

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS  
REGULAR MEETING HELD ON  
TUESDAY, SEPTEMBER 24, 2024**

A regular board meeting of the Cochise County Board of Supervisors was held on Tuesday, September 24, 2024 at 10:00 a.m. in the Board of Supervisors' Hearing Room, 1415 Melody Lane, Building G, Bisbee, Arizona.

Present: Ann English, Chairman; Tom Crosby, Vice-Chairman; Peggy Judd, Supervisor

Staff Present: Richard G. Karwaczka, County Administrator; Sharon Gilman, Deputy County Administrator; Paul Correa, Chief Civil Deputy County Attorney; Lara Loewenheim, Clerk of the Board

Chairman English called the meeting to order at 10:05 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***

Dan Baker was called upon but did not speak.

***CONSENT***

**Board of Supervisors**

1. Approve Proclamation declaring the month of October 2024 as Employee Ownership Month in Cochise County.

Vice-Chairman Crosby made a motion to approve Proclamation declaring the month of October 2024 as Employee Ownership Month in Cochise County. Supervisor Judd seconded the motion.

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

2. Approve the Minutes of the regular meeting of the Board of Supervisors of September 10, 2024.

3. Approve an application for a Temporary Extension of Premises Liquor License submitted by Mr. Bruce Callaghan for American Legion Post #52 located at 12 Theatre Drive, Sierra Vista, AZ 85635 on September 28, 2024, for the American Legion Bike Bash and Annual Birthday Celebration.

## **Elections**

4. Adopt Resolution 24-22 approving the cancelation of uncontested board elections for Special District governing boards listed, pursuant to A.R.S. 16-410, and appoint the candidates who filed for the Special District governing board, or declare seats vacant if an insufficient number of candidates, giving all those appointed the same powers and duties in accordance with the law.

## **Engineering & Natural Resources**

5. Adopt Resolution 24-23 authorizing the abandonment of a portion of the 50' wide public right-of-way known as Sonni Lane located in the Hereford area.
6. Approve grant of ingress, egress and regress easement for construction access to the United States through the General Services Administration to the new Douglas Port of Entry.

## **Finance**

7. Approve demands and budget amendments for operating transfers.

## **Housing Authority**

8. Approve Housing Opportunities for Persons With AIDS Grant AZ-H200016 and AZ-H2001W033 Closeouts.

Vice-Chairman Crosby made a motion to approve Consent items 2-8. Supervisor Judd seconded the motion and it passed unanimously.

## ***PUBLIC HEARINGS***

### **Development Services**

9. Adopt Resolution 24-14, amending the Development Services Fee schedule for services provided by Development Services, effective August 1, 2024.

Supervisor Judd made a motion to adopt Resolution 24-14, amending the Development Services Fee schedule for services provided by Development Services, effective August 1, 2024. Vice-Chairman Crosby seconded the motion.

Dan Coxworth, Development Services Director, presented this item. Mr. Coxworth stated the county has an agreement with the Arizona Department of Housing (ADOH) to handle permitting, plan review, and inspection services for manufactured homes in the county, including unincorporated areas like Tombstone and the City of Douglas. He stated this agreement benefits residents by allowing them to apply for permits locally instead of going through the state. He stated to ensure that the cost of services aligns with the fees charged, the county is proposing to adopt the ADOH fee schedule, along with some minor adjustments to account for additional administrative tasks like demolition permits.

Chairman English opened the public hearing and no one chose to speak.

In response to the Board, Mr. Coxworth stated the county manages permitting for manufactured homes in unincorporated areas, as well as for the cities of Tombstone and Douglas, under agreements that allow residents to apply for permits locally instead of through the state. He stated there's a possibility this service may extend to Benson in the future. Mr. Coxworth stated the county's permit fees are based on averages, balancing easier cases with more complex ones, and adjustments are necessary to ensure development services are funded through these fees instead of general tax revenue. He stated the proposed changes include increasing fees to cover costs and adding new fees for certain services, with no impact on the owner-builder opt-out program.

Chairman English closed the public hearing.

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

10. Adopt Zoning Ordinance 24-12 to rezone tax parcel 202-12-010A from R-36 (Residential District, one dwelling per 36,000 square feet) to RU-4 (Rural District, one dwelling per 4 acres) pursuant to the application of Cynthia Griffin.

Vice-Chairman Crosby made a motion to adopt Zoning Ordinance 24-12 to rezone tax parcel 202-12-010A from R-36 (Residential District, one dwelling per 36,000 square feet) to RU-4 (Rural District, one dwelling per 4 acres) pursuant to the application of Cynthia Griffin. Supervisor Judd seconded the motion.

