

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

Date: March 23, 2010

SHIRLEY L. DAWSON
Chairman

JOHN F. NELSON
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; Jacque Griffin, Assistant County Manager/Librarian; Marian Sheppard, Chief Deputy Clerk; and Bryan Chambers, Chief Deputy County Attorney.

Item 1 – Call to Order – Pledge of Allegiance – Invocation

The Gila County Board of Supervisors met in Regular Session at 10:00 a.m. this date in the Board of Supervisors hearing room. John Armer led the Pledge of Allegiance and Reverend Rick Hatch of the First Southern Baptist Church in Payson delivered the invocation.

Item 2 - Recognition of Sheriff's Office employees Lieutenant Justin (Matt) Solberg and Mr. Chandra Shekhar, who recently received awards at the 3rd Annual Arizona Detention Academy Conference and Awards Banquet.

Sheriff John Armer thanked the Board for allowing him to publicly recognize 2 of the Sheriff's Office employees who have recently received awards at the 3rd Annual Arizona Detention Academy Conference and Awards Banquet held earlier this month in Prescott. Detention Lieutenant Justin (Matt) Solberg received the Rod Bottoms Memorial Scholarship Fund award of \$1,000 to help him towards completion of his bachelor's degree. He is currently majoring in biology and needs only 12 credit hours to complete that degree. After completing 3 years of college, due to financial restraints, Lt. Solberg was forced to drop out and go to work. He joined the Sheriff's Office in Detention in 2004, was promoted to Sergeant in 2006 and then promoted to Lieutenant in 2008. Prior to being hired by the Sheriff's Office, he was honorably discharged after serving 4 years of active duty with the U.S. Army followed by another 4 years of active reserve duty with the U.S. Air Force and then he enrolled in Northern Arizona University to pursue his bachelor's degree in 1999. The next employee,

Mr. Chandra Shekhar, received the Civilian of the Year Award. Working only part time since 2004, Mr. Shekhar has been the educational instructor for GED schooling for the Gila County Detention Facility. He also assists with the San Carlos Detention Education program. He has helped 130 inmates work toward and achieve their GED. That number, to date, gives the Gila County Sheriff's Office the honorable distinction of educating and graduating the largest number of inmates to receive their GED in the entire State of Arizona while being incarcerated. The Sheriff's Office statistics show that over 55% of those inmates have not returned to the County's detention facility, which is a tax savings to the County. It is also worthy to mention that Mr. Shekhar is the first part-time employee to receive the Civilian of the Year Award. Sheriff Armer stated, "These 2 awards were given to our employees out of a pool of the entire state so that's a testament to the kind of employees we have at the Gila County Sheriff's Office and we are very proud of them." The Board thanked both employees for their dedicated service to Gila County.

Item 3 – Information/Discussion/Action approve an Assignment and Assumption Agreement between FSH Communications, LLC, Value Added Communications, Inc. (VAC) and Gila County whereby VAC will continue to provide contracted services agreed to by FSH Communications, LLC and Gila County for the inmate telephone system in use at Gila County jail facilities throughout the term of the contract.

Jim Eskew, Detention Commander, stated that this is an ongoing agreement that will not expire until April 20, 2011; however, the company name has changed from FSH Communications, LLC, to Value Added Communications, Inc. (VAC); hence a new Agreement. Upon motion by Vice-Chairman Martin, seconded by Supervisor Pastor, the Board unanimously approved an Assignment and Assumption Agreement between FSH Communications, LLC, now known as Value Added Communications, Inc. (VAC) and Gila County whereby VAC will continue to provide contracted services agreed to by FSH Communications, LLC and Gila County for the inmate telephone system in use at Gila County jail facilities throughout the term of the contract with a contract ending date of April 20, 2011.

Item 4 – Information/Discussion/Action to authorize the submission of a Grant Application to the Arizona Department of Homeland Security in the amount of \$187,700 for the purpose of target hardening of dams, waterways/ infrastructure of Gila County.

Adam Shepherd, Undersheriff, stated that this Grant Application, if approved, would allow the purchase of equipment to enhance the diving capabilities at the lake in response to emergencies. This is a multifaceted program, based on a program being put together by Maricopa County, which consists of various components dealing with communications under water, diving in hazardous situations, various types of underwater equipment and sonar equipment.

Upon motion by Supervisor Pastor, seconded by Vice-Chairman Martin, the Board unanimously authorized the submission of a Grant Application to the Arizona Department of Homeland Security in the amount of \$187,700 for the purpose of target hardening of dams, waterways/ infrastructure of Gila County.

