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BOARD OF SUPERVISORS  
P.O. BOX 908  
253 5<sup>TH</sup> STREET  
CLIFTON, AZ 85533

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, June 20, 2017 – 12:00 p.m.**  
**Board of Supervisors Meeting Room, 2nd floor Courthouse Annex, 253 5th Street,**  
**Clifton, Arizona**

**AGENDA AND MINUTES**

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**1.) Call to Order**

Chairman Gomez called the meeting to order at 12:00 p.m.

**A. Pledge of Allegiance**

Supervisor Lunt led those present in the Pledge of Allegiance.

**B. Call to the Public**

Daniel Cervantez, Clifton resident, responded to the Call to the Public and gave some military history on his father Victor Cervantez who participated in the D-Day mission during World War II and received an honorary discharge September 19, 1945. Mr. Cervantez found an Arizona Republic newspaper from August 1942 that has an article regarding Greenlee County candidates running for office. He stated that he is proud of his father and other veterans of World War II.

**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 & Community Services Director: Consideration of approval of Amendment #3 of the Intergovernmental Agreement with the Arizona Department of Health Services for the Emergency Preparedness Program**

3. **Health & Community Services Director: Consideration of approval of the Intergovernmental Agreement with the Arizona Department of Health Services for the Prop 201 Smoke Free Arizona Program effective July 1, 2017 through June 30, 2022**
4. **County Administrator: Consideration of approval of payment to Gila Health Resources for Greenlee County Ambulance Service deficit in the amount of \$158,428.94 to be paid with Public Health Services District funds**
5. **Health & Community Services Director: Consideration of approval of the Delegation Agreement with the Arizona Department of Health Services effective July 1, 2017 ending June 30, 2032**

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

- 3.) **FLOOD CONTROL DISTRICT – the Board of Supervisors will convene as the Board of Directors of the Greenlee County Flood Control 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 Flood Control District expense warrants in excess of \$1,000.00**

Upon motion by Supervisor Lunt, seconded by Supervisor Campbell, and carried unanimously, the Board approved the Flood Control District Consent Agenda as presented.

- 4.) **Ed Holloway, Jr., Clifton Ranger, Apache-Sitgreaves National Forest**
  - A. **Ranger District Update**

Mr. Holloway introduced himself as the new Clifton District Ranger taking place of Carol Telles who retired at the end of May. He reviewed his past experiences in law enforcement, fire management, and forest service. Mr. Holloway reported the following:

- A wildfire in the primitive area was monitored and put itself out last week
- A wildfire east of Eagle Creek burned 19.7 acres with full suppression on it
- Another fire at Eagle Creek burned an acre in less than 30 seconds. Hotshots were engaged as well as air resources and the fire was contained at 10 acres.
- The Bear Claw Type II IA crew is staged in the Clifton Ranger District
- Trails are being worked on, a NEPA analysis has been completed on grazing allotments that are being worked on all at once instead of one at a time
- The travel management plan has been a challenge internally. He stated that a public comment meeting will be held and that participation is crucial so that open roads don't go away.

Supervisor Lunt commented that he believes that all roads should be kept open unless there is a valid reason for closure. Greenlee County has submitted comments regarding the travel management plan.

Chairman Gomez welcomed Mr. Holloway to Greenlee County and stated that the Board looks forward to working with him.

**5.) Consideration of the request by Freeport-McMoRan Morenci Operations for a public display of fireworks for the 4<sup>th</sup> of July Celebration which will be under the direction of the Morenci Fire Association**

Upon motion by Supervisor Lunt, seconded by Supervisor Campbell, and carried unanimously, the Board approved the request by Freeport-McMoRan as presented.

**6.) Tim Sumner, Sheriff  
A. Consideration of approval of draft letter to terminate the Duncan Town Hall Space for Greenlee County Sheriff's Substation Lease Agreement**

In the absence of the Sheriff, Eric Ellison, Chief Deputy Sheriff, stated that termination of this agreement will not affect law enforcement presence in Duncan. He stated that by moving the sub-station to the South Annex deputies will be able to utilize and access needed County network programs as well as the internet which is a problem at the current location in the Duncan Town Hall. Currently deputies have to drive to Clifton to do reports because they do not have the needed resources to complete reports in Duncan.

Deborah Mendelsohn, Duncan Council Member, requested to speak to this item and stated that council members were surprised by the decision to cancel this contract which will have a financial impact to the Town. She requested that the Board of Supervisors schedule a meeting with the Town Council in Duncan.

