

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

Date: July 20, 2009

SHIRLEY L. DAWSON

Chairman

STEVEN L. BESICH

Clerk of the Board

TOMMIE C. MARTIN

Vice-Chairman

By: Marilyn Brewer
Deputy Clerk

MICHAEL A. PASTOR

Member

Gila County Courthouse
Globe, Arizona

PRESENT: Shirley L. Dawson, Chairman; Tommie C. Martin, Vice-Chairman (via video conferencing); Michael A. Pastor, Supervisor; Steven L. 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 in the Board of Supervisors hearing room. Steve Besich led the Pledge of Allegiance and Father Jay Luczak of Our Lady of the Blessed Sacrament Church delivered the invocation.

Item 2 - Presentation of the 2008-2009 You Shine Employee Appreciation Awards.

Juley Bocardo-Homan, Deputy Personnel Director, stated that the concept behind the “You Shine” program is to provide immediate recognition to an employee for displaying qualities that exemplify the “You Shine” program such as teamwork, customer service, integrity, morale building and initiative. Employees who received “You Shine” awards during the 2008/2009 fiscal year were as follows: 5 certificates—Cecelia Bejarano, Maria Bruscoe, Malissa Buzan, Dave Caddell, Denise Dickison, Christie Rocha, Judy Smith, Dana True and Mel Williams; 10 certificates—Estelle Belarde, Sharon Caridi, Roxanna Dennhardt, and Chris Phillips; and 15 certificates--Christine Lopez. Ms. Homan thanked the Board for supporting this program and the employees who participated. She also advised that the “You Shine” program was being phased out and a new employee appreciation program will be implemented next month.

Item 3 - Presentation of the Gila County Probation Employee Recognition Awards.

Frank Owens, Probation Department Director, gave a brief overview of the Probation Department's employee recognition program, which is also part of the State's recognition program. He stated that honors today would be going to employees from the last calendar year that had been nominated by their peers and would then be forwarded to the State level where nominees from each county are put to a ballot by the chief probation officers and juvenile court directors. The awards are being made today in conjunction with the National Probation, Parole and Community Corrections Week. Mr. Owens requested the Board's assistance in presenting awards to some of the outstanding Probation Department employees of the year, as follows: Employee of the Year for 2008—Dan McKeen; Supervisor of the Year—Heather Boyer; Probation Officer of the Year—Ray Dion; and Detention Officer of the Year—Lynn O'Leary. On behalf of the Board, Chairman Dawson expressed appreciation to Mr. Owens and his staff for the excellent work performed by the Probation Department for Gila County.

Item 4 – A. Public Hearing on the petition for the establishment of the Beaver Valley Domestic Water Improvement District.

Eric Mariscal, Elections Administrative Clerk, stated that at the Board meeting held on June 16, 2009, in accordance with A.R.S. §48-905, the date for a public hearing was set on the petition for the establishment of the Beaver Valley Domestic Water Improvement District (BVDWID). A notice of the public hearing was published in the Payson Roundup, the Arizona Silver Belt and the San Carlos Moccasin newspapers. The owners of real property within the proposed district and the Arizona Corporation Commission were mailed a notice of this public hearing by first class mail. He then called on Larry Huffer, Chief Appraiser for the Assessor's Office. Mr. Huffer stated that it is the Assessor's role in the improvement district formation process to verify ownership of persons who have signed the petition. Mr. Huffer provided copies of the Certificate of Verification to the Board. He stated that based on the requirement within A.R.S. §48-903(A), the Assessor has verified the ownership of real property of the persons who signed a petition for the formation of the BVDWID. The results were as follows: the owners of real property within the limits of the proposed district who signed a petition were a majority of the owners—143.89 out of 262 signed a petition, or 54.92%. Also the owners of more than 51% of the real property within the limits of the proposed district signed a petition—the owners of the 76.91 acres out of 114.47 acres signed a petition, or 67.19%. The petitions met the qualifications on both methodologies. Supervisor Pastor questioned if the Board of Directors of a water district had to be full time residents within that district because he noted that Cullen Bennett had listed his residence as Tempe, Arizona. Mr. Bennett, who was present at the meeting, stated that the address is correct and he also has a home in Beaver Valley where he spends half of his time. Mr. Mariscal stated that regarding the election of board members for water districts, requirements for water districts are different from other special districts and the Elections Department mails out ballots not only to the residents of that

district, but also to property owners who reside throughout the State. Vice-Chairman Martin stated that she believes the requirements were changed back in the 1980s and this only applies to water boards. Bryan Chambers, Chief Deputy County Attorney, explained that water districts do have an exception as far as public bodies are concerned in Arizona. Property owners, and there's a statute that defines a property owner as it applies to this situation, even if they can vote in another area, may sign these petitions and may vote in future elections to appoint the water board of governance. Chairman Dawson called for comments from the public; none were received. She closed the public hearing and moved on to agenda item number 4B.

