

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

Date: January 21, 2014

MICHAEL A. PASTOR

Chairman

MARIAN E. SHEPPARD

Clerk of the Board

TOMMIE C. MARTIN

Vice-Chairman

By: Laurie J. Kline
Deputy Clerk

JOHN D. MARCANTI

Member

Gila County Courthouse
Globe, Arizona

PRESENT: Michael A. Pastor, Chairman; Tommie C. Martin, Vice-Chairman (via ITV); John D. Marcanti, Supervisor; Don E. McDaniel, Jr., County Manager; Jacque Griffin, Assistant County Manager/Librarian; Bryan B. Chambers, Deputy Attorney Principal; Marian E. Sheppard, Clerk of the Board; and Laurie J. Kline, Deputy Clerk.

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. Michael O'Driscoll led the Pledge of Allegiance and Bart Campbell of the Church of Christ in Globe delivered the invocation.

Item 2 – PRESENTATIONS:

A. Presentation of the Officer of the Quarter award by Bradley D. Beauchamp, Gila County Attorney, to Officer Seth Meeske, Arizona Department of Public Safety.

Bradley Beauchamp, Gila County Attorney, explained that the recipient of the Officer of the Quarter award named above was currently in Texas. He apologized for any inconvenience caused by the requested meeting date change and requested that this item be placed on the February 4, 2014 meeting agenda. Upon motion by Vice-Chairman Martin, seconded by Supervisor Marcanti, the Board unanimously continued this item to the Board of Supervisors' meeting scheduled on February 4, 2014.

B. Information/Discussion - Update of legislative activity in Washington, D.C. by Patricia Power of Bose Public Affairs Group.

Chairman Pastor announced that he would move to agenda item 3-A at this time.

Item 3 – PUBLIC HEARINGS:

A. Information/Discussion/Action to adopt Resolution No. 14-01-02, which approves a portion of Planning and Zoning Case No. ZOA-13-01, a revised fee schedule for Gila County Planning and Zoning fees to become effective February 20, 2014.

Bob Gould, Community Development Division Director, stated that at the meeting of July 18, 2013, the Planning and Zoning Commission (Commission) voted to approve the Planning and Zoning fees with a vote of 3 ayes, 2 nays and 2 abstentions. On September 24, 2013, the Board of Supervisors returned the proposed Planning and Zoning fees to the Commission for further consideration. The Commission held a work session on November 7, 2013, to discuss these fees and on November 21, 2013, the Commission unanimously approved the fees as submitted and recommended approval of the revised fee schedule. At that time, that there was a public hearing notice posted for today's Board of Supervisors' meeting. Supervisor Marcanti commented that the fees are not out of line with respect to covering incurred expenses. Mr. Gould added that the fee schedule will be presented to the Board in one year's time to assess "cost versus fees." He added that another change to the fee schedule is that in the event of an appeal and the applicant wins, the application fees paid will be refunded to the applicant.

Chairman Pastor opened the public hearing at this time. No public comments were given; therefore, he closed the public hearing. Upon motion by Vice-Chairman Martin, seconded by Supervisor Marcanti, the Board unanimously adopted Resolution No. 14-01-02, which approves a portion of Planning and Zoning Case No. ZOA-13-01, a revised fee schedule for Gila County Planning and Zoning fees to become effective February 20, 2014. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

Item 4 – REGULAR AGENDA ITEMS:

A. Information/Discussion/Action to canvass the results of the Miami Unified School District No. 40, Budget Override Election as contained in the District's verification of Official Election Results of the Budget Override Election held November 5, 2013, in Gila County, Arizona, and declare the results official.

Dr. Linda O'Dell, Gila County School Superintendent (via ITV), stated that the action requested of the Board was to accept the canvass of the November 5, 2013, Budget Override Election results conducted by the Miami Unified School District #40, and declare that the election results are official. There were 3,637

registered voters. This election was conducted by mail and 1,269 votes were returned or 34.89%. The summary of the votes cast was 58.2% "yes" votes and 41.8% "no" votes. Upon motion by Supervisor Marcanti, seconded by Vice-Chairman Martin, the Board unanimously canvassed the results of the Miami Unified School District No. 40, Budget Override Election as contained in the District's verification of Official Election Results of the Budget Override Election held November 5, 2013, in Gila County, Arizona, and declared the results official.

