

NAVAJO COUNTY BOARD OF SUPERVISORS' MINUTES
TUESDAY, October 12, 2010

PRESENT: J. R. DeSpain, Supervisor; Jonathan M. Nez, Supervisor; David Tenney, Supervisor; Jesse Thompson, Chairman were present in the Board Chambers. Jerry Brownlow was present telephonically.

9:09 a.m. Call To Order: Pledge of Allegiance and Invocation was led by **Supervisor Nez**.

CALL TO THE PUBLIC: George Pettit, Arizona County Manager's Association, recognized James Jayne with the John J. "Jack" DeBolske, Professional Excellence award. Mr. Pettit indicated that Mr. Jayne is one of 30 in Arizona that has accomplished this ICMA credential manager award. He further extended his personal thanks to Mr. Jayne for his time and commitment to Navajo County. Supervisors made comments about Mr. Jayne. Mr. Jayne extended his appreciation for the support of the Board and the team at Navajo County. Steven Hviid addressed the Board regarding the Wind Ordinance.

CONSENT AGENDA: a) Minutes: July 27, August 10, August 16 b) Constable Reports: Snowflake Precinct #3, August 2010 c) Warrant & Voucher Report over \$1000, September 2010 d) Assessment and Tax Roll Corrections e) Intergovernmental Facilities Agreement between Navajo County and the City of Show Low f) Amendment Number 1 to Contract #B07-020-012 for Internet via Metro Ethernet in the amount of #21,900 for the Holbrook Complex: **Supervisor Tenney made a motion** to approve the consent agenda as presented; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.

BOARD OF SUPERVISORS:

- a. Quality Emulsions and Navajo County Recognizing Excellence: Dusty Parsons recognized the Fair Board members, the Fair employees and all Navajo County employees who helped with the Navajo County Fair. Supervisor DeSpain made comments and thanked all of the people that helped with the fair.
- b. Personnel Service Awards: Gail Calisen presented personnel service awards to the following people; Cayetano Jr. Costales 5 years, Deborah West 5 years, Filipe Tausinga 5 years, Homero Vela 5 years, Jacqueline Reynolds 5 years, Lauren Sedillo 5 years, Melanie D'Angelo 5 years, Scott Badger 5 years, Jeff Lineberry 10 years, Johnny Gelski 10 years, Violet Nez 10 years, Margarita Mike 15 years and Orville Lynn Decker 25 years. Arno Hall also made a presentation to Lynn Decker for enduring 25 years in the probation department.
- c. Navajo Department of Transportation presentation to the Board of Supervisors: Ray Barney made a presentation to the Board of Supervisors. Dusty Parsons thanked Homer and his group for the first two Road Yards in District I and II of Navajo County. Ray Barney presented a blanket to Mr. Jayne, Supervisor Tenney, Supervisor DeSpain and Supervisor Brownlow. Supervisor Nez thanked Mr. Barney. All Board members thanked Mr. Barney and NDOT for their presentations.
- d. PUBLIC HEARING: Consideration and possible recommendation for approval of a liquor license application #12093079 by Kimberly Lynn Icide for Curlies Bar and Grill located at 3973 White Mountain Blvd, Lakeside AZ 85929. The APN is 212-18-033B: Catrina Roe discussed the item. **Supervisor Brownlow made a motion** to approve the liquor license application as presented; motion seconded by **Supervisor DeSpain**. Vote unanimous approving the motion.
- e. Consideration and possible acceptance of the back tax land list and authorization to publish notice of the same scheduling the 2010 Back Tax Land Auction: Melissa Buckley discussed the item. **Supervisor DeSpain made a motion** to approve the back tax land list as presented and authorized the Clerk to

publish the notice of the same scheduling the 2010 Back Tax Land Auction; motion seconded by **Supervisor Tenney**. Vote unanimous approving the motion.

- f. **BOARD OF SUPERVISORS ACTING AS BOARD OF EQUALIZATION:** Consideration and possible approval of the Board of Equalization Hearing Officer's recommendations on hearings conducted on September 27, 2010 for Petition for Review of Real Property Valuation: **Supervisor Tenney made a motion** to enter into the Board of Equalization; motion seconded by **Supervisor DeSpain**. Vote unanimous approving the motion. Melissa Buckley discussed the item. **Supervisor Tenney made a motion** to approve the Board of Equalization hearing officer's recommendations on hearings conducted on September 27, 2010 for Petition for Review of Real Property Valuation; motion seconded by **Supervisor DeSpain**. Vote unanimous approving the motion. **Supervisor Tenney made a motion** to return to regular session; motion seconded by **Supervisor DeSpain**. Vote unanimous approving the motion.

HUMAN RESOURCES: Consideration and possible approval of Personnel Actions: Gail Calisen reviewed the 26 item personnel action report. **Supervisor Tenney made a motion** to approve the personnel action report as presented; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.

NAVAJO COUNTY HEALTH SERVICES DISTRICT: Board of Directors Session: CONSENT AGENDA: **Supervisor DeSpain made a motion** to enter into the Navajo County Public Health Services District **Board of Directors Session**; motion seconded by **Supervisor Tenney**. Vote unanimous approving the motion. Mary Tyler discussed the two items.

- a. Amendment Number 3, Contract #HG854251, Reproductive Health/Family Planning Intergovernmental Agreement with the Arizona Department of Health Services to extend the contract to December 31, 2012
- b. Amendment Number 4, Contract #HG852272, HIV Prevention Services with the Arizona Department of Health Services to extend the contract to December 31, 2011

Supervisor DeSpain made a motion to approve the items in the consent agenda as presented; 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.

ELECTIONS: Consideration and request acknowledgment of receipt of the Proclamation issued by the Governor for the General Election and call for publication of the Proclamation pursuant to A.R.S. §16-214: Lisa McKee discussed the item. **Supervisor DeSpain made a motion** to approve the Proclamation issued by the Governor for the General Election and call for publication of the Proclamation pursuant to A.R.S. §16-214; motion seconded by **Supervisor Tenney**. Vote unanimous approving the motion.

ADMINISTRATION: Consideration and possible approval of an Intergovernmental Agreement with the State of Arizona and the City of Holbrook for implementation of a National Scenic Byways Program grant: Tiffany Ashworth discussed the item. **Supervisor Tenney made a motion** to approve the Intergovernmental Agreement with the State of Arizona and the City of Holbrook for implementation of a National Scenic Byways Program grant; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.

FINANCE:

- a. Consideration and possible award of contract to Mountain Top Communications (Lessor) to lease space at Porter Mountain on Lessor's tower and building at the site in an amount up to \$48,000 over a period

of 5 years: John Swanson discussed the item. **Supervisor Tenney made a motion** to award the contract to Mountain Top Communications, to lease space at Porter Mountain on Lessor's tower and building at the site in an amount up to \$48,000 over a period of 5 years; motion seconded by **Supervisor DeSpain**. Vote unanimous approving the motion.

- b. Consideration and possible approval of contract with Godec, Randall & Associates, Inc., for \$5,450.00 to assist in the development of proactive public and stakeholder collateral material for developing special use permit application requirements: Mary Springer discussed the item and answered questions of the Board. **Supervisor Tenney made a motion** to approve the contract with Godec, Randall & Associates, Inc., for \$5,450.00 to assist in the development of proactive public and stakeholder collateral material for developing special use permit application requirements; motion seconded by **Supervisor DeSpain**. Vote unanimous approving the motion.
- c. Consideration and possible award of contract #F11-08-13 to Research Advisory Services, Inc., for Redistricting Services in the amount of \$81,620.00: Mary Springer discussed the item. **Supervisor DeSpain made a motion** to award contract #F11-08-13 to Research Advisory Services, Inc., for Redistricting Services in the amount of \$81,620.00; motion seconded by **Supervisor Tenney**. Vote unanimous approving the motion.
- d. Consideration and possible approval of contract #F11-07-08 for Inmate Banking and Commissary Services to Keefe Commissary Network: Mary Springer discussed the item. Matt Searles discussed the program. **Supervisor Tenney made a motion** to award contract #F11-07-08 for Inmate Banking and Commissary Services to Keefe Commissary Network; motion seconded by **Supervisor DeSpain**. Vote unanimous approving the motion.

