

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS
REGULAR MEETING HELD ON
TUESDAY, AUGUST 9, 2022**

A regular board meeting of the Cochise County Board of Supervisors was held on Tuesday, August 9, 2022 at 10:00 a.m. in the Board of Supervisors' Hearing Room, 1415 Melody Lane, Building G, Bisbee, Arizona.

Present: Ann English, Chairman; Peggy Judd, Vice-Chairman; Tom Crosby, Supervisor
Staff Richard G. Karwaczka, County Administrator; Sharon Gilman, Deputy County
Present: Administrator; Christine Roberts, Chief Civil Deputy County Attorney; Tim Mattix, Clerk
of the Board; Camila Rochin, Public Information Officer

Chairman English called the meeting to order at 10:22 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

CALL TO THE PUBLIC

Ms. Alice Hamers addressed the Board regarding the timing of calling the election to designate groundwater basins as Active Management Areas (AMAs), wells, road fissures, and related matters.

Ms. Ashley Dahlke addressed the Board regarding the AMA initiatives, road fissures, wells and water rates, and related matters.

Mr. Fred Kern addressed the Board regarding the maintenance of Calle Principal.

CONSENT

Board of Supervisors

1. Approve the Minutes of the regular meeting of the Board of Supervisors of July 26, 2022.
2. Approve the appointment of Mr. Paul Sheats to the Jail District Public Outreach Committee to fill a vacancy.

3. Approve Amendment 1 to the Fiscal Agent/Grant Agreement between the Ak-Chin Indian Community, Cochise County, and Sunsites-Pearce Fire District, to revise the definition of the term "Project."
4. Approve four Series 16 (Fair/Festival) liquor license applications submitted by Mr. Greg M. Gonnerman, Ms. Barbara Coons, Ms. Edith Gustason and Mr. Robert Dixon II, for a Wine Festival to be held at Stand Alone Ranch on October 22, 2022, located at 11878 S. Elkhorn Road, Pearce, AZ 85625.
5. Approve an application for a Temporary Extension of Premises liquor license submitted by Mr. Alfonso Dominic Galindo for Palo Verde El Toro Steakhouse located at 3219B Washington Ave, Douglas, AZ 85607.

Development Services

6. Approve the appointment of Mr. Paul Brick to the Board of Adjustment, representing District 3, effective September 1, 2022, through December 31, 2025.
7. Approve the appointment of Mr. John Pintek to the Board of Adjustment, representing District 2, effective September 1, 2022, through December 31, 2024.

Finance

8. Approve demands and budget amendments for operating transfers.

Supervisor Crosby made a motion to approve items 1-8 on the Consent Agenda. Vice-Chairman Judd seconded the motion and it carried unanimously.

PUBLIC HEARINGS

Development Services

9. Adopt Resolution 22-20 to approve Docket CPA-22-02 (Fort Mohave), a minor amendment to the Comprehensive Plan Growth Areas and Land Jurisdiction Map of Cochise County Comprehensive Plan, and adopt Zoning Ordinance 22-15 to rezone parcel 401-16-386 through 391 from R-36 (Residential, one dwelling per 36,000 square feet) to RU-4 (Rural, one dwelling per 4 acres), pursuant to the application of Mr. Thomas Mathews and Ms. Marti Mathews.

Vice-Chairman Judd made a motion to adopt Resolution 22-20 to approve Docket CPA-22-02 (Fort Mohave), a minor amendment to the Comprehensive Plan Growth Areas and Land Jurisdiction Map of Cochise County Comprehensive Plan, and adopt Zoning Ordinance 22-15 to rezone parcel 401-16-386 through 391 from R-36 (Residential, one dwelling per 36,000 square feet) to RU-4 (Rural, one dwelling per 4 acres), pursuant to the application of Mr. Thomas Mathews and Ms. Marti Mathews. Supervisor Crosby seconded the motion.

Chairman English opened the Public Hearing.

