

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

Date: December 15, 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; Marilyn Brewer, Deputy Clerk; and Bryan Chambers, Chief Deputy County Attorney.

At 9:30 a.m. prior to the start of the meeting, Sharon Winters, Director of the Gila County Cycling and Landfill Management Department, and the Arizona Department of Corrections gave a presentation on the front patio of the courthouse regarding the annual joint program of recycling and refurbishing discarded bicycles for distribution to disadvantaged youth in Gila County.

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 Reverend Rula Colvin of St. Paul’s United Methodist Church in Globe delivered the invocation.

Item 2 - Board of Supervisors’ recognition of the efforts made by the Gila County Recycling and Landfill Management Department and the Arizona Department of Corrections on the annual bicycle refurbishing program event.

On behalf of the Board, Chairman Dawson recognized the combined efforts of the Gila County Recycling and Landfill Management Department and the prisoners of the Arizona Department of Corrections (ADOC) on the annual bicycle refurbishing program. She advised that this year she received a letter from the prisoners thanking the County for this program; however, she feels the County should thank the prisoners. Ms. Winters stated that it is once again her honor to present the bikes to be distributed to qualifying needy children this Christmas. Ms. Winters stated that because the work station was

moved to the landfill this year, ADOC allowed her department to hire the inmates that were previously working on the bike program over at the prison. Three inmate bike experts were hired at \$.50/hour to refurbish over 80 bikes using great themes that will be the delight of many deserving children this Christmas. She thanked the Board, the Public Works Division and several individuals for supporting this effort. Chairman Dawson read portions of the letter received from the prisoners. Chairman Dawson also stated that because Ms. Winter's department cannot be a fund-raising organization, she hopes that some local organizations will provide financing to assist in the purchase of parts/paint, etc. needed for refurbishing the bikes. Each Board member thanked Ms. Winters, her staff and the prisoners, who do a phenomenal job refurbishing the bikes and who keep this program going for the children in both northern and southern Gila County.

Item 3 - Public Hearing - Information/Discussion/Action to:

A. Receive a report from the Assessor's Office with regard to verification of petitions pertaining to the establishment of the Whispering Pines Domestic Water Improvement District;

B. Accept a Certification of Verification from the Assessor's Office pertaining to the proposed Whispering Pines Domestic Water Improvement District; and if the statutory requirements have been met for said establishment of the proposed Whispering Pines Domestic Water Improvement District, then

C. Adopt the Order establishing the Whispering Pines Domestic Water Improvement District.

Linda Eastlick, Elections Director, stated that at the Board meeting held on November 17, 2009, in accordance with A.R.S. §48-905, the date for a public hearing was set on the petitions for the establishment of the Whispering Pines Domestic Water Improvement District (WPDWID). A notice of the public hearing was published in the Payson Roundup and the Arizona Silver Belt 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. She then called on Larry Huffer, Chief Appraiser from the Assessor's Office, to present a petition verification report. Mr. Huffer stated that based on the requirement within A.R.S. 48-903(A), the Assessor has verified the ownership of real property of persons who signed the petition for the formation of the WPDWID. Mr. Huffer provided copies of the Certificate of Verification to the Board. 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—112.5 out of 187 signed a petition, or 60.16%. 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 87.52 acres out of 147.27 acres signed a petition, or 59.43%. The petitions met the qualifications on both methodologies. Chairman Dawson opened the public hearing and called for comments from the public; none were received. Steve Besich, County

Manager/Clerk, spoke to some of the organizers of the WPDWID that were present at the meeting in both Globe and Payson about the importance of understanding what it really means to get into the water business and becoming a purveyor of water and all the responsibilities, regulations and heartache associated with same. Mr. Besich stated that having been through a number of organizations, reorganizations and dissolutions of water improvement districts in the past, he urged the members to keep focused on the goal of providing water and not allow personal issues to get in the way. He stated that the WPDWID Board will have a great responsibility to the taxpayers within that district because they will be levying a property tax and appropriating those tax dollars for the operation, maintenance and capital improvements of the water system. He again urged them to focus on the law and the real goal of providing a reliable, dependable water source and delivery system. Chairman Dawson closed the public hearing and entertained a motion. Upon motion by Vice-Chairman Martin, seconded by Supervisor Pastor, the Board unanimously accepted the Certification of Verification from the Assessor's Office and adopted the Order establishing the Whispering Pines Domestic Water Improvement District. **(A copy of the Order is permanently on file in the Board of Supervisors' Office.)**

Item 4 – Information/Discussion regarding access to U.S. Forest Service lands and fees on the Pinal Mountains.

