

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

Date: December 14, 2010

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

G.C. Maintenance Yard
Star Valley, Arizona

PRESENT: Michael A. Pastor, Chairman; Tommie C. Martin, Vice-Chairman; Shirley L. Dawson, Supervisor (via ITV conference from Globe); Don McDaniel, County Manager; Marian Sheppard, Chief Deputy Clerk, Marilyn Brewer, Deputy Clerk (via ITV conference from Globe); 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 Gila County Maintenance Yard, 5320 E. Highway 260, Mile Post 257, Star Valley, Arizona, and simultaneously broadcast by ITV from the Board of Supervisors hearing room in Globe, Arizona. Don McDaniel led the Pledge of Allegiance and Reverend James Barker of the Tonto Village Chapel in Payson delivered the invocation.

Item 2 - PRESENTATIONS:

2A. Introduction of Arizona State Senator Sylvia Allen to provide information and discuss Gila County issues in preparation for the upcoming Arizona Legislative Session.

Don McDaniel, County Manager, welcomed Arizona State Senator Sylvia Allen to Gila County and advised that she had already been given a tour of the Gila County Jail and facilities. He also welcomed Craig Sullivan, County Supervisors Association Executive Director. Senator Allen stated that it was a real pleasure to be here and the tour of the jail facilities was very informative, although depressing because of its condition. She spoke about the fact that counties have more problems with their jail facilities than the state does with its prisons because they are very old, badly in need of updating, in dire need of more room because of the number of prisoners, the crowding makes for a lot of complications and the safety of the correctional officers and deputies is very

important. Senator Allen stated that because of the situation where the state budget is in crisis, she believes the counties and state need to work together to find solutions, start listing priorities and change the way of budgeting by funding the priorities first, beginning with public safety. She stated that the number one priority for the state of Arizona is going to be the budget and the economy and everyone is working hard on those issues and looking at ways to change Arizona's budgeting process; however, it is going to take a lot of time to do the reforms that are badly needed. She stated that the state has cut many areas and cannot keep passing costs to the counties, particularly because most of the counties are small and don't have the property tax base that the larger counties have. Using the same percentage for the small counties doesn't work because those amounts can really hurt these smaller counties. The state has to look differently at how it handles reductions. She referred to issues that need reform on a state level, which include health care in Arizona and reforming and eliminating the layers of government so the small amounts of money available for health care get to the people who most need the help. For Gila County, Senator Allen stated that she has been heavily involved in helping the Gila County Community College gain its independence by introducing legislative measures that would remove the barrier that the state has put in place that does not allow a provisional college to move forward. Once that barrier is removed, Senator Allen stated that then it would be up to those locally to determine what to do next in order to have more control over the educational system in the County and to decide the direction in which the college would want to go. She requested that the Board seriously consider this issue by passing a resolution of support. Senator Allen stated that she realizes that community colleges are absolutely vital in this day when higher education is very expensive and community colleges hold the line. She briefed the Board on a new program called "Move on When Ready," which will allow young people when they are ready to move on at the end of their sophomore year to test out of their high school requirements and move on to community college, vocational education, and by the time they graduate from high school, they will be 2 years ahead and can continue their education by attending a university or if they are ready with their vocational training to move into a career. Senator Allen stated that she believes in local control for not only the colleges, but also for the counties, cities, towns and school districts so local residents living there can solve those problems and create ideas of what to do for their own communities. Senator Allen also spoke on the crisis with the national economy and stated that the United States is not going to recover until it gets back to more natural resource production, more manufacturing and more production because retail sales is not doing it. The country needs to get back to producing because that is where the wealth is really generated; however, it will take some time to get back because the country has spent a lot of time dismantling that in America. She also spoke on the need for more forest production and gave an example of a small county in northern California that has worked in coordination with the federal agencies since 1988 and next year will be cutting 30 million board feet of timber out of the forest there. Senator Allen advised

