

**OFFICIAL PROCEEDINGS OF THE APACHE COUNTY
BOARD OF SUPERVISORS MEETING
November 19, 2013
St. Johns, Arizona**

Present were, Vice Chairman of the Board, Barry Weller and County Manager/Clerk of the Board, Delwin Wengert. Chairman Tom M. White, Jr. and County Attorney Michael Whiting participated via the telephone. Supervisor Joe Shirley, Jr. was en-route to the meeting.

Chairman White called to order the Apache County Board of Supervisors meeting and Health District meeting at 8:34 a.m. in the Board of Supervisors chambers, County Annex Building, 75 West Cleveland Street, St. Johns, Arizona and welcomed all in attendance.

Recorder Lenora Fulton gave the invocation and led the Pledge of Allegiance.

Chairman White called for the Library District item.

Judith Pepple, Library Director, requested approval of a lease agreement between the Vernon Fire District and the Apache County Library as well as a lease agreement between the Vernon Domestic Water Improvement District and the Apache County Library, both effective July 1, 2013 through June 30, 2014. Mr. Weller moved approval, seconded by Mr. White. Motion passed.

Mr. Weller moved to adjourn the Library District meeting, seconded by Mr. White. Motion passed.

Chairman White called for the Jail District item.

Chief Deputy Sheriff Brannon Eagar requested approval to change the vacant Detention Nurse (RN) to Director of Nursing. Chief Eagar stated that this will help alleviate the nursing issues they have had in the past by using less contract nursing and will result in a slight savings. Mr. Weller moved approval, seconded by Mr. White. Mr. Weller stated he supported this and seems like an exceptional move for the Sheriff's Office. Motion passed.

Mr. Weller moved to adjourn the Jail District meeting, seconded by Mr. White. Vote was unanimous.

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

Mr. Wengert presented the request for approval of the formation of the Concho Wastewater Improvement District and create the Board of Directors consisting of Rick Kautz, Patrick Murphy and Sheldon Barrett. Mr. Wengert stated that the public hearing was held on August 5, 2013 and fulfilled the requirements to move forward. Mr. Weller moved to approve, seconded by Mr. White. Max Baca, a resident of Concho, stated that he is in the process of creating a water district and asked that the Board to hold off approving it so it could be included with the wastewater district.

Jake Romero, a resident of Concho and the President of the Concho Water Company and asked that this be delayed because he would like to have more information non this and piggyback with LIVCO.

Supervisor Shirley arrived at the meeting.

Mr. Weller asked County Attorney Whiting if these two districts could be combined. Mr. Whiting responded that they are two separate districts and the requirements and are two different taxing districts. Mr. Kautz, a proposed member of the District stated that this is to create a sanitary district and a water district would be completely separate but he would welcome any new customers and would welcome the revenue. Mr. Kautz stated their records have been available for review for many months for any questions anyone may have. Vote was unanimous.

Mr. Wengert presented the **consent items A-E** Mr. Shirley moved approval seconded by Mr. Weller. County **Manager/Clerk of the Board:**

