

**BOARD OF SUPERVISORS
NAVAJO COUNTY, ARIZONA**

APRIL 7, 2003

Supervisors' Chambers, Holbrook, Arizona - Time: 9:00 a.m.

PRESENT: Pete Shumway, Chairman; J.R. DeSpain, Vice-Chairman; Percy Deal, Member; Jesse Thompson, Member; Jerry Brownlow, Member; Mel Bowers, Jr., County Attorney; Eddie Koury, County Manager; and Judy Jones, Clerk of the Board. Mr. Brownlow led the Pledge of Allegiance and offered the Invocation.

CALL TO THE PUBLIC: There were no public comments offered.

CONSENT AGENDA: Mr. DeSpain made a motion to authorize the Chairman to sign the items in the Consent Folder; motion seconded by Mr. Brownlow; vote unanimously carried. The following items were included in the Consent Agenda: 1) Voucher List for Payment; 2) Board of Supervisors Minutes: March 10 & 17, 2003; 3) Back Tax Land Deed:55 parcels, Sun Valley Area; 4) Assessment and Tax Roll Corrections; 5) Approval of Democratic Committee Precinct Committee Persons for Holbrook #1, #2; Winslow #2, #4, #5 and Cedar Hills; 6) Juvenile Justice System Report; 7) Clerk of the Superior Court Report; 8) Pinetop Justice Court Report; 9) Justice Court Reports: Holbrook; Snowflake; Kayenta; Show Low ; Winslow; 10) Constable Reports: Holbrook 1, Pinetop 6; Snowflake 3; Show Low 5; 11) Public Works: Name existing roads: Pinedale area: Capps Meadow Road, Capps Ranch Road, Capps Trail, Twin Corral & Star Bright Lane; Taylor area: Hart Ranch Road; Sun Valley area: Gorrell Road; White Mountain Lake area: Kennedy Lane & Wolf Den Circle; Heber/Overgaard area: Garvin Hill Road 12) Public Works: Change traffic along Forest Park Drive in the Overgaard Area and designate Forest Park Drive as the through street except at Mogollon Drive.

ADMINISTRATION/HUMAN RESOURCES: Gilbert Gonzales, Director and Don Smith, Personnel Supervisor: 1) Modification to Retirement Enhancement Program and Navajo County Personnel Policy Article 25-Leaves: Mr. Gonzales advised that the Board had previously approved modifications to the retirement enhancement program. Due to the budget condition and the accompanying lay-offs, this modification will allow employees who wishes to retire to elect to receive annual and sick leave pay-offs in any increments, up to a maximum of 90 days. The requirement for the employee to have a minimum of 72 points in the Arizona State Retirement System is waived, and a probationary employee who is laid off will be paid for their annual leave, up to 40 hours. These modifications are for this FY02/03 and 03/04. Mr. DeSpain made a motion to approve Modification to Retirement Enhancement Program and Navajo County Personnel Policy Article 25-Leaves as presented; motion seconded by Mr. Deal; vote unanimously carried.

2) Review of "Confidentiality and Employee Records" HIPAA Policy: Mr. Smith stated this policy will be effective April 14, 2003. For purposes of compliance, Navajo County is a "hybrid" entity, with certain specific departments responsible for compliance with all HIPAA provisions. Navajo County has established a Privacy Board to ensure the departments are in compliance with the applicable provisions of the act. Members of this Board include: department directors for each covered department (Human Resources/Payroll; Health District, to include Adult jail health and Juvenile Restoration health; Public Fiduciary); a representative from MIS; and the Deputy County Manager. The County Attorney will designate a Deputy County Attorney to provide legal counsel to the Board.

The Notice of Privacy Practices (policy) is a six page document which has been condensed to costs.

The pamphlet will be sent to each effected department to be made available to the employees. The Privacy Board will be in effect upon Board approval. Mr. Thompson made a motion to approve the "Confidentiality and Employee Records" HIPAA policy as presented; motion seconded by Mr. DeSpain; vote unanimously carried.

