEPARTMENT	FUND NAME	AMOUNT
39133	03/12/2020	A+ Language Services	1300 - Public Defender	100 General Fund	175.00
39134	03/12/2020	Arizona Department of Corrections	1710 - Heavy Fleet Management	600 Heavy Fleet Management	44.00
39134	03/12/2020	Arizona Department of Corrections	2100 - Facilities Management	100 General Fund	160.00
39134	03/12/2020	Arizona Department of Corrections	7000 - Solid Waste	505 Solid Waste	472.26
39135	03/12/2020	Arizona Justice of the Peace Association	0930 - Justice Court 3	100 General Fund	100.00
39136	03/12/2020	Arizona Machinery Company, LLC dba Stotz Equipment	1710 - Heavy Fleet Management	600 Heavy Fleet Management	79.43
39137	03/12/2020	Arizona Public Service - APS	2100 - Facilities Management	100 General Fund	170.64
39138	03/12/2020	Arizona Supreme Court	0810 - Court Administration	100 General Fund	50,121.25
39138	03/12/2020	Arizona Supreme Court	0810 - Court Administration	311 JP 1 Enhancement Fund	4,177.50
39138	03/12/2020	Arizona Supreme Court	0810 - Court Administration	312 JP 2 Enhancement Fund	7,500.00
39138	03/12/2020	Arizona Supreme Court	0810 - Court Administration	313 JP 3 Enhancement Fund	5,756.25
39138	03/12/2020	Arizona Supreme Court	0810 - Court Administration	314 JP 4 Enhancement Fund	5,441.25
39138	03/12/2020	Arizona Supreme Court	0810 - Court Administration	315 JP 5 Enhancement Fund	15,052.50
39138	03/12/2020	Arizona Supreme Court	0810 - Court Administration	585 CASA Grant	2,000.00
39139	03/12/2020	Arizona Water Company	7000 - Solid Waste	505 Solid Waste	2,886.20
39140	03/12/2020	B & D Lumber and Hardware	3000 - Sheriff	100 General Fund	54.19
39141	03/12/2020	Barnett's Towing & Oxygen LLC	1750 - Fleet Management	100 General Fund	150.00
39142	03/12/2020	Barnett's Towing LLC	1750 - Fleet Management	109 Fleet Management	187.50
39143	03/12/2020	Benjamin Supply Inc.	3000 - Sheriff	100 General Fund	134.60
39144	03/12/2020	Benson, City of	2100 - Facilities Management	100 General Fund	376.93
39145	03/12/2020	Bisbee Napa	1710 - Heavy Fleet Management	600 Heavy Fleet Management	1,417.31
39145	03/12/2020	Bisbee Napa	1750 - Fleet Management	109 Fleet Management	1,107.69
39146	03/12/2020	Blue 360 Media, LLC	3000 - Sheriff	100 General Fund	1,118.30
39147	03/12/2020	Cable One dba Sparklight	0810 - Court Administration	100 General Fund	415.37
39147	03/12/2020	Cable One dba Sparklight	1800 - IT/Communications	100 General Fund	159.44
39148	03/12/2020	Canyon Vista Medical Center	0600 - County Attorney	121 Attorney Victim Compensat	1,902.12
39149	03/12/2020	CenturyLink Communications	0700 - Clerk of the Superior Court	100 General Fund	71.82
39150	03/12/2020	Cintas Corporation No. 445	7000 - Solid Waste	505 Solid Waste	283.15
39151	03/12/2020	City of Sierra Vista	1750 - Fleet Management	109 Fleet Management	10,926.31
39152	03/12/2020	City of Willcox Animal Shelter	3000 - Sheriff	100 General Fund	19,392.50
39153	03/12/2020	Cochise County Finance Revolving Fund	1600 - Finance	100 General Fund	5.00
39153	03/12/2020	Cochise County Finance Revolving Fund	1600 - Finance	121 Attorney Victim Compensat	234.32
39154	03/12/2020	Cochise County Sheriff's Department	1350 - Legal Defender	100 General Fund	45.00
39155	03/12/2020	Cochise Lock and Safe, Inc.	2100 - Facilities Management	100 General Fund	25.00
39156	03/12/2020	Cochise Supplies, Inc.	1710 - Heavy Fleet Management	600 Heavy Fleet Management	172.73
39157	03/12/2020	Copygraphix Inc.	1600 - Finance	100 General Fund	25,488.69
39158	03/12/2020	COX Communication Arizona, LLC	0810 - Court Administration	100 General Fund	305.00
39159	03/12/2020	Culligan of Tucson	0700 - Clerk of the Superior Court	100 General Fund	152.46
39159	03/12/2020	Culligan of Tucson	1600 - Finance	100 General Fund	63.06
39160	03/12/2020	Deluxe Business Forms	0200 - Treasurer	100 General Fund	128.69
39161	03/12/2020	Deneke, Buffy	0810 - Court Administration	100 General Fund	160.80
39162	03/12/2020	Douglas, City of	2100 - Facilities Management	105 Bisbee/Douglas Airport	943.00
39163	03/12/2020	Elfrida Water Improvement District	2100 - Facilities Management	100 General Fund	33.23
39164	03/12/2020	Empire Southwest LLC	1710 - Heavy Fleet Management	600 Heavy Fleet Management	4,535.10
39165	03/12/2020	Ferguson Enterprises, Inc.	2100 - Facilities Management	100 General Fund	84.68
39166	03/12/2020	George Medina - George's Upholstery	1710 - Heavy Fleet Management	600 Heavy Fleet Management	203.32
39167	03/12/2020	Helm, Livesay, & Worthington, Ltd	1600 - Finance	100 General Fund	17.86
39168	03/12/2020	Hodges Glass Co Inc	1710 - Heavy Fleet Management	600 Heavy Fleet Management	775.33
39169	03/12/2020	Honeman, Van G.	0810 - Court Administration	100 General Fund	605.60
39170	03/12/2020	HOV Services Inc/Lason Systems	0700 - Clerk of the Superior Court	100 General Fund	106.58
39171	03/12/2020	International Chemtex Corporation	2100 - Facilities Management	100 General Fund	737.00

WARRANT #	CHECK DATE	VENDOR NAME	DEPARTMENT	FUND NAME	AMOUNT
39172	03/12/2020	IronHawk Elevator LLC	2100 - Facilities Management	100 General Fund	1,137.00
39173	03/12/2020	JWS Web Design LLC	1800 - IT/Communications	100 General Fund	1,250.00
39174	03/12/2020	Kluegel, Spencer G.	0810 - Court Administration	100 General Fund	42.92
39175	03/12/2020	L3 Security & Detection Systems Inc	0810 - Court Administration	100 General Fund	4,300.00
39176	03/12/2020	La Frontera Center, Inc.	1350 - Legal Defender	100 General Fund	7.25
39177	03/12/2020	LaBanca, Rebecca	0100 - Board of Supervisors	100 General Fund	100.00
39178	03/12/2020	Language Line Services, Inc.	0810 - Court Administration	100 General Fund	60.89
39178	03/12/2020	Language Line Services, Inc.	0810 - Court Administration	147 Adult Probation Svcs Fee	15.79
39179	03/12/2020	Law Office of Joan M Sacramento	0810 - Court Administration	549 Probate Fees	350.00
39180	03/12/2020	Legend Technical Services of Arizona, Inc.	2100 - Facilities Management	105 Bisbee/Douglas Airport	2,130.00
39181	03/12/2020	Mack's Auto Parts Inc	1710 - Heavy Fleet Management	600 Heavy Fleet Management	94.94
39182	03/12/2020	Merle's Automotive Supply	1710 - Heavy Fleet Management	600 Heavy Fleet Management	28.48
39182	03/12/2020	Merle's Automotive Supply	1750 - Fleet Management	109 Fleet Management	989.70
39183	03/12/2020	CARRIE ELLEN MITTEN	0500 - Elections	100 General Fund	166.68
39184	03/12/2020	NI Government Services Inc	3000 - Sheriff	100 General Fund	221.18
39185	03/12/2020	Porta-Pot	7000 - Solid Waste	505 Solid Waste	750.75
39186	03/12/2020	PrevenTronics	2100 - Facilities Management	100 General Fund	350.43
39187	03/12/2020	Professional Development Academy, LLC	0810 - Court Administration	100 General Fund	1,695.00
39188	03/12/2020	Professional Finance Company, Inc	0100 - Board of Supervisors	100 General Fund	121.33
39189	03/12/2020	ProForce Law Enforcement	0810 - Court Administration	100 General Fund	2,308.28
39190	03/12/2020	Prudential Overall Supply	1710 - Heavy Fleet Management	600 Heavy Fleet Management	240.55
39190	03/12/2020	Prudential Overall Supply	1750 - Fleet Management	109 Fleet Management	126.17
39191	03/12/2020	Purcell Tire & Rubber Company	1710 - Heavy Fleet Management	600 Heavy Fleet Management	2,585.93
39192	03/12/2020	Redwood Toxicology Laboratory, Inc.	1100 - Adult Probation	100 General Fund	652.00
39192	03/12/2020	Redwood Toxicology Laboratory, Inc.	1100 - Adult Probation	147 Adult Probation Svcs Fee	2,302.00
39193	03/12/2020	RevolutionaryText, LLC	0810 - Court Administration	100 General Fund	3,612.00
39194	03/12/2020	Rodriguez, Michelle L	0100 - Board of Supervisors	100 General Fund	100.00
39195	03/12/2020	Ron Turley Associates, Inc.	1750 - Fleet Management	109 Fleet Management	180.48
39196	03/12/2020	Runbeck Election Services Inc.	0500 - Elections	100 General Fund	8,986.05
39197	03/12/2020	RWC Group	1710 - Heavy Fleet Management	600 Heavy Fleet Management	2,911.08
39198	03/12/2020	Safelite Autoglass Corp.	1750 - Fleet Management	100 General Fund	505.25
39198	03/12/2020	Safelite Autoglass Corp.	1750 - Fleet Management	251 Highway Fund	692.52
39199	03/12/2020	Senergy Petroleum LLC	1710 - Heavy Fleet Management	600 Heavy Fleet Management	5,548.53
39200	03/12/2020	Senergy Petroleum LLC	1710 - Heavy Fleet Management	600 Heavy Fleet Management	20,433.99
39200	03/12/2020	Senergy Petroleum LLC	1750 - Fleet Management	109 Fleet Management	8,893.00
39201	03/12/2020	Sierra Vista NAPA	1710 - Heavy Fleet Management	600 Heavy Fleet Management	436.19
39202	03/12/2020	Simpson Tool Box Company	1750 - Fleet Management	109 Fleet Management	234.82
39203	03/12/2020	Southern Arizona Children's Advocacy Center-SACAC	3000 - Sheriff	100 General Fund	205.00
39204	03/12/2020	Southwest Disposal LC	1710 - Heavy Fleet Management	600 Heavy Fleet Management	262.50
39204	03/12/2020	Southwest Disposal LC	2100 - Facilities Management	100 General Fund	131.25
39205	03/12/2020	Southwest Gas Corporation	2100 - Facilities Management	216 SEACOM Operations	162.48
39206	03/12/2020	Southwest Gas Corporation	2100 - Facilities Management	100 General Fund	1,703.17
39207	03/12/2020	Sparkletts	0500 - Elections	100 General Fund	60.06
39208	03/12/2020	Sparkman Enterprises LLC dba Sparkman Home Service	2100 - Facilities Management	400 County Capital Projects	5,992.17
39209	03/12/2020	Sulphur Springs Valley Electric Cooperative, Inc.	2100 - Facilities Management	100 General Fund	4,300.61
39209	03/12/2020	Sulphur Springs Valley Electric Cooperative, Inc.	7000 - Solid Waste	505 Solid Waste	595.93
39210	03/12/2020	Sun Cor Underground Inc.	0100 - Board of Supervisors	100 General Fund	7,417.00
39211	03/12/2020	Teague, Patrick	1710 - Heavy Fleet Management	600 Heavy Fleet Management	100.00
39212	03/12/2020	dbaOschmann Employee Screening Services The Oschmann Organization, Inc	1220 - Juvenile Detention	100 General Fund	35.00
39213	03/12/2020	Thomson West	0810 - Court Administration	151 Law Library	898.98
39213	03/12/2020	Thomson West	3000 - Sheriff	205 Sheriff Law Enforcement (RICO)	289.74
39214	03/12/2020	Thomson West	0810 - Court Administration	100 General Fund	486.68
39215	03/12/2020	Titan Machinery Inc.	1710 - Heavy Fleet Management	600 Heavy Fleet Management	265.23
39216	03/12/2020	TransUnion Risk and Alternative Data Solutions	1350 - Legal Defender	100 General Fund	109.60

WARRANT #	CHECK DATE	VENDOR NAME	DEPARTMENT	FUND NAME	AMOUNT
39217	03/12/2020	Tucson's Map & Flag Center	2100 - Facilities Management	100 General Fund	1,424.18
39218	03/12/2020	UniFirst Corporation	2100 - Facilities Management	100 General Fund	539.82
39219	03/12/2020	University of Arizona	1600 - Finance	100 General Fund	28,953.25
39220	03/12/2020	VCA Apache Animal Hospital	3000 - Sheriff	203 Jail Enhancement	44.56
39220	03/12/2020	VCA Apache Animal Hospital	3000 - Sheriff	205 Sheriff Law Enforcement (RICO)	60.55
39221	03/12/2020	Verizon Wireless	1600 - Finance	100 General Fund	15,593.32
39221	03/12/2020	Verizon Wireless	3000 - Sheriff	100 General Fund	5,880.82
39221	03/12/2020	Verizon Wireless	3000 - Sheriff	200 Financial Crimes Unit	265.27
39221	03/12/2020	Verizon Wireless	3000 - Sheriff	202 HIDTA	113.50
39221	03/12/2020	Verizon Wireless	3000 - Sheriff	205 Sheriff Law Enforcement (RICO)	578.05
39222	03/12/2020	W W Grainger Inc	2100 - Facilities Management	100 General Fund	1,084.46
39223	03/12/2020	W. R. Ryan Company	1750 - Fleet Management	109 Fleet Management	3,048.85
39224	03/12/2020	Watson Chevrolet Inc	1750 - Fleet Management	109 Fleet Management	340.08
39225	03/12/2020	Waxie Sanitary Supply	1220 - Juvenile Detention	100 General Fund	2,386.29
39225	03/12/2020	Waxie Sanitary Supply	2100 - Facilities Management	100 General Fund	1,693.60
39225	03/12/2020	Waxie Sanitary Supply	3000 - Sheriff	100 General Fund	772.67
39226	03/12/2020	West Press	0500 - Elections	100 General Fund	961.94
39227	03/12/2020	Wick Communications	0200 - Treasurer	100 General Fund	617.31
39228	03/12/2020	Wick Communications	0200 - Treasurer	100 General Fund	106.52
39229	03/12/2020	Guardian Tax AZ LLC	0200 - Treasurer	100 General Fund	234.77
39230	03/12/2020	Riley Anderson	0930 - Justice Court 3	100 General Fund	100.00
39231	03/12/2020	Andrade, Michael	0950 - Justice Court 5	100 General Fund	100.84
39232	03/12/2020	Bruner, Fred	0950 - Justice Court 5	100 General Fund	3.36
39233	03/12/2020	Casteel, Joann	0950 - Justice Court 5	100 General Fund	3.37
39234	03/12/2020	Cochise County Justice Court #5	0950 - Justice Court 5	100 General Fund	17.49
39235	03/12/2020	Cornish, Charles	0950 - Justice Court 5	100 General Fund	650.00
39236	03/12/2020	Dezonia, Ty Bailey	0940 - Justice Court 4	100 General Fund	48.00
39237	03/12/2020	Lydia Fabian	0940 - Justice Court 4	100 General Fund	500.00
39238	03/12/2020	Food City	0950 - Justice Court 5	100 General Fund	16.81
39239	03/12/2020	Maricopa County Superior Court	0940 - Justice Court 4	100 General Fund	500.00
39240	03/12/2020	McCarty, Allen	0950 - Justice Court 5	100 General Fund	126.05
39241	03/12/2020	Vernon Moore	0930 - Justice Court 3	100 General Fund	180.00
39242	03/12/2020	Reed, Elizabeth	0950 - Justice Court 5	100 General Fund	3.36
39243	03/12/2020	Reynolds, Warren or Donna	0950 - Justice Court 5	100 General Fund	3.36
39244	03/12/2020	Rocha, Mario F.	0950 - Justice Court 5	100 General Fund	3.36
39245	03/12/2020	Steven Rojas	0920 - Justice Court 2	100 General Fund	21.01
39246	03/12/2020	Ruiz, Guadalupe	0920 - Justice Court 2	100 General Fund	10.05
39247	03/12/2020	Safeway Loss Prevention	0930 - Justice Court 3	100 General Fund	20.00
39248	03/12/2020	Cole Schamberger	0950 - Justice Court 5	100 General Fund	138.00
39249	03/12/2020	Kristine Karen Solomon	0940 - Justice Court 4	100 General Fund	207.60
39250	03/12/2020	Walmart	0920 - Justice Court 2	100 General Fund	9.55
39251	03/12/2020	Walmart	0930 - Justice Court 3	100 General Fund	40.00
39252	03/12/2020	Western Horizon Resort	0930 - Justice Court 3	100 General Fund	25.10
39253	03/17/2020	Cochise County/Sheakley/National Bank	1600 - Finance	110 Payroll Clearing Fund	4,356.14
39254	03/19/2020	A&R Fire Protection LLC	2100 - Facilities Management	100 General Fund	5,000.00
39255	03/19/2020	A+ Language Services	1100 - Adult Probation	147 Adult Probation Svcs Fee	175.00
39256	03/19/2020	Acuna, Ernesto	0920 - Justice Court 2	100 General Fund	25.00
39257	03/19/2020	Airwave Communications Enterprises, Inc.	1750 - Fleet Management	109 Fleet Management	3,465.67
39258	03/19/2020	Alex Espinosa's Bisbee Funeral Home	5000 - Health Dept	100 General Fund	1,776.00
39259	03/19/2020	Amazon.com LLC	8000 - County Library District	171 County Library	38.58
39259	03/19/2020	Amazon.com LLC	8000 - County Library District	172 State Grt in Aid 08-A-2	610.38
39260	03/19/2020	Anderson, Steven James	0810 - Court Administration	549 Probate Fees	250.00
39261	03/19/2020	Aqua Life	0920 - Justice Court 2	100 General Fund	27.50
39262	03/19/2020	Arizona Daily Star	0100 - Board of Supervisors	100 General Fund	767.35

WARRANT #	CHECK DATE	VENDOR NAME	DEPARTMENT	FUND NAME	AMOUNT
39263	03/19/2020	Arizona Department of Corrections	1710 - Heavy Fleet Management	600 Heavy Fleet Management	16.76
39263	03/19/2020	Arizona Department of Corrections	1750 - Fleet Management	109 Fleet Management	64.76
39263	03/19/2020	Arizona Department of Corrections	2100 - Facilities Management	100 General Fund	33.52
39263	03/19/2020	Arizona Department of Corrections	7000 - Solid Waste	505 Solid Waste	409.76
39264	03/19/2020	Arizona Department of Corrections ASPC-Tucson	7000 - Solid Waste	505 Solid Waste	49.50
39265	03/19/2020	Arizona State Land Department	4010 - Highway Dept Administration	251 Highway Fund	444.96
39266	03/19/2020	Arizona State Prison Complex	4010 - Highway Dept Administration	251 Highway Fund	6,877.28
39267	03/19/2020	Arizona Supreme Court	0810 - Court Administration	100 General Fund	3,117.61
39267	03/19/2020	Arizona Supreme Court	1100 - Adult Probation	147 Adult Probation Svcs Fee	142.60
39268	03/19/2020	Arizona Water Company	2100 - Facilities Management	100 General Fund	1,385.68
39269	03/19/2020	Armstrong Consultants, Inc.	1900 - Development Services	105 Bisbee/Douglas Airport	1,912.00
39270	03/19/2020	Baker & Taylor, LLC	8000 - County Library District	171 County Library	1,144.89
39270	03/19/2020	Baker & Taylor, LLC	8000 - County Library District	172 State Grt in Aid 08-A-2	624.97
39271	03/19/2020	Barnett's Towing & Oxygen LLC	1750 - Fleet Management	109 Fleet Management	150.00
39272	03/19/2020	Barnett's Towing LLC	3000 - Sheriff	100 General Fund	304.00
39273	03/19/2020	BI Incorporated	1200 - Juvenile Court Services	555 Juvenile Treatment Svcs	718.36
39274	03/19/2020	Bisbee Napa	1750 - Fleet Management	109 Fleet Management	246.37
39275	03/19/2020	Blackstone Audio, Inc.	8000 - County Library District	172 State Grt in Aid 08-A-2	67.99
39276	03/19/2020	Brauchla, Gary	1900 - Development Services	100 General Fund	66.70
39277	03/19/2020	Bug-Wiser Exterminating, Inc.	2100 - Facilities Management	100 General Fund	752.00
39277	03/19/2020	Bug-Wiser Exterminating, Inc.	2100 - Facilities Management	105 Bisbee/Douglas Airport	45.00
39277	03/19/2020	Bug-Wiser Exterminating, Inc.	4010 - Highway Dept Administration	251 Highway Fund	35.00
39278	03/19/2020	Bureau of Vital Records	5000 - Health Dept	100 General Fund	8,635.00
39279	03/19/2020	Cengage Learning, Inc. dba GALE	8000 - County Library District	172 State Grt in Aid 08-A-2	36.99
39280	03/19/2020	Center for Disease Detection, LLC	5000 - Health Dept	100 General Fund	179.00
39281	03/19/2020	CenturyLink Communications	1400 - General Government	216 SEACOM Operations	0.09
39281	03/19/2020	CenturyLink Communications	1800 - IT/Communications	100 General Fund	1,204.94
39282	03/19/2020	CenturyLink Communications	1100 - Adult Probation	100 General Fund	465.91
39282	03/19/2020	CenturyLink Communications	1200 - Juvenile Court Services	100 General Fund	138.26
39282	03/19/2020	CenturyLink Communications	1400 - General Government	216 SEACOM Operations	485.46
39282	03/19/2020	CenturyLink Communications	3000 - Sheriff	100 General Fund	182.99
39282	03/19/2020	CenturyLink Communications	7000 - Solid Waste	505 Solid Waste	139.15
39283	03/19/2020	Charm-Tex	3000 - Sheriff	100 General Fund	236.10
39284	03/19/2020	Cintas Corporation No. 445	7000 - Solid Waste	505 Solid Waste	283.15
39285	03/19/2020	City Electric Supply	2100 - Facilities Management	400 County Capital Projects	7,269.52
39286	03/19/2020	City of Bisbee	2100 - Facilities Management	100 General Fund	7,446.51
39287	03/19/2020	City of Sierra Vista	2100 - Facilities Management	100 General Fund	2,006.33
39287	03/19/2020	City of Sierra Vista	2100 - Facilities Management	216 SEACOM Operations	240.02
39288	03/19/2020	Cochise County Farmers Association	4010 - Highway Dept Administration	251 Highway Fund	1,071.72
39289	03/19/2020	Cochise Lock and Safe, Inc.	2100 - Facilities Management	100 General Fund	29.67
39290	03/19/2020	Cochise Lock and Safe, Inc.	1750 - Fleet Management	109 Fleet Management	11.35
39291	03/19/2020	Cochise Private Industry Council, Inc.	1600 - Finance	192 J.T.P.A.	91,636.00
39292	03/19/2020	Concentra Medical Centers	1220 - Juvenile Detention	100 General Fund	97.00
39293	03/19/2020	Cooke, Stephen R.	0810 - Court Administration	168 Children's Issues Ed	180.00
39294	03/19/2020	Cool Dreams Window Tinting	1750 - Fleet Management	109 Fleet Management	175.00
39295	03/19/2020	Copygraphix Inc.	5000 - Health Dept	100 General Fund	210.00
39296	03/19/2020	Crowell, Patricia	0810 - Court Administration	100 General Fund	5.80
39297	03/19/2020	Culligan of Tucson	4010 - Highway Dept Administration	251 Highway Fund	382.27
39298	03/19/2020	CureMD.com, Inc.	5000 - Health Dept	100 General Fund	305.00
39299	03/19/2020	Dell Marketing LP	1800 - IT/Communications	450 M.I.S. Capital Reserve	20,520.03
39300	03/19/2020	Deneke, Buffy	0810 - Court Administration	100 General Fund	19.60
39301	03/19/2020	DePew, Kimberly A.	1900 - Development Services	100 General Fund	29.29
39302	03/19/2020	Dominion Environmental Consultants, Inc.	2100 - Facilities Management	105 Bisbee/Douglas Airport	900.45
39303	03/19/2020	Douglas, City of	3000 - Sheriff	100 General Fund	3,106.35

WARRANT #	CHECK DATE	VENDOR NAME	DEPARTMENT	FUND NAME	AMOUNT
39304	03/19/2020	DXC Technology Services LLC	1750 - Fleet Management	109 Fleet Management	3,864.00
39305	03/19/2020	Encinas, Jose F	4010 - Highway Dept Administration	251 Highway Fund	100.00
39306	03/19/2020	Scott Fairbourne	0100 - Board of Supervisors	100 General Fund	91.87
39307	03/19/2020	Ferguson Enterprises, Inc.	2100 - Facilities Management	100 General Fund	1,171.55
39308	03/19/2020	Flora, Betsy	0100 - Board of Supervisors	100 General Fund	200.00
39309	03/19/2020	Fry Fire District	3000 - Sheriff	205 Sheriff Law Enforcement (RICO)	148.20
39310	03/19/2020	Gasper, Jo Ann	0810 - Court Administration	100 General Fund	16.82
39311	03/19/2020	Gaudette, Kim	2200 - Human Resources	100 General Fund	619.15
39312	03/19/2020	Gregan, Wayne	1900 - Development Services	100 General Fund	35.26
39313	03/19/2020	Guardian Tax AZ LLC	0200 - Treasurer	100 General Fund	6.75
39314	03/19/2020	Hatfield Funeral Home	5000 - Health Dept	100 General Fund	2,560.00
39315	03/19/2020	Jixiang (Jennifer) Huang	0810 - Court Administration	100 General Fund	341.64
39316	03/19/2020	Interstate Battery	1750 - Fleet Management	109 Fleet Management	303.16
39317	03/19/2020	Jensen's Sierra Vista Mortuary	5000 - Health Dept	100 General Fund	320.00
39318	03/19/2020	K12 Handhelds, Inc.	8000 - County Library District	176 Library LSTA Grants	2,750.00
39319	03/19/2020	KE&G Construction Inc.	2100 - Facilities Management	105 Bisbee/Douglas Airport	11,345.25
39320	03/19/2020	Keefe Commissary Network, LLC	3000 - Sheriff	208 Sheriff Inmate Welfare	1,377.23
39321	03/19/2020	Killer Bee Honey LLC	2100 - Facilities Management	100 General Fund	200.00
39322	03/19/2020	Koch, David	1900 - Development Services	100 General Fund	30.51
39323	03/19/2020	Law Office of Joan M Sacramento	0810 - Court Administration	549 Probate Fees	350.00
39324	03/19/2020	Law Offices of Christopher Hitchcock	0810 - Court Administration	549 Probate Fees	350.00
39325	03/19/2020	Mack's Auto Parts Inc	1750 - Fleet Management	109 Fleet Management	186.31
39326	03/19/2020	VIVIANA MARGARITA MARRUFO	5000 - Health Dept	100 General Fund	20.00
39327	03/19/2020	Martzke, James F.	1900 - Development Services	100 General Fund	72.50
39328	03/19/2020	Merle's Automotive Supply	1750 - Fleet Management	109 Fleet Management	1,293.63
39329	03/19/2020	Midwest Tape	8000 - County Library District	172 State Grt in Aid 08-A-2	22.49
39330	03/19/2020	Miller, Carmen J.	1900 - Development Services	100 General Fund	51.39
39331	03/19/2020	Mindful Lactation	5000 - Health Dept	227 Breastfeeding Counseling Serv	200.00
39332	03/19/2020	Modern Marketing, Inc.	3000 - Sheriff	100 General Fund	1,572.93
39333	03/19/2020	Morgan, J. Michael Ph. D.	1100 - Adult Probation	147 Adult Probation Svcs Fee	1,180.00
39334	03/19/2020	Nyander, Penny Sue	0810 - Court Administration	100 General Fund	1,291.40
39335	03/19/2020	O'Rielly Chevrolet, Inc.	1750 - Fleet Management	109 Fleet Management	202.68
39336	03/19/2020	OCLC Online Computer Library Center, Inc.	8000 - County Library District	171 County Library	863.52
39336	03/19/2020	OCLC Online Computer Library Center, Inc.	8000 - County Library District	172 State Grt in Aid 08-A-2	1,727.04
39337	03/19/2020	Olivares, Veronica	1100 - Adult Probation	147 Adult Probation Svcs Fee	25.00
39338	03/19/2020	Port53 Technologies, Inc.	8000 - County Library District	171 County Library	1,351.30
39339	03/19/2020	Prudential Overall Supply	1710 - Heavy Fleet Management	600 Heavy Fleet Management	111.84
39339	03/19/2020	Prudential Overall Supply	1750 - Fleet Management	109 Fleet Management	145.74
39340	03/19/2020	PTS-Prisoner Transportation Services America LLC	3000 - Sheriff	100 General Fund	3,957.00
39341	03/19/2020	Pueblo Mechanical & Controls, Inc.	2100 - Facilities Management	100 General Fund	2,073.55
39342	03/19/2020	RevolutionaryText, LLC	0810 - Court Administration	100 General Fund	156.80
39343	03/19/2020	Ruiz Tire Shop	1750 - Fleet Management	109 Fleet Management	16.00
39344	03/19/2020	Safelite Autoglass Corp.	1750 - Fleet Management	100 General Fund	1,610.91
39344	03/19/2020	Safelite Autoglass Corp.	1750 - Fleet Management	109 Fleet Management	39.95
39345	03/19/2020	Schiff, Laurence	5000 - Health Dept	100 General Fund	2,800.00
39346	03/19/2020	Schlesinger, Aaron	0810 - Court Administration	100 General Fund	2,294.90
39347	03/19/2020	Sedillos, Lorna Gries	5000 - Health Dept	245 Health Start	200.00
39348	03/19/2020	Senergy Petroleum LLC	1710 - Heavy Fleet Management	600 Heavy Fleet Management	9,790.83
39348	03/19/2020	Senergy Petroleum LLC	1750 - Fleet Management	109 Fleet Management	13,791.95
39349	03/19/2020	SoundOff Signal	1750 - Fleet Management	109 Fleet Management	400.16
39350	03/19/2020	Southeast Arizona Legal Support (SEALS)	0200 - Treasurer	100 General Fund	11,404.25
39351	03/19/2020	Southern Computer Warehouse, Inc.	1800 - IT/Communications	306 Local JCEF JP #6	441.41
39351	03/19/2020	Southern Computer Warehouse, Inc.	1800 - IT/Communications	311 JP 1 Enhancement Fund	441.41
39351	03/19/2020	Southern Computer Warehouse, Inc.	1800 - IT/Communications	312 JP 2 Enhancement Fund	441.41

WARRANT #	CHECK DATE	VENDOR NAME	DEPARTMENT	FUND NAME	AMOUNT
39351	03/19/2020	Southern Computer Warehouse, Inc.	1800 - IT/Communications	313 JP 3 Enhancement Fund	441.41
39351	03/19/2020	Southern Computer Warehouse, Inc.	1800 - IT/Communications	314 JP 4 Enhancement Fund	882.82
39351	03/19/2020	Southern Computer Warehouse, Inc.	1800 - IT/Communications	315 JP 5 Enhancement Fund	441.41
39352	03/19/2020	Southwest Gas Corporation	2100 - Facilities Management	100 General Fund	12,622.73
39353	03/19/2020	Sparkletts	1900 - Development Services	100 General Fund	126.53
39353	03/19/2020	Sparkletts	2100 - Facilities Management	100 General Fund	173.26
39354	03/19/2020	St Patrick Roman Catholic Parish- Bisbee	2100 - Facilities Management	100 General Fund	900.00
39355	03/19/2020	Staback Septic Service	2100 - Facilities Management	105 Bisbee/Douglas Airport	565.00
39355	03/19/2020	Staback Septic Service	4010 - Highway Dept Administration	251 Highway Fund	201.59
39356	03/19/2020	Stan Greer Millworks	2100 - Facilities Management	400 County Capital Projects	595.01
39357	03/19/2020	Stericycle Inc.	5000 - Health Dept	100 General Fund	1,713.65
39358	03/19/2020	Sulphur Springs Valley Electric Cooperative, Inc.	2100 - Facilities Management	100 General Fund	7,990.18
39358	03/19/2020	Sulphur Springs Valley Electric Cooperative, Inc.	2100 - Facilities Management	216 SEACOM Operations	490.13
39358	03/19/2020	Sulphur Springs Valley Electric Cooperative, Inc.	4010 - Highway Dept Administration	251 Highway Fund	776.00
39358	03/19/2020	Sulphur Springs Valley Electric Cooperative, Inc.	7000 - Solid Waste	505 Solid Waste	1,868.80
39359	03/19/2020	Technical Resource Management, Inc.	1100 - Adult Probation	149 Adult Prob.Comm.Punishmnt	1,258.35
39360	03/19/2020	The Master's Touch, LLC	0200 - Treasurer	100 General Fund	6,235.00
39361	03/19/2020	Theroux, Ronald J.	0100 - Board of Supervisors	100 General Fund	100.00
39362	03/19/2020	Thomson West	0810 - Court Administration	151 Law Library	3,731.57
39363	03/19/2020	Trachtman, Sean	1800 - IT/Communications	100 General Fund	1,505.00
39364	03/19/2020	Trademark Visual, Inc.	1750 - Fleet Management	109 Fleet Management	3,243.70
39365	03/19/2020	UniFirst Corporation	2100 - Facilities Management	100 General Fund	98.35
39366	03/19/2020	Valley Telephone Cooperative, Inc.	8000 - County Library District	171 County Library	182.68
39367	03/19/2020	VCA Apache Animal Hospital	3000 - Sheriff	205 Sheriff Law Enforcement (RICO)	44.56
39368	03/19/2020	Vulcan Materials	4010 - Highway Dept Administration	251 Highway Fund	7,071.40
39369	03/19/2020	W W Grainger Inc	2100 - Facilities Management	100 General Fund	317.33
39370	03/19/2020	W. R. Ryan Company	1750 - Fleet Management	109 Fleet Management	6,642.66
39371	03/19/2020	Walmart	0920 - Justice Court 2	100 General Fund	21.01
39372	03/19/2020	Waste Management of Arizona, Inc.	2100 - Facilities Management	105 Bisbee/Douglas Airport	466.26
39373	03/19/2020	Watson Chevrolet Inc	1750 - Fleet Management	109 Fleet Management	548.92
39374	03/19/2020	Waxie Sanitary Supply	2100 - Facilities Management	100 General Fund	1,136.91
39374	03/19/2020	Waxie Sanitary Supply	3000 - Sheriff	100 General Fund	1,444.56
39375	03/19/2020	West Press	0810 - Court Administration	100 General Fund	400.30
39376	03/19/2020	Wick Communications	0100 - Board of Supervisors	100 General Fund	37.00
39376	03/19/2020	Wick Communications	3000 - Sheriff	100 General Fund	37.00
39377	03/19/2020	Wick Communications	1900 - Development Services	100 General Fund	396.87
39378	03/19/2020	Zumar Industries, Inc.	4010 - Highway Dept Administration	251 Highway Fund	8,620.05
39379	03/19/2020	Chiricahua Community Health Centers, INC	1220 - Juvenile Detention	100 General Fund	160.91
39380	03/19/2020	City of Sierra Vista	8000 - County Library District	171 County Library	727.88
39381	03/19/2020	Cochise County Sheriff's Department	3000 - Sheriff	100 General Fund	1,661.00
39382	03/19/2020	Donahue, Robert	3000 - Sheriff	203 Jail Enhancement	700.00
39383	03/19/2020	Ferra, Carlos	3000 - Sheriff	100 General Fund	700.00
39384	03/19/2020	Laboratory Corporation of America	1220 - Juvenile Detention	100 General Fund	52.97
39385	03/19/2020	Reeves, Barbara	5000 - Health Dept	100 General Fund	76.70
39386	03/19/2020	Safeway Stores Inc.	0950 - Justice Court 5	100 General Fund	20.33
39387	03/19/2020	Shaw, Austin	3000 - Sheriff	100 General Fund	700.00
39388	03/19/2020	CHAD CIEZKI	0950 - Justice Court 5	100 General Fund	1,500.00
39389	03/19/2020	City of Sierra Vista	0950 - Justice Court 5	100 General Fund	50.00
39390	03/19/2020	Contreras, Jesus	0920 - Justice Court 2	100 General Fund	16.81
39391	03/19/2020	Lena Estavillo	0930 - Justice Court 3	100 General Fund	20.00
39392	03/19/2020	Figueroa, Raymond	0920 - Justice Court 2	100 General Fund	50.00
39393	03/19/2020	Grajeda, Edward	0920 - Justice Court 2	100 General Fund	75.00
39394	03/19/2020	McGaffey, Laura	0940 - Justice Court 4	100 General Fund	200.00
39395	03/19/2020	Montano, Raul	0920 - Justice Court 2	100 General Fund	50.00

WARRANT #	CHECK DATE	VENDOR NAME	DEPARTMENT	FUND NAME	AMOUNT
39396	03/19/2020	Ruby, James	0950 - Justice Court 5	100 General Fund	20.00
39397	03/19/2020	Target	0950 - Justice Court 5	100 General Fund	26.19
39398	03/19/2020	Walmart	0920 - Justice Court 2	100 General Fund	1.53
					680,886.95

Housing Authority

Regular Board of Supervisors Meeting

Meeting Date: 03/24/2020

Housing Proclamation

Submitted By: Anita Baca, Housing Authority

Department: Housing Authority

Presentation: No A/V Presentation **Recommendation:** Approve

Document Signatures: BOS Signature **# of ORIGINALS** 2
Required **Submitted for Signature:**

NAME n/a **TITLE** n/a
of PRESENTER: **of PRESENTER:**

Docket Number (If applicable):

Mandated Function?: Not Mandated **Source of Mandate
or Basis for Support?:**

Information

Agenda Item Text:

Approve a Fair Housing Proclamation to declare April 2020 as Fair Housing Month in Cochise County.

Background:

The Fair Housing Proclamation ensures compliance with certifications to affirmatively further fair housing in relation to State housing funds (CDBG, HOME, HUD rental assistance, etc.) that are received on a regular basis by Cochise County.

Department's Next Steps (if approved):

Post proclamation appropriately at the Board of Supervisors bulletin board and at the Housing Authority office.

Impact of NOT Approving/Alternatives:

The County will not be compliant with federal law or CDBG Affirmatively Furthering Fair Housing requirements.

To BOS Staff: Document Disposition/Follow-Up:

Two originals of the Fair Housing Proclamation will be provided to the Clerk of the Board. After formal Board approval and appropriate signatures, please post one original on the Board of Supervisors bulletin Board and return the other original to Anita Baca, Housing Authority.

Attachments

Fair Housing Proclamation



Cochise County Board of Supervisors

Public Programs...Personal Service
www.cochise.az.gov

THOMAS E. BORER
Chairman
District 1

EDWARD T. GILLIGAN
County Administrator

ANN ENGLISH
Vice-Chairman
District 2

SHARON GILMAN
Associate County Administrator

PEGGY JUDD
Supervisor
District 3

KIM LEMONS
Clerk of the Board

FAIR HOUSING PROCLAMATION APRIL 2020



WHEREAS, the Civil Rights Act of 1968, commonly known as the Federal Fair Housing Act and the Fair Housing Amendments Act of 1988, prohibit discrimination in the sale, rental, leasing and financing of housing or land to be used for the construction of housing or in the provision of brokerage services on the basis of race, color, religion, sex, handicap, familial status or national origin; and

WHEREAS, the 1986 and 1988 Federal Fair Housing Acts declare that it is a national policy to ensure equal opportunities in housing; and

WHEREAS, April has traditionally been designated as Fair Housing Month in the United States.

NOW, THEREFORE, the Board of Supervisors of Cochise County do hereby proclaim April 2020 as Fair Housing Month in the County of Cochise and does hereby urge all residents of this County to comply with and show their support for the letter and spirit of the Fair Housing Acts.

PASSED, APPROVED AND ADOPTED THIS 24th day March 2020 BY THE BOARD OF SUPERVISORS OF COCHISE COUNTY, ARIZONA.

Thomas E. Borer, Chairman

Ann English, Vice-Chairman

Peggy Judd, Supervisor

**Public Hearings 7.
Board of Supervisors**

Regular Board of Supervisors Meeting

Meeting Date: 03/24/2020

RD Steakhouse- Series 6 (Bar) Liquor License

Submitted By: Melissa Tucker, Board of Supervisors

Department: Board of Supervisors

Presentation: No A/V **Recommendation:** Approve
Presentation

Document Signatures: BOS Signature **# of ORIGINALS** 2
NOT Required **Submitted for Signature:**

NAME of PRESENTER: Melissa Tucker **TITLE of PRESENTER:** Administrative Assistant

Mandated Function?: Not Mandated **Source of Mandate or Basis for Support?:**

Docket Number (If applicable):

Information

Agenda Item Text:

Approve an Owner Transfer Liquor License application for a Series #6 (Bar) license submitted by Ms. Vicki Lynn Davison for RD Steakhouse, located at 10348 Hwy. 191, Elfrida, AZ 85610.

Background:

Ms. Vicki Lynn Davison has applied for a series #6 Bar liquor license for RD Steakhouse, located at 10348 Hwy 191, Elfrida, Arizona, 85610. The Sheriff's Office has no recommendation and the Treasurer's Office advised that the property taxes for the parcel in question are current. The Development Services Department has recommended approval of the application. There have been no formal protests to this liquor license.

The Health Department is currently working with the property owner on health-related issues with the subject property.

Ms. Davison has paid the \$100.00 processing fee. Supporting documentation regarding this liquor license is attached.

Department's Next Steps (if approved):

Board staff will forward the Board's decision to the Arizona Department of Liquor License and Control.

Impact of NOT Approving/Alternatives:

A hearing on this application will be scheduled with the State Liquor Board.

To BOS Staff: Document Disposition/Follow-Up:

Send packet to ADLLC and copy of letter w/out attachments to applicant.

Budget Information

Information about available funds

Budgeted:

Funds Available:

Amount Available:

Unbudgeted:

Funds NOT Available:

Amendment:

Account Code(s) for Available Funds

1:

Fund Transfers

Attachments

Application

Department Review Forms

Affidavit of Posting

Local Body Governing Recommendation

State of Arizona
Department of Liquor Licenses and Control

Created 02/06/2020 @ 04:10:48 PM

Local Governing Body Report

LICENSE

Number:	06020023	Type:	006 BAR
Name:	RD STEAKHOUSE		
State:	Pending		
Issue Date:		Expiration Date:	06/30/2020
Original Issue Date:	04/04/1979		
Location:	10348 HWY 191 ELFRIDA, AZ 85610 USA		
Mailing Address:	6000 W CROSS C RANCH ROAD ELFRIDA, AZ 85610 USA		
Phone:	(520)907-4256		
Alt. Phone:			
Email:	CHANDRA@ANDESTAX.COM		

Currently, this license has pending applications.

AGENT

Name:	VICKI LYNN DAVISON
Gender:	Female
Correspondence Address:	6000 W CROSS C RANCH ROAD ELFRIDA, AZ 85610 USA
Phone:	(520)907-4256
Alt. Phone:	
Email:	CHANDRA@ANDESTAX.COM

OWNER

Name:	RD STEAKHOUSE LLC		
Contact Name:	VICKI DAVISON		
Type:	LIMITED LIABILITY COMPANY		
AZ CC File Number:	23039600	State of Incorporation:	AZ
Incorporation Date:	11/25/2019		
Correspondence Address:	6000 W CROSS C RANCH ROAD ELFRIDA, AZ 85610 USA		
Phone:	(520)907-4256		
Alt. Phone:			
Email:	CHANDRA@ANDESTAX.COM		

Officers / Stockholders

Name:	Title:	% Interest:
-------	--------	-------------

RD STEAKHOUSE LLC - MEMBER, STOCKHOLDER

Name: JOHN REB DAVISON
 Gender: Male
 Correspondence Address: 6000 W CROSS C RANCH ROAD
 ELFRIDA, AZ 85610
 USA
 Phone: (520)907-3242
 Alt. Phone:
 Email: SLIDERVIC@YAHOO.COM

MANAGERS

Name: HERLINDA MENDEZ
 Gender: Female
 Correspondence Address: 6000 W CROSS C RANCH ROAD
 ELFRIDA, AZ 85610
 USA
 Phone: (520)353-5831
 Alt. Phone:
 Email: MENDEZLINDA6@ICLOUD.COM

APPLICATION INFORMATION

Application Number: 94825
 Application Type: Owner Transfer
 Created Date: 01/17/2020

Selena Gonzalez

QUESTIONS & ANSWERS

006 Bar

- 1) If you intend to operate business while your application is pending you will need an interim permit pursuant to A.R.S.§4-203.01. Would you like to apply for an Interim Permit?
 No
- 4) Have you submitted a questionnaire? Each person listed must submit a questionnaire and mail in a fingerprint card along with a \$22. processing fee per card.
 Yes
- 5) Is the Business located within the incorporated limits of the city or town of which it is located?
 No
- 6) Does the Business location address have a street address for a City or Town but is actually in the boundaries of another City, Town or Tribal Reservation?
 Yes
 If Yes, what City, Town or Tribal Reservation is this Business located in?
 Cochise County

- 15) Please provide name, address, and Distance of nearest school.
Valley Union High School
4088 W. Jefferson Rd., Elfrida, AZ 85610
1,924 feet
- 16) Please provide name, address, and distance of nearest church.
St. Francis Of Assis Mission
4110 W. Jefferson Rd., Elfrida, AZ 85610
1,408 feet
- 17) Are you a tenant? (A person who holds the lease of a property; a lessee)
No
- 18) Is there a penalty if lease is not fulfilled?
No
- 19) Are you a sub-tenant? (A person who holds a lease which was given to another person (tenant) for all or part of a property)
No
- 20) Are you the owner?
Yes
- 21) Are you a purchaser?
No
- 22) Are you a management company?
No
- 23) What is the total money borrowed for the business not including the lease?
Please list lenders/people owed money for the business.
\$58,000.00
Elfrida Steakhouse, LLC
2525 E. Broadway Blvd. #200, Tucson, AZ 85716
- 24) Is there a drive through window on the premises?
No
- 25) Have you provided a diagram of your premises?
Yes
- 26) If there is a patio please indicate contiguous or non-contiguous within 30 feet.
Yes, contiguous
- 27) Is your licensed premises now closed due to construction, renovation or redesign or rebuild?
Yes
If yes, what is your estimated completion date?
March 1, 2020
- 34) Total Price paid for Series 6 Bar, Series 7 Beer & Wine Bar or Series 9 Liquor Store (license only)
\$30,000.00

DOCUMENTS

DOCUMENT TYPE	FILE NAME	UPLOADED DATE
BILL OF SALE	Elfrida Steakhouse-RD Steakhouse BOS 121319.pdf	01/17/2020
DIAGRAM/FLOOR PLAN	Floor Plan.pdf	01/17/2020
QUESTIONNAIRE	Herlinda Mgr Q ASF Naturalization.pdf	01/17/2020
QUESTIONNAIRE	John Q.pdf	01/17/2020
BILL OF SALE	Non-Judicial Foreclosure to Western Bank.pdf	01/17/2020
BILL OF SALE	Sect. 9.pdf	01/17/2020
ALIEN STATUS	Vicki Agent Q ASF AZDL.pdf	01/17/2020
QUESTIONNAIRE	Vicki Agent Q ASF AZDL.pdf	01/17/2020

20 FEB 6 11:14 AM '15

SECTION 8 Government (for Cities, Towns or Counties only)

1. Government Entity: _____
2. Person/Designee: _____
Last First Middle Daytime Contact Phone #

SECTION 9 Person to Person Transfer ARS§4-203(C), (D), (G)
(Bar and Liquor Stores only – Series 06, 07, and 09)

1. License #: 06020023
2. Individual Owner/Agent Name: Bennett Gary Calvin
Last First Middle
3. Ownership Name: Bennett Gary JTWROS
(Exactly as it appears on the license)
4. Current Business Name: Sundown Steakhouse LLC
(Exactly as it appears on the license)
5. Business Location Address: 10348 Hwy 191 Elfrida AZ Cochise 85610
Street City State County Zip
6. Current Daytime Phone: 520 322 5000 Primary Email Address: SSmith@dmyl.com
7. Does current licensee intend to operate the business while this application is pending? Yes No
8. I, (Signature): Spencer Smith authorize the transfer of this license to the applicant.

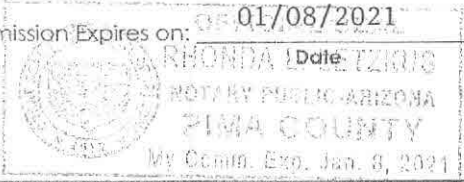
NOTARY

I (Print Full Name) Spencer Smith (Mgr/Mem. of Elfrida Steakhouse, LLC) hereby declare that I am the Individual Agent, Owner, Or Controlling Person on the stated license and location.

