

**OFFICIAL PROCEEDINGS OF THE APACHE COUNTY
BOARD OF SUPERVISORS MEETING
February 21, 2012
St. Johns, Arizona**

Present were: Vice Chairman Tom M. White Jr. and Supervisor R. John Lee, Clerk/Manager Delwin Wengert and County Attorney Michael Whiting. Chairman Jim Claw participated via the telephone.

Chairman Claw called to order the Apache County Board of Supervisors meeting, Jail District meeting and the Public Health Services 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. Chairman Claw asked Vice Chairman White to conduct the meeting since he was not present at the meeting.

Vice Chairman White asked Karen Houston to lead the Pledge of Allegiance.

Vice Chairman White called for the Jail District agenda items.

Commander Mat Avila requested authorization to increase Carol Whitney, Special Education Teacher to 30 hours per week through June 30, 2012 utilizing grant funds. Mr. Lee moved approval, seconded by Mr. Claw. Vote was unanimous.

Commander Mat Avila requested authorization to remove Carol Whitney from probationary status Retroactive back to August 11, 2010 and Travis Heap effective January 5, 2011 both with the 2.5% end of probation increase. Mr. Lee moved approval, seconded by Mr. Claw. Vote was unanimous.

Mr. Lee moved to adjourn the Jail District meeting, seconded by Mr. Claw. Vote was unanimous.

Vice Chairman White called for the Public Health Services District items.

Chris Sexton, Health District Director and Chuck Moter, Probation Director, requested authorization to convert the currently vacant Pubic Health/Juvenile Detention Nurse from a 40 hour per week position to a 24 hour per week position. Mr. Sexton explained that the nurse will still provide services to juvenile detention Monday through Thursday and the Public Health Services District will then bill juvenile detention for the services provided. Mr. Sexton stated that the other hours will be spent with the public health services district in well woman and immunization clinics for the District. Mr. Claw moved approval, seconded by Mr. Lee who asked if 24 hours is adequately provided care to the juvenile prisoners. Mr. Moter stated that will not take away any care or protection of the juveniles, a full time employee is not needed at this time and there are other options for weekend coverage and is looking to contract to cover seven days a week. Mr. Claw asked what the protocol is for coverage now. Mr. Moter stated that Travis Heap is on call. Vote was unanimous.

Chris Sexton, Health Director, requested approval of a contract with Debra Smalley, RNP/CNM (subcontractor) to provide the services of a contract nurse practitioner for Family Planning Services and Well Woman Health Check Services. Mr. Lee moved approval, seconded by Mr. Claw. Vote was unanimous.

Chris Sexton, Health Director, requested approval of the Medical Consultant Agreement with North Country Healthcare. Mr. Lee moved approval, seconded by Mr. Claw. Vote was unanimous.

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

Vice Chairman White opened the floor for the call to the public.

Barry Weller, A resident of Apache County addressed the board and read from a written statement wherein he requested a revision be made to the February 7, 2012 minutes which omitted that a written version of the email was submitted to the entire board for their review at the February 7, 2012 meeting and that there is no documentation of the written statement that he had submitted to the entire board, his concerns for the property use of the County purchasing policy with respect to the nearly \$500,000 purchase of financial software and his concerns with the county attorney's stated position with respect to that policy use for that purchase and that the January 17, 2012 meeting did not document the county attorney's positions for the land exchange as requested by a Board member that day. Mr. Weller also expressed in his letter that it is his hope that the County purchasing procedure was or will be appropriately followed with respect to the nearly \$500,000 Tsalie Trail contract in today's proceedings as any cost overrun shall be the responsibility of the Apache County taxpayers. Mr. Weller, as he did at the February 7, 2012 meeting, provided a copy of his written statement to the Assistant Clerk of the Board, Beth Bond.

There was no other member of the public wanting to address the Board.

Vice Chairman White called for the Public Hearing on Fiscal Year 2012 Community Development Block Grant projects and action regarding projects. Malena Bazaruto presented the potential projects are: Apache County Fairgrounds and Eagar Rodeo Grounds restroom work to meet ADA compliance, fire suppression system for kitchen stove hood at the St. Johns Senior Citizen Center and ETS heating system at the Round Valley Senior Citizen Center. Mr. Wengert asked Ms. Bazaruto how much was allocated for these projects. Ms. Bazaruto responded that the total projects budget is \$147,594 and the application is due March 23, 2012 and funding will be released between August to October. Vice Chairman White called for any member of the public wanting to address this issue. Hearing none, Ms. Bazaruto stated that the draft proposals are available for anyone wanting to review them. No action needed or taken.

