

GREENLEE COUNTY BOARD OF SUPERVISORS
CLIFTON, ARIZONA

July 2, 2013

The Greenlee County Board of Supervisors met on this date in regular session, in the Board Meeting Room, 2nd 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.

Daniel Cervantez, resident, responded to the Call to the Public stating that he attended an event put on by the Greenlee County Democratic Party to introduce Felicia Rotellini at the Train Depot in Clifton.

Steve Rutherford, Health & County Services Director, responded to the Call to the Public, stating that the Clifton Forest Ranger District is conducting flights watching for fires and that there are currently two lightning caused fires that are being monitored.

Chairman Gomez responded to the Call to the Public asking for a moment of silence in honor of the 19 fire fighters who lost their lives in the Yarnell Fire on Sunday, June 30th. Prayers go out to their families and their community.

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 warrants in excess of \$1,000.00
2. Health & County Services Director: Approval of Amendment #4 of the Intergovernmental Agreement with the Arizona Department of Health Services for Tobacco Education and Prevention Services

The Board reconvened into regular session.

Carol Telles, Clifton District Ranger, Apache-Sitgreaves National Forest was not able to attend today's meeting.

Doug Barlow, Duncan Pride Society, presented information and the history regarding the Hal Empie mural owned by the Duncan Schools and located in the Duncan School Cafeteria. He stated that the Duncan School District paid Mr. Empie \$500.00 to paint the mural in 1953 and that the mural is now valued at \$20,000.00. On behalf of the

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Pride Society, Mr. Barlow requested consideration of a donation to go toward the conservation and restoration of the mural. Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved a donation in the amount of \$1,000.00 to the Duncan Pride Society for the conservation and restoration of the Hal Empie Mural at the Duncan Schools.

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the request to remove Richard Lunt, Armida McCullar, and Donald Stacey as directors under the Greenlee County Fair & Racing Liquor License and approved the addition of David Gomez, Ron Campbell, and Robert Corbell as directors.

Ron Pearson, Public Works Manager, requested approval to apply for the Cenpatico 2013 Community Reinvestment Grant for improvements to the Loma Linda Park and for a Walk/Bicycle Path between Verde Lee and the Loma Linda Park. There are no matching funds required. 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 convened into Public Hearing for the following Planning and Zoning requests:

- A. Zoning District Change of Assessor Parcel 300-56-028 from RU36 to TR18 upon the request of R&B Partnership, Brian Montoya – Mr. Philip Ronnerud, County Planning Director, stated that Mr. Montoya is planning 12 to 15 1 acre minimum lots. Area residents have expressed concerns regarding traffic, water supply, and Greaser Wash crossing. Mr. Ronnerud stated that these concerns have been addressed and that the Planning and Zoning Commission send a positive recommendation to the Board with stipulations. No persons present spoke for or against the change and no other comments have been received.
- B. Zoning District Change of Assessor Parcel 300-54-016B from RU36 to MH18 upon the request of Carolyn Boling – Mr. Ronnerud stated that Mrs. Boling is planning to add eight RV/Mobile Home spaces on her property. No persons present spoke for or against the change and no other comments have been received. The Planning and Zoning Commission send a positive recommendation to the Board with one stipulation.
- C. Zoning District Change of Assessor Parcel 300-77-007G from RU36 to MH18 upon the request of Donald Todd – Mr. Ronnerud stated that Mr. Todd is planning a 6 space RV Park in the Apache Grove area. Mr. Ronnerud received one comment with concerns regarding the location of the water well and septic. He stated that the questions have been addressed and there are no issues or concerns. No persons present spoke for or against the change and no other

comments have been received. The Planning and Zoning Commission send a positive recommendation to the Board with one stipulation.

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

Upon motion by Supervisor Corbell, seconded by Supervisor Campbell, and carried unanimously, the Board approved the Zoning District Change of Assessor Parcel 300-56-028 from RU36 to TR18 upon the request of R&B Partnership, Brian Montoya with the following stipulations: a density not to exceed one dwelling per acre; preparation of a subdivision plat;

Upon motion by Supervisor Corbell, seconded by Supervisor Campbell, and carried unanimously, the Board approved the Zoning District Change of Assessor Parcel 300-54-016B from RU36 to MH18 upon the request of Carolyn Boling with the following stipulations: submission of a site plan.

