

GRAHAM COUNTY BOARD OF SUPERVISORS)

(SS.SAFFORD, AZ July 21, 2014

STATE OF ARIZONA, COUNTY OF GRAHAM)

The Graham County Board of Supervisors met in a regular session this date with the following present:

Danny Smith	Chairman
James A. Palmer	Vice-Chairman
Drew John	Member
Terry Cooper	Clerk
Judy Dickerson	Deputy Clerk

Chairman Smith called the meeting to order at 8:00 a.m. and led the Pledge of Allegiance. Upon motion of Supervisor Palmer, seconded by Supervisor John, the minutes of the Board Meeting and Work Session held on July 7, 2014 were unanimously approved.

Chief Deputy Attorney Scott Bennett, for County Attorney Kenneth Angle, requested approval of the Arizona Criminal Justice Commission Crime Victim Assistance Program. Upon motion of Supervisor John, seconded by Supervisor Palmer, the request was unanimously approved.

Josh Halverson Chief Probation Officer requested approval of the LEARN Life Skills Grant for Juvenile Probation. Upon motion of Supervisor Palmer, seconded by Supervisor John, the request was unanimously approved.

Halverson gave the Board an update on the success of various probation programs including the Drug REHAB Program and the JIPS Program.

County Manager Terry Cooper requested approval of Resolution 2014-13 Contingently Forming the Graham County Jail District; ordering and calling an election to authorize Jail District to levy taxes to fund a portion of the Jail District's operations and maintenance expenses and appointing the Interim Board of Directors of the Jail District. Upon motion of Supervisor John, seconded by Supervisor Palmer, the request was unanimously approved.

#### **RESOLUTION #2014-13**

#### **A RESOLUTION OF THE GRAHAM COUNTY, ARIZONA, BOARD OF SUPERVISORS ORDERING THE FORMATION OF THE GRAHAM COUNTY JAIL DISTRICT CONTINGENT UPON VOTER APPROVAL OF AN EXCISE TAX BE PLACED ON THE BALLOT FOR THE ELECTION TO BE HELD ON NOVEMBER 4, 2014**

**WHEREAS**, Graham County Boards of Supervisors are authorized, pursuant to Title 48, Chapter 25 (A.R.S. §48-4001 et. seq.) of the Arizona Revised Statutes to establish county jail districts for the purpose of acquiring, constructing, operating, maintaining and financing county jails, jail systems and facilities, upon voter approval of a dedicated tax levy to be used only for that purpose; and

**WHEREAS**, on May 5, 2014, the Board of Supervisors of Graham County (the "Board of Supervisors"), pursuant to A.R.S §48-4001 (A), approved Resolution No. 2014-07 stating its intent to consider the establishment of the Graham County Jail District; and

**WHEREAS**, on June 2, 2014 a hearing on Resolution No. 2014-07 was held pursuant to A.R.S §48-4001 (B), at which time the Board heard persons appearing in favor of and against establishment of the Jail District; and

**WHEREAS**, after the above-referenced public hearing, the Board, pursuant to A.R.S §48-4001 (C), considered whether or not the public interest, convenience and necessity would be served by establishment of the Jail District.

**IT IS THEREFORE RESOLVED:**

1. That it appears to the Board of Supervisors that the public interest, convenience and necessity will be served by establishing the Jail District, that the Board of Supervisors, therefore, finds that the public interest, convenience and necessity will be served by the formation of the Jail District.
2. That the Board of Supervisors hereby orders formation of the Jail District contingent on voter approval of an excise tax as provided in A.R.S. §48-4022 with the maximum effective rate not to exceed .50 percent (half cent).
3. That the question of approval of the excise tax shall be included on the ballot of the statewide general election to be held on November 4, 2014.
4. That the publicity pamphlet shall be prepared and distributed in the manner provided by law and the pamphlet shall include those written arguments in favor of and in opposition to the proposed tax levy that have been filed in the office of the Clerk of the Board of Supervisors no later than 5:00 p.m. on August 14, 2014.
5. That the Jail District shall be known in all proceedings as the "Graham County Jail District" with the boundaries of the District to be those of all Graham County including the incorporated and unincorporated areas excluding that portion that lies on the San Carlos Apache Reservation.
6. That the revenues generated by the proposed excise tax shall be used only for acquiring, constructing, operating, maintaining and financing of county jail facilities and county jail system.
7. That the excise tax shall be authorized for a period of twenty-five (25) years.
8. That the Board of Supervisors shall pay the necessary costs incurred in connection with the formation of the Jail District from any monies available for that purpose.
9. That in order to comply with the Voting Rights Act of 1965, as amended, the following proceedings pertaining to the election will be translated into Spanish, to-wit: ballot, notices, call of election and request for "for" and "against" arguments, publicity pamphlet, all voting materials and all voting instructions. The officers of the District and Graham County are further authorized and directed to take all action necessary to comply with the Voting Rights Act of 1965, as amended.
10. That the members of this Board of Supervisors shall constitute the members of the interim Board of Directors of the Graham County Jail District and shall become the Board of Directors of the Jail District if the majority of the electors of Graham County approve formation of the District.
11. That the County Manager is authorized to take all necessary action to facilitate the election.

