

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

Date: March 19, 2013

**MICHAEL A. PASTOR**  
Chairman

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

**TOMMIE C. MARTIN**  
Vice-Chairman

By: Laurie Kline  
Deputy Clerk

**JOHN D. MARCANTI**  
Member

Gila County Courthouse  
Globe, Arizona

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PRESENT: Michael A. Pastor, Chairman; Tommie C. Martin, Vice-Chairman (via ITV); John D. Marcanti, Supervisor; Don McDaniel, Jr., County Manager; John F. Nelson, Deputy County Manager/Clerk (via ITV); Marian Sheppard, Chief Deputy Clerk; and Bryan Chambers, Deputy Attorney Principal

**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. John Marcanti led the Pledge of Allegiance and Pastor Kelly Woolridge of the First Assembly of God Church in Payson delivered the invocation.

**Item 2 - REGULAR AGENDA ITEMS:**

**A. Information/Discussion/Action to adopt Resolution No. 13-03-02 approving the designation of the portions of the San Carlos Apache Indian Reservation within Gila County as a Colonia.**

Marvin Mull, Transportation Coordinator for the San Carlos Apache Tribe, read aloud the resolution and then requested that the Board adopt it. Supervisor Marcanti commented that Gila County has previously adopted similar resolutions for San Carlos. Lower income communities that are lacking in infrastructure and located within 150 miles of the U.S.-Mexico border may be eligible for state and federal funding when designated as a Colonia. Upon motion by Supervisor Marcanti, seconded by Vice-Chairman Martin, the Board unanimously adopted Resolution No. 13-03-02 approving the designation of the portions of the San Carlos Apache Indian Reservation within Gila County as a Colonia. **(A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

**B. Information/Discussion/Action to ratify the Board of Supervisors' approval for the Sheriff's Office electronic submission of a Grant Application in the amount of \$43,000 that is entitled "Gila County Payson Sub-Station Communication Project" to the Arizona Department of Homeland Security.**

Sheriff's Office Lieutenant Tim Scott advised that if this grant funding is awarded to the Sheriff's Office, it will be used to enhance the communications system within the Payson office. The radios are currently located in the back of the building next to the boiler room. Necessary antennas and feed lines will be added to the tower and after improvements have been made, the radio room will be a stand-alone room with limited access and better radio operations will be provided throughout the County.

Vice-Chairman Martin is pleased that Gila County is continuing to enhance its communications system throughout the County as this process has been ongoing for several years. Upon motion by Vice-Chairman Martin, seconded by Supervisor Marcanti, the Board unanimously ratified its approval for the Sheriff's Office electronic submission of a Grant Application in the amount of \$43,000 to the Arizona Department of Homeland Security.

**C. Information/Discussion/Action to ratify the Board of Supervisors' approval for the Sheriff's Office electronic submission of a Grant Application in the amount of \$35,295 that is entitled "Critical Incident Responder Safety and Health Project" to the Arizona Department of Homeland Security.**

Sheriff's Office Sergeant John France stated that the deadline to submit this grant application had a very short turnaround time. If these grant funds are awarded, the money will be used to purchase updated equipment for the S.O. dive team to include new SCUBA regulators with gas switching blocks, buoyancy compensators, and diving harnesses for 15 dive team personnel. Vice-Chairman Martin and Supervisor Marcanti complimented these efforts to obtain additional funding for the S.O. At the inquiry of Chairman Pastor, Sergeant France advised that there are currently 12-15 divers and that it takes about a year of training before a dive team member is able to obtain rescue diver status. Upon motion by Supervisor Marcanti, seconded by Vice-Chairman Martin, the Board unanimously ratified its approval for the S.O.'s submission of a Grant Application in the amount of \$35,295 that is entitled "Critical Incident Responder Safety and Health Project" to the Arizona Department of Homeland Security.

