

**NAVAJO COUNTY BOARD OF SUPERVISORS' MINUTES**  
**Tuesday, June 28, 2016**

**PRESENT:** Jesse Thompson, Vice-Chairman; Steve Williams, Supervisor; Dawnafe Whitesinger, Supervisor, and Robert Black, Supervisor were present. Jason Whiting, Chairman, was not present.

**9:05 a.m. Call To Order:** Pledge of Allegiance and Invocation were led by **Supervisor Whitesinger**.

**CALL TO THE PUBLIC:** There were no comments from the public.

**CONSENT AGENDA:** a) Minutes: June 14, 2016, June 15, 2016 Emergency Meeting, and June 24, 2016 Emergency Meeting b) Constable Reports: Holbrook Precinct #1, May and Winslow Precinct #2, May 2016 c) Seventeenth Amendment to Revolving Credit Agreement d) 2 Back Tax Land Parcels sold over the counter in the amount of \$1,315.30: APN 105-35-007 and APN 403-06-123 e) Amendment to Intergovernmental Agreement for Court Collection and Criminal Justice Services between the City of Show Low and Navajo County f) Amendment to Intergovernmental Agreement for Court Collection and Criminal Justice Services between the City of Holbrook and Navajo County g) Amendment to Intergovernmental Agreement for Court Collection and Criminal Justice Services between the City of Pinetop/Lakeside and Navajo County h) Amendment to Intergovernmental Agreement for Court Collection and Criminal Justice Services between the City of Winslow and Navajo County i) Acceptance of Salary Agreement between Family Advocacy Center and Navajo County Attorney's office j) Tax exemptions filed pursuant to A.R.S. §42-11153 as a Request for Redemption of Waiver k) Notice of Appraisal for a 50 year term easement on White Mountain Lake Road l) ACA Board Certification Request for Northeastern Arizona Innovative Workforce Solutions m) Contract DI16-002107 – Amendment #3 and Amendment #4 for the Northeastern Arizona Innovative Workforce Solutions n) Approval of new Local Workforce Development Board member o) Approval of a two year term for Paula Winskye to serve on the Navajo County Extension Advisory Board to be retroactive on April 1, 2016 and a three year term for Bill Jeffers to serve on the Navajo County Extension Advisory Board to be retroactive on April 1, 2017 p) Sale of vehicle to Heber Overgaard Chamber of Commerce for the sum of \$1.00 q) Thank you Letter to Hon-Dah Resort, Casino & Conference Center r) Special Event Liquor License for the Pinetop-Lakeside Chamber of Commerce charitable event to be held on July 9, 2016 at the Pinetop Lakes Activity Center & Stables in Pinetop s) Contracts signed by the county manager pursuant to the Board of Supervisors Resolution: City of Show Low Conditional Use Permit Application: **Supervisor Whitesinger** made a motion to authorize the Vice-Chairman to sign the items in the consent agenda; motion seconded by **Supervisor Black**. Vote unanimous approving the motion.

**EMPLOYEE RECOGNITION:** Navajo County Recognizes **Robert “Bob” Schlesinger** (Administrative Services); **Venee John** (Jail Operations); **Kya Carroll** (Sheriff); and **Violet Nez** (Health District) for their excellence in personal performance far exceeding organization expectations; Lea Petersen recognized Bob Schlesinger, Venee John, Kya Carroll, and Violet Nez for their excellence in personal performance far exceeding organization expectations. A brief video of the employee recognitions was shown. **Supervisor Thompson** and **Supervisor Williams** thanked those employees.

**ADMINISTRATIVE SERVICES:**

a. **Personnel Service Awards: Congratulations to the following employees for their continued service to Navajo County: Timothy Toney** (Jail Operations) 15 years; **Julia Cook** (Facilities Management) 10 years; **Michael Limppo** (Sheriff) 5 years; **Gary Otterbeck** (Facilities Management) 5 years; and **Katy Chee** (Health District)

5 years: Katherine Wright recognized Timothy Toney, Julia Cook, Michael Limppo, Gary Otterbeck, and Katy Chee for their continued service to Navajo County.

