

**BOARD OF SUPERVISORS**  
**GILA COUNTY, ARIZONA**

Date: January 24, 2006

**JOSÉ M. SANCHEZ**  
Chairman

**STEVEN L. BESICH**  
Clerk of the Board

**TOMMIE C. MARTIN**  
Vice-Chairman

By: Marilyn Brewer  
Deputy Clerk

**SHIRLEY L. DAWSON**  
Member

Gila County Courthouse  
Globe, Arizona

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PRESENT: Jose M. Sanchez, Chairman; Tommie C. Martin, Vice-Chairman; Shirley L. Dawson, Member; Jacque Griffin, Assistant County Manager/County Librarian; Marian Sheppard, Chief Deputy Clerk; and, Bryan Chambers, 2<sup>nd</sup> Chief Deputy County Attorney.

The Gila County Board of Supervisors met in Regular Session at 10:00 a.m. this date. Supervisor Dawson led the Pledge of Allegiance, and Reverend Dan Lowe of the Maranatha Baptist Church delivered the Invocation.

Daisy Flores, Gila County Attorney, presented the quarterly Officer Recognition Award to Police Officer Matt Van Camp of the Payson Police Department. She stated that Mr. Van Camp has been a member of the Payson Police Department for over a decade, and part of his police duties include assisting the Special Response Team. She stated that beyond Mr. Van Camp's police duties, he has also taken over coordinating the law enforcement Christmas for Kids Program and raised \$19,000 last year to purchase Christmas gifts for underprivileged children. Ms. Flores stated that Mr. Van Camp assisted her department every day in a three-week trial last month by providing experienced insight and preparing exhibits. She stated, "*We commend his effort, as well as the Payson Police Department for having such a stellar officer.*" Ms. Flores then called on Don Engler, Payson Police

Department Commander and Supervisor of Mr. Van Camp, who shared his appreciation for Mr. Van Camp's efforts and duties and stated that he is an exceptional officer and has handled many of the high priority cases in Payson recently, and that he has done an excellent job. He stated that Mr. Van Camp also shares information he has learned over the years with other members of the Department to help build not only his career, but the careers of others, which is admirable of his performance. Commander Engler also wanted to recognize the County Attorney's Office because of the team work between the agencies. Matt Van Camp thanked his wife and family for their support as he feels that family is an important key in law enforcement. Mr. Van Camp also thanked his supervisor and the Payson Police Department for their vision in directing his career from being a patrolman into criminal investigation, which he enjoys very much. He thanked the County Attorney's Office and the Board for its support. On behalf of the Board, Chairman Sanchez thanked Mr. Van Camp for his service and accomplishments.

Joe Mendoza, Community Services Division Director, requested the approval of a budget adjustment in the amount of \$49,480.50 for the Community Development Division's 2005-2006 fiscal year budget and a request to post the positions necessary to implement the Civil Hearing Officer Rules of Procedure. He passed out a report to the Board showing the breakdown of the costs and anticipated budget for next year. He stated that the costs shown do not include office space or vehicles, which will become necessary at some point. The job descriptions were included in the report and were based upon information from Pinal, Coconino and Yavapai Counties, as well as staff input as to the necessary requirements for these positions. Mr. Mendoza stated that the Hearing Officer will be a contract position and the Clerk and Compliance Officer will be County employees. This is the minimum staff needed to implement the program. For the record, Mr. Mendoza stated that the County is not hiring people to go out and look for violations. *"We're hiring people to handle the prosecution of the violations that we are currently*

*handling now.*” Mr. Mendoza stated that approximately 200 cases are handled each month, and about twenty percent of those cases are prosecuted. As an explanation of the program, Mr. Mendoza explained that the current process is “3 strikes and you’re out,” which gives people the opportunity to get matters straightened out, cleaned up, or corrected before they are referred to the courts. That portion of the program takes 45 days, so there will not be as much negotiating, but instead these long-term cases will be referred to the Civil Hearing Officer to handle. Chairman Sanchez inquired why costs for office space and vehicles were not included in the budget. Mr. Mendoza replied that there is available office space in Globe, and it is anticipated that the Compliance Officer will be traveling a lot in the field. The Clerk will also be required to do some traveling with a laptop computer until two offices can be set up in Globe and Payson. He said these new employees will need to become comfortable with the civil issues and prosecution, and as they become familiar with their work load, they will gradually take over all complaints so that there is a co-compliant section. He stated that besides the zoning complaints, there are building code complaints, Public Works Division complaints, and health complaints, in which the Health Department has expressed an interest in contracting with the Hearing Officer. He stated that each of these groups have encountered the same problem with the criminal justice system being so “bogged down” that there really isn’t a process in place to deal with minor problems like code violations. Mr. Mendoza stated that this new procedure will take a “load off” the criminal justice system. Chairman Sanchez thanked Mr. Mendoza for his presentation. Vice-Chairman Martin stated that she likes the “3 strikes” process up to this point and would like the new Hearing Office process to be “softly” brought into place for at least a year so the County doesn’t become “hardline” immediately. Mr. Mendoza stated that the “3 strikes” process won’t change, but the cases that have been dealt with for 2 to 3 years with no cooperation will be referred to the new program. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board

