

**NAVAJO COUNTY BOARD OF SUPERVISORS' MINUTES
TUESDAY, OCTOBER 21, 2008**

PRESENT: J. R. DeSpain, Chairman; Jerry Brownlow, Vice-Chairman; Percy Deal, Supervisor; Jesse Thompson, Supervisor; and David Tenney, Supervisor were present.

9:05 a.m. Call To Order: Supervisor Deal led the Pledge of Allegiance and offered the invocation.

Chairman DeSpain recognized the County Treasurer, Manny Hernandez, and presented him with a birthday cake. Everyone sang Happy Birthday.

CALL TO THE PUBLIC: Andy Jacobs of Policy Development Group (PDG), 3636 N. Central Avenue #590, Phoenix, AZ 85010, spoke to the board regarding Arizona Department of Transportation (ADOT) statewide transportation planning. He announced that two public meetings will be held on November 13, 2008, at 10:00 a.m. and 5:30 p.m. in the Public Meeting Room at JB's in Show Low to discuss the ADOT statewide transportation framework studies, a 30-50 year look at transportation needs across the state.

CONSENT AGENDA: a) Name an existing road in the Chevelon Canyon Ranches area "Kinsey Road" in Section 17, Township 15 North, Range 16 East; b) Name an existing road in the Chevelon Canyon Ranches area "Riverbend Drive" in Section 17, Township 15 North, Range 16 East; c) Name an existing road in the Chevelon Canyon Ranches area "Farmer Road" in Section 17, Township 15 North, Range 16 East; d) Name an existing road in the Heber/Overgaard area "Far View Lane" in Section 25, Township 12 North, Range 16 East; e) Name an existing road in the Show Low area "Keno Loop" in Section 9, Township 10 North, Range 21 East; f) Back tax land deed correction with issuance of refund; g) Justice Court Reports: Holbrook #1 September; Kayenta #4 September; h) Constable Reports: Holbrook #1 September; Winslow #2 September; Show Low #5 September; Pinetop-Lakeside #6 September; i) County Attorney Bad Check program quarterly report for period ending October 1, 2008. **Supervisor Brownlow made a motion to** authorize the Chairman to sign the items on the Consent Agenda as presented; motion seconded by Supervisor Tenney. Vote unanimous approving the motion. Supervisor Thompson was out of the Chambers at the time of the vote.

NAVAJO COUNTY PUBLIC HEALTH SERVICES DISTRICT Board of Directors Session: **CONSENT AGENDA:** **Supervisor Tenney made a motion to** enter into the Board of Directors Session; motion seconded by Supervisor Brownlow. Vote unanimous approving the motion. Mary Tyler discussed the consent items.

- a. Continuing Arizona Department of Health Services Contract #HG854557 Tuberculosis Control Program in the amount of \$23,093 for July 1, 2008 through June 30, 2013
- b. Amendment #1 of County Pre-Natal Block Grant Contract #HG861385 to change the compliance statute reference and adding a paragraph regarding budget terms

Supervisor Brownlow made a motion to approve the Health District consent agenda as presented; motion seconded by Supervisor Tenney. Vote unanimous approving the motion. Supervisor Thompson was out of the Chambers during this vote.

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

BOARD OF SUPERVISORS: American RV and Navajo County Recognizing Excellence: Patsy Lee of the Health Department and Joseph Kay of the Assessors Department were recognized for outstanding achievement.

At the last board meeting a friendly wager was made between Supervisors Tenney and Brownlow and County Attorney Mel Bowers as to who would be victorious in the upcoming high school football game between the Blue Ridge Yellow Jackets and the Show Low Cougars. The loser had to sing the winning team's fight song. Supervisor Tenney stood and sang the Yellow Jacket's fight song while holding a sign stating, "I'd still rather be a Cougar!!"

HUMAN RESOURCES: Consideration and action related to Personnel Action report: Shalice Cook summarized the 32 item personnel action report. The County Manager welcomed Melissa Buckley to the Board office. Supervisors Thompson and Deal expressed their appreciation to the County Manager and Dusty Parsons and acknowledged those individuals working on special assignment, in cooperation with Navajo Nation Department of Transportation, to improve a Jeddito school bus route. **Supervisor Tenney made a motion to** approve the personnel action report as presented; motion seconded by Supervisor Brownlow. Vote unanimous approving the motion.

