

OFFICIAL PROCEEDINGS OF THE APACHE COUNTY
BOARD OF SUPERVISORS MEETING

October 5, 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 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.

Matt Fish gave the invocation.

Joe Young led the Pledge of Allegiance.

Chairman Shirley called for the Health District items.

Stephanie McCarthy Health District Manager requested approval of the agreement between the Apache County Public Health District (ACPHD), the Arizona Local Government Employee Health Benefit Trust (AZLGEBT) and the Rural Arizona Group Health Trust (RAGHT) replacing Section II (1)(A) and Exhibit A, to provide Flu & Pneumonia vaccination services. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

Stephanie McCarthy, Health District Manager, requested approval to eliminate the following positions: Six (6) Health Educator I positions (Range 24), two (2) Administrative Assistant I positions (Range 26), one (1) Program Coordinator I position (Range 29) and 1 Program Coordinator II position (Range 34); and create the following positions and fill within the range: two (2) Program Coordinator III positions (Range 38), one (1) Environmental Health Specialist (Range 38), and one (1) Administrative Coordinator position (Range 42). The requested changes will result in a savings of approximately \$33,000 annually. Mr. Shepherd moved approval, seconded by Mr. Davis. Vote was unanimous.

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

Chairman Shirley called for the Library District item.

Dolly Patterson, on behalf of the Library District, requested approval to accept a donation of new 254 books at our Sanders Library Branch from the Navajo Nation Library. Ms. Patterson stated the value of donation equals \$3,031. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

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

Chairman Shirley called for the Jail District item.

Chief Deputy Sheriff Roscoe Herrera requested approval of the updated contract with the Tohono O’Odham Nation for housing inmates in the Apache County Jail. **Mr. Shepherd moved approval seconded by Mr. Davis.** Vote was unanimous.

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

Chairman Shirley called for the regular agenda items.

Matt Fish, Community Development Director presented the item following a public hearing, discussion, and possible approval of amending Apache County Ordinance Article 4, creating Section 436 Utility Renewable Energy Systems Ordinance for the purpose of establishing requirements for the development of utility-scale renewable energy production facilities. The Planning & Zoning Commission unanimously recommended approval at the September 2, 2021 meeting. **Mr. Shepherd moved to open the public hearing, seconded by Mr. Davis.** Vote was unanimous. There was no one wanting to address the Board during the public hearing. **Mr. Davis made the motion to close the public hearing, seconded by Mr. Shepherd.** Vote was unanimous. **Mr. Davis moved to approve the amendment to the Apache County Ordinance Article 4 as stated by Mr. Fish, seconded by Mr. Shepherd.** Vote was unanimous.

Matt Fish, Community Development Director, requested approval to accept a Memorandum of Agreement between members of Brownfields Assessment Coalition regarding EPA Cooperative No. BE-98T22501 awarded by the EPA on May 11, 2021. Mr. Fish stated the grant period is October 1, 2021 to September 20, 2024, in the amount of \$600,000. **Mr. Davis moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

Mr. Patterson presented the Consent Agenda items. A-E 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 September 7, 2021. Payee Amount GREGORY GARCIA 1,200.00 NATIONAL BANK 20,514.70 AMAZON CAPITAL SERVICES INC 3,474.08 ARIZONA ELEVATOR SOLUTIONS INC 3,274.90 ARIZONA MOTORS SNOWFLAKE 3,600.00 AZ DEPT OF RISK MANAGEMENT 1,439.99 AZ SUPREME COURT 3,670.82 BOB BARKER COMPANY INC 2,174.24 CONTRACT PHARMACY SERVICES INC 1,855.50 CORNWELL TOOLS 2,590.85 DELL COMPUTER CORPORATION 1,919.28 DESERT MOUNTAIN CORPORATION 10,857.21 EATON SALES & SERVICE 5,963.00 EMPIRE MACHINERY 44,794.52 FIRE SUPPLY DEPOT LLC 2,794.95 FLEET PRIDE 4,823.03 HAMBLIN LAW OFFICE PLC 8,500.00 ROBERT JAMES HIGGINS 3,690.00 HIGH COUNTRY SIGNS LLC 10,140.00 HILLYARD/FLAGSTAFF 7,154.39 KYLIE RAE LAUNIUVAO 1,672.50 LIGHT HOUSE OF ARIZONA 1,390.62 NAVAJO TRIBAL UTILITY AUTHORITY 1,859.95 NORTHLAND PIONEER COLLEGE 37,960.33 PACIFIC PONDEROSA CO INC 16,077.40 PATRIOT FLAGPOLES 2,780.43 DANA BRYCE PATTERSON 8,500.00 PITNEY BOWES 2,965.61 QUILL CORP 3,798.72 R JOHN R JOHN LEE ATTORNEY AT LAW 8,500.00 RHINEHART OIL CO 38,047.98 SECURUS TECHNOLOGIES INC 2,008.75 SITECH

