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BOARD OF SUPERVISORS
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DAVID GOMEZ
District 1

RON CAMPBELL
District 2

RICHARD LUNT
District 3

MEETING NOTICE and AGENDA
Pursuant to Arizona Revised Statutes §38-431, et. seq.
and amendments thereto, the
GREENLEE COUNTY BOARD OF SUPERVISORS
also sitting as Board of Directors for
GREENLEE COUNTY PUBLIC HEALTH SERVICES DISTRICT
and
GREENLEE COUNTY FLOOD CONTROL DISTRICT

hereby gives notice that a
Regular Meeting
will be held on **Tuesday, May 1, 2018 – 8:00 a.m.**
Board of Supervisors Meeting Room, 2nd floor Courthouse Annex, 253 5th Street,
Clifton, Arizona

AGENDA AND MINUTES

In attendance: Board of Supervisors members: Richard Lunt, Chairman; David Gomez, Member; and Ron Campbell, Member. Also present were Deborah K. Gale, County Administrator, Jeremy Ford, County Attorney, and Yvonne Pearson, Clerk of the Board.

1.) Call to Order

Chairman Lunt called the meeting to order at 8:00 a.m.

A. Pledge of Allegiance

Supervisor Gomez led those present in the Pledge of Allegiance.

B. Call to the Public

Akos Kovach, Economic Development Coordinator, responded to the Call to the Public and stated that he has submitted an application for an Opportunity Zone federal designation which allows investors to receive tax breaks. The application proposes two zones in Greenlee County – Three Way north and the second is Three Way south. He stated that he is working with the editor of the Copper Corridor magazine to include Greenlee County as part of the Nugget Trail. He announced that the Clifton Hill Climb will be held on Columbus Day and that new homes are being built in the York area.

Tom Powers, Greenlee County School Superintendent, responded to the Call to the Public and expressed his appreciation to all the Elected Officials and others who helped make the Mount Graham Safe House Golf Tournament a great success.

Tim Sumner, Sheriff, responded to the Call to the Public and stated that minutes to past several Board meetings are not posted on the website. He also stated that he has checked and that other counties do an invocation before meetings. The mock car accident at the Duncan High School was successful and he thanked Tony Hines, Public Works Facilities Manager, and Lendsey Basteen, Events Coordinator, for their assistance.

Daniel Cervantez, Clifton Resident, responded to the Call to the Public and stated he is a self-appointed advocate for the meals on wheels program and stated that a cinco de mayo meal will be prepared on Friday.

- 2.) **PUBLIC HEALTH SERVICES DISTRICT – the Board of Supervisors will convene as the Board of Directors of the Greenlee County Public Health Services District and will reconvene as the Board of Supervisors following consideration of these items:**
- A. Consent Agenda**
1. **Clerk of the Board: Consideration of approval of Public Health Services District expense warrants in excess of \$1,000.00**
 2. **Health & County Services Director: Consideration of approval of Amendment #2 of the Intergovernmental Agreement with the Arizona Department of Health Services for Tobacco Education and Prevention Services to renew and extend the contract through June 30, 2019**

Upon motion by Supervisor Campbell, seconded by Supervisor Gomez, and carried unanimously, the Board approved the Public Health Services District Consent Agenda as presented.

- 3.) **Ed Holloway, Clifton Ranger, Apache-Sitgreaves National Forest**
- A. Apache-Sitgreaves National Forest Update**

Mr. Holloway updated the Board on the following:

- The Ranger district is still dealing with vacancies and has some range staff personnel work will begin working in mid-May.
- The Forest Service is issuing training to employees regarding harassment/bullying and taken note that this type of culture will stop.
- The Rattlesnake fire has burned 30,000 acres and has been transferred from a stage III to a stage II management team and is under control.

- Apache-Sitgreaves National Forest will have Stage II fire restrictions go into effect this week which means no open flames will be allowed.
- He is working with grazing permittees who have been affected by the Rattlesnake fire – fencing is an issue.
- The Stateline NEPA project for grazing is ready to be submitted and a 30 day comment period will follow in a couple of months and is expected to be signed and implemented in early 2019.
- Mining Geological Surveys are being conducted by Bronco Expedition and BHP.

The Board thanked Mr. Holloway for the information.

4.) Berta Manuz, County Recorder

A. Discussion/Action regarding the appointment of Kathy Valenzuela as Chief Deputy Recorder effective June 9, 2018 upon the retirement of Cheryl Wiltbank

Ms. Manuz stated that she is sad that Ms. Wiltbank is leaving but happy that she will be able to retire. Ms. Wiltbank has been a loyal and dedicated friend and employee. Ms. Valenzuela has been working in her office for several years and will fill the Chief Deputy vacancy upon the retirement of Cheryl Wiltbank. Upon motion by Supervisor Gomez, seconded by Supervisor Campbell, and carried unanimously, the Board approved the appointment of Kathy Valenzuela as Chief Deputy Recorder, effective June 9, 2018.

