

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

Date: October 13, 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; Steve Stratton, Public Works Division Director, Marilyn Brewer, Deputy Clerk; and June Ava Florescue, 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. Supervisor Pastor led the Pledge of Allegiance and Deacon Ed Peace of the Star Valley Baptist Church delivered the invocation.

Item 2 - Public Hearing - Information/Discussion/Action to adopt Resolution No. 09-10-02 approving Planning and Zoning Case No. Z-09-02, a request for a change in zoning from R1-D7 to M1 for tax parcel numbers 207-07-004 and 207-07-005A and a change in zoning from R1-D8 and TR to M1 for tax parcel number 207-23-011G, said parcels being 3 contiguous properties of approximately 25.44 acres owned by Gila County, located due east of the Cobre Valley Community Hospital near Claypool, Arizona, and are intended for future Gila County offices, equipment and material storage and vehicle repair buildings.

Bob Gould, Community Development Division Director, stated that Gila County owns approximately 25 acres of undeveloped land that is located due east of the Cobre Valley Community Hospital. There are floodways and floodplains that traverse through the property. A drainage system running east and west on the site has been improved by the County to contain flood waters. There is also a major gas line that runs parallel with the east/west drainage system. The area for the gas line has been secluded from the rest of the property by a fence and signage to make sure the location is known. A second drainage system runs east and west along the northern boundary to the site. The road

(Russell Road/Michigan Avenue) has retaining walls all along the roadway to take the drainage to the west. There are 3 drainage areas affecting this site. The Russell Gulch runs north to south along and through the western part of the site. A second drainage area runs east to west along the northern boundary and the third runs east to west. The site is impacted by both the floodway and the 100-year floodplain. The County is structuring appropriate facilities to mitigate the potential impact to structures. A citizen participation meeting was held for all property owners within 300 feet of the proposed rezoning and one neighboring property owner who attended voiced a concern that the streets in the area were not developed for the intended use that was being proposed. The Planning and Zoning Commission also held a hearing on September 24, 2009, at which time several citizens voiced similar concerns. Mr. Gould believes that all of the concerns were addressed to the satisfaction of those in attendance. The Planning and Zoning Commission recommended that the Board approve the rezoning request with no reversionary clause, but with the following 4 conditions: 1) a 6-foot fence or solid walls shall be constructed along the north and east side of the subject site to buffer sound, dust and commercial-type land use activities from the residential areas; 2) paved access ways and parking spaces shall be constructed for dust control and handicap access in inclement weather; 3) directional signs to the site shall be placed near the intersection of Hospital Drive and Russell Road to keep traffic off the neighborhood streets; and 4) shop garage, fuel areas and vehicle storage shall be screened from public view. Mr. Stratton clarified that the wall will be constructed by Russell Road when the road is improved; otherwise, if it is constructed now, it would have to be torn out when the road is widened to put in a turn bay. Supervisor Pastor stated that he understood that a septic system was being installed, and he inquired about future plans of the Freeport MacMoRan Copper and Gold, Miami Operations, to construct a wastewater treatment plant on the other side of the highway and he was concerned about future tie-ins. Mr. Stratton stated that the County's project will be completed before the new sewage treatment plant is installed. He stated that discussions were also held with BHP Copper Inc. when the County purchased the property and that company has a septic system in the Little Acres area that it desires to put on sewage treatment and at that time the County will partner with BHP Copper Inc. It would require a lift station to go through the creek, Russell Gulch, and tie in over by the hospital. Supervisor Pastor inquired whether the County is going to do any pre-planning such as putting in lead lines. Mr. Stratton replied that the County has looked at locations for 2 of its septic systems. Two of the buildings will use a joint septic system and they will be accessible to sewer in the future. Supervisor Pastor also inquired about the disposal of mature mesquite trees that will have to be removed and if there was a possibility of replanting them elsewhere. Mr. Stratton stated that if there is an organization that would like to work with the County in obtaining those trees, the County would be willing to work with them. The Board and Mr. Stratton also discussed the confusion with the road signage near the area of the hospital. At this time Chairman Dawson opened the public hearing and

