

OFFICIAL PROCEEDINGS OF THE APACHE COUNTY  
BOARD OF SUPERVISORS MEETING

October 2, 2018  
St. Johns, Arizona

Present were: Chairman Alton Joe Shepherd and Supervisor Travis Simshauser. Also present, County Manager/Clerk of the Board Ryan Patterson and County Attorney Michael Whiting. Vice Chairman Joe Shirley, Jr. was excused from the meeting.

Chairman Shepherd called to order the Board of Supervisors meeting at 8:32 a.m. in the Board of Supervisors chambers, County Annex Building, 75 West Cleveland Street, St. Johns, Arizona, and welcomed all in attendance.

Devon Brown gave the invocation.

Ben Dugdale led the Pledge of Allegiance.

Chairman Shepherd called for the Health District Items.

Chris Sexton, Health Director, requested approval of an Intergovernmental Agreement Services Amendment #2, ADHS18-177674 to provide flu vaccine to children and adults who meet vaccine for children and vaccine for adult requirements and has been budgeted for in FY19.

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

Chris Sextons, Health Director, requested approval of clinical services subcontractor contracts with the following: Hollee Simpson, RN, Sharon Waite, RN, Sandra Cisneros, RN, Kory Orsak, RN, and Jessica Eagar, RN. This has been budgeted for in 2019. Mr. Sexton stated this will allow coverage on vacations during immunizations clinics. **Mr. Simshauser moved approval, seconded by Mr. Shepherd.** Motion passed.

**Mr. Simshauser moved to adjourn the Public Health Services District meeting, seconded by Mr. Shepherd.** Motion passed.

Chairman Shepherd called for the regular agenda items.

The Board sat as the Board of Equalization to consider the following Petitions for Review of Real Property determinations heard by Hearing Officer Charles Johnson on September 20, 2018.

**Mr. Simshauser moved to approve all the determinations, seconded by Mr. Shepherd.**

Acceptance of hearing determination of Petition for Review of Real Property valuation for J Brown Ranches, parcel 203-21-003.

Acceptance of hearing determination of Petition for Review of Real Property Valuation for Norman and Karen Brown, parcel 203-23-017.

Acceptance of hearing determination of Petition for Review of Real Property Valuation for Scott Schedell, parcel 201-30-060B.

Acceptance of hearing determination of Petition for Review of Real Property Valuation for Dale & Beth Adams, parcel 101-60-045.

Acceptance of hearing determination of Petition for Review of Real Property Valuation for Brower Family LTD Partnership, parcel 106-36-039G  
Acceptance of hearing determination of Petition for Review of Real Property Valuation for Kachina Investors, parcel 201-59-027 & 201-59-029.  
Acceptance of hearing determination of Petition for Review of Real Property Valuation for Alan and Linda Edwards, parcel 101-26-005.  
Acceptance of hearing determination of Petition for Review of Real Property Valuation for Krietenstein Family Trust, parcel 102-63-020.  
Acceptance of hearing determination of Petition for Review of Real Property Valuation for Beth Parks, parcel 107-53-120. Motion passed.