PUBLIC WORKS:

- a. Consideration and possible award of contract #B10-08-023 Supply of Aggregate for Cover Material to Brimhall Sand and Rock and Building Materials, Inc., (all items on the attached bid sheet), Hatch Construction & Paving, Inc., (3/8" Cover Aggregate of the attached bid sheet) and Perkins Cinders, Inc., (1/2" Cover Aggregate of the attached bid sheet): Homero Vela discussed the item. **Supervisor Tenney made a motion** to award contract #B10-08-023 Supply of Aggregate for Cover Material to Brimhall Sand and Rock and Building Materials, Inc., (all items on the attached bid sheet), Hatch Construction & Paving, Inc., (3/8" Cover Aggregate of the attached bid sheet) and Perkins Cinders, Inc., (1/2" Cover Aggregate of the attached bid sheet); motion seconded by **Supervisor DeSpain**. Vote unanimous approving the motion.
- b. Consideration and possible approval of funding in an amount not to exceed \$11,552.00 from District III Local Transportation Assistance Fund II (LTAF II) to assist the First STEP Workshop with vehicle operating expenses: Homero Vela discussed the item. **Supervisor DeSpain made a motion** to approve funding in an amount not to exceed \$11,552.00 from District III Local Transportation Assistance Fund II to assist the First STEP Workshop with vehicle operating expenses; motion seconded by **Supervisor Tenney**. Vote unanimous approving the motion.

COUNTY BUSINESS UPDATE: Report from Board members, County Attorney and County Manager: Supervisor DeSpain thanked the Board for their support of recognizing the fair volunteers; he indicated that it takes a lot of volunteers. Supervisor Nez reported on the Navajo Nation. Supervisor Tenney reported on forest issues. Supervisor Brownlow congratulated Mr. Jayne on his award and Supervisor DeSpain for his leadership with the Navajo County Fair. Chairman Thompson reported on District II.

ADJOURN: At 10:49 a.m. **Supervisor DeSpain** made a motion to adjourn; motion seconded by **Supervisor Tenney**. Vote unanimous approving the motion.

APPROVED:

DATE: December 13, 2011

David Tenney, 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**

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

David Tenney, 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**

NAVAJO COUNTY BOARD OF SUPERVISORS' MINUTES
TUESDAY, March 8, 2011

PRESENT: Jerry Brownlow, Supervisor; Jonathan M. Nez, Supervisor; and J.R. DeSpain, Vice-Chairman were present in person. David Tenney, Chairman was present telephonically.

9:11 a.m. Call To Order: Pledge of Allegiance and Invocation was led by **Vice-Chairman DeSpain**. **Vice-Chairman DeSpain also ran the meeting due to Chairman Tenney being in Washington D.C.**

CALL TO THE PUBLIC: There were no public comments.

CONSENT AGENDA: a) Minutes: February 22, 2011 b) Constable Reports: Holbrook Precinct #1, January; Winslow Precinct #2, February; Snowflake Precinct #3, February; and Show Low Precinct #5, February, 2011 c) Clerk of Superior Court Report February 2011 d) Juvenile Justice System Report February 2011 e) Justice Court Reports: Holbrook #1, February; Winslow #2, February; Snowflake #3, February; Kayenta #4, February; Show Low #5, February; and Pinetop #6, February, 2011 f) Warrant & Voucher Report over \$1000, February 2011 g) Authorization for Clerk of the Board to request undercover plates h) U.S. Forest Service Grant Agreement 11-LE-11030121-002 Modification Number 1, to increase the reimbursement from \$10,000 to \$12,742 i) Resolution Number 08-11, canceling the election for the White Mountain Summer Home Domestic Water Improvement District, for which the number of candidates filed, was equal to or less than the number of positions open for each District j) Sympathy letter to Greg Repine and Jackie Walker: **Supervisor Brownlow made a motion** to authorize the Chairman to sign the items in the consent agenda as presented; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.

BOARD OF SUPERVISORS:

- a. Consideration and possible approval of a Proclamation declaring March 8, 2011 as the "Day of the Roadrunners": Melissa Buckley read the proclamation. Coach Raul Mendoza introduced the Holbrook Roadrunners Varsity Basketball team; Auburn Dush, Sharon Young, and Janecia Nez, managers; Torrian Epps, Hector Yazzie, Dakota Lester, Ryan Baldonado, Jalen Jackson, Rashaun Baldwin, Blake Maestas, Joey Aguilera, Ilacian Johnson, Kory Koerperich, Bryson Keoni and Assistant Coach Delmar Johnson. Senior, Kory Koerperich read from his blog "6 words about life just listen". Judge Ralph Hatch made comments about the team and Coach Mendoza. Judge Hatch recognized Coach Mendoza for the 34 years he has put into our children's lives. He indicated that Coach Mendoza had been to the state playoffs 28 times in his 34 years and included that his greater success is his relationship with our children. Mayor Jeff Hill recognized Coach Mendoza and the Holbrook Roadrunners for making our community our success. Supervisor Tenney congratulated the Holbrook Roadrunners. Supervisor Brownlow indicated that he was impressed with the Roadrunners and Coach Mendoza. Supervisor Nez congratulated the Roadrunners, the Coach and the staff. Supervisor Nez stated that the team deserved the State Championship, he reminded them to take full advantage of the life before them you and the things that would be coming their way, and he added that he would pray for success for each and every one of the team members. Supervisor DeSpain thanked the parents. **Supervisor Brownlow made a motion** to approve the Proclamation declaring March 8, 2011 as the "Day of the Roadrunners"; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.
- b. Navajo County Recognizes Staff Sgt. Brandon Bennett: On behalf of Navajo County Board of Supervisors and the citizens of Navajo County, James Jayne recognized Staff Sgt Brandon Bennett for his dedicated service and representation of his community in the United State Armed Forces. Laree

Price, mother of Staff Sgt Bennett, commented that she is very proud of her son and his service to our country. Staff Sgt. Bennett addressed the Board about his service and thanked the Board for the recognition.

- c. Personnel Service Awards: Anna Ash 5 years, Alonna Larson 5 years, Bonita Chase 10 years, Amber Jones 10 years, Mark Reynolds 25 years, Dana Sipes 20 years, John Poulsen 20 years, Keith Caldwell 20 years, Darcey McKee 20 years, Horace Crandell 20 years, Rene Fuentes 20 years, Paul Albert 20 years, Cheryl Powell 20 years, Trent Larson 5 years, David Cole 5 years, Brian Brown 5 years, Denise Martin 5 years and Pamela Phillips 5 years were all recognized for their years of service to Navajo County.

HUMAN RESOURCES: Consideration and possible approval of Personnel Actions: Gail Calisen reviewed the 11 item personnel action report. Discussion was held regarding number 9; Ms. Calisen indicated that number 9 should not be a transfer but a change in funding. **Supervisor Brownlow made a motion** to approve the personnel action report with the amendment as indicated by Gail Calisen; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.

