

NAVAJO COUNTY BOARD OF SUPERVISOR'S MINUTES
Tuesday, July 26, 2016

PRESENT: Dawnafe Whitesinger, Supervisor; Steve Williams, Supervisor; and Jason Whiting, Chairman were present in person. Robert Black, Supervisor; and Jesse Thompson, Supervisor, were unable to be present as they are both attending the NACo Conference in California.

9:08 a.m. Call To Order: Pledge of Allegiance and Invocation led by **Supervisor Williams**.

CALL TO THE PUBLIC: **Chairman Whiting** stated that the hearts and prayers of Navajo County are with the victims in France. **Chairman Whiting** invited those wanting to speak to speak either during call to the public or during the item for which they are present, and each chose to speak during the item for which they are present.

CONSENT AGENDA: a) Minutes: June 28, 2016; July 12, 2016 b) Constable Reports: Holbrook, Precinct #1, June; Winslow, Precinct #2, June; Pinetop-Lakeside, Precinct #6, June, 2016 c) Intergovernmental Agreement between Navajo County Recorder and Joseph City Fire District, Heber Domestic Water Improvement District, Ponderosa Domestic Water Improvement District, Joseph City Sanitary District, Joseph City Domestic Water Improvement District, Heber/Overgaard Sanitary District, Clay Springs-Pinedale Fire District, Pinetop Fire District, Heber/Overgaard Fire District, Wonderland Domestic Water Improvement District, Overgaard Townsite Domestic Water Improvement District, and Woodruff Domestic Water Improvement District d) Conduct Board member elections for Northland Pioneer College, Navapache Hospital District, Woodruff Domestic Water Improvement District, Wonderland Domestic Water Improvement District, Joseph City Domestic Water Improvement District, Ponderosa Domestic Water Improvement District, Heber/Overgaard Fire District, Timber Mesa Fire District, Joseph City Fire District, Pinetop Fire District, Pinetop-Lakeside Sanitary District, and Joseph City Sanitary District on November 8, 2016 e) Conduct a Special bond election for the Blue Ridge USD No. 32 on November 8, 2016 f) Conduct an election for board member for Winslow USD #1, Joseph City USD #2, Holbrook USD #3, Pinon USD #4, Snowflake USD #5, Heber/Overgaard USD #6, Show Low USD #10, Whiteriver USD #20, Cedar USD #25, Kayenta USD #27, Blue Ridge USD #32, NAVIT-Snowflake USD #5, NAVIT-Heber/Overgaard USD #6, NAVIT-Show Low USD #5, NAVIT-Whiteriver USD #20, and NATIVE-Pinon USD #4 g) Sympathy Letter to Sarah Tanner and Jackie Walker: **Supervisor Williams made a motion** to authorize the Chairman to sign the items in the consent agenda; motion seconded by **Supervisor Whitesinger**. Vote unanimous approving the motion.

EMPLOYEE RECOGNITION: Navajo County Recognizes **Krislene Wood** (Juvenile Detention); **Tammie Begay** (Adult Probation); **Toni Garver** (Sheriff); and **Tony Miller** (Public Works) for their excellence in personal performance far exceeding organization expectations: Lea Petersen recognized Krislene Wood, Tammie Begay, Toni Garver, and Tony Miller for their excellence in performance far exceeding organization expectations. A short video of the employee recognitions was shown. **Supervisor Whiting** and **Supervisor Williams** thanked those employees.

PUSH PROGRAM: Presentation to July Fitness Hero of the Month, **Amber Ferguson**: Callie Jensen recognized Amber Ferguson for her accomplishments and for being the July Fitness Hero of the Month. **Supervisor Williams** congratulated Ms. Ferguson.