Terry Wheeler, a resident of Globe, stated that he and Tom Hale were present as representatives of the Gila County Cattle Growers Association and he was also representing the Tonto NRC (Natural Resource Conservation District). He spoke of the opportunity for County government to work with the U.S. Forest Service or other agencies to coordinate those agencies' plans with the County's Plan (later clarified as the Land Use and Resource Policy Plan). Mr. Hale provided copies of 2 reports entitled "Coordination Strategies—The Coordination Mandate" and "Coordination Defeats TransTexas Corridor." Mr. Wheeler stated that the County does have a Plan and one section includes "Comments on Citizens Access and Use." He stated that access and use rights are vital to sustaining a multiple use policy. Water rights, mineral claims and grazing allotments are critical components of Gila County's ability to prosper in the future. Similarly, easements, rights-of-way, special use permits and vehicular activity are important rights that must be preserved. The preservation of all access and use rights is vital to the County's economic and cultural viability. Access and use rights are key components of the historic multiple use policy and without these rights a meaningful multiple use policy cannot exist. Preservation of access and use rights requires the County to fulfill a proactive role in the federal land management process. Mr. Besich requested that Mr. Wheeler identify the County Plan that he is referring to for the record. Mr. Wheeler stated that the County's Plan is known as the *Land Use and Resource Policy Plan* (LURPP) and he believes it is a very well prepared Plan. He stated that the Plan was scoped and it contains a lot of public

comments and although it may need some updating, it is still a good Plan. He stated that at the annual NRCDC meeting a couple of months ago, some people from “Stewards of the Range” group spoke about the coordinating management strategy, which is a process that recognizes the power of the local community—the power at the local level, which is not in the individual, but rather in the local community governments. These local governments have the responsibility to protect the local tax base, the value of private property, economic stability, the well being of the school system and then generally the well being of the local community. Mr. Wheeler stated, “We’re the only ones that can do that. The federal government can’t do that for us. We have to do it for ourselves and you folks do a very good job for us.” Mr. Wheeler stated that the County has an opportunity right now through this coordinated strategy process to advise the federal agencies of the County’s Plan and that they must coordinate their plans with the County’s Plan. He gave an example of the TransTexas Corridor (NAFTA Superhighway) that was to come out of Mexico and go through Texas and on to Oklahoma to allow traffic to move from Mexico up to Canada. The people of Texas were opposed to the roads coming through their areas, taking up their land and splitting communities in half. There weren’t going to be any border stops or checks. The people objected; however, the governor of Texas, the U.S. President and the Texas Department of Transportation were in favor of the project and there were billions of dollars behind it as well. Four Texas towns with unpaid mayors got together with the “Stewards of Liberty” which was formerly known as the “Stewards of the Range” and put together what they wanted as their plan. The plan was submitted to the Texas Department of Transportation and they have actually stopped the process. That project is now dead. Mr. Wheeler stated that it is not his desire to stop a transportation process that the U.S. Forest Service is trying to put together. “What we want to do is make sure that it’s going to be useable by us and give us the opportunity to continue with our economic development in this County. And we’re going to keep people on the land so people have the ability to recreate and do the things that this land has afforded us all these years that built these communities. That’s what we want to retain and we can put that in our plan.” He stated that Margaret Byfield, Executive Director of “Stewards of Liberty,” along with Fred Kelly Grant, an experienced attorney, will be at a seminar to be held in Safford on February 20, 2010, to explain the process. Mr. Wheeler wanted the Board to know that the County does have an opportunity to put its Plan on the table and have it accepted so that everyone can move forward. He recommended that everyone get together and continue work on updating the County’s current plan. Chairman Dawson stated that when the Board discussed the LURPP with the Gila County Cattle Growers Association a couple of years ago, it was recommended that the Association work with the Gila County Planning and Zoning Commission to update the LURPP and then make a recommendation to the Board. Chairman Dawson stated that to her knowledge that was the end of any action. Chairman Dawson stated, “I believe the Planning and Zoning Department has been reviewing LURPP and again I’m going to refer you to Planning and Zoning

headed by Bob Gould, Director of the Community Development Division, and we want to work together on this. I totally agree that we need to have access to our public lands...I would encourage you to get with Mr. Gould and we would really like to have an update and a report and work on this.” She also requested that Mr. Wheeler continue to provide the Board with information on the upcoming meeting in Safford. Mr. Wheeler stated that he would provide more information to the Board once the details of the meeting in Safford have been finalized. No action was taken by the Board.

Item 5 – Information/Discussion/Action to adopt Resolution No. 09-12-03 designating Sheriff’s Office volunteers as temporary employees for the purposes of Workers’ Compensation and liability protection.

