

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

Date: December 9, 2008

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 (via video conferencing); Shirley L. Dawson, Member; Steve Besich, County Manager/Clerk; Marilyn Brewer, 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 Dixie Mundy delivered the Invocation.

Chairman Sanchez announced that Vice-Chairman Martin would participate in today's meeting via video conferencing from her office in Payson.

Item 2 - Presentation and update on Gila Community College programs.

Stephen Cullen, Senior Dean of the Gila County Provisional Community College District (GCPCCD), gave a PowerPoint presentation and update on the Gila Community College programs and accomplishments for 2007-2008. Academic year 2007-2008 enrollment figures are quite encouraging with 906 FTSE (Full Time Student Equivalency). There were 4,406 students (unduplicated head count) served during the last academic year, which is an increase of 156 FTSE from the previous year and GCPCCD is the fastest growing community college in Arizona. Fiscal year 2008-2009 is projected to have 1150 FTSE with 5,784 students being served in the County. For the year-to-date, enrollment has increased by 24.98% from the last academic year. Two 3-Year Enrollment Trend graphs showed that the College began in 2005 with 212 FTSE and was at 906 FTSE at the end of 2007-2008. It is projected that the College will serve 9,239 students in the next 3 years. Enrollment at the Gila Pueblo campus in Globe and the San Carlos campus was somewhat flat last year because the 3 new programs at the Gila Pueblo College Occupational Center and the Adult

Basic Education programs were not in place at the time. The Payson campus grew 26% in enrollment last year due in large part to the great work that the Northern Arizona Vocational Institute of Technology (NAVIT) and Dean Butterfield are doing in Payson. NAVIT is a state-of-the-art Joint Technological Education District that the GCPCCD works with to serve the Payson campus. The next graph showed a comparison of all Arizona community college enrollment FTSE changes for FY 2007-2008 with GCPCCD ranking the highest. Dr. Cullen stated, "I think this speaks volumes of what Gila Community College is doing. All the other community colleges in Arizona have decreases in enrollment, with the exception of Yavapai. GCPCCD continues to climb and it does have the attention of our state legislators and county supervisors. I'm very proud of that graph because it shows a culmination of 3 years of hard work...it speaks volumes of your community college and where we are headed." The following slide showed a graph of Arizona Rural Community Colleges State Aid Level, which represents the challenge of funding. Although GCPCCD has had more growth than any other community college in the state, it has received less state aid funding. GCPCCD received \$946.88 per FTSE unit in state aid and the next closest was Yuma County, which is over \$1,250 per FTSE unit. The range for the other rural community colleges is from \$1258.87 to \$2154.52 with an average of \$1,463.75 per FTSE unit. So there is not a direct correlation between GCPCCD's funding level and enrollment level. Next, Dr. Cullen explained the challenges facing the College, which include the budget debacle at the state level and exactly what the state is going to do in regard to the colleges and government entities all over the state. For example, in FY 2007-2008, GCPCCD lost \$185,000 from its M & O Budget due to state budget cuts, which was significant to GCPCCD and it now receives no capital state aid as a result of the state budget cuts last year. Dr. Cullen went on to explain how the Gila Community College is strengthening the County's economic development through relevant workforce development programs, with the Registered Nursing (R.N.) Program continuing to be the banner program. Two years ago the College graduated 11 R.N.s and currently there are 86 students registered for the R.N. Program beginning in January 2009. In the Certified Nursing Program, 130 students have completed training. A new addition to the curriculum includes the Cosmetology Program. The Fire Science Program (Structural and Wildland) has been noted as an exemplary program by the Arizona Department of Education. Other Workforce Development Programs include Electrical & Instrumentation, Industry Plant Technician, Heavy Equipment, Drafting, Welding, Computer Technology and Adult Basic Education, which is also a new program with over 50 students enrolled at San Carlos, and the Renewable Energy Technology—Solar, Wind and Biofuel scheduled for the fall of 2009. Course work is also being offered in Young using the ITV system that the County helped the College secure. He stated that the core mission of a community college is to provide relevant and timely workforce development training in the communities in which they serve. Dr. Cullen concluded his presentation with a final thought. "Adult learners at GCPCCD and those that we serve would not be able to advance their academic

