

**BOARD OF SUPERVISORS**

**GILA COUNTY, ARIZONA**

Date: May 14, 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

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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, Chief Deputy County Attorney.

The Gila County Board of Supervisors met in Regular Session at 10:00 a.m. this date. Steve Besich led the Pledge of Allegiance and Father Rudy Rosales from the Holy Angels Catholic Church delivered the Invocation.

Steve Besich, County Manager/Clerk, requested that the Board consider and possibly adopt the Gila County Facilities Planning Citizens Advisory Committee's (hereinafter referred to as the "Committee") proposal and final report. He introduced David Steele, a County consultant from the Strategic Issues Management Group, Inc., who served as the facilitator of the Committee. Mr. Steele passed out copies of a report of the Committee's recommendations, along with a record of the Committee's proceedings, which included meeting minutes, materials and sign-in sheets, etc. He thanked the Board for the opportunity to work on this project on its behalf. He remarked on the excellent attendance rate for this Committee, which was 89% for the 9 meetings held from mid-January to the present. He felt that percentage was remarkable considering that all of the members volunteered their time. Mr. Steele stated that the Committee engaged in 3 different phases for its work, as follows: The first phase was to develop an understanding of the current condition of the

existing Gila County facilities and implications to County residents. This involved the examination and understanding of the situation with respect to the Gila County facilities and as a part of that the members toured all of the criminal justice and County administrative facilities in both Payson and Globe, including jails, courthouses, offices of the County Attorney and Clerk of the Court, and others. The Committee also heard presentations from Sheriff Armer and his staff; Presiding Judge Peter Cahill and his staff; Daisy Flores, County Attorney; and, Anita Escobedo, Clerk of the Superior Court. In addition, the Committee visited the new County jail facilities in Camp Verde. The second phase was to meaningfully and substantively identify and review proposals to address the condition of Gila County's facilities and build for the future.

During this phase, the Committee reviewed various drafts of potential facilities alternatives in Payson and Globe. The Committee reviewed a variety of options, including reviewing the pros and cons of new construction versus remodeling, the location of the new facilities and the financing mechanisms. Additionally, the Committee engaged in information gathering and discussion around the various project delivery methods employed in public building construction. Lastly, after thorough review, debate and discussion, the Committee arrived at the recommendations included in the report presented to the Board on how to address the deficient facilities. Mr. Steele stated that all meetings complied with the Arizona Open Meeting Law and in addition the Committee developed its own decision-making guidelines. Mr. Steele then presented the Committee's eight recommendations, as follows:

- 1) The Committee unanimously agrees that Gila County needs new jail, court and administrative facilities. These facilities should be designed and built to accommodate growth to the year 2027, and be completed as soon as the requisite funding is available.
- 2) The Committee recommends that Gila County pursue IGSA (Inter-Governmental Service Agreements) with relevant agencies/governmental bodies to lease excess bed space in the proposed jails for the purpose of generating revenues and helping to defray expenses of the new facilities.

- 3) The Committee recommends that the Board implement the “town square option” for rebuilding the jail, courthouse and administrative facilities on the existing County site in Payson as presented by Vice-Chairman Martin and implement the concept presented to the Committee by County staff for the Globe facilities. The projects will include designs that strictly adhere to the desired character and context in and around the proposed sites including any applicable design review requirements in effect at the time the County undertakes the design of the jail, courts and administrative facilities. Furthermore, the Committee recommends that there be strong collaboration between the County, Town of Payson, City of Globe and all relevant stakeholders in both communities.
- 4) To the extent that it does not compromise facility mission and does not result in unreasonable project cost increases, the design of the new and expanded County facilities recommended by the Committee should include joint-use facilities that can be used by other public jurisdictions (for non-commercial use).
- 5) The Committee recommends that Gila County bring together a group of diverse stakeholders early in the design process.
- 6) The Committee recommends that Gila County use the design-build project delivery method because it is most expeditious and most cost effective.
- 7) The Committee recommends that the Board establish a “Citizens Implementation Committee” to oversee the complete process of designing and constructing the facilities once funding is approved.
- 8) The Committee supports Option #1, as spelled out in the materials circulated at the April 12<sup>th</sup> Committee meeting in Globe, that includes the programming data, square footage, and number of beds requirements needed to meet Gila County’s facilities objectives in both Payson and Globe. The financing methods proposed for these projects include the formation of a County “Jail District” funded by a ½ cent sales tax for the detention facilities, and a “General Obligation Bond” for the remaining facilities. Both methods would require voter approval.

