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BOARD OF SUPERVISORS
P.O. BOX 908
253 5TH 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, November 22, 2022 – 8:00 a.m.

Zoom Video Conferencing. To join the meeting enter the following URL into your
browser:

Join Zoom Meeting

<https://us02web.zoom.us/j/83041630431?pwd=K0JxNW5TNVdENDQ4K0wrUUZPb1U0Zz09>

Meeting ID: 830 4163 0431

Passcode: 795273

**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 (via Zoom). Also present were Scott Adams, County Attorney, Derek Rapier, County Administrator, Austin Adams, HR Director and Bianca Figueroa, Clerk of the Board

1.) Call to Order

Chairman Richard Lunt called the meeting to order at 8:02 a.m.

A. Pledge of Allegiance

Supervisor Gomez led those present in the pledge.

B. Call to the Public

Santa Cruz Sheriff David Hathoway, responded to call to the public and thank the board for allowing him to speak, he discussed the similarities of Santa Cruz and Greenlee County, he acknowledged Sheriff Sumner's involvement with the schools.

Sheriff Tim Sumner responded to call to the public and thanked Santa Cruz Sheriff for visiting Greenlee County. Mr. Sumner discussed concerns regarding the IT contract and email exchanges. Mr. Sumner stated he had not received a response from the board regarding an agenda item he submitted for payment to Josh Ernst.

Chairman Lunt explained a letter of response regarding the request was submitted to Mr. Sumner stating why the payment was denied, Chairman Lunt requested the Clerk of the Board to include the letter with the minutes.

Daniel Cervantes, Clifton resident responded to call to the public and discussed school security and thanked the Sheriff and his deputies for assisting when available.

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

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

3.) Terry Hinton, Duncan Town Manager

A. Presentation, Discussion Possible Action regarding information on the town's contract with the County for Police Protection, payments, current deficit and potential resolutions of issues and to consider possible contract for animal control services.

Sheriff Sumner requested to speak on the agenda item; he explained his office provides law enforcement service for the Town of Duncan. He discussed the animal control issue and explained the Sheriff's Office is not responsible for animal control.

Mr. Hinton discussed some town issues, would like to enter an agreement with the County for animal control services and some assistance with the courts and that he is open to any suggestions, also

discussed their police protection payment and asked the Board to consider waiving past delinquent payments so to help the Town can get on more solid financial footing. The Board directed the County Administrator to get with Manager Hinton and work on these issues.

4.) Bianca Figueroa, Elections Director
A. Discussion/Action for approval of the Canvass of 2022 General Election Results

Ms. Figueroa stated the General Election went smoothly, discussed voter turnout, early ballots and the hand count audit process. All went well, machines did exactly what they were designed to do. Ms. Figueroa expressed her gratitude and appreciation to all involved and all offices and departments throughout the County who helped make the election successful. She also gave her appreciation to the Poll workers.

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

5.) Tony Hines, Public Works Facilities/Fleet – Manager
A. Discussion/Action regarding remodeling of the kitchens and parimutuel building at the Fairgrounds.

Mr. Hines gave an update on the remodeling at the fairgrounds, he explained the status of the kitchen and the parimutuel buildings, and the process to be completed. Would like the board's approval to continue with the remodeling, using ARPA funds.

The board gave Mr. Hines direction to keep moving forward with no action needed, due to approved ARPA funds for the project.

6.) Derek Rapiere, County Administrator
A. Discussion/Action regarding the Forest Service Resource Advisory Committee Member solicitation.

Mr. Sumner discussed previous meetings regarding the 30/30 initiative discussions, expressed his thoughts and suggestions for a committee member who will represent Greenlee County.

Mr. Rapiere discussed the committee and the differences from previous ones. He explained the process and would like to receive direction from the board with the application deadline approaching.

Both Supervisors suggested Chairman Lunt to serve on the Committee, due to his experience on serving on previous RACs, also his involvement with 4-FRI and WIR. Chairman Lunt accepted to serve on the Committee.

Upon motion by Supervisor Gomez seconded by Supervisor Campbell, and carried unanimously, the Board nominated Chairman Lunt to serve on the Forest Service Resource Advisory Committee.

7.) Discussion/Action regarding County Supervisor Association and Legislative Policy Committee Appointment.

Sheriff Sumner expressed his concerns regarding this agenda item not having the name of the speaker/presenter. Mr. Sumner does not feel the item is properly noticed.

Scott Adams, County Deputy Attorney explained the standard practice is to include the name of the individual who will be presenting; however, open meeting law does not require a presenter just the item that will be presented. Mr. Adams stated there is no issue.

Chairman Lunt gave a brief discussion on CSA and LPC, he explained currently he sits on the Legislative Policy Committee and has been for years.

Upon motion by Supervisor Gomez seconded by Supervisor Campbell, and carried unanimously, the Board appointed Chairman Lunt.

8.) Madeline Montoya, Clerk of the Court
A. Discussion/Action regarding appointment of Lindsey Garcia as Chief Deputy

Ms. Montoya discussed Ms. Garcia's work experience and work ethics. Ms. Montoya is requesting Lindsey Garcia as her Chief Deputy.

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

9.) Derek Rapier, County Administrator
A. Discussion/Action regarding acceptance of the Engagement Letter from the law firm of Jones, Skelton, Hochuli regarding potential litigation with Sheriff Tim Sumner.

Sheriff Sumner discussed the litigation and stated hopefully it could be resolved soon.

Mr. Rapier discussed the discounted rates offered by this law firm for counties and explained this attorney and law firm were approved by the county attorney. He believes both sides will be represented well.

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

10.) Derek Rapier, County Administrator
A. Discussion/Action regarding application of LATCF Funds toward paying down remaining PSPRS Unfunded Accrued Actuarial Liability.