Item 5 - Information/Discussion/Action to authorize the submission of a Grant Application to the Arizona Department of Homeland Security in the amount of \$75,500 for the purchase of equipment to implement an automatic license plate reader (ALPR) Program.

Mr. Shepherd stated that this emerging technology, perfected in the last couple of years, will allow the implementation of an automatic license plate reader program to identify vehicles that are wanted in connection with crimes. The reader will be mounted to a patrol vehicle and it has the capability of reading approximately 3,600 license plates per minute and then compares the plate numbers against a national law enforcement data base. The system is relatively cheap with low maintenance. Sheriff Armer added that the Federal Bureau of Investigation (FBI) watch list plates are also listed in the pool that the reader can access and has enabled the Gila County Sheriff's Office to contact 2 individuals here that were on that FBI watch list. If awarded, this grant will provide for the installation of 4 units on Sheriff's Office vehicles. Supervisor Pastor inquired whether this was a competitive grant. Mr. Shepherd replied that the 4 counties in the eastern region of Arizona are completing for \$1.4 million in Homeland Security funds to be spent on the eastern region of the state. Upon motion by Vice-Chairman Martin, seconded by Supervisor Pastor, the Board unanimously authorized the submission of the Grant Application to the Arizona Department of Homeland Security in the amount of \$75,500 for the purchase of equipment to implement an automatic license plate reader (ALPR) Program.

At this time, Chairman Dawson stated that the Board would move to address agenda item 10 and then return to agenda item 6.

Item 10 - Information/Discussion/Action to award a Gila County Economic Development Grant for the City of Globe to acquire the Old Courthouse and Old Jail in downtown Globe and to provide services described by the City of Globe.

Chairman Dawson stated that when the new Courthouse was built in 1976-77, many citizens felt that the City of Globe should acquire the Old Courthouse and Old Jail buildings as historical treasures for the entire area; however, that hasn't previously been possible. Steve Stratton, Public Works Division Director, stated that he has been working on this issue for the past year, but he understands that it has been in the works for many years. He referenced a letter in the Board's packet from the City of Globe stating that the City of Globe

would like to continue to provide the services that are currently being utilized in those 2 old buildings, the Center for the Arts and tourism of the Old Jail and the upkeep of both. The letter requests an economic development grant from Gila County in the amount of \$1.2 million. The appraised value of the building is also \$1.2 million. The County is statutorily required to receive 90% of the appraisal for any property that is sold. Mr. Stratton recommended that the economic development grant to the City of Globe be approved and that the transfer of those properties to the City of Globe also be approved through an escrow process for \$1,080,000, which is 90% of the appraised value. He also noted that the County is statutorily required not to exceed \$1.5 million per year in economic development monies. He stated that Kane Graves, Globe City Manager, and Kip Culver, Director of the Globe Main Street Program, along with members of the community were present. Mr. Stratton stated that Bryan Chambers, Chief Deputy County Attorney, had contacted him that morning and had some additional information for the Board. Mr. Chambers advised the Board that if it approved the economic development grant to the City of Globe, there would be 2 requirements, as follows: 1) The Board would need to direct the County Attorney's Office to prepare an Intergovernmental Agreement (IGA) regarding the transfer of the economic development grant money; and, 2) the purchase of the buildings by the City of Globe would have to come back to the Board for approval at a later date. He stated that the \$1,080,000 that Mr. Stratton was recommending today would essentially leave the County, go into escrow and then after the purchase come back to the County. Chairman Dawson inquired about a time period for preparing a draft of the IGA. Mr. Chambers advised that the IGA could be reviewed by the Board at its next meeting with an action item at a subsequent meeting to transfer the property. He noted that a review of the title transfer documents would also be subject to review by the County Attorney's Office. Mr. Stratton suggested that Mr. Chambers prepare the IGA and he would convey that to the City of Globe for approval by the City's Council at the earliest possible date. Upon approval by the City of Globe, Mr. Stratton would then place an item on the Board's agenda for approval of same. Mr. Chambers advised the Board to approve of the concept at today's meeting and direct staff and the County Attorney's Office to prepare the IGA for submittal to the City of Globe first and then to the Board of Supervisors for final approval. He noted that the transfer of the property to the City of Globe was not listed for action on today's agenda. He advised that it would also require a unanimous vote of the Board at the time of approval. Chairman Dawson suggested that the Board award the economic development grant to the City of Globe today, subject to the IGA being approved by the City of Globe and by the Board of Supervisors at a future meeting, to which Mr. Chambers agreed. Mr. Graves addressed the Board and stated that the City of Globe shared the Board's remarks on the historic nature of going forward with the dreams of many people in the City and County. He stated, "We only wish to continue the work of the historic organizations and that which the County has already done. With all due respect to the County Attorney, we have reviewed the proposed Economic Development Agreement and the Quit Claim