- b. Presentation to retiring employee Larry Ponikvar: Eric Scott, Russ McCray, and Glenn Kephart recognized Larry Ponikvar from the Public Works Department for his years of service to Navajo County and congratulated him on his retirement. Mr. Kephart spoke about Mr. Ponikvar as an equipment mechanic and his service to Public Works. Mr. McCray thanked Mr. Ponikvar for keeping the equipment safe and for always being there for the Public Works Department. **Supervisor Black** offered his appreciation for the work Mr. Ponikvar did on community roads in his community.
- c. Consideration and possible approval of Personnel Actions: Eric Scott reviewed the 32-item personnel action report. **Supervisor Williams made a motion** to approve the Personnel Action Report as presented; motion seconded by **Supervisor Black**. Vote unanimous approving the motion.
- d. Update on Cedar Fire: Adam Wolfe gave an update on the Cedar Fire, which is 25% still active and has burned 45,977 acres. He played a video taken by some of the Hot Shots on the scene. He stated that as of this time, the Cedar Fire is the largest fire in the United States for 2016, with nearly 1,000 personnel and 51 engines battling the fire at its peak. He indicated that the Cedar Fire is 1/10<sup>th</sup> of the Rodeo-Chediski Fire. He stated that the Southwest Area Type One Incident Management Team was brought in and did a phenomenal job. He presented a Prezi which illustrated how the fire progressed. He stated that when the monsoon rains come, there will be a threat of flooding in the area. He expressed how Navajo County had a great presence in response to the Cedar Fire, and Governor Ducey came to the White Mountains for a briefing. He spoke about how Navajo County took charge of the communications during the fire. Mr. Wolfe thanked all those employees and agencies that played a part during the Cedar Fire. He talked about the shelters and evacuations places which were set up in Round Valley, Cibecue, Show Low, Snowflake and Holbrook. He spoke about the reach of social media during the fire and that the total amount of people reached were 500,000 by Facebook and over one million by Twitter and that retweets went international. He spoke about the tremendous partnerships that Navajo County has and thanked all of those communities for their support. **Supervisor Thompson** commended Mr. Wolfe on his work with the communications during the Cedar Fire emergency situation. He expressed appreciation to Mary Springer and Catrina Jenkins, the Sheriff's Department, and all those from the County. He also thanked the public for offering support and prayers. **Supervisor Williams** thanked Mr. Wolfe, the team at Navajo County, the Sheriff's Office, and the communities for their continued efforts and support during this fire. He spoke about how neighbor reached out to neighbor during the pre-evacuation and was reminded of why he and his family feel blessed to live in this area. He spoke about how the work of the White Mountain Apache Tribe in forest restoration played a role in the fire not spreading more than it did. **Supervisor Whitesinger** expressed her appreciation and indicated that this was a great opportunity to grow in our partnership with the White Mountain Apache Tribe. She stated that we have learned that we are not two separate communities, but one community. She reiterated the words of the Chairman: "We live here together, so we should fight here together," which resonated with many people across the community. She spoke of the stewardship of the White Mountain Apache Tribe over their land in mitigating potential fires. She expressed gratitude for Mr. Wolfe in being the face of Navajo County, the Sheriff's Department, the Emergency Management team, and all those who participated. **Supervisor Whitesinger** spoke about the leadership and community efforts which came together which helped to remind us of what a great community and a great county in which we live. **Supervisor Williams** thanked the local media. County Manager Jayne expressed his appreciation to Mr. Wolfe, the Emergency Management Team, and the Sheriff's Office for their support, which speaks of the partnership throughout the County organization. He spoke about how there will be some recognitions at the next Board meeting to say thank you to people within the communities and the organization for coming together. **Supervisor Thompson** thanked everyone for coming together. Mr. Jayne also thanked Paul Watson for playing an active role and all of the Supervisors.

- e. Consideration and possible adoption of Resolution Number 09-16 approving the payment of additional compensation to certain FLSA-exempt employees who have worked extraordinarily long hours during a period of declared fire emergency and supporting post-fire flooding effects in Navajo and Gila Counties due to the Cedar Fire: Mary Springer discussed the item and read the Resolution into the record. **Supervisor Williams made a motion** to adopt **Resolution Number 09-16** approving the payment of additional compensation to certain FLSA-exempt employees who have worked extraordinarily long hours during a period of declared fire emergency and supporting post-fire flooding effects in Navajo and Gila Counties due to the Cedar Fire; motion seconded by **Supervisor Whitesinger**. Vote unanimous approving the motion.

**NAVAJO COUNTY PUBLIC HEALTH SERVICES DISTRICT: Board of Directors Session: CONSENT AGENDA:** **Supervisor Williams made a motion** to enter into the Navajo County Public Health Services District Board of Directors Session; motion seconded by **Supervisor Whitesinger**. Vote unanimous approving the motion.

