

OFFICIAL PROCEEDINGS OF THE APACHE COUNTY
BOARD OF SUPERVISORS MEETING

July 27, 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 and Chief Deputy County Attorney Joe Young.

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.

Tyron Jensen led the Pledge of Allegiance.

Ferrin Crosby gave the invocation.

Chairman Shirley called for the Health District items.

Stephanie McCarthy, Human Resources Manager, requested approval to accept of Intergovernmental Agreement CTR055353 Healthy People Healthy Communities Amendment #2. The programs in this fixed price contract are: Tobacco Cessation and Prevention \$172,048, Teen Pregnancy Prevention \$187,420 and its Youth Mental Health First Aid Initiative, and Health in Arizona Policy Initiative (HAPI) \$12,952. Ms. McCarthy stated this grant is in effective July 1, 2021 through June 30, 2022 and has been budgeted for in FY22. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

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

Chairman Shirley called for the Library District item.

SueAn Collins-Stradling, Library Director, requested approval to accept an American Rescue Plan Act (ARPA) Grant in the amount of \$22,258.41 and this grant is administered by the Arizona State Library and there are no matching funds. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

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

Chairman Shirley called for the regular agenda items.

Mr. Patterson presented the notification of the retirement of Library Director SueAn Stradling-Collins and recognition of her 19 years of service. Mrs. Stradling-Collins provided an overview of the history of the library, her time as an employee and thanked the Board for their support over the years. Chairman Shirley, Vice Chairman Shepherd and Supervisor Davis thanked her

for her years of service she has provided as a schoolteacher and library director. No action was needed or taken.

Mr. Patterson presented Consent Agenda items A-H and recommended approval. **Mr. Davis moved approval, seconded by Mr. Shepherd.** County Manager/Clerk of the Board: A. Request approval of demands as distributed to the Apache County Board of Supervisors between June 29, 2021 to July 27, 2021. Payee Amount 4IMPRINT 1,766.54 ACE AUTO INC 1,100.00 ACOUSTICAL SURFACES INC 1,169.02 ADHS AZ HEALTH CARE COST 22,400.00 ALL MOUNTAIN RV SERVICE & SUPPLY 15,225.00 ALL SHADE WINDOW TINTING 11,834.67 AMAZON CAPITAL SERVICES INC 4,657.85 AMAZON CAPITAL SERVICES INC 8,930.15 AMAZON CAPITAL SERVICES INC 1,282.08 AMIGOS LIBRARY SERVICES 1,600.00 APACHE COUNTY HSA 4,164.58 APACHE COUNTY HSA 4,089.58 APACHE COUNTY MEDICAL 163,386.15 APACHE COUNTY MEDICAL 161,842.24 APACHE COUNTY TAX WITHHOLDING 133,651.86 APACHE COUNTY TAX WITHHOLDING 147,457.05 ARIZONA ELEVATOR SOLUTIONS INC 2,963.00 ARIZONA GRAND RESORT LLC 3,598.81 ARIZONA LAW ENFORCEMENT RADAR TECHNOLOGY 1,625.59 ARTHUR J GALLAGHER & CO INSURANCE BROKERS OF CA IN 36,636.00 ASHTONS REPAIR INC 1,886.50 ASRS LEGACY EORP 8,270.90 ASRS LEGACY EORP 8,270.90 AUTOMATED ELECTION SERVICES 4,848.40 AZ ASSN OF COUNTY SCHOOL SUPERINTENDENTS 2,500.00 AZ COUNTIES INSURANCE POOL 7,211.70 AZ COUNTIES INSURANCE POOL 542,571.00 AZ COUNTIES WORKERS COMPENSATION PLAN 61,292.79 AZ DEPT OF HEALTH SERVICES 1,030.00 AZ DEPT OF RISK MANAGEMENT 1,115.00 AZ NARCOTICS OFFICERS ASSN 1,875.00 AZ REPUBLIC 1,717.81 AZ STATE RETIREMENT SYSTEM 107,385.66 AZ STATE RETIREMENT SYSTEM 110,621.49 AZ SUPREME COURT 2,049.98 AZLGEPT 316,931.64 Bailey J Hesson 1,820.80 Bailey J Hesson 1,862.67 BAUMAN HOME AND AUTO INC 1,322.51 BILL LUKE CHRYSLER JEEP DODGE INC 56,188.20 BLUE KNIGHT SECURITY LLC 1,925.00 BOB BARKER COMPANY INC 1,694.79 BRADLEY R. JOHNSON, M.D., P.L.L.C. 2,199.00 BREWER LAW OFFICE PLLC 8,500.00 BURNHAM MORTUARY 1,000.00 C&I SHOW HARDWARE & SECURITY SYSTEMS INC 2,805.20 CELESTE ROBERTSON 1,000.00 CENGAGE LEARNING INC 4,242.22 CENGAGE LEARNING INC 2,644.96 CHANGEPOINT INTEGRATED HEALTH 3,300.00 Charles Kent Rogers 1,226.05 Charles Kent Rogers 1,258.85 CLIFF CASTLE CASINO HOTEL 15,826.80 COLONIAL LIFE AND ACCIDENT INS 1,449.30 COLONIAL LIFE AND ACCIDENT INS 1,449.30 CONTINUANT INC 1,178.20 CONTINUOUS RAINGUTTER SYSTEMS 1,579.89 CONTRACT PHARMACY SERVICES INC 4,532.47 CORONADO LAW FIRM PLLC 2,046.00 CORRECTIONS OFFICER RET PLAN 11,873.86 CORRECTIONS OFFICER RET PLAN 11,377.56 CORRECTIONS OFFICER RETIREMENT PLAN 520 2,080.10 CORRECTIONS OFFICER RETIREMENT PLAN 520 1,690.82 COURTESY AUTO OF MESA LLC 38,158.01 CRESCENT ELECTRIC SUPPLY CO 1,408.25 CS&S COMPUTER SYSTEMS 3,175.44 DANA BRYCE PATTERSON 8,500.00 Daniel Soto 1,544.32 Daniel Soto 1,159.04 DAVE J NIEHUIS 4,950.00 DAVE J NIEHUIS 4,050.00 DAVE J NIEHUIS 14,850.00 DIRECTV LLC 2,615.76 EATON SALES & SERVICE 123,986.16 EBSCO SUBSCRIPTION SERVICES 2,242.87 EM HALE LAW 2,192.00 EMPIRE MACHINERY 5,389.57 EMPIRE MACHINERY 2,472.00 EORP LEGACY 1,360.17 EORP LEGACY 1,360.17 Everett V Slade 1,253.53 Everett V Slade 1,183.57 FERGUSON