The Board sang Happy Birthday to Superintendent Linda Morrow.

NAVAJO COUNTY LIBRARY DISTRICT Board of Directors Session: **Supervisor Brownlow made a motion** to enter into the Navajo County Library District Board of Directors Session; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion. **CONSENT AGENDA:** a) Navajo County Library District Resource Access and Attainment Policy: Geneva Durkee discussed the item. **Supervisor Brownlow made a motion** to approve the consent item; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion. **Supervisor Brownlow made a motion** to return to regular session; motion seconded by Supervisor Nez. Vote unanimous approving the motion.

COUNTY ATTORNEY: Consideration and possible adoption of Resolution Number 09-11, establishing a Redistricting Advisory Committee and Guidelines for the Committee: Jason Moore discussed the item and indicated that this committee will consist of 5 members. **Supervisor Brownlow** asked what other districts the committee will be looking at. Mr. Moore indicated that the committee will also be looking at the community college district. James Jayne and Brad Carlyon made comments about other district lines that the advisory committee will be looking into. **Supervisor Brownlow made a motion** to adopt **Resolution Number 09-11, establishing a Redistricting Advisory Committee and Guidelines for the Committee;** motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.

TREASURER: Consideration and possible approval of abatement of personal property taxes: Manny Hernandez discussed the item. **Supervisor Nez made a motion** to approve the abatement of personal property taxes; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion.

ADMINISTRATION:

- a. Consideration and possible adoption of Resolution Number 10-11, amending the Jail Usage Fees Ordinance, Ordinance number 08-10: Dusty Parsons discussed the item. James Jayne indicated that the Counties BOP contract has been extended at the current rate until August 31. Vice Chairman DeSpain opened the public hearing. Mayor Jeff Hill spoke in support of the item. Vice Chairman DeSpain closed the public hearing. **Supervisor Brownlow made a motion** to adopt **Resolution Number 10-11,**

amending the Jail Usage Fees Ordinance, Ordinance Number 08-10; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.

b. Legislative Update: Hunter Moore gave a legislative update and answered questions from the Supervisors. Supervisor Nez, James Jayne and Linda Morrow made comments.

PUBLIC WORKS:

- a. Consideration and possible approval of an expenditure of \$135,000 from District IV Special Road Funds to cover the costs to double chip seal 3.25 miles of Pinedale Road: Homero Vela discussed the item and answered questions of the Board. **Supervisor Brownlow made a motion** to approve an expenditure of \$135,000 from District IV Special Road Funds to cover the costs to double chip seal 3.25 miles of Pinedale Road; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.
- b. Consideration and possible adoption of Resolution Number 11-11, in support of Shonto Chapter's application for Navajo Nation Fuel Excise Tax (FET) funding for planning, engineering and design of NR6310: Homero Vela discussed the item. **Supervisor Nez made a motion** to adopt **Resolution Number 11-11**, in support of Shonto Chapter's application for Navajo Nation Fuel Excise Tax funding for planning, engineering and design of NR6310; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion.

COUNTY BUSINESS UPDATE: Report from Board members, County Attorney and County Manager: Supervisor Brownlow did not have anything to report from District V. Brad Carlyon gave a report from the County Attorney's office regarding further cross deputization. He further reported that there will be a drug court graduation on March 9 at 4pm at the Superior Court in Show Low. Supervisor Nez gave a report from District I. He requested that a letter of condolence be written to the family of former council delegate Tom LaPahe who passed away. He further advised that he has invited the Navajo Nation President to the April 12 Board meeting and suggested that we also invite the White Mountain Apache Chairman. James Jayne advised that Supervisor Thompsons' father in law passed away, he was 91. Mr. Jayne further advised that he will be attending the Western Agency Council Meeting on March 19. Supervisor DeSpain gave a report from District III and stated that he was anxious to start the redistricting process.

ADJOURN: At 11:10 a.m. **Supervisor Brownlow made a motion** to adjourn; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.

APPROVED:

DATE: March 22, 2010

David Tenney, 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**

NAVAJO COUNTY BOARD OF SUPERVISORS' MINUTES
TUESDAY, April 12, 2011

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

9:02 a.m. Call To Order: Pledge of Allegiance was done by the Navajo County Sheriff's Office Honor Guard and Invocation was led by Supervisor Nez.

CALL TO THE PUBLIC: Hunter Moore made a presentation to the Board on the Legislative Budget and Legislative Bills.

CONSENT AGENDA: a) Minutes: March 22, 2011 b) Constable Reports: Winslow Precinct #2, Snowflake Precinct #3, and Show Low Precinct #5, March 2011 c) Justice Court Reports: Holbrook #1, Winslow #2, Snowflake #3, Kayenta #4, Show Low #5, and Pinetop #6, March 2011 d) Warrant & Voucher Report over \$1000, March 2011 e) Clerk of Superior Court Report March 2011 f) Juvenile Justice System Report March 2011 g) Conduct all mail ballot election for the City of Winslow Special Election to be held May 17, 2011 h) Pursuant to A.R.S. 11-251 (58) sale of old style voting booths to Northland Pioneer College for \$1.00 i) Resolution Number 14-11, in support of Shonto Chapter's application for Navajo Nation Fuel Excise Tax (FET) funding for the design and construction of 14 bus shelters on school bus routes in the Shonto Chapter area j) Letter to Arizona Game and Fish, Dave Weedman, in support of the Proposed Action as outlined in the "Sport Fish Stocking Environmental Assessment" k) Letters to Tribal Chairman Ronnie Lupe and LeRoy Shingoitewa inviting them to the Board of Supervisors' meeting l) Appointment of Mr. James Maloney to the Navajo County Board of Adjustment from Supervisorial District V for a two year term m) License Agreement for office space between Navajo County and Paul Gosar n) Agreement between Arizona State Forestry Division and the Navajo County Board of Supervisors regarding Environmental Program Assistance o) Application for the Treasurer's Deeds for the State of Arizona p) Sympathy letters to Mr. Lorenzo Isaac Family, the Costales Family and the McCloskey Family q) Application for temporary Extension of Premises/Patio Permit to the Arizona Department of Liquor Licenses and Control for Victor Rodriguez, American Legion #86 for Cinco de Mayo festivities to be held on May 7, 2011: **Supervisor DeSpain made a motion** to approve the consent agenda as presented; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion.

BOARD OF SUPERVISORS:

- a. **Presentation to Tribal Officials:** Supervisor Nez introduced the Navajo Nation President Ben Shelly and his wife Martha Shelly; NDOT-Paulson Chaco and his staff; Blue Gap Tachee, Aaron Yazzie and Vice President Joe Jim. Supervisor Nez indicated that he hopes that this Tribal Leaders Day will be the first of many. He further introduced Chapter Manager from Shonto, Robert Black Jr. Supervisor Thompson introduced Isabell Walker and Michelle from the President's Administration. Supervisor Thompson also introduced Sam Shingoitewa from the Hopi Chairman's office on behalf of Leroy Shingoitewa. A presentation was made by President Shelly. President Shelly thanked the Board, BIA, council delegates and gave an update on the Navajo Nation. Sam Shingotewa addressed the Board. Elmer Begay Council Delegate addressed the Board. Supervisor Nez introduced Robert Carr and Mr. Peter Nez. The President of Blue Gap Chapter addressed the Board.