ADMINISTRATIVE SERVICES:

- a. Personnel Service Awards: Congratulations to the following employees for their continued service to Navajo County: **Jace Hicks** (Juvenile Detention) 5 years; **Mindy Hunt** (Clerk of the Superior Court) 5 years; **Lori Carter** (Winslow Justice Court) 10 years; **Margaret Sanchez** (Health District) 10 years; **Veronica Hoskins** (Public Works) 10 years; **Jose Villarreal** (Facilities Management) 20 years; and **Susan Shaw** (County Attorney) 25 years; Eric Scott recognized the following employees for their continued service to Navajo County: Jace Hicks, Mindy Hunt, Lori Carter, Margaret Sanchez, Veronica Hoskins, Jose Villarreal, and Susan Shaw.
- b. Consideration and possible approval of Personnel Actions: Eric Scott reviewed the 30-item Personnel Action Report. **Supervisor Whitesinger made a motion** to approve the Personnel Action Report as presented; motion seconded by **Supervisor Williams**. Vote unanimous approving the motion.
- c. Approval of Grant Agreement P16AP00197 between Navajo County and the National Park Service to create a preservation plan for the roof of the Historical Courthouse in Holbrook: Olivia Todd discussed the item. **Supervisor Williams made a motion** to approve Grant Agreement P16AP00197 between Navajo County and the National Park Service to create a preservation plan for the roof of the Historical Courthouse in Holbrook; motion seconded by **Supervisor Whitesinger**. Vote unanimous approving the motion. **Chairman Whiting** thanked Ms. Todd for her work on this.
- d. Economic Update: Paul Watson gave an update of the Economic Development efforts for the area. He spoke about the REAL Az Development Council indicating that at the annual meeting a couple of weeks ago, the executive committee was selected as follows: Jason Whiting, Chair; Steve North, Economic Development Director of City of Show Low, Vice Chair; Diana Morgan, Apache County, Secretary/Treasurer; Paul Ramsey, interim City Manager of St. Johns, Member at Large; and Brian Gardanier, local regional manager for APS, Member at Large. He stated that REAL AZ is seeking quotes for brochures and managing the website. He indicated that they are looking for tradeshows that are conducive to the markets which Navajo County is trying to attract and will be sending delegates to those tradeshows. He spoke about the need for better broadband and the creation of the Better Broadband Forum. He indicated that Ken Dewitt is leading a group of IT directors from Navajo and Apache Counties. He spoke about receiving a grant from Arizona Commerce Authority which they are looking to combine with additional funding they're seeking through Summit Regional Medical Center to do an infrastructure analysis for the region to determine what broadband infrastructure we have and what the weaknesses are and provide a strategic plan to improve. He thanked Olivia Todd for her work on the grant. He gave an industry update as follows: Apache Railway now has 25 full-time employees and is self-sustaining at this point and ready to do business with other industries, Novo Power has approximately 40 full-time employees, Novo Star has approximately 20 full-time employees, Tri Star Logging has approximately 48 full-time employees, Forest Energy has approximately 30 full-time employees, and Arizona Log & Timber Works has approximately 6 full-time employees. He thanked the members of the Board, specifically **Chairman Whiting**, for their efforts regarding the forest industry. He spoke briefly about cleaning and thinning the forest, with about 18,000 acres being projected for this next year. He spoke about the following potential new industry: Project West, which is an egg farm, could employ approximately 300 employees; Project Falcon, which could employ approximately 450 employees; and Project Diamond Star, which could employ approximately 145 employees. He spoke about some possible projects on the natural resource side. He stated that he also serves on the Northeast Arizona Regional Dispatch Center Council and indicated that interviews have been conducted and a conditional offer of employment has been tendered and accepted for Regional Dispatch Director. **Supervisor Williams** thanked Mr. Watson for the update and his efforts. **Supervisor Whiting** thanked Mr. Watson for looking out for our citizens and bringing jobs to our communities.

- e. Update on Fire Restrictions: Mary Springer indicated that monsoons have arrived and as of Thursday, July 21st, 2016, at noon, restrictions were lifted for Navajo County, Apache-Sitgreaves, Apache County, and the cities and towns. She spoke of the Baldwin Fire, four to five miles south of Heber, approximately 276 acres; and the Elk Fire around Porter Mountain/ Turkey Mountain area, approximately 450 acres, which will be allowed to burn for resource benefit up to 1700 acres. She spoke about how both fires were lightning caused. She indicated that there will be smoke in the areas. She stated that 25 to 30 lightning strikes have caused fires in the area over the weekend.