Deed and the CC&Rs (Covenants, Conditions and Restrictions) and existing leases. We were prepared to proceed in its entirety today. We are completely satisfied with all of those documents or I wouldn't have drafted this letter for the Mayor's signature. I am unclear whether the County Attorney is referring to the Economic Development Agreement as an IGA or what the purpose for that might be." Mr. Chambers replied that the agenda item is to award an economic development grant to the City of Globe to acquire the Old Courthouse and Old Jail in downtown Globe and to provide services as described by the City of Globe. He stated "I believe that limits the Board today to actually approving the economic development grant. I don't think its specific enough to actually transfer the property today." Mr. Chambers did not believe it would be a long delay; however, he recommended that it be done properly. Chairman Dawson expressed frustration at not being able to complete the transfer today; however, she suggested that the Board's motion be exactly as written on the agenda with the added direction to the County Attorney's Office that all documents be prepared for the Board's next regular meeting in 2 weeks. Upon motion by Supervisor Pastor, seconded by Vice-Chairman Martin, the Board unanimously awarded a Gila County Economic Development Grant in the amount of \$1,080,000 to the City of Globe to acquire the Old Courthouse and Old Jail in downtown Globe and to provide services described by the City of Globe and that the additional documentation, IGA, etc. be completed by the County Attorney's Office within the next 2 weeks for completion of the transaction. Chairman Dawson thanked everyone from the City of Globe for being present and also personally thanked Mr. Culver for his work in preserving these old buildings. Mr. Culver thanked the Board for its efforts in achieving this transfer of the old buildings. **(A copy of the letter is permanently on file in the Board of Supervisors' Office.)**

At this time, the Board returned to agenda item 6.

Item 6 - Information/Discussion/Action to approve an Intergovernmental Agreement (IGA) and Budget Application for FY 2010 Juvenile Detention Education Funding from the Arizona Supreme Court, Administrative Office of the Courts, Juvenile Justice Services Division in the amount of \$116,755.36.

Linda O'Dell, School Superintendent, stated that State statute requires that the County School Superintendent and the Presiding Juvenile Judge work together to provide an educational program in the Juvenile Detention Facility. The standardized IGA being requested for approval has been in place for many years and outlines the responsibility of each party. The Administration of the Courts applies to the Department of Education for the funding as listed in the grants table and then monitors those funds at the State level. Chairman Dawson referred to the fund accounting on page 5 of the IGA where it states that the funds are distributed to the School Superintendent and shall be deposited in a special reserve fund and each program must be accounted for

separately. Chairman Dawson inquired of Dr. O'Dell if she currently follows that fund accounting. Dr. O'Dell replied in the affirmative and stated that the Education Service Agency in her office has a fund account for each of the line items, which are tracked and cash management reports are provided to the Administration of the Courts which collates all of the information and does the reporting to the State on behalf of the 9-10 counties that participate in this program. Upon motion by Vice-Chairman Martin, seconded by Supervisor Pastor, the Board unanimously approved an Intergovernmental Agreement and Budget Application for FY 2010 Juvenile Detention Education Funding from the Arizona Supreme Court, Administrative Office of the Courts, Juvenile Justice Services Division, in the amount of \$116,755.36.

Item 7 - Information/Discussion/Action to approve the submission of a Grant Application to the United States Department of Agriculture, U.S. Forest Service, in the amount of \$700,000 for the 2008-2011 Secure Rural Schools Public Law 110-343 Title II funds to be used to pave the Forest Highway 12 Road from the intersection of State Route 260 to the intersection of Forest Development Road 33. There is no County match required.

Steve Sanders, Public Works Division Deputy Director, explained that Forest Highway 12 is also known as the Young Road 512. The Secure Rural Schools funding is U. S. Forest Service funds that are available for road and trail maintenance and watershed management projects. The County is just learning about these funds that are available for application on a semi-yearly or yearly time frame. It was Mr. Sanders' understanding that there is approximately \$750,000 available for Gila County. Gila County currently does not have its own committee. It is part of the 5 counties that make up the Eastern Arizona Counties Association and is funded through the Apache Sitgreaves National Forest, which handles all of the disbursements for the Tonto National Forest. This project would be to change the surface of the Young Road and pave it from the Payson Highway into the Canyon Creek Fish Hatchery Road. The environmental work was completed in the 1990s by the Central Federal Lands Highway Division and has just been updated. Congressman Rick Renzi also appropriated \$680,000 for this project. It is the County's intent to take both funds and put a good all-weather surface on this 3.2 mile section of the Young Road 512. There are some environmental restrictions because of the spotted owl habitat so the County cannot work in one area until after August 31, 2010, but those issues are all being addressed. The project would be administered through the Arizona Department of Transportation (ADOT) because of the congressional appropriation funds. ADOT would bid the project and manage it and the County would reimburse ADOT. Mr. Sanders advised that this is the only grant application being submitted for these Title II funds. He also requested that the Board make this project its number 1 priority in Gila County. The committee that awards the funds will be meeting at the end of April and County staff will be in attendance