BOARD OF SUPERVISORS/BOARD OF EQUALIZATION: Board of Equalization Session: Swearing in of Assessor Appraisers and Petitioners: Assessor Appraiser Cammy Darris was sworn by the Clerk of the Board; Hearings on Petition for Review of Proposed Correction Shirley Bonifasi and James Eden - Parcel #211-47-132C & 211-49-001: Mr. Brownlow made a motion to enter into BOE session; motion seconded by Mr. DeSpain; vote unanimously carried. The petitioners were not present. Mr. Deal made a motion to uphold the Assessor's recommendation to lower FCV to reflect agricultural classification; motion seconded by Mr. Brownlow; vote unanimously carried. Mr. DeSpain made a motion to return to regular session; motion seconded by Mr. Brownlow; vote unanimously carried.

LIQUOR LICENSE: New Liquor License Application Requested by: Paul Kammeyer - Lakeside Bell Gas and Mini Market, Lakeside, Arizona: Mr. Brownlow made a motion to approve New Liquor License for Paul Kammeyer/Lakeside Bell Gas and Mini Market; motion seconded by Mr. DeSpain; vote unanimously carried.

ARIZONA GAME AND FISH DEPARTMENT: Pete Shumway, Presenter: Appointment of member to be involved with the review of the Mexican Wolf Program: Mr. Shumway made a motion to appoint Supervisor DeSpain as Navajo County's representative to review the Mexican Wolf Program; motion seconded by Mr. Brownlow; vote unanimously carried.

BEAVER DAM IMPROVEMENT DISTRICT/WILDCAT WAY IMPROVEMENT DISTRICT: Bill Cox, Superintendent of Streets and Clint Shreeve, Special District Coordinator: Joint Board of Directors Session: Mr. Shumway made a motion to move into the Joint Board of Directors Session; motion seconded by Mr. Brownlow; vote unanimously carried. Approve Change Order #2 granting the contractor an increase to the price of the contracts to resolve a claim for uncompensated additional work: Mr. Cox explained that on December 2, 2002, the Boards of Directors of these improvement districts accepted the Notice of Completion and authorized release of the final payment and retained funds to the contractor pending receipt of approval from the surety. There are disputes between the contractor and the County, and a negotiating session was held to work out the dispute. Mr. Cox noted that the negotiated settlement offer should result in less cost and inconvenience to the contractor and the County. This change order would provide an additional payment of \$5000 to the contractor. Mr. Brownlow made a motion to approve Change Order #2 granting the contractor an increase to the price of the contracts to resolve a claim for uncompensated additional work; motion seconded by Mr. DeSpain; vote unanimously carried. Mr. Brownlow made a motion to return to regular session; motion seconded by Mr. Thompson; vote unanimously carried.

PUBLIC WORKS: Bill Cox, Director: 1) Transfer Robert Jones, Draftsman II position from the Assessor's Office to the Public Works Department and reclassify position to Geographical Information System (GIS) Analyst: Mr. Cox explained the Assessor, in coordination with Yavapai County, is developing and implementing a computerized system that enhances and streamlines interoffice function, and provides land information over the Local Area Network and the Internet. The GIS will act as

the "front door" through which the county personnel, as well as the public, can enter into the Parcel Information database. The Assessor's system is scheduled to be completed by December, 2004. By that time, over 2000 CAD drawings containing 74,000 parcels must be imported into a GIS coverage. This is an immense undertaking and will be difficult if not impossible for the current GIS staff to accomplish by that date. Mr. Jones is currently working on this project with the GIS Coordinator in the Public Works Department. He is skilled in AutoCAD and has knowledge of the Assessor's operations. This knowledge and skill is absolutely necessary for the completion and implementation of this system. Mr. Cox noted that the position Mr. Jones currently holds in the Assessor's office will be eliminated as a result of the necessary budget cuts this year. Therefore, he requests that Mr. Jones be transferred to the Public Works Department. Navajo County Assessor Frank Turley agrees with the transfer. This system will allow greater access for the public and he completely supports this, especially with the downsizing we are facing. Mr. Jones will be getting additional training this summer and, when the county financial situation has improved, his position should be upgraded. There will be no additional cost to the county at this time. Mr. DeSpain made a motion to approve the transfer of the Draftsman II from the Assessor's office to the Public Works Department as presented; motion seconded by Mr. Brownlow; vote unanimously carried.

