

PURSUANT TO A.R.S. SECTION 38-431 THE GILA COUNTY BOARD OF SUPERVISORS WILL HOLD AN OPEN MEETING IN THE SUPERVISORS' AUDITORIUM, 1400 EAST ASH STREET, GLOBE, ARIZONA. ONE OR MORE BOARD MEMBERS MAY PARTICIPATE IN THE MEETING BY TELEPHONE CONFERENCE CALL OR BY INTERACTIVE TELEVISION VIDEO (ITV). **ANY MEMBER OF THE PUBLIC IS WELCOME TO ATTEND THE MEETING VIA ITV WHICH IS HELD AT 610 E. HIGHWAY 260, BOARD OF SUPERVISORS' CONFERENCE ROOM, PAYSON, ARIZONA.** THE AGENDA IS AS FOLLOWS:

WORK SESSION & SPECIAL MEETING - TUESDAY, JANUARY 25, 2011 - 10 A.M.

- 1 Call to Order - Pledge of Allegiance
 - A **Work Session Item** - Presentation/Discussion regarding the Boards, Commissions, and Committees Report and an analysis and evaluation of each BC&C's current status of compliance with applicable statutes, laws, policies and procedures. **(Don McDaniel)**
 - B **Special Meeting Item** - Information/Discussion/Action to conduct a personnel evaluation on the Gila County Manager. Pursuant to A.R.S. § 38-431.03(A)(1), the Board may vote to go into executive session to conduct the evaluation.

IF SPECIAL ACCOMMODATIONS ARE NEEDED, PLEASE CONTACT THE RECEPTIONIST AT (928) 425-3231 AS EARLY AS POSSIBLE TO ARRANGE THE ACCOMMODATIONS. FOR TTY, PLEASE DIAL 7-1-1 TO REACH THE ARIZONA RELAY SERVICE AND ASK THE OPERATOR TO CONNECT YOU TO (928) 425-3231.

THE BOARD MAY VOTE TO HOLD AN EXECUTIVE SESSION FOR THE PURPOSE OF OBTAINING LEGAL ADVICE FROM THE BOARD'S ATTORNEY ON ANY MATTER LISTED ON THE AGENDA PURSUANT TO A.R.S. SECTION 38-431.03(A)((3).

THE ORDER OR DELETION OF ANY ITEM ON THIS AGENDA IS SUBJECT TO MODIFICATION AT THE MEETING.

Work Session & Special Meeting

Date: 01/25/2011

Submitted For: Don McDaniel Submitted By: Linda Rodriguez,
Emergency Management

Department: County Manager

Presenter's Name: Don McDaniel

Information

Request/Subject

Gila County Boards, Commissions and Committees (BC&C) Review

Background Information

The Board of Supervisors appoints and/or is responsible for several BC&Cs in Gila County. Some of the BC&Cs are created by the Board, some are created by Statute and some by outside agencies, but all must conform to various sections of Arizona State Statutes. Ultimately the Board is responsible for the lawful conduct and operation of each of the BC&Cs. To assist in this effort it was necessary to research and report on all known BC&Cs and prepare a compilation of the findings in one comprehensive report. The BC&C Report was presented to and approved by the Board of Supervisors at its October 26, 2010, Regular Meeting.

Evaluation

The Board approved the BC&C Report subject to the following conditions: 1) that future Work Sessions will be held to further review specific BC&Cs, 2) that the BC&C Report be completed, 3) that a BC&C coordinator be named by the County Manager, 4) that the coordinator name a staff liaison to each BC&C, 5) that each BC&C be informed and trained as to Arizona Open Meeting Laws as amended, 6) that the Report be maintained as up to date, and 7) that each BC&C report to the Board on a regular basis.

At this Work Session staff will discuss with the Board of Supervisors, each Board, Commission or Committee in the order they are listed in the Report. Items to be reviewed will be as follows: date of creation, legal basis for the group, bylaws, charter, legally and officially assigned areas of responsibility, assigned, appointed and retained legal counsel, operation procedures, Corporation Commission status, membership, terms of office, appointing authority, County staff or department liaison, meeting schedule and location, record keeping authority and location, last two years of expenditure amounts and for what, funding sources and amounts, and historical and recent significant actions and accomplishments.

Conclusion

Staff estimates that in this Work Session all of the Board of Supervisors' boards and districts as well as the Industrial Development Authority (IDA) will be covered. Depending upon the findings during the review, it may be appropriate to have a further discussion and invite the IDA Board to a future Work Session.

Recommendation

Staff is proposing to have a complete review and discussion of each BC&C in the BC&C Report previously provided to the Board of Supervisors. Please bring your copy of the Report for reference. Any items discovered that need Board action will be placed on a future Regular Meeting agenda for action.

Suggested Motion

Work Session Item - Presentation/Discussion regarding the Boards, Commissions, and Committees Report and an analysis and evaluation of each BC&C's current status of compliance with applicable statutes, laws, policies and procedures. **(Don McDaniel)**

Work Session & Special Meeting

Date: 01/25/2011

Submitted For:

Board of Supervisors

Submitted By: Marian Sheppard,
Clerk of the
Board of
Supervisors

Department:

Clerk of the Board of Supervisors

Presenter's Name:

Information

Request/Subject

Personnel evaluation of the County Manager.

Background Information

Don E. McDaniel, Jr. was hired as the Gila County Manager on June 7, 2010. According to Rule 19-Probationary Period of the Gila County Merit System Rules and Policies, typically a probational period is six (6) months,

Although the Board of Supervisors did not stipulate a personnel evaluation at the conclusion of the six-month probationary period for Mr. McDaniel at the time he was offered employment nor has the Board of Supervisors requested a review of Mr. McDaniel's performance at this time in the position of County Manager, Mr. McDaniel has requested said review.

Evaluation

According to A.R.S. §38-431.03(A)(1), the Board may vote to go into executive session to conduct the evaluation. The Arizona Open Meeting Law prohibits public bodies from conducting in executive sessions lengthy information gathering meetings that explore the operation of public programs under the guise of conducting a personnel evaluation. Only the actual evaluation - discussion or consideration of the performance of the employee - may take place in executive session. The Board of Supervisors may discuss Mr. McDaniel's job performance for the past six months in an executive session.

Conclusion

Mr. McDaniel believes it would be beneficial for the Board of Supervisors to discuss his performance over the past six months as County Manager.

Recommendation

It is recommended that the Board meet with Mr. McDaniel to discuss Mr. McDaniel's job performance over the past six months as County Manager.

Suggested Motion

Special Meeting Item - Information/Discussion/Action to conduct a personnel evaluation on the Gila County Manager. Pursuant to A.R.S. § 38-431.03(A)(1), the Board may vote to go into executive session to conduct the evaluation.
