

**OFFICIAL PROCEEDINGS OF THE APACHE COUNTY  
BOARD OF SUPERVISORS MEETING  
December 4, 2012  
St. Johns, Arizona**

Present were; County Manager/Clerk of the Board Delwin Wengert and County Attorney Michael Whiting. Chairman Jim Claw and Supervisor John Lee participated via the telephone. Vice Chairman of the Board Tom M. White, Jr. arrived late to the meeting.

Chairman Claw called to order the Apache County Board of Supervisors meeting and the Flood Control District meeting at 8:32 a.m.in the Board of Supervisors chambers, County Annex Building, 75 West Cleveland Street, St. Johns, Arizona and welcomed all in attendance.

Mr. Wengert led the Pledge of Allegiance.

Chairman Claw called for the Flood Control District meeting item.

Mr. Wengert requested authorization for funding approval in the amount of \$30,000 for maintenance of flood warning gauges. Mr. Wengert stated that the state is providing 160,000 and the county's part is \$30,000 and this is important to keep the gauges in place for the next couple of years as we move past the Wallow Fire and the flooding conditions that exist there still. Mr. Lee moved approval, seconded by Mr. Claw. Motion passed.

Mr. Lee moved to adjourn the Flood Control District meeting, seconded by Mr. Claw. Motion passed.

There were no members wanting to address the Board during call to the Public.

Chairman Claw called for the regular agenda items.

Mr. Wengert requested approval of the Board of Supervisors meeting schedule for 2013. Mr.Lee moved approval, seconded by Mr. Claw. Vice Chairman White arrived at the meeting. Vote was unanimous.

Mr. Wengert request approval of a resolution in support of legislative priorities for 2013. Mr.Lee moved approval, seconded by Mr. Claw. Motion passed.

**RESOLUTION 2012-16  
A RESOLUTION OF THE BOARD OF SUPERVISORS OF APACHE COUNTY  
REGARDING 2013 LEGISLATIVE PRIORITIES**

**WHEREAS**, Arizona counties have absorbed over \$330 million in state budget impacts since 2008, including \$42 million in impacts in fiscal year 2013 alone, and

**WHEREAS**, these have included over \$94 million in diverted HURF revenue, and \$87 million in other program shifts such as housing sexually violent prisoners at the Arizona State Hospital, and

**WHEREAS**, these cost shifts have inflicted significant financial pressures on counties already reeling from the financial effects of the most recent recession, and

**WHEREAS**, counties face recently eliminated revenue streams from the state, including the county share of lottery revenues generated by local communities across the state, and

**WHEREAS**, counties also face significant reductions in revenue from federal programs, including Payment in Lieu of Taxes, Secure Rural Schools, and grants supporting public safety, health

services and community development, and unprecedented uncertainty from the looming impacts of the federal sequestration, and

**WHEREAS**, counties have neither the financial capacity to pay for additional state costs or the statutory ability to influence state administration of different programs they are required to fund, and **WHEREAS**, in contrast to the state and federal governments, Arizona counties responded quickly to the recession by making real cuts to county spending, including suspending capital construction projects, freezing major purchases, laying off employees and decreasing employee compensation, and

**WHEREAS**, improving state revenues do not reflect county financial conditions as net assessed valuations continue to be depressed, leading to a lag in any type of meaningful recovery of property tax revenue, and

**WHEREAS**, the combination of stagnant and eliminated local revenues, decreasing federal funding, and escalating state costs is intensifying an already-challenging financial situation for Arizona counties;

**THEREFORE**, be it resolved by the Board of Supervisors of Apache County that the Arizona State Legislature is hereby implored to:

- Eliminate county payments to the Arizona State Hospitals for Sexually Violent Prisoners
- Reestablish payments to the counties reflecting the county share of state lottery revenues
- Fully fund local HURF dollars
- Thereby providing Arizona counties with the financial stability necessary to continue providing state services to local residents.

Dated this 4th day of December, 2012.