2) Approve expenditure of \$35,000 from contingency funds to participate in the improvement of the South Richards Avenue/Obed Road crossing of the BNSF Railroad: Mr. Cox advised that the BNSF Railroad will be repairing the road crossing at Obed Road/South Richards Avenue in the Joseph City area and they will upgrade the surface of the crossing if we pay 40% of the cost. The total estimated cost is \$80,000; therefore our portion would be approximately \$32,000. Mr. DeSpain made a motion to approve expending up to \$35,000 from contingency funds for the requested improvements; motion seconded by Mr. Deal; vote unanimously carried.

ADMINISTRATION: Eddie Koury, County Manager: 1) Resolution pertaining to the submission of projects for consideration in Arizona's 2003 Highway Safety Plan: Mr. Koury explained that Navajo County is participating in a comprehensive roadway study being conducted by the Arizona Counties Insurance Pool (ACIP). The study has identified roadway items for correction and the grant will provide funding for addressing those concerns i.e., installation of signs, sign posts, delineators, guard rails, etc. Mr. DeSpain made a motion to Resolution #15-03 pertaining to the submission of projects for consideration in Arizona's 2003 Highway Safety Plan; motion seconded by Mr. Thompson; vote unanimously carried.

2) Approval of agreement for hospital services with Winslow Memorial Hospital: Mr. Koury explained that Winslow Memorial Hospital has agreed to bill the County at then-current AHCCCS rates for medical services provided to persons in custody at the Navajo County Jail. Mr. DeSpain made a motion to approve agreement with Winslow Memorial Hospital as presented; motion seconded by Mr. Brownlow; vote unanimously carried.

3) Approval of Amendment # 2 to the Cooperative Agreement #68-9457-2-415 with NRCS relating to watershed improvements in the Rodeo/Chediski Fire recovery area: Mr. Koury explained that the cost of the seed, straw mulching and straw bale structures has increased and the amendment provides reimbursement for the increases. CDBG funds were used to continue the seeding program to finish current projects and we are applying for additional monies to continue the program through the summer.

Mr. Shumway made a motion to approve Amendment # 2 to Cooperative Agreement #68-9457-2-415 with NRCS relating to watershed improvements in the Rodeo/Chediski Fire recovery area; motion seconded by Mr. Brownlow; vote unanimously carried.

NAVAJO COUNTY WORKFORCE INVESTMENT (WIA): Gail Sadler, Director: Approval of FY 2003/2004 Contract with the Department of Economic Services and authorize county manager to sign contract: Ms. Sadler advised this contract with DES is used for youth training and other programs such as the GED program. Mr. Thompson made a motion to approve FY 2003/2004 Contract with DES and authorize county manager to sign contract; motion seconded by Mr. DeSpain; vote unanimously carried.

U S FOREST SERVICE/COUNTY PARTNERSHIP RESTORATION PROGRAM (CPR): Pete Shumway, CPR Member/Navajo County:: 1)Approval of the Challenge Cost- Share Agreement with the USDA Forest Service, Apache-Sitgreaves National Forest regarding the National Forest County Partnership Program (CPR)and 2)Approval of Memorandum of Understanding between the Board of Supervisors/ Commissioners of Navajo, Montrose and Otero Counties and the USDA Forest Service, Apache-Sitgreaves National Forest, Grand Mesa, Uncompahgre and Gunnison National Forests and the Lincoln National Forest Regarding the CPR Program: Mr. Shumway advised this agreement is for the county to acted as a pass-through agent. Mr. Bowers he was concerned because it is hard to determine what the agreements are saying and that perhaps Forest Service legal counsel had not reviewed them. Mr. Shumway stated that John Bedell, A-S Forest Supervisor has signed off on them. Mr. Shumway made a motion to approve the Challenge Cost-Share Agreement with the USDA Forest Service, Apache-Sitgreaves regarding the National Forest County Partnership Program (CPR); and the MOU between the Board of Supervisors/ Commissioners of Navajo, Montrose and Otero Counties and the US Forest Service, Apache-Sitgreaves, Grand Mesa, Uncompahgre and Gunnison and the Lincoln National Forests regarding the CPR Program; motion seconded by Mr. Brownlow; vote unanimously carried.

