

OFFICIAL PROCEEDINGS OF THE APACHE COUNTY
BOARD OF SUPERVISORS MEETING

December 6, 2022

St. Johns, Arizona

Present were Chairman Nelson Davis, Vice Chairman Joe Shirley, Jr. and Supervisor Alton Joe Shepherd. Also present, County Manager/Clerk of the Board Ryan Patterson and Chief Deputy County Attorney, Celeste Robertson.

Chairman Davis called to order the Board of Supervisors meeting at 8:30 a.m. in the Board of Supervisors' chambers, County Annex Building, 75 West Cleveland Street, St. Johns, Arizona, and welcomed all in attendance.

Lehi Montierth gave the invocation.

Chief Deputy Sheriff Roscoe Herrera led the Pledge of Allegiance.

Chairman Davis called for the Public Health Services District item.

Kim Cole, Interim Health Director, presented the request for approval of Contract No. CTR050593, Amendment #3 for the Health Start Program, to revise and replace the Price Sheet in the amount of \$134,000 and has been budgeted for in FY2023. **Mr. Shirley moved to approve, seconded by Mr. Shepherd.** Vote was unanimous.

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

Chairman Davis called for the Library District item.

Keirsten Nielsen, Assistant Library Director, requested approval of a lease agreement between the Sanders Unified School District #18 and the Apache County Library District, effective July 1, 2022, through June 30, 2023 in the amount of \$325.00 per month. **Mr. Shepherd moved approval, seconded by Mr. Shirley.** Vote was unanimous.

Mr. Shirley moved to adjourn the Library District meeting, seconded by Mr. Shepherd. Vote was unanimous.

Chairman Davis called for the Flood Control District item.

Ferrin Crosby, County Engineer, requested approval to obtain permanent access and easement for flood control improvements for the community of Salado via temporary construction right-of-way through parcel 202-19-002A (William R. Williams) and through obtaining a mitigation grant from FEMA. **Mr. Shepherd moved approval, seconded by Mr. Shirley.** Vote was unanimous.

Mr. Shirley moved to adjourn the Flood Control District meeting, seconded by Mr.

Shepherd. Vote was unanimous.

Chairman Davis called for the regular agenda items.

Ferrin Crosby, on behalf of District III, recognized Justin Brown's 16 plus years of service with Apache County as he retires from his position as Foreman for the Chamber's Road Yard. Chairman Davis thanked Mr. Brown for his dedicated years of service. No action was needed or taken.

Matt Fish, Community Development Director, presented the item, following a public hearing, discussion, and possible approval to enter into an Intergovernmental Agreement (IGA) with Arizona Department of Housing (ADOH) regarding installation of manufactured housing. Pursuant to A.R.S. §41-4004, and implementation of associated fees adopted by the State of Arizona. **Mr. Shirley moved to open the public hearing, seconded by Mr. Shepherd.** Vote was unanimous. There was no one wanting to speak on this item. **Mr. Shirley moved to close the public hearing, seconded by Mr. Shepherd.** Vote was unanimous. **Mr. Shepherd moved to approve the agreement and fee structure, seconded by Mr. Shirley.** Vote was unanimous.

Mr. Patterson presented the item for selection of the Board of Supervisors' Chairman for 2023. **Mr. Shirley made to motion to appoint Alton Joe Shepherd to serve as Chairman for 2023, seconded by Mr. Davis.** Vote was unanimous.

Mr. Patterson presented the item for selection of the Board of Supervisors' Vice Chairman for 2023. **Mr. Shirley made the motion to appoint Nelson Davis to serve as Vice Chairman for 2023, seconded by Mr. Shepherd.** Vote was unanimous.

Mr. Patterson presented the item to appoint a member of the Board of Supervisors to serve on the County Supervisors Association Legislative Policy Committee (LPC) for 2023. **Mr. Shirley moved to appoint Alton Joe Shepherd to continue to serve on the committee for 2023. Mr. Davis seconded the motion.** Vote was unanimous.

