

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

Date: June 24, 2008

JOSÉ M. SANCHEZ
Chairman

STEVEN L. BESICH
Clerk of the Board

TOMMIE C. MARTIN
Vice-Chairman

By: Marilyn Brewer
Deputy Clerk

SHIRLEY L. DAWSON
Member

Gila County Courthouse
Globe, Arizona

PRESENT: Jose M. Sanchez, Chairman; Tommie C. Martin, Vice-Chairman (via video conferencing); Shirley L. Dawson, Member; Steve Besich, County Manager/Clerk; 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. Shirley Dawson led the Pledge of Allegiance and Reverend Lyle Johnston of St. Paul’s United Methodist Church delivered the Invocation.

Item 2 - Presentation of the quarterly Officer Recognition Award to K-9 Maylo from the Gila County Sheriff’s Office.

Daisy Flores, County Attorney, stated that while trying to determine the employee to award for this quarter, she learned that K-9 Maylo was retiring and in discussions with the officers from other agencies, it was amazing the response received about how integral the police dog really is and the work they do and how they consider K-9 Maylo as a member of their law enforcement team. Maylo is being recognized for the versatility in his work, his loyalty to his handler, cooperation with other police agencies and his success in drug detection. Maylo’s comprehensive training includes narcotics detection, officer protection, tracking, search work and criminal apprehension. While his police work is obvious, his ultimate success is the result of Sergeant Travis Baxley’s efforts as well as the Sheriff’s Office. Ms. Flores briefly reviewed some of Maylo’s many successes over the past few years, which included locating over 3,000 pounds of marijuana, 1.5 pounds of methamphetamines and numerous items of drug paraphernalia, which has resulted in \$4 million in drug money being taken off the streets. He also tracked 3 robbery suspects for 1.5 miles resulting in the successful prosecution of same. Maylo’s retirement will be a loss to the City of Globe as well as the Sheriff’s Office. She stated, “It’s with great honor that we are here to acknowledge K-9 Maylo and to commend him

for his hard work and dedication to our community.” He has been working with the force for the past 5.5 years. On behalf of the Board, Chairman Sanchez expressed his appreciation to K-9 Maylo.

Item 3 – Information/Discussion/Action to approve a five-year Cooperative Intergovernmental Agreement (IGA) (No. KR-02-0025-LNR-FIR, Amendment 1) between the State of Arizona and Gila County of which the Arizona State Forester’s Cooperative Fire Rate Agreement No. 01-9825-8 is included, and both Agreements are being implemented to provide mutual emergency assistance for fire and emergency protection.

Matthew Bolinger, Director of the Emergency Management and Health Preparedness, stated that the purpose of this IGA is to allow the County to be reimbursed for assisting in emergencies with the County’s equipment, personnel and the Emergency Operation Center. The State is charged with the fire and emergency protection on State and certain private lands and the County is responsible for emergency services adjacent to State lands within the County. The parties’ intent is to cooperate to achieve mutual objectives on maintaining and operating emergency services for the protection of the citizens within the parties’ respective jurisdictions. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously approved the 5-year Cooperative IGA (No. KR-02-0025-LNR, FIR, Amendment 1) with the Arizona State Land Department, through the State Forester, Forestry Division, and the Arizona State Forester’s Cooperative Fire Rate Agreement No. 01-9825-8.

Item 4 – Information/Discussion/Action to approve Payson Regional Constable Sam H. Brewer’s request for the salaries to be raised to the maximum for Arizona constables, which can only be changed during an election year. (Note for the record: This agenda item only pertained to a request to raise Constable Brewer’s salary; therefore, the agenda item should read “for his salary to be raised” instead of “for the salaries to be raised”).

Steve Besich, County Manager/ Clerk, stated that in May 2006 Payson Regional Constable Sam Brewer requested that his salary be raised to the maximum for Arizona constables with over 18,000 registered voters, which was approved by the Board. At the time of the approval, the maximum salary for constables was \$55,654; however, between June 2006, when the raise was approved, and January 2007, when the raise went into effect, the State raised the maximum salary to \$61,200. Because Constable Brewer can only request a salary change during an election year, which is this year, he has requested a wage adjustment to the higher amount, effective January 1, 2009. Chairman Sanchez called on Constable Brewer, who stated that he didn’t have anything else to add other than what was outlined in the statutes. Vice-Chairman Martin also introduced Constable Brewer’s wife, Barbara Brewer, the former mayor of Payson. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously approved a salary increase for

Payson Regional Constable Sam Brewer from \$55,564 to \$61,200 effective January 1, 2009.

