

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

Date: December 4, 2012

**TOMMIE C. MARTIN**  
Chairman

**JOHN F. NELSON**  
Clerk of the Board

**SHIRLEY L. DAWSON**  
Vice-Chairman

By: Marilyn Brewer  
Deputy Clerk

**MICHAEL A. PASTOR**  
Member

Gila County Courthouse  
Globe, Arizona

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PRESENT: Tommie C. Martin, Chairman (via ITV conferencing); Shirley L. Dawson, Vice-Chairman; Michael A. Pastor, Supervisor; Don McDaniel, Jr., County Manager; John Nelson, Deputy County Manager/Clerk (via ITV conferencing); 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. Shirley Dawson led the Pledge of Allegiance and Reverend Rula Colvin of St. Paul’s United Methodist Church delivered the invocation.

**Item 2 – PRESENTATIONS:**

**2A. Presentation of the Officer of the Quarter award by Daisy Flores, Gila County Attorney, to Detective Ray Hernandez of the Gila County Attorney's Office.**

Daisy Flores, County Attorney, presented Detective Ray Hernandez of the Gila County Attorney’s Office with the Officer of the Quarter award and gave a brief summary of his background and the reasons he was nominated for the award. Detective Ray Hernandez thanked the Board for taking the time to nominate him for this award. Each Board member thanked Detective Hernandez for his dedicated service to the community. Chairman Martin stated that she was sorry that this was Ms. Flores’ last presentation and thanked her for having the Officer of the Quarter presentations throughout the past years.

At this time, Chairman Martin’s sound equipment was not working properly so Vice-Chairman Dawson took over as Chairman of the meeting.

**Item 3 – PUBLIC HEARINGS:**

**3A. Public Hearing - Information/Discussion/Action to adopt Resolution No. 12-12-01 renewing a non-public water franchise for Collins Ranch Water Users' Association, Inc. for an additional 15 years, from December 4, 2012, to December 3, 2027, in order for the Association to continue providing domestic and residential water to its member homes.**

Marian Sheppard, Chief Deputy Clerk, stated that on November 30, 1987, the Board of Supervisors approved a 25-year water franchise for the Collins Ranch Water Users' Association (CRWUA). That water franchise expired November 30, 2012. On November 13, 2012, the Board accepted an application to renew the franchise for 15 more years and at that time the Board set a public hearing date, per statutory requirements, for today to hear any public comments on this franchise publication. The area of the franchise is known as Collins Ranch near Payson. This is a non-public water franchise whereby the Arizona Corporation Commission issued an Order many years ago to adjudicate this as a non-public water company so the CRWUA provides domestic and residential water to approximately 36 CRWUA's member homes. Ms. Sheppard advised that Roger Parks, President of CRWUA, was present if the Board had any questions or concerns. She also stated that per statutory requirements, the Notice of this Public Hearing was advertised in the official newspaper of the County, which is the Arizona Silver Belt and also the Payson Roundup newspaper 3 weeks prior to today's meeting. The applicant has met all of the requirements and paid all of the fees necessary. To date, none of the qualified electors have petitioned the Board to deny such a privilege. Chairman Dawson opened the public hearing and called for comments from the public; none were received from Globe or Payson. Chairman Dawson closed the public hearing and entertained a motion. Upon motion by Supervisor Pastor, seconded by Supervisor Martin, the Board unanimously adopted Resolution No. 12-12-01 renewing a non-public water franchise for Collins Ranch Water Users' Association, Inc. for an additional 15 years, from December 4, 2012, to December 3, 2027, in order for the Association to continue providing domestic and residential water to its member homes. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

**Item 4 – REGULAR AGENDA ITEMS:**

**4A. Supervisors' Annual Property Tax Sale/Auction for the sale of real property deeded to the state of Arizona by Treasurer's Deed in the year 2012.**

Chairman Dawson advised perspective purchasers at the Supervisors' Annual Property Tax Sale/Auction that all sales would be final; the title conveyed by the Treasurer's Deed may or may not be marketable; examine the property before bidding; check the Assessor's map for the location of the parcel; seek

advice on the marketability of the title conveyed by the Treasurer's Deed; no warranties or guarantees as to the size or condition of the property is given and no refunds would be available. There were 20 properties listed for sale at today's auction and the Board addressed each parcel separately. The auction results were as follows:

Tax Parcel #	Lien Amount	Sale Amount	Purchaser's Name
101-07-019	\$2749.68	\$2749.68	Juan Bracamonte
101-07-079	\$2,356.44	--	--
101-07-139	\$5,112.79	--	--
101-10-009	\$98,501.26	--	--
102-13-019-Q	\$982.18	--	--
102-31-013-G	\$761.30	\$761.30	Roger Parks
201-08-067-F	486.58	--	--
204-03-028	\$3,424.22	\$3,424.22	Roger Parks
204-15-023	\$3,527.59	\$3,527.59	Freeport McMoRan Miami Inc.
206-21-015	\$2,300.65		
206-21-054	\$3,087.08	\$3,087.08	Judy Myers
206-21-068A	\$2,659.79	--	--
206-23-131	\$2,984.74	\$2,984.74	Beatriz Rosales
207-09-181	\$2,517.34	--	--
207-15-052	\$4,304.85	\$4,304.85	Angel Redondo
207-15-140-D	\$442.56	--	--
208-11-017	\$5,981.47	--	--
302-60-192	\$721.32	--	--
303-08-023	\$350.80	--	--
304-14-004-G	\$438.32	--	--

Upon motion by Supervisor Pastor, seconded by Supervisor Martin, the Board unanimously approved the sale of tax parcel number 101-07-019 to Juan Bracamonte in the amount of \$2,749.68.

Upon motion by Supervisor Martin, seconded by Supervisor Pastor, the Board unanimously approved the sale of tax parcel number 102-31-013-G to Roger Parks in the amount of \$761.30. (For the record, payment was not made by Mr. Parks within the required 48-hour time frame; therefore, this parcel is still available for sale.)

Upon motion by Supervisor Pastor, seconded by Supervisor Martin, the Board unanimously approved the sale of tax parcel number 204-03-028 to Roger Parks in the amount of \$3,424.22. (For the record, payment was not made by Mr. Parks within the required 48-hour time frame; therefore, this parcel is still available for sale.)

Upon motion by Supervisor Martin, seconded by Supervisor Pastor, the Board unanimously approved the sale of tax parcel number 204-15-023 to Morris Ashkie on behalf of Freeport McMoRan Miami Inc. in the amount of \$3,527.59.

Upon motion by Supervisor Pastor, seconded by Supervisor Martin, the Board unanimously approved the sale of tax parcel number 206-21-054 to Judy Myers in the amount of \$3,087.08.

Upon motion by Supervisor Martin, seconded by Supervisor Pastor, the Board unanimously approved the sale of tax parcel number 206-23-131 to Beatriz Rosales in the amount of \$2,984.74.

Upon motion by Supervisor Pastor, seconded by Supervisor Martin, the Board unanimously approved the sale of tax parcel number 207-15-052 to Angel Redondo in the amount of \$4,304.85.

Chairman Dawson closed the Supervisors' Annual Property Tax Sale/Auction.

At this time, Chairman Martin resumed as Chairman of the meeting.

**4B. Information/Discussion/Action to consider a sealed bid for the purchase of Assessor's tax parcel number 208-11-010.**

Ms. Sheppard advised that any properties that don't sell at the annual auction are added to what is referred as the Back Tax Land List. These properties are available for purchase any time throughout the year through the County's sealed bid process. She stated that a sealed bid was received for parcel no. 208-11-010, which is vacant land located on Central in Globe. Ms. Sheppard opened the sealed bid and stated that a bid was received from Thelma Campbell in the amount of \$495.51, the total lien amount. Upon motion by Vice-Chairman Dawson, seconded by Supervisor Pastor, the Board unanimously accepted a sealed bid for the purchase of Assessor's tax parcel number 208-11-010 from Thelma Campbell in the amount of \$495.51.

**4C. Information/Discussion/Action to approve a transfer of up to \$75,000 from the current immunization account to the private stock vaccine account to allow for the purchase of vaccine to provide services to those insured children not covered by the Vaccine for Children program.**

Jendean Sartain, Deputy Director of Health Services, requested a transfer of funds of up to \$75,000 to create a new private stock vaccine account to allow the Gila County Health Department to purchase private stock vaccine in the wake of the change effective October 1st from the Centers for Disease Control (CDC) for the County's funding for the vaccine for those insured children from birth to 18 years of age that are not covered by the Vaccine for Children's

Program (VCP). Upon inquiry by Supervisor Pastor for additional clarification, Ms. Sartain further explained that effective October 1, 2012, the CDC changed the funding for the Vaccine for Children's Program. VCP will still continue to provide vaccine for children that are covered by the Arizona Health Care Cost Containment System (AHCCCS), those children that have no insurance, or those children that are Native American/Native Alaskan. It will no longer provide vaccine for children who have insurance or those that are considered to be underinsured, which means they have some insurance but not full insurance. Ms. Sartain stated that her request is to create this account so that the Gila County Health Department can purchase vaccine to cover those children that are insured or underinsured. All other children will be covered by VCP, so no children will go unimmunized. The County has a third-party biller that will be billing the private insurance companies for the cost of the vaccine, which will then be reimbursed by the insurance companies to cover the cost of the vaccine; however, some money is needed up front to be able to purchase the vaccine to get this program started before the County can start billing the private insurance companies. Upon motion by Supervisor Pastor, seconded by Vice-Chairman Dawson, the Board unanimously approved a transfer of up to \$75,000 from the current immunization account to the private stock vaccine account to allow for the purchase of vaccine to provide services to those insured children not covered by the Vaccine for Children program.