**D. Information/Discussion/Action to approve Service Agreement No. 083112-1 between Gila County Division of Community Services, Housing Services, and Rodriguez Constructions, Inc. for Weatherization Project No. HH7469 whereby Rodriguez Constructions, Inc. will provide housing**

**rehabilitation services to a single family household unit located in Miami for a fee of \$72,269.76, with all work to be completed by May 19, 2013.**

Malissa Buzan, Community Services Division Director/Housing Services Program Manager, provided information on this contract that is between Gila County and Rodriguez Constructions, Inc. for a major rehabilitation project that coincides with the County's major rehabilitation housing services program in addition to the neighborhood revitalization program. Chairman Pastor asked if the area where they are working is the area by the old Inspiration Addition School; Malissa Buzan confirmed that as being correct and stated that Gila County has done two or three projects in the last six or seven years. Upon motion by Vice-Chairman Martin, seconded by Supervisor Marcanti, the Board unanimously approved Service Agreement No. 083112-1 between Gila County Division of Community Services, Housing Services, and Rodriguez Constructions, Inc. for Weatherization Project No. HH7469 whereby Rodriguez Constructions, Inc. will provide housing rehabilitation services to a single family household unit located in Miami for a fee of \$72,269.76, with all work to be completed by May 19, 2013.

**E. Information/Discussion/Action to approve a Memorandum of Agreement between Gila County and the United States Army, Partnership for Youth Success (PaYS) Program, to provide an opportunity to qualified veterans to interview for an open position within Gila County and to allow the ARMY PaYS website to display the Gila County logo as a member of the ARMY PaYS Program.**

Berthan DeNero, Human Resources Director, introduced two guests, U.S. Army Staff Sergeant Jared Doss and Captain Joe Demerath. Captain Demerath spoke briefly explaining that when a service member leaves active duty it is important that the veteran has a positive disposition. This program will provide a qualified veteran an opportunity to interview for an open position within Gila County. Supervisor Marcanti commented that it's a great arrangement. He stated, "As you remember Mike and Tommie, after the Vietnam War there really wasn't anything to come home to except your family." Chairman Pastor commented that Sergeant Doss cornered him one day at the Circle K convenience store and at that time Chairman Pastor invited Sergeant Doss to the Courthouse to present the program. He stated, "I thought it was a great idea and something we do positive as a County. I hope we approve this action today." Upon motion by Supervisor Marcanti, seconded by Vice-Chairman Martin, the Board unanimously approved a Memorandum of Agreement between Gila County and the United States Army, Partnership for Youth Success (PaYS) Program.

**F. Information/Discussion/Action to review all bids submitted for Request for Sealed Bids No. 110812 for the purchase of chips, ABC, and asphalt for the Copper Region and Timber Region; award the Timber**

**Region of Bid No. 110812 to the lowest, responsible and qualified bidder contingent upon that bidder agreeing to sign Amendment No. 1 to the Award Contract; and authorize the Chairman's signature on the Award Contract and Amendment No. 1 to the Contract for the winning bidder.**

Joe Heatherly, Finance Division Director, stated that the request to go out for bids was approved by the Board in December 2012; the notification of the Request for Sealed Bids was advertised in the official newspaper of the County in January 2013, and during the third week in January the bids were received and reviewed. Eleven bids were sent out and three responses were received. Mr. Heatherly stated, "After conferring with Steve Stratton, Public Works Director, and the County Attorney, we suggest that we only accept bids from the northern region (Timber). The southern region (Copper) that we're asked to bid had some issues internally within those companies, so that they didn't get the bids submitted. The bids we did get were significantly higher than what we had been paying for in the past, so we want to re-bid the southern section and we want to award the northern section to Payson Concrete and Materials, Inc. They are one of two companies that we currently buy material from and they were the lowest bidder. The reason for the amendment that was attached here was an oversight on our part. When the contract was put together it did not have a ceiling or cap, which the Board has requested to be on all contracts. The amendment addresses that, with a cap of not to exceed \$200,000." Chairman Pastor asked if \$200,000 is a sufficient amount in order to provide the amount of material projected to be used in the northern portion of the County. Mr. Heatherly deferred the question to Mr. Stratton. Steve Stratton replied that the funds will be used for maintenance projects; however, if a project would exceed that amount, it would be brought to the attention of the Board of Supervisors. Chairman Pastor questioned if the amendment has been signed by the successful bidder. Mr. Heatherly replied that it has not yet been signed, but the contract stipulates that the amendment must be signed; otherwise, there is no contract. Bryan Chambers, Deputy Attorney Principle, explained that if a motion is made similar to the language stated on this agenda item, the Board would be approving the award of the contract with the stipulation that the company accepts the ceiling. If the contractor doesn't accept, there will not be an award of the contract. Upon motion by Supervisor Marcanti, seconded by Vice-Chairman Martin, the Board unanimously approved to award Bid No. 110812 to Payson Concrete and Materials, Inc. contingent upon the contractor signing Amendment No. 1 to the contract.