Signature: Spencer Smith State of Arizona County of Pima

The foregoing instrument was acknowledged before me this

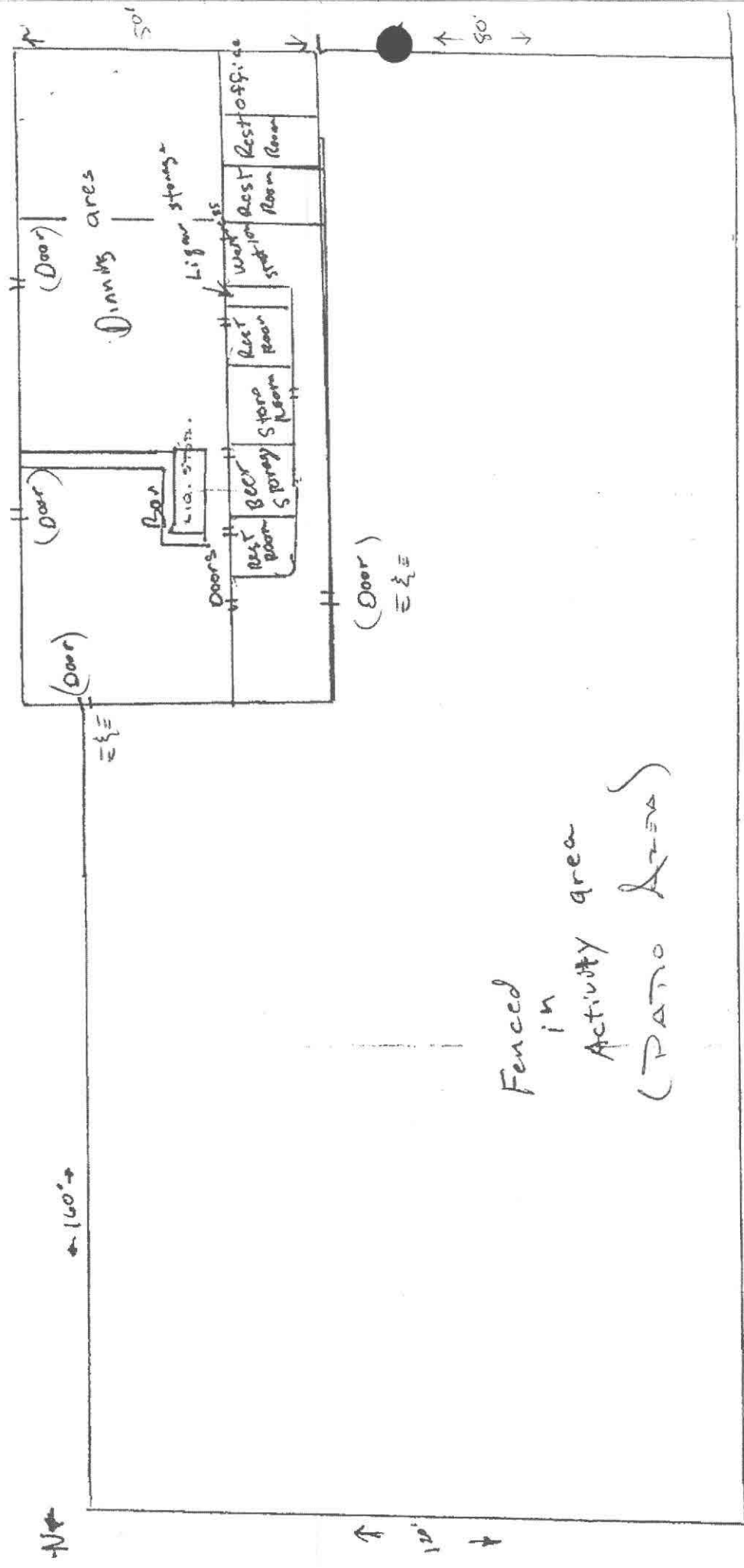
My Commission Expires on: 01/08/2021 2nd Day of December, 2019
Day Month Year

 Rhonda Letzakis
Signature of Notary

SECTION 10 Location Transfer- Current Licensee Information ARS§4-203(C), (D), (G)
(Bar and Liquor Stores only – Series 06, 07, and 09)

1. Current Business: Name: _____
Address: _____
(exactly as it appears on license)

2. New Business: Name: _____
Address: _____



Appendix.

3302 FREE
STANLEY BUILDING

20 FEB 6 11:41 AM '16



Arizona Department of Liquor Licenses and Control
800 W Washington 5th Floor
Phoenix, AZ 85007-2934
www.azliquor.gov
(602) 542-5141

QUESTIONNAIRE
A.R.S. § 4-202, 4-210
Type or Print with Black Ink

The fees allowed by R19-1-102 will be charged for all dishonored checks.

ATTENTION APPLICANT: This is a legally binding document. Please type or print in black ink. An investigation of your background will be conducted. Incomplete applications will not be accepted. False or misleading answers may result in the denial or revocation of a license or permit and could result in criminal prosecution.

Attention local governments: Social security and birth date information is confidential. This information may be given to law enforcement agencies for background checks only.

QUESTIONNAIRE IS TO BE COMPLETED BY EACH CONTROLLING PERSON, AGENT AND MANAGER BEING DISCLOSED TO THE DEPARTMENT. EACH PERSON COMPLETING THIS FORM MUST SUBMIT A BLUE OR BLACK LINED FINGERPRINT CARD ALONG WITH A \$22 FEE. FINGERPRINTS MUST BE DONE BY A LAW ENFORCEMENT AGENCY OR BONA FIDE FINGERPRINT SERVICE. FOR AN ADDITIONAL \$13 FEE, FINGERPRINTS MAY BE DONE AT THE DEPARTMENT OF LIQUOR WHEN ACCOMPANIED BY A COMPLETED APPLICATION.

Liquor License#: 94825

1. Check the Appropriate Box →

<input type="checkbox"/> Controlling Person	<input checked="" type="checkbox"/> Agent	<input type="checkbox"/> Premises Manager (complete all questions except #12)
---	---	--

2. Name: DAVISON Last Vicki First Lynn Middle Birth Date: [REDACTED] (NOT a public record)

3. Social Security #: [REDACTED] Driver License #: [REDACTED] State: AZ

4. Place of birth: Tucson City AZ State USA COUNTRY (not county) Height: 5'5" Weight: 185 Eyes: Blue Hair: Blonde

5. Name of current/most recent spouse: DAVISON Last John First Reb Middle Birth Date: [REDACTED] (NOT a public record)

6. Are you a bona fide resident of Arizona? Yes No If yes, what is your date of residency: [REDACTED]

7. Daytime telephone number: 520-907-4256 E-mail address: chandra@andestax.com

8. Business Name: RD Steakhouse Business Phone: [REDACTED]

9. Business Location Address: 10348 N. Highway 191 Street (do not use PO Box) Elfrida City AZ State Cochise County 85610 Zip

10. List your employment or type of business during the past five (5) years. If unemployed, retired, or student, list residence address.

FROM Month/Year	TO Month/Year	DESCRIBE POSITION OR BUSINESS	EMPLOYERS NAME OR NAME OF BUSINESS (Street Address, City, State & Zip)
4/1969	CURRENT	Homemaker	6000 W CROSS C Ranch Elfrida, AZ 85610

(ATTACH ADDITIONAL SHEET IF NECESSARY)

11. Provide your residence address information for the last five (5) years: A.R.S. §4-202(D)

FROM Month/Year	TO Month/Year	RESIDENTIAL Street Address
4/1969	CURRENT	6000 W. Cross C Ranch, Elfrida, AZ85610

(ATTACH ADDITIONAL SHEET IF NECESSARY)

12. As a Controlling Person or Agent, will you be physically present and operating the licensed premises?
If you answered YES, then answer #13 below. If NO, skip to #14. Yes No
13. Have you attended a DLLC approved Basic & Management Liquor Law Training Course within the past 3 years? Yes No
14. Have you been cited, arrested, indicted, convicted, or summoned into court for violation of ANY criminal law or ordinance, regardless of the disposition, even if dismissed or expunged, within the past five (5) years? Yes No
15. Are there ANY administrative law citations, compliance actions or consents, criminal arrests, indictments or summonses pending against you? (Do not include civil traffic tickets.) A.R.S. §4-202,4-210 Yes No
16. Has anyone EVER obtained a judgement against you the subject of which involved fraud or misrepresentation? Yes No
17. Have you had a liquor application or license rejected, denied, revoked or suspended in or outside of Arizona within the last five years? A.R.S. §4-202(D) Yes No
18. Has an entity in which you are or have been a controlling person had an application or license rejected, denied, revoked or suspended in or outside of Arizona within the last five years? A.R.S. §4-202(D) Yes No

If you answered "YES" to any Question 14 through 18 YOU MUST attach a signed statement.
Give complete details including dates, agencies involved and dispositions.
CHANGES TO QUESTIONS 14-18 MAY NOT BE ACCEPTED

NOTARY

I (Print Full Name) Vicki Lynn Davison hereby declare that I am the Agent/ Controlling Person / Premises Manager filing this application. I have read this document and verify the contents and all statements are true, correct and complete, to the best of my knowledge.

Signature: Vicki Lynn Davison Kellner State of Ariz County of Pima

The foregoing instrument was acknowledged before me this 24 Day of Nov 2019

My Commission Expires on: 04-21-2020 Date

Rhonda J Reynolds
Signature of Notary

OFFICIAL
RHONDA J REYNOLDS
Notary Public - State of Arizona
PIMA COUNTY
My Comm. Expires 04/21/2020

The Licensee has authorized the person named on this questionnaire to act as manager for the above License.

PRINT NAME: _____ SIGNATURE: _____



State of Arizona
Department of Liquor Licenses and Control
800 W. Washington 5th Floor
Phoenix, AZ 85007
(602) 542-5141

**ARIZONA STATEMENT OF CITIZENSHIP
OR ALIEN STATUS FOR STATE PUBLIC BENEFITS**

Title IV of the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (the "Act"), 8 U.S.C. § 1621, provides that, with certain exceptions, only United States citizens, United States non-citizen nationals, non-exempt "qualified aliens" (and sometimes only particular categories of qualified aliens), nonimmigrant, and certain aliens paroled into the United States are eligible to receive state, or local public benefits. With certain exceptions, a professional license and commercial license issued by a State agency is a State public benefit.

Arizona Revised Statutes § 41-1080 requires, in general, that a person applying for a license must submit documentation to the license agency that satisfactorily demonstrates the applicant's presence in the United States is authorized under federal law.

Directions: All applicants must complete Sections I, II, and IV. Applicants who are not U.S. citizens or nationals must also complete Section III.

Submit this completed form and a copy of one or more document(s) from the attached "Evidence of U.S. Citizenship, U.S. National Status, or Alien Status" with your application for license or renewal. If the document you submit does not contain a photograph, you must also provide a government issued document that contains your photograph. You must submit supporting legal documentation (i.e. marriage certificate) if the name on your evidence is not the same as your current legal name.

SECTION I – APPLICANT INFORMATION

INDIVIDUAL OWNER/AGENT NAME (Print or type)

VICKI LYNN JAVISON

SECTION II – CITIZENSHIP OR NATIONAL STATUS DECLARATION

Are you a citizen or national of the United States?

Yes

No

If **Yes**, indicate place of birth:

City Tucson State (or equivalent) AZ Country or Territory USA

If you answered **Yes**, 1) Attach a legible copy of a document from the attached list.

2) Name of document: _____
Go to Section IV.

AZ. JAVISON LICENSE

If you answered **No**, you must complete Section III and IV.

SECTION III – ALIEN STATUS DECLARATION

To be completed by applicants who are not citizens or nationals of the United States. Please indicate alien status by checking the appropriate box. Attach a legible copy of a document from the attached list or other document as evidence of your status.

Name of document provided

Qualified Alien Status (8 U.S.C. §§ 1621(a)(1), -1641(b) and (c))

- 1. An alien lawfully admitted for permanent residence under the Immigration and Nationality Act (INA)
- 2. An alien who is granted asylum under Section 208 of the INA.
- 3. A refugee admitted to the United States under Section 207 of the INA.
- 4. An alien paroled into the United States for at least one year under Section 212(d)(5) of the INA.
- 5. An alien whose deportation is being withheld under Section 243(h) of the INA.
- 6. An alien granted conditional entry under Section 203(a)(7) of the INA as in effect prior to April 1, 1980.
- 7. An alien who is a Cuban/Haitian entrant.
- 8. An alien who has, or whose child or child's parent is a "battered alien" or an alien subject to extreme cruelty in the United States.

Nonimmigrant Status (8 U.S.C. § 1621(a)(2))

- 9. A nonimmigrant under the Immigration and Nationality Act [8 U.S.C § 1101 et seq.] Non immigrants are persons who have temporary status for a specific purpose. See 8 U.S.C § 1101(a)(15).

Alien Paroled into the United States for Less Than One Year (8 U.S.C. § 1621(a)(3))

- 10. An alien paroled into the United States for less than one year under Section 212(d)(5) of the INA

Other Persons (8 U.S.C § 1621(c)(2)(A) and (C))

- 11. A nonimmigrant whose visa for entry is related to employment in the United States, or
- 12. A citizen of a freely associated state, if section 141 of the applicable compact of free association approved in Public Law 99-239 or 99-658 (or a successor provision) is in effect [Freely Associated States include the Republic of the Marshall Islands, Republic of Palau and the Federate States of Micronesia, 48 U.S.C. § 1901 et seq.];
- 13. A foreign national not physically present in the United States.

Otherwise Lawfully Present

- 14. A person not described in categories 1-13 who is otherwise lawfully present in the United States.

PLEASE NOTE: The federal Personal Responsibility and Work Opportunity Reconciliation Act may make persons who fall into this category ineligible for licensure. See 8 U.S.C. § 1621(a).

SECTION IV - DECLARATION

All applicants must complete this section.

I declare under penalty of perjury under the laws of the state of Arizona that the answers and evidence I have given are true and correct to the best of my knowledge.

Vicki Lynn Davison

Individual Owner/Agent Printed Name

Vicki L. Davison

Individual Owner/Agent Signature

01-15-2020

Today's Date

EVIDENCE OF U.S. CITIZENSHIP, U.S. NATIONAL STATUS, OR ALIEN STATUS

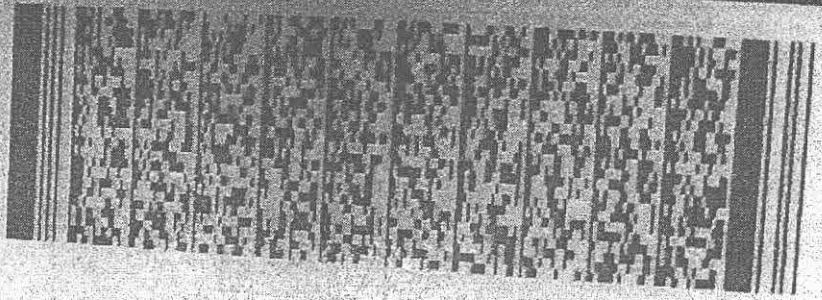
You must submit supporting legal documentation (i.e. marriage certificate) if the name on your evidence is not the same as your current legal name.

Evidence showing authorized presence in the United State includes the following:

1. An Arizona driver license issued after 1996 or an Arizona non-operating identification card.
2. A driver license issued by a state that verifies lawful presence in the United States.
3. A birth certificate or delayed birth certificate showing birth in one of the 50 states, the District of Columbia, Puerto Rico (on or after January 13, 1941), Guam, the U.S. Virgin Islands (on or after January 17, 1917), American Samoa, or the Northern Mariana Islands (on or after November 4, 1986, Northern Mariana Islands local time)
4. A United States certificate of birth abroad.
5. A United States passport. ***Passport must be signed***
6. A foreign passport with a United States visa.
7. An I-94 form with a photograph.
8. A United States citizenship and immigration services employment authorization document or refugee travel document.
9. A United States certificate of naturalization.
10. A United States certificate of citizenship.
11. A tribal certificate of Indian blood.
12. A tribal or bureau of Indian affairs affidavit of birth.
13. Any other license that is issued by the federal government, any other state government, an agency of this state or a political subdivision of this state that requires proof of citizenship or lawful alien status before issuing the license.



Number [REDACTED]
Expires 05/24/2021
Issued 03/02/2005



Class D Operator
Endorsements NONE
Restrictions NONE



Arizona Department of Liquor Licenses and Control
800 W Washington 5th Floor
Phoenix, AZ 85007-2934
www.azliquor.gov
(602) 542-5141

QUESTIONNAIRE
A.R.S. § 4-202, 4-210
Type or Print with Black Ink

The fees allowed by R19-1-102 will be charged for all dishonored checks.

ATTENTION APPLICANT: This is a legally binding document. Please type or print in black ink. An investigation of your background will be conducted. Incomplete applications will not be accepted. False or misleading answers may result in the denial or revocation of a license or permit and could result in criminal prosecution.

Attention local governments: Social security and birth date information is confidential. This information may be given to law enforcement agencies for background checks only.

QUESTIONNAIRE IS TO BE COMPLETED BY EACH CONTROLLING PERSON, AGENT AND MANAGER BEING DISCLOSED TO THE DEPARTMENT. EACH PERSON COMPLETING THIS FORM MUST SUBMIT A BLUE OR BLACK LINED FINGERPRINT CARD ALONG WITH A \$22 FEE. FINGERPRINTS MUST BE DONE BY A LAW ENFORCEMENT AGENCY OR BONA FIDE FINGERPRINT SERVICE. FOR AN ADDITIONAL \$13 FEE, FINGERPRINTS MAY BE DONE AT THE DEPARTMENT OF LIQUOR WHEN ACCOMPANIED BY A COMPLETED APPLICATION.

Liquor License#: 94825

1. Check the Appropriate Box →

<input checked="" type="checkbox"/> Controlling Person	<input type="checkbox"/> Agent	<input type="checkbox"/> Premises Manager (complete all questions except #12)
--	--------------------------------	--

2. Name: Davison John Reb Birth Date: [REDACTED]
Last First Middle (NOT a public record)

3. Social Security #: [REDACTED] Driver License #: [REDACTED] State: AZ

4. Place of birth: Tucson AZ USA Height: 5'11" Weight: 200 Eyes: Hazel Hair: Blonde
City State COUNTRY (not county)

5. Name of current/most recent spouse: Kellner Vicki Lynn Birth Date: [REDACTED]
Last First Middle (NOT a public record)

6. Are you a bona fide resident of Arizona? Yes No If yes, what is your date of residency: 1955

7. Daytime telephone number: 520-907-3242 E-mail address: slidervic-@yahoo.com

8. Business Name: RD Steakhouse Business Phone: 520-907-3242

9. Business Location Address: 10348 N. Highway 191 Elfrida Az Cochise 85610
Street (do not use PO Box) City State County Zip

10. List your employment or type of business during the past five (5) years. If unemployed, retired, or student, list residence address.

FROM Month/Year	TO Month/Year	DESCRIBE POSITION OR BUSINESS	EMPLOYERS NAME OR NAME OF BUSINESS (Street Address, City, State & Zip)
<u>4/1969</u>	<u>CURRENT</u>	<u>Rancher</u>	<u>Self-employed</u> <u>6000 W Cross C Ranch</u> <u>Elfrida, AZ85610</u>

(ATTACH ADDITIONAL SHEET IF NECESSARY)

11. Provide your residence address information for the last five (5) years: A.R.S. §4-202(D)

FROM Month/Year	TO Month/Year	RESIDENTIAL Street Address
4/1969	CURRENT	6000 W Cross C Ranch Elfrida, AZ 85610

(ATTACH ADDITIONAL SHEET IF NECESSARY)

12. As a Controlling Person or Agent, will you be physically present and operating the licensed premises? Yes No
If you answered YES, then answer #13 below. If NO, skip to #14.
13. Have you attended a DLLC approved Basic & Management Liquor Law Training Course within the past 3 years? Yes No
14. Have you been cited, arrested, indicted, convicted, or summoned into court for violation of ANY criminal law or ordinance, regardless of the disposition, even if dismissed or expunged, within the past five (5) years? Yes No
15. Are there ANY administrative law citations, compliance actions or consents, criminal arrests, indictments or summonses pending against you? (Do not include civil traffic tickets.) A.R.S. §4-202, 4-210 Yes No
16. Has anyone EVER obtained a judgement against you the subject of which involved fraud or misrepresentation? Yes No
17. Have you had a liquor application or license rejected, denied, revoked or suspended in or outside of Arizona within the last five years? A.R.S. §4-202(D) Yes No
18. Has an entity in which you are or have been a controlling person had an application or license rejected, denied, revoked or suspended in or outside of Arizona within the last five years? A.R.S. §4-202(D) Yes No

If you answered "YES" to any Question 14 through 18 YOU MUST attach a signed statement. Give complete details including dates, agencies involved and dispositions.

CHANGES TO QUESTIONS 14-18 MAY NOT BE ACCEPTED

NOTARY

I (Print Full Name) John Ray Davison hereby declare that I am the Agent/ Controlling Person / Premises Manager filing this application. I have read this document and verify the contents and all statements are true, correct and complete, to the best of my knowledge.

Signature: John Ray Davison State of Arizona county of Pima

The foregoing instrument was acknowledged before me this 13 Day of December 2019

Day Month Year

[Signature]
Signature of Notary

OFFICIAL SEAL

My Comm. Expires on: 1 JULY 2022

Notary Public - State of Arizona

PIMA COUNTY

My Comm. Expires June 1, 2022

The Licensee has authorized the person named on this questionnaire to act as manager for the above License.

PRINT NAME: _____ SIGNATURE: _____



Arizona Department of Liquor Licenses and Control
 800 W Washington 5th Floor
 Phoenix, AZ 85007-2934
 www.azliquor.gov
 (602) 542-5141

20 FEB 6 11:41 AM '17

QUESTIONNAIRE
 A.R.S. §4-202, 4-210
 Type or Print with Black Ink

The fees allowed by R19-1-102 will be charged for all dishonored checks.

ATTENTION APPLICANT: This is a legally binding document. Please type or print in **black ink**. An investigation of your background will be conducted. Incomplete applications will not be accepted. False or misleading answers may result in the denial or revocation of a license or permit and could result in criminal prosecution.

Attention local governments: Social security and birth date information is confidential. This information may be given to law enforcement agencies for background checks only.

QUESTIONNAIRE IS TO BE COMPLETED BY EACH CONTROLLING PERSON, AGENT AND MANAGER BEING DISCLOSED TO THE DEPARTMENT. EACH PERSON COMPLETING THIS FORM MUST SUBMIT A BLUE OR BLACK LINED FINGERPRINT CARD ALONG WITH A \$22 FEE. FINGERPRINTS MUST BE DONE BY A LAW ENFORCEMENT AGENCY OR BONA FIDE FINGERPRINT SERVICE. FOR AN ADDITIONAL \$13 FEE, FINGERPRINTS MAY BE DONE AT THE DEPARTMENT OF LIQUOR WHEN ACCOMPANIED BY A COMPLETED APPLICATION.

Liquor License#: 06020023 / 94825

1. Check the Appropriate Box →

Controlling Person Agent Premises Manager
 (complete all questions except #12)

2. Name: MENDEZ HERLINA M/A Birth Date: [REDACTED]
Last First Middle (NOT a public record)

3. Social Security #: [REDACTED] Driver License #: [REDACTED] State: Arizona

4. Place of birth: Agua Prieta Sonora Mexico Height: 5'03" Weight: 165 Eyes: Bro Hair: Blk
City State COUNTRY (not county)

5. Name of current/most recent spouse: Shaver David Ernest Birth Date: [REDACTED]
Last First Middle (NOT a public record)

6. Are you a bona fide resident of Arizona? Yes No If yes, what is your date of residency: 1972

7. Daytime telephone number: 520.353.5831 E-mail address: mendezlinda6@icloud.com

8. Business Name: RD Steakhouse Business Phone: Pen /ding /

9. Business Location Address: 10348 Hwy 191 Elfrida AZ Cochise 85610
Street (do not use PO Box) City State County Zip

10. List your employment or type of business during the past five (5) years. If unemployed, retired, or student, list residence address.

FROM Month/Year	TO Month/Year	DESCRIBE POSITION OR BUSINESS	EMPLOYERS NAME OR NAME OF BUSINESS (Street Address, City, State & Zip)
05/2006	CURRENT	Heavy Equip. Operator	Cochise County, 3988 W. Thompson Rd., Elfrida, AZ 85610

(ATTACH ADDITIONAL SHEET IF NECESSARY)

11. Provide your residence address information for the last five (5) years: A.R.S. §4-202(D)

FROM Month/Year	TO Month/Year	RESIDENTIAL Street Address
07/1972	CURRENT	10314 N. Bravo Ave., Elfrida, AZ 85610

(ATTACH ADDITIONAL SHEET IF NECESSARY)

12. As a Controlling Person or Agent, will you be physically present and operating the licensed premises?
If you answered YES, then answer #13 below. If NO, skip to #14. ~ / a -
m u r Yes No
13. Have you attended a D.L.C. approved Basic & Management Liquor Law Training Course within the past 3 years? Yes No
14. Have you been cited, arrested, indicted, convicted, or summoned into court for violation of ANY criminal law or ordinance, regardless of the disposition, even if dismissed or expunged, within the past five (5) years? Yes No
15. Are there ANY administrative law citations, compliance actions or consents, criminal arrests, indictments or summonses pending against you? (Do not include civil traffic tickets.) A.R.S. §4-202, 4-210 Yes No
16. Has anyone EVER obtained a judgement against you the subject of which involved fraud or misrepresentation? Yes No
17. Have you had a liquor application or license rejected, denied, revoked or suspended in or outside of Arizona within the last five years? A.R.S. §4-202(D) Yes No
18. Has an entity in which you are or have been a controlling person had an application or license rejected, denied, revoked or suspended in or outside of Arizona within the last five years? A.R.S. §4-202(D) Yes No

If you answered "YES" to any Question 14 through 18 **YOU MUST** attach a signed statement.
Give complete details including dates, agencies involved and dispositions.
CHANGES TO QUESTIONS 14-18 MAY NOT BE ACCEPTED


NOTARY

I (Print Full Name) HELENE A MENDEZ hereby declare that I am the Agent/ Controlling Person / Premises Manager filing this application. I have read this document and verify the contents and all statements are true, correct and complete, to the best of my knowledge.

Signature: Helene Mendez State of Arizona County of Cochise

The foregoing instrument was acknowledged before me this 18th day of December, 2019

My Commission Expires on: 3-21-2022 Date



REYNA DE LA CRUZ
Notary Public - Day of Arizona
COCHISE COUNTY
My Commission Expires
March 21, 2022

Reyna De La Cruz
Signature of Notary

The Licensee has authorized the person named on this questionnaire to act as manager for the above License.

PRINT NAME: JOHN REB DAVISON SIGNATURE: [Signature]



State of Arizona
Department of Liquor Licenses and Control
800 W. Washington 5th Floor
Phoenix, AZ 85007
(602) 542-5141

**ARIZONA STATEMENT OF CITIZENSHIP
OR ALIEN STATUS FOR STATE PUBLIC BENEFITS**

Title IV of the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (the "Act"), 8 U.S.C. § 1621, provides that, with certain exceptions, only United States citizens, United States non-citizen nationals, non-exempt "qualified aliens" (and sometimes only particular categories of qualified aliens), nonimmigrant, and certain aliens paroled into the United States are eligible to receive state, or local public benefits. With certain exceptions, a professional license and commercial license issued by a State agency is a State public benefit.

Arizona Revised Statutes § 41-1080 requires, in general, that a person applying for a license must submit documentation to the license agency that satisfactorily demonstrates the applicant's presence in the United States is authorized under federal law.

Directions: All applicants must complete Sections I, II, and IV. Applicants who are not U.S. citizens or nationals must also complete Section III.

Submit this completed form and a copy of one or more document(s) from the attached "Evidence of U.S. Citizenship, U.S. National Status, or Alien Status" with your application for license or renewal. If the document you submit does not contain a photograph, you must also provide a government issued document that contains your photograph. You must submit supporting legal documentation (i.e. marriage certificate) if the name on your evidence is not the same as your current legal name.

SECTION I – APPLICANT INFORMATION

INDIVIDUAL OWNER/AGENT NAME (Print or type)

HERNANDA MENDEZ

SECTION II – CITIZENSHIP OR NATIONAL STATUS DECLARATION

Are you a citizen or national of the United States?

Yes

No

If Yes, indicate place of birth:

City Agua Prieta State (or equivalent) Sonora Country or Territory Mexico

If you answered Yes, 1) Attach a legible copy of a document from the attached list.

2) Name of document: US Naturalization Document
Go to Section IV.

If you answered No, you must complete Section III and IV.

SECTION III – ALIEN STATUS DECLARATION

To be completed by applicants who are not citizens or nationals of the United States. Please indicate alien status by checking the appropriate box. Attach a legible copy of a document from the attached list or other document as evidence of your status.

Name of document provided

Qualified Alien Status (8 U.S.C. §§ 1621(a)(1), -1641(b) and (c))

- 1. An alien lawfully admitted for permanent residence under the Immigration and Nationality Act (INA)
- 2. An alien who is granted asylum under Section 208 of the INA.
- 3. A refugee admitted to the United States under Section 207 of the INA.
- 4. An alien paroled into the United States for at least one year under Section 212(d)(5) of the INA.
- 5. An alien whose deportation is being withheld under Section 243(h) of the INA.
- 6. An alien granted conditional entry under Section 203(a)(7) of the INA as in effect prior to April 1, 1980.
- 7. An alien who is a Cuban/Haitian entrant.
- 8. An alien who has, or whose child or child's parent is a "battered alien" or an alien subject to extreme cruelty in the United States.

Nonimmigrant Status (8 U.S.C. § 1621(a)(2))

- 9. A nonimmigrant under the Immigration and Nationality Act [8 U.S.C. § 1101 et seq.]. Non immigrants are persons who have temporary status for a specific purpose. See 8 U.S.C. § 1101(a)(15).

Alien Paroled into the United States for Less Than One Year (8 U.S.C. § 1621(a)(3))

- 10. An alien paroled into the United States for less than one year under Section 212(d)(5) of the INA

Other Persons (8 U.S.C. § 1621(c)(2)(A) and (C))

- 11. A nonimmigrant whose visa for entry is related to employment in the United States, or
- 12. A citizen of a freely associated state, if section 141 of the applicable compact of free association approved in Public Law 99-239 or 99-658 (or a successor provision) is in effect [Freely Associated States include the Republic of the Marshall Islands, Republic of Palau and the Federate States of Micronesia, 48 U.S.C. § 1901 et seq.];
- 13. A foreign national not physically present in the United States.

Otherwise Lawfully Present

- 14. A person not described in categories 1-13 who is otherwise lawfully present in the United States.

PLEASE NOTE: The federal Personal Responsibility and Work Opportunity Reconciliation Act may make persons who fall into this category ineligible for licensure. See 8 U.S.C. § 1621(a).

SECTION IV - DECLARATION

All applicants must complete this section.

I declare under penalty of perjury under the laws of the state of Arizona that the answers and evidence I have given are true and correct to the best of my knowledge.

HEATHER A MENDEZ

Individual Owner/Agent Printed Name

Heather Mendez

Individual Owner/Agent Signature

12-18-2019

Today's Date

EVIDENCE OF U.S. CITIZENSHIP, U.S. NATIONAL STATUS, OR ALIEN STATUS

You must submit supporting legal documentation (i.e. marriage certificate) if the name on your evidence is not the same as your current legal name.

Evidence showing authorized presence in the United State includes the following:

1. An Arizona driver license issued after 1996 or an Arizona non-operating identification card.
2. A driver license issued by a state that verifies lawful presence in the United States.
3. A birth certificate or delayed birth certificate showing birth in one of the 50 states, the District of Columbia, Puerto Rico (on or after January 13, 1941), Guam, the U.S. Virgin Islands (on or after January 17, 1917), American Samoa, or the Northern Mariana Islands (on or after November 4, 1986, Northern Mariana Islands local time)
4. A United States certificate of birth abroad.
5. A United States passport. ***Passport must be signed***
6. A foreign passport with a United States visa.
7. An I-94 form with a photograph.
8. A United States citizenship and immigration services employment authorization document or refugee travel document.
9. A United States certificate of naturalization.
10. A United States certificate of citizenship.
11. A tribal certificate of Indian blood.
12. A tribal or bureau of Indian affairs affidavit of birth.
13. Any other license that is issued by the federal government, any other state government, an agency of this state or a political subdivision of this state that requires proof of citizenship or lawful alien status before issuing the license.

Clerk Superior Court
DENISE J. LUNDIN

RUBEN TERAN S.
1605 10th Street
Douglas, AZ 85607
Ph: (520) 364-3401
Fax: (520) 364-6115
e-mail: rubenteran@theriver.com
Bar No. 004809

FILED
05 APR -4 PM 2:36
CLERK SUPERIOR COURT
BY _____
DEPUTY

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF COCHISE

In re the Name Change of:

HERLINDA SHAVER,

CASE NO. CV200500226

ORDER RE: APPLICATION FOR
NAME CHANGE

This matter having come regularly for hearing on Applicant's petition for change of name and good cause appearing therein;

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Applicant's name of HERLINDA SHAVER be changed to HERLINDA MENDEZ.

DONE IN OPEN COURT THIS 4th DAY OF APRIL, 2005.

Stephen M. D. [Signature]

JUDGE OF THE SUPERIOR COURT

COUNTY OF COCHISE
STATE OF ARIZONA

The foregoing instrument is a full, true and correct copy of the original on file in this office.

Attested: *[Signature]* 20 05
DENISE J. LUNDIN, Clerk

By *[Signature]* Deputy

COPY

OPERTIN COUNTY OF

No. [redacted]

Patron No. [redacted]

Best and description of holder as of date of naturalization. Date of birth [redacted] sex female
complexion medium color of eyes brown color of hair brown height 5 feet 3 inches
Martial status none married
I certify that the description above given is true and that the photograph affixed hereto is a likeness of me.

Country of former nationality Mexico



Herlinda Mendez Fuentes
Complete and true signature of holder

STATE OF ARIZONA
COUNTY OF COCHISE

ss:

Beckmann, that she is a former citizen of the State of Arizona and for the County of Cochise hold her citizenship in full on May 1985

Herlinda Mendez Fuentes
The Court having found that she is a former citizen of the United States by her acquisition of the citizenship laws of the United States, and on all other respects, compliant with the applicable provisions of such naturalization laws, and was entitled to be admitted as a citizen of the United States of America.

In testimony whereof the seal of the court is hereunto affixed this 1st day of May 1985 in the year of our Lord nineteen hundred and

eighty-five

By [Signature] Clerk of the Court
Superior Court

IT IS PUNISHABLE BY U. S. LAW TO COPY, PRINT OR PHOTOGRAPH THIS CERTIFICATE.

Deputy Clerk



DeCONCINI McDONALD YETWIN & LACY

A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW

2525 EAST BROADWAY BOULEVARD • SUITE 200 • TUCSON, ARIZONA 85716-5300
(520) 322-5000 • (520) 322-5585 (FAX)

DMYL.COM

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ALICE W. CALLISON
BARRY M. COREY
JODY A. CORRALES
PETER B. GOLDMAN
NATHAN B. HANNAH
STEVEN J. ITKIN
JAMES A. JUTRY
JOHN C. LACY
ZELMA LETARTE
KATHRYN B. NELSON

RYAN D. O'NEAL
JOHN C. RICHARDSON
LISA ANNE SMITH
SPENCER A. SMITH
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SESALY O. STAMPS
TYLER H. STANTON
JAMES M. SUSA
PAUL M. TILLEY
MEGAN J. TROG
GARY F. URMAN
MICHAEL R. URMAN

OF COUNSEL:
RICHARD M. YETWIN
BARRON & ASSOCIATES, P.C. - JOHN H. BARRON, III

FIRM FOUNDERS:
EVO A. DeCONCINI (1901-1986)
JOHN R. McDONALD (1933-2012)
DENNIS W. DeCONCINI

PHOENIX OFFICE:
7310 NORTH 16TH STREET, SUITE 205
PHOENIX, ARIZONA 85020
(602) 282-0500
FAX: (602) 282-0520

November 20, 2018

PLEASE REPLY TO TUCSON
MURMAN@DMYL.COM

Via First Class Mail Only

John Cocca, Director
Arizona Department of Liquor Licenses and Control
800 W Washington, 5th Floor
Phoenix, AZ 85007

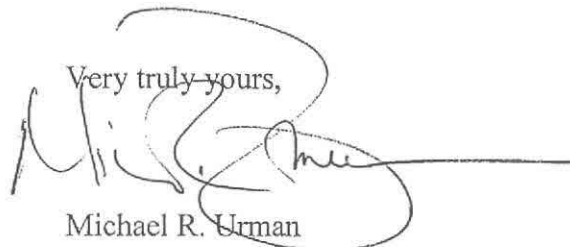
Re: Gary C. Bennett/Sundown Steakhouse LLC Liquor License Number 06020023
Transfer of Ownership

Dear Mr. Cocca:

I represent Western Bank with respect to the foreclosure of the above-referenced liquor license. The above-referenced liquor license has been sold from Western Bank to Elfrida Steakhouse, LLC and Spencer A. Smith. Enclosed for your information is a copy of the Bill of Sale. Please transfer ownership of the liquor license from Western Bank to Elfrida Steakhouse, LLC and Spencer A. Smith. I would appreciate it if you would confirm in writing when the ownership transfer has been completed.

Thank you for your attention to this matter. If you have any questions or comments, please do not hesitate to contact me.

Very truly yours,



Michael R. Urman

sac
Enclosure

I:\FILES\DOCS\ELFR01\180836\LTR\13C2769.DOCX



Arizona Department of Liquor Licenses and Control
 800 W Washington 5th Floor
 Phoenix, AZ 85007-2934
 www.azliquor.gov
 (602) 542-5141

18 SEP 13 11:41 AM

NON-JUDICIAL FORECLOSURE AFFIDAVIT

STATE OF ARIZONA)
)
 COUNTY OF MARICOPA) ss.

I, Michael R. Urman, having been duly sworn, do hereby state that I am:

18 SEP 20 11:41 AM
 18 SEP 20 11:41 AM
 18 SEP 20 11:41 AM

1. A secured party and have a perfected security interest in liquor license # _____
 The attorney for the secured party Western Bank
 (Name of secured party you represent)

2. The financing statement with liquor license # 06020023 as collateral was filed with the Secretary of State (SOS) on 12/18/1998 (copy attached).
 (Date filed with SOS)

3. Debtor, party Gary C. Bennett and Myrtle G. Bennett is in default under the security agreement.
 (Name of debtor)

4. A notice of proposed disposition of collateral was sent to the debtor on July 6, 2018
 (Date sent to debtor)

5. A public private sale was held on August 30, 2018 located at: Cochise County Courthouse, 100 Quality Hill, Bisbee, AZ
 (Date sale was held) (Street address, city, state, zip)
 and the sale was conducted in a commercially reasonable manner with notice of the sale having been published on July 5, 12, 19, 26, 2018 in Bisbee Observer (copy of sale notice attached).
 (Date sent to debtor) (Name of publication)


6. Liquor license # 06020023 was sold to Western Bank of P.O. Box 490, Lordsburg, NM 88045
 (Street address, city, state, zip)

Liquor license # _____ was retained in satisfaction of the obligation and notice was given to the debtor on _____ (copy of notice attached).
 (Date of notification)

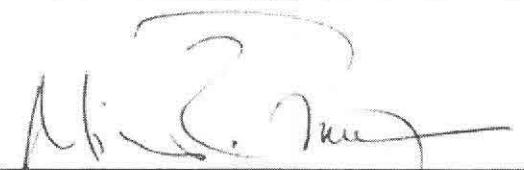
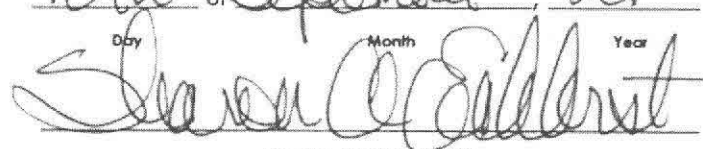
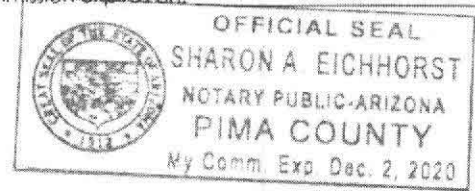
7. Affiant further states that all things required to be done under A.R.S. §47-9010 et. Seq. (Uniform Commercial Code – Secured Transactions), have been done to entitle the affiant to lawfully dispose of or otherwise act with respect to liquor license # 06020023. Affiant further states he/she is aware that the Department of Liquor Licenses and Control is making no determination of the secured party's property interest in liquor license # 06020023 but is relying on affiant's documentation and this affidavit solely for the purpose of allowing the affiant to take action with the department as to liquor license # 06020023. Affiant agrees to hold the Department of Liquor Licenses and Control harmless from any liability incurred by the department in reliance on the affiant's representations and documentation.

Wherefore, Affiant further saith not.

I (print name) Michael R. Urman declare that I have read this Affidavit and the contents and all statements are true, correct and complete.



(Signature of AFFIANT)

NOTARY	
X  _____ (Controlling Person/Existing Agent)	State of <u>Arizona</u> County of <u>Pima</u> The foregoing instrument was acknowledged before me this <u>18th</u> of <u>September</u> , <u>2018</u> Day Month Year  _____ Signature of NOTARY PUBLIC
My commission expires on: 	

FILED

1998 DEC 18 12:07

SECRETARY OF STATE

01045951

18 SEP 20 11:41 AM '95

Return copy or recorded original to: WESTERN BANK P.O. BOX 490 LORDSBURG, NM 88045	ARIZONA UNIFORM COMMERCIAL CODE FINANCING STATEMENT - Form UCC-1 This FINANCING STATEMENT is presented for filing (recording) pursuant to the Arizona Uniform Commercial Code.
---	--

1. Debtor(s) (last name first and address): BENNETT, GARY C. BENNETT, MYRTLE C. [REDACTED]	2. Secured Party(ies) and address: WESTERN BANK P.O. BOX 490 LORDSBURG, NM 88045
---	---

3. Name and Address of Assignee of Secured Party(ies)	4. <input type="checkbox"/> If checked, products of collateral are also covered.
---	--

6. If the collateral is crops, the crops are growing or to be grown on the following described real estate:	5. This Financing Statement covers the following types (or items) of property: ALL INVENTORY, FIXTURES, AND EQUIPMENT NOW OWNED AND HEREAFTER ACQUIRED. ARIZONA LIQUOR LICENSE # 09020008 ARIZONA LIQUOR LICENSE # 06020023 and any renewals or substitutions of.
---	---

UCC1 FS	5.00	
TOTAL	5.00	
		CHECK 5.00
	1 3R8401	

7. If the collateral is (a) goods which are or are to become fixtures; (b) timber to be cut; or (c) minerals or the like (including oil and gas), or accounts resulting from the sale thereof at the wellhead or minehead to which the security interest attaches upon extraction, the legal description of the real estate concerned is:

And, this Financing Statement is to be recorded in the office where a mortgage on such real estate would be recorded. If the Debtor does not have an interest of record, the name of a record owner is:

8. This Financing Statement is signed by the Secured Party instead of the debtor to perfect or continue perfection of a security interest in:

- collateral already subject to security interest in jurisdiction when it was brought into this state.
- collateral as to which the filing has lapsed or will lapse.
- proceeds of collateral because of a change in type or use.
- collateral acquired after a change of name, identity, or corporate structure of the Debtor.

Dated: 12-2-98

(Use whichever is applicable)

WESTERN BANK

SIGNATURE(S) OF DEBTOR(S) OR ASSIGNOR

SIGNATURE(S) OF SECURED PARTY(IES) OR ASSIGNEE

See reverse side for instructions
FILING OFFICER

Ref

SECRETARY OF STATE

2004 NOV -1 AM 10: 22

UCC FINANCING STATEMENT AMENDMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT AT FILER (optional)
505-542-3521

B. SEND ACKNOWLEDGMENT TO: (Name and Address)

WESTERN BANK
P O BOX 490
LORDSBURG NM 88045

FILED

11/18/2004 2:31PM 000001 #4594

KERRI

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1a. INITIAL FINANCING STATEMENT FILE # 01045951

1b. This FINANCING STATEMENT AMENDMENT is to be filed for recording in the REAL ESTATE RECORDS \$5.00

2. TERMINATION: Effectiveness of the Financing Statement identified above is terminated with respect to security interest(s) of the Secured Party authorizing this Termination Statement.

3. CONTINUATION: Effectiveness of the Financing Statement identified above with respect to security interest(s) of the Secured Party authorizing this Continuation Statement is continued for the additional period provided by applicable law.

4. ASSIGNMENT (full or partial): Give name of assignee in Item 7a or 7b and address of assignee in Item 7c; and also give name of assignor in Item 9.

5. AMENDMENT (PARTY INFORMATION): This Amendment affects Debtor or Secured Party of record. Check only one of these two boxes.

Also check one of the following three boxes and provide appropriate information in Items 6 and/or 7.

CHANGE name and/or address: Give current record name in Item 6a or 6b; also give new name (if name changed) in Item 7a or 7b and/or new address (if address changed) in Item 7c.

DELETE name: Give record name to be deleted in Item 6a or 6b.

ADD name: Complete Item 7a or 7b, and also Item 7c; also complete Items 7d-7g (if applicable).

6. CURRENT RECORD INFORMATION:

6a. ORGANIZATION'S NAME

OR

6b. INDIVIDUAL'S LAST NAME: BENNETT

FIRST NAME: GARY

MIDDLE NAME: C

SUFFIX:

7. CHANGED (NEW) OR ADDED INFORMATION:

7a. ORGANIZATION'S NAME

OR

7b. INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

7c. MAILING ADDRESS

CITY

STATE

POSTAL CODE

COUNTRY

7d. TAX ID #: SSN OR EIN

ADD'L INFO RE ORGANIZATION DEBTOR

7e. TYPE OF ORGANIZATION

7f. JURISDICTION OF ORGANIZATION

7g. ORGANIZATIONAL ID #, if any

NONE

8. AMENDMENT (COLLATERAL CHANGE): check only one box.

Describe collateral deleted or added, or give entire restated collateral description, or describe collateral assigned.

9. NAME OF SECURED PARTY OF RECORD AUTHORIZING THIS AMENDMENT (name of assignor, if this is an Assignment). If this is an Amendment authorized by a Debtor which adds collateral or adds the authorizing Debtor, or if this is a Termination authorized by a Debtor, check here and enter name of DEBTOR authorizing this Amendment.

9a. ORGANIZATION'S NAME: WESTERN BANK

OR

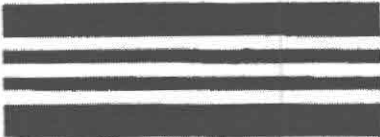
9b. INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

10. OPTIONAL FILER REFERENCE DATA



SECRETARY OF STATE

2009 OCT -9 AM 11:47

UCC FINANCING STATEMENT AMENDMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT AT FILER (optional)
ALICE SANCHEZ (575) 542-3521

B. SEND ACKNOWLEDGMENT TO: (Name and Address)

**WESTERN BANK
 P O BOX 490
 LORDSBURG NM 88045**

FILED

10/09/2009 11:46AM 000001 #3800

C THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

MARTHA

1a. INITIAL FINANCING STATEMENT FILE #
01045951

1b. This FINANCING STATEMENT AMENDMENT is to be filed for record in the REAL ESTATE RECORDS CONTINUM \$5.00

2. TERMINATION: Effectiveness of the Financing Statement identified above is terminated with respect to security interest(s) of the Secured Party authorizing this Termination Statement. \$5.00

3. CONTINUATION: Effectiveness of the Financing Statement identified above with respect to security interest(s) of the Secured Party authorizing this Continuation Statement is renewed for the additional period provided by applicable law.

4. ASSIGNMENT (full or partial): Give name of assignee in item 7a or 7b and address of assignee in item 7c, and also give name of assignor in item 9.

5. AMENDMENT (PARTY INFORMATION): This Amendment affects Debtor Secured Party of record. Check only one of these two boxes.

Also check one of the following three boxes and provide necessary information in items 6 and/or 7

CHANGE name and/or address. Please refer to the detailed instructions in regards to changing the name/address of a party. DELETE name. Give record name to be deleted in item 6a or 6b. ADD name. Complete item 7a or 7b, and also item 7c, and complete items 7e-7g (if applicable).

6. CURRENT RECORD INFORMATION:

6a. ORGANIZATION'S NAME

OR

6b. INDIVIDUAL'S LAST NAME

FIRST NAME	MIDDLE NAME	SUFFIX
BENNETT	GARY	C

7. CHANGED (NEW) OR ADDED INFORMATION:

7a. ORGANIZATION'S NAME

OR

7b. INDIVIDUAL'S LAST NAME

FIRST NAME	MIDDLE NAME	SUFFIX

7c. MAILING ADDRESS

CITY	STATE	POSTAL CODE	COUNTRY

7d. SEE INSTRUCTIONS

ADD'L INFO RE. ORGANIZATION DEBTOR

7e. TYPE OF ORGANIZATION

7f. JURISDICTION OF ORGANIZATION

7g. ORGANIZATIONAL ID #, if any NONE

8. AMENDMENT (COLLATERAL CHANGE): check only one box.

Describe collateral deleted or added, or give entire revised collateral description, or describe collateral assigned.