Supervisor Lunt stated that he met with the Mayor and Town Manager which was a very productive meeting but that the Mayor and Town Manager made a decision without going to the Council. He supports a meeting as requested by Ms. Mendelsohn.

Upon motion by Supervisor Lunt, seconded by Supervisor Campbell, and carried unanimously, the Board approved the request to terminate the Duncan Town Hall Space for Greenlee County Sheriff's Substation Lease Agreement.

Ms. Gale added that the Town of Duncan was forgiven a large sum of past due lease payments and that a cancellation of the sub-station lease will add an additional \$12,000 annual payment to the Town for law enforcement services. Ms. Gale was directed to work with the Town Manager and schedule a meeting as requested.

**B. Consideration of approval to amend Agenda item #7(I) decision from the February 7, 2017 Board of Supervisors meeting regarding the removal of damaged confiscated vehicles**

Mr. Ellison stated that due to the cost and difficulty of applying for title to the damaged confiscated vehicles, Water's Towing is unable to remove the vehicles as was decided at the February 7<sup>th</sup> meeting. Upon motion by Supervisor Lunt, seconded by Supervisor Campbell, and carried unanimously, the Board amended the decision made at the February 7, 2017 meeting regarding Agenda item #7(I) to be able to use any source to meet the County's need.

**7.) Philip Ronnerud, County Engineer/Planning Director  
A. Campbell Blue Bridge Update**

Mr. Ronnerud spoke with the project manager with Federal Highways Administration yesterday who stated that the design process is moving forward now that the funding from the Arizona Department of Transportation has been received. Receipt of this funding has held up the project. The final draft of the NEPA and Endangered Species permit requirements are ready. The project will be built by a selected contractor. There is no estimated timeframe for completion at this point.

**B. South Annex Update**

Mr. Ronnerud reported that the South Annex building is well underway with the foundation laid out and rebar is expected to be delivered in a week with inspections expected in two weeks. The project is moving along nicely.

**8.) Consideration of approval of Change Order approval process for South Annex building project**

Ms. Gale presented the proposed process for Change Order approvals which includes giving her authority to approve any Change Orders that may arise for the South Annex project up to \$10,000 which goes along with her approval authority per the County procurement policy. She stated that any Change Orders above \$10,000 will be brought to the Board for their consideration and approval. She stated that without this process there would be delays in the project. Supervisor Lunt asked that all Change Orders be brought to the attention of the Chairman. Upon motion by Supervisor Campbell, seconded by Supervisor Lunt, and carried unanimously, the Board approved the proposed process for Change Orders with the additional language to include notification of the Chairman for each Change Order.

**9.) Consideration of approval of payment process for South Annex building project**

Ms. Gale presented the proposed process for payments to the contractor on the South Annex project as invoices are submitted and not waiting until each Board

meeting which could add delays on the project. She stated that a payment spreadsheet will be updated and presented to the Board for their review. Upon motion by Supervisor Lunt, seconded by Supervisor Campbell, and carried unanimously, the Board approved the South Annex payment process as presented.

**10.) Consideration of appointment of the 2017 National Association of Counties voting delegate and alternate (Voting Credentials)**

Supervisor Lunt nominated Chairman Gomez as the voting delegate and himself as the alternate. Upon motion by Supervisor Campbell, seconded by Supervisor Lunt, and carried unanimously, the Board appointed Chairman Gomez as the 2017 National Association of Counties voting delegate and Supervisor Lunt as the alternate.

**11.) Consideration of approval of Greenlee County Personnel Policy #106 – Sick Leave to bring the County into compliance with the minimum wage law and the required sick leave allowance for seasonal and temporary personnel**

Ms. Gale stated that as discussed at previous meetings the County Sick Leave Policy has been revised to comply with new laws. Upon motion by Supervisor Lunt, seconded by Supervisor Campbell, and carried unanimously, the Board approved the revised Greenlee County Personnel Policy #106 – Sick Leave as presented and approved by the County Attorney.

**12.) Consideration of approval of Greenlee County Personnel Policy #114 – Pay Plan to bring the County into compliance with the minimum wage law**

Ms. Gale stated that the Pay Plan policy has been revised to bring the County into compliance with the minimum wage law. Upon motion by Supervisor Campbell, seconded by Supervisor Lunt, and carried unanimously, the Board approved the revised Greenlee County Personnel Policy #114 – Pay Plan as presented and approved by the County Attorney.

