

GREENLEE COUNTY BOARD OF SUPERVISORS  
CLIFTON, ARIZONA

April 15, 2014

The Greenlee County Board of Supervisors met on this date in regular session in the Board Meeting Room, 2<sup>nd</sup> floor Courthouse Annex, Clifton, Arizona, with the following members present: David Gomez, Chairman; Ron Campbell, Member; and Robert Corbell, Member. Also present were Deborah K. Gale, County Administrator, and Yvonne Pearson, Clerk of the Board.

Chairman Gomez called the meeting to order at 8:00 a.m. and Supervisor Corbell led those present in the Pledge of Allegiance.

Ms. Gale responded to the Call to the Public and expressed her gratitude and appreciation for the support of the County and the community over the loss of Noralea Gale, her mother-in-law. She thanked everyone for everything that was done.

The Board of Supervisors convened as the Board of Directors of the Greenlee County Public Health Services District.

Steve Rutherford, Health and Community Services Director, requested approval to fill a vacant budgeted Director of Nursing position in the Health Department. Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the request as presented.

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board tabled item 2 of the Public Health Services District Consent Agenda and approved the remaining items as follows:

1. Clerk of the Board: Consideration of approval of Public Health Services District expense warrants in excess of \$1,000.00
2. Clerk of the Board: TABLED the Kansas State Bank Government Obligation Contract for financing of one (1) 2014 Chevrolet Ambulance in the amount of \$153,839.00 to be paid in monthly payments with budgeted Public Health Services Funds.

The Board reconvened into regular session.

Linda Durr, County Assessor, requested approval to fill a vacant Administrative Assistant position in the Assessor's Office and stated that should like to hire a part-time person to fill in until the full time position can be filled. Ms. Gale clarified that the person vacating the position was an Appraiser but that the Department of Revenue will not allow a person to attend the Appraiser Certification Classes until a person has worked in the Assessor's office for at least one year. Upon motion by Supervisor Campbell,

seconded by Supervisor Corbell, and carried unanimously, the Board approved the request to fill an Administrative Assistant position in the Assessor's Office.

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the request to hire a part time Clerk I in the Assessor's office until the Administrative Assistant position is filled.

The Board convened into Work Session regarding the Mexican Wolf Program. Ms. Gale reviewed the process and creation of the cooperating agencies proposed alternative to the US Fish & Wildlife Service (USFWS) proposed preferred alternative in a draft Environmental Impact Statement (EIS) to the Proposed Nonessential Experimental Population Rule for the Mexican Wolf in the Southwest. She stated that she has been heavily involved in the program for a very long time. Things came to a head over a year ago and the US Fish and Wildlife was ordered and given a deadline of January 2015 to give a final record of decision on an Environmental Impact Statement (EIS) changing the 10j Rule and other items. An Ad Hoc group was formed which includes the Eastern Arizona Counties Organization (ECO), of which Greenlee County is a member of along with five other counties in Arizona, the Arizona Game & Fish, Arizona Cattle Growers, and Sportsman organizations all of which have been working the past six months to draft an alternative to the preferred alternative EIS. Ms. Gale stated that the draft is not perfect but that the goal is to put this on the table for the USFWS to look at as a reasonable alternative to what they have proposed and in a timely manner to that it can be considered. She stressed that this is only the first step and is not a final document and was drafted to bring people from different arenas to the table. It is in the best interest of Greenlee County to have Arizona Game & Fish manage the program. AZ Game & Fish has been working with Greenlee County on this issue for the past 16 years. Ms. Gale stated that she has been given direction by the Board of Supervisors over the years to make sure that the position of Greenlee County is kept at the forefront.

Ms. Gale stated that Supervisor Corbell has brought forward another alternative EIS that was drafted for Greenlee County by Doyle Shamley of Apache County. She has no knowledge that he was directed to do this and was not aware that he was doing so and that draft EIS is not on the agenda for consideration for a vote of the Board.

Supervisor Campbell stated that the alternative EIS drafted by Terry Johnson for the Cooperating Agencies has been worked on for months and he spoke about the draft at a meeting in Albuquerque several months ago. He stated that the EIS is needed to address the needs of all persons and believes that the draft EIS by Terry Johnson does this. His district and the citizens who live there are most impacted by this issue and he relies heavily on Kay, Derek Rapier, County Attorney, and Pascal Berlioux with Eastern Arizona Counties Organization and that they need to have the latitude to make decisions when needed.

Supervisor Gomez asked who gave Doyle Shamley the right to represent Greenlee County.