9. NAME OF SECURED PARTY OF RECORD AUTHORIZING THIS AMENDMENT (name of assignor, if this is an Assignment; if this is an Amendment authorized by a Debtor which adds collateral or acts the authorizing Debtor, or if this is a Termination authorized by a Debtor, check here and enter name of DEBTOR authorizing this Amendment.

9a. ORGANIZATION'S NAME

WESTERN BANK

OR

9b. INDIVIDUAL'S LAST NAME

FIRST NAME	MIDDLE NAME	SUFFIX

10. OPTIONAL FILER REFERENCE DATA

104-5951-0

ARIZONA
SECRETARY OF STATE
10/28/14 13:42
FILED

UCC FINANCING STATEMENT AMENDMENT

FOLLOW INSTRUCTIONS

A. NAME & PHONE OF CONTACT AT FILER (optional) ALICE SANCHEZ (575) 542-3521
B. E-MAIL CONTACT AT FILER (optional)
C. SEND ACKNOWLEDGMENT TO: (Name and Address)
WESTERN BANK PO BOX 490 LORDSBURG NM 88045



THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1a. INITIAL FINANCING STATEMENT FILE NUMBER
01045951

1b. This FINANCING STATEMENT AMENDMENT is to be filed (for record) (or recorded) in the REAL ESTATE RECORDS. *File Attach Amendment Addendum (Form UCC3Ad) and provide Debtor's name in item 13.*

2. TERMINATION: Effectiveness of the Financing Statement identified above is terminated with respect to the security interest(s) of Secured Party authorizing the Termination Statement.

3. ASSIGNMENT (full or partial): Provide name of Assignee in item 7a or 7b and address of Assignee in item 7c and name of Assignor in item 8. For partial assignment, complete items 7 and 8 and also indicate amended collateral in item 9.

4. CONTINUATION: Effectiveness of the Financing Statement identified above with respect to the security interest(s) of Secured Party authorizing this Continuation Statement is continued for the additional period provided by applicable law.

5. PARTY INFORMATION CHANGE:

Check one of these two boxes. **AND** check one of these three boxes to:

This Change affects Debtor or Secured Party of record. CHANGE name (single address: Complete item 6a or 6b and item 7a or 7b and item 7c. ADD name: Complete item 7a or 7b and item 7c. DELETE name: Give record name to be deleted in item 6a or 6b.

6. CURRENT RECORD INFORMATION: Complete for Party Information Change; provide only one name (6a or 6b).

6a. ORGANIZATION'S NAME

OR

6b. INDIVIDUAL'S SURNAME: **BENNETT** FIRST PERSONAL NAME: **GARY** ADDITIONAL NAME(S) INITIAL(S): **C** SUFFIX:

7. CHANGED OR ADDED INFORMATION: Complete for Assignment or Party Information Change - do not delete any name (7a or 7b) (unrecorded, full name, do not omit, modify, or abbreviate any part of the Debtor's name).

7a. ORGANIZATION'S NAME

OR

7b. INDIVIDUAL'S SURNAME

INDIVIDUAL'S FIRST PERSONAL NAME

INDIVIDUAL'S ADDITIONAL NAME(S) INITIAL(S)

SUFFIX

7c. MAILING ADDRESS CITY STATE POSTAL CODE COUNTRY

8. COLLATERAL CHANGE: Also check one of these four boxes: ADD collateral DELETE collateral RESTATE covered collateral ASSIGN collateral. *Indicate collateral.*

9. NAME OF SECURED PARTY OF RECORD AUTHORIZING THIS AMENDMENT: Provide only one name (9a or 9b) (name of Assignor, if this is an Assignment). If this is an Amendment authorized by a DEBTOR, check here and provide name of authorizing Debtor.

9a. ORGANIZATION'S NAME: **WESTERN BANK**

OR

9b. INDIVIDUAL'S SURNAME FIRST PERSONAL NAME ADDITIONAL NAME(S) INITIAL(S) SUFFIX

10. OPTIONAL FILER REFERENCE DATA:

AFFIDAVIT

STATE OF ARIZONA)
)
County of Pima) ss:

Rhonda L. Letzkus, being first duly sworn, deposes and says:

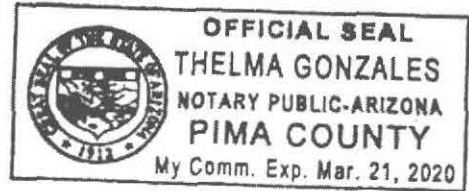
- 1. That I am an employee of the law firm of DeConcini McDonald Yetwin & Lacy, P.C., 2525 E. Broadway, Suite 200, Tucson, AZ 85716-5300.
- 2. That said attorneys represent Western Bank in matters relating to the sale of certain personal property pledged as collateral for a loan from Western Bank to Gary C. Bennett and Myrtle G. Bennett.
- 3. That pursuant to the provisions of A.R.S. § 47-9609 through § 47-9613, I, on behalf of Michael R. Urman, mailed a copy of the Notice of Proposed Disposition of Collateral in the form attached hereto as Exhibit A to each of the persons and addresses identified on the list attached hereto as Exhibit B, and that said mailings were sent by certified mail, return receipt requested, on July 6, 2018, the receipts of which are attached hereto.

Rhonda Letzkus
Rhonda L. Letzkus

SUBSCRIBED AND SWORN TO before me this 6th day of July, 2018, by Rhonda L. Letzkus.

Thelma Gonzales
Notary Public

My Commission Expires:
3/21/2020



18 SEP 20 10:47 AM PM 4:05

EXHIBIT A

NOTICE OF PROPOSED DISPOSITION OF COLLATERAL

To: Whom It May Concern

Dated: July 6, 2018

Re: Arizona Secretary of State Filing No. 10459510

You are hereby given notice that Western Bank, whose address is c/o Michael R. Urman, DeConcini McDonald Yetwin & Lacy, P.C., 2525 E. Broadway, Suite 200, Tucson, AZ 85716 (hereinafter referred to as "Secured Party") has a lien against certain property more particularly described as follows ("Collateral"):

State of Arizona Liquor License No. 06020023; and all inventory, equipment, fixtures and personal property of any kind owned by Debtor and located on that real property described in the below-referenced Notice of Trustee's Sale, or wherever else such personal property may be located, and

in which Gary C. Bennett and Myrtle G. Bennett, whose address is 2093 N. Arabian Lane, Cochise, AZ 85606 and/or RT 1, Box 98, Cochise, AZ 85606 (hereinafter collectively referred to as "Debtor"), has claimed or may claim an interest. Pursuant to Arizona Revised Statutes § 47-9613, you are hereby given notice of the proposed disposition of the Collateral in partial satisfaction of Secured Party's lien.

Secured Party intends to dispose of the Collateral at public auction to the highest bidder in conjunction with the sale of the real property described in the Notice of Trustee's Sale attached hereto as Exhibit A and by this reference incorporated herein.

PUBLIC SALE AS FOLLOWS:

Date of Sale: August 30, 2018

Time of Sale: 10:00 a.m.

Place of Sale: At the front entrance of the Cochise County Courthouse, 100 Quality Hill, Bisbee, Cochise County, Arizona

This Notice of Proposed Disposition of Collateral refers to the following:

1. That certain Arizona Uniform Commercial Code Financing Statement Form UCC-1 filed on December 18, 1998, at Filing No. 010459510, and continuation statements filed thereafter, with the Arizona Secretary of State.

The UCC sale may be postponed from time to time by giving notice by public declaration at the time and place last scheduled for sale.

The Debtor is entitled to an accounting of the unpaid indebtedness secured by the property that Secured Party intends to sell. You may request an accounting and obtain information concerning Secured Party's security interest by calling Michael R. Urman at (520) 322-5000.

There is no warranty relating to title, possession, quiet enjoyment or the like in this disposition of the Collateral.

DATED this 6th day of July, 2018.

DeCONCINI McDONALD YETWIN
& LACY, P.C.

By *Michael R. Urman*

Michael R. Urman
2525 E. Broadway, Suite 200
Tucson, AZ 85716-5300
Attorneys for Western Bank

STATE OF ARIZONA)
)
County of Pima) ss:

The foregoing instrument was acknowledged before me this 6th day of July, 2018, by Michael R. Urman, a member of the State Bar of Arizona, on behalf of Western Bank.

Rhonda L. Letzkus
Notary Public

My Commission Expires:
01/08/2021

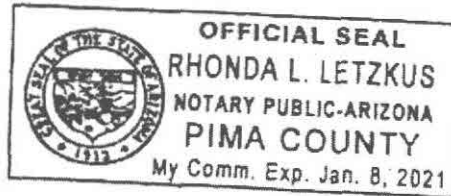


EXHIBIT A

After recording, please return to:

Michael R. Urman
DeConcini McDonald Yetwin & Lacy, P.C.
2525 East Broadway, Suite 200
Tucson, AZ 85716-5300

NOTICE OF TRUSTEE'S SALE

The following legally described trust property will be sold at public auction to the highest bidder pursuant to the power of sale under the Deed of Trust recorded in the records of Cochise County, Arizona, at Fee No. 050413965. The sale will be held at the front entrance to the County Courthouse, 100 Quality Hill, Bisbee, Arizona, on the 30th day of August, 2018, at 10:00 a.m. of said day. **NOTICE! IF YOU BELIEVE THERE IS A DEFENSE TO THE TRUSTEE'S SALE OR IF YOU HAVE AN OBJECTION TO THE TRUSTEE'S SALE, YOU MUST FILE AN ACTION AND OBTAIN A COURT ORDER PURSUANT TO RULE 65, ARIZONA RULES OF CIVIL PROCEDURE, STOPPING THE SALE NO LATER THAT 5:00 P.M. MOUNTAIN STANDARD TIME OF THE LAST BUSINESS DAY BEFORE THE SCHEDULED DATE OF THE SALE, OR YOU MAY HAVE WAIVED ANY DEFENSES OR OBJECTIONS TO THE SALE. UNLESS YOU OBTAIN AN ORDER, THE SALE WILL BE FINAL AND WILL OCCUR.**

Legal Description: See Exhibits A and B attached hereto

Personal Property Description: See Exhibit C attached hereto

Identifiable Location of Trust Property: Parcel I – 2093 N. Arabian Lane, Cochise, AZ
Parcels II & III – 10348 N. Hwy. 191, Elfrida, AZ

Tax Parcel I.D. No.: Parcel I – 206-23-016D and 206-23-016E
Parcel II – 403-32-032B
Parcel III – 403-32-032C

Original Principal Balance: \$371,585.21

Name and Address of Current Beneficiary: Western Bank of Lordsburg
P.O. Box 490
Lordsburg, NM 88045

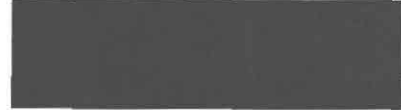
Name and Address of
Original Trustor:

Gary C. Bennett, aka Gary Bennett
Myrtle G. Bennett, aka Myrtle Bennett



Name and Address of
Current Trustee:

Michael R. Urman, a member of the State Bar of Arizona
DeConcini McDonald Yetwin & Lacy, P.C.



Dated: May 29, 2018

Michael R. Urman, Trustee

STATE OF ARIZONA)
)
County of Pima)

ss:

The foregoing instrument was acknowledged before me this 29th day of May, 2018, by Michael R. Urman, as Trustee.

My Commission Expires:

Notary Public

1/8/2021

I:\FILES\DOCS\WEST3\13118\FORM\12P7784.DOC

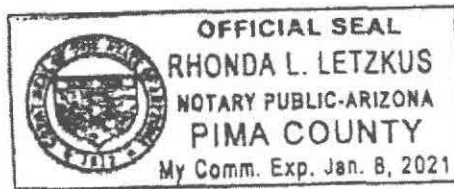


EXHIBIT A

PARCEL I:

Lot 408, RICHLAND RANCHETTES NO. 4, according to Book 5 of Maps, page 9, records of Cochise County, Arizona, together with that portion of abandoned 50.00 foot right of way created by Document No. 9412-32710 and abandoned by Resolution No. 04-98 recorded in Document No. 0410-4145 described as follows:

COMMENCING at the East quarter corner of Section 35, Township 16 South, Range 24 East of the Gila and Salt River Base and Meridian, Cochise County, Arizona,
thence North 00° 22' 51" West a distance of 2045.25 feet to the North line of that right of way created in Document No. 0202-04041 also being the POINT OF BEGINNING;
thence running in a Northerly direction a distance of approximately 555 feet to the Southerly right of way line of State Route 191;

EXCEPT any portion lying within the following described parcel:

COMMENCING at the Northeast corner of said Section 35;
thence South 00° 00' 00" West 136.33 feet to the POINT OF BEGINNING;
thence continuing South 00° 00' 00" West 129.10 feet to the intersection of the North/South Section line between Sections 35 and 36 and Westerly right of way of said Highway 191;
thence North 89° 45' 56" West 40.00 feet;
thence North 00° 00' 00" West 120.81 feet;
thence North 22° 58' 43" West 102.96 feet;
thence North 89° 45' 43" West 250.19 feet;
thence North 00° 00' 00" East 50.00 feet;
thence South 89° 45' 43" East 272.47 feet to the intersection of the Westerly right of way of said Highway 191;
thence South 22° 58' 43" East 148.34 feet along said Westerly right of way to the POINT OF BEGINNING;

EXCEPT all the oil and mineral rights as reserved in Deed recorded in Docket 235, page 582 and Docket 263, page 472, records of Cochise County, Arizona.

THE PROPERTY DESCRIBED ABOVE IS IN FLOOD ZONE A.

EXHIBIT B

PARCEL II:

The North 50.00 feet of that portion of the Northeast quarter of Section 21, Township 20 South, Range 26 East of the Gila and Salt River Base and Meridian, Cochise County, Arizona, described as follows:

BEGINNING at a point 51.23 feet West of a point that is 1,050.00 feet South of the Northeast corner of said Section 21;

thence North $02^{\circ} 58' 30''$ West 150.20 feet;

thence West 166.96 feet;

thence South $21^{\circ} 28'$ East 161.18 feet;

thence East 115.77 feet to the POINT OF BEGINNING.

PARCEL III:

That portion of the Northeast quarter of the Northeast quarter of Section 21, Township 20 South, Range 26 East of the Gila and Salt River Base and Meridian, Cochise County, Arizona, more particularly described as follows:

BEGINNING at a point that is 794.60 feet South and 82.60 feet West of the Northeast corner of the said Northeast quarter, said point being also the Southeast corner of a parcel of land conveyed to Robert Sproul, etux, by deed recorded in Docket 593, page 573;

thence South $89^{\circ} 35'$ West along the South line of the said Sproul parcel 180.50 feet to a point on the West right-of-way line of the Mexico and Colorado railroad;

thence South $21^{\circ} 37'$ East along the said Westerly right-of-way line, 116.00 feet to the Northwest corner of a parcel of land conveyed to J. E. Lett, etux, by deed recorded in Docket 16, page 396;

thence East along the North line of the said Lett parcel 144.50 feet;

thence North 110.00 feet to the POINT OF BEGINNING.

THE PROPERTY DESCRIBED ABOVE IS IN FLOOD ZONE C.

EXHIBIT C

Personal property of Trustor to be sold in conjunction with Real Property:

State of Arizona Liquor License No. 06020023

EXHIBIT B

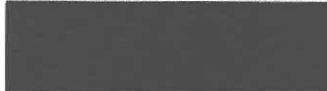
Gary C. Bennett, aka Gary Bennett
Myrtle G. Bennett, aka Myrtle Bennett



Gary C. Bennett, aka Gary Bennett
Myrtle G. Bennett, aka Myrtle Bennett



Western Bank of Lordsburg



Robert McGinty



Gary Bennett



Gary C. Bennett, aka Gary Bennett
Myrtle G. Bennett, aka Myrtle Bennett



Gary C. Bennett, aka Gary Bennett
Myrtle G. Bennett, Aka Myrtle Bennett



Wayne DeMarsico
Vicki Sue DeMarsico
c/o Schem Richardson Finter Decker, PLC



Gary C. Bennett
c/o Joel P. Borowiec
Borowiec & Borowiec, PC



Myrtle G. Bennett



Myrtle G. Bennett



Gary Calvin Bennett
Myrtle Gene Bennett



SEP 19 11:48 AM Dept PM12:48

View Liens

Results from this search contain all UCC records filed on or prior to Tuesday, September 11, 2018

File Number:104-5951-0

Origination: Dec 18,1998

Lien Type: Standard

Expires on: Dec 18,2019

Entered: Dec 18,1998

Pages: 1 View

Type: New Filing
Filed On: Dec 18,1998

Debtors	Secured Parties
MYRTLE G BENNETT [REDACTED]	WESTERN BANK P O BOX 490 LORDSBURG, NM 88045
GARY C BENNETT [REDACTED]	

Type: Continuation
Filed On: Nov 01,2004

Entered: Nov 22,2004

Pages: 1 View

Debtors	Secured Parties
MYRTLE G BENNETT [REDACTED]	WESTERN BANK P O BOX 490 LORDSBURG, NM 88045
GARY C BENNETT [REDACTED]	

Type: Continuation
Filed On: Oct 09,2009

Entered: Oct 09,2009

Pages: 1 View

Debtors	Secured Parties
MYRTLE G BENNETT [REDACTED]	WESTERN BANK P O BOX 490 LORDSBURG, NM 88045
GARY C BENNETT [REDACTED]	

Type: Continuation
Filed On: Oct 28,2014

Entered: Oct 30,2014

Pages: 1 View

Debtors	Secured Parties
MYRTLE G BENNETT [REDACTED]	WESTERN BANK P O BOX 490 LORDSBURG, NM 88045
GARY C BENNETT [REDACTED]	

Version: 1.0

The Bisbee Observer

7 Bisbee Rd., Suite L, Bisbee Arizona 85603
 Phone: 520-432-7254 Fax: 520-432-4192
 E-mail: bisbeeobserver@cableone.net

Publisher's Affidavit

State of Arizona
 County of Cochise

Alexis Mills, being duly sworn, deposes and says she is a staff member of The Bisbee Observer, a newspaper published once a week in Bisbee, Cochise County, State of Arizona:

Public Notice
deborah bennett

18-279

was published in its issues for 4 times on the following dates:

July 5, 2018
July 12, 2018
July 19, 2018
July 26, 2018

Alexis Mills

Alexis Mills
 The Bisbee Observer

Subscribed and sworn to me this 26 day of July, 2018

Laura M Swan

NOTARY PUBLIC

Laura M Swan

My commission expires

January 4, 2021



LAURA M SWAN
 Notary Public - Arizona
 Cochise County
 My Commission Expires Jan 4, 2021

Notice Of Trustee's Sale

Recorded 06-01-2018 The following legally described trust property will be sold at public auction to the highest bidder pursuant to the power of sale under the Deed of Trust recorded in the records of Cochise County, Arizona, at Fee No. 050413965. The sale will be held at the front entrance to the County Courthouse, 100 Quality Hill, Bisbee, Arizona, on the 30th day of August, 2018, at 10:00 a.m. of said day. NOTICE: IF YOU BELIEVE THERE IS A DEFENSE TO THE TRUSTEE SALE OR IF YOU HAVE AN OBJECTION TO THE TRUSTEE SALE, YOU MUST FILE AN ACTION AND OBTAIN A COURT ORDER PURSUANT TO RULE 65, ARIZONA RULES OF CIVIL PROCEDURE, STOPPING THE SALE NO

LATER THAN 5:00 P.M. MOUNTAIN STANDARD TIME OF THE LAST BUSINESS DAY BEFORE THE SCHEDULED DATE OF THE SALE, OR YOU MAY HAVE WAIVED ANY DEFENSES OR OBJECTIONS TO THE SALE UNLESS YOU OBTAIN AN ORDER, THE SALE WILL BE FINAL AND WILL OCCUR. Legal Description: See Exhibits A and B attached hereto Personal Property Description: See Exhibit C attached hereto Identifiable Location Of Trust Property. Parcel I-2093 N. Arabian Lane, Cochise, AZ Parcels II & III - 10348 N. Hwy. 191, Elfrida, AZ Tax Parcel I.D. No.: Parcel I - 206-23-016D and 206-23-016E Parcel II - 403-32-032B Parcel III - 403-32-032C Original Principal Balance: \$371,585.21 Name and Address of Current Beneficiary: Western Bank of Lordsburg P.O. Box 490 Lordsburg, NM 86045 Name and Address of Original Trustor: Gary C. Bennett, aka Gary Bennett Myrtle G. Bennett, aka Myrtle Bennett 2093 N. Arabian Lane Cochise, AZ 85606-9745 Name and Address of Current Trustee: Michael R. Urman, a member of the State Bar of Arizona DeConcini McDonald Yetwin & Lacy, P.C. 2525 E. Broadway, Suite 200 Tucson, AZ 85716-5300 (520) 322-5000 Dated: May 29, 2018/s/ Michael R. Urman, Trustee (State Of Arizona) ss. County Of Pima) The foregoing instrument was acknowledged before me this 29th day of May, 2018, by Michael R. Urman, as Trustee. /s/ Rhonda L. Letzkus Notary Public My Commission Expires: 1/8/2021 Exhibit A Parcel I: Lot 408, Richland Ranchettes No. 4, according to Book 5 of Maps, page 9, records of Cochise County, Arizona, together with that portion of abandoned 50.00 foot right of way created by Document No. 9412-32710 and abandoned by Resolution No. 04-98 recorded in Document No. 0410-4145 described as follows: Commencing at the East quarter corner of Section 35, Township 16 South, Range 24 East of the Gila and Salt River Base and Meridian, Cochise County, Arizona, thence North 00° 22' 51" West a distance of 2045.25 feet to the North line of that right of way created in Document No. 0202-0404 also being the Point Of Beginning; thence running in a Northerly direction a distance of approximately 555 feet to the Southerly right of way line of State Route 191; Except any portion lying within the following described parcel: Commencing at the Northeast corner of said Section 35; thence South 00° 00' 00" West 136.33 feet to the Point Of Beginning; thence continuing South 00° 00' 00" West 129.10 feet to the intersection of the North/South Section line between Sections 35 and 36 and Westerly right of way of said Highway 191; thence North 89° 45' 56" West 40.00 feet; thence North 00° 00' 00" West 120.81 feet; thence North 22° 58' 43" West 102.96 feet; thence North 89° 45' 43" West 250.19 feet; thence North 00° 00' 00" East 50.00 feet; thence South 89° 45' 43" East 272.47 feet to the intersection of the Westerly right of way of said Highway 191; thence South 22° 58' 43" East 148.34 feet along said Westerly right of way to the Point Of Beginning; Except all the oil and mineral rights as reserved in Deed recorded in Docket 235, page 582 and Docket 263, page 472, records of Cochise County, Arizona. The Property Described Above is in Flood Zone A. Exhibit B Parcel II: The North 50.00 feet of that portion of the Northeast quarter of Section 21, Township 20 South, Range 26 East of the Gila and Salt River Base and Meridian, Cochise County, Arizona, described as follows: Beginning at a point 51.23 feet West of a point that is 1,050.00 feet South of the Northeast corner of said Section 21, thence North 02° 58' 30" West 150.20 feet, thence West 166.96 feet; thence South 21° 28' East 181.18 feet, thence East 115.77 feet to the Point Of Beginning. Parcel III: That portion of the Northeast quarter of the Northeast quarter of Section 21, Township 20 South, Range 26 East of the Gila and Salt River Base and Meridian, Cochise County, Arizona, more particularly described as follows: Beginning at a point that is 794.60 feet South and 82.60 feet West of the Northeast corner of the said Northeast quarter, said point being also the Southeast corner of a parcel of land conveyed to Robert Sproul, et ux, by deed recorded in Docket 593, page 573 thence South 89° 35' West along the South line of the said Sproul parcel 180.50 feet to a point on the West right-of-way line of the Mexico and Colorado railroad; thence South 21° 37' East along the said Westerly right-of-way line, 116.00 feet to the Northwest corner of a parcel of land conveyed to J. E. Lett, et ux, by deed recorded in Docket 16, page 398, thence East along the North line of the said Lett parcel 144.50 feet thence North 110.00 feet to the Point Of

in conjunction with Real Property State of Arizona
 Liquor License No. 06020023

18-279 Published The Bisbee Observer July 5, 12, 19, 26, 2018

18 SEP 20 11:49 AM 4:05

BILL OF SALE

In consideration of the sum of Five Thousand Dollars (\$5,000.00) paid by the *pro tanto* reduction of the obligation secured by Gary C. Bennett and Myrtle G. Bennett to Western Bank, whose address is c/o Michael R. Urman, DeConcini McDonald Yetwin & Lacy, P.C., 2525 E. Broadway, Suite 200, Tucson, AZ 85716, the undersigned hereby sells, transfers and assigns to Western Bank, whose address is P.O. Box 490, Lordsburg, NM 88045, the following described property:

State of Arizona Liquor License No. 06020023 and all inventory, equipment, and personal property of any kind owned by Debtors Gary C. Bennett and Myrtle G. Bennett and located on the real property located at 10348 N. Hwy. 191, Elfrida, Arizona, and 2093 N. Arabian Lane, Cochise, Arizona. The legal description for each of these properties is attached hereto as Exhibit A.

Seller makes no warranty whatsoever with respect to the above-described property, with said property being conveyed on an "AS-IS" and "WHERE-IS" basis.

Executed this 5th day of September, 2018.

By: [Signature]
Michael R. Urman, Auctioneer and Attorney for Western Bank

'18 SEP 20 Ltr. Lic. PM 4 05

STATE OF ARIZONA)
) ss:
County of Pima)

The foregoing instrument was acknowledged before me this 5th day of September, 2018, by Michael R. Urman.

My Commission Expires:
01/08/2021

[Signature]
Notary Public

H:\FILES\DOCS\WEST3\13118\DOC\1307776.DOCX

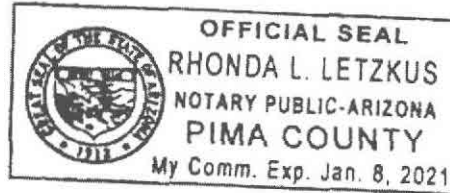


EXHIBIT A

PARCEL I:

Lot 408, RICHLAND RANCHETTES NO. 4, according to Book 5 of Maps, page 9, records of Cochise County, Arizona, together with that portion of abandoned 50.00 foot right of way created by Document No. 9412-32710 and abandoned by Resolution No. 04-98 recorded in Document No. 0410-4145 described as follows:

COMMENCING at the East quarter corner of Section 35, Township 16 South, Range 24 East of the Gila and Salt River Base and Meridian, Cochise County, Arizona,

thence North 00° 22' 51" West a distance of 2045.25 feet to the North line of that right of way created in Document No. 0202-0404; also being the POINT OF BEGINNING;

thence running in a Northerly direction a distance of approximately 555 feet to the Southerly right of way line of State Route 191;

EXCEPT any portion lying within the following described parcel:

COMMENCING at the Northeast corner of said Section 35;

thence South 00° 00' 00" West 136.33 feet to the POINT OF BEGINNING;

thence continuing South 00° 00' 00" West 129.10 feet to the intersection of the North/South Section line between Sections 35 and 36 and Westerly right of way of said Highway 191;

thence North 89° 45' 56" West 40.00 feet;

thence North 00° 00' 00" West 120.81 feet;

thence North 22° 58' 43" West 102.96 feet;

thence North 89° 45' 43" West 250.19 feet;

thence North 00° 00' 00" East 50.00 feet;

thence South 89° 45' 43" East 272.47 feet to the intersection of the Westerly right of way of said Highway 191;

thence South 22° 58' 43" East 148.34 feet along said Westerly right of way to the POINT OF BEGINNING;

EXCEPT all the oil and mineral rights as reserved in Deed recorded in Docket 235, page 582 and Docket 263, page 472, records of Cochise County, Arizona.

THE PROPERTY DESCRIBED ABOVE IS IN FLOOD ZONE A.

EXHIBIT B

PARCEL II:

The North 50.00 feet of that portion of the Northeast quarter of Section 21, Township 20 South, Range 26 East of the Gila and Salt River Base and Meridian, Cochise County, Arizona, described as follows:

BEGINNING at a point 51.23 feet West of a point that is 1,050.00 feet South of the Northeast corner of said Section 21;

thence North $02^{\circ} 58' 30''$ West 150.20 feet;

thence West 166.96 feet;

thence South $21^{\circ} 28'$ East 161.18 feet;

thence East 115.77 feet to the POINT OF BEGINNING.

PARCEL III:

That portion of the Northeast quarter of the Northeast quarter of Section 21, Township 20 South, Range 26 East of the Gila and Salt River Base and Meridian, Cochise County, Arizona, more particularly described as follows:

BEGINNING at a point that is 794.60 feet South and 82.60 feet West of the Northeast corner of the said Northeast quarter, said point being also the Southeast corner of a parcel of land conveyed to Robert Sproul, et ux, by deed recorded in Docket 593, page 573;

thence South $89^{\circ} 35'$ West along the South line of the said Sproul parcel 180.50 feet to a point on the West right-of-way line of the Mexico and Colorado railroad;

thence South $21^{\circ} 37'$ East along the said Westerly right-of-way line, 116.00 feet to the Northwest corner of a parcel of land conveyed to J. E. Lett, et ux, by deed recorded in Docket 16, page 396;

thence East along the North line of the said Lett parcel 144.50 feet;

thence North 110.00 feet to the POINT OF BEGINNING.

THE PROPERTY DESCRIBED ABOVE IS IN FLOOD ZONE C.



DECONCINI McDONALD YETWIN & LACY

**A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW**

2525 EAST BROADWAY BOULEVARD • SUITE 200 • TUCSON, ARIZONA 85716-5300
(520) 322-5000 • (520) 322-5585 (fax)

*18 SEP 19 11:49 AM Dept PM1246

DMYL.COM

DENISE M. BANTON
LISA J. BOWEY
ALICE W. CALLISON
BARRY M. COREY
JODY A. CORRALES
PETER B. GOLDMAN
NATHAN B. HANNAH
STEVEN J. ITKIN
JAMES A. JUTRY
JOHN C. LACY
ZELMA LETARTE
KATHRYN B. NELSON

RYAN D. O'NEAL
JOHN C. RICHARDSON
LISA ANNE SMITH
SPENCER A. SMITH
SESALY O. STAMPS
TYLER H. STANTON
JAMES M. SUSA
PAUL M. TILLEY
MEGAN J. TROG
GARY F. URMAN
MICHAEL R. URMAN

FIRM FOUNDERS:
EVO A. DECONCINI (1901-1986)
JOHN R. McDONALD (1933-2012)
DENNIS W. DECONCINI

PHOENIX OFFICE:
7310 NORTH 16TH STREET, SUITE 205
PHOENIX, ARIZONA 85020
(602) 282-0500
FAX: (602) 282-0520

OF COUNSEL:
RICHARD M. YETWIN
BARRON & ASSOCIATES, P.C. - JOHN H. BARRON, III

September 18, 2018

PLEASE REPLY TO TUCSON
MURMAN@DMYL.COM

Via First Class Mail Only

John Cocca, Director
Arizona Department of Liquor Licenses and Control
800 W Washington, 5th Floor
Phoenix, AZ 85007

Re: Gary C. Bennett/Sundown Steakhouse LLC Liquor License Number 06020023
Request for Extension of Inactivity Period

Dear Mr. Cocca:

I represent Western Bank with respect to the foreclosure of the above-referenced liquor license and the real property located at 10348 N. Hwy. 191, Elfrida, AZ. Enclosed for your information are copies of the UCC lien records and the Bill of Sale transferring the above-referenced liquor license to Western Bank. Also, enclosed are the Inactive Status Form and Non-Judicial Foreclosure Affidavit.

The above-referenced liquor license went on inactive status as of February 2018. My client is requesting the liquor license remain on inactive status for one year while it attempts to locate a buyer who will apply for a liquor license transfer. Also, my client requests that any surcharges due pursuant to A.R.S. §4-203(G) be waived.

Thank you for your attention to this matter. If you have any questions or comments, please do not hesitate to contact me.

Very truly yours,

Michael R. Urman

sac
Enclosures

*18 SEP 20 11:49 AM Dept PM 4 05

BILL OF SALE

For good and valuable consideration, Elfrida Steakhouse, LLC and Spencer A. Smith, whose address is 2525 East Broadway Blvd., Tucson, AZ 85716, hereby sells, transfers and assigns to ~~RD Steakhouse LLC, an Arizona limited liability company~~, whose address is 10348 N. Highway 191, Elfrida, AZ 85610, the following described property:

*RD Steakhouse LLC, an Arizona limited liability company
State of Arizona Liquor License No. 06020023 and all inventory, equipment, and personal property of any kind owned by Elfrida Steakhouse, LLC and located on the real property located at 10348 N. Hwy. 191, Elfrida, Arizona. The legal description for the above property is attached hereto as Exhibit A.

Seller makes no warranty whatsoever with respect to the above-described property, with said property being conveyed on an "AS-IS" and "WHERE-IS" basis.

Executed this 2nd day of December, 2019.

~~Elfrida Steakhouse, LLC, an Arizona limited liability company~~
ELFRIDA STEAKHOUSE, LLC, an Arizona limited liability company

By: Spencer A. Smith
Spencer A. Smith, Manager

By: Spencer A. Smith
Spencer A. Smith

STATE OF ARIZONA)
) ss:
County of Pima)

The foregoing instrument was acknowledged before me this 2nd day of December, 2019, by Spencer A. Smith, Manager of Elfrida Steakhouse, LLC, and on his own behalf.

Rumola D. Dykes
Notary Public

My Commission Expires:
01/08/2021



COCHISE COUNTY BOARD OF SUPERVISORS



Telephone (520) 432-9200

Fax (520) 432-5016

APPLICANT INFORMATION

Applicant Name: Vicky Lynn Davison Address: 10348 Hwy. 191
Business Name: RD Steakhouse City/Zip: Elfrida 85610
Application License #: 94825 Parcel #: 403-32-032C
Ownership Type: n/a Liquor License Special Event Liquor License
Partner(s): n/a

TO BE COMPLETED BY THE ENVIRONMENTAL HEALTH DEPARTMENT

We would like to request your assistance in reviewing the attached application.

Please provide any pertinent information for the Board's consideration:

The applicant needs to submit construction plans for approval prior to construction.

OTHER PERTINENT INFORMATION FOR THE BOARD'S CONSIDERATION:

The Health Department will notify the applicant that he/she will be required to obtain the proper permits before operating the business.

X The Health Department is currently working with the property owner on health-related issues with the subject property.

Name: Michael McGee Title: EHS III
Signature:  Date: 2/19/20
Contact phone: 520-586-8206 Email: mmcgee@cochise.az.gov

Return completed form with any attachments by: March 4, 2020

COCHISE COUNTY BOARD OF SUPERVISORS



Telephone (520) 432-9200

Fax (520) 432-5016

APPLICANT INFORMATION

Applicant Name: Vicki Lynn Davison Address: 10348 Hwy. 191
Business Name: RD Steakhouse City/Zip: Elfrida, 85610
Application #: 94825 Parcel #: 403-32-032C
Ownership Type: n/a Liquor License Special Event Liquor License
Partner(s): n/a

TO BE COMPLETED BY THE TREASURER'S OFFICE

Please advise if the property taxes for the parcel in question are current.

xxx Yes No

If not, please attach pertinent documentation.

Comments:

Name: KATHLEEN WILSON Title: TAX SPECIALIST
Signature: KATHLEEN WILSON Date: 2/19/2020
Contact phone: 520-432-8404 Email: KWILSON@COCHISE.AZ.GOV

Return completed form with any attachments by:

March 4, 2020

COCHISE COUNTY BOARD OF SUPERVISORS



Telephone (520) 432-9200

Fax (520) 432-5016

APPLICANT INFORMATION

Applicant Name: Vicki Lynn Davison Address: 10348 Hwy. 191
Business Name: RD Steakhouse City/Zip: Efrida 85610
Application License #: 94825 Parcel #: 403-32-032C
Ownership Type: n/a Liquor License Special Event Liquor License
Partner(s): n/a

TO BE COMPLETED BY THE SHERIFF'S OFFICE

Please advise if:

1. There have been a significant number of incidents at the named location within five (5) years prior to the application.

If so, please attach pertinent documentation.

Comments: The Sheriff's Office has not had to respond to a significant number of calls for service at the above location within the last 5-years.

Based on the above information, the Sheriff's Office recommendation to the Board of Supervisors is:

Approval

Disapproval

No Recommendation

Name: Rich Morales

Title: Lieutenant

Signature: 

Date: 02/25/2020

Contact phone: (520)805-5672

Email: RDMorales@cochise.az.gov

Return completed form with any attachments by:

March 4, 2020

COCHISE COUNTY BOARD OF SUPERVISORS



Telephone (520) 432-9200

Fax (520) 432-5016

For internal use only:

- Restaurant/Hotel-Motel
- Club/Government
- Transfer of Premises

APPLICANT INFORMATION

Applicant Name: Vicki Lynn Davison Address: 10348 Hwy. 191
 Business Name: RD Steakhouse City/Zip: Elfrida 85610
 Application License#: 94825 Parcel #: 403-32-032C
 Ownership Type: n/a Liquor License Special Event Liquor License
 Partner(s): n/a

TO BE COMPLETED BY THE PLANNING & ZONING DEPARTMENT

Please advise if, at the time the application was filed:

1. The premises for which the license is being applied for is within 300 horizontal feet of a church; or
2. The premises for which the license is being applied for is within 300 horizontal feet of a public or private school, or a fenced recreation area adjacent to a school building.

If so, please attach pertinent documentation and drawings or maps.

Comments: Proposed site not within 300 horizontal feet of a church, public or private school, or fenced recreation area adjacent to a school building.

Based on the above information, the Planning and Zoning Department's recommendation to the Board of Supervisors is:	Approval <input checked="" type="checkbox"/>	Disapproval <input type="checkbox"/>
---	---	---

OTHER PERTINENT INFORMATION FOR THE BOARD'S CONSIDERATION:

Proper Zoning?	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>	Zoning:	GB – General Business
Use permitted by P&Z?	Y <input type="checkbox"/>	N <input checked="" type="checkbox"/>	Permit#:	N/A
Date Permit Issued:	N/A		Use Permitted:	Restaurant
If use not permitted, is it LNC?	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>	Year LNC Established:	1976

- The Planning Department will notify the applicant that if any construction is proposed, a Non-Residential Permit must first be submitted and approved by this Department, or if there is a lapse of 12 months of non-operation of the business, a Non-Residential Permit will be required to re-establish the use from this Department.
- The Planning Department will notify the applicant that he/she will be required to obtain the proper permits before operating the business.
- The Planning Department is currently working with the property owner on several zoning-related issues with the subject property.
- The Planning Department is currently working with the property owner on obtaining the proper permits to operate the business.

Name: Dora V Amaya Title: Zoning Administrator
 Signature: Dora V Amaya Date: February 24, 2020
 Contact phone: 520.803.3988 Email: damaya@cochise.az.gov

Return completed form with any attachments by: March 4, 2020



Arizona Department of Liquor Licenses and Control
 800 W Washington 5th Floor
 Phoenix, AZ 85007-2934
 www.azliquor.gov
 (602) 542-5141

AFFIDAVIT OF POSTING

Date of Posting: 2-20-2020 Date of Posting Removal: 3-12-2020

Applicant's Name: Davison Vicki Lynn
Last First Middle

Business Address: 10348 Hwy 191 Elfrida 85610
Street City Zip

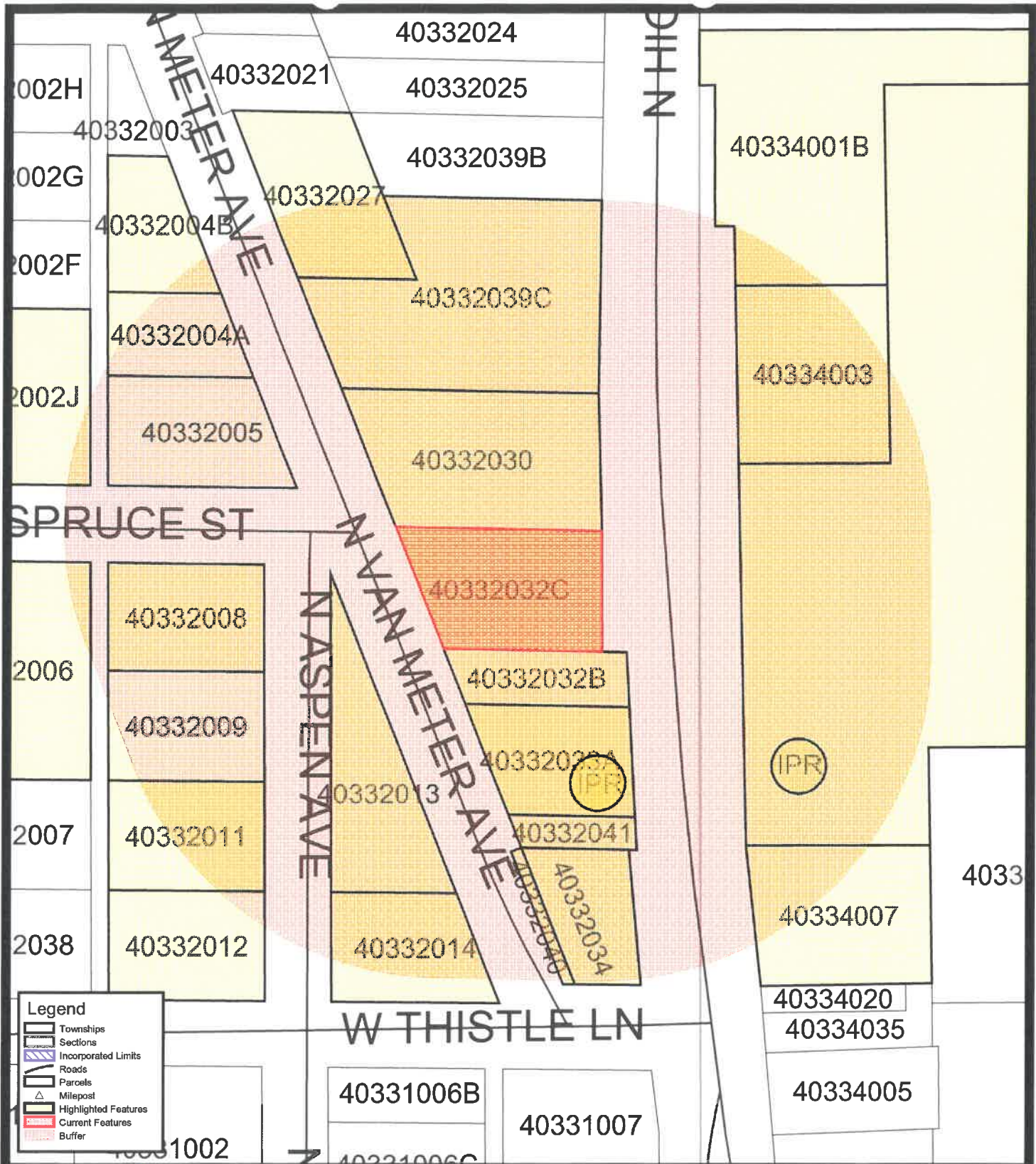
Application License #: 94825

I hereby certify that pursuant to A.R.S. 4-201, I posted notice in a conspicuous place on the premises proposed to be licensed by the above applicant and said notice was posted for at least twenty (20) days.

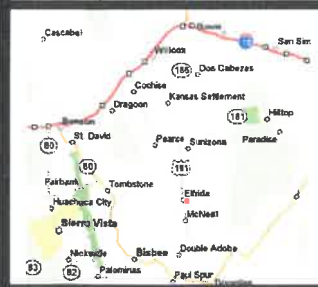
Charles R. Cooper Code Compliance officer 520-803-3960
Print Name of City/County Official Title Phone Number

Chas R Cooper 3-12-2020
Signature Date Signed

Return this affidavit with your recommendations (i.e., Minutes of Meeting, Verbatim, etc.) or any other related documents. If you have any questions please call (602) 542-5141 and ask for the Licensing Division.



- Legend**
- Townships
 - Sections
 - Incorporated Limits
 - Roads
 - Parcels
 - Milepost
 - Highlighted Features
 - Current Features
 - Buffer



403-32-032C
Liquor License Posting
Steak House

This map is a product of the
Cochise County GIS
Information Technology Dept.





Arizona Department of Liquor Licenses and Control
 800 W Washington 5th Floor
 Phoenix, AZ 85007-2934
 www.azliquor.gov
 (602) 542-5141

Local Governing Body Recommendation
A.R.S. § 4-201(C)

1. City or Town of: Effrida Liquor License Application #: 94825
 (Circle one) (Arizona application #)

2. County of: Cochise City/Town/County #: _____

3. If licensed establishment will operate within an "entertainment district" as described in A.R.S. §4-207(D)(2),

 (Name of entertainment district) (Date of resolution to create the entertainment district)

A boundary map of entertainment district must be attached.

4. The Board of Supervisors at a Regular meeting held on the 24th of
 (Governing body) (Regular or special) (Day)
March 2020 considered the application of Vicki Lynn Davison
 (Month) (Year) (Name of applicant)

for a license to sell spirituous liquor at the premises described in application 94825
 (Arizona liquor license application #)

for the license series #: type Series - 10 Bar as provided by A.R.S §4-201.
 (I.e.: series #10: beer & wine store)

ORDER OF APPROVAL/DISAPPROVAL

IT IS THEREFORE ORDERED that the license APPLICATION OF Vicki Lynn Davison
 (Name of applicant)

to sell spirituous liquor of the class and in the manner designated in the application, is hereby recommended

for _____
 (Approval, disapproval, or no recommendation)

TRANSMISSION OF ORDER TO STATE

IT IS FURTHER ORDERED that a certified copy of this order be immediately transmitted to the State Department of Liquor, License Division, 800 W Washington, 5th Floor, Phoenix, Arizona.

Dated at Bisbee, AZ on 24th, March, 2020
 (Location) (Day) (Month) (Year)

Rin Lemons, Clerk of the Board
 (Printed name of city, town or county clerk) (Signature of city, town or county clerk)

Regular Board of Supervisors Meeting

Meeting Date: 03/24/2020
Docket R-20-01 (Definitions) Amendment to Article 2 the Cochise County Zoning Regulations
Submitted By: Christine McLachlan, Development Services
Department: Development Services
Presentation: PowerPoint **Recommendation:** Approve
Document Signatures: BOS Signature Required **# of ORIGINALS Submitted for Signature:** 2
NAME of PRESENTER: Christine McLachlan **TITLE of PRESENTER:** Planner II
Mandated Function?: Not Mandated **Source of Mandate or Basis for Support?:**

Docket Number (If applicable): R-20-01

Information

Agenda Item Text:

Adopt Zoning Ordinance 20-03 for Docket R-20-01 (Definitions): An amendment to the various definitions contained within Article 2, Section 203 of the Zoning Regulations in order to improve, clarify, distinguish uses, and provide increased consistency of interpretation.

Background:

Docket R-20-01 encompasses twenty-six (26) new definitions and twenty-three (23) alterations to existing definitions to aid in the interpretation of terms either not commonly used outside the context the Zoning Regulations or where a definition, more specific than a general definition, is needed to serve the purpose of the Zoning Regulations. On March 11, 2020, the Planning and Zoning Commission voted 6-0 at a public hearing to forward Docket R-20-01, with a recommendation of approval.

Department's Next Steps (if approved):

The Cochise County Zoning Regulations, Article 2, will be amended, as shown in Exhibit A attached to the Ordinance.

Impact of NOT Approving/Alternatives:

The definitions contained within Article 2 of the Cochise County Zoning Regulations will not be amended.

To BOS Staff: Document Disposition/Follow-Up:

Sign and record ordinance and provide a copy to Development Services.

Budget Information

Information about available funds

Budgeted: **Funds Available:** **Amount Available:**
Unbudgeted: **Funds NOT Available:** **Amendment:**

Account Code(s) for Available Funds

1:

Fund Transfers

Attachments

Staff Memo

Ordinance

Staff Presentation



Cochise County
Community Development
Planning, Zoning and Building Safety Division
Public Programs...Personal Service
www.cochise.az.gov

MEMORANDUM

TO: Cochise County Board of Supervisors
FROM: Christine McLachlan, AICP, Planner II
FOR: Daniel Coxworth, AICP, Development Services Director
SUBJECT: Docket R-20-01 (Zoning Amendment, Definitions)
DATE: March 12, 2020 for the March 24, 2020 meeting

I. BACKGROUND AND PROPOSED CHANGES

Docket R-20-01 is a proposed amendment to the Cochise County Zoning Regulations Article 2, Definitions. As stated in Section 201, the intent of the article is to “clarify the meaning of any term used within these Zoning Regulations for which the common definition may not serve the purpose of the Zoning Regulations, or which is not a commonly used term outside of the context of these Zoning Regulations.”

This amendment is intended to clarify and improve current definitions, better distinguish between uses and provide greater consistency between land uses references within individual zoning districts and their definitions. This amendment will not directly affect regulation of uses; however, the proposed additions and alterations will make it easier to classify and distinguish between uses. Overall, twenty-six (26) new definitions and twenty-three (23) alterations to existing definitions are proposed by this amendment. Exhibit “A” (attached) shows all proposed additions (underlined) and all proposed deletions (strike-through).