J. Adam Shepherd, Undersheriff, stated that this item is basically a housekeeping measure. A gentleman, who worked for an agency in Phoenix, was going to do some volunteer work for Gila County. The agency requested a copy of the County’s policy on liability and workers compensation to ensure they would not incur any liability by allowing the gentleman to work for Gila County. It was then determined that the Sheriff’s Office did not have a written policy and although the laws had been complied with and the premiums paid, it had been handled by word of mouth. When the Sheriff’s Office researched the law to write a policy, it was discovered that a Board action is required to authorize volunteers to be on the County’s payroll and to pay the premiums for the liability/workmens compensation. They could not locate a past resolution that had been adopted by the Board regarding same. In discussions with Richard Gaona, Finance Director, he had also been working on a more formalized process in order to keep better track of volunteers. Supervisor Pastor inquired as to the number of volunteers that would be involved. Mr. Shepherd stated that there would be 15 volunteers if the Sheriff’s Office was fully staffed, but currently there are 9. He explained the difference in the 2 categories of reserves versus regular volunteers and noted that one is paid a higher premium because of statutory regulations; however, there will be no increased cost to the County other than what is already being paid. Supervisor Pastor noted the requirement that a list must be maintained of these volunteers and reported to the insurance company. He inquired as to the person who maintains that list and provides the information to the insurance company. Mr. Shepherd stated that the Personnel office at the Sheriff’s Office reports that information to the Finance Department. Richard Gaona, Finance Director, stated that he, in turn, reports that information to the County’s insurance agency. Mr. Besich stated that this process is flexible and subject to the conditions of the day. He doesn’t question requests from the Sheriff’s Office for volunteers to work during a forest fire or emergency because it is not his business, but it is his business to see that the correct names and social security numbers get reported to the County’s insurance provider. He stated that the differences in rates are due to those volunteers who carry a firearm versus someone working as a clerk. It will be up to the elected official to

ensure that those lists of volunteers are updated and provided to Mr. Gaona. He agreed with Mr. Shepherd that this is just a housekeeping measure and is covered in the Insurance Workers Compensation Liability Section on what counties are supposed to do. Chairman Dawson inquired if the County is responsible for the volunteer Red Cross workers that are sometimes intermingled with County workers. Mr. Besich stated that the County is only liable for those volunteers authorized by himself, the Board or by a Department Manager to represent Gila County. Chairman Dawson inquired if it wouldn't be more logical to have the volunteer procedure handled by the Personnel Department and not the Finance Department. Mr. Besich agreed that it should probably be handled by the Personnel Department rather than by the Finance Department. Birdie DeNero, Personnel Director, stated that she and Mr. Gaona already began that discussion. Chairman Dawson stated that she believes it should be handled by the Personnel Department and everyone needs to understand that the volunteers must be listed for liability and workers compensation purposes. Supervisor Pastor inquired if this item covers all County volunteers or just those working with the Sheriff's Office. Mr. Besich stated that this resolution pertains strictly to the Sheriff's Office; however, the County's policy under the Arizona Counties Insurance Pool regulations basically covers all of this. Upon motion by Supervisor Pastor, seconded by Vice-Chairman Martin, the Board unanimously adopted Resolution No. 09-12-03 designating Sheriff's Office volunteers as temporary employees for the purposes of workers compensation and liability protection. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

Item 6 - Information/Discussion/Action to approve a Video Visitation Service Agreement and Addendum to the Agreement between CorrVis, Inc. and the Gila County Sheriff's Office to provide monthly maintenance for the jail video visitation system for the period November 1, 2009, through October 31, 2010.

Jim Eskew, Detention Commander, stated that the Video Visitation Service Agreement is with Nick Temple Sr., who years ago was a senior partner with a company that installed the County jail's present video visitation system. Mr. Temple, the owner of CorrVis, Inc., installs and maintains video visitation systems. He has offered the County this Service Agreement at a savings to the County of \$5,000/year, plus he is also familiar with the County's system. Upon motion by Vice-Chairman Martin, seconded by Supervisor Pastor, the Board unanimously approved a Video Visitation Service Agreement and Addendum to the Agreement between CorrVis, Inc. and the Gila County Sheriff's Office to provide monthly maintenance for the jail video visitation system for the period November 1, 2009, through October 31, 2010.

Item 7 - Information/Discussion/Action to approve an Intergovernmental Agreement between the Gila County Board of Supervisors, the Gila County

Sheriff's Office and the Tonto Apache Tribe for mutual aid in the event of an emergency or disaster for a period of 5 years.

Matthew Bolinger, Director of Emergency Management Operations and Health Preparedness, stated that this is a special Agreement that is unique in that there is a law enforcement component included in the Agreement and the Sheriff's Office put a lot of work into negotiations with the Tonto Apache Tribal attorneys. It represents a tremendous amount of work with the combined efforts of Bryan Chambers, Chief Deputy County Attorney; Sheriff's Office; Tonto Apache Tribe; Tribal attorneys; and the Emergency Services Division staff. Each Board member thanked all of those persons who participated in getting this Agreement completed. Upon motion by Supervisor Pastor, seconded by Vice-Chairman Martin, the Board unanimously approved an Intergovernmental Agreement between the Gila County Board of Supervisors, the Gila County Sheriff's Office and the Tonto Apache Tribe for mutual aid in the event of an emergency or disaster for a period of 5 years.

