

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

Date: August 31, 2010

MICHAEL A. PASTOR

Chairman

JOHN F. NELSON

Clerk of the Board

TOMMIE C. MARTIN

Vice-Chairman

By: Marian Sheppard
Chief Deputy Clerk

SHIRLEY L. DAWSON

Member

Gila County Courthouse
Globe, Arizona

PRESENT: Michael A. Pastor, Chairman; Tommie C. Martin, Vice-Chairman (via ITV conferencing); Shirley L. Dawson, Supervisor; Don McDaniel, Jr., County Manager; John Nelson, Deputy County Manager; 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 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 Reverend Bill Norton of the First Presbyterian Church in Globe delivered the invocation.

Item 2 - Information/Discussion/Action to canvass the election results for the August 24, 2010, Primary Election and declare the results official.

Linda Eastlick, Elections Director, provided the Board and other staff members with a copy of the Primary Election results. She thanked the 350+ people who put forth efforts on this election to include poll workers, trouble shooters, behind-the-scene workers, and certain staff members of the Public Works Division. She proceeded to review the various spreadsheets. Some highlights are as follows: the number of registered voters in Gila County is 29,610; there were 10,849 tabulated with an overall voter turnout at 36.64%. The voter turnout for the State of Arizona as of the evening of August 30th was 30.08%; however, that percentage will continue to change. Ms. Eastlick advised that overall the voter turnout for this election was low, which is typical of a Primary Election, but she expects a higher number for the General Election. Of the 6,774 early ballots received, a total of 23 ballots were rejected. A total of 593 provisional ballots were cast in Gila County with 80 of those being rejected for a total of 513 ballots that were verified for tabulation. Ms. Eastlick answered some questions from the Board and then each Supervisor thanked her and her

staff for their efforts and for the many extra hours they must work during election time. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously canvassed the election results and declared the results official.

Item 3 - Information/Discussion/Action to authorize the advertisement of Request for Sealed Bids No. 080310-1 – General Ledger Treasurer’s Banking Software and Support.

Debi Savage, Treasurer, explained that it has taken awhile to get this request for sealed bids prepared and she thanked Valrie Bejarano of the Public Works Division for her assistance. Supervisor Dawson inquired whether this advertisement would “do away with the old system?” and Ms. Savage replied, “Yes, Data Systems of Arizona.” Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously authorized the advertisement of Request for Sealed Bids No. 080310-1 – General Ledger Treasurer’s Banking Software and Support.

Item 4 - Information/Discussion/Action to approve a Reimbursement Services Agreement between Gila County and American Family Life Assurance Company (Aflac) whereby Aflac will administer the County’s Flexible Spending Account.

Berthan DeNero, Personnel Director, advised that Colonial Life, the current administrator of the County’s Flexible Spending Account, recently advised that the company would initiate charging employees with a monthly administration fee of \$4.25 and a renewal fee of \$80. The Benefits Committee compared services provided by Colonial to services provided by Aflac as Aflac has waived all fees. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously approved a Reimbursement Services Agreement between Gila County and American Family Life Assurance Company (Aflac) whereby Aflac will administer the County’s Flexible Spending Account.

Item 5 - Information/Discussion/Action to approve an Intergovernmental Agreement between Gila County and Tonto Basin Unified School District whereby the School District shall be allowed to park its bus at the Tonto Basin County facility and also purchase fuel from the County for the bus for a period of five years, and to authorize the Chairman to sign the Disclosure of Dual Representation form.

Steve Stratton, Public Works Division Director, advised that since 2004, the County has entered into this arrangement with the Tonto Basin Unified School District without any problems and he recommended the Board’s approval of the Intergovernmental Agreement. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously approved an

Intergovernmental Agreement between Gila County and Tonto Basin Unified School District.