**PASSED AND ADOPTED** this 21st day of July, 2014.

GRAHAM COUNTY BOARD OF SUPERVISORS

/s/: Danny Smith, Chairman

/s/: James A. Palmer, Vice-Chairman

/s/: Drew John, Member

ATTEST:

/s/: Terry Cooper, Clerk

APPROVED AS TO FORM:

/s/: Kenneth Angle, County Attorney

**EXHIBIT A**

**CALL OF ELECTION AND REQUEST FOR ARGUMENTS  
"FOR" OR "AGAINST" ESTABLISHMENT OF AN EXCISE TAX  
FOR THE GRAHAM COUNTY JAIL DISTRICT  
NOVEMBER 4, 2014 ELECTION**

Graham County, Arizona (the "County"), will hold an election on Tuesday, November 4, 2014 in conjunction with the statewide general election to be held on the same date. This County seeks authorization to form a jail district and voter approval for the jail district to levy an excise tax with a maximum rate of not to exceed 0.50 percent (one-half cent per dollar of sales). If formed, the Jail District will include the incorporated and unincorporated areas of Graham County, with the exception of the portion defined as the San Carlos Apache Indian Reservation. The Clerk of the Board of Directors of the Jail District will prepare a publicity pamphlet that will be mailed to households containing one or more registered electors within this County. Any persons wishing to submit an argument "for" or "against" the levy of the excise tax may do so by mail or hand delivery of the argument to the Clerk of the Board of Supervisors of Graham County, Arizona, 921 Thatcher Blvd., Safford, Arizona 85546.

To be included in the publicity pamphlet, such argument must be received in the office of the Clerk of the Board of Supervisors of Graham County, Arizona on or before 5:00 p.m., August 14, 2014. Such statement must be signed and should include a reference to the proposed Graham County Jail District, the author's name, address and telephone number. The last day to register to vote in order to be eligible to vote in this election is Monday, October 6, 2014.

Manager Cooper requested approval of Resolution 2014-14 Regarding the Re-introduction of the Mexican Gray Wolf. Upon motion of Supervisor Palmer, seconded by Supervisor John, the request was unanimously approved.

**RESOLUTION 2014-14**

**A RESOLUTION OF THE BOARD OF SUPERVISORS, GRAHAM COUNTY ARIZONA, REGARDING  
THE REINTRODUCTION OF THE MEXICAN GRAY WOLF PROGRAM**

**WHEREAS**, one of the staples of the Graham County economy is and has historically been ranching; and

**WHEREAS**, It is our hope that ranching continues to be woven into the economic fabric of Graham County for many future generations; and

**WHEREAS**, Graham County has been in opposition to the Mexican Gray Wolf reintroduction from the inception of the program; and

**WHEREAS**, Graham County recognizes that the United States Fish & Wildlife Service has the final say on the operation of the program but also recognizes the rights provided to the State of Arizona; and

**WHEREAS**, Graham County remains committed to further discussions surrounding this program

**NOW, THEREFORE BE IT RESOLVED THAT,**

- 1) No wolves should be released within Graham County
- 2) Should wolves be found in Graham County that they be captured and removed
- 3) Should wolves be present in Graham County the citizens must have the ability to defend their families, livestock and personal possessions
- 4) Should the reintroduction program continue, several guidelines should be followed:
  - a. Wolves should be confined to areas of high elk concentration of which there are none in Graham County
  - b. Ranchers and tribes within the primary release and recovery zones should be sufficiently compensated on a calf crop basis

**PASSED AND ADOPTED THIS 21<sup>ST</sup> DAY OF JULY, 2014.**

**GRAHAM COUNTY BOARD OF SUPERVISORS**

/s/: Danny Smith, Chairman

/s/: James A. Palmer, Vice-Chairman

/s/: Drew John, Member

/s/: P.J. Allred, Sheriff

ATTEST:

/s/: Terry Cooper, Clerk

APPROVED AS TO FORM:

/s/: Kenneth Angle, County Attorney

Manager Cooper requested approval of the MOU with the Town of Thatcher for the Maintenance of Frye Creek Retarding Dam and Outlet Channel. Upon motion of Supervisor Palmer, seconded by Supervisor John, the request was unanimously approved.

Under current events report, Supervisor Palmer reported on the following: 7/11-13/14 NACO Conference on Public Lands, PILT, Forest Restoration, Keystone Pipeline Arizona Delegation Caucus meeting on minimum wage and immigration; 7/17/14 Graham County Tea Party; 7/18/14 CSA Executive Committee; 7/19/14 Pioneer Days

Supervisor John reported on the following: 7/10/14 Arizona State Parks Foundation; 7/17/14 Law Enforcement Pow Wow; 7/19/14 AZ/NM Coalition

Chairman Smith had nothing to report.

