

**MOHAVE COUNTY BOARD OF SUPERVISORS
MOHAVE COUNTY, KINGMAN, ARIZONA
REGULAR MEETING – DECEMBER 4, 2023**

The Board of Supervisors of Mohave County met in Regular Session this 4th day of December 2023 at 9:30 A.M., at 700 W. Beale Street, Kingman, Arizona, in the BOS Auditorium. In attendance were: Travis Lingenfelter, Chairman, Supervisor District 1; Hildy Angius, Supervisor District 2; Buster D. Johnson, Supervisor District 3, telephonically; Jean Bishop, Supervisor District 4; Ron Gould, Supervisor District 5; Ryan Esplin, Chief Civil Deputy Attorney; Ginny Anderson, Clerk of the Board; and Sam Elters, County Manager.

The following Mohave County Elected Officials, Department Heads and staff addressed specific items as noted: Tim Walsh, Development Services Director; Lydia Durst, Mohave County Recorder; Allen Tempert, Elections Director; Tara Acton, Procurement Director; Steven Latoski, Public Works Director; and Jeanne Kentch, Mohave County Assessor.

9:30 AM MEETING CALLED TO ORDER WITH INVOCATION AND PLEDGE OF ALLEGIANCE.

Chairman Lingenfelter called the meeting to order. The invocation was given by Pastor Pete, and the pledge of allegiance was led by Chairman Lingenfelter.

OFFICIAL BUSINESS TO COME BEFORE THE BOARD:

ITEM 1: Discussion of pending or contemplated litigation claims and demands: Motion was made by Supervisor Gould and seconded by Supervisor Angius to call for an Executive Session to be held January 2, 2024, at 9:00 A.M. for discussion and consultation with legal counsel in accordance with A.R.S. 38-431.03 (A) (3) (4) & (7) to discuss items noticed on the agenda with an asterisk. Motion carried 5-0 with Chairman Lingenfelter voting yes; Supervisor Angius voting yes; Supervisor Johnson voting yes; Supervisor Bishop voting yes; and Supervisor Gould voting yes.

Chairman Lingenfelter stated official business to come before the Board. Discussion of pending or contemplated litigation claims and demands, Attorney Esplin?

Ryan Esplin, Chief Civil Deputy Attorney, stated nothing to report to the Board, thank you.

Chairman Lingenfelter stated thank you.

ITEM 2: Committee and/or Legislative Reports:

Chairman Lingenfelter stated committee and/or legislative reports, Supervisor Bishop.

Supervisor Bishop stated nothing this morning.

Chairman Lingenfelter stated thank you. Supervisor Angius.

Supervisor Angius stated thank you. Last week, an Arizona Grand Jury indicted two local republican officials who balked at certifying their county's general election, results by the legal deadline in 2022, in the standoff with state officials that drew national attention. Cochise County Supervisors, Peggy Judd and Tom Crosby each were charged with two felonies: interference with an election officer and conspiracy, according to the indictment. Now, why this is important is because little by little, the power of our local governments are being taken away. So, if you play this out, if, if the Board of Supervisors, what they're saying is our, our purpose is just an administration purpose. Then the elections are really being done and approved by the election director and that's it, then it goes to the State. So, we really still need to have the power to say that, you know, if, if we don't believe that, that the election was done right, or there are maybe problems, we need to be able to have that. And this, this is going to be a horrible chilling effect, I believe, and so I'm going to ask the County to do a resolution in support of the two Supervisors and against the Attorney General, who I think has overstepped. If you remember correctly, we were also told that we would be arrested. And again, let's, let me just repeat what this is for, merely asking questions, merely wanted to make sure that the elections are done fairly and correctly. And I think if we don't fight this now, this is going to come back to haunt us, and then we'll say, where were you, everyone will say, where were you Board of Supervisors. So, this is important, and I think we all need to stand up for the Supervisors from Cochise County. Thank you.

Chairman Lingenfelter stated Supervisor Gould.

Supervisor Gould stated nothing today, Mr. Chairman.

Chairman Lingenfelter stated thank you. Supervisor Johnson.

Supervisor Johnson stated nothing, Mr. Chair.

Chairman Lingenfelter stated thank you. I will offer an update. The State water policy council, both of the subcommittees, the Assured Water Supply Subcommittee, the Rural Groundwater Subcommittee, have now submitted their recommendations. They have been meeting for the last six months, have submitted their recommendations through Department of Water Resources to the Governor's Office, and now we'll see what legislation comes next year during the legislative session; especially when it comes to rural groundwater legislation. I can tell you that Sine Kerr, Senator Sine Kerr, from, from Buckeye, is crafting a proposal. Historically, you've seen legislation come from our own Mohave County representatives, Regina Cobb, Representative Cobb submitted legislation many sessions. And also, Sonny Borrelli, and Leo Biasiucci have submitted legislation last year and the year before. So, we'll see what legislation actually gets introduced, and it's going to be a really interesting legislative session when it comes to water in general, but especially watching what happens with the rural groundwater conversation. And those of you that are following the, the Greenstone to Queen Creek transfer that Mohave County, Yuma County, La Paz County, City of Yuma, are following that legislative, or that litigation I should say, is still ongoing. If there is one case that needed to be fought, it's that one, because it's precedent setting, and we have to fight it at every level to try to prevent that from happening because there's a lot of cities

on the far east side of, of the valley down there that are looking for water supplies, and they're looking at the river. So, that's all I have.

Supervisor Bishop stated Chairman Lingenfelter.

Chairman Lingenfelter stated Supervisor Bishop.

Supervisor Bishop stated did Supervisor Johnson have a report? I, I didn't hear.

Chairman Lingenfelter stated I called on him, and he said he had nothing this morning.

Supervisor Bishop stated okay, thank you.

Chairman Lingenfelter stated thank you.

ITEM 3: Lobbyist report from HighGround, Inc:

Chairman Lingenfelter stated three, do we have a report from HighGround? Is Nick Ponder on?

Nick Ponder, Senior Vice President for Governmental Affairs, HighGround, stated I am, Supervisor, thank you.

Chairman Lingenfelter stated good morning, proceed.

Mr. Ponder stated good morning. So, Mr. Chair, Supervisors, Supervisor Lingenfelter kind of stole the thunder on that, but yes, on what I was going to say, but yes, he is right. The groundwater, the Governor's, I'm sorry, the Governor's Water Policy Council, which consists of the Assured Water Supply Committee, as well as the Rural Groundwater Committee met on the 29th to review and potentially approve or reject the proposals that came out of the committee's meetings over that six-month period. As indicated by Supervisor Lingenfelter, they were both approved. They, we had, we had a good, I noted this in the November 20th document that I sent to the Board, but we did have a good farmer that was placed on the committee. He really spoke to the situation that small farms are experiencing. He's a chili farmer named Ed Curry from Cochise County, and he really spoke to the, to the issues, the challenges that small farms are facing, and how small farms would be sort of disproportionately impacted by, if the legislature, or I'm sorry, if the Department of Water Resources were forced to issue more Active Management Areas throughout the State as they have the authority to do. He also had some concerns about, I know we've talked about this in this meeting before, but he had some concerns about the election piece of electing people to be on a local board. His rationale was that the small farmers likely wouldn't be adequately represented, but also a fear that in many basins, farms represent a small percentage of the population, and therefore may not have any representation on the council. So, what the council, what the committee basically came up with is that a list will be provided by local stakeholders, including- there'll be separate lists, so including a list from people from the agricultural sector. And then, it was not determined who would do the appointments, but appointments would have to be made from people on that list. So, in essence, if agriculture puts together a list and says we want Mr. Curry as one of our representatives, Mr. Curry could then be selected to represent the agricultural interests in that basin. The only opposition to the proposal, direct opposition came from Gail Griffin. I don't think

there's any surprise there. She cited what Supervisor Lingenfelter said which is that there will be a proposal coming out from Sine Kerr. Some of the conversations that we had with senate leadership gave some insight into a couple of the provisions that could be seen in that. I'm told there are twenty provisions, and Supervisor Lingenfelter and I will be meeting with Senator Kerr on the 18th to go over what might be incorporated into those, to that proposal. However, based on where Senator Kerr has been historically and as well as in the Groundwater Committee before she stepped away from it. I don't know that this would be something that that proposal would be something that the County for example would like to support, based on my experience with you all, because what I hear from the Farm Bureau, what I hear from Senator Kerr is that they want to effectively create a priority system for groundwater. And we obviously know how the priority system works with the river water and how that's a challenge to the County. What it sounds like they want is a priority system where farmers effectively don't have to undergo conservation and get to use whatever they were using prior. What that means is even if farmers came in last to the basin, for example, like what we're experiencing in Hualapai Valley Basin, they might be given priority and not have to, not be required to undergo conservation in that proposal. So, we'll wait to see, but that's my, my quick analysis based on everything that I've heard from them. The only other piece that I would add to this, and we, HighGround is coordinating with about ten other lobbyists to pursue the proposal, the Mohave County, well I continue to call it the Mohave County proposal because it came out of Mohave County and Representative Cobb, and Leo Biasiucci and Sonny Borrelli and others, but we will continue to pursue that within the framework of what came out of the Governor's Policy Council. The only other thing I have to add is that DWR just put out, on Friday, their first round of inflow/outflow reports from the legislation, the WIFA legislation that passed in 2022. You may recall that they are required to review every basin and identify the demand on water, inflow and outflow. Very interesting data. Hualapai Valley Basin was one of the ones that was incorporated into that study. As you all know, we have a negative thirty thousand inflow to acre feet per year, inflow to outflow in the Hualapai Valley Basin, which justified the INA. Just of note, the Wilcox Basin in southeast Arizona is experiencing negative one hundred-thousand-acre feet. So, a hundred-thousand more-acre feet coming out of the basin than going in on an annual basis. And other the past, I believe it's, I have to go back and look, there's three, it's three-point-five-million-acre feet over the past, I think decade or so. I have to go back and look at the data, but it was an alarming number. I'm sorry, it's three-point-five-million-acre feet over, in storage loss over the last thirty years. So, and the average well depth in that particular basin is, the water is lower, is lower than the average well depth drilled. So, a majority of people have lost access to water. So, that's all I have. I'm happy to answer any questions.

Chairman Lingenfelter stated any questions for HighGround? Nick, I know that the Arizona Reconsultation Committee on the river met on the 20th of November, I sent a presentation that was provide during that meeting to the Board, I forwarded that to them. Do you have anything to, to speak on the Reconsultation Committee and tracking that?

Mr. Ponder stated yeah, so, I also put much of that in my report, I didn't take the slides directly, but I did put much of that in my report on the 20th, that the water level depth in Lake Mead for example is basically where it was in 2021. So, 2022 it declined precipitously, and then 2023 because of the snowpack and the wet winter that we had, we're basically back up to the 2021

levels, which is great. I think that that leads everybody, most people to believe that, that we won't get to a Tier 2B, for example, shortage, by the 2026 requirement that we do a new reconsultation with all seven basin states. The biggest thing to come out of that conversation on, on the 20th was that the Bureau of Reclamation had accepted the lower basin state proposals, Nevada, Arizona, and California proposal on cutting three-million-acre feet of water usage off the river until that 2026 time, in which the renegotiation happens. And that the feeling of the consultation, the Reconsultation Committee is that in doing so, in the BOR approving that and the three states coming together to agree to something where Arizona wasn't last in line and California did take some cuts, actually put the three lower basin states in a better negotiating position as we go forward into the 2026 cycle with the upper four basin states. So, that was, I think that was the biggest point to come out of that.

Chairman Lingenfelter stated questions for HighGround?

Supervisor Gould stated Mr. Chairman.

Chairman Lingenfelter stated Supervisor Gould.

Supervisor Gould stated thank you, Mr. Chairman. Mr. Ponder, you mentioned that the water table depth was deeper than the wells drilled in the area; that was Cochise County that you spoke of, correct?

Mr. Ponder stated yeah, and Supervisor, Mr. Chair, Supervisor Gould, it was Cochise County, I'm just, I guess what I was trying to highlight there is that some of this data is really interesting if you pour through it, and we can go ahead and pour through it for Mohave County as well for the Hualapai Valley Basin. We know, for example, that some of the data that we presented in 2021 was, that six times more water coming out of the basin from 2015 to 2021. So, this, I was just highlighting how, where some of that data goes and I can share with you guys the Hualapai report if you'd like.

Supervisor Gould stated I wasn't attempting to be critical, I just wanted to clarify that was Cochise County. But in one of my own wells in the Yucca area, since 2000, that water level has dropped eighty feet. And there's no farming or industrial use on that particular aquifer, so I think just the drought has dropped the water table quite a bit. Thank you, sir. Thank you, Chairman.

Mr. Ponder stated Mr. Chair, Mr. Gould, I would agree with you on that. And every basin is different in how the water table is affected.

Supervisor Gould stated sure.

Chairman Lingenfelter stated you know, I'll put this on record as well, the republicans currently, they control the House and the Senate at the State level, but you know, you've already had, you have some democrats right now that are campaigning to try to flip the legislature next year based on water. The fact that Gail Griffin and the other committee chair have, have not heard bills, they're going to try to weaponize that and I fear, I fear for that. We certainly don't want to lose the legislature. And you know, the other thing I fear is that if, if a proposal that is a more adaptable framework for rural, which has local control, if that does not make it into law, what I've also heard

is that the Governor's Office and ADWR already have the power to initiate proceedings to look at creating subsequent Active Management Areas in the rural parts of the state. And I can tell you that we certainly don't want that. AMAs are not a flexible tool at all. We shouldn't have a one-size fits all tool for managing groundwater in rural, so hopefully, republicans will pass something that is a good piece of legislation, and we can avoid that initiation of additional AMAs in the state.

ITEM 4: County Manager's Report:

Chairman Lingenfelter stated County Manager's report.

Sam Elters, County Manager, stated good morning, Chairman, Board members, no County Manager report today.

Chairman Lingenfelter stated very good.

Chairman Lingenfelter stated we'll move to the call to the public.

CALL TO THE PUBLIC:

Pursuant to ARS 38-431.01(H) a public body may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. At the conclusion of an open call to the public, individual members of the public body may respond to criticism made by those who have addressed the public body, may ask staff to review a matter or may ask that a matter be put on a future agenda. However, members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action.

Chairman Lingenfelter stated first up is George Hill, and if, everybody that comes up, if will state your name, at the beginning, thank you.

George Hill, Kingman resident, stated good morning, my name is George Hill, I'm a resident of District 1 and live here in Kingman. My remarks are pertinent to your opening remarks, Supervisor Angius, so. You're all registered republicans, but you're not republican. If you understood what it means to be a small-r republican, then the vote of November 20th, or even that of last August, should have been a 5-0 to scrap the Dominion voting machines. Which despite the best efforts of liars and deniers in high places, and both parties are designed to be remotely manipulated to achieve outcomes not consistent with the will of those entitled to vote. But instead, you're obviously predetermined 3-2 vote demonstrated the utter meaninglessness of the capital-R after your names. By the way, here is the definition of republican: a form of government in which supreme authority rests with a body of people entitled to vote and exercised by elected officials accountable to them and governing according to the rule of law. You say you believe in the rule of law, but what you actually believe in, is the rule of what's legal. Throughout the discussion you kept checking with Mr. Esplin, asking can we do that, is this legal, and he chattered and versed

you, generally advising you can't do anything unless Phoenix, or the fed's say you can. By the way, no one has taken your power from you. You've been seeding it. Take it back. Okay. Or keep what we have already, there, there was never any consideration given to what is ethical, or morale, or consistent with the principles of natural law, upon which the rule of law rests. No, it was just, can we count ballots, and cover ourselves. Alright, never mind that we have a two hundred plus years' reliable county led precinct monitored elections by paper ballots. And when Supervisor Lingenfelter asked Mr. Esplin if there was an exception he said yes, and counting ballots is allowed, hand counting ballots is allowed if it is determined that use of the machines is impracticable. And then you ask, who defines impracticable, to which Mr. Esplin said in effect, you do. The definition of impracticable is, not capable of being accomplished by the means at hand. If we accept that the universally desired accomplishment of any election is accuracy, then by all accounts, these machines have demonstrated overwhelmingly that they are incapable of achieving accuracy, and are therefore, impracticable. But you caved to the idle threats of a petty tyrant, Kris Mayes. I say idle because, there is no way that she could have sued simply because you exercised your lawful authority to conclude the machines were impractical. Without secure elections, we have no liberty. There is not, this is not a red or a blue issue, the preservation of liberty, not doing what is legal should be your top priority. The preservation of liberty requires risks. The founders were willing to risk their necks to do what King George certainly considered illegal. You aren't willing to risk anything. Discharge this attorney here and just consult Kris Mayes, because it's evident that she and her bulldog, Marc Elias, are running and supervising this county.

Chairman Lingenfelter stated thank you, sir.

Mr. Hill stated it is evident that, I say again with Thoman Jefferson, it is error alone that needs the force of government.

Chairman Lingenfelter stated thank you, sir.

Mr. Hill stated the truth can stand on its own. Thank you for granting me the extra time.

Chairman Lingenfelter stated thank you very much. Greg Befort. Just as a rule of thumb, I'm going to wait until the last little, little beep, and then, times up.

Greg Befort, Yucca resident, stated good morning, Supervisors. For the record, my name's Greg Befort, I've been up here many times. I want to talk about Supervisor Angius' opening remarks as well, about the power that's been taken away from the Supervisors and the concern about that. Well, you had power, you had power back in 2020, when myself and the Havasu Patriots were up here telling you that you were abusing the power, the authority that you did not have to, constitutionally, statutorily, or morally to do what you were doing in terms of the COVID shut-down. And the two, the two that I've been focusing on in terms of complicitness have been the two former law enforcement quote/unquote professionals, who spearheaded this. And your role as the Chair, you took, and the head of the Health Department, you ramrodded the shut-down, the shutting down of businesses. Which you had no authority to do. Tell people to wear a mask. There's still, the social distancing sticker up here on the door, you're still perpetuating the lie. That is a sigil, that's, people's subconsciousness picks up on that when they come in here and they think,

there must still be a crisis- which there isn't; never was, never was. And the two law enforcement professionals should know the difference between lawful and legal. You knew there was no, the lawful basis for what you were doing. You should have known, in the positions that you were in. And yet, you censor people. The first thing you did was argued about how quickly we shut down, and hide, and then you went and hid for months. And then, as we had an opportunity to come in here, you put Sheriff's deputies out here until we went and met with the Sheriff, who said, this is not a law enforcement problem. He knew it from the beginning. We're not enforcing masks; we're not shutting down businesses. But what you did was went and put security guards out here to keep me, and many other people from coming in here and pushing back against your narrative, which was false. So, before we look at giving the local Supervisors here any more power, how about we hold you accountable for the power you abused back then. By your own admission, Supervisor Angius, you said before 1776, proclamation 1776 was implemented, that we overstepped. Didn't you? We overstepped. And I'm not taking aim at the three of you, because I know the two of you particularly, you had a lopsided Board, and you pushed back. You did. And certainly, Supervisor Lingenfelter took the lead in pushing 1776 forward; and I've got to give him credit for that. It was a bold move, and, and, and it was a turning point in this lie, this fraud. You know, communism is what's killing this country, and it's taken on a modern form now, since the early '70's, modern day religious and political Zionism. That's what's killing this country now. I'll be back.

Chairman Lingenfelter stated Peter Ernst.

Peter Ernst, Kingman resident, stated Supervisors, it's been my privilege to have pastored in this community at Manzanita Baptist and now Family Bible Church for over thirty years. I am disappointed and concerned, and I share Supervisor Hildy's concern that our nation's liberties are slowly being eroded and compromised by those who we have trusted to govern us. I don't know what motivates you, I'm not here to judge you, but my hope would be a serious and maybe even fearful regard before God and before the people you serve of how fragile our liberties really are. In a letter to Abigail on July 7th, 1775, John Adams, one of the fathers of our great constitutional republic wrote, a constitution of government once changed from freedom can never be restored. Liberty once lost is lost forever. And when the people once surrender their share in the legislature, and their right of defending the limitations of government and of resisting the every encroachment upon them, they can never regain it. It may seem like it's not a big deal that our freedoms that have been constitutionally protected in the vote that we get to do on a regular basis, that that would be upheld and assured by those who are tasked to lead us and to protect the integrity of the voting process of a hand count. I can assure you it is of the most profound concern and consequence for most Americans. Unfortunately, many are completely oblivious to what their government is doing. They trust the process and inherently trust those who elected, who they elected to office for their best interest. There are many who rise, who are rising right now that do understand the consequences of tyranny. Evil encroaches ever so slowly and patiently on this great land. The constitution is not a living document any more than the Word of God is. It is set in stone throughout our nation's monuments and government buildings. I recently got a call from a family moving from California wanting information on Mohave County. They'd done their research; they were looking for the most conservative county in America. This individual had enough of the liberal progressive one-world government nonsense. You and I are tasked in this great state, county, and

community to hold fast to the foundations before they are completely destroyed. The Word of God tells us if the foundations are destroyed, what can the righteous do. I appeal to you respectfully, I don't presume your guilt, your conscience, or motives, I rather would presume, I would rather assume the best of you and from you, that you would do your part in holding fast to the principles that have made this nation great. Would you restore the hand count for ballots cast in 2024 and beyond? And let me say this last thought, let courage be your torch, and freedom, and the light of liberty, the fire in your soul, for our good and for God's glory, let Mohave County be the example to our nation of courageous principled leadership.

Chairman Lingenfelter stated thank you. Kris Rodarte.

Kris Rodarte, Kingman resident, stated Kris Rodarte, Mohave County taxpayer. Woe to those who decree unrighteous decrees, who write misfortune, which they have prescribed to rob the needy of justice and to take what is right from the poor of my people, Isaiah 10:1&2. On November 20, 2023, in a display of unparalleled cowardice, this Board turned its back on the will of the people, caved at the feet of Kris Mayes, and voted against hand tabulation of ballots in the 2024 election. What an outrage. While I am let down by your actions, in retrospect, I wasn't surprised. What I saw that day was pure Kabuki theater. Prove me wrong, please. In my view this was an orchestrated, well-rehearsed, public charade. The back-and-forth discussion, hemming and hawing over legal technicalities, Sonny Borrelli chiming in, the heaping of continual praise upon the Elections Director, finger wagging at the concept of spending a few shekels to ensure free and fair elections, all histrionics designed to gaslight and deceive. I did find it fascinating that this agenda item was the final one on the list, but then, why not save the best, or worst for last. In prior meetings items which have drawn a significant audience were moved up the queue, but not this time. Turns out, there was a sinister reason Mr. Chairman, made it so much easier for you vote no, gavel down and sulk out of the building. But you, Mr. Lingenfelter do not deserve all the blame, there's plenty to go around. From the usual nay voters when it comes to protecting our rights, Ms. Bishop, and Mr. Johnson; at least I know what to expect from you two. Ms. Angius and Mr. Gould, while you voted yes, in my opinion, you both knew what the outcome would be, chomping at the bit to celebrate your heroism and pumped-up virtue. All of you should resign. But at least you aren't going to jail. You saved your bacon at the expense of We the People. But there has to be more to it. Two of you no voters on this Board are running for re-election, doesn't that heave support towards your opponents? Why then would you vote the way you did? Are you against hand counts because you intend to cheat? That's how it looks, what else are we to believe? I sincerely hope I'm wrong about your motives, your cowardice, and your avarice. This, the last meeting of 2024, leaves me sad, frustrated, fed up, let down, but not defeated. I will live to fight another day; We the People aren't going anywhere. But to those of you seated piously upon your elevated thrones of authority, I pray God's mercy on your souls.

Chairman Lingenfelter stated Phillip Robinson.

Supervisor Gould stated learn who your friends are, Kris.

Phillip Robinson, Golden Valley resident, stated first off, is the Sheriff in here? Just his deputies? Okay, number one, I can guarantee the Sheriff would not put you in jail. Start talking to the State.

Okay. Talk to the State CP, or DPS, the captain over at this station over here on 66, and I can guarantee you, you guys will not go to jail. Mr. Esplin, you need to learn the constitution. You truly do. And the rest of you, I know Ron knows it, that's why he always votes no for stuff, instead of raising his hand and going, hey. I know it very little, and I know more than what you, most of you know. But Ron, you're a good one. You know your constitution, and I appreciate it. But you need to step up, and tell this attorney, down in Phoenix, to go bug off. You don't have to do what she says. She doesn't govern us up here. There's your County Attorney, he can tell you that. Thank you.