Mr. Patterson presented the Consent Agenda items A-D. **Mr. Simshauser 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 September 5, 2018 and October 2, 2018. Demands are payments made, or to be made, by the County. Payee Amount APACHE COUNTY HSA 3,383.33 APACHE COUNTY MEDICAL 170,256.30 APACHE COUNTY TAX WITHHOLDING 146,079.66 ASRS LEGACY EORP 5,741.39 AZ STATE RETIREMENT SYSTEM 104,744.70 COLONIAL LIFE AND ACCIDENT INS 1,412.95 CORRECTIONS OFFICER RET PLAN 9,463.33 CORRECTIONS OFFICER RETIREMENT PLAN 520 5,337.00 EORP LEGACY 2,723.78 NATIONWIDE 1,494.64 PUBLIC SAFETY PERSONNEL 401 16,184.62 PUBLIC SAFETY SHERIFF RET 43,548.42 SECURITY BENEFIT GROUP 1,435.00 SUPPORT PAYMENT CLEARINGHOUSE 1,746.71 4IMPRINT 9,382.52 AZ SUPREME COURT 1,500.00 AZ SUPREME COURT 1,517.50 AZ SUPREME COURT 2,625.00 BAST, ELLEN RAE 1,205.49 BROWN'S PARTSMaster INC 3,326.16 CATERPILLAR FINANCIAL SERVICES CORPORATION 89,250.11 CHARTHOUSE LEARNING 1,093.92 CORONADO LAW FIRM PLLC 2,315.50 CREATIVE MULTIMEDIA INC (CMI) 30,413.75 FRONTIER 1,821.56 GREER, YVETTE L 1,205.49 HILLYARD/FLAGSTAFF 1,437.10 LESUEUR ADVANCE AUTOMOTIVE LLC 2,492.44 NATIONAL BANK OF ARIZONA 0085 1,699.34 NATIONAL BANK OF ARIZONA 0186 5,484.75 NATIONAL BANK OF ARIZONA 0822 1,102.24 NAVAJO TIMES PUBLISHING COMPANY INC 2,662.72 NORTHEAST ARIZONA TRAINING CENTER INC 6,250.00 NORTHERN TOOL & EQUIPMENT CO 1,157.86 NORWOOD EQUIPMENT LLC 1,605.22 ONEIL PRINTING INC 17,896.13 PINAL COUNTY ARIZONA 4,375.00 QUILL CORP 2,256.24 ROBERTS TIRE SALES INC 5,773.32 SOURCEHOV 1,555.10 STAPLES CREDIT PLAN 3,764.14 STRADLING, CHERYL 1,541.40 THE AARONS COMPANY LLC 3,000.00 TRINITY SERVICES GROUP INC 17,386.35 VALLEY AUTO PARTS 1,405.08 VERIZON WIRELESS 1,437.48 WHITE MOUNTAIN PUBLISHING CO 1,019.23 YOUNGS FUTURE TIRE 6,311.49 GRAY, CHARLIETTA 1,913.20 ADVERTISING IDEAS 4,304.37 ALLEGRA 3,605.57 BASIN PUMP AND SUPPLY CO INC 1,190.65 BAUMAN HOME AND AUTO INC 1,538.51 BILLS DISCOUNT AUTO PARTS (NAPA) 1,600.25 BOB BARKER COMPANY INC 2,076.53 BRADCO 21,487.99 CDW GOVERNMENT LLC 1,572.96 CELLULAR ONE NE AZ 1,058.27 DELL COMPUTER CORPORATION 2,403.44 ESSCO PIPE & SUPPLY INC 2,252.88 GALLUP INDEPENDENT 1,879.35 GMCO CORPORATION 8,404.30 GOLIGHTLY TIRE 7,032.66 HEAP, KLINT 1,400.01 HOLIDAY INN - CANYON DE CHELLY 1,992.80 KATHLEEN M MCGUIRE PSY D LLC