- a. Continuation of the subcontract for Hannah Kilber for the Teen Pregnancy Prevention Program. In order to meet ADHS Teen Pregnancy Prevention ADHS15-094982:7 program objectives, effective July 1, 2016 to June 30, 2017, in the amount of \$15.00 an hour
- b. Amendment #3 of Contract #ADHS14-053056 with Arizona Department of Health Services for the WIC Program for October 1, 2016 to September 30, 2017 in the amount of \$367,656.00
- c. Contract between Navajo County Public Health Services District and Public Health Partners, LLC, Wade Kartchner, M.D., MPH, Director for Public Health Medical Consultation and Alternative Medical Examiner Services for July 1, 2016 to June 30, 2017
- d. Contract #GRA-State-16-0777-01-Y2 with First Things First for a Child Care Health Consultant Program for Navajo/Apache Counties, Navajo Nation, White Mountain Apache and San Carlos for \$172,370.00 from July 1, 2016 to June 30, 2017
- e. Professional Services Agreement with Monica Smith, RDH for Dental Hygiene services through the Arizona First Things First, Navajo Nation, Oral Health Fluoride Program effective November 1, 2016 to June 30, 2017 in the amount of \$40.00/per hour
- f. Professional Services contract with Regina Rich, RDH, AP for Dental Hygiene services through the First Things First, Navajo Nation Oral Health Fluoride Program effective July 1, 2016 to June 30, 2017 in the amount of \$40.00 per hour
- g. Professional Services contract with Candice Marissa Matthews-Penrod, RDH, for Dental Hygiene services through the Navajo Nation Oral Health Program effective July 1, 2016 to June 30, 2017 in the amount of \$40.00 per hour
- h. Professional Services Agreement with Lee Haggemuller, RDH for Dental Hygiene services through First Things First, Navajo Nation Oral Health Fluoride Program effective July 1, 2016 to June 30, 2017 in the amount of \$40.00/per hour
- i. Professional Services contract with Ellen Grabarek, RDH, for Dental Hygiene services through First Things First, Navajo Nation Oral Health Fluoride Program effective July 1, 2016 to June 30, 2017 in the amount of \$40.00/per hour
- j. Professional Services contract with Menith Mackenzie, RDH, for Dental Hygiene services through the Navajo Nation Oral Health Program effective July 1, 2016 to June 30, 2017 in the amount of \$40.00 per hour
- k. Professional Services Agreement with April Pohlman, RDH for Dental Hygiene services through First Things First, Navajo Nation Oral Health Fluoride Program effective July 1, 2016 to June 30, 2017 in the amount of \$40.00/per hour

**Supervisor Williams made a motion** to approve the items in the consent agenda; motion seconded by **Supervisor Black**. Vote unanimous approving the motion. **Supervisor Williams made a motion** to return to regular session; motion seconded by **Supervisor Whitesinger**. Vote unanimous approving the motion.

**INFORMATION TECHNOLOGY:** Consideration and possible approval of the proposed Information Technology policy; Ken Dewitt discussed the item. **Supervisor Black made a motion** to approve the proposed Information Technology policy; motion seconded by **Supervisor Williams**. Vote unanimous approving the motion.

**PUBLIC WORKS:**

- a. Consideration and possible award of Contract #B16-05-003 Hot Asphaltic Concrete Pavement Overlay to Hatch Construction and Paving, Inc: Bill Bess discussed the item. **Supervisor Whitesinger made a motion** to award Contract #B16-05-003 Hot Asphaltic Concrete Pavement Overlay to Hatch Construction and Paving, Inc.; motion seconded by **Supervisor Black**. Vote unanimous approving the motion.
- b. At 11:25 a.m. PUBLIC HEARING: Consideration and possible adoption of Resolution Number 10-16, approving/denying a Special Use Permit for a Manufactured Home Park on APN: 212-26-085, in the Lakeside area, contingent on subsequent determination by the Arizona Department of Real Estate that the proposed use complies with Arizona Revised Statutes and is not determined to be an illegal subdivision: Bill Bess discussed the item. Mr. Bess reviewed the staff report. Steve Dedmon, Manulux Communities, addressed the Board. **Supervisor Williams** stated that if the residents desired the road within the community be maintained by the County that the residents would have to improve the road to County standards before the County would begin maintaining the road. There were no comments by the public. **Supervisor Williams made a motion** to adopt **Resolution Number 10-16** approving a Special Use Permit for a Manufactured Home Park on APN: 212-26-085 in the Lakeside area, contingent on subsequent determination by the Arizona Department of Real Estate that the proposed use complies with Arizona Revised Statutes and is not determined to be an illegal subdivision; motion seconded by **Supervisor Black**. Vote unanimous approving the motion.