HUMAN RESOURCES:

- a. **Personnel Service Awards:** John James, 5 years; Peggy Saunders, 5 years; Jonicia Curley, 5 years; Jonathan Apirion, 10 years; Alan LoBue, 10 years; Geoffrey Mullen, 10 years; Anna Lesperance, 15 years; Gordon Terracina, 15 years; and Randall Sullivan, 30 years were all recognized for their years of service to Navajo County.
- b. **Consideration and possible approval of the 2011-2012 benefit contribution model:** Shalice Cook introduced Mr. Aaron Polkoski from the Arizona Public Employers Health Pool who gave a presentation on the 2011-2012 benefit contribution model and answered questions of the Board. **Supervisor Thompson made a motion** to approve the 2011-2012 benefit contribution model; motion seconded by **Supervisor Brownlow**. James Jayne indicated that he did not speak to the Elected Officials regarding this model, however the employees were made aware that there would be a 7% increase. Discussion took place on open enrollment runs April 20 to May 6, 2011. Vote unanimous approving the motion.
- c. **Consideration and possible approval of Personnel Actions:** Gail Calisen reviewed the 24 item personnel action report. **Supervisor DeSpain** made a motion to approve the personnel action report as presented; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion. Rebecca Ricedorff was introduced to the Board.

NAVAJO COUNTY PUBLIC HEALTH SERVICES DISTRICT Board of Directors Session: 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. **CONSENT AGENDA:** a) **Renew Summit Healthcare Regional Medical Center contract for radiology services** b) **Renew Northern Arizona Radiology's contract for radiology services** c) **Amendment #3 of Contract #HG854373 with the Arizona Department of Health Services for the Public Health Physical Activity Program for April 1, 2011 to March 31, 2012 for \$43,345.00:** Dr. Wade Kartchner discussed the items. **Supervisor DeSpain** made a motion to approve the consent agenda as presented; motion seconded by **Supervisor Thompson**. Vote unanimous approving the motion. Supervisor Brownlow thanked Dr. Kartchner for working with Summit Healthcare. **Supervisor DeSpain** made a motion to return to regular session; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion.

The Board sang Happy Birthday to Sheriff Clark.

SHERIFF: Public Hearing: Consideration and possible adoption of **Resolution Number 15-11, amending Resolution Number 02-10 by waiving pawn transaction fees for pawn transactions in which the customer receives \$10 or less and also clarifying that the pawn fee applies if items were re-pawned in a new reportable transaction: Sheriff K.C. Clark discussed the item and answered questions of the Board. Deputy Kroeger gave a presentation of the Leads Online system. Chairman Tenney opened up the public hearing; there being no comment closed the public hearing. **Supervisor DeSpain** made a motion to adopt **Resolution Number 15-11** amending Resolution Number 02-10 by waiving pawn transaction fees for pawn transactions in which the customer receives \$10 or less and also clarifying that the pawn fee applies if items were re-pawned in a new reportable transaction; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.**

TREASURER: Consideration and possible approval of abatement of personal property taxes: Manny Hernandez discussed the item. **Supervisor DeSpain** made a motion to approve the abatement of personal property taxes; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion.

COUNTY ATTORNEY:

- a. Consideration and possible approval of an Intergovernmental Agreement between the Counties of the State of Arizona for representation in civil legal matters: Jason Moore discussed the item and answered questions of the Board. **Supervisor DeSpain made a motion** to approve the Intergovernmental Agreement between the Counties of the State of Arizona for representation in civil legal matters; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.
- b. Consideration and possible appointments by the Board of Supervisors to the Redistricting Advisory Committee: Jason Moore discussed the item and indicated that the Board Members would nominate one person from each of their districts. Supervisor Thompson nominated Leonard Eltsosie, president of Jeddito Chapter; Supervisor Brownlow nominated Michael Peddie; Supervisor Nez nominated Robert Black Jr., Shonto Government Manager; and Supervisor DeSpain nominated Marlin Gillespie. Chairman Tenney will need to get a name, his name was disqualified. **Supervisor Thompson made a motion** to authorize Redistricting Advisory Committee and the Board hereby appointed Leonard Eltsosie, Michael Peddie, Robert Black Jr. and Marlin Gillespie; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion.

NAVAJO COUNTY LIBRARY DISTRICT Board of Directors Session: Consideration and possible approval of the renewal grant application for \$60,000 to First Things First to continue the project to address early literacy development in the birth to five year old age group: **Supervisor Brownlow made a motion** to enter into the Navajo County Library District **Board of Directors Session**; motion seconded by **Supervisor DeSpain**. Vote unanimous approving the motion. Geneva Durkee discussed the item. **Supervisor Brownlow** made a motion to approve the renewal grant application for \$60,000 to First Things First to continue the project to address early literacy development in the birth to five year old age group; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion. Mr. Jayne thanked Geneva for the job that she does. **Supervisor DeSpain made a motion** to return to regular session; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion.

ADMINISTRATION:

- a. Consideration and possible adoption of Resolution Number 16-11, to authorize the release of any used/unobligated portion of the Qualified Energy Conservation Bond allocation to the Arizona Department of Commerce and sign the designated waiver form: Tiffany Ashworth addressed the item. **Supervisor Brownlow made a motion** to adopt Resolution Number 16-11, to authorize the release of any used/unobligated portion of the Qualified Energy Conservation Bond allocation to the Arizona Department of Commerce and sign the designated waiver form; motion seconded by **Supervisor Thompson**. Vote unanimous approving the motion.
- b. Consideration and possible approval to enter into an agreement with the Town of Snowflake for use of 2008 Community Development Block Grant funds for the installation of an elevator at the Snowflake Academy Library: Tiffany Ashworth discussed the item. **Supervisor DeSpain made a motion** to approve to enter into an agreement with the Town of Snowflake for use of 2008 Community Development Block Grant funds for the installation of an elevator at the Snowflake Academy Library; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.

BOARD OF SUPERVISORS: Presentation of plaque to retiring employee Jack Brooks; Chairman Tenney indicated that this item has been tabled and will be placed on a future agenda.

PUBLIC WORKS:

- a. **HILLTOP DRIVE IMPROVEMENT DISTRICT Board of Directors Session: Consideration and possible approval to direct the Superintendent of Streets of the District to complete the Notice Advertising for Bids for the construction of the work described in Resolution Number 75-08, adopted December 12, 2008 (the "Resolution of Intention"), to publish and post said Notice pursuant to A.R.S. §48-919 (c) and to set April 19, 2011 as the date to receive bids for construction of the work: Supervisor Thompson made a motion to enter into the Hilltop Drive Improvement District Board of Directors Session; motion seconded by Supervisor Nez. Vote unanimous approving the motion. Bill Bess discussed the item. Supervisor Brownlow made a motion to approve to direct the Superintendent of Streets of the District to complete the Notice Advertising for Bids for the construction of the work described in Resolution Number 75-08, adopted December 12, 2008 (the "Resolution of Intention"), to publish and post said Notice pursuant to A.R.S. §48-919 (c) and to set April 19, 2011 as the date to receive bids for construction of the work; motion seconded by Supervisor Thompson. Vote unanimous approving the motion. Supervisor Thompson made a motion to return to regular session; motion seconded by Supervisor Nez. Vote unanimous approving the motion.**
- b. **Consideration and possible award of Contract #B11-01-011 Hot Asphaltic Pavement Overlay to Combs Construction Company, Inc. for all items noted in areas A, B and E, and Hatch Construction & Paving, Inc. for all items noted in areas C and D, and reject and rebid area F of the attached bid tab: Homero Vela discussed the item and answered questions of the Board. Supervisor DeSpain made a motion to award Contract #B11-01-011 Hot Asphaltic Pavement Overlay to Combs Construction Company, Inc. for all items noted in areas A, B and E, and Hatch Construction & Paving, Inc. for all items noted in areas C and D, and reject and rebid area F of the attached bid tab; motion seconded by Supervisor Brownlow. Vote unanimous approving the motion.**
- c. **Consideration and possible approval of Public Works hiring of temporary summer help positions: Homero Vela discussed the item. Supervisor Thompson made a motion to approve Public Works hiring of temporary summer help positions; motion seconded by Supervisor Brownlow. Vote unanimous approving the motion.**
- d. **Consideration and possible adoption of Resolution Number 17-11, approving Attachment F to the Intergovernmental Agreement between the Navajo Nation and Navajo County to transfer funds in the amount of \$226,931.39 from the N4 Road Gravel project to cover expenses related to the crushing of 20,000 tons of Red Dog gravel material and the re-work of the N9102 Road Gravel project: Homero Vela discussed the item. Paulson Chaco addressed the Board. Supervisor Nez discussed the item further. Supervisor Thompson discussed the item further and thanked all the staff. Supervisor Nez made a motion to adopt Resolution Number 17-11, approving Attachment F to the Intergovernmental Agreement between the Navajo Nation and Navajo County to transfer funds in the amount of \$226,931.39 from the N4 Road Gravel project to cover expenses related to the crushing of 20,000 tons of Red Dog gravel material and the re-work of the N9102 Road Gravel project; motion seconded by Supervisor Thompson. Vote unanimous approving the motion. Homero Vela indicated that he looked forward to the continued partnership.**

