



**Joe Shirley, Jr.**  
**Chairman, District I**

**Alton Joe Shepherd**  
**Supervisor, District II**

**Travis Simshauser**  
**Vice Chairman, District III**

**NOTICE OF PUBLIC MEETING AND AGENDA OF  
THE APACHE COUNTY BOARD OF SUPERVISORS,  
THE APACHE COUNTY PUBLIC HEALTH SERVICES DISTRICT AND  
THE APACHE COUNTY FLOOD CONTROL DISTRICT**

**December 3, 2019**  
**Board of Supervisors' Hearing Room, First Floor**  
**75 West Cleveland Street**  
**St. Johns, Arizona**  
**8:30 a.m. MST**

Pledge of Allegiance.  
Invocation by Invitation.

**NOTICE OF PUBLIC MEETING AND AGENDA OF THE  
APACHE COUNTY PUBLIC HEALTH SERVICES DISTRICT  
HELD IN CONJUNCTION WITH THE  
BOARD OF SUPERVISORS MEETING  
December 3, 2019**

1. Discussion and possible approval of subaward agreement ADHS 16-106455 Amendment #2 Arizona Nutrition Network Local Incentive Award – DES Food Stamp Nutrition Education Program (AZHZ SNAP-ED) effective October 1, 2019 through September 30, 2020 in the amount of \$70,000. This was budgeted for FY20.

**NOTICE OF PUBLIC MEETING AND AGENDA OF THE  
APACHE COUNTY FLOOD CONTROL DISTRICT  
HELD IN CONJUNCTION WITH THE  
BOARD OF SUPERVISORS MEETING  
December 3, 2019**

1. Discussion and possible approval to enter into a Memorandum of Understanding (MOU) with Grover's Hill Irrigation District to reconstruct the Lyman Canal and accept payment in an amount not to exceed \$257,522. This is a revision of the previously approved MOU dated November 13, 2019.

**NOTICE OF PUBLIC MEETING AND AGENDA OF  
THE APACHE COUNTY BOARD OF SUPERVISORS  
December 3, 2019**

1. Community Development: Following a public hearing, discussion and possible approval to remove the language from Article 8 Flood Plain Management from the Apache County Zoning Ordinance and reserve that Article for future use. The County has a stand-alone Flood Plain Management Ordinance so this language is no longer needed.
2. County Manager: Discussion and possible approval of **CONSENT ITEMS**: All items indicated by an asterisk (\*) will be handled by a single vote as part of the consent agenda, unless a Board Member or the County Manager objects at the time the agenda item is called.

**County Manager/Clerk of the Board:**

- \*A. Request approval of demands as distributed to the Apache County Board of Supervisors between November 5, 2019 to December 3, 2019. Demands are payments made, or to be made, by the County. Specific details of the demands may be requested through the County public record request process.
- \*B. Request approval of minutes dated October 28, 2019, November 5, 2019 and November 13, 2019.
- \*C. Request approval of the Board of Supervisors meeting schedule for 2020.

**Election Department:**

- \*D. Election Department: Request approval, based on the recommendation of the Democratic Party County Chairman, Steven C. Begay, determine vacancies exist in the office of precinct committeeman and appoint Dinah D. Wauneka for the Ft. Defiance Precinct.

