

NAVAJO COUNTY BOARD OF SUPERVISORS' MINUTES
Tuesday, October 28, 2014

PRESENT: Jason E. Whiting, Supervisor; Jonathan M. Nez, Supervisor; Dawnafe Whitesinger, Supervisor; David Tenney, Supervisor; and Jesse Thompson, Chairman were present.

9:00 a.m. Call To Order: Pledge of Allegiance and Invocation led by **Supervisor Nez.**

BOARD OF SUPERVISORS: Administering of the Oath of Office to Supervisor Jason E. Whiting: Judge Michala Ruechel administered the Oath of Office to **Jason E. Whiting.** **Supervisor Whiting** addressed the public and thanked the Board of Supervisors for giving him the opportunity to serve as a Board of Supervisor, District III. He spoke about his family who has lived in this area for many generations. He expressed appreciation to his parents, wife and family for all their support. He indicated he looks forward to working with everyone in his new capacity. **Supervisor Whiting** introduced his family and thanked everyone for being there. **Chairman Thompson** spoke of the process that it took to get to this point and indicated that there were many good people that applied for this position. **Chairman Thompson** welcomed **Supervisor Whiting** to the Board.

CALL TO THE PUBLIC: Karen MacKean addressed the Board regarding the voting act and stated that the Recorder has continued to have early voting sites on the tribal reservations. Ms. MacKean spoke of the Kirkpatrick campaign's solicitation of votes. She indicated that no other voting sites were set up in other parts of Navajo County. Ms. MacKean stated she felt this was unconstitutional. She asked the Board to put a hold on these ballots, and to have this issue put on the agenda of a future Board of Supervisor's meeting. **Chairman Thompson** indicated that our intention and position has always been to get people to vote. Steven Slaton addressed the Board and indicated he is a member of Americans for Prosperity. He expressed concerns regarding early voting on the reservation. He stated that he felt this is in violation of the United States Constitution. Mr. Slaton reported that the Early Ballots that are sent out, need to be checked more carefully for those individuals who no longer reside in the County. Mr. Slaton indicated he was concerned about the assistance given to individuals who cannot read at the polls. He said he felt many individuals were being told and influenced on how to vote. Terry Hill addressed the Board regarding Veterans Day on November 11th. He indicated at 10:00 a.m. in Show low, VFW Post 9907 will be conducting a Veteran's Day Ceremony at the Veteran's Memorial Monument by the library. Mr. Hill welcomed all to attend. Mr. Hill indicated the Elks Lodge 209, the VFW Post 9907, and the American Legion Post 76, all of Show Low, will be holding the 25th Annual Veterans Dinner on November 8th. He stated all veterans of the county are invited to the dinner, which will begin at 6 p.m. at the Elks building on Whipple in Show Low. Pat Sarcoz addressed the Board regarding the White Mountain Lakes Recreation Improvement District. She spoke about her concerns and situations of the Lake Patrol, and the rules and regulations regarding the use the lake. Mrs. Sarcoz stated she owns 25 properties in the White Mountain Lakes District. She reported herself, many of the renters, and property owners have been denied access to the lake, if they are late on their taxes. Mrs. Sarcoz requested the Board to look into her concerns of mistreatment, for herself and many other individuals who are tenants. **Chairman Thompson** asked that the staff speak with Mrs. Sarcoz. Norma Chestnut thanked the Board of Supervisors for allowing her the chance to address issues with the White Mountain Lakes Recreation Improvement District regarding deeded property owner's denial of the usage of the White Mountain Lake privileges; specifically with the Advisory Chairman of the Board, the Lake Patrol, and the members of the Board. Mrs. Chestnut indicated a formal complaint letter dated 7/14/2014, was sent to various Navajo County departments, including the Navajo County Attorney's office, which was signed as received, by the various offices, by return