COUNTY BUSINESS UPDATE: Report from Board members, County Attorney and County Manager: Supervisor Thompson discussed the partnerships around the county with the cities and towns. Supervisor Brownlow thanked the distinguished guests for being here. Supervisor Nez thanked the Board for the condolences for the Shonto Chapter President. Supervisor DeSpain thanked the President for being present today and spoke about the public intoxication meetings that he has attended. Mr. James Jayne reminded everyone that the White Mountain Facility is open and thanked Dan Hinz and his team. He also thanked the IT team, Public Works team. Assessor, Superintendent of Schools, Sheriff's substation, Family Advocacy Center,

and indicated that the Treasurer will be accepting tax payments at the facility. Mr. Jayne spoke of the enhanced services throughout the County and thanked the President, First Lady, gentleman from Hopi-Sam and Councilman Begay for being present today. **Chairman Tenney** expressed his gratefulness that the state budget is finally done and that it did not impact us as we thought it might. He further thanked the other elected officials that helped fight the fight. He indicated that no county was represented as Navajo County was. Chairman Tenney congratulated Grandma Justman for her first grandbaby.

ADJOURN: At 11:50 a.m. **Supervisor DeSpain** made a motion to adjourn; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion.

APPROVED:

DATE: June 14, 2011

David Tenney, 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**

NAVAJO COUNTY BOARD OF SUPERVISORS' MINUTES
TUESDAY, April 26, 2011

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

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

CALL TO THE PUBLIC: Kathy Hemingway addressed the board regarding groundwater in her area and indicated that there would be a speaker tonight on groundwater quality.

CONSENT AGENDA: a) Minutes: April 12 b) Constable Reports: Holbrook Precinct #1, March and Pinetop-Lakeside Precinct #6, March 2011 c) High Intensity Drug Trafficking Area (HIDTA) Project Domestic Highway Enforcement HT20-10-2719 Grant Adjustment Notice d) Tax exemptions filed pursuant to A.R.S. §42-11153 as a Request for Redemption of Waiver e) Letter to Governor Brewer regarding HB2338-Veto Request f) Letters to Council Delegates Elmer Begay, Katherine Benally, Alton Joe Shepherd, Walter Phelps and Speaker Johnny Naize thanking them for their partnerships with Navajo County g) Letter to Arizona Transportation Research Center supporting the Arizona Game and Fish Department's study to gather data about elk movement across State Route 260 h) Appointment of Alice Franco Anderson to the Redistricting Advisory Committee i) Annual July 4th fireworks display to be conducted on the southwest corner of the Navajo County Complex j) Sympathy Letter to Constable Ryan Reinhold k) Letter to Renee Bahl with the Arizona State Parks in support of the name change of the Homolovi Ruins State Park: **Supervisor Thompson made a motion to approve the consent agenda as presented; motion seconded by Supervisor Brownlow. Vote unanimous approving the motion.**

EMERGENCY MANAGEMENT: Briefing on the fire at Catalyst: Dan Hinz, Chief Pat Hancock and Tiffany Ashworth gave a briefing with a presentation to the Board of Supervisors. Ted Vawter was given a round of applause for his efforts during the Catalyst Fire. Mr. Vawter expressed his profound gratitude to the executive management, emergency management, public works, sheriff's office, and local responding fire departments, RACES, Town of Snowflake and the Catalyst Paper Mill. Dan Hinz thanked Pat Hancock and Tiffany Ashworth for their work. **Supervisor DeSpain** thanked staff for keeping the Board abreast of the occurrences during the fire. He also thanked the Sheriff. **Supervisor Thompson** spoke of the operation at the Catalyst Mill which has been a good neighbor to others and now we have been able to help them.

BOARD OF SUPERVISORS:

- a. **Navajo County Recognizing Excellence:** Dusty Parsons and Dan Hinz recognized Pat Hancock, Tiffany Ashworth, Sherriff Clark, Chief Deputy Weems, Commander Sutton, Lt. Birdsong, Lt. James, Sgt. Larson, Deputy Kroeger, Deputy Egnor, Deputy Williams, Efrain Quihuis, Ernest Prince, John Ross, George Martinez, Clancy Barger, Jean Bushell, Fran Quihuis, Homero Vela, Bill Barnard, Rick Beeler, Cameron Crandell, Rick Ellington, Danny Lewis, Allen Payne, Bill Quimby, Dave Rodriguez, Steve Stoddard, Dustin Whipple, Monte Reidhead, Joe Rodriguez, George Amador, David Clark, Bill Sturgeon, Brett Schmitt, Steve Bowers, Glenn Hoskins, James Bayless, Lenis Luchtel, John Larson, Randall Whipple, John Roberts, Robin Simpson, Marty McNeil, Wade Ellison, Edward Richards, Kelly King, Vidal Serna, Pride Spulock, Darrell Lewis, Norise Whipple, Randy White, Randy Cameron, and Murry Hewitt for all the work put in during the Catalyst Fire. Jimmy thanked Dusty Parsons for his work during the Catalyst fire.

- b. RSC Rental Corporation and Navajo County Recognizing Excellence: Brad Carlyon recognized Pam Rodriguez for her leadership during the 2nd Annual Victim's Rights Symposium. Pam thanked the team and the Board of Supervisors.
- c. Consideration and possible approval of a proclamation declaring the first week in May as Elks National Youth Week: Melissa Buckley discussed the item. **Supervisor DeSpain made a motion to approve a proclamation declaring the first week in May as Elks National Youth Week; motion seconded by Supervisor Thompson.** Vote unanimous approving the motion.

HUMAN RESOURCES: Consideration and possible approval of Personnel Actions: Gail Calisen reviewed the 12 items on the personnel action report. **Supervisor Thompson made a motion to approve the personnel action report as presented; motion seconded by Supervisor Nez.** Vote unanimous approving the motion.

NAVAJO COUNTY PUBLIC HEALTH SERVICES DISTRICT Board of Directors Session: CONSENT AGENDA: **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. Dr. Wade Kartchner presented the items.