at that meeting to present the project. The application, which was due on March 12th, has already been submitted for consideration. Chairman Dawson requested a list of the committee members. Mr. Sanders stated that the members he knows of are Rex Henshaw from Tonto Basin, Bob Benny in Young and Rich Pinkerton of Star Valley; however, he would provide the Board with a complete list. Mr. Stratton stated that if the two funds combined from this grant and the Renzi allocation do not completely cover the cost of completing the project, the Public Works Division has allocated \$350,000 of the half cent sales tax to supplement those funds in order to complete the project. Mr. Sanders advised that the committee has an unwritten rule amongst themselves that no project over \$75,000 will be funded. The money is Gila County's money and Mr. Sanders believes it should go to Gila County so the request is for a substantial amount, but it will ultimately be up to the committee as to the amount they want to fund. However, if the committee sees that there are no other projects of significance in Gila County, hopefully they will fund the Gila County project with all of the funds. Chairman Dawson inquired about the process for submitting letters. Mr. Sanders advised that the County has already had letters submitted by the Tonto National Forest Pleasant Valley Ranger and the Black Mesa Ranger District for the Apache Sitgreaves to be included in the Board's packet for the March 12th meeting. Also included were letters from the Pleasant Valley Fire Board and from another gentleman who had requested that work be done on the road. He explained that at the upcoming meeting the County will be given an allotted amount of time to present its project and that more handouts could be presented at that time. Mr. Sanders stated that he will verify with the Board the date of the meeting, which he believes is April 24th or 25th, at the Game and Fish Office in Pinetop and is open to the public. Vice-Chairman Martin inquired as to the date the Board should submit its letter stating that this is Gila County's number 1 priority. Mr. Sanders stated that it is his understanding that if the Board states this is Gila County's number 1 priority, the next item on the agenda, a request to appoint Jacque Griffin, Assistant County Manager/Librarian, as the Gila County Coordinator of the Eastern Arizona Resource Advisory Committee, if approved, will allow Ms. Griffin to receive every application that is in Gila County. As the County's Coordinator, she will rank the projects according to the Board's official action and submit same to the committee. Supervisor Pastor stated that Mr. Lundt, also a member of the committee, advised him that Gila County needed to put someone on the committee because there are funds available and that Gila County had been letting the U.S. Forest Service manage it for the County. Vice-Chairman Martin stated that there has never been more than \$30,000 in the Secure Rural Schools funding. Gila County proper never put in an application for funding. Other entities such as the Arizona Game and Fish and the U.S. Forest Service have applied in the past. Gila County is now applying since the funding has just now become substantial. In regard to the \$75,000 limit, the Forest Service is pushing and would prefer to fund \$75,000 for noxious weeds, \$75,000 for butterflies and \$75,000 for something else and nobody has ever asked for a substantial

amount for 1 priority project, so the County is breaking new ground here. She stated, "It is Gila County money that has gone into the fund and there is a written agreement that it will go back into Gila County, but that doesn't mean it will go to a Gila County project because this is a committee made up of environmentalists from Phoenix as well as business people scattered throughout the region who have primarily dealt with U.S. Forest Service projects. So we are breaking new ground and we need to stand firm." Vice-Chairman Martin also advised that this is in-lieu tax money and the County would make far more money if it was able to turn the forest areas in the County into a productive unit, but the County can't do that and in turn is given these in-lieu tax funds. She stated that if that forest land was productive, the Young Road would have been paved a long time ago. Vice-Chairman Martin stated, "I feel like we need to hold strong and make this our number 1 priority." Supervisor Pastor made the motion that the Board approve the submission of a Grant Application to the United States Department of Agriculture, U.S. Forest Service, in the amount of \$700,000 for the 2008-2011 Secure Rural Schools Public Law 110-343 Title II funds to be used to pave the Forest Highway 12 Road from the intersection of State Route 260 to the intersection of Forest Development Road 33 with no County match requirement. The motion was seconded by Vice-Chairman Martin. Chairman Dawson requested that Supervisor Pastor amend his motion to include that this is Gila County's number 1 priority project. Supervisor Pastor made an amended motion that the Board approve the submission of a Grant Application to the United States Department of Agriculture, U.S. Forest Service, in the amount of \$700,000 for the 2008-2011 Secure Rural Schools Public Law 110-343 Title II funds to be used to pave the Forest Highway 12 Road from the intersection of State Route 260 to the intersection of Forest Development Road 33 and that this project has been identified as the number 1 priority project for Gila County with no County match requirement. The amended motion was seconded by Vice-Chairman Martin and unanimously approved by the Board.