or workforce training needs without the services currently being offered by GCPCCD. A responsible community college is critical to economic development. GCPCCD has emerged as a key organization serving all of Gila County. I know there was skepticism several years ago if we could get this college up and on solid ground. I stand before you today and share with you that we are indeed moving toward that vision.” Over 57 new courses have been added over the past 3-1/2 years to meet the immediate needs of those served in Gila County. He also noted that business partnerships have developed into a long list with the most notable being Cobre Valley Community Hospital and the Payson Regional Medical Center, with both stepping forward to help put the Nursing Program on solid ground. Supervisor Dawson noted a concern over funding and the lobbying effort because the community colleges are still up against the universities for funding and it continues to be emphasized that the community colleges have to partner with the universities because they are going to have the money. She inquired as to what Dr. Cullen is doing to partner with any of the universities. Dr. Cullen replied that GCPCCD has articulation agreements with all 3 universities in terms of what are referred to as AGECE (Arizona General Education Curriculum) track pathways, which have been in place for a long time in Arizona. He has focused on workforce development because of the situation of layoffs and the economic environment; however the 3 AGECE pathways are in place and have been for quite some time. Supervisor Dawson advised about Science Foundation Arizona putting \$9.8 million into a cooperative program between Eastern Arizona College (EAC) and the University of Arizona (U of A) with Dr. Harris’ goal of making the U of A the world leader in preparing mining engineers in particular, but other areas as well. The technology center at EAC will become a feeder for the program and Supervisor Dawson emphasized that Dr. Cullen needs to be working with EAC/U of A and the Science Foundation Arizona to ensure that the technology center here is part of EAC’s program. Dr. Cullen advised that he would like to give those parties involved a tour of the campuses and the Gila Pueblo Occupation Center. He is also checking into a program at San Juan College about industrial power plant operations and has been in contact with Arizona Public Service concerning an evening class. Dr. Cullen stated that it is also his intention to actively pursue the renewable energy technology and is working to identify a site for a solar farm to enable moving forward in that area. Each Board member complimented Dr. Cullen and staff for the accomplishments at Gila Community College and thanked him for the presentation. Dr. Cullen stated that the College would not have been able to accomplish for the community what it has without the support of the Board of Supervisors. Supervisor Dawson stated that she would be interested in knowing the College tax rate for each one of the community colleges and requested that Dr. Cullen provide that information to her. Mr. Besich also requested that not only the tax rate be provided, but also the amount that the tax rate levies. Dr. Cullen stated that he would research that information and provide same to the Board.

Item 3 - Public Hearing - Information/Discussion/Action to adopt Resolution No. 08-12-02 designating a portion of Cline Boulevard that is located between Dooley Drive and Wade Shandley Drive as a County Highway, as described in Fee Nos. 2008-014569, 2008-014570, 2008-014571, 2008-014572, 2008-014573, 2008-014574, 2008-014575, 2008-014576, 2008-014577 and 2008-014761, Gila County Records, Gila County, and to be accepted into the Gila County Maintained Roadway System.

Steve Sanders, Public Works Division Deputy Director, stated that Cline Boulevard is located in Tonto Basin on the east side of the creek. It is the main north/south road that connects the east side of Tonto Basin. This portion of the road was across private property and the County did not have a valid easement to it, but the County had paved up to the edge of it. Citizens contacted the County inquiring about extending the pavement out so the County began the process of creating a County Highway, which took a lot of involvement from many people. All of the fee numbers listed above represent people deeding that portion of the road to the County as it crosses their private property. Extensive surveys were performed and it does meet the County standards to bring this portion of Cline Boulevard into the County Highway Maintenance System as a County Highway. He noted that several people from Tonto Basin were present at the meeting, including Guy Swenson, who was instrumental in keeping all of the residents informed and assisting the County in getting the necessary signatures. Chairman Sanchez opened the public hearing portion of the meeting and called for public comments. David L. Bender, a resident of Tonto Basin, stated in writing that he was in favor of this issue and wanted to advise the Board that the dust from the traffic is “way too unhealthy from the traffic and there is quite a bit of traffic and that his mother-in-law is on oxygen so that presents an additional hardship on the family.” Chairman Sanchez then called on Guy Swenson, also a resident of Tonto Basin, who was in favor of the issue, but had some questions. Mr. Swenson stated that there are wells on one side of the road, but the water, electric, etc. is brought up across the road. He wondered if there would be any affect on those conduits once the road is paved. Mr. Swenson also stated that he has donated a portion of his land for both Cline Boulevard and Mimosa Street to the County for these roads and inquired as to what affect that would have on his taxes. Mr. Swenson stated his property was reduced from 6 acres to 5 acres so he was hoping to get a reduction in taxes in regard to the tax assessment. Mr. Swenson also stated that his driveway is located up a hill and he feels if the County paves right up to it, it’s just going to break off so for some of the driveways the County is going to have to pave a little bit off the road or possibly use concrete. Chairman Sanchez stated that he felt it was important to address the issue of driveways today for clarification. Mr. Swenson stated there are also issues of water flowing across the road in a couple of areas and inquired if a culvert would be installed or what other plans the County might have for addressing that water issue. He also noted that the Young highway is

