

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS
REGULAR MEETING HELD ON
Tuesday, October 22, 2019**

A regular board meeting of the Cochise County Board of Supervisors was held on Tuesday, October 22, 2019 at 10:00 a.m. in the Board of Supervisors' Hearing Room, 1415 Melody Lane, Building G, Bisbee, Arizona.

Present: Thomas E. Borer, Chairman; Ann English, Vice-Chairman; Peggy Judd, Supervisor
Staff Edward T. Gilligan, County Administrator; Sharon Gilman, Associate County
Present: Administrator; Britt W. Hanson, Chief Civil Deputy County Attorney; Melissa Tucker,
Administrative Assistant; Amanda Baillie, Public Information Officer

Chairman Borer called the meeting to order at 10:00 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

CONSENT

Adult Probation

1. Approve Fiscal Year 2019-2020 Community Punishment Program funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$36,561.
2. Approve Fiscal Year 2019-2020 Criminal Justice Enhancement Fund (CJEF) Substance Abuse funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$18,730.
3. Approve Fiscal Year 2019-2020 Criminal Justice Enhancement Fund (CJEF) Sex Offender funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$3,740.
4. Approve Fiscal Year 2019-2020 Adult Drug Court funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$4,500.

5. Approve Fiscal Year 2019-2020 Transferred Youth funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$1,000.
6. Approve Fiscal Year 2019-2020 Adult Judicial Collection Enhancement Fund (JCEF) Assistance funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$21,689.

Board of Supervisors

7. Approve the Minutes of the regular meeting of the Board of Supervisors of October 8, 2019.
8. Approve Community Enhancement Fund expenditures for District 3 in Willcox effective October 22, 2019 to address hazard abatement / community clean-up in that community.

Finance

9. Approve demands and budget amendments for operating transfers.

Juvenile Probation

10. Approve Fiscal Year 2019-2020 Victims' Rights Program award agreement as provided by the State of Arizona, Office of the Attorney General effective July 1, 2019 through June 30, 2020 in the amount of \$17,700.

Workforce Development

11. Approve Amendment #2 to Title IB Adult, Youth, and Dislocated Worker contract #DI19-002208 between Cochise County and the Arizona Department of Economic Security for the Workforce Innovation and Opportunity Act Service Delivery Area from April 1, 2018 to June 30, 2021.

Vice-Chairman English moved to approve items 1-11 on the consent agenda. Supervisor Judd seconded the motion and it carried unanimously.

ACTION

Adult Probation

12. Approve Fiscal Year 2019-2020 State Aid Enhancement funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$784,821.

Teresa Rockrich, Juvenile Probation Administrative Finance Manager, presented this item. Ms. Rockrich stated it is funding that is provided by the Administrative Office of the Courts.

Vice-Chairman English moved to approve Fiscal Year 2019-2020 State Aid Enhancement funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$784,821. Supervisor Judd seconded the motion.

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

13. Approve Fiscal Year 2019-2020 Adult Judicial Collections Enhancement Fund (JCEF) Assistance funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$144,411.

Teresa Rockrich, Juvenile Probation Administrative Finance Manager, presented this item. Ms. Rockrich stated it is funding provided by the Administrative Office of the Courts.

Vice-Chairman English moved to approve Fiscal Year 2019-2020 Adult Judicial Collections Enhancement Fund (JCEF) Assistance funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$144,411. Supervisor Judd seconded the motion.

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

14. Approve Fiscal Year 2019-2020 Adult Intensive Probation Supervision funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$763,420.

Teresa Rockrich, Juvenile Probation Administrative Finance Manager, presented this item. Ms. Rockrich stated it is funding provided by the Administrative Office of the Courts.

Supervisor Judd moved to approve Fiscal Year 2019-2020 Adult Intensive Probation Supervision funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$763,420. Vice-Chairman English seconded the motion.

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

Board of Supervisors

15. Approve Memorandum of Understanding 2019-137 between the Department of Public Safety and Cochise County in the amount of \$166,666.66 to be used for prosecutorial and jail expenses incurred from individuals charged with drug trafficking, human smuggling, illegal immigration and other border related crime, effective July 1, 2019 through June 30, 2020.

Operations Lieutenant Ariel Monge, Sheriff's Office, presented this item. Lt. Monge stated he was present to answer any questions the Board may have.

Vice-Chairman English asked Lieutenant Monge if he had the number of people in regards to jail expenses.

Lt. Monge did not have that information available for her at this time.

Vice-Chairman English asked if these are members of people from the prison that this is generated from.

Lt. Monge said that these are not members from the prison and are those identified for border crimes.