Matthew Taylor, Planner II, presented this item using a PowerPoint presentation. Mr. Taylor stated the request is to change the zoning from R-36 to RU-4, which aligns with the rural growth area designation and the existing use of the property, a metal building with living quarters. He stated notices to nearby property owners were sent out and received no responses. He noted after evaluating the case, five factors were deemed inapplicable, and all relevant factors supported the downzoning. Mr. Taylor stated the Planning and Zoning Commission and staff both recommended approval without conditions.

Chairman English opened the public hearing and no one chose to speak.

Chairman English closed the public hearing.

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

11. Adopt Resolution 24-24 to amend the Cochise County Comprehensive Plan land use and growth area designations of 5 acres from Neighborhood Conservation to Rural and Category C - Rural Community Areas to D - Rural Areas, and adopt Zoning Ordinance 24-13 to rezone tax parcel 101-48-005 from R-36 (Residential District, one dwelling per 36,000 square feet) to RU-4 (Rural District, one dwelling per 4 acres) pursuant to the application of Steve and Arlene Eastman.

Supervisor Judd made a motion to adopt Resolution 24-24 to amend the Cochise County Comprehensive Plan land use and growth area designations of 5 acres from Neighborhood Conservation to Rural and Category C - Rural Community Areas to D - Rural Areas, and adopt Zoning Ordinance 24-13 to rezone tax parcel 101-48-005 from R-36 (Residential District, one dwelling per 36,000 square feet) to RU-4 (Rural District, one dwelling per 4 acres) pursuant to the application of Steve and Arlene Eastman. Vice-Chairman Crosby seconded the motion.

Chairman English opened the public hearing and no one chose to speak.

Mr. Taylor presented this item using a PowerPoint presentation. Mr. Taylor stated the downzoning from R-36 to RU-4, along with a comprehensive plan amendment from Neighborhood Conservation to Rural and from Growth Area C to Growth Area D. He stated the property is a single-family residence and is located about 1.5 miles east of Bisbee Junction Road and one mile north of the international border. The surrounding area supports a rural residential growth pattern. He stated there was no opposition from nearby property owners and recommended approval.

Chairman English closed the public hearing.

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

## ***ACTION***

### **Board of Supervisors**

12. Approve Community Enhancement Fund expenditures for District 3: Provide \$15,000 to purchase new Playground equipment for Huachuca City.

Supervisor Judd made a motion to approve Community Enhancement Fund expenditures for District 3: Provide \$15,000 to purchase new Playground equipment for Huachuca City. Vice-Chairman Crosby seconded the motion.

Supervisor Judd presented this item. Supervisor Judd stated the city expressed a desire to replace equipment in the lower Huachuca City park. Supervisor Judd stated she found a great deal with a reliable American company, ultimately securing \$15,000 to help fund the project.

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

### **Development Services**

13. Approve Grant Agreement 3-04-0049-018-2024 for Architectural Design and Engineering Service to Rehabilitate the Large Hangar at the Bisbee-Douglas International (BDI) Airport. Funded by the Bipartisan Infrastructure Law (BIL), in the amount of \$95,531, with a County match of \$4,689.

Vice-Chairman Crosby made a motion to approve Grant Agreement 3-04-0049-018-2024 for Architectural Design and Engineering Service to Rehabilitate the Large Hangar at the Bisbee-Douglas International (BDI) Airport. Funded by the Bipartisan Infrastructure Law (BIL), in the amount of \$95,531, with a County match of \$4,689. Supervisor Judd seconded the motion.

Dan Coxworth, Development Services Director, presented this item. Mr. Coxworth stated a grant agreement with the Federal Aviation Administration (FAA) has been secured for architectural design and engineering services to rehabilitate a large hangar at Bisbee-Douglas International Airport (BDI). He stated the hangar, originally built during World War II, has seen minimal updates since, aside from a new bathroom, some abatement work, and roof repairs. However, the door pockets are currently not structurally supported, preventing the doors from opening and making the space unusable for leasing. Mr. Coxworth stated this grant is the first phase of the project, with \$562,000 allocated through the Bipartisan Infrastructure Law (BIL) to support the full rehabilitation in the coming years.

In response to the Board, Mr. Coxworth stated the rehabilitation project at Bisbee-Douglas International Airport primarily focuses on fixing the doors of the hangar and the plan is to keep the original doors, as they are still in good condition, but the door pockets need structural support, and the exterior façade needs improvement.

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

14. Adopt Resolution 24-25 authorizing the donation of land, parcel number 103-62-092, to the City of Bisbee without public auction pursuant to A.R.S 11-251(9).

