

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

Date: February 1, 2011

MICHAEL A. PASTOR
Chairman

JOHN F. NELSON
Clerk of the Board

TOMMIE C. MARTIN
Vice-Chairman

By: Marilyn Brewer
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; 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. Steve Sanders led the Pledge of Allegiance and Reverend James Barker of the Tonto Village Chapel delivered the invocation.

Item 2 - PRESENTATIONS:

2A. Presentation of the Officer of the Quarter award by Daisy Flores, Gila County Attorney, to Sgt. Joni Varga of the Payson Police Department.

Daisy Flores, County Attorney, presented Payson Police Department Sgt. Joni Varga with the Officer of the Quarter award and gave a brief summary of her background and the reasons she was nominated for the award. Donald Engler, Payson Chief of Police, also noted that the Department is very proud of Sgt. Varga's accomplishments. Each Board member thanked Sgt. Varga for her dedicated service to the community.

2B. Recognition of the following 3 employees for January's "Spotlight on Employees" Program: Pam Fisher, Robert Gould and Scott Marcanti.

Juley Bocado-Homan, Deputy Human Resources Director, presented gift cards as recognition awards to 3 employees for January's "Spotlight on Employees" Program as follows: Pam Fisher, Robert Gould and Scott Marcanti. Each Board member thanked the employees for their dedicated work.

Item 3 – PUBLIC HEARINGS:

3A. Public Hearing - Information/Discussion/Action to approve Order No. LL-11-01, an application submitted by Penny Anne West for a new Series 10 beer and wine store license with an interim permit to operate for Jake's Corner Store located just outside of Payson.

Marian Sheppard, Chief Deputy Clerk, stated that this is a new application to sell beer and wine at Jake's Corner Store. The County has an internal review process to check for any building permitting or health issues and none were found. She has not received any objections from the public and therefore recommended approval by the Board. Ms. Sheppard will then forward the application to the Arizona Department of Liquor Licenses and Control for final review and approval. Chairman Pastor opened the public hearing and called for public comment; none was received. He closed the public hearing and called for a motion. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously approved Order No. LL-11-01, an application submitted by Penny Anne West for a new Series 10 beer and wine store license with an interim permit to operate for Jake's Corner Store located just outside of Payson.

Item 4 – REGULAR AGENDA ITEMS:

4A. Information/Discussion/Action to adopt Resolution No. 11-02-01 making known the Board of Supervisors' commitment of support for the Copper Basin Coalition and the Payson Community Prevention Council in bringing the under-aged drinking problem within our communities to light and their tireless efforts in trying to curb underage drinking among our youth.

William Herrera, representative for the Copper Basin Coalition and the Payson Community Prevention Council, requested the Board's support by adopting the Resolution regarding the under-age drinking problem, which is a big problem in our communities. The Copper Basin Coalition was founded in August 2006 to address under-age drinking in the Copper Basin area and is focusing its efforts on youth and adult binge-drinking among 18-25 year olds. Also being addressed is alcohol consumption among 12-18 year olds and alcohol-related car crash injuries among 18-25 year olds. He passed out a copy of a state survey entitled, "2010 Arizona Youth Survey Results," which is a self-reporting survey of 8th, 10th and 12th graders that is conducted every 2 years in the public schools. Mr. Herrera noted that Gila County is ranked number 1 in the state for under-aged alcohol consumption by minors; last year Gila County was ranked second and the year before was ranked third. So there is still a lot of work to do to address this issue. He then read aloud the Resolution. The Board also discussed with Mr. Herrera how these minors are obtaining the alcohol and its connection with the high rate of teen pregnancy. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously adopted Resolution No. 11-02-01 making known the Board of Supervisors' commitment of support for the Copper Basin Coalition and the

Payson Community Prevention Council in bringing the under-aged drinking problem within our communities to light and their tireless efforts in trying to curb underage drinking among our youth.

4B. Information/Discussion/Action to approve an Intergovernmental Agreement (Contract No. HG161095) between Gila County and the Arizona Department of Health Services in the amount of \$75,000 to provide preconception health for women and Gila County resident injury prevention for the period of January 1, 2011, through December 31, 2011.