Chairman Lingenfelter stated Scotty McClure.

Scotty McClure, Bullhead City resident, stated Ginny, in case you forgot my name, it's Scotty from Bullhead. I second what Hildy said earlier, and I am running for her seat, and I would have voted to have a hand count. So, your vote will not change next year when we bring this back. I have a feeling Jennifer Esposito is going to win that seat and she has stated she will vote for a hand count. We know what Ron is going to vote, he voted for it already. And if Sonny Borrelli wins that seat over there, you know where he's going to vote, so it would be four to a question mark. I'm not sure about Shawn, what he would do, that's running against Travis there. So, bring it back next year, if not sooner. It's, you know, this is just bull that Mayes, and the Hobb-goblin can dictate to us. I grew up in Humboldt County, nine hundred miles from L.A., and they dictated Sacramento for years, and I just, I'm sick of it, that Maricopa can do that to us. Thank you for finally settling with the fair board. Nobody went to jail, huh? A couple years ago I asked for an audit three different times up here on my three minutes. I still kind of, I'll, I'll accept it, but I'm still wondering where the other three hundred thousand dollars went. But whatever, that's gone. Next, when is it, December 5th, at the library in Bullhead, they're having a reading or a teaching Spanish to kids under five. What the heck is that? Sam Elters, you need to look into that. Why are we teaching kids Spanish, or reading to them in Spanish? I'm still trying to get information on the Grand Jury, I hope I can get more, and couple of the judges here to go with me on this. But I'll be bringing that to you. My arms tired already. You know what this is? The travel expenses, I put in a request, the travel expenses from Bullhead City Council for the year. They spent over, oh, listen up Lake Havasu and Kingman. Did they happen to go to League of Arizona Cities and Towns Annual Conference in Tucson? Our bill, there were ten people that went for us, for Bullhead, and it came to almost twelve thousand dollars for motel rooms and food. Yeah, ask the city councils in Lake Havasu and Kingman, the Arizona Towns Annual Conference. Steve D'Amico, or excuse me, our Mayor of Bullhead City, Biden, Mayor Biden. I can't believe I ran out of time. I'll be back.

Chairman Lingenfelter stated Kenny Works.

Kenny Works, Yucca resident, stated Kenny Works, Yucca. I'm going to be sparing the I don't have any criticisms for our Board, they've been doing a fantastic job for us, and we have republican, republican majority on the Board, strictly republicans. Aristotle said that republics decline into democracies, and democracies degenerate into despotisms. He was born in 384 B.C., and he died in 322 B.C., he was sixty-two years old when he died. It's amazing how much he was able to accomplish in his thoughts, people still regard with a lot of, a lot of attention what he said. Our founding fathers listened, or read a lot of his remarks, and along with a lot of others. Here's

what Thomas Sowell had to say, what exactly is your fair share of what someone else has worked for. Buried inside Joe Biden's massive tax proposal, a new death tax that will hit even more families and hit them harder than ever before. If this new death tax passes, many middle-class families will be forced to pay a crippling tax bill, and perhaps even sell their homes when a loved one dies. With so much attention paid to the huge income tax hikes that Joe Biden is proposing, very few taxpayers are aware of another looming threat hidden inside this tax proposal, a brand-new death tax that will affect many more families than current policy, which is bad enough already. With all the radical proposals coming from the Biden White House, it's no surprise this new death tax has so far not received much attention. What it comes down to is no step up in basis anymore. When you sell your house, when you get rid of a property, you'll, the basis on your investment will be what you paid for it, and no step up in basis. So, if you will a property to your, to your son or daughter, and they have to pay the tax on what you paid for the property, the difference between what you paid for the property and what the property is now worth, and that's the reason for all this inflation that they're causing. There's a reason for this inflation and the reason for this eighty-seven thousand new IRS agents. What's to stop them from going retro-active on any of this stuff? Thank you.

Chairman Lingenfelter stated Ashley Gerich. Order.

Ashley Gerich, Bullhead City resident, stated Chairman, Board, my name's Ashley Gerich, I'm here to speak about the PC issue that we have in Mohave County. Last weekend we had a PC meeting in Lake Havasu where I was the First Vice-Chair Mohave County Republican Central Committee and was removed from my seat by three votes. Unfortunately, I believe that list was deflated by our county chairwoman, Jeanne Kentch by essentially not going by the recommendation of the Board of Supervisors where she even allegedly said that she doesn't care what they say, as a group of, in the republican party, she determines who's going, they are going to determine who are PC members, and who are not. Here is a email, with all due respect I have had proper advice from well-known attorney's, such as Alex Kolodin, and Timothy La Sota, I am confident these well-known political attorneys are advising me appropriately. I sent you the statute so you can see for yourself, it is not necessarily for me, it is not necessary for me to contact my Supervisor, or their attorney, I stand by my attorney's advice. There are two different PC lists, one from about three weeks ago to today, this last weekend where they were deflated. And several of the PCs received that email stating that it doesn't matter what the statute is, as far as they can, are concerned that those PCs are resigned, and they were turned away from being able to enter into the PC meeting for my removal. It's unfortunate because several individuals that wanted to remain on the PC list are taken off based off of false pretenses. The, the statute states that a precinct committeeman moves from precinct from which elected, or the precinct committeeman changes political party- which is grounds for removal, or a vacancy; and that will be on item number 67. That being said, some of these individuals have not done really any of those things, or they have rescinded their resignation prior to any Board of Supervisors meeting. Essentially, what this boils down to is that I believe I was politically persecuted based on some things that I've been running for recently and my newest campaign. I think that the Board of Supervisors needs to go further into the PC list and address what is actually going to be happening and how to approach the PCs of the county, because they have no idea what's going on. I also want to identify issues in our most

current PC list that was distributed to the board of the Mohave County Republican Central Committee, it was, there was plenty of discrepancies on it from the board of the GOP, as well as the Board of Supervisors. This is something that needs to be addressed, and I think that before you can actually address 67, you must determine how you're going to confer with the county party. Thank you.

Chairman Lingenfelter stated Don Martin.

Don Martin, Kingman stated, Travis, it was on that, item 53.

Chairman Lingenfelter stated you meant to sign up for item 53?

Mr. Martin stated yes.

Chairman Lingenfelter stated thank you, I'll put that in the pile. Jennifer Esposito.

Jennifer Esposito, Kingman resident, stated thank you, Jennifer Esposito, candidate for District 4 County Supervisor. I'd like to thank Scotty for his vote of encouragement, didn't expect that. But some of us come here week after week, I mean, you know meeting after meeting, sometimes week after week when there's budget meetings and other things. But some of us come here and we put where we stand and what we believe on the record, and most of my opponents have chosen not to do that. You know, there's an old saying in politics and life that if you give someone enough rope, they'll hang themselves. It looks to me like Senator Borrelli gave Chairman Lingenfelter enough rope and he hung himself at the last meeting. Thank you for wasting all of our time and being a feckless coward, Travis. Moving on, I'd like to talk, and address Supervisor Bishop and Supervisor Johnson. I believe it was the October 19th, the newspaper published an article about why you guys decided not to turn over the Golden Valley Improvement District to a local board of actual stakeholders including myself. And the comments were basically, oh, there was a big rush of people who didn't weigh in before, oh the calls, the emails, the, you know, people didn't want a private board. So, being the curious person that I am, I pulled a public records request. I asked for all the emails, even written letters if there were any. Of course, I wouldn't have any knowledge of actual phone calls, that's speculation. But come to find out, the scant amount of emails against turning this over to a private board for GVID, versus the number of people who signed a petition asking for a private board was roughly three to one in favor of a private board. So, I'm not surprised that Supervisor Bishop would have lied to the newspaper, I'd be more surprised if she told the truth, honestly. I did expect better from Supervisor Johnson, however. But given what happened at the last meeting, I think that Scotty is right, and Supervisor Johnson also chose the gallows, and we will be sitting up there with Supervisor Borrelli. The thing is, is GVID is still in litigation over the rate increase. I'm not sure that the people in the audience know that, but I'm sure that the people sitting up there know that. And you know, there's a motion before the court, and I'm answering that motion and raising that motion and asking for oral arguments and whatnot, because you guys have given me so much new material that was not available at the hearing, including the fact that our esteemed Chairman basically admitted that their whole argument in court that they had to have the surcharge, you know, to do the well thing, they basically admitting that it was just an end run around the statute and that it was easier to impose the surcharge than it was to do things legally, and impose the tax. So, thank you for all that wonderful quotes, on the record, that will go

into my response to Attorney Esplin's motion for summary judgment. Thank you, can't thank you enough.

Chairman Lingenfelter stated you're welcome. Shawn Meisner.

Shawn Meisner, Kingman resident, stated hello, Board, Chairman. I'm Shawn Meisner, Kingman, Arizona, running for District 1 Supervisor. I just wanted to thank Supervisor Angius, and Supervisor Gould for voting yes on the hand count. We are in an impracticable state. Right? Impracticable state, it's time we all step up, no matter what it takes, going to jail, it doesn't matter. I would. This is one hundred percent bully, we're being invaded, Attorney General threatening Supervisors and charging others for hints of a hand count. It's wrong. We've already seen fraud starting. They've moved their pieces into place, and now they control elections a hundred percent. With the democratic Governor, Secretary, and Attorney General, they're now removing any possible ways to check these machines. We have to make policy to change this; and we have to fight back. The establishment wins forever if there's no hand count. We all must step up against the new Attorney General and fight for our freedom to have free and clear elections, and check by a hand count, one hundred percent hand count at precinct level. You vote, you count it; that's it, it's not hard. We can do this. Let's all get together and put together policy for hand counting to check these machines, because there's nothing, there's nothing after the IT sets whatever the algorithm is going to be. We all know that. They can set it to whatever they want. So, we have to have a backup plan. So, thank you.

Supervisor Angius stated Chairman Lingenfelter.

Chairman Lingenfelter stated that was the last speaker. Supervisor Angius.

Supervisor Angius stated thank you very much. Since my name was brought up, I do have a response, and it's to Kris Rodarte. By stating that the Board of Supervisors knew the outcome of the vote about the hand count, you accused us of violating the open meeting law. That is a serious accusation and if you truly believe that, then you should file a formal complaint with the Attorney General. Many years ago, I implied, unintentionally that a Board of Supervisors budget decision was predetermined and at the next meeting, Supervisor Johnson asked for an open meeting law complaint on this very Board because I accused my Board of violating the open meeting law, he was correct, and I apologized personally to the Board, and publicly because I said it on the radio show, and I apologized on the radio show. It's a very, very serious accusation. So, if you truly believe that we had that predetermined outcome, I'm asking you to clear our name to do a formal Attorney General complaint. Thank you.

Chairman Lingenfelter stated any other comments from the Board? No? You know, I'll make a comment since I was discussed too. I've been a lifelong republican since I was eighteen. I believe in God, the US Constitution, first amendment, second amendment, individual freedom of choice, and I'm on record with that both with the City of Kingman and here about masks and all of the COVID baloney, it's not the government's choice it's your choice; and I've stood for that, limited government, the rule of law, fiscal responsibility, the power of the free market, protecting human dignity and peace through strength. And I'm going to always stand for those things as a republican here. But I've watched the thirty-one cases and appeals and we haven't won one of them. Then we

get this letter on the 20th, the morning of the 20th, and they've demonstrated this lawfare tactic now in Arizona, and I oppose it, I'm going to support strongly this resolution. I hope that we come out strongly in this resolution. Those two Cochise County Supervisors were charged with a class five felony, they could serve up to two and a half years in prison and up to a hundred and fifty thousand dollars in fines. That's not okay. The AG crossed the line; and it will have a chilling effect. If we have questions, we should be able to use the legal system in a way that it was intended, and they shouldn't be weaponizing our criminal justice system. So, I'm going to be supporting that very strongly. In addition, there's an item on our agenda today on election ballots, and I'm going to be pulling that, because I think that we can, just like our dollar bills, can add some anti-, some counter measures to make sure that we can't have fraudulent ballots. I know that Mohave County used to have perforated tab on the top of each ballot with a QR code so people can follow their ballots, we can look at watermarks; but we're going to be talking about that later. We're going to move to the consent agenda.

Supervisor Gould stated Mr. Chairman.

Chairman Lingenfelter stated Supervisor Gould.

Supervisor Gould stated thank you, Mr. Chairman. I'm exploring a lawsuit against the Attorney General. What the Attorney General did by threatening the Board before a vote is to manipulate the outcome of an election.

Chairman Lingenfelter stated that's right.

Supervisor Gould stated I believe that's illegal under two to three state statutes. It's out of line, it's out of place, and she needs to be reprimanded for doing that. Clearly, trying to influence the outcome of a legislative body. Thank you.

Chairman Lingenfelter stated thank you, Supervisor.

Chairman Lingenfelter stated we're going to move to the consent.

The following items listed under CONSENT AGENDA will be considered as a group and acted upon by one motion with no separate discussion of said items, unless a Board Member so requests. In that event, the item will be removed from the CONSENT AGENDA for separate discussion and action.

Chairman Lingenfelter stated Supervisor Bishop, would you like to remove any items from consent?

Supervisor Bishop stated 7, 9, and 45.

Chairman Lingenfelter stated 7, 9, and 35?

Supervisor Bishop stated 45.

Chairman Lingenfelter stated 45, thank you. Supervisor Angius?

Supervisor Angius stated 34 and 52.

Chairman Lingenfelter stated 34, 52, thank you. Supervisor Gould?

Supervisor Gould stated thank you, Mr. Chairman. Believe it or not, I have nothing additional to pull off the agenda because other people have already pulled it.

Chairman Lingenfelter stated thank you, Supervisor. Supervisor Johnson.

Supervisor Johnson stated nothing, Mr. Chair.

Chairman Lingenfelter stated thank you. I'm going to remove items number 30, and 46. I'm looking for a motion to approve the consent agenda minus items 7, 9, 30, 34, 45, 46, and 52.

Supervisor Angius stated so moved.

Chairman Lingenfelter stated you've heard that motion. Do I have a second?

Supervisor Bishop stated second.

Chairman Lingenfelter stated thank you, you've heard that motion and second.

Motion was made by Supervisor Angius and seconded by Supervisor Bishop and carried 5-0 with the following votes being recorded: Chairman Lingenfelter voting yes, Supervisor Angius voting yes; Supervisor Johnson voting yes; Supervisor Bishop voting yes; and Supervisor Gould voting yes, to approve the Consent Agenda Items 5 through 55 minus 7, 9, 30, 34, 45, 46 and 52 as follows:

BOARD OF SUPERVISORS CONSENT AGENDA (Items 5 - 55)

5. Recommend approval of a New Liquor License Application for Martin Salam Banyameen dba Kings 66, 4115 E Thompson Avenue, Kingman, Arizona; Series 010 Beer and Wine Store.

6. Recommend approval of a New Liquor License Application for Joginder Singh dba Sports Bar 44, 2770 W Old Hwy 66, Kingman; Series 006 Bar.

8. Approve the adoption of BOS Resolution No. 2023-222 – A **REZONE** of Assessor's Parcel No. 404-24-221 from an A-R (Agricultural Residential) zone to an R-E/30M (Residential Recreation/30,000 Square Foot Minimum Lot Size) zone, to bring the property into compliance in the Cane Beds vicinity, Mohave County, Arizona. **(Commission recommended approval by unanimous vote) – Development Services**

10. Approve the adoption of BOS Resolution No. 2023-224 – A **SPECIAL USE PERMIT** for Assessor's Parcel No. 306-48-009C to allow for a 150' wireless communication facility in a C-2H/10A (Highway Commercial/Ten Acre Minimum Lot Size) zone, in the Golden Valley

vicinity, Mohave County, Arizona. (**Commission recommended approval by unanimous vote**)
– **Development Services**

11. Approve the adoption of BOS Resolution No. 2023-225 – A **REZONE** of Assessor’s Parcel No. 306-48-012E from an A-R/4A (Agricultural Residential/Four Acre Minimum Lot Size) zone to an A-R (Agricultural Residential) zone, to allow for a minor land division in the Golden Valley vicinity, Mohave County, Arizona. (**Commission recommended approval by unanimous vote**) – **Development Services**

12. Approve the adoption of BOS Resolution No. 2023-226 – A **REZONE** of Assessor’s Parcel No. 122-19-023 from an A-R/36A (Agricultural Residential/Thirty-Six Acre Minimum Lot Size) zone to an AR/20A (Agricultural Residential/Twenty Acre Minimum Lot Size) zone, to bring the property into compliance in the Yucca vicinity, Mohave County, Arizona. (**Commission recommended approval by unanimous vote**) – **Development Services**

13. Approve the adoption of BOS Resolution No. 2023-227 - A **REZONE** of Assessor’s Parcel No’s 326-02-120A, -120B & -120C from an A (General) zone to an A-R/2A (Agricultural Residential/Two Acre Minimum Lot Size) and A-R (Agricultural Residential) zone to bring the property into compliance in the Dolan Springs vicinity, Mohave County, Arizona. (**Commission recommended approval by unanimous vote**) – **Development Services**

14. Approve the adoption of BOS Resolution No. 2023-228 – A **REZONE** of Assessor’s Parcel No. 204-43-024 from an A-R/16A (Agricultural Residential/Sixteen Acre Minimum Lot Size) zone to an A-R/5A (Agricultural Residential/Five Acre Minimum Lot Size) zone, to allow for a minor land division in the Cedar Hills vicinity, Mohave County, Arizona. (**Commission recommended approval by unanimous vote**) – **Development Services**

15. Approve the adoption of BOS Resolution No. 2023-229 – An **AMENDMENT TO BOS RESOLUTION 2023-015** for Assessor’s Parcel No. 310-04-043C and -043D to amend the proposed zoning from an A-R/4A (Agricultural Residential/Four Acre Minimum Lot Size) to an A-R/3A (Agricultural Residential/Three Acre Minimum Lot Size) zone to bring the properties into compliance in the Kingman vicinity, Mohave County, Arizona. (**Commission recommended approval by unanimous vote**) – **Development Services**

16. Approve the adoption of BOS Resolution No. 2023-233 - The **acceptance of the as-built improvement plans, and a PPROVAL OF A final release of ALL REMAINING assurances** for the completion of improvements, and the **ACCEPTANCE OF THE ROADS INTO THE COUNTY’S ROAD MAINTENANCE SYSTEM** for Twin Palms Estates, Tract 4189-B being a proposed subdivision located in a portion of Section 36, Township 19 North, Range 22 West, in the Fort Mohave Vicinity, Mohave County, Arizona. – **Development Services**

17. Approve the adoption of BOS Resolution No. 2023-237 - The **acceptance of the as-built improvement plans, and aPROVAL OF A final release of ALL REMAINING assurances** for the completion of improvements, and the **ACCEPTANCE OF THE ROADS INTO THE COUNTY’S ROAD MAINTENANCE SYSTEM** for Cedar Creek Estates, Tract 3069-C being

a proposed subdivision located in a portion of Section 29, Township 22 North, Range 16 West, in the Kingman Vicinity, Mohave County, Arizona. – **Development Services**

18. Approve two (2) staff from Community Services Housing Division travel to Phoenix, Arizona on December 14, 2023, and December 15, 2023 to attend Arizona Balance of State Continuum of Care Annual In-Person Subrecipient Meeting. This is a mandatory meeting held by the Arizona Balance of State Continuum of Care. (No impact to the General Fund, 100% grant funded) – **Community Services**

19. Approve the Delegation Agreement Amendment, No. AGR2023-029, between Arizona Department of Health Services and Mohave County and authorize the Chairman to sign the Delegation Agreement Amendment. – **Department of Health**

20. Approve the education affiliation agreement between Mohave County Department of Public Health and Western Governors University and authorize the Chairman of the Board of the Supervisors to sign the agreement; there will be no fiscal impact on the general fund or program budgets. – **Department of Health**

21. Approve and authorize the Chairman to sign Grant Award Contract #CTR068280 for the Medical Reserve Corp-State, Territory and Tribal Nations, Representative Organizations for Next Generation (MRC-STTRONG), recommended by the Mohave County Board of Health unanimously (7-0), to increase future sustainability and effective transformation of the Mohave County MRC unit and approve funding of one up to 1.0 FTE temporary position for the length of the grant. Request Finance create a new Fund Number reflecting the budget in the backup materials. – **Department of Health**

22. Approve the continued utilization of the City of Tucson's Cooperative Commercial Banking Services Contract #171596 under the County-wide Banking Services Contract 17-P-01 with Wells Fargo Bank from January 1, 2024, through December 31, 2024; and approve and sign the Treasurer's Revolving Credit Agreement with Wells Fargo Bank for coverage of current lines of credit for: Bullhead City Elementary School Dist., Colorado River Union High School Dist., Lake Havasu Unified School Dist., Bullhead City Fire Dist., Colorado City Fire Dist., Golden Shores Fire Dist., Golden Valley Fire Dist., Lake Mohave Ranchos Fire Dist., Northern Arizona Consolidated Fire Dist. #1, and Mohave Valley Fire Dist., as well as any new districts for which the Treasurer may need during the renewal term, on behalf of the Treasurer's Office. - **Procurement**

23. Approve and sign Agreement No. 24-SF-21, Master Services, License and Support and Maintenance, in accordance with the Mohave County Procurement Code, Article III, Section 7. Sole Source Procurements, for the upgrade of the Creditron Automated Check Scanning/Integrated Payment System with Creditron Corporation for an initial 3-year term effective November 20, 2023, renewing automatically for additional one-year periods until canceled by either party with at least 30 days' notice. The annual FY24 cost is \$19,382.25, including a rate increase of up to 5% each year thereafter, on behalf of the Mohave County Treasurer's Office. Funding for this purchase is sourced to adopted budgeted funds per fiscal year unless the agreement is canceled by either party. – **Procurement**

- 24.** Approve and sign Amendment One (1) to Contract 23-P-02, Indigent Defense Services Department Title 36 Managed Care, Pre-Petition Screening, and Evaluation Services, with Blue Cross Blue Shield Of Arizona Health Choice, Flagstaff, Arizona; extending the contract for an additional one-year period from January 1, 2024 through December 31, 2024, and adding the certification pursuant to ARS §35-394, with all other terms and conditions remaining the same, on behalf of the Indigent Defense Services Department – Title 36. – **Procurement**
- 25.** Approve and sign Schedule 23 to Master Lease Agreement No. 252801 with CSI Leasing, St. Louis, Missouri, for a twelve-month period from February 1, 2024 through January 31, 2025, for an amount not to exceed \$166,533.24 over that period to extend the lease for one additional year as part of the County’s ongoing technology refresh and replacement program. Further, authorize the Chairman to sign all documents necessary to complete this lease purchase. Funding for this project is sourced to budgeted fund 60111100-43810 on behalf of the Mohave County Information Technology Department. - **Procurement**
- 26.** Approve and sign Amendment One (1) to Contract 23-B-18, County-Wide Annual Newspaper Contract For Advertising & Printing, with The Miner, Kingman, Arizona, affirming that both parties agree to a change in the frequency of publication from three times per week to once per week. – **Procurement**
- 27.** Approve and sign Amendment Six (6) to Contract 19-P-02 for Courier Services, with Roadrunner Couriers, Kingman, Arizona, amending the Contract to add weekly services specific to Development Services, with all other terms and conditions remaining the same, on behalf of the Development Services Department. – **Procurement**
- 28.** Approve and sign Amendment No. Ten to Contract No. 18-P-05, Armed/Unarmed Security Guard Services with Allied Universal Security Services; Philadelphia, Pennsylvania; extending the contract for an additional three-month period from January 1, 2024 through March 31, 2024 and approving a rate increase of approximately 9.2%, with all other Contract terms and conditions remaining the same on behalf of the Risk Management Department. – **Procurement**
- 29.** Approve the utilization of the State of Arizona Cooperative Contract No. CTR068378, Armed and Unarmed Security Services, Security on Sovereign Lands, and Law Enforcement Patrols on State Trust Land, awarded to American Guard Services Inc., Los Angeles, California, for security services for all Mohave County Court Locations, through March 31, 2024. Funding for these services will be sourced to 10012905-43192, on behalf of the Mohave County Courts. - **Procurement**
- 31.** Approve the October 2023 Monthly Report for Procurement Activity between \$10,000 and \$100,000. - **Procurement**
- 32.** Acknowledge receipt and set a Public Hearing for the January 2, 2024 Board of Supervisors meeting at 9:30 a.m. in the Board Room Auditorium at the Mohave County Administrative Building located at 700 W. Beale Street, Kingman, Arizona to approve and authorize the Chairman to sign on behalf of the Board the assignment of Franchise Agreement from Truxton Canyon Water