Item 8 - Information/Discussion/Action to appoint Jacque Griffin as the Gila County Coordinator to the Eastern Arizona Resource Advisory Committee (RAC), and authorize the Chairman to submit a letter stating this appointment to the appropriate National Forest Service personnel.

Jacque Griffin stated that this is a very convoluted process that has been set up for handing out these grants. She stated that if Gila County designates an official Coordinator, then the Coordinator will serve as a liaison between the County and RAC. She was unsure who will make the final determination. The Coordinator will then have access to information such as what the other grant projects are that have been proposed within Gila County's borders. She explained that Gila County projects from RAC's perspective mean projects within Gila County borders, not just Gila County government. Last year the various projects that were funded included noxious weed control, Chiricahua leopard frog propagation, a trail maintenance project, a goat project, etc. The

County doesn't know what those projects entail until it has an official Coordinator that can acquire that information for the Board and then send back a letter stating the County's priorities. Ms. Griffin requested that she be appointed as the Coordinator. Upon motion by Vice-Chairman Martin, seconded by Supervisor Pastor, the Board unanimously appointed Jacque Griffin as the Gila County Coordinator to the Eastern Arizona Resource Advisory Committee (RAC), and authorized the Chairman to submit a letter stating this appointment to the appropriate National Forest Service personnel.

Item 9 - Information/Discussion/Action to award Request for Sealed Bids No. 120109-2 for the purchase of new, full-sized, 4-door, 4X4 SUV special service vehicles for the Gila County Fleet Management Department.

Mr. Stratton stated that the apparent low bidder was from out of state; however, when the bids were closely reviewed, the low bidder did not qualify as the bids were based on a 2-wheel drive vehicle, not 4-wheel as specified. Mr. Stratton recommended that the bid be awarded to McSpadden Ford of Globe at the bid price of \$28,394.38 each. Four 4X4 Expeditions will be purchased for the Sheriff's Office to be paid out of the Fleet Department funds. The Sheriff's Office will turn in 4 old vehicles, so the size of the fleet will not be increased. Upon motion by Supervisor Pastor, seconded by Vice-Chairman Martin, the Board unanimously awarded a contract for Request for Sealed Bids No. 120109-2 for the purchase of new, full-sized, 4-door, 4X4 SUV special service vehicles for the Gila County Fleet Management Department to McSpadden Ford in the amount of \$28,394.38 per vehicle.

Item 10 - Addressed above.

Item 11 - Information/Discussion/Action authorizing Matt Bolinger, Emergency Management Director, permission to mail out two separate letters to the Town of Payson and the City of Globe giving each entity 30 days' notice of Gila County's intent to terminate the April 2004 Gila County Emergency Management Homeland Security Intergovernmental Agreements (IGAs) which are in place with each entity.

Matt Bolinger, Director/Epidemiologist of Gila County Emergency Management and Health Preparedness, requested authorization to mail out a 30-day notice to both the Town of Payson and the City of Globe terminating the April 2004 Gila County Emergency Management Homeland Security IGAs. He explained that those were IGAs the County had in place with the 2 entities for federal Homeland Security grants in FY 2003 and 2004 in which the funding went through the State of Arizona, was passed down to the County and then distributed by the County to the local jurisdictions. In 2005, the procedure was changed whereby the local jurisdictions are now able to get funding directly from the federal government, so these IGAs are no longer needed. Upon motion by Vice-Chairman Martin, seconded by Supervisor Pastor, the

Board unanimously granted Matt Bolinger permission to mail out two separate letters to the Town of Payson and the City of Globe giving each entity 30 days' notice of Gila County's intent to terminate the April 2004 Gila County Emergency Management Homeland Security Intergovernmental Agreements, which are in place with each entity.

Item 12 - Information/Discussion/Action to approve an Addendum to Joint Defense Agreement in *Chavez v. Brewer (Bennett)*, Maricopa County Superior Court Cause No. CV-2006-007000.

