

**NAVAJO COUNTY BOARD OF SUPERVISORS MINUTES  
TUESDAY, APRIL 1, 2008**

**9:00 a.m.** Supervisor DeSpain called the meeting to order, led the Pledge of Allegiance and offered the invocation.

**PRESENT:** Present in the Navajo County Board of Supervisors Chambers: J. R. DeSpain, Chairman; Percy Deal, Supervisor; Mel Bowers, County Attorney; and Darlene Fraley, Clerk of the Board. Present at 150 Fleurey Street, Prescott, AZ and participating by telephone: Jesse Thompson, Supervisor; David Tenney, Supervisor; James Jayne, County Manager; and Dusty Parsons, Public Works Director. A speaker telephone was available in the chambers that made all meeting discussion and action audible for participants and audience members. Not participating: Supervisor Jerry Brownlow. Chairman DeSpain announced that supervisors and staff are in Prescott attending the funeral of Gheral Brownlow, Supervisor Brownlow's father.

**CALL TO THE PUBLIC:** No Response

**CONSENT AGENDA:** a) Approve the reappointment of Evelyn M. Meadows to the Planning & Zoning Commission for District I and Ruth Ann Smith to the Planning & Zoning Commission for District IV; b) Approve the reappointment of two Superior Court Judge Pro Tempore positions for Navajo County; Ralph E. Hatch and Robert B VanWyck; c) Letter of sympathy for Jerry Brownlow; d) Constable Report: Snowflake #3, February; Kayenta #4, February; Show Low #5, February; Pinetop-Lakeside #6, February; e) Appointment of Navajo County Democratic Precinct Committee Persons: Julius Young Kayenta 2; Elsie Toney Pinon 1; Lisa L. Toney Pinon 1; Dorothy M. Yazzie Pinon 1; f) Juvenile Justice System: February; g) Tax Roll Correction; h) Rename a road in the Snowflake/Taylor area from "HWY 277 Spur" to "Catalyst Road" in Section 21 & 28, Township 13 North, Range 19 East; i) Letter authorizing the Public Works Director to accept a Hopi Navajo Relocation Commission grant in the amount of \$25,000.00 for the joint purchase with other partners of a motor-grader to be used on BIA roads; j) Contracts signed by County Manager: Wellness Program Service Agreement for Cathedral Health Service, Inc. to conduct the following screenings: Stroke/Carotid Artery Screening, Abdominal Aortic Aneurysm Screening, Peripheral Arterial Disease Screening and HeartSound™ Heart Screening; **Supervisor Tenney made a motion** to approve the Consent Agenda and authorize the chairman to sign those items; motion seconded by Supervisor Thompson; vote unanimous approving the motion.

**NAVAJO COUNTY PUBLIC HEALTH SERVICES DISTRICT: Board of Directors Session: HEALTH DISTRICT CONSENT AGENDA:** **Supervisor Tenney made a motion** to enter into the Navajo County Public Health Services District **Board of Directors Session**; motion seconded by Supervisor Thompson; vote unanimous approving the motion. **Supervisor Tenney made a motion** to approve the Consent Agenda items as listed; motion seconded by Supervisor Thompson. In response to a question from Supervisor Deal, Dr. Kartchner discussed the programs, one which focuses on activities with 15-20 schools in the county and the other interacts with businesses. Vote unanimous approving the motion.

- a. Consideration and possible approval of Contract No. HG854373 with the Arizona Department of Health Services for the Public Health Physical Activity Program for 4/1/08 to 3/31/13 for \$43,342.00
- b. Consideration and possible approval of renewal of Contract HG861385 for the County Prenatal Block Grant **Supervisor Tenney made a motion** to return to regular session; motion seconded by Supervisor Thompson; vote unanimous approving the motion.

**HUMAN RESOURCES:** Consideration and possible approval of Personnel Action report: Gail Calisen reviewed the 25 item Personnel Action report. **Supervisor Thompson made a motion** to approve the Personnel Action report as presented; motion seconded by Supervisor Tenney. In response to a question, Gail Calisen advised that item 12 is associated with the election. Vote unanimous approving the motion.

