

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

Date: December 2, 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

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PRESENT: Michael A. Pastor, Chairman; Tommie C. Martin, Vice-Chairman (via ITV); John D. Marcanti, Member; Don E. McDaniel, Jr., County Manager; Jacque Griffin, Assistant County Manager/Librarian; Bryan B. Chambers, Deputy County Attorney/Civil Bureau Chief; 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. Bryan Chambers led the Pledge of Allegiance and Pastor Steve DeSanto of the Shepherd of the Pines Lutheran Church in Payson delivered the invocation.

**Item 2 – PRESENTATIONS:**

**A. Presentation of a Certificate of Appreciation from the City of Globe and the Globe Fire Department to the Gila County Sheriff's Office and Commander Travis Baxley for their continued support of the Arson K-9 Program.**

Joe Bracamonte, City of Globe Fire Marshall/Investigator, publicly recognized Sheriff Adam Shepherd and Commander Travis Baxley for the ongoing support from the Sheriff's Office with the K-9 Program. He stated that in 2011 it became necessary to retire K-9 Duke and that Freeport McMoRan, Inc. donated K-9 Evo and although she was untrained, Commander Baxley donated 250 hours (personal time) to train the new K-9 Evo.

Sheriff Adam Shepherd thanked Mr. Bracamonte and stated that the Sheriff's Office would not have Evo had it not been for the collaboration of the City of Globe Fire Department.

Commander Baxley briefly explained details regarding the training of Evo and stated that this canine is one of only two K-9s in the state of Arizona trained to detect accelerants. He added that Evo has been very successful in deployments and that the County is fortunate to have this K-9 in the community.

**B. Presentation of the Gila County Teacher of the Year 2014 award to Mr. Erik Hertwig of Globe High School by Dr. Linda O'Dell, Gila County School Superintendent.**

Dr. Linda O'Dell, Gila County School Superintendent, stated that this is the fourth year for the Teacher of the Year award. She acknowledged Holly Sow, School Superintendent's Community Outreach Specialist, who organizes and facilitates the Teacher of the Year award. Erik Hertwig was then introduced as the Teacher of the Year along with his wife Vanessa; the couple has been in the community for four years. Mr. Hertwig gave an overview of his background, involvement, and accomplishments within the community. Dr. O'Dell presented him with a plaque and a cash award and thanked him for his service and dedication.

**Item 3 – REGULAR AGENDA ITEMS:**

**A. Information/Discussion/Action to give advance authorization for staff to advertise various Invitations for Bids in the local newspapers for construction projects directly related to the Copper Administration Building Project, thereby saving time and allowing a more accurate window for scheduling the projects. (A list of projects is attached to this agenda item.)**

Jeff Hassenius, Finance Division Director, explained that the list of projects contains those projects that are estimated to be over \$50,000 and each one is directly related to the Copper Administration Building Project. In an effort to expedite moving forward with the project without delay, it is recommended that the Board give preapproval for the bidding process only and then any proposed contract awards would require Board approval prior to commencement of any of the Copper Administration Building projects over \$50,000. Upon motion by Vice-Chairman Martin, seconded by Supervisor Marcanti, the Board unanimously gave advance authorization for staff to advertise various Invitations for Bids in the local newspapers for construction projects directly related to the Copper Administration Building Project.

**B. Information/Discussion/Action to allow the County Manager to sign the engagement letter with Stifel, Nicolaus & Company in an amount not to exceed \$20,000 to explore the options for private placement of financing for the building and building/site improvements for the Copper Administration Building Project.**

Mr. Hessenius stated that approval of this item would authorize the contractual agreement with Stifel, Nicolaus & Company (Stifel), a financial advisory firm, to assist with obtaining the financing for the Copper Administration Building Project. Stifel will be responsible for issuing the request for proposals, and reviewing those bids with County staff to ultimately award a contract to the winning bidder. The County is looking at financing approximately \$1.65 million and not more than \$2 million for the Copper Administration Building Project. Stifel's fee would be 1% of that amount and it shall not exceed \$20,000. The Board's authorization of this agenda item will allow the County Manager to sign the agreement. Chairman Pastor inquired if a public hearing would be scheduled by the Board of Supervisors for Stifel to present the financial information to the Board, to which Mr. Hessenius affirmed that was correct. Upon motion by Supervisor Marcanti, seconded by Vice-Chairman Martin, the Board unanimously allowed the County Manager to sign the engagement letter with Stifel, Nicolaus & Company in an amount not to exceed \$20,000 to explore the options for private placement of financing for the building and building/site improvements for the Copper Administration Building Project.

