

**NAVAJO COUNTY BOARD OF SUPERVISORS' MINUTES**  
**TUESDAY, April 27, 2010**

**PRESENT:** Jerry Brownlow, Supervisor; JR DeSpain, Supervisor; Jonathan M. Nez, Supervisor; David Tenney, Supervisor; and Jesse Thompson, Chairman were present.

**9:00 a.m. Call to Order:** Pledge of Allegiance and Invocation was led by **Chairman Thompson**.

**CALL TO THE PUBLIC:** Kelli Bonham was present and addressed the Board regarding Aripine County Road Improvement District. Freddie Hatathlie addressed the Board regarding USDA Rural Housing Development and CDBG grant funds.

**CONSENT AGENDA:** ~~a) Minutes: April 27~~ b) Constable Reports: Holbrook Precinct #1, February and March; Winslow Precinct #2, March; and Pinetop-Lakeside Precinct #6, March 2010 c) Clerk of Superior Court Report March 2010 d) Quarterly Report by County Attorney Bad Check Program January 1, 2010 – March 31, 2010 e) Tax exemptions filed pursuant to A.R.S. §42-11153 as a Request for Redemption of Waiver for four properties f) Reciprocal Parking Intergovernmental Agreement between the City of Show Low and Navajo County g) Intergovernmental Use Agreement for Space use at Indian Wells Chapter h) Sympathy letters to James Menlove and Navajo Nation Councilman Herman Daniels: **Supervisor DeSpain made a motion** to authorize the Chairman to sign the items in the consent agenda as presented; motion seconded by **Supervisor Tenney**. Vote unanimous approving the motion.

**BOARD OF SUPERVISORS:**

- a. Quality Emulsions and Navajo County Recognizing Excellence: Pam Phillips was recognized for her outstanding performance in the Public Fiduciary's Office. Pam Phillips thanked the Board for the recognition.
- b. Presentation to retiring Deputy Clerk of the Board Lorinda Brown: Chairman Thompson presented Lorinda Brown with a plaque for her retirement. The Board thanked Lorinda for her hard work and wished her well. Chairman Thompson indicated that there will be a reception held today, in the Board Chambers from 2:00 p.m. to 4:00 p.m.
- c. Consideration and possible approval of a proclamation declaring the first week in May as Elks National Youth Week: Melissa Buckley and Cindy Allen discussed the item. **Supervisor DeSpain made a motion** to approve the proclamation as presented; motion seconded by **Supervisor Tenney**. Vote unanimous approving the motion.

**HUMAN RESOURCES:** Consideration and possible approval of Personnel Actions: Gail Calisen reviewed the 34 item personnel action report. **Supervisor Brownlow made a motion** to authorize the Chairman to sign the personnel action report as presented; motion seconded by **Supervisor Tenney**. Vote unanimous approving the motion.

**NAVAJO COUNTY PUBLIC HEALTH SERVICES DISTRICT Board of Directors Session:** **Supervisor Tenney made a motion** to enter into the Navajo County Public Health Services District Board of Directors Session; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.

- a. Consideration and possible approval of a Memorandum of Understanding between Navajo County and Community Counseling Centers: Don Walker discussed the item. **Supervisor DeSpain made a motion**

to approve the Memorandum of Understanding between Navajo County and Community Counseling Centers; motion seconded by **Supervisor Tenney**. Vote unanimous approving the motion.

- b. Consideration and possible approval of the Navajo County Board of Supervisors participation in the Navajo County Public Health District's Emergency Preparedness and Response Plan: Don Walker discussed the item and answered questions of the Board. **Supervisor Brownlow made a motion** to authorize the Chairman to sign the letter as presented and approve the participation in the Navajo County Public Health District's Emergency Preparedness and Response Plan; motion seconded by **Supervisor Tenney**. Vote unanimous approving the motion.

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

**SHERIFF:** Consideration and possible approval for the Sheriff's Office to enter into an agreement with the U.S. Department of Justice, Drug Enforcement Administration, for Cannabis Eradication grant in the amount of \$2,000 for the grant year of 2010: Brad Carlyon discussed the item. **Supervisor Tenney made a motion** to approve the Sheriff's Office to enter into an agreement with the U.S. Department of Justice, Drug Enforcement Administration, for Cannabis Eradication grant in the amount of \$2,000 for the grant year of 2010; motion seconded by **Supervisor DeSpain**. Vote unanimous approving the motion.