Paula Horn, Deputy Director of Prevention Services, stated that the Arizona Department of Health Services contacted the County about providing these services as they are priorities that have come from statewide needs assessment. This new funding will address prevention strategies for all of Gila County and will provide for 1 full-time employee in the Health Department. The objectives of the Intergovernmental Agreement are to improve the health of women prior to pregnancy and to reduce the rates of injuries for all residents, both intentional and unintentional. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously approved an Intergovernmental Agreement (Contract No. HG161095) between Gila County and the Arizona Department of Health Services in the amount of \$75,000 to provide preconception health for women and Gila County resident injury prevention for the period of January 1, 2011, through December 31, 2011.

4C. Information/Discussion/Action to approve an Agreement for Energy Assistance for Renewable Neighborhoods Implementation between Gila County Community Action/Housing Services and Arizona Public Service (APS) Company to allocate funds in the amount of \$79,200, which will be used to help residents who meet program qualifications for the period July 1, 2010, through March 31, 2011.

Malissa Buzan, Community Action Program/Housing Services Program Manager, requested Board approval of this Agreement with APS for the installation of 50-gallon solar hot water heating systems. The Arizona Corporation Commission has instructed APS to issue more of these contracts statewide. APS had some problems getting the contracts out in a timely manner; hence, the short timeframe with the contract only running through March 31, 2011. Approximately 7-8 homes with large families have been identified. Ms. Buzan advised that she has had a problem finding a qualified plumber for the installation of these solar hot water systems; however, she has now located 2 in Mesa and is in negotiations with them on the prices because the better the price, the more solar systems that can be installed and work can begin immediately. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously approved an Agreement for Energy Assistance for Renewable Neighborhoods Implementation between Gila County Community Action Program/Housing Services and Arizona Public Service Company to allocate funds in the amount of \$79,200, which will be used to

help residents who meet program qualifications for the period July 1, 2010, through March 31, 2011.

4D. Information/Discussion/Action to review all bids submitted for Request for Sealed Bids No. 040108-1 for the Globe Gila County Courthouse ADA/Access Improvement; award to the lowest, responsible and qualified bidder; and authorize the Chairman's signature on the Award Contract for the winning bidder.

Steve Stratton, Public Works Division Director, stated that this bid is for compliance with the American Disabilities Act regarding access to the courthouse and will include the elimination of some planters that have caused moisture problems in the bottom floor offices. He advised that at the bid opening there was a question about informality with the low bidder. All bids, without names, were reviewed by the County Attorney's Office and several irregularities were found, all of which could be waived by the Board as has been done in the past. He recommended that the contract be awarded to Valwest Construction in the amount of \$166,950. The Board discussed the removal of the planters and inquired about sealing the lower walls. Mr. Stratton stated that it's a possibility that sealing may be necessary and a contingency amount has been set aside for any problems that might arise. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously awarded the Contract for Request for Sealed Bids No. 040108-1 for the Globe Gila County Courthouse ADA/Access Improvement to Valwest Construction in the amount of \$166,950 and authorized the Chairman's signature on the Award Contract.

4E. Information/Discussion/Action to review all bids submitted for Request for Sealed Bids No. 092210-1 for the Central Heights Auditorium Remodel Project; award to the lowest, responsible and qualified bidder; and authorize the Chairman's signature on the Award Contract for the winning bidder.

Mr. Stratton advised the Board that 8 bids had been received for this project. The remodel of this building is for the purpose of housing the Public Fiduciary and the Elections Department in order to consolidate all of those operations into one location. All bids were reviewed including the resume of the apparent low bidder and Mr. Stratton's recommendation was to award a contract to Blackwell Building Group, LLC in the amount of \$324,900. These funds will be paid out of the Bond funds that were designated for other buildings, but because many bids came in lower than projected, additional projects such as this one are being brought to the Board for approval. Vice-Chairman Martin noted how close the bids were from the top group of bidders. Mr. Stratton stated that the project did come in at a higher cost than projected, but after review he feels this is a responsible bid. Chairman Pastor inquired whether the County is allowed to grant local contractors a 5-10% window. Mr. Stratton replied that the cities and towns have the authority to do that; however, by state statute counties don't have that option. A pre-construction meeting is

scheduled for Thursday and then the project will begin next Monday and will take 65 days to complete. Notice has been given to Copper Mountain Inn that the Public Fiduciary's Office will vacate their building as of May 1, 2011. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously awarded the Contract for Request for Sealed Bids No. 092210-1 for the Central Heights Auditorium Remodel Project to Blackwell Building Group, LLC in the amount of \$324,900.