Mr. Robert Kirschmann, Planner II, presented this item using a PowerPoint presentation. The request is to amend the comprehensive plan from C-Neighborhood Conservation to D-Rural, and to rezone parcels from R-36 to RU-4. He gave the location, parcel numbers, total acreage, and existing and proposed uses, and displayed the site plan and photos of the area. He reviewed factors in favor of approval, noting that none were identified as being against, and the three recommended conditions of approval. The Planning and Zoning Commission recommends approval.

No one chose to speak and Chairman English closed the Public Hearing.

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

ACTION

Board of Supervisors

10. Approve Community Enhancement Fund expenditures for District 2: Community Cleanup in the Leslie Canyon and Golden Acres areas, in the total amount of \$6,000.

Chairman English made a motion to approve Community Enhancement Fund expenditures for District 2: Community Cleanup in the Leslie Canyon and Golden Acres areas, in the total amount of \$6,000. Vice-Chairman Judd seconded the motion.

Chairman English presented this item. The request is for a community cleanup in Leslie Canyon due to recent storm damage, and an annual community cleanup in Golden Acres.

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

County Treasurer

11. Approve the recommendation of the County Treasurer for the abatement of property taxes and interest on personal property and the removal of personal property tax liens on Treasurer's Certificate of Clearance No. 2022-070 to 2022-132.

Supervisor Crosby made a motion to approve the recommendation of the County Treasurer for the abatement of property taxes and interest on personal property and the removal of personal property tax liens on Treasurer's Certificate of Clearance No. 2022-070 to 2022-132. Vice-Chairman Judd seconded the motion.

Ms. Cathy Traywick, County Treasurer, presented this item, which is for 63 separate tax identification numbers that are abandoned, derelict, or demolished. She recognized the County Sheriff's Office for their assistance. In response to the Board, she reviewed the process of ordering individuals to remove debris from the properties.

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

Development Services

12. Approve the United States Environmental Protection Agency (EPA) Brownfields Assessment grant in the amount of \$500,000.

Vice-Chairman Judd made a motion to approve the United States Environmental Protection Agency (EPA) Brownfields Assessment grant in the amount of \$500,000. Supervisor Crosby seconded the motion.

Mr. Dan Coxworth, Development Services Director, presented this item using a PowerPoint presentation. The grant is for economic development purposes. In 2019, the County received the same grant in the amount of \$600,000 and expended nearly all of the funds. This year's grant is \$500,000. He reviewed examples of 2019 funding usage, including: Old Bisbee High School; Hillcrest Apartments in Bisbee; Chevrolet building in Willcox; Fab Avenue in Sierra Vista; and, Rivera Building in Douglas.

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

13. Authorize the Development Services Director to enter into an amendment to previously-approved Grant Agreement GRT-22-0008516-T between Cochise County and Arizona Department of Transportation, Aeronautics Group, for the surface treatment of taxiway A2 at the Bisbee-Douglas International Airport, said amendment to increase the grant amount from \$25,202 to \$212,926.70 and the matching fund requirement from \$2,520.20 to \$21,292.67.

Supervisor Crosby made a motion to authorize the Development Services Director to enter into an amendment to previously-approved Grant Agreement GRT-22-0008516-T between Cochise County and Arizona Department of Transportation, Aeronautics Group, for the surface treatment of taxiway A2 at the Bisbee-Douglas International Airport, said amendment to increase the grant amount from \$25,202 to \$212,926.70 and the matching fund requirement from \$2,520.20 to \$21,292.67. Vice-Chairman Judd seconded the motion.

Mr. Coxworth presented this item, which amends a previously-approved Grant Agreement. The project went out to bid and the bids were higher than anticipated, resulting in an increase to the Grant award and the County's matching fund requirement. The Arizona Department of Transportation (ADOT) is now requesting the remainder of the County's matching-fund payment. There are no other changes to the Grant Agreement.

In response to the Board, Mr. Coxworth confirmed that sufficient funds are available.