On March 11, 2020, Staff presented draft regulations to the Planning and Zoning Commission during a public hearing. At that public hearing, the Planning and Zoning Commission voted unanimously (6-0) to forward Docket R-20-01, Zoning Amendment, Definitions, with a recommendation of approval to the Board of Supervisors. Staff now proposes amending Article 2 Definitions, as indicated by Exhibit A, to the Cochise County Zoning Regulations.

II. SUMMARY AND RECOMMENDATION

Article 2 of the Zoning Regulations is intended to clarify the meaning of terms contained within the regulations that are either not commonly used or specific to the regulations. The proposed changes would amend Article 2 of the Cochise County Zoning Regulations with changes or additions as shown in Exhibit A. Staff is requesting that the Board consider approving the changes as presented.

Sample Motion: *I move to approve Docket R-20-01 amending the Cochise County Zoning Regulations with text changes to Article 2, Definitions.*

III. ATTACHMENTS

Ordinance Amending Article 2 of the Cochise County Zoning Regulations with Exhibit "A" strike-through and underline of Article 2 of the Cochise County Zoning Regulations attached.

ZONING ORDINANCE 20-____
(Docket R-20-01)

AMENDING ARTICLE 2 (DEFINITIONS) OF THE COCHISE COUNTY ZONING REGULATIONS

WHEREAS, A.R.S. 11-811 et. seq. gives the County Board of Supervisors the authority to adopt zoning regulations to address land use; and

WHEREAS, the Cochise County Board of Supervisors originally adopted Zoning Regulations in Cochise County pursuant to that authority in 1975, and has with periodic modification, maintained them in effect since that time; and

WHEREAS, the Cochise County Board of Supervisors recognizes that amendment to the Zoning Regulations can affect countywide land use patterns and therefore warrants careful consideration of regional impacts; and

WHEREAS, Article 2 of the Zoning Regulations contains all definitions relevant to the Zoning Regulations and is intended to clarify the meaning of any term used within the Zoning Regulations for which the common definition may not serve the purpose of the Zoning Regulations, or which is not a commonly used term outside of the context of these Zoning Regulations; and

WHEREAS, the Cochise County Board of Supervisors recognizes the purpose of this ordinance is to improve, clarify, distinguish uses of land and encourage greater consistency in the interpretation of land use; and

WHEREAS, on March 11, 2020, the Planning and Zoning Commission held a duly noticed public hearing of these proposed amendments to the Zoning Regulations, hereby known as Docket R-20-01 (Definitions); and

WHEREAS, on March 24, 2020, the Board of Supervisors held a duly noticed public hearing of the proposed amendments to the Zoning Regulation, hereby known as Docket R-20-01, and attached hereto as "Exhibit A" which will amend Article 2 of the Cochise County Zoning Regulations and found them to be in the public interest.

NOW, THEREFORE, BE IT RESOLVED THAT by the Board of Supervisors of Cochise County, Arizona that the Cochise County Zoning Regulations shall be amended as contained in "Exhibit A," attached hereto.

PASSED AND ADOPTED by the Cochise County Board of Supervisors this 24th day of March 2020.

Thomas E. Borer, Chairman
Cochise County Board of Supervisors

ATTEST:

Kim Lemons, CPCC
Clerk of the Board

APPROVED AS TO FORM:

Christine J. Roberts 2/27/2020

Christine J. Roberts,
Civil Deputy County Attorney

EXHIBIT "A"

ARTICLE 2

DEFINITIONS

201 Intent

This article is intended to clarify the meaning of any term used within these Zoning Regulations for which the common definition may not serve the purpose of the Zoning Regulations, or which is not a commonly used term outside of the context of these Zoning Regulations.

202 Interpretations

Any dispute regarding the meaning of any word or term used in these Zoning Regulations shall be decided by the County Zoning Inspector, and all such decisions shall be subject to appeal to the appropriate Board of Adjustment.

203 Definitions

Access - A means of vehicular ingress and egress connecting a site to the roadway system.

Accessory Living Quarters – An attached or detached structure (including detached bedrooms) that is used either as a guesthouse or as quarters for the ill, elderly or disabled, or their caretaker(s). Accessory Living Quarters must be incidental and subordinate in size (including all garages, porches, etc), impact, and purpose to a principal dwelling.

Detached Accessory Living Quarters are limited to one kitchen per unit.

~~Except for parcels zoned Rural, in the absence of a Special Use Authorization, the Accessory Living Quarters shall not have a separate address or separate utility meters. In the absence of a Special Use Authorization, the Accessory Living Quarters shall not be rented separately from the main residence, nor used for commercial purposes other than a Home Occupation.~~

There shall be no more than one Accessory Living Quarters per lot or parcel. Recreational vehicles, other than park models, shall not be permitted as Accessory Living Quarters in any Zoning District. Manufactured homes, rehabilitated mobile homes, and park models may be permitted as Accessory Living Quarters in those Zoning Districts that allow mobile homes and manufactured homes as permitted structures.

Special Use Authorization is required to rent an Accessory Living Quarter separately from the main residence or any use for commercial purposes other than a Home Occupation. Only parcels zoned Rural may have separate address or separate utility meters for an Accessory Living Quarter. Special Use Authorization is required to allow a separate address or separate utility meters in all other Zoning Categories.

Accessory Structures or Uses - Structures or uses on the same site and of a nature customarily incidental and subordinate in size, impact, and purpose to the principal structures or uses. Accessory structures or uses shall observe all site development standards required of the principal structure or use, except as otherwise specified within these Zoning Regulations. Structures attached to the principal structure shall be considered a part of that principal structure.

Acre - An area of land comprising forty-three thousand, five hundred sixty (43,560) square feet.

Agriculture General - A tract containing a minimum of five (5) contiguous commercial acres which is being used for the production of farm, garden, or orchard crops, or the grazing or raising of farm animals, including feeding pens that are incidental and subordinate to a grazing operation. Examples of commodities produced include vegetables, fruit trees, grapes, cotton, grain, poultry, horses, cattle, sheep, and swine. The term "general agriculture" includes such uses as the necessary treatment, packing, or storage of farm products produced on premises, the sale of any farm crops or livestock raised on premises, and any signs, structures, or fences utilized for agricultural functions. By statute, "general agriculture" includes dairy operations, including areas designated for raising heifers and bulls owned by the same dairy operation that is on property contiguous to the dairy operation or within one-quarter of a mile. It does not include signs advertising off-premise facilities, junkyards, other retail sales, manufacturing, any non-agricultural services, stockyards, slaughterhouses/meat packing plants, commercial pen feeding, production wineries, bone yards, plants for the reduction of animal matter, poultry feeding operations, agricultural processing plants, or the growing of medical marijuana.

Agricultural Processing Services - ~~Those services which alter the condition of and add value to a marketable, agricultural commodity through a processing activity.~~ A facility that packages, sorts, or grades livestock or livestock products, agricultural commodities, or plants or plant products into goods that are used for intermediate or final consumption including goods for nonfood use. Agricultural processing services do not include slaughterhouses/meat packing plants, commercial feedlots, bone yards, or facilities for the reduction of animal matter.

Agricultural Processing Services, On-Site - An agricultural processing service located in Growth Category D where at least 70% of the crop input for facility is grown on site. No use or building permit is required.

Airport - An area of land or water that is used or intended to be used for the landing and take-off of aircraft, including its buildings and facilities, ~~helipads, and heliports.~~

Airstrip - A long, flat piece of land from which trees, rocks, etc. have been removed so that aircraft can take off and land.

Alley – A public or private thoroughfare, generally less than 20-feet in width, located in the rear or on the side of a set of parcels that provides a secondary means of vehicular access to abutting properties.

Amateur Radio - Also called "Ham Radio", the radio facilities and use of designated radio frequencies operated for noncommercial purposes by individuals for the purpose of self-training, intercommunication and technical investigations carried out by amateurs, that is, duly authorized persons interested in radio technique solely with a personal aim and without pecuniary interest licensed by the Federal Communications Commission (FCC). This is not considered Communication Equipment.

Anemometer – A device mounted on a tower or pole used to measure wind speeds for non-residential purposes. Devices may also include wireless equipment for the transmission of data generated by the anemometer.

Animal Husbandry Services - Facilities, including kennels, related to the care, raising, boarding, and breeding of animals.

ARS (Arizona Revised Statutes) - ~~Please contact Community Development to obtain current statute number.~~ The statutory laws in the state of Arizona, sometimes referred to as the "Arizona Code" or "ARS."

Attached - A building otherwise complete in itself, which depends, for structural support or complete enclosure, upon a roof or division wall(s) shared in common with adjacent building or buildings.

Banks and/or Banking Services - Business offices devoted to the keeping, receiving, lending, and exchange of money and including on-site teller facilities for providing those services to the public. May or may not include the use of drive-up teller windows.

Bars, Taverns, Nightclubs - commercial establishment where the on-site selling and consumption of alcohol to patrons is the primary use.

Bed and Breakfast - Any individually or collectively owned Single Family or one to four family dwelling house, dwelling unit, or portion thereof, or any units or group of units in a condominium, cooperative, or timeshare, offered for transient lodging. No permit is required for these uses.

Board of Adjustment - One of the Boards of Adjustment of Cochise County appointed by the Board of Supervisors under the authority of Article 21 of these Zoning Regulations and pursuant to Arizona Revised Statutes.

Board of Supervisors (or "Board") - The Board of Supervisors of Cochise County.

Building - A structure used for the shelter or accommodation of persons, animals, equipment, or goods having a roof which is supported by columns or walls.

Building Permit - A permit granted to a property owner by the County Zoning Inspector to use, establish, construct, alter, or enlarge any portion of a building or structure as permitted by the adopted building and zoning codes and as allowed pursuant to the approval of a Special Use Authorization.

Bus and/or Rail Terminals and Accessory Maintenance Yards and Garages – An off-road location where a bus route starts or ends, where vehicles stop, turn or reverse, and wait before departing on their return journeys. Terminals are also where passengers board and alight from vehicles. Bus terminals may include a maintenance yard and/or garage to service and store buses, or rail equipment associated with and as an accessory to the use. These facilities may also serve for the temporary impoundment of operational vehicles.

~~**Car Wash** – A building or semi-enclosed structure used for the washing of vehicles.~~

Car Wash, Conveyor - A commercial car wash where the car moves on a conveyor belt during the wash. The driver of the vehicle can remain in the vehicle or wait outside of the vehicle.

Car Wash, Self-Serve - A commercial car wash where the customers wash their cars themselves with spray wands and brushes.

Cemetery - Land set apart or used as a place for the interment of the dead or in which human bodies have been buried. It may include a structure for the purpose of the cremation of human remains and may include facilities for storing ashes of human remains that have been cremated or the interment of the dead in sealed crypts or compartments.

Cemetery, Family - Land set aside or used for the interment of family members. Notice of the location shall be filed with the County Recorder.

Churches or Places of Religious Worship - Buildings and locations where people regularly participate in or hold religious services, meetings or other activities related to the exercise of their religious beliefs.

Civic, Social, Fraternal, and/or Business Associations - Establishments primarily engaged in promoting the civic and social interests of their members. This encompasses membership organizations included in the US Department of Labor Standard Industrial Classification (SIC) code 864.

Commercial Feedlots, Stockyards, and/or Livestock Auction Barns - feeding operation on a parcel of land where livestock are maintained in a corral, pen, or other area on a sustained basis, where feed is brought onto the parcel, and where the concentration of animals is regulated by the ADEQ Concentrated Animal Feeding Operations per the Arizona Administrative Code. It is operated for the primary purpose of feeding and fattening animals for direct or eventual shipment to market or slaughter. Pastures used for the grazing of livestock and feeding pens for livestock are not considered commercial feedlots.

Commercial Plant Nursery – A facility, which includes small nurseries and garden centers that grow plants on limited acreage for strictly retail sales to the homeowner and to landscape contractors; and wholesale nurseries, which include contract propagators, contract growers, growers, and distributors of nursery stock for wholesale to other nurserymen, landscape contractors, and retail outlets.

Commission - The Cochise County Planning and Zoning Commission.

Communication Equipment - A facility or shelter used for housing equipment for switching, processing, transmission and/or reception of Federal Communications Commission (FCC) licensed wireless communications services involving the use of an antenna array, connection cables, and equipment shelters.

Communication Tower – Any support structure, including lattice-type towers and monopoles, used to achieve the necessary elevation for communication equipment.

Community Garden – An area used to grow food and/or fiber products for use, consumption, or sale by the garden participants. Accessory uses may include greenhouses, sheds, and outdoor storage of farm equipment. Community gardens are considered residential uses for the purposes of site development standards.

Conforming Use - A use of land which is permitted or approved as a Special Use Authorization in the Zoning District in which it is situated.

Contract Construction Services - Those services directly related to contract construction, including the indoor and/or outdoor storage of the necessary equipment and accessory fabrication. These include, but are not limited to general contractor construction, plumbing, heating, air conditioning, painting, paper hanging and decorating, electrical, masonry, stonework, tile setting, plastering, carpentry, roofing, landscaping, and concrete.

Convenience Store - A retail establishment offering a variety of food, beverage, household items, and/or gasoline sales that is under 5,000 square feet in area, is open more than 15 hours a day, and offers the retail sale of food, beverages, and other frequently or recurrently needed items for household use.

Corrals - A confined area for livestock where associated impacts are concentrated.

Crematorium - – An enclosed area within a building approved for cremation service wherein human or animal remains are cremated in a cremation retort.

Cultural, Historic and/or Nature Exhibits - Activities Uses which include, but are not limited to libraries, museums, art galleries, planetariums, aquariums, botanical gardens, arboretums, zoos, and historic sites.

Custom Butchering/Meat Curing/Processing – The cutting, curing, and processing of meat, to include on-site butchering, operating under the Arizona Department of Agriculture slaughter license for more than 45-head and not to exceed 150-head of cattle and more than 45-head and not to exceed 160-head of

sheep, goats, or swine and also for not more than two-hundred-fifty turkeys, or not more than an equivalent number of birds of all species with four-birds of other species being deemed equivalent of one-turkey in one-calendar year.

Day Care Establishment – Any facility in which care is regularly provided for compensation for more than ten individuals who do not reside on the site and who are not related to the proprietor.

Day Care Facility - Any facility in which care is regularly provided for compensation for five to ten individuals who do not reside on the site and who are not related to the proprietor.

Default - with respect to a mortgage, means that the obligor under the mortgage has breached or is in default of a repayment or other obligation in connection with that mortgage and has been notified by the mortgagee.

Dollar Store Retail – A retail store with a wide variety of merchandise for sale for ten dollars or less, limited fresh produce, and buildings of less than 15,000 square feet. Examples include, but are not limited to, Family Dollar, Dollar General, Dollar Tree, 99 Cent Deals, Five Below, dime stores, or 5 & dime stores.

Dwelling– Any building intended primarily for residential occupancy by one or more households, containing sleeping, cooking, and sanitary facilities.

Dwelling, Multiple-Household - A single dwelling in a structure containing defined space for two or more households, with separate entrances, cooking, sanitary and sleeping facilities for each. Multiple household dwellings may include apartments, condominiums, townhouses, and multiplexes.

Dwelling, Single-Household - A structure surrounded on all sides by open space and setback from the property line, intended for occupancy by one household. This definition includes site or factory-built homes, rehabilitated mobile homes and manufactured homes, but does not include recreational vehicles. A mobile home that has not been rehabilitated, as required by these Zoning Regulations, may be used for this purpose only if it meets the standards under these Zoning Regulations for a lawful non-conforming use.

Easement - A grant of one or more of the property rights by the owner to, or for the use by, the public, a corporation, or another person or entity. No structure shall be permitted in public easements. However, a permit may be issued for a structure in a private easement with the condition: “No structure or use permitted by this permit shall limit the rights of the owner of any underlying easements which burden a particular site from utilizing their easement.”

Educational Services - A category of land uses including pre-school, primary, secondary, and higher education facilities, vocational, and technical schools, and any other facility in which the principal use is public assembly for the purpose of receiving classroom instruction or practical training.

Electric Generation Plant – A facility designed to produce electric energy from another form of energy, such as fossil fuels, hydroelectric, solar thermal, nuclear power, geothermal and wind turbines.

Emergency Vehicle Station - A facility housing vehicles intended for quick response to medical, fire, and law enforcement emergencies.

Factory-Built Building - A residential or nonresidential building including a dwelling unit or habitable room thereof which is either wholly or in substantial part manufactured at an off-site location to be assembled on-site and placed on a permanent foundation. Factory-Built Buildings are constructed to Building Code standards and are regulated by the Arizona Department of Housing. Factory-Built Buildings do not include manufactured homes, recreational vehicles, or mobile homes. A factory-built building used for residential purposes shall be considered a single-household dwelling unit.

Farmers Market – An indoor or outdoor area where daytime sales of locally grown or produced food, fiber, and/or products take place, and where sufficient parking, sanitary facilities, and waste disposal facilities are provided.

Feedlot, Commercial - A feeding operation on a parcel of land where livestock are maintained in a corral, pen, or other area on a sustained basis, where feed is brought onto the parcel, and where the concentration of animals is regulated by the ADEQ Concentrated Animal Feeding Operations per the Arizona Administrative Code. It is operated for the primary purpose of feeding and fattening animals for direct or eventual shipment to market or slaughter. Pastures used for the grazing of livestock and feeding pens for livestock are not considered commercial feedlots.

Fence - An artificially constructed barrier, including walls, made with any standard construction material including corrugated metal, erected to enclose areas of land. A retaining wall is not a fence.

Firearms, Skeet, Archery, or Trap-Shooting Range – An outdoor facility involving the use of firearms or bows in individual or group activities.

Floor Area - The sum of the gross horizontal areas of every story of all buildings on the lot or site.

Foreclosure - means the process by which real property placed as security for the repayment of a loan is to be sold to satisfy the debt concerning which the borrower has defaulted and includes proceedings under deeds of trust.

Funeral Home - A building, or part thereof, used for human funeral services. Such building may contain space and facilities for (a) embalming and the performance of other services used in the preparation of the dead for burial, (b) the performance of autopsies and other surgical procedures, (c) the storage of caskets, funeral urns and other related funeral supplies, and (d) the storage of funeral vehicles.

Gasoline/Service Station – A building, lot, structure, or facility having pumps and storage tanks where fuel, gasoline, oil or other similar products are dispensed, sold or offered for sale at retail only; vehicle repair service is minor and incidental. This use may include accessory uses such as car washes and food marts.

Golf Course - An open-air golfing facility having not less than 30-acres and nine-holes. May include an accessory pro shop, a clubhouse, restaurants, and lounges.

Grade – ~~The average point of elevation of the finished surface of the ground, paving, or sidewalk within the area between the building and the property line or, when the property line is more than five feet from the building, between the building and a line five feet from the building (See figure 2-1).~~ The average elevation of the finished grade at the center of all walls of a building (See figure 2-1).

Grade, Finished - The elevation of the surface of the ground after completion of final grading, either via cutting, filling or a combination thereof, which conforms to the approved final grading plan.

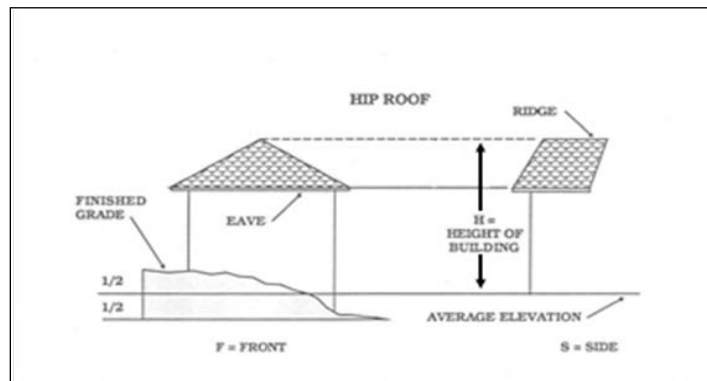


Figure 2-1

Grocery Store - A retail or wholesale store that primarily sells food, including canned and frozen foods, fresh fruits and vegetables, and fresh (raw) and prepared meats, fish, and poultry. A retail establishment primarily selling food, beverages, and household maintenance supplies. Grocery stores may contain incidental accessory uses such as bakeries, delicatessens, pharmacies, movie rentals, postal services and/or banking services.

Large stores are defined as 20,000 square feet in size or greater. Also includes a grocery store use located within a larger format retail store where an area 20,000 square feet in size or greater is primarily devoted to the sale of food.

Small stores are defined as less than 20,000 square feet in size. Also includes a grocery store use located within a larger format retail store where an area less than 20,000 square feet in size is primarily devoted to the sale of food.

Group Quarters— A residential facility designed to accommodate individuals who are not a part of the same household. Typical uses include fraternities, hostels, sororities, residence halls, dormitories, rooming and boarding houses, membership lodgings, and religious quarters. This does not include halfway houses, offender re-entry residential facilities, or homeless shelters which are included in the definitions of Offender Rehabilitation Facility, or Welfare and Charitable Services, nor does this include Residential Care Homes or Residential Care Institutions.

Growth Area - A "growth area" is an area identified on the Cochise County Comprehensive Plan maps and described in Article 4. Growth areas are based on the capacity of an area for growth.

Guest Lodging – A building or group of buildings furnishing rooms or an area for accommodation for overnight or short-term lodging such as a hotel or motel, resorts, guest ranches, group camps, and campgrounds and may include recreational facilities, restaurants, meeting rooms or similar facilities. This definition does not include Recreational Vehicle Parks or Bed and Breakfast land uses.

Guesthouse – See definition of Accessory Living Quarter.

~~**Health Clinic**— A facility for treating human ailments operated by a group of physicians, dentists, chiropractors, or other licensed practitioners for the treatment and examination of outpatients.~~

Height, Building - The vertical distance from the grade of the finished surface adjacent to the finished wall of a structure to the highest point of the roof for flat, gable, hip, and gambrel roofs, and to the deck line of mansard roofs (see Figure 2-2).

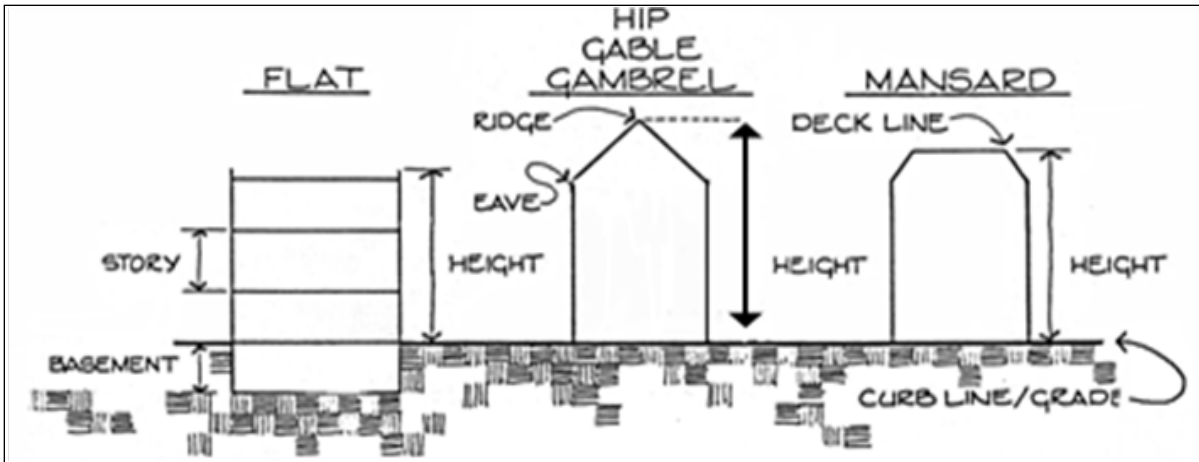


Figure 2-2

Height, Structure - The vertical distance from the grade of the finished surface adjacent to the structure to the highest point of the structure or any attachment.

Helipad – A landing area and takeoff place for a helicopter.

Heliport – An airport designed for helicopter use.

Home Occupation - An activity carried on by the occupant of a dwelling as a secondary use, including personal and professional services, subject to the following limitations:

- A. The Home Occupation may occupy an area no greater than one-quarter ($\frac{1}{4}$) of the floor area of the residence whether occurring within the residence or in a detached structure.
- B. Employees Allowed:
 1. Residents of the primary dwelling.
 2. Immediate family members, including: spouse, child, sibling, parent, grandparent, grandchild, stepchild or stepsibling, whether related by adoption or blood.
 3. Maximum of two individuals who do not meet the criteria B.1 or B.2
- C. Any outdoor display or storage of materials, goods, supplies or equipment shall be prohibited, other than the signs noted below.
- D. The generation of noise, vibrations, noxious odors, dust, heat, or glare detectable beyond any property line or the storage or use of hazardous materials of a type and amount that could create safety concerns or are not appropriate to dispose of in residential garbage or sewer systems is prohibited.
- E. No parking or delivery activity that causes on-street parking congestion or a substantial increase of traffic through the residential area.
- F. There shall be no change to the residential appearance of the premises.
- G. There shall be allowed one on-site non-illuminated permanent sign not to exceed four square feet with a maximum height of five-feet, and vehicular signs.

Hospital – An institution providing in-patient, out-patient, and emergency medical care.

Household - Any number of individuals living together as a single housekeeping unit and doing their cooking on the premises, as distinguished from Group Quarters or Residential Care institutions.

Impoundment Storage Yard - A site used for the temporary storage of impounded vehicles. No crushing or dismantling of vehicles or storage of vehicle parts shall occur.

Infrastructure - The system of facilities and services providing the supporting structure of a community, including, but not limited to streets, utilities, sewer systems, fire, law enforcement, medical, educational, and recreational facilities.

Jails, Prisons, and Detention Centers - Any detention facility for legal offenders or for those awaiting trial.

Junk - Old or scrap metal, wood, copper, brass, rope, rags, batteries, paper, trash, rubber debris, tires, waste or junked, dismantled or wrecked vehicles or parts thereof, iron, steel, and other old or scrap ferrous or nonferrous material.

Junkyards - The non-residential use of any site upon which the storage, keeping, salvage, sale or abandonment of junk occurs. Includes salvage yards and automobile wrecking yards.

Kitchen: Any room in a building which is used, intended, or designed to be used for cooking or preparation of food.

Landscaping – Site improvements intended to modify the aesthetic appearance of a property by changing its contours, and/or adding ornamental features and plantings. Materials used may include grass, ground covers, shrubs, vines, or trees and accessory non-living durable material, such as, but not limited to, rocks, pebbles, sand, brick, concrete paving bricks, walls and fences, but excluding asphalt. Landscaping may also include retention of native vegetation in prescribed areas.

Legal Non-Conforming Uses: ~~Defined in Article 20.~~ A use of land or structure which was legally established according to the applicable zoning and building laws of the time, but which does not meet current zoning and building regulations. See Article 20.

Livestock - Cattle, horses, sheep, llamas, alpacas, goats, mules, swine, asses, and raites, such as ostriches and emus.

Livestock Auction Barn - An establishment operated for compensation as an auction market for livestock, consisting of pens or other enclosures, and their appurtenances, in which livestock are received, held, sold, or kept for sale or shipment.

Lot Development Administrative Modification – A site development standard modification approved according to the procedures and criteria set forth in Article 17 herein.

Manufacture or Manufacturing - For the purposes of these Zoning Regulations, "manufacture" refers to a broad category of uses involving the use of mechanical power and machinery to produce products from raw materials, to prepare or alter materials for use in a finished product, or to assemble parts into products, including processing.

Manufactured Home - A structure built in accordance with the National Manufactured Home Construction and Safety Standards Act of 1974 and Title VI of the Housing and Community Development Act of 1974 and as amended. Does not include mobile homes, factory-built buildings, or recreational vehicles.

Master Development Plan – ~~Defined in Article 4.~~ A duly adopted component of the Cochise County Comprehensive Plan that provides a detailed plan for the coordinated development of a specific area in compliance with the requirements of Article 4 of these regulations.

Medical Marijuana Cultivation Facility - A building, structure, or premises used for the cultivation and storage of medical marijuana that is physically separate and off-site from a Medical Marijuana Dispensary. Site Development Standards for Medical Marijuana Dispensaries are found in Article 18.

Medical Marijuana Dispensary - A nonprofit Medical Marijuana Dispensary duly registered and certified pursuant to Arizona Revised Statutes that sells, distributes, transmits, gives, dispenses, or otherwise provides medical marijuana to qualifying patients. Site Development Standards for Medical Marijuana Dispensaries are found in Article 18.

Medical Marijuana Dispensary Cultivation Facility - A building, structure, or premises where marijuana will be cultivated for sale at a non-profit Medical Marijuana Dispensary duly registered and certified pursuant to Arizona Revised Statutes. Site Development Standards for Medical Marijuana Dispensaries are found in Article 18.

Medical Marijuana Infusion Facility - A facility that incorporates medical marijuana into consumable/edible goods by means of cooking, blending, or any other type of incorporation. Site Development Standards for Medical Marijuana Dispensaries are found in Article 18.

Medical Marijuana Uses - Shall include collectively Medical Marijuana Cultivation Facilities, Medical Marijuana Dispensaries, Medical Marijuana Dispensary Cultivation Facilities, or Medical Marijuana Infusion Facilities; per Arizona Revised Statutes.

Medical Service, Health Clinic - A facility, other than a hospital, where medical, dental, mental health, surgical, and/or other personal health care services are provided on an outpatient basis, by primary practitioners and/or medical specialists by appointment (for example, chiropractors, dentists, medical doctors, optometrists, prescription opticians, psychiatrists, etc.). May include a lab, radiology, pharmacy, rehabilitation, and other similar services as accessory uses. Counseling services by other than medical doctors or psychiatrists are included under "Personal and professional uses."

Medical Service, Hospital - An institution providing in-patient, out-patient, and emergency medical care. May include on-site accessory clinics and laboratories, accessory retail uses and emergency heliports.

Medical Service, Lab Research and/or Testing - A facility intended for the examination of clinical specimens for the purpose of providing information such as diagnosis, prognosis, prevention, or treatment of disease to improve the health of a patient.

Examples of these uses include:

- dental laboratories (crown and denture manufacturing, etc.)
- medical laboratories (blood and tissue testing, x-ray, CT scanning, etc., but not research
- reference laboratories

Medical Service, Urgent Care - A facility other than a hospital, where medical, mental health, surgical and other personal health services are provided exclusively on an outpatient basis by a group of physicians working in cooperation and sharing the same facilities. Typically operates beyond standard medical office hours and may provide emergency treatment. May include educational aspects such as medical instruction and/or training as well as house a lab, radiology, pharmacy, rehabilitation, and other similar services as accessory uses. Does not include hospitals. Counseling services by other than medical doctors or psychiatrists are included under "Personal and professional uses."

Medical Service, Veterinary Clinic and/or Animal Hospital - Office and indoor medical treatment facilities used by veterinarians, including large and small animal veterinary clinics, and animal hospitals. May include a lab, radiology, pharmacy, rehabilitation, temporary boarding of sick animals, and other similar services as accessory uses. See also "Animal Husbandry"

Mini-Warehouses/Self-Storage Facilities - Buildings which are rented to the public for the storage of personal property and which have independent access and locks under the control of the tenant. May include outdoor storage areas.

Mining - Those activities conducted to develop or extract materials from the earth, including on-site transportation, concentrating, milling, leaching, smelting, or other processing of ores or other materials. A

mine includes all lands containing excavations, underground passageways, shafts, tunnels and workings, structures, facilities, equipment, machines or other property including impoundments, retention dams, tailings and waste dumps, on the surface or underground, used in, to be used in or resulting from the work of extracting minerals or other materials, excluding hydrocarbons. Mining includes that portion of an operation which mixes rock, sand, gravel or similar materials with water and cement or with asphalt, provided that the operation is either physically connected to the mine or is so interdependent with the mine as to form one integral enterprise.

Mobile Home - A structure built prior to June 15, 1976 on a permanent chassis, capable of being transported in one or more sections and designed to be used with or without a permanent foundation as a dwelling when connected to on-site utilities. Does not include recreational vehicles, factory-built buildings, or manufactured homes.

Mobile Home, Rehabilitated - A mobile home that has been rehabilitated and certified as such by the Arizona Department of Housing or that exhibits the approved Rehabilitation Insignia before 2013 or Rehabilitation Certificate as of January 1, 2013 from the Arizona Department Housing.

Mobile or Manufactured Home Park - A site or parcel of land under single or unified ownership upon which three or more mobile homes, manufactured homes, factory-built buildings or a combination thereof, are set up as residences, regardless of whether the units are permanently occupied or offered as rental units. In Comprehensive Plan Category D Growth Areas designated Rural, six or more mobile homes, manufactured homes, factory-built buildings or a combination thereof shall be considered a mobile or manufactured home park.

Mobile or Manufactured Home Space - A plot of ground within a mobile or manufactured home park designed for the accommodation of one mobile or manufactured home together with its accessory structures.

Mortgage - means a first mortgage or other first-priority security interest in real property that is placed as security for the repayment of a loan and includes a first deed of trust.

Mortgagee - means any person or firm who holds a first-priority mortgage or other first-priority security interest in real property to secure a loan, whether as the mortgagee of a mortgage or the beneficiary of a deed of trust.

Motion Picture Production Site/Studio - Permanent facilities for the filming, processing, editing, or production of motion pictures, involving the use, construction, or structural alteration of buildings or structures.

Mural - A one-of-a-kind, hand-painted, hand-tiled, or digitally printed image on the exterior wall of a building that does not contain any commercial message, which is any message that advertises a business conducted, services rendered, or goods produced or sold.

Non-Residential Use Permit – Commercial Building/Use Permit.

Notice of default event - with respect to a mortgage, means that a default regarding that mortgage has occurred and either:

- a. A notice of breach or notice of default and election to sell has been provided to the obligor and has been recorded in the Cochise County Recorder's Office; or
- b. An action for judicial foreclosure has been commenced regarding that mortgage by the filing of a complaint or petition for foreclosure in a court of competent jurisdiction.

Offender Rehabilitation Facility - An operation, licensed in the State of Arizona, for individuals who are legal offenders on release from more restrictive custodial confinement or initially placed in lieu of such

more restrictive custodial confinement, such as in a mobile program agency as defined by the State of Arizona, wherein supervision, rehabilitation, or counseling is provided.

Open Space - Open space refers to any area of a site which is not occupied by buildings, structures, parking areas, streets, drives, or any outdoor use other than an outdoor recreation facility.

Out-building – A barn, shed, garage, lean-to or other similar building used to store items that will be used on the property, or to house animals (except RVs which are only permitted as an Accessory Use) that is accessory to the principal use except as allowed without a principal use in Articles 6 and 7.

Parking Area, Minimum - The minimum on-site area required for off-street parking and loading. This includes all spaces, drives, aisles, and maneuvering areas required to serve those spaces.

Parking Lot, Commercial - A structure or lot used for parking or storage of operational vehicles as a principal use of a site, which may or may not be used on a fee-paying basis. Does not include impoundment storage yards.

Personal and Professional Services - Facilities which provide the following or similar personal services: pet grooming, laundering, dry cleaning, rug cleaning, beauty, and barber services, photographic and recording services. Offices which provide the following or similar professional services: legal, real estate, engineering, architectural, design, counseling and financial services.

Plan Designation - Within the four Growth Areas established by the Cochise County Comprehensive Plan there are Plan Designations which classify land by either its present use or present or evolving character. These are further described in Article 4.

Planned Development – A planned development is land under unified control, planned and developed as part of an approved Master Development Plan. See Article 15.

Planning Director - The Director of the Cochise County Planning Department, also known as the County Zoning Inspector or designee.

Principal Use - The primary use and chief purpose of a lot or structure as distinguished from an accessory use or structure. A site may contain multiple "principal uses," each of which must meet the requirements of these Zoning Regulations, unless otherwise limited by individual Zoning Districts.

Printing and/or Publishing Businesses - A printing business is an establishment that provide printing, copying, photographic, computer, or technological services. A publishing business facilitates the distribution of printed works, such as books (the "book trade"), newspapers, and magazines as well as electronic resources such as the electronic versions of books and periodicals.

Recreational Facilities, Indoor and/or Outdoor - An area designed and equipped for active recreation, sports, or leisure time activities and other customary and similar activities for public or private use, including, but not limited to parks, baseball or softball diamonds, soccer and football fields, tennis courts, and roping and equestrian arenas. This does not include fairgrounds, amusement parks, zoos, or outdoor firearms, skeet, archery or trap-shooting ranges, unlighted facilities which are accessory to a permitted principal use or lighted roping arenas for private use which are allowed as accessory uses to a residential permitted principal use.

Recreational Vehicle - A vehicular type unit which is:

- A. A portable camping trailer mounted on wheels and constructed with collapsible partial sidewalls which fold for towing by another vehicle and unfold for camping.
- B. A motor home designed to provide temporary living quarters for recreational, camping or travel use and built on or permanently attached to a self-propelled motor vehicle chassis or on a chassis cab or van that is an integral part of the completed vehicle.

- C. A park trailer built on a single chassis, mounted on wheels and designed to be connected to utilities necessary for operation of installed fixtures and appliances and has a gross trailer area of not less than 320-square feet not more than 400-square feet when it is set up, except that it does not include fifth wheel trailers.
- D. A travel trailer mounted on wheels designed to provide temporary living quarters for recreational, camping or travel use and has a trailer area of less than 320-square feet including fifth wheel trailers.
- E. A portable truck camper constructed to provide temporary living quarters for recreational, travel or camping use and consisting of a roof, floor and sides designed to be loaded onto and unloaded from the bed of a pickup truck.
- F. Park models: Recreation Vehicle / Park Model (Destination) - A recreation vehicle which is designed for and is used for permanent residential use in a travel trailer/recreation vehicle park.

Recreational Vehicle Park - Any lot of land upon which three or more recreational vehicle sites are located, established or maintained for occupancy by recreational vehicles of the general public as temporary living quarters for recreation or vacation purposes. The park may also include tents and portable shelters.

Recycling Center - A permanent enclosed facility for the collection, temporary storage and processing of recyclable materials, for efficient shipment; this does not include a junkyard. Sale of parts is not permitted. Processing for efficient shipment includes, but is not limited to, baling, compacting, crushing, and flattening.

Recycling Drop-Off Receptacle - Accessory to a non-residential site; enclosed receptacles into which recyclable materials or clothing may be dropped off. These materials are to be picked up and removed from the premises to maintain a clean and orderly site. Vectors and pests are to be controlled and fugitive trash or debris is to be contained and collected on-site. Not to be used as a drop off of hazardous materials.

Recycling/Solid Waste Transfer Facility - A heavy commercial or industrial-scale facility in which materials are sorted, crushed, banded, stored and/or distributed.

Regional Sewage Treatment Plants - A sanitary sewerage treatment facility, such as a municipal sewage treatment plant that is located on one property and provides sanitary sewerage treatment services to off-site properties. This does not include "package" plants operated by Owner Associations or Special Improvement Districts serving lots within an individual subdivision or master development plan area which shall be deemed local or "on-site" sewage treatment plants.

Repair Services, Large Engines - Services designed to repair large vehicles such as trucks with more than two axles, recreational vehicles, tractors, combines, and/or other large engines and may include incidental retail sales of parts.

Repair Services, Light - Services designed to repair items, such as watches, jewelry, furniture, electrical equipment, appliances, and clocks and may include incidental retail sales.

Repair Services, Small Engines - Services designed to repair vehicles with no more than two axles, recreational vehicles and/or other small engines and may include incidental retail sales.

~~**Research and Testing Laboratories** - Facilities for medical or scientific research and testing. Does not include facilities for the testing of equipment as a part of repair services and does not involve mass manufacture, fabrication, or retail sales.~~

Residential Care Home - A single-household dwelling licensed by the State which is used to provide housing and supervisory personal or custodial care services to not more than six (6) persons residing on the site. The home is a single-household dwelling for the purposes of all County Zoning Ordinances and shall not be subject to non-residential site development standards, but shall require a Non-Residential permit. A Residential Care Home may include facilities for individuals who require special care for physical, mental, or emotional reasons including, as defined by the State of Arizona, adult care homes, adult foster homes, homes for the elderly, or the disabled and/or adult and juvenile group homes. A Residential Care Home may include a home for juveniles if it meets the criteria of Article 17. This definition does not include an Offender Rehabilitation Facility.

The limitation of six (6) or fewer persons does not include the operator of a Residential Care Home, members of the operator's family or persons employed as staff, except that the total number of all persons living at the Residential Care Home shall not exceed sixteen (16). Only one Residential Care Home is allowed per parcel or site.

Residential Care Institution - An operation licensed by the State, which is used to provide housing and supervisory personal or custodial care services to more than six (6) persons residing on the site. A Residential Care Institution may include facilities for individuals who require special care for physical, mental, or emotional reasons including, as defined by the State of Arizona, adult care homes, adult foster homes, homes for the elderly, or the disabled and/or adult and juvenile group homes. A Residential Care Institution may include a home for juveniles that meet the criteria of Article 17. This definition does not include an Offender Rehabilitation Facility.

Responsible party - means an owner, lessee, mortgagee, property manager, cotenant or occupant of all specified properties, including buildings, grounds, lots or premises.

~~**Restaurants, Bars, Taverns, Nightclubs and Off-Site Winery Tasting Rooms** - An establishment which prepares and serves food and/or beverages on a commercial basis, and may include entertainment.~~

Restaurant - An establishment that provides, as a principal use, the preparation and sale of food and/or beverages in a ready-to-consume state for consumption on or off the premises.

Retail Sales/Rentals - All sales and/or rentals, indoors and/or outdoors, of products for their final consumers. May include light manufacturing or assembling incidental to retail sales from the premises provided that not more than forty-percent of the floor area occupied by such business is used for manufacturing, baking, processing, assembling, treatment, installation, and repair of products. May include outdoor accessory storage of materials, merchandise, supplies and/or equipment with required screening if applicable.

Retaining Wall - A man-made structure for the purpose of retaining soils or other materials for the purpose of stabilization of the soil or other materials. Minimum setbacks are not required for retaining walls.

Riding Stables, Commercial - Facilities for the boarding, exercise, and/or rental of horses on a commercial basis.

Right-of-Way (ROW) or Utility Easement - An easement or servitude over another's land conferring a right of passage, particular use, or predetermined type of construction including but not limited to electrical transmission line, water or sewerage conveyance systems, drainage structures or natural gas pipelines.

Roomers - Persons not a part of a principal household who reside in a dwelling on a paid or charitable basis.

Screening - Includes solid walls and fences, or any combination thereof that cannot be seen through, and are a minimum of 6-feet in height from grade. The screen shall be constructed out of standard materials or other acceptable materials approved by the County Zoning Inspector. An existing vegetative screen on the

subject site may be approved by the County Zoning Inspector if it meets the intent of creating a solid screen.

Setback - The horizontal distance between the property line or road travelway and the foundation, wall or main frame of any building or structure, and between the property line and the outer perimeter of any outdoor area significantly involved in the use or activity of the site, including non-residential sales, rental, display, or storage areas. No structure/use permitted herein shall limit the rights of the owner of any underlying easements which burden a particular site from utilizing their easement.

Shopping Center - A unified development on a single site which contains a variety of business, service, and retail uses, and which has common ingress and egress, parking and drives.

Sign – Defined in Article 19.

Site - All actual land used, developed, intended to be developed or occupied for a use or group of uses, to include its buildings, structures, storage and service areas, streets, driveways, and any required setbacks around the perimeter of such land. In most cases, a site will be a single lot or parcel of record; however, a site may also be a portion of a lot or parcel, or even an aggregation of contiguous lots or parcels, whether under single or multiple ownership.

Site, Abutting - A site touching the boundary of the site proposed for a use.

Site Area, Minimum - The minimum area of a site upon which a specific use(s) may be permitted. Easements may be included in the calculation of the minimum site area. Property that is transferred in fee simple to the public or to the County, as necessary to perfect adequate right-of-way for those roadways depicted on the Cochise County Maintained Road System Map, or right-of-way acquired by the County, or another public entity for some other public purpose, may also be included in the calculation of the minimum site area. A permit may be issued if the minimum site area deficiency can be attributed to surveyor error as denoted in the table below.

Zoning:	Density:	Square Feet:	Margin of Error (Square feet) (.00125):	Minimum Parcel Size (Square Feet):	Minimum Parcel Size (Acres)
RU					
	RU-2	87,120	108.90	87,011.10	1.9975
	RU-4	174,240	217.80	174,022.20	3.9950
	RU-10	435,600	544.50	435,055.50	9.9875
	RU-18	784,080	980.10	783,099.90	17.9775
	RU-36	1,568,160	1,960.20	1,566,199.80	35.9550
R					
	R-9	9,000	11.25	8,988.75	0.2064
	R-18	18,000	22.50	17,977.50	0.4127
	R-36	36,000	45.00	35,955.00	0.8254
SM					
	SM-9	9,000	11.25	8,988.75	0.2064
	SM-18	18,000	22.50	17,977.50	0.4127
	SM-36	36,000	45.00	35,955.00	0.8254
	SM-87 (2-acres)	87,120	108.90	87,011.10	1.9975
	SM-174 (4-acres)	174,240	217.80	174,022.20	3.9950
	SM-10 Acres	435,600	544.50	435,055.50	9.9875
	SM-18 Acres	784,080	980.10	783,099.90	17.9775

	SM-36 Acres	1,568,160	1,960.20	1,566,199.80	35.9550
SR					
	SR-8	8,000	10.00	7,990.00	0.1834
	SR-12	12,000	15.00	11,985.00	0.2751
	SR-22	22,000	27.50	21,972.50	0.5044
	SR-43	43,560	54.45	43,505.55	0.9988
	SR-87 (2-acres)	87,120	108.90	87,011.10	1.9975
	SR-174 (4-acres)	174,240	217.80	174,022.20	3.9950
	SR-10 Acres	435,600	544.50	435,055.50	9.9875
	SR-18 Acres	784,080	980.10	783,099.90	17.9775
	SR-36 Acres	1,568,160	1,960.20	1,566,199.80	35.9550
MR					
	MR-1 or 2	3,600	4.50	3,595.50	0.0825

Site Coverage - The total percentage of the site covered with structures, buildings, paving, and impervious surfaces other than landscaping, gravel, walls, and fences.

Slaughterhouse/Meat Packing Plant – A facility for the slaughtering, refining, processing, storage and distribution of animals and animal byproducts.

Solar Energy System - A device or devices, structural design feature, series of mechanisms, or combinations thereof, designed for the primary purpose of producing electrical or mechanical power for use primarily on premises; some conveyance of electricity to the grid is allowed.

Solar Energy Power Plant - A Non-Residential, utility-scale Solar Energy System, the purpose of which is to supply solar-generated electricity to off-site consumers. Accessory structures may include buildings, substations and associated electrical infrastructure. The term does not include stand-alone, Solar Energy Systems for on-site use.

Solid Waste Landfill - A site approved by the State for the collection and/or disposal of non-hazardous solid wastes.

Solid Waste Incinerator - Any furnace used in the process of burning solid waste for the purpose of reducing the volume of the waste by removing combustible matter.

Special Use Authorization - A land use which has been approved by the Planning Commission as a Special Use according to the procedures and criteria set forth in Article 17 herein.

Specified property - means any parcel of real property with a structure that is vacant within the County that is subject to a mortgage and concerning which a notice of default event has occurred. For purposes of the inspection requirement set forth in Section 2501.01 of this Article and for that purpose only, the term also includes a parcel of real property that appears to be vacant. Once a parcel is determined not to be vacant or is no longer vacant, it is not considered “specified property” until it qualifies again under this definition.

Stockyards - A large yard containing pens and sheds, typically adjacent to a slaughterhouse, in which livestock is kept and sorted.

Storage Area, Outdoor - Any storage of objects or materials which is located outside the confines of a building. Outdoor storage does not include merchandise within an outdoor display area. Non-residential outdoor storage does not include vehicles awaiting repair.

Street - A public or private thoroughfare used, or intended to be used, for passage or travel by motor vehicles.

Street, Arterial - A street with the principal function of maintaining through traffic flow, separate from local traffic, to and from areas of principal traffic generation and designed for high volumes and high speeds of traffic. Efficient movement is the primary function of the arterial streets; hence, there is limited access to and from local streets and individual parcels. Arterial streets shall include all State and Federal routes and those that are classified as such on an adopted traffic circulation plan or master plan.

Street, Collector - A street that conducts and distributes traffic from arterial streets to lower volume local streets. Collector streets shall include section-line and mid-section-line streets, unless they are functioning or intended to function as arterials or local streets, and any street so designated on an adopted traffic circulation plan or master plan.

Street, Local - A street that functions to serve direct access to individual parcels or a street so designated on an adopted traffic circulation plan or master plan.

Structure - Anything constructed or erected with fixed location on the ground, or attached to something having a fixed location on the ground, including, but not limited to buildings, towers, swimming pools carports, signs, and billboards.

Structure, Temporary - Anything constructed, placed, or erected that is readily movable and is used or intended to be used for a limited period of time. Such temporary structure shall be subject to all applicable requirements of these Zoning Regulations for the Zoning District in which it is located.

Substandard Lot - A lot that does not meet the minimum site area requirements for the Zoning District in which the lot is located. Permits may not be issued for a substandard lot that is not legal nonconforming, unless the non-conformance is resolved through a Rezoning or Administrative Lot Modification.

