

OFFICIAL PROCEEDINGS OF THE APACHE COUNTY  
BOARD OF SUPERVISORS MEETING

December 7, 2021

St. Johns, Arizona

Present were: Chairman Joe Shirley Jr., Vice Chairman Alton Joe Shepherd and Supervisor Nelson Davis. Also present was County Manager/Clerk of the Board Ryan Patterson and County Attorney Michael Whiting.

Chairman Shirley 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.

Timothy Hinton gave the invocation.

Ferrin Crosby led the Pledge of Allegiance.

Chairman Shirley called for the Health District items.

Stephanie McCarthy, on behalf of the Health Department, requested approval of Tuberculosis Control Contract #ADHS19-206649 Amendment #1, effective July 1, 2021 through June 30, 2022 in the amount of \$12,000. Ms. McCarthy stated this amendment allows money to be distributed between salary, ERE's and other operating expenses and has been budgeted for in FY22. **Mr. Davis moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

**Mr. Shepherd made the motion to adjourn the Health District meeting, seconded by Mr. Davis.** Vote was unanimous.

Chairman Shirley called for the Library District item.

Dolly Patterson, on behalf of the Library District, requested approval to close District libraries on December 24<sup>th</sup>, 25<sup>th</sup> and 31<sup>st</sup> and January 1<sup>st</sup> due to low demand for library services on holiday weekends. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

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

Chairman Shirley called for the Jail District items.

Commander Mike Cirivello, on behalf of the Jail District, requested approval to award the bid for inmate food service to Trinity Food Service, the lowest bidder. **Mr. Davis moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

Commander Mike Cirivello, on behalf of the Jail District, requested approval of the updated contract with the Tohono O'odham Nation for housing inmates in the Apache County Jail. **Mr. Davis moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

**Mr. Davis moved to adjourn the Jail District meetings, seconded by Mr. Shepherd.** Vote was unanimous.

**Chairman Shirley called for the regular Board of Supervisors' agenda items.**

Superior Court Judge Michael Latham, following a power point presentation, Judge Latham requested approval of consolidating the Chinle Justice Court and Puerco Justice Court precincts and the new name of the Justice Court would be the Northstar Justice Precinct. Judge Latham stated this will enable the courts to provide effective and more reliable services to the citizens in that area of the county. Judge Latham clarified that this action is not to close any buildings, just erase the boundary lines between the Puerco Justice Court and the Chinle Justice Court and both buildings would be utilized. Judge Latham provided an overview of what services are provided by Justice Courts and this consolidation will make services more efficient. Judge Latham stated if approved, this consolidation would go into effect January 1, 2023 which will allow those interested in running for the justice court judge to file the appropriate paperwork to run. Mr. Shepherd stated he wanted to ensure public participation through this process via public hearings since it affects the northern constituents. Judge Latham stated the only public hearing was a work session that was noticed to the public and no one came to comment. Judge Latham stated there will also be a potential increase in salary since salaries for judges are set by legislation, and could affect the budget. Mr. Shepherd asked how this would impact the upcoming election cycle and how it affects any current candidate's collection of signatures. Judge Latham stated he addressed this issue with the Arizona Administrative Office of the Courts as well as the County Attorney's Office and the County elections and there is no issue because only Judge Yellowhorse has filed a notice of intent to run, so any signatures collected that pre-date today's Board meeting, would still be valid because if they are valid in the Puerco Precinct, they would be valid in the combined precinct. **Mr. Davis moved approval seconded by Mr. Shepherd.** Vote was unanimous.

