

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS
REGULAR MEETING HELD ON
TUESDAY, OCTOBER 25, 2022**

A regular board meeting of the Cochise County Board of Supervisors was held on Tuesday, October 25, 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, telephonic; Tom Crosby, Supervisor, telephonic

Staff Present: Richard G. Karwaczka, County Administrator; Sharon Gilman, Deputy County Administrator; Christine Roberts, Chief Civil Deputy County Attorney; Tim Mattix, Clerk of the Board

Chairman English called the meeting to order at 10:11 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. Jennifer Druckman was called upon but was not present.

CONSENT

Board of Supervisors

1. Approve the Minutes of the regular meeting of the Board of Supervisors of October 11, 2022.

Court Administration

2. Approve Proclamation declaring November 4, 2022 as National Adoption Day in Cochise County.

Finance

3. Approve demands and budget amendments for operating transfers.

Vice-Chairman Judd made a motion to approve items 1-3 on the Consent Agenda. Supervisor Crosby seconded the motion and it carried unanimously.

PUBLIC HEARINGS

Development Services

4. Adopt Zoning Ordinance 22-21, to rezone 21 parcels located in the Babocomari from R-36 (Residential, one dwelling per 36,000 square feet) and RU-2 (Rural, one dwelling per 2 acres) to RU-4 (Rural, one dwelling per 4 acres), pursuant to a County-initiated request.

Supervisor Crosby made a motion to adopt Zoning Ordinance 22-21, to rezone 21 parcels located in the Babocomari from R-36 (Residential, one dwelling per 36,000 square feet) and RU-2 (Rural, one dwelling per 2 acres) to RU-4 (Rural, one dwelling per 4 acres), pursuant to a County-initiated request. Vice-Chairman Judd seconded the motion.

Chairman English opened the Public Hearing.

Mr. Dan Coxworth, Development Services Director, presented this item using a PowerPoint presentation. The County-initiated request is to revert the zoning of 21 parcels located in the Babocomari to RU-2 and will remove a zoning condition requiring a subdivision plat. No subdivision plats have been submitted and the area has not been developed. Twenty-one of 37 property owners decided to participate. The Planning and Zoning Commission recommended 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

County Recorder

5. Approve Arizona Department of Administration (ADOA) Election Security Grant Award for Ballot Fraud Countermeasures in the amount of \$1,000,000.

Vice-Chairman Judd made a motion to approve Arizona Department of Administration (ADOA) Election Security Grant Award for Ballot Fraud Countermeasures in the amount of \$1,000,000. Supervisor Crosby seconded the motion.

Chairman English noted that typically grant documents are provided to the Board.

Mr. David Stevens, County Recorder, presented this item. The Grant is forthcoming and will be provided to the Board when received. The Grant is for six months, with final report due in May, 2023. The Grant includes: countermeasures to put in the ballot paper when the paper is created; a measure to put in the paper when printing the ballot; and, whether the tabulation machines will be impacted with the

countermeasures. The Request for Proposal (RFP) has not yet been drafted.

The Board discussed not having the grant document and their familiarity with the technology and the grant. In response to the Board, Mr. Stevens stated that the funding is from the State of Arizona; it was open to all County Recorders, and the County is the only one who submitted for it.

Chairman English read the names of Tamara Rae Birch and Carol A. Garnett in opposition to the item.

Ms. Carolyn Harris addressed the Board and discussed reasons for her opposition to the item.

Ms. Joy Banks addressed the Board and discussed reasons for her opposition to the item.

In response to the Board, Mr. Stevens stated that there will be no staff hirings; the bulk of the Grant is for purchasing the paper. This will go out to bid, and the successful vendor will be responsible for testing the paper on their own equipment. The official deadline is the end of May, 2023; however, the production of the paper is out 13-14 weeks. This will not apply to the November 8, 2022 General Election.

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

Development Services

6. Approve Intergovernmental Agreement (IGA) between the City of Douglas and Cochise County for building plan review, inspection, and engineering services, effective upon approval by both entities for a one-year term, with automatic one-year renewals.

Supervisor Crosby made a motion to approve Intergovernmental Agreement (IGA) between the City of Douglas and Cochise County for building plan review, inspection, and engineering services, effective upon approval by both entities for a one-year term, with automatic one-year renewals. Vice-Chairman Judd seconded the motion.

Mr. Coxworth presented this item. Several of these IGAs are in place to assist smaller jurisdictions. The County will assist with inspections and plan review, upon request by Douglas, as capacity allows. This is in support of the Board's strategic objective to support other jurisdictions subject to availability of resources and capacity.

The Board discussed reasons for their opposition to, or support of, the item, including redistribution of wealth; the need for this type of service; and, that the County charges for the service. In response to the Board, Mr. Coxworth stated that the County is reimbursed for the services, including travel, by the city at a rate of \$75 per hour.

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

Indigent Defense

7. Approve the compensation schedule fee increase for contract defense attorneys through the Indigent Defense Coordinator, effective October 1, 2022.

Vice-Chairman Judd made a motion to approve the compensation schedule fee increase for contract defense attorneys through the Indigent Defense Coordinator, effective October 1, 2022. Supervisor Crosby seconded the motion.

Ms. Gilman presented this item. She explained the Indigent Defense Coordinator's (IDC) role. The IDC processes contract attorney assignments for citizens charged with a crime, who cannot afford an attorney and the County defense offices are unable to represent the individual. The contract attorneys are paid according to a compensation schedule, which has not been increased since 2014. The IDC is experiencing a difficult time attracting contract attorneys because the pay is not competitive with the surrounding area. Staff evaluated other counties and is proposing the increase.

Supervisor Crosby stated that defense is at the heart of the Bill of Rights.

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

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

Mr. Karwaczka reported on the November 7 through November 13 Operation Green Light event in recognition of veterans. He recognized the Juvenile Court, with 24 days since the last time a juvenile charged with a juvenile crime was in custody, and thanked Judge Bannon, the County Attorney's Office, Juvenile Probation, the Public Defender's Office, and the Legal Advocate's Office for their efforts.

SUMMARY OF CURRENT EVENTS

Report by District 1 Supervisor, Tom Crosby

Supervisor Crosby noted that an individual was advertising by sharing their video and that National Adoption Day is recognized on November 4, 2022.

Report by District 2 Supervisor, Ann English

Chairman English reported on National Adoption Day, recognized on November 4, 2022.

Report by District 3 Supervisor, Peggy Judd

Vice-Chairman Judd reported on the first frost of the year.

Chairman English adjourned the meeting at 10:41 a.m.

APPROVED:

Ann English, Chairman

ATTEST:

Tim Mattix, Clerk of the Board