unanimously approved the Community Development Division's FY 2005-2006 budget adjustment in the amount of \$49,480.50 and approved the request to post positions necessary to implement the Civil Hearing Officer Rules of Procedure.

Chairman Sanchez wanted to note that Steve Besich, County Manager/Clerk is not present at the meeting and wished him a speedy recovery.

Steve Sanders, Public Works Division Deputy Director, requested the approval of a United States Department of Agriculture (USDA), Forest Service Special Use Permit authorizing Gila County to use or occupy the 8.5 acres described as the Bluebird Minerals Materials Pit located at T6N, R11E, Section 17, NW 1/4. He stated that this pit is located in the Tonto Basin area in the northwest quarter of section 17, township 6 north, range 11 east on the east side of the Tonto Creek and east of Pine Boulevard. He stated that Gila County had a 3.5 acre pit in that area, but the County was running out of material so the pit was expanded to cover 8.5 acres. This Forest Service Special Use Permit allows the County to enter into an agreement with the Forest Service for expansion of that pit and will expire on December 31, 2026. Mr. Sanders stated that this will allow for a continued source of materials in that area for the next 20 years to put on the roads for residents. He stated that there is no cost involved. Although there are conditions to be met, the County has been following those conditions all along as far as storm water prevention plans and the way material is removed from the pit. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously approved the USDA Forest Service Special Use Permit.

Mr. Sanders updated the Board on the need for additional monitoring wells at the Star Valley Landfill. He stated that this item requires no Board action at this time. Mr. Sanders stated that due to recent activity in Star Valley and the possibility of considerable pumping of groundwater, Gila County feels it is in the best interest of the citizens of Star Valley to provide additional

monitoring wells around the Star Valley Landfill. He stated that there are currently two wells that monitor the groundwater quality around the Landfill. He noted that the Landfill was closed according to EPA (Environmental Protection Agency) and ADEQ (Arizona Department of Environmental Quality) regulations. Mr. Sanders stated that the County does not expect any contaminants to leach into the groundwater, but it is felt that it would benefit the citizens of Star Valley by providing additional wells in that area, specifically north and south of the Landfill where the County currently does not have any wells. The addition of these wells will completely surround the Landfill enabling the monitoring of any movement away from the Landfill in any direction. The location for two of the new wells has been identified as being on Forest Service land and will require a partnership with the Forest Service to drill these wells, which will be 250-300 feet deep. Meetings have been held with the Forest Service, and the County has received its support. He stated that once the wells are in place, the County will perform EPA's detection monitoring for solid waste Landfill facilities and will test a common list for all organic compounds as well as inorganic that could get into the groundwater. As the wells will be located on Forest Service property, there will be specific guidelines for the County to follow. Mr. Sanders stated that to begin the process, the Forest Service will send out scoping letters later this week to 400 people in the Star Valley/Payson area regarding the County's proposal. The residents will then have a 30-day period to comment on the proposal. At the end of the 30 days, there will be a biological evaluation by the Forest Service, which is expected to be completed by the end of March. Based on the information reviewed by the Forest Service and the proposed sites for the wells, the Forest Service does not expect a significant impact to be found; however, it is a process the Forest Service must follow. A decision memo will be issued from the Tonto Forest Ranger in April, and based upon no findings, the Forest Service will be in favor of the two additional monitoring wells being drilled on its property. Mr. Sanders stated that it is anticipated that the County can