Company to Foothills Water & Sewer, LLC., a water distribution system within the unincorporated areas of Mohave County. – **Public Works**

33. Acknowledge receipt and set a Public Hearing for the January 2, 2024 Board of Supervisors meeting at 9:30 a.m. in the Board Room Auditorium at the Mohave County Administrative Building located at 700 W. Beale Street, Kingman, Arizona to approve and authorize the Chairman to sign on behalf of the Board the assignment of Franchise Agreement from Cerbat Water Company to Foothills Water & Sewer, LLC., a water distribution system within the unincorporated areas of Mohave County. – **Public Works**

35. Approve sponsorship values and catalog for all the planned 2024 Mohave County Parks events for the purpose of helping to make the 2024 events successful, affordable, and enjoyable events for the community. Further, to allow Parks to transfer sponsorship monies back into each respective facilities operating budget with the stipulation that all sponsorship will be brought to the Board for review and acceptance quarterly. – **Public Works**

36. Approve the adoption of BOS Resolution No. 2023-235 authorizing, in accordance with the County adopted Manual on Uniform Traffic Control Devices and Arizona Revised Statutes, the establishment of a 25 miles per hour speed limit from Highway 68 to W. Shipp Drive and a 25 miles per hour residential district speed limit from W. Shipp Drive to W. Diabase Drive, on S. Teddy Roosevelt Road, located in the Golden Valley area. – **Public Works**

37. Acknowledge and accept the Dedication of public right of way on S. La Riqueza Road from the owners of APN 228-04-316, BHHS Legacy Foundation, an Arizona non-profit corporation, being 30 foot wide by 382 foot long, as shown on Proposed Dedication Exhibit Maps and on survey recorded in Book 33 of Record of Surveys, Page 31, being a portion of Section 23, Township 19 North, Range 22 West of Gila and Salt River Base and Meridian, Mohave County, Arizona, in the Fort Mohave area, and further authorize the Clerk of the Board of Supervisors to sign the acceptance statement for an on behalf of Mohave County. – **Public Works**

38. Acknowledge abandonment application proposal from property owners of APN 310-19-235, Interstate Group, LLC for purpose of abandoning a portion of public right of way known as TW-1, per survey recorded July 22, at Fee No. 2004067354, in Section 26, Township 22 North, Range 16 West, Mohave County, Arizona, in the Kingman Airport Industrial Park, that is adjacent to their parcel, being unimproved 84 foot wide by 516 foot long, total of 0.996 acres, more or less, for purposes of expanded building area, and further authorize Public Works to process said abandonment and serve notice and solicit public comment for the purpose of future Board of Supervisors consideration of said abandonment as provided in ARS Title 28, Chapter 20, recognizing any abandonment action shall occur contingent to the County incurring no cost and reimbursement obligation and applicant utilizing a current appraisal performed by an independent Arizona licensed appraiser. – **Public Works**

39. Acknowledge and accept the Grant of two public utility easements from the owners of APN's 404-19-114 & 404-19-116, Carla Burton and Joyce Steed, being 50 foot wide by 669 foot long and 50 foot wide by 228 foot long, total of 1.030 acres, more or less, as shown on Proposed Parcel Plat Map of Section 17 Township 41 North, Range 6 West of Gila and Salt River Base and

Meridian, Mohave County, Arizona, in the Colorado City area, as prepared by Alliance Consulting, and further authorize the Clerk of the Board of Supervisors to sign the acceptance statement for and on behalf of Mohave County. – **Public Works**

40. Approve out-of-county travel for a zero-dollar impact to the general fund for the county’s Chief Information Officer to attend the 2023 Cyber Summit hosted by the Arizona Department of Homeland Security. – **Chief Information Officer**

41. Approve travel for members of the Elections Department and Risk Management Office to travel to Mesa, Arizona on December 15-16, 2023 to attend the Election Security Tabletop Exercise, provided that none of the costs are paid by the General Fund. – **Elections**

42. Approve use of county resources for non-mandatory out-of-county travel for Allen Tempert to present at the December 5, 2023 final Arizona Election Officer Certification provided the Secretary of State reimburses all expenses to the County. – **Elections**

43. Sitting as the Board of Directors of the Mohave County Library District: Accept non-monetary donations in the amount of \$1,319 as detailed in the backup materials. – **Library**

44. Review and approve draft comments for submittal by Clark Hill on behalf of Mohave County for the Near-Term Colorado River Operations Revised Draft Supplemental Environmental Impact Statement issued by the Bureau of Reclamation on October 27, 2023, and permitting edits as needed. – **County Manager**

47. Approve the Federal National Criminal History Improvement Grant Agreement for court staff overtime and ERE costs of \$35,438.92. – **Judge Jill Davis**

48. Approve the August 16, 2023 and September 20, 2023 BOS special meeting minutes. – **Clerk of the Board**

49. Accept monetary donations with an approximate value of \$610 and accept non-monetary donations with an approximate value of \$90 for the Mohave County Animal Shelter. – **County Manager**

50. Approve the report of routine County business authorized by the County Manager for the time period of August 23, 2023 through November 20, 2023, routine personnel actions taken during the pay period of November 4, 2023 through November 17, 2023, and routine Superior Court personnel actions taken during the pay period of November 4, 2023 through November 17, 2023. – **County Manager**

51. Approve the acceptance of the 2023 HAVA sub-grant funds up to the amount of \$117,615.09 to be used for various election improvements for the 2024 elections and establish a new org for fund 897. - **Recorder**

53. Approve the appointment of William (Don) Martin to the Public Lands and Recreation Commission effective January 2, 2024 through January 1, 2028. – **Supervisor Bishop**

54. Authorize the Procurement Director to approve and sign renewal amendments for Contracts 21-P-07, On-Call Civil Engineering Services, awarded to (-01) JE Fuller Hydrology &

Geomorphology Inc., Tempe, Arizona; (-02) Wilson & Company, Phoenix, Arizona (-03) Kimley-Horn, Phoenix, Arizona, (-04) Stantec Consulting Services Inc., Chandler, Arizona; and (-05) Ardurra Group, Inc., Tampa, Florida; and Contracts 21-PS-08, On-Call Surveyor Services (-01) and (-02), both currently awarded to Ardurra Group, Inc., Tampa, Florida; ensuring that contracted services will not lapse and the ongoing projects will continue to progress. The final executed amendments will be presented to the Board at the January 2, 2024 regularly scheduled meeting. –

Procurement

55. This line intentionally left blank.

Chairman Lingenfelter stated item number 7.

7. Approve the appointment of the following Democratic Precinct Committeemen: Brian Scott McMahan, Lake Havasu North (219); J'aime Loup Morgaine, Kingman East (218); and Craig Stacey, Bullhead City; and accept the resignation of Fawn L. Newby Carl, Littlefield (221), as requested by the Democratic Central Committee.

Chairman Lingenfelter stated Supervisor Bishop.

Supervisor Bishop stated thank you, Mr. Chairman. I pulled this for the same reason as we pulled the appointment of the republican precinct committeemen, not necessarily the appointment, but the removal. Once again, just like the republicans, the democrats have one that they are wanting us to approve removal, but there's no indication as to whether or not this person wants to be removed. So, I understand that later on, on the agenda, on item number 67, the County Attorney has put together a, a new form that makes it clearer that should prevent this problem from happening again. So, at this time I'll support the appointments of the PC committeemen, under item number 7, but not the one removal, until we get more information indicating why.

Supervisor Johnson stated second.

Chairman Lingenfelter stated you've heard that motion and second. Additional discussion? Supervisor Angius.

Supervisor Angius stated no.

Chairman Lingenfelter stated okay.

Chief Civil Deputy Attorney Esplin stated Chairman, if I can just get some.

Chairman Lingenfelter stated Attorney Esplin.

Chief Civil Deputy Attorney Esplin stated if I can get some clarification? So, you're motioning to approve the appointments, but deny accepting the resignation, is that correct?

Supervisor Bishop stated that's correct.

Chief Civil Deputy Attorney Esplin stated thank you.

Chairman Lingenfelter stated additional discussion? Hearing none. All in favor please say aye.

Supervisor Bishop stated aye.

Supervisor Gould stated aye.

Chairman Lingenfelter stated all opposed?

Supervisor Angius stated no.

Chairman Lingenfelter stated no. I'm not sure what the, Supervisor Johnson voted.

Ginny Anderson stated motion carries 3-2.

Chairman Lingenfelter stated thank you.

Motion was made by Supervisor Bishop and seconded by Supervisor Johnson to approve the submitted appointments and deny submitted resignation. Motion carried 3-2 with Chairman Lingenfelter voting no; Supervisor Angius voting no; Supervisor Johnson voting yes; Supervisor Bishop voting yes; and Supervisor Gould voting yes.

Chairman Lingenfelter stated item number 9.

9. Approve the adoption of BOS Resolution No. 2023-223 – An **AMENDMENT TO BOS RESOLUTION NO. 2018-041**, for a portion of Assessor Parcel No. 221-35-024 to remove the condition that it is for a mineral reclamation plant, enclosed in a building only; and to allow an **EXTENSION OF TIME** for the completion of improvements to allow for an energy facility in the Fort Mohave vicinity, Mohave County, Arizona. (**Commission recommended approval by unanimous vote**)- **Development Services**

Chairman Lingenfelter stated Supervisor Bishop.

Supervisor Bishop stated okay, this item I removed strictly because of the amount of opposition we've received, a lot of emails, and to date I, I have an indication that there's a hundred and fifty-six people opposed to this. So, I thought I would pull it and give those here an opportunity to declare their opposition or support.

Chairman Lingenfelter stated thank you. We do have a quite a number of people that have signed up to speak.

Supervisor Gould stated Chairman.

Chairman Lingenfelter stated Supervisor Gould.

Supervisor Gould stated thank you, Mr. Chairman. I think we should begin with somebody from Development Services explaining the project.

Chairman Lingenfelter stated we can certainly do that. I also have the applicant here. They have a presentation, I think I'd like to ask them to, to come up as well, first. I'm going to give you a little

bit of time to do the, maybe an abbreviated version of the presentation, but maybe that would answer some of the questions that some of the folks may have; and then we can bring up staff.

Jon Martell, Chief Operating Officer, Mohave Electric Cooperative, stated thank you. See if this thing works. Okay, Chairman Lingenfelter, and Supervisors, I'm Jon Martell, the Chief Operating Officer for Mohave Electric. Power costs on the open market have gotten out of control. MEC's rates are set to cover just over eight cents per kilowatt hour, which is about eighty dollars per megawatt hour. The past three summers power has risen to as high as a dollar sixty per kwh, or sixteen hundred dollars per megawatt hour. So, we must do something to control the power cost to our members. Building a low emission, quick start natural gas unit will allow us to control the cost to our members. EPA states that statewide, all the new gas units will avoid twelve thousand two hundred and fifty thousand, twelve thousand two hundred and fifty metric tons of CO₂ per year in the state of Arizona. These new gas units are not the large power plants you have seen in Mohave County in the past. They are much smaller and have a significant reduction in emissions as well as they will be used for peaking power, which we limit to the summer high-cost period, as well as any period when we have an interruption of service. So, this is the second step in a multi-step process. The first step was go in front of the Arizona Corporation Commission who confirmed the need for the generation. Second step is for the Board of Supervisors with the extension of time. And from here forward there are multiple steps, including from the Arizona Department of Environmental Quality, who evaluate any potential impacts and mitigation measures for air quality and other resources. All these steps require public hearings, public input and we welcome feedback from everyone during the process. Not to mention, we'll be disseminating information to all residents whether they are MEC members, or Unisource customers. We're also committed to holding public town-style meetings on updates about the project as we begin engineering an environmental study. Meetings will be scheduled as soon as we receive information on the project. We've looked at several different locations all around our service territory and as it relates to this site, we spent a large investment of our members money due to its location to natural gas, our power system, and the zoning/general use. We have had discussions with and can provide emergency power to Bullhead City, as well as Mohave County for emergency backup, as well as any cooling centers, hospitals and such in times of emergency. The nearest structure from the proposed site is roughly a third of a mile into the southwest, and over half a mile to the southeast. In a recent survey of our membership, they told us the preferred generation source is natural gas, even twice as much as renewables. And the members have an eighty-four percent approval rate of gas units in Mohave, in Fort Mohave. We received hundreds of support cards, as you can see below here, from our members, over seventy of these have come from the Fort Mohave/Mohave Valley area. So, I would like to leave you with this, project benefits: reliability, affordability, and outage reduction prevention. Without this project, we foresee rolling blackouts, high rates of market costs, and no emergency backup. So, I respectfully request the extension of time to allow MEC to work through the process with a multitude of agencies that have been tasked with overseeing this process. Thank you for your time, and I can answer any questions.

Chairman Lingenfelter stated questions for MEC? Supervisor Angius.

Supervisor Angius stated thank you, thank you, that was an abbreviated presentation, we got the whole presentation. A lot of the complaints and the concerns I received, I'm sure the rest of the Board received, is about what's emitted from this facility. Can you address that?

Mr. Martell stated we don't have the total numbers, we haven't done any environmental studies, I know that they're, they're ninety percent reduction from what you see from like South Point and Griffith in this state, so they do have some emissions, but nothing to the degree of those.

Supervisor Angius stated but what is being emitted?

Mr. Martell stated NOx and CO₂.

Supervisor Angius stated okay. I actually went and stood on that, that area, and it isn't, I got the impression, that's why I wanted to see for myself, because I got the impression it was kind of like right, right where the population is, right where the solar panels are, but, but it's really not. I mean, I wish everybody could go up there. I, I mean I have it on my video if anybody wants to see, I have it on my phone. I mean, I could hardly even see a rooftop from where I was. I could hardly see the solar panels. It's kind of in, it's true, I mean, you can laugh, but it, I. Have you been up there? And I really wish everybody would I think that there's a lot of misinformation that's going on. But I, I understand that this is part of the process that MEC will go forward and during the permitting, everything, that all the information, I mean, it's by law, they have to have public hearings, and things like that. Right?

Mr. Martell stated yes, mam. I have pictures too if you guys want to see. Chairman Lingenfelter said I had three minutes, so I had to cut it down to get three minutes in. But I have, I have plenty of pictures and stuff if you guys would like to see any of it.

Chairman Lingenfelter stated other questions for the applicant? Supervisor Bishop.

Supervisor Bishop stated so, I received information from one of our constituents that a lot of this power is, is not going on the grid, its being used just for Mohave County. Is that fact or fiction?

Mr. Martell stated that is absolutely true. No, it's to serve Mohave Electric's load in the area.

Supervisor Bishop stated okay, and then, some of the neighboring residences are rumored to be in Unisource area of, of service provider.

Mr. Martell stated that is true. Unisource serves a portion down there. We have talked to Unisource, as well as we'll talk to others, if there's emergency backup, wherever the power comes from. If we lose a large transmission lines, like all of us lost last September, there's engineering that can be done where we can tie, since we are sixty-nine kV voltage together with Unisource's, and pick up some of their load in the area, just as well as Mohave Electric's load and we, we intend to do that, but its early on in the process still. We haven't gotten a commitment from Unisource yet, but we have mentioned it to them.

Supervisor Bishop stated okay, so, if an emergency exists, MEC could provide energy to Unisource?

Mr. Martell stated if, if, basically, they run a different voltage on the distribution, so we'd have to connect to them on our sixty-nine kV system, but yes, it could definitely be done.

Supervisor Bishop stated okay, and right now I believe both MEC and Unisource are having difficulty getting enough power to supply their customers?

Mr. Martell stated in the summertime, yeah, we're, we're on the open market for a portion of our power that you can see those sixteen-hundred-dollar megawatt hours, they hit our rates. It's coming out, soon you'll see Mohave Electric, we had to put a two cent PCA, power cost adjustor on our rates, so our rates are going up. Unisource you see is in for a rate case, fourteen percent or something. So, yeah, it is a fact that the power, not just Unisource, all over the state of Arizona, APS has them, SRP has them, fellow co-ops down south, everybody is having rate impact currently.

Supervisor Bishop stated okay. So, Supervisor Angius pointed out that she couldn't even see rooftops from the location. So, and I've, I've been out there, it really is pretty, pretty isolated. But is there anyway that you could build this power plant to the furthest location on your property?

Mr. Martell stated yeah, let me bring up.

Supervisor Bishop stated furthest away from the residential areas, can, can we move it another hundred feet, thousand feet, what's?

Mr. Martell stated five hundred feet, something like that? The first answer is yes, we can.

Chairman Lingenfelter stated order please.

Mr. Martell stated with the correct zoning. We picked this spot here because of the zoning, we're trying to build it on the northern part of our zoning to get away from all those residences, everything else that we see here. But we own, on my PowerPoint I have it up, we own basically that whole area, so we have, there's, I don't know, five hundred to a thousand feet or more, here we go. There's a spot on here that we can build, let me see where to go. Pardon me, real quick.

Supervisor Bishop stated so, while you're looking for that. I, you know, I'm kind of in support of this, I want it as far away from the residential areas as possible, but I also want these same people living in these residential areas to have air conditioning during the hundred- and ten-degree heat down there in, in the lower part of the county.

Mr. Martell stated sure, appreciate that. So, here's the map, you see here. So, this is the current area that's got the general use. You see, Mohave Electric owns all this property in this section; we have a solar field up here, solar field here, and a solar field here. But somewhere up in this area, can get away from the residents quite a bit more, but currently, there's no zoning for there, so we have to kind of go by the County's rules and go where there's zoning. If there's a way for us to get zoned farther up, we'll be glad to look a moving it farther north.

Supervisor Bishop stated okay, we'll have Development Services address that when they, when they come to the podium.

Mr. Martell stated thank you.

Supervisor Gould stated Mr. Chairman.

Chairman Lingenfelter stated Supervisor Gould.

Supervisor Gould stated thank you, Mr. Chairman. This project's in my district. These are my folks. If you take a look at the map, Vanderslice is the boundary for the service area between MEC and Unisource. The people that live around this plant are Unisource customers, so this plant is not even in the territory that they're going to serve. And it's a similar argument to the argument that we hear with solar panels, that we're in a battle with the solar people, that they put up solar panels in an area that we get to look at them, and it doesn't benefit us, that power goes someplace else. Well, this is kind of a micro-version of that; MEC's come out into a different area, that's served by a different power company and wants to put a power plant in that area. If we take a look at what this was zoned for before, in '18 this was zoned MEC, or MX with restrictions for a gravel, a gravel operation inside of a building. Before that, it was RE-10, so it was residential estates 10 acres. The, these are right next to people's homes. The nearest home is about eleven hundred and fifty feet away.

Chairman Lingenfelter stated order, thank you.

Supervisor Gould stated over the weekend, I was down helping my daughter move out of the Glendale area. Strangely enough, Salt River Project has two peakers right there. These peakers were put in less than two years ago. These peakers from her house, Google Maps, it's a half a mile from the peaker to her home; she can hear these things run taking a shower. Her father-in-law lives in the same neighborhood, he can hear them run. My son-in-law agreed that you can hear these peakers run. I took a picture of this, I don't know that I can actually show it on the overhead, but I guess I could pass it across the table what these things look like.

Mr. Martell stated I have some pictures here if you'd like.

Supervisor Gould stated pardon me?

Mr. Martell stated I have some pictures if you'd like to see what they look like.

Supervisor Gould stated I bet you do. But I could pass that across, this is on 73rd Avenue and Northern. That's one peaker, directly behind it is a second peaker. These are jet engines that spin a turbine. This is what they really are. This is just inappropriate for a residential neighborhood is what it boils down to.

Mr. Martell stated am I allowed to answer that?

Chairman Lingenfelter stated order. Thank you.

Supervisor Gould stated I'm still speaking.

Mr. Martell stated tell your people to stop clapping then.

Supervisor Gould stated it's not your.

Chairman Lingenfelter stated that's my responsibility.

Supervisor Gould stated it's not your place to tell my folks to quit clapping.

Chairman Lingenfelter stated I'll call for order, okay, thank you.

Supervisor Gould stated that's the Chairman's job. But it's just inappropriate. It was wrong, I believe to zone this for that gravel operation. I think that, I think that was wrong, that was done before my time. But to come in here and to try to end run the zoning process by getting us to cross out that exemption on that to give them an industrial site, I think is wrong. I saw a quote from former Supervisor Wakimoto that said that she insisted that that site had that restriction on there to get her vote. And this is what people always worry about when we rezone things with an exception, they fear that somebody's going to come back and lift that exception. This is a prime example of this. I'm not against, I'm not against power, I'm not against peakers. I just think this shouldn't be in residential neighborhoods. There's a section of state land right next to that. State lands for sale. You know, find a better place for it. This is just a terrible place to have a, to put a power plant. And if you take the example of those peakers down in Glendale, that power plant was an existing power, natural gas fired power plant, but they did add those peakers two years ago. And you can, you can hear them, they disrupt the neighborhood. And I just think it's the wrong place for a power plant, thank you.

Chairman Lingenfelter stated order, thank you. I have just a couple of questions then we'll bring up Development Services staff.

Mr. Martell stated thank you.

Chairman Lingenfelter stated to answer questions from staff's perspective. This actually looks like it affects your entire service area, right? District 3, portions of District 3, portions of District 2, and then a portion of District 1. District 1, which is where I represent: Peach Springs, Truxton, and Antares, Valentine, Valle Vista, Wikieup, Greenwood. Can you tell me what the, the utility rate difference is going to be between having this and not having this? Because I've received the emails that everybody has, but within District 1 I received emails about, nobody wants higher utility rates. So, that's what I'm trying to look, look at, seeing what's the delta.

Mr. Martell stated I can tell you right now, we've already had to add two cents to our eight cent rates, so about twenty-five percent purchase power adjustor. And if anyone could tell me where the power prices are going, I can tell you where the rates are going, but if they're not going down, the rates are going up. I can't forecast where they're going, you look at the future power on the market, it's, it just keeps going up for the foreseeable future.

Chairman Lingenfelter stated if you don't have this, and you have to continue purchasing power, I mean, do you, do you purchase it from APS? Who do you purchase the power from?

Mr. Martell stated we purchase, anyone that has any excess power in the summertime, it's usually some merchant plant that has any leftover, it's just their pieces and parts they can sell. But if they need it for their load, then they take it back and you have nothing. So, at that time.

Chairman Lingenfelter stated and that's when rolling blacks happen?

Mr. Martell stated you got it, there's no power available, yep.

Chairman Lingenfelter stated well, I, I was hoping to drill down into what the utility rate difference would be, because I have a lot of people in my district that are just barely making it, a lot of retirees, and they're very sensitive to utility cost increases, so.

Mr. Martell stated well, if you look at our two cent we've already had to add, that's where it's headed.

Chairman Lingenfelter stated I'll listen to what staff has to say, but as far as location, is, are there other options as far as the, getting to something that might be viewed as maybe a better fit, as some of the others have stated? Or?

Mr. Martell stated there could be. We've looked into some on our property. Like I said, the zoning's not there, we can work with Development Services and try to figure that out. The other thing though is, Kinder Morgan told us this is as far north as we can go and still get the compression out of the gas unit, the gas lines we need. So, we have to build a line from their gas line over there, and that's as far as they can guarantee us the pressure to run these units. So, there's nothing farther north we can go.

Chairman Lingenfelter stated okay, thank you. Supervisor Angius.

Mr. Martell stated Chairman.

Supervisor Angius stated I have a follow up question. Supervisor Gould talked about the sound. But I was led to believe that that is not correct, that the sound will be barely negligible, that's what I was told. So, can you, talk to that?

Mr. Martell stated yeah, I'd love to address that. If they can bring up my slide here. And I don't know what SRP puts on there for sound mitigation, but I know when we talked to the developers, that are building this unit, we've asked them to have sound mitigation was one of the things that we put in there, and they said that it'd be eighty-five decibels at three feet away. So, let's look at the chart here. They didn't put it up here yet.