Item 4 - B. Information/Discussion/Action to adopt the Order establishing the Beaver Valley Domestic Water Improvement District.

Upon motion by Vice-Chairman Martin, seconded by Supervisor Pastor, the Board unanimously adopted the Order establishing the Beaver Valley Domestic Water Improvement District.

Item 5 - Presentation of information regarding planning for the H1N1 (Swine flu) season.

Dave Fletcher, Director of the Health and Community Services Division, gave a PowerPoint presentation regarding the H1N1 (swine flu) virus. He explained that influenza is a virus and each year a seasonal influenza goes around and all populations of the world are exposed. It is normal for flu viruses to change over time; however, today's presentation was in particular about the H1N1, which is a novel virus that has combined in such a way that it has created a virus that there are no antibodies for anywhere in the world. He presented statistics on the seasonal influenza and then explained that the H1N1 virus is 3 different flu viruses, namely: human, swine and bird flu that has combined into 1 virus. He then reviewed a map of the world as of July 28, 2009, showing where the H1N1 virus has hit and reviewed statistics on how the virus first began in Mexico and showed all the locations to which it has spread worldwide and still continues to spread. He provided the number of cases for the major countries and as of July 6, 2009, the number of cases of this H1N1 flu totals 94,512 worldwide, which are lab confirmed cases only. United States estimates were 33,902, but probably has exceeded 1 million with the unconfirmed cases. The number of cases confirmed in Arizona broken down by age were 0-4 years—87 cases or 12%; 5-24 years—455 or 62%; 25-64—173 or 24%; and over 65—14 or 2% for a total of 729 cases diagnosed in Arizona, which Mr. Fletcher noted mostly affected the young. He stated that when this virus returns and it will return this fall, seasonal virus will simultaneously be going on as well and it is unknown if the returning N1H1 virus will come back more or less virulent, which is how sick it makes a person. He advised that currently there is a pandemic of the H1N1 virus, which means it is a disease that is going around the entire world and the World Health Organization has raised the pandemic level to level 6, the highest. Supervisor Pastor inquired if

there would be two different vaccines. Mr. Fletcher replied that there will be 2 different vaccines—one for the seasonal flu and one for the H1N1 flu. Moving on through the presentation, Mr. Fletcher stated that the official case count for the H1N1 virus in Arizona as of 7/6/09 was 761 and 2 of those were in Gila County; however, he believes there were many more patients that were not diagnosed due to lab availability limitations. He reviewed statistics on some of the past 20th century influenza pandemics and explained that the flu viruses normally come in 3 waves and then after the third wave it becomes a part of the seasonal flu. He then briefed the Board on the Health Department pandemic flu plans, which includes the goal of preventing morbidity and mortality, preventing social disruptions and ensuring the availability of vaccines. He did note that a vaccine for the H1N1 virus will be coming out, but will probably not be available until late November or early December of this year. He also encouraged everyone to get the seasonal flu vaccine. Mr. Fletcher reviewed Gila County's role with regard to this N1H1 flu returning in the fall, which will include surveillance; investigating serious illness and clusters; trying to limit and stop the spread of the virus; providing guidance through health care, labs, schools, first responders, etc.; provide public information through the County's website, a phone hotline, a phone center and the media; and medication and supply distribution including personal protection equipment such as masks, gloves, etc.; and community mitigation. Mr. Fletcher stated, "The problem we get into in public health, and it's always a problem and there's really no way to win at this, is we go out and raise alarm bells and nothing happens. Then we get everybody excited for nothing. Or, if we don't go out and tell anybody about it and it (the flu) comes back like a lion, we get blamed for not doing enough to notify people. So we're not trying to get anybody excited about this, we're just trying to raise people's knowledge about this." Chairman Dawson stated that since this H1N1 flu incidence is highest among young people, she inquired if Mr. Fletcher will be going into the schools and giving presentations. Mr. Fletcher stated the Dr. Bolinger is scheduled this month and next month to give presentations to the staff who will in turn present that information to the students. He next explained that the term social distancing includes the following, but noted that not all would need to be implemented: hand hygiene because the virus is mainly spread by the hands, and that hand-washing is the best prevention; education to allow early identification and isolation of cases; isolation of sick persons; the quarantine of exposed persons for approximately 7 days; encouraging telecommuting from home; travel advisories and limited travel; screening travelers from affected areas; and limiting large public gatherings and closing schools. He then provided examples to show that social distancing has worked in the past. He recommended that people remain at home and self-isolate if they have contracted the flu and it doesn't matter which type of influenza they have because doctors cannot provide any medications to help a person get over the flu any faster than just resting and drinking a lot of fluids. The only need to see a doctor would be in the event a person with the flu is having difficulty breathing. Otherwise, if everyone clogs up the medical facilities, those who are seriously ill would have a hard time getting the needed medical attention. In