PREHUNG DOORS INC 1,518.02 FLEET PRIDE 1,589.99 FLEET PRIDE 1,742.70 FOUR
CORNERS WELDING & GAS SUPPLY 7,110.27 FRONTIER 1,887.31 FRONTIER
1,396.61 FUTURE TIRE 1,230.37 FUTURE TIRE 3,626.57 GENES FRAME & ALIGNMENT
INC 2,608.79 GLENDA LANAE ROMNEY 2,467.50 HAMBLIN & ASSOCIATES LLC
3,400.00 HAMBLIN LAW OFFICE PLC 8,500.00 HANDCUFF WAREHOUSE 1,730.40
HATCH CONSTRUCTION 3,881.03 HIGH COUNTRY PROPANE 1,515.20
HILLYARD/FLAGSTAFF 1,896.40 HILLYARD/FLAGSTAFF 1,536.02 HOME DEPOT
5,128.41 HOME DEPOT 2,158.20 HORNE AUTO CENTER INC 2,160.53 INFINITY
COMMUNICAITONS & CONSULTING INC 4,500.00 INFOUSA MARKETING INC
(DATA AXLE INC) 1,303.48 INGRAM LIBRARY SERVICES 3,045.60 INTERNATIONAL
ASSOCIATION OF ASSESSING OFFICERS IA 1,290.00 Jimmy R Stevens JR 1,384.31
Jimmy R Stevens JR 1,247.23 KLINT HEAP 1,434.24 KTNN RADIO STATION 1,616.50
LAURENCE SCHIFF 2,200.00 LAWSON PRODUCTS INC 1,962.14 LEGATE, PENROD &
ASSOCIATES 5,936.00 LIBERTY FENCE AND SUPPLY 48,757.00 Lillian Chavez 1,090.36
Lillian Chavez 1,122.18 METRASSENS INC 5,444.09 MIDWEST UNLIMITED LLC 1,360.56
MOUNTAIN COMFORT HEATING AND COOLING 1,278.87 MOUNTAIN COMFORT
HEATING AND COOLING 21,083.38 NATIONAL BANK 20,959.72 NATIONWIDE
1,901.78 NATIONWIDE 2,346.30 NATIONWIDE TRUST FSB 3,661.86 NATIONWIDE
TRUST FSB 11,917.54 NAVAJO COUNTY FAMILY ADVOCACY CENTER 1,125.00
NAVAJO TRIBAL UTILITY AUTHORITY 1,530.38 NAVAJO TRIBAL UTILITY
AUTHORITY 3,725.57 NAVOPACHE ELECTRIC COOPERATIVE 1,598.35 NAVOPACHE
ELECTRIC COOPERATIVE 6,125.32 NAVOPACHE ELECTRIC COOPERATIVE 1,631.49
NAVOPACHE ELECTRIC COOPERATIVE 8,686.79 NAVOPACHE ELECTRIC
COOPERATIVE 1,049.78 NAVOPACHE ELECTRIC COOPERATIVE 3,249.06 NEWMAN
SIGNS INC 6,714.43 NEWMAN SIGNS INC 2,179.50 NICOLL CONSTRUCTION LLC
132,065.15 NTH CONSULTING INC 3,500.00 OCLC INC 3,038.26 OMEGA INDUSTRIAL
SUPPLY 1,288.19 OVERDRIVE INC 2,219.83 OVERDRIVE INC 1,968.48 PERFECT
PRINTZ LLC 1,086.29 PHIL STRATTON ELECTRIC IN 1,225.00 PICO'S IRRIGATION &
LANDSCAPE 1,190.46 PIMA COUNTY MEDICAL 8,100.00 PINAL COUNTY ARIZONA
2,400.00 PITNEY BOWES RESERVE ACCOUNT 5,000.00 PRIDE GROUP LLC 2,468.61
PROQUEST LLC 1,513.46 PUBLIC SAFETY PERSONNEL 401 13,443.69 PUBLIC SAFETY
PERSONNEL 401 13,443.69 PUBLIC SAFETY SHERIFF RET 8,341.44 PUBLIC SAFETY
SHERIFF RET 11,079.00 QUALITY VANS & SPECIALTY VEHICLES 42,000.00 QUILL
CORP 6,115.33 QUILL CORP 4,521.71 QUILL CORP 8,084.59 QUILL CORP 1,342.19 R
JOHN R JOHN LEE ATTORNEY AT LAW 8,500.00 RDO EQUIPMENT CO 8,893.88
Rebekah P Harris 1,458.26 Rebekah P Harris 2,154.20 Reed Stradling 1,538.66 Reed Stradling
1,763.17 RESCUE RESPONSE GEAR 3,424.82 RHINEHART OIL CO 38,777.10
RHINEHART OIL CO 1,878.00 RHINEHART OIL CO 23,708.45 RHINEHART OIL CO
3,036.42 RIGG LAW FIRM PLLC 2,568.00 ROBERT JAMES HIGGINS 2,755.20 SANOFI
PASTEUR INC 3,614.24 SANOFI PASTEUR INC 3,775.18 SCHOOL WEBMASTERS LLC &
CIVIC WEBMASTERS 2,574.00 SECURUS TECHNOLOGIES INC 1,766.52 SECURUS
TECHNOLOGIES INC 1,669.39 SECURUS TECHNOLOGIES INC 1,504.12 SKAGGS
PUBLIC SAFETY UNIFORMS & EQUIPMENT 1,017.97 SOUTHERN TIRE MART LLC
16,409.90 ST JOHNS CITY 2,340.42 ST JOHNS EMERGENCY SERVICES 1,063.26 STAN'S
DIESEL AND PERFORMANCE 1,516.63 SUN RIDGE SYSTEMS, INC 27,316.00 SUPPORT
PAYMENT CLEARINGHOUSE 1,051.50 SUPPORT PAYMENT CLEARINGHOUSE