Chairman Lingenfelter stated can we get the screen up please?

Mr. Martell stated eighty-five decibels is equivalent to a noisy restaurant. Four hundred and twenty-eight feet off the facility, which is our southernmost boundary, is sixty-seven decibels, which is normal speech. Fifteen hundred and thirty feet from the facility, which is basically our southeastern boundary, which is more than eleven hundred and fifty feet, by the way, is a dishwasher in the next room. And twenty-five hundred feet, which is our southeastern boundary, is around forty decibels, which is a quiet urban night. So, I understand that SRP may have put something in there without any sound mitigation, these are proposed to have, come with sound mitigation. They're not necessarily jet engines, they're aero derivative turbine.

Chairman Lingenfelter stated any other questions for the applicant? If we have any other questions, we'll call you back up.

Mr. Martell stated thank you.

Chairman Lingenfelter stated is there anyone from Development Services on the line?

Clerk Anderson stated he's online.

Chairman Lingenfelter stated Tim.

Tim Walsh, Development Services Director, stated Chairman, good morning.

Chairman Lingenfelter stated good morning. Any questions for Development Services staff? Supervisor Bishop.

Supervisor Bishop stated yes, my question is, explain what's going on here, and the County's position on this particular property.

Director Walsh stated Chairman Lingenfelter, Supervisor Bishop, be happy to. As was mentioned earlier, this item came before the Board back in 2018, April of 2018, and the proposed use at the time was an indoor facility to basically go through mine tailings was my understanding and basically, they would, they would process these mine tailings and pull certain minerals out of the aggregate. It was proposed to be all indoors, and basically, all controlled. And when it came before the Board, the motion was to approve it, but limit it to just that reclamation, that mineral reclamation plant, enclosed in a building only. And they also put a condition of, of a two year, basically a two-year timeframe that if it wasn't met within those two years, that the Board would then rescind it back to the previous zoning. The improvements have not been made, so, so basically the next step would be to bring it back to the Board to have that rescinded. Unisource, sorry, not Unisource, MEC has approached the County in order to extend that. So, the, I apologize, let me, let me make that clear. After two years it was to come back to the Board to either grant an extension, determine compliance, or to cause the property to revert to its former zoning. So, basically at this point, MEC has asked that, that that extension be granted, and they've also asked that the, the resolution be amended to remove the condition of the gravel, the mineral plant only be removed as well. So, basically, it would, what that would do, it'd make this an MX zone, allowing for this, this power plant, and give them the time, as much time, basically it would remove, it would give them an extension to be able to make those improvements as well.

Supervisor Bishop stated okay. Thank you very much, and do you see any, any problem if we were to approve the extension of time so that they can do the public outreach?

Director Walsh stated staff would be happy to, to entertain whichever direction the Board would like to go on this. As was mentioned, we did receive a number of emails through the weekend. When it was presented to the Commission, we hadn't received any opposition to the proposal at the time, and the Commission approved it unanimously. However, between the Commission and now the Board meeting, we've received a substantial number of letters and petitions in opposition. So, it's, as was mentioned, it's near a residential zone, it's also near, it's also enclosed within, previous to being zoned as the MX with the conditions, it was zoned for alternative energy and has a land use designation of, had an alternative energy land use designation as well. In 2018, that changed to heavy industrial, and then the rezone for MX with the very limited condition of the in-house, enclosed reclamation plant.

Supervisor Bishop stated okay, we heard from MEC that they would be willing to move this, this plant further away from the residential area if they could get the rezoning for that. Do you see any potential for getting that rezoning approved as a mitigating factor for approving the power plant?

Director Walsh stated we, we would be happy to, and we've been working with MEC on this, and we'd be happy to continue to work with MEC on finding a more suitable location if that's what the Board would like us to do, absolutely.

Supervisor Bishop stated okay, thank you.

Chairman Lingenfelter stated any other? Supervisor Gould.

Supervisor Gould stated thank you, Mr. Chairman. Director Walsh, I got a lot of complaints from people that they did not see the notice and received no notice. Can you explain how the County would notice this project?

Director Walsh stated yes, this project, like all, thank you, Chairman Lingenfelter, Supervisor Gould. This project is, with all of our other projects, we, we definitely post it on site, so we've posted the property on the property as required by state statute. We also post it in the newspaper and on the County's website. The mailings that go out, and I have my Planning and Zoning Manager, Scott Holtry on as well, the mailings that go out, he can correct me if I get this wrong, but the mailings that go out, reach properties within three hundred feet of the site. So, as you can see. I believe.

Chairman Lingenfelter stated order, thank you.

Director Walsh stated I'll see if I can share my screen a little bit better. I'll show you, just given the, the location of the proposed site, the blue being the proposed site, there are not many properties within that three hundred feet. So, residences outside that three hundred feet would not have received an individual letter notifying them of the change. That is probably why they did not receive an individual notice to themselves. But it was published in the newspapers and posted on site.

Supervisor Gould stated yeah, and I'm not saying that we were, that we didn't follow the law, but I think the law is lacking in these particular things when you're only going to notify people from, you know, three hundred feet around, when it affects a greater number of people. It's probably why you had the outpouring of opposition after the Planning and Zoning meeting, because that's when the folks actually found out what was going on. Why did, I'm, you had a two-year limit on the, that MX, limited MX zoning, why does these just not automatically come back up? You know, here we are, what five, five years later, and it still has the same, nothing's gone on, we're past the limit and here we are looking at a zoning that should have been removed three years ago.

Director Walsh stated Chairman Lingenfelter, Supervisor Gould, that's a great question, and, and actually one that, that I've asked myself as well, and what the practice is, is when we have these temporary conditions, or you know the, the condition that it have to be done within a certain amount of time, was something that the County had done for a number of years. We've since pulled away from that, and you won't see that near as much, unless it's a, you know, a pretty

significant proposal. For the most part, once it's rezoned, it's rezoned, as long as they meet the conditions. In, in the cases where we do have these timings, the expiration, and those types of things, generally those are addressed when a new proposal has come up. It was pretty common practice, I'd say, early 2000's, to, to probably right around 2010, maybe a little bit longer where the County put these, these timeframes on almost all of the rezones that if they didn't get approved, or if they weren't completed within so many years that it would revert back. And it really created a backlog, and really expanded the agendas for both the Planning and Zoning Commission and the Board of Supervisors to rescind all of these issues. So, the practice, the Planning and Zoning department got to the practice of, if something new was proposed on the property, we would see the, look at what the zoning was, and if it was a situation like this where it had expired, at that time we would address those individual issues. But because of the practice of, of doing this, pretty much on a regular basis, it created a number of these that, that it, from a workload standpoint, trying to keep track of when each and every one of these expired just became too daunting.

Supervisor Gould stated Director Walsh, was I correct when I, when I stated that the zoning previous to April of 2018 was RE-10?

Director Walsh stated yes, sir.

Supervisor Gould stated and that's a residential, residential 10-acre minimum parcels.

Director Walsh stated yes, sir.

Supervisor Gould stated okay, do you know what the zoning is for the parcel immediately to the south of the proposed project?

Director Walsh stated it is, it's AR, agricultural residential.

Supervisor Gould stated so, it says low density residential on that.

Director Walsh stated yes.

Supervisor Gould stated so, those folks would be dramatically affected by these peaker, this peaker plant, they're property almost abuts it other than the street.

Director Walsh stated Chairman Lingenfelter, Supervisor Gould, I just uploaded, or basically, I'm sharing a screen that shows both land uses and the zoning surrounding the blue, the blue being the proposed site. So, just directly south, the land use from the general plan, as you mentioned Supervisor Gould, is low density residential, with the zoning being AR.

Supervisor Gould stated thank you, sir. That's all the questions, Mr. Chairman.

Chairman Lingenfelter stated thank you. Tim, I've got a question I'd like to follow up, Supervisor Gould mentioned the question about why, if activity had not taken place within what the Board had voted on if there was a condition and it would revert back to the prior use that that the County had stepped away from that and they weren't doing that anymore. Was that, was that a decision that came from the Board of Supervisors as the policy board, or was that something that came from staff that was administrative, and not run by the Board?

Director Walsh stated you know, that's, that's a good question, I'll actually, if I can ask Scott to help me out on that one. I know that's been the practice that we've had for quite some time that if these zonings expire, we don't, basically run a tabulation following all of them to see when they expire and follow up on them. This one itself was somewhat specific in that, it wasn't just an automatic it expires if it's not done, then it's rescinded automatically. The way that the motion read on this one it was, if these conditions are not met within two years of approval, and if at the expiration of this period the property has not been improved to meet the use for which it was conditionally approved, the Board of Supervisors, after notification by registered mail to the owner, and the applicant who has requested the rezoning, shall schedule a public meeting to grant an extension, determine compliance with the schedule for the development, or cause the property to revert to its former zoning classification pursuant to ARS title 11 chapter 6, 11-814. So, it was, it was kind of a specific condition on that one. But in general, if, if we have these that expire, as that property is proposed to be developed, or rezoned, at that time we, we generally will address the expired condition. But, Scott, do you have anything to add to that?

Chairman Lingenfelter stated that's okay, you don't have to go into that.

Director Walsh stated okay.

Chairman Lingenfelter stated I don't really know if I agree or support that way of thinking. So, it's a larger issue, maybe we need a Board Action item to clarify that a little bit more.

Supervisor Gould stated Mr. Chairman.

Chairman Lingenfelter stated Supervisor Gould.

Supervisor Gould stated thank you, Mr. Chairman. It sounds as if it was supposed to have been sent back to us for a vote on that, on that particular project. I think we're out of compliance.

Chairman Lingenfelter stated that's kind of what my point was, is if the Board votes on something and it says something, then it should be in effect, and it shouldn't just carry on for three more years, whether it's this instance or another instance. I mean if, what we vote on should, should count, and whatever is in there should happen, so.

Supervisor Gould stated yes, sir.

Chairman Lingenfelter stated I think we should go back to, to maybe strengthening that a little bit more. I know that it's a lot more work, but that's, I think kind of the reason that conditions are put on piece of property in the first place.

Director Walsh stated Chairman, if I may? Not to interrupt.

Chairman Lingenfelter stated Director Walsh.

Director Walsh stated definitely, I don't disagree, and I want to ensure the Board that, that those conditions are upheld, and basically, that, that condition that's placed on that property is, is basically continued and the intent of the Board is enforced with that as, as you can see with this one specifically, nothing has happened with that property and now that somethings being proposed, rather than just approving it or saying hey, you know, you had the zoning you're good to go, it is

coming back to the Board to basically to consider that extension along with the amendment. But definitely, your point is well taken.

Chairman Lingenfelter stated great. I'm going to open up call to the public now. We have a number of people that are signed up to speak. I would ask everybody in the audience to first have your cell phones turned to silent or vibrate, as I call you up please state your name, before you start your three minutes of testimony and I'm going to enforce the three minute time limit because we have, I'd say close to fifty people that have signed up to speak. So, Richard Tempelman.

Richard Tempelman, Fort Mohave resident, stated Chairman, Chairman Lingenfelter, and Board of Supervisors, my name is Richard Tempelman, live in Mohave County, I live within, actually within two miles of the proposed project and I rise in favor of it. I think anybody that lives in Mohave County understands that the County continues to grow and as it continues to grow it's going to need additional sources of power to, to facilitate that growth. And in view of the fact that Mohave Electric Cooperative's district is within that Mohave County, in our county, it only stands to reason that we're going to have to have them supply more energy as time goes by. Not only energy, but clean energy as was demonstrated earlier with the comments about the off fall from the power plant, from the proposed power plant. Not only that, but also, understand that, existing power comes to us from a plant in Benson, Arizona, the bulk of our power. And that is what, three hundred and fifty-some miles away. And those of you that can remember back to August, I believe it was of 2018, when we lost that power. August, in not the coolest time of the year. I happened to be out of the country, and flown back and landed in Orange County, California, not that, I guess it was a Friday night when it, when it happened, and called my daughter who worked at Walmart. They were in the process of the local southern, the Walmart store in Mohave Valley, throwing out everything in their produce department, any, everything in their meat department, not to mention the difficulties from the other stores in the area, the other Super Walmart, we have two Smiths stores, two Safeway stores. Everything that they had under refrigeration was in the garbage. Also, it impacted, I'm sure, the hospitals, and those kinds of institutions. In any event, it's, it's critical that we have something locally to prevent that from happening again. And consequently, I think this proposed power plant is just what the doctor ordered. Thank you.

Supervisor Angius stated thank you, Richard Kingsbury, Richard Kingsbury. And up next is Jerry Grinstead Junior, you're on deck.

Richard Kingsbury, Fort Mohave resident, stated my name is Richard Kingsbury, and I'm here against the proposed MEC plant. The gas-powered plants produce an abundance of toxic waste. These fossil fuel plants produce hazardous pollutants, which include sulfur dioxide, nitrogen oxide, particulate matters, and carbon monoxide, and mercury. These are all harmful to humans and the environment. These pollutants are known to cause multiple health issues, including asthma, cancer, heart disease, and most important, premature death. Globally, the pollutants cause one in five deaths in the US, and globally they produce one in five deaths, and in the US, they produce an excess of three hundred fifty thousand deaths per year. I definitely didn't want to believe these, and I am not positive, no one in this room wants to. Let's not destroy the clean air that we have here in our desert. These pollutants are also a major cause of water pollution, let's not contaminate our beautiful lakes and our rivers. These pollutants can also cause climate change. These gas

powered plants also produce methane gas, a very harmful greenhouse gas, and a very volatile one. Also, the EPA guidelines for this type of plant is three miles from residential areas. And they want to put this within a thousand feet of our property? I also have some pictures that I'd be happy to share with the Board of what some of these plants look like. They are very large, they're not a small situation. I don't know if you'd like to have these or not.

Chairman Lingenfelter stated Supervisor Gould.

Supervisor Gould stated he can put them on the.

Chairman Lingenfelter stated yeah, if you want to put the photos on the podium there, we do have a camera that faces right down on that.

Mr. Kingsbury stated you do?

Chairman Lingenfelter stated see the, where it says, place document there. Yeah, right there. There you go. Can we get the screen up please? There you go.

Mr. Kingsbury stated they're not a small plant. I wouldn't want them in my backyard, and I'm sure you wouldn't want them in your backyard. They are very close to our properties. The gentleman before me spoke of, he was in favor of more energy. I'm in favor of more energy, I'm in favor of it totally. But not where they're trying to put it. Not where there's going to be harmful to everyone here. Thank you.

Chairman Lingenfelter stated thank you, sir. Jerry Grinstead Junior. Watch the steps everybody.

Jerry Grinstead Jr, Fort Mohave resident, stated good morning, and thank you for the opportunity to address this issue, and also, for pulling it from the consent calendar. We appreciate that. I would like to speak on this, and just have you look at the location. This is under a quarter mile from our homes.

Supervisor Bishop stated excuse me, Mr. Chairman.

Chairman Lingenfelter stated Supervisor Bishop.

Supervisor Bishop stated because of the applause, I never heard this gentleman's name.

Mr. Grinstead stated my name is Jerry Grinstead, I live at 2613 East Nez Perce Road in Fort Mohave. So, we are very close to this. This property, if you look back in the history of it, it's pretty interesting how the zoning occurred for the rock crushing plant, and then it was supposed to come back to you, and it didn't, that was a mistake. But most importantly, I've got a wife that suffers with COPD. So, I'm here pleading, because of that, and if you looked at the American Lung Association, the EPA, within one mile is not good, within three miles is not good, three hundred feet, to send out a notice, posts signs on the property, whoops, sorry, this size, that's just wrong. You've got to look at this, and I know that one of you said you stood on the property. A neighbor and I also went out and stood on that property, and while there may be a berm of sand between that lot and our homes, it's within twelve hundred feet. Twelve hundred feet, when that thing is emitting, and I want more power, trust me, but when that thing is emitting things into the air, the wind blows from the north, it'll blow right to our house. Finally, I do not want to live in an area,

we live within fifteen hundred feet, that has a sound of a dishwasher going twenty-four hours a day, that's just wrong. Statistics show, people under sixty-four, or over sixty-four have a potential for health hazard from this. If you look at my neighbors, I think we're starting to push that a little bit. So, I really ask that you give this sincere thought. There's other places it can be. We have a big desert out there. Thank you for time.

Chairman Lingenfelter stated Les Duncan.

Les Duncan, Fort Mohave resident, stated good morning, members of the Board, Les Duncan, and I live in Sunrise Hills Valley View, and I'm within that affected area. I'd like to say thank you to the Board for letting us, pulling that from the agenda so you would hear our complaints. We would have actually been at Planning and Zoning if the Mohave Electric Company hadn't been so devious, the way that they posted that, and nobody was ever notified. I mean, did it ever occur to the Board why there was no opposition at Planning and Zoning for this? The reason being because, we didn't know. So, coming down the road for the, to this meeting, someone intercepted an email that alerted us of this. So, as soon as we got the alert, we, we went into action. We were able to get a hundred and fifty people together within twenty-four hours to oppose this. I believe that Mohave Electric did not do due diligence to notify us that they planned on doing this. Now we gave them a pass on that solar thing where they're at right now, because we didn't oppose it. But this, we're a hundred percent against it. It does not belong in a residential area, for one thing. And their signs, if they did post them, I mean, I can put a post-it note on a stick in the desert and take a picture and say, okay, I posted this. I travel that road at least four times a week, down Ashley, back and forth, four times a week, and I never one time seen one of their posted signs, or we would have been at Planning and Zoning. So, I'm respectfully asking the Board to deny their extension of time. That extension of time was for BNR Development. It was not for Mohave Electric, but they knew when they purchased that property from BNR, or whoever they purchased it from, and the person handling the real estate deal, I'm sure altered them of what their, what they're doing right now. That they could, they could actually ramrod this by the public and it would just sail right on through. But we had to keep it from the closest neighborhood. People, Los Largos for example, I live in Sunrise Hills, all of us are affected by this. According to the EPA, we are affected all the way from one mile to three miles, which puts it all the way down there to State Road 95. So, I plead with you, do not give them the extension of time. Make them go afresh, make them go back to the Planning and Zoning Commission and apply for new zoning on that location. Thank you.

Chairman Lingenfelter stated Dale Smalley.

Dale Smalley, Fort Mohave resident, stated good morning, Chairman, Supervisors. My name is Dale Smalley, and I also live in the Sunrise Hills area. And I have been down to that site, but I don't go there very often, unless, like a lot of my neighbors, we're in side-by-sides, that's not a place you take road vehicles. But I have some of the same complaints that you've heard already. I'll revoice them quickly. Is the, the Planning and Zoning Commission, I, I actually, when we got word of this on November 27th, excuse me, I went on your website and watched the meeting, and I was beside myself. There was no questions other than why, why didn't you do it in the two years, because we bought it new property, okay, approve, unanimously. There was no opposition because we didn't know. Again, not even posting on the gang mailboxes to tell us what was going on,

which would have been simple to do. But no, they didn't. And I would ask that the Commission, would they have put this in their backyard? I think not. And the heavy rock crushing zoning that was done 2018 that should have reverted back, with all inside, enclosed, filtered air, so they were going to be very careful of what they put out because of the areas. And we're still building in those areas, so there could be people closer than that. And, again, like the last speaker, I believe that you should revert back, as it said in, in the condition before, revert back to the original zoning and start anew. Start over. Instead, again, they tried to sneak it through, not wanting us to know. And if it hadn't of been for somebody intercepting that email, we wouldn't have known. We wouldn't have known about this meeting today. Obviously, they posted it in the newspaper; not many of us read newspapers anymore. And we have our websites that we go to, but usually not yours. Beside the obvious health issues that we've talked about, what's it going to do to our property value? Do you want to come and buy my home, if I can see these stacks. I don't, I think not. And I think every, almost everyone here, exception of a couple, oppose this. A hundred percent oppose it. We don't want it. I'm not opposed to more electricity, we need it, obviously. I've suffered through some of these blackouts. But not there. We've got thousands of miles of desert. I'm sure there's a better spot.

Chairman Lingenfelter stated Reese Lane.

Mr. Smalley stated thank you.

Reese Lane, Fort Mohave resident, stated Reese Lane, I live in Mohave County, have for about the last five years. I'm actually for this for a very sound reason. The emergency services and the brown outs. The second you lose power to an area, you lose your emergency services, then you've got to bring them in from someplace else to get the connection, and then someplace else suddenly doesn't have their emergency services. So, if these generators are only going to be run at high peak in the summer, when most of us who are over sixty-five, absolutely have to have air conditioning, you know, for our lungs and whatnot, and then only in emergencies, like when, to feed into the line where they lost the power down at the river. What are we looking at, we're looking at a pure safety situation, and nothing simpler. I understand what everybody else is saying, but from a pure safety standpoint, this makes absolutely sound sense. Thank you.

Chairman Lingenfelter stated I believe this says, Hubert McKeever. If I could get everybody to put their cell phones on silent. I do enjoy all the rings though.

Hubert McKeever, Fort Mohave resident, stated good morning, Chairman Lingenfelter and Board members. I'm Hubert McKeever, I live at 6090 Shelby Road in the Sunrise Valley RV homes. I can see the solar panels that are currently there just to the west of where this proposed plant is from my front door. So, you know, once you get away from where the mounds of dirt are, you can't see over those mounds of dirt, I understand that, but down the, straight down Shelby Road, I can see the solar panels from my front yard, and this plant is proposed to be just to the east and adjoining those solar panels. By Google Maps, it shows that I am fourteen hundred feet from my front door to the corner of that lot. EPA publications that I have read over the past couple of weeks state that anything within three miles is an extremely hazardous area from these gas fired power plants. One of the other members spoke and said that you know, the chemicals that are released, one of the

studies that I read said that it also releases benzene and formaldehyde. Those are two very dangerous chemicals causing cancers, they've been linked to ALS, which is Amyotrophic Lateral Sclerosis, Lou Gehrig's disease, something that's extremely dangerous for you know, especially older people that come in contact with these type of environmental conditions. So, I want to just make sure that the Board understands that I am definitely opposed to this power plant being there, and I ask your consideration to go reevaluate the Planning and Zoning and the approval of this, and we do appreciate your time today and taking it off the consent list. Thank you,

Chairman Lingenfelter stated Chris Arciniega, Arciniega, thank you.

Chris Arciniega, Fort Mohave resident, stated I want to thank the committee here, the Supervisors, Chairman, thank you for having us here. Alright, I totally agree with everything that's going on here. You know, I want power, I don't, I want everybody to come in, fossil fuels. There's fossil fuel power, right? So, why does this have to be so close to our neighborhood though? That one I don't get. I agree with everything they have stated over here. You know, I'm not against power, trust me. One thing I don't see a lot of talk about is actually the concern and safety of these plants. We don't hear about anything about what the wind direction is going, what it does, you know, and that irritates me, cause you know why, I worked in the chemical plant. Some of these emissions are being allowed to release, were released, and it's not good. Not good at all. NOx, not good. Anybody can look it up; EPA has strong limits to this, okay. Alright, so, I do not like this thing that went through, under the table is the way I look at it. I watched that video after the fact that we found out, there was a video put out of the Commission. It was disgusting how fast it went. So, I totally oppose this. And at a later date I will come back and tell you everything that I know about these plants. And I don't know the process of this plant, how they handle these pollutants, but I wish I did. And I don't see anything about a process, what the process is. I do know about turbines, I know about high pressures, and I know about pollutants. Thank you for your time. I oppose this.

Chairman Lingenfelter stated Josephine Valles.

Josephine Valles, Fort Mohave resident, stated good morning, thank you for allowing me to speak today. My name is Josephine Valles, I am a resident of Valley View at Sunrise Hills, business owner, and a cancer survivor. I reside at 6130 South Shelby Road in Fort Mohave. I moved here to enjoy our beautiful mountains and desert. As a cancer survivor, I do not need any additional risk factors that will affect my health and others. I ask you today to please consider our community and health and wellbeing and deny their request for an extension and deny this project from moving forward. Thank you.

Chairman Lingenfelter stated Ellen Brown.