Swap Meets - A non-residential use outdoors or within a building in which stalls or sales areas are set aside, and rented or otherwise provided, and which are intended for use by various unrelated individuals to sell articles on a recurring basis.

~~**Terminals/ Bus, Truck and Rail** - Facilities for the storage, dispatching, loading, and unloading of buses, trucks or trains and includes facilities for incidental repair and maintenance of vehicles associated with the principal use, and for the temporary impoundment of operational vehicles.~~

Transient Camps/Migrant Labor Camps - Facilities for the temporary or long-term lodging of transients or migrants, whether in permanent quarters or temporary structures, and permanent or temporary facilities for lodging migrant laborers.

Travelway - The physical portion of a public or private road or easement used by vehicles for access, not including private driveways. In the case of a road which includes defined shoulders, the paved shoulder is included in the travelway.

Truck Stops - Buildings or premises in which or upon which a business, service or industry involving the maintenance, servicing, storage or repair of commercial vehicles is conducted or rendered including the dispensing of motor fuel or petroleum products directly into motor vehicles, the sale of accessories or equipment for trucks and similar commercial vehicles. A truck stop may also include overnight accommodation, convenience store, and restaurant facilities.

Utility Installations - Structures necessary for the distribution of franchised public or private utilities such as water, gas, wastewater, electricity, telephone, telegraph, television and radio service. Substantial installations, including substations, booster stations, water tanks and communication towers, are subject to these regulations. Smaller utility installations, such as meter boxes, pipes, poles, wires, and hydrants, are exempt from these regulations.

Use - The purpose for which land or a building is occupied, maintained, arranged or intended.

Use, Non-Residential - The use of land for a purpose other than single-household dwelling units.

Vacant - with respect to real property and “vacant real property” mean real property and improvements that are not presently occupied by persons lawfully entitled thereto. The term does not include real property that is unoccupied by reason of the temporary absence of lawful occupants who intend to return and resume occupancy.

Variance - A deferral, modification or waiver of the terms of these Zoning Regulations granted by the appropriate Board of Adjustment pursuant to Article 21 of these Zoning Regulations.

Wall - See definition of Fence.

Warehousing, Distribution and Storage of Goods – A use requiring significant commercial vehicle access and large-scale storage of goods and vehicles, both indoor and outdoor, typically between production and their placement on the market.

Welfare and/or Charitable Services - Services operated by public agencies or private associations for the benefit of the disadvantaged, or for mental, behavioral, medical, or protective assistance for the public benefit. This may include a non-supervisory, non-custodial, residential component.

~~**Wholesaling, Warehousing, Distribution or Storage** – The sale or storage of products.~~

Wind Energy Power Plant - A Non-Residential, utility-scale Wind Energy System, the primary purpose of which is to supply electricity to off-site consumers, consisting of a network of Wind Turbines and accessory structures and buildings, including substations, anemometers, and associated electrical infrastructure. The term does not include stand-alone, Wind Energy Systems for on-site use which feed residual power into the electrical grid, as defined by the Arizona Corporation Commission.

Wind Energy System - A system which uses one or more wind turbines, batteries, power inverters and other associated components to convert the kinetic energy of the wind into electricity for use by consumers. Wind Energy Systems consisting of one or more Wind Turbines may provide power to one or more principal uses, well pumps, or accessory structures on the same parcel on which they are sited. Wind Energy Systems subject to maximum densities Article 18.

Wind Turbine – The portion of a Wind Energy System that converts the kinetic energy of the wind into electricity. Wind Turbines may be freestanding or mounted onto a structure. Wind Turbines are the main components of a Wind Energy System, which may include more than one turbine.

Winery, Farm – An on-site agricultural processing service in which grapes grown on-site are processed into wine, not to exceed 40,000 gallons per year.

Winery, Small Production – An agricultural processing service in which grapes grown off-site are processed into wine, not to exceed 40,000 gallons per year.

Winery, Large Production - An agricultural processing service in which grapes grown on-site or off-site are processed into wine, in quantities greater than 40,000 gallons per year.

Winery Tasting Room – A building or portion thereof, subordinate in size, accessory to, and located on the same site as, a Farm Vineyard, Farm Winery, Small Production Winery or Large Production Winery operation, in which wine may be sampled and/or purchased. If the principal winery use, including vineyards, is exempt then the tasting room shall be exempt as well. A Winery Tasting Room may also include incidental retail sales of wine and related products.

Wholesaling - The sale of goods or merchandise to retailers; to industrial, commercial, institutional, or other professional business users; or to other wholesale businesses and related subordinated services. In general, it is the sale of goods to anyone other than a standard consumer.

Yard Sale - A sale of items conducted on a residential site and incidental to the principal dwelling. Yard sales shall be held on an infrequent or occasional basis only and shall not constitute a business.

Zoos and/or other Outdoor Animal Exhibits - A facility in which all animals are housed within enclosures, displayed to the public, and in which they may also breed.

Zoning District- One of the zoning classifications established in Article 5 of these Zoning Regulations, or any contiguous area of land having the same zoning classification.

Zoning District, Commercial - Any NB (Neighborhood Business) or GB (General Business) Zoning District.

Zoning District, Industrial - Any LI (Light Industrial) or HI (Heavy Industrial) Zoning District.

Zoning District, Residential - Any SR (Single-Household), SM (Single-Household/Manufactured Home), MR (Multiple-Household), or R (Residential) Zoning District or RU (Rural) Zoning District designated by the Comprehensive Plan with a Rural Residential designation.

Zoning Inspector, County - The Cochise County Planning Director or duly authorized representative.

COCHISE COUNTY

**Amendment to the Cochise County Zoning
Regulations
Article 2: Definitions**

Board of Supervisors

March 24, 2020

Cochise County
Development Services



Public Programs...Personal Service

COCHISE COUNTY

Background

Article 2 is intended to:

- Provide definitions for uncommon words or phrases outside of the zoning regulations
(Example: Conforming Use)
- Clarify terms specific to these zoning regulations
(Example: Community Garden)



COCHISE COUNTY

Purpose of this Amendment

Clarify (existing definitions)

Example: Convenience Store, Wholesaling, Warehousing, Distribution or Storage, Grocery Store (current)

- A retail establishment offering a variety of food, beverage, household items, and/or gasoline sales. (Convenience Store)
- The sale or storage of products. (Wholesaling)
- A retail establishment primarily selling food, beverages, and household maintenance supplies. (Grocery Store)



COCHISE COUNTY

Purpose of this Amendment

Clarify (existing definitions)

Example: Convenience Store, Wholesaling, Warehousing, Distribution or Storage, Grocery Store (proposed)

- A retail establishment offering a variety of food, beverage, household items, and/or gasoline sales that is under 5,000 square feet in area, is open more than 15 hours a day, and offers the retail sale of food, beverages, and other frequently or recurrently needed items for household use. (Convenience Store)
- A use requiring significant commercial vehicle access and large-scale storage of goods and vehicles, both indoor and outdoor, typically between production and their placement on the market. (Wholesaling)
- A retail or wholesale store that primarily sells food, including canned and frozen foods, fresh fruits and vegetables, and fresh (raw) and prepared meats, fish, and poultry. (Grocery Store)



COCHISE COUNTY

Purpose of this Amendment

Improve (Existing definitions)

*Example: **Car Wash** -*

- *A building or semi-enclosed structure used for the washing of vehicles. (Current)*
- ***Car Wash, Conveyor** - A commercial car wash where the car moves on a conveyor belt during the wash. The driver of the vehicle can remain in the vehicle or wait outside of the vehicle. (Proposed)*
- ***Car Wash, Self-Serve** - A commercial car wash where the customers wash their cars themselves with spray wands and brushes. (Proposed)*



COCHISE COUNTY

Purpose of this Amendment

Distinguish (Between uses that are grouped together, but may have different zoning impacts)

Example: Cultural, Historic and/or Nature Exhibits –

- *Activities which include, but are not limited to libraries, museums, art galleries, planetariums, aquariums, botanical gardens, arboretums, zoos, and historic sites (Current)*
- *Uses which include, but are not limited to libraries, museums, art galleries, botanical gardens, arboretums, and historic sites. (Proposed – highlighted uses are deleted)*



COCHISE COUNTY

Purpose of this Amendment

Consistency between land uses referenced in Zoning Districts and their definitions

Example:

Civic, Social, Fraternal, and/or Business Associations

- *No Definition (Current)*
- *Establishments primarily engaged in promoting the civic and social interests of their members. This encompasses membership organizations included in the US Department of Labor Standard Industrial Classification (SIC) code 864. (Proposed)*



COCHISE COUNTY

Impact

This Article is not intended to directly regulate use. However, an improved definition section makes it easier to classify and distinguish between uses.



Restaurant



Bar/Tavern

COCHISE COUNTY

Summary of Proposed Changes

- 26 New Definitions
- 23 Alterations to Existing Definitions

See Exhibit A for strike-through (deletion) and underline (addition)



COCHISE COUNTY

Sample Motion

The Cochise County Planning and Zoning Commission recommended approval with a vote of 6-0 at their March 11, 2020 meeting.

Sample Motion: I move to approve Docket R-20-01 amending Article 2 of the Cochise County Zoning Regulations.



Regular Board of Supervisors Meeting

Meeting Date: 03/24/2020
Z-20-02 (St Germain) Rezoning 8 acres from R-36 to RU-4
Submitted By: Dan Coxworth, Development Services
Department: Development Services
Presentation: PowerPoint **Recommendation:** Approve
Document Signatures: BOS Signature Required **# of ORIGINALS Submitted for Signature:** 1
NAME of PRESENTER: Dan Coxworth **TITLE of PRESENTER:** Director
Docket Number (If applicable): Z-20-02
Mandated Function?: Not Mandated **Source of Mandate or Basis for Support?:**

Information

Agenda Item Text:

Adopt Zoning Ordinance 20-04 to approve Docket Z-20-02 reverting certain Zoning District Boundaries from R-36 to RU-4, pursuant to the application of Garth and Cheryl St. Germain.

Background:

The subject parcel was conditionally rezoned in 2006 to R-36 requiring a subdivision plat prior to issuance of any permits. Since 2006, the St. Germain family purchased the property and will build a 4000 square foot single-family residence on the property. Without the submittal of a subdivision plat under the current R-36 zoning, the applicants are required to revert the zoning of the property back to RU-4.

Department's Next Steps (if approved):

Update the Cochise County Zoning map

Impact of NOT Approving/Alternatives:

The current property owner will not be able to obtain permits for the property to construct their home without submitting a subdivision plat.

To BOS Staff: Document Disposition/Follow-Up:

Please record the Resolution and return to Dan Coxworth.

Attachments

Staff Memo
Zoning Ordinance
Staff Presentation



COCHISE COUNTY DEVELOPMENT SERVICES

Public Programs Personal Service

MEMORANDUM

TO: Cochise County Board of Supervisors
THROUGH: Ed Gilligan, County Administrator
FROM: Daniel Coxworth, AICP, Planning Director
SUBJECT: Docket Z-20-02 (St. Germain)
DATE: March 24, 2020

APPLICATION FOR A REZONING

The Applicant seeks to rezone an 8-acre parcel from R-36 (Residential; one dwelling per 36,000-square feet) to RU-4 (Rural; one dwelling per four-acres) to build a personal residence on the site. The parcel was conditionally rezoned from RU-4 to R-36 in 2006, to subdivide the property. The conditions have not been met, and the applicants seek to revert the zoning to RU-4. The property (Parcel #106-15-020M) is located in the Babocomari Area Plan north of Huachuca City, AZ. The Applicants are Garth and Cheryl St. Germain.

I. DESCRIPTION OF SUBJECT PARCEL AND SURROUNDING LAND USES

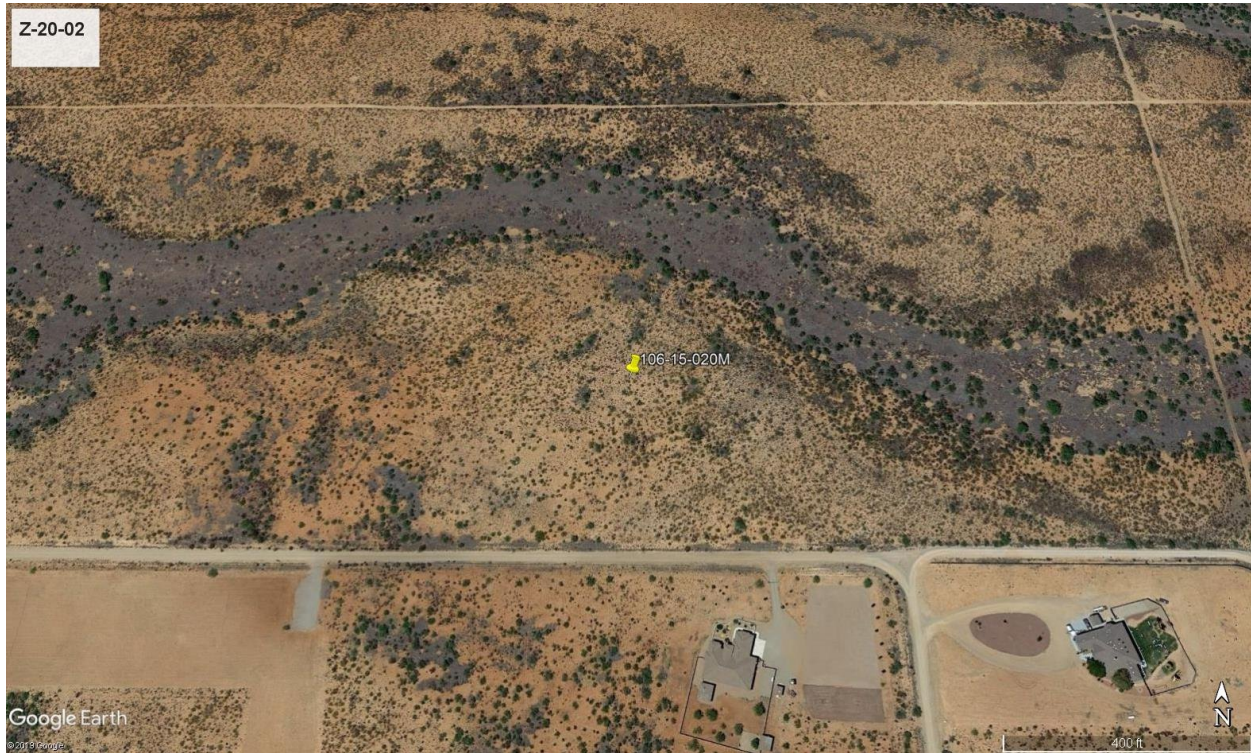
Size: 8.01 Acres
Current Zoning: R-36 (Residential, 1-dwelling per 36,000-square feet)
Growth Area: Category B (Community Growth Area)
Area Plan: *Babocomari Area Plan*
Comprehensive Plan Designation: Low Density Residential
Existing Uses: Vacant Land
Proposed Uses: Single Family Home

Surrounding Zoning

Relation to Subject Parcel	Zoning District	Use of Property
North	R-36 - Conditional	Vacant Land
South	RU-4	Single Family Residence
East	RU-2 - Conditional	Vacant Land
West	R-36 - Conditional	Vacant Land

II. PARCEL HISTORY

In 2005, a previous owner of the property applied for a rezoning from RU-4 to R-36 and was granted Conditional Approval (Docket Z-06-04). One of the Conditions of Approval, as required by the adopted *Babocomari Area Plan* (2006), indicates that any rezoning to a higher density to facilitate residential development must proceed under the County’s subdivision process. To date, no subdivision process has begun on the subject parcel. The current owner and Applicants recently acquired the property and did not intend to subdivide the property.



Looking North

III. NATURE OF REQUEST

Due to the existing conditional zoning that restricts residential development to the County’s subdivision process, staff cannot issue permits for any construction beyond repair or agricultural uses. The Applicant is requesting that the conditional zoning be reverted to RU-4 to facilitate building a single-family residence. This type of rezoning request is often referred to as “*downzoning*” because if granted, the minimum lot size would increase from 36,000 sq.-ft. minimum lots to a four-acre minimum lot size.

IV. ANALYSIS OF IMPACTS

Mandatory Compliance

The subject property lies within a Category “B”– Community Growth Area and is considered a “Low-Density Residential” land use designation area per the *Babocomari Area Plan*. RU-4 zoning is permitted in the Category “B,” “Low-Density Residential” areas, so this request to rezone to RU-4 complies with the *Babocomari Plan* as detailed below.



Existing RU-4 Residential Development in the Area

Compliance with Rezoning Criteria

Section 2208.03 of the Zoning Regulations provides fifteen criteria used to evaluate rezoning requests. Eight of the criteria apply to this request, which, as submitted, complies with all of the eight relevant factors.

1. Provides an Adequate Land Use/Concept Plan Not Applicable.

The Applicant intends to construct one single-family residence on the 8-acre site.

2. Compliance with the Applicable Site Development Standards—Complies.

As noted above, the 8-acre parcel is undeveloped. Downzoning to RU-4 would not negatively impact the ability of the parcel to be developed.

3. Adjacent Districts Remain Capable of Development – Complies.

The proposal would not affect the development prospects of any neighboring property.

4. Limitation on Creation of Nonconforming Uses—Complies.

If approved, the rezoning would not create any non-conforming land uses.

5. Compatibility with Existing Development –Complies.

There is precedent for RU-4 zoning in the immediate area; there is currently RU-4 zoning south of the subject parcel, a significant portion of the Babocomari area retains RU-4 zoning.

6. Rezoning to More Intense Districts—Not Applicable.

As indicated, this request is for a downzoning, which in this case, would reduce the permitted density.

7. Adequate Services and Infrastructure – Not Applicable.

As this request is for a downzoning, this factor does not apply.

8. Traffic Circulation Criteria – Complies.

Because this request is to reduce density, rezoning from R-36 to RU-4 would decrease the permitted density, with a corresponding decrease in potential traffic.

9. Development Along Major Streets Not Applicable.

Roads within the County Maintenance System do not serve the area.

10. Infill—Not Applicable.

This factor applies only for rezoning requests to General Business, Light Industry, or Heavy Industry.

11. Unique Topographic Features Not Applicable

As this request is for a downzoning, this factor does not apply.

12. Water Conservation Complies.

As this proposed downzoning would reduce permitted maximum density, potential water usage would also likely decrease.

13. Public Input Complies.

As this is a downzoning request, the Applicant was not required to complete a Citizen Review. Staff published a legal notice and notified neighboring property owners within 1,000-feet of the property and received two letters in support.

14. Hazardous Materials Not Applicable.

No hazardous materials are proposed as part of this request.

15. Compliance with Area Plan - Complies

The subject property lies within a Category “B”– Community Growth Area and is considered a “Low-Density Residential” land use designation area per the Babocomari Area Plan. The Neighborhood Conservation designation is intended to create neighborhoods with lots of one-acre or more. This request would comply by establishing a minimum lot size of four-acres per dwelling.

V. SUMMARY

The rezoning (“downzoning”) request is for a parcel of 8-acres in the Babocomari. This request would eliminate a conditional rezoning that was approved 13 years ago, contingent on the approval of a Subdivision Plat.

All current development is occurring on parcels zoned RU-4. The Babocomari Area Plan designates the site for Low-Density Residential. This designation essentially constitutes a recommendation on the part of the Area Plan for a rezoning to a lower-density zoning district, representing a significant Factor in Favor of Approval. A rezoning to the RU-4 district would, therefore, reflect the policies of the Plan, and would better reflect the character of the surrounding neighborhood.²

The Planning & Zoning Commission at their March 11, 2020 meeting voted unanimously to recommend to the Board of Supervisors approval of Z-20-02

Staff’s recommendation is based upon the above analysis, as well as the following Factors in Favor and Against approval:

Factors in Favor of Approval

1. Allowing the request would be in keeping with the character of development in the area;
2. The *Babocomari Area Plan* and Comprehensive Plan policies prescribe a low density of residential development in this area to protect the current character of the neighborhood, and the request would facilitate such a density; and
3. The request would remove the conditional zoning and permit the owner to develop the property.
4. Three letters in support

Factors Against Approval

None

VI. RECOMMENDATION

Based on the Factors in Favor of Approval, staff recommends **Conditional Approval** of Docket Z-20-02, subject to the following standard Condition:

1. The Applicant shall provide the County with a signed Acceptance of Conditions and a Waiver of Claims form arising from ARS Section 12-1134 signed by the property owner of the subject property within thirty (30) days of Board of Supervisors’ approval of the rezoning.

VII. ATTACHMENTS

- A. Location Map
- B. Rezoning Application

ZONING ORDINANCE 20-___

REVERTING CERTAIN ZONING DISTRICT BOUNDARIES FROM R-36 TO RU-4, PURSUANT TO THE APPLICATION OF GARTH AND CHERYL ST. GERMAIN

WHEREAS, A.R.S. § 11-814 allows property owners or their authorized agent to request amendments to the Zoning District boundaries through the Board of Supervisors in a public hearing; and

WHEREAS, the Cochise County Board of Supervisors recognizes that zoning amendments can affect land use patterns and therefore, warrant careful consideration of local and regional impacts at a public hearing; and

WHEREAS, Tax Parcel 106-15-020M was granted a conditional rezoning in 2006 from RU-4 to R-36 to facilitate a residential subdivision; and

WHEREAS, the conditions of the rezoning were never completed (including the submission of a subdivision plat); and

WHEREAS, the Applicants, Garth and Cheryl St. Germain, subsequently acquired Parcel 106-15-020M and the Applicants do not wish to pursue the proposed subdivision and want to revert the zoning to RU-4:

WHEREAS, pursuant to A.R.S. § 11-814, the Board of Supervisors can revert zoning, if the property has not been improved for the use for which it was conditionally approved; and

WHEREAS, the requested zoning district represents a reduction in density; and

WHEREAS, the requested zoning district is harmonious with the surrounding zoning districts; and

WHEREAS, the Cochise County Board of Supervisors promotes effective, early and continuous public participation by citizens; and

WHEREAS, the Board of Supervisors held a duly noticed public hearing on the reversion of the zoning of Parcel 106-15-020M, as requested by the applicants, Garth and Sheryl St. Germain.

NOW, THEREFORE, BE IT RESOLVED that the zoning of Tax Parcel 106-15-20M is reverted from R-36 to RU-4. The property is located in the Babocomari Land Grant in Huachuca City, AZ. The property is further described as being in Township 20 South, Range 20 East of the G&SRB&M in Cochise County, Arizona. The Board of Supervisors approves Docket Z-20-02, subject to the following condition:

1. The Applicant shall provide the County with a signed Acceptance of Conditions and a Waiver of Claims form arising from A.R.S. § 12-1134, signed by the property owner of the subject property within thirty (30) days of the Board of Supervisors' approval of the rezoning.

PASSED AND ADOPTED by the Board of Supervisors of Cochise County, Arizona, this 24th day of March 2020.

Thomas E. Borer, Chair
Cochise County Board of Supervisors

ATTEST:

Kim Lemons, CPCC
Clerk of the Board

APPROVED AS TO FORM:

Christine J. Roberts 3/12/2020

Christine J. Roberts
Civil Deputy County Attorney

COCHISE COUNTY

Z-20-02 (St. Germain)

A request to rezone from R-36 to RU-4

Board of Supervisors

March 24, 2020



Public Programs...Personal Service

COCHISE COUNTY

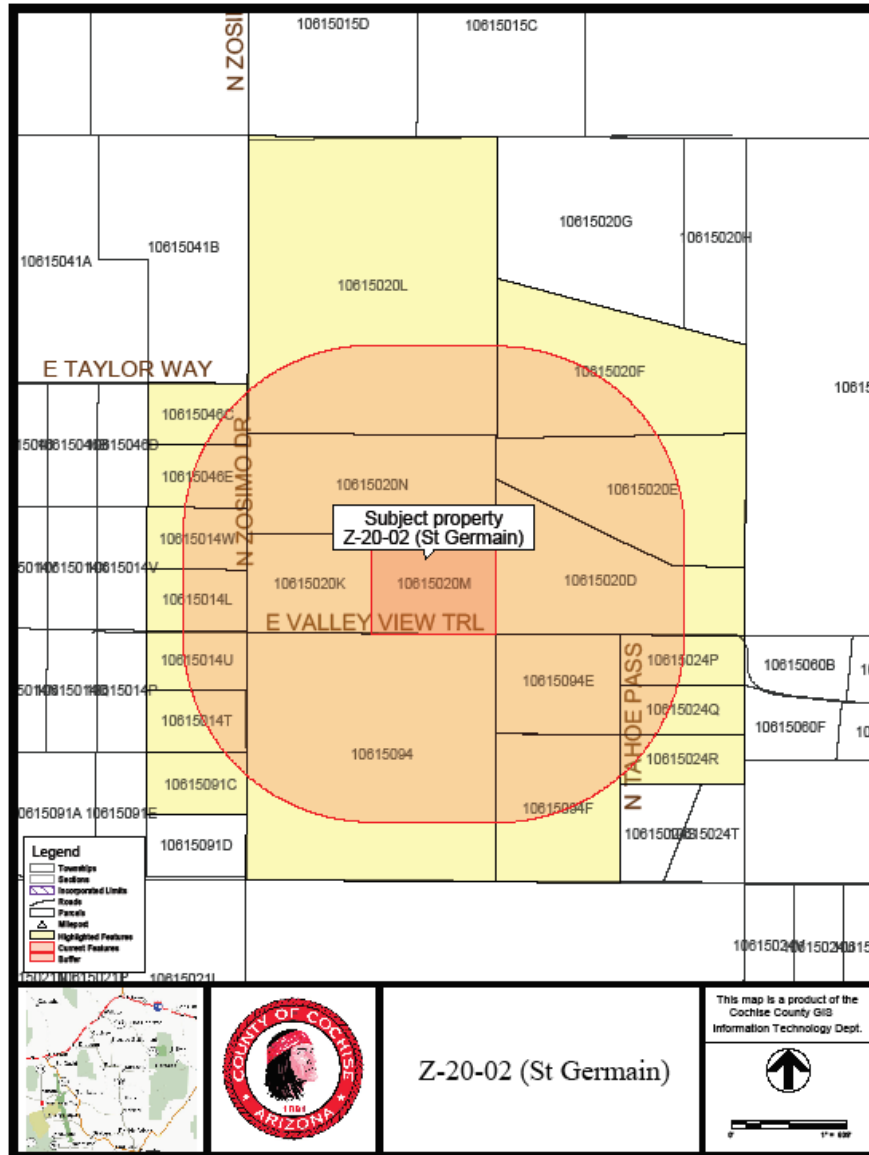
Docket Z-20-02 (St. Germain)

- The Applicants are requesting rezoning from R-36 (Residential; one dwelling per 36,000 square feet) to RU-4 (Rural; one dwelling per four acres)
- 8 acre parcel, 106-15-020M is located north of Valley View Trail, east of Zosimo Drive in the Babocamari.
- Conditionally rezoned in 2005 to R-36 requiring a subdivision plat for permit issuance of a single-family home



COCHISE COUNTY

Location Map:



COCHISE, 2023-02-08 10:43:08
File: g:\gis\mxd\locmap\locmap\locmap.mxd

This document is a graphic representation of our working records.
Please report potential map inaccuracies for review to Cochise County GIS.



COCHISE COUNTY

Aerial Photo:



COCHISE COUNTY

Factors in Favor and Against Approving the Rezoning:

Factors in Favor of Approval

1. Allowing the request would be in keeping with the character of development in the area;
2. The Babocomari Area Plan and Comprehensive Plan policies prescribe a low density of residential development in this area to protect the current character of the neighborhood, and the request would facilitate such a density;
3. The request would remove the conditional zoning and permit the owner to develop the property with a single-family residence; and
4. Three letters in support.

Factors Against Approval

None



COCHISE COUNTY

The Cochise County Planning & Zoning Commission at the March 11, 2020 meeting unanimously (6-0) recommend approval of the rezoning request.

Based on the factors in favor of approval, staff recommends
Conditional Approval of the Rezoning request, subject to the following
Conditions:

1. The Applicant shall provide the County with a signed Acceptance of Conditions and a Waiver of Claims form arising from ARS Section 12-1134 signed by the property owner of the subject property within thirty (30) days of Board of Supervisors approval of the rezoning; and

Sample Motion: Mr. Chair, I move to approve docket Z-20-02 with condition.



Public Programs...Personal Service

Regular Board of Supervisors Meeting

Board of Supervisors

Meeting Date: 03/24/2020

Policy 2231-Attendance during influenza/pandemic outbreak and 2232-Telecommuting

Submitted By: Kim Lemons, Board of Supervisors

Department: Board of Supervisors

Presentation: No A/V Presentation

Recommendation:

Document Signatures:

**# of ORIGINALS
Submitted for Signature:**

**NAME
of PRESENTER:** Sharon Gilman

**TITLE
of PRESENTER:** Associate
County
Administrator

Mandated Function?:

**Source of Mandate
or Basis for Support?:**

Information

Agenda Item Text:

Approve Policy 2231: Attendance During Influenza or Another Viral Pandemic Outbreak, and 2232: Telecommuting, effective March 24, 2020.

Background:

Recent events related to the COVID-19 Pandemic have necessitated the creation of a Pandemic Attendance policy and Telecommuting policy to address organizational concerns. The attached policies are similar to policies created by Pima County and Santa Cruz County. The Pandemic Attendance policy requires employees with flu-like symptoms to stay home. It also *temporarily* allows for full-time employees with flu-like symptoms without leave balances to request up to 80 hours of leave "debt" that will be paid back by future leave accruals. The intent is to promote public health and protect employees from the spread of any virus with flu-like symptoms. The Telecommuting policy allows Appointing Authorities and Department Directors to approve telecommuting as a reasonable accommodation under ADA, while an employee is on intermittent FMLA, to serve a business need or in the case of a pandemic.

Department's Next Steps (if approved):

Formal policy will be posted on website.

Impact of NOT Approving/Alternatives:

A formal policy will not exist.

To BOS Staff: Document Disposition/Follow-Up:

Send approved policies to Marty Renteria in IT to post on website and a copy to HR.

Budget Information

Information about available funds

Budgeted:

Funds Available:

Amount Available:

Unbudgeted:

Funds NOT Available:

Amendment:

Account Code(s) for Available Funds

1:

Fund Transfers

Attachments

Policy-Pandemic

Policy-Telecommuting



Cochise County Board of Supervisors

Public Programs...Personal Service
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Policy Title: Attendance During Influenza or Another Viral Pandemic Outbreak

Policy Number: 2231

Effective: March 24, 2020

Supersedes:

Scope/Coverage: All County employees exhibiting flu-like symptoms during pandemic

Policy Contact: Director of Human Resources

I. Background

An Influenza or Another Viral Pandemic refers to a worldwide outbreak, determined by the Centers for Disease Control, of influenza or other viral illness among people when a new strain of the virus emerges that could infect humans and spread from person to person. During the early phases of a pandemic influenza or virus, people might not have any natural immunity to the new strain; so, the disease would spread rapidly among the population. Pandemics can vary in severity from something that seems simply like a bad flu season to an especially severe influenza or another viral pandemic that could lead to high levels of illness, death, social disruption and economic loss.

II. Application of Leave Policies

Except as noted in this policy, all procedures governing paid and unpaid leave remain in effect and are governed by the Cochise County Human Resources Policies. During pandemic situations, the County Administrator is granted authority to direct the Human Resources Department to grant other unforeseen waivers as the need arises.

II. Temporary Attendance Policy

In order to aid in protecting the health and safety of employees, Cochise County shall implement the following temporary attendance procedures specific to employees who exhibit flu-like symptoms during a pandemic outbreak, as identified by Cochise County Health Department.

- A. Employees, volunteers, interns, and contractors exhibiting the following symptoms must not come to work. Common symptoms are combined with one or more of the following:
 1. Cough
 2. Sore throat
 3. Runny and stuffy nose
 4. Muscle aches
 5. Headache
 6. Chills
 7. Unusual fatigue
 8. Nausea, vomiting and diarrhea



Cochise County Board of Supervisors

Public Programs...Personal Service
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9. Fever greater than 38° C or 100.4° F
- B. Employees must notify their immediate supervisor or authorized department representative if they are ill. Departments may establish alternate call-in procedures in the case of a pandemic.
 - C. Employees must stay home and minimize human contact if they are sick with flu-like illness. Employees need to stay out fourteen (14) days after onset of symptoms, which may be shortened or extended by the County Administrator as advised by the Department of Health, dependent upon the type of pandemic.
 - D. Appointing Authorities, managers and supervisors or designees have the responsibility to ensure the workplace is safe, and as a result, have the authority to send home employees who display flu-like symptoms. Based on the above and to avoid further contaminating the workplace, an employee must leave work when directed to do so by the Appointing Authority or designee. Failure to do so, to include delayed and resistant departure, may result in disciplinary action up to and including dismissal.
 - E. Use of leave for a pandemic or viral condition may include the use of accrued sick, accrued compensatory time, accrued personal leave and leave of absence without pay. Any associated personnel policies that establish time frame and purposes for use of leave accruals are waived for the purposes of flu-like symptoms, to include probationary employees.
 - F. Those employees who have exhausted leave banks must be placed in a leave of absence without pay status in the best interest of the County or for humanitarian/personal reasons. The employee's consent in such instance is waived. Full-time employees who have exhausted leave banks, may, with approval from their Appointing Authority or designee, request an advance on personal leave to be repaid with future accrued personal leave, not to exceed eighty (80) hours per year.
 - G. The requirement for a physician's verification for those who are absent for more than three (3) days is waived, unless the Public Health Department recommends medical clearance during a specific event. This will allow doctors, clinics and hospitals to attend to the very ill instead of those who simply need a physician's verification of an illness.

This will relieve any overcrowding of medical facilities and further exposure that may occur from a pandemic. However, it must be noted that pursuant to Federal law, Human Resources must be notified when an absence is for more than three (3) days so that it can be determined if the employee has a serious health condition that falls under the Family and Medical Leave Act (FMLA). **FMLA is not automatic for the pandemic influenza or virus.** A serious health condition as defined under the FMLA requires inpatient care or a period of incapacity for more than three (3) consecutive calendar days and any subsequent treatment. This includes care for eligible family members. Human Resources is the only authority for Cochise County to render a decision on a serious health condition. A decision will be made on a case-by-case basis.



Cochise County Board of Supervisors

Public Programs...Personal Service
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If a serious health condition does not exist, then further verification may be waived, particularly since it has been stated that illness from the pandemic or virus may last up to 14 days. If it is determined that the employee has a serious health condition, FMLA leave may apply and the requirement for requesting a doctor's certificate cannot be waived. In all cases involving more than three (3) days of absence, the department must continue to notify Human Resources staff following normal procedures.

- H. In the case where an employee's child is healthy and the child's school is closed, the Appointing Authority may approve sick leave, personal leave or the use of compensatory time.
- I. The Board of Supervisors may determine from information provided by the Health Department whether a work site or public facility is infected and if the work site or public facility must be shut down.
- J. Special attention should be paid to infection control practices. Frequent hand washing, use of sanitizers, covering coughs and sneezes, and regular cleaning of frequently touched surfaces will reduce possible exposure in the workplace.
- K. Privacy rules apply to information regarding the employee and family members to include the medical condition of the employee and/or family member. The Americans with Disabilities Act (ADA), FMLA and the Health Insurance Portability and Accountability Act (HIPAA) laws protect medical information from being shared without the employee's express and written consent. Also, in addition to FMLA, medical disability and ADA may apply and will be handled on a case-by-case basis.



Cochise County Board of Supervisors

Public Programs...Personal Service
www.cochise.az.gov

Policy Title: Telecommuting

Policy Number: 2232

Effective: March 24, 2020

Supersedes:

Scope/Coverage: All County employees

Policy Contact: Director of Human Resources

I. Applicability

Cochise County understands telecommuting is a valuable technological tool which may benefit County departments. Approval of telecommuting shall be made by the Appointing Authority or Department Directors when legitimate reasons exist as outlined in this procedure.

- A. An employee requests telecommuting as a reasonable accommodation, and Human Resources has engaged in the interactive process and recommends telecommuting, which is approved by the appointing authority.
- B. An employee requests telecommuting while on intermittent Family and Medical Leave, provides reasoning behind this request which is approved by Human Resources and the appointing authority.
- C. In the event of a community wide viral pandemic with the declaration of a public health emergency.
- D. A clear and specific business purpose that serves the mission of an Elected Office or Department.

II. Responsibility

- A. Employees are responsible for complying with County policies and procedures while telecommuting and to accurately record their work time in accordance with HR Policy 2206, Hours of Operation and Work Schedules.
- B. Elected Officials, Department Directors or designees are responsible for ensuring that Human Resources and Risk Management are notified in writing of the telecommuting approval and its duration.
- C. Offices and Departments are responsible for communicating the approval and duration of this request with the Information Technology Department to ensure appropriate access is provided for a productive telecommuting experience.



Cochise County Board of Supervisors

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- D. Upon conclusion of the approved telecommuting period, the office or department is responsible for informing the Information Technology Department to ensure remote access is terminated.
- E. Human Resources is responsible for providing guidance and interpretation of this procedure and for the provisions of the Americans with Disabilities Act and Family and Medical Leave Act.

Regular Board of Supervisors Meeting

Meeting Date: 03/24/2020

State and Federal Legislation Discussion

Submitted By: Melissa Tucker, Board of Supervisors

Department: Board of Supervisors

Presentation: No A/V **Recommendation:**
Presentation

Document Signatures: # of ORIGINALS
Submitted for Signature:

NAME na **TITLE** na
of PRESENTER: **of PRESENTER:**

Mandated Function?: **Source of Mandate**
or Basis for Support?:

Information

Agenda Item Text:

Discussion and possible action regarding state and federal legislative matters listed or described in the attached County Supervisors Association Legislative Policy Committee Agenda, the Arizona Association of Counties (AACo) Legislative Policy Committee Agenda, and the proposed State budget, and other matters related thereto.

Background:

na

Department's Next Steps (if approved):

na

Impact of NOT Approving/Alternatives:

na

To BOS Staff: Document Disposition/Follow-Up:

na

Budget Information

Information about available funds

Budgeted:

Funds Available:

Amount Available:

Unbudgeted:

Funds NOT Available:

Amendment:

Account Code(s) for Available Funds

1:

Fund Transfers

Attachments

LPC Agenda 03132020

LPC Report 3-13-20

03132020LPCMIN



County Supervisors

A S S O C I A T I O N
o f a r i z o n a

1905 W. Washington St., Ste. 100, Phoenix, AZ 85009
(602) 252-5521 fax: (602) 253-3227

**COUNTY SUPERVISORS ASSOCIATION
LEGISLATIVE POLICY COMMITTEE
AGENDA
March 13, 2020
(Conducted Via Teleconference and Webinar)
Teleconference 1-669-900-9128 OR 1-646-558-8656
[Web Link](#)
County Supervisors Association
1905 W. Washington St.
Phoenix, AZ**

9:00 a.m. Call to Order ~ President Rudy Molera

A) CSA Legislative Agenda

- 1) CSA Budget Update
- 2) [HB 2899 fuel; electric cars; hybrids; taxes](#) (Campbell)
- 3) [HB 2479 juvenile dependency; state aid; appropriation](#) (Biasiucci)
- 4) [HB 2551 appropriation; heritage fund](#) (Osborne)
- 5) [HB 2581 dangerous; incompetent person; evaluation; commitment](#) (J. Allen)
- 6) Short-term rental regulation
 - a) [SB 1554 short-term rental enforcement; penalties](#) (Brophy McGee)
- 7) [SB 1303 annexation of territory; requirements](#) (Pratt)
- 8) [SB 1335 tourism marketing authorities](#) (Pace)
- 9) [SB 1490 short-term rental properties; classification](#) (Mesnard)

B) Legislative Bills for Discussion

- 1) [HB 2058 delinquent property tax; interest; waiver](#) (Kavanagh)
- 2) [HB 2084 international boundary wall; building permits](#) (Petersen)
- 3) [HB 2316 NOW: mental disorder; considerations; involuntary treatment](#) (Barto)
- 4) [HB 2389 public nuisance; noise; evidence](#) (Townsend)
- 5) [HB 2445 right to redeem; lien; sale](#) (Kern)
- 6) [HB 2453 DHS; exemption; certain foods; wineries](#) (Griffin)
- 7) [HB 2589 land divisions; county regulation; surveys](#) (Griffin)
- 8) [SB 1133 public works; contracts; payment](#) (Gray)

C) Other Legislative Issues

D) Next Meeting Date and Time (*Thursday, March 19, at 10:00 a.m.*) **PLEASE NOTE THE NEXT LPC WILL BE HELD IN CONJUNCTION WITH THE CSA BOARD OF DIRECTORS MEETING** (*then Friday, March 27, at 9:00 a.m.*)

E) Other Business

F) Adjourn

PLEASE POST NO LATER THAN 9:00 A.M., THURSDAY, MARCH 12, 2020
Attendance may occur by teleconference or videoconference

LPC 3_13

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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HB2058	delinquent property tax; interest; waiver				SPONSORS: KAVANAGH			
	1st Read: 02/24		2nd Read: 02/25		1st Read: 01/13		2nd Read: 01/16	
	FIN None				WM 01/22 - DP 10-0-0-0-0		02/11 - DP 02/11 - PASSED	
	RULES None				RULES 02/03 - C&P 8-0-0-0-0		59-0-1-0-0-0	
					Maj Caucus: 02/04 Min Caucus: 02/04			

Comments: 3/6: Staff noted the bill allows the Treasurer to waive interest and penalties without the Board's input. Staff also explained they are trying to amend it to require approval by the Board. Staff recommended the Board oppose the bill.

Summary: Allows a county treasurer to waive interest accrued on delinquent taxes during a one-year period after a property's mortgage or deed of trust is satisfied or otherwise released. Specifies that the county treasurer's waiver can also apply to any other penalties. Limits the waiver to once per property per owner.

HB2084	international boundary wall; building permits				SPONSORS: PETERSEN, BARTO, et al			
	1st Read: 02/24		2nd Read: 02/25		1st Read: 01/13		2nd Read: 01/16	
	GOV 03/09 - DP 4-3-0-0-0-0				FR 01/22 - DPA 4-3-0-0-0-0		01/30 - DPA 02/06 - PASSED	
	RULES None				RULES 01/27 - C&P 7-0-0-0-1-0		31-29-0-0-0-0	
					Maj Caucus: 01/28 Min Caucus: 01/28			

Comments: 1/31: Staff explained counties have voiced safety and liability concerns with the bill. We are working on an amendment that will keep the permitting process in place with passage of the bill. The LPC did not take a position on the bill.

Summary: Prevents a city, town, or county from requiring a property owner to obtain a construction/building permit if (1) the permit is for an international boundary wall, (2) the wall will be build adjacent to the international boundary line, and (3) the owner has provided written consent for the construction.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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HB2316	technical correction; health services; fees NOW: mental disorder; considerations; involuntary treatment 1st Read: 03/02 HHS None RULES None		2nd Read: 03/03		1st Read: 02/17 HHS 02/20 - DPA/SE 9-0-0-0-0-0 RULES 02/25 - C&P 7-0-0-0-1-0 Maj Caucus: 02/25 Min Caucus: 02/25	02/27 - DPA	2nd Read: 02/18 02/27 - PASSED 60-0-0-0-0-0	SPONSORS: BARTO
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Comments: 3/6: Staff explained the bill complicates the process and that no stakeholder input was accepted. The bill also does not allow enough time to evaluate an individual's mental health status. Staff recommended the LPC oppose the bill.

Summary: Modifies the definition of mental disorder for consideration for an evaluation and involuntary commitment to include (1) Individuals that present with impairments consistent with both a mental disorder and substance disorder (detoxification, and examination, and review of history), (2) Individuals with an intellectual disability will qualify if they have a mental disorder that would benefit from treatment, (3) Individual with a character or personality disorder including sexual behaviors that are abnormal and statutorily prohibited may be considered if the persona has a mental disorder that would benefit from treatment.

HB2389	public nuisance; noise; evidence 1st Read: 03/03 JUD None RULES None		2nd Read: 03/04		1st Read: 01/23 RA 02/03 - DP 5-1-0-1-0-0 RULES 02/24 - C&P 8-0-0-0-0-0 Maj Caucus: 02/24 Min Caucus: 02/24	02/25 - RET ON CAL 03/02 - DPA	2nd Read: 01/27 03/02 - PASSED 31-25-4-0-0-0	SPONSORS: TOWNSEND
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Comments: 3/6: Staff explained there are concerns about the cost of purchasing new equipment and the feasibility of being able to capture all noises being made by someone who is being a public nuisance. Staff recommended the LPC oppose the bill.

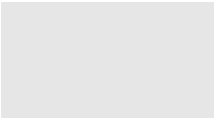
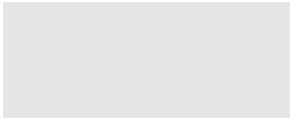
Summary: Requires noise-related public nuisance prosecutions to include "an accurate recording and measurement of the noise by a peace officer or code enforcement officer." Specifies how the measurement must be taken.

Senate Information

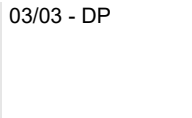
House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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HB2445 right to redeem; lien; sale SPONSORS: KERN



1st Read: 02/06
WM 02/19 - DP
 5-4-0-0-1-0
RULES 02/27 - C&P
 7-0-0-0-1-0
 Maj Caucus: 02/27
 Min Caucus: 02/27



2nd Read: 02/10



Comments: 2/7: Staff explained the bill removes BOS authorities and transfers them to the county treasurer. The bill also increases costs for counties and will lead to reduced interest in tax lien investment. The LPC voted to OPPOSE the bill.

Summary: Makes various modifications to the tax lien process, including:

- Moves all administrative authorities surrounding the sale of the property from the BOS to the county treasurer.
- Removes the ability of the lien investor to obtain the property in the event the taxpayer fails to pay the back taxes, instead, granting the investor only the debts and agreed upon interest rate. The county treasurer then sells the property at auction, providing any profit back to the taxpayer.
- Authorizes the Treasurer to utilize a 3rd party in the sale of the property.
- Allocates a 3% profit to the 3rd party if the property is sold above and beyond the amount needed.

HB2453 DHS; exemption; certain foods; wineries SPONSORS: GRIFFIN

1st Read: 02/24
HHS None
RULES None

2nd Read: 02/25

1st Read: 01/29
COM 02/11 - DPA
 8-0-0-0-1-0
RULES 02/17 - C&P
 8-0-0-0-0-0
 Maj Caucus: 02/18
 Min Caucus: 02/18

02/20 - DPA

2nd Read: 01/30
 02/20 - PASSED
 60-0-0-0-0-0



Comments: 3/6: Staff noted the bill exempts wineries or beer or liquor producers that offer tastings from ADHS food safety rules. Staff explained there are concerns about the health and safety of customers, but that an amendment is being worked on. Staff recommended the LPC oppose the bill.

Summary: Exempts liquor, wine, or beer that is produced on the premises and commercially prepackaged food commercially prepackaged food served on premises from ADHS food safety rules.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2589	land divisions; county regulation; surveys 1st Read: 03/02 GOV None RULES None		2nd Read: 03/03		1st Read: 01/27 LAG 02/13 - DPA 4-2-0-0-1-0 RULES 02/24 - C&P 8-0-0-0-0-0 Maj Caucus: 02/24 Min Caucus: 02/24	02/25 - RET ON CAL 02/26 - DPA	SPONSORS: GRIFFIN, DUNN, et al 2nd Read: 01/28 02/26 - PASSED 31-28-1-0-0-0	

Comments: 1/31: Staff noted that there are concerns over allowing a land division without a trained professional land surveyor surveying the land first. Feedback also included concern about additional liability for counties. The LPC voted to OPPOSE the bill.

Summary: Prohibits counties from requiring an applicant for a land division to conduct a survey as a condition of approving the land division or conveyance or issuance of a building permit.

SB1133	public works; contracts; payment 1st Read: 01/16 GOV 02/10 - DPA 6-1-0-0-0-0 RULES 02/17 - PFC Rep Caucus: 02/18 Dem Caucus: 02/18	02/24 - DPA	2nd Read: 01/21 02/26 - PASSED 16-13-1-0-0-0		1st Read: 03/04 COM None RULES None		SPONSORS: GRAY, FANN 2nd Read: 03/05	
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Comments: 1/31: Staff explained this bill is an ongoing conversation from last year that CSA opposed and is inconsistent with current practices. Staff additionally noted they are actively engaged in stakeholder meetings and are working on a resolution but are not yet there. The LPC voted to OPPOSE the bill.

Summary: Modifies the definition of a construction contract to include oral agreements, allows the contractor or subcontractor to request payment for additional work completed from a change order to be included in the monthly pay estimates. Allows either party to disagree with an interim determination to file a claim in accordance with the terms of the contract.

Update 2/10: Several changes were made from an amendment in committee, it specifies that the change order will be done in accordance with the terms of the construction contract, removes the new definition of construction contract, subcontractor and contractor, eliminated allowing oral agreements, and provided clarity regarding who the subcontractor is requesting payment from – specifies that subcontractor may requests payment from the contractor, not the owner. The bill does still allow for an interim determination, monthly payments based on the costs incurred for change orders, and a claims process for work for the costs of the work if there is a dispute.