**ASSESSOR:** Presentation to the Board of Supervisors and the public showing how valuations are determined and how the valuations are used to calculate tax dollars: Cammy Darris, County Assessor made a presentation to the Board of Supervisors and the public showing how valuations are determined and how the valuations are used to calculate tax dollars. Mrs. Darris answered questions of the Board.

**JOSEPH CITY FIRE DISTRICT/ELECTIONS:** Consideration and possible approval to convert the Joseph City Fire District from a Fire District governed by an Elected Chief and Secretary Treasurer to a District governed by a five-person governing board, to be effective beginning with the first terms of office that will commence immediately after the next regular election for the Joseph City Fire District and after the effective date of H.B. 2666 (to be codified as new A.R.S. 48-804 (D): **Supervisor DeSpain indicated that he has a conflict due to his son Rusty DeSpain being the Fire Chief for Joseph City Fire District and left the room at 10:07 a.m.** Jason Moore discussed the item and answered questions of the Board. Rusty DeSpain discussed the item further and indicated that this is something that the District has been working towards. He indicated that there is a current advisory board and four of the five members are willing to continue. **Supervisor Brownlow made a motion** to approve to convert the Joseph City Fire District from a Fire District governed by an Elected Chief and Secretary Treasurer to a District governed by a five-person governing board, to be effective beginning with the first terms of office that will commence immediately after the next regular election for the Joseph City Fire District and after the effective date of H.B. 2666 (to be codified as new A.R.S. 48-804 (D)); motion seconded by **Supervisor Tenney**. Vote unanimous approving the motion.

**Supervisor DeSpain is now present at 10:15 am**

**WHITE MOUNTAIN LAKES RECREATION IMPROVEMENT DISTRICT Board of Directors Session:** **Supervisor Tenney made a motion** to enter into the White Mountain Lakes Recreation Improvement District Board of Directors Session; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion. Jason Moore and Don Anderson Cosgrove addressed the items and answered questions of the Board.

- a. Consideration and possible approval of appointment of Don Anderson Cosgrove as Advisory Committee Chair: **Supervisor DeSpain** gave some background information regarding White Mountain Lakes Recreation Improvement District and **made a motion** to approve the appointment of Don Anderson

Cosgrove as Advisory Committee Chair; motion seconded by **Supervisor Tenney**. Vote unanimous approving the motion.

- b. Consideration and possible approval of appointment of Gregory Kroeger as Advisory Committee Vice-Chair: **Supervisor DeSpain made a motion** to approve the appointment of Gregory Kroeger as Advisory Committee Vice-Chair; motion seconded by **Supervisor Tenney**. Vote unanimous approving the motion.
- c. Consideration and possible appointment of committee person to fill the existing vacancy: **Supervisor DeSpain made a motion** to appointment Angela Garling as the committee person to fill the existing vacancy; motion seconded by **Supervisor Tenney**. Vote unanimous approving the motion.

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

**WORKFORCE INVESTMENT ACT:** Consideration and possible approval of Contract #DE101049001, Amendment #2 to increase Workforce Investment Act Youth funding by \$9,388 with the acceptance of High Concentration of Eligible Youth funds: Jason Cash discussed the item. **Supervisor Brownlow made a motion** to approve Contract #DE101049001, Amendment #2 to increase Workforce Investment Act Youth funding by \$9,388 with the acceptance of High Concentration of Eligible Youth funds; motion seconded by **Supervisor Tenney**. Vote unanimous approving the motion.