begin drilling the wells in May or June at a cost of \$60,000 to \$80,000 from funds in the budget. Steve Stratton, Public Works Division Director, stated that all three geologists involved in the Star Valley water issues have agreed on the location of these wells. Mr. Sanders stated that the well to the south will be on existing County property and the other two wells will be on Forest Service land. The locations are identified on quad maps by the hydrologists, then located on the ground, and the Forest Service has concurred that both are acceptable locations. Vice-Chairman Martin stated that when looking at the topography one would not expect the water to flow that direction underground. Mr. Sanders stated, *“The Forest Service commented that they have reason to believe that once you get to the east, everything breaks towards little Green Valley, which doesn’t seem logical.”* He stated that the County will have every area covered regardless of which way the groundwater is going to flow. Supervisor Dawson inquired if the monitoring will be a continuation of the program the County currently has in that area. Mr. Sanders replied in the affirmative and stated that the monitoring will be done on a quarterly basis. Chairman Sanchez inquired about what the County does with the monitoring well results. Mr. Sanders stated that the results will be stored at the Landfill office for EPA and ADEQ to have access, and if any anything is reported as being ‘high,’ it will be brought to his attention and a mitigation plan will be put in place. Chairman Sanchez inquired if the results will be sent to a lab. Mr. Sanders stated that Independent Consulting Firm performs the monitoring, and there is a strict chain of custody. The tests are sent to the lab, then the results are put into book form and an executive summary will be provided to the County. Mr. Sanders stated that once the County receives information from the Forest Service in late spring or early summer, he will update the Board. Mr. Stratton stated that when the County receives the bids, because they will be in excess of \$35,000, they will be brought to the Board for approval. He stated that the County doesn’t anticipate finding anything with more monitoring, but the County will be taking a proactive role because of the

proximity to the Star Valley area. Chairman Sanchez thanked Mr. Sanders for his presentation. No Board action was taken.

Steve Stratton requested the award of Call for Bids No. 111105-2, a sealed bid sale for the equipment that is with the operations of the Young Transfer Station located in Young, Arizona, and authorization of the Chairman's signature on the Transfer Station Contract. He stated that this agenda item plus the following one would be discussed together as they are both for the sale of equipment for the County transfer stations but with 2 different bidders. He stated that upon the sale of the transfer stations, a lien will be placed on the equipment for one year to ensure the stations are operated in a professional manner. The County will offer assistance for thirty days for the transition to ensure that the private industry will get off to a good start to enable it to be profitable, whereas the County was losing money. Mr. Stratton stated that he believes running the transfer stations can be accomplished better through the private sector. He stated that the 3 current County employees in Tonto Basin, Gisela and Roosevelt will be retained by the contractor, and the employee in Young will be transferred to the Buckhead Mesa Landfill. Mr. Stratton stated that the minimum bid requirement for the Young operation was \$9,595.75, and the total bid received from Young Pleasant Valley Refuse was for \$9,795.75, broken down as follows: 1) \$5,100.00 for the 1991 Chevrolet transfer truck with 265,000 miles; 2) \$3,700.00 for three 40-yard roll off bins; and, 3) \$995.75 for the first annual special use permit fee to the County for the Forest Service fee. He recommended that the bid be awarded to Young Pleasant Valley Refuse, and that the transaction become effective February 1, 2006. Chairman Sanchez questioned that in order to assure compliance by the successful bidder, would the oversight be handled by Mr. Stratton's department. Mr. Stratton stated that Sharon Radanovich, Solid Waste Manager, will be monitoring and visiting these sites on a monthly basis to ensure compliance. Mr. Stratton stated that he is aware of the complaints the Board has received about the reduction in

operating hours at the stations; however, the reductions have reduced the County's losses by \$17,000 per year. Mr. Stratton stated that the only alternative to selling the transfer stations is for him to ask the Board to institute a secondary tax on the individuals that utilize these stations so they would be paying the true costs of operation so the stations would no longer need to be subsidized. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously awarded Call for Bids No. 111105-2 to the Young Pleasant Valley Refuse in the amount of \$9,795.75, and authorized the Chairman's signature on said Contract.

Steve Stratton requested the award of Call for Bids No. 111105-1, a sealed bid sale for the equipment that is with the operations of the Gisela, Roosevelt and Tonto Basin Transfer Stations and authorization of the Chairman's signature on the Transfer Station Contract. He stated that the minimum bid requirement for all three Transfer Stations was \$28,570.79, and the total bid received from Tonto Basin Sanitation was for \$28,609.00, broken down as follows: 1) \$15,029.21 for the 1996 Kenworth transfer truck with 240,000 miles; 2) \$10,800.00 for nine 40-yard roll off bins; and, 3) \$2,770.79 for the first annual special use permit fee to the County for the Forest Service fee. He recommended that the bid be awarded to Tonto Basin Sanitation, and that the transaction become effective February 1, 2006. Chairman Sanchez stated that concerns were raised at a meeting with the Roosevelt Residents Organization, but that Ms. Radanovich was in attendance at that meeting and handled the issues very well. He stated that Tonto Basin Sanitation is already providing service in those areas so that will be an option for the residents instead of having to go to the Buckhead Mesa Landfill. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously awarded Call for Bids No. 111105-1 to Tonto Basin Sanitation in the amount of \$28,609.00, and authorized the Chairman's signature on said Contract.