Bryan Chambers, Chief Deputy County Attorney, updated the Board on this case and then stated that the Office of Special Counsel for Maricopa County, who is handling the case on behalf of the 13 counties in the state that are part of the lawsuit, has determined the need to hire an expert to help defend the counties. They are requesting an Addendum to the Joint Defense Agreement requesting that each county share equally in the expense for the expert in an amount not to exceed \$5,000 per county. Any amount above the \$5,000 would require further authorization from the Board. The option to not agreeing to the Addendum would be to opt out of the Agreement and incur all of Gila County's costs in defending this action, which is essentially the result of the State requiring the use of these machines in the first place. Upon motion by Supervisor Pastor, seconded by Vice-Chairman Martin, the Board unanimously approved an Addendum to Joint Defense Agreement in *Chavez v. Brewer (Bennett)*, Maricopa County Superior Court Cause No. CV-2006-007000.

Item 13 - Information/Discussion/Action to accept Microsoft Daisy Mountain Settlement in the amount of \$11,279.48 which would release Microsoft for any Gila County claims for antitrust or anticompetitive practices prior to December 31, 2008.

Mr. Chambers stated that the County received a notice that a law firm is representing a class action lawsuit against Microsoft by Daisy Mountain Fire District alleging antitrust and anti-competitive practices prior to December 31, 2008. Gila County did nothing to opt out of that class action lawsuit, so the County, if it chooses, can accept \$11,279.48 from the settlement by Microsoft, which would have the legal effect of barring the County from bringing its own antitrust lawsuit against Microsoft for damages the County might have suffered in Microsoft's alleged antitrust and anti-competitive practice. As a disclaimer, Microsoft has not acknowledged any antitrust or anti-competitive practices, but is willing to settle this class action lawsuit. The check that the County received has a statement on the back that if the County deposits the check, it was accepting the terms of the settlement. Mr. Chambers stated that if the Board approves the depositing of this check, it essentially means that the Board will not sue Microsoft for antitrust or anti-competitive practices prior to December 31, 2008. Upon motion by Vice-Chairman Martin, seconded by Supervisor Pastor, the Board unanimously accepted Microsoft Daisy Mountain Settlement

in the amount of \$11,279.48 which would release Microsoft for any Gila County claims for antitrust or anticompetitive practices prior to December 31, 2008.

Item 14 - Information/Discussion/Action to approve Gila County Order No. LL 10-01, an application for a new Series 10 Beer and Wine Store liquor license, submitted by Deborah L. elder for the Rye Mercantile located in Rye, Arizona.

Marian Sheppard, Chief Deputy Clerk, stated that this is an application for a new Series 10 Beer and Wine Store liquor license. The County has an internal process ensuring that the building permits are in order and the Health Department also conducts an inspection of the site. Ms. Sheppard recommended approval of the application. Upon motion by Supervisor Pastor, seconded by Vice-Chairman Martin, the Board unanimously approved Gila County Order No. LL 10-01, an application for a new Series 10 Beer and Wine Store liquor license, submitted by Deborah L. Elder for the Rye Mercantile located in Rye, Arizona.

Item 15 - CONSENT AGENDA ACTION ITEMS:

- A. Approval of an application submitted by James Krueger to permanently extend the premises/patio of the Shamrock Bar located in Claypool, AZ.**
- B. Ratification of the Board's approval to submit a Grant Application to the Arizona Criminal Justice Commission for the renewal of an existing Victim Assistance Grant in the amount of \$24,029 with a required cash match by the County of \$24,029 from the General Fund.**
- C. Approval of Planning and Zoning Case No. CUP-98-2, a request to renew a Conditional Use Permit on Gila County Assessor's parcel 304-30-003C for an additional five (5) years from the date of approval to allow for the continued operation of a trap and skeet range located in Rye, Arizona.**
- D. Acknowledgement of the resignation of Jim Widger from the Beaver Valley Tonto Village Domestic Water Improvement District Governing Board of Directors and the appointment of Gary Martin to said Board to complete the term of Mr. Widger. (This item was tabled to the next regular meeting.)**
- E. Approval of Amendment No. 5 to Contract No. HP652141-001 between the Arizona Department of Health Services and Gila County Health and Community Services Division to replace the price sheet for contract year 2009 to reflect a reduction of \$4,000 for the year.**