CSA Bills

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2350	counties; committed youth contributions; repeal 1st Read: 02/24 GOV None RULES None		2nd Read: 02/25		1st Read: 01/21 GOV 01/30 - DP 11-0-0-0-0-0 RULES 02/03 - C&P 8-0-0-0-0-0 Maj Caucus: 02/04 Min Caucus: 02/04	02/06 - DP	SPONSORS: TOMA, BOLICK, et al 2nd Read: 01/22 02/10 - PASSED 60-0-0-0-0-0	
<p>Comments: Repeals the Department of Juvenile Corrections local cost sharing fund and the related statute that directs the Department to assess a committed youth confinement cost sharing fee to larger counties. Transfers the fund's remaining unexpended and unencumbered monies to the general fund. Distributes that amount back to the counties proportionally via the Department of Administration in FY 2020-2021.</p>								
HB2478	rural counties; transient lodging tax							SPONSORS: PIERCE
<p>Comments: Permits the board of supervisors of a county with a population of less than 500,000 persons to collect a local excise tax on the gross proceeds of sales/gross income of transient lodging and online lodging marketplaces. Caps these taxes at 6% and limits them to unincorporated areas of the county. Specifies that revenues generated from this tax be used to (1) promote and enhance county tourism or (2) facilitate economic development activities (11-254.04). States that this tax will be levied on either January 1 or July 1, depending on which day occurs at least three months after the resolution for the tax is approved.</p>								
HB2479	juvenile dependency; state aid; appropriation 1st Read: 03/09 JUD None APPROP None RULES None				1st Read: 01/29 JUD 02/19 - DP 10-0-0-0-0-0 APPROP 02/24 - DP 10-1-0-0-0-0 RULES 02/27 - C&P 7-0-0-0-1-0 Maj Caucus: 02/27 Min Caucus: 02/27	03/05 - DP	SPONSORS: BIASIUCCI, ALLEN J 2nd Read: 01/30 03/05 - PASSED 56-4-0-0-0-0	
<p>Comments: Appropriates \$2 million in FY 2020-2021, exempt from lapsing, to the newly established State Aid for Juvenile Dependency Proceedings Fund under the Arizona Criminal Justice Commission (ACJC). Specifies that the fund will be used to provide state aid to county public defenders, legal defenders, and contract indigent defense council for juvenile dependency cases. Directs the ACJC to distribute annual money using the State Aid to Indigent Defense Fund to counties where the running three-year average of juvenile dependency case filings exceeds the three year average of juvenile dependency case filings in the years 2011-2014. Specifies that the money is to be distributed in manner proportional to the county's share of the state's population and can only be used for the purposes of State Aid for Juvenile Dependency Proceedings Fund.</p>								

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2581	dangerous; incompetent person; evaluation; commitment 1st Read: 03/09 JUD None RULES None				1st Read: 01/27 JUD 02/19 - DPA 6-4-0-0-0-0 RULES 02/24 - C&P 8-0-0-0-0-0	02/26 - RET ON CAL 03/03 - RET ON CAL 03/04 - RET ON CAL 03/05 - DPA	2nd Read: 01/28 03/05 - PASSED 55-5-0-0-0-0	SPONSORS: ALLEN J

Comments: Establishes a civil commitment process for dangerous individuals charged with crimes that cannot complete the criminal justice process because they have been found to be incompetent to stand trial and cannot be restored to competency. The proposed process provides protections to ensure due process during the commitment proceedings, including an annual examination and petition process to evaluate if the defendant is still dangerous.

HB2875	regulation; short-term rentals				1st Read: 02/12 GOV 02/20 - DPA 7-3-0-1-0-0 RULES 02/27 - C&P 7-0-0-0-1-0	03/04 - DPA	2nd Read: 02/13 03/05 - FAILED 25-35-0-0-0-0	SPONSORS: KAVANAGH, ANDRADE, et al
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Comments:
Summary: Modifies the list of regulations that counties and municipalities are authorized to impose on vacation rentals or short-terms rentals including: requiring contact information for the owner of the rental to be posted on the front door or in another location on the property that is visible and accessible to the public; restricting the maximum number of adult occupants allowed on the property at one time; requiring the installation of safety and monitoring equipment that monitors and detects noise and notifies the owner if noise is unreasonable or in violation of a noise ordinance; prohibiting smoking outside within 100 feet of a residential structure; restricting occupants from checking in without the presence of the owner or the owner's designee; and prohibiting occupants from parking on public or private streets if on-property parking is available.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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HB2899 fuel; electric cars; hybrids; taxes

SPONSORS: CAMPBELL, BOWERS, et al

1st Read: 02/12

2nd Read: 02/13

TRANS 02/19 - DPA
6-0-0-0-3-0

RULES 02/27 - C&P
7-0-0-0-1-0

Maj Caucus: 02/27

Min Caucus: 02/27

Comments: 2/14: Staff explained the bill increases the gas tax and establishes parity between alternative fuel vehicles and traditional vehicles. The LPC noted concerns with having to consult with the State Transportation Board on a 20-year plan.

Summary: Establishes per gallon taxes for motor vehicle fuel in FYs 2020-2024 by specified amounts and ties later increases to inflation. Establishes per gallon equivalent taxes for natural gas and propane in the same timeframe. Establishes an electricity per kilowatt tax. Establishes a yearly tax for electricity-only and hybrid vehicles, specifying the tax amount from FY 2020 to FY 2023. In following years, states that the tax will be tied to GDP. Establishes the Arizona road use account, specifies that the account is to be funded by the yearly taxes imposed by the bill, and states that the account is intended to be used only on maintaining streets, roads and highways. Prohibits the account from funding most law enforcement activities, the economic strength project fund, and highway patrol costs. Specifies that the account be distributed in the same way as HURF. Requires the state transportation board - in consultation with county and municipal governments and regional transportation planning agencies - to develop a comprehensive plan for use of the Arizona road use fund. Requires this plan to be updated at least once every five years for usage over the next twenty years. Specifies retail standards for how compressed/liquefied natural gas must be dispensed.

SB1280 pensions; unfunded liability; expenditure limits

SPONSORS: MESNARD, GRAY

1st Read: 01/27

2nd Read: 01/28

FIN 01/29 - DP
5-3-2-0-0-0

RULES None

Comments: Clarifies that county contributions to pay public pension debt are excluded from county expenditure limits.

SB1303 annexation of territory; requirements

SPONSORS: PRATT

1st Read: 01/28

2nd Read: 01/29

1st Read: 03/09

GOV 02/17 - DP
7-0-0-0-0-0

CON CAL - 02/24
Object: Yes

03/02 - PASSED

RULES 02/24 - PFC

02/27 - DPA

29-0-1-0-0-0

RULES None

Rep Caucus: 02/25

Dem Caucus: 02/25

Comments: Prohibits annexations that create county islands by leaving behind a portion of unincorporated county land that is surrounded by a city or town or a combination of cities and towns.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
SB1335	tourism marketing authorities 1st Read: 01/28 COM 02/11 - W/D FIN 02/19 - DPA 8-0-2-0-0-0 RULES 02/24 - PFC Rep Caucus: 02/25 Dem Caucus: 02/25	03/04 - DPA	2nd Read: 01/29 03/05 - PASSED 25-4-1-0-0-0					SPONSORS: PACE, BOWIE
Comments: Allows for the formation of compulsory Tourism Marketing Districts, (TMD) through a public-private partnership between a city, town or county and the businesses designated to a specific district.								
SB1350	state parks; lottery; heritage fund 1st Read: 01/28 APPROP 02/25 - DPA 8-1-0-0-0-0 RULES 03/02 - PFC Rep Caucus: 03/03 Dem Caucus: 03/03	03/04 - DPA	2nd Read: 01/29 03/05 - PASSED 29-0-1-0-0-0					SPONSORS: BROPHY MCGEE, BOWIE
Comments: Appropriates \$1 million from the State Lottery Revenue Bond Debt Service Fund to the Arizona State Parks Board Heritage Fund annually, when sufficient monies are available.								
SB1490	short-term rental properties; classification 1st Read: 02/03 FIN 02/12 - DPA 8-2-0-0-0-0 RULES 02/17 - PFCA Rep Caucus: 02/18 Dem Caucus: 02/18	02/27 - RETAINED 03/05 - RETAINED	2nd Read: 02/04					SPONSORS: MESNARD
Comments: 2/7: Staff noted the bill will be up in committee next week. Establishes a clear definition of commercial activity for property tax classification for short term vacation rentals.								

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
SB1554	short-term rental enforcement; penalties 1st Read: 02/04 COM 02/20 - DPA 5-3-0-0-0-0 RULES 02/24 - PFC Rep Caucus: 02/25 Dem Caucus: 02/25		2nd Read: 02/05					

SPONSORS: BROPHY MCGEE, BOWIE, et al

Comments: Summary: Specifies if a vacation rental or short-term rental is not a person's primary or secondary residence or is owned or operated by a corporate entity, and a majority homeowner is not on the premises of the vacation rental or short-term rental for the duration of the rental, the property cannot be rented more than one time in a 30-day period unless a county or municipality adopts an ordinance allowing the owner to rent more frequently in a 30-day period. Vacation rentals and short-term rentals cannot advertise to exceed the occupancy limit of the dwelling or for any nonresidential use. An online lodging operator that falsifies information to an online lodging marketplace is guilty of a petty offense. Other penalties for violations are modified.

Running LPC/Board Bills

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2053	executive sessions; security plans.				1st Read: 01/13 TECH 01/22 - DP 7-0-0-0-0-0 GOV 01/30 - DP 11-0-0-0-0-0 RULES None		2nd Read: 01/16	

SPONSORS: ESPINOZA

Comments:

Summary: Allows a public body to hold an executive session to discuss matters (1) "relating to school safety operations ... school safety plans or programs" and emergency response plans, and (2) relating to building/facility and information technology security plans, procedures, assessments, measures, or systems. Specifies that notes and materials provided to public body representatives and related to building/facility/I.T. security are confidential and exempt from public disclosure.

Update: At the CSA Board meeting on 1/16/2020, the CSA Board voted to SUPPORT this bill.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2055	civil traffic violations; community restitution NOW: penalties; civil traffic violation 1st Read: 02/24 TPS 03/04 - DP 5-3-0-0-0-0 JUD 03/05 - W/D RULES None		2nd Read: 02/25		1st Read: 01/13 JUD 02/05 - DPA/SE 6-4-0-0-0-0 RULES 02/10 - C&P 5-3-0-0-0-0 Maj Caucus: 02/11 Min Caucus: 02/11	02/17 - DPA	2nd Read: 01/16 02/17 - PASSED 33-27-0-0-0-0	

SPONSORS: BIASIUCCI, BLACKMAN, et al

Comments: 1/31: Staff explained that the bill sponsor is working on an amendment, noting the Courts expect a \$5M loss of revenue with the passage of this bill. Staff mentioned the Courts and League of Cities and Towns are both opposed. The LPC voted to OPPOSE??? the bill.

Summary: Allows individuals who are subject to a civil penalty for violating traffic/vehicle regulations to perform court-approved restitution in lieu of the civil penalty, surcharge, assessment, or fee. Prohibits the court from assessing a time payment fee in the case of a civil penalty. The LPC voted to OPPOSE the bill.

Updates: As of 1/16/2020, the CSA has not taken a position on this bill.

HB2065	recorder; recording fees; lien fees				1st Read: 01/29 GOV 02/13 - DP 8-2-0-1-0-0 RULES 02/24 - C&P 8-0-0-0-0-0 Maj Caucus: 02/24 Min Caucus: 02/24	02/27 - RET ON CAL 03/03 - DPA	2nd Read: 01/30 03/04 - FAILED 8-52-0-0-0-0	
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SPONSORS: KAVANAGH

Comments: 1/24: Staff explained this bill would carve out the health care industry from paying full county recorder fees for medical provider liens by establishing a special \$9 fee for the industry, as opposed to \$30 for all other entities. The LPC did not take a position on the bill and asked to bring it back at the next LPC meeting.

Summary: Establishes a county fee of \$9 for medical provider liens. As amended the bill also establishes a study committee on the maintenance and retention of records to review statutory requirements for recording and maintaining public records.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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HB2084	international boundary wall; building permits 1st Read: 02/24 GOV 03/09 - DP 4-3-0-0-0-0 RULES None		2nd Read: 02/25		1st Read: 01/13 FR 01/22 - DPA 4-3-0-0-0-0 RULES 01/27 - C&P 7-0-0-0-1-0 Maj Caucus: 01/28 Min Caucus: 01/28	01/30 - DPA	SPONSORS: PETERSEN, BARTO, et al 2nd Read: 01/16 02/06 - PASSED 31-29-0-0-0-0	
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Comments: 1/31: Staff explained counties have voiced safety and liability concerns with the bill. We are working on an amendment that will keep the permitting process in place with passage of the bill. The LPC did not take a position on the bill.

Summary: Prevents a city, town, or county from requiring a property owner to obtain a construction/building permit if (1) the permit is for an international boundary wall, (2) the wall will be build adjacent to the international boundary line, and (3) the owner has provided written consent for the construction.

HB2099	property tax; mobile homes; delinquency 1st Read: 02/24 FIN 03/04 - DP 10-0-0-0-0-0 RULES 03/09 - PFC	CON CAL - 03/09 Object: No	2nd Read: 02/25		1st Read: 01/13 WM 01/29 - DPA 10-0-0-0-0-0 RULES 02/03 - C&P 8-0-0-0-0-0 Maj Caucus: 02/04 Min Caucus: 02/04	02/10 - DPA	SPONSORS: GRIFFIN 2nd Read: 01/16 02/11 - PASSED 59-0-1-0-0-0	
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Comments: 1/24: Staff explained this bill modifies the mobile home lien sale process to mirror the real property tax lien sale process. Staff also noted there are currently efforts with the sponsor to help all sides get to a place they are comfortable with by way of an amendment. The LPC did not take a position on this bill.

Summary: States that a mobile home (1) without a recorded affidavit of affixture, (2) that is not placed on the real property roll, and (3) that is used as the owner's primary residence, shall have the county treasurer secure payment of its owner's unpaid delinquent taxes by (a) selling tax liens on the mobile home and (2) foreclosing the right to redeem. Specifies that insubstantial failure to comply with the statutes governing the sale of tax liens and foreclosure does not affect the validity of the assessment and levy of the taxes or the sale of a tax lien.

HB2112	schools; safety; executive session						SPONSORS: UDALL, NUTT	
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Comments:
Summary: Allows a public body to hold an executive session to discuss matters (1) "relating to school safety operations ... school safety plans or programs" and emergency response plans, and (2) relating to building/facility and information technology security plans, procedures, assessments, measures, or systems. Specifies that notes and materials provided to public body representatives and related to building/facility/I.T. security are confidential and exempt from public disclosure.

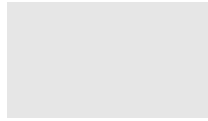
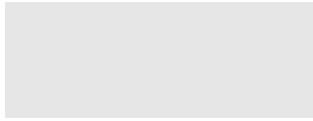
Update: At the CSA Board meeting on 1/16/2020, the CSA Board voted to SUPPORT this bill.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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HB2147 personal property tax; abatement; procedure SPONSORS: THORPE



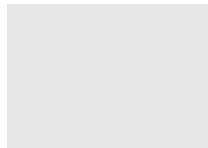
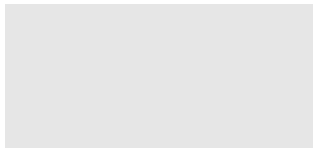
1st Read: 02/06
WM None
RULES None

2nd Read: 02/10

Comments: Summary: Allows a county treasurer to abate a personal property/property tax and remove a tax lien, provided that the reason for abatement/removal complies with relevant statute (42-18351), without approval from the board of supervisors. Specifies that the certificate of removal and abatement is final and effective on the date the board receives the notice.

Update: At the CSA Board meeting on 1/16/2020, the CSA Board voted to OPPOSE this bill.

HB2151 mobile homes; taxation; delinquency SPONSORS: THORPE



1st Read: 02/06
WM 02/19 - DP
 8-2-0-0-0-0
RULES 02/24 - C&P
 8-0-0-0-0-0

02/25 - RET ON CAL
 02/27 - DPA

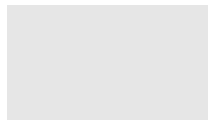
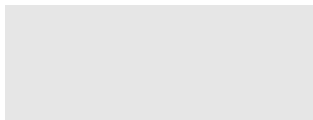
2nd Read: 02/10

Maj Caucus: 02/24
 Min Caucus: 02/24

Comments: 2/20: Staff explained the bill transfers oversight of the sale of delinquent mobile homes from the county sheriff to the county Treasurer. Staff noted the county treasurers are largely opposed and that county sheriffs were assigned this duty because sheriffs are responsible for taking possession of personal property for safety concerns. The Board voted to OPPOSE the bill.

Summary: Specifies that county treasurers are responsible for selling mobile homes (1) not on real property tax rolls, (2) without an affidavit of affixture, and (3) delinquent on their taxes, at auction, a responsibility that was previously the county sheriff's. Grants other county sheriff responsibilities to the treasurer, including providing notice for the auction and redeeming the property on payment of tax. Allows the treasurer to enter into a "payment plan" with the treasurer or provide partial payment of the delinquent taxes to secure redemption. Allows the county treasurer to issue a tax bill warrant for such a home at least two years after the tax has become delinquent. Prohibits a county sheriff from seizing a mobile home that was sold after the taxes had become delinquent, but allows collection of delinquent taxes from the original owner. Requires the county treasurer to send owners of delinquent property yearly notices of their delinquency.

HB2227 criminal justice commission; data collection SPONSORS: ALLEN J



1st Read: 01/21
JUD 01/29 - DISC/HELD
RULES None

2nd Read: 01/22

Comments: 1/31: Staff explained this bill was brought forward by ACJC. Staff noted there may be concerns that there could be costs associated with collected new data that is not currently collected, but that stakeholders are working on a amendment. The LPC did not take a position on the bill.

Summary: Requires criminal justice agencies to submit data to the Arizona Criminal Justice Commission unless they are prohibited by law or collection imposes a significant burden or cost.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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HB2231	Arizona criminal justice commission; members				1st Read: 01/21 JUD 02/05 - HELD RULES None		2nd Read: 01/22	SPONSORS: ALLEN J
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Comments: 1/31: Staff explained that ACJC has recently voted to expand their membership and that this is just formalizing that action. The LPC did not take a position on the bill.

Summary: Adds one public defender and one victim advocate to the Arizona Criminal Justice Commission, appointed by the Governor.

HB2235	record of proceedings; certified reporter				1st Read: 01/28 JUD 02/19 - DPA 6-4-0-0-0-0 RULES 02/24 - C&P 8-0-0-0-0-0	02/25 - RET ON CAL 03/03 - DPA	2nd Read: 01/29 03/04 - FAILED 30-30-0-0-0-0	SPONSORS: ALLEN J
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Comments: 1/31: Staff explained the bill increases flexibility for court reporters, ensuring they are able to maintain efficiency. The LPC voted to SUPPORT the bill.

Summary: Expands the courts authority to create and maintain a complete electronic record to supplement court reporters to prevent delay in resolving disputes in the trial court and on appeal. Allows a judge discretion on when to use a court reporter or an electronic recording system. Either party may provide a court reporter or stenographer in addition to the electronic means used by courts to record the proceedings, but if the court uses electronic means they cannot be required to have a court reporter.

HB2249	personal representatives; funeral directors; prohibition				1st Read: 01/21 RA 01/27 - DPA 7-0-0-0-0-0 RULES 02/03 - C&P 8-0-0-0-0-0	02/10 - DPA	2nd Read: 01/22 02/11 - PASSED 59-0-1-0-0-0	SPONSORS: BOLICK
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Comments: 2/7: Staff explained there are limited concerns over the impact because it could move more work to the public fiduciaries office. The LPC did not take a position on the bill.

Summary: Prohibits a funeral director or funeral establishment owner who controls an individual's remains from seeking appointment as that same individual's personal representative.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2293	renewable energy storage equipment; valuation 1st Read: 02/24 FIN None RULES None		2nd Read: 02/25		1st Read: 01/23 WM 01/29 - DP 8-2-0-0-0-0 RULES 02/03 - C&P 8-0-0-0-0-0 Maj Caucus: 02/04 Min Caucus: 02/04	02/11 - RET ON CAL 02/17 - DP	SPONSORS: DUNN, COBB 2nd Read: 01/27 02/17 - PASSED 49-11-0-0-0-0	

Comments: 2/7: Staff explained the bill has an unknown fiscal impact because the energy storage industry does not yet exist in Arizona, but it could potentially reduce revenues in the future. The LPC did not take a position on the bill.

Summary: Exempts utility-bought energy storage equipment from the transaction privilege tax (TPT) retail classification (and thus TPT), use tax, and city/municipal transaction privilege tax, sales tax, use tax, or any similar tax. Specifies that all energy storage equipment - renewable or otherwise - be centrally valued and allows energy storage equipment the same depreciation (and reduced value) allotted to renewable energy equipment for property tax. Adds construction of "renewable energy storage equipment" to the list of reasons a city/town can designate a renewable energy incentive district.

HB2313	fire sprinklers; existing buildings; prohibition 1st Read: 03/02 GOV None RULES None		2nd Read: 03/03		1st Read: 01/23 RA 02/03 - DPA 4-3-0-0-0-0 RULES 02/10 - C&P 5-3-0-0-0-0 Maj Caucus: 02/11 Min Caucus: 02/11	02/17 - RET ON CAL 02/26 - DPA	SPONSORS: GRANTHAM 2nd Read: 01/27 02/26 - PASSED 31-29-0-0-0-0	
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Comments: 2/7: Staff explained based on the feedback received counties generally only require sprinklers in new building project or in a change of property use, but there was some concern over fire safety that was expressed. The LPC did not take a position.

Summary: Prohibits a fire district, municipality, and county board of supervisors from requiring a person or entity to install fire sprinklers in a building (1) that allows three hundred or more occupants, (2) that is licensed to serve alcoholic beverages, and (3) that was not required to have fire sprinklers when originally constructed, except if the owner undertakes a major renovation or remodel (defined). Prohibits a fire district, municipality, and county board of supervisors from imposing a fine or penalty on a person or entity for choosing not to equip fire sprinklers in these buildings.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2352	centrally assessed property; valuation; pipelines. 1st Read: 03/03 FIN None RULES None		2nd Read: 03/04		1st Read: 01/21 WM 02/19 - DPA 6-3-0-0-1-0 RULES 02/24 - C&P 8-0-0-0-0-0 Maj Caucus: 02/24 Min Caucus: 02/24	02/26 - DPA	SPONSORS: TOMA, BOLICK, et al 2nd Read: 01/22 03/02 - PASSED 31-25-4-0-0-0	
<p>Comments: 1/31: Staff explained that CSA is still waiting for further feedback from DOR and other county experts on this issue. Staff also noted there may be some concerns with allowing all pipelines to utilize this action. The LPC did not take a position on the bill.</p> <p>1/24: Staff noted this bill is in response to an ongoing legal issue between Transwestern Pipeline Company and DOR in which Transwestern has been appealing their value each year and winning in court, resulting in large refunds from northern and central Arizona counties and other taxing jurisdictions. Staff also noted they are waiting for further input from several counties and DOR and will return with more information at a later date. The LPC did not take a position on the bill.</p> <p>Summary: Mirror bill (SB 1204) Establishes allowable adjustments to the value of a pipeline property, including: (1) a ruling by a court of competent jurisdiction that the property's full cash value is more than the appraised market value, (2) an agreement between a pipeline company and DOR as a result of a material change to the property, and (3) an agreement between a pipeline company and DOR to correct a material error or omission in the calculation of the base value.</p>								

HB2386	county free library districts; programs 1st Read: 02/27 GOV 03/09 - HELD RULES None		2nd Read: 03/02		1st Read: 01/23 GOV 02/06 - DP 11-0-0-0-0-0 RULES 02/17 - C&P 8-0-0-0-0-0 Maj Caucus: 02/18 Min Caucus: 02/18	CON CAL - 02/17 Object: No	SPONSORS: UDALL, CAMPBELL, et al 2nd Read: 01/27 02/25 - PASSED 60-0-0-0-0-0	
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Comments: 2/7: Staff explained there is concern that authorizing library districts to provide funding for these programs creates an expectation that the library will do so, without any funding. Staff also explained they will be meeting with stakeholders shortly to reach a consensus. The LPC did not take a position on the bill.

Summary: Specifies that a county free library district may offer/provide funding for (1) making information, technology, and resources available to patrons, (2) providing a place for studying, researching, reading, and learning, (3) providing educational and informational programs for all age groups, and (4) providing literacy promotion programs for all age groups.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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HB2404	TPT; prime contracting; exemptions; certificates				1st Read: 01/27 WM 02/12 - DP 6-4-0-0-0-0 RULES 02/17 - C&P 8-0-0-0-0-0 Maj Caucus: 02/18 Min Caucus: 02/18	CON CAL - 02/17 Object: No	2nd Read: 01/28	SPONSORS: COBB
<p>Comments: 2/7: Staff noted that the bill was held in committee. 1/31: Staff noted that we are waiting to hear more about the economic impact this could have on rural counties. Summary: Changes the definition of "alteration" for the purpose of taxing contracting activities. The bill provides that certificates use to purchase materials exempt from retail tax be limited to 1 year for contracts entered after December 31, 2020.</p>								

HB2442	highway safety fee repeal		2nd Read: 03/03		1st Read: 01/29 TRANS 02/05 - DP 5-4-0-0-0-0 APPROP 02/12 - DP 6-4-0-0-1-0 RULES 02/17 - C&P 8-0-0-0-0-0 Maj Caucus: 02/18 Min Caucus: 02/18	02/24 - DP	2nd Read: 01/30 02/26 - PASSED 36-23-1-0-0-0	SPONSORS: BIASIUCCI, BLACKMAN, et al
<p>Comments: 2/7: Staff noted that repealing the highway safety fee earlier and is expected to be a part of the budget negotiations. The LPC did not take a position on the bill. Summary: Repeals the highway safety fee.</p>								

HB2445	right to redeem; lien; sale				1st Read: 02/06 WM 02/19 - DP 5-4-0-0-1-0 RULES 02/27 - C&P 7-0-0-0-1-0 Maj Caucus: 02/27 Min Caucus: 02/27	03/03 - DP	2nd Read: 02/10	SPONSORS: KERN
<p>Comments: 2/7: Staff explained the bill removes BOS authorities and transfers them to the county treasurer. The bill also increases costs for counties and will lead to reduced interest in tax lien investment. The LPC voted to OPPOSE the bill. Summary: Makes various modifications to the tax lien process, including: -Moves all administrative authorities surrounding the sale of the property from the BOS to the county treasurer. -Removes the ability of the lien investor to obtain the property in the event the taxpayer fails to pay the back taxes, instead, granting the investor only the debts and agreed upon interest rate. The county treasurer then sells the property at auction, providing any profit back to the taxpayer. -Authorizes the Treasurer to utilize a 3rd party in the sale of the property. -Allocates a 3% profit to the 3rd party if the property is sold above and beyond the amount needed.</p>								

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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HB2468	law enforcement; prosecution; grants; acceptance				1st Read: 01/28 PS 02/05 - DISC/HELD RULES None			SPONSORS: PAYNE 2nd Read: 01/29
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Comments: 1/24: Staff noted this bill removes Board oversight of monies dedicated to law enforcement agencies and exposes the county to potential increased costs and liability. The LPC voted to OPPOSE the bill.

Summary: Prohibits a board of supervisors from rejecting/interfering with a law enforcement agencies or prosecution agency's receipt of federal grant monies, award monies, or other monies intended to supplement the budget.

HB2469	law enforcement officers; additional benefits.				1st Read: 01/28 PS 02/12 - DPA 7-0-0-0-0-0 RULES 02/17 - C&P 8-0-0-0-0-0 Maj Caucus: 02/18 Min Caucus: 02/18			SPONSORS: PAYNE, BLACKMAN, et al 2nd Read: 01/29
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Comments: 1/31: Staff noted that the bill is scheduled to be heard in House Public Safety next week and we are working to get a meeting with the sponsor to talk about the impact of the bill. The LPC voted to OPPOSE the bill.

Summary: If a law enforcement officer was killed in the line of duty, the surviving spouse continues to receive workers' compensation death benefits until the surviving spouse's death regardless of whether the surviving spouse remarries. If a surviving spouse of a deceased law enforcement officer who was killed in the line of duty is receiving payment for health insurance premiums from the officer's employer and the surviving spouse remarries, the health insurance premium payments are no longer discontinued, and family coverage is required to include coverage for the additional new family members. In addition to any other death benefits, a surviving spouse, or a dependent if there is not a surviving spouse must receive payment for all of the deceased member's unused sick leave. If a PSPRS or CORP member is receiving an accidental or catastrophic or total and permanent disability pension, the retired member's employer is required to continue to pay the employer portion of the health care benefits that was being paid by the employer on the date that the member's disability pension commenced until the retired member is eligible for Medicare.

HB2475	law enforcement officers; rights; privileges							SPONSORS: PAYNE
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Comments: 1/31: Staff noted that ACIP has concerns with the cost and liability associated with maintaining on duty officers 24 hours a day, including workers' compensation. The LPC voted to OPPOSE the bill.

Specifies law enforcement officers maintain their rights and privileges as an officer 24 hours a day, even if not on duty.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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HB2482 elderly homeowners; class six property. SPONSORS: THORPE

[Redacted]

[Redacted]

[Redacted]

[Redacted]

Comments: 1/24: Staff explained the bill causes a tax shift to homeowners that do not qualify for the senior valuation freeze program and treats like-properties different when it comes to taxation. The LPC voted to OPPOSE the bill.

Summary: Classifies property owned by an individual qualified for the senior valuation freeze program as Class 6, if the value of the property is less than \$600,000 and the property is the owner's primary residence.

HB2493 community facilities districts SPONSORS: TOMA, COOK, et al

1st Read: 03/05
FIN None
RULES None

2nd Read: 03/09
 [Redacted]

1st Read: 01/29
WM 02/12 - DP
 10-0-0-0-0-0
RULES 02/17 - C&P
 8-0-0-0-0-0

02/26 - RET ON
 CAL
 03/03 - DPA

2nd Read: 01/30
 03/04 - PASSED
 53-7-0-0-0-0

Maj Caucus: 02/18
 Min Caucus: 02/18

Comments: 1/31: Staff noted that no concerns have been received about this bill and that feedback from the counties has been positive. The LPC voted to MONITOR the bill.

Summary: Makes various changes to community facilities districts including the general obligation bond purposes and board make up.

HB2496 agricultural property classification; guest ranches SPONSORS: DUNN, BIASIUCCI, et al

1st Read: 03/09
FIN None
RULES None

[Redacted]

1st Read: 01/29
WM 02/12 - DPA
 9-1-0-0-0-0
RULES 02/17 - C&P
 8-0-0-0-0-0

03/05 - DPA

2nd Read: 01/30
 03/05 - PASSED
 45-15-0-0-0-0

Maj Caucus: 02/18
 Min Caucus: 02/18

Comments: 2/14: Staff noted the Assessors Assn. has opposed the bill but that CSA is waiting on further feedback from the counties. The LPC did not take a position on the bill.

Summary: Allows guest ranches to be classified as agricultural real property for the purposes of property taxation (Moves from 18% class 1 to a 15% class 2). Requires that the guest ranch owner record a deed restriction on the property for ten years and specifies penalties for deviation. Outlines requirements for what constitutes a guest ranch including providing recreational activities, having a supervised horse program and providing three meals a day. This bill is retroactive to tax years beginning from December 31, 2019.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2589	land divisions; county regulation; surveys 1st Read: 03/02 GOV None RULES None		2nd Read: 03/03		1st Read: 01/27 LAG 02/13 - DPA 4-2-0-0-1-0 RULES 02/24 - C&P 8-0-0-0-0-0 Maj Caucus: 02/24 Min Caucus: 02/24	02/25 - RET ON CAL 02/26 - DPA	SPONSORS: GRIFFIN, DUNN, et al 2nd Read: 01/28 02/26 - PASSED 31-28-1-0-0-0	
<p>Comments: 1/31: Staff noted that there are concerns over allowing a land division without a trained professional land surveyor surveying the land first. Feedback also included concern about additional liability for counties. The LPC voted to OPPOSE the bill.</p> <p>Summary: Prohibits counties from requiring an applicant for a land division to conduct a survey as a condition of approving the land division or conveyance or issuance of a building permit.</p>								
HB2608	overdose; disease prevention; programs 1st Read: 03/05 HHS None RULES None		2nd Read: 03/09		1st Read: 01/28 HHS 02/06 - DP 8-0-0-1-0-0 RULES 02/17 - C&P 8-0-0-0-0-0 Maj Caucus: 02/18 Min Caucus: 02/18	CON CAL - 02/17 Object: No	SPONSORS: RIVERO 2nd Read: 01/29 03/04 - PASSED 50-10-0-0-0-0	
<p>Comments: 2/7: Staff explained the bill noting that the county public health professionals have been supportive of in the past. The LPC did not take a position on the bill.</p> <p>Summary: Allows a municipality, county, or NGO to establish/operate an overdose and disease prevention program. Sets out the program directives (reducing needle-stick injuries, the spread of viral hepatitis, increasing proper syringe disposal, e.t.c). Requires the programs to offer (1) needle exchange programs, (2) kits that contain access to naloxone [or referrals to other programs w/ naloxone], and (3) educational materials. Specifies that a program employee, volunteer, or participant can't be charged or prosecuted for possession of a (1) needle/syringe [only if that needle/syringe is from the program], and (2) a residual amount of controlled substance in a used needle/syringe. Specifies the immunity provision is notwithstanding by 13-3401-61, which covers drug offenses.</p>								
HB2616	noxious weeds; government projects 1st Read: 02/24 NRE 03/04 - DP 7-0-0-0-0-0 RULES 03/09 - PFC	CON CAL - 03/09 Object: No	2nd Read: 02/25		1st Read: 01/30 NREW 02/04 - DP 11-1-0-0-1-0 RULES 02/10 - C&P 8-0-0-0-0-0 Maj Caucus: 02/11 Min Caucus: 02/11	CON CAL - 02/10 Object: No	SPONSORS: GRIFFIN 2nd Read: 02/03 02/19 - PASSED 60-0-0-0-0-0	
<p>Comments: 2/7: Staff noted that there have not been concerns on this bill since the language is permissive and the language described is already widely practiced. The LPC did not take a position on the bill, but directed staff to ensure there are no federal impacts from this legislation.</p> <p>Summary: Allows the state and its political subdivisions to remove noxious weeds (defined in 3-201) as part of routine maintenance and capital projects. Prevents the state and subdivisions from using those same noxious weeds in landscaping.</p>								

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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HB2631	PSPRS; local boards; duties; consolidation 1st Read: 02/27 FIN 03/04 - DP 10-0-0-0-0-0 RULES 03/09 - PFC	CON CAL - 03/09 Object: No	2nd Read: 03/02		1st Read: 01/28 GOV 01/30 - DP 10-0-0-0-1-0 RULES 02/17 - C&P 8-0-0-0-0-0	CON CAL - 02/17 Object: No	2nd Read: 01/29 02/25 - PASSED 60-0-0-0-0-0	SPONSORS: BLACKMAN
	Rep Caucus: 03/10 Dem Caucus: 03/10				Maj Caucus: 02/18 Min Caucus: 02/18			

Comments: 1/31: Staff noted this is a step in the right direction to improving PSPRS, with support from the unions and the League of Cities and Towns. The LPC did not take a position on the bill.

Summary: Modifies the PSPRS local boards including establishing a uniform process for reviewing applications, requires independent legal to be obtained, and requires member training within 180 days of appointment.

HB2717	treasurer; pension prefunding; investment accounts 1st Read: 03/02 FIN None RULES None		2nd Read: 03/03		1st Read: 02/04 GOV 02/13 - DPA 11-0-0-0-0-0 RULES 02/25 - C&P 7-0-0-0-1-0	02/27 - DPA	2nd Read: 02/05 02/27 - PASSED 60-0-0-0-0-0	SPONSORS: KAVANAGH
					Maj Caucus: 02/25 Min Caucus: 02/25			

Comments: 2/7: Staff noted it is another tool in the toolbox, but does not exclude the money from the expenditure limit. The LPC did not take position on the bill.

Summary: Authorizes the State Treasurer to invest and reinvest pension prefunding plan monies in equity securities for pension prefunding plan investment accounts.

HB2739	liquor omnibus 1st Read: 03/02 COM None RULES None		2nd Read: 03/03		1st Read: 02/04 COM 02/11 - DPA 7-1-0-0-1-0 RULES 02/17 - C&P 8-0-0-0-0-0	02/26 - DPA	2nd Read: 02/05 02/26 - PASSED 57-2-1-0-0-0	SPONSORS: WENINGER
					Maj Caucus: 02/18 Min Caucus: 02/18			

Comments: 3/6: Staff explained the liquor omnibus originally exempted all beer, wine and liquor from the food code. That provision has since been removed after concerns were stated. Staff also noted the alcohol producers have concerns about their amount of regulation and that the sides are considering options.

Summary: The bill increases sampling side from 12 to 16 ounces of beer and the amount a craft distiller may produce from 1,189 gallons to 3,566 gallons. The bill allows a retailer to purchase from a craft distiller and allows a producer or wholesaler's representative at a special event to consume small amounts of product for the purpose of quality control. Allows a person under the legal drinking age into an area on the licensed premise if accompanied by a grandparent, spouse, parent, legal guardian of legal drinking instead of an adult. Specifies that a retailer cannot be charged for overserving if a customer pours their own drink without the licensee's notice.

The exemption for alcoholic beverages from the health code has been removed in the House Engrossed Version of the bill.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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HB2761	property value determination; modifications; verification						SPONSORS: SHAH, FILLMORE, et al	
					1st Read: 02/04		2nd Read: 02/05	
					WM 02/12 - DP 8-1-0-1-0-0			
					RULES None			

Comments: 2/14: Staff explained this would be burdensome for assessors and that it would utilize more staff time and wages than necessary. The LPC voted to OPPOSE the bill.

Summary: Prohibits the county assessor from establishing limited property value on the basis of construction, destruction, or demolition by using aerial surveillance photography. Specifies that the county assessor must physically inspect and verify the total value of the modification before assessing limited property value.

HB2812	community facilities districts; viticulture						SPONSORS: PIERCE	
	1st Read: 03/02		2nd Read: 03/03		1st Read: 02/11		2nd Read: 02/12	
	FIN None				WM 02/19 - DP 8-2-0-0-0-0	CON CAL - 02/25 Object: No	02/27 - PASSED	
	RULES None				RULES 02/25 - C&P 7-0-0-0-1-0		39-21-0-0-0-0	
					Maj Caucus: 02/25 Min Caucus: 02/25			

Comments: 2/20: Staff explained the bill allows revenues collected through a community facilities district to be expended on a watering system for viticultural purposes. The LPC did not take a position on the bill.

Summary: Adds water systems for viticulture to the definition of "public infrastructure," resulting in viticulture water systems being deemed a "beneficial use" and allowing community facilities districts to enter into contracts and expend monies on them.

HB2877	e-liquids; vapor products; tobacco products						SPONSORS: ALLEN J	
					1st Read: 02/12		2nd Read: 02/13	
					COM 02/18 - W/D			
					JUD None			
					RULES None			

Comments: 2/14: Staff noted the bill preempts county and municipal governments from regulating the sale and marketing of tobacco and vape products. This could affect county smoke-free areas and vending machine locations. The LPC voted to OPPOSE HB 2877.

Summary: Codifies the federal government's raising of the tobacco minimum sales age from 18 to 21 in Arizona law. Preempts regulation of tobacco products, alternative nicotine products, e-liquids, and vapor products by cities, towns, and counties. Establishes a state license under the Board of liquor license and control. Establishes requirements for selling these products, procedures for revocation, suspension and appeals.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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HB2899	fuel; electric cars; hybrids; taxes				1st Read: 02/12 TRANS 02/19 - DPA 6-0-0-0-3-0 RULES 02/27 - C&P 7-0-0-0-1-0 Maj Caucus: 02/27 Min Caucus: 02/27		SPONSORS: CAMPBELL, BOWERS, et al 2nd Read: 02/13	
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Comments: 2/14: Staff explained the bill increases the gas tax and establishes parity between alternative fuel vehicles and traditional vehicles. The LPC noted concerns with having to consult with the State Transportation Board on a 20-year plan.

Summary: Establishes per gallon taxes for motor vehicle fuel in FYs 2020-2024 by specified amounts and ties later increases to inflation. Establishes per gallon equivalent taxes for natural gas and propane in the same timeframe. Establishes an electricity per kilowatt tax. Establishes a yearly tax for electricity-only and hybrid vehicles, specifying the tax amount from FY 2020 to FY 2023. In following years, states that the tax will be tied to GDP. Establishes the Arizona road use account, specifies that the account is to be funded by the yearly taxes imposed by the bill, and states that the account is intended to be used only on maintaining streets, roads and highways. Prohibits the account from funding most law enforcement activities, the economic strength project fund, and highway patrol costs. Specifies that the account be distributed in the same way as HURF. Requires the state transportation board - in consultation with county and municipal governments and regional transportation planning agencies - to develop a comprehensive plan for use of the Arizona road use fund. Requires this plan to be updated at least once every five years for usage over the next twenty years. Specifies retail standards for how compressed/liquefied natural gas must be dispensed.

SB1014	election procedures manual; rulemaking; GRRC							SPONSORS: UGENTI-RITA
	1st Read: 01/13		2nd Read: 01/14					
	JUD None							
	RULES None							

Comments: Summary: Specifies that the Arizona Secretary of State's Elections Procedures Manual must be approved by the Governor's Regulatory Review Council- instead of the Governor and the Attorney General - before issuance. States that this Elections Procedures Manual is exempt from the citizen-led economic impact statement process and the state's regulatory bill of rights.

Update: At the CSA Board meeting on 1/16/2020, the CSA Board voted to OPPOSE this bill.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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SB1019	prohibition; regulation; industrial hemp sites NOW: hemp; prohibition; regulation; advisory committee 1st Read: 01/13 GOV 02/03 - DP 6-1-0-0-0-0 RULES 02/17 - PFC	CON CAL - 02/17 Object: Yes 03/02 - RETAINED 03/09 - DPA	2nd Read: 01/14 03/09 - PASSED 20-10-0-0-0-0					
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SPONSORS: BORRELLI

Rep Caucus: 02/18
Dem Caucus: 02/18

Comments:

2/20: Last discussed at the LPC meeting on January 24th, staff stated that the bill prohibits local governments from imposing further regulations on industrial hemp sites. The definition of industrial hemp sites, which included growing and processing hemp, led to concerns about the safety of stymying regulations on the potentially volatile and explosive process of extracting CBD from hemp. While staff had advised patience due to a forthcoming amendment to address our concerns, conflict between the hemp and marijuana industries led to the amendment agreement falling apart. The sponsor also continues to threaten to move forward with the bill as originally written. The LPC voted to OPPOSE SB 1019.

1/24: Staff explained this legislation establishes more restrictions than necessary in achieving the sponsor's efforts to prevent proximity regulations between marijuana farms and hemp farms. Staff also noted they are working with Sen. Borelli on an amendment that will achieve his goal in the proper manner. The LPC did not take a position on the bill.

Summary: Prohibits cities, towns, and counties from imposing further regulations or restrictions on industrial hemp sites.

SB1113	mortgaged property; tax statements; information 1st Read: 01/13 FIN 01/22 - DP 8-2-0-0-0-0 RULES 01/27 - PFC	CON CAL - 01/27 Object: No	2nd Read: 01/14 01/30 - PASSED 30-0-0-0-0-0		1st Read: 02/27 WM 03/04 - DP 10-0-0-0-0-0 RULES 03/09 - C&P 8-0-0-0-0-0	CON CAL - 03/09 Object: No	2nd Read: 03/02	
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SPONSORS: LEACH

Rep Caucus: 01/28
Dem Caucus: 01/28

Maj Caucus: 03/10
Min Caucus: 03/10

Comments: 1/31: Staff explained the county treasurers largely felt this would not cause any issues or major impact on the mailing of tax bills. The LPC voted to take a NEUTRAL position on the bill.

Summary: Requires the county treasurer to separately list the amount of primary and secondary taxes on the statement of taxes mailed to a mortgagor.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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SB1116	TPT; exemption; public safety equipment 1st Read: 01/13 FIN None APPROP None RULES None		2nd Read: 01/14					SPONSORS: BORRELLI
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Comments: 1/24: Staff explained the bill sets a bad precedent by exempting a government entity from TPT, opening the gates for other entities to ask for the same, and erodes the TPT base further. The LPC voted to OPPOSE the bill. Update identical bill dropped SB 1436 (Gowan)

Summary: Exempts sales of public safety equipment purchased by a law enforcement agency, fire district, fire department, volunteer fire department, or emergency medical services provider from TPT and use tax.

SB1133	public works; contracts; payment 1st Read: 01/16 GOV 02/10 - DPA 6-1-0-0-0-0 RULES 02/17 - PFC	02/24 - DPA	2nd Read: 01/21 02/26 - PASSED 16-13-1-0-0-0		1st Read: 03/04 COM None RULES None		2nd Read: 03/05	SPONSORS: GRAY, FANN
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Comments: 1/31: Staff explained this bill is an ongoing conversation from last year that CSA opposed and is inconsistent with current practices. Staff additionally noted they are actively engaged in stakeholder meetings and are working on a resolution but are not yet there. The LPC voted to OPPOSE the bill.

Summary: Modifies the definition of a construction contract to include oral agreements, allows the contractor or subcontractor to request payment for additional work completed from a change order to be included in the monthly pay estimates. Allows either party to disagree with an interim determination to file a claim in accordance with the terms of the contract.

Update 2/10: Several changes were made from an amendment in committee, it specifies that the change order will be done in accordance with the terms of the construction contract, removes the new definition of construction contract, subcontractor and contractor, eliminated allowing oral agreements, and provided clarity regarding who the subcontractor is requesting payment from – specifies that subcontractor may requests payment from the contractor, not the owner. The bill does still allow for an interim determination, monthly payments based on the costs incurred for change orders, and a claims process for work for the costs of the work if there is a dispute.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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SB1141	detention officers; arrest warrant; custody 1st Read: 01/16 JUD 01/23 - DP 7-0-0-0-0-0 RULES 01/27 - PFC	CON CAL - 01/27 Object: No	2nd Read: 01/21 01/30 - PASSED 17-13-0-0-0-0		1st Read: 03/04 PS None RULES None		2nd Read: 03/05	SPONSORS: LIVINGSTON, PRATT
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Comments: 1/24: Staff explained this was an AACo that the LPC voted to approve last year. The bill expands when an assigned detention officer may execute an existing arrest warrant in the following situations: 1) the person is already under law enforcement supervising at a hospital facility, if a judicial officer remands the person to custody during a court proceeding, or in a jail facility if a visitor is found to have an arrest warrant. The goal of the bill is aimed at freeing up sworn sheriff deputies. The LPC voted to SUPPORT the bill.

Summary: Expands where an assigned detention officer acting in their official capacity is permitted to arrest a person pursuant to an existing warrant, including allowing said officer to arrest an individual (1) at a hospital facility and under law enforcement supervision/custody, (2) at a superior/justice/municipal court facility, and (3) visiting within a jail facility. The bill also allows a detention officer to take custody of a person remanded into custody by a judicial officer during a court proceeding.

SB1204	centrally assessed property; valuation; pipelines 1st Read: 01/22 FIN 01/29 - DPA 7-1-2-0-0-0 RULES 02/17 - PFC	02/24 - DPA	2nd Read: 01/23 02/26 - PASSED 22-7-1-0-0-0					SPONSORS: MESNARD, ALLEN S, et al
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Comments: 1/31: 1/31: Staff explained that CSA is still waiting for further feedback from DOR and other county experts on this issue. Staff also noted there may be some concerns with allowing all pipelines to utilize this action. The LPC did not take a position on the bill.

1/24: Staff noted this bill is in response to an ongoing legal issue between Transwestern Pipeline Company and DOR in which Transwestern has been appealing their value each year and winning in court, resulting in large refunds from northern and central Arizona counties and other taxing jurisdictions. Staff also noted they are waiting for further input from several counties and DOR and will return with more information at a later date. The LPC did not take a position on the bill.

Summary: Mirror bill (HB 2352) Establishes allowable adjustments to the value of a pipeline property, including: (1) a ruling by a court of competent jurisdiction that the property's full cash value is more than the appraised market value, (2) an agreement between a pipeline company and DOR as a result of a material change to the property, and (3) an agreement between a pipeline company and DOR to correct a material error or omission in the calculation of the base value.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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SB1333	peace officer rights; due process 1st Read: 01/28 TPS 02/12 - DPA 5-0-3-0-0-0 RULES 02/17 - PFC	02/24 - DPA	2nd Read: 01/29 03/04 - FAILED 12-17-1-0-0-0					
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SPONSORS: LIVINGSTON

Rep Caucus: 02/18
Dem Caucus: 02/18

Comments:

2/20: Staff explained that the Sheriffs are concerned with the bill's prescriptions for internal investigations. The bill requires notice of intent to interview and contains additional language that limits the restriction on questions that arise from an interview. While an amendment to address concerns about the notice of intent is in the works, staff recommended to oppose the bill with the Sheriffs, AACo, and the League. The LPC voted to OPPOSE SB 1333.

