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BOARD OF SUPERVISORS
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CLIFTON, AZ 85533

DAVID GOMEZ
District 1

RON CAMPBELL
District 2

ROBERT CORBELL
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 21, 2016 – 8:00 a.m.
Board of Supervisors Meeting Room, 2nd floor Courthouse Annex, 253 Fifth
Street, Clifton, Arizona

AGENDA & MINUTES

In attendance: Board of Supervisors members: David Gomez, Chairman; Ron Campbell, Member; and Robert Corbell, Member. Also in attendance were Deborah K. Gale, County Administrator, and Derek Rapier, County Attorney.

1.) Call to Order

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

A. Pledge of Allegiance

Supervisor Corbell led those present in the Pledge of Allegiance.

B. Call to the Public

Ákos Kovach, Economic Development Coordinator, presented a Certificate of Recognition to the Greenlee County Lions Club for their many years of community service. Mr. Tom Powers, Lions Club member, accepted the award on behalf of the Club.

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. Steve Rutherford, Health & Community Services Director

1. Consideration of approval of a Youth Education Assistant position in the Health Department to be funded with Healthy People Healthy Community funds

Mr. Rutherford stated that the position is part time and will be advertised. Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the request as presented.

B. 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 Employee Transaction Form – M. Garcia, Clerk II**
- 3. Health & Community Services Director: Consideration of approval of the Amendment #3 of the Intergovernmental Agreement with the Arizona Department of Health Services for WIC, BFPC and FMNP Services to update the Terms and Conditions Provision relating to the Grant Reporting Certification**

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

3.) Public Hearing – Planning & Zoning request of Richard Ruedas to change the zoning map of Assessor Parcel #300-90-017D, 300-90-017E, 300-90-017F in Verde Lee from RU 36 to RU 02 in Verde Lee

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board convened into Public Hearing. Cecelia Edwards, Planning Technician, stated that the Planning and Zoning Commission has submitted a positive recommendation for zoning change request of Richard Ruedas. There were no comments received from the public.

The Board reconvened into regular session.

4.) Consideration of approval of the Planning & Zoning request of Richard Ruedas to change the zoning map of Assessor Parcel #300-90-017D, 300-90-017E, 300-90-017F in Verde Lee from RU 36 to RU 02 in Verde Lee

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the Planning and Zoning request of Richard Ruedas as presented.

5.) Ákos Kovach, Economic Development Coordinator
A. Economic Development planning update

Mr. Kovach presented a slide show showing several improvements/updates that have taken place beginning at Three Way area including the Airport, the Ranger Station and talked about different locations south including Duncan. The Board thanked him for his presentation and the information.

6.) Consideration of adoption of Resolution 16-06-01 regulating open burning in unincorporated areas of Greenlee County during declarations of Fire Emergency

Ms. Gale presented the resolution regarding regulation of open burning in unincorporated areas of Greenlee County and recommended adoption due to extreme dry conditions. Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board adopted the resolution as presented.

RESOLUTION 16-06-01

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 21st day of June, 2016.

/s/ David Gomez, Chairman

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

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

7.) Consideration of approval of the request by Freeport – McMoRan Morenci Operations for a public display of fireworks for the 4th of July Celebration which will be under the direction of the Morenci Fire Association

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the request by Freeport-McMoRan Morenci for a public fireworks display on July 4, 2016.

8.) Yvonne Pearson, Elections Director

A. Consideration of cancellation of Precinct Committeemen Elections pursuant to Arizona Revised Statutes §16-410 and §16-822(B)

In the absence of Ms. Pearson, Ms. Gale requested the cancellation of Precinct Committeemen Elections as permitted by law. Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the requested as presented.

B. Consideration of appointment of Democratic Precinct Committeemen pursuant to Arizona Revised Statutes §16-410 and §16-822(B): Precinct #3-Clifton 1 – John Akeson, Susan Breen, Marilyn Dooley, Walter

**Mares; Precinct #4-Clifton 2 – Linda Durr, David Hiatt, Shirley Randall,
Richard Ward; Precinct #7-York/Sheldon – Tom Powers**

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the appointment of Precinct Committeemen as presented.

