

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

Date: July 1, 2014

MICHAEL A. PASTOR
Chairman

MARIAN E. SHEPPARD
Clerk of the Board

TOMMIE C. MARTIN
Vice-Chairman

By: Marian E. Sheppard
Clerk of the Board

JOHN D. MARCANTI
Member

Gila County Courthouse
Globe, Arizona

PRESENT: Michael A. Pastor, Chairman; Tommie C. Martin, Vice-Chairman (via ITV); John D. Marcanti, Supervisor; Don E. McDaniel, Jr., County Manager; Bradley Beauchamp, County Attorney; Marian E. Sheppard, Clerk of the Board.

Item 1 – CALL TO ORDER - PLEDGE OF ALLEGIANCE - INVOCATION

The Gila County Board of Supervisors met in a regular session at 10:00 a.m. this date in the Board of Supervisors' hearing room. Jacque Griffin led the Pledge of Allegiance and Cheryl Sluyter delivered the invocation.

Item 2 – PUBLIC HEARINGS:

A. Information/Discussion/Action to approve Order No. LL-14-04, a liquor license application submitted by Ralph N. Killmer for a new Series 10 Beer & Wine License with an interim permit at Killmer's Kountry Store located north of Globe.

Marian Sheppard, Clerk of the Board, advised that Ralph Killmer submitted an application to the State Department of Liquor Licenses and Control (DLLC) for a new Series 10 Beer and Wine Store liquor license at Killmer's Kountry Store. The statutory process requires that the local governing body conduct a public hearing and thereafter issue a recommendation for approval, disapproval or a "no recommendation" to the DLLC. In addition to the application fee, Mr. Killmer has paid a fee to operate the business under the current owner's liquor license until a decision has been rendered by the DLLC. The current license owner is Jan R. Reynolds. Ms. Sheppard stated that the County has an internal review process in order to determine if all other County permitting requirements are being met. The Planning and Zoning Department and the Health Department have approved this application. Ms. Sheppard notified the Board that she has not received any written objection to this application.

Chairman Pastor opened the public hearing at this time. No public comments were given; therefore, he closed the public hearing and asked the Board members to make a motion on this agenda item.

Vice-Chairman Martin made a motion to approve Order No. LL-14-04, a liquor license application submitted by Ralph N. Killmer for a new Series 10 Beer & Wine Store License with an interim permit to operate the license at Killmer's Kountry Store located north of Globe. Supervisor Marcanti seconded her motion which was unanimously approved by the Board.

The application will be forwarded to the DLLC for final review and approval.

B. Information/Discussion/Action to approve Order No. LL-14-05, an application submitted by Ray Stephens, Jr. for a new Series 13 Domestic Farm Winery License for Trident Winery located in Pine.

Ms. Sheppard advised that this application must follow the same statutory requirements as the previous agenda item which includes conducting a public hearing. She provided some background information regarding the applicant. On May 6, 2014, the Board of Supervisors issued a Conditional Use Permit (CUP) to Mr. Stephens which allows him to add a wine making business to his current cannery business at his property located in Pine. The Board approved the CUP providing that 7 stipulations were met of which one of the stipulations requires that Mr. Stephens obtain a Domestic Farm Winery License from the DLLC. Ms. Sheppard notified the Board that she has not received any written objection to this application. Chairman Pastor opened the public hearing at this time. No public comments were given; therefore, he closed the public hearing and asked the Board members to make a motion on this agenda item.

Upon motion by Supervisor Marcanti, seconded by Vice-Chairman Martin, the Board unanimously approved Order No. LL-14-05, an application submitted by Ray Stephens, Jr. for a new Series 13 Domestic Farm Winery License for Trident Winery located in Pine.

The application will be forwarded to the DLLC for final review and approval.

Item 3 – REGULAR AGENDA ITEMS:

A. Information/Discussion/Action to approve a Standard Software Maintenance Agreement between Gila County and New World Systems Corporation in the amount of \$422,810 plus sales tax for a four-year term from July 1, 2014, to June 30, 2018, to provide continued maintenance on the County licensed New World application packages.