almost completely paved; however, it doesn't have nearly the amount of traffic as that on Cline Boulevard. Chairman Sanchez stated that the Young Road would not be discussed today as that is an entirely different issue and is a state highway funded from an entirely different source. Mr. Swenson also stated that the road split his parcel into 2 pieces so it will need to be addressed as 2 separate parcels and he wondered how and when that would be addressed because the two parcels are no longer connected. Mr. Swenson thanked the Board for allowing him to speak. Chairman Sanchez thanked Mr. Swenson for working with the residents and County staff. Chairman Sanchez requested that Mr. Sanders clarify the property as far as the tax issue. Mr. Sanders stated that members of his staff have talked to the Assessor about this issue. Each owner that donated right-of-way land will receive a letter from the Assessor stating what the Assessor placed that value at for their individual purposes. In regard to the land split, that would also be a question for the Assessor's Office as to how parcels are designated. Mr. Sanders explained that in reference to Mr. Swenson's mention of Mimosa Road, it is an exterior road in an adjoining subdivision that borders private land and the portion of it located in the subdivision was paved. Mr. Swenson gave the County additional right-of-way for Mimosa Road for the purpose of widening it; however, the County does not intend to pave it. When the County paves just the main line, the driveways will be paved with thickened issues to keep it from breaking off. Mr. Sanders stated that he felt it would not have been appropriate to address drainage issues prior to the Board adopting this resolution. If the Board approves this resolution, then all the issues raised by Mr. Swenson will be addressed prior to paving the road. Supervisor Dawson stated that in regard to drainage and installing culverts, she has told several property owners that the County is not responsible for that. She also noted that Mr. Sanders previously stated that this road meets County standards; however, if water is flowing across this road, does that meet County standards? She also inquired, "Isn't it the responsibility of the group of people requesting that this road be paved to bring the road up to standards before the County accepts it in as a County Highway?" Mr. Sanders explained that as far as standards, the road doesn't meet a standard because it's not a paved highway; however, it met a standard right-of-way width and what the County requires meets the standards. As far as it being paved now, it's not paved so it doesn't meet the standards for a County Highway. Because it is a dirt road, the drainage has never been addressed, but will be addressed to ensure there are not low-standing water puddles on the road that could cause hydroplaning and safety issues if the road is paved. Supervisor Dawson stated that she wasn't suggesting that the road is paved at this time. She was stating that she understands she is to tell her constituents that roads to be accepted as County Highways must be brought up to certain standards width-wise and drainage-wise by those people requesting a road be paved, but Mr. Swenson is stating that there are drainage problems with this road. Mr. Sanders replied that different standards of roads have different requirements. To bring this road in as a County Highway, "our County Highways are paved roads that have certain widths, so there it is not.