Vice-Chairman English moved to approve Memorandum of Understanding 2019-137 between the Department of Public Safety and Cochise County in the amount of \$166,666.66 to be used for prosecutorial and jail expenses incurred from individuals charged with drug trafficking, human smuggling, illegal immigration and other border related crime, effective July 1, 2019 through June 30, 2020. Supervisor Judd seconded the motion.

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

Development Services

16. Approve Intergovernmental Agreement (IGA) between the City of Bisbee and Cochise County for planning and zoning, subdivision development, and other long-range planning services.

Daniel Coxworth, Development Services Director, presented this item. Mr. Coxworth stated that this IGA is to provide planning services and is similar to IGA's the County has with other jurisdictions such as Douglas and Willcox. This IGA will replace an existing IGA. Mr. Coxworth stated that the new IGA is based on a project based flat hourly fee as opposed to a flat monthly fee. After discussion with the Bisbee City Manager, services will change for the City of Bisbee in a project by project basis with a \$75.00 per hour fee instead of a \$2,500 flat monthly fee.

Supervisor Judd moved to approve Intergovernmental Agreement (IGA) between the City of Bisbee and Cochise County for planning and zoning, subdivision development, and other long-range planning services. Vice-Chairman English seconded the motion.

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

17. Approve Intergovernmental Agreement (IGA) between the City of Bisbee and the County for plan review and building inspection services.

Daniel Coxworth, Development Services Director, presented this item. Mr. Coxworth stated this IGA is replacing an existing IGA to continue to provide building inspection and plan review services between the City of Bisbee and Cochise County.

Supervisor Judd moved to approve Intergovernmental Agreement (IGA) between the City of Bisbee and the County for plan review and building inspection services. Vice-Chairman English seconded the motion.

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

Emergency Services

18. Approve the Grant Agreement 19-AZDOHS-HSGP-190400-01 in the amount of \$32,254 for Regional Technical Rescue Equipment effective October 1, 2019 through September 30, 2020.

Supervisor Judd moved to approve the Grant Agreement 19-AZDOHS-HSGP-190400-01 in the amount of \$32,254 for Regional Technical Rescue Equipment effective October 1, 2019 through September 30, 2020. Vice-Chairman English seconded the motion.

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

19. Approve the Grant Agreement 19-AZDOHS-HSGP-190400-02 in the amount of \$2,500 for the Community Emergency Response Team (CERT) training and deployments effective October 1, 2019 through September 30, 2020.

Vice-Chairman English moved to approve the Grant Agreement 19-AZDOHS-HSGP-190400-02 in the amount of \$2,500 for the Community Emergency Response Team (CERT) training and deployments effective October 1, 2019 through September 30, 2020. Supervisor Judd seconded the motion.

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

Information Technology

20. Approve lease agreement with Arizona State Land Department for use of tower space in the amount of \$2400 annually effective September 12, 2019 through September 11, 2029.

Mr. Joe Casey, Chief Information Officer, presented this item. Mr. Casey stated this is for the Mule Mountain Tower Sight that the Department of Public Safety (DPS) donated to the County in 2012. The lease agreement was never updated to be taken over by (DPS) and this agreement would now finalize the process.

Vice-Chairman English moved to approve lease agreement with Arizona State Land Department for use of tower space in the amount of \$2400 annually effective September 12, 2019 through September 11, 2029. Supervisor Judd seconded the motion.

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

Juvenile Probation

21. Approve Fiscal Year 2019-2020 Drug Treatment & Education Fund funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$87,060.

Teresa Rockrich, Juvenile Probation Administrative Finance Manager, presented this item. Ms. Rockrich stated that this Drug Treatment & Education Fund supports Adult Probation and is listed as Juvenile Probation on the agenda item. After clarification, Ms. Rockrich stated it is funding that is provided by the Administrative Office of the Courts.

Vice-Chairman moved to approve Fiscal Year 2019-2020 Drug Treatment & Education Fund funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$87,060. Supervisor Judd seconded the motion.

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

22. Approve Fiscal Year 2019-2020 Juvenile Standard Probation Program funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$132,956.

Teresa Rockrich, Juvenile Probation Administrative Finance Manager, presented this item. Ms. Rockrich stated it is funding that is provided by the Administrative Office of the Courts.

Vice-Chairman English moved to approve Fiscal Year 2019-2020 Juvenile Standard Probation Program funding agreement as provided by the Arizona Supreme Court, Administrative Office

of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$132,956. Supervisor Judd seconded the motion.

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

23. Approve Fiscal Year 2019-2020 Diversion Intake funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$318,501.

Teresa Rockrich, Juvenile Probation Administrative Finance Manager, presented this item. Ms. Rockrich stated it is funding provided by the Administrative Office of the Courts.

Supervisor Judd moved to approve Fiscal Year 2019-2020 Diversion Intake funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$318,501. Vice-Chairman English seconded the motion.