4F. Information/Discussion/Action to adopt "Policy and Procedure for the Abandonment of County Highways, Local Streets, Avenues, Alleys and for the Extinguishment of Easements within Gila County," which replaces "Guidelines for Vacation of Public Roadways" policy. (Steve Sanders)

Steve Sanders, Public Works Division Deputy Director, had presented this item at the Board's previous meeting; however, the attachment, which was the proposed Policy and Procedure for adoption, was inadvertently not included. Because the Board was unable to review the proposed Policy, the item was continued to today's meeting. At the previous meeting, Mr. Sanders had reviewed with the Board all the changes being made, so he was not requested to review the changes again today. Members of the Board thanked Mr. Sanders for the summary sheet he provided, which made the changes clearer and eliminated a lot of questions. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously adopted "Policy and Procedure for the Abandonment of County Highways, Local Streets, Avenues, Alleys and for the Extinguishment of Easements within Gila County," which replaces "Guidelines for Vacation of Public Roadways" policy.

Item 5 - CONSENT AGENDA ACTION ITEMS:

5A. Approval of Amendment No. 2 to the 2010-2011 Independent Contractor Agreement (Contract No. ACAA07012010) for 2010-2011 Utility Assistance Programs between the Arizona Community Action Association and the Gila County Community Action Program to allocate an additional \$8,355 of funding, which will be used to help residents who meet program qualifications for the period August 17, 2010, through June 30, 2011.

5B. Approval of the submission of the Notice of Request for Proposal No. ADHS11-00000347 and approval of the Offer and Acceptance with the Arizona Department of Health Services in the amount of \$88,829.19 to provide HIV care and support services for the period of April 1, 2011, through March 31, 2012.

5C. Approval of Amendment No. 3 to an Intergovernmental Agreement (Contract No. DE111006001) between the Arizona Department of Economic Security and Gila County Board of Supervisors increasing the Contract amount from \$2,987,834 to \$3,025,643, an increase of \$37,809.

5D. Approval of Amendment No. 2 to an Intergovernmental Agreement (Contract No. DE111006001) between the Arizona Department of Economic Security and Gila County Board of Supervisors increasing the contract amount from \$2,631,208 to \$2,987,834, an increase of \$356,626.

5E. Authorization of the Chairman's signature on various documents entered into between Gila County and Konica Minolta Business Solutions U.S.A., Inc. (KMBS) for the purchase of a Konica Minolta Bizhub C-280 copier that will be used by the Payson Regional Constable as follows: Order Agreement in the amount of \$4,930.00, Advantage CPS Maintenance Contract at a cost of \$68.50 per month (\$822.00 per year); and Contract Information Form.

5F. Authorization of the Chairman's signature on Amendment No. 1 to Contract No. 050709-1 between Gila County and Southwest Asphalt to extend the Contract, per Section 2.2, from the period of December 17, 2010, to December 16, 2011; and to provide for the purchase of 1/2" chips and asphalt, all of which are used in the Copper Region of Gila County.

5G. Approval of Subgrantee Agreement Amendment #1 09-AZDOHS-HSGP-555300-03 between the Arizona Department of Homeland Security and the Gila County Division of Health and Emergency Services for the purpose performance period extension through December 31, 2010.

5H. Acknowledgement of Mr. Walter Lee Hunsaker's resignation from the Pine Water Association Domestic Water Improvement District Governing Board and the appointment of Mr. Michael Ward to complete the term of Mr. Hunsaker, which expires December 31, 2014.

5I. Approval of an Intergovernmental Agreement for Election Services between Gila County Division of Elections and the Town of Hayden to provide mayoral election services on March 8, 2011, and run-off election services on May 17, 2011 (if needed).

5J. Approval of an Application for Special Event License submitted by the Kiwanis Club of Tonto Basin Community Service Foundation to serve liquor at a fund-raiser event on February 26, 2011, in Tonto Basin.

5K. Approval of an Application for Special Event License submitted by the Lions Club of Globe, Arizona, Inc. to serve liquor at the Gila County Sheriff's Reserve Dance on February 12, 2011, in Globe.

5L. Approval of the July 14, 2010, July 27, 2010, and August 3, 2010, BOS meeting minutes.

5M. Approval of the December 2010 monthly departmental activity report submitted by the Payson Regional Constable.

5N. Approval of the December 2010 monthly departmental activity report submitted by the Recorder's Office.

5O. Approval of the December 2010 monthly departmental activity report submitted by the Globe Regional Justice Court.

5P. Approval of the December 2010 monthly departmental activity report submitted by the Payson Regional Justice of the Peace.

5Q. Approval of personnel reports for the weeks of January 25, 2011, and February 1, 2011.

