

**OFFICIAL PROCEEDINGS OF THE APACHE COUNTY
BOARD OF SUPERVISORS MEETING
June 17, 2014
St. Johns, Arizona**

Present were, Vice Chairman Barry Weller and County Manager/Clerk of the Board, Delwin Wengert. Chairman Tom M. White, Jr. Supervisor Joe Shirley and Attorney Joe Young participated via the telephone. Chairman White called to order the Board of Supervisors 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. Milton Ollerton gave the Invocation. Delwin Wengert led the Pledge of Allegiance.

Chairman White called for the Library District item.

Judith Pepple, Library Director, requested approval for the Round Valley Public Library to participate in the Springerville-Eagar Fourth of July Parade. Mr. Shirley moved approval, seconded by Mr. Weller. Vote was unanimous.

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

Chairman White called for the regular agenda items. Mr. Shirley stated that due to the large fire going on adjacent to one of the Districts and he would like to be as expeditious as possible he would appreciate it. Mr. Weller stated that he respects the issue on the Navajo Nation with the fire so he would suggest the postponement of as many items as possible to another meeting. Mr. Shirley asked that the public hearing on the budget and the Assessor's office item be postponed to another meeting. Mr. White stated that he has his water trucks on standby and also needs to be available for the fire. A discussion was held regarding possible dates for a Board meeting to adopt the FY 2014-2015 Tentative Budget and public hearing with enough time to notice the public hearing in the paper. Mr. Weller moved to postpone the tentative budget public hearing to July 7, 2014 as a special meeting at 8:30 a.m., seconded by Mr. Shirley. Vote was unanimous. The public hearing followed by discussion and possible approval of FY 2014-2015 Tentative Budget will be heard July 7, 2014 at 8:30 a.m.

Mr. Weller stated that he wanted to pull three items off the consent agenda for discussion. Mr. White stated that they would just take each item separately.

Mr. Wengert presented **Item A.**, approval of the minutes dated June 3, 2014 and June 5, 2014. Mr. Weller stated that the June 5, 2014 minutes did not reflect the question he posed to Attorney Young relative to the county's ability to file a law suit against the State if we find the actions they took part in caused damage to the County and Mr. Young had stated that it did not cause a problem and that we could still file a law suit if we approved the assessed value and he wanted to make sure that was included in the June 5, minutes. Chairman White instructed Assistant Clerk of the Board, Beth Bond to make the adjustment to the minutes. Mr. Weller moved approval of the minutes with the modifications as noted, seconded by Mr. Shirley. Vote was unanimous.

Mr. Wengert presented **item B.** Request approval of demands dated June 3, 2014 to June 17, 2014. Mr. Weller stated that he will discuss his issues with the Finance Department since there were some demands that were not delivered to him prior to the meeting and will be speaking with Finance about getting the demands so he will be abstaining from approval of the demands. Mr. Shirley moved approval, second by Mr. White. Payee Amount APACHE COUNTY MEDICAL 146,608.00 APACHE COUNTY TAX WITHHOLDING 132,348.35 AZ STATE RETIREMENT SYSTEM 85,898.71