**ITEM 5 – CONSENT AGENDA ACTION ITEMS:**

**5A. Approval of Amendment No. 1 to a Weatherization Low Income Assistance Agreement (Contract No. LW-ESA-2182-02Y2) between the State of Arizona Governor's Office of Energy Policy and the Gila County Division of Community Services, Housing Services, increasing the contract amount from \$108,719.65 to \$182,840.37, to be used for program operations in the Low-Income Home Energy Assistance Program (LIHEAP), through June 30, 2013.**

**5B. Approval of an Intergovernmental Agreement (Contract No. ADHS13-031248) (former Contract No. HG852277) with the Arizona Department of Health Services in the amount of \$4,561 to continue to provide HIV Prevention Program services for the period of July 1, 2012, through June 30, 2017.**

**5C. Approval of Amendment No. 2 and Amendment No. 3 to an Intergovernmental Agreement (Contract No. ADHS11-004700) with the Arizona Department of Health Services in the amount of \$142,689 to continue providing HIV care and support services for the period of April 1, 2012, through March 31, 2013.**

**5D. Authorization of the Chairman's signature on the attached Agreements to distribute the final LTAF II (Local Area Transportation**

**Funds) funds, as follows: Intergovernmental Agreements with the Town of Star Valley for \$2,877.75, City of Globe Active Adult Center for \$2,877.75, Town of Miami Senior Center for \$2,877.75, Town of Miami Cobre Valley Community Transit Program for \$7,017.00, and Town of Hayden Senior Center for \$2,877.75; and Transit Agreements with the Payson Senior Center for \$2,877.75, Time Out, Inc. for \$2,877.75, the Boys and Girls Club of Globe Transit Program for \$2,877.75, Horizon Human Services for \$2,877.75, and the San Carlos Apache Tribe Transit Services for \$2,877.75.**

**5E. Approval of Amendment No. 2 to an Intergovernmental Agreement (Contract No. DE101133-001) between the Arizona Department of Economic Security (DES) and Gila County Board of Supervisors dba Gila/Pinal Workforce Investment Board to increase DES's yearly rental cost for work space at the Casa Grande One-Stop Center to \$47,523, and at the Globe One-Stop Center to \$9,970.56 for the period July 1, 2012, through June 30, 2014.**

**5F. Approval to appoint Clint Miller to fill the unexpired term of office for Richard Franco on the Gila County Building Safety Advisory and Appeals Board, of which the term will expire on December 31, 2013.**

**5G. Approval of the October 2012 monthly activity report submitted by the Globe Regional Justice of the Peace.**

**5H. Approval of the October 2012 monthly activity report submitted by the Payson Regional Constable.**

**5I. Approval of the October 2012 monthly activity report submitted by the Recorder's Office.**

**5J. Approval of the October 2012 monthly activity report submitted by the Clerk of the Superior Court.**

**5K. Approval of September 18, 2012, BOE Minutes.**

**5L. Acknowledgment of the Human Resources reports for the weeks of November 6, 2012, November 13, 2012, November 20, 2012, and November 27, 2012.**

**November 6, 2012**

Departures from County Service:

1. Larry Stephenson – EACO – Executive Director – 10/31/12 – Various Funds  
– DOH 05/08/06 – Retirement

Departmental Transfers:

2. Janie L. Bennett – County Attorney – From Legal Secretary Senior – To Legal Secretary – 10/26/12 – General Fund
3. Malissa Buzan – Community Services – From Housing Services Program Manager – To Interim Director – 11/05/12 – Various Funds

End Probationary Period:

4. Kenneth Wortman – County Attorney – Detective – 10/18/12 – Cost of Prosecution Reimbursement Fund

Request Permission to Post:

5. Community Services – Rehabilitation Specialist Temporary – New position
6. Payson Justice Court – Justice Court Clerk Associate – Vacated by Sandra Yoder

**November 13, 2012**

Departures from County Service:

1. Patricia Espinoza-Barcon – Probation – Administrative Clerk Senior – 10/22/12 – Adult Intensive Probation Supervision Fund – DOH 10/22/12 – Did not report nor call on first day of employment
2. David J.H. Fletcher – Community Services – Director of Community Services – 11/02/12 – Various Funds – DOH 08/01/85 – Retirement
3. Thomas H. Melcher – Sheriff’s Office – Chief Deputy Sheriff – 12/31/12 – General Fund – DOH 01/02/01 – Retirement
4. John R. Armer – Sheriff’s Office – Sheriff – 12/31/12 – General Fund – DOH 01/01/01 – Retirement
5. Richard Short – Public Works – Roads Supervisor – 11/30/12 – Public Works Fund – DOH 11/07/83 – Retirement

Hires to County Service:

6. Randy A. Tober – Public Works – Solid Waste Operations Worker – 11/19/12 – Recycling and Landfill Management Fund – Replacing Kenneth Payne, Jr.
7. Gabrielle Lininger – Sheriff’s Office – Administrative Clerk PT – 11/26/12 – General Fund – Replacing Kristine Feezor

Temporary Hires to County Service:

8. Judy Smith – Finance – Accounting Clerk Temporary – 11/13/12 – General Fund

**November 20, 2012**

Departures from County Service:

1. Denise Dickison – Community Services – Administrative Assistant – 11/30/12 – Various Funds – DOH 04/24/00 – Resignation
2. Justin Marks – Public Works – Road Maintenance /Equipment Operator – 11/21/12 – Public Works Fund – DOH 04/11/05 – Retirement

Hires to County Service:

3. Nathaneal Cutter – Public Works – Automotive Mechanic – 11/26/12 – Public Works Fund – Replacing Nathaneal Cutter
4. Marissa Avalos – Probation – Administrative Clerk Senior – 11/26/12 – Adult Intensive Probation Supervision Fund – Replacing Traci Borquez

5. Dustin Philpot – Probation – Juvenile Detention Officer – 11/26/12 – General Fund – Replacing Leonard McIntosh

End Probationary Period:

6. Brenda Van Haren – County Attorney – Victim Advocate – 11/09/12 – Crime Victim Assistance Program Fund
7. Emelle Silvers – Probation – Juvenile Detention Officer – 11/17/12 – General Fund

Request Permission to Post:

8. Assessor – Property Appraiser – Vacated by Lisa Wilckens
9. Public Works – Road Maintenance/Equipment Operator – Vacated by Thomas Tanner
10. Sheriff’s Office – Detention Officer Part-Time – Vacated by Clifford Carnahan

**November 27, 2012**

Hires to County Service:

1. Shawn Erik Osborn – Sheriff’s Office – Deputy Sheriff – 11/05/12 – General Fund – Replacing Christian Young
2. Richard K. Claydon – Sheriff’s Office – Detention Officer – 11/19/12 – General Fund – Replacing Richard Claydon
3. Teak-Sun Kim – Finance – Procurement Coordinator – 12/03/12 – General Fund

End Probationary Period:

4. Danielle Toumberlin – County Attorney – Case Manager – 11/01/12 – IV D Incentive/SSRE Fund

Position Review:

5. Barbara Quiroz-Garcia – Health Services – Community Health Assistant – 10/08/12 – WIC Fund – Increase in hours worked from 19 to 32 per week

Request Permission to Post:

6. Public Works – Vehicle & Equipment Mechanic Sr. – Vacated by Travis Buckner

**5M. Acknowledgment of contracts under \$50,000 which have been approved by the County Manager for the weeks of November 05, 2012, to November 09, 2012 and November 12, 2012 to November 16, 2012.**

Copies of the contract reports are on file in the Board of Supervisors’ Office.

**5N. Approval of finance reports/demands/transfers for the weeks of November 27, 2012, and December 4, 2012.**

**November 27, 2012**

\$2,066,688.01 was disbursed for County expenses by check numbers 250612 through 250774.

**December 4, 2012**

\$759,983.93 was disbursed for County expenses by check numbers 250775 through 250921. **(An itemized list of disbursements is permanently on file in the Board of Supervisors' Office.)**

Upon motion by Vice-Chairman Dawson, seconded by Supervisor Pastor, the Board unanimously approved Consent Agenda items 5A through 5N.

**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 and the County Manager presented information on current events.

There being no further business to come before the Board of Supervisors, Chairman Martin adjourned the meeting at 10:51 a.m.

**APPROVED:**

  
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Tommie C. Martin, Chairman

**ATTEST:**

  
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Marian Sheppard, Chief Deputy Clerk