Mr. Patterson presented the Consent Agenda items A-M and recommended approval. **Mr. Shepherd moved approval, seconded by Mr. Shirley.** County Manager/Clerk of the Board: A. Request approval of demands as distributed to the Apache County Board of Supervisors between November 1, 2022, to December 6, 2022. Demands are payments made, or to be made, by the County. Payee Amount ACIAAO AZ CHAP INTL ASSOC ASSESSING OFFICERS 1,200.00 ALSCO INC 1,440.17 AMAZON CAPITAL SERVICES INC 5,287.91 APACHE NATURAL RESOURCES CONSERVATION DISTRICT 5,000.00 AZ DEPT OF HEALTH SERVICES 2,125.00 AZLGEBT 366,582.12 BAUMAN HOME AND AUTO INC 3,310.53 BRAD HALL & ASSOCIATES INC 66,685.82 C & E CONCRETE INC 6,832.33 CDW GOVERNMENT LLC 2,102.56 EMPIRE MACHINERY 6,386.53 FLEET PRIDE 1,498.57 FRONTIER 1,342.26 GOLIGHTLY TIRE 1,182.22 HAMBLIN & ASSOCIATES LLC 2,250.00 HD DIESEL LLC 5,908.65 JURY SYSTEMS INCORPORATED 1,034.00 KING, ELOUISE MAE 1,099.28 LAWSON PRODUCTS INC 1,370.93 NAVAJO TRIBAL UTILITY