Item 5 – Information/Discussion/Action to approve a five-year Agreement between ADT Security Services, Inc. and Gila County at a cost of \$70 per month whereby ADT will monitor the Armory “B” building being occupied by the County’s Facilities Management Department.

Steve Stratton, Public Works Division Director, stated that the contract with the ADT Security Services, Inc. had to be modified due to the fact that the Facilities Maintenance Department, a department within the Public Works Division, moved out of Building “A” and into Building “B.” He stated that additional monitoring devices were placed in Building “B” because of additional equipment. In the past the Purchasing Department paid a portion of Building “B” because at the time it occupied a portion of that building. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously approved a 5-year Agreement with ADT Security Services, Inc. at a cost of \$70 per month for monitoring the Armory “B” Building. Note: This Agreement automatically renews unless either party chooses to terminate the Agreement.

Item 6 - Information/Discussion/Action to approve an Intergovernmental Agreement (IGA) between Gila County and the Town of Miami in the amount of \$20,000 to be paid in two installments, to provide the Town with LTAF funds to assist with the operation of Dial-A-Ride, a Cobre Valley Community Transit program, for a period of 4 months ending September 30, 2008.

Mr. Stratton stated the County was able to reach an agreement with the Town of Miami concerning the Dial-A-Ride program. The County will fund the program in two installments of \$10,000 each, one payable immediately and the other \$10,000 payable in the fall provided the Town complies with the terms of the IGA. Upon inquiry by Supervisor Dawson about future funding beyond September 2008, Mr. Stratton stated that the Town is planning to continue the program and the County will attempt to assist; however, many State programs are being cut and it is uncertain at this time if LTAF (Local Transportation Area Funds) monies will be available next year. Vice-Chairman Martin clarified that LTAF funds are not County funds; they are funds that pass through Gila County and are used in a variety of ways within the County such as in the past for the Senior Center, etc. Mr. Stratton stated that the LTAF funds are lottery funds that are distributed and earmarked only for transit programs. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously approved an IGA with the Town of Miami in the amount of \$20,000 to be paid in 2 installments for LTAF funds to assist with the Dial-A-Ride program for a period of 4 months ending September 30, 2008.

Item 7 - Information/Discussion/Action to award Request for Sealed Bids No. 050708-1, Gila County Fairgrounds Entrance Road Phase I and Gateway Enhancement Project, to Spire Engineering and authorize the Chairman's signature on Contract No. 050708-1, which is between Spire and Gila County.

Mr. Stratton stated this traffic enhancement grant project has been in the process since 2004. The County's match for its portion of the cost is 5.7% or \$20,000. The other portion of the project is being paid by Highway Revenue User Funds. This is the first segment of the road going into the Fairgrounds, which will eliminate the 90 degree hairpin turn and also includes landscaping. Chairman Sanchez stated that the low bid received from Spire Engineering, LLC was in the amount of \$523,100. Mr. Stratton stated that the bid received is \$9,000 under the engineer's estimate. This is the first enhancement grant project the County has received in awhile. Upon inquiry by Chairman Sanchez about the completion date before events scheduled in September, Mr. Stratton replied that this project is on a very expedited schedule and construction will begin next Monday with completion scheduled for September 1, 2008. There are liquidated damages of \$750/day included in the Contract if the project is not completed by that date. The Board thanked Mr. Stratton and his staff for a fine job in getting this project completed. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board awarded the contract pertaining to Request for Sealed Bids No. 050708-1 to Spire Engineering, LLC, in the amount of \$523,100 for the Fairgrounds Entrance Road Phase I and the Gateway Enhancement Project.

Item 8 - Information/Discussion/Action to begin the process of disposing of an unnecessary public roadway shown as a portion of Wheeler Place, providing access to Lots 189 & 190, East Verde Estates, Official Map No. 148, Gila County Records.

