

OFFICIAL PROCEEDINGS OF THE APACHE COUNTY  
BOARD OF SUPERVISORS MEETING

February 7, 2023  
St. Johns, Arizona

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

Chairman Shepherd 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.

Kimberly Cole gave the invocation.

Roscoe Herrera led the Pledge of Allegiance.

Chairman Shepherd called for the Library District items.

Keirsten Nielsen, Assistant Library Director, requested approval to extend the current contract with NTUA Wireless, LLC, for an additional year and this agreement will provide internet services to all Apache County Libraries except for Alpine and will be budgeted for in FY23-24. **Mr. Davis moved to approve, seconded by Mr. Shirley.** Vote was unanimous.

Keirsten Nielsen, Assistant Library Director, requested approval to extend the current contract with Gila Broadband, LLC, for an additional year and this agreement will provide internet services for the Alpine Public Library and will be budgeted for in FY23-24. **Mr. Davis moved to approve, seconded by Mr. Shirley.** Vote was unanimous.

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

Chairman Shepherd called for the Library District items.

Kimberly Cole, Health Director, requested approval of Intergovernmental Agreement Contract No. CTR058097, Amendment No. 1, Covid Expansion Project extension through May 1, 2024. **Mr. Shirley moved approval, seconded by Mr. Davis.** Vote was unanimous.

Kimberly Cole, Health Director, requested approval of Intergovernmental Agreement Contract Number CTR60281 Immunization Services, effective July 1, 2022, through June 30, 2024, for the immunization services and has been budgeted for in FY23. **Mr. Shirley moved approval, seconded by Mr. Davis.** Vote was unanimous.

Kimberly Cole, Health Director, requested approval of Intergovernmental Agreement Amendment #2 Covid-19 Testing, Contact Tracing and Communication with the Arizona Department of Health Services and the amendment extends the end date to May 31, 2024. **Mr.**

**Davis moved approval, seconded by Mr. Shirley.** Vote was unanimous.

Kimberly Cole, Health Director, requested approval of the Public Health Medical Consultant/Alternative Medical Examiner Services with Summit Healthcare Association, effective January 1, 2023 and has been budgeted for in FY23. **Mr. Davis moved approval, seconded by Mr. Shirley.** Vote was unanimous.

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

Chairman Shepherd called for the Jail District item.

Chief Deputy Sheriff Roscoe Herrera requested approval to renew the current contract with Advance Correctional Healthcare for the provision of health care to incarcerated patients, at the current rate. **Mr. Shirley moved approval, seconded by Mr. Davis.** Vote was unanimous.

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

Chairman Shepherd called for the regular agenda items.