**SHERIFF:** Consideration and possible approval of White Mountain Apache Tribe Resolution #062216 for Mutual Aid for deputization of Sheriff's Office sworn personnel; Chief James Molesa discussed the item and asked for approval. He indicated that we do have an agreement with the White Mountain Apache Tribe until September. **Supervisor Williams** asked if there were any legal concerns. Jason Moore, Deputy County Attorney, indicated that there were no legal concerns as far as he was aware. **Supervisor Whitesinger** thanked the Sheriff's Office for their work on this. **Supervisor Whitesinger made a motion** to approve White Mountain Apache Tribe Resolution #062216 for Mutual Aid for deputization of Sheriff's Office sworn personnel; motion seconded by **Supervisor Black**. Vote unanimous approving the motion.

**ADMINISTRATIVE SERVICES:**

a. **PUBLIC HEARING: FINAL 2016-17 BUDGET PURSUANT TO § 42-17104:**

- i) At 11:42 **Supervisor Williams made a motion** to convene Special Meeting of Board of Supervisors for final budget adoption; motion seconded by **Supervisor Whitesinger**. Vote unanimous approving the motion.
- ii) Consideration and possible adoption of Resolution Number 11-16, approving the proposed final budget for fiscal year 2016-17 for Navajo County: Bryan Layton indicated that the tentative budget was approved on June 14, 2016, and requested the Board approve the budget. **Supervisor Williams made a motion** to adopt **Resolution Number 11-16**, approving the proposed final budget for fiscal year 2016-17 for Navajo County; motion seconded by **Supervisor Whitesinger**. Vote unanimous approving the motion.
- iii) **Supervisor Williams made a motion** to simultaneously enter into the Board of Directors Sessions for the Navajo County Public Health Services District, Navajo County Library District, Navajo County Flood Control District including LCR Flood Control Zone, White Mountain Lakes County Recreation Improvement District, Silver Creek County Road Improvement District, Victory Heights Road Maintenance District, Fawnbrook County Road Improvement District, Sutter Drive County Road

Improvement District, Madison Lane County Road Improvement District, Scott's Pine Meadow County Road Improvement District, Shumway Road County Road Improvement District, Bucking Horse County Road Improvement District, Hilltop Drive County Road Improvement District, Mountain View County Road Improvement District, North Whistle Stop Loop County Road Improvement District, and Joseph City Street Lighting District; motion seconded by **Supervisor Black**. Vote unanimous approving the motion. **Supervisor Williams made a motion** to adopt final fiscal year 2016-17 budgets for Navajo County Public Health Services District, Navajo County Library District, Navajo County Flood Control District including LCR Flood Control Zone, White Mountain Lakes County Recreation Improvement District, Silver Creek County Road Improvement District, Victory Heights Road Maintenance District, Fawnbrook County Road Improvement District, Sutter Drive County Road Improvement District, Madison Lane County Road Improvement District, Scott's Pine Meadow County Road Improvement District, Shumway Road County Road Improvement District, Bucking Horse County Road Improvement District, Hilltop Drive County Road Improvement District, Mountain View County Road Improvement District, North Whistle Stop Loop County Road Improvement District, and Joseph City Street Lighting District; motion seconded by **Supervisor Whitesinger**. Vote unanimous approving the motion. **Supervisor Williams made motion** to return to regular session; motion seconded by **Supervisor Black**. Vote unanimous approving the motion.

**JOSEPH CITY STREET LIGHTING DISTRICT: Board of Directors Session: CONSENT AGENDA:** At 11:39 a.m. **Supervisor Williams** made a motion to enter into the Joseph City Street Lighting District Board of Directors Session; motion seconded by **Supervisor Black**. Vote unanimous approving the motion. **Purchase of Insurance Policy:** **Vice-Chairman Thompson** took this matter off the Consent agenda. Eric Scott discussed the item. He stated that the light poles and the lights are owned by APS and therefore he does not believe it is necessary to purchase the inland marine coverage. Mr. Scott also recommended that the crime coverage not be purchased, as well, which would leave general liability and directors' and officers' coverage. **Supervisor Williams made a motion** to approve the purchase of the insurance policy for Joseph City Lighting District as set forth by Mr. Scott; motion seconded by **Supervisor Whitesinger**. Vote unanimous approving the motion. **Supervisor Williams made a motion** to return to regular session; motion seconded by **Supervisor Black**. Vote unanimous approving the motion.