- F. Approval of Amendment No. 6 to Contract No. HP652141-001 between the Arizona Department of Health Services and Gila County Health and Community Services Division and the extending the contract period from April 1, 2010, through May 31, 2011, in order to continue to provide HIV Case Management services to eligible clients.**
- G. Approval of an Intergovernmental Agreement between Gila County and the Arizona Department of Economic Security to provide additional office space in the Casa Grande Comprehensive One-Stop Center for the period May 1, 2009, through June 30, 2014.**
- H. Approval of a request by the Gila County Rodeo Committee to use the Fairgrounds Rodeo Arena for the Gila County Rodeo Committee's gymkhanas on March 13, April 10, May 8, June 12 and July 10, 2010, and to use the Fairgrounds Exhibit Hall on August 14, 2010, for the gymkhana banquet, with a waiver of fees.**
- I. Approval of a request by the Gila County Rodeo Committee to use the Fairgrounds Rodeo Arena for the Gila County Rodeo to be held on April 24-25, 2010, with a waiver of fees.**
- J. Approval of a request by the Gila County Rodeo Committee to use the Fairgrounds Exhibit Hall and Rodeo Arena for the Gila County Rodeo Queen Pageant to be held on May 15, 2010, with a waiver of fees.**
- K. Approval of a request by Lani Hall to use the Fairgrounds Rodeo Arena for the Gila County 4-H Horse Show on Saturday, June 26, 2010, with a waiver of fees.**
- L. Approval of a request by Scott Marcanti to use the Fairgrounds Rodeo Arena for the Relay for Life Roping to be held on April 17-18, 2010, with a waiver of fees.**
- M. Approval to appoint Jo Lynn Chase to the Highway 60-70 Regional Design Review Board for a term ending December 31, 2011, to fulfill Cayci Vuksanovich's unexpired term of office.**
- N. Approval of the following forms to have the provider AHCCCS (Arizona Health Care Cost Containment System) identification number updated and reactivated for the Health Department office in Payson, Arizona: Provider Registration Form; Provider Participation Agreement; and Disclosure of Ownership/Control and Criminal Offenses Statements.**
- O. Approval of 7 Intergovernmental Agreements between the Gila County Division of Health and Community Services, Tobacco Free**

Environments Program and the following Gila County School Districts: Pine/Strawberry School District in the amount of \$600; Hayden/Winkelman School District in the amount of \$600; Young School District in the amount of \$600; Tonto Basin School District in the amount of \$600; Miami School District in the amount of \$1,200; Globe School District in the amount of \$1,800; and Payson School District in the amount of \$2,700 for the period July 1, 2009, through June 30, 2010.

- P. Approval of Amendment No. 5 to an Intergovernmental Agreement Contract No. HG861141) to replace the price sheet in order to provide continued WIC (Women, Infants and Children) services for the period October 1, 2010, through September 30, 2011.**
- Q. Approval of Amendment No. 1 to American Recovery and Reinvestment Act (ARRA) Weatherization Low-Income Assistance Contractual Agreement (Commerce Contract No. C037-09-02) between the State of Arizona, Department of Commerce Energy Office and Gila County (Housing Services) to extend the contract to March 31, 2012, and to make other changes as listed on the Amendment.**
- R. Approval of Amendment No. 1 to American Recovery and Reinvestment Act (ARRA) Weatherization Low-Income Assistance Contractual Agreement (Commerce Contract No. C052-09-02) between the State of Arizona, Department of Commerce Energy Office and Gila County (Housing Services) to increase the FY 2010 LIHEAP budget by \$46,102 for a total contract amount of \$96,703 which will be used for the period July 1, 2009, through June 30, 2010.**
- S. Approval of Amendment No. 15 to an Intergovernmental Agreement (Contract No. E6306015) between the Arizona Department of Economic Security and Gila County Division of Health and Community Services For carryover funding in the amount of \$85,463 in LIHEAP for a total Contract amount of \$361,071 which will be used for the contract term ending on June 30, 2010.**
- T. Approval of Amendment No. 1 to the 2009-2010 Independent Contractor Agreement (Utility Assistance Programs) between Arizona Community Action Association and Gila County Community Action Program to provide additional funding in the amount of \$7,479 for a total contract amount of \$43,122.**
- U. Approval of the January 26, 2010, BOS meeting minutes.**

V. Approval of the February 2010 monthly departmental activity reports submitted by the Globe Regional Constable, Recorder's Office, Globe Regional Justice of the Peace and Clerk of the Superior Court.