AUTHORITY 2,568.43 NAVOPACHE ELECTRIC COOPERATIVE 13,368.32 PACIFIC
PONDEROSA CO INC 9,547.98 QUILL CORP 2,935.26 RHINEHART OIL CO 31,778.59
RUSH TRUCK CENTER 2,637.28 RWC GROUP 4,425.57 SECURUS TECHNOLOGIES
INC 1,728.90 STANTEC CONSULTING SERVICES 12,691.83 SUBSTRATA LLC
13,400.00 TREAD MASTERS TIRE & LUBE 1,162.84 US POSTMASTER 10,000.00
VALLEY AUTO PARTS 4,520.11 VERIZON WIRELESS 2,272.34 MICHAEL B WHITING
3,137.26 YAZZIE'S AUTO PARTS INC 6,762.42 UMB BANK, N.A. 1,000.00 APACHE
COUNTY HSA 5,043.57 APACHE COUNTY MEDICAL 176,641.39 APACHE COUNTY
TAX WITHHOLDING 171,783.81 ASRS LEGACY EORP 9,813.79 AZ STATE
RETIREMENT SYSTEM 132,148.27 COLONIAL LIFE AND ACCIDENT INS 1,308.30
CORRECTIONS OFFICER RET PLAN 12,032.14 CORRECTIONS OFFICER RETIREMENT
PLAN 520 1,577.77 EORP LEGACY 1,580.77 NATIONWIDE 3,147.13 NATIONWIDE
TRUST FSB 2,489.90 PUBLIC SAFETY PERSONNEL 401 16,351.45 PUBLIC SAFETY
SHERIFF RET 9,253.54 SUPPORT PAYMENT CLEARINGHOUSE 1,125.00 BV'S AUTO
GLASS N TIRES LLC 1,526.40 PITNEY BOWES RESERVE ACCOUNT 8,000.00 WRIGHT
EXPRESS FSC WEX 4,000.00 AMAZON CAPITAL SERVICES INC 3,229.35 AMIGO
CHEVROLET 2,075.96 BAUMAN HOME AND AUTO INC 3,509.98 BRAD HALL &
ASSOCIATES INC 33,264.45 CENTRAL RESTAURANT PRODUCTS 2,707.86 John Lucas
COMMUNITY BROADBAND ADVOCATES LLC 15,220.73 COURTESY CHEVROLET
61,976.66 EMPIRE POWER SYSTEMS 1,378.58 ESRI INC 2,341.29 FRONTIER 4,642.12
INGRAM LIBRARY SERVICES 2,446.53 NAVAJO TIMES PUBLISHING COMPANY INC
1,755.36 NAVOPACHE ELECTRIC COOPERATIVE 1,983.17 QUALITY CARQUEST
2,782.47 QUILL CORP 1,971.79 RHINEHART OIL CO 5,703.49 ROBERTS TIRE SALES
INC 1,331.92 SECURUS TECHNOLOGIES INC 1,659.96 SKAGGS PUBLIC SAFETY
UNIFORMS & EQUIPMENT 2,938.66 SOUTHERN TIRE MART LLC 3,143.43 ST JOHNS
EMERGENCY SERVICES 1,063.26 SUREFIRE LLC 2,566.24 THE JONESZYLON
COMPANY LLC 8,194.51 TREAD MASTERS TIRE & LUBE 5,271.12 VERIZON
WIRELESS 2,252.25 WHITE MOUNTAIN REGIONAL MEDICAL CENTER 1,971.33
REDACTED 1,024.00 NATIONAL BANK 34,984.92 NATIONAL BANK OF ARIZONA
1389 2,096.97 NATIONAL BANK OF ARIZONA 0285 4,342.11 APACHE COUNTY HSA
4,887.32 APACHE COUNTY MEDICAL 175,030.33 APACHE COUNTY TAX
WITHHOLDING 170,934.36 ASRS LEGACY EORP 9,813.79 AZ STATE RETIREMENT
SYSTEM 130,637.02 COLONIAL LIFE AND ACCIDENT INS 1,308.30 CORRECTIONS
OFFICER RET PLAN 11,723.61 CORRECTIONS OFFICER RETIREMENT PLAN 520
1,483.97 EORP LEGACY 1,580.77 NATIONWIDE 2,940.18 NATIONWIDE TRUST FSB
2,489.90 PUBLIC SAFETY PERSONNEL 401 16,351.45 PUBLIC SAFETY SHERIFF RET
8,734.94 ADVANCED CORRECTIONAL HEALTHCARE INC 42,160.68 AJ TIRES
1,616.05 AMAZON CAPITAL SERVICES INC 9,401.96 AMAZON COM INC (Health &
Library) 1,255.53 APACHE COUNTY PROBATION DEPARTMENT 2,050.00
ASHTONS REPAIR INC 1,499.08 AZ DEPT OF HEALTH SERVICES 30,223.43
AZ SUPREME COURT 1,634.21 AZLGEBT 362,971.68 BAUMAN HOME AND AUTO INC
1,209.33 BEACON FIRE AND SECURITY LLC 2,500.00 BLUE HILLS ENVIRONMENTAL
43,680.69 BRAD HALL & ASSOCIATES INC 21,780.70 BREWER LAW OFFICE PLLC
8,500.00 CDW GOVERNMENT LLC 1,524.08 CLERK OF THE SUPERIOR COURT PETTY
CASH 1,737.50 CONTRACT PHARMACY SERVICES INC 3,635.82 CREATIVE
MULTIMEDIA INC (CMI) 11,382.50 CREATIVE MULTIMEDIA INC (CMI) 19,067.50