Steve Sanders, Public Works Division Deputy Director, stated that the County received a Citizen's Petition for an abandonment of a portion of this road. This is a dirt road dedicated to the public and is located in East Verde Estates with this portion of the subdivision across the river. On the map, it shows connectivity; however, due to the vertical differences of the roads there could never be any kind of connectivity. The abandonment portion serves no purpose to anyone. The same property owner owns both lots and if this first step in the process of disposing of this unnecessary public roadway is approved, the owner has been advised that he will have to purchase the roadway. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously approved the process to begin to dispose of an unnecessary public roadway shown as a portion of Wheeler Place as noted above.

Item 9 - Information/Discussion/Action to adopt Resolution No. 08-06-07 authorizing the placement of a stop sign at the intersection of Snell Street and Coplen Avenue in Globe, Arizona.

Mr. Sanders stated that a few years ago Arizona Counties Insurance Pool (ACIP), the County's property and casualty insurance provider, conducted a review of all Gila County roads during its Roadway Safety Audit. Since that time, the County has continued the process. The County's sign superintendent had requested that a stop sign be placed at the intersection of Snell Street and Coplen Avenue, which is located in West Globe by Arlington Heights under the water tanks. This is a piece of County land that adjoins City of Globe land. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously adopted Resolution No. 08-06-07. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

Item 10 - Information/Discussion/Action to adopt Resolution No. 08-06-06 accepting that portion of Midway Avenue between State Route 288 and Pleasant Valley Acres, Official Map No. 197, and more particularly described in fee nos. 2008-007863, 2008-007864, 2008-007865 and 2008-007866, Gila County Records, Gila County, Arizona, into the Gila County Maintained Roadway System.

Mr. Sanders stated that Midway Avenue is located in Young and runs south off of Highway 288 to Pleasant Valley Acres between the library and the Pleasant Valley Motel. Approaching the south, the road goes into Pleasant Valley Acres into a subdivision. In doing surveying and research, the County found that the first 660 feet of the road shown on the subdivision plat is not a portion of the subdivision. The road is in place, but all of the owners held property to the center of the road, so all property owners have been contacted and have agreed to quit claim their property to the County. This will provide a good access road between Highway 288 and into Pleasant Valley Acres so the road can be improved. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously adopted Resolution No. 08-06-06. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

Mr. Besich requested that the Board skip item 11 at this time and move on to agenda item 12 and 13 before returning back to agenda item 11, a scheduled executive session, with which the Board approved.

Item 12 – CONSENT AGENDA ACTION ITEMS:

A. Authorization of the Chairman's signature on a Weatherization Low-Income Assistance Contractual Agreement (Contract No. C055-08) between the Arizona Department of Commerce, Energy Office and Gila County Health and Community Services Division, Housing Services Department to receive an amount not to exceed \$62,503 to continue providing services under the County's Low-Income Home Weatherization Assistance Program for FY 2009, through June 30, 2009.

- B. Approval of the Chairman's signature on a Crime Victim Assistance Grant Agreement (ACJC No. VA-09-020) in the amount of \$22,000 awarded by the Arizona Criminal Justice Commission to the County Attorney's Office for its Crime Victim Assistance Program and approval to continue with the 50% grant match from the County Attorney's FY 2008-09 General Fund budget request.**
- C. Approval of a Special Event Liquor License Application submitted by the Lions Club of Globe, Arizona, Inc. to serve liquor at a wedding reception on July 19, 2008.**
- D. Approval of an Intergovernmental Agreement between Gila County and Pinal County to establish the fiscal and administration responsibilities for the Gila/Pinal Local Workforce Investment Area. (Gila County has been designated as the fiscal and administrative entity since 2000; however, this IGA has been requested by the Arizona Department of Economic Security WIA Administration.)**
- E. Approval of proposed revisions to the Gila County Purchasing Department's Capital Asset Policy adopted on August 9, 2005.**
- F. Approval of a Maintenance Agreement between Gila County and Interstate Copy Shop to provide maintenance on a Konica model 2125 copier located at the Recycling and Landfill Management Department in the amount of \$712 for the period September 26, 2007, through September 25, 2008. (Contract No. AZ2031)**
- G. Approval of the May 2008 monthly departmental activity report submitted by the Payson Regional Constable.**
- H. Approval of personnel reports/actions for the week of June 24, 2008.**

