

GREENLEE COUNTY BOARD OF SUPERVISORS
CLIFTON, ARIZONA

September 23, 2015

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, Derek Rapiet, County Attorney, and Yvonne Pearson, Clerk of the Board.

Chairman Gomez called the meeting to order at 8:30 a.m. and Supervisor Corbell led those present in the Pledge of Allegiance.

Daniel Cervantez, Clifton resident, responded to the Call to the Public and stated that he visited the Clifton Cemetery looking for Mason Greenlee's graveside monument. He stated that the cemetery needs some upkeep and the Mason Greenlee's monument needs some cleanup and hoped that citizens and the county could help.

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 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 Employee Transaction Form – D. Vozza, Certified Nursing Assistant
3. Health & County Services Director: Approval of Amendment #1 of the Intergovernmental Agreement with the Arizona Department of Health Services for the Healthy People Healthy Communities Program amending Section 1.1, Provision 9

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

1. Clerk of the Board: Consideration of approval of Flood Control District expense warrants in excess of \$1,000.00

The Board reconvened into regular session.

Ákos Kovach, Economic Development Coordinator, updated the Board on the following:

- The Clifton Hill Climb event took place on Labor Day weekend with 95 participants including drivers, staff and volunteers. The Sports Car Club of America was excellent to work with and the County Public Works Department received many compliments on the condition of the roadway.

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- The 2015 Greenlee County Fair ran smoothly with successful Jr. Rodeo, Pro Rodeo and Mud Drag events. He offered congratulations to Lendsey Basteen, Public Works and Board of Supervisors staff for the success of the Fair.

The Board members each stated that they have received positive feedback and comments regarding the Clifton Hill Climb and all expressed appreciation to county employees for the successful Fair.

Ms. Gale presented the Greenlee County Social Media Policy to the Board for approval. She explained that the policy was reviewed and discussed at a previous work session. Upon motion by Supervisor Corbell, seconded by Supervisor Campbell, and carried unanimously, the Board approved the Social Media Policy as presented.

Ms. Gale presented the Greenlee County Use of County Seal Policy to the Board for approval. The Policy was reviewed and discussed at a previous work session. Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the Greenlee County guidelines and Application for Use of Greenlee County Seal and included authorizing the Clerk of the Board of Supervisors to approve or reject applications.

Supervisor Corbell requested approval of Resolution 15-09-02 to support Mohave County in litigation against Arizona Department of Water Resources and Freeport McMoRan including permission to retain outside counsel for preparation of an amicus curiae brief. He stated that the resolution is to authorize the late filing of an amicus curiae brief from Greenlee County. Supervisor Campbell questioned how adoption of this resolution would benefit Greenlee County with Supervisor Corbell stating that this is not about the merits of the case but about the standing of counties to be at the table regarding natural resource issues. Chairman Gomez questioned the fact that this issue has been going on for some time with the filing deadline two days ago and asked why this was just now being brought forward and if the amicus brief was already prepared and ready to be filed. He also stated that the County Supervisors Association as a whole recently voted not to support this. Supervisor Corbell stated that he just received information day before yesterday and believes that filing the amicus brief could help all counties going forward. Mr. Rapier stated that this issue is part of a larger water rights issue. He stated that it would take at least three days to prepare a brief and that the chance that the court would accept it late is slim. He stated that the Board does not have the authority to go out and hire counsel, only for very specific circumstances which do not apply in this situation. The rule to file an amicus brief requires certification that the Mohave County brief has been read and Mr. Rapier has not been able to get a copy yet and Supervisor Corbell confirmed that he has not read the brief either. Mr. Rapier recommended not adopting the resolution and expressed concerns with content and timing. Supervisor Corbell moved to adopt Resolution 15-09-02 to support Mohave County in litigation against Arizona Department of Water Resources and Freeport

McMoRan including permission to retain outside counsel for preparation of an amicus curiae brief. The motion died for lack of a second.

Ms. Gale reported the following:

- She reviewed the 24 legislative proposals that have been submitted by different counties to the County Supervisors Association (CSA). She stated that the County Managers Association has been reviewing each proposal and will be ready for the CSA Legislative Summit in October where the Association will determine which proposals will be supported by CSA.

