BOARD OF SUPERVISORS MINUTES
GILA COUNTY, ARIZONA

Date: May 13, 2014

MICHAEL A. PASTOR Chairman	**MARIAN E. SHEPPARD** Clerk of the Board
TOMMIE C. MARTIN Vice-Chairman	By: Laurie J. Kline Deputy Clerk
JOHN D. MARCANTI Member	Gila County Courthouse Globe, Arizona

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PRESENT: Michael A. Pastor, Chairman; Tommie C. Martin, Vice-Chairman (via ITV); John D. Marcanti, Supervisor; Don E. McDaniel, Jr., County Manager; Bryan B. Chambers, Deputy Attorney Principal; Marian E. Sheppard, Clerk of the Board; and Laurie J. Kline, Deputy Clerk.

Item 1 – CALL TO ORDER - PLEDGE OF ALLEGIANCE

The Gila County Board of Supervisors met in a special session at 10:00 a.m. this date in the Board of Supervisors' hearing room. Eric Mariscal led the Pledge of Allegiance.

Item 2 – REGULAR AGENDA ITEMS:

A. Information/Discussion/Action to approve an Intergovernmental Agreement (Contract No. 042814) between Gila County and Gila Community College District (Provisional) to provide an economic development grant in the amount $84,535 to be used for the site preparation for a cosmetology lab at the Payson Campus of Gila Community College.

Tommie Martin, District 1 Supervisor, stated that the additional information requested by the Board at the May 6th Board meeting with regard to funding the project as stated above has now been provided by the Board of Directors of the Gila Community College (College) and is agreed upon as indicated in the language contained in the Intergovernmental Agreement (IGA) referenced above. The College will provide $60,000 and the Northern Arizona Vocational Institute of Technology (NAVIT) has pledged to fund approximately $160,000 in order to move forward with the site preparation for a cosmetology lab at the Payson Campus of Gila Community College. Vice-Chairman Martin

recommended that the Board of Supervisors approve the economic development grant request.

Chairman Pastor stated for clarification that he has reviewed the IGA with Jeannie Sgroi, Contract Support Specialist, and it is understood by all parties to the IGA that no in-kind services will be provided by the County. Furthermore, if approved, the $84,535 contribution from the County is the extent of its involvement.

Supervisor Marcanti added that the prior concern with regard to this item was having the funds to complete the project. The funding has now been addressed in the aforementioned IGA. Supervisor Marcanti advised that he is comfortable with the County moving forward with this project.

Vice-Chairman Martin made a motion to approve an Intergovernmental Agreement (Contract No. 042814) between Gila County and Gila Community College District (Provisional) to provide an economic development grant in the amount $84,535 to be used for the site preparation for a cosmetology lab at the Payson Campus of Gila Community College.

Chairman Pastor stated that an amended motion was provided to each Board member by Don McDaniel, County Manager. Vice Chairman Martin withdrew her motion and suggested that another Board member make the motion.

Supervisor Marcanti then made a motion to approve an Intergovernmental Agreement (Contract No. 042814) between Gila County and Gila Community College District (GCC) to provide GCC an Economic Development Grant in the amount of $84,535 to be used to fund a contract for site preparation for a cosmetology lab at the Payson Campus which the Board of Supervisors determines will improve or enhance the economic welfare of the inhabitants of Gila County; said grant to be provided from the Natural Resources Fund of the approved County FY 2013-2014 Budget. Vice-Chairman Martin seconded the motion, which was unanimously approved by the Board.

B. Information/Discussion/Action to authorize the advertisement of Invitation for Bids No. 041414 for the purchase of bulk fuel and lubricants to be used by the Gila County Fleet/Fuel Management Department.

Jeff Hessenius, Finance Director, requested that the Board approve the advertisement of the invitation for bids in order to continue to receive fuel and lubricants without a lapse in service as the current contract will expire on June 25, 2014.

Chairman Pastor inquired if the award of the contract for fuel and lubricants would be presented to the Board at its June 24th meeting, and whether there were any changes to the contract. Mr. Hessenius replied that there were some

minor changes to the contract, but there were no material changes to the contract. Chairman Pastor verified that the Oil Price Information Service (OPIS) was present in the contract, to which Mr. Hessenius affirmed that was correct.