receipt on 7/15/2014. Mrs. Chestnut indicated as of yet, there has been no response to the letter of complaint from any of the Navajo County offices or the Navajo County Attorney. She indicated the complaint addressing the interpretation of the Board members, concerning deeded owner's lake privileges, has not been resolved. Mrs. Chestnut indicated they feel the White Mountain Lakes District Board is biased and they are going by their own rule book titled, "White Mountain Lakes County Recreation Improvement District, Rules and Regulations, May 2011". She indicted this has been an ongoing issue with other tax paying property owners, who have complaints with the White Mountain Lakes District's Board members and Lake Patrol, and there has been no resolutions made. She indicated the Board Chairman, who is also a Navajo County Sheriff Deputy, in their opinion was intimidating, when he conducted the lake committee meeting, where he came fully dressed in his uniform, with badge and gun. She stated he arrived in a county patrol vehicle, to their first committee meeting. The Chairman stated that he would take their complaints to the Navajo County Attorney. She indicated at the 2nd committee meeting, the Chairman of the Advisory Committee meeting denied their request, and left everything as "status quo". She indicated that when they asked the Chairman if he took the matter up with the County Attorney, as he said he would, his reply was "no". Mrs. Chestnut indicated the Chairman stated that they would have to take this up with the Board of Supervisors. Mrs. Chestnut indicated that the prospective property owners and title companies, should be fully informed of the White Mountain Lakes District's rules and regulations; and enforce restrictions prior to the purchase of any property in the White Mountain Lakes District area. Mrs. Chestnut asked why the breakdown of the White Mountain Lakes 2014 parcels of the White Mountain Lakes Special District Tax is the highest of all their property taxes. She indicated they are higher than the school taxes and the fire department taxes. She asked why certain deeded owners are being taxed and then denied lake privileges. Mrs. Chestnut asked the Board of Supervisors to investigate this complaint and respectfully requested a written response to the complaint and outcome. **Chairman Thompson** thanked all for their comments.

CONSENT AGENDA: a) Minutes: October 14, 2014 and October 17, 2014 Special Meeting b) Constable Reports: Show Low Precinct #5, September and Pinetop-Lakeside #6, September 2014 c) Contract 2015-405d-034 with Governor's Office of Highway Safety for \$7,109 for capital equipment to support and enhance the Impaired Driver/DUI enforcement program d) Reissuance of Stale Dated Checks e) Contract signed by County Manager per Board of Supervisors Resolution: Contract with Aztec Land and Cattle Company, Limited to remove gravel from the gravel pit near Woodruff f) Thank you letters to all District III Supervisor Candidates: **Supervisor Tenney made a motion** to authorize the Chairman to sign the items in the consent agenda as presented; motion seconded by **Supervisor Whitesinger**. Vote unanimous approving the motion.

EMPLOYEE RECOGNITION: Navajo County Recognizes **Mindy Hunt**, Clerk of the Superior Court; **Delton Jenkins**, Facilities Management; **Matt Molique**, Adult Probation; and **Paige Peterson**, Finance for their excellence in personal performance far exceeding organization expectations: Kimberly Eavenson recognized Mindy Hunt, Delton Jenkins, Matt Molique and Paige Peterson for their outstanding performance to Navajo County. A short video of the employee recognition was shown. Mrs. Eavenson thanked each of the employees and honored them with a certificate of recognition, a \$50.00 gift card and a leaf to put on the employee recognition tree.

HUMAN RESOURCES:

- a. Personnel Service Awards: Congratulations to the following employees for their continued service to Navajo County: **Tony Peterson** (Clerk of Superior Court) 5 years; **Thomas Peterson** (Sheriff's Office) 5 years; **Gary Franks** (Superior Court) 5 years; **Dusti Morrow** (Snowflake Justice Court) 5 years; **Amy Ferguson** (County Attorney's Office) 10 years; **Maria Nevarez** (Adult Probation) 10 years; **Sheena Valdez** (Adult Probation) 15 years; **Brett Schmitt** (Public Works) 30 years of service: Kimberly

Eavenson recognized Tony Peterson, Thomas Peterson, Gary Franks, Dusti Morrow for their 5 years of service to Navajo County; Amy Ferguson and Maria Nevarez for their 10 years of service to Navajo County; Sheena Valdez for her 15 years of service to Navajo County; and Brett Schmitt for his 30 years of service to Navajo County.

- b. Consideration and possible approval of Personnel Actions: Kimberly Eavenson reviewed the 25 item personnel action report. **Supervisor Tenney made a motion** to approve the personnel actions as presented; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.

NAVAJO COUNTY PUBLIC HEALTH SERVICE 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 Whitesinger**. Vote unanimous approving the motion.