COLONIAL LIFE AND ACCIDENT INS 1,275.04 CORRECTIONS OFFICER RET PLAN 8,417.21
CORRECTIONS OFFICER RETIREMENT PLAN 520 4,521.39 MUTUAL OF OMAHA 1,269.52
NATIONWIDE 1,605.00 PUBLIC SAFETY PERSONNEL 401 13,825.82 PUBLIC SAFETY SHERIFF
RET 32,603.34 SECURITY BENEFIT GROUP 1,321.00 SUPPORT PAYMENT CLEARINGHOUSE
2,502.08 AMAZON COM INC 8,174.52 ASHTONS REPAIR INC 1,178.75 AVAYA
COMMUNICATIONS 1,381.19 AZ STATE GOVERNMENT 2,244.01 AZLGEBT 300,714.75 BRADCO
35,140.09 DELL COMPUTER CORPORATION 7,031.64 EIGHTYNINE A LLC 2,764.80 EMPIRE
MACHINERY 15,898.61 FRONTIER 1,721.61 GOODYEAR AUTO SERVICE 1,349.43 HARRIS,
BOBBY JOE 6,201.00 HILLYARD INC 1,946.25 HOTSY OF THE FOUR CORNERS 1,577.00
INGRAM LIBRARY SERVICES 1,058.85 KENDALL AND SON LTD 1,015.52 NEWMAN SIGNS INC
1,421.08 OVERDRIVE INC 2,051.67 PJ TECHNOLOGIES INC 2,516.40 POWERLINE
TECHNOLOGIES INC 9,936.94 QUILL CORP 7,005.61 SIMPLY BLINDS 1,622.48 STAPLES
CREDIT PLAN 1,053.20 SUMMIT HEALTHCARE ASSOCIATION INC 1,845.75 THE AARONS
COMPANY LLC 6,000.00 THE LIBRARY STORE INC 1,868.08 THOMSON REUTERS WEST
1,009.75 TYLER TECHNOLOGIES INC 1,505.00 VALLEY AUTO PARTS 1,857.64 VERITAS
RESEARCH CONSULTING 1,000.00 WHITE MOUNTAIN PUBLISHING CO 2,505.54 YOUNG,
JOSEPH 6,960.00 TRINITY SERVICES GROUP INC 14,656.06 LIBERTY FENCE AND SUPPLY
1,932.40 LIDDICOAT, WILLIAM M 6,750.00 ARIZONA COALITION FOR VICTIM SERVICES
2,000.00 SHELL OIL 2,785.70 SOUTHWEST SOFTUB AND SAUNA 5,457.00 ARIZONA STATE
FORESTRY DIVISION 16,333.46 ARNOLD, RONALD L 2,700.00 AZ DEPT OF RISK
MANAGEMENT 2,385.28 BRADCO 84,516.54 D & H PETROLEUM & ENVIRONMENTAL
SERVICES 3,555.20 DELL COMPUTER CORPORATION 17,895.59 DESERT MOUNTAIN
CORPORATION 14,969.25 DIAMOND DRUGS INC 3,657.21 EMERY K LA BARGE ATTORNEY AT
LAW 1,193.50 EMILY L DANIES ATTORNEY AT LAW 1,277.35 EMPIRE MACHINERY 1,298.82
FOUR CORNERS ENVIRONMENTAL INC 13,887.45 FRONTIER 3,894.90 GALLUP LUMBER &
SUPPLY 1,088.60 GILA COUNTY 1,827.00 HILLYARD INC 2,443.96 HUBBELL, ROCHELLE
1,095.00 INGRAM LIBRARY SERVICES 1,340.61 NAVAJO TRIBAL UTILITY AUTHORITY 1,522.52
NAVOPACHE ELECTRIC COOPERATIVE 8,019.48 NORTHLAND PIONEER COLLEGE 50,467.96
O'REILLY AUTO PARTS 1,500.88 ODOWD, CHARLES K 4,050.00 QUILL CORP 4,543.01 REED,
ROBERT A 5,850.00 SHI INTERNATIONAL CORP 1,585.13 ST JOHNS CITY 1,690.60 THE
WOOD LAW OFFICE (RONALD WOOD) 1,190.75 TJP COMMUNICATIONS 1,424.35 TYSON,
JERRY P 2,700.00 WELLER, BARRY GLEN 1,548.04 YELLOWHORSE, JAY 1,669.75 YOUNGS
FUTURE TIRE 1,298.40 HUBBELL, ROCHELLE 1,195.00 SHELL OIL 2,707.65 UNIVERSAL
FLEET CARD 1,308.33 VERITAS RESEARCH CONSULTING 1,400.00 HARRISON
CONSTRUCTION 2,000.00 LUPTON CHAPTER 1,500.00 MANNING, KEVIN J
2,250.00 SOUTHWEST SOFTUB AND SAUNA 5,100.00

Demands are payments made by the County. Specific details of the demands may be requested through the County public record request process. Motion passed 2-0 with Mr. Weller staning.

Mr. Shirley moved to approve **Item C**. District II: Request authorization to change the currently vacant Administrative Assistant III to an Administrative Assistant II. Mr. Shirley moved approval, seconded by Mr. Weller. Vote was unanimous.