2,000.00 NATIONAL BUSINESS FURNITURE 3,948.34 NAVOPACHE ELECTRIC  
COOPERATIVE 7,170.07 OMNISOURCE UNITED INC 3,906.00 ONEIL PRINTING INC  
22,925.25 PACIFIC PONDEROSA CO INC 7,256.47 PERFECT PRINTZ LLC 3,973.75  
QUILL CORP 4,871.14 RDO EQUIPMENT CO 1,344.78 SCHIFF, LAURENCE 1,600.00  
SECURUS TECHNOLOGIES INC 1,154.89 SOUTHWEST ROCK PRODUCTS LLC  
49,111.79 SUN RIDGE SYSTEMS, INC 23,053.00 THOMPSON, CYNTHIA 1,100.00  
TIFCO INDUSTRIES 1,317.43 TRACKER SOFTWARE CORP 3,167.00 TRUCK PRO DBA  
AZ BRAKE & CLUTCH SUPPLY 1,261.06 VALLEY AUTO PARTS 1,549.66 VERIZON  
WIRELESS 2,756.62 WRIGHT EXPRESS FSC 2,924.59 ADHS AZ HEALTH CARE COST  
22,400.00 AGUERO, ROBIN R 1,474.26 ALLEGRA 2,483.31 ARCHER ANUFACTURING  
2,280.00 AZ COUNTIES INSURANCE POOL 5,022.80 AZLGEBT 338,893.64 BAUMAN  
HOME AND AUTO INC 1,589.48 BRADCO 20,332.01 BREWER LAW OFFICE PLLC  
8,500.00 BUBANY LUMBER AND HARDWARE 1,321.28 CDW GOVERNMENT LLC  
5,626.03 DELL COMPUTER CORPORATION 1,076.83 DIAMOND DRUGS INC  
5,678.78 ELECTION SYSTEMS AND SOFTWARE 1,917.87 ERNIES FIRE EXTINGUISHER  
1,100.00 FRONTIER 1,260.50 GLAXO SMITHKLINE PHARMACY 1,009.70 GOVERLAN  
INC 1,200.00 HAMBLIN LAW OFFICE PLC 8,500.00 HILLYARD/FLAGSTAFF  
3,287.53 HUGHES SUPPLY INC (LAKESIDE) 2,627.05 NAVAJO TRIBAL UTILITY  
AUTHORITY 4,328.28 NAVAJO TRIBAL UTILITY AUTHORITY 1,306.20 NAVOPACHE  
ELECTRIC COOPERATIVE 14,169.05 NEWMAN SIGNS INC 1,427.23 NORCHEM DRUG  
TESTING LABORATORY 1,154.30 ONEIL PRINTING INC 2,986.17 PACIFIC  
PONDEROSA CO INC 3,389.29 PATTERSON, DANA BRYCE 8,500.00 PITNEY BOWES  
4,646.73 PROFORCE LAW ENFORCEMENT 1,874.28 PUBLIC AGENCY TRAINING  
COUNCIL INC 1,300.00 QUILL CORP 2,717.97 REDW LLC 3,000.00 RIM COUNTRY  
MECHANICAL 1,602.79 SANOFI PASTEUR INC 1,795.53 SECURUS TECHNOLOGIES  
INC 1,098.46 SHELL OIL 1,200.36 SONORA QUEST LABORATORIES 1,585.20  
SOUTHWEST ROCK PRODUCTS LLC 9,490.11 ST JOHNS CITY 2,690.43  
THOMSON REUTERS WEST 1,166.64 YOUNGS FUTURE TIRE 1,318.50  
APACHE COUNTY HAS 3,383.33 APACHE COUNTY MEDICAL 174,001.32  
APACHE COUNTY TAX WITHHOLDING 146,929.91 ASRS LEGACY EORP  
5,741.39 AZ STATE RETIREMENT SYSTEM 109,221.09 COLONIAL LIFE AND  
ACCIDENT INS 1,412.35 CORRECTIONS OFFICER RET PLAN 9,946.93  
CORRECTIONS OFFICER RETIREMENT PLAN 520 5,850.60 EORP LEGACY  
2,723.78 NATIONWIDE 1,533.98 NATIONWIDE TRUST FSB 1,066.53 PUBLIC SAFETY  
PERSONNEL 401 16,184.62 PUBLIC SAFETY SHERIFF RET 50,727.91 SECURITY  
BENEFIT GROUP 1,435.00 SUPPORT PAYMENT CLEARINGHOUSE 1,606.39 LAY,  
JUSTIN 1,530.00 WALL, JUANITA 1,360.00 BLOCKBUSTER INC 7,000.00 ALLEGRA  
5,455.76 AZ DEPT OF HEALTH SERVICES 1,600.00 BIG TEX TRAILER WORLD INC  
10,510.00 COCONINO COUNTY 5,580.00 CORONADO LAW FIRM PLLC 2,865.50 DELL  
COMPUTER CORPORATION 2,990.07 EMPIRE MACHINERY 4,452.63 FRONTIER  
4,593.91 HAMBLIN & ASSOCIATES LLC 5,300.00 HATCH MOTOR COMPANY INC  
7,738.79 HOME DEPOT 2,066.60 HP2 INC 1,243.77 LEGATE, PENROD & ASSOCIATES  
8,500.00 LESUEUR ADVANCE AUTOMOTIVE LLC 1,182.25 MINKUS 3,870.00  
MOUNTAIN COMFORT HEATING AND COOLING 1,097.47 NATIONAL BUSINESS  
FURNITURE 1,305.19 NAVAJO TRIBAL UTILITY AUTHORITY 1,260.84 NAVOPACHE  
ELECTRIC COOPERATIVE 3,203.29 PIMA COUNTY MEDICAL 4,600.00 PINAL