SOUTHWEST LLC 37,206.01 SOUTHERN TIRE MART LLC 25,224.88 SPEEDY SALES AND SERVICE 3,551.00 ST JOHNS CITY 2,533.45 THE AARONS COMPANY LLC 3,000.00 THE SANDBAGGER LLC 24,433.40 TRINITY SERVICES GROUP INC 16,133.33 TYLER TECHNOLOGIES INC 2,309.43 VALLEY AUTO PARTS 1,315.90 YAVAPAI COUNTY GOVERNMENT 7,750.00 YAZZIE'S AUTO PARTS INC 4,159.81 APACHE COUNTY HSA 3,778.49 APACHE COUNTY MEDICAL 165,524.98 APACHE COUNTY TAX WITHHOLDING 149,246.67 ASRS LEGACY EORP 8,270.90 AZ STATE RETIREMENT SYSTEM 112,025.72 COLONIAL LIFE AND ACCIDENT INS 1,396.80 CORRECTIONS OFFICER RET PLAN 11,328.09 CORRECTIONS OFFICER RETIREMENT PLAN 520 1,825.62 EORP LEGACY 1,360.17 NATIONWIDE 2,734.12 NATIONWIDE TRUST FSB 11,592.54 PUBLIC SAFETY PERSONNEL 401 13,443.69 PUBLIC SAFETY SHERIFF RET 9,709.99 ABSOLUTE EXHIBITS INC 1,395.00 ADHS AZ HEALTH CARE COST 22,400.00 ALLEGRA 2,182.15 AMAZON CAPITAL SERVICES INC 6,065.56 AZ COUNTIES INSURANCE POOL 3,798.70 AZ DEPT OF HEALTH SERVICES 1,545.00 AZLGEBT 327,267.76 BAUMAN HOME AND AUTO INC 1,105.02 BURNHAM MORTUARY 1,000.00 DESERT MOUNTAIN CORPORATION 4,203.01 EATON SALES & SERVICE 30,996.54 GOVERLAN INC 1,746.00 HIGH COUNTRY SIGNS LLC 4,700.00 INGRAM LIBRARY SERVICES 3,151.34 INTERNATIONAL ASSOC OF CHIEFS OF POLICE INC 1,025.00 KIMBALL EQUIPMENT COMPANY 1,196.16 MICHAEL LATHAM 2,330.11 NAVAJO TRIBAL UTILITY AUTHORITY 3,314.07 NAVOPACHE ELECTRIC COOPERATIVE 9,607.26 NICOLL CONSTRUCTION LLC 33,251.63 PACIFIC PONDEROSA CO INC 12,466.16 POWERSCREEN WESTERN LLC 3,000.00 QUILL CORP 15,373.50 RHINEHART OIL CO 51,421.52 RV STRIPES & GRAPHICS, INC. 2,313.90 SAUL'S CREEK ENGINEERING INC 7,920.00 LAURENCE SCHIFF 1,800.00 SECURUS TECHNOLOGIES INC 1,565.41 STAN'S DIESEL AND PERFORMANCE 1,032.53 THOMSON REUTERS WEST 1,450.24 TYLER TECHNOLOGIES INC 15,325.13 UNITED RENTALS 5,653.72 VERIZON WIRELESS 1,755.15 VICTORY SUPPLY LLC 6,338.71 WALMART COMMUNITY 2,123.66 WHITE MOUNTAIN REGIONAL MEDICAL CENTER 1,890.45 WOODSON ENGINEERING & SURVEYING INC 6,415.00 WRIGHT EXPRESS FSC WEX 3,610.24 JOSEPH YOUNG 1,800.00 AMAZON CAPITAL SERVICES INC 2,710.53 ASTRO DISTRIBUTING 6,524.00 BAUMAN HOME AND AUTO INC 2,439.05 BLUE KNIGHT SECURITY LLC 3,125.00 BREWER LAW OFFICE PLLC 8,500.00 CATERPILLAR FINANCIAL SERVICES CORPORATION 92,124.15 CDW GOVERNMENT LLC 131,866.60 CONSOLIDATED ELECTRICAL DISTRIBUTORS 1,083.40 COURTYARD - PHOENIX/AVONDALE 1,363.52 DESERT MOUNTAIN CORPORATION 15,079.42 EMPIRE MACHINERY 5,467.84 FRONTIER 1,379.00 FSU CENTER FOR PREVENTION AND EIP 1,100.00 GOLIGHTLY TIRE 3,954.76 KLINT HEAP 1,400.00 INGRAM LIBRARY SERVICES 1,415.07 KIMBALL EQUIPMENT COMPANY 1,980.98 KYLIE RAE LAUNIUIVAO 1,722.50 LEGATE, PENROD & ASSOCIATES 5,160.00 MOUNTAIN COMFORT HEATING AND COOLING 2,313.00 NAVAJO TRIBAL UTILITY AUTHORITY 3,137.10 NAVOPACHE ELECTRIC COOPERATIVE 4,817.36 PERFECT PRINTZ LLC 9,172.22 PRO PETROLEUM 20,078.97 QUILL CORP 2,884.78 RIGG LAW FIRM PLLC 2,736.00 SECURUS TECHNOLOGIES INC 1,708.28 ST JOHNS EMERGENCY SERVICES 1,063.26 SUMMIT HEALTHCARE MEDICAL ASSOCIATES 2,500.00 TEN COW COMPANY INC 1,676.93 THE GUIDANCE CENTER 1,173.00 WRIGHT EXPRESS FSC WEX 3,632.00 A FINANCIAL CHOICE INC