Jeff Hassenius, Finance Division Director, advised that this contract allows New World Systems Corporation to provide continued maintenance on the

County licensed New World application packages. The New World System is an accounting software program that is utilized by the County. Supervisor Marcanti inquired if the pricing would be the same to provide maintenance services on the New World System if an invitation for bids were to be issued today by the County? Mr. Hessenius replied that the pricing would be the same for the maintenance services; however, the upfront costs for a similar accounting system would cost almost \$1M. Supervisor Marcanti then asked, "Is everyone was happy with the system?" Mr. Hessenius replied that, in general, the system meets all of the County's needs. He added that there may be a better system; however, it would be at a higher price than the price paid by the County for its current system. Chairman Pastor wanted assurance that the agreement was not being renewed because it was a "cheaper" system. Kelly Riggs, Information Technology Department Manager, replied that the system meets the County's expectations from a financial standpoint, and it is integrated with other systems being utilized by the County. Upon motion by Vice-Chairman Martin, seconded by Supervisor Marcanti, the Board unanimously approved a Standard Software Maintenance Agreement between Gila County and New World Systems Corporation in the amount of \$422,810 plus sales tax for a four-year term from July 1, 2014, to June 30, 2018, to provide continued maintenance on the County licensed New World application packages.

B. Information/Discussion/Action to approve an Intergovernmental Agreement among the Pima County School Superintendent, the Maricopa County School Superintendent, the Yavapai County School Superintendent, the Gila County School Superintendent and the Navajo County School Superintendent to establish the Arizona Education and Technology Consortium for the purpose of establishing, managing, and operating an interactive television system for the purpose of providing instructional services to students, professional development services to education professionals, and to assign a Fiscal Agent for the Consortium, to become effective on the date of final signature and terminate on June 30, 2019.

Dr. Linda O'Dell, School Superintendent, advised that this agreement allows Gila County an opportunity to partner with other Arizona County School Superintendents to establish the Consortium, which allows all participating counties to "ramp up" the use of interactive television not only for distance learning for students across the state, but also for professional development services for education professionals for meetings, etc. Each Supervisor complimented Dr. O'Dell on this endeavor. Upon motion by Supervisor Marcanti, seconded by Vice-Chairman Martin, the Board unanimously approved the Intergovernmental Agreement among the Pima County School Superintendent, the Maricopa County School Superintendent, the Yavapai County School Superintendent, the Gila County School Superintendent and

the Navajo County School Superintendent to establish the Arizona Education and Technology Consortium.

C. Information/Discussion/Action to adopt Resolution No. 14-07-02 establishing the November 4, 2014, General Election for the voters to decide whether or not to continue the Gila County 1/2 Cent Transportation Excise Tax and to share the revenue with the city and towns in the County.

Don McDaniel, County Manager, advised that should the Board of Supervisors decide to adopt this resolution, it will conclude their official action on this matter. He provided some background information on this issue. In summary, he advised that a Citizens Committee was created by the Board of Supervisors and assigned the task of gathering information and issuing a recommendation to the Board on whether the ½ cent transportation excise tax should continue. The Committee issued a recommendation to the Board to continue the tax, and the Board thereafter disbanded the Committee. Mr. McDaniel advised that the Board recently adopted a resolution that established the tax levy and the need for the tax. This resolution would establish the election date.

Vice-Chairman Martin emphasized the importance of continuing the tax in order to meet all of the County's infrastructure needs and to make up for the shortfall in HURF (Highway User Revenue Fund) funding that was previously provided to Gila County by the State of Arizona.

Supervisor Marcanti stated, "There is no tax that is a good tax, but in this case it is for the use of the roadways, so it all helps out."