conclusion, Mr. Fletcher briefly reviewed the goals of community litigation; target categories for vaccination, which would be the youth; pandemic severity index and what people could do to prepare now, which included having adequate supplies such as masks and hand sanitizers. Vice-Chairman Martin recommended that Mr. Fletcher prepare simple, one-sheet handouts containing 5-6 of the main points regarding the H1N1 flu and have them ready to hand out. On behalf of the Board, Chairman Dawson thanked Mr. Fletcher for his presentation.

Item 6 – Information/Discussion/Action to adopt Resolution No. 09-07-02 authorizing the Sheriff’s Office to submit a Grant Application (Proposal HS-2010 Gila County-119) to the Governor’s Office of Highway Safety for consideration of funds in the amount of \$22,149.20 through Arizona’s 2009 Highway Safety Plan and to authorize Sheriff John R. Armer to act as Gila County’s agent with regard to this Grant Application.

Claudia DalMolin, Sheriff’s Office Chief Administrative Officer, stated that this application is for 10 in-car, camera-mounted radar units and that no County matching funds are required. Upon motion by Supervisor Pastor, seconded by Vice-Chairman Martin, the Board unanimously adopted Resolution No. 09-07-02 authorizing the Sheriff’s Office to submit a Grant Application (Proposal HS-2010 Gila County-119) to the Governor’s Office of Highway Safety for consideration of funds in the amount of \$22,149.20 through Arizona’s 2009 Highway Safety Plan and authorized Sheriff John R. Armer to act as Gila County’s agent with regard to this Grant Application. **(A copy of the Resolution is permanently on file in the Board of Supervisors’ Office.)**

Item 7 - Information/Discussion/Action to authorize the advertisement of Request for Sealed Bids No. 032709-1 for the construction of the new WIC (Women, Infants and Children) building.

Steve Stratton, Public Works Division Director, stated that this is a grant that was received by the County Health Department a couple of years ago. There is approximately \$240,000 left in this grant and there is no County match requirement other than the County’s in-kind services of overseeing the project. The building will be constructed of block and made to look like the existing buildings. Upon motion by Vice-Chairman Martin, seconded by Supervisor Pastor, the Board unanimously authorized the advertisement of Request for Sealed Bids No. 032709-1 for the construction of the new WIC building.

Item 8 - CONSENT AGENDA ACTION ITEMS:

A. Approval of FY2010 Arizona Criminal Justice Commission Drug, Gang and Violent Crime Control Program Grant Agreement (ACJC # DC-10-036) between the Arizona Criminal Justice Commission and the Gila County Sheriff’s Office in the amount of \$344,288 for the period July

1, 2009, through June 30, 2010, to be used for the Gila County Drug Gang and Violent Crime Task Force.