#### **FINANCE/PURCHASING:**

- a. Consideration and possible award of Contract #F10-02-01, to the most responsive and responsible bidder for the Bank Servicing Agreement to perform the duties of the servicing bank for Navajo County: John Swanson and Treasurer Manny Hernandez discussed the item and answered questions of the Board. **Supervisor DeSpain made a motion** to award Contract #F10-02-01 to Wells Fargo; motion seconded by **Supervisor Tenney**. Vote unanimous approving the motion.
- b. Consideration and possible approval of the request from Winslow Unified School District for assistance with the drug free graduation night celebration in the amount of \$500.00 from District III and \$500.00 from District II Secure Rural Schools Funding: Mary Springer discussed the item. Chairman Thompson asked that we move this item to May 11.
- c. Consideration and possible approval of the request from Snowflake Unified School District for assistance with the drug free graduation night celebration in the amount of \$500.00 from District III and \$5,500 from District IV Secure Rural Schools Funding: Mary Springer discussed the item. **Supervisor DeSpain made a motion** to pay half of the \$6000, \$3000 from District III and \$3000 from District IV; motion seconded by **Supervisor Tenney**. Vote unanimous approving the motion.
- d. Consideration and possible approval of the request from Holbrook Unified School District for assistance with the drug free graduation night celebration in the amount of \$500.00 from District III Secure Rural Schools Funding (Mary Springer) Supervisor DeSpain asked that the item be continued to May 11
- e. County Finance Update/State Budget Update: James Menlove discussed the item. James Jayne made further comments. Supervisor DeSpain made comments regarding our employees and communities.

#### **PUBLIC WORKS:**

- a. Consideration and possible approval of Task Agreement Number 6 to the Memorandum of Agreement between Bureau of Indian Affairs (BIA), Fort Apache Agency and Navajo County for the purchase of 7,500 gallons of diesel fuel in an amount not to exceed \$21,996.00 and 200 tons of Asphalt Cold Mix in an amount not to exceed \$19,576.00 from District V Special Road Funds: Homero Vela discussed the item. Virgil Benson addressed the Board. Supervisor Brownlow made comments regarding HURF monies. **Supervisor Brownlow made a motion** to approve the Task Agreement Number 6 to the

Memorandum of Agreement between Bureau of Indian Affairs (BIA), Fort Apache Agency and Navajo County for the purchase of 7,500 gallons of diesel fuel in an amount not to exceed \$21,996.00 and 200 tons of Asphalt Cold Mix in an amount not to exceed \$19,576.00 from District V Special Road Funds; motion seconded by **Supervisor DeSpain**. Vote unanimous approving the motion.

- b. **PUBLIC HEARING:** Consideration and possible adoption of the proposed Fee Changes and Refund Policy for the Planning & Zoning Division which includes Building: Homero Vela and Greg Loper discussed the item. Chairman Thompson opened the public hearing. There being no response, Chairman Thompson closed the public hearing. **Supervisor Tenney made a motion** to adopt the proposed fee changes and refund policy for the Planning and Zoning Division which includes building, becoming effective July 1, 2010; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.

**NAVAJO COUNTY FLOOD CONTROL DISTRICT Board of Directors Session:** Consideration and possible approval of an amendment to the Joint Funding Agreement Number 09W4AZ01600 between the United State Geological Survey (USGS) and Navajo County for additional maintenance of 3 stream-flow gages, an amount not to exceed \$18,000: **Supervisor Brownlow 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. Trent Larson discussed the item and answered questions of the Board. **Supervisor DeSpain made a motion** to approve the amendment to the Joint Funding Agreement Number 09W4AZ01600 between the United State Geological Survey (USGS) and Navajo County for additional maintenance of 3 stream-flow gages, an amount not to exceed \$18,000; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion.

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

**COUNTY BUSINESS UPDATE:** Report from Board members, County Attorney and County Manager: Supervisor Brownlow reported on two meetings with the Forest Service. Supervisor DeSpain thanked Greg Loper for attending the ARENA meeting with him and indicated that he is looking forward to getting the new bridge in Joeseph City. Supervisor Nez reported on District I, reporting that he has had a lot of people helping out with the roads. Supervisor Tenney reported on the continued progress with Forest Service Issues. Chairman Thompson reported on the Victims Rights Symposium.

**ADJOURN:** At 11:35 a.m. **Supervisor Tenney made a motion** to adjourn; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.

**APPROVED:**

**DATE: May 11, 2010**

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**Jesse Thompson, Chairman**

**ATTEST:**

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

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