Item 8 - Information/Discussion/Action to approve Funding Agreement Contract No. 112-10-R between Gila County and the Arizona Department of Housing for owner-occupied housing rehabilitation in the amount of \$329,994.50, which is Community Development Block Grant/American Recovery and Reinvestment Act funds with an emphasis on green building and renewable energy for the period through December 1, 2011.

Chairman Dawson noted for the record that she received a memo yesterday notifying her that the Arizona's Weatherization Assistance Program stated that Gila County was third behind 2 towns in Arizona for the completion of low income weatherization jobs; Pima County was sixth and Maricopa County was 10th. Chairman Dawson stated, "We knew that Malissa Buzan (Housing Services Program Manager) was doing a fantastic job, but this statistically proves it." Everyone applauded the efforts of Ms. Buzan. Ms. Buzan stated that in addition to the information Chairman Dawson discussed, on this agenda item Gila County was singled out and requested to complete the necessary paperwork in order to accept this grant without having applied for it. She also thanked the Board for the support provided to her department. Chairman Dawson stated that her department is doing a great job for the elderly people and people in distress by making their homes more livable and efficient. Ms. Buzan stated that currently these weatherization programs are cutting home energy usage by 30-50%. She also noted that Gabe Eylicio, Housing Rehab Specialist, has done a tremendous job with these weatherization projects. Each Board member thanked Ms. Buzan and her staff for their efforts. Upon motion by Vice-Chairman Martin, seconded by Supervisor Pastor, the Board unanimously approved Funding Agreement Contract No. 112-10-R with the Arizona Department of Housing for owner-occupied housing rehabilitation in the amount of \$329,994.50, which is Community Development Block Grant/American Recovery and Reinvestment

Act funds with an emphasis on green building and renewable energy for the period through December 1, 2011.

Item 9 – Information/Discussion/Action to approve the potential purchase of property located at 5836 S. Russell Road, Globe, Arizona, listed as Assessor’s tax parcel number 207-07-001, in the amount of \$105,000.

Steve Stratton, Public Works Division Director, gave a PowerPoint presentation on the County’s proposed new Public Works Complex, which will include a new Facilities and Sign Shop building. The property referred to in this item had encroached on the County’s property, which ended in a dispute. The property has been appraised at \$110,000 and the County would like to purchase it for \$105,000. It will be used as a parking lot for the Facilities and Sign Shop. To offset the cost of the property (from the bonding funds), the County will reduce the size of another parking lot (to the south) from 80 spaces to 50 and will eliminate the foot bridge that was going to be built over the Water Tank Wash, which is 53 feet wide. Upon inquiry from Chairman Dawson as to the reason the foot bridge is being eliminated, Mr. Stratton stated that it won’t be needed since the Facilities and Sign Shop employees will have a parking lot by their facility and will not have to park in the lower parking lot. Supervisor Pastor inquired if the other party is in agreement with the selling price. Mr. Stratton replied that the party has agreed to sell the property. The property will go into escrow, but will not actually close until the end of January due to a lease agreement that the owner has with an occupant in the house. The County did, however, have this section of land cleared by the subcontractors doing the sub-grade work, which was the immediate need. Upon inquiry from Supervisor Pastor as to the length of time the road will be closed through the area, Mr. Stratton replied that that it would remain closed until sometime in January in order to move yard fill from one side to the other, which will save the County a lot of money. Upon motion by Supervisor Pastor, seconded by Vice-Chairman Martin, the Board unanimously approved the potential purchase of property located at 5836 S. Russell Road, Globe, Arizona, listed as Assessor’s tax parcel number 207-07-001, in the amount of \$105,000.

Item 10 - Information/Discussion/Action to approve a Pre-Annexation Intergovernmental Agreement between Gila County and the City of Globe for regulation of public property within each other’s jurisdictional territory and allowing each to contract for services and enter into agreements with one another for joint or cooperative action pursuant to A.R.S. §11-951, 952.