Summary: Makes a number of changes to statute involving internal investigations of law enforcement officers. These include (1) requiring the employer to provide the officer with notice of intent to interview, (2) limiting what an employer is allowed to say during an interview, (3) allowing an appeals board/commission hearing officer or judge to take evidence and subpoena witnesses, (4) limiting when the employer can order an officer to submit to a mental or behavioral examination, (5) extends and establishes timelines to the officer's benefit, (6) allows medical examinations to be conducted by professionals rather than only physicians, and (7) specifies that only a licensed psychiatrist/psychologist can make a diagnosis of post-traumatic stress. Removes the requirement that parties in an appeal of a disciplinary action taken against a law enforcement officer act in good faith.

SB1398	tax omnibus 1st Read: 01/29 FIN 02/05 - DPA 6-3-1-0-0-0 RULES 02/10 - PFC	02/18 - DPA	2nd Read: 01/30 02/19 - PASSED 17-12-1-0-0-0		1st Read: 03/09 WM None RULES None			
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SPONSORS: MESNARD, ALLEN S, et al

Comments: 2/7: Staff explained the bill touches many different taxes, including income tax, property tax and fuel tax. Additionally, staff explained the proposed reduction in the Class 1 assessment ratio causes a shift to other property classes, although the reduction of the state equalization tax rate minimizes this effect. Staff also outlined how this would affect each county's tax collections. The LPC did not take a position on the bill.

Summary: Makes various changes to tax statutes, including:

- Reduces the Class 1 assessment ratio from 18% to 17% over two years, and reduces the state equalization tax rate to offset.
- Increases the dependent tax credit by 20%.
- Levies a \$0.19/gallon tax on natural gas and a \$0.23 cents/gallon tax on propane, used in the propulsion of a motor vehicle. Establishes a \$0.23/gallon use tax on natural gas and a \$0.30/gallon use tax on propane, used in the propulsion of a motor vehicle.
- Levies a tax on electric vehicles of \$130 per year and a tax on hybrid vehicles of \$52 per year.
- Repeals the highway safety fee 6 months earlier than planned, on January 1, 2021.
- Increases bonus depreciation for corporate income taxes from 50% to 100% of the federal amount.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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SB1416	claims; liability; notice 1st Read: 01/29 JUD None RULES None		2nd Read: 01/30					SPONSORS: FARNSWORTH D. (16)
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Comments: 2/7: Staff noted this would create an additional burden on government entities, counties may not be able to determine who would have a potential claim, invites additional claims, and would increase costs. The LPC voted to OPPOSE the bill.

Summary: Specifies that a city, town, or county aware of a potential claim/cause of action involving itself - where the claimant has not filed a notice of claim at least 90 days before the time frame expires - must notify all potential claimants of the obligation to file a notice of claim. States that a potential claimant has two years after the date of the potential claim or cause of action accrues to file a claim if the county fails to notify them ninety days in advance of the claim time frame's imminent expiration.

SB1436	TPT; exemption; public safety equipment. 1st Read: 01/29 APPROP None RULES None		2nd Read: 01/30					SPONSORS: GOWAN
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Comments: 2/7: Staff noted this is an identical bill to SB 1116 the LPC voted to oppose on 1/24. The LPC voted to OPPOSE the bill.

Summary: Identical bill to SB 1116 the LPC voted to OPPOSE the bill on 1/24. Exempts sales of public safety equipment purchased by a law enforcement agency, fire district, fire department, volunteer fire department, or emergency medical services provider from TPT and use tax.

SB1459	private attorney retention; municipalities; counties 1st Read: 01/30 JUD 02/06 - DP 4-3-0-0-0-0 RULES 02/24 - PFC W/FL		2nd Read: 02/03					SPONSORS: LEACH
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Rep Caucus: 02/25
Dem Caucus: 02/25

Comments: 2/7: Staff noted this limits county authority to enter into a contingency fee contract with a private attorney and that there have been concerns brought up about conflict of interest with the required approval from the Attorney General's Office. The LPC voted to OPPOSE the bill.

Summary: Counties and municipalities are prohibited from entering into a contingency fee contract with a private attorney unless the county or municipal attorney makes a written determination before entering into the contract that contingency fee representation is both cost effective and in the public interest. The written determination is required to include specific findings for a list of specified factors. Before a contingency fee contract with a private attorney is effective and enforceable and before any monies may be spent by the county or municipality, the county or municipality is required to receive approval from the Attorney General's Office for the contract. Counties and municipalities are prohibited from entering into a contingency fee contract that provides for the county's or municipality's private attorney to receive a contingency fee from the county's or municipality's portion of the recovery in excess of an aggregate of a list of specified percentages based on the recovery amount. The contingency fee received by the county's or municipality's private attorney cannot exceed \$50 million. Establishes additional requirements for county or municipal contracts for contingency fee attorney services. does not apply to any contingency fee contract in which a county or municipality hires a private attorney to pursue debt collection cases.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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SB1487	caregiver protections; placement provider investigation 1st Read: 02/03 JUD 02/13 - DP 6-0-1-0-0-0 RULES 02/17 - PFC	CON CAL - 02/17 Object: Yes	2nd Read: 02/04					
	Rep Caucus: 02/18 Dem Caucus: 02/18							

SPONSORS: FARNSWORTH E. (12), FANN, et al

Comments: 2/14: Staff explained the bill requires the counties to provide indigent defense to out-of-home placement facilities housing children removed due to possible abuse. Staff stated this is an unfunded mandate. The LPC voted to OPPOSE the bill.

Summary: Establishes additional caregiver protections for individuals who are providing out-of-home placement (foster parents / kinship placements) including some of the following:

- Providing indigent defense if the child(ren) are removed from their custody because of possible abuse and a preliminary protective hearing.
- Eliminates liability for the provider for (1) their own act or omission when acting in the capacity of a parent or (2) any act or omission of the child in their care if the biological, foster, or adoptive child brought into their home has behavioral health needs that pose a risk to the safety and welfare of other family members.
- States that a provider that allows a child to participate in an appropriate activity is not civilly liable for any act in omission in allowing the child to participate if it is found that the provider acted according to a reasonable and prudent parenting standard.

SB1498	workers' compensation; physicians; expertise; hearings 1st Read: 02/03 COM 02/20 - DPA 6-2-0-0-0-0 RULES None		2nd Read: 02/04					
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SPONSORS: BOYER, CARTER

Comments: 2/20: Staff explained the bill allows an employee or an employee's designee that is seeking workers' compensation benefits to invite any individual of their choosing to their workers' compensation hearing at the Industrial Commission. Staff explained there are concerns with allowing anybody to sit in on a hearing to determine if a county employee qualifies for additional benefits. The LPC voted to OPPOSE the bill.

Summary: The bill has a two key provisions:

- Permits the employee (or the employee's estate, surviving spouse, or dependent if the employee is deceased) to bring any person of their choosing to any hearing without prior approval of the Administrative Law Judge and prohibits the Industrial Commission from adopting any rules that in any way restricts the right to bring any person of their choosing to a hearing.
- Requires a physician who performs an IME or any physician who testifies at an employee's hearing regarding the employee's condition to have expertise in diagnosing and treating the employee's specific injury.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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SB1509	county officials; district board; salary NOW: county officials; salary 1st Read: 02/03 GOV 02/17 - DP 4-3-0-0-0-0 RULES 03/02 - PFC Rep Caucus: 03/03 Dem Caucus: 03/03	03/03 - DPA	2nd Read: 02/04 03/03 - PASSED 22-8-0-0-0-0		1st Read: 03/09 GOV None RULES None			SPONSORS: LIVINGSTON, FARNSWORTH D. (16), et al
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Comments: 2/20: Staff stated that the split position of the Board on this topic made action by individuals preferable. The LPC took no position on this bill. Establishes a flat salary increase of \$12,000 to all county elected officials in A.R.S 11-419 and 12-281 (Attorneys, Assessors, Clerks of Superior Court, Recorders, School Superintendents, Sheriffs, Supervisors, and Treasurers), effective after the next election. Each member of the Maricopa community college district board of a district is required to receive a salary equal to the annual salary of the member of the Legislature. Effective January 1, 2021.

SB1510	public contracts; payment methods 1st Read: 02/03 GOV 02/17 - DP 6-0-1-0-0-0 RULES 02/24 - PFC Rep Caucus: 02/25 Dem Caucus: 02/25	CON CAL - 02/24 Object: Yes 02/26 - RETAINED 03/02 - DPA	2nd Read: 02/04 03/03 - PASSED 30-0-0-0-0-0		1st Read: 03/09 COM None RULES None			SPONSORS: LIVINGSTON
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Comments: 2/14: Staff explained the bill was held this week in committee pending a potential amendent that may ease the concerns of counties and municipalities. The LPC did not take a position on the bill. Summary: Allows contractor retention, at the option of the contractor, to be placed in money market or demand deposit accounts. Lack of security associated with the accounts. Note: the bill was held in committee pending an amendment. There have been some concerns raised regarding volatility and security associated with these types of accounts.

SB1527	e-liquids; tobacco products; vapor products 1st Read: 02/03 COM None RULES None		2nd Read: 02/04					SPONSORS: LEACH, ALLEN J, et al
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Comments: 2/7: Staff noted the bill establishes preemption on the sale and marketing of tobacco, vapor and nicotine products. The LPC voted to OPPOSE the bill. Summary: Makes the Department of Liquor Licenses and Control (Department) responsible for enforcing statute regulating tobacco sales, investigating the sales of alternative nicotine products, e-liquids, tobacco products and vapor products. Requires sellers of these products to obtain a license from the Department. Establishes stipulations on the sale, penalties, and reasons a license can be revoked on all alternative nicotine products, e-liquids, tobacco products and vapor products. Establishes a preemption on the sale and marketing of alternative nicotine products, e-liquids, tobacco products and vapor products unless it is on property owned by a county, city, town, school district, stadium district, or community college district. Effective January 1, 2021

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
SB1531 technical correction; mandatory vehicle insurance 1st Read: 02/04 TPS 02/19 - W/D APPROP 02/25 - DPA/SE 9-0-0-0-0-0 RULES 03/09 - PFC Rep Caucus: 03/10 Dem Caucus: 03/10 Comments: 3/6 Staff explained this is the third iteration of this bill this session and that the bill language had been significantly dialed back from the first bill (HB 2469). Supervisors questioned the need for this legislation and discussed continuing to monitor the bill while maintaining the original position of opposition taken on HB 2469. Summary: Specifies that the surviving spouse of a law enforcement officer killed in the line of duty will receive specific death benefits (66% of the deceased's average monthly wage) until their death, even in the case of remarriage. Adds that a surviving spouse/dependent of a CORP/PSPRS member is eligible to receive payment for the deceased member's unused sick leave.			2nd Read: 02/05					SPONSORS: LIVINGSTON
SB1575 property tax exemptions; statutory conformity 1st Read: 02/04 FIN 02/12 - DPA 10-0-0-0-0-0 RULES 02/17 - PFC Rep Caucus: 02/18 Dem Caucus: 02/18 Comments: 2/14: Staff explained this bill only makes conforming changes that would be necessary with the passage of SCR 1043 from the voters. The LPC voted to SUPPORT the bill. Summary: Coinciding with SCR 1043, which puts the question to the ballot of consolidating and reorganizing constitutional provisions relating to property tax exemptions for disabled veterans and widows, in addition to repealing and reinserting the constitutional sections relating to property tax exemptions overall. This bill merely makes statutory changes necessary to implement SCR 1043, if approved by the voters.	02/27 - DPA		2nd Read: 02/05 03/02 - PASSED 28-0-2-0-0-0		1st Read: 03/09 WM None RULES None			SPONSORS: MESNARD

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
SB1664	civil liability; gun-free zones 1st Read: 02/05 JUD 02/13 - DPA 4-3-0-0-0-0 RULES 02/17 - PFC	03/04 - DPA	2nd Read: 02/06 03/05 - FAILED 13-16-1-0-0-0				SPONSORS: GOWAN, BORRELLI, et al	
	Rep Caucus: 02/18 Dem Caucus: 02/18							
<p>Comments: 2/7: Staff explained there are significant liability concerns associated with this bill. Counties have no control over court security, but the bill would statutorily assign financial liability to the county general fund, in case of an incident. Also, counties deploy a range of security measures. The bill would remove the ability to mitigate liability. The LPC voted to OPPOSE the bill.</p> <p>Summary: Specifies that a government entity that establishes a gun-free zone is liable for any damages claimed by a person harmed by criminal conduct in the gun-free zone if a reasonable person would believe that possession of a firearm could have helped the person defend themselves. Allows the court to award triple in damages if (1) the criminal conduct is found to be a terrorist attack and (2) the person harmed is (a) a minority, (b) disabled, or (3) over sixty-five. Specifies that a government entity that establishes a gun-free zone must provide the level of protection from injury individuals would have had if they were allowed a gun. Removes provisions from statute that specify an operator/event sponsor/employee is NOT liable for acts or omissions related to a public establishment.</p>								
SB1665	misconduct involving weapons; classification 1st Read: 02/05 JUD None RULES None		2nd Read: 02/06				SPONSORS: GOWAN, BORRELLI, et al	
<p>Comments: 2/7: Staff noted the bill would result in reduced penalties for individuals that carry a firearm in to a public building or an election polling place. The LPC did not take a position on the bill.</p> <p>Summary: Reduces from a class 1 (highest) misdemeanor to a class 3 (lowest) misdemeanor for the following offenses: entering any public establishment or attending any public event and carrying a deadly weapon after a reasonable request by the operator of the establishment or sponsor of the event to remove the weapon and pace it in temporary secure storage or entering an election polling place on election day carrying a deadly weapon.</p>								
SB1667	fireworks; aerial devices 1st Read: 02/05 COM 02/13 - DPA 7-0-1-0-0-0 RULES 02/17 - PFC	02/24 - DPA	2nd Read: 02/06 02/26 - FAILED 14-15-1-0-0-0				SPONSORS: GOWAN, PAYNE	
<p>Comments: 2/14: Staff explained the bill expands the types of fireworks allowed to be used. The LPC voted to OPPOSE the bill.</p> <p>Summary: Modifies the definition of permissible consumer fireworks by allowing mine devices and shell devices it also allows multiple-tube aerial devices in counties with 500,00 people or more.</p>								

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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SCR1043	constitutional property tax exemptions							SPONSORS: MESNARD
	1st Read: 02/04		2nd Read: 02/05		1st Read: 03/09			
	FIN 02/12 - DP 10-0-0-0-0-0	CON CAL - 02/17 Object: No	02/20 - PASSED		WM None			
	RULES 02/17 - PFC		25-0-5-0-0-0		RULES None			
	Rep Caucus: 02/18							
	Dem Caucus: 02/18							

Comments: 2/14: Staff explained the bill reorganizes the constitutional property tax exemptions and reenacts the exemption for disabled veterans which has been unusable since 1989 per the courts. The LPC voted to SUPPORT SCR 1043.

Summary: Puts the question to the ballot of consolidating and reorganizing constitutional provisions relating to property tax exemptions for disabled veterans and widows, in addition to repealing and reinserting the constitutional sections relating to property tax exemptions overall.

Coincides with SB 1575, which makes necessary statutory changes, enacted conditionally upon the voters approving this SCR.

CSA Bills

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2350	counties; committed youth contributions; repeal 1st Read: 02/24 GOV None RULES None		2nd Read: 02/25		1st Read: 01/21 GOV 01/30 - DP 11-0-0-0-0-0 RULES 02/03 - C&P 8-0-0-0-0-0 Maj Caucus: 02/04 Min Caucus: 02/04	02/06 - DP	SPONSORS: TOMA, BOLICK, et al 2nd Read: 01/22 02/10 - PASSED 60-0-0-0-0-0	
<p>Comments: Repeals the Department of Juvenile Corrections local cost sharing fund and the related statute that directs the Department to assess a committed youth confinement cost sharing fee to larger counties. Transfers the fund's remaining unexpended and unencumbered monies to the general fund. Distributes that amount back to the counties proportionally via the Department of Administration in FY 2020-2021.</p>								
HB2478	rural counties; transient lodging tax							SPONSORS: PIERCE
<p>Comments: Permits the board of supervisors of a county with a population of less than 500,000 persons to collect a local excise tax on the gross proceeds of sales/gross income of transient lodging and online lodging marketplaces. Caps these taxes at 6% and limits them to unincorporated areas of the county. Specifies that revenues generated from this tax be used to (1) promote and enhance county tourism or (2) facilitate economic development activities (11-254.04). States that this tax will be levied on either January 1 or July 1, depending on which day occurs at least three months after the resolution for the tax is approved.</p>								
HB2479	juvenile dependency; state aid; appropriation 1st Read: 03/09 JUD None APPROP None RULES None		2nd Read: 03/10		1st Read: 01/29 JUD 02/19 - DP 10-0-0-0-0-0 APPROP 02/24 - DP 10-1-0-0-0-0 RULES 02/27 - C&P 7-0-0-0-1-0 Maj Caucus: 02/27 Min Caucus: 02/27	03/05 - DP	SPONSORS: BIASIUCCI, ALLEN J 2nd Read: 01/30 03/05 - PASSED 56-4-0-0-0-0	
<p>Comments: Appropriates \$2 million in FY 2020-2021, exempt from lapsing, to the newly established State Aid for Juvenile Dependency Proceedings Fund under the Arizona Criminal Justice Commission (ACJC). Specifies that the fund will be used to provide state aid to county public defenders, legal defenders, and contract indigent defense council for juvenile dependency cases. Directs the ACJC to distribute annual money using the State Aid to Indigent Defense Fund to counties where the running three-year average of juvenile dependency case filings exceeds the three year average of juvenile dependency case filings in the years 2011-2014. Specifies that the money is to be distributed in manner proportional to the county's share of the state's population and can only be used for the purposes of State Aid for Juvenile Dependency Proceedings Fund.</p>								

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2581	dangerous; incompetent person; evaluation; commitment 1st Read: 03/09 JUD None RULES None		2nd Read: 03/10		1st Read: 01/27 JUD 02/19 - DPA 6-4-0-0-0-0 RULES 02/24 - C&P 8-0-0-0-0-0		2nd Read: 01/28 03/05 - PASSED 55-5-0-0-0-0 03/03 - RET ON CAL 03/04 - RET ON CAL 03/05 - DPA	SPONSORS: ALLEN J

Comments: Establishes a civil commitment process for dangerous individuals charged with crimes that cannot complete the criminal justice process because they have been found to be incompetent to stand trial and cannot be restored to competency. The proposed process provides protections to ensure due process during the commitment proceedings, including an annual examination and petition process to evaluate if the defendant is still dangerous.

HB2875	regulation; short-term rentals				1st Read: 02/12 GOV 02/20 - DPA 7-3-0-1-0-0 RULES 02/27 - C&P 7-0-0-0-1-0		2nd Read: 02/13 03/05 - FAILED 25-35-0-0-0-0	SPONSORS: KAVANAGH, ANDRADE, et al
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Comments:

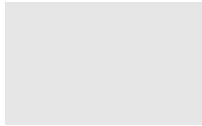
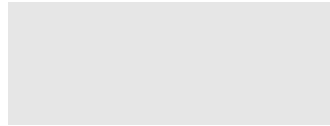
Summary: Modifies the list of regulations that counties and municipalities are authorized to impose on vacation rentals or short-terms rentals including: requiring contact information for the owner of the rental to be posted on the front door or in another location on the property that is visible and accessible to the public; restricting the maximum number of adult occupants allowed on the property at one time; requiring the installation of safety and monitoring equipment that monitors and detects noise and notifies the owner if noise is unreasonable or in violation of a noise ordinance; prohibiting smoking outside within 100 feet of a residential structure; restricting occupants from checking in without the presence of the owner or the owner's designee; and prohibiting occupants from parking on public or private streets if on-property parking is available.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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HB2899 fuel; electric cars; hybrids; taxes



1st Read: 02/12

TRANS 02/19 - DPA
6-0-0-0-3-0

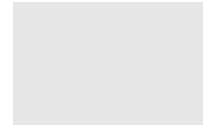
RULES 02/27 - C&P
7-0-0-0-1-0

Maj Caucus: 02/27

Min Caucus: 02/27

SPONSORS: CAMPBELL, BOWERS, et al

2nd Read: 02/13



Comments: 2/14: Staff explained the bill increases the gas tax and establishes parity between alternative fuel vehicles and traditional vehicles. The LPC noted concerns with having to consult with the State Transportation Board on a 20-year plan.

Summary: Establishes per gallon taxes for motor vehicle fuel in FYs 2020-2024 by specified amounts and ties later increases to inflation. Establishes per gallon equivalent taxes for natural gas and propane in the same timeframe. Establishes an electricity per kilowatt tax. Establishes a yearly tax for electricity-only and hybrid vehicles, specifying the tax amount from FY 2020 to FY 2023. In following years, states that the tax will be tied to GDP. Establishes the Arizona road use account, specifies that the account is to be funded by the yearly taxes imposed by the bill, and states that the account is intended to be used only on maintaining streets, roads and highways. Prohibits the account from funding most law enforcement activities, the economic strength project fund, and highway patrol costs. Specifies that the account be distributed in the same way as HURF. Requires the state transportation board - in consultation with county and municipal governments and regional transportation planning agencies - to develop a comprehensive plan for use of the Arizona road use fund. Requires this plan to be updated at least once every five years for usage over the next twenty years. Specifies retail standards for how compressed/liquefied natural gas must be dispensed.

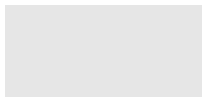
SB1280 pensions; unfunded liability; expenditure limits

1st Read: 01/27

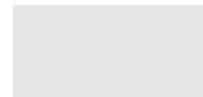
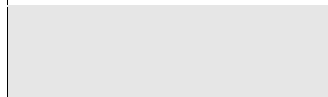
FIN 01/29 - DP
5-3-2-0-0-0

RULES None

2nd Read: 01/28



SPONSORS: MESNARD, GRAY



Comments: Clarifies that county contributions to pay public pension debt are excluded from county expenditure limits.

SB1303 annexation of territory; requirements

1st Read: 01/28

GOV 02/17 - DP
7-0-0-0-0-0

RULES 02/24 - PFC

CON CAL - 02/24
Object: Yes

02/27 - DPA

2nd Read: 01/29

03/02 - PASSED

29-0-1-0-0-0

Rep Caucus: 02/25

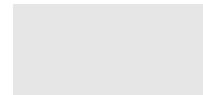
Dem Caucus: 02/25

1st Read: 03/09

GOV None

RULES None

2nd Read: 03/10



SPONSORS: PRATT

Comments: Prohibits annexations that create county islands by leaving behind a portion of unincorporated county land that is surrounded by a city or town or a combination of cities and towns.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
SB1335	tourism marketing authorities 1st Read: 01/28 COM 02/11 - W/D FIN 02/19 - DPA 8-0-2-0-0-0 RULES 02/24 - PFC Rep Caucus: 02/25 Dem Caucus: 02/25	03/04 - DPA	2nd Read: 01/29 03/05 - PASSED 25-4-1-0-0-0		1st Read: 03/10 COM None RULES None		2nd Read: 03/11	SPONSORS: PACE, BOWIE
Comments: Allows for the formation of compulsory Tourism Marketing Districts, (TMD) through a public-private partnership between a city, town or county and the businesses designated to a specific district.								
SB1350	state parks; lottery; heritage fund 1st Read: 01/28 APPROP 02/25 - DPA 8-1-0-0-0-0 RULES 03/02 - PFC Rep Caucus: 03/03 Dem Caucus: 03/03	03/04 - DPA	2nd Read: 01/29 03/05 - PASSED 29-0-1-0-0-0		1st Read: 03/10 NREW None APPROP None RULES None		2nd Read: 03/11	SPONSORS: BROPHY MCGEE, BOWIE
Comments: Appropriates \$1 million from the State Lottery Revenue Bond Debt Service Fund to the Arizona State Parks Board Heritage Fund annually, when sufficient monies are available.								
SB1490	short-term rental properties; classification 1st Read: 02/03 FIN 02/12 - DPA 8-2-0-0-0-0 RULES 02/17 - PFCA	02/27 - RETAINED 03/05 - RETAINED 03/10 - DPA	2nd Read: 02/04 03/11 - PASSED 19-11-0-0-0-0					SPONSORS: MESNARD
Comments: 2/7: Staff noted the bill will be up in committee next week.								
Establishes a clear definition of commercial activity for property tax classification for short term vacation rentals.								

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
SB1554	short-term rental enforcement; penalties 1st Read: 02/04		2nd Read: 02/05		SPONSORS: BROPHY MCGEE, BOWIE, et al			
	COM 02/20 - DPA 5-3-0-0-0-0	03/12 - DPA	03/12 - PASSED					
	RULES 02/24 - PFC		23-5-2-0-0-0					
	Rep Caucus: 02/25 Dem Caucus: 02/25							

Comments: Summary: Specifies if a vacation rental or short-term rental is not a person's primary or secondary residence or is owned or operated by a corporate entity, and a majority homeowner is not on the premises of the vacation rental or short-term rental for the duration of the rental, the property cannot be rented more than one time in a 30-day period unless a county or municipality adopts an ordinance allowing the owner to rent more frequently in a 30-day period. Vacation rentals and short-term rentals cannot advertise to exceed the occupancy limit of the dwelling or for any nonresidential use. An online lodging operator that falsifies information to an online lodging marketplace is guilty of a petty offense. Other penalties for violations are modified.

LPC Bills for Consideration 3/13/20

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2058	delinquent property tax; interest; waiver 1st Read: 02/24 FIN None RULES None		2nd Read: 02/25		1st Read: 01/13 WM 01/22 - DP 10-0-0-0-0-0 RULES 02/03 - C&P 8-0-0-0-0-0 Maj Caucus: 02/04 Min Caucus: 02/04	02/11 - DP	2nd Read: 01/16 02/11 - PASSED 59-0-1-0-0-0	SPONSORS: KAVANAGH

Comments: 3/13: Staff recommended the LPC oppose the bill unless an amendment is added requiring the BOS to approve the waiving of interest and penalties. The LPC voted to **OPPOSE** the bill.

3/6: Staff noted the bill allows the Treasurer to waive interest and penalties without the Board's input. Staff also explained they are trying to amend it to require approval by the Board. Staff recommended the Board oppose the bill.

Summary: Allows a county treasurer to waive interest accrued on delinquent taxes during a one-year period after a property's mortgage or deed of trust is satisfied or otherwise released. Specifies that the county treasurer's waiver can also apply to any other penalties. Limits the waiver to once per property per owner.

HB2084	international boundary wall; building permits 1st Read: 02/24 GOV 03/09 - DP 4-3-0-0-0-0 RULES None		2nd Read: 02/25		1st Read: 01/13 FR 01/22 - DPA 4-3-0-0-0-0 RULES 01/27 - C&P 7-0-0-0-1-0 Maj Caucus: 01/28 Min Caucus: 01/28	01/30 - DPA	2nd Read: 01/16 02/06 - PASSED 31-29-0-0-0-0	SPONSORS: PETERSEN, BARTO, et al
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Comments: 3/13: Staff explained that an amendment is going to be added requiring any wall design to be approved by a licensed engineer. The LPC did not take a position on the bill.

1/31: Staff explained counties have voiced safety and liability concerns with the bill. We are working on an amendment that will keep the permitting process in place with passage of the bill. The LPC did not take a position on the bill.

Summary: Prevents a city, town, or county from requiring a property owner to obtain a construction/building permit if (1) the permit is for an international boundary wall, (2) the wall will be build adjacent to the international boundary line, and (3) the owner has provided written consent for the construction.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2316	technical correction; health services; fees NOW: mental disorder; considerations; involuntary treatment 1st Read: 03/02 HHS None RULES None		2nd Read: 03/03		1st Read: 02/17 HHS 02/20 - DPA/SE 9-0-0-0-0-0 RULES 02/25 - C&P 7-0-0-0-1-0 Maj Caucus: 02/25 Min Caucus: 02/25		2nd Read: 02/18 02/27 - PASSED 60-0-0-0-0-0	SPONSORS: BARTO
<p>Comments: 3/13: Staff noted feedback is indicating a large number of concerns with this bill, including a large expansion of county-offered services and the inability to take action within the required time-frame. Staff also noted there is a meeting scheduled next week with the sponsor to discuss an amendment. The LPC voted to OPPOSE the bill.</p> <p>3/6: Staff explained the bill complicates the process and that no stakeholder input was accepted. The bill also does not allow enough time to evaluate an individual's mental health status. Staff recommended the LPC oppose the bill.</p> <p>Summary: Modifies the definition of mental disorder for consideration for an evaluation and involuntary commitment to include (1) Individuals that present with impairments consistent with both a mental disorder and substance disorder (detoxification, and examination, and review of history), (2) Individuals with an intellectual disability will qualify if they have a mental disorder that would benefit from treatment, (3) Individual with a character or personality disorder including sexual behaviors that are abnormal and statutorily prohibited may be considered if the persona has a mental disorder that would benefit from treatment.</p>								

HB2389	public nuisance; noise; evidence 1st Read: 03/03 JUD 03/12 - DPA 4-3-0-0-0-0 RULES None		2nd Read: 03/04		1st Read: 01/23 RA 02/03 - DP 5-1-0-1-0-0 RULES 02/24 - C&P 8-0-0-0-0-0 Maj Caucus: 02/24 Min Caucus: 02/24		2nd Read: 01/27 03/02 - PASSED 31-25-4-0-0-0	SPONSORS: TOWNSEND
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Comments: 3/13: Staff noted the bill lacks clarity and increases costs to the counties. Staff also explained the bill was amended this week to address some concerns but it still requires a large number of resources and staff time. The LPC voted to **OPPOSE** the bill.

3/6: Staff explained there are concerns about the cost of purchasing new equipment and the feasibility of being able to capture all noises being made by someone who is being a public nuisance. Staff recommended the LPC oppose the bill.

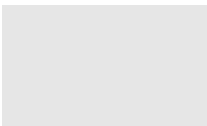
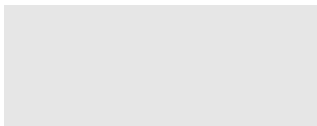
Summary: Requires noise-related public nuisance prosecutions to include "an accurate recording and measurement of the noise by a peace officer or code enforcement officer." Specifies how the measurement must be taken.

Senate Information

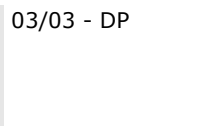
House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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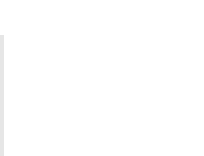
HB2445 right to redeem; lien; sale SPONSORS: KERN



1st Read: 02/06
WM 02/19 - DP
 5-4-0-0-1-0
RULES 02/27 - C&P
 7-0-0-0-1-0



2nd Read: 02/10



Comments: 3/13: Staff informed the LPC that the bill proponents had rejected amendments offered by CSA and AACo and that the new strategy is to continue to oppose to kill the bill.

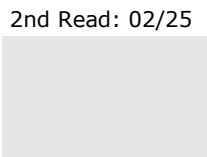
2/7: Staff explained the bill removes BOS authorities and transfers them to the county treasurer. The bill also increases costs for counties and will lead to reduced interest in tax lien investment. The LPC voted to **OPPOSE** the bill.

Summary: Makes various modifications to the tax lien process, including:

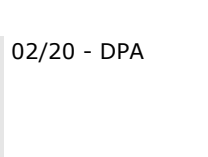
- Moves all administrative authorities surrounding the sale of the property from the BOS to the county treasurer.
- Removes the ability of the lien investor to obtain the property in the event the taxpayer fails to pay the back taxes, instead, granting the investor only the debts and agreed upon interest rate. The county treasurer then sells the property at auction, providing any profit back to the taxpayer.
- Authorizes the Treasurer to utilize a 3rd party in the sale of the property.
- Allocates a 3% profit to the 3rd party if the property is sold above and beyond the amount needed.

HB2453 DHS; exemption; certain foods; wineries SPONSORS: GRIFFIN

1st Read: 02/24
HHS 03/11 - HELD
RULES None



1st Read: 01/29
COM 02/11 - DPA
 8-0-0-0-1-0
RULES 02/17 - C&P
 8-0-0-0-0-0



2nd Read: 01/30
 02/20 - PASSED
 60-0-0-0-0-0



Comments: 3/13: Staff explained the proponents want the Arizona wine industry to be more on par with the regulations of the California wine industry, but that there are concerns about the health and safety of the public. Staff has been working with stakeholders and the sponsor on a potential amendment that would require them to abide by some basic health and safety guidelines. The LPC voted to **OPPOSE** the bill, with the ability for staff to switch to support the bill upon adoption of a satisfactory amendment.

3/6: Staff noted the bill exempts wineries or beer or liquor producers that offer tastings from ADHS food safety rules. Staff explained there are concerns about the health and safety of customers, but that an amendment is being worked on. Staff recommended the LPC oppose the bill.

Summary: Exempts liquor, wine, or beer that is produced on the premises and commercially prepackaged food commercially prepackaged food served on premises from ADHS food safety rules.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2589	land divisions; county regulation; surveys 1st Read: 03/02 GOV None RULES None		2nd Read: 03/03		1st Read: 01/27 LAG 02/13 - DPA 4-2-0-0-1-0 RULES 02/24 - C&P 8-0-0-0-0-0 Maj Caucus: 02/24 Min Caucus: 02/24		SPONSORS: GRIFFIN, DUNN, et al 2nd Read: 01/28 02/26 - PASSED 31-28-1-0-0-0 02/25 - RET ON CAL 02/26 - DPA	

Comments: 3/13: Staff explained the two sides have been unable to reach any agreement on an amendment and that staff will oppose the bill in committee next week.

1/31: Staff noted that there are concerns over allowing a land division without a trained professional land surveyor surveying the land first. Feedback also included concern about additional liability for counties. The LPC voted to **OPPOSE** the bill.

Summary: Prohibits counties from requiring an applicant for a land division to conduct a survey as a condition of approving the land division or conveyance or issuance of a building permit.

SB1133	public works; contracts; payment 1st Read: 01/16 GOV 02/10 - DPA 6-1-0-0-0-0 RULES 02/17 - PFC Rep Caucus: 02/18 Dem Caucus: 02/18	02/24 - DPA	2nd Read: 01/21 02/26 - PASSED 16-13-1-0-0-0		1st Read: 03/04 COM None RULES None		SPONSORS: GRAY, FANN 2nd Read: 03/05	
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Comments: 3/13: Staff noted that based on newly adopted amendments, the feedback received has suggested that most county concerns have been addressed and that the cities, universities and schools have all moved to a neutral position. The LPC voted to change its position to **NEUTRAL**.

1/31: Staff explained this bill is an ongoing conversation from last year that CSA opposed and is inconsistent with current practices. Staff additionally noted they are actively engaged in stakeholder meetings and are working on a resolution but are not yet there. The LPC voted to **OPPOSE** the bill.

Summary: Modifies the definition of a construction contract to include oral agreements, allows the contractor or subcontractor to request payment for additional work completed from a change order to be included in the monthly pay estimates. Allows either party to disagree with an interim determination to file a claim in accordance with the terms of the contract.

Update 2/10: Several changes were made from an amendment in committee, it specifies that the change order will be done in accordance with the terms of the construction contract, removes the new definition of construction contract, subcontractor and contractor, eliminated allowing oral agreements, and provided clarity regarding who the subcontractor is requesting payment from – specifies that subcontractor may requests payment from the contractor, not the owner. The bill does still allow for an interim determination, monthly payments based on the costs incurred for change orders, and a claims process for work for the costs of the work if there is a dispute.

Running Bill List

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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HB2053	executive sessions; security plans.							SPONSORS: ESPINOZA
					1st Read: 01/13		2nd Read: 01/16	
					TECH 01/22 - DP 7-0-0-0-0-0			
					GOV 01/30 - DP 11-0-0-0-0-0			
					RULES None			

Comments:

Summary: Allows a public body to hold an executive session to discuss matters (1) "relating to school safety operations ... school safety plans or programs" and emergency response plans, and (2) relating to building/facility and information technology security plans, procedures, assessments, measures, or systems. Specifies that notes and materials provided to public body representatives and related to building/facility/I.T. security are confidential and exempt from public disclosure.

Update: At the CSA Board meeting on 1/16/2020, the CSA Board voted to **SUPPORT** this bill.

HB2055	civil traffic violations; community restitution NOW: penalties; civil traffic violation							SPONSORS: BIASIUCCI, BLACKMAN, et al
	1st Read: 02/24		2nd Read: 02/25		1st Read: 01/13		2nd Read: 01/16	
	TPS 03/04 - DP 5-3-0-0-0-0				JUD 02/05 - DPA/SE 6-4-0-0-0-0	02/17 - DPA	02/17 - PASSED	
	JUD 03/05 - W/D				RULES 02/10 - C&P 5-3-0-0-0-0		33-27-0-0-0-0	
	RULES None							
					Maj Caucus: 02/11			
					Min Caucus: 02/11			

Comments: 1/31: Staff explained that the bill sponsor is working on an amendment, noting the Courts expect a \$5M loss of revenue with the passage of this bill. Staff mentioned the Courts and League of Cities and Towns are both opposed. The LPC voted to **OPPOSE** the bill.

Summary: Allows individuals who are subject to a civil penalty for violating traffic/vehicle regulations to perform court-approved restitution in lieu of the civil penalty, surcharge, assessment, or fee. Prohibits the court from assessing a time payment fee in the case of a civil penalty.

Updates: As of 1/16/2020, the CSA has not taken a position on this bill.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2065	recorder; recording fees; lien fees							
					1st Read: 01/29 GOV 02/13 - DP 8-2-0-1-0-0 RULES 02/24 - C&P 8-0-0-0-0-0 Maj Caucus: 02/24 Min Caucus: 02/24		SPONSORS: KAVANAGH 2nd Read: 01/30 03/04 - FAILED 8-52-0-0-0-0 02/27 - RET ON CAL 03/03 - DPA	

Comments: 1/24: Staff explained this bill would carve out the health care industry from paying full county recorder fees for medical provider liens by establishing a special \$9 fee for the industry, as opposed to \$30 for all other entities. The LPC did not take a position on the bill and asked to bring it back at the next LPC meeting.

Summary: Establishes a county fee of \$9 for medical provider liens. As amended the bill also establishes a study committee on the maintenance and retention of records to review statutory requirements for recording and maintaining public records.

HB2084	international boundary wall; building permits							
	1st Read: 02/24		2nd Read: 02/25		1st Read: 01/13		2nd Read: 01/16	
	GOV 03/09 - DP 4-3-0-0-0-0 RULES None				FR 01/22 - DPA 4-3-0-0-0-0 RULES 01/27 - C&P 7-0-0-0-1-0 Maj Caucus: 01/28 Min Caucus: 01/28	01/30 - DPA	SPONSORS: PETERSEN, BARTO, et al 02/06 - PASSED 31-29-0-0-0-0	

Comments: 3/13: Staff explained that an amendment is going to be added requiring any wall design to be approved by a licensed engineer. The LPC did not take a position on the bill.

1/31: Staff explained counties have voiced safety and liability concerns with the bill. We are working on an amendment that will keep the permitting process in place with passage of the bill. The LPC did not take a position on the bill.

Summary: Prevents a city, town, or county from requiring a property owner to obtain a construction/building permit if (1) the permit is for an international boundary wall, (2) the wall will be build adjacent to the international boundary line, and (3) the owner has provided written consent for the construction.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2099	property tax; mobile homes; delinquency 1st Read: 02/24 FIN 03/04 - DP 10-0-0-0-0-0 RULES 03/09 - PFC Rep Caucus: 03/10 Dem Caucus: 03/10	CON CAL - 03/09 Object: No	2nd Read: 02/25		1st Read: 01/13 WM 01/29 - DPA 10-0-0-0-0-0 RULES 02/03 - C&P 8-0-0-0-0-0 Maj Caucus: 02/04 Min Caucus: 02/04	02/10 - DPA	2nd Read: 01/16 02/11 - PASSED 59-0-1-0-0-0	

SPONSORS: GRIFFIN

Comments: 1/24: Staff explained this bill modifies the mobile home lien sale process to mirror the real property tax lien sale process. Staff also noted there are currently efforts with the sponsor to help all sides get to a place they are comfortable with by way of an amendment. The LPC did not take a position on this bill.

Summary: States that a mobile home (1) without a recorded affidavit of affixture, (2) that is not placed on the real property roll, and (3) that is used as the owner's primary residence, shall have the county treasurer secure payment of its owner's unpaid delinquent taxes by (a) selling tax liens on the mobile home and (2) foreclosing the right to redeem. Specifies that insubstantial failure to comply with the statutes governing the sale of tax liens and foreclosure does not affect the validity of the assessment and levy of the taxes or the sale of a tax lien.

HB2112	schools; safety; executive session							SPONSORS: UDALL, NUTT
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Comments:

Summary: Allows a public body to hold an executive session to discuss matters (1) "relating to school safety operations ... school safety plans or programs" and emergency response plans, and (2) relating to building/facility and information technology security plans, procedures, assessments, measures, or systems. Specifies that notes and materials provided to public body representatives and related to building/facility/I.T. security are confidential and exempt from public disclosure.

Update: At the CSA Board meeting on 1/16/2020, the CSA Board voted to **SUPPORT** this bill.

HB2147	personal property tax; abatement; procedure				1st Read: 02/06 WM None RULES None		2nd Read: 02/10	SPONSORS: THORPE
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Comments: Summary: Allows a county treasurer to abate a personal property/property tax and remove a tax lien, provided that the reason for abatement/removal complies with relevant statute (42-18351), without approval from the board of supervisors. Specifies that the certificate of removal and abatement is final and effective on the date the board receives the notice.

Update: At the CSA Board meeting on 1/16/2020, the CSA Board voted to **OPPOSE** this bill.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2151	mobile homes; taxation; delinquency							
					1st Read: 02/06		2nd Read: 02/10	SPONSORS: THORPE
					WM 02/19 - DP 8-2-0-0-0-0	02/25 - RET ON CAL		
					RULES 02/24 - C&P 8-0-0-0-0-0	02/27 - DPA		
					Maj Caucus: 02/24 Min Caucus: 02/24			

Comments: 2/20: Staff explained the bill transfers oversight of the sale of delinquent mobile homes from the county sheriff to the county Treasurer. Staff noted the county treasurers are largely opposed and that county sheriffs were assigned this duty because sheriffs are responsible for taking possession of personal property for safety concerns. The Board voted to **OPPOSE** the bill.

Summary: Specifies that county treasurers are responsible for selling mobile homes (1) not on real property tax rolls, (2) without an affidavit of affixture, and (3) delinquent on their taxes, at auction, a responsibility that was previously the county sheriff's. Grants other county sheriff responsibilities to the treasurer, including providing notice for the auction and redeeming the property on payment of tax. Allows the treasurer to enter into a "payment plan" with the treasurer or provide partial payment of the delinquent taxes to secure redemption. Allows the county treasurer to issue a tax bill warrant for such a home at least two years after the tax has become delinquent. Prohibits a county sheriff from seizing a mobile home that was sold after the taxes had become delinquent, but allows collection of delinquent taxes from the original owner. Requires the county treasurer to send owners of delinquent property yearly notices of their delinquency.

HB2227	criminal justice commission; data collection							SPONSORS: ALLEN J
					1st Read: 01/21		2nd Read: 01/22	
					JUD 01/29 - DISC/HELD			
					RULES None			

Comments: 1/31: Staff explained this bill was brought forward by ACJC. Staff noted there may be concerns that there could be costs associated with collected new data that is not currently collected, but that stakeholders are working on a amendment. The LPC did not take a position on the bill.

Summary: Requires criminal justice agencies to submit data to the Arizona Criminal Justice Commission unless they are prohibited by law or collection imposes a significant burden or cost.

HB2231	Arizona criminal justice commission; members							SPONSORS: ALLEN J
					1st Read: 01/21		2nd Read: 01/22	
					JUD 02/05 - HELD			
					RULES None			

Comments: 1/31: Staff explained that ACJC has recently voted to expand their membership and that this is just formalizing that action. The LPC did not take a position on the bill.

Summary: Adds one public defender and one victim advocate to the Arizona Criminal Justice Commission, appointed by the Governor.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2235	record of proceedings; certified reporter							SPONSORS: ALLEN J
					1st Read: 01/28		2nd Read: 01/29	
					JUD 02/19 - DPA 6-4-0-0-0-0	02/25 - RET ON CAL	03/04 - FAILED	
					RULES 02/24 - C&P 8-0-0-0-0-0	03/03 - DPA	30-30-0-0-0-0	
					Maj Caucus: 02/24 Min Caucus: 02/24			

Comments: 1/31: Staff explained the bill increases flexibility for court reporters, ensuring they are able to maintain efficiency. The LPC voted to **SUPPORT** the bill.

Summary: Expands the courts authority to create and maintain a complete electronic record to supplement court reporters to prevent delay in resolving disputes in the trial court and on appeal. Allows a judge discretion on when to use a court reporter or an electronic recording system. Either party may provide a court reporter or stenographer in addition to the electronic means used by courts to record the proceedings, but if the court uses electronic means they cannot be required to have a court reporter.

HB2249	personal representatives; funeral directors; prohibition							SPONSORS: BOLICK
	1st Read: 02/24		2nd Read: 02/25		1st Read: 01/21		2nd Read: 01/22	
	COM 03/05 - DP 7-1-0-0-0-0	CON CAL - 03/09 Object: No			RA 01/27 - DPA 7-0-0-0-0-0	02/10 - DPA	02/11 - PASSED	
	RULES 03/09 - PFC				RULES 02/03 - C&P 8-0-0-0-0-0		59-0-1-0-0-0	
	Rep Caucus: 03/10 Dem Caucus: 03/10				Maj Caucus: 02/04 Min Caucus: 02/04			

Comments: 2/7: Staff explained there are limited concerns over the impact because it could move more work to the public fiduciaries office. The LPC did not take a position on the bill.

Summary: Prohibits a funeral director or funeral establishment owner who controls an individual's remains from seeking appointment as that same individual's personal representative.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2293	renewable energy storage equipment; valuation 1st Read: 02/24 FIN 03/11 - DP 6-2-2-0-0-0 RULES None		2nd Read: 02/25		1st Read: 01/23 WM 01/29 - DP 8-2-0-0-0-0 RULES 02/03 - C&P 8-0-0-0-0-0 Maj Caucus: 02/04 Min Caucus: 02/04		2nd Read: 01/27 02/11 - RET ON CAL 02/17 - PASSED 02/17 - DP 49-11-0-0-0-0	SPONSORS: DUNN, COBB

Comments: 2/7: Staff explained the bill has an unknown fiscal impact because the energy storage industry does not yet exist in Arizona, but it could potentially reduce revenues in the future. The LPC did not take a position on the bill.

Summary: Exempts utility-bought energy storage equipment from the transaction privilege tax (TPT) retail classification (and thus TPT), use tax, and city/municipal transaction privilege tax, sales tax, use tax, or any similar tax. Specifies that all energy storage equipment - renewable or otherwise - be centrally valued and allows energy storage equipment the same depreciation (and reduced value) allotted to renewable energy equipment for property tax. Adds construction of "renewable energy storage equipment" to the list of reasons a city/town can designate a renewable energy incentive district.

HB2313	fire sprinklers; existing buildings; prohibition 1st Read: 03/02 GOV None RULES None		2nd Read: 03/03		1st Read: 01/23 RA 02/03 - DPA 4-3-0-0-0-0 RULES 02/10 - C&P 5-3-0-0-0-0 Maj Caucus: 02/11 Min Caucus: 02/11		2nd Read: 01/27 02/17 - RET ON CAL 02/26 - PASSED 02/26 - DPA 31-29-0-0-0-0	SPONSORS: GRANTHAM
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Comments: 2/7: Staff explained based on the feedback received counties generally only require sprinklers in new building project or in a change of property use, but there was some concern over fire safety that was expressed. The LPC did not take a position.

Summary: Prohibits a fire district, municipality, and county board of supervisors from requiring a person or entity to install fire sprinklers in a building (1) that allows three hundred or more occupants, (2) that is licensed to serve alcoholic beverages, and (3) that was not required to have fire sprinklers when originally constructed, except if the owner undertakes a major renovation or remodel (defined). Prohibits a fire district, municipality, and county board of supervisors from imposing a fine or penalty on a person or entity for choosing not to equip fire sprinklers in these buildings.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2352	centrally assessed property; valuation; pipelines. 1st Read: 03/03 FIN 03/11 - DP 7-1-2-0-0-0 RULES None		2nd Read: 03/04		1st Read: 01/21 WM 02/19 - DPA 6-3-0-0-1-0 RULES 02/24 - C&P 8-0-0-0-0-0 Maj Caucus: 02/24 Min Caucus: 02/24	02/26 - DPA	SPONSORS: TOMA, BOLICK, et al 2nd Read: 01/22 03/02 - PASSED 31-25-4-0-0-0	

Comments: 1/31: Staff explained that CSA is still waiting for further feedback from DOR and other county experts on this issue. Staff also noted there may be some concerns with allowing all pipelines to utilize this action. The LPC did not take a position on the bill.

1/24: Staff noted this bill is in response to an ongoing legal issue between Transwestern Pipeline Company and DOR in which Transwestern has been appealing their value each year and winning in court, resulting in large refunds from northern and central Arizona counties and other taxing jurisdictions. Staff also noted they are waiting for further input from several counties and DOR and will return with more information at a later date. The LPC did not take a position on the bill.

