

BOARD OF SUPERVISORS

GILA COUNTY, ARIZONA

Date: August 20, 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; Tommie C. Martin, Vice-Chairman; Shirley L. Dawson, Member; Steve Besich, County Manager/Clerk; Marian Sheppard, Chief Deputy Clerk; and, Bryan Chambers, Chief Deputy County Attorney.

Prior to the Board of Supervisors' meeting, a press conference was held with Bob Gould, Community Development Division Director, and Sam Wercinski, Director of the Arizona Department of Real Estate (ADRE), announcing that Gila County was the first county to sign an Agreement with the ADRE in regard to subdivision investigations. After the conclusion of the press conference, each Board member thanked Mr. Wercinski for his efforts on behalf of Gila County.

The Gila County Board of Supervisors met in Regular Session at 10:10 a.m. this date. Vice-Chairman Martin led the Pledge of Allegiance and Greg LeCheminant from the Church of Jesus Christ of Latter Day Saints delivered the Invocation.

Bryan Chambers, Chief Deputy County Attorney, speaking on behalf of County Attorney Daisy Flores, who was unable to attend the meeting, presented the 2nd Quarterly Officer Recognition Award to Sergeant Richard Taylor of the Gila County Sheriff's Office. He stated that Sergeant Taylor began his career as a detention officer in 1982, became a certified deputy in 1989 and since 2001 has been a civil deputy with duties of serving papers ordering

parties to appear in court. Since that time Sergeant Taylor has demonstrated real determination by serving various court-related papers to large numbers of parties especially where child support cases are concerned, as well as subpoenas. He stated that those individuals who owe child support are often resistant to being served and will evade service. Mr. Chambers stated that while not mandated to attempt service more than once on child support papers or subpoenas, Sergeant Taylor will often make several attempts at service until he is successful or he will have tried several times before other means are developed. He stated that Sergeant Taylor's diligence in doing his job is appreciated not only by the County Attorney's Office, but by the children whose custodial parents have turned to the courts to obtain delinquent child support as well as other court actions dependent upon the appearance of witnesses or documents by subpoena. On behalf of the Board, Chairman Sanchez thanked Mr. Chambers and Sergeant Taylor for the work they do within the County.

Richard Gaona, Finance Division Director, requested certification of the tax rates based on the tax levies established by all taxing jurisdictions within Gila County as required by statute. He provided the Board with a schedule of the net assessed valuations, tax levies and tax rates for all the taxing districts in Gila County and he stated that all tax levies have been set by the duly elected Boards of all the special taxing districts. He stated that the only newly formed district this year is the Tonto Village Water Improvement District. He explained that the primary tax levy for fiscal year 2006-2007 was \$39,054,930 with an average tax rate of \$9.47 and the secondary tax levy was \$10,632,438 with an average tax rate of \$2.52, for a total average tax rate of \$11.99 per \$100 of assessed valuation. For the fiscal year 2007-2008, the primary tax levy will be \$40,151,201 with an average tax rate of \$8.86 and the secondary tax levy will be \$12,328,044 with an average tax rate of \$2.58, for a total average tax rate of \$11.44 per \$100 of assessed valuation. Therefore, the total average tax rate of \$11.44 has been reduced by \$.55 due to the increase in new construction. Supervisor Dawson requested clarification on primary versus secondary taxes, which Mr. Gaona explained. Supervisor Dawson inquired if