Mr. Stratton stated that the County has asked the City of Globe to annex this portion of land and this Pre-Annexation Intergovernmental Agreement (IGA) will allow the County to follow its own zoning, building codes and conduct its own inspections. However, the Sheriff’s Office, rather than the Globe Police

Department, will have first response and an office has been added in the Facilities building to house a Sheriff's Deputy, which will add additional security to this area. This IGA will also allow the City of Globe the same opportunity to follow its own building codes and zoning on City of Globe properties that lie outside the corporate city limits such as the Baumgartner Well out in Six Shooter Canyon. Supervisor Pastor inquired if this Pre-Annexation IGA would later become an Annex IGA. Mr. Stratton stated that he felt this IGA was needed prior to the annexation of this piece of property. Upon motion by Vice-Chairman Martin, seconded by Supervisor Pastor, the Board unanimously approved a Pre-Annexation Intergovernmental Agreement with the City of Globe for regulation of public property within each entity's jurisdictional territory and allowing each to contract for services and enter into agreements with one another for joint or cooperative action.

Item 11 - Information/Discussion/Action to award Request for Sealed Bids No. 082509-1 for the Landing Wash Drainage Improvement Project.

Mr. Stratton stated that this requested Board action is for a project advertised for a drainage structure on Mulberry Drive in Tonto Basin called Landing Wash Project. The low bid received from J4 Excavating was missing 6 documents in its bid. After consultation with the County Attorney's Office, it is felt that the bid is incomplete and needs to be rejected. He recommended that the bid be awarded to Intermountain West Civil Contractors, Inc. in the amount of \$57,733.35. Supervisor Pastor inquired if the contractor was notified that he was being disqualified. Mr. Stratton replied that the contractor was not only notified, but the Public Works office also offered to go over the requirements with the contractor for any future bids. The contractor was not happy; however, the documents were incomplete and could not be considered. Upon motion by Supervisor Pastor, seconded by Vice-Chairman Martin, the Board unanimously awarded Request for Sealed Bids No. 082509-1 for the Landing Wash Drainage Improvement Project to Intermountain West Civil Contractors, Inc. in the amount of \$57,733.35.

Item 12 - Information/Discussion/Action to approve the potential purchase of vacant property located on Hope Lane in Globe, listed as Assessor's tax parcel numbers 207-23-010Q, 207-24-107, 207-24-108, 207-24-122, 207-24-123 and 207-24-124 in the amount of \$80,000.

Mr. Stratton gave a PowerPoint presentation on the Russell Gulch landfill area and in particular the parcels adjacent to the landfill. He pointed out the parcels listed above as well as a bad curve in the road that comes into the landfill from Russell Road that goes over Water Tank Wash. These parcels are owned by the Redford family and have been appraised by the County at \$80,000. He stated that the County has an interest in purchasing these parcels for the following reasons: The County would like to realign Water Tank Wash and realign the road to remove the bad curve and when the Road Yard is

moved across Russell Road, this area could become a materials storage area for the Roads Department since the current area being used will eventually become part of the landfill in the near future. He stated that the owners are not real happy with the appraisal because some years ago they paid \$130,000 for the property; however, last week Mr. Stratton received notice that they were willing to accept the County's offer of \$80,000. These parcels will be purchased with HURF (Highway User Revenue Funds) monies and no County General Fund monies will be used. Mr. Stratton also showed the adjoining land that is already owned by the County. Supervisor Pastor inquired about realigning the wash and whether it will involve an expensive process with the Environmental Protection Agency. Mr. Stratton replied that it will be a long, drawn out process with FEMA (Federal Emergency Management Agency). The County will have to do a Letter of Map revision with a lot of hydraulic calculations and readjustments. For the development of this area in the future, the County does need to realign the Water Tank Wash over next to the toe of the hill in order to allow for straightening of the road. Supervisor Pastor inquired if moving the Wash would affect any of the properties that do not belong to the County. Mr. Stratton stated that whatever the County does there would not be any additional flow above the current flow and that is part of the process that the County has to assure will not happen and will allow for better movement of the water when completed. Upon motion by Vice-Chairman Martin, seconded by Supervisor Pastor, the Board unanimously approved the potential purchase of vacant property located on Hope Lane in Globe, listed as Assessor's tax parcel numbers 207-23-010Q, 207-24-107, 207-24-108, 207-24-122, 207-24-123 and 207-24-124 in the amount of \$80,000.

Item 13 - Information/Discussion/Action to adopt Resolution No. 09-12-05 to officially accept the portion of Diane Circle and Tract "B" North of O'Brier Drive as shown on Walnut Glen Subdivision, Official Map No. 514, Gila County Records, Gila County, Arizona, into the Gila County maintained roadway system.

Mr. Stratton stated that the County wants to officially accept this portion of the road as there is a drainage easement in this area that needs to be maintained by the County. All the residents have signed easements for same. Upon motion by Supervisor Pastor, seconded by Vice-Chairman Martin, the Board unanimously adopted Resolution No. 09-12-05 to officially accept the portion of Diane Circle and Tract "B" North of O'Brier Drive as shown on Walnut Glen Subdivision, Official Map No. 514, Gila County Records, Gila County, Arizona, into the Gila County maintained roadway system. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

Item 14 - Information/Discussion/Action to authorize the advertisement of Request for Sealed Bids No. 120109-1 for the purchase of one (1) or more new 2010 full-size, 4-door 4X4 SUV special service vehicles for the Public Works Division, Fleet Department.