Mr. Patterson requested approval of consent agenda items A-I and recommended approval. **Mr. Shirley 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 January 3, 2023, to February 7, 2023. Demands are payments made, or to be made, by the County. Payee Amount ALLEGRA 3,349.33 AMAZON CAPITAL SERVICES INC12,080.00 AMERICAN REGISTRY FOR INTERNET NUMBERS (ARIN) 1,050.00 AMIGO CHEVROLET1,249.48 BIBLIOLABS LLC 4,858.00 EQUIPMENTSHARE.COM INC 5,146.48 FERRELLGAS 1,401.89 FRONTIER 1,378.10 ROBERT JAMES HIGGINS 5,638.39 HP2 INC 6,248.22 NAVAJO TRIBAL UTILITY AUTHORITY 4,516.87 NEWMAN SIGNS INC 7,204.39 KEIRSTEN NIELSEN 7,712.99 NTUA WIRELESS, LLC 5,220.02 OVERDRIVE INC 1,008.59 PCLIQUIDATIONS.COM 1,242.84 QUILL CORP1,572.76 VERIZON WIRELESS 2,452.03 YAZZIE'S AUTO PARTS INC 1,031.86 APACHE COUNTY HSA 4,751.90 APACHE COUNTY MEDICAL 176,878.99 APACHE COUNTY TAX WITHHOLDING 157,084.90 ASRS LEGACY EORP 9,626.82 AZ STATE RETIREMENT SYSTEM 131,571.26 COLONIAL LIFE AND ACCIDENT INS 1,164.31 CORRECTIONS OFFICER RET PLAN 11,242.07 CORRECTIONS OFFICER RETIREMENT PLAN 520 1,678.63 EORP LEGACY 2,777.35 NATIONWIDE 3,937.83 NATIONWIDE TRUST FSB 1,970.33 PUBLIC SAFETY PERSONNEL 401 14,035.08 PUBLIC SAFETY SHERIFF RET 10,154.36 SUPPORT PAYMENT CLEARINGHOUSE 1,199.50 ALLEGRA 1,736.40 AMAZON CAPITAL SERVICES INC 2,647.30 ARIZONA SHERIFF'S ASSOCIATION 2,642.00 ASHTONS REPAIR INC 1,330.81 John Lucas COMMUNITY BROADBAND ADVOCATES LLC 4,677.60 CONSOLIDATED ELECTRICAL DISTRIBUTORS 3,232.85 COURTYARD BY MARRIOTT FLAGSTAFF 2,679.46 EMPIRE MACHINERY 1,233.25 FLEET PRIDE 3,382.37 FRONTIER 1,012.89 FRONTIER 4,166.36 GENEVA L JACKSON 2,072.00 MCCOOK BOILER AND PUMP COMPANY 2,062.50 NATIONS GAS