B. Information/Discussion/Action to allow an amount over \$100,000 to be transferred between FY 2013-2014 Gila County budgeted funds this one time in order to allow the transfer of \$300,000 of Recycling & Landfill Management revenue (fund number 6850.341.436) to the Russell Gulch Expansion Reserve fund (fund number 6855.341) to accommodate the non-planned revenue created by the contracts for wastewater treatment plant sludge brought into the Russell Gulch Landfill.

Steve Stratton, Public Works Division Director, provided background information regarding this item stating that on November 5, 2013, the Board authorized wastewater treatment plant sludge to be deposited by Freeport McMoRan and other local entities at the Russell Gulch landfill, which resulted in unplanned revenue for FY 2013. The anticipated revenue was \$100,000 whereas the actual revenue was approximately \$300,000. It is requested that the Board approve a budget line item transfer as stated above. He added that the more revenue brought in by sludge deposits, the less the "tipping fees" charged to Gila County citizens will increase.

Chairman Pastor inquired as to whether or not the City of Globe and the Town of Miami have deposited sludge at the landfill, to which Mr. Stratton replied that the landfill has not taken in a lot of sludge from those municipalities. Upon motion by Vice-Chairman Martin, seconded by Supervisor Marcanti, the Board unanimously allowed an amount over \$100,000 to be transferred between FY 2013-2014 Gila County budgeted funds this one time in order to allow the transfer of \$300,000 of Recycling & Landfill Management revenue (fund number 6850.341.436) to the Russell Gulch Expansion Reserve fund (fund number 6855.341) to accommodate the non-planned revenue created by the contracts for wastewater treatment plant sludge brought into the Russell Gulch Landfill.

C. Information/Discussion/Action to approve the use of Mohave Educational Services Cooperative, Inc. Contract No. 09D-CENT-0902 with Centennial Contractors Enterprises, Inc. in the amount of \$61,943.62 for the security entrance at the Globe Courthouse.

Mr. Stratton explained that the Board of Supervisors approved a security system installation on March 6, 2012, for the Globe Courthouse, and this item

addresses Phase 3 of the previously approved plan. He stated that the construction plan was modified with the contractor to keep the cost of this phase of the project at \$61,943.62 and, if approved, the contractor estimates beginning the project in four to six weeks. At that time the Board discussed the security measures that will be put in place at the Courthouse building.

Upon motion by Supervisor Marcanti, seconded by Vice-Chairman Martin, the Board unanimously approved the use of Mohave Educational Services Cooperative, Inc. Contract No. 09D-CENT-0902 with Centennial Contractors Enterprises, Inc. in the amount of \$61,943.62 for the security entrance at the Globe Courthouse.

Mr. Stratton added that this same contractor will install a similar security entrance at the Board of Supervisors' conference room in Payson.

D. Information/Discussion/Action to adopt Resolution 14-01-03 authorizing the disposal of an unnecessary public roadway being a portion of Main Street, adjacent to Lots 9-11, Block 13, Central Heights Townsite, Official Map No. 52, Gila County Records; and authorizing the Chairman of the Board of Supervisors to execute and deliver in the name and under the seal of the County of Gila, quit claim deeds conveying the abandoned roadway to Doreen R. and Joshua R. Badilla, and David Quintero.

Steve Sanders, Public Works Division Deputy Director, stated that on December 17, 2013, the Board of Supervisors accepted bids from Doreen R. and Joshua R. Badilla, and David Quintero for a portion of an alleyway or a roadway adjacent to their property. At that time Doreen R. and Joshua R. Badilla submitted a bid for an additional portion of alleyway; however, it wasn't received in time to be placed on today's meeting agenda so it will be presented to the Board at a later date. The bidders have met all of the requirements of the current Gila County policy on abandonments of roadways in Gila County. Upon motion by Vice-Chairman Martin, seconded by Supervisor Marcanti, the Board unanimously adopted Resolution 14-01-03 authorizing the disposal of an unnecessary public roadway being a portion of Main Street, adjacent to Lots 9-11, Block 13, Central Heights Townsite, Official Map No. 52, Gila County Records; and authorized the Chairman of the Board of Supervisors to execute and deliver in the name and under the seal of the County of Gila, quit claim deeds conveying the abandoned roadway to Doreen R. and Joshua R. Badilla, and David Quintero. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

At this time, Chairman Pastor addressed item 2-B and attempted to call Patricia Power, but was unable to reach her by phone, so he then continued to Item 4-E.