Superior Court Judge Michael Latham requested approval of the Memorandum of Understanding between the U.S. District Court in Arizona and Apache County – Chinle Justice Court and this agreement is effective December 1, 2021 through December 31, 2022. Judge Latham stated this will be a benefit to citizens so they don't have to travel to Phoenix and other areas for court. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

Mr. Patterson presented the Consent Agenda items A-D and recommended approval. **Mr. Shepherd moved approval, seconded by Mr. Davis.** County Manager/Clerk of the Board: A. Request approval of demands as distributed to the Apache County Board of Supervisors between November 2, 2021 and December 7, 2021. Payee Amount STAN'S DIESEL AND PERFORMANCE 1,000.00 POINT & PAY LLC 1,000.00 ALL TRAFFIC SOLUTIONS INC 1,007.95 CLERK OF THE SUPERIOR COURT PETTY CASH 1,008.45 MATTHEW G FISH 1,009.83 ALSCO INC 1,013.24 HOME DEPOT 1,018.27 JURY SYSTEMS INCORPORATED 1,034.00 JCG TECHNOLOGIES INC 1,050.00 FUTURE TIRE 1,054.40 WHITE MOUNTAIN COMMUNICATIONS 1,060.54 ST JOHNS EMERGENCY SERVICES 1,063.26 BUFFALO FENCE & BARN CO 1,082.46 AMERICAN JAIL ASSOCIATION 1,085.00 VERIZON WIRELESS 1,109.84 EMPIRE POWER SYSTEMS 1,126.63 HILLYARD/FLAGSTAFF

1,127.00 INGRAM LIBRARY SERVICES 1,127.82 MARLEITA BEGAY 1,128.12  
BAUMAN HOME AND AUTO INC 1,151.56 ALSCO INC 1,154.30 THOMSON REUTERS  
WEST 1,158.79 AZ BOILER COMPANY INC 1,199.11 KB WELDING INC 1,220.04 QUILL  
CORP 1,227.13 CONTINUANT INC 1,237.16 DELL COMPUTER CORPORATION 1,243.80  
MATTHEW JOSEPH PEREZ 1,250.50 JAY YELLOWHORSE 1,262.20 NATIONAL BANK  
OF ARIZONA 1389 1,280.44 LESUEUR ADVANCE AUTOMOTIVE LLC 1,318.02 HIGH  
COUNTRY SIGNS LLC 1,324.50 WALMART COMMUNITY 1,329.58 LEWIS  
AUTOMOTIVE 1,331.02 OFFICE DEPOT 1,335.97 KLINT HEAP 1,343.01 AIR COMM  
CORPORATION 1,343.46 LOWES COMPANIES INC 1,344.49 OMEGA INDUSTRIAL  
SUPPLY 1,345.47 FUTURE TIRE 1,357.17 EORP LEGACY 1,360.17 EORP LEGACY  
1,360.17 COLONIAL LIFE AND ACCIDENT INS 1,379.04 COLONIAL LIFE AND  
ACCIDENT INS 1,379.04 NAVAJO TRIBAL UTILITY AUTHORITY 1,398.01 NACO  
1,430.00 ST JOHNS CITY 1,498.42 CORRECTIONS OFFICER RETIREMENT PLAN 520  
1,536.02 AZ DEPT OF RISK MANAGEMENT 1,537.01 AZ DEPT OF HEALTH SERVICES  