Item 6 - CONSENT AGENDA ACTION ITEMS:

A. Authorization of the Chairman's signature on a Great Western Bank Governmental Certificate, Change in Terms of Agreement, and Disbursement Request and Authorization forms, one each for the Buckhead Mesa Landfill and Russell Gulch Landfill, in order to renew the financial assurance for letters of credit required by the Arizona Department of Environmental Quality, all of which pertain to future closure costs for these landfills.

B. Approval to renew the First Things First Child Care Health Consultant Grant (Contract No. GRA-STATE-10-0070-10/Renewal Award No. GRA-STATE-10-0070-01-Y2) between Gila County (Health and Community Services Division) and the Early Childhood Development and Health Board for the period July 1, 2010, through June 30, 2011, in the amount of \$26,666.

C. Approval of an In-Building Equipment Agreement between Gila County (Sheriff's Office) and the Cellco Partnership d/b/a Verizon Wireless for the in-builder repeater located at the Roosevelt Sheriff's Office Sub-Station effective August 31, 2010, at no cost to the County.

D. Approval of a Special Event Liquor License submitted by the Gila County Rodeo Committee to serve liquor at the bull riding and ranch rodeo events on April 17-18, 2011, at the Gila County Fairgrounds.

E. Approval of Amendment No. 2 to an ARRA (American Recovery and Reinvestment Act) Intergovernmental Agreement (Contract No. E091206-001) between the Arizona Department of Economic Security and Gila County (Gila/Pinal Workforce Investment Area) to extend the contract end dates from June 30, 2010, to the following: Youth Program – extended to September 30, 2010; and Adult Program, Dislocated Worker Program and Rapid Response Program – extended to December 31, 2010.

F. Approval of the July 2010 monthly departmental activity reports submitted by the Recorder, Globe Regional Constable, Globe Regional Justice of the Peace, Clerk of the Superior Court and Payson Regional Justice of the Peace. (Copies of these reports are on file in the Clerk of the Board Department.)

G. Approval of personnel reports/actions for the week of August 31, 2010.

Note: A personnel report was not submitted for the week of August 24, 2010.

August 31, 2010

Departures from County Service:

1. Denise Barajas – BOS – Temporary Laborer – 08/09/10 – Constituent Services II Fund – DOH 06/07/10 – Attend College
2. Stephanie Gibson – Payson Justice Court – Justice Court Clerk Associate – 08/09/10 - General Fund – DOH 07/07/08 – Resigned
3. Vicki Pena – Recorder’s Office – Recorder’s Clerk Senior – 08/20/10 – General Fund – DOH 08/25/03 – Resigned
4. Dallyn Rubalcava – Recorder’s Office – Temporary Clerk – 08/13/10 - General Fund – DOH 08/24/09 – Resigned

Temporary Hires to County Service:

5. Rachel Wright – Superior Courts General – Court Clerk – 07/19/10 – Local Probate Assessment Fund

Departmental Transfers:

6. Angelina Thompson – Recorder’s Office – From Recorder’s Clerk – To Recorder’s Clerk Senior – 08/20/10 - General Fund

End Probationary Period:

7. Ramona Scales - Health and Community Services – Public Health Nurse I – 08/02/10 – Health Service Fund
8. Kimberly Aguilar – Public Fiduciary’s Office – Fiduciary’s Services Specialist 1 – 08/16/10 - General Fund

H. Approval of finance reports/demands/transfers for the weeks of August 24, 2010, and August 31, 2010. (separate handout)

August 24, 2010

\$2,247,946.33 was disbursed for County expenses by check numbers 229678 through 229909.

August 31, 2010

\$469,868.61 was disbursed for County expenses by check numbers 229910 through 2230070. **(An itemized list of disbursements is permanently on file in the Board of Supervisors’ Office.)**

Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously approved Consent Agenda items 6A through 6H.

Item 7 - 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 8 - 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 presented information on current events.

Item 9 - WORK SESSION ITEM - Information/Discussion regarding proposed amendments to the Gila County Floodplain Management Ordinance that was previously presented to the Board of Supervisors during a public hearing that was held on July 6, 2010.

