

GREENLEE COUNTY BOARD OF SUPERVISORS  
CLIFTON, ARIZONA

May 6, 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 Campbell led those present in the Pledge of Allegiance.

Ms. Gale responded to the Call to the Public stating that long-time resident Bobbie Flannigan has passed away and extended respects to her family. Ms. Flannigan was instrumental in keeping the Food Bank running and dedicated many hours to its success.

The Board of Supervisors convened as the Board of Directors of the Greenlee County Public Health Services District and upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the Public Health Services District Consent Agenda as follows:

1. Clerk of the Board: Approval of Public Health Services District expense warrant in excess of \$1,000.00
2. Health & County Services Director: Approval of the Addendum to the existing Intergovernmental Agreement with the Arizona Department of Fire, Building and Life Safety Office of Manufactured Housing to enforce installation standards for the Town of Clifton and the Town of Duncan

The Board reconvened into regular session.

Ms. Gale introduced Mr. Terry Johnson, Consultant, Endangered Species Policy Advisor. She presented his many, many successes and years of experience working with Endangered Species including the Mexican Wolf program.

Mr. Johnson reviewed his history and background with the Arizona Game & Fish and explained his exposure to the wolf program beginning in 1982. He spoke of the history and implementation of the wolf program from the beginning to current. He reviewed the Ad Hoc Committee Alternative to the US Fish & Wildlife Services proposed Alternative of the draft Environmental Impact Statement (EIS) to the proposed nonessential experimental population rule for the Mexican Wolf and discussed the process moving forward. He stated that this document is practicable and does not violate any laws as other drafts that were submitted do.

Chairman Gomez thanked Mr. Johnson for coming and clearing up any “smoke in the air” and concerns he had.

Supervisor Corbell asked Mr. Johnson what makes him think that the federal government can be trusted to follow what is in the Proposal and that he doesn't trust the federal government.

Supervisor Campbell thanked Mr. Johnson for his presentation and stated that he believes that local input is important in order to make a change and that the 30 years of experience that Mr. Johnson is how the Alternative EIS has been able to be written with common sense.

Ms. Gale also thanked Mr. Johnson for his help and support.

Ms. Carol Telles, Clifton District Ranger, Apache-Sitgreaves National Forest, updated the Board on the following:

- Stage 1 fire restrictions have been implemented with fires limited to developed campgrounds
- A fire in the Alpine area, south of Luna Lake, is 60% contained and has burned 307 acres
- The prescribed Mesa Re-entry burn project, block A, consisting of 8000 acres has been completed
- They are working with permittee's to get tanks cleaned and done before the monsoons begin. 32 have been completed
- A new archaeologist has been hired and will begin in June. The archaeologist will help complete the NEPA done on trails and roads that need to be worked on
- Current focus is on fire prevention. They have staffed up seasonal fire staffing who will be housed in the Stray Horse area
- She deals with the wolf on a regular basis and coordinate with Game & Fish
- They will use four summer youth through the Workforce Connection program

The Board thanked Ms. Telles for her presentation.

Upon motion by Supervisors Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board convened into Public Hearing for the Planning and Zoning request of Jackie and Chris Sanchez to change Assessor Parcel 400-31-013 containing about 8.71 acres from RU36 to MH at 306 Wagley Drive in Duncan.

Philip Ronnerud, County Planning Director, stated that the purpose of the zoning change is to reflect the actual use of the land. The Planning & Zoning Commission sends a positive recommendation for the change with stipulations. There were no

comments for or against the request from persons present and no other comments have been received.

Supervisor Campbell motioned to reconvene into regular session, Supervisor Corbell seconded, and the motion carried.

Upon motion by Supervisor Corbell, seconded by Supervisor Campbell, and carried unanimously, the Board approved the request of Jackie and Chris Sanchez to change Assessor Parcel 400-31-013 containing about 8.71 acres from RU36 to MH at 306 Wagley Drive in Duncan with the following stipulations: provision of a final dimensioned site plan showing MH parcel boundary, show proposed RV spaces dimensions on site plan, drainage pattern, and drives; site roads must meet Subdivision Standards (6" gravel) as required by the Planning Regulations; and no more than 7 dwelling units shall be placed on the parcel.

Mr. Ronnerud requested approval to rename Trails End RV Park road to Dead End Loop. He stated that the property owner has agreed to pay for the signs. Upon motion by Supervisor Corbell, seconded by Supervisor Campbell, and carried unanimously, the Board approved the request as presented.

