

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS
REGULAR MEETING HELD ON
Tuesday, November 15, 2016**

A regular board meeting of the Cochise County Board of Supervisors was held on Tuesday, November 15, 2016 at 10:00 a.m. in the Board of Supervisors' Hearing Room, 1415 Melody Lane, Building G, Bisbee, Arizona.

Present: Richard R. Searle, Chairman; Patrick G. Call, Vice-Chairman; Ann English, Member
Staff James E. Vlahovich, County Administrator; Edward T. Gilligan, Deputy County
Present: Administrator; Britt W. Hanson, Chief Civil Deputy County Attorney; Arlethe G. Rios, Clerk
of the Board

Chairman Searle called the meeting to order at 10:26 a.m.

ANY ITEM ON THIS AGENDA IS OPEN FOR DISCUSSION AND POSSIBLE ACTION

PLEDGE OF ALLEGIANCE

**THE ORDER OR DELETION OF ANY ITEM ON THIS AGENDA IS SUBJECT TO MODIFICATION AT
THE MEETING**

PRESENTATION

Presentation of 30-year service award to Clerk of the Superior Court, Mary Ellen Dunlap.

The Board presented Ms. Dunlap with her 30-year service award. They expressed their gratitude for Ms. Dunlap's many years of public service.

Ms. Dunlap thanked her family and staff for being supportive.

CONSENT

Board of Supervisors

1. Approve the Minutes of the regular meeting of the Board of Supervisors of November 1, 2016.

Community Development

2. Approve the renewal of Contract No. IFB 15-07-HFP-04 for Aggregate and Concrete Crushing at various County located pits for the Community Development Highway and Floodplain Division to various contractors in the not to exceed amount of \$350,000 for the period of November 1, 2016 through October 31, 2017.
3. Approve the appointment of Mr. Grady Butler to the Board of Adjustment, District 1, for the remainder of a four-year term ending December 31, 2017.

4. Approve the appointment of Ms. Kristen Gregan to the Board of Adjustment, District 1, for a four-year term beginning January 1, 2017, and ending on December 31, 2020.
5. Approve the reappointment of Mr. Gary Brauchla to the Planning & Zoning Commission, for a four-year term ending December 31, 2020.

County Sheriff

6. Approve contract 2017-PT-069 between Cochise County and the Governor's Office of Highway Safety in the amount of \$10,080 for overtime and employee related expense funds for Selective Traffic Enforcement Program (STEP) effective October 1, 2016 to September 30, 2017.
7. Approve contract 2017-II-005 between Cochise County and the Governor's Office of Highway Safety in the amount of \$34,920 for overtime and employee related expense funds for the DUI/Impaired Driving and Youth Alcohol Enforcement Program effective October 1, 2016 to September 30, 2017.

Finance

8. Approve demands and budget amendments for operating transfers. Warrants Nos. 13125-13195, 13205-13358, 13370-13489 were issued in the amount of \$1,127,935.25.

Pursuant to A.R.S. §11-217(C), the published minutes shall include all demands and warrants approved by the Board in excess of one thousand dollars except that multiple demands and warrants from a single supplier or individual under one thousand dollars whose cumulative total exceeds one thousand dollars in a single reporting period shall also be published. Issued warrants are listed as an attachment at the end of the minutes.

Health & Social Services

9. Approve the Arizona Department of Health Services IGA contract # ADHS17-133164 Amendment #1 for the Emergency Preparedness Program, between the Arizona Department of Health Services and Cochise Health & Social Services, in the amount of \$103,980 effective July 1, 2016 and ending June 30, 2017.

Indigent Defense

10. Approve contract awards to Scott W. Schlievert and Tiffany Ann Fina, Esq. for Indigent Defense Contract Services pursuant to Request for Qualifications (RFQ) 14-03-IDC-01 for the period of November 15, 2016 through June 30, 2016.

Vice-Chairman Call moved to approve items 1-10 on the consent agenda. Supervisor English seconded the motion and it carried unanimously.

PUBLIC HEARINGS

Board of Supervisors

11. Approve a new liquor license application for a series #12 restaurant license submitted by Ms. Brenda M. Pratt for Morning Star Cafe, LLC, located at 10428 E. Highway 92, Hereford, AZ 85615.

Ms. Arlethe Rios, Clerk of the Board, presented this item. Ms. Rios said the Sheriff's Office did not have a recommendation and the Planning and Zoning Department had recommended approval. The Environmental Health Division noted that they have no concerns with the issuance of the liquor license; the Treasurer's Office noted that all property taxes are current. The applicant has paid the \$100 processing fee and the Board staff recommended approval.

Vice-Chairman Call stated that this was a great business.

Chairman Searle opened the public hearing.

No one chose to speak and Chairman Searle closed the public hearing.

Vice-Chairman Call moved to approve a new liquor license application for a series #12 restaurant license submitted by Ms. Brenda M. Pratt for Morning Star Cafe, LLC, located at 10428 E. Highway 92, Hereford, AZ 85615. Supervisor English seconded the motion.

Chairman Searle called for the vote and it was approved 3-0.

ACTION

Board of Supervisors

12. Approve the over-the-counter sales of tax deed properties remaining unsold following the May 2016 online tax deed land auction as set forth in the attached Exhibit A, plus related administrative fees.