Mr. Stratton stated that approval of this agenda item will allow several of the Sheriff's Office SUVs and other vehicles in the County fleet to be replaced. The Fleet Department has the necessary funds for these purchases from rentals and replacement funds paid monthly by the Sheriff's Office and other departments so no funding will be required from the County's General Fund and this will not increase the number of vehicles in the fleet. Upon inquiry from Supervisor Pastor as to disposition of the vehicles being replaced, Mr. Stratton replied that they are usually sold by a company that conducts website vehicle auctions for the County of which that company receives a percentage of the proceeds. He also stated that the number of vehicles purchased will depend on the bids received. This item will then come back to the Board for approval to award the bid to the lowest bidder. The County will be replacing approximately 20 vehicles this year of which the funds have been budgeted. These particular vehicles being replaced will go to the Sheriff's Office Volunteer Search and Rescue and their old vehicles will be auctioned off. Supervisor Pastor also inquired about a new vehicle for the Treasurer's Office and Mr. Besich replied that a replacement is forthcoming. Supervisor Pastor requested that he receive a report showing the current number of vehicles in the fleet, which Mr. Stratton replied that he would provide such report to the Board. Jess Bryant, a local news reporter, inquired whether these vehicles go to the state pool or to the lowest bidder. Mr. Stratton stated that they are awarded to the lowest bidder. He stated that there is a state contract where the County could go for purchasing vehicles, but it would eliminate local bidders and the County prefers that local car dealerships be given the opportunity to bid. Upon motion by Vice-Chairman Martin, seconded by Supervisor Pastor, the Board unanimously authorized the advertisement of Request for Sealed Bids No. 120109-1 for the purchase of one (1) or more new 2010 full-size, 4-door 4X4 SUV special service vehicles for the Public Works Division, Fleet Department.

Item 15 - Information/Discussion/Action to adopt Resolution No. 09-12-04 authorizing the installation of regulatory traffic control devices at the intersection of Lufkin Circle at Lufkin Drive.

Mr. Stratton stated that a traffic warrant study was conducted by Mark Guerena, County Engineer. Some widening was done on Lufkin Circle and it has been recommended that 2 yield signs be placed there, which requires authorization by the Board. Upon motion by Supervisor Pastor, seconded by Vice-Chairman Martin, the Board unanimously adopted Resolution No. 09-12-04 authorizing the installation of regulatory traffic control devices at the intersection of Lufkin Circle at Lufkin Drive. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

Item 16 - Information/Discussion/Action to adopt Resolution No. 09-12-02, amending Rule 23.2, *Holidays*, of the Gila County Merit System Rules

and Policies Handbook, designating the fourth Friday in November as a legal holiday in place of the second Monday in October.

Chairman Dawson stated that this item involves eliminating the Columbus Day holiday and then designating the day after Thanksgiving as a holiday. The State has also adopted the same holiday schedule. Upon motion by Vice-Chairman Martin, seconded by Supervisor Pastor, the Board unanimously adopted Resolution No. 09-12-02, amending Rule 23.2, *Holidays*, of the Gila County Merit System Rules and Policies Handbook, designating the fourth Friday in November as a legal holiday in place of the second Monday in October. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

Item 17 - Approval of a Software License & Service Agreement between Destiny Software, Inc. and Gila County for AgendaQuick, a paperless agenda system, that will be utilized by the Board of Supervisors' Office. The cost of the license use agreement with a 2-day onsite training of Agenda Quick is \$22,245 and the cost of the 12-month software license, maintenance and service fee schedule is \$2,750 for a total cost of \$24,995. (The effective date of the software license, maintenance and service fee schedule will be upon installation of the system.)

Mr. Stratton stated that upon the Board's request, several months ago County staff began looking at paperless agenda systems. Prior to this request officially being presented to the Board, Marian Sheppard, Chief Deputy Clerk, conducted research over the past 6 years on paperless agenda systems and the proposed AgendaQuick system. AgendaQuick seems to be the system that is most compatible with the County's equipment. Mr. Chambers has worked out the Agreement with Destiny Software, Inc. to his satisfaction. Mr. Stratton recommended that the purchase of a license use agreement for AgendaQuick be approved by the Board for a one-time payment of \$22,245, which includes training, and a 1-year Service Agreement at \$2,750/year for a total price of \$24,995. Jacque Griffin, Assistant County Manager/Librarian, stated that upon approval of the Agreement, discussions will begin on implementation and training as everyone who submits agenda items will need to be trained on the process to submit them electronically. Mr. Stratton also reminded the Board that implementation will not be a "quick fix"; it will be a long process in the training as it was when the New World software accounting system was implemented. Chairman Dawson stated, "Vice-Chairman Martin and I have been with the County for 5 years and for 5 years we have wanted to get this paperless agenda going. It's going to get going and we're not going to take a long time. You can drag your feet and you can cry and cuss and everything else or you can get it done and we need to get this done. This has been slow getting to this point and yes there will be kinks in the process, but once you learn how to do it, it functions really well. And I will be one of those yelling about how the heck you get this on the agenda, but we'll get there." Mr. Besich