that she would like to sit down with the Board and go into that in more detail to show the reason that county has been successful and how coordination that is required by federal law has worked for them. Senator Allen concluded by stating, "I am your servant...and I'm here to serve you to try to help solve our problems...Let's quit focusing on the depressing stuff and let's figure out what we can really do to change things in District 5 and in Gila County." Chairman Pastor thanked Senator Allen for her comments and for coming to visit the jail to see some of the problems with which the County is dealing. Supervisor Dawson stated that she certainly supports the need for the Gila County Community College (GCCC) and she believes the state of Arizona needs to look at fairly funding rural colleges. She stated that as for removing barriers to independence, this college and the college board know full well there is not anything that is needed for this college that is not received and partnering with Eastern Arizona College was one of the best things that has happened. Being able to be independent at a time when the County is strapped for tax dollars and every tax dollar is being scrutinized on how it's spent, if GCCC becomes an independent college, the taxpayers of Gila County will have to pay more in taxes to support the college. Supervisor Dawson stated, "I believe that we need to be working on getting the state to change the workforce money so that GCCC receives that funding, but I don't see that independence is a necessity." Supervisor Dawson also stated that she believes the state has to look at health care and the denying of transplants aren't experimental health ideas; they are life saving and she hopes that the state legislature will put back that funding. She thought that Senator Allen touring the jail facility was a good idea because as the state looks at cutting funding for education, they will find that every statistic in the world tells you that it's better to spend money educating people than it is incarcerating them. She thanked Senator Allen for coming to visit the County and appreciates the work she is doing. Vice-Chairman Martin also thanked Senator Allen for coming to the meeting and for helping those who are working for independence for GCCC. Vice-Chairman Martin stated that she would like Arizona to do what is being done in California and other states where the colleges do not follow arbitrary political boundaries for their community colleges, but instead follow more of an area along lines of interest or like areas. She thought it would be interesting and beneficial if GCCC could be aligned with the northland, Flagstaff, Coconino County and areas that have similar interests and align those throughout the state in areas of similar interest. Vice-Chairman Martin stated that she would also like to see the state dismantle the current Board of Regents and replace it with a governing body that would take into consideration community colleges as she feels they fall through the cracks in a variety of ways. Vice-Chairman Martin stated, "For us who would like to see independence for GCCC, it goes far beyond that and you bet I want to visit about that." Ms. Allen agreed with Vice-Chairman Martin's comments and added that something needs to be figured out for a way to pull into the system those counties that don't have a community college rather than having to pay for out-of-county tuition. Chairman Pastor thanked Senator Allen for allowing him to participate on the Senate Task Committee in regard to

reviewing the project of independence for the provisional college and hopefully legislation will be passed this year. He also thanked Senator Allen for coming to tour the jail facility and he is hopeful that something can be done to remedy the situation.

Chairman Pastor called on Craig Sullivan to introduce himself and provide some information about the County Supervisors Association (CSA). Mr. Sullivan stated that CSA serves all 15 counties and 55 supervisors in Arizona as a nexus, a one-stop shop. Mr. Sullivan stated that his office works closely with the state legislature monitoring the state laws and state budget and keeps the county supervisors informed and updated on what is going on at the state legislature. He stated that Senator Allen has done a great job of working with CSA in these difficult times and having access to her on important issues has gone a long way towards keeping the supervisors connected with the legislative delegation from this area. Mr. Sullivan stated that the next legislative session will begin on January 10, 2011, and he will remain in close contact with the supervisors in order to understand local issues and to make sure that the state doesn't shift its problems to the local communities as each community should be left with the opportunity to solve its own problems and deal with its own issues without the unnecessary burden of transferring state problems to it. Each Board member thanked Mr. Sullivan for all the work that is done by CSA on behalf of the counties. No action was taken by the Board.

2B. Recognition of 4 employees for November's "Spotlight on Employees" Program.

Juley Bocardo-Homan, Human Resources Deputy Director, presented gift cards as recognition awards to 4 employees—Terri Childers, Angela Parker, Cathy Wickwire and Kathe Quinn for November's "Spotlight on Employees." Each Board member thanked the employees for their dedicated work. Vice-Chairman Martin requested that the names of the employees be provided ahead of time on the agenda summary sheet.

Item 3 – PUBLIC HEARINGS:

3A. (Motion to convene as the Gila County Flood Control District Board of Directors.)

Public Hearing - Information/Discussion/Action to consider the floodplain variance request submitted by Roy and Rose Goodwin for Parcel 201-14-018C in Tonto Basin, and to direct the Floodplain Administrator to record to deed that the property is not in compliance with the Gila County Floodplain Management Ordinance, and that the 24' x 60' manufactured home, VIN number CAFL2A/B849091498, is required to be brought into full compliance upon transfer of ownership of the property. An Affidavit of Correction of the Floodplain Ordinance Violation can be recorded if the property is brought into compliance.

(Motion to reconvene as the Gila County Board of Supervisors.)

Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board convened as the Gila County Flood Control District Board of Directors.