DESERT MOUNTAIN CORPORATION 9,943.88 DISCOUNT TIRE 1,591.66 EM HALE
LAW 3,552.00 EMPIRE MACHINERY 2,984.50 EQUIPMENTSHARE.COM INC
5,146.48 FLEET PRIDE 1,359.35 FRONTIER 1,879.91 GLAXO SMITHKLINE PHARMACY
6,579.09 GOLIGHTLY TIRE 6,034.49 HAMBLIN LAW OFFICE PLC 8,500.00 KLINT HEAP
1,435.00 HILLYARD/FLAGSTAFF 2,533.60 HODGES ENTERPRISES INC DBA STRINGS
N THINGS MUSIC 1,455.00 HOME DEPOT 2,114.04 INLAND KENWORTH INC
(FARMINGTON) 2,206.66 JCG TECHNOLOGIES INC 1,050.00 KWKM POWER 95.7
1,499.40 LAW OFFICE OF MICHAEL S PENROD PLC 11,408.00 NACO 1,430.00
NATIONAL BUSINESS FURNITURE 1,646.21 NAVOPACHE ELECTRIC COOPERATIVE
1,929.25 KIYA N NEZ 1,800.00 NORTHERN SAFETY COMPANY INC 1,407.79 NTUA
WIRELESS, LLC 5,220.02 DANA BRYCE PATTERSON 8,500.00 PERFECT PRINTZ LLC
1,341.83 PIMA COUNTY MEDICAL 3,500.00 QUALITY CARQUEST 1,955.59 QUILL
CORP 6,007.72 R JOHN R JOHN LEE ATTORNEY AT LAW 8,500.00 RIGG LAW FIRM
PLLC 3,912.00 SCOTT J ROGERS 1,337.50 SANDERSON FORD INC 86,676.97 SANOFI
PASTEUR INC 6,511.70 SECURUS TECHNOLOGIES INC 1,528.28 SUTTON WEED &
PEST CONTROL 3,555.00 TABLE TOP TELEPHONE COMPANY INC 1,482.26
THE AARONS COMPANY LLC 3,000.00 TRINITY SERVICES GROUP INC 22,178.80
TYLER TECHNOLOGIES INC 2,291.10 VALLEY AUTO PARTS 2,501.57 VERIZON
WIRELESS 2,254.68 WHITE MOUNTAIN COMMUNICATIONS 4,178.67 WHITE
MOUNTAIN STEEL LLC 17,210.01 WOODLAND BUILDING CENTER C/O NATIONS
BEST 1,231.70 WRIGHT EXPRESS FSC WEX 3,190.05 YAVAPAI COUNTY
GOVERNMENT 5,750.00 YAZZIE'S AUTO PARTS INC 4,905.51 LABORATORY CORP OF
AMERICA 1,742.50 US POSTMASTER 10,000.00 AMAZON CAPITAL SERVICES INC
3,908.87 AZ COUNTIES INSURANCE POOL 4,055.50 B&R TRUCKING 4,981.82
BRAD HALL & ASSOCIATES INC 26,267.75 EMPIRE MACHINERY 4,575.92
FUTURE TIRE 2,373.00 KUBL GROUP LLC 5,470.00 MOUNTAIN COMFORT HEATING
AND COOLING 4,999.50 NAVAJO TRIBAL UTILITY AUTHORITY 3,632.28
NAVOPACHE ELECTRIC COOPERATIVE 8,944.85 PCLLIQUIDATIONS.COM
2,934.85 QUILL CORP 1,057.26 RHINEHART OIL CO 32,971.97 RUSH TRUCK CENTER
1,629.91 SECURUS TECHNOLOGIES INC 1,698.80 SONORA QUEST LABORATORIES
1,231.46 ST JOHNS CITY 1,542.94 ST JOHNS EMERGENCY SERVICES 1,437.51 TREAD
MASTERS TIRE & LUBE 1,591.83 APACHE COUNTY HSA 4,912.32 APACHE COUNTY
MEDICAL 176,843.17 APACHE COUNTY TAX WITHHOLDING 170,413.94 ASRS
LEGACY EORP 9,813.79 AZ STATE RETIREMENT SYSTEM 133,940.70 COLONIAL LIFE
AND ACCIDENT INS 1,220.53 CORRECTIONS OFFICER RET PLAN 11,286.26
CORRECTIONS OFFICER RETIREMENT PLAN 520 1,665.53 EORP LEGACY 1,580.77
NATIONWIDE 2,900.77 NATIONWIDE TRUST FSB 2,489.90 PUBLIC SAFETY
PERSONNEL 401 16,351.45 PUBLIC SAFETY SHERIFF RET 9,562.14 ALLEGRA 3,578.24
AMAZON CAPITAL SERVICES INC 4,475.54 AZ DEPT OF HEALTH SERVICES 1,125.00
AZ DEPT OF RISK MANAGEMENT 1,526.99 BAUMAN HOME AND AUTO INC
2,593.36 TALIBAH BEGAY 1,200.00 CATERPILLAR FINANCIAL SERVICES
CORPORATION 83,089.72 CDW GOVERNMENT LLC 5,502.49 CONDITIONED
RESPONSE TRAINING 3,250.00 CONTINUANT INC 1,237.16 CORTEZ VISUAL
COMMUNICATIONS INC 1,562.00 DEGRAFFICS LLC 1,649.74 DNA DIAGNOSTICS
CENTER INC 1,917.50 EMPIRE MACHINERY 2,697.44 FLEET PRIDE 3,119.22 FRONTIER
1,385.39 GROVER HILLS CONSTRUCTION LLC 181,187.26 HATCH CONSTRUCTION