Summary: Mirror bill (SB 1204) Establishes allowable adjustments to the value of a pipeline property, including: (1) a ruling by a court of competent jurisdiction that the property's full cash value is more than the appraised market value, (2) an agreement between a pipeline company and DOR as a result of a material change to the property, and (3) an agreement between a pipeline company and DOR to correct a material error or omission in the calculation of the base value.

HB2386	county free library districts; programs 1st Read: 02/27 GOV 03/09 - HELD RULES None		2nd Read: 03/02		1st Read: 01/23 GOV 02/06 - DP 11-0-0-0-0-0 RULES 02/17 - C&P 8-0-0-0-0-0 Maj Caucus: 02/18 Min Caucus: 02/18	CON CAL - 02/17 Object: No	SPONSORS: UDALL, CAMPBELL, et al 2nd Read: 01/27 02/25 - PASSED 60-0-0-0-0-0	
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Comments: 2/7: Staff explained there is concern that authorizing library districts to provide funding for these programs creates an expectation that the library will do so, without any funding. Staff also explained they will be meeting with stakeholders shortly to reach a consensus. The LPC did not take a position on the bill.

Summary: Specifies that a county free library district may offer/provide funding for (1) making information, technology, and resources available to patrons, (2) providing a place for studying, researching, reading, and learning, (3) providing educational and informational programs for all age groups, and (4) providing literacy promotion programs for all age groups.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2404	TPT; prime contracting; exemptions; certificates							
					1st Read: 01/27		2nd Read: 01/28	SPONSORS: COBB
					WM 02/12 - DP 6-4-0-0-0-0	CON CAL - 02/17		
					RULES 02/17 - C&P 8-0-0-0-0-0	Object: No		
					Maj Caucus: 02/18 Min Caucus: 02/18			
	Comments: 2/7: Staff noted that the bill was held in committee. 1/31: Staff noted that we are waiting to hear more about the economic impact this could have on rural counties.							
	Summary: Changes the definition of "alteration" for the purpose of taxing contracting activities. The bill provides that certificates use to purchase materials exempt from retail tax be limited to 1 year for contracts entered after December 31, 2020.							

HB2442	highway safety fee repeal							
	1st Read: 03/02		2nd Read: 03/03		1st Read: 01/29		2nd Read: 01/30	SPONSORS: BIASIUCCI, BLACKMAN, et al
	TPS None				TRANS 02/05 - DP 5-4-0-0-0-0	02/24 - DP	02/26 - PASSED	
	APPROP None				APPROP 02/12 - DP 6-4-0-0-1-0		36-23-1-0-0-0	
	RULES None				RULES 02/17 - C&P 8-0-0-0-0-0			
					Maj Caucus: 02/18 Min Caucus: 02/18			

Comments: 2/7: Staff noted that repealing the highway safety fee earlier and is expected to be a part of the budget negotiations. The LPC did not take a position on the bill.

Summary: Repeals the highway safety fee.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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HB2445	right to redeem; lien; sale							SPONSORS: KERN
					1st Read: 02/06		2nd Read: 02/10	
					WM 02/19 - DP 5-4-0-0-1-0	03/03 - DP		
					RULES 02/27 - C&P 7-0-0-0-1-0			
					Maj Caucus: 02/27			
					Min Caucus: 02/27			

Comments: 3/13: Staff informed the LPC that the bill proponents had rejected amendments offered by CSA and AACo and that the new strategy is to continue to oppose to kill the bill.

2/7: Staff explained the bill removes BOS authorities and transfers them to the county treasurer. The bill also increases costs for counties and will lead to reduced interest in tax lien investment. The LPC voted to **OPPOSE** the bill.

Summary: Makes various modifications to the tax lien process, including:

-Moves all administrative authorities surrounding the sale of the property from the BOS to the county treasurer.

-Removes the ability of the lien investor to obtain the property in the event the taxpayer fails to pay the back taxes, instead, granting the investor only the debts and agreed upon interest rate. The county treasurer then sells the property at auction, providing any profit back to the taxpayer.

-Authorizes the Treasurer to utilize a 3rd party in the sale of the property.

-Allocates a 3% profit to the 3rd party if the property is sold above and beyond the amount needed.

HB2468	law enforcement; prosecution; grants; acceptance							SPONSORS: PAYNE
					1st Read: 01/28		2nd Read: 01/29	
					PS 02/05 - DISC/HELD			
					RULES None			

Comments: 1/24: Staff noted this bill removes Board oversight of monies dedicated to law enforcement agencies and exposes the county to potential increased costs and liability. The LPC voted to **OPPOSE** the bill.

Summary: Prohibits a board of supervisors from rejecting/interfering with a law enforcement agencies or prosecution agency's receipt of federal grant monies, award monies, or other monies intended to supplement the budget.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2469	law enforcement officers; additional benefits.							
					1st Read: 01/28 PS 02/12 - DPA 7-0-0-0-0-0 RULES 02/17 - C&P 8-0-0-0-0-0 Maj Caucus: 02/18 Min Caucus: 02/18		SPONSORS: PAYNE, BLACKMAN, et al 2nd Read: 01/29	

Comments: 1/31: Staff noted that the bill is scheduled to be heard in House Public Safety next week and we are working to get a meeting with the sponsor to talk about the impact of the bill. The LPC voted to **OPPOSE** the bill.

Summary: If a law enforcement officer was killed in the line of duty, the surviving spouse continues to receive workers' compensation death benefits until the surviving spouse's death regardless of whether the surviving spouse remarries. If a surviving spouse of a deceased law enforcement officer who was killed in the line of duty is receiving payment for health insurance premiums from the officer's employer and the surviving spouse remarries, the health insurance premium payments are no longer discontinued, and family coverage is required to include coverage for the additional new family members. In addition to any other death benefits, a surviving spouse, or a dependent if there is not a surviving spouse must receive payment for all of the deceased member's unused sick leave. If a PSPRS or CORP member is receiving an accidental or catastrophic or total and permanent disability pension, the retired member's employer is required to continue to pay the employer portion of the health care benefits that was being paid by the employer on the date that the member's disability pension commenced until the retired member is eligible for Medicare.

HB2475	law enforcement officers; rights; privileges							SPONSORS: PAYNE

Comments: 1/31: Staff noted that ACIP has concerns with the cost and liability associated with maintaining on duty officers 24 hours a day, including workers' compensation. The LPC voted to **OPPOSE** the bill.

Specifies law enforcement officers maintain their rights and privileges as an officer 24 hours a day, even if not on duty.

HB2482	elderly homeowners; class six property.							SPONSORS: THORPE

Comments: 1/24: Staff explained the bill causes a tax shift to homeowners that do not qualify for the senior valuation freeze program and treats like-properties different when it comes to taxation. The LPC voted to **OPPOSE** the bill.

Summary: Classifies property owned by an individual qualified for the senior valuation freeze program as Class 6, if the value of the property is less than \$600,000 and the property is the owner's primary residence.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2493	community facilities districts 1st Read: 03/05 FIN None RULES None		2nd Read: 03/09		1st Read: 01/29 WM 02/12 - DP 10-0-0-0-0-0 RULES 02/17 - C&P 8-0-0-0-0-0 Maj Caucus: 02/18 Min Caucus: 02/18		SPONSORS: TOMA, COOK, et al 2nd Read: 01/30 03/04 - PASSED 03/03 - DPA 53-7-0-0-0-0	

Comments: 1/31: Staff noted that no concerns have been received about this bill and that feedback from the counties has been positive. The LPC voted to MONITOR the bill.

Summary: Makes various changes to community facilities districts including the general obligation bond purposes and board make up.

HB2496	agricultural property classification; guest ranches 1st Read: 03/09 FIN None RULES None		2nd Read: 03/10		1st Read: 01/29 WM 02/12 - DPA 9-1-0-0-0-0 RULES 02/17 - C&P 8-0-0-0-0-0 Maj Caucus: 02/18 Min Caucus: 02/18		SPONSORS: DUNN, BIASIUCCI, et al 2nd Read: 01/30 03/05 - PASSED 45-15-0-0-0-0	
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Comments: 2/14: Staff noted the Assessors Assn. has opposed the bill but that CSA is waiting on further feedback from the counties. The LPC did not take a position on the bill.

Summary: Allows guest ranches to be classified as agricultural real property for the purposes of property taxation (Moves from 18% class 1 to a 15% class 2). Requires that the guest ranch owner record a deed restriction on the property for ten years and specifies penalties for deviation. Outlines requirements for what constitutes a guest ranch including providing recreational activities, having a supervised horse program and providing three meals a day. This bill is retroactive to tax years beginning from December 31, 2019.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2589	land divisions; county regulation; surveys 1st Read: 03/02 GOV None RULES None		2nd Read: 03/03		1st Read: 01/27 LAG 02/13 - DPA 4-2-0-0-1-0 RULES 02/24 - C&P 8-0-0-0-0-0 Maj Caucus: 02/24 Min Caucus: 02/24		SPONSORS: GRIFFIN, DUNN, et al 2nd Read: 01/28 02/25 - RET ON CAL 02/26 - PASSED 02/26 - DPA 31-28-1-0-0-0	

Comments: 3/13: Staff explained the two sides have been unable to reach any agreement on an amendment and that staff will oppose the bill in committee next week.

1/31: Staff noted that there are concerns over allowing a land division without a trained professional land surveyor surveying the land first. Feedback also included concern about additional liability for counties. The LPC voted to **OPPOSE** the bill.

Summary: Prohibits counties from requiring an applicant for a land division to conduct a survey as a condition of approving the land division or conveyance or issuance of a building permit.

HB2608	overdose; disease prevention; programs 1st Read: 03/05 HHS None RULES None		2nd Read: 03/09		1st Read: 01/28 HHS 02/06 - DP 8-0-0-1-0-0 RULES 02/17 - C&P 8-0-0-0-0-0 Maj Caucus: 02/18 Min Caucus: 02/18		SPONSORS: RIVERO 2nd Read: 01/29 CON CAL - 03/04 - PASSED Object: No 50-10-0-0-0-0	
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Comments: 2/7: Staff explained the bill noting that the county public health professionals have been supportive of in the past. The LPC did not take a position on the bill.

Summary: Allows a municipality, county, or NGO to establish/operate an overdose and disease prevention program. Sets out the program directives (reducing needle-stick injuries, the spread of viral hepatitis, increasing proper syringe disposal, e.t.c). Requires the programs to offer (1) needle exchange programs, (2) kits that contain access to naloxone [or referrals to other programs w/ naloxone], and (3) educational materials. Specifies that a program employee, volunteer, or participant can't be charged or prosecuted for possession of a (1) needle/syringe [only if that needle/syringe is from the program], and (2) a residual amount of controlled substance in a used needle/syringe. Specifies the immunity provision is notwithstanding by 13-3401-61, which covers drug offenses.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2616	noxious weeds; government projects 1st Read: 02/24 NRE 03/04 - DP 7-0-0-0-0-0 RULES 03/09 - PFC	CON CAL - 03/09 Object: No	2nd Read: 02/25		1st Read: 01/30 NREW 02/04 - DP 11-1-0-0-1-0 RULES 02/10 - C&P 8-0-0-0-0-0	CON CAL - 02/10 Object: No	2nd Read: 02/03 02/19 - PASSED 60-0-0-0-0-0	SPONSORS: GRIFFIN
	Rep Caucus: 03/10 Dem Caucus: 03/10				Maj Caucus: 02/11 Min Caucus: 02/11			
<p>Comments: 2/7: Staff noted that there have not been concerns on this bill since the language is permissive and the language described is already widely practiced. The LPC did not take a position on the bill, but directed staff to ensure there are no federal impacts from this legislation.</p> <p>Summary: Allows the state and its political subdivisions to remove noxious weeds (defined in 3-201) as part of routine maintenance and capital projects. Prevents the state and subdivisions from using those same noxious weeds in landscaping.</p>								
HB2631	PSPRS; local boards; duties; consolidation 1st Read: 02/27 FIN 03/04 - DP 10-0-0-0-0-0 RULES 03/09 - PFC	CON CAL - 03/09 Object: No	2nd Read: 03/02		1st Read: 01/28 GOV 01/30 - DP 10-0-0-0-1-0 RULES 02/17 - C&P 8-0-0-0-0-0	CON CAL - 02/17 Object: No	2nd Read: 01/29 02/25 - PASSED 60-0-0-0-0-0	SPONSORS: BLACKMAN
	Rep Caucus: 03/10 Dem Caucus: 03/10				Maj Caucus: 02/18 Min Caucus: 02/18			
<p>Comments: 1/31: Staff noted this is a step in the right direction to improving PSPRS, with support from the unions and the League of Cities and Towns. The LPC did not take a position on the bill.</p> <p>Summary: Modifies the PSPRS local boards including establishing a uniform process for reviewing applications, requires independent legal to be obtained, and requires member training within 180 days of appointment.</p>								
HB2717	treasurer; pension prefunding; investment accounts 1st Read: 03/02 FIN None RULES None		2nd Read: 03/03		1st Read: 02/04 GOV 02/13 - DPA 11-0-0-0-0-0 RULES 02/25 - C&P 7-0-0-0-1-0	02/27 - DPA	2nd Read: 02/05 02/27 - PASSED 60-0-0-0-0-0	SPONSORS: KAVANAGH
					Maj Caucus: 02/25 Min Caucus: 02/25			
<p>Comments: 2/7: Staff noted it is another tool in the toolbox, but does not exclude the money from the expenditure limit. The LPC did not take position on the bill.</p> <p>Summary: Authorizes the State Treasurer to invest and reinvest pension prefunding plan monies in equity securities for pension prefunding plan investment accounts.</p>								

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
HB2739	liquor omnibus 1st Read: 03/02 COM None RULES None		2nd Read: 03/03		1st Read: 02/04 COM 02/11 - DPA 7-1-0-0-1-0 RULES 02/17 - C&P 8-0-0-0-0-0 Maj Caucus: 02/18 Min Caucus: 02/18		2nd Read: 02/05 02/26 - DPA 02/26 - PASSED 57-2-1-0-0-0	SPONSORS: WENINGER

Comments: 3/6: Staff explained the liquor omnibus originally exempted all beer, wine and liquor from the food code. That provision has since been removed after concerns were stated. Staff also noted the alcohol producers have concerns about their amount of regulation and that the sides are considering options.

Summary: The bill increases sampling side from 12 to 16 ounces of beer and the amount a craft distiller may produce from 1,189 gallons to 3,566 gallons. The bill allows a retailer to purchase from a craft distiller and allows a producer or wholesaler's representative at a special event to consume small amounts of product for the purpose of quality control. Allows a person under the legal drinking age into an area on the licensed premise if accompanied by a grandparent, spouse, parent, legal guardian of legal drinking instead of an adult. Specifies that a retailer cannot be charged for overserving if a customer pours their own drink without the licensee's notice.

The exemption for alcoholic beverages from the health code has been removed in the House Engrossed Version of the bill.

HB2761	property value determination; modifications; verification				1st Read: 02/04 WM 02/12 - DP 8-1-0-1-0-0 RULES None		2nd Read: 02/05	SPONSORS: SHAH, FILLMORE, et al
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Comments: 2/14: Staff explained this would be burdensome for assessors and that it would utilize more staff time and wages than necessary. The LPC voted to **OPPOSE** the bill.

Summary: Prohibits the county assessor from establishing limited property value on the basis of construction, destruction, or demolition by using aerial surveillance photography. Specifies that the county assessor must physically inspect and verify the total value of the modification before assessing limited property value.

HB2812	community facilities districts; viticulture 1st Read: 03/02 FIN None RULES None		2nd Read: 03/03		1st Read: 02/11 WM 02/19 - DP 8-2-0-0-0-0 RULES 02/25 - C&P 7-0-0-0-1-0 Maj Caucus: 02/25 Min Caucus: 02/25	CON CAL - 02/25 Object: No	2nd Read: 02/12 02/27 - PASSED 39-21-0-0-0-0	SPONSORS: PIERCE
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Comments: 2/20: Staff explained the bill allows revenues collected through a community facilities district to be expended on a watering system for viticultural purposes. The LPC did not take a position on the bill.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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Summary: Adds water systems for viticulture to the definition of "public infrastructure," resulting in viticulture water systems being deemed a "beneficial use" and allowing community facilities districts to enter into contracts and expend monies on them.

HB2877	e-liquids; vapor products; tobacco products						SPONSORS: ALLEN J	
					1st Read: 02/12 COM 02/18 - W/D JUD None RULES None		2nd Read: 02/13	

Comments: 2/14: Staff noted the bill preempts county and municipal governments from regulating the sale and marketing of tobacco and vape products. This could affect county smoke-free areas and vending machine locations. The LPC voted to **OPPOSE** HB 2877.

Summary: Codifies the federal government's raising of the tobacco minimum sales age from 18 to 21 in Arizona law. Preempts regulation of tobacco products, alternative nicotine products, e-liquids, and vapor products by cities, towns, and counties. Establishes a state license under the Board of liquor license and control. Establishes requirements for selling these products, procedures for revocation, suspension and appeals.

HB2899	fuel; electric cars; hybrids; taxes						SPONSORS: CAMPBELL, BOWERS, et al	
					1st Read: 02/12 TRANS 02/19 - DPA 6-0-0-0-3-0 RULES 02/27 - C&P 7-0-0-0-1-0 Maj Caucus: 02/27 Min Caucus: 02/27		2nd Read: 02/13	

Comments: 2/14: Staff explained the bill increases the gas tax and establishes parity between alternative fuel vehicles and traditional vehicles. The LPC noted concerns with having to consult with the State Transportation Board on a 20-year plan.

Summary: Establishes per gallon taxes for motor vehicle fuel in FYs 2020-2024 by specified amounts and ties later increases to inflation. Establishes per gallon equivalent taxes for natural gas and propane in the same timeframe. Establishes an electricity per kilowatt tax. Establishes a yearly tax for electricity-only and hybrid vehicles, specifying the tax amount from FY 2020 to FY 2023. In following years, states that the tax will be tied to GDP. Establishes the Arizona road use account, specifies that the account is to be funded by the yearly taxes imposed by the bill, and states that the account is intended to be used only on maintaining streets, roads and highways. Prohibits the account from funding most law enforcement activities, the economic strength project fund, and highway patrol costs. Specifies that the account be distributed in the same way as HURF. Requires the state transportation board - in consultation with county and municipal governments and regional transportation planning agencies - to develop a comprehensive plan for use of the Arizona road use fund. Requires this plan to be updated at least once every five years for usage over the next twenty years. Specifies retail standards for how compressed/liquefied natural gas must be dispensed.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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SB1014	election procedures manual; rulemaking; GRRC 1st Read: 01/13 JUD None RULES None		2nd Read: 01/14					SPONSORS: UGENTI-RITA
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Comments: Summary: Specifies that the Arizona Secretary of State's Elections Procedures Manual must be approved by the Governor's Regulatory Review Council- instead of the Governor and the Attorney General - before issuance. States that this Elections Procedures Manual is exempt from the citizen-led economic impact statement process and the state's regulatory bill of rights.

Update: At the CSA Board meeting on 1/16/2020, the CSA Board voted to **OPPOSE** this bill.

SB1019	prohibition; regulation; industrial hemp sites NOW: hemp; prohibition; regulation; advisory committee 1st Read: 01/13 GOV 02/03 - DP 6-1-0-0-0-0 RULES 02/17 - PFC	CON CAL - 02/17 Object: Yes 03/02 - RETAINED 03/09 - DPA	2nd Read: 01/14 03/09 - PASSED 20-10-0-0-0-0					SPONSORS: BORRELLI
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Rep Caucus: 02/18
Dem Caucus: 02/18

Comments:

2/20: Last discussed at the LPC meeting on January 24th, staff stated that the bill prohibits local governments from imposing further regulations on industrial hemp sites. The definition of industrial hemp sites, which included growing and processing hemp, led to concerns about the safety of stymying regulations on the potentially volatile and explosive process of extracting CBD from hemp. While staff had advised patience due to a forthcoming amendment to address our concerns, conflict between the hemp and marijuana industries led to the amendment agreement falling apart. The sponsor also continues to threaten to move forward with the bill as originally written. The LPC voted to **OPPOSE** SB 1019.

1/24: Staff explained this legislation establishes more restrictions than necessary in achieving the sponsor's efforts to prevent proximity regulations between marijuana farms and hemp farms. Staff also noted they are working with Sen. Borelli on an amendment that will achieve his goal in the proper manner. The LPC did not take a position on the bill.

Summary: Prohibits cities, towns, and counties from imposing further regulations or restrictions on industrial hemp sites.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
SB1113	mortgaged property; tax statements; information 1st Read: 01/13 FIN 01/22 - DP 8-2-0-0-0-0 RULES 01/27 - PFC	CON CAL - 01/27 Object: No	2nd Read: 01/14 01/30 - PASSED 30-0-0-0-0-0		1st Read: 02/27 WM 03/04 - DP 10-0-0-0-0-0 RULES 03/09 - C&P 8-0-0-0-0-0	CON CAL - 03/09 Object: No	2nd Read: 03/02 03/12 - PASSED 58-0-2-0-0-0	SPONSORS: LEACH
	Rep Caucus: 01/28 Dem Caucus: 01/28				Maj Caucus: 03/10 Min Caucus: 03/10			
	Comments: 1/31: Staff explained the county treasurers largely felt this would not cause any issues or major impact on the mailing of tax bills. The LPC voted to take a NEUTRAL position on the bill.							
	Summary: Requires the county treasurer to separately list the amount of primary and secondary taxes on the statement of taxes mailed to a mortgagor.							
SB1116	TPT; exemption; public safety equipment 1st Read: 01/13 FIN None APPROP None RULES None		2nd Read: 01/14					SPONSORS: BORRELLI
	Comments: 1/24: Staff explained the bill sets a bad precedent by exempting a government entity from TPT, opening the gates for other entities to ask for the same, and erodes the TPT base further. The LPC voted to OPPOSE the bill. Update identical bill dropped SB 1436 (Gowan)							
	Summary: Exempts sales of public safety equipment purchased by a law enforcement agency, fire district, fire department, volunteer fire department, or emergency medical services provider from TPT and use tax.							
SB1133	public works; contracts; payment 1st Read: 01/16 GOV 02/10 - DPA 6-1-0-0-0-0 RULES 02/17 - PFC	02/24 - DPA	2nd Read: 01/21 02/26 - PASSED 16-13-1-0-0-0		1st Read: 03/04 COM None RULES None		2nd Read: 03/05	SPONSORS: GRAY, FANN
	Rep Caucus: 02/18 Dem Caucus: 02/18							
	Comments: 3/13: Staff noted that based on newly adopted amendments, the feedback received has suggested that most county concerns have been addressed and that the cities, universities and schools have all moved to a neutral position. The LPC voted to change its position to NEUTRAL .							

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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1/31: Staff explained this bill is an ongoing conversation from last year that CSA opposed and is inconsistent with current practices. Staff additionally noted they are actively engaged in stakeholder meetings and are working on a resolution but are not yet there. The LPC voted to **OPPOSE** the bill.

Summary: Modifies the definition of a construction contract to include oral agreements, allows the contractor or subcontractor to request payment for additional work completed from a change order to be included in the monthly pay estimates. Allows either party to disagree with an interim determination to file a claim in accordance with the terms of the contract.

Update 2/10: Several changes were made from an amendment in committee, it specifies that the change order will be done in accordance with the terms of the construction contract, removes the new definition of construction contract, subcontractor and contractor, eliminated allowing oral agreements, and provided clarity regarding who the subcontractor is requesting payment from – specifies that subcontractor may requests payment from the contractor, not the owner. The bill does still allow for an interim determination, monthly payments based on the costs incurred for change orders, and a claims process for work for the costs of the work if there is a dispute.

SB1141	detention officers; arrest warrant; custody 1st Read: 01/16		2nd Read: 01/21		1st Read: 03/04		2nd Read: 03/05	SPONSORS: LIVINGSTON, PRATT
	JUD 01/23 - DP 7-0-0-0-0-0 RULES 01/27 - PFC	CON CAL - 01/27 Object: No	01/30 - PASSED 17-13-0-0-0-0		PS 03/11 - DP 6-1-0-0-0-0 RULES None			
	Rep Caucus: 01/28 Dem Caucus: 01/28							

Comments: 1/24: Staff explained this was an AACo that the LPC voted to approve last year. The bill expands when an assigned detention officer may execute an existing arrest warrant in the following situations: 1) the person is already under law enforcement supervising at a hospital facility, if a judicial officer remands the person to custody during a court proceeding, or in a jail facility if a visitor is found to have an arrest warrant. The goal of the bill is aimed at freeing up sworn sheriff deputies. The LPC voted to **SUPPORT** the bill.

Summary: Expands where an assigned detention officer acting in their official capacity is permitted to arrest a person pursuant to an existing warrant, including allowing said officer to arrest an individual (1) at a hospital facility and under law enforcement supervision/custody, (2) at a superior/justice/municipal court facility, and (3) visiting within a jail facility. The bill also allows a detention officer to take custody of a person remanded into custody by a judicial officer during a court proceeding.

SB1204	centrally assessed property; valuation; pipelines 1st Read: 01/22		2nd Read: 01/23					SPONSORS: MESNARD, ALLEN S, et al
	FIN 01/29 - DPA 7-1-2-0-0-0 RULES 02/17 - PFC	02/24 - DPA	02/26 - PASSED 22-7-1-0-0-0					
	Rep Caucus: 02/18 Dem Caucus: 02/18							

Comments: 1/31: 1/31: Staff explained that CSA is still waiting for further feedback from DOR and other county experts on this issue. Staff also noted there may be some concerns with allowing all pipelines to utilize this action. The LPC did not take a position on the bill.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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1/24: Staff noted this bill is in response to an ongoing legal issue between Transwestern Pipeline Company and DOR in which Transwestern has been appealing their value each year and winning in court, resulting in large refunds from northern and central Arizona counties and other taxing jurisdictions. Staff also noted they are waiting for further input from several counties and DOR and will return with more information at a later date. The LPC did not take a position on the bill.

Summary: Mirror bill (HB 2352) Establishes allowable adjustments to the value of a pipeline property, including: (1) a ruling by a court of competent jurisdiction that the property's full cash value is more than the appraised market value, (2) an agreement between a pipeline company and DOR as a result of a material change to the property, and (3) an agreement between a pipeline company and DOR to correct a material error or omission in the calculation of the base value.

SB1333	peace officer rights; due process 1st Read: 01/28		2nd Read: 01/29					SPONSORS: LIVINGSTON
	TPS 02/12 - DPA 5-0-3-0-0-0 RULES 02/17 - PFC	02/24 - DPA	03/04 - FAILED 12-17-1-0-0-0					
	Rep Caucus: 02/18 Dem Caucus: 02/18							

Comments:

2/20: Staff explained that the Sheriffs are concerned with the bill's prescriptions for internal investigations. The bill requires notice of intent to interview and contains additional language that limits the restriction on questions that arise from an interview. While an amendment to address concerns about the notice of intent is in the works, staff recommended to oppose the bill with the Sheriffs, AACo, and the League. The LPC voted to **OPPOSE** SB 1333.

Summary: Makes a number of changes to statute involving internal investigations of law enforcement officers. These include (1) requiring the employer to provide the officer with notice of intent to interview, (2) limiting what an employer is allowed to say during an interview, (3) allowing an appeals board/commission hearing officer or judge to take evidence and subpoena witnesses, (4) limiting when the employer can order an officer to submit to a mental or behavioral examination, (5) extends and establishes timelines to the officer's benefit, (6) allows medical examinations to be conducted by professionals rather than only physicians, and (7) specifies that only a licensed psychiatrist/psychologist can make a diagnosis of post-traumatic stress. Removes the requirement that parties in an appeal of a disciplinary action taken against a law enforcement officer act in good faith.

SB1398	tax omnibus 1st Read: 01/29		2nd Read: 01/30					SPONSORS: MESNARD, ALLEN S, et al
	FIN 02/05 - DPA 6-3-1-0-0-0 RULES 02/10 - PFC	02/18 - DPA	02/19 - PASSED 17-12-1-0-0-0		1st Read: 03/09 WM None RULES None		2nd Read: 03/10	
	Rep Caucus: 02/11 Dem Caucus: 02/11							

Comments: 2/7: Staff explained the bill touches many different taxes, including income tax, property tax and fuel tax. Additionally, staff explained the proposed reduction in the Class 1 assessment ratio causes a shift to other property classes, although the reduction of the state equalization tax rate minimizes this effect. Staff also outlined how this would affect each county's tax collections. The LPC did not take a position on the bill.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
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Summary: Makes various changes to tax statutes, including:

-Reduces the Class 1 assessment ratio from 18% to 17% over two years, and reduces the state equalization tax rate to offset.

-Increases the dependent tax credit by 20%.

-Levies a \$0.19/gallon tax on natural gas and a \$0.23 cents/gallon tax on propane, used in the propulsion of a motor vehicle. Establishes a \$0.23/gallon use tax on natural gas and a \$0.30/gallon use tax on propane, used in the propulsion of a motor vehicle.

-Levies a tax on electric vehicles of \$130 per year and a tax on hybrid vehicles of \$52 per year.

-Repeals the highway safety fee 6 months earlier than planned, on January 1, 2021.

-Increases bonus depreciation for corporate income taxes from 50% to 100% of the federal amount.

SB1416	claims; liability; notice 1st Read: 01/29		2nd Read: 01/30					SPONSORS: FARNSWORTH D. (16)
	JUD None							
	RULES None							

Comments: 2/7: Staff noted this would create an additional burden on government entities, counties may not be able to determine who would have a potential claim, invites additional claims, and would increase costs. The LPC voted to **OPPOSE** the bill.

Summary: Specifies that a city, town, or county aware of a potential claim/cause of action involving itself - where the claimant has not filed a notice of claim at least 90 days before the time frame expires - must notify all potential claimants of the obligation to file a notice of claim. States that a potential claimant has two years after the date of the potential claim or cause of action accrues to file a claim if the county fails to notify them ninety days in advance of the claim time frame's imminent expiration.

SB1436	TPT; exemption; public safety equipment. 1st Read: 01/29		2nd Read: 01/30					SPONSORS: GOWAN
	APPROP None							
	RULES None							

Comments: 2/7: Staff noted this is an identical bill to SB 1116 the LPC voted to oppose on 1/24. The LPC voted to **OPPOSE** the bill.

Summary: Identical bill to SB 1116 the LPC voted to OPPOSE the bill on 1/24. Exempts sales of public safety equipment purchased by a law enforcement agency, fire district, fire department, volunteer fire department, or emergency medical services provider from TPT and use tax.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
SB1459	private attorney retention; municipalities; counties 1st Read: 01/30 JUD 02/06 - DP 4-3-0-0-0-0 RULES 02/24 - PFC W/FL Rep Caucus: 02/25 Dem Caucus: 02/25		2nd Read: 02/03					

SPONSORS: LEACH

Comments: 2/7: Staff noted this limits county authority to enter into a contingency fee contract with a private attorney and that there have been concerns brought up about conflict of interest with the required approval from the Attorney General's Office. The LPC voted to **OPPOSE** the bill.

Summary: Counties and municipalities are prohibited from entering into a contingency fee contract with a private attorney unless the county or municipal attorney makes a written determination before entering into the contract that contingency fee representation is both cost effective and in the public interest. The written determination is required to include specific findings for a list of specified factors. Before a contingency fee contract with a private attorney is effective and enforceable and before any monies may be spent by the county or municipality, the county or municipality is required to receive approval from the Attorney General's Office for the contract. Counties and municipalities are prohibited from entering into a contingency fee contract that provides for the county's or municipality's private attorney to receive a contingency fee from the county's or municipality's portion of the recovery in excess of an aggregate of a list of specified percentages based on the recovery amount. The contingency fee received by the county's or municipality's private attorney cannot exceed \$50 million. Establishes additional requirements for county or municipal contracts for contingency fee attorney services. does not apply to any contingency fee contract in which a county or municipality hires a private attorney to pursue debt collection cases.

SB1487	caregiver protections; placement provider investigation 1st Read: 02/03 JUD 02/13 - DP 6-0-1-0-0-0 RULES 02/17 - PFC Rep Caucus: 02/18 Dem Caucus: 02/18	CON CAL - 02/17 Object: Yes 03/10 - RETAINED	2nd Read: 02/04					
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SPONSORS: FARNSWORTH E. (12), FANN, et al

Comments: 2/14: Staff explained the bill requires the counties to provide indigent defense to out-of-home placement facilities housing children removed due to possible abuse. Staff stated this is an unfunded mandate. The LPC voted to **OPPOSE** the bill.

Summary: Establishes additional caregiver protections for individuals who are providing out-of-home placement (foster parents / kinship placements) including some of the following:

- Providing indigent defense if the child(ren) are removed from their custody because of possible abuse and a preliminary protective hearing.
- Eliminates liability for the provider for (1) their own act or omission when acting in the capacity of a parent or (2) any act or omission of the child in their care if the biological, foster, or adoptive child brought into their home has behavioral health needs that pose a risk to the safety and welfare of other family members.
- States that a provider that allows a child to participate in an appropriate activity is not civilly liable for any act in omission in allowing the child to participate if it is found that the provider acted according to a reasonable and prudent parenting standard.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
SB1498	workers' compensation; physicians; expertise; hearings 1st Read: 02/03 COM 02/20 - DPA 6-2-0-0-0-0 RULES None		2nd Read: 02/04					SPONSORS: BOYER, CARTER

Comments: 2/20: Staff explained the bill allows an employee or an employee's designee that is seeking workers' compensation benefits to invite any individual of their choosing to their workers' compensation hearing at the Industrial Commission. Staff explained there are concerns with allowing anybody to sit in on a hearing to determine if a county employee qualifies for additional benefits. The LPC voted to **OPPOSE** the bill.

Summary: The bill has a two key provisions:

- Permits the employee (or the employee's estate, surviving spouse, or dependent if the employee is deceased) to bring any person of their choosing to any hearing without prior approval of the Administrative Law Judge and prohibits the Industrial Commission from adopting any rules that in any way restricts the right to bring any person of their choosing to a hearing.
- Requires a physician who performs an IME or any physician who testifies at an employee's hearing regarding the employee's condition to have expertise in diagnosing and treating the employee's specific injury.

SB1509	county officials; district board; salary NOW: county officials; salary 1st Read: 02/03 GOV 02/17 - DP 4-3-0-0-0-0 RULES 03/02 - PFC	03/03 - DPA	2nd Read: 02/04 03/03 - PASSED 22-8-0-0-0-0					SPONSORS: LIVINGSTON, FARNSWORTH D. (16), et al
	Rep Caucus: 03/03 Dem Caucus: 03/03				1st Read: 03/09 GOV None RULES None		2nd Read: 03/10	

Comments: 2/20: Staff stated that the split position of the Board on this topic made action by individuals preferable. The LPC took no position on this bill.

Establishes a flat salary increase of \$12,000 to all county elected officials in A.R.S 11-419 and 12-281 (Attorneys, Assessors, Clerks of Superior Court, Recorders, School Superintendents, Sheriffs, Supervisors, and Treasurers), effective after the next election. Each member of the Maricopa community college district board of a district is required to receive a salary equal to the annual salary of the member of the Legislature. Effective January 1, 2021.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
SB1510	public contracts; payment methods 1st Read: 02/03 GOV 02/17 - DP 6-0-1-0-0-0 RULES 02/24 - PFC	CON CAL - 02/24 Object: Yes 02/26 - RETAINED 03/02 - DPA	2nd Read: 02/04 03/03 - PASSED 30-0-0-0-0-0					

SPONSORS: LIVINGSTON

1st Read: 03/09

2nd Read: 03/10

COM None

RULES None

Rep Caucus: 02/25

Dem Caucus: 02/25

Comments: 2/14: Staff explained the bill was held this week in committee pending a potential amendment that may ease the concerns of counties and municipalities. The LPC did not take a position on the bill.

Summary: Allows contractor retention, at the option of the contractor, to be placed in money market or demand deposit accounts. Lack of security associated with the accounts. Note: the bill was held in committee pending an amendment. There have been some concerns raised regarding volatility and security associated with these types of accounts.

SB1527	e-liquids; tobacco products; vapor products 1st Read: 02/03 COM None RULES None		2nd Read: 02/04					
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SPONSORS: LEACH, ALLEN J, et al

Comments: 2/7: Staff noted the bill establishes preemption on the sale and marketing of tobacco, vapor and nicotine products. The LPC voted to **OPPOSE** the bill.

Summary:

Makes the Department of Liquor Licenses and Control (Department) responsible for enforcing statute regulating tobacco sales, investigating the sales of alternative nicotine products, e-liquids, tobacco products and vapor products. Requires sellers of these products to obtain a license from the Department. Establishes stipulations on the sale, penalties, and reasons a license can be revoked on all alternative nicotine products, e-liquids, tobacco products and vapor products. Establishes a preemption on the sale and marketing of alternative nicotine products, e-liquids, tobacco products and vapor products unless it is on property owned by a county, city, town, school district, stadium district, or community college district. Effective January 1, 2021

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
SB1531	technical correction; mandatory vehicle insurance 1st Read: 02/04 TPS 02/19 - W/D APPROP 02/25 - DPA/SE 9-0-0-0-0-0 RULES 03/09 - PFC Rep Caucus: 03/10 Dem Caucus: 03/10		2nd Read: 02/05					SPONSORS: LIVINGSTON
Comments: 3/6 Staff explained this is the third iteration of this bill this session and that the bill language had been significantly dialed back from the first bill (HB 2469). Supervisors questioned the need for this legislation and discussed continuing to monitor the bill while maintaining the original position of opposition taken on HB 2469.								
Summary: Specifies that the surviving spouse of a law enforcement officer killed in the line of duty will receive specific death benefits (66% of the deceased's average monthly wage) until their death, even in the case of remarriage. Adds that a surviving spouse/dependent of a CORP/PSPRS member is eligible to receive payment for the deceased member's unused sick leave.								

SB1575	property tax exemptions; statutory conformity 1st Read: 02/04 FIN 02/12 - DPA 10-0-0-0-0-0 RULES 02/17 - PFC Rep Caucus: 02/18 Dem Caucus: 02/18	02/27 - DPA	2nd Read: 02/05 03/02 - PASSED 28-0-2-0-0-0		1st Read: 03/09 WM 03/11 - DP 10-0-0-0-0-0 RULES None		2nd Read: 03/10	SPONSORS: MESNARD
Comments: 2/14: Staff explained this bill only makes conforming changes that would be necessary with the passage of SCR 1043 from the voters. The LPC voted to SUPPORT the bill.								
Summary: Coinciding with SCR 1043, which puts the question to the ballot of consolidating and reorganizing constitutional provisions relating to property tax exemptions for disabled veterans and widows, in addition to repealing and reinserting the constitutional sections relating to property tax exemptions overall. This bill merely makes statutory changes necessary to implement SCR 1043, if approved by the voters.								

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
SB1664	civil liability; gun-free zones 1st Read: 02/05 JUD 02/13 - DPA 4-3-0-0-0-0 RULES 02/17 - PFC	03/04 - DPA	2nd Read: 02/06 03/05 - FAILED 13-16-1-0-0-0					

SPONSORS: GOWAN, BORRELLI, et al

Comments: 2/7: Staff explained there are significant liability concerns associated with this bill. Counties have no control over court security, but the bill would statutorily assign financial liability to the county general fund, in case of an incident. Also, counties deploy a range of security measures. The bill would remove the ability to mitigate liability. The LPC voted to **OPPOSE** the bill.

Summary: Specifies that a government entity that establishes a gun-free zone is liable for any damages claimed by a person harmed by criminal conduct in the gun-free zone if a reasonable person would believe that possession of a firearm could have helped the person defend themselves. Allows the court to award triple in damages if (1) the criminal conduct is found to be a terrorist attack and (2) the person harmed is (a) a minority, (b) disabled, or (3) over sixty-five. Specifies that a government entity that establishes a gun-free zone must provide the level of protection from injury individuals would have had if they were allowed a gun. Removes provisions from statute that specify an operator/event sponsor/employee is NOT liable for acts or omissions related to a public establishment.

SB1665	misconduct involving weapons; classification 1st Read: 02/05 JUD None RULES None		2nd Read: 02/06					
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SPONSORS: GOWAN, BORRELLI, et al

Comments: 2/7: Staff noted the bill would result in reduced penalties for individuals that carry a firearm in to a public building or an election polling place. The LPC did not take a position on the bill.

Summary: Reduces from a class 1 (highest) misdemeanor to a class 3 (lowest) misdemeanor for the following offenses: entering any public establishment or attending any public event and carrying a deadly weapon after a reasonable request by the operator of the establishment or sponsor of the event to remove the weapon and place it in temporary secure storage or entering an election polling place on election day carrying a deadly weapon.

Senate Information

House Information

Bills	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes	Committee Actions	COW Action	3rd Read & Votes	Final Read & Votes
SB1667	fireworks; aerial devices 1st Read: 02/05 COM 02/13 - DPA 7-0-1-0-0-0 RULES 02/17 - PFC	02/24 - DPA	2nd Read: 02/06 02/26 - FAILED 14-15-1-0-0-0					
<p>Rep Caucus: 02/18 Dem Caucus: 02/18</p> <p>Comments: 2/14: Staff explained the bill expands the types of fireworks allowed to be used. The LPC voted to OPPOSE the bill.</p> <p>Summary: Modifies the definition of permissible consumer fireworks by allowing mine devices and shell devices it also allows multiple-tube aerial devices in counties with 500,00 people or more.</p>								

SCR1043	constitutional property tax exemptions 1st Read: 02/04 FIN 02/12 - DP 10-0-0-0-0-0 RULES 02/17 - PFC	CON CAL - 02/17 Object: No	2nd Read: 02/05 02/20 - PASSED 25-0-5-0-0-0		1st Read: 03/09 WM 03/11 - DP 10-0-0-0-0-0 RULES None		2nd Read: 03/10	
<p>Rep Caucus: 02/18 Dem Caucus: 02/18</p> <p>Comments: 2/14: Staff explained the bill reorganizes the constitutional property tax exemptions and reenacts the exemption for disabled veterans which has been unusable since 1989 per the courts. The LPC voted to SUPPORT SCR 1043.</p> <p>Summary: Puts the question to the ballot of consolidating and reorganizing constitutional provisions relating to property tax exemptions for disabled veterans and widows, in addition to repealing and reinserting the constitutional sections relating to property tax exemptions overall.</p> <p>Coincides with SB 1575, which makes necessary statutory changes, enacted conditionally upon the voters approving this SCR.</p>								

**COUNTY SUPERVISORS ASSOCIATION
LEGISLATIVE POLICY COMMITTEE**

(Teleconference Made Available)

County Supervisors Association

1905 West Washington

Phoenix, Arizona

MINUTES

March 13, 2020

Call to Order:	Rudy Molera	9:00 a.m.
Present In Person:	Richard Lunt Rudy Molera	Greenlee County Maricopa County
Present Telephonically:		
	Alton Joe Shepherd	Apache County
	Ann English	Cochise County
	Liz Archuleta	Coconino County
	Tommie Martin	Gila County
	Jim Palmer	Graham County
	Duce Minor	La Paz County
	Jason Whiting	Navajo County
	Todd House	Pinal County
	Randy Garrison	Yavapai County
	Russell McCloud	Yuma County
Absent:	Steve Gallardo	Maricopa County
	Hildy Angius	Mohave County
	Sharon Bronson	Pima County

Others present telephonically: Yvonne Ortega

Others present in person: Chuck Huckelberry, Michael Racy, Jennifer St. John, Craig Sullivan, Penny Adams, Robin Hillyard, Vanessa Fielder, Michael Madden, Jacob Emmett

President Rudy Molera welcomed everyone and called the meeting to order. Penny Adams called roll and a quorum was not present. President Molera advised roll call would be.

CSA Legislative Agenda

- 1) **CSA Budget Update.** Craig Sullivan reported the Governor passed a declaration of emergency for Arizona this week due to the coronavirus. He noted that led to the House Speaker and Senate President issuing guidelines for social distancing at the legislature. He said this means they will be closing the gallery to the public, cancelling tours, and encouraging members to stop direct face to face meetings. He noted they are also encouraging the public to not attend any committees, but instead to send e-mails, phone calls, and sign in under the Request to Speak system. Craig noted that CSA will attend the committees they have access to, but will be unable to do any direct meetings. He stated that the CSA board meetings are available by conference call and webinar and encouraged members to feel free to attend next week's board meeting remotely, but would still be fully engaged with the teleconference and webinar offered. He stated that Dr. Crist, the director of the Department of Health Services, will be providing an update on the coronavirus, and a discussion on NRCDs will be held at the board meeting. He requested members RSVP their attendance so CSA can provide enough box lunches as there will not be a buffet lunch. He commented that Apache County may be cancelling the Small County Caucus dinner meeting on Wednesday due to a possible low turnout and that legislators would not be able to attend.

A quorum became available.

Craig reported it appears the House and Senate are communicating with the Governor's office about their budget, but details are sparse. He noted that legislative members have very little facts. He reported that President Fann has indicated that several gubernatorial items were not put in their budget and the House and Senate differ on tax policy. Craig noted that since legislative members may not be available as needed, the legislature may move quickly on passing the budget.

- 2) [HB 2899 fuel; electric cars; hybrids; taxes](#). Craig reported that CSA participated this week in the Arizona Capitol Times Morning Scoop, with Senate President Fann and Supervisor Sellers on the panel. CSA also participated in a press conference with a transportation research entity on Arizona issues. He noted that Representative Campbell continues to push for an increase in revenues for transportation.
- 3) [HB 2479 juvenile dependency; state aid; appropriation](#).
- 4) [HB 2551 appropriation; heritage fund](#).
- 5) [HB 2581 dangerous; incompetent person; evaluation; commitment](#).
- 6) Short-term rental regulation
 - a. [SB 1554 short-term rental enforcement; penalties](#). Robin Hillyard reported the bill was modified and passed the Senate 23-5-2 with good support from both republicans and democrats. It is expected to go to House Government next week.
- 7) [SB 1303 annexation of territory; requirements](#).
- 8) [SB 1335 tourism marketing authorities](#).
- 9) [SB 1490 short-term rental properties; classification](#). Robin reported the bill was amended this week and passed the Senate. She said it will hopefully go to Ways and Means in two weeks. CSA will continue to educate committee members on the bill. Discussion followed.

Legislative Bills For Discussion

- 1) [HB 2058 delinquent property tax; interest; waiver](#). Robin Hillyard reported CSA would recommend opposing this bill unless it was satisfactorily amended to include the requirement of the board of supervisors' approval of any waiving of penalties on taxes. Supervisor Ann English moved to oppose HB 2058. Supervisor Richard Lunt seconded the motion and the motion passed unanimously.
- 2) [HB 2084 international boundary wall; building permits](#). Robin reported the bill sponsor has agreed to amendment language supporting security and public safety and that it is expected to be amended on the floor in committee.
- 3) [HB 2316 NOW: mental disorder; considerations; involuntary treatment](#). Robin reported receiving feedback with concerns on this strike-everything. A stakeholder meeting is scheduled for next Tuesday with the bill sponsor. Supervisor Duce Minor moved to oppose HB 2316. Supervisor Ann English seconded the motion. Discussion ensued. The motion passed with one in opposition.
- 4) [HB 2389 public nuisance; noise; evidence](#). Robin reported the bill was amended and passed Senate Judiciary yesterday 4-3. The bill, as amended, would still contain a cost to the counties for recording devices. Supervisor Liz Archuleta moved to oppose HB 2389. Supervisor Alton Shepherd seconded the motion and the motion passed with one opposed.
- 5) [HB 2445 right to redeem; lien; sale](#). Michael Madden reported CSA previously took a position of opposition to this bill. He provided a status report on the bill and that CSA, AACo, and the Treasurer's Association are actively trying to kill the bill.
- 6) [HB 2453 DHS; exemption; certain foods; wineries](#). Robin reported CSA has been working with the bill sponsor and stakeholders to come to an agreement. She reported the bill was held in committee, but is set for committee next week. She said the goal would be to have an amendment before the bill is heard in committee, so the bill doesn't pass committee unamended. Discussion occurred. Supervisor Russell McCloud moved to oppose HB 2453 unless it is amended to staff's satisfaction and then would switch to supporting the bill. Supervisor Richard Lunt seconded the motion. Discussion occurred. The motion passed unanimously.
- 7) [HB 2589 land divisions; county regulation; surveys](#). Robin reported the bill is scheduled in Government committee next Monday. She noted that CSA tried to work with the bill sponsor on an amendment, but couldn't reach an agreement, so CSA will oppose HB 2589 in committee on Monday and will reach out to members for support.

- 8) [SB 1133 public works; contracts; payment](#). Robin reported an amendment is pending for the Commerce committee next Tuesday. She noted the League, the schools, the Governor's office, and ADOA are neutral on the bill. Supervisor Ann English moved for CSA to move to a neutral position on SB 1133. Supervisor Russell McCloud seconded the motion and the motion passed unanimously.

Other Legislative Issues

None.

Next Meeting Date and Time

President Rudy Molera stated the next meeting will be held during the CSA board meeting on March 19 at 10:00 a.m., and then on Friday, March 27, at 9:00 a.m. He encouraged attending the board meeting by teleconference.

Other Business and Adjournment

There being no further business, President Rudy Molera adjourned the meeting at 9:45 a.m.