**C. Information/Discussion/Action to review all bids submitted for Invitation for Bid No. 101413 for the purchase of up to five new all-wheel drive utility police interceptors or equal; award to the lowest, responsible and qualified bidder; and authorize the Chairman's signature on the award contract for the winning bidder.**

Mr. Hessenius provided information that the bids received in November for the purchase of up to five new all-wheel drive utility police interceptors were very competitive and close in amounts at approximately \$32,000 each. He stated that staff recommends McSpadden Ford be awarded the contract as the lowest, responsible and most qualified bidder. Additionally, there are four out of the five vehicles being requested to be purchased that have been allocated in this fiscal year budget and the intent would be to purchase the fifth vehicle next fiscal year.

Steve Stratton, Public Works Division Director, added that there have been some auto insurance claims made by the Sheriff's Office for which the County will receive payment. If there are sufficient capital funds available, Mr. Stratton advised that the County may want to purchase the fifth vehicle this fiscal year instead of waiting until the following fiscal year. Upon motion by Vice-Chairman Martin, seconded by Supervisor Marcanti, the Board unanimously awarded Contract No. 101413 to McSpadden Ford and authorized the Chairman's signature on the award contract for the winning bidder.

**D. Information/Discussion/Action to review all bids submitted for Call for Bids No. 102414 to provide all advertising, publications and printing required to be done or made by all departments of Gila County for**

**calendar year 2015; award to the lowest, responsible and qualified bidder; and authorize the Chairman's signature on the contract for the winning bidder.**

Mr. Hessenius referred to Arizona Revised Statute §11-255 (A) which states, "The board shall contract annually for all advertising, publications and printing required to be done or made by all departments of county government." He advised that the Arizona Silver Belt was awarded the contract for 2014 and it is recommended to award the contract to the Arizona Silver Belt for 2015 at a price of \$3.40 per column inch for all of the County's advertising needs. Upon motion by Supervisor Marcanti, seconded by Vice-Chairman Martin, the Board unanimously awarded Contract No. 102414 to the Arizona Silver Belt to provide all advertising, publications and printing required to be done or made by all departments of Gila County for calendar year 2015 at a cost of \$3.40 per column inch, and authorized the Chairman's signature on the contract.

**E. Information/Discussion/Action to ratify the November 12, 2014, electronic submission of comments to the Environmental Protection Agency on the definition of "Waters of the United States" under the Clean Water Act, which were due no later than November 14, 2014.**

Jacque Griffin, Assistant County Manager/Librarian, explained that the deadline for submitting the comment letter regarding the "Waters of the United States" to the Environmental Protection Agency was in between scheduled Board of Supervisors' meetings; therefore, it was necessary to request ratification of submission of said comments. Ms. Griffin advised that due to the potential negative impacts, including those to the citizens of Gila County, and the proposed changes to the "Waters of the United States" under the Clean Water Act, it is important to join the Eastern Arizona Counties Organization's (ECO's) analysis and summary which accurately reflect Gila Counties position with regard to this issue. The Board members were in agreement that this is an important issue to follow and provide comments that are in consort with ECO, which is comprised of Apache, Gila, Graham, Greenlee, and Navajo Counties, in an attempt to effect positive change. Upon motion by Vice-Chairman Martin, seconded by Supervisor Marcanti, the Board unanimously ratified the November 12, 2014, electronic submission of comments to the Environmental Protection Agency on the definition of "Waters of the United States" under the Clean Water Act, which were due no later than November 14, 2014.

**F. Information/Discussion/Action regarding appointments or reappointments of members of the Board of Supervisors to the following boards, committees and organizations for calendar year 2015: 1) Correctional Officers Retirement Plan Local Board for Sheriff's Office Detention Officers & Non-Uniformed Officers; 2) Correctional Officers Retirement Plan Local Board for Sheriff's Office Dispatchers; 3) Public**

**Safety Personnel Retirement System Local Board; 4) Gila County Board of Health; 5) Gila County Local Emergency Planning Committee; 6) Central Arizona Governments Regional Council; 7) County Supervisors Association Legislative Policy Committee; 8) Eastern Arizona Counties Organization; 9) San Carlos Apache Tribe Partnership Steering Committee; 10) Coalition of Arizona/New Mexico Counties; and 11) Allied Health Care Advisory Committee.**