- a. Amendment #3 of Contract #H1050085 with the Arizona Department of Health Services for the Arizona Nutrition Network Program in the amount of \$250,243.00 for October 1, 2010 to September 30, 2011.
- b. Amendment #1 of Contract #HG050273 with the Arizona Department of Health Services for the WIC Program Services effective March 1, 2011 to September 30, 2011 for \$327,831.00.
- c. Renewal of the Injury Prevention Program, Contract #HG161082.

Supervisor Brownlow asked questions. **Supervisor Brownlow made a motion to approve the consent agenda for the Navajo County Public Health Services District as presented; motion seconded by Supervisor Nez.** 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.

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 \$1,000 for the calendar year of 2011: Sheriff Clark discussed the item. **Supervisor DeSpain 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 \$1,000 for the calendar year of 2011; motion seconded by Supervisor Brownlow.** Vote unanimous approving the motion.

NAVAJO COUNTY LIBRARY DISTRICT Board of Directors Session: Consideration and possible approval for the Navajo County Library District Board of Directors to enter into a Memorandum of Agreement with the Kayenta Township and Navajo Nation regarding the Library District's relationship and support of the Kayenta Community Library: **Supervisor DeSpain made a motion to enter into the Navajo County Library District Board of Directors Session; motion seconded by Supervisor Brownlow.** Vote unanimous approving the motion. James Jayne discussed the item. **Supervisor Nez made a motion to approve the Navajo County Library District Board of Directors to enter into a Memorandum of Agreement with the Kayenta Township and Navajo Nation regarding the Library District's relationship and support of the Kayenta Community Library; motion seconded by Supervisor DeSpain.** Vote unanimous approving the motion.

ADMINISTRATION:

- a. Consideration and possible adoption of Voluntary Cost Savings Policy: James Jayne discussed the item. **Supervisor Thompson made a motion to adopt Voluntary Cost Savings Policy;** motion seconded by **Supervisor Brownlow.** Supervisor DeSpain asked if the Personnel Commission endorsed this item. Jimmy indicated that the Personnel Commission has been made aware of the item. Mr. Hinz indicated that the Personnel Commission supports this item. Vote unanimous approving the motion.
- b. Consideration and possible approval of the Intergovernmental Agreement for Court and Criminal Justice Services: Dusty Parsons discussed the item. **Chairman Tenney** thanked Marla for her work on the numbers. **Supervisor Brownlow made a motion to approve the Intergovernmental Agreement for Court and Criminal Justice Services;** motion seconded by **Supervisor Nez.** Vote unanimous approving the motion.

FINANCE:

- a. Consideration and possible adoption of FY 2011-12 Cost Allocation Schedule: James Menlove and Cris Parisot discussed the item and answered questions of the Board. **Supervisor DeSpain made a motion to adopt FY 2011-12 Cost Allocation Schedule;** motion seconded by **Supervisor Nez.** Vote unanimous approving the motion. .
- b. County Finance Update/State Budget Update: James Menlove gave a County Finance Update and answered questions of the Board. Hunter Moore gave a State Budget Update. **Chairman Tenney** thanked Hunter for his hard work. **Supervisor Thompson** also thanked Hunter for his work.

PUBLIC WORKS: Consideration and possible adoption of Resolution Number 18-11, accepting easements from the United States Forest Service for Forest Roads 916, 916A, 332 and 332A1 now that the Aripine County Road Improvement District (CRID) has been dissolved by Resolution Number 13-11: Bill Bess discussed the item. **Supervisor DeSpain made a motion to adopt Resolution Number 18-11,** accepting easements from the United States Forest Service for Forest Roads 916, 916A, 332 and 332A1 now that the Aripine County Road Improvement District (CRID) has been dissolved by Resolution Number 13-11; motion seconded by **Supervisor Brownlow.** Vote unanimous approving the motion.

COUNTY BUSINESS UPDATE: Report from Board members, County Attorney and County Manager: **Supervisor Thompson** indicated that he will be attending a child abuse prevention program in Flagstaff. He also asked David to recommend a Native American to be put back on the NACo board during the WIR Conference. **Supervisor Brownlow** thanked Hunter for the work at the capitol. **Supervisor Nez** thanked everyone for their hospitality with the tribal leaders at last board meeting. **Supervisor DeSpain** expressed his appreciation for all the work on the Catalyst Fire. Jimmy Jayne thanked Marla for her hard work on the IGA and the relationship with the JP's. He also thanked Dan and Dusty for their hard work with the Catalyst Fire. Brad Carlyon expressed his gratitude for his staff Maxine Tyler, Cheryl Harris and Pam Rodriquez. He further reported on the upcoming open house on May 12 for the Family Advocacy Center and White Mountain Facility. **Chairman Tenney** expressed his gratitude that the legislature is over, he thanked Hunter Moore, Melissa Buckley, Catrina Roe and Debra Chapman for all their assistance in travel arrangements.

ADJOURN: At 11:05 a.m. **Supervisor Brownlow** made a motion to adjourn; motion seconded by **Supervisor Thompson.** Vote unanimous approving the motion.

APPROVED:

DATE: June 14, 2011

David Tenney, 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**

**NAVAJO COUNTY BOARD OF SUPERVISORS' MINUTES
TUESDAY, NOVEMBER 15, 2011**

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

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

CALL TO THE PUBLIC: There were no public comments.

CONSENT AGENDA: a) Minutes: October 25, 2011 b) Justice Court Reports: Holbrook #1, October; Winslow #2, October; Snowflake #3, October; Kayenta #4, October; Show Low #5, October; Pinetop-Lakeside #6, October, 2011 c) Constable Reports: Holbrook Precinct #1, August-September; Show Low Precinct #5, October, 2011 d) Clerk of the Superior Court Report October 2011 e) Warrant & Voucher Report over \$1000, October, 2011 f) Assessment and Tax Roll Corrections g) Cooperative Law Enforcement Agreement 12-LE-11030121-002 Between the Navajo County Sheriff's Office and USDA, Forest Service, Apache Sitgreaves National Forests; Exhibit A 2012 Operating and Financial Plan h) Name an existing road in the Pinetop-Lakeside area to "Rockcrest Drive" in Section 24, Township 09 North, Range 22 East i) Public Roadway and Utility Easement for the general public over, under and across Catalyst Paper (Snowflake) INC property located in Section 29, Township 13 North, Range 21 East, G&SRM, Navajo County, Arizona j) Public Roadway and Utility Easement for the general public over, under and across Navajo County Assessor's Parcel Number 212-45-052E k) Contract signed by County Manager per Board of Supervisors Resolution: Contract for Professional Services with Terra Genesis, Inc., for Web-Mapping Improvements in an amount not to exceed \$8,800.00 l) Appointment to the Navajo County Republican Committee of the following as Precinct Committeemen to fill existing vacancies in their respective precincts: Dara Michelle Vanesian, Marchelle Eva May Haverland, James Gucwa, Vincent Romney Farr and Tina Marie Sinclair m) Thank you letter to the White Mountain Sheriff's Posse: **Supervisor DeSpain made a motion** to approve the consent agenda as presented; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion.