called for public comment; none was received. Chairman Dawson closed the public hearing and entertained a motion. Upon motion by Vice-Chairman Martin, seconded by Supervisor Pastor, the Board unanimously adopted Resolution No. 09-10-02 approving Planning and Zoning Case No. Z-09-02, a request for a change in zoning from R1-D7 to M1 for tax parcel numbers 207-07-004 and 207-07-005A and a change in zoning from R1-D8 and TR to M1 for tax parcel number 207-23-011G, said parcels being 3 contiguous properties of approximately 25.44 acres owned by Gila County, located due east of the Cobre Valley Community Hospital near Claypool, Arizona, and are intended for future Gila County offices, equipment and material storage and vehicle repair buildings. **(A copy of the Resolution and the Staff Report are permanently on file in the Board of Supervisors' Office.)**

The Board skipped agenda item number 3 at this time to await the arrival of Darde DeRoulhac, Gila County Floodplain Engineer, who was tied up in traffic. The Board addressed agenda item number 4.

Item 4 – Information/Discussion/Action to approve the addition of staff to assist with the implementation and administration of the pandemic H1N1 vaccine to County residents. This is to include the creation of a Public Health Nursing Registry, to H1N1 planners and H1N1 educators.

Jendean Sartain, Deputy Director of the Health and Community Services Division, stated that the County is receiving additional funding in the amount of \$147,549.71 to assist with the implementation and administration of the pandemic H1N1 vaccine to County residents. The funds will be used to hire 4 temporary employees—2 planners and 2 health educators to assist in the program. An additional \$150,000 will be received by the County for phase 3, which will be implementation and delivery of the vaccine. The Health Department would like to create a temporary public health nursing registry to help provide services in the clinics. Meetings have already been held with nurses within the communities of Payson and Globe. Letters have been mailed out to all nurses, LPNs and advanced practice nurses in the County and a good response has been received from many willing to join the registry and assist. Upon inquiry by Chairman Dawson, Matthew Bolinger, Director of Emergency Management Operations and Health Preparedness, stated that there are 22 confirmed cases of the H1N1 virus in Gila County including San Carlos; however, the case count is only from those confirmed cases of people that are hospitalized and there are quite a few non-confirmed cases within the County as well. There have also been 2 deaths. Upon motion by Supervisor Pastor, seconded by Vice-Chairman Martin, the Board unanimously approved the addition of staff to assist with the implementation and administration of the pandemic H1N1 vaccine to County residents, including the creation of a Public Health Nursing Registry, to H1N1 planners and H1N1 educators.

The Board now addressed agenda item number 3 as Mr. DeRoulhac had arrived.

Item 3 - Motion to convene as the Gila County Flood Control District Board of Directors. Information/Discussion/Action to consider a floodplain variance request submitted by Robert and Francie Phillips for parcel number 201-14-017 located in Tonto Basin.

This item was tabled at last week's meeting to allow Robert and Francie Phillips time to provide the County with the necessary paperwork in order for the Board to hold a hearing on the floodplain variance request. Steve Sanders, Public Works Division Deputy Director, stated that the County had now received all the paperwork provided by the Phillips, which he in turn provided to the Board. Included in the information was a letter from a surveyor stating that the property needs to fill 5 feet to the basic flood elevation. Mobile homes need to be a foot above that so it would need to be elevated 6 feet from the bottom of the frame of the mobile home and that would be using the concrete slab where the garage is now located as an elevation on which to build. He provided the Board with aerial photos showing Tonto Creek and the vicinity of the property. The property is just south of what is called the Store Crossing. He stated that the County still advised against granting the variance based on the recommendations and reasons provided at the last meeting. The elevation requirement can be met by various methods such as pouring a stem wall with flood vents or bringing in fill dirt to raise the mobile home to meet the requirements. Robert Phillips addressed the Board and stated that when he purchased the property in 1988, it was not located in the flood zone or floodplain and now the County is requiring that his mobile home be raised up to 8 feet. He also provided photos to the Board showing that his mobile home is the last one in a whole area of mobile homes and believes that his trailer is not a problem for anyone nor would it cause any problems for anyone behind them. In reviewing the photos, Mr. Phillips noted to the Board that every mobile home in that area is no more than 2 feet off the ground, including his own old mobile home that has since been removed to provide space for the new mobile home. He stated that for the County to require his mobile home to be 8 feet high is completely redundant, plus it would create a lot of problems just to reach it as "climbing up 8 feet every day would be crazy and terrible and there's not a problem with it being down low." Mr. Phillips stated that the trailer has been there since 1988 and there's never been any water from flooding around it or that has reached the footing. He stated that people from FEMA (Federal Emergency Management Agency) have never been in the Tonto Creek area; however, they are dictating their requirements to Gila County. "It's not right; it's not fair or anything else." Mrs. Phillips showed the Board other photos including photos marked to show how high the requirements for the bottom of the mobile home would be, which would make it higher than their truck. Mr. Phillips stated that their desire is to place the mobile home in an area that is 30 feet from the garage. He pointed out in photos that in the event of a flood,