Item was removed from the agenda to be considered at a later date.

## **Health & Social Services**

15. Approve Amendment 4 to Intergovernmental Agreement (IGA) CTR055207 Public Health Emergency Preparedness Program between the Arizona Department of Health Services (ADHS) and Cochise Health & Social Services to extend the grant program through June 30, 2025.

Supervisor Judd made a motion to approve Amendment 4 to Intergovernmental Agreement (IGA) CTR055207 Public Health Emergency Preparedness Program between the Arizona Department of Health Services (ADHS) and Cochise Health & Social Services to extend the grant program through June 30, 2025. Vice-Chairman Crosby seconded the motion.

Kimberly Mitchell, Public Health Preparedness Coordinator, PHEP presented this item. Ms. Mitchell stated the PHEP Program is seeking continued support for its partnership with the (ADHS). She stated the program plays a crucial role in handling public health emergencies, both large and small, through preparedness, response, and recovery efforts. Ms. Mitchell shared examples of their work, which include assisting with the Bowie water outage and supporting a local hospital during an I-10 accident by providing

resources and ambulances. She noted ongoing efforts include managing potential rabies cases, food and medicine recalls, and conducting preparedness training and future plans focus on building a database for assisting vulnerable populations, especially during emergencies like wildfires.

In response to the Board, Ms. Mitchell stated the PHEP is entering Budget Period 1 (BP1), which will primarily fund three full-time personnel and cover training expenses. She stated there is also leftover funding from Budget Period 5 (BP5) that will be used to develop the department's coordination center, located across the street; this center will function similarly to an emergency operations center, providing critical resources during public health emergencies. Ms. Mitchell stated BP1 funds will focus on maintaining staff and enhancing preparedness through training, while BP5 funds will support the completion of the coordination center.

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

16. Approve Amendment 4 to Intergovernmental Agreement (IGA) CTR055282, Healthy People Healthy Communities, between the Arizona Department of Health Services and Cochise County Health & Social Services, in the amount of \$631,421, effective July 1, 2024, through June 30, 2025.

Vice-Chairman Crosby made a motion to approve Amendment 4 to Intergovernmental Agreement (IGA) CTR055282, Healthy People Healthy Communities, between the Arizona Department of Health Services and Cochise County Health & Social Services, in the amount of \$631,421, effective July 1, 2024, through June 30, 2025. Supervisor Judd seconded the motion.

Suzanne Hagle, Prevention Services Director, presented this item. Ms. Hagle stated that under the agreement, the county continues to offer chronic disease prevention, teen health education, and tobacco prevention programs for both adults and teens, collaborating with schools and workplaces on wellness policies. She stated new responsibilities include conducting suicide mortality reviews for Cochise County and now also for Graham, Greenlee, and Santa Cruz counties, with an additional \$75,000 in funding.

In response to the Board, Ms. Hagle stated the curriculum for health education is strictly provided by the state, focusing on abstinence as the primary approach while also incorporating "abstinence plus" education, which includes information on contraception. The curriculum does not include any moral instruction, as the state does not support such elements in the program.

Supervisor Judd stated that after nearly 40 years of service and a period without leadership following Sally White's retirement, the Willcox Against Substance Abuse Organization has appointed Clary Cunningham as its new director. Chairman English called for the vote and it was approved 3-0.

## **STATE & FEDERAL LEGISLATION**

17. Discussion and possible action regarding state and federal legislative matters listed or described in the attached County Supervisors Association Legislative Policy Committee Agenda, the Arizona Association of Counties (AACo) Legislative Policy Committee Agenda, and the proposed State budget, and other matters related thereto.

Chairman English stated there is no Legislation to discuss.

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

Mr. Karwaczka stated the County Fair begins on Wednesday, September 25 and goes until Sunday, September 29. He stated the County would be providing tickets and additional benefits for all employees.

## **SUMMARY OF CURRENT EVENTS**

### **Report by District 1 Supervisor, Tom Crosby**

Vice-Chairman Crosby deferred his report.

### **Report by District 2 Supervisor, Ann English**

Chairman English stated the Cochise County Fair is in her district and Cochise County is a financial and moral supporter of the fair.

### **Report by District 3 Supervisor, Peggy Judd**

Supervisor Judd announced Rex Allen Days, October 4th, 5th and 6th. She expressed everyone to come out and see the rodeo, rodeo parade and carnival.

Chairman English adjourned the meeting at 11:04 a.m.

APPROVED:

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Ann English, Chairman

ATTEST:

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Lara Loewenheim, Clerk of the Board