1,545.00 QUILL CORP 1,545.96 CORRECTIONS OFFICER RETIREMENT PLAN 520  
1,565.84 CDW GOVERNMENT LLC 1,586.64 INGRAM LIBRARY SERVICES 1,587.69  
REDW LLC 1,600.00 NATIONAL BANK OF ARIZONA 0285 1,610.11 HATCH  
CONSTRUCTION 1,632.98 WOODLAND BUILDING CENTER 1,636.50 ELEXUS  
OLLERTON 1,659.82 ACOUSTICAL SURFACES INC 1,678.18 YAZZIE'S AUTO PARTS  
INC 1,683.25 MARLEITA BEGAY 1,718.04 QUALITY CARQUEST 1,724.24 SKAGGS  
PUBLIC SAFETY UNIFORMS & EQUIPMENT 1,726.24 LAURENCE SCHIFF 1,800.00  
ALLEGRA 1,841.49 NAPA 1,851.12 AZ CONSTABLES ASSN 1,854.00 CRESCENT  
ELECTRIC SUPPLY CO 1,859.66 FRONTIER 1,870.57 BOB BARKER COMPANY INC  
1,875.59 WHITE MOUNTAIN PUBLISHING CO 1,913.36 NAVAJO NATION WATER  
CODE ADMIN 1,933.00 NAVAJO WESTERNERS 1,948.17 LIGHT HOUSE OF ARIZONA  
1,952.09 CHARM-TEX 1,995.00 HILLYARD/FLAGSTAFF 2,006.76 INLAND KENWORTH  
INC (FARMINGTON) 2,061.52 RELIABLE BACKGROUND SCREENING 2,071.90  
RIGG LAW FIRM PLLC 2,088.00 SIERRA PROPANE 2,090.47 JOHNSON CONTROLS INC  
2,099.67 ELECTION SYSTEMS AND SOFTWARE 2,103.90 PROFORCE LAW  
ENFORCEMENT 2,165.64 QUILL CORP 2,189.22 GREGORY GARCIA 2,200.00  
VERIZON WIRELESS 2,252.00 B & H PHOTO VIDEO PRO AUDIO 2,405.06 MICHAEL B  
WHITING 2,448.39 BOB BARKER COMPANY INC 2,466.12 VERIZON WIRELESS  
2,473.03 EBSCO SUBSCRIPTION SERVICES 2,494.15 PIMA COUNTY MEDICAL  
2,500.00 BOB BARKER COMPANY INC 2,508.31 QUILL CORP 2,525.77  
CRESCENT ELECTRIC SUPPLY CO 2,547.63 WRIGHT EXPRESS FSC WEX  
2,556.62 KYLIE RAE LAUNIUVAO 2,568.75 NAVOPACHE ELECTRIC COOPERATIVE  
2,580.46 KYLIE RAE LAUNIUVAO 2,587.50 AIR COMM CORPORATION 2,624.83 AZ  
SUPREME COURT 2,680.00 AMAZON CAPITAL SERVICES INC 2,685.38 AZ  
COUNTIES INSURANCE POOL 2,700.00 PINAL COUNTY ARIZONA 2,700.00 HOME  
DEPOT 2,784.47 THOMSON REUTERS WEST 2,827.83 SECURUS TECHNOLOGIES INC  
2,915.75 APACHE COUNTY YOUTH COUNCIL 2,924.00 BLUE KNIGHT SECURITY LLC  
2,925.00 THE AARONS COMPANY LLC 3,000.00 PINAL COUNTY ARIZONA 3,000.00  
BLUE KNIGHT SECURITY LLC 3,025.00 HOME DEPOT 3,029.19 NATIONWIDE  
3,031.26 WRIGHT EXPRESS FSC WEX 3,101.10 AZ SUPREME COURT 3,120.00 BLUE  
KNIGHT SECURITY LLC 3,125.00 SECURUS TECHNOLOGIES INC 3,157.08  
NATIONWIDE 3,258.50 SECURUS TECHNOLOGIES INC 3,331.07 AMAZON CAPITAL

