

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

Date: June 17, 2008

**JOSÉ M. SANCHEZ**  
Chairman

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

**TOMMIE C. MARTIN**  
Vice-Chairman

By: Marian Sheppard  
Chief 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 (via video conferencing); Shirley L. Dawson, Member; Steve Besich, County Manager/Clerk; Marian Sheppard, Chief Deputy Clerk; and, Bryan Chambers, Chief Deputy County Attorney.

**Item 1 – Call to Order – Pledge of Allegiance – Invocation**

The Gila County Board of Supervisors met in Regular Session at 10:00 a.m. this date. Supervisor Dawson led the Pledge of Allegiance and Reverend Bill Marshall of the Miami Church of Christ delivered the Invocation.

**Item 2 - Introduction of Preston Korn, an Arizona candidate for Congress, Congressional District I.**

Steve Besich, County Manager/Clerk, introduced Preston Korn and he advised that the Board accepted previous requests from other congressional candidates to address the Board. Mr. Korn resides in Flagstaff with his wife and 3 young sons and he stated that in 1998 he formed a company called Safe Access, which blocks pornography on the Internet. He grew up on a ranch in Jackson, Wyoming, so he feels that he has a unique combination of rural life experience and the high tech industry. Mr. Korn is running for Congress because he believes there is a dramatic lack of truth, integrity and honesty throughout the U.S. Congress. He believes the current representation in Congress is one of the reasons the U.S. has a nine-trillion dollar debt. He stated, "I have 3 sons...and I believe that our country's future belongs to them; it belongs to our daughters, our sons, our future generation, and I believe that it does not belong to those who can look no further than the next election and I mean the politicians. We need people who live in our district, who are doctors, lawyers, insurance agents, small business owners, teachers and nurses." He spoke of the national debt and stated that debt is a "people problem and we have sent the wrong people to Washington (D.C.) all over the United States." He asked everyone to join him in the quest to elect people to Congress who will work for future

generations. Mr. Korn provided his business card to the Board and Mr. Besich and the Board thanked him for attending today's meeting.

**Item 3 – Public Hearing - Information/Discussion/Action to approve rate increases at the Russell Gulch and Buckhead Mesa Landfills.**

Sharon Winters, Recycling and Landfill Management Department Manager, requested a 2% increase in landfill fees for fiscal year 2008-2009, an increase of \$0.77 per ton for residential rates for a rate of \$39.41 per ton and an increase of \$0.92 per ton for all other debris for a rate of \$47.03 per ton. The rapidly escalating cost of fuel is a major factor for this increase along with the Arizona Department of Environmental Quality's (ADEQ) requirement that the County provide an additional \$1.5 million of financial assurance. Ms. Winters advised that the landfill will be full in 2015; therefore, the expansion project must commence at once. Supervisor Dawson acknowledged the situation with regard to the rising fuel costs and the added requirements of ADEQ; however, she expressed a concern for passing this cost to the users of the landfills as they also must deal with the fuel situation. Ms. Winters replied that this fee increase was carefully considered and it was decided that it was the only option to plan for the future expansion of the landfill and provide the \$1.5 million financial assurance. She informed the Board that a 3% increase was approved by the Board last year and she asked for other suggestions to resolve this situation. Mr. Stratton further explained that when the 2% figure was established, unleaded fuel was at \$3.25 per gallon and has since risen higher. The financial assurance was originally scheduled to be paid by next year; however, ADEQ has now added an additional amount. Given those two factors and the anticipated cost to undergo a major expansion of the landfill, which will allow it to operate to the year 2030 or 2040, Mr. Stratton advised that the only feasible option was to propose this increase now in hopes that another increase will not take place for a long time. Chairman Sanchez opened the public hearing and called on Mr. Robert Pastor, a local resident who filled out a public participation form requesting to address this issue. Mr. Pastor stated that he was neither in favor nor against the 2% increase. He referred to a sign posted at the entrance of the landfill which lists A.R.S. §18-8-510 and states that all trash must be covered. He asked the County to enforce that statute to eliminate a lot of trash alongside the roads and he suggested offering a 2% discount voucher on landfill fees for those individuals entering the landfill that adhere to the statute. He also suggested that the County become more aggressive on its recycling program. Ms. Winters replied that landfill users who participate in the County's paper and plastic recycling program are actually receiving lower costs for the trash that they deposit at the landfill because their weight load is less, which costs less. Chairman Sanchez thanked Mr. Pastor for this suggestion. Chairman Sanchez called for additional public comment and there being none, he closed the public hearing. There was continued discussion amongst the Board members and it was agreed that the increase was needed. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously approved a 2% increase in landfill fees as stated above.

