

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

Date: October 7, 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

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. Steve Besich led the Pledge of Allegiance and Pastor Dan Morton of the First Christian Church delivered the Invocation.

Chairman Sanchez announced that Vice-Chairman Martin would participate in today's meeting via video conferencing from her office in Payson. He also advised that agenda item 2 would not be addressed until the applicants arrive.

Item 3 - Information/Discussion/Action to approve the appointments of Matthew Bolinger as the Gila County Local Emergency Planning Committee Chairman and John Armer as the Law Enforcement Representative.

Steve Besich, County Manager/Clerk, advised that Chairman Sanchez previously represented the Board of Supervisors on this Committee. Since Chairman Sanchez will not be running for office again and Mariano Gonzalez, former Emergency Management Deputy Director, resigned from the County, he requested that Matthew Bolinger, Emergency Management and Health Preparedness Division Director, be appointed as the Chairman and Sheriff John Armer be appointed as the Law Enforcement Representative. Mr. Bolinger added that this Committee is a local disciplinary committee, which in general guides local planning for emergencies and the distribution of State funds. He advised that the last Committee meeting took place approximately a year ago and that it is time to have another meeting. Upon motion by Vice-

Chairman Martin, seconded by Supervisor Dawson, the Board unanimously approved the appointments as stated above.

Item 4 - Information/Discussion/Action to approve Supplement 1 to the Qwest Enhanced 911 Service Agreement No. 180021 between Gila County and Qwest Corporation to provide Qwest “Next Generation 9-1-1 Service” to selected Gila County PSAPs at no cost to the County.

Mr. Bolinger advised that Gila County has been selected by the State to pilot a next generation 9-1-1 project through Qwest, which will enhance the current 9-1-1 system. If the project is successful, the State will deploy this project throughout Arizona. No costs will be incurred by the County for this project and some of the County’s equipment will also be updated. Qwest will invoice the County for costs and in turn the County will forward the invoices to the State for payment from State 9-1-1 funds. Supervisor Dawson questioned the status of the County’s 9-1-1 rural addressing system. Mr. Larry Dorame, Rural Addressing Analyst, advised that the Dripping Springs area was completed under the old system and the Hayden and Winkelman areas were recently completed, with the focus now being on completing the Miami area. Vice-Chairman Martin inquired whether there would be an additional workload on staff and Mr. Bolinger replied that it would be minimal. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously approved Supplement 1 to Qwest Enhanced 9-1-1 Service Agreement No. 180021.

Item 2 - Information/Discussion/Action to approve Planning and Zoning Department Case No. S-07-02, a Final Plat request for Canyon River Ranch Subdivision (Doll Baby Ranch) to develop 116 residential lots, Gila County Assessor’s tax parcel Nos. 301-45-001A, 301-46-001A and 301-46-001C; Section 17, T10N, R9E of the G&SRM, Pine Payson, Arizona.

Bob Gould, Community Development Division Director, advised that the location of the subject property is Payson, not Pine as was stated on the agenda. He provided a brief overview regarding this project. A rezoning request was approved by the Board of Supervisors about 2 years ago and the preliminary plat process has been completed with certain conditions for approval being added. During January or February of this year it was agreed that there were too many conditions attached to the approval of the final plat; therefore, the Board of Supervisors requested that Mr. Gould and the applicants address as many of the conditions as possible. That has been done so the final plat request is being presented to the Board today for approval. The Planning and Zoning Department staff recommends that this final plat request be approved with the following two conditions: A) Submittal of appropriate assurances of construction approved by the Gila County Board of Supervisors; and, B) a waiver of the preliminary plat requirement for the Loop Road with the condition that Cracker Jack Road will be maintained so that it qualifies for the secondary point of ingress and egress and is approved by the

