

**NAVAJO COUNTY BOARD OF SUPERVISORS' MINUTES**  
**TUESDAY, August 25, 2009**

**PRESENT:** J.R. DeSpain, Supervisor; David Tenney, Supervisor; Jesse Thompson, Supervisor; and Jerry Brownlow, Chairman were present.

**9:10 a.m. Call To Order: Pledge of Allegiance and Invocation was led by Supervisor Tenney**

**CALL TO THE PUBLIC:** There were no comments from the Public.

**CONSENT AGENDA:** a) Minutes: August 11, August 17, 2009 b) Special Event liquor license for an Oktoberfest event to be held on September 19 & 20, 2009 at Hwy 260, Bison Ranch, Overgaard, AZ as requested by the Heber Overgaard Chamber of Commerce c) Constable Reports: Winslow Precinct #2 July 2009; Snowflake Precinct #3 June and July 2009; Show Low Precinct #5 July 2009; and Pinetop Precinct #6 July 2009 d) Application for tax exemption "Request for Redemption of Waiver" for Dorothy Parsons e) Name an existing road in the Pinetop/Lakeside area "Royal Pine Drive" in Section 21, Township 09 North, Range 22 East f) Letter to Arizona State Treasurer to report Navajo County's election of allocating 15% of the revenue received from the Secure Rural Schools and Community Self Determination Act to Title II g) Reissuance of Redemption Check: Supervisor DeSpain made a motion to authorize the Chairman to sign the items in the consent agenda as presented; motion seconded by Supervisor Thompson. Vote unanimous approving the motion.

**BOARD OF SUPERVISORS:** Quality Emulsions and Navajo County Recognizing Excellence: Ricky Denton and James DeSpain were recognized for their outstanding work with Navajo County. Supervisor Tenney indicated that he had received a letter from a citizen about Ricky Denton and he thanked him for making a great impression for Navajo County.

**HUMAN RESOURCES:**

- a. Consideration and possible approval of Personnel Actions: Gail Calisen reviewed the 23 item personnel report. **Supervisor Tenney made a motion** to approve the personnel action report as presented; motion seconded by Supervisor Thompson. Vote unanimous approving the motion.
- b. Consideration and possible approval of revised Section 7.1 (Network and Internet Access) of the Personnel Policies Manual: Shalice Cook discussed the item and answered questions of the Board. Supervisor DeSpain asked if the Personnel Commission reviewed the item. Mrs. Cook indicated that the Personnel Commission reviewed and approved the item. **Supervisor Tenney made a motion** to approve the revised Section 7.1, Network and Internet Access, of the personnel policies manual; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion.
- c. Consideration and possible approval of revised Section 2.4 (Health Insurance and Benefits) of the Personnel Policies Manual: Shalice Cook discussed the item and answered questions of the Board. **Supervisor DeSpain made a motion** to approve the revised Section 2.4, Health Insurance and Benefits, of the personnel policies manual; motion seconded by Supervisor Thompson. Vote unanimous approving the motion.

**TREASURER:** Annual Report of collections, delinquencies and settlement of accounts: Manny Hernandez discussed the annual report. Supervisor Thompson and Supervisor DeSpain thanked the Treasurer for his work. Supervisor DeSpain indicated acknowledgment of the report. Mr. Carlyon indicated that statutes require the Treasurer to file and review the report orally therefore there is no motion needed.

**WORKFORCE INVESTMENT ACT:**

- a. Consideration and possible approval of state mandated updates to the Workforce Investment Act (WIA) two year plan to include stimulus funding: Judy Bratcher discussed the item and answered questions of the

- Board. **Supervisor Tenney made a motion** to approve the ARRA Workforce Investment Act local plan modification of 2009; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion.
- b. Consideration and possible approval of contract DE081298001 amendment 03 which corrects an administrative error by the state, overall change to Workforce Investment Act (WIA) funds is \$0: Judy Bratcher discussed the item. **Supervisor Thompson made a motion** to approve contract DE081298001, amendment 03, which corrects an administrative error by the state; motion seconded by Supervisor Tenney. Vote unanimous approving the motion.
- c. Consideration and possible approval of extending the expiration date of contract DE081298001 amendment 04 to December 31, 2009, there is no monetary change to the contract: Judy Bratcher discussed the item. **Supervisor Tenney made a motion** to approve extending the expiration date of contract DE081298001, amendment 04, to December 31, 2009; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion.