A. Request approval of minutes dated November 5, 2013. **B.** Request approval of demands dated November 5, 2013 to November 19, 2013. Demands are payments made by the County. Specific details of the demands may be requested through the County public record request process. Payee Amount AMERICAN FAMILY LIFE ASSURANCE 1,147.77 APACHE COUNTY MEDICAL 143,228.50 APACHE COUNTY TAX WITHHOLDING 126,983.35 AZ STATE RETIREMENT SYSTEM 84,613.54 COLONIAL LIFE AND ACCIDENT INS 1,291.45 CORRECTIONS OFFICER RET PLAN 8,851.32 CORRECTIONS OFFICER RETIREMENT PLAN 520 4,201.29 MERITAIN HEALTH FLEXIBLE SPENDING 1,159.13 MUTUAL OF OMAHA 1,190.01 NATIONWIDE 1,355.00 PUBLIC SAFETY PERSONNEL 401 14,631.77 PUBLIC SAFETY SHERIFF RET 27,492.45 SECURITY BENEFIT GROUP 1,546.00 SUPPORT PAYMENT CLEARINGHOUSE 2,701.09 TRINITY SERVICES GROUP INC 17,972.47 ALLEGRA 1,015.19 ARIZONA STATE FORESTRY DIVISION 5,471.33 ASSURED IMAGING WOMEN WELLNESS OF SOUTHERN AZ 1,636.20 BLUE HILLS ENVIRONMENTAL 1,380.78 BRADCO 27,097.90 COMMUNITY COUNSELING CENTERS INC 3,200.00 CONTINUOUS RAINGUTTER SYSTEMS 1,689.53 COURTESY CHEVROLET 34,482.69 DELL COMPUTER CORPORATION 1,182.91 ELECTIONS SYSTEMS AND SOFTWARE 14,298.29 EMPIRE MACHINERY 3,748.37 FERRELLGAS 2,200.82 FRONTIER 1,102.73 FRONTIER 1,453.88 GOLIGHTLY TIRE 2,907.80 L R INVESTIGATIONS LLC 2,320.00 LAW OFFICE OF MARSHA GREGORY 8,500.00 LOWE'S COMPANIES INC 2,832.48 MERCK SHARP & DOHME CORP 2,101.17 PATTERSON II, GL 1,171.50 QUILL CORP 2,981.43 SPIVEY, LANCE 2,000.00 THE AARONS COMPANY LLC 3,000.00 TYLER TECHNOLOGIES INC 7,175.00 VERITAS RESEARCH CONSULTING 1,800.00 WILLIAMS LAW GROUP PLLC 8,500.00 YAVAPAI COUNTY GOVERNMENT 7,500.00 YOUNGS FUTURE TIRE 4,010.60 WOMACK, JAMES A 5,041.69 APACHE COUNTY TAX WITHHOLDING 2,733.10 Patterson, Marcellus 1,125.07 Shirley, Joe Junior 1,996.07 Rogers, Kent 1,096.35 Stradling, Reed 1,409.14 Jaramillo, Lori Jo 1,041.79 King, Walter Scott 1,151.16 Burbank, Lorenzo 1,122.97 Jim, Jack W 1,093.45 4 RIVERS EQUIPMENT LLC 5,791.54 AMERIGAS – GALLUP 1,181.65 AZ DEPT OF ECONOMIC SECURITY 12,798.60 AZ DEPT OF REVENUE 2,897.63 AZ DEPT OF RISK MANAGEMENT 2,291.73 AZ STATE GOVERNMENT 14,300.00 BANK OF THE WEST – 4762 1,740.79 BARNES, PATRICIA M 3,935.00 BAUMAN HOME AND AUTO INC 1,727.22 BRADCO 6,874.55 CDW GOVERNMENT LLC 1,658.96 EBSCO SUBSCRIPTION SERVICES 3,163.51 EMERY K LA BARGE ATTORNEY AT LAW 1,452.00 EMPIRE MACHINERY 1,114.33 FLEET PRIDE 1,215.68 FRONTIER 1,094.57 GN HELLO DIRECT INC 1,948.41 HILLYARD INC 3,456.71 INGRAM LIBRARY SERVICES 1,836.22 KATHLEEN M MCGUIRE PSY D LLC 2,910.00 LOWES HOMECENTERS INC 1,850.97 MASS TRANSCRIPTIONS 1,282.50 MOUNTAIN COMFORT HEATING AND COOLING 1,168.10 N20 LLC – DENNIS PALMER 21,600.00 NAVOPACHE ELECTRIC COOPERATIVE 10,041.52 NORTHLAND PIONEER COLLEGE 113,377.11 PILKINGTON ADVERTISING DESIGN LLC 3,450.00 QUILL CORP 1,998.71 SCHIFF, LAURENCE 1,900.00 TJP COMMUNICATIONS 2,739.55 TYLER TECHNOLOGIES INC 4,060.00 UNITED RENTALS 1,779.96 UNIVERSAL FLEET CARD 3,853.95 VALLEY AUTO PARTS 1,509.72 VERIZON WIRELESS 1,205.39 VOTES UNLIMITED 1,988.25 WILLIAMS GC NEWSPAPERS INC 1,431.49 WORLD OF TRAVEL 2,356.00 AZ STATE GOVERNMENT 14,300.00