stated to Chairman Dawson, "You're job is to take things off the agenda." Mr. Stratton stated that his comment was not intended to mean we are going to slow down in any manner, but was said just to make sure the Board knew it was not an overnight fix; however it will be done as expediently as possible. Upon motion by Supervisor Pastor, seconded by Vice-Chairman Martin, the Board unanimously approved a Software License and Service Agreement with Destiny Software, Inc. for AgendaQuick, a paperless agenda system that will be utilized by the Board of Supervisors' Office. The cost of the license use agreement with a 2-day onsite training of Agenda Quick is \$22,245 and the cost of the 12-month software license, maintenance and service fee schedule is \$2,750 for a total cost of \$24,995. (The effective date of the software license, maintenance and service fee schedule will be upon installation of the system.)

Chairman Dawson stated that the Board would not recess at this time, but would finish the agenda items.

Item 18 - CONSENT AGENDA ACTION ITEMS:

- A. Approval to re-advertise Statement of Qualifications No. 100109-01R to provide automated vending machine services to Gila County.**
- B. Approval to reappoint the following individuals to the Gila County Personnel Commission for a 4-year term which will expire on December 31, 2013, as follows: Ophelia James, Tom Moody and Jonathan Barber.**
- C. Approval of Contract No. CMKOL090002 between Gila County, on behalf of the Gila County Detention Center, and the U. S. Department of the Interior, Bureau of Indian Affairs, in the amount of \$21,834 for contracted bed space for juveniles for the period October 1, 2008, through September 30, 2009; approval of Amendment No. 1 to said Contract to increase the Contract amount by \$28,166 (from \$21,834 to \$50,000) for the Contract performance period of March 6, 2009, through September 30, 2009; and approval of Amendment No. 3 to said Contract to increase the contract amount by \$22,245 (from \$50,000 to \$72,245) and to extend the Contract period from January 1, 2010, through September 30, 2010. (Note: Amendment No. 2 to said Contract extending the Contract period from October 1, 2009, through December 31, 2009, was previously approved by the Board on October 13, 2009.)**
- D. Approval to appoint the following as a precinct committeeman for the Gila County Republican Party: Ronald John Baran, Harold George Burruel, Sharon Jonnell Campbell, Norma Lea Fallers, Betty S. Garretson, Vernon L. Garretson, Richard W. Low and Gary Preston Morris.**

- E. Acknowledge the resignation of Rick Werner from the Beaver Valley Fire District Governing Board of Directors and the appointment of Keith Friend to said Board to complete the term of Mr. Werner and acknowledge the resignation of Richard Yeakey from the Houston Mesa Fire District District Governing Board of Directors and the appointment of Randell Earl Norman to said Board to complete the term of Mr. Yeakey.**
- F. Approval of Amendment No. 2 to an Intergovernmental Agreement (Contract No. HG852277) between the Gila County Health and Community Services Division and the Arizona Department of Health Services, which extends the Contract period through December 31, 2010, and replaces a section in the Special Terms and Conditions to continue to provide HIV Prevention Program services to eligible clients.**
- G. Approval of Amendment No. 1 to Contract No. HP961245-003 between the Gila County Health and Community Services Division and the Arizona Department of Health Services, which adds a section in the Special Terms and Conditions, and Scope of Work and replaces the Price Sheet regarding the HRPP/NICP Community Nursing Program.**
- H. Approval of Purchase Order No. EOH33491 for Arizona Contract No. HG854284-0 submitted by the Gila County Health Department to the Arizona Department of Health Services to receive supplemental funding for immunization services as provided for by the American Recovery and Reinvestment Act in the amount of \$11,898 for the period September 1, 2009, through December 31, 2011.**
- I. Approval of Amendment No. 2 to Contract No. DES080000-53 between Gila County GEST (Gila Employment and Special Training) and the Arizona Department of Economic Security/Rehabilitation Services Administration to extend the Contract for the period January 1, 2010, through December 31, 2010, and add a section under Government Procurement.**
- J. Approval to Amendment No. 14 to Intergovernmental Agreement No. E6306015 between Gila County Division of Health and Community Services and the Arizona Department of Economic Security for carry over funding in the amount of \$11,944 to increase the Agreement from \$263,664 to \$275,608 for CAP/Housing Services through June 30, 2010.**
- K. Approval of Amendment No. 1 to a Contract Agreement between Gila County and Manpower to reflect a decrease in square footage and a decrease in costs of square footage from \$819.00/month to**

\$419.75/month at the Pinal County Comprehensive One-Stop Center in Casa Grande.