Ron Pearson, Public Works Manager, requested approval to fill two budgeted Public Works Operations Tech II Positions in the Public Works 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 Chairman Gomez, with Supervisor Corbell voting nay, the Board adopted Resolution 14-05-01 regulating open burning in unincorporated areas of Greenlee County during declarations of Fire Emergency.

#### **RESOLUTION 14-05-01**

#### **A RESOLUTION OF THE GREENLEE COUNTY BOARD OF SUPERVISORS REGULATING OPEN BURNING IN UNINCORPORATED AREAS OF GREENLEE COUNTY DURING DECLARATIONS OF FIRE EMERGENCIES.**

**WHEREAS**, Arizona Revised Statutes §26-311 authorizes the county board of supervisors to declare that an emergency exists and to impose all necessary regulations to preserve the peace and order in the unincorporated areas of the county; and

**WHEREAS**, Arizona Revised Statutes §26-307 authorizes counties to make, amend, and rescind orders, rules, and regulation necessary for emergency functions not inconsistent with orders, rules and regulations promulgated by the governor and to

suspend any regulation or law in conflict with said county orders, rules and regulations;  
and

**WHEREAS**, Arizona Revised Statutes §49-501 prohibits open burning in unincorporated areas of the county with certain broad exceptions; and

**WHEREAS**, both Arizona Revised Statute §11-251.05 and §11-251(31) authorizes counties to adopt ordinances necessary or proper to carry out the duties, responsibilities, and functions of the county and to prescribe punishment by fine, imprisonment, or both, for the violation of the ordinance, not to exceed the maximum limitations established for a Class 1 misdemeanor; and

**WHEREAS**, the Greenlee County Board of Supervisors is concerned about dry conditions, low humidity, increased winds, high temperatures, and the risk that manmade fires present to Greenlee County is great; and

**WHEREAS**, the United States Department of Agriculture and the United States Forest Service prohibit certain fires in areas designated by order; and

**WHEREAS**, the Greenlee County Emergency Management Director recommend that the Board of Supervisors take action to prohibit all open burning in the unincorporated areas of the county during times of extreme fire danger.

**NOW, THEREFORE, BE IT RESOLVED THAT**, the Greenlee County Board of Supervisors hereby declares that an emergency exists for the preservation of the public peace, health and safety of the County of Greenlee and orders the expedited enactment of Emergency Fire Restrictions as outlined in the Greenlee County Outdoor Fire Ordinance and shall be effective immediately.

**PASSED AND ADOPTED** by the Greenlee County Board of Supervisors this 6<sup>th</sup> day of May 2014.

/s/ David Gomez, Chairman

ATTEST: /s/ Yvonne Pearson, Clerk of the Board

APPROVED AS TO FORM: /s/ Derek Rapier, County Attorney

Ms Gale briefed the Board on the process that should be followed when they receive complaints regarding employees. She is the direct supervisor of all department heads and should be the one called regarding the complaint. She should also be the one called should an issue arise regarding another elected official.

Ms. Gale will address County & State budget and legislative issues during the budget work session.

The Calendar of Events was reviewed.

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the Consent Agenda as follows:

- A. Clerk of the Board: Approval of minutes to previous meetings – 04/15/14; 04/18/14
- B. Clerk of the Board: Approval of expense warrants in excess of \$1,000.00 – Voucher 1067; 1068, 1069, 1070, 1071
- C. Chief Finance Officer: Approval of General Fund loans in the amount of \$27,139.11 to be reimbursed upon receipt of funds: Fund 133 - \$273.64; Fund 152 - \$3,219.46; Fund 159 - \$.17; Fund 222 - \$21,632.35; Fund 239 - \$2,013.49
- D. County Administrator: Approval of Payroll Change Notice – E. Morales, Public Fiduciary
- E. Superior Court Clerk: Approval of Payroll Change Notice – L. Stacy, Full Time Deputy Court Clerk; S. Furimsky, Part Time Deputy Court Clerk
- F. County Sheriff: Approval of Payroll Change Notice – J. Marin, Part Time Detention Officer
- G. County Administrator: Appointment of Yvonne Pearson as the Official County Records Officer
- H. Chief Finance Officer: Approval of the Government Obligation Contract with Kansas State Bank of Manhattan for the financing the purchase of one (1) 2014 Chevrolet Wheeled Coach Ambulance to be paid monthly with budgeted Public Health Services Funds and one (1) 2014 Mack Dump Truck to be paid monthly with budgeted Road Funds
- I. Emergency Management Coordinator: Approval of the renewal of the Communication Radio Maintenance contract with Canyon State Wireless for Fiscal Year 2014 in the amount of \$27,654.10 to be paid with budgeted Emergency Management Program grant funds
- J. Emergency Management Coordinator: Approval of the renewal of the Communication Radio Contract with Motorola for Fiscal Year 2015 in the amount of \$39,275.76 to be paid with budgeted Emergency Management Program grant funds
- K. County Administrator: Approval of the Fiscal Year 2015 Arizona State Forester's Cooperative Intergovernmental Agreement for the protection of forests and wildlands and assistance with fire and nonfire national, state, and county emergencies and multiagency logistical support in this state and other states
- L. Emergency Management Coordinator: Approval of the Airport Automated Weather Observing System (AWOS) Inspection, Verification and Maintenance Services Agreement Amendment #4 with AVCOM to be paid with budgeted Airport Funds