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

24. Approve Fiscal Year 2019-2020 Juvenile Intensive Probation Supervision Program funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$282,354.

Teresa Rockrich, Juvenile Probation Administrative Finance Manager, presented this item. Ms. Rockrich stated it is funding provided by the Administrative Office of the Courts.

Vice-Chairman moved to approve Fiscal Year 2019-2020 Juvenile Intensive Probation Supervision Program funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$282,354. Supervisor Judd seconded the motion.

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

25. Approve Fiscal Year 2019-2020 Juvenile Probation Services Fund - Treatment funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$146,752.

Teresa Rockrich, Juvenile Probation Administrative Finance Manager, presented this item. Ms. Rockrich stated it is funding that is provided by the Administrative Office of the Courts.

Supervisor Judd asked Ms. Rockrich if she applies for this each year or if this is an automatic process.

Ms. Rockrich said that it is requested from the budget and is yearly funding.

Supervisor Judd moved to approve Fiscal Year 2019-2020 Juvenile Probation Services Fund - Treatment funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$146,752. Vice-Chairman English seconded the motion.

Chairman Borer called for the vote and it was approved.

26. Approve Fiscal Year 2019-2020 Diversion Consequences funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$51,866.

Teresa Rockrich, Juvenile Probation Administrative Finance Manager, presented this item. Ms. Rockrich stated it is funding that is provided by the Administrative Office of the Courts.

Vice-Chairman English moved to approve Fiscal Year 2019-2020 Diversion Consequences funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$51,866. Supervisor Judd seconded the motion.

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

27. Approve Fiscal Year 2019-2020 Juvenile Drug Court Program funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$101,798.

Teresa Rockrich, Juvenile Probation Administrative Finance Manager, presented this item. Ms. Rockrich stated it is funding provided by the Administrative Office of the Courts.

Vice-Chairman English asked what percentage of the Court Administration Office budget, separating Adult and Juvenile Probation, comes from salaries or programming.

Ms. Rockrich said that the monies primarily cover salaries with the majority coming from the Administrative Office of the Courts. She told Vice-Chairman English that she did not have the percentage information for her at this time.

County Administrator Ed Gilligan stated that Adult Probation is only covered twenty percent by the state and Juvenile Probation is covered one hundred percent because of detention services.

Supervisor Judd moved to approve Fiscal Year 2019-2020 Juvenile Drug Court Program funding agreement as provided by the Arizona Supreme Court, Administrative Office of the Courts (AOC) effective July 1, 2019 through June 30, 2020 in the amount of \$101,798. Vice-Chairman Judd seconded the motion.

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

CALL TO THE PUBLIC

Chairman Borer opened the call to the public.

No one chose to speak and Chairman Borer 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 EDWARD T. GILLIGAN COUNTY ADMINISTRATOR -- RECENT AND PENDING COUNTY MATTERS

Mr. Gilligan stated the County will be issuing a press release later today to address any questions or concerns surrounding the water supply the County provides from the Bisbee International Douglas Airport to the State Prison. Over the weekend there were questions that arose regarding water quality

specifically tied to the activation of the new well that had been under construction over a year ago. Mr. Gilligan stated that the well went live earlier in the week and was reported by people at the prison that the water had a foul taste. Discontinued supply from the new well and reverted supply to the existing well has taken place with water currently being provided by the well that has historically provided water. Currently the new well is under a testing process to determine what exactly was the cause of the foul tasting water. A comprehensive summary of activities will be provided pertaining to the situation at a later date.

SUMMARY OF CURRENT EVENTS

Report by District 1 Supervisor, Thomas E. Borer

Chairman Borer said he will be attending the County Supervisors Association (CSA) Summit next week in Maricopa and reminded everyone of the upcoming census, mentioning that there will be a work session on Thursday at Cochise College regarding the census. Chairman Borer said he has been meeting with various departments in the County in efforts to meet and personally greet employees.

Report by District 2 Supervisor, Ann English

Vice-Chairman English said that The City of Douglas is gearing up for the next Veteran's affair and the Douglas Governmental Center hosted some congressional people last week to speak about the border and funding for the new commercial port in the next three to five years.

Report by District 3 Supervisor, Peggy Judd

Supervisor Judd said she has been attending various events and meetings throughout the County to include: Rex Allen Days, Chambers of Commerce meeting, Healthy Community Meetings and the Railroad Train event among others. Supervisor Judd said she will be attending the County Supervisor's Association (CSA) summit next week in Maricopa.

Chairman Borer adjourned the meeting at 10:35 a.m.

APPROVED:

Thomas E. Borer, Chairman

ATTEST:

Melissa Tucker, Administrative Assistant