

NAVAJO COUNTY BOARD OF SUPERVISORS
TUESDAY, January 26, 2010

PRESENT: Jerry Brownlow, Supervisor; JR DeSpain, Supervisor; and Jesse Thompson, Chairman were present.

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

Chairman indicates that the public works item has been pulled.

CALL TO THE PUBLIC: There is no answer to the call to the public.

CONSENT AGENDA: a) Minutes: January 12, 2010 b) Clerk of Superior Court Report December 2009 c) Justice Court Reports: Holbrook #1, December; Winslow #2, December; Snowflake #3, December; Kayenta #4, December; Show Low #5, December; and Pinetop #6, December, 2009 d) Constable Reports: Winslow Precinct #2, December; Snowflake Precinct #3, December; Show Low Precinct #5, December; and Pinetop-Lakeside Precinct #6 November and December, 2009 e) County Attorney Bad Check Quarterly Report October 1, 2009 thru December 31, 2009 f) Amend Tomhave contract g) Sympathy letter to Matt Searles h) Approval for the Arizona Attorney General's Office to represent Navajo County in two property tax cases in the Arizona Tax Court (Maricopa County Superior Court), one involving the valuation of Transwestern Pipeline Company's pipelines and another involving the depreciation of Cable One's telephone equipment: Transwestern Pipeline Co. v. ADOR, et al., Tax Court No. TX2010-00067, and Cable One, Inc. v. ADOR, et al., Tax Court No. TX2010-00170: **Supervisor Brownlow made a motion** to authorize the Chairman to sign the items in the consent agenda as presented; motion seconded by **Supervisor DeSpain**. Vote unanimous approving the motion.

HUMAN RESOURCES: Consideration and possible approval of Personnel Actions: Gail Calisen reviewed the 21 item personnel action report. **Supervisor DeSpain made a motion** to approve the personnel action report as presented; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion.

BOARD OF SUPERVISORS:

- a. Quality Emulsions and Navajo County Recognizing Excellence: Lance Payette was recognized by Public Works Director Homero Vela for being our legal advisor and our friend. Mr. Vela indicated that Lance has been our mentor and thanked Lance for his leadership in all areas of Public Works.

9:16 a.m. Jonathan M. Nez, Supervisors is present, telephonically.

- b. Consideration and possible adoption of Resolution No. 05-10 approving and authorizing the Chairman to execute the "Arizona Mutual Aid Compact" for emergency mutual aid; and declaring an emergency: Brad Carlyon discussed the item and answered questions of the Board. **Supervisor Brownlow made a motion** to adopt **Resolution Number 05-10**, approving and authorizing the Chairman to execute the Arizona Mutual Aid Compact for emergency mutual aid and declaring an emergency; motion seconded by **Supervisor DeSpain**. Vote unanimous approving the motion.
- c. Pursuant to A.R.S. § 26-391, consideration and possible adoption of Resolution No. 06-10 approving the payment of additional compensation to certain FSLA-exempt employees who have worked extraordinarily long hours during a period of declared flood emergency; and declaring an emergency: Chairman discussed the item. **Supervisor DeSpain made a motion** to adopt **Resolution Number 06-10** approving the payment of additional compensation to certain FSLA-exempt employees who have

worked extraordinarily long hours during a period of declared flood emergency and declaring an emergency; motion seconded by **Supervisor Brownlow**. 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) Contract #HI050085 with Arizona Department of Health Services for the Arizona Nutrition Network Program in the amount of \$180,922.00 for October 1, 2009 to September 30, 2010
 - ii) Contract #HG754060-008, Amendment 4 of the Women and Children Community Health Grant
Supervisor DeSpain made a motion to approve the consent agenda as presented; motion seconded by Supervisor Brownlow; Vote unanimous approving the motion.
- b. Consideration and possible approval of Memorandum of Understanding between the American Red Cross, Grand Canyon Chapter and Navajo County Public Health Services District's Medical Reserve Corps unit to effectively increase health and medical treatment of the Navajo County population in times of public health emergencies or disease outbreak: Don Walker discussed the item and answered questions of the Board. Supervisor Brownlow made a motion to approve the Memorandum of Understanding between the American Red Cross, Grand Canyon Chapter and Navajo County Public Health Services District's Medical Reserve Corps unit to effectively increase health and medical treatment of the Navajo County population in times of public health emergencies or disease outbreak; motion seconded by **Supervisor DeSpain**. Vote unanimous approving the motion. **Supervisor DeSpain made a motion** to return to regular session; motion seconded by Supervisor Brownlow. Vote unanimous approving the motion.

TREASURER: Mid-Year Treasurer's report on investments: Manny Hernandez discussed the item and answered questions of the Board. Treasurer Hernandez handed out a copy of the slideshow presented to the Board. Chairman thanked the Treasurer for all his work.

ADMINISTRATION: Public Hearing: Consideration and possible approval of the non-entitlement Countywide Owner-Occupied Housing Rehabilitation project for the FY 2010 Community Development Block Grant State Special Projects (SSP) Grant Program application submission: Tiffany Ashworth discussed the item. Chairman Thompson opened up the public hearing. Supervisor DeSpain asked Ms. Ashworth to share the leads with the Board members. No comment from the public. **Supervisor DeSpain made a motion** to approve the non-entitlement Countywide Owner-Occupied Housing Rehabilitation project for the FY2010 Community Development Block Grant State Special Projects Grant Program application submission; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion.