Ellen Brown, Bullhead City resident, stated good morning, Ellen Brown, I've lived in Mohave County for almost forty-four years. I approve this project. From what I've heard this plant will be used mostly during emergency situations, it's not going to run twenty-four seven as some have said. When we are short of power during the high peak season in the summer, or we have serious power outages, this is going to supply that supplemental power for us, and we need that to avoid going out on the open market and paying exorbitant rates for the power that California's in the same market. And we know supply and demand, those, when there's more demand than the supply,

then the prices go up and up and that's what's happening now on the open market. So, this power plant will prevent that from happening, prevent Mohave Electric from going on the open market during those high peak periods. So, again, it's not going to run twenty-four seven, just during the high peak periods and that's why I approve this project. Thank you.

Chairman Lingenfelter stated Roz Rosentrater.

Roz Rosentrater, Bullhead City resident, stated hello, my name is Roz Rosentrater and I'm in favor of this project. I think that it's important that we have reliable power. We endured the power outage last year, and with having a husband who was in hospice and was on oxygen and everything, we need to have reliable power. I know this plant's not going to be running all the time, I understand the people's concerns about it being an eyesore and everything. But I think we need reliable power, and we don't want to pay the rates like we did in California. I'm used to the rolling outages in California. I'm used to what the California power rates are; they're astronomical. Most people here are retired or we're on fixed incomes, and we cannot afford to have to go out on the market and buy our electricity at whatever rate they want to set for the day. Okay, thank you for listening.

Chairman Lingenfelter stated Barbara Pape.

Barbara Pape, Bullhead resident, stated good morning, Chairman, and Supervisors. My name is Barbara Pape, at 3908 Jamboy Way in Bullhead City. I've been a Mohave County resident for seventeen years. I love this place. I support MEC's backup plan. This is a backup plan. And let me tell you, I'm really concerned with the emergency, all the emergency services. Once it goes down, our energy goes down, we can't get the fire department, we can't get the police department, can't get into the hospital, the hospitals are on their generators, but we need this power. We have people over here expressing they're concerned about the environment, well what about if their energy sources, they can't use them. So, we need to keep this backup plan. It's only a temporary, or not a temporary, but is a backup plan to make sure we have energy. That's all I wanted to say. Thank you.

Chairman Lingenfelter stated Carol Hooker, or Mooker, Carol. Thank you.

Carol Hooker, Fort Mohave resident, stated hi, my name is Carol Hooker, and I live at 6178 South Vanderslice Road, Fort Mohave, in the Valley View Sunrise Hills subdivision. I had a whole speech set up to give to you guys, I am appalled at these people being allowed to come in here and say it's not going to run all night, it's only for emergencies. Even the developer doesn't know what this plant's going to do, how it's going to act, what it's going to look like. This is obnoxious. This was pushed through, I am disappointed in the County, I am disappointed in MEC. We are not even MEC customers, we are Unisource. Sounds like Unisource will not see any of that power, any of it the way he described it. My house is going to be for sale if anyone would like to buy it, if this plant goes through. I am going to lose everything. I just turned seventy years old, retired here with my husband, and my disabled son, I am a cancer survivor, and I really don't appreciate the fact that anybody would have the gall to put this in as close as it is to our houses. I don't know where you were standing, but there's rooftops. I don't know where you guys were standing. There are washes out there. And that's flood control, by the way, this plant is in the immediate path of the flood control zone. If it floods, which it does frequently out where we are, it's going to be floating

down to the highway, they can pick it up down there if they want to. Yes, I'm a fiery red-head, and you pissed me off; and it just gets my goat. I do want to say to you though, there was one thing, when we did find out about this exactly one week ago today, we found out about this, and we have rallied because our livelihoods and our homes and our properties are at stake. There was an information sheet created that we received with the actual application. We don't know who created the information sheet, but it had all the facts about all of the carcinogens and all of that stuff. There was a line in the information sheet, buried, that I found that just angered me to the hilt. And it actually sounds like what a coach would say at the end of a game when they won by one point, and I'm quoting this, MEC got lucky, not so much so for the Fort Mohave residential community. Now, tell me, this wasn't planned, and we didn't get the end round.

Supervisor Angius stated can I ask a question?

Ms. Hooker stated I oppose this being put where it's being put. You can put it anywhere you want, but not by our house.

Chairman Lingenfelter stated thank you.

Ms. Hooker stated period.

Chairman Lingenfelter stated Supervisor Angius.

Supervisor Angius stated I have a question, Ms., Ms.? I just have a question, that, the fact sheet you were talking about, where did that come from, that wasn't, came from MEC, it just came from your, the?

Ms. Hooker stated it arrived with the actual application; we don't know who wrote it.

Supervisor Angius stated okay, but I, it wasn't MEC.

Ms. Hooker stated no.

Supervisor Angius stated okay, okay.

Chairman Lingenfelter stated Ted Martin.

Ted Martin, Mohave Valley resident, stated good morning, Merry Christmas, Happy Hanukkah, Happy New Year. Ted Martin, 1740 East Valley Parkway in Mohave Valley. Members of the Mohave Electric Co-op are all shared owners in the company, so we're all part of what makes up Mohave Electric Co-op and there's three districts, that shows you the size of the population that this district serves. I'm very much in favor of this project, even if this project operated twenty-four seven, three-sixty-five, it's not, it would be nice to have our own generating plant within our own district. The property is owned by Mohave Electric, so it's in the district. It's not going, it's not Unisource's, it's owned by the Co-op, so it's in the district. We own it. So, this plan has been something that just wasn't shot under the table. If you want, if they'd go to the Electric Co-op annual meeting and understand what the Co-op's doing, they would know what direction the Co-op wants to go in, and how they want to get there. There's a situation not far from their houses that exists today, exactly what they're talking about. Calpine Electric plant, which has been operating every day for the last month, operates and within a quarter of a mile is Topock Lake Rancheros,

which is a residential subdivision. So, this situation already exists, so all I can say is, this is a situation that, it's, I don't want it in my backyard, it's putting fear out there by getting in accurate information about what the emissions are going to be, it's, it already exists, it's already there. I didn't see any pictures of Calpine, showing the plant. I didn't see anybody go down there and say, I stood outside of Calpine plant, and I could hear it running, because you can stand out there and not hear it operating at all. So, like I said, it's, it's a situation where I think people are putting a lot of fear and they don't want it in my backyard, but what it's going to, what's it's going to mean to electrical distribution and electrical generation in our county, and what it serves, I think it's going to take, it makes, makes a lot of sense and is very important. And if you don't think that the water situation is serious, and how we're dealing with the water situation, and what fighting we're having to do to make sure our resources stay local with regards to water, it's going to be the same thing with electricity. We're going to be in the same boat. So, again, I'm for it, and I support this project. Thank you.

Chairman Lingenfelter stated Lisa Ferrell. Order, please. Order, please. Lisa Ferrell.

Lisa Ferrell, Fort Mohave resident, stated good morning, my name is Lisa Ferrell, I live on Lipan Court in Fort Mohave, and have for the fifteen years that I've been a Mohave County resident. That is within three miles of the proposed site. I have a seventeen-year-old that lives with me and he will be taking over that house from me. I support the proposed natural gas project because it helps us keep the power generation local, improves the efficiency, reliability, while keeping our electricity affordable, which is definitely needed in our low-income area. I'll keep it short, because I know there are others that need to speak. Thank you.

Chairman Lingenfelter stated Heath Barker.

Audience stated boo!

Chairman Lingenfelter stated no boo's, please.

Audience (*laughter*)

Chairman Lingenfelter stated order.

Heath Barker, Bullhead City resident, stated thank you, Mr. Chairman, Supervisors. I'll keep this short; I've been living in Mohave County for about forty-one years. I took a few years off to go play in the military, came back from there. I want to thank you for having a free and open discussion. I'm not appalled by discussing things. I do want to say, I'm in support of any kind of energy options withinside of our valley because keeping it here, we're not relying on transmission lines potentially going down. I have a small family, lived here in the Bullhead area now, and when we lost power at Labor Day, it was, it was pretty brutal; you know a hundred and fifteen degrees. I get being concerned about noise, you know, by the way a rooster is about a hundred and sixty-five decibels, you know, that's an RA area, which you can have roosters there. You know, maybe complain about roosters and not power generation. But that's me. Anyways, thank you.

Chairman Lingenfelter stated thank you. William Nielsen.

William Nielsen, Fort Mohave resident, stated good morning, I'm William Nielsen, I live at 5219 South Westwind Drive. I've been a Fort Mohave resident for over thirty years, and I thank you for the opportunity to comment. As the crow flies, I live less than a mile from the proposed project. And I fully support MEC's plan for clean, natural gas generation, in addition to their solar arrays. A local source, localized source of power generation would likely shorten the duration of a catastrophic outage like we suffered through last September. Green energy is important to all of us, and natural gas generation is more reliable than any solar field is when the sun's not shining. I applaud MEC's efforts to provide the residents of the Mohave Valley with an additional source of clean reliable energy and thank you again for the opportunity to speak.

Chairman Lingenfelter stated order.

Mr. Nielsen stated I would like to add, Supervisor Gould, that you do have constituents on both sides of Vanderslice, and so hopefully, you'll listen to all of us.

Chairman Lingenfelter stated thank you. Courtney Nixon.

Courtney Nixon, Fort Mohave resident, stated hello, thank you. My name is Courtney Nixon, and I have lived over in Fort Mohave over on Ruby Court for the last ten years. I support MEC's natural gas project because we will have reliable power locally. I'm keeping it very short. Thank you.

Chairman Lingenfelter stated thank you. Jared White.

Jared White, Fort Mohave resident, stated good morning, good morning, Chairman. My name is Jared White, I'm a resident of 2021 Primavera Lane, Fort Mohave, Arizona. I have been in Mohave County for twenty-two years, roughly, with a couple years in college. I'm fairly educated; I've spent a lot of time doing research, whatnot. I'd like to thank you for this opportunity to comment. I'm here today to say that I fully support MEC and AEPCO's plan for affordable and reliable energy. The natural gas generators that are being proposed will not only take some strain off our grid, but they are also cleaner with lower emissions the environment is important to all of us, and I'm glad to see that, the steps that Mohave Electric is taking to produce cleaner energy. We need to support this plan if we want to continue to enjoy dependable and affordable energy. Thank you.

Chairman Lingenfelter stated Jeremy Brunk.

Jeremy Brunk, Kingman resident, stated hello, my name is Jeremy Brunk and I live at 5367 North Prairie Heights Drive in Kingman, Arizona. I support the Mohave Electric's natural gas regeneration project. I'd just like to say that, thank you.

Chairman Lingenfelter stated Leilani Yamamoto. Leilani Yamamoto, thank you.

Leilani Yamamoto, Bullhead City resident, stated good morning, my name is Leilani Yamamoto, I've been in Mohave County for fifteen years. I do support the solar panels for MEC. I do you know, the emergencies is important. I have two boys that are hemophilia. Last year sucked. It was a hundred and fifteen, had to stay in my car to keep them cool, they can't be in the heat, so I support Mohave Electric. Thank you.

Chairman Lingenfelter stated Monique Sona. Monique Sona. Great, thank you.

Monique Soria, Bullhead City resident, stated good morning, I'm Monique Soria, I live in Bullhead City; I've been a resident for thirty-one years. I just want to say that I support Mohave Electric natural gas generation project. I think it will be a good thing for us to have a backup, or even just a safety in general, just like the rest of us, we survived the heat, it was brutal. But I just want to say that I support the project. Thank you for your time.

Chairman Lingenfelter stated thank you. Chris Teske.

Chris Teske, Fort Mohave resident, stated good morning, everyone. My name's Chris Teske, I've lived in Fort Mohave for about three years now. I support this movement right here; the reason being is because, not all of us are over fifty/sixty years old. You know, some of us want to start a family, and then you know, when the power goes out, what are you going to do with those kids, you know, just have them sit there in the heat, not, not really. I was in the US Army, over in Fort Irwin, California, right next to Death Valley. I was a US Army Tanker, and a hundred and twenty, a hundred thirty-degree heat in a tank, is not fun, a steel box. So, as, if you guys don't know, tanks are, what do you call them, they're the turbine jets. So, those things, you can talk in front of them, and have a normal conversation just like this and you can, it'll sound perfect. You know, I mean, I don't know if you guys were tankers, but you know. And for the people that don't want this to happen, that are worried about pollution and all that other stuff, I guarantee you that they're also people that denied wearing a mask during COVID. Thank you.

Chairman Lingenfelter stated order. Joe DeLorenzo. Order, please. That means me.

Supervisor Gould stated no additional charges.

Joe DeLorenzo, Fort Mohave resident, stated good morning, thank you for having me. My name is Joe DeLorenzo, I live at 4846 Castilla Court in Fort Mohave, Arizona. I have been a Mohave County resident nineteen plus years. I support the natural gas project because it reduces costs over time by improving efficiency and avoiding expensive market power purchases. Keep the Mohave Electric rates affordable. Thank you for having me.

Chairman Lingenfelter stated Steven Jones.

Steven Jones, Bullhead City resident, stated good morning, everybody. My name is Steven Jones, I've lived in Bullhead City for the past fifteen years. I'm right now in support of the natural gas generation project through MEC. A lot of us have talked about us losing power about a year ago. I work with a company, Irvine Cable Construction. We worked really closely with MEC's people to get everybody's power back up as quickly and as fast as possible. With this new natural gas generation project, this will help us in case we have emergencies like that again. Thank you, have a nice day.

Chairman Lingenfelter stated Felix Rodriguez.

Felix Rodriguez, Bullhead City resident, stated good morning, my name is Felix Rodriguez. I live at 2612 Calle De Mercado in Bullhead City. I've been married for thirty-three years, and I have

three wonderful children and a loving wife who hasn't killed me for my life insurance policy, yet. I support Mohave Electric's natural gas generation project. Thank you for your time.

Chairman Lingenfelter stated Kevin Nestrick.

Kevin Nestrick, Bullhead City resident, stated good morning, and thank you for the opportunity. My name is Kevin Nestrick, I live at 2680 Country Club Drive, Bullhead City, Mohave County, Arizona. I've been a resident of Bullhead City, Mohave County for forty-six years. Thank you for the opportunity to comment. I'm here today to say that I support MEC's plans for affordable and reliable energy. I am a retired pharmacist and business owner. Throughout my fifty-year career in the healthcare field, I've embraced change through innovation, and technology. The technologies being presented by MEC for this gas generation plant is at the leading edge of technology within the power generation. It is not the awful looking, smokestacks that once habitated Laughlin's skyline; that's not what's being presented. It also will give us a, provide us energy backup power for our hospitals, fire departments, police and Sheriff's departments, as well as cooling centers during emergency outages. I support Mohave Electric's plan and vision of the future. Thank you.

Supervisor Angius stated Chris Morgan. And then, Marilyn Meyer is up.

Chris Morgan, Fort Mohave resident, stated good morning, Board members, wherever Travis ran off to, I hope he's having a good time. I'm going to start off with this picture. Can you get that up on the board please? This is what the power plant down on Courtwright looks like. This is what MEC's proposing to do. I'll even let you see them side by side, the difference in these things; super-efficient, very low emissions, noise is minimal. I come here and I didn't introduce myself, I'm Chris Morgan. I am the Chairman of the Food for Family Food Bank. We lost a ton of food when we had the outage. Excuse me. So, we need to ensure that this doesn't happen again. We feed over two million pounds of food comes through our food bank every year. So, we need to ensure that we're not throwing food out. It's hard enough to get it in, and we need to make sure we have what we have. Unless the County wants to put up a, you know, nice big generator to preserve our food; you know at a quarter-million-dollar cost, that's just not going to happen. This is not a bad deal. You know, it's going to produce, and it's called a quick start system for a reason. This is not something that runs online at idle speed, when they need it, it pops up. They're only going to use it when we're low on power, during you know emergencies. We don't want to be held hostage from these people in California that you know, cause more problems with their electric cars. The grid there won't support them. You know, they're more worried about cows eating grass and farting and making the, you know greenhouse effect. It's a joke. We cannot be held hostage by people outside our state. Tyler Carlson has done a phenomenal job making sure that MEC is top notch on everything they do, this is not going to be a fly by night job. It will produce, it's going to be safe. And you know, I'm sorry for the people that live close by, I'm two miles away. It just is something that makes sense at this point. And I will see you guys all later. Thanks.

Supervisor Angius stated may I ask a question, Chairman?

Chairman Lingenfelter stated please.

Supervisor Angius stated Chris, Mr. Morgan.

Mr. Morgan stated yes, mam.

Supervisor Angius stated that picture, where did you get that picture?

Mr. Morgan stated that picture was given to me through MEC. Hey.

Chairman Lingenfelter stated order, order.

Mr. Morgan stated laugh all you want.

Chairman Lingenfelter stated order.

Mr. Morgan stated this is the difference between thirty-year-old technology, and new technology.

Supervisor Angius stated right. Can we get a copy of that please?

Mr. Morgan stated I'm sure they would love to do that for you.

Supervisor Angius stated okay.

Mr. Morgan stated and I will put that off.

Chairman Lingenfelter stated I'm going to get through the rest of the call to the public and we'll call you up.

Mr. Martell stated he asked us for that, the pictures are on their way.

Mr. Morgan stated this is, I asked them for this, because I left mine at home.

Chairman Lingenfelter stated okay, duly noted. Thank you.

Mr. Morgan stated okay.

Chairman Lingenfelter stated Marilyn Meyer.

Marilyn Meyer, Bullhead City resident, stated good morning. My name's Marilyn Meyer. I've lived in Mohave County for five years. I support the MEC natural gas project. I'm going to make this short and sweet. Thank you.

Chairman Lingenfelter stated Norris Sweidan.

Norris Sweidan, Fort Mohave resident, stated so, my name is Norris Sweidan. I normally don't come up. So, for you to, to actually go over there and say you guys stood there and looked at it. That's kind of a joke. Because you didn't see anything. I get it, everybody wants more power. When the power went out, yeah, it sucked. It really did. We called the fire department to come help us get, help us get our community out, get the power lines out. You know what the fire department told me? Not my job. Not my job to come get residents out. I get all these people. I'm forty-five years old. So, just like the other gentleman from the Army, I'm a veteran, Navy. At thirty-five years old I was diagnosed with heart failure. You want to know why? Chemicals. I spent six years in Iraq and Afghanistan. So, now you want to stick this, and get me exposed even more. Not you, you, you, you, you, you, you, or you, would put it in your backyard. Guarantee you.

Chairman Lingenfelter stated Kymber Kemp.

Kymber Kemp, Fort Mohave resident, stated good morning, my name is Kymber Kemp. I have lived in Fort Mohave and Mohave County for about four years. I do support this project, for the reason being of the emergency backup. Up until recently, I was a Unisource customer, and last Labor Day, I was out of power for seven days. I have two small children and I had to live in a hotel for a week, which was not cheap. So, to be able to have.

Ms. Hooker (from the audience) stated at least you were able to find one.

Chairman Lingenfelter stated order, please.

Ms. Kemp stated to be able to have that backup power to be able to rely on to be able to get onto electrical service. In the community that I lived in when that happened, there was a lot of elderly that could not afford hotels. And they, a lot of them ended up in the hospital because of the heat. So, just to be able to provide emergency backup for the hospitals, fire departments, and the elderly, you know, I think that's just a really big thing. So, I support this project. Thank you.

Chairman Lingenfelter stated Tyler Weldon.

Tyler Weldon, Kingman resident, stated good morning, my name is Tyler Weldon, I have a resident of Mohave County for thirteen years. I think this project, which I'm in favor of, solves quite a few issues. Again, we hear a lot about reliability, about people coming up and getting power in times of need. We also talk about rates; we're talking about costs. I think Chairman Lingenfelter, you had mentioned some of your constituents were, you know, wondering about the rates, and you know, how that was going to go. But this would definitely help in that instance. So, for those two reasons I support. Thank you.

Chairman Lingenfelter stated Brenda Seymour.

Brenda Seymour, Bullhead City resident, stated hi, my name is Brenda Seymour. I live on Citrus Street in Fort Mohave, Mohave Valley. I do support MEC's natural gas project. These are quick ramping units that are supposed to be useful in the peak times of the summer, and we need reliable power the most. Also, for those of who are in doubt, if my backyard was big enough to fit one of the power plants, I would put it there. Thank you.

Chairman Lingenfelter stated Christine Owens.

Christine Owens, Bullhead City resident, stated thank you, Chairman and Supervisors. My name's Christine Owens. I've been a Mohave County resident for thirty years. I support the natural gas project because it reduces cost over time by improving efficiency and avoiding expensive market power purchases and keeping our cost down for all of our members. Thank you.

Chairman Lingenfelter stated Heather Fedman. Sorry if got that wrong. Foreman, thank you.

Heather Foreman, Bullhead City resident, stated hi, good morning. Thank you for letting us speak. I have, I live at Sundial Drive in Bullhead City, and I have been a Mohave County.

Chairman Lingenfelter stated please state your name for the record, I'm sorry to interrupt you. Could you state your name?

Ms. Foreman stated yes, my name is Heather Foreman.

Chairman Lingenfelter stated thank you.

Ms. Foreman stated I have been a Mohave County resident, I've lived in the area since 2010, and I support the natural gas project because it reduces cost over time. A lot of people speak, having issues with the affordability, and the rates would definitely increase. Often the cost of electricity on the market is higher in the summer months because of the desert climate and supply availability. Without the natural gas units, residents will be exposed to high market power purchases, potentially raising the summer months bills to prices that are unaffordable for MEC residents. So, I would definitely support this. Thank you.

Chairman Lingenfelter stated Marlon Cortez.

Marlon Cortez, Fort Mohave resident, stated good morning, Chairman, and Supervisors. My name's Marlon Cortez. I live in Fort Mohave, and I've been a resident in Mohave County for twenty-six years. I'm here today in support of the gas generation project to propose for Mohave County. I've lived here for most of my life, and we all know what the weather's like. And I've experienced these power outages, and it's not pleasant, especially when it's a hundred and fifteen degrees outside. Most of us depend on MEC for power in the area. So, I know they try to keep their rates as low as they can while maintaining reliability. But how could they do this if the population is increasing, and the rates keep going up. How can they sustain the grid like this. From what I've heard about these generators, they only kick in when they are needed, and they run much cleaner, more efficient than the older ones at other plants. This will also help MEC's overall resources and also support their solar projects as well. We need to stand behind this project to ensure that MEC can provide us with affordable power, and reliable power. Thank you for your time.

Chairman Lingenfelter stated Keith Marino.

Keith Marino, Bullhead City resident, stated good morning. My name's Keith Marino, and I have lived in Bullhead City for about twenty-five years now. I support the natural gas project because it will help cut costs over time by improving the efficiency and helping to avoid the exposure to the open market. Often, the cost of electricity on the market is higher in the summer months for MEC because of the desert climate and the availability. We all know California, you know, when exposed to the market will suck it away as fast as possible. Without the natural gas units, residents will be exposed to these high-power costs, potentially raising the summer months bills to prices that are unaffordable to MEC's members. Thank you.

Chairman Lingenfelter stated Toni Barbaro.

Toni Barbaro, Bullhead City resident, stated good afternoon, almost. Chairman and Supervisors, I'm very pleased to be here today because I've lived in Mohave County and Bullhead City now for forty-three years. I raised my family here. I know progress is hard to accept for a lot of us, but

without progress, we become stalemated. And MEC has progressed us as far as we can go and wants to progress us even further so that we are able to sustain our, our members and the people around us, including Unisource if necessary. It's not just for one, but for all. I think that by now you understand that I support MEC's position as far as, as far as the peak generation of the gas units, and how important it is for our stability and our growth. We can't stop progress. It has to come sometime. And if you try and stop it because you're afraid, you lose, and you lose big. Thank you for letting me be here.

Chairman Lingenfelter stated Jose Solar.

Jose Solar, Bullhead City resident, stated good morning, my name is Jose Solar and I have lived in Mohave County for over ten years now. And I am here to fully support the gas generators that Mohave Electric is proposing. I believe that it is going to keep our utility rates in, at a reduced price. Let's not forget that Mohave Electric is a Co-op, which means that we all pay the price. We're paying for that gas generation, but we expect our return on that investment. So, and I, while I sympathize with all the opposition to it because of the health issues, I understand that progress has to be made and sometimes we just have to weigh the options available to us. Thank you.

Chairman Lingenfelter stated Matt Blich. Last speaker in on deck is Rob Frederick.

