

BOARD OF SUPERVISORS

GILA COUNTY, ARIZONA

Date: May 8, 2007

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

PRESENT: Jose M. Sanchez, Chairman; Shirley L. Dawson, Member; Steven L. Besich, County Manager/Clerk; Marian Sheppard, Chief Deputy Clerk; and, Daisy Flores, 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 Dixie Mundy delivered the Invocation.

Upon motion by Supervisor Dawson, seconded by Chairman Sanchez, the Board excused Vice-Chairman Martin from the meeting as she was lobbying in Washington D.C. on behalf of Gila County.

At 10:05 a.m., a public hearing was held to adopt Resolution No. 07-05-01 designating a portion of Ewing Trail as a County Highway, as shown on Official Map Nos. 522 and 522A, Gila County Records, Gila County, Arizona, and accepting said road into the Gila County Maintained Roadway System. Steve Sanders, Public Works Division Deputy Director, stated that this road is located in Supervisorial District 2 in the Tonto Basin area. The road takes off from a Forest Service road and is the main collector on the east side of the road that eventually winds up at the A-Cross. He stated that the road going through the various subdivisions in the northern end is a County Highway. The area was Forest Service land in the late '80s and early '90s until there was a land exchange at which time the property in this area became privately owned. At the time of the land exchange, the County was granted an easement on the

road. Mr. Sanders clarified that the map in the Board packet was created in the early '90s so the area noted as "land to be exchanged" is now all privately owned land. He stated that because part of the road is still a Forest Service road, the County is only designating a portion of Ewing Trail, 7,000 feet in length as shown on the map, as a County Highway at this time. The County is, however, currently working with the Forest Service for an easement on the remainder of the road and once that easement is in place, the entire road will be turned into a County Highway to provide more continuity through the subdivision. Supervisor Dawson inquired if the road is currently a Country Dirt Road. Mr. Sanders stated that it is not; the County holds an easement on the road under the County's Maintained Roadway System and it has never been identified as any specific type of road. He stated the County was just maintaining it as a road in the County's public road system when the easement was granted to the County. Mr. Stratton, Public Works Division Director, stated that for clarification purposes there are certain standards that the road has to meet before the County can accept it as a County Highway and this road does have the sufficient width and meets the standards for the traffic. Supervisor Dawson inquired how the road was brought up to standards and if it was done at County expense. Mr. Sanders stated that the County has been maintaining the road since the early '90s and has brought it up to standards over a period of time. As the area grew, the County provided a higher level of maintenance and service with surfacing, widening, the addition of culverts, etc. Supervisor Dawson stated that it appears when land is being developed, a Forest Service road is taken in and maintained by the County, graded, and established at a quality that would make it possible at a later time to be turned into a County Highway and then paved all at the expense of the taxpayer. Mr. Sanders explained that initially this road was a Forest Service road that served the east side of Tonto Basin. When the land exchange was completed, the documents, titles, survey map and legal description granted the road to the County through First American Title Agency. Chairman Sanchez stated that this goes along with his request that the County make an effort to bring more

of these dirt roads into the County Maintained Roadway System because upgrading and providing paved roads reduces the amount of maintenance and “does a world of good as far as public relations and the satisfaction of the residents.” Mr. Sanders stated that there are other roads that the County is planning to turn into County Highways such as the Copper Hills Road, part of a control road on the east end past Tonto Village and Colcord Road over by Christopher Creek. Supervisor Dawson stated that the residents of Young have begged for paved roads and are told by the County to first bring the roads up to standards and then the County will review them. She also expressed a concern with the County taking on the responsibility of maintaining the road, when the responsibility should be that of the developer from the time the subdivision was initially being built. Supervisor Dawson provided an example of the roads at the Copper Hills area. They were kept private by the developer until they started getting heavy traffic on them, and then it became the County’s responsibility instead of the developer. Mr. Sanders stated he felt this situation with the Ewing Trail was different because it was not a planned development. It was just the Forest Service and numerous private individuals exchanging land and there has been no subdivision since that time. If it had been one developer developing the entire area, Mr. Sanders advised that the roads would have been a part of the Gila County Comprehensive Master Plan. Supervisor Dawson stated that her problem with that approach is that the area ends up with illegal lot splits, which is happening frequently in Tonto Basin. She stated, “Unless the County has an established process, we are encouraging these illegal lot splits and these poor developments with the residents eventually approaching the Board with requests for sewer, lighting systems and paved roads.” Chairman Sanchez stated that his understanding of the history of Ewing Trail, he did not believe this fell in the same category as portrayed by Supervisor Dawson. Mr. Stratton stated that this road was taken into the County prior to the formation of the Public Works Division. Since the formation of the Public Works Division, developers are required to meet certain standards working in conjunction with the Planning and Zoning Department;

however, when the Board adopted the revised standards, some leniency was allowed for the Public Works Division to work with those developers dependent upon projected traffic counts and things of that nature. At this time Chairman Sanchez opened the public hearing and called for public comment; none was received. Chairman Sanchez closed the public hearing portion of the meeting and entertained a motion. Upon motion by Supervisor Dawson, seconded by Chairman Sanchez, the Board adopted Resolution No. 07-05-01. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

