

OFFICIAL PROCEEDINGS OF THE APACHE COUNTY  
BOARD OF SUPERVISORS MEETING

May 4, 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.

Stephanie McCarthy led the Pledge of Allegiance.

Jack Ingram gave the invocation.

Chairman Shirley called for the Health District items.

Stephanie McCarthy, on behalf of the Health Department, requested approval of a Memorandum of Agreement between Apache County Health Department and Arizona Community Health Workers Association for the implementation of the Finding Meaning & Hope virtual workshops for caregivers in Apache County, not to exceed a total contract amount of \$2,500, effective May 5, 2021 through August 31, 2021. **Mr. Davis moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

Stephanie McCarthy, on behalf of the Health Department, requested approval of the contract with Adriana Gillespie, RN to be a subcontractor for Clinical Services. This has been budgeted for in FY21. **Mr. Davis moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

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

Chairman Shirley called for the Library District item.

SueAn Stradling-Collins, Library Director, requested approval of the acceptance of 174 copies of What I Eat: Around the World in 80 Diets, donated by Reader to Reader, Inc. at a value of \$6,960.00. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

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

**Chairman Shirley called for the regular agenda items.**

Mark Fish, Community Development Director, presented the item following a public hearing, discussion and possible approval of a Major Plat Amendment application allowing William

French to split lots 2 & 3 of the Hidden Paradise Annex subdivision; creating four new lots, all of which are 3 plus acres. The new lots will have access from the existing country road 8409; there will be no changes made to the existing roadways, easements, or access to the surrounding lots. Property is located in Vernon, AZ. A.P.N 106-26-002 and 106-26-003. The Planning & Zoning Commission unanimously recommended approval on April 1, 2021 without conditions. **Mr. Shepherd made the motion to open the public hearing, seconded by Mr. Davis.** Vote was unanimous. There was no one wanting to address the Board during call to the public. **Mr. Davis made the motion to close the public hearings, seconded by Mr. Shepherd.** Vote was unanimous. **Mr. Shepherd moved to approve the plat amendment, seconded by Mr. Davis.** Vote was unanimous.

Mr. Patterson presented the Consent Agenda items A-H 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 April 6, 2021 to May 4, 2021. Payee Amount