Matt Blich, Bullhead City resident, stated good afternoon, Chairman, Supervisors. My name is Matt Blich, I live at 2816 Sidewheel Drive in Bullhead City, Arizona. I've been a Mohave County resident for four and a half years. I'm also the General Manager at Nucor Steel, Kingman. Nucor has been a successful business in Mohave County for thirteen years. We employ a hundred and twenty-five persons today, that will expand to two hundred by the end of next year. We're expanding our operations, and reliable and affordable power is a necessity for us and for more businesses to expand as well. Nucor has a joint power agreement with Mohave Electric Co-op and the Arizona Electric Power Cooperative. With high priced power costs in the open market, any local generation that will reduce the dependence on import from this market will increase reliability and decrease our costs. If these units aren't built, MEC may not be able to provide the increased power its members need and will force curtailment shutdowns, especially to Nucor and other large businesses, which negatively affects Nucor, it's employees and the County. These units are key for MEC to continue providing reliable, affordable power to Mohave County residents and businesses and to allow for the expansion of Nucor's plant which is a substantial boost to the local economy, bringing in an additional fifteen to twenty million dollars' worth of taxable income to our, for our new jobs and every job we create supports about four to five jobs in the area. As a resident, and a representative of Nucor, and Mohave County, I support the natural gas project, and this extension of time will allow for a full analysis to be done as will full public comment period as required by ADEQ. Thank you for your time, and consideration.

Ms. Hooker (from audience) stated they didn't give us that.

Chairman Lingenfelter stated Rob Frederick.

Rob Frederick, Bullhead City resident, stated Mr. Chairman, Board of Supervisors, my name is Rob Frederick, I live at 3368 Ridge Run Avenue in Bullhead City. This year marks my fortieth

year as a Mohave County resident. I'm here today to voice my support for Mohave Electric's plan for natural gas generation. Having lived in Bullhead City and Fort Mohave for most of my life, I know how extreme our summers can get. I've witnessed my share of power outages during the monsoons, so I understand that electricity is not a luxury, but a necessity to support life. These generators are much smaller, and cleaner than traditional generation. Local access to electricity from these generators during a power outage, or extreme pricing costs by California is vital to the safety and well-being of our community. I also want to make a point that during the Labor Day outage, a year ago, when everybody said, you know, all the stores lost their food. Everybody thinks, okay, well Smiths, they're a corporation, they have insurance. Walmart, you know they have insurance, they can write it off. It us. I lost the food in my fridge, but it was more than that. I couldn't get any. There was none in Bullhead City to buy. The emergency crews that came in to help out could not get any food. All the restaurants were closed, all the grocery stores were out of food because it all rotted. Having an emergency backup in this area is necessary. And for those who are Unisource's territory, they say that they will not get electricity from this, however all the emergency services that provide services to them get electricity from Mohave Electric; their hospitals, their fire stations, the cooling stations that are set for emergency, those require Mohave Electric's generation. Thank you.

Chairman Lingenfelter stated that's the last speaker. What's the pleasure of the Board?

Supervisor Gould stated Mr. Chairman.

Chairman Lingenfelter stated Supervisor Gould.

Supervisor Gould stated the question is not really power generation, but whether or not this is the correct location for a power plant. The, you can, you can, there's no question we need additional power, but do we need additional power next to a residential neighborhood. I don't think so. My other question is, I don't believe during the storm last Labor Day that you lost your connection to the grid. I believe you lost your wiring inside of your system, not the connection to the grid.

Mr. Martell stated we did lose connection to the grid. That, those big two-thirty lines.

Chairman Lingenfelter stated speak into the microphone a little closer, thank you. Can't hear you.

Mr. Martell stated yeah, we did lose connection to the grid. Those big two-thirty lines that feed our power, they went out as well.

Supervisor Gould stated when did they come back up though?

Mr. Martell stated twenty-four, thirty, between eighteen and thirty-six hours later.

Supervisor Gould stated I remember something slightly different, but we could, we can beg to differ on that.

Mr. Martell stated that's fine.

Supervisor Gould stated but I'm not convinced that this power plant would replace that.

Mr. Martell stated it wouldn't replace the two-thirty lines going out? I don't understand the question.

Supervisor Gould stated no, that it would power up the things that were down in the advent of, that you lost those wires again.

Mr. Martell stated absolutely it would. We could show you, we can show you maps of the sixty-nine system that feeds right to those places. I don't, I don't understand your question, honestly.

Chairman Lingenfelter stated order, please.

Ms. Hooker (from the audience) stated it was the poles that were.

Supervisor Gould stated I think we, I think we beg to differ on that. But, Mr. Chairman I, motion to deny.

Chairman Lingenfelter stated we have a motion, but I'll. Supervisor Angius.

Supervisor Angius stated well, you know what, I have some questions. But these questions will be answered. If this were to go through, all these questions, there's many, we're not there, they're not going to start building. There's all these permits they need to get. Public hearings. I think that there's a lot of information out there that may or may not be wrong. And you'll learn more about it. So, I think the things I wanted to ask, they will be answered in the weeks and months, if it were to go through.

Chairman Lingenfelter stated I, I do have a couple of questions, my vote depends on. This project does affect my District 1 residents in Valle Vista and other areas. I thought I heard you say, and I want to make sure that this is what you said, that a hundred percent of this power is not going to be sent to California or any percent of this power is not going to be sent to California, a hundred percent of this power is going to be used by Mohave County residents. Is that accurate or not?

Mr. Martell stated correct, yes, sir.

Chairman Lingenfelter stated you're on record with saying yes? Yeah?

Mr. Martell stated well one thing is if, if City of Needles needs emergency power, they're a utility by us, if they tie into something for emergency service, that may be the exception. AHA MACAV is right there, they may have some territory over there in California, I don't know their exact service territory. But we're not, we're not planning on selling any of this to California utilities.

Chairman Lingenfelter stated my point is, I am absolutely against companies coming here and using our resources and then shipping all the power west.

Mr. Martell stated and so are we.

Chairman Lingenfelter stated so like, California, and Los Angeles and all these places. They can go do that somewhere else.

Mr. Martell stated so are we.

Chairman Lingenfelter stated the other, the other thing I want talk about, and ask about. Order, please. Is, we absolutely have a, a siting issue. Clearly, that's the issue is the siting issue. So, mitigation-wise, if this were to go forward, what above and beyond can MEC do to mitigate the concerns here of these residents that showed up and they had their voices heard at the podium here. What, what can MEC do to further mitigate the negative aspects of this?

Mr. Martell stated sure, so, if we're allowed to move farther into our property, that's the Mohave question for zoning. If we're allowed to move farther into the property, we can move farther away. ADEQ will address all of these potential concerns, and they will not allow us to build if there's these huge concerns everyone's worried about. That's their process.

Chairman Lingenfelter stated and again, you can't, you can't speak precisely to what the rate increase would be if this didn't go through? I mean, because that's really what I'm hearing from my folks that are retirees and things like this. They're telling me last summer they, they saw a couple of bills, you know, three hundred and fifty, four hundred dollars, and that's become hard when inflation has made food prices go up twenty to twenty-five percent.

Mr. Martell stated what I can tell you, Chairman Lingenfelter is, currently, to pay for the power we paid for the last three years, we're going to have to put a two-cent purchase power adjustor, which is about a twenty-five percent higher than our rates are set to collect. If this continues and we keep buying on the power, I'd assume that those prices keep increasing.

Chairman Lingenfelter stated appreciate that. I am concerned with, with the mitigation of, of the impacts to the surrounding area. Supervisor Angius, did you have something that you wanted say?

Supervisor Angius stated I just have one more question, because, a lot of the people are in Unisource area, is there anything stopping Unisource from benefiting from this to help their customers during emergencies other than the obvious, being a competitor?

Mr. Martell stated no, it's really, it's engineering. They have to basically tie the sixty-nine system to their transformers and stuff. It's really, it's, it's a very cost-effective solution, and I've talked to some people at Unisource. I think, I, the reaction from them was yeah, that'd be fine, they'd like to work through something, I can't speak for Unisource, obviously, but there's nothing stopping them from doing that, or stopping Mohave Electric working with them to do that. And not just Unisource, AHA MACAV, City of Needles, anything that's tied to that sixty-nine system.

Supervisor Angius stated thank you.

Chairman Lingenfelter stated any other comments from the Board? We do have a motion on the floor, it has not been seconded yet.

Supervisor Bishop stated Chairman Lingenfelter.

Chairman Lingenfelter stated Supervisor Bishop.

Supervisor Bishop stated thank you, Mr. Chairman. I would like to see this continued if you're willing to go through the process to see if we can rezone the other property that you own, moving the plant a little bit further away from the residential area, so. I don't know how you feel about

that. If, if this was continued, would you be willing to go forward and see if you can get that rezone, and if not, then bring this back and see if you can get approval at that time.

Mr. Martell stated so, so you say no extension of time this time, we try to rezone the farther portion. If that doesn't happen, we do this discussion all over again?

Supervisor Bishop stated right.

Mr. Martell stated I mean, you could do, to me, an extension of time allows us to do those things, it doesn't stop the process. Any, any month that we wait is another summer we're going to be without power. So, I'd much rather do the opposite of that, get the extension of time, work with ADEQ, start to process, as well as work with Mohave County to build a better site.

Supervisor Bishop stated okay, so, if this motion does not pass, and we go ahead and approve, what you'd like to do, you will continue with the rezone of the other property?

Mr. Martell stated absolutely.

Supervisor Bishop stated potentially moving it further away.

Mr. Martell stated absolutely, if Tim and his staff will accept that, we'll definitely talk about that.

Chairman Lingenfelter stated order, please.

Supervisor Bishop stated okay, thank you.

Chairman Lingenfelter stated we have a motion on the floor. I'm going to call it, motion dies for lack of a second.

Motion was made by Supervisor Gould to deny Item 9. Motion died for lack of second.

Supervisor Bishop stated Chairman Lingenfelter.

Chairman Lingenfelter stated Supervisor Bishop.

Supervisor Bishop stated I will now make a motion to approve resolution 2023-223, as, as written on the agenda, with the understanding that MEC will go forward and try to rezone the other property.

Supervisor Angius stated second.

Chairman Lingenfelter stated you've heard that motion and second. Any additional discussion?

Supervisor Gould stated roll call vote.

Chairman Lingenfelter stated we've had a request for a roll call vote, Madam Clerk.

Clerk Anderson stated Supervisor Angius?

Supervisor Angius stated yes.

Clerk Anderson stated Supervisor Johnson?

Supervisor Johnson stated yes.

Clerk Anderson stated Supervisor Bishop?

Supervisor Bishop stated yes.

Clerk Anderson stated Supervisor Gould?

Supervisor Gould stated no.

Clerk Anderson stated Chairman Lingenfelter?

Chairman Lingenfelter stated aye.

Clerk Anderson stated motion carries 4-1.

Motion was made by Supervisor Bishop and seconded by Supervisor Angius to approve Item 9. Motion carried 4-1 with Chairman Lingenfelter voting yes; Supervisor Angius voting yes; Supervisor Johnson voting yes; Supervisor Bishop voting yes; and Supervisor Gould voting no.

Chairman Lingenfelter stated order.

Audience member stated my car is parked fourteen hundred feet right out front, that's where it'd be sitting.

Chairman Lingenfelter stated we're going to move to item number 30. Item number 30 on consent. We're going to wait for a moment to let people clear.

Ms. Hooker (from audience) stated this you guys really screwed us over, thank you very much. This expired, it expired, it should not move forward. That's wrong. You need to start over.

Supervisor Bishop stated take a little break?

Chairman Lingenfelter stated we're going to take a two-minute break, we'll recess for two minutes.

Chairman Lingenfelter stated I'm going to call the meeting back to order. Item number 30.

30. Approve and sign Contract 24-SF-38, with Runbeck Election Services, Inc., for Printing and Mailing of Election Materials, in accordance with the Mohave County Procurement Code, Article III, Section 8. Competition Impracticable, on behalf of the Recorder's Office – Voter Registration Division; for a one-year term from January 6, 2024 through January 5, 2025. Funding for these services will be through approved budgeted funds through the contract term. -
Procurement

Chairman Lingenfelter stated I pulled item number 30; I had some questions about it. This is the printing and the mailing of, of election materials by Runbeck Election Services. They're citing the Mohave County Procurement Code, Article 3, Section 8, competition impracticable. I first had a question about that. I don't think I fully support that. I mean maybe, maybe proving this just for the printing of the presidential preference election stuff. I think there's still enough time to do a procurement for both the primary election and the general election. Is, can somebody, Recorder Durst?

Lydia Durst, Mohave County Recorder, stated good afternoon, Chairman and Board. Allen and I are here to answer any questions. For the contract, we're doing it as competition impracticable just for the timeframe. This, our current contract expires January 5th, we're currently in the process of doing statutory notices to registered voters eligible for the PPE, and then we'll be doing ballot printing for the presidential preference election.

Chairman Lingenfelter stated right. That's what I, I thought, you know, the presidential preference is in March; probably not enough time to go out for another procurement to do printing of those ballots, and all those materials. But the primary's in August, right, so you've got, you know, a good eight and a half months to get something out and either find a new cooperative or do an RFP. Would it be detrimental if, if this was just approved for the presidential preference, and then there was a full-blown procurement done for the ballots on the primary and the general?

Recorder Durst stated I can give you the Recorder opinion on that. So, we have been in a cooperative agreement under Pinal County. In the end of October, we were, it was brought to our attention that Pinal County may not continue that agreement. So, we took it to our Procurement department and worked with them to create our own contract as there would no longer be another cooperative agreement in Arizona for us to follow. I, myself, am happy with the services Runbeck provides us of mass mailing and printing and mailing our ballots. I would be, I would like to keep them for all of 2024, but if you would like us to go out to contract, or to bid, we would just have to look at the timeframe of that. Statutory notices to be mailed out in May, and then ballots would be mailed out in July. So, if we looked right after the presidential preference, I'm not sure if that would be enough time for Procurement.

Clerk Anderson stated Chairman Lingenfelter, Director Acton would like to chime in, and she is online.

Chairman Lingenfelter stated terrific, yeah, let's get her.

Clerk Anderson stated Tara.

Chairman Lingenfelter stated Director Acton.

Tara Acton, Procurement Director, stated thank you, Chairman, thank you, Recorder Durst. I just wanted to speak to the contract. We could approve this contract as written if directed to do so by the Board, if you were to ask us to go out to bid, or look for other cooperatives, we may be able to do that. I don't know the details of the scope. We have historically used a cooperative contract, so I don't want to make any promises. This contract does allow us to terminate with thirty days written notice. So, you could essentially approve this contract as written, to at least allow us to get through

the presidential preference election and then maybe come back to you with a plan if we are able to get our own RFP out, or if we continue to believe that this is the best method. As Recorder Durst shared, the issue is, the contract, we were notified by Pinal County that they were not going to extend this contract, and there just was not enough time to go through a process and be able to meet all of the Recorder's deadlines.

Chairman Lingenfelter stated thank you for that information, that makes sense to me. I'm certainly only one member of our Board, but I would be comfortable with approving this just for the presidential preference and I'd love to hear if there's time, to go through Mohave County's own procurement. And there's no reason, correct me if I'm wrong, if Director Acton is still there, that we couldn't make a Mohave County contract for printing of election ballots a cooperative contract, so long as that language is competitively solicited with that language in it, then you might have other counties or others that decide to piggyback off of our contract. Is that not correct, Director Acton?

Director Acton stated thank you, Chairman Lingenfelter, yes, that is correct. We could do our own cooperative procurement process. I think where I'm concerned is the timeliness of this. Generally speaking, from the time that we have a well-defined scope, to the time that we're ready to make an award recommendation to the Board, on simple requests for proposals we're looking ninety-ish days. With something that's as contested and as hot a topic as elections and ballot printing, I think if we were to try to do something cooperative and open it up to the entire state or others to use, it may take longer. And I think that's why our thoughts were at least getting through this election process, it may be best to do a one-year agreement and be working on what we would be doing for the future, but we'll work on whatever the Board directs us to do.

Chairman Lingenfelter stated Director Acton, do you know how many public agencies were utilizing that prior cooperative contract?

Director Acton stated I, I don't. Actually, Allen or Lydia would probably be better with that one, because they are who have done the research to determine what made sense for us to us.

Chairman Lingenfelter stated Director Tempert, or Recorder Durst, was that prior cooperative contract, was that a go-to in the county for others, or are there others?

Recorder Durst stated I don't have the answer on how many counties use the cooperative contract, I just have the answer of how many jurisdictions that they print for, that's twelve jurisdictions in Arizona, and the only cooperative contract was Pinal County.

Chairman Lingenfelter stated well, I think that, the fact that they didn't renew, and I think that there's a real opportunity for Mohave County to step in with our award winning Procurement department and our top notch Elections Director to really put a contract in place that, that can be used on a cooperative basis. I think that's a good opportunity for Mohave County. The other thing I wanted to talk about and open it up to discussion with the Board on was, I know that Senator Borrelli and others, they did a presentation a long time ago on some, some things that we can do with the fact that Mohave County is, is a hundred percent in control of printing our ballots. I know that some of those things got, didn't go through at the State level. But at the County level, I know

that Mohave County may have had, like a perforated tab on the top of our ballots at one point, and maybe we could do something like that with a QR code so people could track their ballot, know exactly where it. I know that, Senator Borrelli mentioned like a hologram, or watermark that could be added to the ballots. I mean, are these somethings that Mohave County could, could incorporate into our ballots?

Allen Tempert, Elections Director, stated well, thank you, Chairman Lingenfelter.

Chairman Lingenfelter stated thank you.

Director Tempert stated well, the answer is, most likely. I'll give you a little bit of a history, what I can recall, you know. Two years ago, it was a long time for me to try to remember stuff quite honestly, but about two years ago, after the legislative session senate bill, we had Senator Borrelli, Representative Cobb, and Representative Biasiucci come in and discuss this ballot fraud paper, or whatever the terminology went to use. That they were looking into the, the bill, which passed as a law, was a may versus a shall, and counties may, you know, if they adopt with, there's ten different criteria, that they feel, I believe it's ten, I'm saying ten, it's like ten or something like that, that they wanted to use three of the ten for authenticity. Okay, got it. So, they took that information, and they started going, they started here, I believe they started here, we're always very fortunate to be the very first to talk about certain things sometimes. But they started here, and they gave a presentation, now, what that did is that spurred them going across the state and probably went to all fifteen counties; I can't see that they didn't. I'm just assuming that they did. And I know they went to other counties with my counterparts. And they were discussing, you know, the feasibility of doing so. In the meantime, many of us use Runbeck printing, which is what this contract's about, you know, this one we're having right now. Which is a, I've just got to say, they're a very, very good organization, you know, I'm just letting you know that. And, and we spoke with the Chief Operating Executive Officer, President, President I think as a matter of fact, of Runbeck, and he did a little bit of looking into what can and can't be done. And what I do remember from this is, things can be done, okay, things can be done, one way or another. Okay, whether it's being, that there's three things to consider here, and if you're going to go to a bid process, this is what we've got to take into consideration when you're writing it in. Number one is the producer of the paper. The producer of the paper can put certain things in it like foil, markings, watermarks, little fibers that when you put under ultraviolet lights and whatever's. Okay. And then you've got to take into consideration the printer, who then can do certain of those measures. They know which measures they can and can't do, I know that, I just kind of remember hearing that two years ago. They know which ones they can and can't institute; we're just pretending they're the only printer in town, just pretend for this sake of this argument, the only one this was spoken with, okay. So, they know that they can do certain types of things, the real key is this, the ballot tabulator, the company that tabulates our, the ballots and the software, which ours is Elections Systems and Software. Now, whether they can sign off and say, because they've got exact specifications, it is like ninety-pound paper, opaque white, there's certain, there's specific paper that they say, this is the paper printers will use to, for our ballots to tabulate. Now, whether they'll tabulate or not with stuff inside of them or not, you know, or things printed in certain areas, we'd have to figure that out and tabulate correctly, we don't know this. I don't know this answer to be honest with you, which can be looked

into if that's what the Board would like me to do. You know, going down the road because we're going to do a bid-type of thing. So, there are possibilities that they might say, you know, no. They say, you know, we, we can't do this, but they might say yes, we can, or we can do this, this, and this. We can guarantee, but it would have to go through an awful lot of testing. Now, well, the real key with the ballot tabulation software group is this, anytime they change the software, inside, it has to go to the Elections Assistance Commission for certification. And that process takes sometimes up to two years to change the slightest thing, this isn't an Allen thing, this thing takes up to two years to get on, and millions of dollars to do so. So, when we get new software updates every so many years, like the next versions and other parts throughout the country, it's already gone through the Elections Assistance Commission and then in the State of Arizona they have their own tests, it's a day and a half to two days long for the vendor to come and show what they had changed to see if it meets Arizona laws. It is a pretty complicated process. For me, I, I'll do whatever you want, you know, I don't run the printers, I don't make the paper, you know, and I don't run, so whatever, so. I can look into whatever's, or whatever's. But I guess I'd be the pioneer doing this, and whatever.

Chairman Lingenfelter stated is there anything that would preclude us from including a perforated tab that would be ripped off that a voter can, can take with them, or keep?

Director Tempert stated there is a tab that we had had before with a vendor.

Chairman Lingenfelter stated that's what I recall.

Director Tempert stated that would say, it was in yellow, I'm just trying to, I'm visualizing early ballots, and it would say, it was sort of like a little receipt-type of thing. But there are QR codes printed on the ballot tabs, on the, on the packs of ballots that, you know are sent out to the voting sites, and in early voting and such. But those QR codes are not voter identification, they mean ballot number, Wikieup, style A and B. That type of deal. Things can be printed on the ballot in places, across tops and stuff to try to make identification if wanted, but the scary part about, at least for me, of that is, is if we tie something to a ballot to a person, like they call, you know, and you know was my ballot tabulated and stuff, we, theoretically somebody might say we could know whose ballot it was. I don't know, I've got to think deeper into that. But go ahead, I'm sorry.

Chairman Lingenfelter stated no, that's all, I'm going to open it up to the Board for discussion.

Supervisor Gould stated Mr. Chairman.

Chairman Lingenfelter stated Supervisor Gould.

Supervisor Gould stated thank you, Mr. Chairman. Allen, ideally, what you would want is a number on that ballot that that voter could then take that, tear off a number with him or sticker or whatever it was, and be able to bring that up on our system to tell how his vote, how we scored his vote.

Director Tempert stated say that again? Go ahead.

Supervisor Gould stated if you had a number, it's not tied to the person, it's just a random number for that ballot.

Director Tempert stated okay.

Supervisor Gould stated then that person could take the sticker that also has that number on it, when you scan those ballots into the database, that person could then look up his own number that nobody else knows it's him, and see how we scored his ballot.

Director Tempert stated the answer is yes. You know, I know that's a possibility. And we'll say, forget about the tab thing or whatever, there's a little, teeny, tiny number of some sort that could be printed on the ballot somewhere, I've heard things like that, you know, that you wouldn't ever see, but, but the scanning equipment programmed, if it could be programmed for that would be able to, to show that. I'm just going to say like this, I don't work for them, but I'm sure you can. Somehow that we wouldn't.

Supervisor Gould stated the ballots have a number on them now, don't they?

Director Tempert stated what?

Supervisor Gould stated the ballots have a number on them now, don't they?

Director Tempert stated they're just, they're just a number one through fifty, means there's fifty in a pack, identical pack for, we'll say Wikieup.

Supervisor Gould stated okay.

Director Tempert stated and fifty-one through a hundred and so on. That's the number.

Recorder Durst stated it doesn't have that on the ballot.

Director Tempert stated it has at the tab, it has it on the top of the tab, it's not on the ballot, there is no identifier whatsoever on the ballot. There is not.

Supervisor Gould stated not even the Wikieup number one?

Director Tempert stated okay. It says precinct number, but there is, there's for Wikieup.

Supervisor Gould stated so you have a number and a precinct, you have the precinct number and a number.

Director Tempert stated and I do 201-Wikieup, and there's, I make, I make four hundred of them.

Supervisor Gould stated okay.

Director Tempert stated four hundred, save that on it.

Supervisor Gould stated well, that would work also, if, but the, you'd still have to be able to, when you scan that into the system, is that number then scanned attached to the scan?

Director Tempert stated no, attached to the scan. What you're talking about is somehow trying to tie a voters vote without knowing who that person is, but they can do it. Something could be done, that's something we could look into. Okay. But right now, the only numbers on that ballot, unless

a ballot proposition, they have numbers and stuff so to speak, right, technically speaking, would be 201-Wikieup. And they were all identical ballots.