the other mobile homes in front of him would block all the water coming toward his home. Chairman Dawson advised Mr. Phillips of the fact that Tonto Creek continues to change its course since Roosevelt Dam was raised. The County has objected to the problems this has created to no avail. She stated that there is concern for the residents of Tonto Basin and “you can’t tell us because we can’t tell you how it’s going to change its course.” Mr. Phillips stated that he has been on this particular property for 22 years and during 3 large floods the water has never reached his property. Mr. Sanders advised that FEMA has been on site and conducted a detailed study of the area in 2005 and this property has been in an established floodplain area since 1985, which he pointed out on the FEMA map; however, there were not detailed elevations on the map at that time as there is now which shows the exact elevations. Steve Stratton, Public Works Division Director, stated that he believes there are other ramifications from FEMA involving the County and for other property owners. He requested clarification on that information from Darde DeRoulhac, Gila County Floodplain Engineer. Mr. DeRoulhac stated that FEMA, in reference to its national flood insurance program, has outlined the responsibility of the County as a participating community. There are penalties associated with granting variances. Obviously the County needs to be mindful of the safety of its residents, but if too many variances are granted, there is a possibility that FEMA could decide that the County is not enforcing the regulations as required and could place the County on probation. The immediate consequence of that would be to add a surcharge on the flood insurance premium of everyone in the County. If it is more severe, the County could be placed on suspension, which would mean that no flood insurance would be available for anyone purchasing homes in the floodplain. He stated that an audit of the County, known as a community assistance visit, has just been conducted by FEMA and the State of Arizona in which the County’s records have been spot-checked in the field development that is going on within floodplains. FEMA tracks these issues and the County is accountable for its decisions and those are things that must be considered in granting a variance. Mr. DeRoulhac also stated that the County ordinance states that a variance should be based on a characteristic unique to the property and shared by adjacent parcels and should not be personal in nature. He also advised that the flood insurance cost on a structure built lower than required increases dramatically, so if Mr. Phillips or a subsequent owner of the property goes to buy flood insurance, it would be very expensive. He stated that the County has discussed with the Phillips the possibility of bringing in fill dirt as well as other methods to reduce the number of steps and the County is willing to work with the Phillips. Mr. DeRoulhac also stated that the County is concerned that if a flood occurs in that area and the home is allowed to be built below the floodplain level, the rescue attempts would be required at public expense and would be a risk to County personnel; whereas, if the home is high enough, the Phillips could perhaps weather out a flood and wait until the water subsides. Mr. Phillips stated that the cost of bringing in adequate fill dirt is astronomical and it would cost him approximately \$38,000, which would be cost prohibitive.