4,206.31 HIGH COUNTRY PROPANE 3,507.96 MALEAH D JAMES 1,095.20 KENCO CORPORATION 7,199.00 STEPHEN W KIZER 1,261.28 MCCOOK BOILER AND PUMP COMPANY 4,748.40 NAPA5,020.89 NAVAJO TRIBAL UTILITY AUTHORITY 2,450.85 NAVOPACHE ELECTRIC COOPERATIVE 15,757.02 PAGE STEEL 1,091.55 PERKINS CINDERS INC 1,691.51 PINAL COUNTY ARIZONA 21,167.00 PREMIUM PROPANE LLC 2,798.06 QUALITY CARQUEST 3,659.28 QUILL CORP 4,557.69 RHINEHART OIL CO 54,814.75 SAFELITE AUTO GLASS 1,656.90 SANOFI PASTEUR INC 8,628.60 SECURUS TECHNOLOGIES INC 1,159.00 ANNALEE SHREEVE 1,204.72 SIERRA PROPANE 1,599.89 SWDC BUSINESS DEVELOPMENT LLC 6,014.33 THE GUIDANCE CENTER 1,595.00 THE IRONY OF IT LLC 8,000.00 THOMSON REUTERS WEST 3,486.82 TRANE US INC 2,397.00 TREAD MASTERS TIRE & LUBE 4,108.40 ULINE INC 2,024.74 VALLEY AUTO PARTS 2,324.95 VERIZON WIRELESS 2,328.74 JAY YELLOWHORSE 1,922.24 DYNA SALES AND SERVICE LLC 99,999.50 SNOWFLAKE SMOKEHOUSE 3,914.00

Specific details of the demands may be requested through the County public record request process. B. Request approval of minutes dated November 1, 2022, and November 22, 2022. C. Request approval of the 2023 Board of Supervisors' meeting schedule. D. Request approval of a letter of support regarding the NACOG Regional Priority Project List. E. District III: Request approval to create a Roads Manager position, Range 62. Treasurer's Office: F. Request approval of the Affidavit of Scrivener's Error for the following parcels: 201-40-111A, 201-40-111B, 201-40-112B, 201-40-112C, 201-28-142, 201-28-143, 201-29-152A, 201-28-142, 201-28-143. Election Department: G. Request approval based on the recommendation of the Libertarian Party County Chairman, Emily S. Goldberg, determine vacancies exist in the office of precinct committeeman and appoint Henry S. Lever for the Eagar Precinct and Mario P. Esparza for the Springerville Precinct. Information Technologies Department: H. Request approval to extend the existing contract with Scott Rogers for technical services, for a period of one year. County Attorney's Office: I. Request approval of Rural County Alternative Prosecution and Diversion Program FY2023, Award (RCAPD-23-001) from the Arizona Criminal Justice Commission in the amount of \$574,176.40. These funds will be used for personnel in prosecuting, assisting, and managing the diversion program. J. Request approval of a contract for legal services between the Apache County Attorney's Office and the Rigg Law firm. K. Request approval to convert the Victim Coordinator position from part time to full time. Emergency Management Department: L. Request approval of an Intergovernmental Agreement (Contract CTR-054639) for the Public Health Emergency Preparedness (PHEP) Budget for 2022-23 in the amount of \$212,865.00. Sheriff's Office: M. Request approval to enter into a one (1) year renewal agreement with Sanders Unified School District #18, ending June 30, 2023, for the Apache County Sheriff's Office Sub-Station in Sanders. Vote was unanimous.