Ms. Rios presented this item. She said that there had been two bids received for ten parcels for a total sale of \$2,145 (\$1,995 for the bids and \$150 for the administrative fee). She said that with this sale total year to date sales were at \$214,479.53 and there would be 30 parcels left.

Chairman Searle said the he did not think the bid for parcel 401-53-096 was fair.

Supervisor English said that a parcel is only worth what someone is willing to pay for it and the main goal of the Board was to add the parcel back to the tax rolls so the citizens of the County could benefit from the property taxes.

Vice-Chairman Call said that he agreed with Supervisor English.

Supervisor English moved to approve the over-the-counter sales of tax deed properties remaining unsold following the May 2016 online tax deed land auction as set forth in the attached Exhibit A, plus related administrative fees. Vice-Chairman Call seconded the motion.

Chairman Searle called for the vote and it was approved 2-0-1 (Searle opposed).

Community Development

13. Adopt Resolution 16-46, authorizing revisions to the Road Maintenance System for Mascot Mine Road, Hurtado Ranch Road and Tamarisk Avenue as described therein.

Ms. Karen Riggs, Highway & Floodplain Director, Community Development Department, presented this item using a PowerPoint presentation. Ms. Riggs said that the purpose of the next two items were to clean up the County's Road Maintenance System and ensure the most up-to-date information is available to the citizens. She added that these reports were also used in the auditing reports for the Highway User Revenue Funds (HURF) monies. She showed a map of the location and explained which areas would be abandoned from the maintenance system.

Vice-Chairman Call asked why the entire road would not be abandoned.

Chairman Searle said that there were residents who used a portion of Hurtado Road.

Ms. Riggs moved on to Tamarisk Avenue and noted that it would be removed because it has never actually been maintained by the County.

Supervisor English thanked staff for cleaning up records.

Vice-Chairman Call moved to adopt Resolution 16-46, authorizing revisions to the Road Maintenance System for Mascot Mine Road, Hurtado Ranch Road and Tamarisk Avenue as described therein. Supervisor English seconded the motion.

Chairman Searle called for the vote and it was approved 3-0.

14. Adopt Resolution 16-47, authorizing revisions to the County Maintained Road Atlas format as described therein.

Ms. Karen Riggs, Highway & Floodplain Director, Community Development Department, presented this item using a PowerPoint presentation. Ms. Riggs said that this was another clean up project spearheaded by Mr. Terry Couchenour. She added that the County's map needed to be updated for documentation purposes, but also to help citizens acquire information about roads in the County.

Vice-Chairman Call asked why this needed Board approval.

Ms. Riggs explained that Board approval made the map a formal document and recording it would make it public.

Chairman Searle added that it was important for the County to keep the map updated for historic purposes and also to use for documentation.

Supervisor English moved to adopt Resolution 16-47, authorizing revisions to the County Maintained Road Atlas format as described therein. Vice-Chairman Call seconded the motion.

Chairman Searle called for the vote and it was approved 3-0.

County Attorney

15. Approve the Intergovernmental Agreement (IGA) with the Whetstone Water Improvement District for the County Attorney's Office to provide legal services effective November 15, 2016 with an automatic annual renewal option.

Mr. Britt Hanson, Chief Civil Deputy County Attorney, presented this item. Mr. Hanson said that this IGA would provide the water district with legal services that they would otherwise not be able to afford. He noted that any costs would be reimbursed.

Vice-Chairman Call moved to approve the Intergovernmental Agreement (IGA) with the Whetstone Water Improvement District for the County Attorney's Office to provide legal services effective November 15, 2016 with an automatic annual renewal option. Supervisor English seconded the motion.

Chairman Searle called for the vote and it was approved 3-0.

CALL TO THE PUBLIC

Chairman Searle opened the call to the public.

Ms. Linda Weiland, Bisbee resident, addressed the Board regarding Webb Road.

Mr. John Viverto, Bisbee resident, submitted a speaker request form, but was not present during the call to the public.

Chairman Searle said that Mr. Viverto wanted to comment on Christine Rhodes, County Recorder's 40 years of service.

No one else chose to speak and Chairman Searle closed the call to the public.

This is the time for the public to comment. Members of the Board may not discuss items that are not specifically identified on the agenda.

REPORT BY JAMES E. VLAHOVICH COUNTY ADMINISTRATOR -- RECENT AND PENDING COUNTY MATTERS

Mr. Vlahovich said that Mr. Gilligan was in attendance at the Arizona Town Hall State Meeting representing the County. He noted that he would be attending the Kindergarten Tour tomorrow for Village Meadows Elementary School and giving a presentation at the Southeastern Arizona Contractors Association the next day. He also said that on Thursday he would be hosting a City Managers Meeting to discuss regional issues and he congratulated Mr. Hanson on his birthday.

SUMMARY OF CURRENT EVENTS

Report by District 1 Supervisor, Patrick Call

Vice-Chairman Call said that he would be attending the Southeastern Arizona Contractors Association (SACA) meeting.

Report by District 2 Supervisor, Ann English

Supervisor English said that she had attended a public hearing in Bay Acres regarding the sewer project. She also added that she was happy there had been so many Veterans Day events around the County and encouraged County employees to visit the Vietnam Veterans display at the Douglas Service Center.

Report by District 3 Supervisor, Richard Searle

Chairman Searle deferred his report.

Chairman Searle adjourned the meeting at 11:03 a.m.

APPROVED:

Richard R. Searle, Chairman

ATTEST:

Arlethe G. Rios, Clerk of the Board