1,051.50 TAMARA SUE ELLSWORTH 2,196.39 THE ARIZONA PARTNERSHIP FOR IMMUNIZATION 1,166.22 THE GUIDANCE CENTER 3,000.00 THOMSON REUTERS WEST 1,158.79 THOMSON REUTERS WEST 2,415.77 TRINITY SERVICES GROUP INC 16,048.21 TRUCK PRO DBA AZ BRAKE & CLUTCH SUPPLY 1,387.47 TYRON JENSEN 1,684.15 UNITED INFORMATION SERVICES 1,729.03 WAGNER EQUIPMENT CO 1,026.46 WEBGROUP MEDIA LLC 3,672.00 WESTERN EXPLOSIVES SYSTEMS CO (WESCO) 85,962.80 WHITE MOUNTAIN COMMUNICATIONS 4,922.74 WHITE MOUNTAIN PUBLISHING CO 1,018.98 WOODLAND BUILDING CENTER 1,874.23 WRIGHT EXPRESS FSC WEX 3,932.37 WRIGHT EXPRESS FSC WEX 2,128.93 YAVAPAI COUNTY GOVERNMENT 7,750.00 YAZZIE'S AUTO PARTS INC 2,842.11 YAZZIE'S AUTO PARTS INC 1,230.63 YAZZIE'S AUTO PARTS INC 15,165.97 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 June 29, 2021. Request approval of a proclamation recognizing August as Child Support Awareness Month. Community Development: D. Request approval of a Conditional Use Permit application allowing Gunther Haffke and Judy Jameson to operate an FFL/gun dealership and workshop and to construct a seasonal outdoor dining area to place and operate a food trailer. Property is located in Vernon, AZ. A.P.N. 106-44-012B. The Planning & Zoning Commission unanimously recommended approval on June 17, 2021. E. Request approval of a Conditional Use Permit application allowing Preston Smith to add four additional self-storage buildings to the existing Concho Mini Storage over the next 5-years; this would add approximately 144 individual storage units. Property is located in the Concho Valley Subdivision Unit 1 in Concho, AZ. A.P.N. 201-27-380 and 201-27-381. The Planning & Zoning Commission unanimously recommended approval on June 17, 2021. F. Request approval of a Conditional Use Permit application allowing James & Andrea Coppenbarger to place a second residence on their 3.25-acre parcel. The second home will be occupied by her mother so they can provide care for her. Property is located in Vernon, AZ. A.P.N 106-52-016W. The Planning & Zoning Commission unanimously recommended approval on July 1, 2021. Election Department: G. Based on the recommendation of the Libertarian Party County Chairman, Emily S. Goldberg, determine vacancies exist in the office of precinct committeeman and appoint Thomas Tanner for the St. Johns Precinct. Emergency Management: H. Notification that on July 16, 2021, in accordance with Apache County Outdoor Fire Ordinance 2019-10, all fire restrictions were rescinded in the unincorporated areas of Apache County. Vote was unanimous.