Don McDaniel, County Manager, stated that each year the Board of Supervisors (BOS) designates the boards, committees, and organizations that each Supervisor will serve on respectively. Upon motion by Supervisor Marcanti, seconded by Vice-Chairman Martin, the Board unanimously re-appointed the BOS members to serve during 2015, as follows: 1) Correctional Officers Retirement Plan Local Board for Sheriff's Office Detention Officers & Non-Uniformed Officers-**Supervisor Pastor**; 2) Correctional Officers Retirement Plan Local Board for Sheriff's Office Dispatchers-**Supervisor Pastor**; 3) Public Safety Personnel Retirement System Local Board-**Supervisor Marcanti**; 4) Gila County Board of Health-**Supervisor Pastor**; 5) Gila County Local Emergency Planning Committee-**Supervisor Marcanti**; 6) Central Arizona Governments Regional Council-**Supervisor Pastor**; 7) County Supervisors Association Legislative Policy Committee-**Supervisor Martin**; 8) Eastern Arizona Counties Organization-**Supervisor Martin**; 9) San Carlos Apache Tribe Partnership Steering Committee-**Supervisor Marcanti**; 10) Coalition of Arizona/New Mexico Counties-**Supervisor Martin**; and 11) Allied Health Care Advisory Committee-**Supervisor Pastor**.

Chairman Pastor announced that Regular Agenda item 3-G would be addressed after remaining agenda items 4 through 6 were addressed by the Board.

**Item 4 – 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.)**

Chairman Pastor asked the other Board members if they would like to discuss any of the Consent Agenda items before asking for a motion. Supervisor Marcanti replied that he wanted to address item 4-A; therefore, it was moved to the Regular Agenda and addressed separately.

**A. Approval of Amendment No. 1 to Contract No. 050713 between Gila County and Vulcan Materials Company to extend the contract for 12 months, from September 7, 2014, to September 6, 2015, for the purchase of asphalt FOB plant in an amount not to exceed \$100,000 that will be used for maintenance and repairs on various roads in the Copper Region**

**of Gila County; and to amend all references to Mesa Materials to Vulcan Materials Company.**

Supervisor Marcanti explained that this vendor supplies asphalt made from petroleum and the current price of petroleum is less than when the contract was awarded to this vendor. He wanted to ensure that the County was being charged an amount for asphalt materials that corresponded to the current petroleum pricing.

Steve Stratton, Public Works Division Director, replied that the reason for this agenda item was that Vulcan Materials Company purchased Mesa Materials. He then explained that the pricing for materials in the original bid and contract award utilizes the Arizona Department of Transportation pricing index for oil and references a "sliding scale." Upon motion by Supervisor Marcanti, seconded by Vice-Chairman Martin, the Board unanimously approved Amendment No. 1 to Contract No. 050713 between Gila County and Vulcan Materials Company to extend the contract for 12 months, from September 7, 2014, to September 6, 2015, for the purchase of asphalt FOB plant in an amount not to exceed \$100,000 that will be used for maintenance and repairs on various roads in the Copper Region of Gila County; and to amend all references to Mesa Materials to Vulcan Materials Company.

Chairman Pastor asked for a motion on the following Consent Agenda items:

**B. Approval to reappoint or appoint the following individuals to the respective board, commission and committee, as follows: 1) Gila County Board of Adjustment and Appeals - Reappointment of Lori Brown and Travis Williams from 1/1/15 to 12/31/18, and appointment of Mickie Nye from 1/1/15 to 12/31/18; 2) Gila County Highway 60-70 Regional Design Review Committee - Reappointment of Jo Lynn Chase from 1/1/15 to 12/31/18; and 3) Gila County Planning and Zoning Commission - Reappointment of Randy Slapnicka, Lori Brown, Jay Spehar and Mickey Nye from 1/1/15 to 12/31/18, and reappointment of Travis Williams from 1/1/15 to 12/31/16.**

**C. Reappointment of David Lagunas to the Gila County Personnel Commission for four years, from January 1, 2015, through December 31, 2018.**

**D. Acknowledgment of the October 2014 monthly activity report submitted by the Payson Regional Constable's Office.**

**E. Acknowledgment of the October 2014 monthly activity report submitted by the Globe Regional Justice of the Peace's Office.**

**F. Acknowledgment of the October 2014 monthly activity report submitted by the Payson Regional Justice of the Peace's Office.**

