

BOARD OF SUPERVISORS
GILA COUNTY, ARIZONA

Date: October 24, 2006

JOSÉ M. SANCHEZ
Chairman

TOMMIE C. MARTIN
Vice-Chairman

SHIRLEY L. DAWSON
Member

STEVEN L. BESICH
Clerk of the Board

By: Marilyn Brewer
Deputy Clerk

Gila County Courthouse
Globe, Arizona

PRESENT: Jose M. Sanchez, Chairman; Tommie C. Martin, Vice-Chairman; Shirley L. Dawson, Member; Steven L. Besich, County Manager/Clerk; Marian Sheppard, Chief Deputy Clerk; and, Bryan Chambers, 2nd Chief Deputy County Attorney.

The Gila County Board of Supervisors met in Regular Session at 10:00 a.m. this date. Mariano Gonzalez led the Pledge of Allegiance, and Reverend Tony Blevins of the River of Life Pentecostal Church of God delivered the Invocation.

Alan Tittes, President of Phelps Dodge Miami, Inc., made a presentation to Gila County commemorating the 125th anniversary of Phelps Dodge in Arizona. He stated that in 1881 Phelps Dodge Company, a mercantile trading company located in New York, invested in Bisbee and Morenci and the rest is history for Arizona. In 1910, Phelps Dodge became the largest copper producer in Arizona and in 1999 they purchased the local Cyprus Miami Mining properties. The company currently has 5,000 employees with 650 employed in the local area and contributes \$3 billion to Arizona's economy with a \$95 million impact in Gila County. Mr. Tittes thanked the Board for Gila County's support of their company and presented a copper splash plaque to the Board. Each Board member thanked Mr. Tittes, Phelps Dodge and its staff throughout Arizona for the positive impact that the copper mining industry has on the

economy of the State and Gila County. The Board also expressed appreciation for what Phelps Dodge means to this community and the partnership it has with Gila County. Chairman Sanchez also noted the many activities in which Phelps Dodge is involved that assist the local youth with scholarships and summer employment. Mr. Tittes thanked the Board for the comments and stated that Phelps Dodge appreciates the opportunity to partner with the local community.

Malissa Buzan, Housing Services Program Manager, requested that the Board join her in making a presentation to John Weaver, a local general contractor, in appreciation of his 12 years of service to low-income families, senior citizens and disabled individuals who are served by the Gila County Housing Services Department. Ms. Buzan stated that Mr. Weaver has handled jobs for the Housing Services Department that other local contractors wouldn't do and many times he went out of his way to do additional work for the disadvantaged or senior citizens that went beyond the scope of the work he was assigned for no additional pay. Ms. Buzan introduced Mr. Weaver to the Board as "a man with a big heart." On behalf of the Board, Chairman Sanchez expressed his appreciation to Mr. Weaver for his many years of dedicated service in working with the County's Housing Services Department.

Chairman Sanchez advised that agenda item numbers 4 and 5 were related items and it was brought to his attention that agenda item number 5 should be addressed first followed by agenda item number 4.

At 10:19 a.m. a public hearing was held on agenda item number 5 to adopt Resolution No. 06-10-11 for approval of Planning and Zoning Department Case No. CPA-06-3, which amends Gila County's Comprehensive Plan that was adopted in 2003. Robert (Bob) Gould, Community Development Division Director, stated that this is a request to amend Figure 2.A (Map), from the Land Use Classification Residential, 0.1 to 0.4 dwelling units per acre, which requires a minimum lot size of 2.5 acres up to 10 acres in size, to Residential, .4 to .10 dwelling units per acre, for the purpose of accommodating rezoning application Z-06-04 (agenda item number 4 below). The property,

known as the Doll Baby Ranch, is approximately 304.48 acres consisting of 2 areas—the Simonton Plat of approximately 155 acres and the Taylor Plat of approximately 148 acres—and it is located 8 miles from the southwest corner of the boundary for the Town of Payson with access via Baby Doll Road. He stated that the Comprehensive Plan has designated this property for residential development with a density range of .1 to .4 residential units per acre. This does not comply with the requirements of the Comprehensive Plan. The requested density would fall in the last use category of .4 to .10 residential units per acre. The Comprehensive Plan defines the needed amendment as a minor amendment to the Plan. The applicant has submitted an application to amend the Comprehensive Plan. Mr. Gould stated that on October 19, 2006, the Planning and Zoning Commission unanimously recommended the Board's approval of this amendment request. At this time Chairman Sanchez called for public comment; none was offered. Chairman Sanchez closed the public hearing and asked for a motion. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously adopted Resolution No. 06-10-11. **(A copy of the Staff Report and Resolution are permanently on file in the Board of Supervisors' Office.)**