Option #1 involves the following: For the Payson jail facility, the Committee recommends building a new jail facility and new operations area for the Sheriff's staff located on the existing site with some land acquisition. The total cost, including 96 new jail beds, new jail operations level, demolition and disposal of existing non-jail and jail buildings, site preparation and parking, special architectural exterior features, and the requisite site acquisition is estimated at just under \$11.3 million. For the Payson criminal justice center/County complex, the Committee recommends one new courtroom each for the Superior Court and Justice of the Peace along with requisite judges' chambers, jury assembly area, hearing rooms, hearing officer's chambers, trial jury suites, expanded court support staff space (i.e. Clerk of the Court), new sheriff's administration office, county attorney and child support office, probation office and constable located with the new jail, all on the existing site. The total cost, including site acquisition, site preparation and parking, and construction of the new complex is estimated at just under \$6.5 million. For the Globe jail facility, the Committee recommends building 96 new jail beds at the current jail facility with the operations area for sheriff's staff being remodeled. The total cost, including new tower construction, remodel of the existing operations area, remodel of the existing inmate area, demolition and disposal, upgrade of existing utilities and services, excavation and building of a 10-foot-high retaining wall, is estimated at just under \$5.9 million. For the Globe criminal justice center/County complex, the Committee's proposal includes building 2 new superior courtrooms and 1 new justice of the peace courtroom along with requisite judges' chambers, jury assembly area, trial jury suites, hearing officer's chambers, and grand jury suite, expanded space for the clerk of the court's office and new sheriff's administration office. The county attorney, child support and constable would occupy the first floor of the old courthouse. Probation would remain in its existing location. The total cost, including site preparation and parking, and construction of the new complex is estimated at \$7.75 million. Mr. Steele then called on elected officials to speak to the issue. Judge Peter Cahill, Presiding Judge of the Superior Court; County

Attorney Daisy Flores; Sheriff John Armer; and, Linda O'Dell, County School Superintendent, all spoke in favor of the expanded facilities. Anita Escobedo, Clerk of the Superior Court, was unable to attend as she was called away for an illness in the family. Speaking for the Committee were members Ken Volz and Terry Wheeler. Mr. Steele stated that concluded his portion of the meeting. Each Board member thanked the Committee and stated that they appreciated all of the work that went into this project. At this time the Board presented Certificates of Appreciation to the members of the Committee, who were present at the meeting, namely: Ken Volz, Terry Wheeler, Lucy Shaw, Tom Moody, Linda Center, Richard Standage. The remaining members of the Committee, who were unable to attend were as follows: Tommie Rasmussen, Al Poskanzer, Christy Ford, Harry Jones, Ron McDaniel, Joe Rodriguez, and Dan Adams (who had withdrawn from the Committee). Mr. Besich stated that he had no further comment; however, he advised that this issue was placed on the Board's meeting agenda as an action item, so it was now before the Board for consideration and possible adoption of the final report. Supervisor Dawson stated that she felt there were some questions that needed to be addressed such as the sizes of the courtrooms and how many beds would be in the new jail in Payson as she believes the largest jail facility needs to be in Globe in order to reduce some staffing costs. She also stated there were some objections to the location of the facility in Payson; however, she felt the location was a good site. Supervisor Dawson wanted these concerns addressed before the Board considered adopting this report. Vice-Chairman Martin stated that one of her concerns is about paying for these facilities. She stated, "What we are talking about here is a ½ cent sales tax for the jail district and a general obligation bond to pay for the remaining facilities. One of the things I would like to have the Board discuss, at some level, is that this general obligation bond represents a "no net increase" in the tax rate for this County. So whatever we wind up with as a bond rate for the secondary tax rate, that rate should be deducted from the primary rate, so we are not adding a tax burden—that it's a wash, a 'no net increase'...I very definitely do not want to go to the

citizens with an additional tax.” Vice-Chairman Martin stated that today she believes the Board would basically be adopting these consensus agreements of the Committee and she didn’t have any qualms about adopting same.