Chairman Pastor inquired as to the status of the informational brochure (entitled Gila County Transportation Study) that was being prepared by Kimley Horn for the public's use. Mr. McDaniel replied that the brochure was completed, and he advised that in the near future a voter pamphlet will be sent to all households within the County which will contain arguments for and against the continuance of the tax and a brief summary of the purpose of the tax. For the record, Chairman Pastor advised that he had a phone conversation with Jerry Ellison Sr., a local citizen. Mr. Ellison is opposed to the continuance of the tax, and Chairman Pastor assured Mr. Ellison that his opposition to the tax would be noted in these minutes. Chairman Pastor also advised that Mr. Ellison believes that the County is withholding information from the public with regard to this issue. Chairman Pastor commented that he feels the County has made extensive efforts to provide the public with information on this subject. Chairman Pastor advised that Mr. Ellison has requested that the Board schedule a meeting at Holiday Hills (Mobile Home Park) to discuss this issue. Jacque Griffin, County Librarian/Assistant County Manager, advised that copies of the informational brochure have been sent to the local libraries and have been distributed throughout the Courthouse. She

also added that upon the Board's adoption of the resolution, she would ensure that the informational brochure is also posted to the County's website.

Upon motion by Vice-Chairman Martin, seconded by Supervisor Marcanti, the Board unanimously adopted Resolution No. 14-07-02 establishing the November 4, 2014, General Election for the voters to decide whether or not to continue the Gila County 1/2 Cent Transportation Excise Tax and to share the revenue with the city and towns in the County. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

D. Information/Discussion/Action to purchase the NAPA Auto Parts property at 110 W. Main Street in Payson, Arizona, in an amount not to exceed \$450,500 and authorize the Chairman to sign all required documents.

Mr. McDaniel advised that the Board of Supervisors addressed this item at its June 24th meeting. At that time it was the County staff's recommendation that the Board continue this item to a future work session in order to allow time for the consultant (Lonnie Brevick of L. Brevick Enterprises, Inc., who created the Gila County Long-Range Facilities Management Plan) to provide the Board with an amendment to the Plan which contains detailed information on some potential properties that the Board may consider for purchase and the square footage needs for all of Gila County's departments and elected offices. He concluded by stating that the Board voted to continue this item to today's meeting.

Vice-Chairman Martin began the discussion by stating that, in her opinion, this is a necessary purchase to obtain additional County space in northern Gila County as she is unaware of any other available space. Steve Stratton, Public Works Division Director, advised that no changes have been made to the County's Long-Range Facilities Management Plan for northern Gila County since the Board last met. He added that any proposed changes to the Plan affect southern Gila County and they will be presented to the Board at its July 29th work session.

Supervisor Marcanti stated that it was his understanding that this property, which contains a building currently used by the NAPA auto parts store, would be purchased in order to create parking lot space for the County. Even though Supervisor Marcanti acknowledged that County parking space was needed, he was not in favor of purchasing this property and demolishing the building in order to create additional parking space. He suggested buying the property and either renting or leasing the building or remodeling it so that it could be used by County departments or elected offices until such time that the County had the available funds to build additional office space in northern Gila County.

Mr. Stratton clarified that the initial suggestion to the Board was to use this property as a parking lot if a decision was made in the future by the Board to build a courthouse in northern Gila County. In that case, the intent was to use this property as a temporary parking lot. He added that the Board could direct staff to proceed with the purchase of this property and then assign other priorities for northern or southern Gila County until such time as the Board may decide to initiate a plan to build new court rooms in Payson. Staff would then proceed to rent, lease or utilize the building for internal County needs as directed by the Board. Mr. Stratton advised that he has not spoken with the property owner since May of this year. At that time he told the owner that should the Board decide to purchase his property, there would be no urgency in vacating the building; the County would allow the owner to take up to several months to move so that he could prepare the new site that would be used to house the NAPA auto parts store. Mr. Stratton further advised that multiple items were included in the newly adopted fiscal year budget to be utilized with Capital Improvement Projects funds; however, he is aware that there is not enough money in that fund to provide for all of the potential projects. His intent was to list the projects and then the Board would choose which projects would be implemented. He stated, "I think there was a misunderstanding to purchase this, demolish the building and use it as a parking lot."