**PUBLIC WORKS:**

- a. Consideration and possible approval of Resolution Number \_\_\_\_\_ -08 to extinguish a 50' easement between parcels 304-32-120 and 304-32-119 in the White Mountain Lake area: Carol Fraley reviewed this request advising no protests had been received. **Supervisor Tenney made a motion** to adopt **Resolution Number 21-08** extinguishing a 50' easement between parcels 304-32-120 and 304-32-119 in the White Mountain Lake area; motion seconded by Supervisor Deal; vote unanimous approving the motion.
- b. Consideration and possible approval of Resolution Number \_\_\_\_\_ -08 authorizing the limited use of county resources to assist the City of Holbrook with urgent street repairs: Dusty Parsons advised that several weeks ago the County Manager and he had a study session with the City of Holbrook to address street issues within Holbrook and believed a partnership between the county and the city would be beneficial to Navajo County citizens. Holbrook Mayor Jeff Hill addressed the Board extending condolences to the Brownlow family. He expressed appreciation for the support offered through this partnership. In response to a question from Supervisor Deal, Mr. Parsons advised the city will provide the funding and county equipment and personnel will be used. **Supervisor Thompson made a motion** to approve **Resolution Number 20-08** authorizing the limited use of county resources to assist the City of Holbrook with urgent street repairs; motion seconded by Supervisor Tenney; vote unanimous approving the motion.
- c. **PUBLIC HEARING:** Consideration and possible approval of Resolution Number \_\_\_\_\_ -08 to grant the Special Use Permit for a Guest Ranch as requested by Ronald Curtin for parcel 404-79-019, in Township 11 North, Range 23 East, Section 13 of the Gila and Salt River Meridian in the Chamisa Ranches area: Bill Fraley advised that Mr. and Mrs. Curtin are here representing the project. He oriented the board to the site, reviewed the staff report and reported the Planning & Zoning Commission presented a unanimous recommendation of approval. Mr. Fraley advised that the access road to this property goes through Apache County and they did advise Apache County residents at the commission hearing that the county will not improve the Apache County road. Chairman DeSpain opened the public hearing. Ron Curtin P.O. Box 2456, Show Low, AZ stated he is the owner of the subject 40 acre parcel along with two other 40 acre parcels contiguous to that. He oriented the board to his project including individual cabins. He responded to questions regarding fire protection stating that the appropriate documentation of the required protection is on file. Chairman DeSpain closed the public hearing. **Supervisor Thompson made a motion** to approve **Resolution Number 22-08** granting a Special Use Permit for a Guest Ranch as requested by Ronald Curtin for parcel 404-79-019, in Township 11 North, Range 23 East, Section 13 of the Gila and Salt River Meridian in the Chamisa Ranches area; motion seconded by Supervisor Tenney; vote unanimous approving the motion.
- d. LZ Angel Solar Airpark:
  - i. **PUBLIC HEARING:** Consideration and possible approval of Resolution Number \_\_\_\_\_ - 08 for a Zone Change request by Carl Buttler from A-General to Special Development Zoning for APN 108-13-003B, 108-13-009B, 108-13-009C, 108-13-009D, 108-13-009E, 108-13-009F, 108-13-009G, in Township 17 North, Range 16 East, Section 35, in the Winslow area: Bill Fraley oriented the board to the project on a site map stating it encompasses 280 residential lots and approximately 52 commercial lots and consists of 320 acres. He reviewed the staff report and advised the Planning & Zoning Commission unanimously recommended approval. Richard Whittington, who represents the developer, advised the biggest concern expressed in the public community meeting was the issue of pumping wells dry and reported they have completed their 100 year water study showing it is sufficient and will submit it. Chairman DeSpain opened the public hearing and invited public comment. Mike Dugger of 709 West Elm in Winslow, which is about 1 ½ miles from the development, stated he is concerned about: the runway length as it looks like it can land a jet; whether the sewer will get into their water system as he is about 500' down hill from the project; and noise concerns. Richard Whittington responded the project is on septic and about 90% have a treatment system; the 500' runway will accommodate a light

jet and they should be receiving a letter from FAA regarding it will be an acceptable noise level. He reported this is a weekend-type development and in response to question from Supervisor Deal, stated this development is about 14 miles from the town. Richard Whittington further explained the concept of an airpark is being able to fly directly into your development and their marketing strategy focuses on pilots. He stated emphasis is on making this a green air park with solar energy. With no further comments, Chairman DeSpain closed the hearing. **Supervisor Tenney made a motion** to adopt **Resolution Number 23 - 08** approving a Zone Change request by Carl Buttler from A-General to Special Development Zoning for APN 108-13-003B, 108-13-009B, 108-13-009C, 108-13-009D, 108-13-009E, 108-13-009F, 108-13-009G, in Township 17 North, Range 16 East, Section 35, in the Winslow area; motion seconded by Supervisor Deal; vote unanimous approving the motion.

ii. **PUBLIC HEARING:** Consideration and possible approval of Resolution Number -08 for a Master Development Site Plan for the proposed “LZ Angel Solar Airpark” Development for APN: 108-13-003B, 108-13-009B, 108-13-009C, 108-13-009D, 108-13-009E, 108-13-009F, 108-13-009G, in Township 17 North, Range 16 East, Section 35, in the Winslow area: Chairman DeSpain opened the public hearing and there were no comments. **Supervisor Tenney made a motion** to adopt **Resolution Number 24-08** with all stipulations as listed for a Master Development Site Plan for the proposed “LZ Angel Solar Airpark” Development for APN: 108-13-003B, 108-13-009B, 108-13-009C, 108-13-009D, 108-13-009E, 108-13-009F, 108-13-009G, in Township 17 North, Range 16 East, Section 35, in the Winslow area; motion seconded by Supervisor Thompson; vote unanimous approving the motion.

**BOARD OF SUPERVISORS:** Consideration and possible approval to authorize the future signing by the Navajo County Board of Supervisors of Resolution Number 1-08 of the County Supervisors Association of Arizona and the Arizona Association of Counties urging opposition to the Incarceration Shift Proposal: Supervisor Tenney and Supervisor DeSpain explained this is a joint resolution of CSA and AACo to protect counties from the negative funding impact of the proposed legislation. **Supervisor Tenney made a motion** to authorize the future signing by the Navajo County Board of Supervisors of Resolution Number 1-08 of the County Supervisors Association of Arizona and the Arizona Association of Counties urging opposition to the Incarceration Shift Proposal; motion seconded by Supervisor Thompson; vote unanimous approving the motion.

**BOARD BUSINESS:** In the interest of time, no reports were made.

**ADJOURN:** At 9:58 a.m., **Supervisor Tenney made a motion** to adjourn; motion seconded by Supervisor Thompson; vote unanimous approving the motion.

**APPROVED:**

**DATE:**

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**J. R. DeSpain, Chairman**

**May 6, 2008**

**ATTEST:**

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**Darlene Fraley, Clerk of the Board**