Upon motion by Supervisor Corbell, seconded by Supervisor Campbell, and carried unanimously, the Board approved the Zoning District Change of Assessor Parcel 300-77-007G from RU36 to MH18 upon the request of Donald Todd with the following stipulations: submission of a complete site plan for an RV Park and outside storage.

Mr. Ronnerud requested approval of four (4) new street names in Morenci: Highland Height, Mulligan Vista, Cliffrose Court, and Poinsettia Place (replaces Primerose Place). Upon motion by Supervisors 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 adopted Resolution 13-07-01 relating to abandonment of a public road under the jurisdiction of the County of Greenlee – a portion of South Calle del Sol in Loma Linda.

RESOLUTION 13-07-01

A RESOLUTION BY THE BOARD OF SUPERVISORS OF THE COUNTY OF GREENLEE, ARIZONA RELATING TO ABANDONMENT OF A PUBLIC ROAD UNDER THE JURISDICTION OF THE COUNTY OF GREENLEE.

WHEREAS, A.R.S. §11-251.4 authorizes the Board of Supervisors to lay out, maintain, control and manage public roads, ferries and bridges within the county and levy such tax for that purpose as may be authorized by law; and,

WHEREAS, A.R.S. 28-6701.A. allows the board of supervisors to establish, alter or abandon a highway in the county and other legal subdivisions and acquire real property for these purposes by purchase, donation, dedication, condemnation or other lawful means; and,

WHEREAS, A.R.S. 28-6701.C provides that the board of supervisors may abandon or vacate these highways by resolution as provided in chapter 20, article 8 of this title, except that, notwithstanding section 28-7211, at least sixty days before the resolution is effective pursuant to section 28-7213, the board of supervisors shall give written notice by certified mail to the owners of the land abutting the highway or portion of the highway to be abandoned or vacated. The board of supervisors shall not resolve to abandon or vacate a highway unless a majority of the owners of the land abutting the highway or portion of the highway approve of the action to abandon or vacate the highway; and,

WHEREAS, the Board of Supervisors has determined that the southerly most 110 feet of South Calle del Sol in Loma Linda as shown of Loma Linda has de minus value; and,

WHEREAS, the Board of Supervisors will retain a 20 foot drainage easement over the westerly portion of the Right of Way.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors abandon South Calle del Sol west of and adjoining Lot 74 of Revised Plat of Loma Linda Estates, recorded August 6, 1968, Greenlee County Map Book 3, Page 14 under jurisdiction of the County of Greenlee, Arizona including corner radii retaining therefrom a perpetual public drainage easement over the west 20 feet thereof. The effective date of this resolution shall be 60 days after return notice of delivery is received from the surrounding property owners.

ADOPTED AND PASSED this 2nd day of July 2013 by the Greenlee County Board of Supervisors.

/s/ David Gomez, Chairman

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

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

Ms. Gale requested approval of the public display of fireworks by Freeport-McMoRan for the 4th of July under the direction of the Morenci Fire Department. Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the request as presented.

The Board convened into Work Session – Fiscal Year 2013-14 Budget.

Linda Durr, County Assessor, requested that the Appraiser II position in her office be changed to an Appraiser III Position amounting to an approximate increase of \$3,793 annually. She also requested that the two Appraiser I positions in her office be changed to Administrative Assistants taking them from level 13 to 14 amounting to an approximate increase of \$3,186 annually. The Board directed Ms. Gale to make the increase in the Assessor's budget.

Larry Avila, Sheriff, requested an increase in deputy sheriff salaries as a means to try to retain deputies in our area. He agreed to a 1.5% increase effective July 1, 2013 and the 3.5% increase that all employees will receive on September 1st making a 5% total increase for deputies salaries. The Board directed Ms. Gale to make increase in the Sheriff's budget.

The Board directed Ms. Gale to add the following to the budget:

- One (1) new Investigator Position for the Sheriff's Department reducing Contingency Funds to cover the position
- Increase deputy sheriff salaries 1.5% effective July 1, 2013
- Change the two Appraiser I positions in the Assessor's Office to Administrative Assistant effective July 1, 2013
- Change the Appraiser II position to Appraiser III effective July 1, 2013
- Increase the Chief Probation Officer salary by \$9160 effective July 1, 2013 as requested by the Superior Court Judge
- Uniform Allowance for those employees who receive this benefit will increase to \$1,200 per employee annually to be paid monthly.