Darde deRoulhac, Chief Engineer of the Flood Control District, advised that Mr. and Mrs. Roy Goodwin were present at the meeting. He stated that the Goodwins live in the Tonto Basin area in the floodplain, which was inundated with flooding last January. They had obtained a used manufactured home from a neighbor, Mr. and Mrs. Phillips. The Phillips were denied a floodplain variance by the County prior to the floods in January. Upon receiving the home, the Goodwins installed it below the required elevation projected for a 100-year flood and then they asked the County Community Action Program/Housing Department to rehabilitate their home, which has now been completed. He advised that there are actually 2 mobile homes on the property and that's the reason a vehicle identification number is specified on the one home as the second mobile home is not an issue in this variance. Mr. deRoulhac stated that the Gila County Floodplain Management Ordinance requires that a variance be based on a situation that is peculiar to a particular piece of property, not on personal or economic reasons. Mr. and Mrs. Goodwin are in the process of applying for a federal grant to raise the home so it would be brought into compliance with the Ordinance and be safe in the event of a 100-year flood. He stated that the Floodplain Department strives to see that all residents are safe in flood-prone areas so people don't risk their lives and County workers don't risk their lives trying to rescue people during a flood. Since the Goodwins are working to get a grant and trying to comply, Mr. deRoulhac stated that staff recommends that while the variance should not be granted to allow this situation to be substandard in perpetuity, staff would like to give them time to obtain the grant, which could take several years as the federal grants acquisition process is a slow one. He stated that staff recommends that the County record a deed that there is a violation on the property and that this violation would be required to be rectified if the property were to change ownership. In the meantime, the County Floodplain Department would allow the Goodwins time to get their federal grant and attempt to comply with the Ordinance. The Board was shown photos of the Goodwin property as well as the property next door. Chairman Pastor stated that there was a concern from other residents in that area as to the reason the County would grant a variance to one resident and not to others. Mr. deRoulhac stated, "That is precisely the reason why staff is recommending against a variance, which would allow this situation to exist forever, but instead we're looking to accommodate their request to bring it into compliance through a Federal Emergency Management Agency (FEMA) grant." Chairman Pastor inquired if the opportunity for the Goodwins to receive this grant was better than normal or just an opportunity that's available for them to pursue. Mr. deRoulhac stated that he could not answer that question; however, it was his opinion that it is an opportunity for the Goodwins to pursue it and that

there is the possibility for them to obtain the grant, but he did not know all of the details. Mr. Stratton explained that one of the reasons the home is presently set on the property is because the Goodwins came in for a permit after the fact. If they would have come in before the fact like most people do, then the requirement would have been given to them at the time. He stated that the County is attempting to work with the Goodwins as much as possible and allow some latitude. He stated that a grant of this nature to elevate a home can take 2-4 years to obtain. The Board could put a time limit on this and tie it to that. If the variance had been requested before a home was placed there, staff would have asked the Board to reject the variance. Vice-Chairman Martin inquired as to the cost to elevate the home. Roy Goodwin stated that there was a very small window of opportunity for him to obtain this house from the Phillips because the Phillips were also bringing in their new house at the same time. Mr. Goodwin stated that he previously lived in an old 8 foot-wide mobile home that was set up with 4 ramps that he had to deal with. He was hoping to one day have a home with just 1 ramp to accommodate his wheelchair. He stated that the cost to elevate his house would be in excess of \$50,000. The ramp itself would need to be 90 feet long to be in compliance with the Americans with Disabilities Act. He was able to get a ramp put in place through the County's Community Development Block Grant program. Mr. Goodwin stated that he regretted not meeting with the County on this issue. Mr. Goodwin requested that the Board help him by allowing him the time to go through the FEMA process. Supervisor Dawson stated that she believes there comes a time when government has to be human. She stated, "Rules are rules, but human beings are who we are here to serve. Mr. and Mrs. Goodwin have been blessed with this home. Hopefully we can help them in the future years establish a home that is within the guidelines. In the meantime, we are recording against this home so that it can't reasonably be sold. There can't be danger to anyone else and the Goodwins are aware of the dangers they are facing with this and I certainly believe that the variance and recorded restrictions on the deed should be approved by the Board." Mr. Stratton stated that there is another important fact to note. In January during the flooding and disasters the County encountered, that particular property took on 1 to 1-1/2 feet of water and that was only a 30-year event. This home being elevated is necessary. He commended Mr. deRoulhac for coming up with the idea of a recording that restricts this property and it would be alright if the Board placed a time frame on this that coincides with the grant time frame. Mr. deRoulhac stated that he didn't know if a variance time frame could be allowed because the Ordinance did not address that issue and deferred to Bryan Chambers, Chief Deputy County Attorney. Mr. Chambers stated that he was not sure when he originally read the Ordinance if there was anything proposed other than a denial of the variance request. He was unsure whether the Board could approve a temporary variance or not. He stated that it should not be called a variance unless it was going to be a variance and recommended that the Board either grant a variance or not grant one. Mr. Chambers stated that he thought legally the Board could postpone enforcement to allow the FEMA process to