a. **CONSENT AGENDA:**

- i) Lease Agreement between Baldwin Jones Properties, LLC and Navajo County Public Health Services District for office space, including utilities and cleaning expenses in Snowflake for the Woman Infant Children (WIC) and Nutrition Programs for October 1, 2014 to September 30, 2015 in the amount of \$1,290.00/month:
- ii) Contract #ADHS 15-079320 with the Arizona Department of Health Services for Public Health Accreditation in the amount of \$51,012.01 from October 1, 2014 to September 30, 2015:
Mary Herring indicated the two consent items are of a continuing nature. **Supervisor Nez made a motion** to approve the consent agenda as presented; motion seconded by **Supervisor Tenney**. Vote unanimous approving the motion.
- b. Consideration and possible approval of a Professional Services Agreement with Gayle Carroll, RDH for Dental Hygiene services through the Arizona First Things First, Navajo Nation, Oral Health Fluoride Program effective October 1, 2014 to June 30, 2015 in the amount of \$45.00/per hour: Mary Herring addressed the Board. **Supervisor Nez made a motion** to approve the Professional Services Agreement with Gayle Carroll, RDH for Dental Hygiene services through the Arizona First Things First, Navajo Nation, Oral Health Fluoride Program effective October 1, 2014 to June 30, 2015 in the amount of \$45.00/per hour; motion seconded by **Supervisor Whitesinger**. Vote unanimous approving the motion.
- c. Consideration and possible approval of a Professional Services Agreement with April Pohlman, RDH for Dental Hygiene services through the Arizona First Things First, Navajo Nation, Oral Health Fluoride Program effective October 1, 2014 to June 30, 2015 in the amount of \$45.00/per hour: Mary Herring discussed the item. **Supervisor Tenney made a motion** to approve the Professional Services Agreement with April Pohlman, RDH for Dental Hygiene services through the Arizona First Things First, Navajo Nation, Oral Health Fluoride Program effective October 1, 2014 to June 30, 2015 in the amount of \$45.00/per hour; motion seconded by **Supervisor Whitesinger**. Vote unanimous approving the motion. **Supervisor Nez made a motion** to return to regular session; motion seconded by **Supervisor Tenney**. Vote unanimous approving the motion.

WORKFORCE INVESTMENT ACT: Consideration and possible approval of a merger with Gila County: Susan Tegmeyer addressed the Board regarding the process of the merger with Gila County, with the Navajo and Apache County Workforce Partnership. Ms. Tegmeyer indicated the State has been looking to merge organizations and to consolidate programs. She stated this merger is beneficial for the counties who share similar needs and demographics to share resources and administrative expenses. She reported the State has provided \$50,000.00 to assist with the merger, and there will be no additional cost to the County. She indicated Gila County has a great program and the sharing of ideas and “best practices” is good in terms of growth for the program, in doing a better job of serving our clients. Ms. Tegmeyer indicated she looks forward to working with Gila County as their goals, mission, and team mesh with our vision. James Jayne, County Manager thanked Mrs.

Tegmeyer for her vision for the Navajo, Apache Region that she covers. Mr. Jayne commended her for her great example of public management, in doing government differently to become more effective. Ms. Tegmeyer expressed appreciation to her team. Melissa Buzan, the Gila County Community Services Director addressed the Board and expressed how great it is to work with Ms. Tegmeyer. Ms. Buzan stated Gila County is very excited to work with Apache and Navajo Counties. **Supervisor Tenney made a motion** to approve the merger with Gila County; motion seconded by **Supervisor Whitesinger**. Vote unanimous approving the motion.

FINANCE:

- a. **Notice of CDBG Funding Cycle:** Lynda Young addressed the Board and gave a review of the Fiscal Year 2015-2016 Arizona Department of Housing, Community Development Block Grant program funding cycle. She reported Navajo County will receive approximately \$370,000.00 this funding cycle. Ms. Young reported that Navajo County will be applying for these funds, which will be used to benefit low income persons in the areas, eliminate slum blight, or address an urgent need in the communities. Ms. Young indicated there will be two public hearings, to gather public input on the use of the Community Development Block Grant funding for specific projects. She stated this hearings will be held on Monday, November 3rd. She stated one hearing will be held in Show Low, at the Frontier Conference room from 3:00 p.m. to 4:00 p.m., and the other hearing will be at the Navajo County Complex in Holbrook from 6:00 p.m. to 7:00 p.m. Ms. Young indicated the staff will present the suggested projects to the Board of Supervisors for approval, after which the staff will work with the Northern Arizona Council of Governments directly for their assistance. Ms. Young stated the projects decided upon will then be brought to the Arizona Department of Housing for approval, after which the process will be started. Ms. Young reported that four CDBG projects have been completed within the 2014 Fiscal Year, for the Senior Centers. She indicated they are finishing the Snowflake Academy project, with the use of CDBG funds.
- b. **County Finance Update:** James Menlove presented the first budget update for Fiscal Year 2015. Mr. Menlove stated the County is holding its expenses. He indicated that the bottom line projection is early in the year and the County is conservative at this point. Mr. Menlove stated he hopes to be in the black by the end of the year. **Chairman Thompson** thanked Mr. Menlove for his efforts and indicated that we continue to look for additional revenues. **Supervisor Tenney** indicated the County usually projects lower than the State. **Supervisor Tenney** stated we are trying to find ways to fill the gap with other revenue sources.