**G. Acknowledgment of the October 2014 monthly activity report submitted by the Clerk of the Superior Court's Office.**

**H. Approval of the November 18, 2014, Board of Supervisors' Regular Meeting minutes.**

**I. Acknowledgment of the Human Resources reports for the weeks of November 4, 2014, November 11, 2014, November 18, 2014, and November 25, 2014.**

**NOVEMBER 4, 2014**

**DEPARTURES:**

1. Meagan Hart – Recorder's Office – Recorder's Clerk – 11/07/14 – General Fund – DOH 08/18/14
2. Debra Williams – Health and Emergency Services – Emergency Services Manager – 10/31/14 – General Fund – DOH 10/21/96

**DEPARTMENTAL TRANSFERS:**

3. Clarissa Mata – Assessor's Office – From CAMA Program Administrator – To Chief Appraiser – 11/10/14 – General Fund – Replacing Larry Huffer
4. Amy Farley – From Health and Emergency Services – To Probation – From Medical Case Manager – To Deputy Probation Officer 1 – 11/10/14 – From HIV Consortium Fund – To Juvenile Standards Probation Fund – Replacing Alberta Lancieri

**OTHER ACTIONS:**

5. Alberta Lancieri – Probation – Deputy Probation Officer 2 – 11/10/14 – From Juvenile Intensive Probation Supervisor (.50)/Juvenile Standards Probation (.50) Funds – to Juvenile Standards Probation Fund – Change in fund codes

**REQUEST TO POST:**

6. Assessor's Office – Property Appraiser 1 – Vacated by Susan Aliprandini
7. Recorder's Office – Recorder's Clerk – Vacated by Meagan Hart
8. Assessor's Office – CAMA Program Administrator – Vacated by Clarissa Mata

**NOVEMBER 11, 2014**

**DEPARTURES:**

1. Mark Joerns – Probation – Deputy Probation Officer 2 – 10/31/14 – State Aid Enhancement Fund – DOH 06/08/98
2. Roberta Johnson – Health and Emergency Services – Public Health Nurse – 11/07/14 – Health Service Fund – DOH 07/15/13
3. Stephanie Gibson – Health and Emergency Services – Part-Time Breastfeeding Counselor – 09/01/14 – WIC Fund – DOH 05/21/12

**NEW HIRES:**

4. Jacqueline Tobin – Health and Emergency Services – Part-Time Breastfeeding Counselor – 11/17/14 – WIC Fund – Replacing Stephanie Gibson

5. Theresa Schauer – Recorder’s Office – Recorder’s Clerk – 11/10/14 – General Fund – Replacing Frederick Hornung

DEPARTMENTAL TRANSFERS:

6. Susan Aliprandini – From Assessor’s Office – To School Superintendent’s Office – From Property Appraiser 1 – To Accounting Clerk – 11/17/14 – General Fund – Replacing Michelle Stemm

REQUEST TO POST:

7. Superior Court – Administrative Clerk Senior – Vacated by Patricia Keyworth

**NOVEMBER 18, 2014**

OTHER ACTIONS:

1. Lisa Dzera – Sheriff’s Office – From Administrative Clerk (Temporary Assignment) – To Administrative Clerk – 11/24/14 – General Fund – End of temporary assignment

REQUEST TO POST:

2. Sheriff’s Office – Temporary Accounting Clerk Specialist – Vacated by Ashlie Enfield-Goss (on temporary assignment)

**NOVEMBER 25, 2014**

DEPARTURES:

1. Kenneth Warden – Sheriff’s Office – Detention Officer – 12/01/14 – General Fund – DOH 10/26/09

2. George Scott – Sheriff’s Office – Deputy Sheriff Sgt. – 11/28/14 – General Fund – DOH 09/10/90

3. Susan O’Connor – School Superintendent’s Office – Administrative Assistant – 11/14/14 – General Fund – DOH 05/27/14

4. Lauren Savaglio – Health and Emergency Services – Environmental Health Manager – 12/01/14 – Tobacco Free Environment (.78)/Health Service (.22) Funds – DOH 08/20/12

5. Brenda Van Haren – County Attorney’s Office – Victim Witness Advocate – 11/14/14 – Crime Victim Assistance Program (.50)/General (.50) Funds – DOH 03/08/07

6. Andrew Hanna – County Attorney’s Office - Paralegal – 12/01/14 – Diversion Program CA Fund – DOH 06/10/13

7. Sarayl Shunkamolah – Board of Supervisors – Management Associate – 12/09/14 – General Fund – DOH 12/09/13

8. John Park – Probation – Deputy Probation Officer 2 – 11/17/14 – Diversion Intake Fund – DOH 08/19/13

NEW HIRES:

9. James Cross – Sheriff’s Office – Deputy Sheriff – 12/08/14 – General Fund – Replaces Layne Johnson

10. Kassandra Seaver – Recorder’s Office – Recorder’s Clerk – 12/15/14 – General Fund – Replaces Melanie Boyer
11. Caryn Garcia – Recorder’s Office – Recorder’s Clerk – 12/01/14 – General Fund – Replaces Meagan Hart

TEMPORARY HIRES TO COUNTY SERVICES:

12. Steve Burk – Globe Regional Justice Court – Judge Pro Tempore – 11/12/14 – General Fund

END PROBATIONARY PERIOD:

13. Brian Rogers – Public Works – Building Maintenance Technician – 12/02/14 – Facilities Management Fund
14. John McCrory – Public Works – Flood Control Technician – 12/02/14 - General Fund
15. Joel McDaniel – Public Works – Road Maintenance and Equipment Operator Senior – 11/26/14 – Public Works Fund
16. Cameron Cates – Sheriff’s Office – 911 Dispatcher – 10/14/14 – General Fund
17. Allison Torres – Community Services – Social Services Case Manager – 12/02/14 – CAP Fund

DEPARTMENTAL TRANSFERS:

18. Alex Cunningham – Public Works – From Building Maintenance Technician – To Building Maintenance Technician Senior – 12/01/14 – Facilities Management Fund – Replaces Gary Denton
19. Jay Boyer – Probation – From Probation Manager – To Juvenile Detention Facility Manager – 01/05/15 – From Diversion Intake Fund – To General Fund – Replaces Kathy Coker
20. David Jones – Probation – From Probation Manager – To Deputy Probation Officer 2 – 12/01/14 – From Adult Intensive Probation Supervision (.50)/State Aid Enhancement (.50) Funds – Replaces Mark Joerns

**NOVEMBER 25, 2014**

OTHER ACTIONS:

21. Ronald Hanse – Sheriff’s Office – From Deputy Sheriff Detective (Temporary Assignment) – To Deputy Sheriff – 12/01/14 – General Fund – End of temporary assignment

REQUEST TO POST:

22. Health and Emergency Services – Medical Case Manager – Vacated by Amy Farley
23. Health and Emergency Services – Environmental Health Manager – Vacated by Lauren Savaglio
24. County Attorney’s Office – Victim Witness Advocate – Vacated by Brenda Van Haren
25. County Attorney’s Office – Deputy Attorney – Vacated by Marc Stanley

**J. Acknowledgment of contracts under \$50,000 which have been approved by the County Manager for the weeks of November 3, 2014, to November 7, 2014; and November 10, 2014 to November 14, 2014.**

**K. Approval of finance reports/demands/transfers for the weeks of November 25, 2014, and December 2, 2014.**

**November 25, 2014**

\$2,759,097.00 was disbursed for County expenses by check numbers 266264 through 266675.

**December 2, 2014**

\$463,851.89 was disbursed for County expenses by check numbers 266676 through 266766. **(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 4-B through 4-K.

**Item 5 – 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.**

There were no comments from the public.

**Item 6 – At any time during this meeting pursuant to A.R.S. §38-431.02(K), members of the Board of Supervisors and the County Manager 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.

**3-G – Move to go into executive session pursuant to A.R.S. § 38-431.03(A) (3) and 38-431.03(A) (4) in order to receive legal advice from its attorney regarding a Notice of Claim from Carson Construction regarding the Pine Creek Canyon Road Construction Project and to discuss or consult with the attorney of the public body in order to consider its position and instruct its attorney regarding the public body's position in order to avoid or resolve litigation. Then, after executive session has concluded move to direct the County Attorney's Office to proceed as directed in executive session.**

Upon motion by Vice-Chairman Martin, seconded by Supervisor Marcanti, the Board unanimously voted to go into executive session to address item 3-G at 10:54 a.m.

Chairman Pastor reconvened the meeting at 11:40 a.m. and asked for a motion on this agenda item.

Upon motion by Supervisor Marcanti, seconded by Vice-Chairman Martin, the Board unanimously denied the claim from Carson Construction and directed the County Attorney's Office to proceed as directed in the executive session.

There being no further business to come before the Board of Supervisors, Chairman Pastor adjourned the meeting at 11:41 a.m.

APPROVED:

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Michael A. Pastor, Chairman

ATTEST:

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Marian Sheppard, Clerk of the Board