AERUS ELECTROLUX 9,100.00 ALLEGRA 5,381.34 AMAZON CAPITAL SERVICES INC 5,636.53 ARIZONA ELEVATOR SOLUTIONS INC 3,347.67 ASTRO DISTRIBUTING 1,075.00 AZ DEPT OF REVENUE 3,233.19 BLUE KNIGHT SECURITY LLC 2,225.00 BURNHAM MORTUARY 1,000.00 EMPIRE MACHINERY 942,879.98 FLEET PRIDE 1,081.83 GABRIEL FREELAND 1,458.96 FRONTIER 4,664.05 FRONTIER 1,881.77 FUTURE TIRE 4,183.67 J & B SALES 3,354.50 JCG TECHNOLOGIES INC 2,100.00 TYRON JENSEN 1,509.50 JOHNSON APPRAISAL GROUP PLLC 1,212.30 LEXIPOL LLC 10,588.34 NAVOPACHE ELECTRIC COOPERATIVE 10,151.62 NEWMAN SIGNS INC 5,299.64 NOR-KEM DISTRIBUTORS INC 1,068.43 PERKINS CINDERS INC 1,860.66 PIMA COUNTY MEDICAL 2,500.00 PRO PETROLEUM 20,106.83 QUILL CORP 3,200.98 R&S NORTHEAST LLC 4,093.61 JOHN MICHAEL ROBERTSON 3,411.77 S R ROBERTS INC 1,943.20 SANOFI PASTEUR INC 4,804.02 SECURUS TECHNOLOGIES INC 2,059.95 SKAGGS PUBLIC SAFETY UNIFORMS & EQUIPMENT 1,366.62 SOUTHERN TIRE MART LLC 1,931.40 SPEEDY SALES AND SERVICE 3,291.30 ST JOHNS EMERGENCY SERVICES 2,126.52 TEK TOOLS 6,578.68 THE GUIDANCE CENTER 1,000.00 VERIZON WIRELESS 4,221.77 WOODLAND BUILDING CENTER 1,057.89 YAZZIE'S AUTO PARTS INC 1,736.10 APACHE COUNTY TAX WITHHOLDING 147,393.79 ASRS LEGACY EORP 8,270.90 AZ STATE RETIREMENT SYSTEM 111,843.38 CORRECTIONS OFFICER RET PLAN 12,134.70 CORRECTIONS OFFICER RETIREMENT PLAN 520 1,617.96 EORP LEGACY 1,360.17 NATIONWIDE 1,602.11 NATIONWIDE TRUST FSB 3,589.60 PUBLIC SAFETY PERSONNEL 401 13,443.69 PUBLIC SAFETY SHERIFF RET 9,558.81 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 September 7, 2021. C. Request approval of a resolution in support of the Northern Arizona Council of Governments (NACOG) Comprehensive Economic Development Strategy.

RESOLUTION 2021 -15

RESOLUTION OF APACHE COUNTY BOARD OF SUPERVISORS IN SUPPORT OF THE 2020-2025 COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY, A COLLABORATIVE EFFORT OF THE NORTHERN ARIZONA COUNCIL OF GOVERNMENTS (NACOG) ECONOMIC DEVELOPMENT REGIONAL COUNCIL, ECONOMIC DEVELOPMENT COUNCIL, AND CEDS SUBCOMMITTEE.