TECHNOLOGIES INC 1,057.35 NAVOPACHE ELECTRIC COOPERATIVE 13,766.92  
DOUGLAS LANCE PEARCE 1,875.72 SALT RIVER PROJECT - SRP - MARS 1,091.00 SHI  
INTERNATIONAL CORP 14,854.00 SIERRA PROPANE 1,694.42 VERIZON WIRELESS  
1,645.72 MICHAEL B WHITING 1,767.10 SAMUEL A WOOD 1,298.79 JAY  
YELLOWHORSE 1,388.73 NATIONAL BANK 25,692.66 NATIONAL BANK OF ARIZONA  
1389 1,012.24 A & H CONTRACTING SERVICES INC 94,100.80 ADVANCED AIR  
SYSTEMS LLC 2,142.18 ALSCO INC 2,020.08 AMAZON CAPITAL SERVICES INC  
5,507.62 AMIGO CHEVROLET 1,346.21 ASHTONS REPAIR INC 1,302.67 AZ DEPT OF  
RISK MANAGEMENT 1,539.92 B&R TRUCKING 2,549.88 BAUMAN HOME AND AUTO  
INC 2,690.85 BLUE KNIGHT SECURITY LLC 3,525.00 BRAD HALL & ASSOCIATES INC  
49,644.88 CHANGEPOINT INTEGRATED HEALTH 4,157.24 CREATIVE MULTIMEDIA  
INC (CMI),096.25 CREATIVE MULTIMEDIA INC (CMI) 11,563.75 DESERT MOUNTAIN  
CORPORATION 15,521.32 EMPIRE MACHINERY 4,126.39 EPIC MOTORSPORTS CORP  
1,153.00 FUTURE TIRE 5,811.18 GALLUP INDEPENDENT 1,315.52 GOLIGHTLY TIRE  
8,001.30 GOSERCO, INC. 1,323.41 KLINT HEAP 1,535.23 HIGH COUNTRY PROPANE  
1,917.83 HILLYARD/FLAGSTAFF 2,550.85 INGRAM LIBRARY SERVICES 1,288.07 LAW  
OFFICE OF MICHAEL S PENROD PLC 7,152.00 LINDE GAS & EQUIPMENT INC  
(FORMERLY PRAXAIR) 6,504.72 MOHAWK AUTOMOTIVE LIFTS SOUTHWEST  
1,058.00 NAPA 2,411.55 NAVAJO COUNTY FAMILY ADVOCACY CENTER 1,125.00  
NAVAJO TIMES PUBLISHING COMPANY INC 1,755.36 NAVAJO TRIBAL UTILITY  
AUTHORITY 4,646.10 PREMIUM PROPANE LLC 7,174.99 QUALITY CARQUEST  
1,454.78 QUILL CORP 4,306.19 R&S NORTHEAST LLC 1,370.91 RHINEHART OIL CO  
27,795.85 SAUL'S CREEK ENGINEERING INC 5,280.00 SCHOOL WEBMASTERS LLC &  
CIVIC WEBMASTERS 2,574.00 SECURUS TECHNOLOGIES INC 3,408.36 SITECH  
SOUTHWEST LLC 17,856.46 SOUTHERN TIRE MART LLC 2,075.53 SUMMIT FUNERAL  
HOME 8,190.00 THE AARONS COMPANY LLC 3,000.00 THOMSON REUTERS WEST  
1,300.96 TRINITY SERVICES GROUP INC 15,808.00 VALLEY AUTO PARTS  
2,446.64 WHITE MOUNTAIN REGIONAL MEDICAL CENTER 9,663.03 WOODSON  
ENGINEERING & SURVEYING INC 26,122.50 WRIGHT EXPRESS FSC WEX  
2,036.00 REDACTED 1,108.00 YAVAPAI COUNTY GOVERNMENT 5,100.00  
KAY SUPPLY INC 3,920.65 APACHE COUNTY HSA 4,751.90 APACHE COUNTY  
MEDICAL 178,161.19 APACHE COUNTY TAX WITHHOLDING 169,364.81 ASRS  
LEGACY EORP 10,075.98 AZ STATE RETIREMENT SYSTEM 138,082.02 COLONIAL  
LIFE AND ACCIDENT INS 1,164.31 CORRECTIONS OFFICER RET PLAN 11,274.09  
CORRECTIONS OFFICER RETIREMENT PLAN 520 1,673.61 EORP LEGACY 2,777.35  
NATIONWIDE 3,946.11 NATIONWIDE TRUST FSB 2,467.57 PUBLIC SAFETY  
PERSONNEL 401 14,035.08 PUBLIC SAFETY SHERIFF RET 11,691.29 SUPPORT  
PAYMENT CLEARINGHOUSE 1,199.50 4 RIVERS EQUIPMENT LLC 1,268.91  
ADVANCED AIR SYSTEMS LLC 2,479.00 AIR COMM CORPORATION 1,512.76  
ALLEGRA 4,092.00 AMAZON CAPITAL SERVICES INC 1,610.31 APCO  
INTERNATIONAL INC 1,795.00 APEX SOFTWARE 1,480.00 AZ COUNTIES INSURANCE  
POOL 6,726.73 AZ COUNTIES WORKERS COMPENSATION PLAN 93,839.94 AZ  
DEPARTMENT OF ENVIRONMENTAL QUALITY 4,520.00 AZ DEPT OF HEALTH  
SERVICES 1,135.00 AZLGEBT 365,799.67 BACKWOODS TEES LLC 1,302.66  
BAUMAN HOME AND AUTO INC 2,041.34 MARLEITA BEGAY 1,268.92 BLUE KNIGHT  
SECURITY LLC 3,525.00 BRAD HALL & ASSOCIATES INC 22,441.66 BREWER LAW