Supervisor Marcanti stated that he had requested this item to be placed on this meeting agenda to ensure that there was time to advertise an invitation for bids, as time ran out last year and an invitation for bids was not issued by the County, so the Board extended the current contract for one additional year.

Vice-Chairman Martin commented regarding recent fuel/lubricant spills in Star Valley and Young. She asked, "Who is paying for the cleanup of these spills?" She also inquired if the contract contains language regarding the handling of this type of incident, should it occur in the future. Chairman Pastor replied that the contract does address concerns such as oil spills. He added that all of his questions regarding the details and specifications of the contract were answered prior to this meeting.

Mr. Hessenius directed Vice-Chairman Martin's inquiry to Steve Stratton, Public Works Division Director, to speak specifically to the spill in Star Valley. Mr. Stratton stated that the County most recently received a bill which was for the oil spill in Star Valley and that the spill was cleaned up inside the containment area using clay cat litter and the labor was charged to the contractor. The previous bills were for a spill in Pleasant Valley which was more extensive and required more work and the contractor turned the bill in to their insurance company for payment. Mr. Stratton added that Rich Petrus, a geologist with Atwell, LLC and the County's consultant on the landfills and environmental spills, was contacted to assist with the remediation of the situation. Chairman Pastor inquired if the County was required to report the incident to the Arizona Department of Environmental Quality (ADEQ) and if the spill was due to equipment failure. Mr. Stratton replied that the amount of the spill was approximately 30 to 50 gallons and it was reported; however, he clarified that the spill was not due to equipment failure. The fuel/lubricant was delivered on a holiday and when the spill was discovered by a local resident, Eddie E. Wisdom, he informed Mr. Stratton and it was determined that the County did not have the expertise to handle the remediation of the contaminated soil under the tank.

Vice-Chairman Martin asked if the County was notified of the spill and if the County had ever known of an oil spill such as this one. Mr. Stratton replied that the contractor did not inform the County and that he didn't know of any other oil spills during his tenure with the County.

Chairman Pastor inquired if there were spill containers located outside the tanks and if the County had ever been cited for not having adequate equipment. Mr. Stratton explained that the tanks are double-wall tanks and

one is located in Star Valley. Mr. Stratton added that all County facilities are in compliance in having double-wall tanks and the County had not been cited to his knowledge. He then stated that the accumulation of related costs of this spill has been forwarded to Juley Bocardo-Homan, Human Resources Assistant, assisting in Risk Management, to contact the petroleum company.

Chairman Pastor directed Mr. McDaniel and Mr. Hessenius to request a status report from Mr. Stratton regarding the series of events that occurred thus far related to this incident and until such time as this matter has been concluded.

Upon motion by Vice-Chairman Martin, seconded by Supervisor Marcanti, the Board unanimously authorized the advertisement of Invitation for Bids No. 041414 for the purchase of bulk fuel and lubricants to be used by the Gila County Fleet/Fuel Management Department.

Item 3 – CALL TO THE PUBLIC: Call to the Public is held for public benefit to allow individuals to address the Board of Supervisors on any issue within the jurisdiction of the Board of Supervisors. Board members may not discuss items that are not specifically identified on the agenda. Therefore, pursuant to Arizona Revised Statute §38-431.01(H), at the conclusion of an open call to the public, individual members of the Board of Supervisors may respond to criticism made by those who have addressed the Board, may ask staff to review a matter or may ask that a matter be put on a future agenda for further discussion and decision at a future date.

Larry Stephenson, Gila Community College District governing board member and a resident of Payson, thanked the Board on behalf of the residents in northern Gila County for approving the cosmetology program in Payson, thus benefiting both northern and southern Gila County to promote economic health. He also thanked the Board for the partnership with the Gila Community College and the Northern Arizona Vocational Institute of Technology.

Samuel Moorhead, President Gila Community College District and a resident of Globe, thanked the Board for its continued support of educational services in Gila County.

Each Board member and the County Manager presented information on current events.

There being no further business to come before the Board of Supervisors, Chairman Pastor adjourned the meeting at 10:24 a.m.

APPROVED:

Michael A. Pastor, Chairman

ATTEST:

Marian Sheppard, Clerk of the Board