take its course, but it should not be called any type of a variance. He stated that perhaps Mr. deRoulhac could answer his question and that would be if the County postponed enforcement, could that get the County in trouble with FEMA down the road? Mr. deRoulhac stated, "We work with people all the time to try to give them a chance to comply with the regulations. This example is going to probably take more time than the usual situation, but I don't see this as being too much different. Understandably there is a risk in the interim and that's something that is of some concern, but I understand they are working hard toward getting this grant to bring the home into compliance and I would be more than willing to work with them in giving them time to do that. I don't think that's really any different than what we routinely do and the Ordinance does give us leeway to work with people to bring their property into compliance." Vice-Chairman Martin stated that she was more in favor of not giving a variance, but rather postponing enforcement. Mr. Goodwin thanked the Board for its assistance because he could not afford the costs associated with elevating his home as his only source of income is from social security. Chairman Pastor stated that based on Mr. Chambers comments, he was going to request that this item be tabled to the next Board meeting to allow Mr. Chambers the opportunity to research exactly what the Board could do as far as enforcement and if an exemption could be granted for a period of time. That way the Board has not granted or denied a variance, but rather is looking at the legal side of the whole process. Supervisor Dawson made the motion that the Board table this item, which was seconded by Vice-Chairman Martin. Chairman Pastor requested that Supervisor Dawson change her motion to just continue this item rather than table it. Supervisor Dawson changed her motion to continue this item, which was seconded by Vice-Chairman Martin and unanimously approved.

Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board reconvened as the Gila County Board of Supervisors.

Item 4 - REGULAR AGENDA ITEMS:

4A. Information/Discussion/Action to adopt Proclamation No. 10-12 proclaiming December 2010 as Drunk and Drugged Driving (3D) Prevention Month in Gila County.

Lorraine Dalrymple, Health Services Program Manager, stated that December is National Drunk and Driving Prevention Month. She then provided statistics about alcohol and drug-related accidents. Arizona ranks 20th nationally and according to the Arizona Criminal Justice Commission in 2008, Globe ranked higher in alcohol-related crashes, injuries and deaths at 268.3 accidents per 100,000 residents, which was almost double the state's rate at 113.1. She stated that it is one of the Health Department's essential services to monitor health status to identify community health problems and to inform, educate and empower people about health issues. The Gila County Health Department

is currently spearheading a public awareness campaign regarding the dangers and consequences of drinking and driving. There are 30-second public service announcements on local television stations and on the County's website; news articles in the local newspapers; public service announcements are on the local radio stations in English and Spanish; posters have been distributed to local bars and places of business; signs have been posted on refrigerator doors at convenience stores that sell alcohol; over 3,000 red ribbons have been distributed of which 800 were distributed by students of Project Ignition in Payson and by the top kids in Globe; additional red ribbons were distributed through local supermarkets in Tonto Basin, Young and Hayden. The school districts also cooperated by allowing the distribution of flyers providing tips on driving safely during the holiday season. Ms. Dalrymple also thanked the Board for providing flashing signs in both Globe and Payson that say, "Please don't drink and drive." She requested that the Board adopt the Proclamation proclaiming December 2010 as Drunk and Drugged Driving Prevention Month in Gila County. Supervisor Dawson inquired if a public service announcement was being broadcast on Channel 13 at San Carlos. Ms. Dalrymple stated that she would definitely look into an announcement on that channel. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously adopted Proclamation No. 10-12 proclaiming December 2010 as Drunk and Drugged Driving (3D) Prevention Month in Gila County. **(A copy of the Proclamation is permanently on file in the Board of Supervisors' Office.)**

4B. 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 2010, as follows: 101-07-057; 101-07-175; 101-07-227; 101-10-030-A; 102-26-001-B; 201-08-054-B; 207-15-506; 304-01-362-H; 304-01-362-J and 305-10-022-D.

Chairman Pastor read aloud this agenda item and then called upon Marian Sheppard, Chief Deputy Clerk, to advise the public of the bidding procedures. Ms. Sheppard advised that there are 10 properties listed for sale at today's auction. She advised the audience of the statutory process whereby any newly deeded properties must be advertised for sale although the Board is not obligated to sell every parcel. Ms. Sheppard further advised that the minimum acceptable bid would be the total lien amount as listed on the tax sale list and that all bids are final and no warranties or guarantees as to the condition of the property are given by the County. The Board addressed each of the 10 parcels separately. The auction results were as follows:

Tax Parcel #	Lien Amount	Sale Amount	Purchaser's Name
101-07-057	\$2,300.50	--	--
101-07-175	\$1,904.70	--	--
101-07-227	\$3,443.45	--	--

101-10-030-A	\$30,192.70	--	--
102-26-001-B	\$431.18	\$431.18	Jep White
201-08-054-B	\$469.26	--	--
207-15-506	\$383.76	--	--
304-01-362-H	\$372.95	\$372.95	Pete Brazeau
304-01-362-J	\$405.22	\$405.22	Pete Brazeau
305-10-022-D	\$363.32	--	--

Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously approved the sale of tax parcel number 102-26-001-B to Jep White in the amount of \$431.18.

Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously approved the sale of tax parcel number 304-01-362-H to Pete Brazeau in the amount of \$372.95.

Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously approved the sale of tax parcel number 304-01-362-J to Pete Brazeau in the amount of \$405.22.

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

4C. Information/Discussion/Action to review all bids submitted for Call for Bids No. 111510-1 to provide all advertising, publications and printing required to be done or made by all departments of Gila County for calendar year 2011; award to the lowest, responsible and qualified bidder; and authorize the Chairman's signature on the contract for the winning bidder.