B. Discussion/Action regarding the Administrative Assistant position in the Recorder's Office effective May 14, 2018

Ms. Manuz stated that the appointment of Kathy Valenzuela as Chief Deputy will create an Administrative Assistant position vacancy. She is requesting to fill that position early to allow time for training before the retirement of Ms. Wiltbank. Ms. Manuz stated that the training period for that position will be funded with budgeted part-time funding in the budget for her department. Upon motion by Supervisor Gomez, seconded by Supervisor Campbell, and carried unanimously, the Board approved the request as presented.

C. Discussion/Action regarding the Employee Transaction Form of Kathy Valenzuela, Chief Deputy Recorder and Sharie Milheiro, Administrative Assistant

Upon motion by Supervisor Gomez, seconded by Supervisor Campbell, and carried unanimously, the Board approved the request as presented.

5.) Lendsey Basteen, Events Coordinator
A. Discussion/Action regarding the appointment of Fair & Racing Commission member to fill vacant seat

Ms. Basteen explained that several of the members on the Fair & Racing Commission have extensive knowledge in livestock and that the appointment to fill the vacant seat needs to be someone who has knowledge of exhibits and other general areas of the Fair. She presented the names of four persons who were interested in the position including Shiloh Patton, Suzanne Masek-Gard, Molli Haught, and Doug Barlow. Ms. Basteen recommended appointment of Molli Haught. Upon motion by Supervisor Campbell, seconded by Supervisor Gomez, and carried unanimously, the Board appointed Molli Haught to fill the vacant position on the Fair and Racing Commission.

6.) Tim Sumner, Sheriff
A. Discussion/Action regarding the donation and transfer of title of one (1) Water hauling trailer and two (2) Polaris ATV's from Greenlee County Search and Rescue to Greenlee County and a steel storage building

Sheriff Sumner explained that the Search & Rescue applied for and received a United Way Grant, has purchased equipment and a building, and wants to donate the equipment and building to the County. Mr. Pete Hoynes, Search & Rescue, stated that the equipment and building would be donated to the County to be used by Search & Rescue and the Sheriff's Office. The group is hoping that the steel building would be centrally located and proposed locating it at the Airport. The building would be used to house the equipment. The Board expressed concerns that the application and purchase was made without consulting the County regarding the plan to donate the equipment and without consideration of future maintenance costs and without working out the issues of placement of the building including future maintenance and utilities, etc. Upon motion by Supervisor Campbell, seconded by Supervisor Gomez, and carried unanimously, the Board tabled the item to the next meeting with cost estimates including building location to be presented.

7.) PUBLIC HEARING pursuant to Arizona Revised Statutes §4-201 for Application for Liquor License by Tracy Lynne Cauthen doing business as The Miners Diner and Bar, 106 Plaza Loop #3, Morenci, Arizona

Upon motion by Supervisor Campbell, seconded by Supervisor Gomez, and carried unanimously, the Board convened into Public Hearing pursuant to Arizona Revised Statutes §4-201 for Application for Liquor License by Tracy Lynne Cauthen doing business as The Miners Diner and Bar, 106 Plaza Loop #3, Morenci, Arizona. Ms. Pearson explained that this was the time and date set for

the public hearing and that all required postings and notices have been posted. Ms. Tracy Cauthen stated that the restaurant is now open and that the business supports the community with donations. Daniel Cervantez, Clifton resident, made a comment in favor of the application. No other comments for or against the request were received. Upon motion by Supervisor Campbell, seconded by Supervisor Gomez, and carried unanimously, the Board reconvened into regular session.

8.) Discussion/Action regarding the Application for Liquor License by Tracy Lynne Cauthen doing business as The Miners Diner and Bar, 106 Plaza Loop #3, Morenci, Arizona

Upon motion by Supervisor Campbell, seconded by Supervisor Gomez, and carried unanimously, the Board approved the Application for Liquor License by Tracy Lynne Cauthen doing business as The Miners Diner and Bar, 106 Plaza Loop #3, Morenci, Arizona

9.) Discussion/Action regarding Greenlee County Scoping Comments on the Black River Restoration Project

Ms. Gale presented the comments submitted on the Black River Restoration Project. Supervisor Lunt requested that a reference to grazing be included. Upon motion by Supervisor Campbell, seconded by Supervisor Gomez, and carried unanimously, the Board approved the comments as presented with the inclusion of language referencing grazing as discussed.