If we were bringing it in as a public, primitive or County dirt road, the residents have to upgrade the drainage issues. That's stated in our policies, but it is more of just a courtesy-type maintenance to provide some help to the residents. County Highways are strictly done by state statutes and how they are brought in and what is required." Mr. Stratton, Public Works Division Director, stated that for clarification purposes, "Part of the reasoning behind that is that we would be paving this and it would alter the amount of water by being paved rather than by being a dirt road so that we (the County) would have some responsibility to address the drainage issue on that." He stated to Supervisor Dawson, "You are correct in what you are saying as we have advised you on other policies and other roads that they have to be brought to a certain standard before we'll accept them." Chairman Sanchez stated that the County has done maintenance on this road for years and he thought it was designated as a County Dirt Road. Mr. Sanders explained that this road was never identified; it was private property and it is the road across private property that everyone uses. Chairman Sanchez inquired if it was a public road. Mr. Sanders replied that it has no specific designation. Basically the public could use this portion of the road because it's been established for the public, but the County really had no rights to it or to maintain it. The remainder of the road is either in subdivisions where it was dedicated to the public or it was a U.S. Forest exchange where it became County roads or it's still U.S. Forest Service road where the County still has maintenance agreements. Chairman Sanchez stated that the resolution would be to accept this portion into the County Maintained Roadway System and that would involve paving. Mr. Sanders stated, "Yes, the County cannot pave or put asphalt product on a road unless it is a County Highway or it was brought in via a subdivision as a public road and the County has accepted it for maintenance. Then the County can maintain it the way it was brought in. To pave this road to eliminate dust and continue the paving, it has to be a County Highway." Supervisor Dawson stated that for clarification, on the question about driveways, the County does not pave private property, but does take care of the entrance to the driveway. "We are not paving up Mr. Swenson's hill. We just won't make it so there's a wash out at everybody's driveway." Mr. Sanders stated that was correct and what the County will do is pave the turnouts at the driveway to protect the main line of the road to keep it from breaking off and deteriorating. Mr. Stratton wanted to make another clarification and that is when talking about paving, it is meant to be oil products, which actually in this case would be a chip seal or double chip rather than actual asphalt cake. He wanted that clarification for the residents that the County would continue to treat this portion of Cline Boulevard as the rest of the road and not any different. Supervisor Dawson reminded the Board of Mr. Swenson's question about whether his taxes would go down. Chairman Sanchez stated that would not be up to the Board to determine that here this morning. Mr. Sanders stated that would not be up to him to determine either. He stated, "What we will do for every resident that donated property is we will write a letter they can use for whatever purpose they wish that states they donated "X" amount of

acres to Gila County for the creation of a County Highway. The Assessor has agreed to put a value on that property based on current taxation. As to whether the property taxes go down, I have no idea. If the Board does accept this, they will own less property.” Mr. Stratton stated that for any residents donating property, including Mr. Swenson, if they have any questions, his staff would be happy to meet with them and help them through the process. He didn’t feel it was necessary to bring all these issues to the Board at this time. If the Board chooses to adopt this resolution all questions could be handled by staff and other departments. At this time, Chairman Sanchez closed the public hearing portion of the meeting and entertained a motion. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously adopted Resolution No. 08-12-02 designating a portion of Cline Boulevard that is located between Dooley Drive and Wade Shandley Drive as a County Highway and to be accepted into the Gila County Maintained Roadway System. **(A copy of the Resolution is permanently on file in the Board of Supervisors Office.)**

Item 4 - Information/Discussion/Action to adopt Resolution No. 08-12-03 authorizing the Chairman’s signature on an Intergovernmental Agreement (IGA) with the Arizona Department of Transportation (ADOT) (JPA File No. 07-1091) regarding appropriation standards for railroad crossing-related appurtenances on Bixby Road in Gila County.

Mr. Sanders stated that this IGA is to upgrade the railroad crossing on Bixby Road to include gates and flashers and it calls for a railroad tie crossing. ADOT has been advised that the County will pay the difference in cost to upgrade the crossing to a concrete one so it will be longer lasting. This is the first of 5 or 6 railroad crossings mostly in the Claypool area that will be upgraded with gates and flashers as ADOT puts the projects together and ADOT will receive federal funds for same. The cost of this project will be \$263,000 and Gila County’s cost will be \$5,800 paid for by HURF (Highway Revenue User Funds) monies, with the remainder paid for by ADOT. The railroad contractor will construct the crossings so there is no cost to the County including the lights and gates upon completion; however, the County will be responsible for maintenance up to the crossing. Each supervisor is glad to see that these projects are moving forward. Mr. Stratton stated that for the Board’s knowledge, the type of crossing that’s put in is dependent upon the traffic count and the County will upgrade to at least concrete and some may be wooden. Chairman Sanchez clarified that this IGA is just for the Bixby Road railroad crossing. Mr. Sanders stated that was correct. He stated that the County met with ADOT in the field to review all the crossings and ADOT chose to start with the Bixby Road crossing as ADOT thought it was the most dangerous, the most in need of repair and the highest volume based on the amount of big trucks that are in the area. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously adopted Resolution No. 08-12-03 authorizing the Chairman’s signature on an IGA with