SERVICES INC 3,381.23 NATIONWIDE TRUST FSB 3,502.54 NATIONWIDE TRUST FSB  
3,504.19 PROFORCE LAW ENFORCEMENT 3,542.68 QUILL CORP 3,553.20  
AMAZON CAPITAL SERVICES INC 3,674.34 BLUE HILLS ENVIRONMENTAL  
3,727.81 BOB BARKER COMPANY INC 3,734.56 ROBERT JAMES HIGGINS  
3,778.53 EMPIRE MACHINERY 3,828.23 THOMSON REUTERS WEST 3,910.30  
SOUTHWEST TRANSMISSION OF SHOW LOW 3,975.71 THE GUIDANCE CENTER  
4,000.00 APACHE COUNTY HSA 4,013.49 APACHE COUNTY HSA 4,013.49  
FILEONQ INC 4,138.40 CONTRACT PHARMACY SERVICES INC 4,236.32  
VERIZON WIRELESS 4,275.92 AMAZON CAPITAL SERVICES INC 4,431.54  
WHITE MOUNTAIN PUBLISHING CO 4,505.15 VERIZON WIRELESS 4,514.72  
HAMBLIN & ASSOCIATES LLC 4,550.00 WHITE MOUNTAIN COMMUNICATIONS  
4,564.28 EMPIRE MACHINERY 4,587.08 FRONTIER 4,598.29 KIMBALL EQUIPMENT  
COMPANY 4,642.65 BLUE HILLS ENVIRONMENTAL 4,815.79 PITNEY BOWES  
RESERVE ACCOUNT 5,000.00 AMAZON CAPITAL SERVICES INC 5,002.20 GLAXO  
SMITHKLINE PHARMACY 5,087.17 LEGATE, PENROD & ASSOCIATES 5,168.00  
NAVAJO TRIBAL UTILITY AUTHORITY 5,724.02 SUN RIDGE SYSTEMS, INC 5,750.00  
NORTHERN TOOL & EQUIPMENT CO 5,972.98 ADVANCED AIR SYSTEMS LLC  
5,977.00 INGRAM LIBRARY SERVICES 6,178.42 NAVAJO TRIBAL UTILITY  
AUTHORITY 6,316.39 CRESCENT ELECTRIC SUPPLY CO 6,483.05 SOUTHERN TIRE  
MART LLC 6,714.63 NEWMAN SIGNS INC 6,926.64 DELL COMPUTER CORPORATION  
6,990.60 GOLIGHTLY TIRE 7,205.95 ASRS LEGACY EORP 8,270.90 ASRS LEGACY EORP  
8,270.90 PACIFIC PONDEROSA CO INC 8,330.29 HAMBLIN LAW OFFICE PLC  
8,500.00 DANA BRYCE PATTERSON 8,500.00 R JOHN R JOHN LEE ATTORNEY AT  
LAW 8,500.00 BREWER LAW OFFICE PLLC 8,500.00 NAVOPACHE ELECTRIC  
COOPERATIVE 8,565.29 PUBLIC SAFETY SHERIFF RET 8,879.80 PUBLIC SAFETY  
SHERIFF RET 9,807.44 CORRECTIONS OFFICER RET PLAN 10,248.89 CREATIVE  
MULTIMEDIA INC (CMI) 10,548.75 FUTURE TIRE 10,764.59 EMPIRE MACHINERY  
10,846.78 MIDCO SALES LLC 11,006.87 CORRECTIONS OFFICER RET PLAN  
11,186.81 WOODSON ENGINEERING & SURVEYING INC 11,610.00 NAVOPACHE  
ELECTRIC COOPERATIVE 11,671.36 WHITE MOUNTAIN COMMUNICATIONS  
12,218.89 CHANGEPOINT INTEGRATED HEALTH 13,200.00 BOLDPLANNING INC  
13,600.00 PUBLIC SAFETY PERSONNEL 401 14,426.61 DIAMONDBACK POLICE  
SUPPLY CO INC 14,795.70 RHINEHART OIL CO 15,218.47 YAVAPAI COUNTY  
GOVERNMENT 15,250.00 PUBLIC SAFETY PERSONNEL 401 15,900.98 NATIONAL  
BANK 16,560.28 CREATIVE MULTIMEDIA INC (CMI) 17,182.50 TRINITY SERVICES  
GROUP INC 21,385.00 CDW GOVERNMENT LLC 21,654.07 ADHS AZ HEALTH CARE  
COST 22,400.00 EVERBRIDGE INC 23,648.28 RHINEHART OIL CO 27,180.78 ARIZONA  
ELEVATOR SOLUTIONS INC 27,748.26 RHINEHART OIL CO 32,322.28 POWERSCREEN  
WESTERN LLC 35,640.00 ADVANCED CORRECTIONAL HEALTHCARE INC 42,160.68  
POWERSCREEN WESTERN LLC 48,168.00 CATERPILLAR FINANCIAL SERVICES  
CORPORATION 58,579.17 PEORIA FORD 66,421.64 COURTESY AUTO OF MESA LLC  
74,011.40 BRUCKNER TRUCK SALES INC 81,522.00 CATERPILLAR FINANCIAL  
SERVICES CORPORATION 83,089.72 NICOLL CONSTRUCTION LLC 106,148.65 AZ  
STATE RETIREMENT SYSTEM 111,008.21 AZ STATE RETIREMENT SYSTEM  
111,400.85 APACHE COUNTY TAX WITHHOLDING 139,026.58 APACHE COUNTY TAX  
WITHHOLDING 145,119.77 APACHE COUNTY MEDICAL 160,460.06 APACHE COUNTY