- L. Approval of Amendment No. 3 to an Intergovernmental Agreement (Contract No. HG854565) between the Gila County Division of Health and Community Services and the Arizona Department of Health Services to decrease the Contract amount by \$6,476 due to a reduction in funding.**
- M. Authorization of the Chairman's signature on a 36-month Lease Agreement with Option to Purchase No. 568211 and a Non-Appropriation of Fund Addendum between the Gila County Superior Court and Great America Leasing Corporation for a Konica Minolta Bizhub C452 copier at a cost of \$352.92/month and a Maintenance Agreement Invoice between the Gila County Superior Court and Interstate Copy Shop at a cost of \$.012/black and white copy and \$.075/color copy for use by the Superior Court Administration, Division 1, Computer Information Systems and defense attorneys, with said Contract to commence upon delivery of the copier.**
- N. Approval of Amendment No. 7 to Contract No. E5345511 between Gila County GEST and the Arizona Department of Economic Security/Rehabilitation Services Administration to extend the Contract for the period January 1, 2010, through June 30, 2010, to continue to provide services to the vocational rehabilitation clients in Gila County.**
- O. Approval of the October 13, 2009 BOE meeting minutes and the November 17, 2009, BOS meeting minutes.**
- P. Approval of the November 2009 monthly departmental activity report submitted by the Globe Regional Constable.**
- Q. Approval of the personnel reports/actions for the weeks of December 8, 2009, and December 15, 2009.**

December 8, 2009:

Departure from County Service:

1. Diana Barrett – Assessors – Property Appraiser III Lead – 12/02/09 – General Fund – DOH 01/29/98 – Resignation
2. Carlos Mejia – County Attorney - Chief Detective – 12/31/09 – General Fund – DOH 05/24/93 – Retirement
3. Pamela Wagner - Health and Community Services – Career and Employment Specialist – 11/19/09 – WIA Fund - Resignation

Hire to County Service:

4. Irene Tewksbury – Clerk of Superior Court – Accounting Clerk Specialist – 11/30/09 – General Fund – Replacing Jolene Meyers

Departmental Transfers:

5. Jolene Myers – Clerk of Superior Court – From Accounting Clerk Specialist – To Court Clerk – 11/30/09 – From General Fund – To Drug Enforcement/Superior Court Fund

End Probationary Period:

6. Kasey Escobedo - Health and Community Services – Community Health Assistant – 12/17/09 - Health Start Program Fund

SHERIFF'S PERSONNEL ACTION ITEMS

Departure from County Service:

7. Dennis Tomerlin – Sheriff's Office - Detention Officer – 11/29/09 - General Fund – DOH 02/04/08 - Resignation

Hire to County Service:

8. Katherine Johnson – Sheriff's Office – Administrative Clerk/Part Time – 11/30/09 – General Fund

December 15, 2009:

End Probationary Period:

1. Tina Reyes – County Attorney – Legal Secretary Senior – 12/22/09 – General Fund

SHERIFF'S PERSONNEL ACTION ITEMS

Departure from County Service:

2. Kathryn Davis - Sheriff's Office – Administrative Clerk – 12/18/09 – General Fund – DOH 04/29/08 - Resignation
3. Mark Kirch - Sheriff's Office - Detention Officer – 12/03/09 – General Fund – DOH 02/28/05 - Terminated for cause

Hire to County Service

4. Arthur Decker - Sheriff's Office - Detention Officer – 12/21/09 – General Fund – Replacing Dennis Tomerlin

R. Approval of finance reports/demands/transfers for the weeks of December 8, 2009, and December 15, 2009. (separate handout)

December 8, 2009:

\$190,075.12 was disbursed for County expenses by check numbers 222813 through 222906.

December 15, 2009:

\$2,761,783.75 was disbursed for County expenses by check numbers 222907 through 223143. **(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 18A-18R.

Item 19 - 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.

Floyd Krank, a resident of Globe, gave the Board an update on the Madera Peak Vista apartment complex and stated that the ground-breaking ceremony was held last Friday. He also thanked the Board for assistance in getting this project going.

Item 20 - 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 Dawson adjourned the meeting at 11:58 a.m.

APPROVED:

Shirley L. Dawson, Chairman

ATTEST:

Steven L. Besich, County Manager/Clerk