ADOT (JPA File No. 07-1091) regarding appropriation standards for railroad crossing-related appurtenances on Bixby Road in Gila County. **(A copy of the Resolution is permanently on file in the Board of Supervisors Office.)**

Item 5 - Information/Discussion/Action to authorize the advertisement of Request for Sealed Bids No. 111008-1 for the purchase of bulk fuel and lubricants to be used by the Gila County Public Works Division, Fuel Management Department.

Steve Stratton, Public Works Division Director, stated that all bids exceeding \$50,000 have to be advertised according to State statute and before doing so permission is requested from the Board. Once bids are received, they are reviewed and a recommendation is made to the Board. Mr. Stratton requested authorization to advertise Request for Sealed Bids No. 111008-1. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously authorized the advertisement of Request for Sealed Bids No. 111008-1 for the purchase of bulk fuel and lubricants.

Item 6 - Information/Discussion/Action to approve Professional Services Contract No. 6500.505/12-2008 between Gila County and Ingo Radicke in an amount not to exceed \$20,000, for a contract period of one year, whereby consulting services will be provided for various highway projects in Arizona and with the Arizona Department of Transportation (ADOT).

Mr. Stratton stated that the County has in the past contracted with Mr. Radicke, who has been very helpful in securing certain ADOT projects that are beneficial to Gila County. It is basically an on-call service when the County needs help lobbying for certain projects. Mr. Radicke has lobbied either in person or by e-mail and helped solidify the County's efforts. Upon inquiry by Chairman Sanchez as to whether or not the County currently has a contract with Mr. Radicke, Mr. Stratton advised that the County does and it expires in January 2009. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously approved Professional Services Contract No. 6500.505/12-2008 with Ingo Radicke in an amount not to exceed \$20,000 for a contract period of one year for consulting services.

Item 7 - Information/Discussion/Action to review a sealed bid submitted for the purchase of tax parcel no. 101-10-012, which is owned by the State of Arizona.

Steve Besich, County Manager/Clerk, stated that a sealed bid was submitted for the purchase of tax parcel no. 101-10-012, which is also known as the Los Dos Amigos Restaurant and Café in Hayden. The lien amount owed is \$25,128.68. David Herrera presented a Public Participation Form to address the Board. Chairman Sanchez requested that Mr. Besich open the bid first. Mr. Besich opened the sealed bid and stated that a bid was received from David