EMERGENCY SERVICES/SHERIFF'S DEPARTMENT: Paul Jaster, Emergency Services Director, Sheriff Gary Butler and Supervisors Jerry Brownlow: Update on the Reverse 911 Emergency Response Telephone System: Mr. Jaster advised that the Reverse 911 system has been ordered and will soon be implemented. The total cost of the system is approximately \$80,000. The County must provide a 25% match, or \$20,000. The was partially accomplished with contributions from District IV & V Special Project Funds. Sheriff Butler advised that the balance will be paid for by the Police Departments from Whiteriver, Holbrook, Show Low, Pinetop-Lakeside and Snowflake. Each department will pay \$6000 (Holbrook has already paid) to have the necessary equipment installed in their facility. He noted that eventually, the system will be expanded to include Winslow and the Navajo and Hopi Tribes. At this time however, they are on a different phone system. Navajo County will be the first in the State to have this type of system county-wide. Mr. Bowers asked how this particular vendor was selected. The Sheriff said they looked at other vendors and this one was the only one that had the system we needed. They are the sole source. Mr. Bowers advised the Sheriff that there must be a letter to that effect. He said he will assist them in preparing such a letter, but they must provide the specifics. Mr. DeSpain made a motion to accept the proposal for the Reverse 911 System, subject to the sole source letter being submitted; motion seconded by Mr. Shumway; vote unanimously carried.

BOARD OF SUPERVISORS: 1) Resolution in support of the Governor Requesting a Federal Disaster

Declaration due to the Pine Bark Beetle Infestation: Mr. Deal noted this resolution expresses concern about the bark beetle, but he is also concerned about the drought and an infestation of worms on the reservation and requested language be added including that problem. Mr. Brownlow made a motion to approve Resolution #16-03 in support of the Governor Requesting a Federal Disaster Declaration due to the Pine Bark Beetle Infestation and to include the worm infestation and drought in the Navajo and Apache reservation forests; motion seconded by Mr. Deal; vote unanimously carried.

2) Resolution Opposing the Reintroduction of the Black-Tailed Prairie Dog in Arizona: Mr. DeSpain made a motion to approve Resolution #17-03 opposing the Reintroduction of the Black-Tailed Prairie Dog in Arizona; motion seconded by Mr. Shumway; vote unanimously carried. (Mr. Thompson absent for the vote)

3) Resolution Proclaiming the Week of April 6-12, 2003 as National County Government Week (Counties Care for Kids): Mr. DeSpain made a motion to approve Resolution #18-03 Proclaiming the Week of April 6-12, 2003 as National County Government Week; motion seconded by Mr. Deal; vote unanimously carried. (Mr. Thompson absent for the vote)

COUNTY ATTORNEY'S OFFICE: Mel Bowers, County Attorney: 1) Approval to work permanent, part-time victim advocate an additional 20 hours per week until June 30, 2003, funding allotted by the Arizona Department of Safety emergency funding: Mr. Bowers has received emergency funding from the DPS to allow the permanent, part-time victim advocate to work an additional 20 hours a week until the end of FY 02/03 and he would not exceed the funds available. Mr. DeSpain made a motion to approve permanent, part-time victim advocate for an additional 20 hours per week until June 30, 2003 as presented; motion seconded by Mr. Brownlow; vote unanimously carried. (Mr. Thompson absent for the vote)