Ms. Pearson requested that item D - Consideration of adoption of Resolution 15-09-01 – authorizing signers on the County Warrant account with National Bank of Arizona, be removed from the Consent Agenda. Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously the Board removed item D as requested and approved the remaining Consent Agenda as follows:

- A. Clerk of the Board: Approval of expense warrants in excess of \$1,000.00 – Vouchers: 1020; 1021;1023; 1025; 1027; 1028; 1029; 1030; 1031
- B. Chief Finance Officer: Approval of General Fund loans in the amount of \$179,953.92 to be reimbursed upon receipt of funds: Fund 146 - \$1,489.73; Fund 159 - \$52.39; Fund 195 - \$677.71; Fund 219 - \$27,200.88; Fund 223 – \$13,100.94; Fund 243 – 16,042.51; Fund 601 - \$65,8014.47; Fund 800 – 55,618.29
- C. County Administrator: Approval of Employee Transaction Form; A. Kovach, Economic Development Coordinator, retroactive to July 1, 2015
- E. County Engineer: Approval of the Grant Offer for Airport Improvement Program (AIP) Project #3-04-0009-013-2015 in the amount of \$494,180.00 requiring matching funds in the amount of \$22,090 to be paid with Airport Improvement funds
- F. Emergency Management Coordinator: Approval of Amendment #5 of the Automated Weather Observing System (AWOS) Inspection, Verification, and Maintenance Services Agreement amending the rates for scheduled work
- G. County Sheriff: Approval of the fiscal year 2016 Governor’s Office of Highway Safety Selective Traffic Enforcement Program (STEP) Overtime and One Lidar Grant in the amount of \$18,653.00 requiring no matching funds
- H. County Sheriff: Approval to purchase 44 guns from ProForce Law Enforcement (AZ State Procurement Contract) in an amount not to exceed \$19,529.26 with budgeted General Funds

The Board convened into Work Session for a presentation by the El Moro Foundation regarding the 2016 El Moro de Cumpas Trials to include horse racing in Greenlee County. Dr. JoAnn de Filippo, Executive Director of the El Moro Foundation & President of the Southern Arizona Horse Racing Association, introduced Mr. Gabriel Ramirez, Vice President of the El Moro Foundation, and Sharon Denham, President of the

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Arizona Counties Racing Association. Dr. de Filippo reviewed the proposed El Moro de Cumpas Horse Racing Festival 2016 to be held in Duncan. Financing, infrastructure and facilities, and the horse race structure were reviewed with many questions and concerns expressed by the Board and others present. Ms. Gale explained that horse racing in the past was funded by the state with no profit to the County. Mr. John Fry, Duncan resident and horse racer, asked questions regarding the condition of the track and railing and financing. Dr. de Filippo stated that she will be applying for state and federal grant funding and that there are two national sponsors who will donate. The Board discussed the ability to selling Greenlee County race dates for fiscal year 2016 and move toward implementation of horse races in fiscal year 2017. The Board thanked Dr. de Filippo, Mr. Ramirez and Ms. Denham for the information that was provided.

The Board reconvened into regular session.

Upon motion by Supervisor Campbell, seconded by Supervisor Corbell, and carried unanimously, the Board approved the request to apply for horse race dates with the Arizona Department of Racing for April 9, 2016 and April 10, 2016.

The Calendar of Events was reviewed. The Board scheduled a special meeting on September 30 at 4:00 p.m. to discuss participation in El Moro de Cumpas or consider of the sale of county race dates.

Supervisor Corbell reported the following:

- A. He attended the 10th Annual Endangered Species Habitat and Land Management Summit in Eager, AZ, where the Federal Land Management Plan was reviewed, a presentation was given by local individuals regarding road closures and impact studies were reviewed. The Economic impact on hunting and fishing was also reviewed.
- B. He attended the Eastern Arizona Counties Organization meeting where he responded to the Call to the Public and expressed his concerns with non-elected officials having the ability to vote on matters of the organization.

Chairman Gomez reported the following:

- A. He attended the Eastern Arizona Counties Organization meeting telephonically, and stated that the bylaws of the organization have been approved by all member counties.

There being no further business to come before the Board of Supervisors, the meeting was adjourned at 11:46 a.m.

APPROVED: /s/ David Gomez

ATTEST: /s/ Yvonne Pearson
Clerk of the Board