COUNTY BUSINESS UPDATE: Report from Board members, County Attorney and County Manager: **Supervisor Whiting** gave a report from District III, indicating that he attended the Holbrook Chamber mixer and appreciated the invitation. He indicated that he has already been busy meeting with constituents and looks forward to being involved with the County. **Supervisor Nez** congratulated and welcomed **Supervisor Whiting** and recognized Michael Whiting, the Apache County Attorney. **Supervisor Nez** reported on the road projects within his district. **Supervisor Nez** reported there is a need for a direct paved route on the reservation, to get to the county seat in Holbrook, from the Kayenta area. He stated he would like ADOT to take that direct access road, if paved, into their maintenance program. **Supervisor Nez** indicated he has been advocating with ADOT for more road infrastructure and monies to assist the region. **Supervisor Whitesinger** reported serving on the Sunrise Park Resort Board of Directors. She stated that this is the 3rd year they have been an enterprise, in protecting it financially and allowing it to grow. **Supervisor Whitesinger** indicated they are moving into their 3rd snow season and are hoping to hire approximately 400 employees. She indicated there was a job fair and that this week is the start of the interview process. **Supervisor Whitesinger** stated she is trying to establish a workforce of tribal communities and non-tribal communities. She reported the Board made a presentation to the Tribal Council and appreciates their support. **Supervisor Whitesinger** indicated at the 2014 American Indian Excellence in Leadership in Phoenix, the Sunrise Park Resort is being honored as the Business of the Year. She stated this is an

honor and really exciting for their community, as it supports the local economy. She further reported she served on a national board called Conservation Legacy. She stated it supports youth in serving on conservation projects within communities and the National Parks. **Supervisor Whitesinger** stated a Board Retreat is coming up for the White Mountain Youth Corp and local students that have participated. She stated she is very proud to support the youth. **Supervisor Tenney** indicated he is happy to be working with **Supervisor Whiting**. He reported from District IV regarding natural resources and our forests. He reported he and Hunter Moore attended the Healthy Forests-Vibrant Economy Conference in Scottsdale hosted by SRP. **Supervisor Tenney** indicated he met with Duane Vaagen, to discuss getting a mill in our region similar to the sawmill they have Colville, Washington. **Supervisor Tenney** stated because they are working with 4FRI to get 30,000.00 acres restored, the daily combined processing capability of all the White Mountain sawmills do not equal the processing capability of the Colville, WA sawmill. **Supervisor Tenney** indicated he is putting together a group to tour the Vaagen Brothers Lumber facility with Senator Flake, Senator McCain, SRP, the Arizona Commerce Authority and others, to get the vision of what we want to do here in Navajo County. **Supervisor Tenney** indicated he participated in the 4FRI meeting and a natural resource working group meeting; he also attended a meeting with Doug Ducey, candidate for Governor and Congresswoman Ann Kirkpatrick's office. James Jayne indicated he attended the Heber-Overgaard Chamber meeting and mixer in behalf of **Supervisor Tenney**. He reported the Chamber acknowledged Chief Molesa and the Navajo County Sheriff's office in their increased presence and partnership within the Heber-Overgaard community. Mr. Jayne reported the Mogollon Complex and the Public Works team are doing a great job to help partner with the Heber-Overgaard citizens, with their road infrastructure. Mr. Jayne indicated the County received a thank you card from their Senior Center, thanking the Public Works team for their assistance with repairing the parking lot entrance at the Senior Center. Mr. Jayne thanked Melissa Buckley, Clerk of the Board for her leadership with the Breast Cancer Awareness Campaign. Mrs. Buckley reported that for Breast Cancer Awareness month, the Navajo County employees raised \$1095.00, from the pink shirts and the ribbons, they purchased. She indicated the proceeds will be presented to the Summit Healthcare Cancer Center. Mrs. Buckley reported her daughter Elizabeth Perry, a junior at Arizona State University, is part of the 2014 ASU Homecoming Royalty Court. **Chairman Thompson** gave a report from District II. He indicated he attended the Navajo Nation fall session, where **Supervisor Nez** serves as a Council Delegate. He stated they covered many issues. **Chairman Thompson** reported he attended the Northern Arizona Council of Governments, Economic Development meeting for CDBG funding. He reported he attended the Navajo Nation, Tuba City Fair, where he also met with many relatives. He spoke of a special meeting he attended to discuss the BIA contract. **Chairman Thompson** indicated there will be a Meet & Greet in the Code Talkers Conference room at 11:00 a.m. for **Supervisor Whiting**.

ADJOURN: At 10:20 a.m. **Supervisor Tenney made a motion** to adjourn; motion seconded by **Supervisor Whitesinger**. Vote unanimous approving the motion.

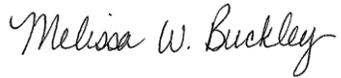
APPROVED:

DATED: November 10, 2014

A handwritten signature in cursive script that reads "Jesse Thompson".

**Jesse Thompson, Chairman
Navajo County Board of Supervisors**

ATTEST:

A handwritten signature in cursive script that reads "Melissa W. Buckley".

**Melissa W. Buckley, Clerk
Navajo County Board of Supervisors**