2) Authorization to engage the services of Fester & Chapman, PC Certified Public Accountants to perform audit services for the Public Health Services District: Mr. Bowers is requesting this audit as it pertains to the licensing fees. The scope of the audit would be to look at the licensing fees for food service, but could be broadened to include the entire department. The auditors would review the following: prescribed procedures, interview personnel, inspect/evaluate the database/files, review the licenses that had not been issued, and how far back this problem went, the unbilled and/or uncollected fees, time limits of deposits of fees collected, recommendations of procedure improvements. The estimated cost of the initial audit is \$7300-\$10,300. He said he thought it would be in the best interest of the District and the Board to initiate these services. The auditors said they could come up for one day, see what the extent of investigation is and then be able to give a more firm quote on the price. Mr. Koury said the cost for this audit would have to come from either general fund contingency or from the Health District, or a combination thereof. Mr. Bowers noted that if there has been financial mismanagement in the department, the Board of Supervisors is ultimately responsible. He also explained that his office has been investigating the Whistleblower issues of the case only. Mr. DeSpain made a motion to authorize Mr. Bowers to engage Fester & Chapman to initiate the process for the audit, with Board approval for costs to be placed on the agenda at a later date; motion seconded by Mr. Brownlow; vote unanimously carried.

NAVAJO COUNTY PUBLIC HEALTH SERVICES DISTRICT: Dr. Stanley Warner, Director: 1)

Approval to enter into a Delegation Agreement with Arizona Department of Health Services (ADHS) to cover duties set forth in the Arizona Administrative Code and Arizona State Statute: Dr. Warner stated this agreement delegates the functions and duties as set forth in the Arizona Revised Statutes and the Arizona Administrative Code which relate to our Environmental Division. Mr. Brownlow made a motion to approve Delegation Agreement with (ADHS) to cover duties set forth in the Arizona Administrative Code and Arizona State Statute; motion seconded by Mr. Deal; vote unanimously carried. (Mr. Shumway absent for the vote)

2) Approval to create a new Clerk II position for the Show Low Office to be funded out of grant funding: Dr. Warner stated the Bio-Terrorism program has been funding the second Clerk II position in the Show Low office, and the clerk has been shared between both offices. However, due to the current state of our nation, that clerk position is needed full time in the Bio-Terrorism program. Therefore, he is requesting an additional Clerk II position which will be 100% funded with grant monies. The demand for services in the Show Low office have expanded, and this position is needed to cover the front office duties and to handle departmental demands. Mr. Thompson made a motion to approve the creation of a new Clerk II position for the Show Low office, utilizing grant funds as presented; motion seconded by Mr. Brownlow; vote unanimously carried.

3) Approval to enter into IGA with ADHS for Reproductive Health/Family Planning Contract #HG361315 (01/01/03 to 12/31/2007): Dr. Warner advised that this program had been dropped because the grant was not renewed. The program has now been reinstated for a period of five (5) years (\$37,000 per year). Mr. Deal made a motion to approve IGA with ADHS for Reproductive Health/Family Planning Contract #HG361315; motion seconded by Mr. Shumway; vote unanimously carried.

4) Request from Nutrition Services to purchase a E-ZUp Hut for Health Fairs and community events funded out of grant funds: Ms. Tyler stated this portable, canopy-type structure, (10X10 feet) will be used not only by her program for health fairs and community events, but also by other Health programs. Total cost is \$2161.19 and will be funded entirely with grant monies. Mr. Brownlow made a motion to approve purchase of E-ZUp Hut for Health Fairs and community events funded out of grant funds; motion seconded by Mr. Thompson; vote unanimously carried.

HUMAN RESOURCES: Gilbert Gonzales, Director: Approval of payroll actions: Mr. Thompson made a motion to approve payroll actions as presented; motion seconded by Mr. Deal; vote unanimously carried.

COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG): Clint Shreeve, Deputy County Manager: 1) Second Public Hearing for Community Development Block Grant discussion of community needs and possible projects: Mr. Shreeve stated this is the second public hearing scheduled for this matter. The total available for projects has increased to \$672,000. He summarized the proposals presented last meeting and noted there are others present who would like to request proposals for consideration. Margaret Keener of NACOG, presented the criteria required by the CDBG. Representatives of the Kykotsmovi Enterprise Board requested \$100,000 for a back-up generator to be used for a Village store/gas station which would allow the facilities to provide services to the public when the power went out. Sherlyn Harris, Catholic Community Services, proposed a White Mountain Elder Builders project, to provide services and opportunities for those people over 60 years of age and homebound adults over