January 25, 2011

Departures from County Service:

1. Candelaria Rocha – Probation – Juvenile Detention Officer – 01/16/11 – General Fund – DOH 01/24/01 – Resigned
2. James Weeks – Payson Regional Justice Court – Judge Pro-Tem – 01/01/11 – General Fund – DOH 07/01/07 – Retired

Hires to County Service:

3. Patricia Balderree – Probation – Juvenile Detention Officer – 01/31/11 – General Fund – Replacing Jessy Carter
4. Michael Collett – Probation – Juvenile Detention Officer – 01/31/11 – General Fund – replacing Nancy Hannigan
5. Leonard McIntosh – Probation – Juvenile Detention Officer – 01/31/11 – General Fund – replacing Christopher Beamon
6. Lauryn Mooney – Probation – Administrative Clerk Senior – 01/31/11 – Adult Probation Service Fee Fund – replacing Veronica Gonzales
7. Erika Pisano – Probation – Deputy Probation Officer 1 – 01/31/11 – Juvenile Standards Fund – Replacing Kathy Coker

End Probationary Period:

8. Gary Holloway – Assessor – Property Appraiser III Lead – 01/01/11 – General Fund
9. Michael Lorka – Probation – Juvenile Detention Officer – 01/17/11 – General Fund
10. Jo Anna McDaniel – Public Fiduciary – Public Fiduciary Assistant – 01/17/11 – General

Departmental Transfers:

11. Kathy Coker – Probation – From Deputy Probation Officer 1 – To Juvenile Detention Facility Manager – 01/31/11 – From Juvenile Standards Fund – To General Fund

Position Review:

12. Bobby Baldwin – Community Services – Temporary Mobile Crew – 01/01/11 – GEST Fund – Change in minimum wage
13. Ricky Cayouette – Community Services – Temporary Mobile Crew –

- 01/01/11 – GEST Fund – Change in minimum wage
14. Shirley Jack – Community Services – Temporary Mobile Crew –
01/01/11 – GEST Fund – Change in minimum wage
 15. Heather Boyer – Probation – Probation Officer Supervisor – 01/31/11 –
50% State Aid Enhancement Fund – 50% Adult Intensive Probation
Fund – correction to New World database
 16. Bryan Kinder – Probation Officer Supervisor – 01/31/11 – 50% State
Aid Enhancement Fund – 50% Adult Intensive Probation Fund –
correction to New World database
 17. Cynthia Romance – Probation Officer Supervisor – 01/31/2011 –
Diversion Intake Fund – correction to New World database

SHERIFF'S PERSONNEL ACTION ITEMS

Departures from County Service:

18. Linda Kruse – Sheriff's Office – 911 Dispatcher – 01/12/11 – General
Fund – Job Abandonment

February 1, 2011

Departures from County Service:

1. Melva Warbington – Recorder – Recording Clerk – 01/04/11 – General Fund
– DOH 04/20/09 – Resigned

Hires to County Service:

2. Vino Burdette – Recorder – Voter Outreach – 01/24/11 – General Fund –
Replacing Laverna Kniffin
3. Ruben Mancha – Globe Regional Justice Court – Collections Officer –
02/07/11 – General Fund – replacing Daniel Alonzo

End Probationary Period:

4. Joel McDaniel – Public Works – Road Maintenance/Equipment Operator –
01/31/11 – Public Works Fund

Position Review:

5. Mark Joerns – Probation – Deputy Probation Officer 2 – 02/07/11 – Change
in Fund Codes
6. Erwin Diaz – Probation – Deputy Probation Officer 2 – 02/07/11 – Change
in Fund Codes

SHERIFF'S PERSONNEL ACTION ITEMS

End Probationary Period:

7. Virgilio Dodd – Sheriff's Office – Deputy Sheriff Sgt. – 01/18/11 – General
Fund

5R. Approval of finance reports/demands/transfers for the weeks of January 25, 2011, and February 1, 2011.

January 25, 2011

\$1,580,261.90 was disbursed for County expenses by check numbers 234176
through 234344.

February 1, 2011

\$24,993.44 was disbursed for County expenses by check numbers 234345 through 234348. **(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 action items 5A-5R.

Item 6 - 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 7 - 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.

There being no further business to come before the Board of Supervisors, Chairman Pastor adjourned the meeting at 11:05 a.m.

APPROVED:



Michael A. Pastor, Chairman

ATTEST:



Marian Sheppard, Chief Deputy Clerk