ALANE M MOORE 1,800.00  
AMAZON CAPITAL SERVICES INC (IT DEPT) 2,720.72  
AMIGO CHEVROLET 5,453.72  
AZ COUNTIES INSURANCE POOL 2,500.00  
AZ DEPT OF HEALTH SERVICES 1,400.00  
AZ DEPT OF RISK MANAGEMENT 1,119.03  
B & H PHOTO VIDEO PRO AUDIO 22,304.78  
BLUE KNIGHT SECURITY LLC 5,650.00  
BLUE LINE TOWING 1,000.00  
CONSOLIDATED ELECTRICAL DISTRIBUTORS 2,403.40  
CONTINUANT INC 1,178.20  
CONTRACT PHARMACY SERVICES INC 3,996.35  
COURTESY CHEVROLET 54,310.34  
ECHELON FRONT LLC 8,000.00  
ELEVATION HEALTH SERVICES LLC 5,475.00  
EMPIRE MACHINERY 11,559.74  
ESRI INC 6,391.08  
FUTURE TIRE 3,639.99  
HINTON BURDICK PLLC 1,750.00  
KLINT HEAP 1,355.01  
LEGATE, PENROD & ASSOCIATES 4,100.00  
MICHAEL LATHAM 3,788.09  
MOORE LAW PLLC 2,944.00  
NOEL'S INC 1,746.76  
QUILL CORP 3,932.77  
RHINEHART OIL CO 6,075.96  
RUSH TRUCK CENTER 191,103.59  
SECURUS TECHNOLOGIES INC 2,392.65  
SPEEDY SALES AND SERVICE 37,640.60  
THE AARONS COMPANY LLC 3,000.00  
TRINITY SERVICES GROUP INC 16,081.11  
ULINE INC 1,115.28  
WILLIAMS BROTHERS AUTO SERVICE, LLC 3,881.34  
WOODLAND BUILDING CENTER 1,313.94  
WRIGHT EXPRESS FSC WEX 1,375.77  
YAZZIE'S AUTO PARTS INC 1,052.42  
LEHIGH OUTFITTERS LLC 1,064.19  
NATIONAL BANK 16,210.19  
SPORTS WORLD INC 1,003.00  
ACLU FOUNDATION OF ARIZONA 6,500.00  
ALL MOUNTAIN RV SERVICE & SUPPLY 1,155.83  
AMAZON CAPITAL SERVICES INC (IT DEPT) 3,009.25  
AMERIGAS - GALLUP 2,749.47  
APACHE COUNTY FSA 1,074.11  
APACHE COUNTY HSA 4,237.50  
APACHE COUNTY MEDICAL 163,310.36  
APACHE COUNTY TAX WITHHOLDING 135,917.36  
ARIZONA ELEVATOR SOLUTIONS INC 2,963.00  
ASRS LEGACY EORP 8,301.16  
AUTO SAFETY HOUSE LLC 1,063.66  
AZ ASSN OF COUNTIES 12,478.87  
AZ COUNTIES WORKERS COMPENSATION PLAN 53,685.77  
AZ STATE RETIREMENT SYSTEM 109,235.05  
AZLGEBT 329,531.15  
BREWER LAW OFFICE PLLC 8,500.00  
CDW GOVERNMENT LLC 2,719.82  
CHANGEPOINT INTEGRATED HEALTH 3,300.00  
COLONIAL LIFE AND ACCIDENT INS 1,490.24  
CORRECTIONS OFFICER RET PLAN 10,622.62  
CORRECTIONS OFFICER RETIREMENT PLAN 5205,078.95  
COWBOY UP HAY AND RANCH SUPPLY 2,071.80  
DANA BRYCE PATTERSON 8,500.00  
DELL COMPUTER CORPORATION 5,588.35  
EORP LEGACY 1,360.17  
HAMBLIN LAW OFFICE PLC 8,500.00  
HOME DEPOT 2,515.65  
HORNE AUTO CENTER INC 3,199.99  
HOUSTON BARRICADE & SUPPLY LLC 35,791.78  
JCG TECHNOLOGIES INC 1,992.89  
LAURENCE SCHIFF 2,000.00  
MEAD