Departure from County Service:

- 1. Automotive Mechanic – Public Works Automotive/Equipment Maintenance – 06-11-08 – Public Works Fund – Jaja Jaimah – DOH 12-11-06 – Resigned
- 2. Administrative Clerk – Juvenile Detention – 06-05-08 – General Fund – Martha McAfee – DOH 05-19-08 – Resigned

Hire to County Service:

- 3. Recorder's Clerk – Recorder – 06-16-08 – General Fund – Cole Weaver – Replacing Carolyn White

Temporary Hire to County Service:

- 4. Laborer – Public Works Engineering – 06-16-08 – Public Works Fund – Arthur Epperson III
- 5. Laborer – Constituent Services 2 – 06-11-08 – Summer Youth Grant Program Fund – Richard Brown

6. Laborer – Constituent Services 2 – 06-11-08 – Summer Youth Grant Program Fund– Gregg Marin
7. Laborer – Constituent Services 2 – 06-11-08 – Summer Youth Grant Program Fund – Christopher Marin
8. Laborer – Constituent Services 2 – 06-11-08 – Summer Youth Grant Program Fund – Jeffery Galvan
9. Laborer – Constituent Services 2 – 06-11-08 – Summer Youth Grant Program Fund – Manny Noriega
10. Laborer – Constituent Services 2 – 06-11-08 – Summer Youth Grant Program Fund – Christopher Young
11. Clerk – Constituent Services 2 – 06-11-08 – Summer Youth Grant Program Fund – Flor Renova
12. Laborer – Constituent Services 2 – 06-11-08 – Summer Youth Grant Program Fund – Cameron Roland

End Probationary Period:

13. Solid Waste Operations Worker – Public Works/Solid Waste Russell Gulch – 06-23-08 – Solid Waste Fund – Kenneth Payne, Jr.

Request Permission to Post:

14. Community Health Assistant – Health and Community Services – Vacated by Tammy Heier
15. Social Services Case Manager – Health and Community Services – Vacated by Rick Croy

SHERIFF’S PERSONNEL ACTION ITEMS

Hire to County Service:

16. Deputy Sheriff – Sheriff’s Office/Globe – 06-23-08 - General Fund – Emmett Dickison – Replacing Mike Johnson
17. Deputy Sheriff – Sheriff’s Office/Globe – 06-23-08 – General Fund – Thor Nudson – Replacing Darrell Stubbs

End Probationary Period:

18. Detention Officer – Sheriff’s Office/Globe – 06-23-08 – General Fund – Misty Osborn
19. Detention Officer – Sheriff’s Office/Globe – 06-23-08 – General Fund – Cathy Wickwire

I. Approval of the finance reports which lists disbursements that will be issued during the week of June 24, 2008. (separate handout)

\$971,785.49 was disbursed for County expenses by check numbers 209370 through 209517. **(An itemized list of disbursements is permanently on file in the Board of Supervisors’ Office.)**

Upon motion by Supervisor Dawson, seconded Vice-Chairman Martin, the Board unanimously approved Consent Agenda action items 12A-12I.

Item 13 - 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. Besich presented information on current events.

At this time, the Board addressed agenda item 11.

Item 11 - Information/Discussion/Action to receive legal advice from its attorney regarding Safeway v. Gila County, TX 2001-000090; and, Bashas v. Gila County, TX 2000-000327, and to advise its attorney regarding settlement negotiations. Pursuant to A.R.S. §38-431.03(A) (3) & (4), the Board may vote to go into executive session.

Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board convened into executive session at 11:06 a.m.

For the record, Vice-Chairman Martin did not join the regular session once the executive session concluded. Upon motion by Supervisor Dawson, seconded by Chairman Sanchez, the Board reconvened into regular session at 11:35 a.m. No action was taken by the Board on agenda item number 11.

There being no further business to come before the Board of Supervisors, a motion was made by Supervisor Dawson, seconded by Chairman Sanchez and approved to adjourn the meeting at 11:36 a.m.

APPROVED:



Jose M. Sanchez, Chairman

ATTEST:



Steven L. Besich, County Manager/Clerk