**Item 4 – Information/Discussion/Action to award Request for Bids No. 021108-1 for the purchase of rubberized chip seal oil for the Gila County Public Works Consolidated Roads Department.**

Mr. Stratton reported that he had previously informed the Board that his Division was taking measures to obtain lower prices for the purchase of alternative oils that are used for chip-sealing County roads. As a result two separate advertisements were published in the newspaper and on the County's website to request bids on various oils. Mr. Stratton requested that the Board simultaneously address agenda items 4 and 5. He then recommended that the Board reject all bids submitted for these items because after reviewing all of the bids that were submitted, there was no cost savings to be received from any of the bids. He also advised that the County would not use these types of oils this year. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously rejected all bids submitted for this agenda item and agenda item 5.

**Item 5 – Information/Discussion/Action to award Request for Bids No. 021908-1 for the purchase of CRS-2 and CRS-2LM chip seal oil for the Gila County Public Works Consolidated Roads Department.**

The motion for this item was combined with agenda item 4 (above).

**Item 6 - Information/Discussion/Action to authorize the Chairman's signature on a Quit Claim Deed whereby BHP Copper Inc. is quit claiming Parcel 'A', a division of Parcel No. 207-23-011B, to Gila County for the Russell Road/Hospital Drive Realignment Project.**

Mr. Stratton informed the Board that the County and BHP Copper have been negotiating this purchase for quite some time. He stated that the County previously purchased some property in the subject area and later demolished a house on that property so the property could be used for this Realignment Project. It is being proposed to realign a portion of Russell Road and connect it to Hospital Drive. This Project is being implemented due to the heavy traffic the County places on Russell Road as well as the commercial haulers that drive to/from the landfill and for safety reasons. Mr. Stratton believes that the current road condition is unsafe and he predicts that eventually a bad accident will occur. He added that once the road is realigned and connected to Hospital Drive, the length of time it takes to drive to the Cobre Valley Community Hospital will be reduced by approximately 5 minutes or more for residents of the Little Acres and Central Heights areas. He advised that the County conducted an appraisal of this 17-acre property, which resulted in a value of \$48,500. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously authorized the Chairman's signature on the Quit Claim Deed.

**Item 7 - Information/Discussion/Action to authorize the Sheriff's Office to submit two Grant Applications to the Arizona Game and Fish Department, as follows: Boating Safety Grant in the amount of \$85,784 with an in-kind matching requirement of \$4,300 for a total project cost of \$90,084; and, an OUI Enforcement Grant in the amount of \$16,762 with an in-kind matching requirement of \$19,580 for a total project cost of \$36,342.**

After Chairman Sanchez read aloud this agenda item, Claudia DalMolin, Chief Administrative Officer, referred all questions to Sergeant France, who wrote these Grant Applications. The only question asked was the definition of OUI and Sergeant France replied that OUI is the abbreviation for "on the water, under the influence" of alcohol or an intoxicating substance. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously authorized the Sheriff's Office to submit the Grant Applications.