Supervisor Corbell stated that he did not ask Doyle Shamley to do this for Greenlee County and that he was not aware of the document until it was emailed to him. He stated that he likes the Shamley document because it gives property owners more rights to deal with the wolf as they see fit. He also stated that he has no doubt that Ms. Gale is an expert on this issue and that it would not be good to take her away from her position on the Ad Hoc Committee. He also added that that he supports the document from Terry Johnson and that it is the better document and a step forward for Greenlee County.

The Board directed Ms. Gale to proceed "business as usual" on wolf issues.

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved support for the cooperating agencies proposed alternative to the US Fish & Wildlife Service proposed preferred alternative in a draft Environmental Impact Statement (EIS) to the Proposed Nonessential Experimental Population Rule for the Mexican Wolf in the Southwest.

Jeannette West and Ray West with the Business Association of Chase Creek Arizona (BACA) requested county sponsorship in the amount of \$2,000.00 for the upcoming Colors of Copper Wine & Art event in November. They reviewed the results of the last event which was a great success. Ms. West stated that the group has sufficient insurance coverage and that a call for artists has already been sent out. The Town of Clifton has provided \$800.00 toward the brochure. The budget for the event was reviewed.

Supervisor Corbell stated that he is in favor of making Greenlee County a more attractive place to visit but has a problem using public funds for this event and that the event needs to stand on its own.

Supervisor Campbell stated that he agrees that this event needs to eventually become sustainable and feels that it is good to support the event to get it to that place.

Supervisor Gomez stated that he also agrees that the event will need to become sustainable in the future and that it appears to be well on its way. He also stated this is a good event for economic development.

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the sponsorship of the Colors of Copper Wine and Art

Event in the amount of \$2,000.00 and law enforcement support with Economic Development funds.

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board convened into Public Hearing for Planning and Zoning requests.

- A. Adele Merrell requested a zoning district change of part of Assessor Parcel 500-26-007C which has about 9.5 acres from RU36 (1 dwelling unit per 36 acres) to MH (manufactured home) on 153 Fairgrounds Road near Duncan.

Philip Ronnerud, Planning and Zoning Director, stated that Ms. Merrell is wanting to install a 20 – 25 space RV Park located on Fairgrounds Road across from the Mormon Stake Center and is wanting to attract the winter visitor market. The Planning and Zoning Commission submit a negative recommendation. He stated that the Commission did not feel it was an appropriate use of the property.

Jesse Stillman, resident, stated that he owns property adjacent to Ms. Merrell's property and asked that the Board uphold the negative recommendation of the Commission. The RV Park would be at his front door and would devalue his property. He stated that he will be raising Arabian Horses in the near future and feels that rezoning Ms. Merrell's property would be a non-compatible use between a 30 space RV Park and an operating horse ranch.

- B. Bart Harrington, DBA Harrington Ranch and Farms requested a zoning district change of part of Assessor Parcel 400-57-001, having about 5.5 acres, from RU 36 (1 dwelling unit per 36 acres) to MH (Manufactured Home) on Stevens Loop about 3.3 miles northwest of Duncan.

Mr. Ronnerud stated that Mr. Harrington wants to install a RV Park and that the market is outside county interest. The Planning and Zoning Commission has submitted a positive recommendation. No comments were received for or against the request.

Supervisor Campbell noted that there are different facts associated between the two requests to be considered.

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board reconvened into regular session.

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board upheld the negative recommendation of the Planning and Zoning Commission meaning that the request of Adele Merrell to rezone part of

Assessor Parcel 500-26-007C which has about 9.5 acres from RU36 (1 dwelling unit per 36 acres) to MH (manufactured home) on 153 Fairgrounds Road near Duncan is denied.

Supervisor Corbell added that he reluctantly seconded the motion because he believes in property rights but understands the issues that have been brought forward.

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the request of Bart Harrington, DBA Harrington Ranch and Farms for a zoning district change of part of Assessor Parcel 400-57-001, having about 5.5 acres, from RU 36 (1 dwelling unit per 36 acres) to MH (Manufactured Home) on Stevens Loop about 3.3 miles northwest of Duncan in conjunction of the positive recommendation of the Planning and Zoning Commission.

Mr. Ronnerud requested approval to amend the Zoning Regulations allowing home businesses in accessory buildings, floor area of business in accessory building, and sign size. He stated that regulations have changed and that this amendment will update the County zoning regulations. Upon motion by Supervisor Corbell, seconded by Supervisor Campbell, and carried unanimously, the Board approved the request as presented.

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the road names of Putter Place and Bowen RV Loop.