the age of 18. Services would include adult day respite programs, in-home respite services, transportation, help with light housekeeping, yard work and business help. The estimated cost of the project is \$119,802 and they are requesting \$56,353 in CDBG funds. Margaret Pooyouma advised there is a new charter community on the Hopi Reservation, formally organized in March, 2000. Currently there are 24 households in this community. CDBG funds in the amount of \$157,000 are needed for a multi-purpose building to be used for office space for providing basic services, and also for youth and elderly programs. The total cost of the project is estimated to be \$300,000. Matching funds for the grant would hopefully come from the Tribe. Dr. Robert Wilderman, CEO of the Community Counseling Center, requested \$85,000-\$100,000 in CDBG funds to purchase five (5) mini-vans for transportation of smaller groups of people for case management purposes. The estimated cost is \$18,000 each. Edgarton Gene requested funding for housing rehabilitation in the Low Mountain area and that local manpower could be provided for the labor. (Mr. Shreeve noted that the current housing rehab application would cover those services in the entire county) Ramona Nalewood requested \$10,000 funds for archeological and engineering studies and clearances to build a new Senior Center in Pinon. The center is currently operating in the old co-op building. They do not have matching funds at this time, but they are working on getting them. Sherry Helton requested \$105,000 in CDBG funds for the archeological clearance of a power line right-of-way in Birdsprings. They want to extend the power lines to 37 homes currently without electricity. Karen Shupla requested \$20,000 for housing rehab in the Kykotsmovi area. Mr. Shreeve advised that all of the projects will be summarized and presented to the Board next week. A Public Hearing will then be scheduled for April 21 for the Board to adopt resolutions pertaining to the CDBG applications.

2) Approval of Amendment #2 to the CDBG Contract #281-00 with the Arizona Department of Housing to extend the contract from 1/15/03 to 7/15/03: Mr. Shreeve explained that this amendment would extend the termination date of the project to allow the county to complete the items in the scope of work. Mr. Shumway made a motion to approve Amendment #2 to the CDBG Contract #281-00 with Department of Housing to extend the contract to 7/15/03, as presented; motion seconded by Mr. Brownlow; vote unanimously carried. (Mr. Thompson absent for the vote)

3) Approval of Amendment #1 to the CDBG Contract #103-03 State Special Project to revise the current scope of work with regards to preventing wide-spread erosion with regards to the Rodeo Chediski Fire disaster: Mr. Shreeve stated this amendment will allow the county to use the remaining funds in this contract (approximately \$180,000) to continue the mulching program. The funds will be used to hire displaced and unemployed workers to provide the labor for this program. Mr. Shumway made a motion to approve Amendment #1 to CDBG Contract #103-03 State Special Project to revise the current scope of work with regards to preventing wide-spread erosion as a result of the Rodeo Chediski Fire; motion seconded by Mr. Brownlow; vote unanimously carried. (Mr. Thompson absent for the vote)

4) Resolution Proclaiming April 4-10, 2003 Community Development Block Grant Week: Mr. Brownlow made a motion to approve Resolution #20-03 Proclaiming April 4-10, 2003 CDBG Week; motion seconded by Mr. DeSpain; vote unanimously carried. (Mr. Thompson absent for the vote)

5) Resolution adopting a Fair Housing Policy making know Navajo County's Commitment to the Principle of Fair Housing and Describing actions Navajo County shall undertake to affirmatively further

Fair Housing: Mr. Deal made a motion to approve Resolution #21-03 adopting a Fair Housing Policy making known Navajo County's Commitment to the Principle of Fair Housing and Describing actions Navajo County shall undertake to affirmatively further Fair Housing; motion seconded by Mr. DeSpain; vote unanimously carried. (Mr. Thompson absent for the vote)

6) Fair Housing Proclamation: Mr. DeSpain made a motion to adopt Resolution #22-03, approving Fair Housing Proclamation; motion seconded by Mr. Brownlow; vote unanimously carried. (Mr. Thompson absent for the vote)

BOARD OF SUPERVISORS/VETERANS OF FOREIGN WAR: Jerry Brownlow, Supervisor and John Beeler, Veteran: Resolution in Support of the Members of our Nation's Military in this time of War: Mr. Beeler said this resolution is in support of the military and especially those who are serving in the Gulf and Iraq and the families that have been left behind. The Board was advised that another proclamation would be provided at the end of the war for all those who were injured or died in the war. Mr. Deal requested that we also include language regarding those who have lost their lives in this resolution and that we obtain flags of the Navajo and Hopi Nations to be flown over the county complex. Mr. Brownlow made a motion to approve Resolution #19-03 in Support of the Members of our Nation's Military in this time of War; motion seconded by Mr. Deal; vote unanimously carried.