PUBLISHING2,575.00 MICHAEL LATHAM 7,915.23 NAPA 1,956.09 NATIONWIDE  
2,063.61 NATIONWIDE TRUST FSB3,718.16 NAVAJO COUNTY FAMILY ADVOCACY  
CENTER 1,350.00 NAVOPACHE ELECTRIC COOPERATIVE 6,503.48 NORTHERN  
ARIZONA COUNCIL OF GOVERNMENT - NACOG12,500.00 OVERDRIVE INC1,116.99  
PAGE STEEL5,602.93 PINAL COUNTY ARIZONA24,900.00 PUBLIC SAFETY  
PERSONNEL 40113,397.80 PUBLIC SAFETY SHERIFF RET 33,438.52 PUERCO VALLEY  
AMBULANCE SERVICE1,361.24 QUILL CORP 1,519.91 R JOHN R JOHN LEE  
ATTORNEY AT LAW8,500.00 RECROOMS.COM 2,699.00 RHINEHART OIL CO19,383.62  
RIGG LAW FIRM PLLC 2,802.00 ROBERT JAMES HIGGINS3,533.28 SECURUS  
TECHNOLOGIES INC1,903.37 SIERRA PROPANE3,501.76 SPORTS WORLD INC2,459.00  
SUPPORT PAYMENT CLEARINGHOUSE1,588.88 THOMSON REUTERS WEST4,649.08  
TYRON JENSEN 1,284.15 VALLEY AUTO PARTS1,793.97 VERIZON WIRELESS 1,840.93  
WOODLAND BUILDING CENTER 16,455.53 WRIGHT EXPRESS FSC WEX2,042.20  
YAZZIE'S AUTO PARTS INC1,457.01 ADHS AZ HEALTH CARE COST2,400.00 AZ DEPT  
OF REVENUE12,326.78 BENSON FRANCIS 1,215.00 MICHAEL LATHAM5,279.99  
AMAZON CAPITAL SERVICES INC10,487.50 AMAZON COM INC (Health &  
Library)1,034.11 AZ DEPT OF HEALTH SERVICES 1,420.00 BEACON FIRE AND  
SECURITY LLC3,510.34 BLUE HILLS ENVIRONMENTAL 34,193.39 CHANGEPOINT  
INTEGRATED HEALTH6,600.00 COALITION OF ARIZONA NEW MEXICO COUNTIES  
2,600.00 CRESCENT ELECTRIC SUPPLY CO 3,536.81 DARREN WAUNKA1,815.00  
DESERT MOUNTAIN CORPORATION 36,421.22 EARNHARDT FORD SALES 54,713.15  
ECHELON FRONT LLC8,000.00 FRONTIER1,306.48 FRONTIER1,879.91 GALLUP  
LUMBER & SUPPLY1,043.37 HIGH COUNTRY SIGNS LLC 1,175.00 HOME  
DEPOT1,407.64 INGRAM LIBRARY SERVICES5,236.33 INLAND KENWORTH INC  
(FARMINGTON) 1,236.65 JAY YELLOWHORSE1,025.36 JERRY'S OFFICE  
FURNITURE18,262.44 K-LOG3,821.12 KUBL GROUP LLC 70,350.00 MICHAEL LATHAM  
1,908.65 NATIONAL BUSINESS FURNITURE1,767.49 NAVAJO NATION1,200.00  
NAVAJO NATION WATER CODE ADMIN1,272.00 NAVAJO TRIBAL UTILITY  
AUTHORITY 7,690.18 NAVOPACHE ELECTRIC COOPERATIVE12,632.31  
NEWMAN SIGNS INC3,631.12 NORCHEM DRUG TESTING LAB (CORDANT)1,656.55  
OVERDRIVE INC2,335.13 PABLO'S UPHOLSTERY & SUPPLIES1,575.00 PIMA COUNTY  
MEDICAL 9,200.00 PITNEY BOWES RESERVE ACCOUNT 5,000.00 QUILL CORP  
4,454.95 RALLY GEAR LLC1,370.00 REDW LLC33,000.00 RHINEHART OIL CO24,317.19  
SECURUS TECHNOLOGIES INC 1,898.17 SIERRA PROPANE 1,640.51 SKY BLUE HVAC  
LLC 4,933.00 ST JOHNS EMERGENCY SERVICES 1,063.26 THE ARIZONA  
PARTNERSHIP FOR IMMUNIZATION1,700.42 VERIZON WIRELESS4,425.88  
WOODLAND BUILDING CENTER 3,597.72 YELTON AND ASSOCIATES20,000.00 AIR-  
A-ZONA FLAG CO INC 1,037.81 ANDREW DENNISON12,474.00 NAVAJO TRIBAL  
UTILITY AUTHORITY 2,318.45 ALLEGRA7,742.00 AMAZON CAPITAL SERVICES  
INC9,015.72 AMAZON COM INC (Health & Library) 1,503.33 APACHE COUNTY TAX  
WITHHOLDING 136,659.47 ASPEN TIRE & OIL 1,723.20 ASRS LEGACY EORP8,301.16  
AZ STATE RETIREMENT SYSTEM108,047.39 BOB BARKER COMPANY INC6,733.95  
BOOT BARN 2,964.27 BURNHAM MORTUARY 1,000.00 CORRECTIONS OFFICER RET  
PLAN 10,622.63 CORRECTIONS OFFICER RETIREMENT PLAN 5204,960.99 COURTESY  
AUTO OF MESA LLC 6,065.84 DELL COMPUTER CORPORATION 12,299.05 DLT  
SOLUTIONS LLC5,478.65 ECHELON FRONT LLC 4,000.00 EMPIRE MACHINERY