COUNTY ARIZONA 12,600.00 PRO PETROLEUM 40,249.85 QUILL CORP 3,027.35  
RELIABLE BACKGROUND SCREENING 1,034.00 THOMSON REUTERS WEST3,066.72  
TRICKEY, TRAVIS M 1,745.55 TWIN ARROWS NAVAJO CASINO RESORT 2,002.22  
VERIZON WIRELESS 1,768.04 WHITE MOUNTAIN PUBLISHING CO 1,437.15  
COURTYARD BY MARRIOTT FARMINGTON 1,401.98 Specific details of the demands may  
be requested through the County public record request process. B. Request approval of the  
minutes dated September 5, 2018. C. Request approval of a “Letter of Concurrence” with the  
Navajo Nation for a license modification to operate on 173.2625MHz. FCC Rules and  
Regulations provide for shared use of the frequency spectrum with co-channel users with an  
approved Letter of Concurrence. Community Development: D. Appoint Oscar Miranda to a 4-  
year term on the Planning & Zoning Commission representing District II. This is a volunteer  
position. Mr. Miranda is a resident of Alpine, Arizona. Motion passed.

Brannan Eagar, Chief Deputy Sheriff requested approval of a resolution accepting grant money  
from the Gila River Indian Community for law enforcement vehicles in the amount of  
\$250,000.00. The resolution acknowledges the Board’s willingness to accept the grant. Chief  
Eagar stated the funding will be used for five canine vehicles and task force vehicles. **Mr.  
Simshauser moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

RESOLUTION NUMBER: 2018-18

A RESOLUTION OF THE BOARD OF SUPERVISORS OF APACHE COUNTY, ARIZONA,  
ACCEPTING GRANT MONEY FROM GILA RIVER INDIAN COMMUNITY FOR  
PURCHASE OF LAW ENFORCEMENT VEHICLES

WHEREAS, the Apache County Sheriff’s Office and the Apache County Special Crimes  
Enforcement Team is in need of vehicles to replace aging and deteriorating vehicles; and

WHEREAS, the Apache County Sheriff’s Office has applied for a grant to purchase such  
vehicles with the Gila River Indian Community; and

WHEREAS, Gila River Indian Community has made a favorable but partial recommendation to  
make the grant in the amount of \$250,000, pending resolution of the Apache County Board of  
Supervisors accepting these monies;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Apache,  
Arizona as follows:

That the grants funds proposed by the Gila River Indian Community in the amount of \$250,000  
for the purchase of law enforcement vehicles be acknowledged and accepted.

PASSED AND ADOPTED by the Board of the County of Apache, Arizona, this 2<sup>nd</sup> day of  
October 2018.

ATTEST:

Alton Shepherd  
Chairman of the Board

Ryan N. Patterson  
Clerk of the Board

Mr. Patterson requested adoption of a resolution accepting grant money from the Gila River Indian Community for the purchase of equipment for White Mountain Regional Medical Center in the amount of \$183,915.00. **Mr. Simshauser moved approval, seconded by Mr. Shepherd.** Motion passed.

RESOLUTION NUMBER: 2018-19

A RESOLUTION OF THE BOARD OF SUPERVISORS OF APACHE COUNTY, ARIZONA,  
ACCEPTING GRANT MONEY FROM GILA RIVER INDIAN COMMUNITY FOR  
PURCHASE OF EQUIPMENT

WHEREAS, the Apache County, County Manager and the White Mountain Regional Medical Center is in need of new equipment necessary to help prevent, diagnose or treat a new health problem or improve existing services to patients; and

WHEREAS, the Apache County, County Manager has applied for a grant to purchase such equipment with the Gila River Indian Community; and

WHEREAS, Gila River Indian Community has made a favorable but partial recommendation to make the grant in the amount of \$183,915.00, pending resolution of the Apache County Board of Supervisors accepting these monies;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Apache, Arizona as follows:

That the grants funds proposed by the Gila River Indian Community in the amount of \$183,915.00, for the purchase of equipment be acknowledged and accepted.

PASSED AND ADOPTED by the Board of the County of Apache, Arizona, this 2<sup>nd</sup> day of October 2018.