The mobile home he purchased cost \$40,000 and they hunted a long time to locate a repossessed newer mobile home. He stated that this newer mobile home was purchased so they could retire on this property and now it's going to be too expensive to accommodate these FEMA requirements and they will be unable to afford same. All he was requesting was to replace the old mobile home and "to follow all the requirements would wipe us out...I know that's personal and doesn't really matter, but it does to us. I could pay the higher insurance premium easier than I could afford \$38,000 to raise it up to the required height." He requested that the Board please consider the variance request. Supervisor Pastor stated that he is the supervisory representative for that area and that he understands the Phillips' concern; however, he also has to look at the overall effects if a variance is granted. If the Board grants 1 variance, it will have to grant 2 or 3 more and it would be a continuing process. There are very serious flooding problems in that area and he stated, "I put a lot of weight into our staff going out and evaluating the problems and I think our staff has done a good job." Supervisor Pastor has personally reviewed the areas where past rescue efforts have been required and the County runs a risk of the rescue people also endangering their lives. In reviewing the floods in the Tonto Creek area, Supervisor Pastor stated that it has grown and spread and "I have to support staff and their recommendations to us simply because there are hundreds of people living in that area and this is an ongoing problem." He stated that it may not rain for 5 years and the Tonto Creek may not run for 5 years; however, when it does run, it creates a lot of problems for the County. "I don't think I would be doing you any justice by granting a variance to you and then have the next group of people make the same request and have to deny them. These rules and ordinances were established to protect the taxpayers as well as the County. I think the staff has considered your concerns and I think the recommendations are fair ones." Mr. Phillips stated that if the Board had his property and had lived on it for 22 years and was just going to replace the mobile home and was told that it would have to be built up 8 feet in that air, "you would not consider it as being fair." He stated, "The cost would be a major burden and 8 feet high is past being protective. It's ridiculous." He stated that the neighboring trailers are 60 feet long and if they were to flood and start moving, his property being 8 feet up in the air would be right in the way. He felt that having his home 8 feet up in the air would not protect anything. Chairman Dawson stated that County staff has agreed to work with the Phillips through this process by giving them ideas on how to proceed in the least expensive manner. Mr. Stratton stated that it has been a practice in the Public Works Division to do the best it can for the people with the least amount of damage while enforcing FEMA regulations that the County has to abide by as the staff has no choice in the matter. He stated, "We wish no harm on anyone and we will do the very best we can to be the least invasive if anything." Mr. Sanders stated that Mr. Bolinger had just explained the mitigation process to him for areas in the floodplain. He advised, "It may be very beneficial if this is cost prohibitive and the Phillips can't use the property now that they should talk to Mr. Bolinger about alternative solutions and remedies." Chairman

Dawson stated that the Board understands Mr. Phillips' problems and hopefully the staff can work with the Phillips to mitigate this in the best way possible. Vice-Chairman Martin stated that she is always conflicted about these types of issues. She stated that not only is the Tonto Creek changing, but it is also A-grading—the creek is coming up to meet them. She stated, “The fact that it hasn't flooded to this point doesn't mean that it's not going to flood because it is going to flood.” She believes the County needs to be taking a long-term view on this issue. She stated, “We need to move folks out of there and up on the benches back behind, helping them replace their homesteads up there and getting them out of the creek. I believe it is asinine to have a trailer up 8 feet, but I also know that it's going to flood. The County can't jeopardize everyone else's ability to get flood insurance.” She believes the only way out of this situation over the long term is to trade that land for Forest Service land that is up on the benches and move these people up to that location. She advised, “It is one of those no win situations that the County is in the middle of and it started when the dam was raised. Every creek flowing into that lake is doing the same thing by A-grading and there's nothing that can be done to stop it including dredging it.” She also did not feel the Board should grant the variance; however, she acknowledged the burden being placed on the Phillips as well as other people who live along the Tonto Creek. Mr. Phillips stated that he did not believe raising the dam was changing the Tonto Creek because the Creek is still running straight down into the lake (Roosevelt Lake) and that part of the creek has not changed. Chairman Dawson stated that Tonto Creek runs downward; however, the silt is building back up and there are numerous photos available to show same. She stated that the design for the addition to the Roosevelt Dam by the Army Corps of Engineers has caused the silt in the Creek to come back up, building up and A-grading and the Creek is now no longer in the bed it was in 20 years ago. It continues to change its course and every time there is a flood it changes more and cuts more toward where the Phillips are located. Upon motion by Supervisor Pastor, seconded by Vice-Chairman Martin, the Board unanimously accepted floodplain recommendations as submitted by County staff and denied the variance request made by Robert and Francie Phillips. Chairman Dawson advised that the Board would reconvene as the Board of Supervisors.