Supervisor Gould stated so, you don't have, Wikieup 1, Wikieup 2, Wikieup 3, Wikieup 4?

Director Tempert stated no.

Supervisor Gould stated okay.

Director Tempert stated no. Just on the top of the tabs, I know there's fifty in there, that's the control number for the printer, the control number across, there's a tab, it has number one on it, the next one's number two on it, and they don't sign them out by number, you know, to people when they come in, they don't record that.

Supervisor Gould stated right.

Director Tempert stated Allen came in and we gave him ballot number 3.

Supervisor Gould stated yeah, and I'm not interested in recording it to the voter, I want the voter to be able to know what number his ballot is so he can look it up and see how, how we scored his, how we tallied.

Director Tempert stated I know where you're leading.

Supervisor Gould stated his ballot.

Director Tempert stated I know where you're leading, and I don't know that answer now, but we can.

Supervisor Gould stated put that on your list then, please.

Director Tempert stated it's on my list.

Supervisor Gould stated thank you, sir.

Director Tempert stated you bet.

Supervisor Gould stated thank you, Chairman.

Chairman Lingenfelter stated you bet. Recorder Durst, you are an accredited, certified elections official. Right? I mean, I know I didn't get the title exactly right, but, what is your official opinion on adding back some sort of a perforated tab, or something like that? I'd like to know what you think. Is that, is that a benefit to our voters? Are there things that we can add to our ballots that would be a benefit to our voters? I'd like to know your input on that.

Recorder Durst stated with a previous vendor, we had a tab that was removed, if we mailed the vote, the ballot to the voter, they had to remove it before returning it to us. The tab, to the Recorder's Office is beneficial. When we receive ballots to our office that we then send out to early voting, when they have that tab, we can have better control and count over how many ballots we have left when early voting is over, because it has, you know, one through fifty in this bundle, fifty-one through a hundred in the next. When we went to Runbeck we had removed the tab. We

could have a tab in the future, but it's not assigning a ballot to the voter. Voters can go onto my.arizona.vote and see if we've received their ballot back, and if it has been accepted by the Recorder's Office, then it's gone to be tabulated. But that doesn't say how it's going to be tabulated. Allen has requested that we wouldn't have a tab just for when it goes to his process, but if we have them for early voting, he is okay removing them prior to tabulation, because it would change the page size.

Chairman Lingenfelter stated got it. Any other discussion?

Chief Civil Deputy Attorney Esplin stated Chairman Lingenfelter, if I could just add one thing?

Chairman Lingenfelter stated Attorney Esplin.

Chief Civil Deputy Attorney Esplin stated so, just, some questions about the anti-fraud measures and things. There was, there was legislation that was passed in 2021, 16-504, that calls for anti-fraud measures. That statute though, I believe was later found unconstitutional so it's not, not valid, currently, at least in the eyes of the court, so.

Supervisor Gould stated Mr. Chairman.

Chairman Lingenfelter stated Supervisor Gould.

Supervisor Gould stated Ryan, was that stuff that got tied up with their budget, tying things to the budget?

Chief Civil Deputy Attorney Esplin stated it did.

Supervisor Gould stated not necessarily that the action was unconstitutional, it's the tying it to the budget that was unconstitutional.

Chairman Lingenfelter stated yeah, that's an important distinction. That's correct.

Chief Civil Deputy Attorney Esplin stated that is correct. Yes, the case, I believe is Arizona School Board Association versus state, and it looks like, I'm just kind of skimming through it, but it looks like that's exactly what it was. It was, it violated the one measure.

Supervisor Gould stated the single subject.

Chief Civil Deputy Attorney Esplin stated yeah, the single subject measure, and then the budget, it wasn't.

Chairman Lingenfelter stated so, it wasn't the anti-fraud things, or the countermeasures they were, that were found illegal, it was tying it to the budget that was found illegal.

Chief Civil Deputy Attorney Esplin stated correct.

Chairman Lingenfelter stated that's an important distinction.

Chief Civil Deputy Attorney Esplin stated that is, yeah.

Chairman Lingenfelter stated I'm willing to support this item, just for the presidential preference. I'd like to see perhaps Mohave County come up with, with its own cooperative contract, but that's just me. I'll open it up the Board.

Supervisor Gould stated we put all those nifty things on there, I'm sure everybody will want to sign up with us.

Chairman Lingenfelter stated yeah, well, opportunity.

Recorder Durst stated may I add one comment?

Chairman Lingenfelter stated Recorder Durst.

Recorder Durst stated Pinal County may continue their contract, but they're not closing their bid until the end of December, that's why we were proactive to create our own contract, just in case it's not continued. So, they may renew their contract with Runbeck and continue a cooperative agreement.

Chairman Lingenfelter stated that still doesn't change the fact that there's an opportunity for Mohave County to have a cooperative contract of our own.

Recorder Durst stated correct.

Chairman Lingenfelter stated that others can join on to.

Recorder Durst stated correct.

Chairman Lingenfelter stated put on your business cap.

Recorder Durst stated okay.

Chairman Lingenfelter stated any other, additional discussion? I'd make a motion to approve the current contract for Runbeck Election Services to, for the printing and mailing of election materials in accordance with Mohave County Procurement Code, Article 3, Section 8, competition impracticable, on behalf of the Recorder's Office for the, as, for the Presidential Preference Election, and I'd like to see staff come back, Recorder's Office, Election's Department, if you could, come back with what we can do as far as our own contract and, and perhaps adding something, like a perforated tab as you testified to, to our future ballots.

Supervisor Angius stated has there been a second?

Supervisor Johnson stated question.

Chairman Lingenfelter stated Supervisor Johnson.

Supervisor Johnson stated thank you, Mr. Chair. This is for the Attorney, what I'm worried about is if we're just limiting this to presidential preference, does it put our primary and general in doubt, you know, if say Runbeck decides, well okay, we're just doing this one, and we're not doing another one, or that's what I'm curious about.

Chief Civil Deputy Attorney Esplin stated Chairman Lingenfelter, Supervisor Johnson, that really is a question for Elections and in time, whether they, whether the company can do that or not, I don't know the answer. Whether any company can do the primary and the general elections. I don't, I don't know the business of printing, so I don't know whether they can do that or not.

Chairman Lingenfelter stated well, I'm sure that they take business to do a one-off special election.

Chief Civil Deputy Attorney Esplin stated I don't know, I imagine so, I don't operate the business, so I don't know the answer yet.

Supervisor Bishop stated Chairman Lingenfelter.

Chairman Lingenfelter stated Supervisor Bishop.

Supervisor Bishop stated I think it's too early to the election season right now. If we want to do something like this, I think we should be looking at the election in say 2026 so that we have time to do the research and put out the RFP's and find out if there's a company that's willing to do what this Board is requiring. I think right now to mess with the 2024 election might be suicidal on our part. I mean, I know Mohave County loves the headlines, but I don't think we're going to like that headline.

Chairman Lingenfelter stated thank you. I do have a motion; it does not have a second.

Supervisor Gould stated second.

Chairman Lingenfelter stated seconded by Supervisor Gould?

Supervisor Gould stated yeah.

Chairman Lingenfelter stated additional discussion? Hearing none.

Motion was made by Chairman Lingenfelter and seconded by Supervisor Gould to approve the use of the materials for the Presidential Preference Election, and direct staff to bring back our own contract to add something to future ballots. Motion carried 3-2 with Chairman Lingenfelter voting yes; Supervisor Angius voting yes; Supervisor Johnson voting no; Supervisor Bishop voting no; and Supervisor Gould voting yes.

Chairman Lingenfelter stated item number 34.

34. Approve the proposed logo and brand standards for Davis Camp Park for the purpose of future marketing collateral and Park identification. – **Public Works**

Chairman Lingenfelter stated Supervisor Angius.

Supervisor Angius stated thank you. Okay, so this is to approve the proposed logo and brand standards for Davis Camp Park for the purpose of future marketing collateral and Park identification. And does somebody have a picture of this they can put on? Is Steve Latoski on the line?

Chairman Lingenfelter stated is Director Latoski present? Yup.

Steven Latoski, Public Works Director, stated good afternoon, Board of Supervisors.

Supervisor Angius stated there he is.

Director Latoski stated Chairman Lingenfelter, Supervisor Angius, yes, I can put a photo of the, or an image of the proposed logo for Davis Camp up on the screen. I believe you should be able to see the image now?

Supervisor Angius stated no, we see your calendar though.

Director Latoski stated oh, sorry. It should come through here.

Supervisor Angius stated hopefully.

Chairman Lingenfelter stated we're all working our way through this new process, so bear with us. Right?

Supervisor Angius stated okay, I'll just start, my, why I pulled this. So, I looked at it, it was in the backup, and you know, art, design like art is subjective. It's in the eye's of the beholder. And I, I am not crazy about this logo. I don't think it, it works as a logo, I think, personal opinions, I think it is a bit dated, and I don't think it really conveys Davis Camp. I through it up on Facebook yesterday, and I asked people what they thought of it. And out of about thirty people who responded to me on the page, and privately, nobody liked it. They thought it didn't really represent Davis Camp. Everybody had ideas and there were actually a couple of designers who just kind of through something together and sent it to me and they were, they weren't there yet, but it was interesting to see the difference. So, I'm hoping, I appreciate whoever put this together, I know it was done in-house, within the department. I wanted it to come on, because I wanted to see what the other Supervisors thought, and what I saw when I first looked at it. So, we don't have that.

Director Latoski stated I'm still, I thought it was showing. I'm sorry.

Supervisor Angius stated excuse me.

Director Latoski stated I do apologize, I thought I was showing it.

Supervisor Angius stated no, it's not. It's not coming up. I want everybody to see it though. So, when I first looked. When I first, when I first saw it.

Director Latoski stated just try it again.

Supervisor Angius stated the first, oh, there it is.

Chairman Lingenfelter stated there it is.

Supervisor Angius stated okay, thank you.

Director Latoski stated okay, very good.

Supervisor Angius stated and it also had the black and white, because whatever logo you pick has to work in black and white as well, for printing purposes. The first thing I thought, it looked to like it said Paris Camp, and a couple of the people who wrote back to me said the same thing. So, that's not good. If, if it can be read some different ways. I just think that we can do a little better and I think maybe we're missing an opportunity. We don't want to spend money doing this; I, I agree. But maybe we can put together some kind of community thing. Bullhead City does this, very successfully, often, they ask the community to chime in. Maybe they can submit some designs, and it just makes everybody feel included, and is something, if you're using it for branding, this is, it is important. It's something that is going to be around for a long time. And you just want to make sure that it works for all the reasons. You know, having been in that design business, it's not a small task to, to redo a logo. There's a lot of, a lot of surveys and a lot of research into what you want to convey, and I don't, just don't think we did that. So, that, that's where I'm coming from. If any of the other; I'd like to hear what the other members of the Board think.

Chairman Lingenfelter stated open it up to discussion.

Supervisor Bishop stated Chairman Lingenfelter.

Chairman Lingenfelter stated Supervisor Bishop.

Supervisor Bishop stated I think this was a rebranding of all of the community, all of the Mohave County Parks, it wasn't just Davis Camp. So, I, I don't have a problem with the logo the way it's designed. Maybe the D could, could be in a different font, but I think the simplicity lends itself well to using it on different products. The one example that was on Supervisor Angius' Facebook page had a lot of different colors and a lot of detail in it, and I don't think that will transfer well in a lot of different ideals, promotional materials, signs, advertising and stuff like that. So, but I can see where the D in Davis could look like a P if you weren't familiar with the area. That's all.

Chairman Lingenfelter stated Director Latoski, are you still on the line with us?

Director Latoski stated yes, I am, yes.

Chairman Lingenfelter stated the one thing that you guys did do well, it says that it was determined to give a nod to the '80's, I think you guys nailed that. It kind of looks a little Miami Vice to me. That, what was the process to, to come up with that? Was it just, can you explain just really brief overview of the process?

Director Latoski stated yeah, certainly.

Chairman Lingenfelter stated who was involved?

Director Latoski stated Chairman Lingenfelter, members of the Board, this was entirely done in-house. It was an organic process by which our Davis Camp Superintendent, Tim Simon, led the process. Collaborating with Mr. Simon was Jordan Cummins, our Parks Planner, and it really mimicked the approach that we took with Hualapai Mountain Park, which at the time when he was Park Superintendent, Jeremy Palmer developed the Hualapai Mountain Park logo, which was well received. But Davis Camp, being established in the early 1980's, this logo gives a nod to the 1980's and it really kind of puts a special emphasis on Davis Camp being a long-standing entertainment,

camping and particularly a beach recreation destination. So, we just aimed for something of simplicity, but yet an element of boldness, something that captures the attention of our guests. And our guests tend to be at Davis Camp more energetic, and activity focused with that again, beach recreation element, so capturing the riverfront elements and kind of the neon color scheme of the 1980's origin of Davis Camp was really where we were going with it. The cost was zero dollars, essentially it was just staff's time, which was on the books, and again, that's pretty much how, how it unfolded.

Chairman Lingenfelter stated Director Latoski, do you see any opportunity to, to open up a, a small time-window to, to solicit some public submissions, and then you can bring some additional submissions to the Board, and the Board could, could choose one that they preferred? That's another idea.

Director Latoski stated of course, we are open and welcoming of any suggestions to that regard. What we could do is perhaps entertain, Chairman Lingenfelter, and members of the Board, entertain a potential press release just maybe, you know, that offers the public the opportunity to submit some ideas and we, you know, capture that logo essence from there. We would like to try to wrap up a logo and try to get this branding process complete, preferably no later than the spring. We actually were aiming to do a car show type event in the spring, but certainly for our summer marketing, which is our heaviest demand, we would really appreciate to have a logo and branding in place by then. But I think we could do it.

Chairman Lingenfelter stated thank you. Additional discussion? Supervisor Angius.

Supervisor Angius stated yeah, you know, companies spend millions and millions of dollars for their logos and branding, because it's that important. So, I think that, it would be well worth it to take a little time, talk about what we want to convey with our logo and stuff like that. So, with that, if, if it's okay, I'd like to make a motion. I make a motion that we do not approve the proposed logo and brand standards for Davis Camp Park and ask Public Works to bring back a, like a calendar, or how we can go forward including the public.

Chairman Lingenfelter stated I'll second that. Additional discussion? Hearing none.

Motion was made by Supervisor Angius and seconded by Chairman Lingenfelter to not approve Item 34, and direct staff to bring back a plan to include the public in the design process. Motion carried 4-1 with Chairman Lingenfelter voting yes; Supervisor Angius voting yes; Supervisor Johnson voting yes; Supervisor Bishop voting no; and Supervisor Gould voting yes.

Chairman Lingenfelter stated item number 45.

45. Approve and authorize out-of-county travel for Mohave County Assessor Jeanne Kentch, to attend the Arizona Association of Counties Conference and Board of Directors meeting to be held in Mesa, Arizona, December 12-15, 2023. – **Assessor**

Chairman Lingenfelter stated Supervisor Bishop.

Supervisor Bishop stated thank you, Mr. Chairman. I pulled this, because we do have a travel ban in Mohave County, and I was concerned that maybe this travel, may be unnecessary to travel to Phoenix for our County Assessor. After speaking to Gideon, from the AACO, he stated that he'll be sending out a link to the board of directors meeting that can be attended virtually, and he'll also be emailing the presentations out that are given during the AACO conference. So, I was thinking that perhaps our Assessor, in the, in the spirit of trying to hold back our travel, might be just as well served by just using the County car on a one-day venture down to AACO. That would save on motels and per diem for what, four days, when you could make a showing for whatever meeting you felt is the most important and be back that day.

Chairman Lingenfelter stated Assessor Kentch, welcome.

Jeanne Kentch, Mohave County Assessor, stated thank you, Chairman, thank you, Board. We have our AAO meeting as well, the day before, and that, I believe is not available on Zoom, but our AACO might be, it wasn't available on the original. I'm always willing to save money. I stay at my sister's house a lot so we can save money. Being that this is a conference, and I want to represent you all, I'd like to be, I am on the board for there, so I want to continue to represent you. As well as the fact I have, I have some deed fraud bills I want to get passed and so that's part of going to the conference is trying to get support for that. So, that's my reasons for going.

Supervisor Bishop stated okay, I understand that. I'm on the board of the County Supervisors Association, and we had a conference, and I did not spend any travel money per diem or, so I'm kind of holding out hope that our elected officials will, will do the same and try to save, save travel during this year leading up to our big deficit prediction of eighteen point five million.

Assessor Kentch stated I understand and I, and I do. I did get them to cover the conference as well, so we don't have to pay for the conference. So, I am doing everything I can to save our county money. But I do take my job very seriously, and I, and I, I feel like I need to represent my constituents, my property owners, our property owners here for any way that I can. And because I'm really working hard to try to get a deed fraud bill, it's very important to me that I go to this conference, and so that's why I've asked, even though I've done everything I could to reduce the cost; it's seven hundred dollars for the entire trip, seven hundred dollars and fifty.

Chairman Lingenfelter stated additional discussion? Supervisor Angius.

Supervisor Angius stated well, Supervisor Bishop brought up the fact that she went on her own money, and that's nice. I, I don't have that kind of money. I, I got reimbursed for my trip. Let me tell you, when, there's somethings you have to show up in person. Because I was there, I held five proxies and was able to influence how things got voted on. If I wasn't there, we would be having to support CSA on things that we didn't want to do. There are things you have to be there for. When I travel, in the last ten years, I have brought back, I'm, off the top of my head, almost eight million dollars for this county. There's something about being there, looking people in the face, and that's why it's been done over and over. It's not a vacation. Believe me, it's not fun. But you do it because that's your job. And so, for this Board to tell another elected official how to do their job, and what's important, I think is not only irrational, but I think it's hypocritical; it's full of hypocrisy because there are things I don't agree that other people do that cost money, but I'm not

going to go and tell them how to do their jobs like they're trying to tell me how to do my job. So, I'm with you. If you think that you need to be there to do your job, I'm with you.

Assessor Kentch stated thank you.

Chief Civil Deputy Attorney Esplin stated Chairman Lingenfelter.

Chairman Lingenfelter stated Attorney Esplin.

Chief Civil Deputy Attorney Esplin stated thank you. I just want to clarify one thing. I've had a lot of questions from people, and things that the travel ban, at least the eyes of the County Attorney's Office, it's not a ban on travel, not a ban on movement. Elected Officials, County employees, they're welcome to go where they wish and as they do. It's, it's a ban on the use of County resources and to reimburse for travel expenses. That's the position and the view that the County Attorney's Office takes. So, I just want to make sure we're clear on that.

Supervisor Angius stated can I ask a question, Chairman Lingenfelter?

Chairman Lingenfelter stated Supervisor Angius.

Supervisor Angius stated does that include the cost of using vehicles to go back and forth from work? Does that include in travel?

Chief Civil Deputy Attorney Esplin stated so, we're talking about out of County, if it's out of county.

Supervisor Angius stated I know, but, but still. Why aren't we including in County travel? If we're, if the whole idea is to save money, then let's just do it.

Chief Civil Deputy Attorney Esplin stated that's for the Supervisors to decide. I defer to you. I'm just, just saying.

Supervisor Angius stated well, I will be bringing that back at the first meeting of 2024.

Chief Civil Deputy Attorney Esplin stated yeah, that's for the Supervisors to make the decision. Just, from the County Attorney's perspective, we see this as not a ban movement outside the County, it's, it's the use of resources, okay, I just, make sure we're on the same page. Thank you.

Chairman Lingenfelter stated alright. Additional discussion? What's the pleasure of the Board?

Supervisor Bishop stated Chairman Lingenfelter.

Chairman Lingenfelter stated Supervisor Bishop.

Supervisor Bishop stated I will make a motion that we approve the County Assessor using a County vehicle for travel to Phoenix and back on the same day of her choice for the conference.

Chairman Lingenfelter stated you've heard that motion.

Supervisor Johnson stated second.

Chairman Lingenfelter stated you've heard that motion and second. Any additional discussion? Hearing none.

Motion was made by Supervisor Bishop and seconded by Supervisor Johnson to approve the use of a County vehicle for one day only. Motion carried 3-2 with Chairman Lingenfelter voting no; Supervisor Angius voting no; Supervisor Johnson voting yes; Supervisor Bishop voting yes; and Supervisor Gould voting yes.

Chairman Lingenfelter stated item number 46.

46. Approve, pursuant to ARS §42-15153, the 2024 Tax Roll. – **Assessor**

Chairman Lingenfelter stated I pulled this item, we have one person that wants to speak on it, Victor Macias.

Victor Macias, Golden Valley resident, stated hello, Board of Supervisors, Victor Macias, I'm just here to answer any questions.

Chairman Lingenfelter stated okay, great. Motion to approve.

Supervisor Angius stated second.

Chairman Lingenfelter stated any additional discussion? Hearing none.

Motion was made by Chairman Lingenfelter and seconded by Supervisor Angius to approve Item 46. Motion carried 5-0 with Chairman Lingenfelter voting yes; Supervisor Angius voting yes; Supervisor Johnson voting yes; Supervisor Bishop voting yes; and Supervisor Gould voting yes.

Chairman Lingenfelter stated item number 52.

52. Approve the appointment of Robert (Bob) Smith to the Public Lands and Recreation Commission effective January 2, 2024 through January 1, 2028. – **Supervisor Angius**

Chairman Lingenfelter stated Supervisor Angius.

Supervisor Angius stated I just wanted; Mr. Smith has been sitting here this whole meeting. I just wanted him to stand up. He had been the Chairman of the Public Lands for the recreational trails, back several years ago; that was very successful. So, I just wanted him to say hello, and because he, he comes with experience to the board as I believe Mr. Martin does. So, just wanted to, everyone to get acquainted with you.

Bob Smith, nominated member for Public Lands and Recreation Commission, stated Chairman Lingenfelter, Supervisor Angius, thank you for the opportunity to be reappointed to this commission and looking forward to helping with anything I can to make sure our current and future generations have the best decisions for Mohave County. Thank you.

Supervisor Angius stated thank you.

Chairman Lingenfelter stated Mr. Smith, thank you for your willingness to serve.

Supervisor Angius stated with that, I make a motion to approve item 52.

Chairman Lingenfelter stated thank you. You've heard that motion. Do I have a second?

Supervisor Gould stated second.

Chairman Lingenfelter stated motion and second. Any additional discussion? Hearing none.

Motion was made by Supervisor Angius and seconded by Supervisor Gould to approve Item 52. Motion carried 5-0 with Chairman Lingenfelter voting yes; Supervisor Angius voting yes; Supervisor Johnson voting yes; Supervisor Bishop voting yes; and Supervisor Gould voting yes.

Chairman Lingenfelter stated item number 53, I've got one person signed up to speak. Supervisor Bishop, this is your item.

Supervisor Bishop stated okay, it's item 56?

Chairman Lingenfelter stated 53.

Supervisor Bishop stated 53. I didn't pull that.

Clerk Anderson stated Chairman Lingenfelter, we've, we've actually already voted on item 53, it was not pulled from consent.

Chairman Lingenfelter stated okay, my mistake. Sorry about that everybody.

PUBLIC HEARINGS

TIM WALSH, JR., P.E., DEVELOPMENT SERVICES DIRECTOR:

ITEM 56. Open Public Hearing: Discussion and possible action RE: Approve the adoption of BOS Resolution No. 2023-230 – An **AMENDMENT TO THE MOHAVE COUNTY GENERAL PLAN** from a Low-Density Residential land use designation to a General Commercial land use designation and a **REZONE** of Assessor's Parcel No. 306-48-012D from an A-R/5A (Agricultural Residential/Five Acre Minimum Lot Size) zone to a C-MO (Commercial-Manufacturing/Open Lot Storage) zone, to allow for an outdoor storage facility in the Golden Valley vicinity, Mohave County, Arizona. **(Commission recommended approval by unanimous vote)**

Chairman Lingenfelter stated item number 56 is public hearing. I'm going to open the public hearing on item number 56.

Chairman Lingenfelter Opened the Public Hearing.

Chairman Lingenfelter stated is there anybody here wishing to speak? Seeing none. I'm going to close the public hearing on item number 56.

Chairman Lingenfelter Closed the Public Hearing.