BOARD OF SUPERVISORS:

- a. RSC Rental Corporation and Navajo County Recognizing Excellence: Chairman Tenney indicated that this item has been pulled.
- b. Personnel Service Awards: Karlene Begay recognized Carol Walton 5 years, Darlene McDaniel, Ilene Anderson 5 years, Sherry Reed 20 years, Glenda Walters 20 years, Guy Willis 25 years, Wade Ellison 25 years. **Supervisor Thompson** commented on the awards and congratulated the employees that were recognized.
- c. **BOARD OF SUPERVISORS ACTING AS BOARD OF EQUALIZATION:** Consideration and possible approval of the Board of Equalization Hearing Officer's recommendations on hearings conducted on November 7 & 8, 2011 for Petition for Review of Notice of Change: **Supervisor DeSpain made a motion** to enter into the Board of Equalization; motion seconded by **Supervisor Thompson**. Vote unanimous approving the motion. Catrina Roe discussed the item. **Supervisor Brownlow** commented on the item. Catrina Roe discussed the item further. **Supervisor Thompson made a motion** to approve the Board of Equalization Hearing Officer's recommendations on hearings conducted on November 7 & 8, 2011 for Petition for Review of Notice of Change; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion. **Supervisor DeSpain made a motion** to return to regular session; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.

IUMAN RESOURCES: Consideration and possible approval of Personnel Actions: David Coolidge reviewed the 21 item personnel action report. **Supervisor Brownlow made a motion** to approve the personnel actions as presented; motion was seconded by **Supervisor Nez**. Vote unanimous approving the motion.

NAVAJO COUNTY PUBLIC HEALTH SERVICES DISTRICT: Board of Directors Session:

- a. **CONSENT AGENDA:** **Supervisor DeSpain made a motion** to enter into the Navajo County Public Health Services District **Board of Directors Session**; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion.
 - i) Amendment #5 of Contract #HG854320 with the Arizona Department of Health Services for STD Program Services
 - ii) Amendment #5 of Contract #HG852272 with the Arizona Department of Health Services for HIV Program Services
 - iii) Amendment #4 of Contract #HG861256 with the Arizona Department of Health Services for Teen Pregnancy Prevention for January 1, 2012 to December 31, 2012 in the amount of \$113,194.00
 - iv) Lease Agreement between Baldwin Jones Properties, LLC and Navajo County Public Health Services District for office space in Snowflake for the WIC and Nutrition Programs for October 1, 2011 through September 30, 2012
Supervisor DeSpain made a motion to approve the consent agenda as printed; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.
- b. Consideration and possible adoption of Resolution Number 54-11, adopting a schedule of fees for services provided by the District's "International Travel Health Clinic": Dr. Wade Kartchner discussed the item. **Supervisor Thompson** inquired about the publication of the item. Dr. Kartchner indicated that publication was made. **Supervisor DeSpain** inquired about the form of payment for the fees and if insurance covered the fees. Dr. Kartchner discussed the item further. **Supervisor Thompson made a motion** to adopt **Resolution Number 54-11**, adopting a schedule of fees for services provided by the District's "International Travel Health Clinic"; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion. **Supervisor DeSpain made a motion** to return to regular session; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.

ADMINISTRATION:

- a. Consideration and possible adoption of Resolution Number 55-11, requesting support from Navajo County's State Lawmakers: Hunter Moore discussed the item. **Supervisor Thompson** commented on the item. **Supervisor Nez** inquired about HURF funds and the possibility of a refund of funds that the state may provide to the counties. **Chairman Tenney** provided further information to the Board in response to **Supervisor Nez'** question. **Supervisor DeSpain** also commented on the item. **Supervisor DeSpain made a motion** to adopt **Resolution Number 55-11**, requesting support from Navajo County's State Lawmakers; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.
- b. Consideration and possible adoption of Resolution Number 56-11, authorizing the submission of FY2011 CDBG applications: Tiffany Ashworth discussed the item. **Supervisor DeSpain** inquired about the item. **Supervisor Thompson** inquired about the item and the eligibility North of I-40. **Supervisor DeSpain made a motion** to adopt **Resolution Number 56-11**, authorizing the submission of FY2011 CDBG applications; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion.
- c. Consideration and possible adoption of Resolution Number 57-11, authorizing Navajo County to participate as a coalition partner in an FY2012 Brownfields Grant and authorizing the County Manager and Public Works Director to sign any necessary documents for participation in the coalition: Tiffany

Ashworth discussed the item. **Supervisor DeSpain** commented on the item. **Supervisor Thompson** inquired about the quantity of projects completed for this project. **Supervisor DeSpain made a motion** to adopt **Resolution Number 57-11**, authorizing Navajo County to participate as a coalition partner in an FY2012 Brownfields Grant and authorizing the County Manager and Public Works Director to sign any necessary documents for participation in the coalition; motion seconded by **Supervisor Thompson**. Vote unanimous approving the motion.

- d. Consideration and possible approval of a Memorandum of Understanding between the City of Show Low and Navajo County for the installation of microwave link infrastructure funded by the Arizona Department of Homeland Security: Tiffany Ashworth discussed the item. **Supervisor Nez made a motion** to approve the Memorandum of Understanding between the City of Show Low and Navajo County for the installation of microwave link infrastructure funded by the Arizona Department of Homeland Security; motion seconded by **Supervisor DeSpain**. Vote unanimous approving the motion.

CONSTABLES: Consideration and possible approval of the Constable Ethics, Standards & Training Board Grant Number CNA12-003 for Tasers and training in the amount of \$1800 and Grant Number CNA12-004 for ballistic vest covers and associated equipment in the amount of \$1200: Constable Scott Tipton discussed the item. **Supervisor DeSpain** commented on the item. **Supervisor Nez** commented on the item and the need for collaboration to assist the citizens on the reservation. **Supervisor Thompson** commented on the item. **Supervisor Brownlow** inquired about the cooperation with the Navajo County Sheriff's Office. **Supervisor DeSpain made a motion** to approve the Constable Ethics, Standards & Training Board Grant Number CAN 12-003 for Tasers and training in the amount of \$1800 and Grant Number CAN 12-004 for ballistic vest covers and associated equipment in the amount of \$1200; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion.

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

a. **CONSENT AGENDA:**

i) Community Rating System Recertification Letter

ii) Letter of Request to Congressman Paul Gosar to support the Little Colorado River Feasibility Study

Supervisor DeSpain made a motion to approve the items listed in the consent agenda; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.

- b. Consideration and possible approval to enter into a 3 year Joint Funding Agreement with USGS for maintenance of 7 stream-flow gages with an amount not to exceed \$176,400.00: Trent Larson discussed the item. **Supervisor Brownlow** inquired about the item. **Supervisor DeSpain** also commented on the item. **Supervisor Thompson** commented on the item. **Supervisor DeSpain made a motion** to approve the 3 year Joint Funding Agreement with USGS for maintenance of 7 stream-flow gages with an amount not to exceed \$176,400.00; motion seconded by **Supervisor Thompson**. Vote unanimous approving the motion **Supervisor Brownlow made a motion** to return to regular session; motion seconded by **Supervisor Thompson**. Vote unanimous approving the motion.

PUBLIC WORKS:

- a. Consideration and possible approval of a Memorandum of Understanding between Navajo County and the Navajo Nation, Division of Transportation: Homero Vela discussed the item. **Supervisor Thompson** commented on the item. **Supervisor Nez** also commented on the item. **Supervisor Thompson made a motion** to approve the Memorandum of Understanding between Navajo County and the Navajo Nation,

Division of Transportation; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.