Item 5 – Information/Discussion/Action to approve a Mobile Food Vendor Application form that will be used for those interested in submitting applications to sell food and beverages at the following County locations: Payson Courthouse Complex, Payson Administration Complex, Buckhead Mesa Landfill, Globe Courthouse Complex, Globe Health and Community Services Complex, and Russell Gulch Landfill.

Steve Stratton, Public Works Division Director, stated that quite some time back, the Board requested that he submit a policy for use by mobile food vendors. There are some health codes that the vendors will be required to follow and a draft application and schedule were also presented. He noted that

one facility was inadvertently left off of the County locations and requested that the location of allowing a mobile vendor at the Sheriff's Office also be included. He stated that one of the reasons for the form is so the County can know where the vendor will be parked and to protect the County from certain liabilities and to meet the County's code requirements. Supervisor Pastor inquired about the requirement of a monthly schedule being submitted by the vendor as he believes that would be too labor intensive for both the County and the vendor. He suggested that scheduling be done on a quarterly basis. Mr. Stratton stated that this is a new area for the County and the concern is that the County may "meet problems on either our side or their side and need to adjust things." He requested that the monthly request continue and then if everything goes fine, the schedule requirement could be changed to quarterly or semi-annually. Supervisor Pastor also inquired about the parking area being moved to the right of the Courthouse because in the past the vendors have been parking over on the 4-Amigos lot (left of the Courthouse). Mr. Stratton stated that the vendor has actually been parking in the church parking lot. Chairman Dawson stated they were parking there because the County wouldn't allow them to park on County property. Mr. Stratton stated that he has no problem with the vendors parking either on the County's property (4-Amigos lot) or to the right of the Courthouse in the far parking lot. Supervisor Pastor wanted to ensure that the parking to the right of the Courthouse would not require that the vendor be parked on the decline as was noted on the maps Mr. Stratton provided. Mr. Stratton advised that the vendor could park on the flat area next to the wall of the parking lot. Vice-Chairman Martin wanted to ensure that all vendor parking areas not impede the flow of traffic; that they be handy, but out of the main road areas. Mr. Stratton stated, "One of the things that I would ask that isn't in this document, but the Board has the ability to do, is give me the administrative authority to move it to where it is convenient for not only the vendor, but our employees and to keep the flow of traffic going. I'm sure there are going to be changes as we go along." Vice-Chairman Martin stated that she would like to give Mr. Stratton that authority because it will not be known until this gets started as to where the most convenient locations will be. Mr. Stratton stated that he is requesting that authority so he can solve the problems immediately rather than having to come back to the Board. Vice-Chairman Martin also inquired if the County has a way to cancel these applications if needed for any reason. Mr. Stratton replied that the County does have that capability and at the beginning of this process the vendors will only be scheduled for a month at a time. After that period the County would just not renew the schedule for the next month. Upon motion by Vice-Chairman Martin, seconded by Supervisor Pastor, the Board approved a Mobile Food Vendor Application form that will be used for those interested in submitting applications to sell food and beverages at the following County locations: Sheriff's Office, Payson Courthouse Complex, Payson Administration Complex, Buckhead Mesa Landfill, Globe Courthouse Complex, Globe Health and Community Services Complex, and Russell Gulch Landfill.

Item 6 - Information/Discussion/Action to authorize the advertisement of Request for Qualifications No. 100109 for a vendor to rent County space to provide automated vending machine services at several County facility locations in Globe and Payson.