**10.) Kay Gale, County Administrator
A. Fiscal Year 2017 Audit**

Ms. Gale presented the 2017 Audit and Financial Statement and stated that there was only one finding for late filing. The late filing was due to the last minute decision of auditors that the Accommodation School funding should be included in the financial statements. She explained that the Accommodation School has been in existence for 50 years and this is the first time this became an issue. She stated that for the future, in order to allow more auditing time it is recommended that the deadline for expense posting to previous years budgets be moved to July 31st. The Board agreed with the new deadline.

B. Discussion/Action regarding implementation of Greenlee County Fire Restrictions – Resolution 18-05-01 regulating open burning in unincorporated areas of Greenlee County during declarations of fire emergency

Ms. Gale recommended implementation of Greenlee County Emergency Fire Restrictions due to extremely dry conditions. This is following the recent implementation of Stage II fire restrictions by the Forest Service, State Land Department, and BLM Lands. Supervisor Campbell stated that he attended the Incident Command Management meeting yesterday and that the Rattlesnake fire is 63% contained and is burning in the Wallow Fire scar and that he appreciates the good communication regarding the status of the fire. Upon motion by Supervisor Gomez, seconded by Supervisor Campbell, and carried unanimously, the Board adopted Resolution 18-05-01 and implementation of Greenlee County Fire Restrictions.

RESOLUTION 18-05-01

A RESOLUTION OF THE GREENLEE COUNTY BOARD OF SUPERVISORS REGULATING OPEN BURNING IN UNINCORPORATED AREAS OF GREENLEE COUNTY DURING DECLARATIONS OF FIRE EMERGENCIES.

WHEREAS, Arizona Revised Statutes §26-311 authorizes the county board of supervisors to declare that an emergency exists and to impose all necessary regulations to preserve the peace and order in the unincorporated areas of the county; and

WHEREAS, Arizona Revised Statutes §26-307 authorizes counties to make, amend, and rescind orders, rules, and regulation necessary for emergency functions not inconsistent with orders, rules and regulations promulgated by the governor and to suspend any regulation or law in conflict with said county orders, rules and regulations; and

WHEREAS, Arizona Revised Statutes §49-501 prohibits open burning in unincorporated areas of the county with certain broad exceptions; and

WHEREAS, both Arizona Revised Statute §11-251.05 and §11-251(31) authorizes counties to adopt ordinances necessary or proper to carry out the duties, responsibilities, and functions of the county and to prescribe punishment by fine, imprisonment, or both, for the violation of the ordinance, not to exceed the maximum limitations established for a Class 1 misdemeanor; and

WHEREAS, the Greenlee County Board of Supervisors is concerned about dry conditions, low humidity, increased winds, high temperatures, and the risk that manmade fires present to Greenlee County is great; and

WHEREAS, the United States Department of Agriculture and the United States Forest Service prohibit certain fires in areas designated by order; and

WHEREAS, the Greenlee County Emergency Management Director recommend that the Board of Supervisors take action to prohibit all open burning in the unincorporated areas of the county during times of extreme fire danger.

NOW, THEREFORE, BE IT RESOLVED THAT, the Greenlee County Board of Supervisors hereby declares that an emergency exists for the preservation of the public peace, health and safety of the County of Greenlee and orders the expedited enactment of Emergency Fire Restrictions as outlined in the Greenlee County Outdoor Fire Ordinance and shall be effective immediately.

PASSED AND ADOPTED by the Greenlee County Board of Supervisors this 1st day of May, 2018.

/s/ Richard Lunt, Chairman

ATTEST: /s/ Yvonne Pearson, Clerk of the Board

APPROVED AS TO FORM: /s/ Jeremy Ford, County Attorney

C. County and State budget and legislative issues

Ms. Gale will cover these reports later in the meeting during the budget work session.

D. Calendar of Events

The Calendar of Events was reviewed.

11.) Consent Agenda

- A. Clerk of the Board: Consideration of approval of expense warrants in excess of \$1,000.00 – Voucher 1075; 1076; 1078**
- B. Chief Finance Officer: Consideration of approval of General Fund loans in the amount of \$1,504.02 to be reimbursed upon receipt of funds: Fund 118 - \$55.35; Fund 167 - \$1,448.67**
- C. County Assessor: Consideration of approval of Employee Transaction Form – B. Alvarez, Appraiser III**
- D. County Sheriff: Consideration of approval of Employee Transaction Form – L. Clonts, Deputy Cadet**
- E. Public Works Manager, Roads: Consideration of approval of Employee Transaction Form – J. Leaman, Operations Tech II**

Upon motion by Supervisor Gomez, seconded by Supervisor Campbell, and carried unanimously, the Board approved the Consent Agenda as presented.

12.) Supervisor Reports

Supervisor Ron Campbell

A. Forest Service Incident Management Team meeting regarding Rattlesnake Fire

Supervisor Campbell reported this in item 10.B earlier in the meeting.