In addressing agenda item number 4, at 10:23 a.m. a public hearing was held to adopt Resolution No. 06-10-10 to approve Planning and Zoning (P & Z) Department Case No. Z-06-04, a rezoning request submitted by Simonton Flat LLC and Taylor Flat Ranch LLC (owners) and Chris Anderson (applicant) to rezone tax parcel numbers 301-46-001A, 301-46-001C and 301-45-001A [now 301-45-001B] and 301-45-001C) from R1-D175 (Residential One with 175,000 sq. ft. density) to R1-D40 (Residential One with 40,000 sq. ft. density) to develop 185, 1 to 2 acre sized lots. Bob Gould stated that this is the same property referred to in agenda item number 5 as noted above and it is currently zoned to allow minimum 4-acre lot sizes. The applicant is requesting the rezoning be changed to allow the lots to be a minimum of 40,000 square feet for the proposed development. The property is completely surrounded by U. S. Forest Service property. The application to amend the Comprehensive Plan

considered prior to this rezoning application now allows the Board to consider this application. He stated that on October 19, 2006, the Planning and Zoning Commission unanimously recommended the Board's approval of this rezoning request with the following stipulations: 1) the developer will provide an approved Development Master Plan prior to submitting the first preliminary plat; 2) at the time of the platting, the developer will identify those lots that have 15 percent or more slope on 50 percent or more of the property as those lots will require individual grading, draining and erosion control plans; 3) prior to the final plat approval the developer will demonstrate the capability of utilizing Cracker Jack Road for emergency ingress and egress; 4) the developer will demonstrate the suitability of the area for individual septic systems at the time of the final plat; 5) the developer shall endeavor to assure adequate air quality by not having any streets without appropriate design and in accordance with County standards; 6) the developer will identify area trails at the time of the Development Master Plan and demonstrate that they will remain open to the public; and, 7) this rezoning would not go into effect until the County Comprehensive Plan amendment has been approved by the Board of Supervisors, which was just approved by the Board prior to this item. Vice-Chairman Martin expressed a concern about the handling of fire suppression in the outlying properties because of the distance from the Payson Fire Department and stated that there should be some conversation and considerations concerning fire protection. Mr. Gould stated that during the preliminary and final platting process the developer is required to file a public report with the Arizona Department of Real Estate that addresses specific issues such as fire, roads and water. Vice-Chairman Martin stated that she was aware of the requirement for the roads and water, but she has never seen where fire protection is a specific part of those requirements. Mr. Gould stated that the developer is required to provide in the public report the plans for providing fire protection to the development. Steve Besich, County Manager/Clerk, stated that he believes the area in the vicinity south and west of Payson is one of the most vulnerable areas to fire simply because of the wind