**Item 3 - 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 Delegation Agreement No. EV12-0053 between the Gila County Community Development Division, Gila County Health and**

**Emergency Services Division and the Arizona Department of Environmental Quality (ADEQ) to delegate function of ADEQ statutes, rules and policies for water quality and solid waste management functions and duties effective 30 days after ADEQ approval/signature through June 30, 2050.**

**B. Approval of the reappointments of Judge Gary V. Scales and Judge Judith A. Joseph as Judges Pro Tempore for the Superior Court in Gila County for the period of July 1, 2013, through June 30, 2014.**

**C. Approval to adopt Resolution 13-03-01 authorizing the County's funding match requirement of \$250 in order for the Gila County Probation Department to receive \$1,000 of additional FY 2012-2013 Family Counseling Program funding from the Arizona Supreme Court, Administrative Office of the Courts, Juvenile Justice Services Division. (A copy of the Resolution is permanently on file in the Board of Supervisors' Office.)**

**D. Approval of a request by the Greater Arizona Bicycling Association, Inc. to use the Gila County Courthouse parking area in Globe as a rest stop for a bike race on May 4 & 5, 2013.**

**E. Approval of Amendment No. 1 to Contract No. Gila 10101 between Gila County and Central Arizona College to increase the contract amount from \$630,336 to \$775,219 which will allow for the continued provision of Workforce Investment Act Youth Services for the Gila-Pinal Workforce Investment Area.**

**F. Approval for Gila County Community Services, Housing Services, to submit a response to Request for Proposal No. 2014-01-13 issued by the Pinal-Gila Council for Senior Citizens (PGCSC), Area Agency on Aging, Region V, for PGCSC to allocate funding in the amount of \$6,320 to Gila County which will be used to provide minor home repairs to eligible citizens residing in Gila County for the period July 1, 2013, through June 30, 2014.**

**G. Approval of an Intergovernmental Agreement (Contract No. ADHS13-041539) between Gila County and the Arizona Department of Health Services on a fee for service basis which will allow the Gila County Health Department to continue to provide Immunization Program services for the period of January 1, 2013, through December 31, 2017.**

**H. Approval of Amendment No. 1 to an Intergovernmental Agreement (Contract No. ADHS13-031248) between Gila County and the Arizona Department of Health Services changing the Scope of Work section of the contract effective October 1, 2012, to provide HIV Prevention Program**

services through June 30, 2017.

**I. Approval to re-advertise an Invitation for Bids (No. 110812-1) for the purchase of chips, ABC and asphalt for the Copper Region.**

**J. Approval of Amendment No. 1 to Gila County Contract No. 011013, Weatherization Project No. HH#152-12-03, between the Gila County Community Services Division and Noble Building L.L.C., to increase the contract amount by \$6,000, for additional roof structure support, for a total contract amount of \$53,385.66.**

**K. Authorization of the Chairman's signature on U.S. Department of Agriculture Forest Service Amendment No. 2 for Special-Use Authorization which will expire on December 31, 2019, concurrent with the permit expiration date, with regard to the Forest Service dumping fees at the Buckhead Mesa Landfill.**

**L. Approval of Gila Monsters Go-Kart Club's request to use the Go-Kart Track at the Fairgrounds for the period of April 1, 2013, through September 22, 2013, with a waiver of fees.**

**M. Acknowledgment of the January 2013 monthly activity report submitted by the Recorder's Office.**

**N. Approval of the February 26, 2013, and the March 5, 2013, BOS meeting minutes.**

**O. Acknowledgment of contracts under \$50,000 which have been approved by the County Manager for the weeks of February 11, 2013, to February 15, 2013; and February 18, 2013, to February 22, 2013.**

**P. Approval of finance reports/demands/transfers for the weeks of March 12, 2013, and March 19, 2013.**

**March 12, 2013**

\$135,793.67 was disbursed for County expenses by check numbers 252700 through 252796.

**March 19, 2013**

\$1,874,290.51 was disbursed for County expenses by check numbers 252797 through 252947. **(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 3A through 3P.

**Item 4 - 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(H), action taken as a result of public comment will be limited to responding to criticism made by those who have addressed the Board of Supervisors, may ask staff to review the matter or may ask that a matter be put on a future agenda for further discussion and decision at a future date.**

There were no requests to speak from the public.

**Item 5 - 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 10:50 a.m.

**APPROVED:**

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Michael A. Pastor, Chairman

**ATTEST:**

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Marian Sheppard, Chief Deputy Clerk