Public Works Director. Mr. Gould advised that the Forest Service was not in favor of the Loop Road as a point of ingress and egress and it was then agreed to use Cracker Jack Road, which is located at the western boundary of the subject property. Vice-Chairman Martin addressed the issue of fire and medical emergency response and a lengthy discussion ensued between the Board, Mr. Gould and the applicants/developers, Chris Anderson and Justin Roylance. Mr. Gould advised that the subject area is not currently covered by any specific fire district. The applicants/developers previously approached the Town of Payson with a request to respond to fire and medical emergencies in the subject area, but were turned down; however, now that there is a different Town Council, the applicants/developers believe they will be able to obtain assurances from the Council for emergency protection. In the meantime the applicants/developers will provide fire protection with their own fire truck which will be manned by one of their staff. Mr. Anderson complimented Mr. Gould on outlining the requirements. He added that with regard to fire protection, there is a water system in place with storage and according to the calculations prepared by the applicant's/developer's engineer, there is a sufficient supply of water. In addition, the applicants/developers are installing fire hydrants as per the Town of Payson's specifications. If the Town does not approve this request, the applicants/developers intend to approach the Homeowners' Association. Mr. Gould also advised that there is adequate water and water storage and that a domestic water improvement district has already been approved. The parcels will have individual septic systems. Mr. Gould, Mr. Anderson and Mr. Roylance each stated that they have been told that should a fire or medical emergency occur at the subdivision, the Payson Fire Department will respond. (As further clarification with regard to this item and for the record, an email dated October 9, 2008, was submitted to Stacey Espinoza, Administrative Assistant to Chairman Joe Sanchez, from Martin deMasi, Fire Chief, Payson Fire Department, which states, "I was reading in the paper this morning that the Canyon River Ranch folks told the Board of Supervisors that the PFD would respond to the subdivision. That is a fabrication; I never told them any such thing. Last year the Council has rebuffed their requests and I haven't seen or talked to them since. Thought you might want to know what the facts are.") Vice-Chairman Martin wanted some assurance that potential homeowners will be advised up front about the fire and medical emergency response situation by requesting that a statement would be included in a public report, such as the purchase agreement. Mr. Anderson replied that language outlined in bold type or a different font type will be inserted into the public report. For the record Mr. Besich recommended that the Board of Supervisors encourage Mr. Anderson and Mr. Roylance to reconvene discussions with the Payson Fire Chief and Payson Town Council given the fact that the road conditions have been significantly improved. Vice-Chairman Martin stated, "Mr. Chairman, with the things we discussed added to the purchase agreement, I make a motion to approve Planning and Zoning Department Case No. S-07-02, a final plat request for Canyon River Ranch Subdivision (Doll Baby Ranch) to develop 116 residential lots, Gila County Assessor's tax parcel Nos. 301-45-001A, 301-46-001A and 301-46-001C;

Section 17, T10N, R9E of the G&SRM, Payson, Arizona.” The motion was seconded by Supervisor Dawson and unanimously approved.

Item 5 - Information/Discussion/Action to approve an Intergovernmental Agreement between Gila County (Sheriff’s Office) and the Arizona Department of Public Safety (ADPS) for the establishment of a radio communications system on ADPS sites at no cost to the County for the period of October 7, 2008, through June 30, 2009, and will be automatically renewed.

Adam Sheppard, Undersheriff, advised that this Intergovernmental Agreement allows the Sheriff’s Office to partner with ADPS for the establishment of a radio communication system. He stated that the County will not incur any costs at this time; however, in the future there may be a need to enter into a financial arrangement with ADPS. He commented that this IGA would allow the Sheriff’s Office to negotiate future costs with ADPS, which may result in offering in-kind services in lieu of payment of funds for services. He stated that the Sheriff’s Office may soon need to store some equipment of which the terms would be outlined in this IGA. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously approved the IGA.

Item 6 - Information/Discussion/Action to approve a Lease Agreement between Gila County and Gila Community College for Armory Building “A” for the period October 1, 2008, through October 30, 2009, with an automatic renewal extension of one year.

Steve Stratton, Public Works Division Director, advised that this Lease Agreement was written to accommodate the new occupational training programs being offered by Gila Community College at the Armory Building “A”. Gila County currently leases this building from Freeport McMoRan, which is in effect for the next two years, so this Lease Agreement is actually a sub-lease to Gila Community College. This one-year Agreement contains a one-year renewal option with a 90-day cancellation clause. It was also written to cover the County with regard to liability issues. If there is no longer a need to lease this building for the occupational training programs, the Board has the option of canceling the Lease Agreement. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously approved the Lease Agreement.

Item 7 - Information/Discussion/Action to approve Professional Services Contract No. 6500.341.529/8-2008 between Gila County and Logan Simpson Design, Inc. in the amount of \$40,670 whereby a Class III Cultural Resources Survey will be done for Control and Colcord Roads for the period from date of approval through completion of said project.

Steve Sanders, Public Works Division Deputy Director, advised that the County began working on this project approximately 1.5 to 2 years ago. Both Control

Road and Colcord Roads are owned by the U.S.D.A. Forest Service; however, Gila County has obtained an easement from the Forest Service for 6.25 miles of Control Road and 5.35 miles of Colcord Road. The County would like to extend 1.5 to 2 miles of paving on Control Road, but because the road has an historic designation as does Colcord Road, there cannot be any alternations made to either road until a Class III Cultural Resources Survey is conducted. These requirements are outlined in a federal act called Historic American Engineering Records (HAER). Mr. Sanders advised that the County will conduct this survey on both roads to immediately pave Control Road and in the event future road improvements are required on either road. He also advised that a Programmatic Agreement must be prepared to mitigate and resolve any findings. Chairman Sanchez allowed Mr. Dan Adams, a citizen of Payson, to address this issue. Mr. Adams is against the County being required to pay for any environmental studies, which he called "environmental foolishness", because Gila County is already faced with budget restraints. Mr. Stratton stated that once the Programmatic Agreement has been finalized, paving will commence which will ultimately reduce road maintenance costs. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously approved Professional Services Contract No. 6500.341.529/8-2008.