Ms. Sheppard advised that Arizona Revised Statute §11-255 specifies that the Board of Supervisors must annually go out for bid for its newspaper publications contract. The selected newspaper is responsible for publishing all publications of Gila County including legal ads, classified ads, display ads, etc. She advised that the only bid received was from the Arizona Silver Belt at a rate of \$2.35 per column inch and the total cost of the sample publication would have been \$12.59. She recommended that the bid be awarded to the Arizona Silver Belt for 2011. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously awarded Call for Bids No. 111510-1 to the Arizona Silver Belt at a price of \$2.35 per column inch for all advertising, publications and printing for all departments within Gila County for the period January 1, 2011, through December 31, 2011, and authorized the Chairman's signature on the contract. The Arizona Silver Belt will be known as the official newspaper of the County for 2011.

4D. Information/Discussion/Action to adopt Resolution No. 10-11-01 establishing guidelines for the selection of the Gila County Redistricting Committee.

Chairman Pastor stated that there has been a request to continue this item to the January 18, 2011, Board meeting. Vice-Chairman Martin made the motion to table this item to the January 18, 2011, Board of Supervisors' meeting, which was seconded by Supervisor Dawson. Linda Eastlick, Elections Director, explained that during the Board's most recent work session redistricting guidelines were discussed. Afterward, there was a lot of discussion about perhaps waiting a short period of time and adding some information to those guidelines with regard to not only what the duties and responsibilities of that committee would be as an advisory committee, but also how individuals should go about applying or how the County will go about creating an application process for individuals to serve on the committee. She will be working on that information and have it ready by the January 18th meeting. Chairman Pastor stated that a motion and second were already made and called for a vote of the Board. The motion was unanimously approved.

4E. Information/Discussion/Action to certify the Proposition 112 recount results from the General Election held on November 2, 2010.

Ms. Eastlick stated that the County has completed its recount on Proposition 112 because A.R.S. § 16-661(A)(4) provides for an automatic recount if the margin of votes is less than or equal to 200 votes. In the case of Proposition 102, the margin was 128, thus a state-side automatic recount was triggered. The recount order was issued by the Superior Court of Maricopa County on November 29, 2010. She stated that the Gila County recount has been completed and the recount resulted in an imperceptible difference in Gila County's results. Gila County had total votes cast of 16,423. The recount of the "yes" votes was 8,435 for 51.36% of the vote; the "no" votes was 7,988 for 48.64%. The County's previous results were 51.35% "yes" votes and 48.65% "no" votes, a very small difference. Supervisor Dawson inquired about the cost of the recount. Ms. Eastlick did not know the cost; however, the projected cost statewide was estimated to be \$1.25 million. All counties will be submitting bills to the Secretary of State's Office for the recount and then the actual cost will be known. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously certified the Proposition 112 recount results from the General Election held on November 2, 2010.

4F. Information/Discussion/Action to approve Professional Services Contract No. 6511.526/10-2010 between Gila County and C.L. Williams Consulting, Inc. whereby consulting services will be provided for the Tonto Creek Bridge Project in the amount of \$119,000.00 from December 14, 2010, to October 31, 2011.

Steve Stratton, Public Works Division Director, stated that when the County first received the Safety in Lieu funding to find a suitable location and do 30% of the design on the bridge in Tonto Basin, neither he nor Mr. Sanders had the time to stay on top of this project. At that time, the County hired C.L. Williams Consulting, Inc. for Phase 1 and now the County is getting ready to move into Phase 2, with 30% of the plans completed. The County is in the middle of the NEPA (National Environmental Policy Act) process and has turned in the biological report, which has been reviewed by the U.S. Fish and Wildlife. Last week, the County received the 404 Permit from the Army Corps of Engineers to do the geotechnical work in the channel, which is a huge project. He stated that if the contract for Phase 1 hadn't been approved, the County would not be at this stage of the project. By the end of Phase 2, the County will have 100% of the plans completed to construct the bridge. He recommended that the Board approve the contract for C.L. Williams Consulting, Inc. Chairman Pastor inquired whether Mr. Stratton is projecting completion of Phase 2 and Phase 3 by October 2011. Mr. Stratton stated that was correct and he had anticipated it being completed by spring, but the NEPA process slowed the completion down. Chairman Pastor inquired if the scope of work that C.L. Williams is working on will be to give direction to Kimley-Horn and Associates on what that company is to do during the next 2 phases. Mr. Stratton stated that Mr. Williams acts as the County's liaison, but he also does engineering work as well, along with following up with the Arizona Game and Fish, Arizona Department of Transportation and other agencies on behalf of the County, which is not part of Kimley-Horn's contract. Chairman Pastor stated that Mr. Stratton's summary shows that this contract will be paid for by capital improvement project half-cent excise tax and he inquired if that was considered "other funds?" Mr. Stratton replied in the affirmative. Chairman Pastor and Mr. Stratton discussed the extension of the Safety Lieu funds and noted that this project does not include the Oak Creek design. Chairman Pastor suggested that Mr. Williams and the County make contact with its congressional representatives regarding this project. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously approved Professional Services Contract No. 6511.526/10-2010 between Gila County and C.L. Williams Consulting, Inc. whereby consulting services will be provided for the Tonto Creek Bridge Project in the amount of \$119,000.00 from December 14, 2010, to October 31, 2011.