ELECTIONS/RECORDER:

- a. Consideration and possible adoption of Resolution Number 13-16, approving a change in polling place for Kayenta and Shonto: Laura Sanchez discussed changing the polling place for Kayenta and Shonto. She indicated that Navajo County has the same election day as the Navajo Nation, so this will allow the voters to go to a united polling place at the Chapter Houses. **Supervisor Whitesinger made a motion to adopt Resolution Number 13-16** approving a change in polling place for Kayenta and Shonto; motion seconded by **Supervisor Williams**. Vote unanimous approving the motion.
- b. Consideration and possible adoption of Resolution Number 14-16, approving Poll Workers and Polling Place/Vote Centers for the Primary/General Elections: Laura Sanchez discussed the item. **Supervisor Williams made a motion to adopt Resolution Number 14-16** approving Poll Workers and Polling Place/Vote Centers for the Primary/General Elections; motion seconded by **Supervisor Whitesinger**. Vote unanimous approving the motion.
- c. Consideration and possible adoption of Resolution Number 15-16, canceling the elections for precinct committeemen positions: Laura Sanchez discussed the item. **Supervisor Williams made a motion to adopt Resolution Number 15-16** canceling the elections for precinct committeemen positions; motion seconded by **Supervisor Whitesinger**. Vote unanimous approving the motion.

NAVAJO COUNTY PUBLIC HEALTH SERVICES DISTRICT: Board of Directors Session: CONSENT AGENDA: **Supervisor Williams 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. Professional Services Agreement with Vita Ann Nicks, RDH, for Dental Hygiene services through First Things First, Navajo Apache Oral Health Fluoride Program, effective July 1, 2016 to June 30, 2017 in the amount of \$40.00/per hour
- b. Professional Services Agreement with Regina Rich, RDH, for Dental Hygiene services through First Things First, Navajo Apache Oral Health Fluoride Program, effective July 1, 2016 to June 30, 2017 in the amount of \$40.00/per hour
- c. Professional Services Agreement with Tamra Cannon, RDH, for Dental Hygiene services through First Things First, Navajo Apache Oral Health Fluoride Program, effective July 1, 2016 to June 30, 2017 in the amount of \$40.00/per hour
- d. Professional Services Agreement with Candice Marissa Matthews-Penrod, RDH, for Dental Hygiene services through First Things First, Navajo Apache Oral Health Fluoride Program, effective July 1, 2016 to June 30, 2017 in the amount of \$40.00/per hour
- e. Professional Services Agreement with Vita Ann Nicks, RDH, for Dental Hygiene services through First Things First, White Mountain Apache Oral Health Fluoride Program, effective July 1, 2016 to June 30, 2017 in the amount of \$40.00/per hour
- f. Professional Services Agreement with Regina Rich, RDH, for Dental Hygiene services through First Things First, White Mountain Apache Oral Health Fluoride Program, effective July 1, 2016 to June 30, 2017 in the amount of \$40.00/per hour

- g. Professional Services Agreement with Tamra Cannon, RDH, for Dental Hygiene services through First Things First, White Mountain Apache Oral Health Fluoride Program, effective July 1, 2016 to June 30, 2017 in the amount of \$40.00/per hour
- h. Professional Services Agreement with Candice Marissa Matthews-Penrod, RDH, for Dental Hygiene services through First Things First, White Mountain Apache Oral Health Fluoride Program, effective July 1, 2016 to June 30, 2017 in the amount of \$40.00/per hour

Mary Herring discussed the items on the consent agenda. **Supervisor Whitesinger made a motion** to approve the items in the consent agenda; motion seconded by **Supervisor Williams**. Vote unanimous approving the motion.

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

PUBLIC WORKS: Consideration and possible approval of Task Agreement No. 5 to Memorandum of Agreement between Bureau of Indian Affairs, Navajo Region and Navajo County for the purchase of equipment parts and supplies for an amount not to exceed \$25,000.00 from District I CIP Funds: Glenn Kephart discussed the item. He spoke of the Red Dog material and efforts related thereto. **Supervisor Whitesinger** thanked Mr. Kephart for the partnership with the tribal communities. **Supervisor Whitesinger made a motion** to approve Task Agreement No. 5 to Memorandum of Agreement between Bureau of Indian Affairs, Navajo Region and Navajo County for the purchase of equipment parts and supplies for an amount not to exceed \$25,000.00 from District I CIP Funds; motion seconded by **Supervisor Williams**. Vote unanimous approving the motion.