OFFICE PLLC 8,500.00 C & E CONCRETE INC 7,515.12 COLBY WELDING & RADIATOR  
 INC 1,221.18 CONTINUANT INC 1,237.16 COWBOY UP HAY AND RANCH SUPPLY  
 5,712.24 DELL COMPUTER CORPORATION 1,670.26 DIESEL CONVERSION  
 SPECIALISTS 1,500.00 EMPIRE MACHINERY 4,538.47 FERRELLGAS 1,363.97  
 HAMBLIN LAW OFFICE PLC 8,500.00 HP2 INC 7,883.56 NAVOPACHE ELECTRIC  
 COOPERATIVE 11,213.87 DANA BRYCE PATTERSON 8,500.00 PITNEY BOWES  
 RESERVE ACCOUNT 8,000.00 PREMIUM PROPANE LLC 6,112.04 PSYCHOLOGICAL  
 AND CONSULTING SERVICES 4,000.00 QUILL CORP 1,701.35 R JOHN R JOHN LEE  
 ATTORNEY AT LAW 8,500.00 RED HORSE ENTERPRISES 1,651.00 RELIABLE  
 BACKGROUND SCREENING 2,280.90 RHINEHART OIL CO 53,178.28 KODY  
 RICHARDSON 1,800.00 RIGG LAW FIRM PLLC 1,888.00 SATELLITE INDUSTRIES INC  
 6,812.25 SECURUS TECHNOLOGIES INC 2,967.25 SEQIRUS USA INC 4,632.00 SIERRA  
 PROPANE 1,225.48 SKAGGS PUBLIC SAFETY UNIFORMS & EQUIPMENT 2,903.06 ST  
 JOHNS CITY 1,546.46 ST JOHNS EMERGENCY SERVICES 1,735.96 TREAD MASTERS  
 TIRE & LUBE 1,207.78 TRUCK PRO DBA AZ BRAKE & CLUTCH SUPPLY 7,060.25  
 TYLER TECHNOLOGIES INC 1,890.86 VERIZON WIRELESS 3,295.22 YAZZIE'S AUTO  
 PARTS INC 1,370.67 R JOHN R JOHN LEE ATTORNEY AT LAW 8,500.00 QUILL CORP  
 2,047.57 4IMPRINT 3,254.86 AMAZON CAPITAL SERVICES INC 2,206.18 ARIZONA  
 ELEVATOR SOLUTIONS INC 3,167.29 AT&T MOBILITY II LLC 1,114.68 AT&T  
 MOBILITY LLC (FIRSTNET) 3,774.68 CDW GOVERNMENT LLC 2,871.56 COURTESY  
 CHEVROLET 51,840.86 CRESCENT ELECTRIC SUPPLY CO 2,440.03 ELMRIDGE  
 PROTECTION PRODUCTS LLC 1,921.37 EPIC MOTORSPORTS CORP 6,390.42  
 FRONTIER 1,360.86 FRONTIER 4,661.20 FUTURE TIRE 3,175.49 HIGH COUNTRY  
 PROPANE 2,985.36 HIGH COUNTRY SIGNS LLC 1,085.00 INGRAM LIBRARY  
 SERVICES 2,979.15 LAWSON PRODUCTS INC 1,133.99 MUTUALINK INC  
 250,000.00 NAPA 1,046.11 NATIONAL EMERGENCY NUMBER ASSOCIATION 1,275.00  
 NAVAJO TRIBAL UTILITY AUTHORITY 1,393.37 NAVOPACHE ELECTRIC  
 COOPERATIVE 19,162.30 PEPPERBALL 1,098.00 PIMA COUNTY MEDICAL  
 6,600.00 PINAL COUNTY ARIZONA 31,924.00 PREMIUM PROPANE LLC 11,388.12  
 RADISSON CASA GRANDE AZ 2,187.58 KODY RICHARDSON 1,057.58 CELESTE  
 ROBERTSON 1,664.59 SECURUS TECHNOLOGIES INC 1,306.39 SHI INTERNATIONAL  
 CORP 6,312.95 JOYCLYNN WHITING 1,700.42 WOODLAND BUILDING CENTER C/O  
 NATIONS BEST 1,588.55 YAVAPAI COUNTY GOVERNMENT 13,100.00 AZ DEPT OF  
 REVENUE 9,736.08 Specific details of the demands may be requested through the County  
 public record request process. B. Request approval of minutes dated January 3, 2023 and January  
 18, 2023. C. Request approval for participation in the National Center for Public Lands Counties.  
 Apache County's contribution will be \$55,380. D. Request approval of a resolution to accept  
 Gila River Indian Community grant funds on behalf of the Alpine Fire District. E. District II:  
 Request approval to purchase radio communication equipment utilizing USDA grant funds.  
 Community Development: F. Request approval of a conditional use permit allowing  
 Commscapes, LLC on behalf of Vertical Bridges and Verizon to construct a Wireless  
 Communication facility and to install a 100' stealth mono-pine tower within a 35' x 75' enclosed  
 compound. The proposed site will be designed to support additional commercial wireless tenants  
 and public safety entities. Property is located in Alpine, AZ 85920. A.P.N. 101-28-007.  
 The Planning & Zoning Commission unanimously recommended approval on January 5, 2023.  
 Information Technology Department: G. Request approval of the County's Enterprise