Mr. Patterson requested approval of Amendment #1 to extend the Intergovernmental Agreement between Northland Pioneer College and Apache County through June 30, 2022. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

Mr. Patterson requested approval of a Liquor License Application recommendation for Jeffrey Saffer, Lost Mountain Resort, located at 44 Main Street in Greer, Arizona. **Mr. Davis moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

Mr. Patterson requested approval of a Memorandum of Understanding between the Apache County Information Technology Department and the Schools Business Consortium for IT services. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

Mr. Patterson requested approval of premium pay between January 27, 2020 through July 1, 2021 for all current employees, utilizing American Rescue Plan Act (ARPA) state & local fiscal recovery funds. Mr. Patterson recommended \$2.00 per hour for each employee that is currently active. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

Clerk of the Court Annell Hounshell requested approval to create the position of Office Administrator (Range 43) and hire within the salary range and will not result in any increase to the FY22 budget. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

Mr. Patterson, on behalf of District II, requested approval to increase the salary of employee 969 by \$5,000 and to increase the salary of employee 751 by \$2,000 and the requested amounts will not result in an increase to the FY22 budget. **Mr. Davis moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

Ferrin Crosby, County Engineer, requested approval to enter into a contract for professional services for Painted Sky Engineering and Survey LLC. Mr. Crosby stated this contract will allow for design services for parking lot improvement in various locations in the county where we have old, unsafe pavement and walking surfaces. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

Ferrin Crosby, County Engineer, requested possible action regarding BID # 201208 for contract trucking. Mr. Crosby stated no Bids were received within the required time but did receive one late bid. Mr. Crosby recommended going back out to bid. No action was needed or taken.

Stephanie McCarthy on behalf of the School Superintendent's Office, requested approval of a contract with Elizabeth Moore to provide special education services to inmates in the Apache County jail between the ages of 18-21, pursuant to A.R.S. §15-913.01. Ms. McCarthy stated money for this contract comes from special education State allocated funding and will not affect the overall budget. **Mr. Davis moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

Chief Deputy Sheriff Roscoe Herrera, requested approval of Agreement DC-22-001 between Arizona Criminal Justice Commission and the Apache County Sheriff's Office for the Drug, Gang and Violent Crime Control Grant Agreement in the amount of \$233,455.05. Chief Herrera stated this grant requires a 25% match that will be paid utilizing RICO funds. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

Michael Whiting, County Attorney, requested approval of an Arizona Criminal Justice Commission Grant for Crime Victim Compensation FY2022, VC-22-001 in the amount of \$67,080.00 for the period of July 1, 2021 through June 30, 2022 and no matching funds are required. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

Michael Whiting, County Attorney, 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 with Glen & Judy Brower and Ken & Lisa Hogan regarding Case ST2020-000674. Mr. Whiting stated this involves taxes and property and does not believe an executive

session was necessary but is an option if the Board would like. **Mr. Davis stated he has reviewed the terms of the settlement agreement and made the motion to approve the settlement, seconded by Mr. Shepherd.** Vote was unanimous.

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

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

Approved this 16th day of August, 2021.

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

ATTEST:

/s/ Ryan N. Patterson
Clerk of the Board