blowing in that direction. He inquired of Mr. Gould if it would be appropriate to work with the developers to ensure that the wild land interface around the southwest corner of this proposed development would contain some type of a developed fire break, working in conjunction with the U.S. Forest Service, which could be cleaned up periodically. Vice-Chairman Martin stated that the southwest corner of the forest may have burned in the Willow Fire; however, there still needs to be discussions on maintenance, a fire break in that area and the possibility of that southwest area catching fire and moving toward the Payson area. Mr. Besich felt it would be appropriate to have discussions on the wild land fire issues on the layout of the property as the development moves forward, which could include the type of materials used in construction that are much safer in fire code zones. He stated that if the development is made fire wise, it's easier for potential purchasers to buy insurance. He stated that the County will be ready to work with the developers and staff as necessary. Mr. Gould stated that the issue was discussed during the P & Z Commission meeting, but no action was taken; however, the County should be cognizant of the fire issues while proceeding through the process. Mr. Gould also stated that he would try to work out a partnership agreement with the U. S. Forest Service. At this time, Chairman Sanchez called for public comment and called on Keith D. Winkle who requested to speak. Mr. Winkle, a Payson resident and owner of a privately held parcel located within the Simonton Flat (parcel 301-46-001B) that is not a part of this rezoning application, stated that he attended the P & Z Commission meeting. Mr. Winkle stated that he and his wife are retired and all of these possible changes are 'nerve wracking' to them as their parcel sits in the middle of this zoning area. Mr. Winkle stated that he has 3 issues that he would like to have addressed, as follows: 1) a concern about the easement that goes up to his property and another easement that goes into the U.S. Forest Service property; 2) a concern about the runoff of additional water possibly eroding his property that sits down in part of this development; and, 3) a concern that the water table to his well will dry up and he will be without water. Mr. Winkle stated that so far he hasn't been able to have these 3 items

addressed and he wasn't sure where to start as this is all new to him. Chairman Sanchez called on Mr. Gould to respond to Mr. Winkle's concerns. Mr. Gould stated that in regard to the easements, that issue will be addressed during the preliminary plat process. The easements, as currently recorded, will remain in effect unless there is an agreed upon change between the developer and Mr. Winkle, which would reflect how access would be provided to Mr. Winkle's lot. Mr. Gould stated that Mr. Winkle will definitely have access as there won't be any plans approved that would take away access to his property. He stated that all of Mr. Winkle's concerns will be dealt at the appropriate time, which would be during the development of the master plan and the platting process, not during the rezoning process. Vice-Chairman Martin assured Mr. Winkle that this is just the beginning of the process. Mr. Gould also explained that separate grading, drainage and erosion control reports are being requested because of the issues concerning Mr. Winkle's parcel. Supervisor Dawson inquired if Mr. Winkle's well does go dry, would it be the Planning and Zoning Department that would assist him? Mr. Gould replied that there was a discussion between the developer and Mr. Winkle regarding the water issue and it will be dealt with during the platting process as there are no provisions during the zoning process. He said that the County has specific standards in place that require a certain flow, not only for the water supply but also for fire protection that will have to be addressed. Mr. Besich inquired if there was a map that shows Mr. Winkle's property in relation to the proposed development. Mr. Gould advised that the map was located on page 12 of the Board's informational packet. He stated that it is a 4-acre triangular piece of property that is not included in this proposal. Mr. Gould advised the Board that Mr. Winkle had originally requested consideration of rezoning his parcel; however, the public notice for this hearing had already been published. He advised that Mr. Winkle's property will be a zoned R-1D175 island in the middle of this zoned R-1D40 project. Vice-Chairman Martin stated that would be the case unless Mr. Winkle makes another request for rezoning. Mr. Gould replied it would seem that way to him but he wasn't sure. Mr. Gould advised that Bryan

Chambers, 2nd Chief Deputy County Attorney, might advise differently, but it seemed to him that because Mr. Winkle's property was not included in the published notice, the County would have to handle his request separately. Mr. Winkle advised that his request was only a verbal inquiry. Chairman Sanchez inquired of Mr. Winkle if all his questions had been answered. Mr. Winkle stated that all of the particulars were unknown to him, but he wanted to clarify that Mr. Gould's comment about working out an agreement as far as water was concerned had not occurred. Mr. Gould stated that he had only mentioned that there had been discussions. Mr. Winkle agreed that there was a discussion, but stated, "I'm concerned that some place along the line we little people are going to be bulldozed by this development and these things are going to be taken away if we don't stay on top of it, so that's why I'm addressing this and I appreciate the Board hearing me." Vice-Chairman Martin stated, "Hopefully this process allows for Mr. Winkle's input all the way through; that's what we have the process for is to see that he doesn't fall through the cracks." Mr. Besich inquired if the County has Mr. Winkle's address and contact information. Mr. Gould advised that the County does have that information. Chairman Sanchez called for other public comments; none were offered. Chairman Sanchez closed the public hearing and asked for a motion. Supervisor Dawson stated that because the developers were present, she wanted to emphasize the need for a fire break and follow up on the issue of water to the Winkle property. She stated that Mr. Gould remarked that the Winkle's would have access to their property, but she thought Mr. Winkle was referring to the easement into and adjoining the U. S. Forest Service land, which on the map there is no indication that the developer would maintain an access for the Winkle's to the forest area. She also stated that as the project is designed, she would be looking for fire breaks to be established in the circumference of the whole development that would remain over the years. Vice-Chairman Martin stated that there should also be language included for the maintenance of the fire breaks. A motion was made by Supervisor Dawson and seconded by Vice-Chairman Martin to adopt Resolution No. 06-10-10

