

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS
REGULAR MEETING HELD ON
Tuesday, January 8, 2019**

A regular board meeting of the Cochise County Board of Supervisors was held on Tuesday, January 8, 2019 at 10:00 a.m. in the Board of Supervisors' Hearing Room, 1415 Melody Lane, Building G, Bisbee, Arizona.

Present: Peggy Judd, Chairman; Patrick G. Call, Vice-Chairman; Ann English, Supervisor
Staff Edward T. Gilligan, County Administrator; Sharon Gilman, Associate County
Present: Administrator; Kim Lemons, Deputy Clerk of the Board; Elda Orduno, Civil Deputy County
Attorney; Amanda Baillie, Public Information Officer

Chairman Judd called the meeting to order at 10:03 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

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.

CONSENT

Board of Supervisors

1. Approve the Minutes of the regular meeting of the Board of Supervisors of December 18, 2018.
2. Approve a Proclamation declaring January 20-26, 2019 as Cochise County School Choice Week.
3. Approve a Proclamation in recognition of Effie Anderson Smith, Artist and Resident of Cochise County.
4. Appoint Mr. Donald Fenn as the Constable in Precinct 3 effective January 1, 2019 with a salary of \$1 a month.
5. Approve one year contract for legal advertising services with the San Pedro Valley News-Sun.

6. Approve the transfer of the rural addressing master street address guide coordinator from Cochise County to the Southeastern Arizona Communications Center (SEACOM).

Community Development

7. Approve the reappointment of Wayne Gregan and Patrick Greene to the Planning & Zoning Commission with terms effective to December 31, 2022.

Elections

8. Approve the appointment of ten Democrat Precinct Committeemen by recommendation of the Cochise County Party Chairman to serve through the October 1, 2020 term.

Emergency Services

9. Approve the Grant Agreement 18-AZDOHS-HSGP-1804 in the amount of \$2,500 for the community emergency response team training and equipment program effective October 1, 2018 through September 30, 2019.

Finance

10. Approve demands and budget amendments for operating transfers.

Health & Social Services

11. Approve Contract #CTR040475 between the Arizona Department of Health Services and Cochise Health and Social Services for Sexually Transmitted Disease (STD) control services in the amount \$15,405 effective January 1, 2019 through December 31, 2023.

Procurement

12. Approve one year Cooperative Contract for Janitorial Services for Southeastern Arizona Communications (SEACOM) center and County-Wide Use, if needed effective January 9, 2019 through January 8, 2020.

Workforce Development

13. Approve the appointment of Mr. Wick Lewis to the Local Workforce Development Board to fill an unexpired term, effective immediately and through June 30, 2022.

Vice-Chairman Call moved to approve items 1-13 on the consent agenda. Supervisor English seconded the motion and it carried unanimously.

ACTION

Board of Supervisors

14. Approve the over-the-counter sale of tax deed properties as set forth in the attached Exhibit A, plus related administrative fees.

Kim Lemons, Deputy Clerk of the Board presented this item. Ms. Lemons said one OTC bid, and payment had been received as noted in Exhibit A, totaling \$145. \$120 for the parcel bid, plus a \$25 administrative fee. BOS staff is requesting approval.

Supervisor English made a motion to approve the over-the-counter sale of tax deed properties as set forth in the attached Exhibit A, plus related administrative fees. Vice-Chairman Call seconded the motion.

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

15. Ratify Letter of Intent not to renew the Intergovernmental Agreement (IGA) for legal services with the City of Bisbee and requesting early termination.

Ms. Elda Orduno, Civil Deputy County Attorney presented this item. Ms. Orduno said during the last City of Bisbee council meeting, the council voted not to approve the contract for the next term; the current contract expires June 29, 2019. Council voted to explore other options and a couple of members expressed discontent with the services offered by the County Attorney's office.

Vice-Chairman Call asked about the ramifications of not ratifying the letter.

Ms. Orduno said services would need to be provided until the end of the contract term. The letter stated a preference to terminate the contract earlier but only if the City can secure other representation.

Supervisor English said that city council members stated they had lost faith in the County Attorney and that relationship should be based on trust.

Mr. Gilligan stated the vote by council was 4-3 and Ms. Orduno clarified that the vote was to not approve the contract early in order to explore other options for representation. Supervisor English added that the environment at the meeting and opinions expressed, were what prompted this letter of intent.

Vice-Chairman Call asked Mayor Smith for comments.

David Smith, Bisbee Mayor stated he is personally very satisfied with the County Attorney's office representation that has been available at all hours. He thinks this situation is the result of discontent from one new council member about approval of a contract and they are using the attorney's office as a scapegoat. He said the council does not realize to go outside for legal counsel will ultimately cost the City more without the current stellar service received by the County. He thanked the County for all their services, including use of County facilities.

Vice-Chairman Call questioned the rush to terminate the services.

Ed Gilligan said he has discussed this matter with Mr. Hanson and listened to the Council

meeting recording. Because of the 120 day notice of termination, and the council voting to explore other options, it did not ensure Mr. Hanson would have time before our budget cycle to address staff funding issues covered by the contract. In addition, Mr. Hanson's impression was the attorney services provided were not highly valued by all the council members, which was unacceptable. Mr. Gilligan agreed with Mr. Hanson that the appropriate step in order to address workload and revenue over the next six months was the letter for early termination of the contract.

Chairman Judd asked for clarification on ratification of this letter.

Vice-Chairman Call made a motion to ratify Letter of Intent not to renew the Intergovernmental Agreement (IGA) for legal services with the City of Bisbee and requesting early termination. Supervisor English seconded the motion.

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

Health & Social Services

16. Approve receipt of \$50,000 from Legacy Foundation of Southeastern Arizona as 40% of the cost to build an outdoor walking path for public use on county-owned conservation land at 1415 Melody Lane.

Carrie Langley, Health and Social Services Director presented this item. Ms. Langley gave the background regarding limited safe walking space and health issues of the community and the benefits of approval of this item. She answered questions from the Board about the details of the path.

The Board agreed that this would be of benefit to Cochise County and its employees.

Ms. Langley outlined the source of additional funding from the planning department and possible grants. Also, support from health staff expertise in this field.

Supervisor English made a motion to approve receipt of \$50,000 from Legacy Foundation of Southeastern Arizona as 40% of the cost to build an outdoor walking path for public use on county-owned conservation land at 1415 Melody Lane. Vice-Chairman Call seconded the motion.

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

REPORT BY EDWARD T. GILLIGAN COUNTY ADMINISTRATOR -- RECENT AND PENDING COUNTY MATTERS

Mr. Gilligan deferred his report.

SUMMARY OF CURRENT EVENTS

Report by District 1 Supervisor, Patrick Call

Supervisor Call deferred his report.

Report by District 2 Supervisor, Ann English

Supervisor English deferred her report.

Report by District 3 Supervisor, Peggy Judd

Supervisor Judd deferred her report.

Chairman Judd adjourned the meeting at 10:28 a.m.

APPROVED:

Peggy Judd, Chairman

ATTEST:

Kim Lemons, Deputy Clerk of the Board