

**OFFICIAL PROCEEDINGS OF THE APACHE COUNTY
BOARD OF SUPERVISORS MEETING
August 12, 2013
St. Johns, Arizona**

Present were: Chairman Tom M. White, Jr., Vice Chairman Barry Weller and County Manager/Clerk of the Board Delwin Wengert. Supervisor Joe Shirley, Jr., and Attorney Joe Young participated via the telephone.

Chairman White called to order the Apache County Board of Supervisors meeting, the Public Health Services District meeting and the Jail District meeting at 8:33 a.m. in the Board of Supervisors chambers, County Annex Building, 75 West Cleveland Street, St. Johns, Arizona and welcomed all in attendance.

Chris Sexton gave the invocation.

Ryan Patterson led the Pledge of Allegiance.

Chairman White called for the Public Health Services District items.

Chris Sexton, Health Director, requested approval of Intergovernmental Agreement #ADHS11-006947 Health Start Program, Amendment #2 to revise or remove terms and conditions language, extend the contract through September 30, 2014 and revise the pricing in the amount of \$115,000. Mr. Weller moved approval, seconded by Mr. Shirley. Vote was unanimous.

Mr. Weller moved to adjourn the Public Health Services meeting, seconded by Mr. Shirley. Vote was unanimous.

Chairman White called for the Jail District items.

Chief Deputy Brannan Eagar, requested approval of an Intergovernmental Agreement with the St. Johns School District for the professional services of their Psychologist (currently Dr. Jim Stafnik) to perform Psychological Education Evaluations on inmates who qualify for special education. Chief Eagar stated that the fee is \$425 per basic evaluation and the \$75.00 an hour for any consultations or attendance at meetings. Chief Eagar stated that the County currently has no one employed that has the qualifications to complete the evaluations. Mr. Weller stated that he will be abstaining from voting on this item since Mr. Stafnik is a friend. Mr. Shirley moved approval, seconded by Mr. White. Motion passed 2-1 with Mr. Weller abstaining.

Chief Deputy Brannan Eagar, requested approval to purchase a 2013 Dodge 3500 4x4 diesel multi-prisoner transport vehicle utilizing Southwest Border funds and County procurement policy, at a not to exceed cost of \$94,178.00. Mr. Shirley moved approval, seconded by Mr. Weller. A discussion was held regarding the requirements of using Southwest Border funds. Vote was unanimous.

Mr. Weller moved to adjourn the Jail District meeting, seconded by Mr. Shirley. Vote was unanimous.

Chairman White called for the regular agenda items.

There was no one wanting to address the Board during call to the public.

Mr. Wengert presented the **Consent Items A & B**. Mr. Shirley moved approval, seconded by Mr. Weller. County **Manager/Clerk of the Board: A**. Request approval of minutes dated July 31, 2013. **B**. Request approval of demands dated August 5, 2013 to August 12, 2013. Demands are payments made by the County. Specific details of the demands may be requested through the County public record request process. Payee Amount AZ SUPREME COURT 24,185.00 BRADCO 59,469.11 CELLULAR ONE NE AZ 1,515.20 COYOTE DRILLING INC 19,570.01 DESERT MOUNTAIN CORPORATION 15,872.45 EMPIRE MACHINERY 5,114.52 FERGUSON DOOR & OPERATOR INC 1,651.76 FRONTIER 2,396.05 GMCO CORPORATION 10,362.30 HAMBLIN, BRYCE MARK 2,248.50 HIGH 5 DESIGN 3,339.69 HILLYARD INC 1,779.99 HORIZON DISTRIBUTORS INC 2,065.77 LITTLE COLORADO BEHAVIORAL HEALTH CENTERS INC 4,314.51 NORTHEAST ARIZONA TRAINING CENTER INC 1,000.00 NORTHERN SAFETY COMPANY INC 6,049.14 QUILL CORP 3,341.05 ST JOHNS CITY 2,185.03 STAPLES CREDIT PLAN 1,744.09 SYMBOL ARTS 3,395.00 TYLER TECHNOLOGIES INC 1,470.00 WWW.WRIST-BAND.COM 4,237.85 YOUNG, JOSEPH 6,890.00 YOUNGS FUTURE TIRE 5,188.21 Vote was unanimous.

Malena Bazarro, Grants Manager, requested approval of an amendment to Grant #WFHF09-006 between Apache County and Arizona State Forestry. The amendment adds \$24,550 to the existing agreement for hazardous fuels treatment to continue on the 26 Bar property in Eagar, Arizona. Mr. Weller moved approval, seconded by Mr. Shirley. A discussion was held regarding the reasons for additional funding. Vote was unanimous.

Joe Young on behalf of the County Attorney's Office, requested approval of Arizona Criminal Justice Commission Victims Compensations Grant, #CV-14-049 in the amount of \$59,366, awarded for FY14. Mr. Shirley moved approval, seconded by Mr. Weller. Vote was unanimous.

Joe Young on behalf of the County Attorney's Office, requested approval of Arizona Attorney General's Victim's Rights Program award in the amount of \$28,600 awarded for FY2014. Mr. Shirley moved approval, seconded by Mr. Shirley. Mr. Weller again stated that all departments need to get the backup information to him 2 weeks prior to the Board meeting on all grants and major issues so he has time to review the information. Vote was unanimous.

Mr. Wengert provided notification of the Arizona Association of Counties Leadership Summit on August 20 -22, 2013 at the Wigwam Resort, 300 Wigwam Blvd in Litchfield Park, Arizona. No action was needed or taken.

Mr. White provided notification of the Northern Arizona Council of Governments (NACOG) meeting on August 22, 2013 at the High Country Conference Center, 201 West Butler Avenue, Flagstaff, Arizona at 9:00 a.m. No action was needed or taken.

Mr. Wengert provided notification of a special Apache County Board of Supervisors meeting to be held on August 19, 2013 at 8:30 a.m. No action was needed or taken.

Joe Young, on behalf of the County Attorney's Office presented the item for a possible executive session for legal advice pursuant to A.R.S. 38-431.03(A0(3) consideration and possible approval of an offer of judgment extended to County and other governmental entities and possible settlement before mediation and further litigation in case numbers TX2010-000067/TX2013-000241 relating to prior year tax valuations and between Transwestern Pipeline, LLC and Apache County, Arizona Department of Revenue and six other counties. Mr. Young provided an overview of the issue to the Board. Mr. Weller stated that with the explanation of the issue more clear, he did not see a need for

an executive session and Mr. Shirley agreed Mr. Weller made the motion to take no action at this time, seconded by Mr. Shirley. Vote was unanimous.

Mr. Shirley moved to adjourn, seconded by Mr. Weller. Vote was unanimous.
Approved this 3rd day of September, 2013.

/s/ Tom M. White, Jr.
Chairman of the Board

/s/ Delwin Wengert
Clerk of the Board