Mr. Stratton stated that this item only pertains to automated vending machines on County property and it was determined several years ago that the County was subsidizing those vending machines by providing space, electricity and housekeeping, which is illegal because it is a gift of public funds. At that time, Mr. Stratton approached the Board and requested that those spaces be rented out. That process has worked well and the current vendor is Swire Coca Cola USA out of Flagstaff which also has a vendor out of Safford to assist. He did not know who the next vendor will be; however, the County will be renting the space by the square foot and depending on the size and type of vending machine, there will be a minimum fee charged. A discussion was also held with regard to placing a vending machine on the first floor of the Courthouse for the benefit of those waiting for hearings in the Justice Court. Mr. Stratton stated that the County will have the ability to request that the winning vendor put a machine there if they believe it has the ability to make a profit in that area and he believes it would be profitable. Upon motion by Supervisor Pastor, seconded by Vice-Chairman Martin, the Board authorized the advertisement of Request for Qualifications No. 100109 for a vendor to rent County space to provide automated vending machine services at several County facility locations in Globe and Payson.

Item 7 - Information/Discussion/Action to authorize the advertisement of Request for Qualifications No. 090309 for a vendor to rent County space to provide a food and beverage kiosk at the Gila County Courthouse in Globe and Payson.

Mr. Stratton stated that the owner of the current coffee shop has opted not to renew her contract so this is a request to advertise for another vendor. Supervisor Pastor stated that he appreciated the service provided in the Courthouse lobby; however, he believes that the lobby looks more professional without a kiosk and if there are going to be outside vendors and vending machines he did not see the need for another kiosk. Chairman Dawson agreed with Supervisor Pastor stating that in her opinion the area looked cluttered with the kiosk and she believes it would be more beneficial for the people to support local outside businesses that pay taxes. Vice-Chairman Martin inquired if a quick survey of the employees in the Courthouse had been done to get their input or if there would be a better place to locate the kiosk. She also agreed that it looks more professional without the kiosk on the second floor. Mr. Stratton stated that his department received several inquiries which is the reason he addressed this issue with the Board. Chairman Dawson stated that her preference would be to allow mobile vendors on County property and leave the kiosk out of the front hall unless the Board hears back from a lot of

employees requesting same. She stated that during elections there was also a concern as to whether political activities were going on within the 75 foot requirement because of discussions at the kiosk. Chairman Dawson recommended that this item be tabled and if a lot of requests were received, it could be advertised later, to which the Board agreed. Upon motion by Supervisor Pastor, seconded by Vice-Chairman Martin, the Board unanimously tabled the authorization to advertise Request for Qualifications No. 090309 for a vendor to rent County space to provide a food and beverage kiosk at the Gila County Courthouse in Globe and Payson.

Item 8 - Information/Discussion/Action to award Request for Sealed Bids No. 090109-1 for the Public Works Complex Subgrade Preparation Phase at the new Public Works location.

Mr. Stratton stated that this is the same site as the one approved by the Board for rezoning in an earlier agenda item. He stated that the Board previously approved advertising for sealed bids on this project, which will include moving 22,000 to 23,000 yards of fill dirt, some cut and installing approximately 280 lineal feet of culvert pipe. Six bids were received and 1 bid was turned away because it arrived after the bid opening began. Mr. Stratton stated that the low bid was submitted by DJ's Companies, Inc., a local contractor, in the amount of \$197,000, which was \$50,000 below his projection and little bit more below the engineer's projection. He recommended that the bid be awarded to DJ's Companies, Inc. Upon inquiry by Supervisor Pastor as to the start date, Mr. Stratton replied that the project would begin within 3 weeks after the bid is awarded because the successful bidder has to complete and submit a storm water prevention plan to the Arizona Department of Environmental Quality prior to starting the actual work. Upon motion by Vice-Chairman Martin, seconded by Supervisor Pastor, the Board unanimously awarded Request for Sealed Bids No. 090109-1 for the Public Works Complex Subgrade Preparation Phase at the new Public Works location to DJ's Companies, Inc. in the amount of \$197,000.00.

Item 9 - Information/Discussion/Action authorizing the Emergency Management Division to apply to the Federal Emergency Management Agency (FEMA) requesting funds from the FEMA Repetitive Flood Claim Program and requiring no County monetary match in order to acquire a flood-prone property within the Tonto Basin area so the County can remove the flood-damaged building from the property and manage the land as open space.