WHITE MOUNTAIN LAKES COUNTY RECREATION IMPROVEMENT DISTRICT: Board of Directors Session: **Supervisor Williams made a motion** to enter into the White Mountain Lakes County Recreation Improvement District Board of Directors Session; motion seconded by **Supervisor Whitesinger**. Vote unanimous approving the motion.

- a. Consideration and possible abolishment of the current boat dock policy for White Mountain Lakes County Recreation Improvement District: Jerry McGraw indicated that for several months, the Advisory Committee has worked on a new boat dock policy and indicated that the 2002 boat dock policy was designed to not be obtainable in that the homeowner would create the boat dock, give it to the White Mountain Lakes County Recreation Improvement District who would then lease it back to the homeowner. **Chairman Whiting** invited those who wished to speak on this topic to speak at this time regarding Items 9a and 9b. Pat Sarcoz, 2047 Silver Creek Drive, White Mountain Lakes, spoke in favor of private boat docks. She spoke about being a real estate broker and is familiar with the properties, and there is only a small segment of the community who even have a private dock. She spoke about the difference in property taxes for those who have property on the water. She spoke about those who conducted a survey gave out wrong information and that people were told that their taxes would go up significantly if the private boat dock policy was approved. She indicated that she owns 22-24 properties and that the results of the survey were misleading. She thanked the Board for the time that Navajo County has taken out for the community. She spoke about how the contention over this issue is affecting people who are looking to move into the community. John Hager, 1909 Ponce Place, Show Low, spoke in opposition to the private boat dock policy. He indicated that the current boat dock policy on Page 2, Item A, indicates that the community should have been notified 10 days prior to any meeting about docks. He further stated that he is in favor of getting rid of the 2002 boat dock policy, but believes that the new policy is worse than the 2002 policy. He spoke of the specifications in the proposed boat dock policy and that they are inferior and that the public has had very little input. He spoke about the risk of accidents with more docks around the lake. He spoke about the mailed survey with 1630 responses with 802 against private docks, 424 in favor of private docks, and the remaining 404 indicated they don't care or were returned blank or undeliverable. **Chairman Whiting** indicated that there have been quite a few public meetings held on this

issue over the past year. Mr. Hager stated that the meetings get posted the morning before the meeting. Brandt Clark indicated that the portion regarding notification on Page 2, Item A, of the 2002 boat dock policy refers to an application for a boat dock under the policy, but is not applicable to modifying or abolishing the policy, which would fall under public notice requirements in the State statute. Bill Kaiser, 8377 Lakeview Drive, Show Low, indicated that he is an Advisory Committee member and drafted the new boat dock policy with other committee members, community members and Brandt Clark. He spoke in favor of the new boat dock policy and abolishment of the 2002 boat dock policy. He spoke about the requirements set forth in the new boat dock policy for an applicant. He spoke about a poll which was done in the White Mountain Independent, which indicated that 50 percent were in favor of people having private boat docks, and 25 percent did not care. He stated that the purpose of the Advisory Committee is in place to hear the concerns of the community and believes they have done that. He spoke of Item Number 3 of the Rules and Regulations which indicates boat docks are allowed. He stated that at the June Advisory Committee Meeting, the new boat dock policy was originally approved by a vote of 5 in favor, 1 against, and 1 absent. He stated that Brandt Clark reviewed the policy for a second time, made revisions, and that policy was approved at the July 20, 2016, special meeting by a vote of 4 in favor, 2 against, and 1 absent. **Supervisor Whitesinger** inquired regarding the steps taken to get the public to participate in the boat dock policy and the number of homeowners in the area. Mr. Kaiser indicated that the public was informed by letting it be known it was on the agenda for the committee meetings and that there has been pretty good attendance at the meetings. He indicated that the area has 2400 taxpayers and that each taxpayer pays \$42.00 which goes into a fund that is used to provide maintenance for public docks and the ramp, the kiosk, the administrator, lake patrol, and the Taylor Water Board. He indicated that currently there are two people with lakefront property who are desiring a dock. **Chairman Whiting** inquired about the new boat dock policy not being a blanket approval for anyone desiring a boat dock. Mr. Kaiser indicated that each proposed applicant is unique and will be considered on its own merits. Jerry McGraw recommended that the Board approve the abolishment of the current boat dock policy. Brandt Clark stated that there has been proper notice, and there is no issue with the Board proceeding on this issue. **Supervisor Whitesinger made a motion** to abolish the current boat dock policy for White Mountain Lakes County Recreation Improvement District; motion seconded by **Supervisor Williams**. Vote unanimous approving the motion.