**FINANCE:**

- a. Consideration and possible approval of Guaranteed Maximum Price (GMP) for construction of new Navajo County Health building and site improvements at 9th Place in Show Low in the amount of \$2,923,932: Mary Springer discussed the item and answered questions of the Board. Allison Rainey and Tom Kilty from Urban Edge thanked the Board for the opportunity to work with Navajo County and further discussed the item. Mr. Jayne indicated that Dr. Kartchner and Mary Tyler have been intimately involved in the design of the facility. He further thanked Mary Springer for all her hard work. **Supervisor Tenney made a motion** to approve the Guaranteed Maximum Price for construction of the new Navajo County Health building and site improvements at 9<sup>th</sup> Place in Show Low in the amount of \$2,923,932; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion. Mary indicated that construction will begin immediately.
- b. **NAVAJO COUNTY PUBLIC HEALTH SERVICES DISTRICT Board of Directors Session:** Consideration and possible approval of Health District portion of building construction cost of new Navajo County Health building at 9th Place in Show Low in the amount of \$2,325,000: **Supervisor DeSpain 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. Mary Springer discussed the item and answered questions of the Board. **Supervisor Tenney made a motion** to approve the Health District portion of building construction cost of the new Navajo County Health building at 9<sup>th</sup> Place in Show Low in the amount of \$2,325,000; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion. **Supervisor DeSpain made a motion** to return to regular session; motion seconded by Supervisor Tenney. Vote unanimous approving the motion.
- c. Consideration and possible approval to extend contract for inmate phone services for a period not to exceed 60 days so County staff can evaluate and award new contract: Mary Springer discussed the item and answered questions of the Board. **Supervisor DeSpain made a motion** to extend the contract for inmate phone services for a period not to exceed sixty days so that County staff can evaluate and award a new contract; motion seconded by Supervisor Tenney. Vote unanimous approving the motion.
- d. Consideration and possible approval to renew contract for legislative advocate for the Tomhave Group for fiscal year 2009/2010 in the amount of \$60,000: Mary Springer discussed the item and answered questions of the Board. **Supervisor Thompson made a motion** to approve the renewal of the contract for legislative advocate for the Tomhave Group for fiscal year 2009/2010 in the amount of \$60,000; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion.
- e. Consideration and possible approval of the request from Show Low High School for assistance in an amount not to exceed \$11,000 from District IV Secure Rural Schools Funding: Mary Springer discussed the item. **Supervisor Tenney made a motion** to approve the request from Show Low High School for assistance in an amount not to exceed \$11,000 from District IV Secure Rural Schools Funding; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion.

- f. Consideration and possible adoption of fiscal policies: James Menlove introduced Tiffany Ashworth, Navajo County Grants Administrator who thanked the Board for the opportunity to work for Navajo County and further indicated that she is looking forward to bringing her vision and the vision of Navajo County together. Cris Parisot discussed the item and answered questions of the Board. Supervisor Thompson asked if all concerns were addressed to County Attorney and Supervisor Nez. Mrs. Parisot indicated that all concerns had been addressed. **Supervisor Thompson made a motion** to adopt the fiscal policies; motion seconded by Supervisor Tenney. Vote unanimous approving the motion.

**PUBLIC WORKS:**

- a. Consideration and possible approval to accept the filing of the Petition for County Road maintenance and adopt Resolution Number \_\_\_\_\_-09 accepting Laguna Road and Coronado Drive in White Mountain Lakes Unit Numbers 4 and 14 final plats, into Navajo county Road Maintenance System: Roger Beecroft discussed the item and answered questions of the Board. **Supervisor DeSpain made a motion** to accept the filing of the petition for county road maintenance and to adopt **Resolution Number 60-09**, accepting Laguna Road and Coronado Drive in White Mountain Lakes Unit numbers 4 and 14 final plats into Navajo County road maintenance system; motion seconded by Supervisor Thompson. Vote unanimous approving the motion.
- b. **Public Hearing**: Consideration and possible approval to adopt Resolution Number \_\_\_\_\_-09, a request by Copperwood Investments, LLC for a Zone Change from R1-10 to C-R to allow a Recreational Vehicle Park on APN #403-05-074, a 2.29 acre parcel located in Section 12, Township 13 North, Range 23 East: Chairman Brownlow opened the public hearing. Greg Loper discussed the item. Chairman Brownlow closed the public hearing. **Supervisor Tenney made a motion** to adopt **Resolution Number 61-09**, approving the request by Copperwood Investments, LLC for a Zone Change from R1-10 to C-R to allow a recreational vehicle park on APN #403-05-074, a 2.29 acre parcel located in Section 12, Township 13 North, Range 23 East; motion seconded by Supervisor Thompson. Vote unanimous approving the motion.
- c. **Public Hearing**: Consideration and possible approval to adopt Resolution Number \_\_\_\_\_-09, a request by Copperwood Investments, LLC, for a Special use Permit to allow a Recreational Vehicle Park on APN #403-05-074, a 2.29 acre parcel located in Section 12, Township 13 North, Range 23 East, including recommended conditions: Chairman Brownlow opened the public hearing. Greg Loper discussed the item. Pat Hunning acknowledged the excellent job that Greg Loper and Linda Elliot have done. Chairman Brownlow closed the public hearing. **Supervisor Tenney made a motion** to adopt **Resolution Number 62-09**, approving the request by Copperwood Investments, LLC, for a Special Use Permit to allow a recreational vehicle park on APN #403-05-074, a 2.29 acre parcel located in Section 12, Township 13 North, Range 23 East, including the recommended conditions; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion.
- d. Consideration and possible approval to adopt Resolution Number \_\_\_\_\_-09, supporting the "Southern Navajo County Regional Corridor" Project: Homero Vela discussed the item. **Supervisor Tenney made a motion** to adopt **Resolution Number 63-09**, supporting the "Southern Navajo County Regional Corridor" project; motion seconded by Supervisor Thompson. Vote unanimous approving the motion.
- e. Consideration and possible approval to adopt Resolution Number \_\_\_\_\_-09, that supports the issuance of a Resource Utilization Permit by the Resource Committee of the Navajo Nation, supports waiving all royalties for sand and gravel material (red dog) from Peabody Western Coal Company (PWCC), and also supports the waiving of all royalties and fees for the use of water with the sand and gravel in the repair and maintenance of the road in and adjacent to the Black Mesa area of the Navajo Nation: Homero Vela discussed the item. **Supervisor Thompson made a motion** to adopt Resolution Number 64-09, that supports the issuance of a Resource Utilization Permit by the Resource Committee of the Navajo Nation, supports waiving all royalties for sand and gravel material (red dog) from Peabody Western Coal Company, and also supports the waiving of all royalties and fees for the use of water with the sand and