Supervisor Corbell reported the following:

- A. He attended the final Project CENTRL event in Washington D.C. which is a leadership program he has been attending throughout the year learning how to promote rural life styles. The group attended a White House briefing, visited the Department of Agriculture, had Farm Bureau Insight training; visited the Senate Building and met with Senator Flake and Representatives Gosar, Sinema, and Kirkpatrick where the group spoke about public land issues and water issues. They also visited the Ford Theatre, US Port Agency, the Irish Embassy and Gettysburg.

Supervisor Campbell reported the following:

- A. He attended the Coronado Resource Conservation & Development (RC&D) and University of Arizona (U of A) Extension meeting where he got to know everyone involved better as representative for Greenlee County. Kim McReynolds with the U of A did a presentation on noxious weeds.
- B. He attended the Open House and Ribbon Cutting for the new Recreation Center in Morenci. He stated that it is an incredible building and a great addition to Greenlee County. The \$14 million state of the art building is 55,000 square feet is an investment to the community and represents only a small portion of what Freeport-McMoRan has put into the community.

Supervisor Gomez reported the following:

- A. The 2<sup>nd</sup> Annual Growing Greenlee Opportunity Forum was successful with many speakers, sharing of information and networking. Organizations from all over the state and New Mexico were among the many that were in attendance.
- B. He attended the Eastern Arizona Counties Organization meeting where wolf issues were the center of discussion.
- C. He attended the Arizona Small Counties Forum meeting which was hosted by Graham County. Legislators in attendance spoke of ongoing issues at the legislature. The group also received updates from county supervisors of participating counties.
- D. He attended the County Supervisors Association (CSA) meeting where CSA staff updated the board on status of bills being addressed by the legislature and those bills that are awaiting the governor's signature.

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board convened into Executive Session pursuant to Arizona Revised Statutes §38-431.03.A.3 – Legal advice regarding Eastern Arizona College extension contracts from fiscal years 2011, 2012, and 2013.

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board convened into Executive Session pursuant to Arizona Revised

Statutes §38-431.03.A.3 – Legal advice regarding the replacement of the Campbell Blue Bridge.

The Board reconvened into regular session.

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved funding of matching funds (5.7% of project cost not to exceed \$57,000) for the replacement of the Campbell Blue Bridge, negotiate and develop an intergovernmental agreement with the appropriate federal and state agencies, and continue project development including providing no more than \$5,000 for the Federal Highway Administration review of the project site.

The Board convened into Work Session – fiscal year 2014 County Budget.

Ms. Gale reviewed the following:

- 2015 State budget and affects to Greenlee County including: partial restoration of Highway User Revenue Funds (HURF); Lottery appropriation; Sexually Violent Persons costs – the county is responsible for 34% instead of 50% now; and other items.
- Assessed Valuation
- Property Tax Oversight Committee has issued the equalization rates and the levy limit rates for Greenlee County. The maximum rate is 55.5 cents and the truth in taxation rate is 53 cents. The Board directed Ms. Gale to build the budget based on the maximum rate.
- Forest Fees and Payment in Lieu of Taxes funding
- County Supervisors Association State Revenue & Expenditure projections
- Economic Estimates Commission expenditure limitations
- County Audit – Statement of Federal Awards – Ms. Gale explained that without federal funding Greenlee County would lose \$1.2 million toward programs that would have to come from the General Fund to continue those programs
- Salaries – the Board directed Ms. Gale to review what other counties are doing and to prepare a document showing the cost of a 3%, 4% and 5% salary increase for employees so that they can determine if there will be any increases.

There being no further business to come before the Board of Supervisors, the meeting was adjourned at 1:08 p.m.

APPROVED: /s/ David Gomez, Chairman

ATTEST: /s/ Yvonne Pearson  
Clerk of the Board