she could receive a list of the primary and secondary taxes by each special taxing district so she would have that information available when inquiries are made by the public. Vice-Chairman Martin also requested that Mr. Gaona place on the website a previously used program, whereby information could be entered in by the public in order to receive specific primary and secondary tax information for their area. Mr. Gaona stated that he would have that information available on the website as soon as possible. Steve Besich, County Manager/Clerk, also explained to the Board how to use the information provided by Mr. Gaona to figure the taxes for the public if a computer was not available. Debi Savage, County Treasurer, stated that a tax rate sheet for every taxing code, which is listed by state, county and special districts categories, was also available in her office for the public. Mr. Gaona continued his report by stating that the existing property valuation increased by \$782,109 or 1.6% for the entire County. Supervisor Dawson inquired where added revenues will show once the local copper mines are in full operation. Mr. Besich explained that the taxing date is December 31st, which is the date that the Arizona Department of Revenue (ADOR) values all Class A properties, which apply to mines, utility companies, etc. When ADOR determines the value of those properties on December 31st, that value will go into the following year's tax calculation. Once the assessed value is decided by ADOR, the companies will immediately state the values are too high and then there's a period of negotiation, appeal and/or tax court. Board discussion ensued on ADOR's decision to reduce the value of mining properties based on the time the mines were not producing and what recourse was available to the County to see that the valuations revert to the original assessed values as the mines are once again in production. Mr. Besich also cautioned the Board that the mining assessed values will not be "going through the roof" because it is his understanding that the federal and state laws are requiring much more environmental bonding and things of that nature to affect cleanups when properties are mined out. He stated, "We support mining and our best hope is that they pay their fair share and we don't end up in tax court." Mr. Gaona

stated that the Arizona Revised Statutes require that the Board certify the tax rates as of today by adopting the schedule of the net assessed valuations, tax levies and tax rates in order to achieve those levied amounts of property tax. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously certified the tax rates as presented based on the tax levies established by all taxing jurisdictions within Gila County. **(A copy of the tax schedule is permanently on file in the Board of Supervisors' Office.)**

At this time, Chairman Sanchez extended the Board's sympathy to Mr. Gaona on the passing of his sister.

Steve Sanders, Public Works Division Deputy Director, requested approval of Amendment No. 1 to an Intergovernmental Agreement (IGA) (AG Contract No. KR04-1173TRN, ADOT JPA File No. 05-002T) between Gila County and the Arizona Department of Transportation (ADOT) that pertains to Gila County's Small Area Transportation Study of which said Amendment states that both parties agree to jointly conduct a Passenger Rail Task Study for a trolley car to run between Globe and the San Carlos Apache Gold Casino, whereby a consultant will be hired at an estimated cost of \$20,000 to conduct the Study. He stated that because this will be part of the County's Small Area Transportation Study, the County is required to pay a 20% (\$4,000) match. The County felt this fee should be paid by the cities, towns and tribe that will benefit from this Study. In discussions with these entities, the City of Globe agreed to work with the other entities on payment of same. Mr. Sanders has now received an e-mail from the City of Globe stating that it will pay the entire amount of \$4,000 even if the other communities do not want to go into a partnership, so this Study will be at no cost to the County. Upon inquiry from Vice-Chairman Martin, Mr. Sanders stated that once the IGA has been approved, the Study will probably begin within 30 days. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously approved Amendment No. 1 to an IGA (AG Contract No. KR04-1173TRN, ADOT JPA File No. 05-002T).

Mr. Sanders requested the adoption of Resolution No. 07-08-03 authorizing signs to be posted to establish a no parking area near the intersection of S. Pineway Street and Locomotive Drive in Claypool. He stated that the Arizona Water Company has a well site on that corner that contains water stub-outs for residents, mainly from a trailer park at the Top of the World, to obtain water for hauling. There is also a bar located to the north of Pineway and U.S. 60 and the patrons of the bar park in this location blocking entrance to the water stub hookups. Due to the number of complaints received and in order for the Sheriff's Office to enforce no parking in this area, the County is requesting to place "No Parking" signs in the area 50 feet from the corner of the fence to the north along the fence to the stub-outs, which would allow 2-3 vehicles to park off the road adjacent to the fence to reach the water hookups. Chairman Sanchez inquired if it would be a problem with people parking in a "No Parking" area to obtain water. Mr. Sanders stated that as long as people are parked there with their trailers hooking up to the stubs to obtain water, he did not feel the Sheriff's Office would cite them. Steve Stratton, Public Works Division Director, stated that the signs could be worded to allow for temporary parking while obtaining water. Mr. Sanders inquired of Mr. Chambers if he would need to bring a new Resolution back to the Board to reflect the changes with the wording of the signs. Mr. Stratton suggested that if the Board would approve the "No Parking" signs, another sign could be placed there about parking only to obtain water. Mr. Chambers replied, "I believe this is an alteration that is reasonably related to the item that is on the agenda and I don't believe there is a problem with the Board approving this now as the Board would like to amend it without having to have the Resolution come back before the Board again." Upon motion by Vice-Chairman Martin, seconded by Vice-Chairman Martin, the Board unanimously adopted Resolution No. 07-08-03 authorizing signs to be posted to establish a water loading area within a "No Parking" zone near the intersection of S. Pineway Street and Locomotive Drive in Claypool. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