4G. Information/Discussion/Action to adopt Resolution No. 10-21-01 and to authorize the submission of a SFY 2011 LTAF II Grant Application to the Arizona Department of Transportation (ADOT) to assist in eligible transit-related projects that are qualified under ADOT guidelines in the amount of \$21,598.48 with a County match of \$5,399.62.

Mr. Stratton stated that until this year, the lottery money has been distributed by the state and Gila County typically uses it for transit items such as transporting senior citizens. Mr. Stratton stated that it is his understanding

that this will be the last year of LTAF (Local Transportation Area Funds) II funding as any further funding has been cancelled by the state. The match on this particular grant of \$5,399.62 will come from the County's General Fund, as HURF (Highway User Revenue Funds) funds do not qualify. Supervisor Dawson stated that these transits depend on these funds and she inquired whether there would be any other funds to replace these funds other than the General Fund. Mr. Stratton replied that the County has put back some money through the LTAF program, because the funds don't have to be spent for 2 years, to fund the transit programs in some fashion for the next 3 years including this year. Vice-Chairman Martin inquired if this is all the funds for this year. Mr. Stratton stated that this grant and the matching funds will be spent during the years 2011 and 2012 and he will be coming to the Board in January for recommending the expenditure of some of these funds now. He stated that because it was known that this program was coming to an end, they have been stringing out the use of these funds as long as possible. Upon motion by Supervisor Dawson, seconded by Vice-Chairman Martin, the Board unanimously adopted Resolution No. 10-21-01 and authorized the submission of a SFY 2011 LTAF II Grant Application to the Arizona Department of Transportation (ADOT) to assist in eligible transit-related projects that are qualified under ADOT guidelines in the amount of \$21,598.48 with a County match of \$5,399.62. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

4H. Information/Discussion/Action to approve a vehicle transfer of a 2004 Dodge Intrepid (VIN #283HD46V54H702769) from the Gila County Sheriff's Office to the Miami Police Department.

Claudia DalMolin, Chief Administrative Officer for the Sheriff's Office, stated that several months ago Sergeant Baxley interdicted this vehicle while it was transporting marijuana. The case has been adjudicated and the Sheriff's Office has gone through the vehicle process to obtain the title. The Sheriff would like to approve a vehicle transfer of this 2004 Dodge Intrepid to the Town of Miami to enhance the Town's fleet because it is in dire need of vehicles. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously approved a vehicle transfer of a 2004 Dodge Intrepid (VIN #283HD46V54H702769) from the Gila County Sheriff's Office to the Miami Police Department.

4I. Information/Discussion/Action to approve an Interlock Agreement between the Gila County Sheriff's Office and the Town of Payson (a disparate community) for the 2010 Byrne Justice Assistance Grant Program Award in the amount \$10,361.

Ms. DalMolin stated that this Interlock Agreement is necessary so the Town of Payson can apply for and be allocated the 2010 Byrne Justice Assistance Grant Program award funds. Upon motion by Supervisor Dawson, seconded by Vice-

Chairman Martin, the Board unanimously approved an Interlock Agreement between the Gila County Sheriff's Office and the Town of Payson (a disparate community) for the 2010 Byrne Justice Assistance Grant Program Award in the amount \$10,361.

Chairman Pastor inadvertently read regular agenda item 4L instead of proceeding on to 4J, so the Board agreed to review item 4L first and then move back to items 4J and 4K.

4L. Information/Discussion/Action to approve an Amendment (Phase II) to the Office Workflow Automation and System Integration Contract No. 3528-301-102007 dated December 18, 2007, between the Gila County Attorney's Office and The Ashley Brandon Company for enhancements to the Verdict System (Phase I) in the amount of \$60,820.

Bryan Chambers, Chief Deputy County Attorney, stated that a few years ago the Board approved a contract with The Ashley Brandon Company. It was in response to a competitive bid to provide essentially a new computer system for the County Attorney's Office to try to automate the office. The County Attorney now wants to add some additional functionality to that program that wasn't envisioned in the original agreement. This amendment would add 4 new enhancements to the program and would also tie up some loose ends in the agreement. This amendment provides for a firm completion date that is not normally seen in software contracts, with per-day penalties for not completing the work on time. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously approved an Amendment (Phase II) to the Office Workflow Automation and System Integration Contract No. 3528-301-102007 dated December 18, 2007, between the Gila County Attorney's Office and The Ashley Brandon Company for enhancements to the Verdict System (Phase I) in the amount of \$60,820.