Mr. Rapier discussed counties' distributions of LATCF, also discussed outstanding PSPRS unfunded liability and explained the benefits of paydown.

The Board gave Mr. Rapier direction to do further analysis and present additional option.

11.) Derek Rapier, County Administrator
A. Discussion/Action regarding the Sheriff's Retention and Recruitment Stipends contract

Sheriff Sumner presented a spreadsheet of employees hire before May 1, 2022 and recruitments hired after May 1, 2022, explained how the funds would be allocated from ADOA \$265,000.00. 8 quarterly disbursements until \$10,000.00 is total for each employee. 4 quarterly disbursements for recruitment bonuses, to satisfy \$5,000.00.

Mr. Rapier discussed the legislation that created the fund for retention and recruitment for sheriff's offices. To receive funds, the County would need to accept the agreement in place. He also presented a proposed resolution regarding how the funds would be received and disbursed. His recommendation is to agree to enter the agreement with ADOA and adopt the Resolution and disburse the funds once received.

Upon motion by Supervisor Gomez seconded by Supervisor Campbell and carried unanimously, the Board approved to enter into the agreement.

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

12.) Discussion/Action – Report on Sheriff's Office Petty Cash fund.

Sheriff Sumner discussed his concerns regarding an invoice that was paid out of petty cash and discussed the pending litigation regarding the issue.

Mr. Rapier explained the board had already denied payment of the invoice to Austin's Auto and explained that it was an act of defiance to then pay the invoice with petty cash after the Board had denied payment. Mr. Rapier explained the petty cash submission had other procedural errors that were discovered. He explained the documentation that the Sheriff's Office needed provide. Mr. Rapier's recommendation is not to replenish the petty cash fund, until conditions set for in his email to the Sheriff have been met.

The board gave direction to Mr. Rapier to move forward with the conditions that were outlined in order for the petty cash funds to be replenished.

13.) Derek Rapier, County Administrator and Bianca Figueroa, Clerk of the Board

A. County and State budget and legislative issues

Sheriff Sumner discussed PSAP, explained the possible merger between the Sheriff's Office and the Town of Clifton Police Department's 911 centers. Explained ADOA would fund an assessment to look at both facilities to evaluate the cost of merging and would provide the board with a report once received. Mr. Sumner would like to have a discussion at a future meeting.

Mr. Rapier stated discussions have begun with Town Manager Rudy Perez, Emergency Management Matt Bolinger. Explained a document of installation for necessary equipment, which the State will fund.

Mr. Rapier discussed legislative issues, election issues, all stated that not all votes have been canvassed in all counties. Margins in two state races are extremely tight. A recount will be conducted. Discussed the uncertainty of the budget and that with the divided Government it will be harder to get things done.

B. Calendar and Events, Proposed Tentative Board Meeting 2023 Calendar

Mr. Rapier dicussed the tentative Calendar, some meeting dates needed to be switched due to deadline budget publishing deadlines. Also due to the holiday, meeting dates needed to be confirmed.

Calendar of events were discussed.

14.) Consent Agenda

A. Clerk of the Board: Consideration of approval of minutes to previous meetings: 10/25/2022; 11/1/2022

B. Clerk of the Board: Consideration of approval of expense warrants in excess of \$1,000.00 – Voucher 6015; 6016

C. Chief Finance Officer: Consideration of approval of General Fund loans

- in the amount of \$10,870.27 to be reimbursed upon receipt of funds:
Fund 159 - \$452.29; Fund 290 - \$9,283.62; Fund 293 - \$1,134.35**
- D. Justice of the Peace 1: Consideration of approval of Employee Transaction Form; D. Garcia, Chief Justice Court Clerk**
- E. Sheriff: Consideration of approval of Employee Transaction Forms: R. Skinner, Detention Officer I; L. Cuthbertson, Dispatcher, P.T.**
- F. Sheriff: Consideration of approval for Pacific Coast K9 contract**

Sheriff Sumer replied to agenda item A. Clarified his comments that were noted in previous minutes, explained his comments were regarding a link on the County website, not typos as written in the previous minutes.

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

- 15.) Supervisor Reports (Pursuant to A.R.S. §38-431.02(K), individual supervisors may present brief summaries of current events, but no discussion may occur, and no action may be taken regarding anything that is presented)**

Supervisor

Supervisors Gomez attended SEAGO, Randy Heiss will be retiring in 2024, started the process of finding his replacement.

Supervisor Campbell attended the Cattle growers meeting, very productive priorities were discussed. Also, acknowledged the Morenci High School Cheer Team taking first place at Cheer Competition, and they will be going to state.

Chairman Lunt attended the ECO meeting, discussed the Grey Wolves issues, attended small counties where the WIR National Center of Public Land counties was discussed. Attended medium counties caucus and presented on the Public Land National Center issue. CSA meeting discussion was regarding HURF funds, leadership has been changed, Jean Bishop is now the CSA immediate past president and Jason Whitening from Navajo County is the new president.

- 16.) Adjournment**

There being no further business to come before the Board of Supervisors, the meeting was adjourned at 10:32 a.m.

APPROVED: /s/ Richard Lunt, Chairman

ATTEST: /s/ Bianca Figueroa, Clerk of the Board

All agenda items are for discussion and/or action as deemed necessary. The Board reserves the right to consider any matter out of order. The Board may retire into Executive Session for any of the purposes that are allowed by law, including but not limited to legal advice and/or personnel matters; as authorized by A.R.S. §38-431.et.seq. Persons with a disability may request accommodation for special assistance by contacting Bianca Figueroa at 928-865-2072 (TDD 928-865-2632). Requests should be made as soon as possible to allow time for arrangement of the accommodation.