Ms. Gale showed a presentation on the fiscal year 2013-14 tentative budget reviewing: primary assessed values and rates; secondary assessed values and rates; state budget impacts; estimated revenues; estimated expenditures; position changes; economic development strategic plan; and the Capital Improvement plan.

The Board reconvened into regular session.

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board adopted the Fiscal Year 2013-14 Greenlee County Tentative Budget in the General Fund amount of \$10,619,841 and the total budget in the amount of \$20,190,941 which includes the budgets for the Flood Control District in the amount of \$174,000, the Public Health Services District budget in the amount of \$1,869,169, the Capital Improvement Plan, Economic Development Strategic Plan and Fund Balance Policy.

**RESOLUTION FOR THE ADOPTION OF THE TENTATIVE BUDGET
FISCAL YEAR 2013-2014**

WHEREAS, in accordance with the provisions of Title 42, Chapter 17, Articles 1-5, Arizona Revised Statute, (A.R.S.), the Board of Supervisors do make an estimate of the different amounts required to meet the public expenditures for the ensuing year, also an estimate of revenues from sources other than direct taxation, and the amount to be raised by taxation upon real and personal property of Greenlee County, and

WHEREAS, in accordance with said chapter of said title, and following due public notice, the Board will meet on August 5, 2013, at which meeting any taxpayer is privileged to appear and be heard in favor of or against any of the proposed expenditures or tax levies, and

WHEREAS, it appears that publication will be duly made as required by law, of said estimates together with a notice that the Board will meet on August 19, 2013, at the Office of the Board for the purpose of hearing taxpayers and making tax levies as set forth in said estimates, and

WHEREAS, it appears that the sums to be raised by taxation, as specified therein, do not in the aggregate amount exceed that amount as computed in A.R.S. 42-17051(A);

NOW, THEREFORE, BE IT RESOLVED, that the said estimates of revenue and expenditures/expenses shown on the accompanying schedules as now increased, reduced or changed are hereby adopted as the tentative budget of Greenlee County for the Fiscal Year 2013-2014.

PASSED AND ADOPTED BY THE GREENLEE COUNTY BOARD OF SUPERVISORS, THIS 2nd DAY OF JULY, 2013.

APPROVED: /s/ David Gomez, Chairman

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

Chairman Gomez opened the Call to the Public item again and Mr. Rutherford responded stating that the Forest Service has concluded their flight for the day and that there are no new fires and the two lightning caused are no longer smoking.

Ms. Gale reported the following:

- She reviewed the County Supervisors Association briefing on the resulting changes in statutes by the legislature and the governor.

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 expense warrants in excess of \$1,000.00 - Voucher 1086; 1087
- B. Public Works Manager: Approval of Payroll Change Notice - B. Tredway, full time Operations Tech I
- C. Superior Court Judge: Approval of the Contract for Provision of Indigent Representation for attorney, Lynn T. Hamilton
- D. Superior Court Judge: Approval of the fiscal year 2013-14 AZTEC Field Trainer Grant application
- E. Emergency Management Coordinator: Approval of the Arizona Interagency Radio System State Plan Memorandum of Understanding with the Arizona Department of Public Safety
- F. County Attorney: Approval of the fiscal year 2013-14 Arizona Criminal Justice Commission Crime Victim Compensation Program Grant Agreement
- G. County Attorney: Approval of the fiscal year 2013-14 Arizona Criminal Justice Commission Drug, Gang, and Violent Crime Control Grant Agreement - Attorney
- H. Clerk of the Board: Approval to transfer \$123,970.08 and accrued June interest from Fund 900 - Workforce Investment Act to Fund 225 - Economic Development - closeout of the fund (balance of local funds) - correcting amount approved on 06/18/13
- I. County Sheriff: Approval of the fiscal year 2013-14 Arizona Criminal Justice Commission Drug, Gang, and Violent Crime Control Grant Agreement – Sheriff

There being no further business to come before the Board of Supervisors, the meeting was adjourned at 11:39 a.m.

APPROVED: /s/ David Gomez, Chairman

ATTEST: /s/ Yvonne Pearson
Clerk of the Board