approving Planning and Zoning (P & Z) Department Case No. Z-06-04. Vice-Chairman Martin stated that she also wanted to ensure that there is an additional entrance into and out of the development. Mr. Gould replied that the developer is working with the U. S. Forest Service on the additional entrance and he called on Chris Anderson, developer, to speak to the issue. Mr. Anderson, a resident of Mesa, stated that Mr. Gould has done an excellent job on behalf of the County on his report and appreciates his help and the cooperation of all of Gila County. He stated that this development will be a world-class, equestrian-type facility that will be a “gem” for Gila County and rival similar developments around the State. Mr. Anderson stated that a built-in fire break is already in the process and he will continue to work with Mr. Gould in regard to a possible easement track going around the property, which could be determined if that would serve as a riding trail around the perimeter of the property. In addressing the water concerns, he stated that discussions have been held with Mr. Winkle numerous times and proposals have gone back and forth, but nothing has been decided at this time. Mr. Anderson also stated that in regard to Mr. Winkle’s access to the forest, Mr. Winkle currently has that access and clarified that it is an easement that exists for anyone to use including Mr. Winkle, and the current plan does reflect an access for Mr. Winkle into the forest. He stated that in discussions with the U. S. Forest Service and a future agreement, Cracker Jack Mine Road, which is currently a primitive road, will potentially serve as an alternate road into and out of the development with an agreement to provide a certain level of maintenance for accessibility as an emergency road. Mr. Besich inquired about a price range for developed homes and lots in the project. Mr. Anderson stated that prices have not been established at this time and there are ongoing discussions concerning the expenses proposed and imposed. Mr. Besich inquired if he said the prices would range from \$250,000 to \$500,000, would that be fair? Mr. Anderson replied in the affirmative. Chairman Sanchez thanked all those who participated in the conversation. He stated that there was already a motion and a second and he called for a vote. The Board unanimously adopted

Resolution No. 06-10-10 approving Planning and Zoning (P & Z) Department Case No. Z-06-04. Chairman Sanchez thanked Mr. and Mrs. Winkle for attending the meeting and advised that the P & Z staff would keep them apprised of the developments. Vice-Chairman Martin advised that the Winkles could always contact her office in Payson. **(A copy of the Staff Report and Resolution are permanently on file in the Board of Supervisors' Office.)**

At 10:52 a.m. a public hearing was held to adopt Resolution No. 06-10-12 to designate Outlaw Lane as a Country Dirt Road, accept said road into the Gila County Country Dirt Road Maintenance System and authorize the Chairman's signature on the Country Dirt Road Easement. Steve Sanders, Public Works Division Deputy Director, stated that Outlaw Lane is located in Tonto Basin and a petition was received to bring this road into the County system as a Country Dirt Road. The Board accepted the petition and after the County Road Department reviewed the road it was determined that the road would be easy to maintain without a lot of expense. Acceptance of this road will increase HURF (Highway User Revenue Funds) monies for the County and also serve in excess of 5 homes with the potential for other homes in that area. Supervisor Dawson inquired on which side of the creek this road is located. Mr. Sanders replied that it is located on the east side of the creek. Supervisor Dawson stated that she hopes the residents on the east side understand that there is no promised bridge across the creek. Mr. Sanders stated that there have been no discussions about a bridge to anyone along this road. Chairman Sanchez called for public comment; none was offered. Chairman Sanchez closed the public hearing and asked for a motion. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously adopted Resolution No. 06-10-12, accepted said road into the Gila County Country Dirt Road Maintenance System and authorized the Chairman's signature on the Country Dirt Road Easement. The following individuals are granting the easement to Gila County for public ingress/egress: Alfred D. Cline and Alma L. Cline, Marie V. Jennings, Justin L. Marks, Sue Marks, Brian Jennings and Debra Jennings, Lonny D. Cline, Barbara J. Burton, Steven P.