MEDICAL 160,529.82 NORTHLAND PIONEER COLLEGE 300,000.00 AZLGEBT 331,960.87 AZLGEBT 333,968.38. 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 November 2, 2021 and November 16, 2021. C. Request approval of the 2022 Board of Supervisors' meeting schedule. Election Department: D. Request approval, based on the recommendation of the Democratic Party County Chairman, Priscilla Weaver, determine vacancies exist in the office of precinct committeeman and appoint Guyanna Jim for the St. Michaels Precinct; Darren Ben and Crystal Cree for the Wheatfields Precinct; Rosaline M. Whitehair Sr. for the Window Rock Precinct. Emergency Management: E. Request approval to end the State of Emergency entered into on July 23, 2021. Human Resources: F. District I: Request authorization to create and hire the position of Assistant District Manager (Range 57) within the salary range. Vote was unanimous.

Mr. Patterson requested approval of a Liquor License Application recommendation for Diana Domokos, Greer Peaks Lodge, located at 1 Main Street, Greer, Arizona. **Mr. Davis moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

Mr. Patterson presented the selection of the Board of Supervisors' Chairman for 2022. Mr. Shirley stated he appreciated the support he received from the other board members to serve as chairman and is an honor. Apache County has a history of rotating supervisors to serve as Chairman and it works very well, providing an opportunity for each supervisor to serve. **Mr. Shirley made the motion to select Mr. Davis, the newest supervisor, to serve as Chairman for 2022. Mr. Shepherd seconded the motion and stated he appreciated the leadership of the Board and works well together and looks forward to working with Mr. Davis and Mr. Shirley.** Mr. Davis thanked the other members for their support and accepted the nomination. Vote was unanimous.

Mr. Patterson presented the selection of the Board of Supervisors' Vice Chairman for 2022. **Mr. Davis nominated Mr. Shirley as Vice Chairman for 2022 and made the motion, seconded by Mr. Shepherd.** Mr. Shirley accepted the nomination, and vote was unanimous.

Mr. Patterson presented the possible appointment of a member of the Board of Supervisors to serve on the County Supervisors Association Legislative Policy Committee (LPC) for 2022. **Mr. Davis made the motion to select Mr. Alton Shepherd to serve on the LPC, seconded by Mr. Shirley.** Mr. Shepherd state the enjoys serving on the Legislative Policy Committee and appreciated the nomination and appointment to continue to serve to advocate on behalf of the citizens of Apache County. Vote was unanimous.

Stephanie McCarthy. Human Resources Manager, requested approval, in consideration of the minimum wage increase, to shift salary ranges and grant a \$2.00 per hour COLA increase to all permanent employees, effective January 1, 2022. Ms. McCarthy provided an overview of the Minimum Wage increases over the past few years and this increase makes us compliant with eh minimum wage requirements and to be competitive in our wages to assist departments with their issues trying to recruit and retain employees. **Mr. Shepherd moved approval, and stated he appreciates the research behind this proposed action and the people mandated through Prop 206 going forward but in reality, we are looking to retain good people that have skills**

**and certifications such as CDL's. Seconded by Mr. Davis.** Vote was unanimous.

Ferrin Crosby, Engineering Department stated the next four items are regarding the Greer Acres-Little Colorado Improvement District. The district was created almost 20 years ago and the Board of Supervisors sat as their board and was supposed to be dissolved and these items are to clear up a few issues and to create clarity and closure.

