

**NAVAJO COUNTY BOARD OF SUPERVISORS' MINUTES**  
**TUESDAY, February 22, 2011**

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

**9:07 a.m. Call To Order:** Pledge of Allegiance and Invocation was led by **Supervisor Jesse Thompson.**

**CALL TO THE PUBLIC:** Donna Denzor made comments to the Board in opposition to Wind Energy.

**CONSENT AGENDA:** a) Minutes: February 8, 2011 b) Constable Reports: Show Low Precinct #5, January; Snowflake Precinct #3, January; and Pinetop-Lakeside Precinct #6, January, 2011 c) Justice Court Reports: Holbrook #1, January; Winslow #2, January; Snowflake #3, January; Kayenta #4, January; Show Low #5, January; and Pinetop #6, January, 2011 d) Juvenile Justice System Report January 2011 e) Clerk of Superior Court Report January 2011 f) Contract signed by County Manager per Board of Supervisors Resolution: Contract for Professional Services with JG Engineering, Incorporated for Chevelon Creek Bridge Rehabilitation in the amount of \$15,792.00 g) Sympathy Letter to Supervisor Jesse Thompson and Shirley Hunt h) Name an existing road in the Pinedale/Clay Springs area to "Rusty Spur Road" in Section 10, Township 18 North and Range 18 East i) Appointment of Fred Shupla as a member to the Planning & Zoning Commission for District II j) Memorandum of Understanding regarding Four Forest Restoration Initiative k) Letter to Congressman Paul Gosar regarding PILT funding: **Supervisor DeSpain** made a motion to approve the consent agenda as printed; motion seconded by **Supervisor Nez. Vote unanimous approving the motion.**

**BOARD OF SUPERVISORS:** RSC Rental Corporation and Navajo County Recognizing Excellence: Chairman Tenney indicated that this item has been pulled.

**HUMAN RESOURCES:** Consideration and possible approval of Personnel Actions: Gail Calisen reviewed the 19 item personnel action report. **Supervisor Thompson** made a motion to approve the personnel action report as presented; motion seconded by **Supervisor Brownlow. Vote unanimous approving the motion.**

**NAVAJO COUNTY PUBLIC HEALTH SERVICES DISTRICT Board of Directors Session: CONSENT AGENDA:** a) Professional Services Agreement between Navajo County Public Health Services District and Connie Baine, Registered Dental Hygienist to complete services for the Regional Oral Health Coordinator contract with the Arizona Department of Health Services from February 1, 2011 to January 31, 2012 b) Amendment #3 of Contract #HG061078 with the Arizona Department of Health Services for the Dental Sealant Program for January 1, 2011 to September 30, 2014: **Supervisor DeSpain** 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.** Dr. Wade Kartchner discussed the two items on consent. **Supervisor DeSpain** made a motion to approve the items on the consent agenda; motion seconded by **Supervisor Brownlow. Vote unanimous approving the motion.** **Supervisor DeSpain** made a motion to return to regular session; motion seconded by **Supervisor Thompson. Vote unanimous approving the motion.**

**ADMINISTRATION:** Presentation on Weather Modification: Rand Decker from Northern Arizona University gave a presentation on Snowpack Maintenance and Augmentation in Arizona and answered questions of the Board of Supervisors and visitors.

**FINANCE:**

- a. Legislative/County Finance Update: James Menlove gave a brief presentation on the County Finance Update. Hunter Moore gave a presentation on the Legislative Update. Mr. Jayne introduced Hillary Badger who currently works with AACo as an Administrative Assistant. Mr. Jayne indicated that Ms. Badger is considering Navajo County as one of the Counties to intern at this summer. Hillary addressed the Board.  
**9:54 a.m. Supervisor Nez left the meeting.**
- b. Consideration and possible adoption of amended Budget Guidelines for Fiscal Year 11/12: James Menlove discussed the item and answered questions of the Board. **Supervisor Brownlow** made a motion to adopt the amended Budget Guidelines for Fiscal Year 11/12; motion seconded by **Supervisor DeSpain**. Vote unanimous approving the motion.