Butler and Bonnie Butler. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

In addressing agenda item number 7, Mr. Sanders requested the adoption of Resolution No. 06-10-13 to dispose of an unnecessary public roadway described as a cul-de-sac off of Standage Drive, which provides access to lots 91 and 92 in Tonto Village Two, Official Map No. 245, Gila County Records, and to authorize the Chairman's signature on the Quit Claim Deed for said disposal. He stated that on July 11, 2006, the Board approved the process of declaring this roadway as an unnecessary public roadway and offered it for sale. On September 26, 2006, a public sale was held and one bid was received. The Public Works Department has since prepared a Quit Claim Deed and a Resolution deeding said road to the bidder. He stated that the same process was followed for agenda item numbers 8, 10 and 11 with separate deeds and resolutions for each item. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously adopted Resolution No. 06-10-13 and authorized the Chairman's signature on the Quit Claim Deed deeding the property from Gila County to Christine Manning. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

Mr. Sanders requested the adoption of Resolution No. 06-10-14 to dispose of an unnecessary public roadway described as a cul-de-sac off of Standage Drive, which provides access to lots 89 and 90 in Tonto Village Two, Official Map No. 245, Gila County Records, and to authorize the Chairman's signature on the Quit Claim Deed for said disposal. He stated that this is the same procedure as described in agenda item number 8 above with the exception that this road is located on the other side of the cul-de-sac. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously adopted Resolution No. 06-10-14 and authorized the Chairman's signature on the Quit Claim Deed deeding the property from Gila County to David and Janice Reed. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

Mr. Sanders requested the adoption of Resolution No. 06-10-15 to accept Juniper Drive, Meadows Place and Blackberry Lane (formerly known as Pine Drive), as shown on Whispering Pines, Unit Two, Official Map No. 159, Gila County Records; and, to accept Apple Lane and Cherry Lane, as shown on Whispering Pines, Unit Three, Official Map No. 198, Gila County Records, into the Gila County Maintained Roadway System. He stated that Whispering Pines subdivision is located north of Payson under the rim along the East Verde River. These roads are all platted roads and shown as public roads on the Whispering Pines plats; however, there was no official dedication to Gila County on the old plat so the County has not been maintaining them. Mr. Sanders stated that the roads are deteriorating to an unacceptable level and the fire department has requested that the County maintain the roads because of problems getting emergency vehicles in and out of the area. Mr. Sanders requested that the Board adopt the Resolution officially bringing these roads into the County's Maintained Roadway System to be maintained as public roadways. Supervisor Dawson stated that when Whispering Pines Subdivisions 1 and 2 were developed, these roads were necessary and she hoped that future Boards would not approve subdivisions like this without a designation that the roads are up to County standards so that the County can accept them into the Maintained Roadway System. She stated that the subject roads are not in an acceptable condition and the County will have to expend a lot of money to bring them up to County standards. Mr. Sanders stated that some money will be expended, but not a lot. He stated that the County did maintain them in the past; however, when the Public Works Division was established, these roads were no longer maintained because there was a gray area as to whether the County could legally continue to do the maintenance. He stated that the roads were probably created in the 1950s when the State was in charge of all subdivisions and then turned them over to the counties, so many of the old subdivisions platted the roads, but they were never officially dedicated to the County. Supervisor Dawson inquired if Mr. Sanders could explain to her the difference between the Whispering Pines roads and the roads located in the