The Chairman then addressed regular agenda items 4J and 4K before moving on to the consent agenda items.

4J. Information/Discussion/Action to review all bids submitted for Request for Sealed Bids No. 080310-1 for the purchase of the General Ledger Treasurer's Banking Software and Support System; award to the lowest, responsible and qualified bidder; and authorize the Chairman's signature on the Award Contract for the winning bidder.

Debi Savage, Treasurer, stated that this item was tabled from a previous meeting and she assured the Board that the paperwork is now correct and the figures are all in accordance with one another. The total cost for the purchase of the banking software will be \$106,990 plus the maintenance fees for the next 2 years will be \$12,557 per year. Supervisor Dawson made the motion that the Board award Request for Sealed Bids No. 080310-1 for the purchase of

the General Ledger Treasurer's Banking Software and Support System to Tyler Technologies, Inc. in the amount of \$106,990. Vice-Chairman Martin inquired whether the motion should also include the cost for maintenance fees. Supervisor Dawson amended her motion to include the cost for maintenance fees for the next 2 years in the amount of \$12,557 per year. The motion was seconded by Vice-Chairman Martin and unanimously approved.

4K. Information/Discussion/Action to approve Professional Services Agreement No. 1005.203/12-2010 between Gila County and Robert Heming whereby the Consultant will provide for the conversion from DSA to the new Tyler System in the amount of \$5,000.00 for the period December 14, 2010, to December 14, 2011.

Ms. Savage stated that the reason the Treasurer's Office has requested to work with Robert Heming is because he is familiar with the County's program through Data Systems of Arizona (DSA), which is the County's current provider. Mr. Heming also did the County's interface between DSA and New World as well as the Visions program. Ms. Savage stated that she asked Mr. Heming if he would bring the County's warrant information up and convert it over to the Tyler Technologies' General Ledger Treasurer's Banking Software; hence the need for this agreement. Upon motion by Vice-Chairman Martin, seconded by Supervisor Dawson, the Board unanimously approved Professional Services Agreement No. 1005.203/12-2010 between Gila County and Robert Heming whereby the Consultant will provide for the conversion from DSA to the new Tyler System in the amount of \$5,000.00 for the period December 14, 2010, to December 14, 2011.

Item 5 - CONSENT AGENDA ACTION ITEMS:

5A. Approval of SubGrantee Agreement No. 10-AZDOHS-HSGP-777305-01, a grant award between the Arizona Department of Homeland Security and the Gila County Sheriff's Office in the amount of \$38,500 for the Automatic License Plate Reader Program.

5B. Approval of Sub-Grantee Agreement No. 10-ADOS-HS GP-777305-02, a grant award between the Gila County Sheriff's Office and the Arizona Department of Homeland Security in the amount of \$28,000 for the target hardening of dams, waterways/infrastructure of Gila County for the period October 1, 2010, through September 30, 2011.

5C. Approval of Amendment No. 1 to Independent Contractor Agreement No. ACAA07012010 between the Gila County Community Services Division, Housing Section, and the Arizona Community Action Association to allocate additional Utility, Repair, Replacement, and Deposit (URRD) funds in the amount of \$81,459.89 to continue providing

service to eligible Gila County residents for the period July 01, 2010, through June 30, 2011.

5D. Approval of Amendment No. 2 to the Memorandum of Understanding (MOU)/Contract for Help America Vote Act (HAVA) between Gila County and the Arizona Secretary of State to change the termination date of the contract from Federal Fiscal Year 2010 to Federal Fiscal Year 2016.

5E. Approval of the reappointment of members to the Planning and Zoning Commission for a four-year term from January 1, 2011, through December 31, 2014, as follows: District One: Randy Slapnicka; District Two: Lori Brown, Jay Spehar and Travis Williams; and District Three: Mickie Nye and Jack Larimore.

5F. Approval to reappoint Patty Stallings Hetrick to the Highway 60-70 Regional Design Review Board for an additional four-year term for the period January 1, 2011, through December 31, 2014.

5G. Approval of the reappointment of members to the Gila County Board of Adjustment for a four-year term from January 1, 2011, through December 31, 2014, as follows: District Two: Lori Brown and Travis Williams; and District Three: John (Jack) Larimore.

5H. Approval to appoint Supervisor Michael Pastor as the Gila County representative on the Central Arizona Association of Governments Region V Council of Governments for the calendar year 2011.

5I. Acknowledgement of the resignation of Ms. Ardith Hogan from the East Verde Park Fire District governing board and the appointment of Mr. Bobbie L. Pierce to complete the term of Ms. Hogan, which expires 12/31/2012, and acknowledgement of the death of East Verde Park Fire District governing board member Jim Cambier and the appointment of Mr. Dan Haapala to complete the term of Mr. Cambier, which expires 12/31/2012.