Supervisor Richard Lunt

A. Eastern Arizona Counties Organization (ECO) meeting

Supervisor Lunt attended the ECO meeting where Rod Ross with APS was a guest speaker. Mr. Ross talked about the Clean Energy for a Healthy Arizona ballot initiative that has been filed by a California billionaire which proposes to have all utilities on 50% renewal energy by 2030.

B. County Supervisors Association (CSA) meeting

Supervisor Lunt attended the CSA meeting where Tommy Kline, Gila County Supervisor, was elected as the National Association of Counties (NACo) Western Interstate Region (WIR) voting representative and Liz Archuleta, Coconino County Supervisor, was elected as the alternate non-voting member. Manny Ruiz, Santa Cruz County Supervisor, was elected as the representative on the NACo Board. He stated that the CSA budget and audit were approved.

C. County Supervisors Association Legislative Policy Committee meeting

Supervisor Lunt attended the County Supervisors Association Legislative Policy Committee meeting where the State budget and several bills affecting counties were discussed including education and vehicle registration fees.

D. Senate Committee on Energy, Environment and Natural Resources meeting-Rural water issues

Supervisor Lunt attended the Senate Committee on Energy, Environment and Natural Resources meeting-Rural water issues hearing where many persons gave testimony expressing their concerns and how water affects them. He expressed appreciation that the hearing was held in rural Arizona.

13.) Fiscal Year 2019 Budget Work Session

Mr. Powers spoke to the Board regarding the Red for Ed Teacher walk out and the Governor's proposed 10% teacher salary increase over the next 2 years leaving questions as to who is eligible for the increase. Ms. Gale stated that this could become a secondary tax issue for citizens. Mr. Powers stated that there will be no teacher walk-outs in Greenlee County.

A. Health Department Budget Presentation

Steve Rutherford, Health & County Services Director, reported that the number of ambulance runs has decreased from 966 last year to 911 this year, the number of transfers to Mt. Graham has dropped, and the number of refusals for transports has increased. Ms. Gale stated that Greenlee County has never charged indirect costs to grant funding that is received and that it is possible to charge a Public Works facilities vacant position to that budget. The tax rate for the Public Health Services District was discussed.

B. Public Works Budget Presentation

1. David Manuz, Roads/Landfill

Mr. Manuz reviewed the many accomplishments and ongoing activities in the Road Department. New projects and purchases for fiscal year 2019 include:

- Upgrading the chain link fencing at the Loma Linda Landfill with new gates and improving the water system for improved dust control and landscaping.
- Purchase of a new road material screen
- Purchase of new culverts to be installed on Juan Miller and Eagle Creek roads

Ms. Gale stated that discussions need to be scheduled regarding possible fee increases for commercial debris at the landfill.

2. Tony Hines, Facilities/Fleet/Parks

Mr. Hines reviewed the several accomplished projects regarding facilities, parks, and fleet. He stated that over the past year there have been 122 service requests completed and 117 closed with an average of 2.8 days to complete. LED lights are installed to conserve energy. 144 vehicles were serviced and 985 work orders have been completed as of April 23rd. Fiscal year 2019 projects and purchases include:

- Outside courthouse and annex building maintenance in Clifton
- Adding landscaping to parks and develop ball parks in Ward Canyon, Loma Linda, and Duncan
- Purchase a new mower for parks

- Improvements at the Fairgrounds including relocating coolers, fixing cement slabs and the bucking chutes.

Tim Sumner, Sheriff, requested that all utilities be charged to the facilities budget instead of from his budget. Ms. Gale stated that this could easily be done with all utilities to be budgeted and charged from the facilities budget. He also stated that he has concerns with Detention Officers dispensing inmate prescriptions and would like to contract to have a Doctor on staff for medical care of inmates. He has been speaking with Graham County and different groups regarding options for a new jail. Chairman Lunt stated that there are a lot of questions regarding the jail that need to be addressed. There is a need to look at capacity and new versus remodel. Ms. Gale added that Graham County formed a jail district and that means an increase of either sales tax or property taxes.

C. IT Department Budget Presentation

Vince Buccellato, IT Manager, presented his proposed budget and reviewed the numbers of PC's, printers, laptops, etc. his department handles. Fiscal year 2019 projects include moving the email server in-house, reducing the number of printers, organization of IT inventory control, and adding a Help Desk Clerk who will do light IT duties, handle inventory and general office paperwork and phone calls.

D. County Engineering/Planning Department Presentation

This item will be presented at the next Board of Supervisors meeting.

14.) Adjournment

There being no further business to come before the Board of Supervisors the meeting was adjourned at 12:12 p.m.

APPROVED: /s/ Richard Lunt, Chairman

ATTEST: /s/ Yvonne Pearson
Clerk of the Board