Ron Pearson, Public Works Manager, requested approval to apply for the Arizona Forestry Division Hazardous Fuels Grant in the amount of \$200,000.00 requiring 10% matching funds which will be in kind funds. He stated that this is a continuation of the previous project and that most of the leg work is already done and that property has already been evaluated for need. Ms. Gale stated that a plan will be brought back to the Board if the grant is awarded. Supervisor Corbell stated that he has a problem approving this if federal dollars are involved due to the federal deficit. Supervisor Campbell stated that this grant helps to mitigate hazards around homes as part of the fire wise effort which was effective around the Alpine area during the Wallow Fire and the citizens are appreciative for the help. Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the request as presented. Supervisor Corbell commented that because Supervisor Campbell stated that the funds are coming from the state of Arizona that was good enough for him and he approves.

Mr. Pearson requested approval to apply for the Forest Service Resource Advisory Committee Grants in the amount of \$75,000.00. Ms. Gale stated that this funding is part of the 15% set aside funds from the Secure Rural Schools funds. Supervisor Corbell stated that he could not support unless it is an emergency because this is spending

federal dollars. Supervisor Campbell made a motion to approve the request as presented, Supervisor Corbell seconded and the motion passed with Supervisor Corbell voting nay.

Ms. Gale requested approval of the distribution of Secure Rural Schools Funds (Forest Fees). The same formula used in the past was used to calculate the distribution to each school district. Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the request as presented.

Ms. Gale reported the following:

- She had Mr. Pearson review the success of the recent Mud Drag Event held at the Fairgrounds. Mr. Pearson stated that there were 85 entries – more than there has been in the past and that the event was very successful.
- Ms. Gale had Mr. Ronnerud review the Javelina Chase bicycle event. He stated that there 25 entries and that it ran very smoothly with no issues.
- Ms. Gale reviewed bills that the Governor has vetoed
- She will be presenting and reviewing County revenues and expenditure projections for fiscal year 2015 at the May 6<sup>th</sup> meeting which will begin at 8:00 a.m.
- She needs direction from the Board who they would like to represent Greenlee County on the study committee that will draft the documentation needed to apply for a National Study Grant that Eastern Arizona Counties Organization is applying for. The Board directed Ms. Gale and the Chairman to come up with the appropriate person.

Ms. Pearson requested that item (L) of the Consent Agenda be tabled to the next meeting. Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board tabled item (L) and approved the remaining Consent Agenda items as follows:

- A. Clerk of the Board: Approval of minutes to previous meetings – 02/18/14; 02/25/14; 03/10/14; 03/24/14
- B. Clerk of the Board: Approval of expense warrants in excess of \$1,000.00 – 1062; 1063; 1064; 1065
- C. Chief Finance Officer: Approval of general fund loans in the amount of \$145,156.79 to be reimbursed upon receipt of funds: fund 146-\$1026.66; fund 159 - \$235.29; fund 195 - \$1,028.94; fund 219 - \$6,788.68; fund 222 – \$135,248.58; fund 239 - \$717.44; fund 243 – \$111.20
- D. Public Works Manager: Approval of payroll change notice – C. White, Public Works Operations Tech II
- E. Superior Court Clerk: Appointment of Deputy – Lisa L. Stacy, Deputy Court Clerk

- F. Superior Court Judge: Approval of Contract for Indigent Representation for Attorney Christopher Starvis effective March 1, 2014 ending June 30, 2014
- G. Superior Court Judge: Approval of Contract for Indigent Representation for Attorney Alison Starvis effective March 1, 2014 ending June 30, 2014
- H. Superior Court Judge: Appointment of Gary Scales as judge pro tempore on a part time basis effective July 1, 2014 and ending June 30, 2015
- I. County Assessor: Approval of Harris Systems USA, INC Master License and Services Agreement
- J. County Engineer: Approval of service agreement with Speedie for soils testing
- K. Fair & Racing Director: Approval of an increase to the Fair/Racing Revolving Fund in the amount of \$10,000.00 to cover extraordinary expenses to be reimbursed immediately following the Spring Rampage event
- L. Clerk of the Board: TABLED - Kansas State Bank Government Obligation Contract for financing of one (1) 2014 Mack Dump Truck in the amount of \$147,447.36 to be paid in monthly payments with budgeted Debt Service Funds

There being no further business to come before the Board of Supervisors, the meeting was adjourned at 10:30 a.m.

APPROVED: /s/ David Gomez, Chairman

ATTEST: /s/ Yvonne Pearson  
Clerk of the Board