Copper Canyon Ranches. Mr. Sanders replied that when the Copper Canyon Ranches roads were built they were to remain private roads so the Board allowed a lesser standard for the development and use of those roads. Also at Copper Canyon Ranches, a homeowner's association was formed to provide maintenance and the homeowners charged themselves for the maintenance on those roads. Mr. Sanders stated that as far as he knows there has never been a homeowner's association in the Whispering Pines subdivision. Supervisor Dawson mentioned hearing about water issues in the Whispering Pines subdivision coming from a homeowner's representative and she believes that the standards of these roads compared to Copper Canyon Ranches are probably the same. Mr. Sanders stated that there would have been no standards for these roads back in the 1950s and as far as water discussions, he was unaware of any water issues in Whispering Pines and he does not know if all of the residents along the East Verde River are on individual wells or if there is a water district in place. Supervisor Dawson stated that she was only inquiring for her own information. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously adopted Resolution No. 06-10-15. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

In addressing agenda item number 10, Mr. Sanders requested the adoption of Resolution No. 06-10-16 to dispose of an unnecessary public roadway described as Arizona Street in Arlington Heights Subdivision, Official Map No. 31, Gila County Records, and to authorize the Chairman's signature on the Quit Claim Deed for said disposal. He stated that this item is the same as those discussed in agenda items 7 and 8 above and a Resolution and Quit Claim Deed have been prepared for the disposal of said property. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously adopted Resolution No. 06-10-16 and authorized the Chairman's signature on the Quit Claim Deed, which deeds the property from Gila County to Micah and Karen Arney. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

Mr. Sanders requested the adoption of Resolution No. 06-10-17 to dispose of an unnecessary public roadway described as a 27-foot-wide roadway adjacent to the easterly side of lot 7, Caballero Casas, Official Map No. 298, Gila County Records, and to authorize the Chairman's signature on the Quit Claim Deed. He stated that this is the same procedure as noted in agenda items number 7, 8, and 10 above. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously adopted Resolution No. 06-10-17 and authorized the Chairman's signature on the Quit Claim Deed, which deeds the property from Gila County to Toby and Keri Egbert. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

Steve Besich presented a request from Dorothy Little, Payson Regional Justice of the Peace, to approve an increase in the jury fees checking account for the Payson Regional Justice Court from \$500.00 to \$1,000.00 to cover the increase in the number of jury trials being held in Payson. He stated that information was provided in the Board's informational packet on this item, which is self-explanatory. He stated that Judge Little has run into some cases where she has more jurors to pay than the amount of available funds. He stated that Robert Duber II, Presiding Judge of the Gila County Superior Court, has approved the increase in funding. Supervisor Dawson inquired if the funds are audited. Richard Gaona, Finance Division Director, stated that all County checking accounts are reconciled on a monthly basis including this account and he recommended that the increase be approved. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously approved an increase in the Payson Regional Justice Court jury fees checking account from \$500.00 to \$1,000.00.

Marian Sheppard, Chief Deputy Clerk, requested the removal of parcel numbers 101-12-109-B-0, 101-12-110-4, and 301-10-022-4 from this year's annual Board of Supervisors' (BOS) tax sale newspaper advertisement; and authorization for her to proceed with the administrative process of selling the above listed properties, as follows: 101-12-109-B-0 and 101-12-110-4 to the

Town of Winkelman for \$1.00 each; and 301-10-022-4 to Gila County for \$1.00. She stated that there has always been an internal County policy for the Engineering Department to review all of the properties that are newly deeded to the State for the current year in order to determine if any of the properties are located within a County right-of-way, flood plain etc. In the past, when those types of properties were identified as being in a County right-of-way, etc., the Clerk of the Board Department retained those properties and they were not offered for purchase by the public. In 2005, the County Attorney allowed a process whereby the County or any other governmental entity within Gila County would be provided the opportunity to purchase any of the newly deeded properties prior to the annual BOS tax sale at a cost of \$1 per parcel. Ms. Sheppard further explained that the Arizona Revised Statutes require that all newly deeded properties must be advertised in the official newspaper of the County prior to the upcoming BOS annual tax sale, which is conducted as a live auction in December. In order to not advertise any of the properties, Board authorization is required. She stated that the first part of this agenda item is to request approval not to advertise the parcels stated in section 1 of the agenda item, and Section 2 of the agenda item will allow her to sell the 2 parcels noted above for \$1.00 each to the Town of Winkelman, and the other parcel to Gila County. The County would like to purchase parcel number 301-10-022 as it is Sumac Road located in the Knolls Subdivision in Pine. She stated that the Town of Winkelman contacted Supervisor Dawson expressing an interest in purchasing these 2 parcels of land, which each have a house. The houses have been abandoned and poachers use the houses as a laboratory to produce methamphetamines, an illegal drug. Ms. Sheppard stated that this will be a “win-win” situation for both the Town of Winkelman and Gila County, and she recommended the Board’s approval. Supervisor Dawson stated that she has pictures of the 2 houses, which are both burned out and are located adjacent to the Town of Winkelman’s maintenance yard. She stated that the Town of Winkelman intends to raze the houses, of which all costs will be borne by the Town, and the Town will then utilize the property. The Board agreed