Mr. Stratton requested the adoption of Resolution No. 07-08-04 authorizing the submission of a grant application in the amount of \$529,656 by the Public Works Division to the Arizona Department of Transportation (ADOT) for Arizona Transportation Enhancement Program Round 15 funds that will be used for sidewalks and curbs along Six Shooter Canyon beginning at the Ice House Canyon bridge project and running along Remington Road. He presented an aerial view of the location of the current sidewalks, which were part of the Six Shooter Canyon Realignment Project, and the proposed sidewalks, which will run from Remington to Cherokee. He stated that to arrive at the cost, figures from the Six Shooter Canyon Realignment Project were used for the concrete prices and labor costs. The County cannot apply for more than the amount being requested, so to eventually complete the sidewalks to the Community Center, it will have to be done as 2 separate projects; however, if the bids come in lower than anticipated, the County could request that the agreement be modified to allow the installation of additional sidewalks to the north. Mr. Stratton stated that there is a 5.7% County match requirement for a total of \$30,192, which would be paid from HURF (Highway User Revenue Funds) or ½ cent sales tax funds. He stated that ADOT has inquired if the County is going to put the sidewalk outside the asphalt area and his response to ADOT was no; right now there is a striped asphalted area for walking and bicycles and the sidewalk will replace the asphalt area that is striped. A bicycle path has been provided on the other side of the road. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously adopted Resolution No. 07-08-04 authorizing the submission of a grant application in the amount of \$529,656 to ADOT with a County cash match of \$30,192. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

Mr. Stratton requested the adoption of Resolution No. 07-08-05 authorizing the submission of a grant application in the amount of \$44,995.96 by the Public Works Division to the Arizona Department of Transportation for Local Transportation Assistance Funds (LTAF II) to assist in eligible transit

related projects that are qualified under ADOT guidelines. He stated that this is a yearly process for the lottery money. He requested a commitment from the Board to allow a County cash match requirement of \$11,248.99 that is not HURF eligible and would have to be funded from the General Fund. Vice-Chairman Martin inquired about how the funds would be used. Mr. Stratton stated that last year's funds were used for a handicapped accessible vehicle for the County to be used by various departments, one of which was for transporting handicapped people to the voting polling places. Past funds have been used for the Meals on Wheels program and veterans' transportation, all of which must be a transit-related project. He suggested that perhaps the funds could be used to purchase a rail car if the Passenger Rail Task Study (discussed earlier in the meeting) shows the need for rail service from Globe to the San Carlos Apache Gold Casino. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously adopted Resolution No. 07-08-05 authorizing the submission of a grant application in the amount of \$44,995.96 to ADOT with a County cash match of \$11,248.99 to be paid from the General Fund. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously approved Consent Agenda item numbers 8A-8G, with the exception of item B. Upon motion by Vice-Chairman Martin, seconded by Chairman Sanchez, the Board approved Consent Agenda item number 8B by a 2-0 vote. Supervisor Dawson abstained from voting. The Consent Agenda items are as follows:

- A. Approval of 2 separate contracts between the Gila/Pinal Workforce Investment Area Board of Directors and Central Arizona Association of Governments (CAAG) whereby CAAG will provide employment and training services to WIA eligible adults and youth in Gila and Pinal Counties for Program Year 2007, July 1, 2007, through June 30, 2008, as follows:
Gila/Pinal Workforce Investment Act Adult Program Contract in the amount of \$71,216 for July 1, 2007, through June 30, 2008, and the Gila/Pinal

Workforce Investment Act Youth Program Contract in the amount of \$235,378 for April 1, 2007, through June 30, 2008.