- b. Consideration and possible approval of an expenditure of \$50,000 of District I Special Road Funds in partnership with each of the Black Mesa Region Chapters (10 Chapters) contributing \$10,000 for the crushing and hauling of Red Dog Material: Homero Vela discussed the item. **Supervisor Nez** commented on the item. **Percy Deal** commented on the item. **Chairman Tenney** asked Dusty Parsons and Homer Vela to look into the concerns. **Supervisor Nez made a motion** to approve the expenditure of \$50,000 of District I Special Road Funds in partnership with each of the Black Mesa Region Chapters contributing \$10,000 for the crushing and hauling of Red Dog Material; motion seconded by **Supervisor Thompson**. Vote unanimous approving the motion.
- c. Consideration and possible adoption of **Resolution Number 58-11**, approving the proposed Amended Financial Assurances for the White Mountain Lake Airpark, Unit 1 subdivision, located in the White Mountain Lake area: Bill Fraley discussed the item. Mr. Lem Cook also provided further information. **Supervisor DeSpain** commented on the item. **Supervisor DeSpain made a motion** to adopt **Resolution Number 58-11**, approving the proposed Amended Financial Assurances for the White Mountain Lake Airpark, Unit 1 subdivision, located in the White Mountain Lake area; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion.

REDISTRICTING ADVISORY COMMITTEE: Review recommendations from the Redistricting Advisory Committee for the redistricting of the Navajo County Supervisorial Districts and Northland Pioneer Community College Precincts: Jason Moore discussed the item. Marlin Gillespie also provided further comment on the item. **Supervisor Thompson made a motion** that map NNHRC 11-07-11 be added to the consideration of maps; motion seconded by **Supervisor Nez**. **Supervisor DeSpain** thanked the staff and committee and asked if the added map would be able to be commented on by the public. Mr. Moore advised that it would not feasibly be seen and commented on by the citizens in the south end of the county. He then discussed the possibility of postponing a decision until the November 29th meeting. Ryan Taylor provided some clarification to the boundaries that made up the districts on the maps. **Supervisor DeSpain** asked **Supervisor Thompson** to amend his motion to replace the merged map with the original NNHRC map to maintain only three maps. **Supervisor Thompson** advised his motion would remain the same. **Supervisor Tenney** commented that the original NNHRC plan was not widely circulated and would prefer to consider both maps. Vote unanimous approving the motion to add the fourth map NNHRC 11-07-11.

Cathy Contreras from Winslow, AZ addressed the Board and expressed her concerns about dividing the City of Winslow between districts which has more in common Holbrook and Joseph City. Lawrence Kenna expressed his concerns about the maps that were submitted late and the lines above Snowflake and natural geographical boundaries which is one of the federal requirements for redistricting process. Sam Conner from Winslow, AZ commented that Winslow would be more benefited to be in only one district. Marie Sher Lamar from Winslow, AZ expressed that she would not like Winslow divided between districts. Harold Saner from Winslow, AZ expressed his appreciation to the committee and staff and also commented that he would like the communities of interest together and urged the board to adopt map TLP04 would serve all communities the best. Dale Patton, City Attorney from Winslow, AZ representing the interest of Winslow and the concerns regarding the split between three districts, offered his support for TLP04 map as the City of Winslow did adopt a resolution in support of this map. Mr. Patton asked that another map be drawn up based on 11-07-11 and changing the map to put Winslow DOC in District I and then leave the rest in District II. Percy Deal from Hardrock, AZ commented that he does not feel the guidelines could not be accomplished with the Federal laws that are in place. Mr. Deal offered his support of the recommendation made by Mr. Patton. Leonard Gorman from Apache County NNHRC offered that there was public

comment on the map that was added. Mr. Leonard also commented that the 11-07-11 was a joint effort between the county and Navajo Nation. Mr. Leonard added his comment that there are now three districts affected by the Right to Vote laws and Department of Justice. Tom Parscharsky from Snowflake, AZ provided the map TLP04 and advised that 11-07-11 would not have a problem with that map either with the exception of the issues regarding Winslow and possibly advise that a review and modification would allow the results beneficial for all the districts. Tess Kenna from Winslow, AZ advised that she would be against the split of the City of Winslow and asked that the Board consider the suggestions made by Dale Patton. Paul Watson Town manager of Snowflake, resident of Pinetop-Lakeside, commented in favor on the proposed change by Dale Patton. Lula Sago from Winslow/Teesto, AZ commented that Winslow is represented by a large Native American community as well as the non-native community and asked that the Board support the 11-07-11 map. Karen Shupla from the Hopi Tribe commented that she hoped the Board would continue to support the Hopi Tribe and would question the split of the Hopi Tribe and offered her support of map 11-07-11 with the changes suggested. Dale Patton provided additional comment on the 11-07-11 map. Leonard Gorman also provided additional comment about the proposal. Mr. Moore provided further information to the Board on the Voting Rights Act and the Retrogression information. **Supervisor Thompson** thanked everyone and commented further on the item. **Chairman Tenney** commented that he would like to look further into the suggestions made by Mr. Patton and how it would affect the plan and then postpone the adoption until the next Board meeting. **Supervisor Nez** commented that the 11-07-11 map was already a compromise and expressed his concerns that there could be more issues if there was not a decision made today. **Chairman Tenney** added that if there were specific items being approached there may not be large conflicts. **Supervisor Brownlow** commented that he would like to look at the possibility of looking at the 'tweaks' to the 11-07-11 map and would be in support of waiting until the Nov 29th meeting to allow the public an opportunity to comment further on the new possibilities. **Chairman Tenney** indicated further investigation into the numbers would be an important factor in making the decision. **Supervisor Thompson** commented further and cautioned the Board. **Supervisor Nez** commented and requested a recess to give the staff time to look at a number and then possibly reconvene and look at the maps again. Mr. Gillespie advised further on the maps and when they were available for the public.

Chairman Tenney called for a recess until 2:00 at 12:22.

Meeting called back into order at 2:12 p.m.

Jason Moore explained the changes made to the map made during the recess. **Supervisor DeSpain** inquired about continuing the line with using the Winslow Levee as the boundary and leaving Bushman Acres in the same district. Leonard Gorman did advise that the concern from Navajo Nation and the voting rights of the tribal members living both on reservation and in the City of Winslow and the newest map does satisfy the minority voting rights issues. **Chairman Tenney** commented further. **Supervisor Nez** commented further on the current compromise. **Supervisor Thompson** commented further. **Supervisor DeSpain** commented further. **Supervisor Brownlow** commented further.

Consideration and possible adoption of Resolution Number 59-11, approving the Redistricting Plan for the Navajo County Supervisorial Districts and Northland Pioneer Community College Precincts: Jason Moore presented the item with the amended map. **Supervisor Nez made a motion** to approve NNHRC 11-07-11 with the additional changes from Board of Supervisor's Plan 11-15-11 amendment attached; motion seconded by **Supervisor Thompson**. **Supervisor DeSpain** commented further on the item. **Supervisor Brownlow** also

provided further comment. **Supervisor Tenney** also commented on the item. Vote unanimous approving the resolution.

COUNTY BUSINESS UPDATE: Report from Board members, County Attorney and County Manager: **Supervisor Thompson** thanked Dusty and the elected officials for providing the "State of the County" presentations and advised that a lot of people appreciated the effort. **Supervisor Brownlow** thanked everyone for their well wishes and stated that he is happy to be back at work. **Supervisor Nez** reported on road projects that are moving forward and explained that Pinon recently celebrated their completed road project. **Supervisor DeSpain** welcomed Supervisor Brownlow back and commented on the teamwork of the Supervisors. **Chairman Tenney** reported on the forest service contract for 4FRI. He advised that he received confirmation for the meeting with Senators Biggs and Shooter this Friday. Jason Moore thanked the Board for their attention and suggestion to come up with the solution that was made today regarding the Redistricting map.

ADJOURN: At 2:51 p.m. **Supervisor Tenney** made a motion to adjourn; motion seconded by **Supervisor Nez**. Vote unanimous approving the motion.

APPROVED:

DATE: December 13, 2011

David Tenney, 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**