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

Health & Social Services

14. Approve Amendment 2 to Intergovernmental Agreement (IGA) CTR055256, Title V Maternal and Child Health Healthy Arizona Families, between the Arizona Department of Health Services (ADHS) and Cochise Health & Social Services, in the amount of \$166,176, to revise the contract number and terms of the IGA, effective July 1, 2022 through June 30, 2023.

Vice-Chairman Judd made a motion to approve Amendment 2 to Intergovernmental Agreement (IGA) CTR055256, Title V Maternal and Child Health Healthy Arizona Families, between the Arizona Department of Health Services (ADHS) and Cochise Health & Social Services, in the amount of \$166,176, to revise the contract number and terms of the IGA, effective July 1, 2022 through June 30, 2023. Supervisor Crosby seconded the motion.

Ms. Vicky King, Clinical Services Division Director, presented this item. This Amendment is for the second year of a five-year IGA for the health and well-being of mothers and children. She reviewed objectives, strategies, and the three measures selected from the National Performance Measures. This Amendment now includes the Public Health Improvement Program, which previously was included in a different IGA. This pays for a portion of one full-time position.

The Board discussed use of the term "evidence-based", which is not defined in the Amendment. The Board and Ms. King discussed the program in further detail, including differences between it and the Women Infants and Children (WIC) program; program initiatives; and, various aspects of program outreach. The Board also discussed their support of or opposition to the item.

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

15. Approve Amendment 2 to Intergovernmental Agreement (IGA) CTR055282, Healthy People Healthy Communities, between the Arizona Department of Health Services (ADHS) and Cochise Health & Social Services, in the amount of \$556,421, to revise the terms and pricing of the IGA, effective July 1, 2022 through June 30, 2023.

Supervisor Crosby made a motion to approve Amendment 2 to Intergovernmental Agreement (IGA) CTR055282, Healthy People Healthy Communities, between the Arizona Department of Health Services (ADHS) and Cochise Health & Social Services, in the amount of \$556,421, to revise the terms and pricing of the IGA, effective July 1, 2022 through June 30, 2023. Vice-Chairman Judd seconded the motion.

Ms. Daniella Reidmiller, Administrative Manager, presented this item. This IGA was implemented by ADHS to best apply the goals of the state's Health Improvement Plan and combines several programs into one shared IGA. She reviewed the types of outreach provided by each program and stated that eight County positions are funded by this IGA.

In response to the Board, Ms. Reidmiller discussed the term of the IGA, and stated that this program is revised every five years. The Board discussed their support of or opposition to the item.

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

REPORT BY RICHARD G. KARWACZKA, COUNTY ADMINISTRATOR -- RECENT AND PENDING COUNTY MATTERS

Mr. Karwaczka reported on awards won by Cochise Health & Social Services (CHSS) and Public Works. He reported on the Bisbee-Douglas International Airport terminal building and the Administrative Building roof. He recognized County staff and other partners involved in response to the recent storm event, including the City of Douglas and its Visitor Center, Public Works, Fire, and Police Departments; Department of Corrections inmates; the County departments involved, including Public Works, Sheriff's Office, CHSS, Facilities, and Emergency Services; the Sheriff's Assist Team; American Red Cross; National Weather Service; Pima County; Arizona Department of Emergency and Military Affairs (DEMA); and, APS.

SUMMARY OF CURRENT EVENTS

Report by District 1 Supervisor, Tom Crosby

Supervisor Crosby reported on community involvement and his support of inmate labor.

Report by District 2 Supervisor, Ann English

Chairman English deferred her report.

Report by District 3 Supervisor, Peggy Judd

Vice-Chairman Judd reported on Sulphur Springs Valley Electric Cooperative's storm recovery efforts and her support of inmate labor.

Chairman English adjourned the meeting at 11:16 a.m.

APPROVED:

Ann English, Chairman

ATTEST:

Tim Mattix, Clerk of the Board