Agreement with Microsoft for licensing and software. The amount is not to exceed \$130,000 annually for a period of three (3) years. Human Resources: H. District II: request approval to eliminate the position of Automotive Parts Inventory Clerk (Range 31) and create the position of Administrative Coordinator (Range 42) and hire within the salary range. Finance Department: I. Request approval of an Intergovernmental Agreement with the Arizona Department of Administration to provide for House Bill 2862 – Payments to Sheriff’s Deputies and Detention Officers. Contract amount not to exceed \$380,000. Vote was unanimous.

Chief Deputy Sheriff Roscoe Herrera, on behalf of the Sheriff’s Office, requested approval to hire two (2) Deputy positions within the range, not to exceed the midpoint. Salaries will be commensurate with experience for candidates who are experienced AZPost certified peace officers. This request will not result in an increase to the FY23 budget. **Mr. Davis moved approval, seconded by Mr. Shirley.** Vote was unanimous.

Ferrin Crosby, County Engineer, requested approval to award Bid # 2023-01 for contract trucking, countywide. Mr. Crosby stated B & R Trucking was the only bid submitted and recommended approval. **Mr. Shirley moved approval, seconded by Mr. Davis.** Vote was unanimous.

Ferrin Crosby, County Engineer, requested approval to accept the abandonment of the old alignment of U.S. 180 and approve the waiver in accordance with A.R.S. §28-7209. Maps are available for review in the county manager’s office. **Mr. Davis moved approval, seconded by Mr. Shirley.** Vote was unanimous.

Ferrin Crosby, County Engineer, requested approval of a resolution to enter into an Intergovernmental Agreement between the Navajo Nation and Apache County for school bus route maintenance. Strip maps of each road included in this agreement are available for review in the county manager’s office. **Mr. Shirley moved approval, seconded by Mr. Davis.** Vote was unanimous.

Ferrin Crosby, County Engineer: presented the item following a possible executive session for legal advice pursuant to A.R.S. §38-431.03(A)(3), discussion and possible approval of a settlement agreement in regard to case CV2022-0115, and possible action to perform obligations under the agreement. Chairman asked if any board member wanted to go into executive session. Mr. Davis stated he had been apprised by legal on this issue and didn’t need to go into executive session. **Mr. Shirley concurred and moved to approve the settlement agreement, seconded by Mr. Davis.** 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 February 15, 2023, at 2:00 p.m. held at the County Supervisors Association building, 1905 W. Washington Street, Phoenix, AZ.

- Small Counties Forum meeting on February 15, 2023, 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 February 16, 2023, at 10:00 a.m. at the County Supervisors Association building, 1905 W. Washington Street, Phoenix, AZ.

Chairman Shepherd opened the floor for call to the public. Joe Jarvis, a resident of Eagar, addressed the Board requesting updates of the future closure of TEP/SRP. Mr. Jarvis expressed his concern with healthy forest issues such as recreational use and potential fires. Mr. Jarvis thanked Superintendent Joy Whiting on her work bringing broadband to the county. Mr. Jarvis commented on the upcoming budget process and stated he is available if the Board was in need of his consulting services.

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

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

Approved this 7<sup>th</sup> day of March, 2023.

/s/ Alton Joe Shepherd  
Chairman of the Board

ATTEST:

/s/ Ryan N. Patterson  
Clerk of the Board