Daisy Flores, County Attorney, requested the approval of a Revised Child Support Incentive Payout Plan. She stated that the 4 proposed changes in the revised Plan will become effective on April 1, 2007, through June 30, 2007, and will then be open-ended and ongoing. She explained that the current Revised Child Support Incentive Payout Plan requires 1 year of employment before an employee is eligible to participate in same; however, this requirement will be changed from 1 year to 6 months to conform to other County policies whereby a new employee goes off probation and becomes eligible for all benefits after 6 months of employment. She stated that in reviewing the amount of money that is available for incentives, the County is reimbursed for 66% of the expended funds by the State, so by not paying out more to the employees, the County Attorney's Office is actually losing money. She proposed to increase the maximum possible performance based incentive awarded to each employee by 50% per quarter for each section. This proposal would not expend any County General Fund monies, but would only expend SSRE (State's Share of Retained Earnings) funds and would only expend what the County Attorney's Office anticipates receiving based on past performance. A change was also proposed allowing Ms. Flores more discretion on how she awards the incentive funds with the addition of awarding a quarterly merit bonus of up to 100% of the incentive bonus payment to any Child Support employee who has performed at an exceptional level during that quarter. The final change Ms. Flores requested was that a specific attorney has now been assigned as the Child Support backup attorney and it is proposed that the backup attorney will receive 1/5 of

the incentive (\$1,800 per year, \$450 per quarter) plus 1/5 of the team work incentive. Upon motion by Supervisor Dawson, seconded by Chairman Sanchez, the Board approved the Revised Child Support Incentive Payout Plan effective April 1, 2007.

Marian Sheppard, Chief Deputy Clerk, requested approval of an application to permanently change the area of service relating to a liquor license at the Shamrock Bar in Claypool, Arizona. She stated that this application is requesting the addition of a patio area in compliance with the new non-smoking law as well as a liquor storage room. She stated that the County has internal requirements and the Planning and Zoning Department has reviewed the application and recommended approval of same. Upon motion by Supervisor Dawson, seconded by Chairman Sanchez, the Board approved the application for the Shamrock Bar, which will be forwarded to the Arizona Department of Liquor Licenses and Control for a final decision.

In reference to Consent Agenda items 5A-5K and upon motion by Supervisor Dawson, seconded by Chairman Sanchez, the Board moved Consent Agenda item number 5C from the Consent Agenda to the Regular Agenda for discussion. The item was as follows: Approval to appoint or re-certify members to the Gila/Pinal Workforce Investment Act (WIA) Board for a 4-year term, as follows: Re-Certification – Gerald Kohlbeck, Ed Carpenter, Cindy Fletcher, Cliff Potts, Jeri Byrne, Maxine Leather, Diana Russell and Judy Smith. New Membership – Norma Matlock and Bernadette Kniffin. Supervisor Dawson inquired about the meaning of “re-certifying” members to the Gila/Pinal WIA Board. Chairman Sanchez called on Barbara Valencia, Gila/Pinal WIA Program Manager, to address the question. Ms. Valencia stated that WIA’s term “re-certifying” is the same as re-appointing members to the Board. Chairman Sanchez requested that the item be approved by 2 separate motions for clarification purposes. Upon motion by Supervisor Dawson, seconded by Chairman Sanchez, the Board appointed Norma Matlock and Bernadette Kniffin to the Gila/Pinal WIA Board for a 4-year term. Upon motion by Supervisor Dawson, seconded by Chairman Sanchez, the Board re-

appointed Gerald Kohlbeck, Ed Carpenter, Cindy Fletcher, Cliff Potts, Jeri Byrne, Maxine Leather, Diana Russell and Judy Smith to the Gila/Pinal WIA Board for a 4-year term.

Upon motion by Supervisor Dawson, seconded by Chairman Sanchez, the Board approved the remaining Consent Agenda item numbers 5A-5K (with the exception of 5C) as follows:

- A. Approval of Amendment No. 12 to an Intergovernmental Agreement (Contract No. E5706004) between the Gila County Health and Community Services Division and the Arizona Department of Economic Security to increase the Contract amount from \$4,484,928 to \$4,547,957, an increase of \$63,029 in set-a-side funds. The funds represent an additional \$37,533 incentive funds for PY 04/FY 05 performance and \$25,496 incentive funds for PY 05/FY 06 performance.
- B. Approval of Amendment No. 1 to the 2006 Southwest Gas Bill Assistance Contract with Arizona Community Action Association changing the Contract end date from 12/31/06 to 6/30/07 and approval of Amendment No. 1 to the 2007 Southwest Gas Bill Assistance Contract changing the Contract term date from 1/1/07 – 12/31/07 to 7/1/07 – 6/3-/07.
- C. Removed from the Consent Agenda and addressed under the Regular Agenda above.
- D. Approval of Amendment No. 8 to an Intergovernmental Agreement (Contract No. HG354349) between the Gila County Health and Community Services Division, Tobacco-Free Environments Program, and the Arizona Department of Health Services, Tobacco Education Prevention Program, for the term of 7/1/07 to 6/30/08.
- E. Approval of Modification No. 3 to Grant No. 05-DG-11-30121-006 “Remove Noxious Weeds” between the U.S.D.A. Forest Service, Apache-Sitgreaves National Forest and Gila County to revise the budget and move \$2,500 from Personnel and \$1,285 from Other (event funding) for a total of \$3,785 to be placed into Supplies.

- F. Approval of a Special Event Liquor License Application submitted by the Lions Club of Globe, Arizona, Inc. to serve liquor at a wedding reception on June 2, 2007.
- G. Approval of an Agreement for Election Operational Services between the Gila County Board of Supervisors and the Gila County Superintendent of Schools for the May 15, 2007, Globe Unified School District Special Budget Override Election.
- H. Approval of the March 1, 2007 (2 sets of minutes for 2 separate meetings), March 13, 2007, April 3, 2007, April 17, 2007, and April 24, 2007, BOS meeting minutes.
- I. Approval of the April 2007 monthly departmental activity reports submitted by the Globe Regional Constable.
- J. Approval of the personnel reports/actions for the week of May 7, 2007, as follows:

Departure from County Service:

- 1. Public Fiduciary Assistant – Public Fiduciary – 04-27-07 – General Fund
Samantha Philpot – Hire 04-26-06 – Resigned for personal reasons
- 2. Building Maintenance Technician Senior – Facilities Management – 04-25-07 - Internal Services Fund – Rex Williams – Hire 04-02-84 – Retirement
- 3. Clerk – Recorder – 04-24-07 – General Fund - Jillian Swinney – Hire 03-26-07 – Resigned – reason unknown
- 4. Surveillance Officer – Probation – 04-25-07 – A.I.P.S./J.I.P.S. Funds
Judith Hood – Hire 12-13-04 – Separated without prejudice
- 5. CASA/Foster Care Specialist – Probation – 04-30-07 – CASA/General Funds - Cecille Masters-Webb – Hire 04-07-97 – Retirement

Hire to County Service:

- 6. Public Fiduciary Assistant – Public Fiduciary – 04-23-07 – General Fund
Robyn Kidwell – Replaces Samantha Philpot
- 7. Building Maintenance Technician – Facilities Management – 05-14-07
Internal Services Fund – Branden Trobaugh – Replaces Steve Anderson

Departmental Transfer:

8. Building Maintenance Technician to Building Maintenance Technician Senior – Facilities Management – 05-07-07 – Internal Services Fund – John Perez – Replaces Rex Williams

End Probationary Period:

9. Community Health Assistant – Health – 04-30-07 – Health Services Fund
Sheila Hibdon

Position Review:

10. Change Fund codes – Nutritionist – Health – 04-30-07 – Health Services Fund - JoAnne Wegenke
11. Change Fund Codes/Increase Hours – Administrative Clerk Senior – Probation – 04-30-07 – Court Improvement/CASA/A.I.P.S./Juvenile Probation Services Funds - Josie Castillo
12. Reclassification – Property Appraiser to Property Appraiser I – Assessor – 05-14-07 – General Fund – Cheryl Beery-Wellington, Larry Speer – Completion of education and experience requirements

SHERIFF'S PERSONNEL ACTION ITEMS

Departure from County Service:

13. Detention Officer Cpl. – Globe S.O. – 04-20-07 – General Fund -
Karen Pollack – Hire 04-11-01 – Resigned – reason unknown

Departmental Transfer:

14. Detention Officer to Detention Officer Cpl. – Globe S.O. – 04-30-07 –
General Fund – Jared Arney – replaces Karen Pollack

K. Approval of the finance reports/demands/transfers for the week of May 7, 2007, (separate handout) as follows:

\$736,623.75 was disbursed for County expenses by voucher numbers X156370 through X156444, X401363, X401820 through X401862, X401864 through X401924, X401926 through X401949, X401951 through X402142. The hand-issued warrants listing by voucher number and amount is as follows: X401818 - \$117,767.00 and X156369 - \$150.00.

(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). No action was taken by the Board.

There being no further business to come before the Board of Supervisors, Chairman Sanchez adjourned the meeting at 10:51 a.m.

Jose M. Sanchez, Chairman

ATTEST:

Steven L. Besich, County Manager/Clerk