Chairman Sanchez stated that he didn’t feel the Board would, at the present time, be addressing anything as far as time or the number of jail beds. Mr. Besich stated, “Your action today does not tie your hands to anything other than this concept and the fact of the matter that there are certain procedural requirements that we will have to go through in order to call for a hearing on the formation of a jail district. There are certain requirements that cause us to have a calendar and we can schedule a work session to go into more detail with you on the costs and number of beds, etc. if the Board would like. We have some PowerPoint presentations to show the Board that we did for the Committee and that the Committee contributed to as we went through the process.” Vice-Chairman Martin stated that a presentation would catch the Board up to the same place that the Committee was at when it made the recommendations. Supervisor Dawson questioned if the Board adopted the proposal and recommendations, was it obligated to the number of beds in a location, etc.? Mr. Besich stated, “No. That kind of statutory responsibility has always been and remains with the Board of Supervisors.” Supervisor Dawson stated that her concern was that she would like for the elected officials to be accurate in what they tell the citizens and stick to those recommendations, but she had no problem in accepting the report. She questioned if the Board even knew if the recommendation of \$13 million would actually cover the costs of the construction as outlined. Mr. Besich stated that would be part of the process that the Board would go through when it is decided conceptually if the Board is going to adopt a design-build format. Mr. Steele added that one of the functions of the Committee was to obtain information from the experts and elected officials on the County’s needs as the Board obviously needs some estimates before going to the voters, so the estimates are to meet that need; however, the report is not a binding statutory document. He stated that the facilities still need to be designed, so this project

is at least 2 years from getting underway; hence the urgency in getting the report completed. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously adopted the Gila County Facilities Planning Citizens Advisory Committee's proposal and final report. Mr. Besich thanked Mr. Steele and the Committee for their remarkable level of expertise, professionalism and civility to each other during the meetings and in preparing this report. Chairman Sanchez stated that Mr. Besich also deserved a lot of credit from the Board for his work and for bringing good consultants on board to get this project completed.

Mr. Besich requested that the Gila County Facilities Planning Citizens Planning Advisory Committee be disbanded. He stated that this Committee can be disbanded as the County moves forward to the next phase; however, the Committee members may be requested to serve as a Bond Oversight Committee, which would be brought to the Board for approval at a future date. Upon motion by Supervisor Dawson, with a great deal of thanks to the committee, and seconded by Vice-Chairman Martin, the Board unanimously disbanded the Gila County Facilities Planning Citizens Advisory Committee.

Mr. Besich requested approval and authorization of up to \$250,000 for the implementation of the Interactive Television (ITV) Distance Education Program to provide community college access to all high schools in Gila County, including Tonto Basin and Young Public Schools. He stated that several months ago a joint meeting was held with the Gila County Provisional Community College District (GCPCCD) Board. At that meeting, GCPCCD Board members Don Crowley and Larry Stephenson presented a northern Gila County needs assessment report, which basically stated the need for a platform and launch pad into the 21<sup>st</sup> century for the delivery of post secondary educational opportunities and job training needs on a countywide basis via the community college setting. He stated that after that meeting, Vice-Chairman Martin approached him outside and stated that the Board needed to figure out a way to help make this happen. At that time, Mr. Besich stated he was gravely concerned that if the Arizona Legislature did not remove the

termination sunset language on the GCPCCD, it is conceivable that the County would once again be required to pay \$1 million in out-of-county tuition. He requested time from Vice-Chairman Martin to await the outcome of the legislative session. Fortunately, Gila County's 3 legislative representatives, along with help from the Board of Supervisors and the GCPCCD Board, were successful in drafting a bill that eliminated that sunset language, which was passed and signed by Governor Janet Napolitano. He stated that there now appears to be an opportunity for the County to "give a little something back to the college that will have an impact on a countywide basis and help them move a notch closer to achieving some of the goals that the GCPCCD Board has set for itself." Mr. Besich then proposed a ballpark, not-to-exceed figure of \$250,000 to install ITV (interactive television) in all of the high schools, as well as in Young and Tonto Basin, so that the interactive opportunities can be provided to the County's high school students as well as the adult learners as the college delivers its programs. He proposed that the motion include that Gila County's experienced IT (Information Technology) Department staff would work with the schools to identify strictly compatible equipment, purchase and install same and then turn the keys over to the schools to ensure that everything is working properly. He stated that Linda O'Dell, County School Superintendent, would also like access for the accommodation schools and "we will try to afford that." Supervisor Dawson commented on how essential this is to the dual enrollment process for the high school students. She also stated that a move is underway for creating a vocational education center, which would be explained in more detail at the Gila County Southern Economic Development Corporation meeting this afternoon and that this ITV could be used in that program as well and will assist in keeping educational costs down. Vice-Chairman Martin stated that she was glad to have the ITV installed in Payson to afford the residents the opportunity to view the County's Board proceedings and she believes that this technology is a great use of County resources. She requested some feedback from the GCPCCD staff present on their thoughts on the ITV. Chairman Sanchez called on Ms. O'Dell who