ATTEST:

/s/ Jim Claw /s/ Delwin Wengert

Chairman of the Board Clerk of the Board

Malena Bazaruto, Grants Manager, requested approval to enter into an Intergovernmental Agreement with the City of St. Johns to administer their CDBG application and manage projects for the 2013 CDBG funding cycle. Mr. Lee declared a conflict and removed himself from voting on this item. Mr. White moved approval, seconded by Mr. Claw. Ms. Bazaruto explained that she would assist the city with administering their grant through the CDBG process. Motion passed 2-0 with Mr. Lee abstaining.

Michael Whiting, County Attorney, requested authorization to hire Annell Hounshell as the Community Resources Liaison at 2.5% above the minimum salary to account for her many years of service to the County, effective December 17, 2012. Mr. Lee moved approval, seconded by Mr. Claw. Mr. White asked how many Community Resources Officers were in the County Attorney's Office. Mr. Whiting responded one submitted his retirement/resignation so that will need to be filled. Vote was unanimous.

Mr. Wengert presented the Consent items **A-K** and recommended approval. Mr. Lee moved approval, seconded by Mr. White. Vote was unanimous. **County Manager/Clerk of the Board:** **A.** Approval of minutes dated November 20, 2012. **B.** Request approval of demands. BOND, BETH 1,774.00 CASTILLO, ELIZABETH A 1,754.00 DAVIS, TAMMY L 1,754.00 HOGLE, JONI C 1,754.00 A & E REPROGRAPHICS 1,080.00 ANTONINI, DAVID 1,080.23 AVONDALE DODGE 28,956.68 AZ DEPT OF REVENUE 2,157.40 AZLGEBT 16,087.20 DOYLE, WILLIAM E 45,057.40 EMPIRE MACHINERY 78,957.01 FRONTIER 4,226.68 GMCO CORPORATION 6,222.67 GOLIGHTLY TIRE 1,291.23 GOODYEAR AUTO SERVICE 3,250.30 MOORE MEDICAL LLC 1,030.76 NAVOPACHE ELECTRIC COOPERATIVE 3,752.21 NIELSEN WELL DRILLING 12,546.50 NORCHEM DRUG TESTING LABORATORY 2,667.30 NORTH COUNTRY INC 318,899.95 PATTERSON II, GL 1,435.50 WESTERN CARPET & TILE CO 2,689.46 SMITH, JOHN R 2,650.00 UNIVERSAL FLEET CARD 1,881.32 VERITAS RESEARCH CONSULTING 3,000.00 BARNES,

PARTICIA M 2,060.00 4IMPRINT 2,199.50 ALERTUS TECHNOLOGIES LLC 1,139.00 AMAZON COM INC 3,465.28 AVAYA COMMUNICATIONS 1,381.19 AZ SUPREME COURT 1,500.00 BANNER GOOD SAMARITAN MEDICAL CENTER 3,020.25 BAUMAN HOME AND AUTO INC 2,249.54 BLUE HILLS ENVIRONMENTAL 1,533.27 BRADCO 8,942.61 BREWER LAW OFFICE PLLC 1,011.50 BRIMHALL SAND & ROCK 7,149.80 CONCHEIRO, ALICIA F 4,500.00 DAVIS AUTO AND TRUCK SALE 1,761.60 DISCOUNT TIRE 1,250.73 ELECTIONS SYSTEMS AND SOFTWARE 15,569.22 FRONTIER 7,601.28 FRONTIER 2,224.68 GALLUP BLUEPRINT 1,640.00 GLOBAL EQUIPMENT 1,063.69 HARRINGTON HOMES 7,436.55 HILLYARD INC 2,032.49 INGRAM LIBRARY SERVICES 1,595.34 LEWIS, KRISTLE M 1,760.04 NAVOPACHE ELECTRIC COOPERATIVE 12,110.02 NEWMAN SIGNS INC 3,677.94 PATTERSON, DANA BRYCE 6,650.00 PIMA COUNTY MEDICAL 2,200.00 PIMA UNIFORMS 1,962.44 QUILL CORP 3,221.15 ROGERS, STEPHEN K 1,198.00 RUSH TRUCK CENTER 1,859.71 SHOW LOW FORD INC 1,045.54 ST JOHNS CITY 1,465.62 ST JOHNS UNIFIED SCHOOL DIST 1,620.29 TABLE TOP TELEPHONE COMPANY INC 1,169.46 THE GUIDANCE CENTER 2,420.00 U-HAUL INTERNATIONAL 2,055.08 UNIVERSAL FLEET CARD 1,348.86 VERIZON WIRELESS 1,833.15 WEST PAYMENT CTR 3,200.06 WILK, KENNETH WALTER Junior 1,500.00 WOODLAND BUILDING CENTER 1,563.79 X DIAMOND RANCH 6,300.00 YOUNG, JOSEPH 6,790.00 YOUNGS FUTURE TIRE 4,400.39.