**Item 8 - Information/Discussion/Action to change position control numbers 4311, 4502, 4801, 5101 and 5207 from Deputy Probation Officer 1 (grade 37) to Deputy Probation Officer 2 (grade 41) for budgetary purposes.**

Frank Owens, Chief Probation Officer, advised that this request is being presented for budgetary purposes and he explained the reasoning. The narrative of the detailed summary page attached to this agenda item reads: "This item is presented on advice of Deputy County Manager John Nelson and with the concurrence of Finance Director Richard Gaona and Personnel Director Berthan DeNero. Gila County Probation is not staffed with a specific number of Deputy Probation Officer 1 and Deputy Probation Officer 2 classifications. The Deputy Probation Officer 1 position is that of a trainee, an uncertified officer. To adequately perform its statutory obligations, the (Probation) Department operates with a full staff of trained and certified officers (Deputy Probation Officer 2 classification). Deputy Probation Officer 1 staff are historically promoted to Deputy Probation Officer 2 after the successful completion of a one-year training program and receipt of State certification. The purpose of this item is to allow the Department and County to adequately and appropriately budget for all funded Deputy Probation Officer positions as qualified and certified officers. Non-certified staff will continue to be hired at the trainee level, and placed in the appropriate position as an "under fill" at grade 37. Upon certification, the under fill status would be able to be removed through appropriate payroll authorization and Board approval. The position control numbers listed are all funded by the State Aid to Probation revenues and there is no impact to the General Fund." A discussion ensued between Mr. Owens, Mr. Besich and the Board. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously authorized the change in position control numbers as stated above.

Supervisor Dawson advised that she would be leaving the meeting to attend to other County business after agenda items 9 and 10 were concluded, so she

requested to address agenda item 11, approval of Consent Agenda items, at this time and Chairman Sanchez agreed to her request.

**Item 11 - CONSENT AGENDA ACTION ITEMS:**

- A. Approval to renew Clark Richins' and Therese Hicks' positions on the Gila County Cooperative Extension Advisory Board for a second six-year term, which will run from January 1, 2009, to December 31, 2014.**
- B. Approval of Amendment No. 6 of an Intergovernmental Agreement (Contract No. HP461413-014) between the Arizona Department of Health Services and the Gila County Division of Health and Community Services to extend the term of the Contract to June 30, 2009, to continue providing the Community Health Nursing (Neonatal Intensive Care) Program.**
- C. Approval for the Sheriff's Office to submit an Arizona Methamphetamine Initiative-Phase III Grant Application in the amount of \$30,401.50 to the State of Arizona Governor's Office for Children, Youth and Family, Division of Substance Abuse Policy to provide continued funds for the Gila County "Meth" Program.**
- D. Approval to adopt Resolution Nos. 08-06-03 authorizing the adoption of Housing Services Program Guidelines dated June 3, 2008, in relation to an application for FY 2008 State Community Development Block Grant (CDBG) funds for a housing rehabilitation activity; 08-06-04 authorizing the submission of application(s) for FY 2008 State CDBG funds and State Special Project funds, certifying that application(s) meet the community's previously identified housing and community needs and requirements of the State CDBG Program, and authorizing all actions necessary to complete and implement activities outlined in the application(s); and, 08-06-05 adopting a Residential Anti-Displacement and Relocation Assistance Plan for FY 2008.**
- E. Approval of the May 20, May 27, June 3 and June 10, 2008, BOS meeting minutes.**
- F. Approval of the May 2008 monthly departmental activity report submitted by the Globe Regional Justice of the Peace.**
- G. Approval of personnel reports/actions for the week of June 17, 2008.**

Departure from County Service:

1. Public Fiduciary Assistant – Public Fiduciary – 06-05-08 – General Fund – Robyn C. Kidwell – DOH 4-23-07 – Resignation
2. Community Health Assistant – Health and Community Services – 06-20-08 – WIC Fund 94%/Commodity Supplement Food Program 6% – Tammy Heier – DOH 10-29-07 – Resignation

Departmental Transfers:

3. Public Fiduciary Services Specialist to Public Fiduciary Assistant – Public Fiduciary – 06-09-08 – General Fund – Loretta Rende – replaces Robyn Kidwell
4. Temporary Clerk to Administrative Clerk – Public Fiduciary – 06-09-08 – General Fund – Ari Rayburn – replaces Loretta Rende
5. Administrative Clerk to Public Fiduciary Services Specialist – Public Fiduciary – 06-09-08 – General Fund – Margaret Valencia – replaces Loretta Rende

End Probationary Period:

6. Building Maintenance Technician – Facilities Management – 06-09-08 – Facilities Management Fund – Mark Warden

**SHERIFF'S PERSONNEL ACTION ITEMS**

Departure from County Service:

7. Administrative Clerk – Globe S.O. – 06-23-08 – General Fund – Katherine Johnson – DOH 02-16-95 – Retirement
8. 911 Dispatcher – Globe S.O. – 06-04-08 – General Fund – Josanna Brier – DOH 03-21-05 – Resignation

Hire to County Service:

9. Administrative Clerk P.T. – Globe S.O. – 06-23-08 – General Fund – Katherine Johnson – replaces Kathryn Ann Davis

Departmental Transfer:

10. Administrative Clerk P.T. to Administrative Clerk – Globe S.O. – 06-23-08 – General Fund – Kathryn Ann Davis – replaces Katherine Johnson

**H. Approval of the finance reports which lists disbursements that will be issued during the week of June 17, 2008. (separate handout)**

\$1,816,371.85 was disbursed for County expenses by check numbers 209163 through 209369. **(An itemized list of disbursements 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 action items 11A-11H.

**Item 9 - Information/Discussion/Action to receive legal advice and instruct its attorney as to the Board of Supervisors' position regarding the claim of Maricopa Medical Center in the amount of \$2,161.20 for mental health evaluation of a patient in Maricopa Cause No. MH 2007-001260. Pursuant to A.R.S. §38-431.03 (A) (3) & (4), the Board may vote to go into executive session.**

Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board convened into Executive Session at 10:56 a.m. to discuss agenda items 9 and 10. Before actually leaving the Hearing Room and convening into the Executive Session in a different room, Chairman Sanchez asked Supervisor

Dawson to present her summary of current events as she would not be returning to the meeting after the Executive Session.

Upon motion by Vice-Chairman Martin, seconded by Chairman Sanchez, the Board reconvened into the Regular Session at 11:30 a.m. For the record, Chairman Sanchez excused Supervisor Dawson from the remainder of the meeting in order that she may attend to other County business.

Chairman Sanchez read aloud agenda item 9 and asked for a motion. Upon motion by Vice-Chairman Martin, seconded by Chairman Sanchez, the Board authorized the County Attorney's Office to proceed as advised in the Executive Session.

**Item 10 - Information/Discussion/Action to receive legal advice and instruct its attorney as to the Board of Supervisors' position regarding a claim of University Physicians Health Care in the amount of \$6,130.20 for mental health evaluation services. Pursuant to A.R.S. §38-431.03 (A) (3) & (4), the Board may vote to go into executive session.**

Chairman Sanchez read aloud agenda item 10 and asked for a motion. Upon motion by Vice-Chairman Martin, seconded by Chairman Sanchez, the Board authorized the County Attorney's Office to proceed as advised in the Executive Session.

**Item 12 - At any time during this meeting pursuant to A.R.S. §38-31.02(K), members of the Board of Supervisors and the Chief Administrator may present a brief summary of current events. No action may be taken on issues presented.**

Vice-Chairman Martin, Chairman Sanchez and Steve Besich presented information on current events.

There being no further business to come before the Board of Supervisors, Chairman Sanchez adjourned the meeting at 11:44 a.m.

**APPROVED:**

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Jose M. Sanchez, Chairman

**ATTEST:**

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Steven L. Besich, County Manager/Clerk