

GREENLEE COUNTY BOARD OF SUPERVISORS
CLIFTON, ARIZONA

May 20, 2013

The Greenlee County Board of Supervisors met on this date in regular session in the Board Meeting Room, 2nd floor Courthouse Annex, Clifton, Arizona, with the following members present: David Gomez, Chairman; Ron Campbell, Member; and Robert Corbell, Member. Also present were Deborah K. Gale, County Administrator, and Yvonne Pearson, Clerk of the Board.

Chairman Gomez called the meeting to order at 9:00 a.m. and Supervisor Corbell led those present in the Pledge of Allegiance.

Daniel Cervantez, resident, responded to the Call to the Public and stated that he wanted to make the Board aware that a new copy service business has opened in Morenci.

Ms. Gale responded to the Call to the Public asking that everyone pay respect to members of all branches of the armed forces who have and who are currently serving for Armed Forces Day. She added that prayers should go out to the victims of the tornado victims in Oklahoma.

The Board of Supervisors convened as the Board of Directors of the Greenlee County Public Health Services District and upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the Public Health Services District Consent Agenda as follows:

1. Clerk of the Board: Approval of Public Health Services District expense warrants in excess of \$1,000.00

The Board of Supervisors convened as the Board of Directors of the Greenlee County Flood Control District and upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the Flood Control District Consent Agenda as follows:

1. Clerk of the Board: Approval of Flood Control District expense warrants in excess of \$1,000.00

The Board reconvened into regular session.

Sheriff Larry Avila did not have a monthly report at this time. He stated that he would discuss issues during the budget work session.

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the request by Sheriff Avila to fill a vacant part time budgeted Control Room Operator position in the Sheriff's Department.

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the request by Sheriff Avila to fill a vacant budgeted part time Jail Cook position in the Sheriff's Department.

Philip Ronnerud, County Engineer, requested approval to begin the process of abandoning a portion of South Calle del Sol, south of the south right of way line of Calle del Rio, being a portion of Loma Linda Estates except the west 20 feet for drainage pursuant to Arizona Revised Statutes §18-6701. He stated that the portion of property has no significance other than drainage. The Board directed Mr. Ronnerud to proceed with the process of abandonment to be brought back to the Board for approval.

In the absence of Steve Rutherford, Ms. Gale requested Consideration of approval of progress payment 1 to Canyon State Wireless for the MOTOTRBO Project in an amount not to exceed \$137,092.51 to be paid with budgeted Capital Improvement Project funds. Upon motion by Supervisor Corbell, seconded by Supervisor Campbell, and carried unanimously, the Board approved the request as presented.

Ms. Gale requested approval of progress payment 1 to Canyon State Wireless for the Guthrie Peak Communication Tower Project in an amount not to exceed \$134,828.35 to be paid with budgeted Capital Improvement Project funds. Upon motion by Supervisor Corbell, seconded by Supervisor Campbell, and carried unanimously, the Board approved the request as presented.

Ms. Gale, in her duty as Emergency Management Director, recommended implementation of countywide fire restrictions as outlined in the Greenlee County Outdoor Fire Ordinance due to extreme dry conditions. Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board adopted Resolution 13-05-01 regulating open burning in unincorporated areas of Greenlee County during declarations of Fire Emergencies.

RESOLUTION 13-05-03

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 on this 20th day of May 2013.

/s/ David Gomez, Chairman

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

APPROVED AS TO FORM: /s/ Derek Rapier, County Attorney

Ms. Gale reported the following:

- The Senate has passed a budget with the Medicaid Expansion included and the budget is now at the House.
- She reviewed several line items of the senate budget related to counties.

Ms. Pearson asked the Board to amend item F of the Consent Agenda to include Option #2 of the proposed Fiscal Year 2013-14 Greenlee County employee healthcare premiums. Under this scenario, the county and the employees would each see the increase passed on to achieve the same percentages. Employees would see an increase of \$2.73 pay period for family coverage and \$.38 for single coverage per pay period. The county would see an increase of \$6.30 per pay period for single covered employees and \$12.85 per pay period for family covered employees.

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the Consent Agenda with the amendment as requested above as follows:

- A. Clerk of the Board: Approval of minutes to previous meeting - 05-06-13
- B. Clerk of the Board: Approval of expense warrants in excess of \$1,000.00 - Voucher 1072
- C. Clerk of the Board: Approval of General Fund loans in the amount of \$4,236.28 to be reimbursed upon receipt of funds: Fund 195 - \$496.99; Fund 222 - \$388.00; Fund 243 - \$3,351.29
- D. Public Works Manager: Approval of Payroll Change notice - D. Blakley, Public Works Operations Tech III
- E. County Sheriff: Approval of Payroll Change notice - J. Ratliff, part time Jail Cook; C. Reyna, part time Control Room Operator
- F. County Administrator: Approval of Fiscal Year 2013-14 Greenlee County employee healthcare premiums Option #2

Supervisor Campbell reported the following:

- A. He attended the Arizona Small Counties Forum meeting where several legislative representatives were in attendance and answered questions regarding the session. A resolution regarding predator control being considered for adoption by Apache County was discussed in detail.