ASSESSOR: Briefing on Assessed Valuation process and formula: Assessor Cammy Darris presented a power point briefing regarding the assessed valuation process and formula for Navajo County and responded to questions. There was no action.

SHERIFF'S OFFICE: Consideration and possible approval of Sub-grantee agreement with Northeast Arizona Training Center, Inc. for use of grant funds from Arizona Peace Officers Standards and Training Board in the amount of \$40,000 for repair and maintenance of the driver training track at the Northeast Arizona Training Center in Taylor: Sheriff Gary Butler discussed the item. **Supervisor Tenney made a motion to** approve the interagency agreement as presented; motion seconded by Supervisor Brownlow. Vote unanimous approving the motion. Supervisor Tenney thanked Sheriff Butler for his leadership efforts on behalf of the Northeast Arizona Training Center. The County Manager stated he had the privilege and honor recently to attend the Sheriff's retirement party and hear the wonderful tribute and stories.

ADMINISTRATION: Budget update: Dusty Parsons discussed the item regarding the financial position of the county and responded to questions. There was no action.

PUBLIC WORKS:

- a. Consideration and possible approval of temporary construction easement to Pacific Holt Corporation across Navajo County property APN 109-15-016 Homero Vela passed out a revised agenda item and explained the changes. He discussed the item and responded to questions. John Gurrola of Pacific Holt Corporation, 5874 Nightshade Lane, addressed the board and requested consideration for a 9-month easement. Chairman DeSpain asked the board to

consider the 9-month easement request due to the winter season. Mr. Vela requested a firm start and ending date if the 9-month easement is granted. **Supervisor Thompson made a motion to** approve a temporary construction easement to Pacific Holt Corporation across Navajo County property APN 109-15-016 amending the motion to nine months instead of six months; motion seconded by Supervisor Brownlow. Vote unanimous approving the motion.

- b. Navajo County Flood Control District Board of Directors' Session: Consideration and possible authorization for chairman to sign the Community Rating System Recertification letter to the National Flood Insurance Program **Supervisor Deal 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. Homero Vela discussed the item and responded to questions from the board. **Supervisor Thompson made a motion to** approve the Chairman to sign the Community Rating System Recertification letter to the National Flood Insurance Program as presented; motion seconded by Supervisor Tenney. Vote unanimous approving the motion. **Supervisor Thompson made a motion to** return to regular session; motion seconded by Supervisor Brownlow. Vote unanimous approving the motion.
- c. Consideration and possible approval of Frontier Communications agreement amendment to include an increase of \$18,460.11 to cover, as per the agreement, additional rock encountered over the previously estimated 300 feet: Homero Vela discussed the item and explained the rock clause in the contract. **Supervisor Deal made a motion to** approve the amendment as presented; motion seconded by Supervisor Brownlow. Vote unanimous approving the motion.
- d. Consideration and possible approval of the expenditure of District V Special Roads Funds to assist the Town of Pinetop-Lakeside with a 6' pavement extension on Porter Mountain Road in an amount not to exceed \$60,000: Homero Vela discussed the item and responded to questions from the board. **Supervisor Brownlow** asked the board to support the item and then **made a motion to** approve the expenditure as presented; motion seconded by Supervisor Thompson. Vote unanimous approving the motion.
- e. Consideration and possible approval of the expenditure of \$86,900 from District III Special Road Funds to be used for the installation of cattle guards and the fencing of the East side of White Antelope Road (North of Concho Highway) and the purchase of two cattle guards for fencing project on Bourdon Ranch Road: Homero Vela discussed the item. Chairman DeSpain asked the board to support the item and thanked the crew, especially Clyde Holyoak and Jack Brooks. **Supervisor Deal made a motion to** approve the expenditure as presented; motion seconded by Supervisor Thompson. Vote unanimous approving the motion.
- f. Consideration and possible approval of Resolution # _____ - 08 authorizing participation in and approving the intergovernmental agreement for regional connector transit services between Navajo County, Northland Pioneer Community College District, Town of Pinetop-Lakeside, City of Show Low, Town of Taylor, Town of Snowflake, and City of Holbrook: Homero Vela discussed the item and responded to questions from the board. The County Manager discussed future expansion and partnerships for the Four Seasons program/bus line. **Supervisor**

Brownlow made a motion to approve Resolution #63-08 as presented; seconded by Supervisor Tenney. Vote unanimous approving the motion.