this would be a proper disposal of the 3 parcels. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously approved the removal of parcel numbers 101-12-109-B-0, 101-12-110-4, and 301-10-022-4 from this year's annual Board of Supervisors' tax sale newspaper advertisement; and, allowed the Chief Deputy Clerk to proceed with the administrative process of selling the above listed properties (as stated above) for \$1.00 each.

Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously approved Consent Agenda item numbers 14A-14Q, as follows:

- A. Acknowledgement of Claire Wall's resignation from the East Verde Park Fire District governing Board of Directors and approval to appoint Leslie Reeves to complete Ms. Wall's term of office through 2008.
- B. Approval to adopt Resolution No. 06-10-05 amending the Arizona Local Government Employee Benefit Trust's "Agreement and Declaration of Trust" as shown in Attachment I to the Resolution. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**
- C. Approval for the renewal of a 911 Service Agreement between Gila County and TDS Telecommunications Corporation, the legal entity of Arizona Telephone Company, for a period of 36 months beginning January 1, 2006.
- D. Approval of Amendment No. 4 to Intergovernmental Agreement (Contract No. E6306015) between the Gila County Division of Health and Community Services and Arizona Department of Economic Security increasing the contract amount from \$261,184 to \$316,700, an increase of \$55,516 to purchase additional DES Case Management Services for the period July 1, 2006, through June 30, 2007.
- E. Approval of Amendment No. 1 to Intergovernmental Agreement (Contract No. HG661112) between the Gila County Division of Health and Community Services and Arizona Department of Health Services to replace the price sheet page of the contract to add \$125,000 to administer the Teen Pregnancy Prevention Program for FY 2006-07.

- F. Approval of Amendment No. 5 to Intergovernmental Agreement (Contract No. HG361101) between the Gila County Division of Health and Community Services and Arizona Department of Health Services to extend the term of the contract to September 30, 2007, for the Commodity Supplemental Food Program.
- G. Approval to adopt Resolution No. 06-10-06 naming a road in Globe to be called Truck Drive. (A petition was submitted for this road name and no objection was received.) **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**
- H. Approval to adopt Resolution No. 06-10-08 naming a road in Young to be called South Cody Road. (A petition was submitted for this road name and no objection was received.) **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**
- I. Approval to adopt Resolution No. 06-10-09 naming a road in Tonto Basin to be called Malinut Way. (A petition was submitted for this road name and no objection was received.) **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**
- J. Approval of an Order to appoint election workers for the November 7, 2006, General Election. **(A copy of the Order is permanently on file in the Board of Supervisors' Office.)**
- K. Approval of an Order to designate polling places for the November 7, 2006, General Election. **(A copy of the Order is permanently on file in the Board of Supervisors' Office.)**
- L. Approval of 7 Agreements for Election Operational Services for the November 7, 2006, General Election that is between Gila County and the following entities: Beaver Valley Fire District, East Verde Park Fire District, Gisela Valley Fire District, Pine-Strawberry Fire District, Rim Trail Domestic Water Improvement District, Tonto Basin Fire District, and Whispering Pines Fire District.
- M. Approval of Amendment No. 1 to Contract RFQVA No. DDD-705015 between the Gila County GEST Program and Arizona Department of

Economic Security to revise Sections 1, 2, 5, 6 and 9 of the Contract; and, approval of Amendment No. 11 to Contract RFQVA DDD-704011 between the same entities to revise Sections 1, 2, 5, 6, and 7 of the Contract.