4-E. Information/Discussion/Action to adopt Resolution No. 14-01-04 to accept the Rose Mofford Archival Collection and direct that it be displayed at the Miami Memorial Library in Miami, Arizona, where it can be accessed by all interested parties.

Jacque Griffin, Assistant County Manager/Librarian, stated that a request was received from the Honorable Rose Perica Mofford, former Governor of Arizona, for the Gila County Library District to accept ownership of the Rose Mofford Archival Collection. Ms. Linda Pearce and Ms. Delvan Hayward, who are affiliated with the Miami Memorial Library, were present in the audience in order to share some of the items in the collection with the Board. Ms. Griffin stated that in the future, the County may apply for grant funding to purchase display cases for this archival collection. The funding may also be used to "digitize" the photographs to preserve their quality, and for ease of access and viewing by the public. Upon motion by Supervisor Marcanti, seconded by Vice-Chairman Martin, the Board unanimously adopted Resolution No. 14-01-04 to accept the Rose Mofford Archival Collection and directed that it be displayed at the Miami Memorial Library in Miami, Arizona, where it can be accessed by all interested parties. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

Item 5 – CONSENT AGENDA ACTION ITEMS: (Any matter on the Consent Agenda will be removed from the Consent Agenda and discussed and voted upon as a regular agenda item upon the request of any member of the Board of Supervisors.)

A. Approval of Intergovernmental Agreement No. KR13-0132 between the Arizona Supreme Court, Administrative Office of the Courts (AOC), and the Gila County Board of Supervisors through the County School Superintendent for Title I, Special Education, and other associated funds in the amount of \$21,851 to support the Gila County Juvenile Detention Education Program effective upon the date of final signature through June 30, 2015.

B. Approval to advertise Invitation for Bid No. 010314 for the purchase of CRS-TR tire rubber modified asphalt emulsion to be used for Gila County road repairs and maintenance.

C. Acknowledgment of the appointment of Susan V. Starr to the Houston Mesa Fire District Governing Board, term ending November 30, 2016, replacing Kathy Whitton-Grzanka whose term expired December 2012.

D. Acknowledgment of the December 2013 monthly activity report submitted by the Globe Regional Constable's Office.

E. Acknowledgment of the December 2013 monthly activity report submitted by the Globe Regional Justice of the Peace's Office.

F. Approval of the January 7, 2014, Board of Supervisors' meeting minutes.

G. Acknowledgment of contracts under \$50,000 which have been approved by the County Manager for the weeks of December 23, 2013, to December 27, 2013; and December 30, 2013, to January 3, 2014.

H. Approval of finance reports/demands/transfers for the weeks of January 14, 2014, and January 21, 2014.

January 14, 2014

\$268,938.76 was disbursed for County expenses by check numbers 259089 through 259209.

January 21, 2014

\$2,112,165.57 was disbursed for County expenses by check numbers 259210 through 259367. **(An itemized list of disbursements is permanently on file in the Board of Supervisors' Office.)**

Upon motion by Vice-Chairman Martin, seconded by Supervisor Marcanti, the Board unanimously approved Consent Agenda action items 5-A through 5-H.

Item 6 – CALL TO THE PUBLIC: Call to the Public is held for public benefit to allow individuals to address the Board of Supervisors on any issue within the jurisdiction of the Board of Supervisors. Board members may not discuss items that are not specifically identified on the agenda. Therefore, pursuant to Arizona Revised Statute §38-431.01(H), at the conclusion of an open call to the public, individual members of the Board of Supervisors may respond to criticism made by those who have addressed the Board, may ask staff to review a matter or may ask that a matter be put on a future agenda for further discussion and decision at a future date.