- g. Consideration and possible approval of Task Agreement Number Sixteen of MOU AGN00030004 between Bureau of Indian Affairs, Fort Defiance Agency, Division of Transportation and Navajo County purchasing a tractor tire with funding not to exceed \$450.00 from District II Special Road Funds: Homero Vela discussed the item. **Supervisor Thompson made a motion to approve Task Agreement number sixteen of Memorandum of Understanding (MOU) AGN003004** as presented; motion seconded by Supervisor Deal. Vote unanimous approving the motion. Supervisor Thompson requested a list of the monies expended by Navajo County in support of the Bureau of Indian Affairs.

BOARD BUSINESS: Report from Board Members: Supervisor Tenney stated he enjoyed the wonderful tribute to Supervisor Deal in Kayenta on October 20th and congratulated him on 28 years of dedicated service to Navajo County. Supervisor Thompson expressed his appreciation to the members of the community in Kayenta and to Senator Hale for his contribution to the tribute to Supervisor Deal. Supervisor Brownlow stated that the White Mountain Apache Tribe is conducting a control burn in his area. He also expressed his appreciation to Supervisor Deal for his years of service to the county. Supervisor Deal indicated there was a community appreciation event in Jeddito to show their appreciation to the county for their part in graveling seven miles of dirt road and thanked the County Manager, Assistant County Manager, and Homer Vela for their support of the project. He thanked Mr. Vela for the sign at the site that spelled out that partnership. Supervisor Deal indicated he expected a town hall type meeting in Kayenta and was greatly surprised at the wonderful tribute and thanked the board and staff for the surprise and the years of support, the recognition and the honor. Mr. Jayne expressed appreciation to Supervisor Thompson for the tour of Monument Valley and indicated he was honored to hear the wonderful things said to and for Supervisor Deal.

11:20 a.m. The Board Recessed for Lunch

1:35 p.m. BOARD OF SUPERVISORS: Chairman DeSpain reconvened the board for the purposed of conducting the 2008 Navajo County Back Tax Land Auction of twelve (12) properties as follows:

- a. Navajo County 2008 Back Tax Land Auction (ARS 42-18302):

Prospective purchasers are advised that:

- **All sales are final**
- **Seek advice on the marketability of title conveyed by Treasurer's Deed**
- **Examine property before purchasing**
- **Check the Assessor's map for location of the parcel**
- **No warranties or guarantees as to the size, access or condition of property**
- **No refunds will be made**

Supervisor Tenney opened the bidding with Parcel # 105-33-339, no bid; #105-34-021, no bid; #105-35-046, no bid; Supervisor Thompson continued the bidding with Parcel #105-35-050, no bid; Parcel # 105-35-097, sold to Bidder #1 for the minimum bid of \$444.54; Parcel #105-35-098 sold to Bidder #1 for the minimum bid of \$444.54; Supervisor Brownlow continued the bidding

of Parcel numbers 105-36-015, 105-36-063 and 105-36-064, no bid; Supervisor Deal continued the bidding with 105-36-073, 105-36-245 and 105-36-246, no bid. This concluded the auction of the twelve advertised parcels.

b. Consideration and possible action to deem all properties sold as auctioned :
Supervisor Tenney made a motion to accept the purchase of Parcel #105-35-097 and 105-35-098 to Bidder #1 in the amount of \$444.54 each for a total of \$889.08; motion seconded by Supervisor Brownlow. Vote unanimous approving the vote. The Chairman announced the remaining properties will be available for over the counter sale.

1:50 p.m. ADJOURN: Supervisor Brownlow made a motion to adjourn; motion seconded by Supervisor Tenney. Vote unanimous approving the motion.

APPROVED:

DATE: May 12, 2009

Jerry Brownlow, 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**