Chairman Pastor acknowledged the need to complete some infrastructure projects in the Payson area; however, he did not want the Board to take any action on this proposed purchase until Mr. Brevick could present the Board with updated information on properties that could be considered for purchase, both in northern and southern Gila County, and the square footage of the County's office space needs. As an example, he stated that Mr. Brevick suggested purchasing the Chamber of Commerce building in Payson, which could be used to relocate the Sheriff's Office administrative, dispatch and records personnel. Mr. Stratton replied that project is currently in progress. Chairman Pastor and Mr. Stratton briefly discussed some other alternatives. Vice-Chairman Martin clarified that the \$450,500 would not be used for the purchase of the Chamber building. Her concern is the immediate need to provide improved security for the County Attorney's Office and Probation Department's personnel. She advised that the option to purchase this property has been extended to the County by the owner 2-3 times, but he did not allow an extension the last time it was requested by the County. She then provided various scenarios to relocate County personnel.

Chairman Pastor believes there are available options that are outlined in the amended Long-Range Facilities Management Plan for the \$450,500 to be spent on other properties in northern Gila County rather than purchasing the subject property. He also added that it is his understanding that the property owner would not be negatively affected should the County decide to not purchase his property. He announced that he was not in favor of purchasing this property

at this time for \$450,500 because he thinks it is important for Mr. Brevick to present the Board with the amended Long-Range Facilities Management Plan in order to be apprised of all of the County's office space needs and to prioritize the potential projects.

The Board members, Mr. McDaniel and Mr. Stratton discussed other options of which one was the possible purchase of a church; however, it has since been sold. They also discussed the pros and cons of purchasing the subject property. At the conclusion of the discussion, Chairman Pastor was not in favor of purchasing this property at this time because the County does not have enough available funding in the foreseeable future to build a courthouse building in Payson. He emphasized that he does support spending \$450,500 in the Payson area; however, he thinks it would be wise to first hear Mr. Brevick's presentation on the amended Gila County Long-Range Facilities Management Plan. It is also his understanding that the building on the subject property is not suitable for remodeling. Supervisor Marcanti acknowledged that there are security issues with the current setup of the courtrooms in Payson and problems with other County departments and elected offices. Given the fact that there are few available properties in northern Gila County, he felt that it was in the best interest of the County to purchase the subject property at this time provided that the building would not be demolished, but rather it would be utilized by County personnel or rented or leased until such time funding becomes available to build court rooms, etc. in the Payson area. Vice-Chairman Martin agreed with Supervisor Marcanti's recommendation to utilize the building and not tear it down. She felt that minimal improvements could be made to the building which would allow the building to be occupied, either with County personnel or by renting or leasing the property to others.

Vice-Chairman Martin moved to purchase the NAPA Auto Parts property at 110 W. Main Street in Payson, Arizona, in an amount not to exceed \$450,500 and authorize the Chairman to sign all required documents, which was seconded by Supervisor Marcanti. Chairman Pastor voted against the purchase; therefore, the motion passed by a 2 to 1 vote.

Item 4 – CONSENT AGENDA ACTION ITEMS: (Any matter on the Consent Agenda will be removed from the Consent Agenda and discussed and voted upon as a regular agenda item upon the request of any member of the Board of Supervisors.)

A. Approval of Amendment No. 11 to Contract No. A11PC00100 between the Bureau of Indian Affairs and Gila County, on behalf of the Gila County Juvenile Detention Center, to increase the contract amount by \$8,000, from \$118,400.01 to \$126,400.01.

B. Approval of a Request for Release of Funds between the Gila County Housing Services and the Arizona Department of Housing, which will allow

Housing Services to request a release of funds for multiple contracts and multiple years if said contracts are awarded.

C. Approval of two Special Event Liquor License Applications submitted by Pine Strawberry Fuel Reduction, Inc. to serve liquor at the Fire on the Rim Mountain Bike Race fund-raising event to be held September 12-14, 2014, and the fund-raising dinner to benefit Pine Strawberry Fuel Reduction wildfire prevention programs to be held on September 20, 2014.

D. Approval of a Special Event Liquor License Application submitted by the Isabelle Hunt Memorial Public Library of Pine, Arizona, to serve liquor at a fund-raising event to be held on October 11, 2014.

E. Approval to appoint Ken Volz, represented as a Citizen and head of the Gila County Personnel Commission, to the Correctional Officers Retirement Board (CORP) Local Board for Detention Officers and Non-Uniformed Officers and to the CORP Local Board for Dispatchers to fill a vacancy for the term beginning July 1, 2014, through December 31, 2017; and to re-appoint Ed Carpenter, represented as a Citizen, to the same two CORP Local Boards for the term of November 2, 2014, through December 31, 2015, in order to align Mr. Carpenters' term of service with the correct term of office.