Steve Stratton requested the approval of a proposed Probation Department and Public Fiduciary Department building layout and cost

overview as submitted by Lonnie Brevick, Managing Partner of Gila Management, LLC, in the amount of \$2,360.00. Mr. Stratton stated that typically projects under certain amounts are not required to be brought before the Board for approval; however, he felt it was important for the Board to know about this project. He stated that the County currently rents space for these two departments, so the possibility of relocating them to a new building that could be constructed on the Four Amigos property is being considered. Mr. Stratton stated that he was requested to submit proposals showing the best use of the square footage at the Four Amigos property. The scope of work would include the following: 1) provide a site plan with the building footprint for a single story building to house the Probation and Public Fiduciary Departments; 2) produce a site plan with the building footprint for a multi-story building to house the same departments; 3) the site plans will indicate area available for parking; and, 4) develop order of magnitude estimates for the two site plan options. The work would be completed within two weeks after a notice to proceed is received from Gila County. He stated that if the Board approves the construction project at a later date, the cost would be included in next year's budget. Chairman Sanchez clarified that this request was just to approve producing a site plan. Jacque Griffin, Assistant County Manager/County Librarian, stated that this is the first step of the process to see what the County wants to do with those two offices, see if this is the best plan, see what the plan would look like, and then bring that information back to the Board for future discussion. Supervisor Dawson inquired if the County should try to purchase the old hospital building where these two departments currently reside. Mr. Stratton stated that the current owner is planning an assisted care facility, which he believes is something this community needs, and he would not want to interrupt those plans if that indeed is the plan. Supervisor Dawson agreed with Mr. Stratton. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously approved

the draft site plan and estimated cost overview submitted by Lonnie Brevick, Managing Partner of Gila Management, LLC, in the amount of \$2,360.00.

Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously approved Consent Agenda Items A-E, as follows:

- A. Approved a Special Event Liquor License Application submitted by the Tonto Basin Chamber of Commerce to serve liquor at the Chamber's 10<sup>th</sup> Annual Camaraderie to be held on March 4, 2006.
- B. Approved the renewal of the JURY+ Management System Software Maintenance Agreement between the Gila County Superior Court and Jury Systems Incorporated in the amount of \$3,678.00 for the period January 1, 2006, through December 31, 2006.
- C. Approved the December 2005 monthly departmental activity reports submitted by the Payson Regional Constable and the Clerk of the Superior Court.
- D. Approved the personnel reports/actions for the week of January 23, 2006, as follows:

Departure from County Service:

- 1. Courtroom Clerk – Clerk of the Superior Court – 12-30-05 – General Fund - Lucinda Corrente – Hire 08-26-98 – Retirement
- 2. Clerk – Clerk of the Superior Court – 01-08-06 – Document Conversion Fund - Samantha Elliott – Hire 09-26-05 – temporary position

Hire to County Service:

- 3. Courtroom Clerk – Clerk of the Superior Court – 01-23-06 – General Fund - Dorothy A. Koshinski – position vacated by Lucinda Corrente

Temporary Hire to County Service:

- 4. Probation Aide – Probation – 01-23-06 – Juvenile Probation Services - Linda Isban
- 5. Juvenile Detention Officer I (on call) – Probation – 01-23-06 – General Fund - Marilyn Hinrichs
- 6. Probation Aide – Probation – 01-23-06 – Juvenile Probation Services -

Monique Hernandez

Position Review:

7. Anniversary Date Increase – 01-09-06 – Rachel Wright

**SHERIFF'S PERSONNEL ACTION ITEMS:**

Departure from County Service:

8. Records Clerk II – Globe S.O. – 1-20-06 – General Fund

Tammy Glen – Hire 08-27-01 – leaving the area

9. Detention Officer – Globe S.O. – 01-11-06 – General Fund

Sonia Kovar – Hire 08-22-05 – Failure to complete probationary period

10. Deputy Sheriff (Sgt.) – Globe S.O. – 02-05-06 – General Fund - Dan

Voelker – Hire 12-03-01 – Resigned for other employment.

E. Approved the finance reports/demands/transfers for the week of January 23, 2006, as follows: \$280,615.55 was disbursed for County expenses by voucher numbers X149105 through X149208, X379472 through X379477, X379479 through X379667, X379669 through X379699 and X379701 through X379732. The hand issued warrants listing is as follows: voucher number X379471 in the amount of \$468.00. **(An itemized list of vouchers is permanently on file with the Board of Supervisors.)**

At this time each Board member and the Chief Administrator were presented the opportunity to give a brief summary of current events as allowed by A.R.S. §38-431.02(K).

There being no further business to come before the Board, Chairman Sanchez adjourned the meeting at 11:15 a.m.

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Jose M. Sanchez, Chairman

ATTEST:

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Steven L. Besich, County Manager/Clerk