explained how her office will be able to utilize the ITV program for professional development for the teachers, administrators and her staff, as well as for economic development groups. She stated that, "Understanding that distance is costly when traveling for meetings, trainings, etc. I envision the engagement of ITV capacities for the use of these systems to be unending and limited only by our imagination." She also advised the Board about 2 grants received through the Gila County Accommodation School for the purchase of 2 LEARN labs, which will be used by youth and adult offenders, who are on probation or parole, as well as for the Gila Literacy Program. This will also involve a partnership with the Cobre Valley Institute of Technology by providing some teacher stations at the high schools in Hayden-Winkelman, Miami and San Carlos that would facilitate the County's efforts. Ms. O'Dell also advised the Board that she is leasing the East Globe School from a private owner and will be renovating the free standing library building to be made available as a teacher station for professional development and as a possible community meeting room. Supervisor Dawson stated that this ITV program is to help enhance the GCPCCD and the dual enrollment program. Supervisor Dawson stated that when talking about adult learning, she looks to the community college and getting the GCPCCD firmly on its feet, and this move of investing in ITV is in getting that program going. She requested that Ms. O'Dell work with the college on any programs in that area. Ms. O'Dell stated that she has been working closely with the GCPCCD Board and staff and it is her anticipation that the entire project will be a vast cooperation of a number of groups and entities. Chairman Sanchez then called on Harry Swanson, Dean of the GCPCCD Payson Campus, who stated that the college is very much in support of providing additional instructional ITV access to the members of our community. He also spoke on the need for expanded communications between northern and southern Gila County. Chairman Sanchez called on Darryl Griffin, IT Department Director, who explained to the Board his department's commitment on the ITV project. He stated that band width could be an issue because this will be strictly internet based and it will depend on the quality of

the internet, but his department is committed to putting forth a 100% effort toward the implementation of this program. Chairman Sanchez then called on Dr. Timothy Trent, Globe Unified School District Superintendent, who stated that his school district is very supportive and excited about this opportunity for the students. He stated the school district has been working diligently with the GCPCCD administration on dual enrollment courses for the students with approximately 200 students enrolled for next year. He thanked Deans Cullen and Swanson, who have both been very helpful on this program. He stated that the ITV program “opens up a world of possibilities and powerful opportunities for our students in this County” and he thanked Mr. Besich and the Board for their vision and support. Chairman Sanchez stated, “It is important to have the GCPCCD spend this \$250,000 and take advantage of the entire \$1 million package that’s coming back to the County in the form of [the savings from] out-of-county tuition.” Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously approved and authorized up to \$250,000 for the implementation of the ITV Distance Education Program to provide community college access to all high schools in Gila County, including Tonto Basin and Young Public Schools.

Mr. Besich requested the consideration of 3 nominations to the Gila County Industrial Development Authority (IDA) Board of Directors. He stated that currently there are 3 members on the IDA Board and the IDA bylaws state that the Board shall have not less than 3 members nor more than 9. He stated there were 3 nomination requests before the Board from the following individuals, namely: Michael A. Pastor, Gerald Kohlbeck and Mitchell R. Holder. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously nominated Michael A. Pastor, Gerald Kohlbeck and Mitchell R. Holder to the Gila County IDA Board of Directors. Chairman Sanchez inquired about the length of the terms of office. Mr. Besich stated that he thought the terms were for 6 years. Chairman Sanchez stated that he would like clarification of the length of the terms and whether the terms are staggered. Mr. Besich will provide that information to the Board.

Dave Caddell, GEST (Gila Employment and Special Training) Program Manager, requested the approval and authorization of the Chairman's signature on an Application to the Arizona Department of Transportation (ADOT), Public Transportation Division, Section 5310, Elderly Individuals and Individuals with Disabilities FY 2007 Transportation Program in the estimated amount of \$67,000 with a 22.5% match requirement (\$15,075) for one lift-equipped maxi van and one mini van (no lift/no ramp). He stated that the GEST Program provides direct client services for the disabled population of Gila County and requested approval of the Application. The match requirement will come out of GEST's 2008-2009 fiscal year departmental budget. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously approved and authorized the Chairman's signature on the Application to ADOT.

Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously approved Consent Agenda item numbers 7A-7I as follows:

- A. Approval to ratify authorization for the Recorder to submit an Arizona Memory Project Grant Application in the amount of \$1,200 to the Arizona State Library, Archives and Public Records, Arizona Historical Records Advisory Board, and approval for the Recorder to accept 2 Arizona Memory Project grant awards from the Advisory Board, as follows: \$5,000 to restore and preserve 143 maps; and, \$1,200 for 125 hours of contract work to create an index for this scanning project.
- B. Approval of a Fireworks Display Application submitted by Miami High School to provide a fireworks display at the Miami High School on May 25, 2007.
- C. Approval of a Fireworks Display Application submitted by Phelps Dodge Miami, Inc. to provide a fireworks display at the mine tailings on July 4, 2007.
- D. Approval of a revised fee schedule for the County R.V. Park from \$25 per day to \$15 per day.

- E. Approval of an Intergovernmental Agreement for Election Operational Services between the Gila County Board of Supervisors and the Pine-Strawberry Fire District for the May 15, 2007, Special Recall Election.
- F. Approval of the April 10, 2007, BOS meeting minutes.
- G. Approval of the April 2007 monthly departmental activity reports submitted by the Globe Regional Justice of the Peace and Payson Regional Constable.
- H. Approval of the personnel reports/actions for the week of May 14, 2007, as follows:

Departure from County Service:

- 1. Senior Accountant – Finance – 05-11-07 – General/Grant Funds - Kara Langley – Hire 03-08-04 – Resigned for other employment

Hire to County Service:

- 2. HIV Program Coordinator – Health – 05-14-07 – Grant Funds - Malinda Williams – replaces William Hyer
- 3. Public Agency Liaison (part time) – County Attorney – 05-07-07 – General Fund - William Wright – replaces Arthur Stone

Temporary Hire to County Service:

- 4. Building Safety Assistant – Community Development – 05-07-07 – General Fund - Angela Parker

Departmental Transfer:

- 5. Career & Employment Specialist – WIA to CAP Program Manager – CAP – 05-17-07 - Grant Funds – Dee Jaye Poarch – replaces Kelli Kuehl-Robbins

End Probationary Period:

- 6. Legal Secretary – County Attorney – 05-07-07 – Deferred Prosecution Fund - Gaylynn Quintana
- 7. Juvenile Detention Officer – Probation – 05-14-07 – General Fund - Jessy Carter
- 8. Public Health Nurse – Health – 04-30-07 – Health Services Fund - Lucinda Campbell

Position Review:

9. Reclassification – Juvenile Detention Officer Trainee to Juvenile Detention Officer - Probation – 05-14-07 – General Fund – Adam Mancha - Completion of one year training period
10. Change Fund Codes – Deputy Probation Officer 2 – Probation – 05-14-07 – General/A.P.S.F./J.P.S.F. Funds to General Fund – Linda Proffitt

Request Permission to Post:

11. Senior Accountant – Finance – position vacated by Kara Langley
12. Payroll Specialist – Finance – position to be vacated by Karen Reves
13. Personnel Director – Personnel – position to be vacated by Susan Mitchell

**SHERIFF'S PERSONNEL ACTION ITEMS**

Departure from County Service:

14. Detention Officer – Globe S.O. – 04-30-07 – General Fund - Bonnie Burke - Hire 11-14-05 – Resigned without notice

Hire to County Service:

15. Detention Officer – Globe S.O. – 05-28-07 – General Fund - Jordan Reardon – replaces Jared Arney

End Probationary Period:

16. Detention Officer – Globe S.O. – 05-28-07 – General Fund - Toni Milano
17. Detention Officer – Globe S.O. – 05-14-07 – General Fund - Patricia Salcido

Position Review:

18. Deputy Sheriff – Globe S.O. – 04-30-07 – General Fund - Christopher Bender – change Position Control # from underfilled to Regular deputy sheriff position

- I. Approval of the finance reports/demands/transfers for the week of May 14, 2007, (separate handout) as follows:  
\$1,185,049.09 was disbursed for County expenses by voucher numbers X156445 through X156542, X402162 through X402385, and X402387 through X402407. The hand-issued warrants listing by voucher number and amount is as follows: X401819 - \$2,500.00, X402143 - \$1,768.00,

X402144 - \$35.00, X402145 - \$250.00, X402146 - \$900.00, and X402147 and X402160 - \$4,700.00. **(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 12:12 a.m.

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Jose M. Sanchez, Chairman

ATTEST:

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Steven L. Besich, County Manager/Clerk