F. Acknowledgment of the appointment of Ardith Hogan to the East Verde Park Fire District Governing Board to complete Mary Cambier's unexpired term of office through December 31, 2016.

G. Acknowledgment of the February 2014 and May 2014 monthly activity report submitted by the Payson Regional Justice of the Peace's Office.

H. Acknowledgment of the April 2014 monthly activity report submitted by the Recorder's Office.

I. Acknowledgment of the May 2014 monthly activity report submitted by the Clerk of the Superior Court's Office.

J. Approval of the May 27, 2014, and June 3, 2014, Board of Supervisors' meeting minutes.

K. Acknowledgment of the Human Resources reports for the weeks of June 3, 2014, June 10, 2014, June 17, 2014, and June 24, 2014.

JUNE 3, 2014
DEPARTURES:

1. Joseph Dorame – Probation – Juvenile Detention Officer – 05/28/14 – General Fund – DOH 10/28/13
2. Christine Ortiz – Public Works – Administrative Clerk Specialist – 05/30/14 – Public Works Fund – DOH 11/03/08
3. LeRoy Bagwell – Probation – Deputy Probation Officer II – 05/29/14 – Adult Probation Services Fees Fund – DOH 10/14/08
4. Jennifer Meyer – Probation – Administrative Clerk Senior – 05/20/14 – State Aid Enhancement Fund – DOH 04/28/14

END PROBATIONARY PERIOD:

5. Kimberly Bittner – Probation – Juvenile Detention Officer – 06/24/14 – General Fund
6. Andressa Kumparak – Probation – Juvenile Detention Officer – 06/24/14 – General Fund

DEPARTMENTAL TRANSFERS:

7. April Fogle – Probation – Administrative Clerk Senior – 05/20/14 – From General Fund – To State Enhancement Fund – Replacing Jennifer Meyer

OTHER ACTIONS:

8. David Jones – Probation – Deputy Probation Officer Supervisor – 06/03/14 – State Aid Enhancement (.50)/Adult Intensive Probation Supervision(.50) Funds – Extending probationary period for 6 months
9. Christian Leos – County Attorney’s Office – Legal Secretary (underfill) – 06/09/14 – Cost of Prosecution Reimbursement Fund – Temporary increase to 29 hours week

JUNE 10, 2014

DEPARTURES:

1. Mary Stemm – Library District – Temporary Library Assistant Senior – 05/16/14 – Library Assistance Fund – DOH 04/28/14

NEW HIRES:

2. Marina Cohn – Sheriff’s Office – 911 Dispatcher – 06/16/14 – General Fund – Replacing Denise Doney

TEMPORARY HIRES TO COUNTY SERVICES:

3. Larry Speer – Assessor’s Office – Temporary Appraiser – 06/02/14 – General Fund – Temporary assignment through 08/01/14

END PROBATIONARY PERIOD:

4. Delia Ronquillo – Community Services – Administrative Clerk Senior – 06/02/14 – From Workforce Investment Act Fund – Workforce Investment Act Programs Fund

DEPARTMENTAL TRANSFERS:

5. Rebecca Taylor – Public Works – From Custodian (.48) – To Custodian (.85) – 06/16/14 – Facilities Management Fund – Replacing Brian Rogers

JUNE 17, 2014

DEPARTURES:

1. Curtis Johnson – Constituent Services II – Temporary Laborer – 06/06/14 – General Fund – DOH 03/17/14

NEW HIRES:

2. Daniel Sterling – Public Works – Automotive Mechanic – 06/23/14 – Fleet Management Fund – Replacing Derek Bartling

3. Adrian Marks – Community Services – Administrative Clerk Senior – 06/23/14 – Various Funds – Replacing Allison Torres

END PROBATIONARY PERIOD:

4. Rebecca Taylor – Public Works – Custodian (.85) – 07/27/14 – Facilities Management Fund

OTHER ACTIONS:

5. Vanessa Amairia – Sheriff’s Office – Administrative Clerk – 06/24/14 – General Fund – Extending probationary period for 6 months