14,898.92 EORP LEGACY1,360.17 FUTURE TIRE6,892.10 HOME DEPOT,803.71 INGRAM LIBRARY SERVICES1,470.27 NATIONWIDE 1,213.26 NATIONWIDE TRUST FSB3,745.29 OVERDRIVE INC2,494.72 PUBLIC SAFETY PERSONNEL 40113,397.80 PUBLIC SAFETY SHERIFF RET35,866.77 QUILL CORP7,010.28 RHINEHART OIL CO40,819.58 SHOW LOW FORD INC2,128.68 SOUTHERN TIRE MART LLC1,599.11 STAN'S DIESEL AND PERFORMANCE1,678.71 WHITE MOUNTAIN REGIONAL MEDICAL CENTER1,020.28 YAZZIE'S AUTO PARTS INC3,331.48 NAVAJO TRIBAL UTILITY AUTHORITY 7,388.08 TAMARA SUE ELLSWORTH1,088.32 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 April 6, 2021. C. Request approval of the tax exemption for the Butterfly Lodge Museum for parcel 102-57-040 pursuant to A.R.S. §42-11153. The exemption was filed late due to an administrative oversight within the organization. D. Request approval of the tax exemption for the Hogan Hozhoni Christian Child Care Services, LLC for parcel 209-18-002 pursuant to A.R.S. §42-11153. The exemption was filed late due to an administrative oversight within the organization. E. Request approval to designate Timothy Hinton as the County's Chief Fiscal Officer for the purpose of submitting fiscal year 2021 and 2022 Arizona Expenditure Limitation Report to the Arizona Auditor General's Office. F. Request appointment of the Human Resources Director as the Chairman of the Public Safety and Correction Officer Retirement Boards. Community Development: G. Request approval to waive the \$300 fee for a Temporary Use Permit for Greer Civic Association, a non-profit organization, to hold Greer Days, an annual community event in Greer to be held on June 11 & 12, 2021. H. Request appointment of Chuck Humphries to serve on the Board of Adjustments and Appeals, effective May 4, 2021. Vote was unanimous.

Travis Simshauser, on behalf of District III, requested approval of a resolution to act as the fiscal agent for Concho Fire District upon award of a grant through Gila River Indian Community. **Mr. Davis moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

Chief Deputy Sheriff Roscoe Herrera requested approval to donate a 2011 Dodge Pickup 2500 VIN#3D7TT2CT7BG627451 to the St. Johns Fire Department in the condition as is without warranty or liability. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

Paul Hancock, Probation Director, requested approval of an ongoing Family Counseling Grant in the amount of \$12,200 with a match of \$2,445 provided by Apache County. This has been budgeted for in FY21. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

Mr. Patterson requested renewal of the Lease Agreement between Apache County and the Arizona Department of Transportation for the Motor Vehicle Division to occupy property at the Chinle Road Yard. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

Chairman Shirley opened the floor for call to the public.

Jim McGregor, a resident of Apache County addressed the board with his concern with Road N8333 which was changed by the county from maintained road #8230. Mr. McGregor stated he brought this to the attention of the board two months ago and at that time the Board passed the issue over to the county manager and the county engineer. Mr. McGregor thanked Mr. Crosby for following up on the issue and said Mr. Crosby had gone back through the records and found county road 8230 was created in the 1960's but could not find any board approval for N8333. Mr. McGregor stated he has been told there is history of a tiff between his neighbor and the engineering department that caused individuals in the engineering department to change the road to a non-maintained road without board approval and that opens the county up to legal issues; the first being by changing the road, they altered the potential use and value of all the parcels that feed off the road and anyone living there at the time could have a legal case against the county. Mr. McGregor stated the second issue is there are disabled individuals who live off the road and would be considered a violation of the American Disabilities Act and considered discriminatory against people with disabilities since their medical supplies cannot be delivered. Mr. McGregor stated the U.S. Justice Department would side with him on this issue and requested the road be maintained by the county.

Kendra McGregor, a resident of Apache County requested the county maintain N8333. Mrs. McGregor stated she has a home business and has difficulty getting shipments delivered due to the addressing issue with the confusion of road 8230 an 8333.

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

Approved this 1<sup>st</sup> day of June, 2021.

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

/s/ Ryan N. Patterson  
Clerk of the Board