- B. Approval of FY 2010 Arizona Criminal Justice Commission Drug, Gang and Violent Crime Control Program Grant Agreement (ACJC # DC-10-027) between the Arizona Criminal Justice Commission and the Gila County Attorney's Office in the amount of \$72,063 for the period July 1, 2009, through June 30, 2010.**
- C. Approval of FY 2010 Arizona Criminal Justice Commission Drug, Gang and Violent Crime Control Program Grant Agreement (ACJC # DC-10-018) between the Arizona Criminal Justice Commission and the Gila County Attorney's Office in the amount of \$6,958 for the period July 1, 2009, through June 30, 2010.**
- D. Approval of an Agreement between Arizona Community Action Association and Gila County Housing Services to provide Low Income Weatherization Program services in an amount up to \$20,715 to income eligible residents of the Roosevelt Lake area that are residential Salt River Project customers for the period May 1, 2009, through April 30, 2010.**
- E. Approval of the Chairman's signature on an Independent Contractor Agreement between Arizona Community Action Association and Gila County Housing Services to provide utility repair, replacement and deposit assistance in the amount of \$24,929 for the period July 1, 2009, through June 30, 2010.**
- F. Approval of the Chairman's signature on an Independent Contractor Agreement between Arizona Community Action Association and Gila County CAP, a department of Gila County Health and Community Services, to provide utility assistance to qualifying residents of Gila County for fiscal year 2010 in the amount of \$35,643.**
- G. Approval to accept contract continuation between the Gila County Division of Health and Community Services and the Humane Society of Central Arizona (formerly Payson Humane Society) to be in effect from July 1, 2009, to June 30, 2010.**
- H. Approval of Amendment No. 2 to an Intergovernmental Agreement (Contract No. DE070366-001) between the Arizona Department of Economic Security and Gila County d/b/a Gila Employment and Special Training (GEST) to decrease the budget amount of \$71,881.20 to \$71,880 (\$35,940 RSA and \$35,940 GEST) and to revise the Special Terms and Conditions section of the contract.**

- I. Approval of Amendment No. 4 to an Intergovernmental Agreement (Contract No. HG752219) between Gila County and the Arizona Department of Health Services to reflect a decrease of \$10,031 in the annual total, due to a reduction in the number of complaint investigations required, and to revise the Scope of Work section of the contract of which said contract provides Proposition 201 Smoke-Free Arizona Act services.**
- J. Approval of an Intergovernmental Agreement (Contract No. HG060003) between the Gila County Division of Health and Community Services and the Arizona Department of Health Services/Bureau of Tobacco & Chronic Disease to continue providing services under Gila County's Tobacco-Free Environments Program for the period July 1, 2009, through June 30, 2014.**
- K. Approval of the modified 2-year WIA (Workforce Investment Act) Local Plan for the Gila-Pinal Workforce Investment Area for Program Year 2009 to describe the use of additional funds provided by the American Recovery and Reinvestment Act of 2009.**
- L. Approval of Amendment No. 4 to an Intergovernmental Agreement (Contract No. HG861141) between the Gila County Health Department and the Arizona Department of Health Services which reflects a revision to the Price Sheet section of the contract for the period October 1, 2009, through September 30, 2010 for an overall increase of \$24,078 to continue providing services under Gila County's WIC (Women, Infants and Children) Program.**
- M. Approval of an Intergovernmental Agreement between Gila County REPAC (Re-employment and Placement Assistance Center) and the Arizona Department of Economic Security to co-locate Gila County REPAC staff within Arizona Department of Economic Security's Employment Administration office locations (Safford and Lake Havasu) to provide integrated employment and training services in accordance with the Workforce Investment Act, for the period July 1, 2009, to June 30, 2014.**
- N. Approval of an Intergovernmental Agreement (Contract No. DE101045) between Gila County and the Arizona Department of Economic Security to provide Workforce Investment Act services to eligible Youth, Adults, and Dislocated Workers within the Gila-Pinal Workforce Investment Area for Program Year 2009 (April 1, 2009, to June 30, 2012) with a contract maximum for all services provided in the amount of \$1,637,968.**
- O. Approval for the Board of Supervisors to accept two applications for the transfer of a water utility franchise, as follows: Tonto Creek**

Estates Water System to Tonto Creek Utility Company (Pam Fisher-Applicant), and Tonto Creek Utility Company to Tonto Creek Water Company (Jim Rea-Applicant)

- P. Approval and authorization for the Gila County Racing Committee to reschedule the annual Horse Racing Meet at the Gila County Fairgrounds from October 3-4 and 10-11, 2009, to the weekends of September 26-27 and October 3-4, 2009.**
- Q. Approval of Addendum No. 2 to Cable One Commercial Services Agreement between Gila County and Cable One, Inc. to provide an additional 3 MBS of bandwidth to the 7Mbs of service and the addition of 8 static IP addresses for an additional \$600 per month for a total of \$2,915 per month. This cost is pro-rated between fifteen different departments according to usage.**
- R. Approval of Amendment No. 13 to an Intergovernmental Agreement (Contract No. E6306015) between Gila County Community Action Program and the Arizona Department of Economic Security to provide client services to the qualifying residents of Gila County for FY2010.**
- S. Approval of July 7, 2009, BOS meeting minutes.**
- T. Approval of the June 2009 monthly departmental activity reports submitted by the Globe Regional Justice of the Peace and Recorder.**
- U. Approval of the personnel reports/actions for the week of July 20, 2009.**