5 J. Approval of the June 22, 2010, BOS meeting minutes.

5K. Approval of the September 2010 monthly departmental activity report submitted by the Globe Regional Constable.

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

5M. Approval of personnel reports for the weeks of December 7, 2010, and December 14, 2010.

December 7, 2010

Departures from County Service:

1. Jeremiah Johnson - Health and Emergency Services – Rural Addressing Analyst – 11/23/10 – General Fund – DOH 08/13/07 - Resigned

Hires to County Service:

2. Larry Dooly – Building Maintenance Technician – Public Works Facilities Management – 12/06/10 – Facilities Management Fund – Replacing Brandon Trobaugh
3. Nancy Mach - Health and Emergency Services – Part Time Community Health Assistant – 12/06/10 – FTF Early Childhood Screening Fund – Replacing Kasey Jankowski

Temporary Hires to County Service:

4. Mary Kim Titla - Board of Supervisors – Temporary Job Corps Assistant -11/29/10 – Constituent Services III Fund

Departmental Transfers:

5. Mark Warden – Public Works Facilities Management - From Building Maintenance Technician – To Building Maintenance Technician Senior – 12/06/10 – Facilities Management Fund
6. Deborah Bradway – Community Development – From Building Safety Assistant – To Environmental Engineering Technician – 12/27/10 - General Fund

Position Review:

7. Gary Lopez – Community Services – Community Services Worker - 11/22/10 – GEST Fund – Increasing hours from 30 to 40
8. Mary Allen – Globe Regional Justice Court – Justice Court Clerk Associate – 11/29/10 - General Fund – Increasing hours from 19 to 24
9. Linda Shirley – Globe Regional Justice Court – Justice Court Clerk Associate – 11/29/10 – General Fund – Decreasing hours from 24 to 19
10. Paula Horn - Health and Emergency Services – From Health Programs Coordinator – To Deputy Director of Prevention Services – 11/22/10 – Various Funds

Request Permission to Post:

11. Health and Emergency Services – WIC Breastfeeding Counselor – New Position Community Services – Career and Employment Senior Specialist – Vacated by Michael Lopez

SHERIFF'S PERSONNEL ACTION ITEMS

Departures from County Service:

12. Amy Bagwell - Sheriff's Office – Deputy Sheriff – 11/22/10 - General Fund – DOH 10/14/08 – Resigned
13. David North - Sheriff's Office – Executive Administrative Assistant – 11/24/10 – General – Passed Away

December 14, 2010

Departures from County Service:

1. Michael Lopez – Community Services – Career and Employment Specialist – 12/03/10 – WIA Fund – DOH 09/14/09 – Resigned

Hires to County Service:

2. Gerardo Rojas – Probation – Detention Shift Supervisor – 12/20/10 – General Fund – Replacing Keith Dixon
3. Jennifer Caster – Probation – Administrative Clerk Senior – 12/20/10 – Juvenile Intensive Probation Fund – Replacing Sandra Bowling
4. Jeremy Thurman – Finance – Accountant – 12/08/10 – General Fund – Replacing Lucille Koury

Departmental Transfers:

5. Amanda Roady – From Community Services – To Finance – From Accountant – To Accountant Senior – 12/07/10 – General Fund – Replacing Sylvia Martinez
6. Jami Anderson – Health and Emergency Services – From Community Health Assistant – To WIC Breast Feeding Peer Counselor Supervisor – 12/06/10 – WIC and CSFP Funds – New position

Position Review:

7. Denise Dickison – Community Services – Administrative Clerk – 12/06/10 – Change in fund codes
8. Roxanne Dennhardt – Community Services – Administrative Clerk – 12/06/10 – Change in fund codes

SHERIFF'S PERSONNEL ACTION ITEMS

Hires to County Service:

9. Carl McCoy – Sheriff's Office – Detention Officer – 12/20/10 – General Fund – New Women's Dorm Position
10. Dawn Dzera – Sheriff's Office – Part-Time Detention Officer – 02/20/11 – Commissary Fund – Replacing Hazel Young

5N. Approval of finance reports/demands/transfers for the weeks of December 7, 2010, and December 14, 2010.

December 7, 2010

\$505,176.21 was disbursed for County expenses by check numbers 233007 through 233142.

December 14, 2010

\$2,221,113.11 was disbursed for County expenses by check numbers 233143 through 233342. **(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-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.

Chairman Pastor called on Christy Walton, a resident of Payson. Ms. Walton stated that she wanted to take this opportunity to introduce herself to the Board as she was recently hired by First Things First as a community outreach liaison representing northern Gila County. Ms. Walton stated that she will be working with all groups to ensure that First Things First is spending money in the best possible way to help children. She advised that she will work out of the Globe office at her home in Payson and can always be reached by phone.

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 12:17 p.m.

APPROVED:

Michael A. Pastor, Chairman

ATTEST:

Marian Sheppard, Chief Deputy Clerk