Jerry Ellison, KQSS radio news reporter, submitted a letter and Public Participation form to the Gila County receptionist before the meeting and was asked to retrieve the letter and submit it to the Clerk of the Board in order to address the Board. Chairman Pastor advised that the letter would be addressed at the next Board of Supervisors' meeting.

Jeff Hessenius, Finance Division Director, introduced Joni Erwin, a new purchasing staff member in the Finance Division.

Chairman Pastor returned to item 2-B.

2-B. Information/Discussion - Update of legislative activity in Washington, D.C. by Patricia Power of Bose Public Affairs Group.

Patricia Power advised that she submits monthly reports to the Board of Supervisors regarding legislative activities in Washington, D.C., which is a requirement of her contractual agreement with Gila County. She proceeded to review the issues that are of primary interest to Gila County. (Ms. Power participated by phone.)

1) Forest Health, particularly Four Forest Restoration Initiative (4FRI): There were a series of meetings held during the first week of January 2014 with Congresswoman Ann Kirkpatrick, Congressman Paul Gosar, Department of Interior leadership, Department of Agriculture leadership, and staff from Congressman Raul Grijalva's Office. Ms. Power advised that under the new contract, there is progress being made with regard to 4FRI issues moving forward and getting back on track. She stated that 4FRI remains a top national priority and that the counties currently have the attention of the leadership in Washington; however, counties need to stay engaged so that 4FRI continues to move forward.

2) Payment in Lieu of Taxes, (PILT) Funding: The National Association of Counties (NACo) updates provided to the County are accurate; there is a lot of support from the Senate and the House for permanent authorization of funding for PILT. PILT is not included in Omnibus funding; however, the most likely outcome of PILT would be to have a provision in the U.S. Farm Bill which does not require annual funding requests.

3) Southeast Land Exchange and Conservation Act (H.R. 687) for Resolution Copper Company: There hasn't been any recent congressional action taken on this issue due to opposition from various Native American tribal councils. As a result, the bill was removed from the November 2013 meeting calendar of the U.S. House of Representatives; however, Congresswoman Ann Kirkpatrick and Congressman Paul Gosar continue to lobby for the bill.

Vice-Chairman Martin stated that she will talk to Ms. Power regarding the Rural Water Supply Program, and she will send a water reclamation package to Ms. Power and to each of the Board members. Ms. Power stated that Congress has completed an Omnibus funding bill for FY 2014, the current funding year, and a budget for FY 2015, thus making it a great time to address this issue that may turn out to be a much broader issue.

Vice-Chairman Martin stated she would be attending the NACo conference in Washington, D.C., and she asked Chairman Pastor and Supervisor Marcanti if they plan on attending the conference. Chairman Pastor and Supervisor

Marcanti replied that they would not be attending the NACo conference this year.

Chairman Pastor directed Ms. Power to keep the Board informed with regard to the Federal Emergency Management Agency (FEMA) flood insurance rates increasing; reauthorization of Moving Ahead for Progress in the 21st Century Act, (MAP 21); reauthorization of the Workforce Investment Act; and PILT issues. Ms. Power agreed to keep the Board apprised on these issues.

Chairman Pastor returned to item 6 at this time.

Item 6 – CALL TO THE PUBLIC: Call to the Public is held for public benefit to allow individuals to address the Board of Supervisors on any issue within the jurisdiction of the Board of Supervisors. Board members may not discuss items that are not specifically identified on the agenda. Therefore, pursuant to Arizona Revised Statute §38-431.01(H), at the conclusion of an open call to the public, individual members of the Board of Supervisors may respond to criticism made by those who have addressed the Board, may ask staff to review a matter or may ask that a matter be put on a future agenda for further discussion and decision at a future date.

Jerry Ellison Jr., KQSS radio news reporter, submitted a letter written by Jerry Ellison, Sr., which Chairman Pastor read aloud into the record regarding the Cobre Valley Transit System.

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 Pastor adjourned the meeting at 11:01 a.m.

APPROVED:



Michael A. Pastor, Chairman

ATTEST:



Marian Sheppard, Clerk of the Board