Mr. Crosby, County Engineer requested approval of the abandonment back to the individual property owner of those easements dedicated for roads and public utilities as shown within the plat for the Greer Acres Subdivision as described and depicted in plat maps and recorded in Apache County on March 24, 1994, in Docket 8TM, pages 33 and 34, with the exception of abandonment of those easements dedicated for roadways and public utilities that are shown within the plat for the Greer Acres Subdivision as described and depicted on plat maps and recorded in Apache County on May 13, 1996, in Docket 8TM, page 49. **Mr. Davis moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

Ferrin Crosby County Engineer approval to re-record Quit Claim Deed 2001-02632 to correct the map depiction and easement dedications and abandonments from the Greer Acres-Little Colorado Improvement District to the Little Colorado Sanitary District. **Mr. Davis moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

Ferrin Crosby, County Engineer requested approval of a Quit Claim Deed from Apache County to Greer Acres Property Owners Association, Inc. all rights and responsibilities of the easements granted or conveyed to Apache County on October 30, 1995, Apache County records Book 802 pages 195-271. Mr. Crosby stated to be clear, this is for Apache County quit claiming all responsibilities to Greer Acres. **Mr. Davis moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

Ferrin Crosby, County Engineer, requested approval of a resolution to dissolve the Greer Acres Little Colorado Improvement District per ARS 48-264 and ARS 48-959. **Mr. Davis moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

Resolution 2021-17  
Dissolution of the Greer Acres-Little Colorado  
Improvement District of Apache County, Arizona.

WHEREAS, on August 8, 1994 the Greer Acres-Little Colorado Improvement District was duly formed and established by the Apache County Board of Supervisors for the sole purpose of making general assessments for constructions and improvements within portions of Greer Acres, and

WHEREAS, the Greer Acres-Little Colorado Improvement District has functioned in good standing to complete the necessary improvement projects benefitting the citizens and patrons within the district, and

WHEREAS, pursuant to A.R.S. 48-264 and A.R.S. 48-959, the improvement district has been inactive for at least five consecutive years and has no future purpose and no current indebtedness, and

WHEREAS it is the determination of the Apache County Board of Supervisors that all financial and legal obligations have been met to allow the dissolution of the district.

NOW THEREFORE, BE IT RESOLVED by the Apache County Board of Supervisors, the Greer Acres- Little Colorado Improvement District is hereby dissolved.

Approved this 2<sup>nd</sup> day of November 2021.

ATTEST:

/s/ Dr. Joe Shirley, Jr  
Chairman of the Board

/s/ Ryan N. Patterson  
Clerk of the Board

Ferrin Crosby, County Engineer, requested approval to rent a limestone crusher for the limestone pit until parts arrive for existing crusher, utilizing limestone pit funds. Mr. Crosby stated the rental will likely go over \$100,000 so approval by the board is required per policy. Mr. Crosby stated parts are needed for the crusher we own, and parts are very slow in coming. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Mr. Shepherd stated he is concerned with the longevity of equipment and a replacement plan needs to happen on older equipment. Mr. Crosby stated as he analyzed the damage on the crusher versus replacement and determined it was more cost efficient to repair instead of replacing this piece of equipment but appreciated Mr. Shepherd's idea and input. Vote was unanimous.

Ferrin Crosby, County Engineer requested approval to reorganize the road yard positions in all three districts and will not result in an increase of the FY22 budget but will allow for more flexibility on new hires. Mr. Shepherd moved approval, seconded by Mr. Davis. Vote was unanimous.

Mr. Patterson provided 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 Small Counties Forum meeting on December 8, 2021 at 5:00 p.m. at the County Supervisors Association building, 1905 W. Washington Street, Phoenix, AZ.
- The County Supervisors Association meeting on December 9, 2021 at 10:00 a.m. at the County Supervisors Association building, 1905 W. Washington Street, Phoenix, AZ.

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

**Mr. Shepherd move to adjourn the meeting, seconded by Mr. Davis.** The adjournment action was interrupted by a gentleman whose name was not understandable. Chairman explained the protocol for call to the public. Chairman Shirley stated there was a live motion to adjourn the meeting. Vote was unanimous to adjourn.

Approved this 4<sup>th</sup> of January, 2022.

/s/ Nelson Davis  
Chairman of the Board

/s/ Ryan N. Patterson  
Clerk of the Board