- b. Consideration and possible approval of White Mountain Lakes County Recreation Improvement District Private Boat Dock Policy and Specifications: **Supervisor Whitesinger** indicated that, certainly, this can be very volatile and that people are very protective of their property and want to ensure that their rights are being protected, their property is being protected, and they are freely able to do the things that they desire to do. She stated that based on the background and understanding the information, the Advisory Board has done their job in making sure that the public was informed, having public meetings and creating a forum to provide opportunities for the public to speak and that the Board needs to support moving on. **Supervisor Whitesinger made a motion** to approve the White Mountain Lakes County Recreation Improvement District Private Boat Dock Policy and Specifications; motion seconded by **Supervisor Williams**. **Chairman Whiting** thanked everyone for their work done on this issue. He thanked Melissa Buckley and Brandt Clark for their work on this issue. He spoke about the meetings that he has attended and those who spoke in favor of and against and that there has been confusion amongst the community. Vote unanimous approving the motion.
- c. Consideration and possible approval of an application for a boat dock by Gierst: Jerry McGraw discussed the item. He indicated that the boat dock application has been reviewed by the Advisory Committee and that the boat dock has met specifications and recommended that the Board approve the Gierst boat dock application. Pat Sarcoz spoke in favor of the Gierst boat dock application. She spoke about how Mr. and Mrs. Gierst want to give to the community. John Hager spoke in opposition of the Gierst boat dock application. He spoke about the 1630 responses that were received, including the comments that were put on the postcards. He spoke about

slips that are available. He stated that this boat dock would be a danger. **Chairman Whiting** stated that in his experience at the Advisory Committee meeting on July 20, there were people who came in with concerns that misinformation was given. He stated that he believes that only those who had been attending the meetings had all of the information necessary to make a decision. Mr. Hager indicated that 50% responded that they do not want boat docks and that he believes that is a really good response. He indicated that a quarter of those who responded do not care. **Chairman Whiting** agreed that there are some responses but questioned their ability to understand the conversation unless they came to the meetings and were able to participate in the meetings. **Chairman Whiting** thanked the Advisory Committee for their efforts and those that are here today. Jerry McGraw spoke about both surveys and the Advisory Committee recommendation. He further spoke about the size of the boat docks and recommended approval. **Supervisor Williams made a motion** to approve an application for a boat dock by Gierst; motion seconded by **Supervisor Whitesinger**. Vote unanimous approving the motion.

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

COUNTY BUSINESS UPDATE: Report from Board members, County Attorney and County Manager:
Supervisor Whitesinger thanked Bill Bess and his team who reached out to Arizona Department of Transportation to obtain a water truck for the Tribe. She indicated that she recently applied for a grant to host a town hall for the White Mountain Apache Tribe in September to educate the community to keep children safe. **Supervisor Williams** thanked Glenn Kephart and his team regarding working on some issues in Heber-Overgaard. **Chairman Whiting** thanked those in attendance. He spoke about Wild West Days in Holbrook where he and Sheriff Clark were locked up in Jail and were able to raise funds for Holbrook Chamber of Commerce. He also spoke about Pioneer Day events this past weekend in Snowflake.

ADJOURN: 10:43 p.m. **Supervisor Williams made a motion** to adjourn; motion seconded by **Supervisor Whitesinger**. Vote unanimous approving the motion.

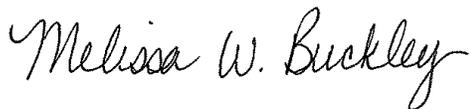
APPROVED:

DATED: August 9, 2016



Jason E. Whiting, Chairman
Navajo County Board of Supervisors

ATTEST:



Melissa W. Buckley, Clerk
Navajo County Board of Supervisors