- B. Approval to appoint Edward L. Dawson, Shirley L. Dawson, Vanessa Elise Pike, Cassie Leann Hunter and Gretchen Boise as precinct committeemen to the Gila County Democratic Party.
- C. Authorization for the Chairman to sign a Letter of Intent being sent to Central Arizona Association of Governments (CAAG) advising that the Gila County Housing Services Department intends to apply for FY 2008 Community Development Block Grant funds from CAAG's Regional Account.
- D. Approval of the August 7, 2007, Board of Supervisors' regular meeting minutes and emergency meeting minutes.
- E. Approval of the July 2007 monthly departmental activity report submitted by the Globe Regional Justice of the Peace.
- F. Approval of the personnel reports/actions for the week of August 20, 2007, as follows:

Departure from County Service:

- 1. Road Maintenance/Equipment Operator – Public Works, Consolidated Roads – 08-16-07 – Public Works – Andy Nosie Jr. – Hire 07-17-95 – Resigned for other employment
- 2. Temporary – Public Works Auto/Equipment Maintenance – 08-10-07 – Public Works – Samantha Gaona – Hire 06-11-07 – Going back to school
- 3. Animal Regulation Enforcement Officer – Rabies Control – 08-17-07 – Rabies Control – Kevin Wood – Hire 08-21-06 - Resigned

Departmental Transfer:

- 4. Legal Secretary Lead/County Attorney to Diversion Officer/County Attorney – 08-06-07 – AG Victim Rights to Diversion Program County Attorney – Cheryl Sluyter - replaces William Kern

End of Probationary Period:

- 5. Accounting Clerk – School Superintendent – 07-11-07 – General Fund – Anthony Martinez

Position Review:

6. End of probation/increase hours – Community Service Worker – Health and Community Service – 08-06-07 – GEST – Patricia Rocha – Increase in hours due to an increase in clients and service hours
7. Reclassification – Law Clerk/Deputy County Attorney – County Attorney to Deputy County – County Attorney - 08-02-07 – Drug Prosecution – James Parker – Increase due to passing State Bar Exam
8. Status Change - Rural Addressing Assistant Part Time – Rural Addressing to Rural Addressing Assistant - Rural Addressing – 09-01-07 – General Fund – Sarah White - From part time to part time temporary

Request Permission to Post:

9. Automotive Service Worker – Public Works – Automotive/Equipment Maintenance – New Position
10. Building and Grounds Maintenance Worker – Gila County Fairgrounds – Position - vacated by Justus Byrne
11. Administrative Assistant – Public Works – Facilities Management – Position vacated by Debbie Cameron
12. Road Maintenance/Equipment Operator – Public Works – Consolidated Roads – Position vacated by Mark Hicks
13. Accounting Clerk – School Superintendent – Position vacated by Dorothy Langford
14. Public Works Engineer – Public Works Engineering – New Position

SHERIFF'S PERSONNEL ACTION ITEMS

Departure from County Service:

15. Deputy Sheriff – Sheriff's Office/Payson – 07-21-07 – General Fund – Daniel Adams – 01-23-06 - Resigned
- G. Approval of the finance reports, which lists disbursements that will be issued during the week of August 20, 2007, (separate handout) as follows: \$741,896.41 was disbursed for County expenses by check numbers 1142 through 1304. **(An itemized list of disbursements is permanently on file in the Board of Supervisors' Office.)**

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 11:30 a.m.

Jose M. Sanchez, Chairman

ATTEST:

Steven L. Besich, County Manager/Clerk