Supervisor Robert Corbell reported the following:

- A. He attended the Arizona Small Counties Forum and stated that he feels the forum is in-line with issues regarding small counties and is very good.

He stated that he feels Greenlee County should consider the predator resolution by Apache County.

Supervisor Gomez reported the following:

- A. He attended the Eastern Counties Organization (ECO) & Environmental Economic Communities Organization (EECO) meeting where comments on the Forest Land Management NEPA as well as comments on the Four Forest Restoration Initiative first analysis were discussed and drafted. Doyle Shamley presented information on the Apache County predator resolution.
- B. He attended the County Supervisors Association meeting where the state budget and several bills were reviewed.

The Board convened into Work Session – Fiscal Year 2013-14 Budget.

Karla Ellis, Fair & Racing Director, presented information to the Board regarding the Jr. Rodeo Series that is held at the Fairgrounds each year. She reviewed the history of how the event was started stating that the County has always provided use of the facility. She stated that a Jr. Rodeo Series committee has been formed. The persons who have been providing the livestock for the Jr. Rodeo Series, C/W Productions, has asked the County to provide \$2,000 per event in order to continue the event. She stated that there are usually four to five events per year with the finals held during the Fair which would result in a total cost of \$8,000 - \$10,000. She requested quotes from other interested livestock contractors and only received two – C&W Productions and Keith Wilkerson with Keith Wilkerson providing a lower quote. She also stated that the Fair & Racing Commission will be meeting to address this issue and give a recommendation to the Board.

Ms. Gale stated that the Board needed to decide whether to run the event as a County event or not. The current Jr. Rodeo Series committee can fund and run the event but will have to provide insurance coverage. She stated that she has concerns with the County covering the liability for an event for which there is no County control.

Teresa Wagley, C&W Productions, addressed the Board stating that she has been involved with the Jr. Rodeo Series since the beginning both as a parent and stock contractor and that in one year C&W Productions is \$12,000 in the red dealing with cattle and stock which does not include personnel time. She explained the process from beginning to end including getting the livestock to the rodeo and then back again. She stated that the \$2,000 per event quote only covers feed for the livestock.

Tom Crawford, C&W Productions, addressed the Board stating that he has been providing livestock for six years; that this is a good event for youth and wants to keep it

going. He commended Ms. Ellis for her help and support and that whoever provides livestock needs to make sure the livestock is good.

Ron Pearson, Public Works Manager, reviewed the proposed budget requests for the Roads, Fleet, and Facilities Divisions of his department. His request included equipment and vehicle purchases; tools and minor machinery; park upgrades including sprinkler systems, trees, benches, and fencing; and minor construction projects. He stressed the need to address the Duncan Annex, either build a new building or major remodel to address safety issues. The Clifton Fleet Shop is another building with major safety issues which will be costly to try to upgrade; he proposed building a new shop to be located at the airport area which could be done in-house.

Sheriff Larry Avila presented the personnel breakdown for his department and requested two new investigator positions for his department. He stated that there is a backlog of several years of cases that need to be worked. He stated that the Arizona Department of Public Safety informed him that there is no state patrol help dedicated to Greenlee County for at least 2 years.

Sheriff Avila also requested consideration of an increase in uniform allowance for his department stating that the current \$60 per month allowance does not cover the cost of one shirt. Ms. Gale stated that this amount was set in 1980's which, at that time, deputies had to also purchase their guns, badges, belts, etc. Currently the County provides the guns, badges, and belts.

The Sheriff also requested consideration of a \$9,000 increase for deputy salaries to match what Clifton Police Department pays.

Philip Ronnerud, County Engineer, presented information to the Board regarding the need to establish building codes for the County. He stated that the codes are important to attract quality growth.

Mr. Ronnerud also discussed the upcoming requirement to update the Greenlee County Comprehensive Plan by 2015 stating that the Gila Watershed Partnership has an intern who may be able to help with the plan as well as land and resource plans.

There being no further business to come before the Board of Supervisors, the meeting was adjourned at 3:10 p.m.

APPROVED: /s/ David Gomez, Chairman

ATTEST: /s/ Yvonne Pearson
Clerk of the Board