

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS
REGULAR MEETING HELD ON
TUESDAY, FEBRUARY 11, 2020**

A regular board meeting of the Cochise County Board of Supervisors was held on Tuesday, February 11, 2020 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; Kim Lemons, Clerk of the Board; 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

PRESENTATION

Presentation by Ken Drozd with the National Weather Service in Tucson formally recognizing Cochise County as a Storm Ready Community.

Mr. Drozd presented the Board and Mr. Lavine, Emergency Services Director, with a certificate and a sign in recognition of Cochise County becoming a Storm Ready Community.

Presentation by County Attorney's Office on Legal Statistics and Trends for calendar year 2019.

Ms. Christine Roberts, Civil Deputy County Attorney presented legal statistics and trends for adoptions; public fiduciary; tax appeals, tax foreclosure cases; bankruptcy cases; election cases; merit commission cases; civil rights commission cases; notices of claim; civil cases; public records requests; and various types of planning and zoning cases. Ms. Catherine Barney, Chief Paralegal, covered cases involving Mental Health; Rule 11's Competency to Stand Trial; and the Grace Program. Ms. Roberts concluded with a list of the County Attorney's office staff/experience and their clients.

CONSENT

Board of Supervisors

1. Approve the Minutes of the regular meeting of the Board of Supervisors of January 28, 2020

2. Approve Community Enhancement Fund expenditures for Districts 2 and 3; District 2: Saginaw Neighborhood Clean-Up Project; and District 3: Two Projects for Willcox Americorp, One for Bellflower Ranch, Willcox; and One for Benson Chamber Welcome Home.

This item was removed from the consent agenda.

Vice-Chairman English made a motion to table Item 2 until the next Regular Board meeting in order to have the items separated for discussion and voting purposes. Chairman Borer seconded the motion and called for the vote and it was approved 2-0-1 (Judd opposed).

3. Approve a letter of support to Representative Kirkpatrick in strong support of her efforts to encourage the Department of Homeland Security (DHS) to engage with State and local agencies, as well as the general public, with regards to border barrier construction projects in Cochise County.

This item was removed from the consent agenda.

Vice-Chairman English explained that the Board of Supervisors recognizes it does not have any authority on the border wall. The Board is asking to be included in the loop of information and will pass it on to constituents. Removing the wall is not in the Board's authority.

Vice-Chairman English moved to approve a letter of support to Representative Kirkpatrick in strong support of her efforts to encourage the Department of Homeland Security (DHS) to engage with State and local agencies, as well as the general public, with regards to border barrier construction projects in Cochise County. Supervisor Judd seconded the motion.

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

4. Approve Amendment 1 to the committee appointments for members of the Board of Supervisors and executive staff for the 2019-20 Fiscal Year and approve continuing annual memberships for 2019-20, with payment of associated dues as described herein.

County Sheriff

5. Approve Agreement #18-LE-11030500-003 between the USDA Forest Service and the Sheriff's Office, in the amount of \$10,000 for overtime, employer related expenses and fleet costs for Sheriff's deputies to patrol various recreation areas of the Coronado National Forest, effective January 1, 2020, through December 31, 2020.

Elections

6. Approve the appointment of two Democrat Precinct Committeemen and two Republican Precinct Committeemen by recommendation of their Cochise County Party Chairmen, to serve through the October 1, 2020 term, and approve the resignation of 1 Republican Precinct Committeeman.

Emergency Services

7. Approve sub-recipient agreement with the Arizona State Department of Homeland Security to accept \$9,785 in re-allocated FY18 grant funds for use with the FY19 Countywide Technical Rescue Equipment Grant.

Finance

8. Approve demands and budget amendments for operating transfers.

Vice-Chairman English moved to remove items 2 and 3 from the consent agenda. Supervisor Judd seconded the motion and it carried unanimously.

Supervisor Judd made a motion to approve items 1 and 4-8 on the consent agenda. Vice-Chairman English seconded the motion and it carried unanimously.

PUBLIC HEARINGS

Board of Supervisors

9. Approve a Series #12 (Restaurant) new Liquor License application submitted by Mr. Christopher Charles Bourlier, for Outside Inn, located at 4907 S. Highway 92, Sierra Vista, AZ 85635.

Ms. Lemons, Clerk of the Board presented this item. Ms. Lemons said this application had been reviewed and recommended for approval by the appropriate departments; property taxes for the parcel were current; there had been no formal protests and the applicant has paid the \$100.00 processing fee. Board staff recommended approval.

Chairman Borer opened the public hearing.