The Apache County Board of Supervisors, Arizona finds:

1. The Board of Supervisors supports the 2020-2025 Comprehensive Economic Development (CED) Strategy created to provide strategic planning and resilience planning for the northern Arizona region, including the four counties of Apache, Coconino, Navajo and Yavapai;
2. The Board of Supervisors supports the activities of the Economic Development District (EDD) and the CED'S update which have been overseen by the NACOG Economic Development Council (EDC), and representing communities within the EDD, public, private, and regional workforce areas and utility partners; and
3. The Board of Supervisors recognizes the EDC's collective regional economic and workforce expertise and knowledge proved invaluable in defining district resources and needs detailed in the 2020-2025 Comprehensive Economic Development Strategy.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors:

1. The Board of Supervisors supports the 2020-2025 CED Strategy “*regional vision*” is to create a quality, sustainable regional economy while preserving our heritage and natural resources; and
2. The Board of Supervisors supports the 2020-2025 CED Strategy “*regional mission*” to strengthen and elevate regional economic opportunities, through a collaborative regional approach.

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

ATTEST:
/s/ Ryan N. Patterson
Clerk of the Board

Approved this 5th day of October, 2021.

Treasurer’s Office: D. Notification the Treasurer’s Office will post County monthly financial reports on the County website pursuant to A.R.S. 11-501. E. Request approval of a “Certificate of Removal and Abatement of Taxes” pursuant to A.R.S. 42-18351(1). Total taxes, penalties, and interest to be abated in the amount of \$5,439.16 for property account number R0031813, R0110239, R0110241, R0110240, R0110242, and R0050390. Vote was unanimous for Consent Agenda items A-D.

Stephine McCarthy, Human Resources Manager, requested approval of Independent Contractor Morgan Brown for administrative services, employee appeals and related items. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

Mr. Patterson, on behalf of the Engineering Department, requested approval to update the culvert bid due to a price increase. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

Mr. Patterson requested approval of a resolution to act as the fiscal agent for the Vernon Fire District upon award of a grant through the Pascua Yaqui Tribe. **Mr. Davis moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

RESOLUTION NUMBER: 2021-14

A RESOLUTION OF THE BOARD OF SUPERVISORS OF APACHE COUNTY,
ARIZONA, ACCEPTING FUNDING FROM THE PASCUA YAQUI TRIBE FOR
PURCHASE OF EQUIPMENT

WHEREAS, the Vernon Fire Department has identified the need to for a Type 3 Fire Apparatus.

WHEREAS, the Vernon Fire Department has applied for funding to purchase such equipment with the Pascua Yaqui Tribe revenue sharing funds.

WHEREAS, upon award of \$405,000 by the Pascua Yaqui Tribe the Apache County Board of Supervisors resolves to accept these monies on behalf of the Vernon Fire Department.

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

That the grant funds proposed by the Pascua Yaqui Tribe in the amount of \$405,000, for the purchase of equipment be acknowledged and accepted.

PASSED AND ADOPTED by the Board of the County of Apache, Arizona, this 5th day of October, 2021.

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

ATTEST:
Ryan N. Patterson
Clerk of the Board

Chief Deputy Sheriff Roscoe Herrera requested approval to agree to a Letter of Agency with Arizona Department of Administration (ADOA) and Comtech SST to allow Comtech SST access to Apache County 9-1-1 services and to act on the County's behalf for the purpose of providing NG9-1-1 services. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

Sheriff Dedman requested approval of a contract with Advance Correctional Care in accordance with Bid #B21-04-001 for Provision of Health Care Services. **Mr. Davis moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

Troy Czarnyszka, Court Administrator, requested approval for the FY22 Fill the Gap Grant Application in the amount of \$29,615.00. Mr. Czarnyszka stated these funds are generated from court fines and fees and set aside for necessary court operations within Apache County. Mr. Czarnyszka stated this will not affect the overall budget. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

Marleita Begay, Apache County Treasurer, recognized the Apache County Teacher of the Year Marisol Calderon Santacoloma. Chairman Shirley thanked Ms. Santacoloma for her service to the students of Apache County. Ms. Santacoloma thanked the Board and Mrs. Begay for the recognition. No action was needed or taken.

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

Approved this 2nd day of November, 2021.

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

/s/ Ryan N. Patterson
Clerk of the Board