Matthew Bolinger, Director of Emergency Management Operations and Health Preparedness, stated that this is a 100% grant and because it is repetitive, the County may be able to bypass the 75%/25% cash match requirement. He thanked Mr. Stratton, Mr. Sanders and Mr. DeRoulhac for working with him to gather a lot of information required for this request. Upon motion by

Supervisor Pastor, seconded by Vice-Chairman Martin, the Board unanimously authorized the Emergency Management Division to apply to the Federal Emergency Management Agency (FEMA) requesting funds from the FEMA Repetitive Flood Claim Program and requiring no County monetary match in order to acquire a flood-prone property within the Tonto Basin area so the County can remove the flood-damaged building from the property and manage the land as open space.

Item 10 - CONSENT AGENDA ACTION ITEMS:

- A. Authorization to re-advertise Request for Sealed Bids No. 070109-1 as Request for Bids No. 070109-2 for the construction of the new Gila County Jail Women's Dormitory in Globe. The original bids were rejected by the Board and changes have been made in the bid packet to reflect a new design and specifications.**
- B. Approval of Modification of Contract/Order No. CMK0L090002 (Modification No. 2) to a contract between Gila County, on behalf of the Gila County Juvenile Detention Center, and the Bureau of Indian Affairs to extend the Period of Performance (POP) from October 1, 2009, through December 31, 2009.**
- C. Approval to adopt Resolution No. 09-10-01 naming a road in Gila County to be called East Horseshoe Springs Road. The Rural Addressing Department has not received any opposition to this road name. (A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**
- D. Approval of an Intergovernmental Agreement for Election Services between Gila County (Elections Department), the Whiteriver Unified School District #20, and the Gila County Superintendent of Schools to provide election operational services for a Special Budget Override Election to be held on November 3, 2009.**
- E. Approval of an Agreement for Election Services between Gila County (Recorder) and the Whiteriver Unified School District #20 to provide election operational services for a Special Budget Override Election to be held on November 3, 2009.**
- F. Approval to appoint Mr. Bill Marshall as the Administrator for the Gila County Specified Enterprise Zone to fill the vacancy created by the resignation of Mr. Chris Martin.**
- G. Approval of the September 2009 monthly departmental activity reports submitted by the Payson and Globe Regional Constables.**

H. Approval of the personnel reports/actions for the week of October 13, 2009.

Hire to County Service:

1. Antonella Campos – Public Fiduciary – Administrative Clerk – 09-19-09 – General Fund – Replacing Kari Hibbert – Position vacant as of 05-22-09
2. Mark Gunn - Public Works/Recycling and Landfill Management – Solid Waste Operations Worker – 10-12-09 - Solid Waste Fund – Replacing Billy Williams

Position Review:

3. LeRoy Bagwell – Probation – From Deputy Probation Officer 1 – To Deputy Probation Officer 2 – 10-12-09 – Adult Probation Services Fees Fund

SHERIFF'S PERSONNEL ACTION ITEMS

Departure from County Service:

4. Rose Ann Henderson - Sheriff's Office/Globe – 911 Dispatcher – 10-05-09 – General Fund – DOH 01-05-09 – Failure to complete probationary period

Position Review:

5. Employees vary - Sheriff's Office/Globe and Payson – Deputy Sheriff – 09-14-09- Grant Fund – This grant funded program is work time scheduled outside Deputies normal work week or on their off time and generally consists of overtime pay

I. Approval of finance reports/demands/transfers for the week of October 13, 2009. (separate handout)

\$602,771.33 was disbursed for County expenses by check numbers 221335 through 221453. **(An itemized list of disbursements is permanently on file in the Board of Supervisors' Office.)**

Upon motion by Vice-Chairman Martin, seconded by Supervisor Pastor, the Board unanimously approved consent agenda items 10A-10I.

Item 11- 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.

There were no requests to speak from the public.

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.

Each Board member and Mr. Stratton, on behalf of Steve Besich, County Manager/Clerk, who is ill, presented information on current events.

There being no further business to come before the Board of Supervisors, Chairman Dawson adjourned the meeting at 11:25 a.m.

APPROVED:

Shirley L. Dawson, Chairman

ATTEST:

Steven L. Besich, County Manager/Clerk