Mr. Wengert presented the Consent Items A-H and recommended approval. County Manager/Clerk of the Board: A. Request approval of minutes dated February 7, 2012. B. Request approval of the demands. Aarons, Barry M. \$3,000.00 Anderson, Misty \$1,451.71 AZ BRAKES AND CLUTCH \$1,296.21 AZ COUNTIES INSURANCE POOL \$5,279.12 AZ DEPT OF RISK MANAGMENT \$1,910.74 AZ SUPREME COURT \$3,375.00 Bauman Home & Auto, Inc. \$1,944.12 BRADCO \$13,844.84 Country Inn & Suites dba \$1,049.04 FLEET PRIDE \$1,053.48 FRONTIER \$3,140.50 GEXPRO \$1,281.31 GRAVES PROPANE CO., INC. \$1,043.83 HILLYARD Inc \$2,146.96 INGRAM LIBRARY SERVICES \$1,153.73 INLAND KENWORTH, INC \$2,086.50 JOHN'S UNIFORMS \$1,121.98 Kirkhorn, Gaylene \$1,440.66 Law Offices of Matthew L. Rigg \$7,130.00 Monterrosa, Kellie \$1,446.88 NAVOPACHE ELECTRIC COOP \$7,478.26 OFFICE DEPOT \$1,146.47 Omni Shoreham Hotel \$1,003.02 Productive Corporation \$7,144.12 QUILL CORP. \$2,450.72 Rush Truck Center \$1,452.77 SIERRA PROPANE \$3,810.54 Springerville, Town of \$2,486.77 Stanley Security Solutions Inc \$1,728.13 SUPERVISORS REVOLVING FUND \$2,859.06 TESAB PARTS CENTER, INC. \$1,400.70 UNIVERSITY OF PHOENIX, INC. \$2,230.00 VERIZON WIRELESS, BELLEVUE \$1,569.20 WENGERT, DELWIN \$1,080.73 Whiting, Michael B. \$2,282.68 ADMINISTRATIVE

ENTERPRISES INC \$1,477.87 APACHE COUNTY \$154,707.00 APACHE COUNTY TAX WITHHOLDING \$118,024.85 APACHE COUNTY TREASURER \$322,740.36 AZ STATE RETIREMENT SYSTEM \$79,298.41 Corrections Officer Ret. Plan \$7,381.37 Mutual of Omaha \$1,267.70 NATIONWIDE \$1,810.84 PUBLIC SAFETY CORR. RETIREMENT \$3,585.75 PUBLIC SAFETY PERSONNEL \$11,249.42 PUBLIC SAFETY SHERIFF RET. \$22,891.37 Security Benefit Group \$2,021.00 SUPPORT PAYMENT CLEARINGHOUSE \$3,102.84 AZ DEPT OF HEALTH SERVICES \$1,035.00 AZ DEPT OF REVENUE \$1,812.85 Barnes, Patricia M. \$1,826.00 BILL`S DISCOUNT PARTS \$2,025.89 CANNON SPORTS \$1,494.00 CDW GOVERNMENT INC. \$2,242.47 Clark, Albert N. \$1,055.40 CONTROLLED AIR & METAL CO.INC. \$3,586.77 Cook, Phillip A.\$3,438.00 Dameron, Joseph Thomas \$6,300.00 DELL COMPUTER CORPORATION \$1,574.98 Desert Snow LLC \$4,950.00 Dunn, Daniel P. \$1,620.00 Dwyer, Robert B. \$2,700.00 EMPIRE MACHINERY \$1,470.07 Engstrom, Kenneth G. \$2,628.61 FRONTIER \$3,507.49 GARDNER HEATING & \$1,116.40 GOODYEAR AUTO SERVICE \$2,204.59 GUIDANCE CENTER \$1,600.00 INGRAM LIBRARY SERVICES \$1,381.16 JONES, SKELTON & HOCHULI \$2,014.19 Kiefer, Richard J. \$1,620.00 Kilmer, Terrance Curtis \$1,800.00 KWKM POWER 95.7 \$1,211.76 L R INVESTIGATIONS, L.L.C. \$1,149.89 Law Office of Marsha Gregory \$7,922.00 MCGUIRE, KATHLEEN M. \$1,177.50 NATIONAL ASSC. OF COUNTY & \$2,000.00 NAVAJO TRIBAL UTILITY \$4,024.99 NAVOPACHE ELECTRIC COOP \$1,538.73 OAKES, CHRISTOPHER L. \$1,055.40 PADILLA, David J. \$1,055.40 PATTERSON, DANA BRYCE \$7,130.00 PERFECT PRINTZ LLC \$1,500.15 Pulsifer, M. David \$3,402.00 QUILL CORP. \$3,754.45 Real Az Development Council \$2,000.00 Rigg Law Firm PLLC \$3,866.50 ROGERS, STEPHEN K.\$1,198.00 SIERRA PROPANE\$1,074.90 Spivey, Lance \$1,055.40 ST. JOHNS CITY \$1,189.21 Sugar Grove Farm LLC \$2,538.00 Technical Resource Mgmt. Inc \$1,639.19 THORNHILL, JIM \$3,150.00 VALLEY AUTO PARTS \$1,284.00 VERIZON WIRELESS, BELLEVUE \$1,765.78 Weidich, William Richard \$1,746.00 WHITE MOUNTAIN PUBLISHING \$8,449.12 X DIAMOND RANCH \$12,600.00