P. and Gloria Herrera in the amount of \$5,000 and reiterated that the lien amount owed was \$25,128.68. Chairman Sanchez called on Mr. Herrera, a resident of Hayden. Mr. Herrera stated that he owns the adjoining property and has for the last 8 years shared his property with the restaurant for parking purposes because parking in front of the restaurant was very small. He is committed to helping the owner keep that business open because it does employ about 10 people in the community. Mr. Herrera stated that it also helps his business and whatever business is there, he is committed to helping and that's why he placed this bid. He also noted that he believed he was the only adjoining property owner present. Supervisor Dawson stated that before this Board took office there were times when the Board accepted bids that were less than what was owed, but that hasn't been this Board's practice and she doesn't understand the bid of \$5,000 for that property. She stated, "I understand that Mr. Herrera is saying it's a parking lot, but it is also a restaurant and she appreciates the fact that the business is important to the community." Chairman Sanchez stated that there is an opportunity, according to the County's procedure, to accept additional bids from anyone else in attendance at the meeting. He asked if there was anyone else present wished to submit a bid. Hearing none, Chairman Sanchez stated that it now becomes the responsibility of the Board to review the sealed bid that has been submitted in the amount of \$5,000 from David P. and Gloria Herrera. Vice-Chairman Martin inquired if the restaurant is still open at this time. Supervisor Dawson advised that it is still open. Vice-Chairman Martin inquired if the restaurant sits on this parcel, to which Mr. Herrera replied that it does. Vice-Chairman Martin stated that this is then an ongoing business on a piece of property that is in question. Mr. Herrera replied that it is and stated that he has made an arrangement with the owner to help her continue with the business as she could not afford to pay the taxes. He owns the adjoining property and does pay the taxes on that property. Mr. Herrera stated that by him taking over the property and ensuring that the taxes are paid he will help the owner to transition and that he will be responsible for making the restaurant a viable tax situation and will also keep jobs in the Hayden area because there are problems in the town with economic development. Supervisor Dawson stated that if the Board doesn't accept this bid that does not mean that the business would go away. Mr. Herrera stated that it would. Supervisor Dawson questioned why it would go away. Mr. Herrera replied that the owner wouldn't own it anymore. Supervisor Dawson replied, "She doesn't own it right now. The State of Arizona has owned it for the last 7 years." (Note for the record: As clarification to Supervisor Dawson's statement; the State of Arizona did not assume ownership of the subject property until August 2008, at which time the Treasurer issued a Treasurer's Deed thereby deeding the property to the State of Arizona.) Chairman Sanchez stated, "That may be a point for clarification. I think we're saying if we don't accept this bid this morning it doesn't shut..." Vice-Chairman Martin stated, "That was my question. Does it shut the business down by not accepting this bid and does it change the status of the business at all?" Mr. Besich stated that he would defer the question to Bryan

Chambers, Chief Deputy County Attorney. (Note for the record: As clarification to this item, once the Treasurer deeds a delinquent property to the State of Arizona, the total lien amount due on the property will never increase. On this property the total lien amount will remain at \$25,128.68.) Mr. Herrera stated that he was just trying to keep the owner afloat and that he would be willing to up his bid to \$10,000 if that would help. He stated, "There is a lot of depression on commercial buildings in Hayden; it's pretty hard." Mr. Besich stated, "For a point of order, the Chairman might want to consider a motion to accept the bid of \$5,000 and if that bid is rejected, then you could probably ask for any additional bids and at that time if the bidder or anyone else wanted to up the ante, so to speak, in order to secure a motion to accept, I think that's within your purview, but I will defer to Mr. Chambers." Mr. Chambers gave the following advice to the Board: "The bidder has bid less than the amount of outstanding taxes and according to the procedure Gila County has adopted, the Board may accept a bid that is 'less than' from an adjoining land owner. 'May' means it is permissive. There's no requirement to accept a bid less than the amount of the outstanding taxes, but according to the County's procedures the Board "may," so it's discretionary with the Board. As far as the description of the property, with the notice there is a disclaimer that all we are really saying is that it is that parcel. We are not saying, and there is a restaurant there now, but that doesn't mean there will be a restaurant there tomorrow or the day after that and so all the County is essentially saying there is that this is the parcel and if someone would like to make a bid on the parcel they may do so. There is no warranty, no guarantee that there will be a business there, that there is now or ever has been a business there, so anyone who does bid should be very careful to make sure they have researched the parcel number and know what they are bidding on because the County makes no warranties. As far as the legality of what Mr. Besich suggested, I see no legal problems with proceeding in that manner if that's the will of the Board. The Board may accept this bid if it wants to and the auction was just last week, so the Board may also decide not to and see if other bids come up. That's all within the purview of the Board. Chairman Sanchez entertained a motion to accept the sealed bid of \$5,000. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously rejected the sealed bid of \$5,000. Chairman Sanchez stated that the Board also reserves the right to consider additional cash bids from individuals in attendance at the hearing upon which the specific bid is to be reviewed. He inquired if there were any individuals who wished to submit an additional bid to the Board at this time. David Herrera, stated that he was a resident of Hayden, and wished to submit an additional bid of \$10,000. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously rejected the bid of \$10,000 because the tax lien is \$25,128.68. Mr. Herrera inquired if he could offer another bid. Chairman Sanchez inquired of Mr. Besich if the Board could consider another bid. Mr. Besich stated, "It's your prerogative to accept one more bid or else ask them to submit another sealed bid for the next agenda; otherwise, you could keep this going for as long as you want." Chairman Sanchez advised Mr.