**C. District III:** Request approval to purchase food for two (2) senior centers located in District III, not to exceed \$400 total. Personnel Items: **D. Probation Services:** Request authorization to remove Toni Odom from probationary status effective October 23, 2012 and remove Trenton DeShazor, from probationary status, effective November 27, 2012, both with the 2.5% end of probation increase. **E. Clerk of the Court:** Request authorization to hire a temporary Courtroom Clerk I for a period of 120 days. This will be funded out of the Clerk's non-general fund accounts, as budgeted. **F. Round Valley Justice Court:** Request authorization remove Tessa Walker from probationary status effective November 1, 2012 with the 2.5% end of probation increase. **G. Sheriff's Office;** Request authorization to remove Miles Crosby from probationary status, effective November 20, 2012 with the 2.5% end of probation increase. **H. Recorder's Office:** Request authorization to extend the temporary employment of Sierra Booth through December 27, 2012. **I. Finance Department:** Notification of the retirement of Rosalee Gill and request authorization to payout her accumulated sick leave as outlined in Human Resources Policy Section 3.25. **Human Resources:** **J.** Request authorization to amend section 1.68 of the Human Resources Policy Manual. The section amends re-hire rules for returning employees. **Community Development:** **K.** Request approval to re-appoint Don Borg as a Planning and Zoning Commission member for a four year term.

Michael Whiting, County Attorney requested authorization to hire an independent contractor to perform all grant requirements and related duties at an hourly rate of \$40.00 in an amount not to exceed \$40,000 per year. Mr. Lee moved approval, seconded by Mr. White. Vote was unanimous.

Mr. Wengert on behalf of Engineering requested authorization to adjust Board Agenda action on 11/20/12 for District II to purchase a Suburban at a not to exceed cost of \$41,930.29. Mr. Wengert stated that the amount will be reduced after trade in. Mr. White moved approval, seconded by Mr. Lee. Vote was unanimous.

Chuck Moter, Probation Services Director, requested approval of the Juvenile Accountability Block Grant (JABG) to provide \$15,000 to be used for Juvenile Accountability, Solutions Court & Victims Restitution. Mr. Lee moved approval, seconded by Mr. White. Vote was unanimous.

Brannan Eagar, Chief Deputy Sheriff request authorization to enter into a Cooperative Law Enforcement Agreement with the USDA Forest Service, Apache Sitgreaves National Forest in the amount of \$11,500, an ongoing agreement. Chief Eagar stated that this item was before the board a couple meeting ago and was approved but the amounts were changed so it was brought back for final approval. Mr. White moved approval, seconded by Mr. Lee. Vote was unanimous.

Mr. Wengert presented notification of the Small Counties Forum on December 12, 2012 at the Radisson Hotel, 427 North 44th Street, in Phoenix at 6:30 pm and the County Supervisors (CSA) Meeting on December 13, 2012 at 10:00 a.m. at the CSA Building, 1905 W. Washington Street, in Phoenix, Arizona. No action was needed or taken.

Mr. Wengert presented notification of the swearing in ceremony for elected officials to be held on December 17, 2012 at the Board of Supervisors hearing room, 75 W. Cleveland Street in St. Johns, Arizona at 10:00 a.m. and the swearing in ceremony for elected officials on December 19, 2012 at the Ft. Defiance Chapter House, located at the junction of Navajo Route 112 & Route 10 in Ft. Defiance, Arizona at 10:00 a.m. No action was needed or taken.

Mr. White moved to adjourn the meeting, seconded by Mr. Lee. Vote was unanimous.

Approved this 18th day of December, 2012.

/s/ Jim Claw  
Chairman of the Board

/s/ Delwin Wengert  
Clerk of the Board