**13.) Discussion/Action regarding options for reimbursement of excess retirement plan contributions and interest for Elected Officials and Public Safety Personnel**

Ms. Gale explained that the County has received notification and court documents regarding reimbursement payments of excess retirement contributions withheld as a result of the state legislature requiring an increase of employee contributions which has been decided is a violation of the Arizona Constitution by the courts. This action affects Elected Officials and law enforcement personnel who were in either the Elected Officials Retirement Plan or Public Safety Personnel Retirement System at the time the law suit was filed. The County has a choice of making reimbursement payments to affected employees over a period of time or making a lump sum reimbursement. She explained that making payments over time will cause additional interest to accrue

at the expense of the County. She recommended making lump sum payments by June 30<sup>th</sup>. She stated that law does not allow the retirement system to make these reimbursement and the state also cannot make the reimbursements so it is on the backs of counties even though counties were following the laws put into place by the legislature. The County will recover the cost by withholding the County contribution for the next 50 pay periods (two years). Upon motion by Supervisor Lunt, seconded by Supervisor Campbell, and carried unanimously, the Board approved lump sum reimbursement payments to be made by June 30, 2017 as recommended.

**14.) Consideration of approval of submission of comments on the rewrite of the 2015 "Waters of the United States" rule under the requirements of Executive Order 13132**

Upon motion by Supervisor Lunt, seconded by Supervisor Campbell, and carried unanimously, the Board approved the submission of the comments as presented.

**15.) Kay Gale, County Administrator  
A. County and State budget and legislative issues**

Ms. Gale stated that she received an email notification from Senator Flake's staff regarding questions he is asking Chief Tidwell with the Forest Service about an Energy & Natural Resource Committee Hearing calling for the zeroing out of funding for the collaborative forest landscape restorative program of which a primary project is the Four Forest Restoration Initiative (4FRI). She said this is very concerning and will find out more information.

**B. Calendar of Events**

The Calendar of Events was reviewed.

- 16.) Consent Agenda**
- A. Clerk of the Board: Consideration of approval of minutes to previous meetings: 05/08/2017; 06/06/2017**
  - B. Clerk of the Board: Consideration of approval of expense warrants in excess of \$1,000.00 – Voucher 1083**
  - C. Chief Finance Officer: Consideration of approval of general fund loans in the amount of \$14,505.71 to be reimbursed upon receipt of funds: Fund 146 - \$490.59; Fund 159 - \$71.47; Fund 186 - \$1269.69; Fund 195 - \$926.87; Fund 219 - \$6738.98; Fund 243 - \$3041.17; Fund 601 - \$1966.94**
  - D. County Attorney: Consideration of approval of Employee Transaction Form – D. Madrigal, Legal Secretary**
  - E. County Sheriff: Consideration of approval of Employee Transaction Form – C. Cota, Part time Control Room Operator**
  - F. Elections Director: Consideration of appointment of Republican Precinct Committeeman – Barbara Marks, Precinct 2 – Blue**
  - G. Clerk of the Board: Consideration of approval of the Appropriation of County Funds for Fiscal Year 2017/2018 for the conduct of Cooperative**

- Extension programs in Greenlee County in the amount of \$22,307.00 to be paid with general funds**
- H. Emergency Management Coordinator: Consideration of approval of the Sheriff's Department Communications Service Agreement with Motorola in the amount of \$44,449.40 for fiscal year 2017/2018 to be paid with Emergency Management Grant funds**
  - I. Emergency Management Coordinator: Consideration of approval of the Sheriff's Department Communications Service Agreement with Canyon State Wireless in the amount of \$29,643.32 to be paid with Emergency Management Grant funds**
  - J. Emergency Management Coordinator: Consideration of approval of the Public Works Department Communications Service Agreement with Canyon State Wireless in the amount of \$11,670.00 to be paid with Emergency Management Grant funds**
  - K. County Engineer: Consideration of approval of engineering services by Caruso Turley Scott Structural Engineers for structural engineering of the Courthouse Annex in an amount not to exceed \$10,500.00 to be paid with budgeted capital improvement funds**
  - L. County Sheriff: Consideration of approval of the Arizona Criminal Justice Commission Drug, Gang, and Violent Crime Control Grant for fiscal year 2017/2018 in the amount of \$30,400.00 requiring matching funds in the amount of \$7,600.00 to be paid with budgeted general funds**
  - M. County Sheriff: Consideration of approval of the United Way of Graham County Grant application to purchase a drug detection K9 in the amount of \$17,500.00**
  - N. Superior Court Judge: Consideration of approval of the fiscal year 2017/2018 AZTEC Field Trainer Grant application in the amount of \$25,000.00**
  - O. County Attorney: Consideration of approval of the Arizona Criminal Justice Commission Drug, Gang, and Violent Crime Control Grant for fiscal year 2017/2018 in the amount of \$34,125.00 requiring matching funds in the amount of \$8,531.00 to be paid with budgeted general funds**
  - P. County Engineer: Consideration of approval of Survey Services Agreement with Bowman Engineers on a time and materials basis in an amount not to exceed \$7,000.00 to be paid with budgeted Capital Improvement funds for surveying services for the South Annex project**
  - Q. County Engineer: Consideration of approval of Testing Services Agreement with Speedie and Associates in an amount not to exceed \$7,000.00 to be paid with budgeted Capital Improvement funds for soil and materials testing services for the South Annex project**