- N. Approval of the September 26, 2006, Board of Equalization meeting minutes and the October 10, 2006, Board of Supervisors meeting minutes.
- O. Approval of the September 2006 monthly departmental activity reports submitted by the Clerk of the Superior Court, Payson Regional Constable and Recorder.
- P. Approval of personnel reports/actions for the week of October 23, 2006, as follows:

Departure from County Service:

- 1. Nutrition Programs Manager – Health – 10-12-06 – Health Services Funds - Cassandra Burton – Hire 04-04-05 – Resigned for personal reasons
- 2. Director of Probation Services – Probation – 08-31-06 – General/State Aid Enhancement Funds – Hellen Carter – Hire 10-06-03 – Retirement
- 3. Public Works Roads/Shops Manager – Consolidated Roads – 10-24-06 – Road Fund – Kenneth Hicks – Hire 08-25-93 – Resigned for other employment

Hire to County Service:

- 4. Community Services Worker – Community Services – 10-30-06 – Grant Fund - Ed Reede – replaces Teryl Critzer
- 5. Housing Rehab Specialist – Community Services – 10-16-06 – Grant Fund - Karl Sanchez – new position

Temporary Hire to County Service:

- 6. Clerk – Recorder – 10-16-06 – General Fund - Roxanne Becker
- 7. Environmental Engineering Inspector – Community Development – 10-17-06 – General Fund – Larry Fulks
- 8. Laborer – Constituent Services II – 10-30-06 – Constituent Services II Fund - Jon Stapleton

End Probationary Period:

9. Bldg. Maintenance Technician – Facilities Management – 10-30-06 –
Internal Services Fund – Billy Stevens

Position Review:

10. Salary Correction – Recorder’s Clerk – Recorder – 09-04-06 – General
Fund - Valerie Castaneda – Should have been placed at Step 2 upon
implementation of PSPC salary study
11. Salary Correction – Personnel Assistant Senior – Personnel – 09-04-06 –
General Fund – Angelo Cutter – Should have been placed at Step 2
upon implementation of PSPC salary study

Request Permission to Post:

12. Automotive Mechanic – Globe Shop – position vacated by Art Epperson
13. Nutrition Programs Manager – Health Services – position vacated by
Cassandra Burton

SHERIFF’S PERSONNEL ACTION ITEMS:

Departure from County Service:

14. 911 Dispatcher – Payson S.O. – 10-10-06 – General Fund - Darrell
Johnson – Hire 10-16-06 – Declined offer of employment

Temporary Hire to County Service:

15. Deputy Sheriff – Payson S.O. – 10-30-06 – Emergency Response Fund -
Inger Legrande
16. Deputy Sheriff – Payson S.O. – 10-30-06 – Emergency Response Fund -
Robert Schwenke

Position Review:

17. Housing Allotment – Deputy Sheriff – Young S.O. – 09-04-06 – General
Fund - David Hornung – Board approved \$500/month housing
allotment 09-05-06

Q. Approval of finance reports/demands/transfers for the week of October 23,
2006, (separate handout) as follows:

\$362,286.41 was disbursed for County expenses by voucher numbers
X153442 through X153443, X153445 through X153543, X393980 through
X393224, X394226 through X3924299, X394301 through X394313, and

X394526 and X394822. There were no hand-issued warrants. **(An itemized list of vouchers is permanently on file with the Board of Supervisors.)**

In addressing agenda item number 15, Mr. Chambers requested discussion regarding the Copper Hills Ranch Limited Partnership v. Gila County (CV 2002-289). At 11:16 a.m., upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board convened into Executive Session pursuant to A.R.S. § 38-431.03(A)(3) for discussion or consultation for legal advice with its attorney.

Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board reconvened into Regular Session at 11:45 a.m. Chairman Sanchez stated that no Board action would be taken on agenda item number 15.

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). No action was taken by the Board.

There being no further business to come before the Board, Chairman Sanchez adjourned the meeting at 11:58 a.m.

Jose M. Sanchez, Chairman

ATTEST:

Steven L. Besich, County Manager/Clerk