DISTRICT II SENIOR CITIZENS CENTERS: Jesse Thompson, District II Supervisor: Approval to provide financial assistance from District II Special Project Funds to Senior Centers in District II: Low Mountain, Jeddito, Whitecone, Indian Wells, Dilkon, Teesto, Greasewood, Bird Springs and First Mesa Consolidated Village: Mr. Thompson made a motion to approve financial assistance in the amount of \$300 from District II Special Project funds for each of the Senior Centers in District II (total: \$2700); motion seconded by Mr. Deal; vote unanimously carried. Manual warrants were requested for the senior centers in Jeddito, Whitecone, Indian Wells, Dilkon and Teesto. (Mr. DeSpain absent for the vote)

SHERIFF'S DEPARTMENT: Gary Butler, Sheriff: 1) Approval for Sheriff's Office to enter into an agreement with the Arizona Department of Corrections to house up to fifty (50) DOC inmates at a rate of \$49.44 per inmate per day and utilize the revenue to offset the 15% cut to Sheriff's Operating and Sheriff Jail FY 2003/2004 budget requirement: Sheriff Butler stated he would like to contract with the Department of Corrections to house up to 50 inmates at \$49.44 per day, per inmate. (At this time we could take 34 inmates, but this contract would allow for more when we can) This is in response to the budget crisis and the Board's request for all departments to cut 15% from their budgets. The revenue received from this contract will offset that 15% budget cut. These inmates will likely be low-profile, short term inmates. The State will retrofit our cells to meet their criteria and our current food contract will stay the same. Canteen has stated there will be no additional charge for the inmate meals even though extra calories are required by DOC. Medical care for the inmates will also be provided by the DOC. He noted that we do have a contract with the Bureau of Prisons (BOP), which pays us \$10 a day more than the DOC, but we have to transport those inmates from Phoenix. The biggest problem we have is that we cannot get as many inmates as we are contracted for from the BOP. We are contracted for up to 90 per day, but on average we get only 50-70. The DOC contract will almost guarantee that we will have 34 inmates on a daily basis. This may even help our position in being able to have the private prison located here. Mr. Shumway made a motion to approve the contract with the Department of Corrections as presented (the utilization of the revenue will be discussed during budget hearings); motion seconded

by Mr. DeSpain; vote unanimously carried.

2) Approval to submit a proposal for funding to the Governor's Office of Highway Safety for 30 PBT (portable breath test) units and a Resolution authorizing Sheriff Butler to be the responsible agent for the negotiations for the grant: Mr. DeSpain made a motion to approve a proposal for funding to the Governor's Office of Highway Safety for 30 PBT units, and Resolution #23-01, authorizing the Sheriff to be the responsible agent for the negotiations for the grant; motion seconded by Mr. Deal; vote unanimously carried.

3) Approval to enter into an agreement with Accurint for public record information and document retrieval for investigation purposes: Sheriff Butler explained that Accurint provides nationwide public record information, document retrieval and related services and would be used for investigative purposes only, the cost is on a per request basis. Mr. DeSpain made a motion to approve agreement with Accurint for public record information and document retrieval for investigation purposes; motion seconded by Mr. Thompson; vote unanimously carried.

HARDROCK CHAPTER SUBSTANCE ABUSE PROGRAM: Mary Robertson, Coordinator: Request for funding assistance from District I Special Project Funds to hire a consultant to perform services to assist in upcoming grants: (Ms. Robertson was unavailable) Mr. Deal said he received a letter from the Substance Abuse Council, requesting funding assistance for a consultant to conduct a survey and re-assess the community to determine if the Council is headed in the right direction. This consultant is also a linguist, who will help with the correct interpretation of English to Navajo and vice versa and can also write grants for the Chapter's summer youth program and other prevention programs. Mr. Deal noted that he has no Special Project funds remaining, however he has spoken to Mr. Thompson, who has agreed to provide the funding for this request. Mr. Thompson concurred. Mr. Deal made a motion to approve funding assistance from District II Special Project Funds in the amount of \$1000 to hire a consultant to assist with upcoming grants; motion seconded by Mr. Thompson; vote unanimously carried.