Upon motion by Supervisor Lunt, seconded by Supervisor Campbell, and carried unanimously, the Board tabled item A and approved the remaining Consent Agenda items as presented.

**17.) Budget Work Session – Fiscal Year 2017/2018 Budget**

Ms. Gale reviewed the following for the 2018 budget:

- She has added a line item budget of \$30,000 to account for a new policy to payout Sick Leave as outlined in statute. Probation employees are excluded as they fall under the state policy. An employee will only be eligible for the payout if they retire under Arizona State Retirement System or Public Safety Retirement System. This will be added to the policy and the policy will be brought to the next meeting for approval.
- She has added a change of title and pay for an Appraiser II position in the Assessor's Office. The position title will change to CAMA Specialist with pay change to \$38,046 – Level 19A. The Assessor has stated that the duties will change also.
- She has added an Evidence Technician position for the Sheriff's Office with starting pay of \$33,800 at Level 17A, the budget includes the continuation of 84 hour pay periods for Control Room Operators, Detention Officers and Detention Sergeants, and two additional Range Deputies at \$3,400 each.
- The change to the Taser Program and change of equipment (cameras) for deputies will be paid with GIITEM grant funds in the amount of \$30,000.00
- The new citation module (Trax) for the Sheriff's Office will be paid for using Impound Fees funds in the amount of \$16,400.00
- The budget includes a 5% salary increase for all employees except the position title change in the Assessor's Office which will be at the \$38,046 previously discussed and for Deputies, Patrol Sergeant and Investigator who will all receive a 10% salary increase. At the request of the Sheriff there is no increase in salary for the Chief Deputy Sheriff, Lieutenant, and Jail Commander.
- The 5% increase will help address the compression issue created due to the minimum wage law going into the future.
- The budget includes \$400,000 of general funds dedicated to the Road Fund due to the loss of Secure Rural Schools funding.
- The several Capital Improvement Projects was reviewed which includes the South Annex Building, Airport Construction projects, various facilities and parks projects, a new Jail, replacement of the Campbell Blue Bridge, Blue Public Works Facility, Public Works Office Complex, building of third floor to the Courthouse Annex, and a parking structure for the County Courthouse Complex

**18.) Tim Sumner, Sheriff**

**A. Consideration of approval of a new position of Evidence Custodian with a salary beginning at Level 17**

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

**B. Consideration of approval of two (2) new Range Deputy positions**

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



Campbell stated that this will address a safety issue that currently exists with Range Deputies dealing with situations alone.

Ms. Gale stated that items 18.A & 18.B are contingent upon adoption of the budget on July 6<sup>th</sup>.

**19.) Tony Hines, Public Works Manager – Fleet**  
**A. Consideration of approval to sell two (2) Chevrolet Impalas and one (1) Chevrolet Tahoe patrol vehicles to Graham County**

Mr. Hines stated that the Sheriff has requested the sale of a 2008 and a 2009 Chevrolet Impala (Gasboy #1987 & 1989) to Graham County. Mr. Ellison stated that the Impala's are not being used and will not be used in the future. Mr. Hines asked to remove the sale of a Chevrolet Tahoe off the agenda. Upon motion by Supervisor Lunt, seconded by Supervisor Campbell, and carried unanimously, the Board approved the sale of the two mentioned Impala's at \$5,000.00 each. The sale of the Chevrolet Tahoe was removed.

**20.) Supervisor Reports**

**Supervisor David Gomez**

**A. Arizona Association of Counties Leadership Conference**

Supervisor Gomez attended the Arizona Association of Counties Leadership Conference (AACO) and stated that the conference was not very well attended. The AACO Board is considering eliminating the summer conference and only scheduling the fall conference. The speakers and workshops and presentations were very good.

**21.) Adjournment**

There being no further business to come before the Board of Supervisors, the meeting was adjourned at 3:04 p.m.

APPROVED: /s/ David Gomez, Chairman

ATTEST: /s/ Yvonne Pearson  
Clerk of the Board