**PUBLIC WORKS:**

- a. Consideration and possible approval of the expenditure of an amount not to exceed \$4,000.00 from District III Special Road Funds to pulverize Silver Creek Drive for the White Mountain Lakes Special Road District #2: Homero Vela discussed the item and answered questions of the Board. **Supervisor DeSpain** made comments and further made a motion to approve the expenditure of an amount not to exceed \$4,000.00 from District III Special Road Funds to pulverize Silver Creek Drive for the White Mountain Lakes Special Road District #2; motion seconded by **Supervisor Thompson**. Vote unanimous approving the motion.  
**NAVAJO COUNTY FLOOD CONTROL DISTRICT Board of Directors Session:** Consideration and possible approval of the match funding contribution request from the Army Corps of Engineers for the amount of \$204,000.00: **Supervisors Thompson** 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 match funding contribution request from the Army Corps of Engineers for the amount of \$204,000.00; motion seconded by **Supervisor Thompson**. Vote unanimous approving the motion. **Supervisor DeSpain** made a motion to return to regular session; motion seconded by **Supervisor Thompson**. Vote unanimous approving the motion.
- b. Consideration and possible approval of an amendment to the existing Special Use Permit for expansion of Waltner's RV Park: Greg Loper indicated that staff was withdrawing this item.
- c. **PUBLIC HEARING:** Consideration and possible adoption of **Ordinance Number 01-11**, approving the Text Amendment to the Navajo County Zoning Ordinance to add Article 16A regarding the regulation of Medical Marijuana: Greg Loper discussed the item and answered questions of the Board. Chairman Tenney opens the Public Hearing, there being no comment, closed the public hearing. Brad Carlyon made comments regarding school age children. **Supervisor DeSpain** made a motion to adopt **Ordinance Number 01-11**, approving the Text Amendment to the Navajo County Zoning Ordinance to add Article 16A regarding the regulation of Medical Marijuana; motion seconded by **Supervisor Brownlow**. Further discussion was held on the item. **Supervisor DeSpain, Supervisor Brownlow and Chairman Tenney voted in favor of the adoption of Ordinance Number 01-11; Supervisor Thompson opposed the motion.**
- d. **PUBLIC HEARING:** Consideration and possible adoption of **Ordinance Number 02-11**, approving the Text Amendment to Article 16 of the Navajo County Zoning Ordinance regarding the regulation of Adult Oriented Business: Greg Loper discussed the item. Chairman Tenney opened the public hearing, there being no comment, closed the public hearing. **Supervisor DeSpain** made a motion to adopt **Ordinance Number 02-11**, approving the Text Amendment to Article 16 of the Navajo County Zoning

Ordinance regarding the regulation of Adult Oriented Business; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion.

**COUNTY BUSINESS UPDATE:** Report from Board members, County Attorney and County Manager: **Supervisor Thompson** gave a brief update from District II. **Supervisor Brownlow** thanked the Chairman for his work at the legislature and with the Four Forest Restoration Initiative. He also thanked Mr. Carlyon and the Sheriff for their work down at the Capitol. **Supervisor DeSpain** presented the Board with a poster from the Hashknife Sheriff's Posse and thanked Chairman Tenney for his work on the budget. Mr. Jayne gave a brief update on his meetings. Mr. Carlyon indicated that there will be a Veterans Day Parade in Show Low on Saturday May 28 and the Family Advocacy Center May Day at Elks Lodge in Show Low. Chairman Tenney reported on the Legislation, Assessor's Bill, and thanked the Elected Officials.

**ADJOURN:** At **11: 27 p.m.** **Supervisor DeSpain** made a motion to adjourn; motion seconded by **Supervisor Thompson**. Vote unanimous approving the motion.

**1:07 p.m. WORK SESSION:** Pursuant to ARS § 38-431.02 and ARS § 38-431 (3), notice is hereby given to the members of the Navajo County Board of Supervisors and to the General Public that a quorum of the Board of Supervisors may be present in the Board Chambers to conduct a work session for discussion on the redistricting process where no official action will be taken. Mr. Jayne introduced Mr. Bruce Adelson, Federal Compliance Consulting LLC and Mr. Tony Sissons, President Research Advisory Services Inc. Bruce Adelson addressed the Board. Mr. Sissons made a presentation to the Board regarding redistricting. Discussion was held. Mr. Adelson addressed the Board regarding the Department of Justice requirements.

**APPROVED:**

**DATE: March 8, 2011**

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**David Tenney, 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**