Chairman Lingenfelter stated what's the pleasure of the Board?

Supervisor Bishop stated Chairman Lingenfelter.

Chairman Lingenfelter stated Supervisor Bishop.

Supervisor Bishop stated it's in my district, and I'll make a motion to approve.

Chairman Lingenfelter stated thank you. You've heard that motion, do I have a second? I'll second that. Any additional discussion? Hearing none.

Motion was made by Supervisor Bishop and seconded by Chairman Lingenfelter to approve Item 56. Motion carried 5-0 with Chairman Lingenfelter voting yes; Supervisor Angius voting yes; Supervisor Johnson voting yes; Supervisor Bishop voting yes; and Supervisor Gould voting yes.

ITEM 57. Open Public Hearing: Discussion and possible action RE: Approve the adoption of BOS Resolution No. 2023-231 - An **AMENDMENT TO THE MOHAVE COUNTY GENERAL PLAN** of Assessor's Parcel No's. 305-05-004, 305-26-012F, and 305-26-012G from a Rural Development Area land use designation to a General Commercial Area land use designation, and a **REZONE** of Assessor's Parcel No. 305-26-012F from an A-R/5A (Agricultural Residential/Five Acre Minimum Lot Size) zone to a C-2H (Highway Commercial) zone, to allow for an expansion of commercial development in the Golden Valley vicinity, Mohave County, Arizona. **(Commission recommended approval by unanimous vote)**

Chairman Lingenfelter stated item number 57 is a public hearing. I'm going to open the public hearing on item number 57.

Chairman Lingenfelter Opened the Public Hearing.

Chairman Lingenfelter stated is there anyone in the audience wishing to speak on item number 57? Seeing none, I'm going to close the public hearing.

Chairman Lingenfelter Closed the Public Hearing.

Chairman Lingenfelter stated what's the pleasure of the Board?

Supervisor Bishop stated Chairman Lingenfelter, this is also in my district, and I will make the motion to approve.

Chairman Lingenfelter stated thank you. You've heard that motion. Do I have a second?

Supervisor Gould stated second.

Chairman Lingenfelter stated you've heard that motion and second. Any additional discussion?
Hearing none.

Motion was made by Supervisor Bishop and seconded by Supervisor Gould to approve Item 57. Motion carried 5-0 with Chairman Lingenfelter voting yes; Supervisor Angius voting yes; Supervisor Johnson voting yes; Supervisor Bishop voting yes; and Supervisor Gould voting yes.

ITEM 58. Open Public Hearing: Discussion and possible action RE: Approve the adoption of BOS Resolution No. 2023-232 - An AMENDMENT TO THE MOHAVE COUNTY GENERAL PLAN from a General Commercial land use designation to a Rural Development Area land use designation and a REZONE from an A-R/36A (Agricultural Residential/Thirty-Six Acre Minimum Lot Size) zone to an A-R/20A (Agricultural Residential/Twenty Acre Minimum Lot Size) zone, for Assessor's Parcel No. 207-23-065 to allow for a minor land division in the Yucca vicinity, Mohave County, Arizona. **(Commission recommended approval by unanimous vote)**

Chairman Lingenfelter stated item number 58 is a public hearing. I'm going to open the public hearing on item number 58.

Chairman Lingenfelter Opened the Public Hearing.

Chairman Lingenfelter stated is there anyone in the audience wishing to speak on item number 58? Seeing none, I'm going to close the public hearing on item number 58.

Chairman Lingenfelter Closed the Public Hearing.

Chairman Lingenfelter stated what's the pleasure of the Board?

Supervisor Gould stated motion to approve.

Chairman Lingenfelter stated thank you. You've heard that motion. Do I have a second?

Supervisor Angius stated second.

Chairman Lingenfelter stated you've heard that motion and second. Any additional discussion?
Hearing none.

Motion was made by Supervisor Gould and seconded by Supervisor Angius to approve Item 58. Motion carried 5-0 with Chairman Lingenfelter voting yes; Supervisor Angius voting yes; Supervisor Johnson voting yes; Supervisor Bishop voting yes; and Supervisor Gould voting yes.

Chairman Lingenfelter stated regular agenda.

REGULAR AGENDA

STEVEN P. LATOSKI, P.E., PTOE, PUBLIC WORKS DIRECTOR:

ITEM 59. Discussion and possible action RE: Approve the adoption of BOS Resolution No. 2023-234 to abandon a portion of the Public Drainage Channel, being real property, and extinguish a Public Utility Easement adjacent to the southerly line of APN 120-33-003A, owned by Paul and Janice Richardson, being 10 foot wide by approximately 132 foot long, 1,320 square feet, along said line, located in Section 21, Township 14 North, Range 20 West, Mohave County, Arizona, and further approve accepting the offer of purchase from the property owners to pay \$9,067 for the construction of Flood Control District required bank protection improvements in lieu of cash payment for the appraised value of the public Drainage Channel at \$8,690 that was provided by an Arizona Licensed Appraiser, and authorize the Chairman of the Board of Supervisors to sign the Quit Claim Deed, which convey the abandoned portions of the dedicated public drainage channel to APN 120-33-003A.

Chairman Lingenfelter stated item number 59, we have one person signed up for item number 59. Janice Richardson.

Janice Richardson, Lake Havasu City resident, stated good morning, afternoon, Mr. Chairman, and members of the Board. I'm Janice Richardson, of 3111 Kenneth Lane, Lake Havasu City. I'm here on behalf of myself and my husband Paul, who regrettably has been called away on business and couldn't be here today. We want to take this opportunity to thank Mr. Ron Gould, for taking time out of his busy schedule to visit with us, on site to see first-hand the issues with our property. We also want to thank Mr. Tim Walsh, and Mr. Paul Baughman, for meeting with us and working together to come up with a resolution. Also, Mr. Wayne Griffin, for his assistance with the necessary paperwork. And last, but definitely not least, each of you for your help in resolving the issues surrounding our property and helping to make our dream come true; at least we hope. Thank you again and thank you for your service to the community.

Chairman Lingenfelter stated thank you. Open it up to the Board.

Supervisor Gould stated Mr. Chairman.

Chairman Lingenfelter stated Supervisor Gould.

Supervisor Gould stated motion to approve.

Chairman Lingenfelter stated thank you. You've heard that motion. Do I have a second?

Supervisor Bishop stated second.

Chairman Lingenfelter stated you've heard that motion and second. Any additional discussion? Hearing none.

Motion was made by Supervisor Gould and seconded by Supervisor Bishop to approve Item 59. Motion carried 5-0 with Chairman Lingenfelter voting yes; Supervisor Angius voting

yes; Supervisor Johnson voting yes; Supervisor Bishop voting yes; and Supervisor Gould voting yes.

Chairman Lingenfelter stated can we go?

Supervisor Bishop stated there's somebody in the audience trying to get your attention.

Chairman Lingenfelter stated all your items approved, you're free to bounce to your meeting, sir. Thanks.

Supervisor Angius stated poor guy.

ITEM 60. Discussion and possible action RE: Acknowledge receipt of and refer to Public Works, a petition to the Mohave County Board of Supervisors requesting that North Avenida Obregon from East Calle Alamo to East Calle Sonoita, located in the North Kingman area, a distance of approximately 1.01 miles, be accepted into the Mohave County Road System for tertiary maintenance subject to meeting all applicable requirements and subsequent Board approval.

Chairman Lingenfelter stated item 60, regular agenda. Director Latoski, is, is he present?

Director Latoski stated yes, Chairman Lingenfelter, members of the Board.

Chairman Lingenfelter stated any questions for staff, or I'd open it up to the Board, item number 60. What's the pleasure of the Board? I'll make a motion to approve.

Supervisor Angius stated second.

Supervisor Bishop stated second.

Chairman Lingenfelter stated you've heard that motion and second. Any additional discussion? Hearing none.

Motion was made by Chairman Lingenfelter and seconded by Supervisor Angius to approve Item 60. Motion carried 5-0 with Chairman Lingenfelter voting yes; Supervisor Angius voting yes; Supervisor Johnson voting yes; Supervisor Bishop voting yes; and Supervisor Gould voting yes.

ITEM 61. Discussion and possible action RE: Approve Highway User Revenue Fund 205 contingency transfer of \$700,000 to supplement \$2.05 million in FY 24 adopted budget allocations to complete the Public Works Department FY 24 Road Program delivering approximately 88 miles of chip seal pavement treatment countywide and 0.25 miles soil stabilization and hard surfacing in the Golden Valley area.

Chairman Lingenfelter stated item number 61.

Supervisor Bishop stated Chairman Lingenfelter.

Chairman Lingenfelter stated Supervisor Bishop.

Supervisor Bishop stated motion to approve.

Chairman Lingenfelter stated thank you.

Supervisor Angius stated second.

Chairman Lingenfelter stated you've heard that motion and second. Any additional discussion?
Hearing none.

Motion was made by Supervisor Bishop and seconded by Supervisor Angius to approve Item 61. Motion carried 5-0 with Chairman Lingenfelter voting yes; Supervisor Angius voting yes; Supervisor Johnson voting yes; Supervisor Bishop voting yes; and Supervisor Gould voting yes.

ITEM 62. Discussion and possible action RE: Approve the adoption of BOS Resolution No. 2023-236 accepting S. Arivaca Rd., from W. Redwall Dr. to W. Collins Dr., a distance of approximately 1,300 feet and located in the Golden Valley area, be accepted into the Mohave County Road System for regular road maintenance as a gravel road, and acknowledge Mohave County Public Works as a consequence of acceptance having to install three stop signs and six street name signs at a cost to the County of \$1,053.

Chairman Lingenfelter stated item number 62.

Supervisor Bishop stated Chairman Lingenfelter.

Chairman Lingenfelter stated Supervisor Bishop.

Supervisor Bishop stated this is in my district, and I make a motion to approve.

Chairman Lingenfelter stated thank you.

Supervisor Gould stated I have a question on that one.

Chairman Lingenfelter stated Supervisor Gould.

Supervisor Gould stated thank you, Mr. Chairman. Question for Director Latoski, is it normal for the County to pay for stop signs on issues such as this?

Chairman Lingenfelter stated Director Latoski, can you answer Supervisor Gould's question?

Director Latoski stated Chairman Lingenfelter, Supervisor Gould, in this instance, it doesn't always come up, but the particular connect with Arivaca Road where it connects to the County maintained road, we did discover that the roadway did not provide for the adequate traffic control signs as per the adopted MUTCD. The applicant really has no means by which to provide these

traffic control signs, so we will have to come in, if the Board were to accept this road and make those three stop sign installations.

Supervisor Gould stated so, Director Latoski, we can't make the addition of those stop signs part of the things that the area does to bring that road up to County standards?

Director Latoski stated in this instance the applicant did not have the resources to provide it, but certainly, if it would be the Board's preference, we could make that a condition of the acceptance of the roadway, that the applicant remit what would be basically a fee of that one thousand dollars, one thousand fifty-three dollars for signage.

Supervisor Bishop stated Chairman Lingenfelter.

Chairman Lingenfelter stated Supervisor Bishop.

Supervisor Bishop stated Mr. Latoski, if we do not provide these signs, the road could still be approved, is my understanding. But if, if we approve it without the signage, then the County could be open to legal liability if there was an accident as a result of an unmarked intersection. Is that correct?

Director Latoski stated correct. Chairman Lingenfelter, Supervisor Bishop, yes, that's correct. For the roadways that Mohave County maintains, we have an obligation to ensure that the traffic control signs are update in accordance with the County adopted standards.

Supervisor Bishop stated so, was this an oversight on the part of Public Works that it hadn't been signed before?

Director Latoski stated Chairman Lingenfelter, Supervisor Bishop, having not been in the field, I can't necessarily comment on the particulars, but it's under, it's my impression that the actual Arivaca Road, being in the County maintenance system would trigger these additional signing requirements. So, with the current situation where it's just public right of way, we don't necessarily have that obligation.

Supervisor Bishop stated okay, could it go forward as, in the maintenance system without signage at all and the basic Title 28 codes would then be applicable? I mean, we don't have to have the signs there, right?

Director Latoski stated Chairman Lingenfelter, Supervisor Bishop, I don't, I don't believe so. I believe that there is some, you know, elements of the traffic control signage that need to happen if the Board were to accept Arivaca Road into the road maintenance system.

Supervisor Bishop stated okay, I understand that it protects the County's best interest, but legally, Title 28 designates when a vehicle needs to come to a stop at an uncontrolled intersection. So, that was my thought. We don't really have to have those signages there, it's helpful for liability issues, but it's not legally required and maybe Mr. Esplin can confirm that?

Chairman Lingenfelter stated Attorney Esplin.

Chief Civil Deputy Attorney Esplin stated thank you, Chairman Lingenfelter, Supervisor Bishop, I don't have the exact answer, but I will just say, just, just basic advice, if we're talking a thousand bucks, that's about two hours of attorney's fees. If you want, I mean, if you're talking about liability, protect yourself as best you can, put up the signs that will, I mean, if that will prevent any kind of lawsuits and accidents to happen; one thousand bucks ain't much. So, I, that's, that'd be just my practical advice. Whether you want to impose it in the future, I think that's a good idea. But I'd do in the future, look at it in the future, not necessarily on this one, so.

Supervisor Gould stated Mr. Chairman.

Chairman Lingenfelter stated Supervisor Gould.

Supervisor Gould stated thank you, Mr. Chairman. It might be something that we look into in the future when people petition to have their road accepted into the maintenance program that if it requires signage that they should be responsible for that signage also, because they're responsible to bring that road up to County standards. But it might be a little late for these folks, so I'll go ahead. Did your motion get a second?

Supervisor Bishop stated no, not yet.

Supervisor Gould stated okay. Do you want a second?

Supervisor Bishop stated yes, please.

Supervisor Gould stated second.

Chairman Lingenfelter stated alright, great. We have a motion and a second. Any additional discussion? Hearing none.

Motion was made by Supervisor Bishop and seconded by Supervisor Gould to approve Item 62. Motion carried 4-1 with Chairman Lingenfelter voting yes; Supervisor Angius voting yes; Supervisor Johnson voting no; Supervisor Bishop voting yes; and Supervisor Gould voting yes.

KEN CUNNINGHAM, HUMAN RESOURCES DIRECTOR:

ITEM 63. Discussion and possible action RE: Approve the following exceptions to the General Fund hiring Freeze, approved on August 21, 2023: Information Technology – IT Technician IV; Juvenile Detention – Juvenile Detention Officer I; Justice Court, Bullhead City – Court Services Assistant (1); Justice Court, Lake Havasu City – Justice Court Services Assistant (1); and Public Defender's Office – Attorney IV Underfill.

Chairman Lingenfelter stated item number 63. What's the pleasure of the Board?

Supervisor Gould stated motion to approve.

Chairman Lingenfelter stated you've heard that motion. Do I have a second?

Supervisor Bishop stated second.

Chairman Lingenfelter stated you've heard that motion and second. Any additional discussion?
Hearing none.

Motion was made by Supervisor Gould and seconded by Supervisor Bishop to approve Item 63. Motion carried 5-0 with Chairman Lingenfelter voting yes; Supervisor Angius voting yes; Supervisor Johnson voting yes; Supervisor Bishop voting yes; and Supervisor Gould voting yes.

GINNY ANDERSON, CLERK OF THE BOARD:

ITEM 64. Discussion and possible action RE: Assign Board members to the various Mohave County Boards and Commissions and Regional and State Boards and Commissions for the 2024 calendar year. (List of current appointments in backup materials)

Chairman Lingenfelter stated item number 64. Clerk Anderson, this is.

Clerk Anderson stated Chairman Lingenfelter, this is something we do every year, to appoint Board members to the various outside entity boards, such as CSA, things of that nature as well as some internal boards, Health, EBT. Every year you have the option to change it up, keep them the same, if you guys want to switch boards, don't want to switch boards, completely up to you.

Chairman Lingenfelter stated open it up to discussion.

Supervisor Gould stated I'm fine with my boards.

Chairman Lingenfelter stated I'm fine with mine.

Supervisor Bishop stated Chairman Lingenfelter.

Chairman Lingenfelter stated Supervisor Bishop.

Supervisor Bishop stated Supervisor Angius indicated she may not want to continue with the LPC position, and I'd be happy to take that over.

Supervisor Angius stated Chairman Lingenfelter.

Chairman Lingenfelter stated Supervisor Angius.

Supervisor Angius stated I've changed my mind; I want to stay on.

Chairman Lingenfelter stated okay. I'm not hearing any changes. Is there, is there a motion to adopt the same commitments?

Supervisor Angius stated motion to, to approve.

Chairman Lingenfelter stated you've heard that motion. Do I have a second?

Supervisor Gould stated second.

Chairman Lingenfelter stated you've heard that motion and second. Any additional discussion? Hearing none.

Motion was made by Supervisor Angius and seconded by Supervisor Gould to approve leaving the appointments to the boards and commissions the same. Motion carried 4-1 with Chairman Lingenfelter voting yes; Supervisor Angius voting yes; Supervisor Johnson voting yes; Supervisor Bishop voting no; and Supervisor Gould voting yes.

JEAN BISHOP, MOHAVE COUNTY SUPERVISOR, DISTRICT 4:

ITEM 65. Discussion and possible action RE: Reconsideration of Agenda Item 37 from the November 20, 2023 meeting of the Board of Supervisors to approve travel for County Recorder Lydia Durst to the Statewide TTX in Mesa, Arizona on December 15-16, 2023.

Chairman Lingenfelter stated item number 65, is Supervisor Bishop's item. We do have one person signed up to speak. Supervisor Bishop.

Supervisor Bishop stated okay, I brought this back for a reconsideration because there was funding now available for our County Recorder to travel and take advantage of this, this meeting without it costing the general fund any money. So, I make a motion to approve.

Supervisor Gould stated second.

Chairman Lingenfelter stated you've heard that motion and second. Scotty McClure, you signed up to speak on this item. Would you like to speak?

Mr. McClure stated (from audience) this is no longer funded by the County?

Chairman Lingenfelter stated I believe, if I'm not mistaken, Recorder Durst that is, is going to be expenses picked up by the Arizona Secretary of State's Office, is that accurate?

Recorder Durst stated (from audience) yes.

Chairman Lingenfelter stated I believe that it's going to be picked up by the Arizona Secretary of State's Office. You've heard that motion and second. Any additional discussion? Hearing none.

Motion was made by Supervisor Bishop and seconded by Supervisor Gould to approve Item 65. Motion carried 5-0 with Chairman Lingenfelter voting yes; Supervisor Angius voting yes; Supervisor Johnson voting yes; Supervisor Bishop voting yes; and Supervisor Gould voting yes.

HILDY ANGIUS, MOHAVE COUNTY SUPERVISOR, DISTRICT 2:

ITEM 66. Discussion and possible action RE: Reconsideration of Agenda Item 55 from the November 20, 2023 meeting of the Board of Supervisors that approved Option B from the agenda

item, “Review the two options for staff remote attendance at Board of Supervisors meetings and either modify, decline or adopt one of the options presented in the backup materials”.

Chairman Lingenfelter stated item number 66. Supervisor Angius.

Supervisor Angius stated you know what, I brought this back in anticipation of some glitches in this, but it’s actually worked, I think this meeting, there weren’t that many times they had to come, but I think it worked relatively well. So, I’ll just, no action taken on this.

Chairman Lingenfelter stated great.

No action taken on Item 66.

RYAN ESPLIN, CHIEF CIVIL DEPUTY COUNTY ATTORNEY:

ITEM 67. Discussion and possible action RE: Adopt the attached Recommendation of Declaration of Vacancy for the Office of Precinct Committeeman, and direct staff to provide the form to the political parties for use on future Board of Supervisor agendas.

Chairman Lingenfelter stated item number 67.

Supervisor Gould stated Mr. Chairman.

Chairman Lingenfelter stated Supervisor Gould.

Supervisor Gould stated I move that the Board of Supervisors recess into executive session for advice from the Attorney.

Chairman Lingenfelter stated you’ve heard that motion. I’ll second that.

Motion was made by Supervisor Gould and seconded by Chairman Lingenfelter to move to Executive Session. Motion carried 5-0 with Chairman Lingenfelter voting yes; Supervisor Angius voting yes; Supervisor Johnson voting yes; Supervisor Bishop voting yes; and Supervisor Gould voting yes.

Chairman Lingenfelter stated call the meeting back to order. What’s the pleasure of the Board?

Supervisor Bishop stated let me see, where are we?

Chairman Lingenfelter stated item number 67.

Supervisor Bishop stated Chairman Lingenfelter, I’ll try to make a stab at the motion.

Chairman Lingenfelter stated thank you.

Supervisor Bishop stated I make a motion that we adopt the attached recommendation of declaration of vacancy for the office of precinct committeeman and direct staff to provide the form

to the political parties for use on future Board of Supervisors agendas, thus without any customization from either party.

Chairman Lingenfelter stated thank you. You've heard that motion.

Supervisor Gould stated second.

Chairman Lingenfelter stated you've heard that motion and second. Any additional discussion? Hearing none.

Motion was made by Supervisor Bishop and seconded by Supervisor Gould to approve the recommended form without any customization from either party. Motion carried 5-0 with Chairman Lingenfelter voting yes; Supervisor Angius voting yes; Supervisor Johnson voting yes; Supervisor Bishop voting yes; and Supervisor Gould voting yes.

ITEM 68. Discussion and possible action RE: Regarding the Opioid multi-jurisdictional litigation, authorize Keller Rohrback to submit Mohave County's vote in the Plan of Reorganization that Endo International will propose in its current bankruptcy proceeding, authorize Keller Rohrback to submit the County's vote in a similar but separate proceeding in Ireland, and authorize the Mohave County Attorney's Office to direct Keller Rohrback how it should cast Mohave County's vote.

Chairman Lingenfelter stated item number 68. Attorney Esplin.

Supervisor Gould stated why is this making noise?

Chief Civil Deputy Attorney Esplin stated so, this is with the opioid litigation. There's two different paths the defendants in the opioid litigation have been taking. One is through the classic settlements in court, the other one is through bankruptcy. We went through this about a year or two ago where a different opioid manufacturer/distributor went through bankruptcy. And when you go through bankruptcy, at least the type of bankruptcy that they're going through, they have to do a plan of reorganization. And the plan of reorganization says, here, this is how we're going to pay off these debts, and this is how we're going to handle all these suits and everything else. And each party, each party to the bankruptcy gets to vote in that plan. And, and so there's lots, and lots, lots of people who vote on this plan; we would be one of them. What this is doing is this, what this motion is asking is this, when they have their plan of reorganization ready to go, when Endo International has their plan of reorganization ready to go, you are authorizing me, the County Attorney's Office, excuse me, the County Attorney's Office to submit Mohave County's vote to Keller Rohrback, and Keller Rohrback will then submit the vote for the plan. Whether that's to approve the plan, or to deny the plan. So, that's what this is about.

Chairman Lingenfelter stated Supervisor Angius.

Supervisor Angius stated no, I was just going to make a motion to approve this.

Chief Civil Deputy Attorney Esplin stated thank you.

Chairman Lingenfelter stated I'll second that. Any additional discussion? Hearing none.

Motion was made by Supervisor Angius and seconded by Chairman Lingenfelter to approve Item 68. Motion carried 5-0 with Chairman Lingenfelter voting yes; Supervisor Angius voting yes; Supervisor Johnson voting yes; Supervisor Bishop voting yes; and Supervisor Gould voting yes.

Chairman Lingenfelter stated we are adjourned.

Supervisor Angius stated wait.

Chairman Lingenfelter stated excuse me, okay, we're not adjourned. Supervisor Angius.

Supervisor Angius stated I just have one more thing. Because it's the last meeting of the year, we're not having a second meeting in December, I just wanted to wish the public and our employees, very Merry Christmas, Happy Hanukkah, and a very safe and Happy New Year.

Chairman Lingenfelter stated thank you for that. Any other comments, for the good of the order?

Supervisor Gould stated holiday blessings.

Chairman Lingenfelter stated holiday blessings, Charlie Brown Christmas. We are adjourned.

There being no further business to come before the Board of Supervisors this 4th day of December, 2023, **Chairman Lingenfelter adjourned the meeting at 1:48 p.m.**

MOHAVE COUNTY BOARD OF SUPERVISORS

Travis Lingenfelter, Chairman

ATTEST:

Ginny Anderson, Clerk of the Board