Ferrin Crosby, County Engineer, requested the item for a public hearing, discussion and possible approval to amend the Apache County Engineering Policy, Procedures, and Fees for culvert installation services be tabled until the January meeting. **Mr. Shirley moved to table the item, seconded by Mr. Shepherd.** Vote was unanimous.

Ferrin Crosby, County Engineer, requested approval to enter into an Intergovernmental Agreement IGA-008788-1 with the State of Arizona through the Department of Transportation for the possible upgrade and road repairs to the Ganado School Loop Road. ADOT will issue a warrant in the amount of \$1,000,000 appropriated to the County from the State general fund

for construction, repairs, and upgrades to County Road C-420, Ganado School Loop Road. **Mr. Shirley moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

Chief Deputy Sheriff Roscoe Herrera requested approval to hire three (3) Deputy positions within the salary range, effective November 6, 2022. Chief Herrera stated these candidates are experienced AZ Post certified peace officers and this action will not result in an increase to the FY23 budget. Chief Herrera stated there has been a shortage of staff, especially in the Round Valley area and through recruitment, were able to hire three deputies. **Mr. Shepherd moved approval, seconded by Mr. Shirley.** Chairman Davis stated he appreciated the work done to recruit and fill these needed positions. Vote was unanimous.

Chief Deputy Sheriff Roscoe Herrera requested approval to create the position of Deputy Recruit (Range 43) and implement the Sheriff's Office Reorganization and Wage Equalization Plan and this action will not result in an increase to the FY23 budget. Chief Herrera provided an overview of the need for the reorganization plan. **Mr. Shepherd moved approval, seconded by Mr. Shirley.** Mr. Shirley thanked Chief Herrera for the work he has done on this reorganization. Mr. Shepherd stated this reorganization will help with keeping our officers from leaving for other agencies with higher pay. Vote was unanimous.

Mr. Patterson presented notification of the following meetings where two or more members of the Apache County Board of Supervisors may be in attendance. No action was needed or taken.

- The Eastern Arizona Counties Organization meeting on December 14, 2022, at 2:00 p.m. held at the County Supervisors Association building, 1905 W. Washington Street, Phoenix, AZ.
- Small Counties Forum meeting on December 14, 2022, at 5:30 p.m. held at the County Supervisors Association building, 1905 W. Washington Street, Phoenix, AZ.
- The County Supervisors Association (CSA) meeting on December 15, 2022, at 10:00 a.m. at the County Supervisors Association building, 1905 W. Washington Street, Phoenix, AZ.

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Chairman Davis opened the floor for call to the public.

Raymond Smith Jr., a Navajo Nation Council Delegate addressed the Board regarding Road 9402, a unimproved road that needs repairs and requested a meeting with Mr. Davis and Mr. Shepherd to discuss options available. Mr. Smith also addressed the Carino Bridge that needs repairs.

Chairman Davis wished everyone a merry Christmas and appreciated the support of Supervisor Shirley and Supervisor Shepherd as well as the department heads and employees over the past year and stated he looks forward to the new year and Supervisor Shepherd as Chairman and will support him as he serves in 2023. Supervisor Shirley wished the staff a Merry Christmas and a

happy new year to the staff and leadership. Supervisor Shepherd stated he appreciates the leadership and staff and the good work that has been done over the past year.

Mr. Shirley moved to adjourn the meeting, seconded by Mr. Shepherd. Vote was unanimous.

Approved this 3rd day of January 2023.

/s/ Alton Joe Shepherd
Chairman of the Board

/s/ Ryan N. Patterson
Clerk of the Board