**WHITE MOUNTAIN LAKES COUNTY RECREATION IMPROVEMENT DISTRICT: Board of Directors Session:** At 10:04 a.m. **Supervisor Williams made a motion** to enter into the White Mountain Lakes County Recreation Improvement District; motion seconded by **Supervisor Black**. Vote unanimous approving the motion.

- a. 11:23 a.m. **CONSENT AGENDA:** **Purchase of Insurance Policy:** **Vice-Chairman Thompson** took this matter off the Consent agenda. Eric Scott discussed the item. **Supervisor Whitesinger made a motion** to authorize purchase of the insurance policy for White Mountain Lakes County Recreation Improvement District; motion seconded by **Supervisor Black**. Vote unanimous approving the motion.
- b. At 10:05 a.m. **Supervisor Williams made a motion** to enter into executive session; motion seconded by **Supervisor Black**. Vote unanimous approving the motion. The Board of Directors retired into executive session. **EXECUTIVE SESSION** pursuant to A.R.S. § 38-431.03(A) (4) for the Board to receive an update and legal advice from its attorney regarding possible action on the pending litigation in CV2016-00039 Berger v. White Mountain Lake County Recreation Improvement District
- c. **RECONVENE:** At 11:21 **Supervisor Williams made a motion** to return to White Mountain Lakes County Recreation Improvement District Board of Directors Session; motion seconded by **Supervisor Whitesinger**. Vote unanimous approving the motion. **Consideration and possible action on pending litigation in CV2016-00039 Berger v. White Mountain Lake County Recreation Improvement District:** **Supervisor Williams**

**made a motion** to authorize council to enter into settlement negotiations regarding litigation; motion seconded by **Supervisor Whitesinger**. Vote unanimous approving the motion.

At 11:24 a.m. **Supervisor Williams made a motion** to return to regular session; motion seconded by **Supervisor Black**. Vote unanimous approving the motion.

**COUNTY BUSINESS UPDATE:** Report from Board members, County Attorney and County Manager: **Supervisor Whitesinger** gave a report from District V. She spoke about the Cedar Fire and the concerns regarding possible flooding in Cedar Creek due to the upcoming monsoon season. She expressed gratitude for the growth which has occurred during these emergencies. She further reported on her attendance at the Women's White House Summit during the last Board meeting. She indicated that she was nominated as a change maker in the community. She spoke about the women who attended and their strength and dedication in their respective fields. She spoke of the Sunrise Park Resort 4<sup>th</sup> of July celebration on Saturday and the archery event happening. She spoke about her son receiving first place at his school for being a top archer. **Supervisor Black** gave a report from District I. He expressed his appreciation to the staff that helped with the Western Navajo Agency Council meeting, along with the Sheriff's Posse for providing lunch. He wished everyone a happy 4<sup>th</sup> of July. **Supervisor Williams** expressed appreciation for the Governor's office for declaring a State-wide declaration of emergency during the Cedar Fire and the leadership in the community. He expressed gratitude for his father and enjoyed Father's day with his family. Bryan Layton acknowledged Melissa Buckley for being elected as the President of the Arizona County Clerks Association. Jason Moore thanked everyone who was involved in the Cedar Fire. **Vice-Chairman Thompson** congratulated Melissa Buckley. He spoke about attending AACo. He further spoke about talking with a non-profit organization who are willing to go further in helping kids in the community. He spoke about the emergency meeting regarding the flooding. He spoke of a youth conference in Jeddito that he attended. He spoke about his meeting with Ronnie Lupe regarding their memories of the Rodeo-Chediski fire and the conversations which took place at that time. Assistant County Manager Paul Watson indicated that he was very impressed with the team from Navajo County that worked on the Cedar Fire. He spoke about the economic public relations that are going on now.

**ADJOURN** at 12:01 p.m. **Supervisor Williams made a motion** to adjourn; motion seconded by **Supervisor Black**. Vote unanimous approving the motion.

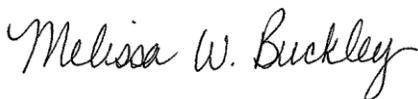
**APPROVED:**

**DATED: July 12, 2016**



**Jason E. Whiting, Chairman**  
**Navajo County Board of Supervisors**

**ATTEST:**



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