Item 8 - Presentation on renewable energy by Honorable Congressman Earl Blumenauer, who will be introduced by Ann Kirkpatrick, candidate for U.S. Representative from Arizona's 1st Congressional District.

Chairman Sanchez announced that this agenda item has been cancelled as Congressman Blumenauer was unable to attend today's meeting.

Item 9 - Information/Discussion/Action to begin the process of disposing of an unnecessary public roadway shown as a portion of Six Shooter Canyon Drive, adjacent to Assessor's Parcel No. 102-12-019, Official Map No. 296, Gila County Records, Gila County, Arizona.

Mr. Sanders advised that when road improvements were being made to Six Shooter Canyon Road, the County dealt with a lot of right-of-way issues. With regard to this agenda item, there is a rock wall that is located on a County right-of-way, which is adjacent to Assessor's parcel number 102-12-019. This action will begin the process of selling the property on which the wall sits to the adjoining property owner. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously authorized the process to begin to dispose of this unnecessary public roadway.

Item 10 - Information/Discussion/Action to adopt Resolution No. 08-10-01 to dispose of an unnecessary public roadway described as a portion of a cul-de-sac off of Standage Drive, adjacent to Lot 93, in Tonto Village Two, Official Map No. 245, Gila County Records, Gila County, Arizona, to Glade

& Carol Swenson, and to authorize the Chairman's signature on the Quit-Claim Deed for said disposal.

Mr. Sanders advised that he would like the Board to address agenda items 10 through 13 at this time as they are related. He stated that the Board previously disposed of 2 cul-de-sacs located in Tonto Village that were never built. Quit Claim Deeds have been prepared for signature whereby the County will deed these properties to the respective owners (as stated on each agenda item). Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously adopted Resolution numbers 08-10-01, 08-10-02, 08-10-03 and 08-10-04. **(A copy of each Resolution is permanently on file in the Board of Supervisors' Office.)**

Item 11 - Information/Discussion/Action to adopt Resolution No. 08-10-02 to dispose of an unnecessary public roadway described as a portion of a cul-de-sac off of Standage Drive, adjacent to Lot 94 and a portion of Lot 95, in Tonto Village Two, Official Map No. 245, Gila County Records, Gila County, Arizona, to Michael & Chanda Harper, and to authorize the Chairman's signature on the Quit-Claim Deed for said disposal.

Please refer to agenda item number 10 (above) as one Board motion was made for agenda items 10 through 13.

Item 12 - Information/Discussion/Action to adopt Resolution No. 08-10-03 to dispose of an unnecessary public roadway described as a portion of a cul-de-sac off of Standage Drive, adjacent to Lot 96 and a portion of Lot 95, in Tonto Village Two, Official Map No. 245, Gila County Records, Gila County, Arizona, to John & Francesca Amato, and to authorize the Chairman's signature on the Quit-Claim Deed for said disposal.

Please refer to agenda item number 10 (above) as one Board motion was made for agenda items 10 through 13.

Item 13 - Information/Discussion/Action to adopt Resolution No. 08-10-04 to dispose of an unnecessary public roadway described as a cul-de-sac off of Standage Drive, adjacent to Lots 97, 98, 99 and 100, in Tonto Village Two, Official Map No. 245, Gila County Records, Gila County, Arizona, to Michael & Chanda Harper, and to authorize the Chairman's signature on the Quit-Claim Deed for said disposal.

Please refer to agenda item number 10 (above) as one Board motion was made for agenda items 10 through 13.