Steve Sanders, Public Works Division Deputy Director, advised that since the time a public hearing was held by the Board of Supervisors on this issue, Darde deRoulhac, Chief Engineer, Gila County Flood Control District, has provided additional detailed information pertaining to the events and reasons for the proposed Ordinance changes. Supervisor Dawson inquired as to the extent of involvement by public entities regarding the proposed Ordinance changes. Mr. deRoulhac replied that the changes were initiated and reviewed by the Arizona Department of Water Resources which acts as the liaison with FEMA (Federal Emergency Management Agency). He stated, "They have extensively reviewed the proposed Ordinance and we've had a lot of discussion with them; also, it has been reviewed by FEMA Region 9." Supervisor Dawson also inquired as to the amount of public input. Mr. deRoulhac replied that prior to the last public hearing, a notice of public hearing was advertised in the newspaper asking for public comment for a required time period. Information was also provided on the County's website and to his knowledge no public comment was submitted to the County. Supervisor Dawson explained the reason for asking these questions and stated, "Someone came to my office yesterday who was addressing the LURPP (Land Use Resource Policy Plan). This man said he was not aware of these meetings and he didn't feel we were doing a good job addressing the public. The Floodplain Ordinance is important. Mainly I wanted to point out that we have made the effort to inform the public." Mr. Sanders advised that prior to this Ordinance being presented to the Board of Supervisors for approval, there will be a 60-day public comment period. Chairman Pastor expressed his appreciation to Mr. Stratton, Mr. deRoulhac and Mr. Sanders on the efforts being made. Vice-Chairman Martin stated, "It's my understanding, Steve and Darde, that we do this so our citizens in flood areas can afford flood insurance" and Mr. deRoulhac replied, "That is correct." Vice-Chairman Martin stated, "As we are going through the process, how many of those folks know that flood insurance is available to them? As for

the ones that do not take advantage (of flood insurance), how much do we spend rescuing them when they could be getting this insurance and they aren't? Do we rescue them if they don't?" Mr. deRoulhac replied, "Whether we rescue them if they don't (purchase flood insurance) is beyond a question I can personally answer. The percent that avail themselves of flood insurance is relatively low. A lot don't get it unless it's required by their lender. Then when things happen, there is not a lot that can be done." Supervisor Dawson mentioned that she knows of people who cannot afford floodplain insurance and Mr. Stratton replied that the County does not distinguish those with flood insurance and those who do not have it when an actual emergency occurs. Further discussion was held on the high cost of floodplain insurance and the fact that not many people actually purchase it. Vice-Chairman Martin emphasized the need to put forth the effort to inform the public regarding floodplain requirements and issues. She also stated that it's important for people to be informed up-front by realtors/property sellers before a property is sold that it's located in a floodplain. Mr. Sanders stated that Mr. deRoulhac has almost completed a database of all properties in Gila County that will be made available on the County's website which will provide information as to whether a property is located in a floodplain. Vice-Chairman Martin asked Chief Deputy County Attorney Bryan Chambers whether there could be a requirement to post a notice on all properties with notification stating that particular property is located in a floodplain. Mr. Chambers agreed that would benefit potential buyers; however, he was not sure the County could do that. He said that real estate disclosure laws most likely require disclosure to a potential buyer when a property is located within a flood zone. Mr. Chambers advised that the floodplain changes over time, and in some instances a property that was initially purchased and not located in a floodplain is now located within a floodplain. Mr. deRoulhac added that flood maps are not updated as often as physical changes occur in the creek beds and he stated that the County is still using some of the original maps that were created in early 1980.

There being no further business to come before the Board of Supervisors, Chairman Pastor adjourned the meeting at 11:01 a.m.

APPROVED:



Michael A. Pastor, Chairman

ATTEST:



Marian Sheppard, Chief Deputy Clerk