ADMINISTRATION: Eddie Koury, County Manager: Budget Discussions for FY 2003/2004: Development Services Director Dave Ashton presented information regarding the county's waste tire problem. He explained that the county has participated in the state-mandated program for more than ten years. The county receives grant funds based on tires sold in the state and the registered vehicles in the county. Off the road tires, and tires received from non-tire dealers do not contribute to the state for disposal. A survey was conducted to see how these types of tires were handled by Coconino, Yavapai and Gila Counties. The fees collected do cover all of their expenses of managing the program. Navajo County does not charge for waste tires brought to the collection sites we contract with and end up paying to dispose of waste tires received from trucking companies, construction companies, the reservations, governmental agencies and people with more than 5 tires. This costs the county from \$20,000 to \$40,000 each year, depending on the amount collected and this is a gift of public funds. He suggested that the Board impose waste tire collection fees, for instance: \$5 for each off road tire (OTR) measuring less than 25", and \$40 for each one measuring more than 25"; \$4 for a semi tire, and \$10 for a semi tire w/rim (Tire dealers exempt); to bring in up to 5 tires w/o rim-free; more than 5 tires-\$1 each, or \$10 each w/rim (tire dealers exempt). Navajo County has paid to dispose of 55,566 tires over the last three years. If the fees had been in place, could have been in the black by about \$25,000 a year,

instead of in the red. He recommended that the Board implement a fee schedule within 30 days to allow for proper notification. The Board requested Mr. Ashton to compile information regarding "wildcat dumping" in those counties surveyed.

Mr. Koury presented the latest estimated county impact of the Governor's FY '04 Executive Budget. The impact to Navajo County is \$913,012. (about \$400,000 to the general fund; \$500,000 in HURF). There is still no agreement between the Governor and the Legislature: they are still approximately \$900,000,000 apart. All counties prefer the Governor's proposal over the Legislature's. Laurie Justman advised that no federal funds have yet been released for the election changes, we are still looking at \$1million. Mr. DeSpain advised that Representative Renzi indicated that the federal funding will cover 100% of the costs of the election reform and we are to inform him if this does not happen.

BOARD BUSINESS: Ms. Jones reminded the Board that the re-takes on the photos will be next week. Mr. Thompson advised that he, Mr. Koury and Mr. Gonzales addressed the Hopi Tribal Council last week. Mr. Deal reported that he, Mr. Thompson and Dr Warner attended the 911 conference in Chinle last week.

There being no further business to come before the Board of Supervisors, the meeting was adjourned until Monday, April 14, 2003, upon a motion made by Mr. Brownlow; motion seconded by Mr. Deal; vote unanimously carried. The meeting adjourned at 3:10 p.m.

APPROVED:

Pete Shumway, Chairman

DATE:

ATTEST:

Judy Jones, Clerk of the Board

The following Navajo County demands were audited, approved and ordered paid by the Board: ADOR\$9932.49; Com1stBk\$3571.78; AmbroseVideo\$1121.55; ASAPSftwr\$2958.64; ADEQ\$38,027.82; AZStatePark\$18,038.31; BearCat\$2700.37; Carquest\$1352.83; CtyHlbrk\$1901.50; ComCnslCntr\$1479.10; CntryMtn\$1022.04; CourtesyChev\$1284.35; Empire\$1725.35; FrontierCom\$2371.41; HatchConst\$1709.23; HobartCorp\$4900.94; Hughes\$1203.42; KByrne\$1050; Mototola\$6066.52; NAPA\$1004.53; NCRF\$1707.55; PrecastMfg\$5995.11; RimCom\$1014.90; Spring\$3926.05; Vulcan\$3400; Xerox\$1489.22.