Herrera that he could make one final bid at this meeting. Mr. Herrera stated, "For the 7-8 years this property has been in arrears for taxes, I have watched it go in arrears and I've encouraged her to pay her bill and the fact that there were no bidders (at the auction) last week and the property is in very bad condition and I know the problems with the property and I know that it is going to cost me money to fix it and that's one of the considerations that I would like the Board to take that this does come with a lot of extra burdens. But again, I believe that a small town like Hayden, if it's going to remain viable, it needs jobs or places to remain open and I don't know if she'll remain open without somebody else stepping in. I believe she is at her end. So I would like you to consider that." Mr. Herrera then offered another bid proposal of \$15,000. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously rejected the bid of \$15,000 because the taxes owed are \$25,128.68 and this property is owned by the State of Arizona. Chairman Sanchez thanked Mr. Herrera for bidding on the property. Mr. Herrera stated, "Money is tight and people are not going to want to take on that property. I have an interest because of being an adjoining owner." Chairman Sanchez advised Mr. Herrera that he could take up that conversation with Marian Sheppard, Chief Deputy Clerk, and she will continue to discuss that with him and what options are available to him. Mr. Herrera stated, "I believe that my last offer for \$15,000 was fair and your reason not to take it was...that's, of course, your decision. Chairman Sanchez stated, "That was our decision and it now stands."

Item 8 - CONSENT AGENDA ACTION ITEMS:

- A. Approval to adopt Resolution No. 08-12-04, which authorizes the Sheriff's Office to submit a FY 2009 Law Enforcement and Boating Safety Fund Grant Application in the amount of \$261,281.00 to the Arizona State Parks Board and to authorize the Chairman's signature on the Participant Application for said Grant. (A copy of the Resolution is permanently on file in the Board of Supervisors Office.)**
- B. Approval of the October 2008 monthly departmental activity report submitted by the Clerk of the Superior Court and the November 2008 monthly departmental activity report submitted by the Globe Regional Constable.**
- C. Approval of personnel reports/actions for the week of December 9, 2008.**

Departure from County Service:

- 1. Richard Whittington – Public Works/Consolidated Roads – Road Maintenance/Equipment Operator – 12-11-08 – Public Works Fund – DOH 10-15-07 – Resignation

Hire to County Service:

2. Robin Miller – County Attorney – Legal Secretary – 12-08-08 – Cost of Prosecution Reimbursement Fund – Replacing Sue Garrels – Position vacant as of 09-08-08
3. Ramai Alvarez – County Attorney – Attorney Senior part time – 11-24-08 – Cost of Prosecution Reimbursement Fund – Position vacant as of 07-01-08

End Probationary Period:

4. Peggy Valencia – Public Fiduciary – Fiduciary Services Specialist I – 12-08-08 – General Fund

SHERIFF’S PERSONNEL ACTION ITEMS

Hire to County Service:

5. Marci Sanders – Sheriff’s Office/Payson – 911 Dispatcher – 12-22-08 – General Fund – Replacing Bernice Ortiz – Position vacant as of 05-01-08
6. John DeSanti – Sheriff’s Office/Payson – Jail Intelligence/Professional Standards Investigator – 12-08-08 – General Fund

End Probationary Period:

7. Darcia Miner – Sheriff’s Office/Globe – Deputy Sheriff – 12-08-08 – General Fund

Position Review:

8. William Newman – Sheriff’s Office/Globe – Task Force Agent – 11-24-08 – Narcotics Task Force Fund – On Call/Overtime charged to Marijuana Eradication Fund

D. Approval of the finance reports/demands/transfers for the week of December 9, 2008. (separate handout)

\$267,883.55 was disbursed for County expenses by check numbers 214001 through 214126. **(An itemized list of disbursements is permanently on file in the Board of Supervisors’ Office.)**

Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously approved Consent Agenda action items 8A-8D.

Item 9 - 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 11:50 a.m.

APPROVED:

Jose M. Sanchez, Chairman

ATTEST:

Steven L. Besich, County Manager/Clerk