Personnel Items:

C. Sheriff's Office: Request authorization to remove Randall H. Keith and James A. Miller from probationary status with the 2.5% end of probation increase, effective November 19, 2013. **D. District II:** Request approval to remove Juliet Muskett from probationary status with the 2.5% end of probation increase, effective October 17, 2013. **E. Attorney's Office:** Request authorization to

reimburse C.B. Misbach in the amount of \$500 for relocation expenses per Human Resources Policy 1.7. Vote was unanimous.

Mr. Wengert requested approval to promote Ben Dugdale to the vacant IT Director position with the salary of \$67,713. Mr. Wengert stated that due to his experience he would be starting at \$3,000 above minimum of the range. Mr. Shirley moved approval, second by Mr. Weller. Vote was unanimous.

Angela Romero, Election Director, requested approval to publish the Call of Election for the Window Rock Unified School District Recall. The Special "All Mail" Ballot Election is scheduled for March 11, 2014. Mr. Weller moved approval seconded by Mr. Shirley. A discussion was held regarding the concern Mr. White and Mr. Shirley had with having no actual precinct for the voters to go into. Recorder Lenora Fulton stated that an All Mail election was done in St. Johns and Eagar and the participation was high and is more economical and the Ft. Defiance Outreach office would be open to vote early and receive translation services. Treasurer Marleita Begay stated that when we are electing leaders it is important that there is an on-sight voting area where people can meet the people running for the positions, especially in a school district. Mr. White stated that this is a recall, there are no candidate but this is an important issue and he has a concern that the ballots won't be mailed in. Mr. Shirley stated that since there is going to be a location that the people can go in and vote and get assistance he is able to support this. Mr. White agreed. Vote was unanimous.

Angela Romero, Election Director, requested approval and appointment of all tally board workers, replacement centers and drop boxes for the upcoming March 11, 2014 Special "All Mail" Ballot Election. Mr. Shirley moved approvals, seconded by Mr. Weller. Vote was unanimous.

Milton Ollerton, Community Development Director, requested approval of a Vicinity Plan and Preliminary Plat for Greer Lodge Estates Subdivision, Phase 2. Property is located in Greer, Arizona on Apache County Road 1120, parcel 102-11-026C and the Planning and Zoning Commission voted to unanimously approve. Mr. Ollerton stated that they are subdividing an existing resort into a condominium plat so there is nothing new being added to this development and he has not received any complaints from anyone and recommended approval. Mr. Weller moved approval, seconded by Mr. Shirley. Vote was unanimous.

Recorder Lenora Fulton, requested approval to enter into a Lease Agreement with Ricoh for a color copier. Quarterly payments of \$910.92 for the lease payment and service contract. Funds will be utilized from the Recorder's Surcharge Fund. Mr. Shirley moved approval, seconded by Mr. Weller. Vote was unanimous.

Mr. Wengert stated that the Recorder's Office presentation and update of the Quarterly Report for the GIS/Street File Project would be moved to the next agenda since Mr. White was not present.

Mr. White excused himself from the remainder of the meeting and Vice Chairman Weller conducted the remainder of the meeting.

Becky Christensen, Springerville/Eagar Chamber of Commerce Director, presented the Board with a Beautification Award for work done at the Round Valley (Eagar) Rodeo Grounds. No action was needed or taken.

Mr. Wengert presented notification of the Small Counties Forum meeting on November 20, 2013 at 6:30 p.m. at the Radisson Hotel located at 427 N. 44th Street, in Phoenix and the County Supervisors Association (CSA) meeting on November 21, 2013 at 10:00 a.m. at the CSA building,

1905 W. Washington Street in Phoenix, where two or more members of the Apache County Board of Supervisors may be in attendance. No action was needed or taken.

Mr. Shirley moved to adjourn the meeting, seconded by Mr. Weller. Motion passed.

Approved this 3rd day of December, 2013.

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

/s/ Delwin Wengert
Clerk of the Board