ATTEST:

/s/ Alton Shepherd  
CHAIRMAN OF THE BOARD OF SUPERVISORS

/s/ Ryan Patterson  
CLERK OF THE BOARD

Mr. Patterson, on behalf of the Recorder's Office, requested approval of the Intergovernmental Agreement between the Recorder's Office and the Arizona Secretary of State for voter registration services and support and the fees are to be paid from existing Recorder's HAVA funds. **Mr. Simshauser moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

Ferron Crosby, County Engineer, requested approval enter into a Professional Services Agreement with Civil Environmental Consultants Inc. (C.E.C.) to perform a project assessment and environmental overview on County Road 8235 (Stanford Road). Mr. Crosby stated the project will take approximately 180 days at a cost of \$142,025.00 and this project will allow the County to apply for hazard mitigation and improvement funds **Mr. Simshauser moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

Mr. Patterson requested approval to move the November 6, 2018 Board of Supervisors meeting to November 13, 2018. Mr. Patterson stated with the meeting on election day, significant staff efforts are needed to carry out the election and by moving the date, the election canvas can be approved at the November 13<sup>th</sup> meeting. **Mr. Simshauser moved approval, seconded by Mr. Shepherd.** Motion passed.

Angela Romero, Election Director, requested approval of the designated polling places for the upcoming November 6, 2018 General Election. **Mr. Simshauser moved approval, seconded by Mr. Shepherd.** Motion passed.

Angela Romero, Election Director, requested approval of all Election Board Workers, Poll Workers and Election Day Technicians for the upcoming November 6, 2018 General Election. **Mr. Simshauser moved approval, seconded by Mr. Shepherd.** Motion passed.

Mr. Patterson requested approval to increase the amount within the contract agreement with Bruce Greco, Natural Resources Liaison for an additional \$15,000, the item was tabled at the September 5, 2018 Board of Supervisors meeting. Mr. Greco was present and provided a brief overview of the projects he worked on over the past year. **Mr. Simshauser moved to approve, seconded by Mr. Shepherd, and he thanked Mr. Greco for the work he has done.** Motion passed.

Michael Whiting, County Attorney, presented the item following a possible executive session for legal advice pursuant to A.R.S. 38-431.03, discussion and possible action regarding litigation and settlement discussions in TX2016-000931 (Consolidated). **Mr. Simshauser moved approval, seconded by Mr. Shepherd.** Motion passed.

Michael Whiting, County Attorney, presented the item following a possible executive session for legal advice pursuant to A.R.S. 38-431.03, discussion and possible action regarding termination of the Arizona State Forester's Cooperative Intergovernmental Agreement and Cooperative Fire Rate Agreement. **Mr. Simshauser moved to go into executive session, seconded by Mr. Shepherd.** Motion passed.

Executive session was held.

Chairman Shepherd reconvened the meeting at 9:26 a.m. **Mr. Simshauser moved to come out of executive session, seconded by Mr. Shepherd.** Motion passed.

**Mr. Simshauser moved to table the item regarding the termination of the Arizona State Forester's Cooperative Intergovernmental Agreement and Cooperative Fire Rate Agreement until the next meeting. Mr. Shepherd seconded the motion.** Motion passed.

Mr. Patterson presented notification of the following meetings where two or more members of the Apache County Board of Supervisors may be in attendance: The County Supervisors Association Legislative Summit, October 3-5, 2018 at the Hilton Garden Inn, Pivot Point Convention Center, 310 N. Madison Avenue, Yuma, Arizona and the Small County Forum on October 5, 2018 at 7:00 a.m. at the Hilton Garden Inn, Pivot Convention Center, 310 N. Madison Avenue, Yuma, Arizona. No action was needed or taken.

Chairman Shepherd opened the floor for call to the public.

Raymond Smith, Jr., a delegate for the Navajo Nation Council addressed the Board and spoke regarding the need for assistance on the roads for school buses, increasing the police presence up north and providing assistance for the senior centers. Mr. Smith invited Supervisor Simshauser to a preparation meeting for the new shopping center in Sanders that is opening soon.

Brannan Eagar, Chief Deputy Sheriff addressed the Board and stated the item regarding the possible termination of the Arizona State Forester's Cooperative Intergovernmental Agreement and Cooperative Fire Rate Agreement. Chief Eagar stated the State forester, Mr. Whitney and Wendy Smith-Reeve, co-director of the division of emergency and military affairs would be willing to come discuss the cooperative fire rate agreement if the Board would like.

**Mr. Simshauser moved to adjourn, seconded by Mr. Shepherd.** Motion passed

Meeting adjourned at 9:34 a.m.

Approved this 13th day of November 2018.

/s/ Alton Joe Shepherd  
Chairman of the Board

/s/ Ryan N. Patterson  
Clerk of the Board