9.) Discussion/Action regarding the Arizona/New Mexico Coalition of Counties Joint Powers Agreement and Bylaws

Mr. Rapier reviewed his presentation regarding this issue and stated that his review was done at the request of the Board of Supervisors. He stated that the new agreement and bylaws are improved but that there are still concerns regarding minutes, notice of meetings, tax exemption status, outdated list of members in the new documents, partners doing or not doing what they are supposed to do, and breach of attorney/client privileged information. Supervisor Corbell stated that he would like to find out what other counties are doing and that the Greenlee County Cattle Growers want the County to become a member of the Coalition again, but he cannot approve something that could make the County liable and that he stands by his previous decision to not be a member. The Board thanked Mr. Rapier for the information.

10.) Discussion/Action regarding the Franchise for the Loma Linda Water Company

Mr. Rapier explained that The Loma Linda Water Company has been purchased by Gonzales LLC. Gonzales LLC has made application to the Arizona Corporation Commission and has a hearing on August 4, 2016 to determine approval of the transfer. Gonzales LLC will then have to provide a notice to all water system users with information on how and where to make comments. Supervisor Gomez stated that he is planning a Loma Linda Water user meeting regarding the water service. The Board will give direction at a future meeting after more information is received.

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

These issues will be discussed later during the budget work session.

B. Calendar of Events

The Calendar of Events was reviewed.

12.) Consent Agenda

- A. Clerk of the Board: Consideration of approval of minutes to previous meetings: 05/20/2016; 06/07/2016**
- B. Clerk of the Board: Consideration of approval of expense warrants in excess of the \$1,000.00 – Voucher 1102; 1103; 1104**
- C. Chief Finance Officer: Consideration of approval of General Fund loans in the amount of \$545.49 to be reimbursed upon receipt of funds: Fund 146 - \$362.18; Fund 159 - \$71.47; Fund 237 - \$111.84**
- D. County Sheriff: Consideration of approval of Employee Transaction Form: V. Moreno, Detention Officer; D. Rodriguez, Detention Officer**
- E. Elections Director: Consideration of approval of the Election Services Agreement with Election Systems & Software (ES&S) for a three year term for discounted election services**
- F. Emergency Management Coordinator: Consideration of approval of the fiscal year 2016/17 Radio Service Maintenance Agreement with Motorola in the amount of \$43,154.76 to be paid with budgeted Emergency Management Performance grant funds**
- G. County Sheriff: Consideration of approval of the Arizona Criminal Justice Commission Drug, Gang, and Violent Crime Control Grant for fiscal year 2016/17 for the Sheriff's Department to be used to pay for deputies overtime in an amount of \$30,400 requiring matching funds in the amount of \$7,600 to be paid with budgeted General Funds**

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

13.) Supervisor Reports

Supervisor Robert Corbell

A. Gila Watershed Partnership meeting

Supervisor Corbell attended this meeting where local water issues were discussed including the agreement on water usage at Kansas Settlement.

14.) Work Session – Fiscal Year 2017 Budget

Ms. Gale opened budget discussion and had Pat Sexton, Undersheriff, present his request for the purchase of rifles for the Sheriff Deputies. He discussed the need to replace several rifles. Supervisor Gomez and Supervisor Campbell expressed that they would agree to the purchase of 20 rifles in place of the purchase of a vehicle. Supervisor Corbell stated that he feels that they should only purchase 10 rifles now and then maybe more the following year.

Ms. Gale reviewed estimated revenues and expenditures as well as the several department proposed budgets.

15.) Adjournment

There being no further business to come before the Board of Supervisors the meeting was adjourned at 1:34 p.m.

APPROVED: /s/ David Gomez, Chairman

ATTEST: /s/ Yvonne Pearson
Clerk of the Board