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

Supervisor Judd moved to approve a Series #12 (Restaurant) new Liquor License application submitted by Mr. Christopher Charles Bourlier, for Outside Inn, located at 4907 S. Highway 92, Sierra Vista, AZ 85635. Vice-Chairman English seconded the motion.

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

10. Approve a Series #10 (Beer & Wine Store) new Liquor License application submitted by Mr. Raphael Sean Piche, for Family Dollar Store #25918, located at 4155 State Highway 92, Sierra Vista, AZ 85650.

Ms. Lemons, Clerk of the Board presented this item. Ms. Lemons said this application had been reviewed and recommended for approval by the appropriate departments; property taxes for the parcel were current; there had been no formal protests and the applicant has paid the \$100.00 processing fee. Board staff recommended approval.

Chairman Borer opened the public hearing.

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

Vice-Chairman English moved to approve a Series #10 (Beer & Wine Store) new Liquor License application submitted by Mr. Raphael Sean Piche, for Family Dollar Store #25918, located at 4155 State Highway 92, Sierra Vista, AZ 85650. Supervisor Judd seconded the motion.

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

ACTION

Court Administration

11. Approve a 5 year contract with Dr. Sloan R King, PhD, LLC for Restoration to Competency Services, in the amount of \$15,000 per case, effective February 11, 2020.

This item was presented by Ms. Niltza Flores, Associate Court Administrator. Ms. Flores stated that Dr. King would handle local restoration regarding Rule 11 matters at a much lower cost.

Mr. Hanson said the cost through Pima County Restoration to Competency was \$40,000 per case, so this was a significant savings.

Supervisor Judd made a motion to approve a 5 year contract with Dr. Sloan R King, PhD, LLC for Restoration to Competency Services, in the amount of \$15,000 per case, effective February 11, 2020. Vice-Chairman English seconded the motion.

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

Facilities

12. Approve a 5 year contract with A&R Fire Protection LLC for the Maintenance of Fire Systems throughout Cochise County, in the amount of \$300,000 (\$60,000 per year), effective February 11, 2020.

Mr. Henry Meraz, Facilities Director stated he is asking for approval of this item and introduced Ms. Anne Coppola, Procurement Director, who presented this item. Ms. Coppola outlined the details of the contract and stated the previous vendor was not consistent with fire inspections and there were also invoicing issues.

Vice-Chairman English made a motion to approve a 5 year contract with A&R Fire Protection LLC for the Maintenance of Fire Systems throughout Cochise County, in the amount of \$300,000 (\$60,000 per year), effective February 11, 2020. Supervisor Judd seconded the motion.

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

Procurement

13. Approve a 5 year contract with IronHawk Elevator LLC for the Inspection and Maintenance of the elevators throughout Cochise County, in the amount of \$86,070 (\$68,220 per year plus \$17,850 one time cost for five-year full load test), effective February 11, 2020.

Ms. Anne Coppola, Procurement Director presented this item. Ms. Coppola noted there is an amendment to this item. The \$68,220 figure should be \$13,644 per year. She said the County has six elevators.

Supervisor Judd amended the motion to approve a 5 year contract with IronHawk Elevator LLC for the Inspection and Maintenance of the elevators throughout Cochise County, in the amount of \$86,070 (\$13,644 per year plus \$17,850 one time cost for five-year full load test), effective February 11, 2020. Vice-Chairman English seconded the motion.

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

STATE & FEDERAL LEGISLATION

14. 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.

Vice-Chairman English gave an update on legislative matters. The Board took no action.

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.

Chairman Borer opened the call to the public.

Mr. Jack Cook, Bisbee resident, addressed the Board regarding matters of personal concern.

The following residents addressed the Board regarding the letter of support to Representative Kirkpatrick and voiced their support for it and additional measures.

Ms. Patricia Gerrodette, Sierra Vista resident
Ms. Helise Dubnick, Bisbee resident
Mr. Michael Gregory, McNeal resident
Ms. Kimberly Kling, Hereford resident
Ms. Kate Scott, Elgin resident

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

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, Thomas E. Borer

Supervisor Borer deferred his report.

Report by District 2 Supervisor, Ann English

Supervisor English stated the PPE election is coming up for the Democratic Party only and gave a reminder that Valentine's Day is also Arizona's Birthday.

Report by District 3 Supervisor, Peggy Judd

Supervisor Judd spoke fondly of a song by Marty Robbins.

Chairman Borer adjourned the meeting at 11:05 a.m.

APPROVED:

Thomas E. Borer, Chairman

ATTEST:

Kim Lemons, Clerk of the Board