## **Human Resources:**

- E. Building & Maintenance: Request approval to convert a 20-hour Custodian position (.5 FTE) to a 10-hour Custodian position (.25 FTE).
  - F. Request authorization to adjust current and new hire salaries to comply with the minimum wage increase, effective January 1, 2020.
3. Superior Court: Pursuant to A.R.S. § 12-121 & 12-144, discussion and possible approval of the appointment of Judge Shawn Taylor as a part-time Superior Court Judge Pro Tempore with the annual salary of \$25,000, effective December 16, 2019. The appointment is due to Honorable Judge Williams being appointed to the Arizona Supreme Court – Court of Appeals.
  4. Superior Court: Pursuant to A.R.S. §§ 12-121 & 12-144, the Superior Court requests approval of the appointment of Judge Roberta Reed, as a part-time Justice Court Judge Pro Tempore. The appointment shall begin December 4, 2019.
  5. District II: Discussion and possible approval of a resolution authorizing the request of the Arizona Legislature in its 2020 regular session, appropriates the sum of \$908,273.00 for the construction repairs and upgrades of County Road C-420, Ganado School Loop Road previously constructed as RS-656 (1)0656 AP in Apache County District II.
  6. District II: Discussion and possible approval to enter into an Intergovernmental Agreement (IGA) between the Nazlini Chapter (Navajo Nation) and Apache County District II for Nazlini Cemetery road project, a partnership with Nazlini Chapter and Apache County for improvements.
  7. District II: Discussion and possible approval of a resolution authorizing the request of Apache County District II, for a grant in the amount of \$133,000.00 to USDA-Community Facilities Direct Loan & Grant Program for radio tower enhancement and fleet radios.
  8. District II: Discussion and possible approval of a resolution authorizing the request of Apache County District II, for a grant in the amount of \$122,319.76 to USDA-Community Facilities Direct Loan & Grant Program for a backhoe loader.
  9. County Manager: Discussion and possible selection of the Board of Supervisors Chairman and Vice Chairman for 2020.
  10. County Manager: Discussion and possible appointment of a member of the Board of Supervisors to serve on the County Supervisors Association Legislative Policy Committee for 2020.
  11. County Manager: Discussion and possible approval of Utility Right-of-Way Agreements with the Navajo Tribal Utility Authority for sewer, water, electric and gas hookups for a new modular owned by the Arizona Department of Transportation and utilized by their motor vehicle division located at the District I Road Yard.

12. Engineering Department: Discussion and possible approval to assign the GIS Manager to represent the County in accepting the Google Terms of Service related to sharing GIS/mapping data with Google.
13. Complete Count Committee: Update on the status and upcoming activities to share information about the 2020 Census and encourage participation.
14. County Attorney: Discussion and possible approval to alter salary of attorneys Alane Moore, Garrett Whiting, and Joseph Young to more accurately reflect state-wide attorney trends by 8.35%. This change is covered under the current budget.
15. County Attorney: Discussion and possible approval to convert the Legal Coordinator position to an Office Administrator at Range 43, and promote Cecilia Diaz to the position at the midpoint of the range. This change is covered under the current budget.
16. County Attorney: Following a possible executive session for legal advice pursuant to A.R.S. 38-431.03(A)(3), discussion and possible approval to authorize the Arizona Attorney General's Office to continue representing Apache County in tax litigation (TX2019-001725) involving Transwestern Pipeline and the 2020 valuation done by the Arizona Department of Revenue.
17. County Attorney: Following a possible executive session for legal advice pursuant to A.R.S. 38-431.03(A)(3), discussion and possible approval to authorize the Arizona Attorney General's Office to represent Apache County in tax litigation (TX2019-001726) involving centrally valued property owned by CenturyLink Corporation and the 2020 valuation done by the Arizona Department of Revenue.
18. Notification of the following meetings where two or more members of the Apache County Board of Supervisors may be in attendance.
  - NACOG Technical Subcommittee (TSC) meeting on December 11, 2019 at 10:00 a.m. located at the NACOG Area Agency on Aging Conference Room, 323 N. San Francisco Street, Flagstaff, Arizona.
  - Eastern Arizona Counties Organization meeting on December 18, 2019 at 3:00 p.m. located at the County Supervisors Association building, 1905 W. Washington Street, Phoenix, AZ.
  - The Small Counties Forum meeting on December 18, 2019 at 5:30 p.m. at the County Supervisors Association building, 1905 W. Washington Street, Phoenix, AZ.
  - The County Supervisors Association meeting on December 19, 2019 at 10:00 a.m. at the County Supervisors Association building, 1905 W. Washington Street, Phoenix, AZ.

19. Call to the Public: Individuals may address the Board on any relevant issue for an amount of time determined by the Chairman. At the close of the call to the public, Board members may not respond to any comments but may respond to criticism, ask staff to review a matter or ask that a matter be placed on a future agenda.

*Pursuant to the Americans with Disabilities Act, the Apache County Board of Supervisors endeavors to ensure the accessibility of its meetings to all persons with disabilities. If you need an accommodation for a meeting, please contact the Clerk of the Board's office at (928)337-7503, TDD (928)-337-4402 at least 48 hours prior to the meeting (not including weekends or holidays) so that an accommodation can be arranged. One or more members of the Board of Supervisors may participate telephonically or through video communication.*

Posted this 27<sup>th</sup> day of November 2019 @ 5:00 p.m. by BTB.

/s/ Ryan N. Patterson  
Clerk of the Board