FINANCE:

- a. Consideration and possible approval of a one year contract with LeadsOnline for pawn information reporting and an internet investigative tool for property crime investigations with an amount not to exceed \$10,620: Mary Springer discussed the item. **Supervisor DeSpain made a motion** to approve a one year contract with LeadsOnline for pawn information reporting and an internet investigative tool for property crime investigations with an amount not to exceed \$10,620; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion.
- b. County Finance Update/State Budget Update: Cris Parisot gave a brief update on County Finance. James Jayne gave further information on the County Finance update and a State Budget Update.

PUBLIC WORKS:

- a. Consideration and possible approval of funding in an amount not to exceed \$2,500 from District II and \$2,500 from District III Local Transportation Assistance Fund II (LTAF II) for vehicle operating expenses for Alice's Place, Inc. (Domestic Violence Center): Homero Vela discussed the item. **Supervisor DeSpain made a motion** to approve funding in an amount not to exceed \$2,500 from District II and \$2,500 from District III Local Transportation Assistance Fund II for vehicle operating expenses for Alice's Place, Inc; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion.
- b. Consideration and possible approval of the request from Holbrook Unified School District to assist in the purchase of road materials for school bus turnarounds in an amount not to exceed \$3,731.83 from District II Secure Rural Schools Funding: Homero Vela discussed the item. **Supervisor Brownlow made a motion** to approve the request from Holbrook Unified School District to assist in the purchase of road materials for school bus turnarounds in an amount not to exceed \$3,731.83 from District II secure Rural Schools Funding; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion.
- c. Consideration and possible approval to authorize the Public Works Department to request bids for the Obed Road Bridge Rehabilitation project: Homero Vela discussed the item. **Supervisor DeSpain** indicated that we have been working on this project for many years we do not have an alternate route for 77 and then **made a motion** to approve the authorization for the Public Works Department to request bids for the Obed Bridge Rehabilitation project; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion.
- d. Update on Resource Allocation Committee (RAC) Grants (Secure Rural Schools and Community Self Determination Action 2000 – Title II Special Projects on Federal Land): Dave Swietanski and Don Berry gave an update on the Resource Allocation Committee Grants. Supervisor Brownlow thanked Dave, Don and Homero.
- e. Discussion and informational presentation regarding the use of the Board of Supervisors' consent agenda to be used for non-controversial Planning & Zoning items as authorized by Arizona statute and the Zoning Ordinance: Greg Loper discussed the item. Mr. Loper indicated that this is a cost savings and more efficient way to do business.
- f. Consideration and possible approval of Task Agreement #1 to the Memorandum of Agreement (CTHHH65T60880) between Bureau of Indian Affairs, Hopi Agency and Navajo County for the road repair in an amount not to exceed \$12,000 from District II Special Road Funds: Chairman indicated that this item has been pulled from the agenda.

ELECTIONS: Presentation of Election Certification Certificates by Secretary of State Ken Bennett: Lisa McKee introduced Ken Bennett the Chief Elections Officer of the State of Arizona. Secretary Bennett addressed the Board and presented certificates to Melissa Buckley, Doris Clark, Barbara Hunt, Sabrina James, Laurette Justman, Jason Moore, Tami Phillips, Lisa McKee, Rayleen Richards, Johnathan Roes, Laura Sanchez, Terrilyn Thompson and Ann Kurasaki for successfully completing the Election Certification Course.

Supervisor Brownlow made a motion to enter into executive session; motion seconded by **Supervisor DeSpain**. Vote unanimous approving the motion.

EXECUTIVE SESSION pursuant to A.R.S. § 38-431.03(A) (1) for personnel discussion to conduct the annual performance evaluation and employment contract for the County Manager

RECONVENE for action related to the annual evaluation and employment contract of the County Manager: **Supervisor DeSpain made a motion** to return to regular session; motion seconded by Supervisor Brownlow. Vote unanimous approving the motion. Chairman asked if the 2.5% deduction needs to be noted on the contract. Mr. Carlyon indicated that the deduction was a voluntary decision that the County Manager made and that could be negotiated by the Board and Mr. Jayne. Mr. Jayne indicated that the number listed in the contract is the base salary and further indicated that he would continue to take any increase or decrease as any other county employee. **Supervisor Brownlow made a motion** to approve the employment contract of the County Manager; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion.

The Board of Supervisors recessed for lunch at 11:42 a.m.

The Board of Supervisors reconvened at 12:31 p.m.

Supervisor Brownlow made a motion to enter into executive session; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion.

EXECUTIVE SESSION pursuant to A.R.S. § 38-431.03(A) (1) for personnel discussion to conduct the annual performance evaluation of the Clerk of the Board

RECONVENE for action related to the annual evaluation of the Clerk of the Board: **Supervisor DeSpain made a motion** to return to regular session; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion. **Supervisor Brownlow made a motion** to authorize the County Manger to sign the annual performance evaluation of the Clerk of the Board; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion.

ADJOURN: At 1:15 p.m. **Supervisor Brownlow made a motion** to adjourn; motion seconded by **Supervisor DeSpain**. Vote unanimous approving the motion.

APPROVED:

DATE: February 9, 2010

Jesse Thompson, 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**