W. Approval of the personnel reports/actions for the weeks of March 9, 2010, March 16, 2010, and March 23, 2010.

March 9, 2010:

Departures from County Service:

1. Ashley Parker – County Attorney/Child Support – Case Manager – 03/04/10 – General Fund - DOH 03-17-08 – Resignation
2. Carolyn White – Recorder – Recorder's Clerk Senior – 03/12/10 – General Fund – DOH 05/01/07 - Retirement

Hires to County Service:

3. Laura Bryant – Assessor – Property Appraiser II Senior – 03/15/10 – General Fund – Replacing Gary Holloway
4. Tiffanie Horton – Globe Regional Justice Court – Justice Court Clerk/Associate – 03/22/10 - General Fund – Replacing Jeanne Hill
5. Kevin Moran – Public Works/Automotive Equipment Maintenance – Automotive Service Worker – 03/15/10 – Public Works Fund – Replacing Daniel Nybert
6. Lisa Wilckens – Assessor – Property Appraiser 1 – 03/15/10 - General Fund – Replacing Sue Pontel

Departmental Transfers:

7. Gary Holloway – Assessor – From Property Appraiser II Senior – To Property Appraiser III Lead – 03/01/10 – General Fund

SHERIFF'S PERSONNEL ACTION ITEMS

Departures from County Service:

8. Maria Salcido-Hjelle - Sheriff's Office – 911 Dispatcher – 03/02/10 - General Fund – DOH 02/01/10 - Resignation

Hires to County Service:

9. Laura Dale - Sheriff's Office - Detention Officer – 03/29/10 - General Fund – Replacing Jeremiah Compton
10. Christopher Lisenbee - Detention Officer – 03/15/10 - General Fund – Replacing Patrick Bush

March 16, 2010:

Hire to County Service:

1. Concepcion Ajagbe - Health and Community Services – Career and Employment Specialist – 03/22/10 – WIA Fund

Departmental Transfers:

2. Richard Kruger – Public Fiduciary – From Fiduciary Services Specialist Senior – To Fiduciary Services Specialist – 03/01/10 – General Fund

Position Review:

3. Daniel Mikolav - Health and Community Services – Accountant – 03/22/10 – Changes in funding percentages

SHERIFF'S PERSONNEL ACTION ITEMS

End Probationary Period:

4. Erich Kenney - Sheriff's Office - Detention Officer – 03/15/10 - General Fund

March 23, 2010

End Probationary Period:

1. Michael Lopez - Health and Community Services – Career and Employment Specialist – 03/01/10 – WIA Fund

Position Review:

2. Cole Weaver – Recorder - Recorder's Clerk – 03/15/10 – General Fund – From Part Time – To Full Time
3. Ray Garcia – Probation – Chief Deputy Probation Officer – 03/15/10 – Change in Funding

SHERIFF'S PERSONNEL ACTION ITEMS

End Probationary Period:

4. Lyndi Lopez - Sheriff's Office – 911 Dispatcher – 04/12/10 - General Fund

X. Approval of finance reports/demands/transfers for the weeks of March 9, 2010, March 16, 2010, and March 23, 2010. (separate handout)

March 9, 2010:

\$2,009,405.06 was disbursed for County expenses by check numbers 225022 through 225221.

March 16, 2010:

\$685,837.98 was disbursed for County expenses by check numbers 225222 through 225399.

March 23, 2010:

\$2,075,318.23 was disbursed for County expenses by check numbers 225400 through 225618. **(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 tabled Consent Agenda item 15D to the next meeting. Upon motion by Supervisor Pastor, seconded by Vice-Chairman Martin, the Board unanimously approved Consent Agenda items 15A-15X with the exception of 15D, which was tabled above.

Item 16 - 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 17 - 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. Nelson presented information on current events.

Item 18 - Information/Discussion/Action to authorize the Gila County Health Department to submit a proposal to provide WIC Services from October 2010 through September 2013 subject to approval by the Gila County Manager of the final proposal. The proposal is due April 5, 2010, to the Arizona Department of Health Services one day prior to the next regularly scheduled Board meeting. Hence, there will not be sufficient time to place the completed proposal on the Board of Supervisors' agenda prior to proposal due date.

Ursula Donovan, Nutrition Services Manager, stated that last Friday, which was after this item was submitted for the agenda, the entire proposal was withdrawn by the Arizona Department of Health Services (ADHS) and the County was advised that ADHS will be returning to the old system of an Intergovernmental Agreement. Ms. Donovan advised that she will be resubmitting this for approval at a later date. No action was taken by the Board.

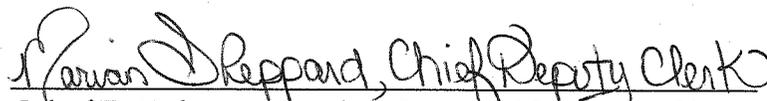
There being no further business to come before the Board of Supervisors, Chairman Dawson adjourned the meeting at 11:47 a.m.

APPROVED:



Shirley L. Dawson, Chairman

ATTEST:



John F. Nelson, Interim County Manager/Clerk