Mr. Wengert presented **Item D**. request approval of appointment of Oscar Miranda as a Planning and Zoning Commission member for a 4 year term representing District II. Mr. Weller asked Community Development Director Milton Ollerton what District Mr. Miranda represented since the website did not indicate District II. Mr. Ollerton stated Mr. Miranda would represent District II. Mr. Weller asked if Mr. Miranda was a resident of District II. Mr. Ollerton stated no, he resides in Alpine, which is District III. Mr. Weller moved approval, seconded by Mr. Shirley. Vote was unanimous.

Angela Romero, Election Director, requested approval of acceptance of the petitions and authorization to approve an Order of Election for the reorganization of the Nutrioso Fire District #45 to change from a three member to a five member Board. Mr. Weller moved approval seconded by Mr. Shirley. Mr. Weller asked Ms. Romero what the deadline was for the Vernon Fire Department strict to start moving forward with the 5 member board due to the new statutes. Ms. Romero stated that she has the Vernon Fire Department to be on the November Ballot since they qualify due to the

passage of Senate Bill 1387. Mr. Weller asked if Vernon had been notified and if candidates are presenting their papers. Mr. Romeo stated that it was not yet the filing period for Vernon but she is currently working with them. Vote was unanimous.

Commander Lance Spivey, Sheriff's Office requested approval of Arizona Department of Homeland Security Grant #999-100-03 for \$29,000 to purchase updated handheld and mobile radio equipment. Commander Spivey state that this money became available as a reallocation of unexpended federal grant funds and is the third installment of funding of this radio upgrade project that has standardized equipment and programming between local law enforcement agencies. Mr. Shirley moved approval. Mr. Weller stated he will be opposing this item. Mr. White seconded the motion. Mr. Weller stated that this is presented as an extension of a previous grant which is in part true, but is also connected to some policies and procedures of NIMS which is a little bit insidious to him. Mr. Weller stated he hopes his counterparts will start to investigate the connections with the federal government, homeland security and the requirements under the Patriot Act, which in his opinion, and many congressional members opinion, is unconstitutional. Mr. Weller stated that he thinks this is insidious have it connected to our sheriff's office which should be standing alone and protecting our citizens so for those reasons he will be opposing this item. Motion passed 2-1 with Mr. Weller voting nay. Chairman White tabled the item for the Assessor's Office for possible approval of an Intergovernmental Agreement between Apache County Assessor's Office and Coconino County Assessor's Office for data processing consulting and assistance with Tyler for a period of two (2) years at a cost of \$44,800 per year. No action was taken.

Joe Young County Attorney's Office, requested approval of Arizona Criminal Justice Commission Victim Assistance Grant #VA-15-017 in the amount of \$23,339 awarded for FY15. Mr. Weller moved approval, seconded by Mr. Shirley. Vote was unanimous.

Mr. Wengert stated that both presentations, Steven Eddy, Tucson Electric Power, for the update On UNS Energy Corporation being acquired by Fortis and the transaction and benefit of the change and Craig Sullivan, CSA Executive Director for an update on activities of the County Supervisors Association, including a discussion of the recent legislative session were cancelled and would be rescheduled at a later date.

Mr. Wengert provided notification of the Arizona Association of Counties Conference on June 25 & June 26, 2014 at the JW Marriott Desert Ridge Resort, 5300 E. Marriott in Phoenix, and the Northern Arizona Council of Governments (NACOG) meeting on June 26, 2014 at 10:00 a.m. located at the High Country Conference Center, 201 W. Butler Ave. in Flagstaff, where two or more members of the Apache County Board of Supervisors may be in attendance.

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

Lorraine Vaught, a resident of Apache County stated that she still has a concern with how the forms are filled out for agenda items, so when you click on the backup information attached to the Agenda on the website, she does not feel there is enough information for the public. Ms. Vaught stated that she is also finding it difficult to locate the line items and amounts on budget items on the website and as a taxpayer she would like to see more information on the demands that are being paid. Mr. White asked Mr. Wengert to have staff to take the necessary action to help the public.

Mr. Shirley move to adjourn, seconded by Mr. Weller. Vote was unanimous.

Approved this 1st day of July, 2014.

/s/ Tom M. White, Jr.
Chairman of the Board

/s/ Delwin Wengert
Clerk of the Board