Item 14 - CONSENT AGENDA ACTION ITEMS:

- A. Accept Governor Janet Napolitano's Proclamation for the November 4, 2008, General Election and set the publication date for the Proclamation of October 14, 2008.**
- B. Approval of an Order appointing the persons to serve as the early ballot, poll and central board workers for the November 4, 2008, General Election.**
- C. Approval of an Order designating the voting precinct polling places for the November 4, 2008, General Election.**
- D. Approval of a Per Capita Grant for Local Health Work between Gila County and the Arizona Department of Health Services in the amount of \$2,965 for use in the establishment and maintenance of local health departments and local health services.**
- E. Approval of Professional Services Contract No. 082107-1 between Gila County and 20/10 Technology Services in the amount of \$23,510 whereby consulting services will be provided for the Communication Systems Planning and Operations Study for the period from date of approval through completion of said project, which was approved by the Board on September 9, 2008.**
- F. Approval of Amendment No. 2 to Portable Food and Beverage Concession Contract No. 060706-1 between Gila County and Laterra Amarosa Café to extend the expiration period from October 3, 2008, to October 9, 2009.**
- G. Approval of the September 16, 2008, BOS meeting minutes.**
- H. Approval of the August 2008 monthly departmental activity report submitted by the Payson Regional Justice of the Peace and the September 2008 monthly departmental activity report submitted by the Globe Regional Constable.**
- I. Approval of personnel reports/actions for the week of October 7, 2008.**

Departure from County Service:

1. Juliane DeSpain - Recorder – Recorders Clerk Senior – 09-12-08 – General Fund – DOH 02-07-07 – Resigned
2. Nicole Goebel – Payson Justice Court – Part Time Clerk – 10-03-08 – General Fund – DOH 05-20-08 – Resigned

Hire to County Service:

3. Charles Bowling – Health and Community Services – Administrative Clerk – 10-27-08 – 25% Immunization Fund – 75% TB Fund – Replacing Karin Gilbert Position Vacant as of 08-28-08

4. Martin Clay – Health and Community Services – Business Services Representative/One-Stop Manager – 10-08-08 – WIA Fund – Pinal County Position

Departmental Transfers:

5. Jim Berry – Community Development – From Building Safety Assistant – To Environmental/Planning Technician – 10-13-08 – General Fund
6. Lana Dever – From Clerk of Superior Court – Court Services Supervisor – To County Attorney – Legal Secretary Sr. – 09-29-08 – General Fund
7. Nicole Mobley – Recorder – From Clerk – To Clerk Lead Senior – 09-15-08 – General Fund

End Probationary Period:

8. Debbie Carl – Probation – Administrative Clerk Senior – 09-29-08 – 80% General Fund – 20% State Aide Enhancement Fund
9. Marion Faubush – Fairgrounds – Building and Grounds Maintenance Worker – 10-27-08 – General Fund
10. Yvonne House – Recorder – Records Clerk – 09-29-08 – General Fund
11. Janel Ortega – Health and Community Services – Community Health Assistant -09-29-08 – WIC Fund
12. Frances Ramirez – Health and Community Services – Community Services Worker – 10-13-08 – GEST Fund
13. Karla Sipes – County Attorney – Legal Secretary – 10-21-08 – Attorney’s Justice Enhancement Fund

Position Review:

14. Jay Boyer – Probation – Deputy Probation Officer 2 – 09-29-08 – From Juvenile Standard Fund – To Juvenile Intensive Probation Supervision Fund - Change in Funding
15. Nicole Harter – County Attorney – Legal Secretary – 09-23-08 – General Fund – Change Position Control Number
16. Alberta Lancieri – Probation – Deputy Probation Officer 2 – 09-29-08 – From Juvenile Intensive Probation Supervision Fund – To Juvenile Standard Fund – Change in Funding

Request Permission to Post:

17. Public Works/Consolidated Roads – Road Maintenance/Equipment Operator – Position Vacated by Andy Nosie – Position Availability Date 10-07-08

SHERIFF’S PERSONNEL ACTION ITEMS

Departure from County Service:

18. Esther Klinger – Sheriff’s Office/Globe - Administrative Clerk – 10-24-08 – General Fund – DOH 06-25-07 - Resigned

Position Review:

19. Robert Campbell III – Sheriff’s Office/Globe – Deputy Sheriff – 09-15-08 – General Fund – Change in Funding for On Call Duty
20. Robert Corn – Sheriff’s Office/Globe – Deputy Sheriff – 09-15-08 – General Fund – Change in Fund for On Call duty
21. David Hornung - Sheriff’s Office/Young – Deputy Sheriff – 09-15-08 – General Fund – Change in Fund for On Call duty

J. Approval of the finance reports which lists disbursements that will be issued during the week of October 7, 2008. (separate handout)

\$1,889,167.93 was disbursed for County expenses by check numbers 212042 through 212217. **(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 14A-14J.

Item 15 - 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.

Each Board member and Mr. Besich presented information on current events.

There being no further business to come before the Board of Supervisors, Chairman Sanchez adjourned the meeting at 11:27 a.m.

APPROVED:

Jose M. Sanchez, Chairman

ATTEST:

Steven L. Besich, County Manager/Clerk