REQUEST TO POST:

6. Constituent Services II – Temporary Laborer – Vacated by Curtis Johnson, Matthew Cruz and Tannyn Garcia

7. Community Development – Permit Technician – Vacated by Beverly Valenzuela

JUNE 24, 2014

DEPARTURES:

1. Larry Speer – Assessor’s Office – Temporary Property Appraiser 1 – 06/18/14 – General Fund - DOH 06/02/14

2. Roland Boyer – Public Works – Materials Tester and Safety Representative – 06/30/14 – Public Works Fund – DOH 04/16/07

3. Peter Licavoli – Sheriff’s Office – Deputy Sheriff SRO – 06/06/14 – General Fund – DOH 08/21/06

4. Pamela Morgan-Moore – Clerk of the Superior Court – Courtroom Clerk – 06/13/14 – General Fund – DOH 06/02/14

NEW HIRES:

5. Kirby King – Assessor’s Office – Property Appraiser 2 – 06/30/14 – General Fund – Replacing Jeremy Schnepf

TEMPORARY HIRES TO COUNTY SERVICES:

6. Nyomi Sandle – Community Development – Temporary Clerk – General Fund

END PROBATIONARY PERIOD:

7. Mark Warden – Public Works – Building Maintenance Technician Lead – 07/27/14 – Facilities Management Fund

OTHER ACTIONS:

8. Christopher Heath – Public Works – Automotive Mechanic – 07/07/14 – Fleet Management Fund – Extending probationary period for 6 months

9. Stephanie Dean – Library District – Temporary Library Community Liaison – 07/01/14 – Library District Grants Fund – Extending employment through 6/30/15

10. Gloria Thompson – Library District – Temporary Early Literacy Program Coordinator – 07/01/14 – Library District Grants Fund – Extending employment through 6/30/15

REQUEST TO POST:

11. Library District – Globe/Miami Temporary Early Literacy Community Liaison – Vacated by Delores Guerrero
12. Library District – Hayden/Winkelman Temporary Early Literacy Community Liaison – Vacated by Amanda Aguirre
13. Library District – Payson/Star Valley/Pine/Strawberry/Tonto Basin/Roosevelt Temporary Early Literacy Community Liaison – Vacated by Robin Holt and Maxine Piper
14. Library District – Bylas Temporary Early Literacy Community Liaison – New grant position
15. Clerk of Superior Court – Courtroom Clerk – Vacated by Pamela Morgan-Moore
16. Public Works – Administrative Clerk Specialist – Vacated by Christine Ortiz

L. Acknowledgment of contracts under \$50,000 which have been approved by the County Manager for the weeks of June 9, 2014, to June 13, 2014.

M. Approval of finance reports/demands/transfers for the week of July 1, 2014.

July 1, 2014

\$396,151.11 was disbursed for County expenses by check numbers 262749 through 262874. **(An itemized list of disbursements is permanently on file in the Board of Supervisors' Office.)**

N. Adoption of Resolution No. 14-06-09 (Amended), a resolution providing funding to be used for highway and street purposes including costs of right of way acquisitions and expenses related thereto and construction, reconstruction, maintenance, repair and roadside development of county, city and town roads, streets and bridges and payment of principal and interest on highway and street bonds, and for regional transportation projects that are included in the regional transportation plan of the County prepared by the County, any city, town or regional planning agency; and levying a transportation excise tax to provide moneys for said purposes. Section 10. Effective Date; Time in Effect of the Resolution was amended to reflect some minor changes. (A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)

Upon motion by Supervisor Marcanti, seconded by Vice-Chairman Martin, the Board unanimously approved Consent Agenda action item 4-A through 4-N.

Item 5 – 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.

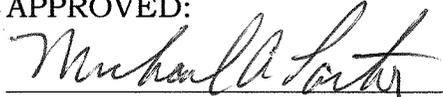
There were no comments from the public.

Item 6 - At any time during this meeting pursuant to A.R.S. §38-431.02(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 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 11:10 a.m.

APPROVED:



Michael A. Pastor, Chairman

ATTEST:



Marian Sheppard, Clerk of the Board