Yablonski, Vonnice K. \$3,798.90 Human Resources: C. Probation Services: Request authorization to downgrade the vacant Administrative Coordinator position, range 38 to a Probation Specialist position, range 25, resulting in a \$8,901.00 savings. D. District III, St. Johns, Road Yard: Request authorization to remove Christopher Baca and Willard Hulsey from probationary status effective February 25, 2012 with the 2.5% end of probation increase. E. District II: Request authorization to convert one vacant Road Maintenance Worker II to a Road Maintenance Worker I and fill the vacancy. Funding provided by HURF. F. Request authorization to modify the Table 3 to adjust the range of the position of Facilities and Construction Inmate Supervisors from a range 41 to a range 36. G. Sheriff's Office: Request authorization to remove Dave Johnson from Probationary status effective February 14, 2012 with the 2.5% end of probation increase. Community Development: H. Request approval for the Round Valley Animal Rescue to add a mobile home to site. Mr. Lee moved to approve, seconded by Mr. Claw who stated that he wanted to make sure Mr. Weller's comments made during call to the public be entered into the minutes of the next meeting. Mr. White stated that he was sure the minutes would reflect that. Vote was unanimous.

Krystl Jones, Chief Deputy Recorder, requested authorization to extend the temporary employment of Mae Clark for an additional 180 days. Mr. Claw moved approval, seconded by Mr. Lee. Vote was unanimous.

Ferrin Crosby, County Engineer, requested authorization to enter into a Joint project Agreement for the Tsaille Trail and the agreement with between Apache County, Arizona Department of Transportation (ADOT) and the Dine College and the agreement has been reviewed by the County Attorney's Office. Mr. Claw moved approval, seconded by Mr. Lee who asked what kind of financial obligation does this pose for the county. Mr. Crosby stated that this is a transportation enhancement project and is federal money funneled through ADOT with a 5.7% match from the County to the \$500,000 project so the total county obligation is about \$27,000 and any cost overruns will be the responsibility of the county and there may be some but are not anticipated. A discussion was held

regarding plan and specification phase. Mr. White stated that this project has taken several years to get this project to fruition. Vote was unanimous.

Ben Dugdale, Information Technology Department, requested approval of a limited Services Contract between Apache County and GovNET to install microwave equipment on court buildings owned by Apache County. Mr. Dugdale stated that since the county owns the court buildings approval is needed. Mr. Lee moved approval, seconded by Mr. Claw. Mr. Lee asked what this will provide for the courts. Mr. Dugdale stated that this will allow for redundant infrastructure for the State of Arizona to help ensure secure computer routes. Vote was unanimous.

Mr. Wengert requested approval of the Memorandum of Understanding between Apache County and the St. Johns Concho Senior Citizen Chartered organization. Mr. Lee moved approval, seconded by Mr. Claw. Vote was unanimous.

Mr. Wengert requested approval of an agreement between the United States Forest Service and Apache County regarding forest thinning to reduce potential wild fires. Mr. Wengert introduced Jim Zorn, Apache Sitgreaves Forest Supervisor and thanked Mr. Zorn for all of his help in getting this agreement together. Mr. Zorn thanked the county for their support and that this is an opportunity to work with the county and this agreement is a good start in what he hopes is a long line of agreements and working arrangements with Apache County. Mr. Zorn provided an overview of the area and acreage that will be thinned. Mr. Claw moved approval, seconded by Mr. Lee who stated that he appreciates the good working relationship with Mr. Zorn and this agreement is a start to a great working relationship. Doyel Shamley, County Forest Liaison, addressed the Board and stated that a public meeting was held for the residents in the Greer area and the public was appreciative of the County and the forest service for holding that meeting. Vote was unanimous.

Mr. Wengert requested that the item to appoint representatives to serve as Board members on the Apache County Industrial Development Authority be removed from the agenda. Vice Chairman White removed the item. No action was taken.

Bob Martin, Community Development, requested approval of a request for waiver of building fees for SACCNet. Mr. Martin stated that the project includes a 120' tower, a 50' equipment area chain link fence compound, a 12' by 28' equipment shelter and 2 (two) propane tanks. Mr. Lee moved approval, seconded by Claw. Mr. Lee asked what the amount of fees to be waived would be. Mr. Martin stated about a few hundred dollars. Mr. Claw asked if there were other counties involved with SACCNet. Mr. Martin stated he was not sure, that this is in the preliminary stage. Vote was unanimous.

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

Approved this 6th day of March, 2012.

R. John Lee
Member of the Board

Delwin Wengert
Clerk of the Board