gravel in the repair and maintenance of the road in and adjacent to the Black Mesa are of the Navajo Nation; motion seconded by Supervisor Tenney. Vote unanimous approving the motion.

**NAVAJO COUNTY FLOOD CONTROL DISTRICT Board of Directors Session: Supervisor Tenney made a motion** to enter into the Navajo County Flood Control District Board of Directors Session; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion.

- a. Consideration and possible approval of the purchase of Assessor's Parcel Number 212-09-029 for \$30,000 as part of a regional drainage improvement project in the Scott's Pine Meadow Subdivision: Trent Larson discussed the item. **Supervisor Tenney made a motion** to approve the purchase of Assessor's parcel number 212-09-029 for \$30,000 as part of a regional drainage improvement project in the Scott's Pine Meadow Subdivision; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion.
- b. Consideration and possible approval of an engineered drainage improvement design in the Scott's Pine Meadow Subdivision: Trent Larson discussed the item. **Supervisor Tenney made a motion** to approve an engineered drainage improvement design in the Scott's Pine Meadow Subdivision; motion seconded by Supervisor Thompson. Vote unanimous approving the motion.

**Supervisor Tenney made a motion** to return to regular session; motion seconded by Supervisor Thompson. Vote unanimous approving the motion.

**NAVAJO COUNTY COOPERATIVE EXTENSION: Annual Report-Presentation only:** Juanita Waits, Steve Campbell and Matt Livingston made a presentation of the Navajo County Cooperative Extension programs and answered questions of the Board.

**BOARD OF SUPERVISORS: Discussion of Board Policies:** Chairman Brownlow discussed the item and indicated that this item will be placed on the next agenda for approval. Mr. Jayne and Brad Carlyon requested that another bullet be placed on the board policies for the Clerk of the Board to be made aware of any and all public records request that comes in to any elected official or department head for the quickest notice. Supervisor DeSpain requested that committee assignments also be placed on the policies and a statement about road funds.

**COUNTY BUSINESS UPDATE: Report from Board Members, County Attorney and County Manager:** Supervisor DeSpain reported on District III. Supervisor DeSpain invited everyone to participate in the Navajo County Fair which will be held on September 16-20, 2009. Supervisor Tenney reported on District IV and offered his sincere and heartfelt thank you to all of Navajo County during his illness. Supervisor Thompson reported on the Hopi transportation meeting. Chairman Brownlow reported on the Resource Advisory Committee. James Jayne welcomed Tiffany Ashworth to our family at Navajo County.

**CALL TO THE PUBLIC:** Supervisor Thompson introduced Council Delegate for Dilcon and Teesto Chapter, Elmer Begay. He extended his gratitude and appreciation to Navajo County staff during the extreme drought that his communities just went through. He further spoke about the Southwest fair.

**ADJOURN** at 11:30 a.m. **Supervisor Thompson made a motion** to adjourn; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion.

**APPROVED:**

**DATE: September 8, 2009**

---

**Jerry Brownlow, Chairman**

**ATTEST:**

---

**Melissa W. Buckley, Clerk of the Board**

**Electronic recording of the Board of Supervisors Meeting is available for review  
upon a Public Records Request**