Temporary Hire to County Service:

1. Deborah Stewart - Health and Community Services – Administrative Clerk – 07-13-09 – WIA Stimulus Fund

Departmental Transfers:

2. Mary Lee – Community Development – From Building Safety Assistant – To Building Safety Assistant Senior – 08-29-09 – General Fund
3. Billy Williams – Public Works/Recycling and Landfill Management – From Solid Waste Operator Worker Senior – To Solid Waste Operator Supervisor
4. James Parker – County Attorney – From Deputy Attorney – To Deputy Attorney Senior – 07-20-09 – Drug Prosecution Grant Fund

End Probationary Period:

5. John Jackson – Public Works/Consolidated Roads – Road Maintenance/Equipment Operator – 07-20-09 – Public Works Fund
6. Michelle Norton – Probation – Juvenile Detention Officer – 07-20-09 – General Fund
7. Kimberly Salcido – Probation – Juvenile Detention Officer – 08-03-09 – General Fund

Position Review:

8. James Parker – County Attorney – Deputy Attorney – 07-01-09 – Drug Prosecution Recovery Act Fund – Correction in hours from previously submitted payroll authorization from 19 hours per week – To 40 hours per week
9. Christopher Powell – Constituent Services II – Temporary Laborer – 07-13-09 – General Fund – Extending employment by one week

SHERIFF’S PERSONNEL ACTION ITEMS

Departures from County Service:

10. Frank Stemm - Sheriff's Office/Globe – Detention Officer – 07-13-09 – General Fund – DOH 12-24-07 - Terminated

End Probationary Period:

11. William Carlson - Sheriff's Office/Payson - Detention Officer Lt. – 07-20-09 – General Fund
12. Richard Corso - Sheriff's Office/Globe – Deputy Sheriff – 07-20-09 – General Fund
13. Thor Nudson - Sheriff's Office/Globe – Deputy Sheriff – 07-20-09 – General Fund
14. Cynthia Reid - Sheriff's Office/Globe - Detention Officer – 07-20-09 – General Fund
15. Clarence Rice - Sheriff's Office/Globe - Detention Officer Part Time – 07-20-09 – General Fund
16. Justin Solberg - Sheriff's Office/Globe - Detention Officer Lt. – 07-20-09 – General Fund
17. James Tucker - Sheriff's Office/Payson - Detention Officer – 07-20-09 – General Fund

Position Review:

18. Christopher McGroarty - Sheriff's Office/Globe – Deputy Sheriff – 07-20-09 – General Fund – From Deputy Sheriff Recruit Position Control Number – To Deputy Sheriff Position Control Number

V. Approval of finance reports/demands/transfers for the week of July 20, 2009.

\$944,244.37 was disbursed for County expenses by check numbers 219323 through 219469. **(An itemized list of disbursements is permanently on file in the Board of Supervisors’ Office.)**

Upon motion by Supervisor Pastor, seconded by Vice-Chairman Martin, the Board unanimously approved consent agenda items 8A-8V. Supervisor Pastor stated that in reference to consent agenda item 8N, he wanted to personally thank Barbara Valencia, WIA Program Director, for making it possible for him to employ 9 youth during the summer program because of the program funding provided by the WIA.

Item 9 - CALL TO THE PUBLIC: Call to the Public is held for public benefit to allow individuals to address issue(s) within the Board's jurisdiction. Board members may not discuss items that are not specifically identified on the agenda. Therefore, pursuant to Arizona Revised Statute §38-431.01(G), action taken as a result of public comment will be limited to directing staff to study the matter, responding to criticism, or scheduling the matter for further discussion and decision at a future date.

Supervisor Pastor stated that this morning he received a fax from Congressman Ed Pastor concerning some language that was requested last week regarding the Job Corps. He just wanted to make the Board aware of the assistance provided by Congressman Pastor.

Supervisor Pastor also requested that Vice-Chairman Martin thank Ray Pugel for all of the information he provided to Supervisor Pastor on northern Gila County water issues.

Item 10 - 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 Steve Besich, County Manager/Clerk, presented information on current events.

There being no further business to come before the Board of Supervisors, Chairman Dawson adjourned the meeting at 11:15 a.m.

APPROVED:

Shirley L. Dawson, Chairman

ATTEST:

Steven L. Besich, County Manager/Clerk