Demands and hand written warrants were unanimously approved upon motion of Supervisor John, seconded by Supervisor Palmer. Pursuant to the provisions of A.R.S. §11-217, as amended in 1996, those demands/warrants for any supplier which total more than \$1,000.00 are as follows:

<b><u>SUPPLIER/PURPOSE</u></b>	<b><u>AMOUNT OF WARRANT</u></b>
ADHS, AHCCCS Treasurer	\$44,683.00
Administrative Office of the Courts	\$14,804.12
ADOT	\$3,264.00

Advanced Air / Altech Refrigeration	\$7,168.02
AOC (CASA Program)	\$1,406.41
Arizona Counties Insurance Pool	\$1,596.00
Arizona Department of Economic Security	\$3,742.27
Arizona State Retirement	\$5,899.04
Bob Barker	\$1,309.29
CDW Government, Inc.	\$1,178.60
Century Link	\$4,172.12
City of Safford Utilities	\$30,615.29
Elections Operations Services	\$3,000.00
GCR Tires & Service	\$3,531.50
Graham County Electric Co-op	\$7,296.25
Harriette P. Levitt Attorney	\$6,263.65
Harris Systems USA, Inc.	\$56,062.42
Home Depot Credit Services	\$1,642.14
Jeremy J. Waite	\$1,500.00
Josi Y. Lopez	\$1,692.00
Kenneth B. Larson, PAC	\$3,890.00
Law Office of Channen Day	\$1,752.00
Law Office of Donovan Riddle	\$1,500.00
Mack's Auto Supply	\$2,290.94
Mario Begay	\$2,452.00
Matt N. Clifford	\$1,215.00
Mt Graham Regional Medical Center	\$12,872.07
Mt Graham Supply, LLC	\$4,186.84
Norchem	\$3,548.80
OSAM	\$16,527.19
Safford ACE	\$5,752.88
San Carlos Apache Tribe	\$1,800.00
Santa Cruz Radiology, LLC	\$1,540.34
SEAGO	\$5,072.00
Senergy Petroleum	\$4,290.00
Southwestern BG, Inc.	\$1,669.77
Susan Jones MD	\$1,000.00
TGI Systems	\$25,000.00
Town of Pima	\$1,500.00
Trinity Services Group, Inc.	\$16,417.34
Xerox	\$1,494.22

Chairman Smith announced that it was the date and time to hold a Public Hearing on the following items. Planning and Zoning Director Joe Goodman gave background on the applications.

1. Zone map change request REZ #764-14 (APN 105-02-033B). Request is made to change the present "A" (General Land Use) zone to "R-R/20M" (Agricultural-Residential Land Use/20,000 sq ft minimum) zone for a future minor land division. Applicant is Rob Chesley. Property is 1.3 acre. Situs address is 6769 N. Bryce Eden Rd., Pima.

No one spoke for or against. Upon motion of Supervisor Palmer, seconded by Supervisor John, the request was unanimously approved.

2. Zone map change request REZ #766-14 (APN 106-20-306A). Request is made to change the present "R-20 (Residential Land Use) zone to "R-M" (Multi-family Residential Land Use) zone for the purpose of converting the existing home into a duplex. Applicant is Jimmy Meredith. Property is .5 acre. Situs address is 555 W. Suni Dr., Safford.

No one spoke for or against the request. Upon motion of Supervisor John, seconded by Supervisor Palmer, the request was unanimously approved.

The Board meeting was recessed at 8:35 a.m.

Upon motion of Supervisor Palmer, seconded by Supervisor John, in accordance with ARS §§ 38-431.03(A)(2)(3)(4), the board entered an Executive Session at 8:50 a.m. to discuss NatureSweet. Those in attendance in addition to the Board were:

Darlene Alder	Assessor
Brooks N. Bryce	Deputy Assessor
Judy Dickerson	Deputy Clerk
Terry Cooper	Clerk

Darlene Alder updated to Board on the issues concerning NatureSweet.

Chairman Smith reconvened the regular session at 9:25. No decisions were made regarding the above and no action was taken.

Chairman Smith adjourned the meeting at 9:30 a.m.

Chairman Smith called the first Work Session to order at 9:45 a.m. Those in attendance in addition to the Board were:

Michael Bryce	Engineer
Steve Puzas	Highway Superintendent
Joe Goodman	Planning & Zoning Director
Terry Cooper	Clerk

Various Highway and P & Z issues were discussed and several areas were toured.

The Work Session was adjourned at 12:35 p.m.

Chairman Smith called the second Work Session to order at 1:30 p.m. Those in attendance in addition to the Board were:

Reed Spangler	Arizona State Senate
Jennifer Stielow	ATRA
Carolyn Speroni	Arizona state Senate
Matthew Gress	Joint Legislative Budget Committee
Mike Wearne	FMI
Rowena Aguallo	FMI
Joseph Robles	FMI
Tiffanie Figueroa	FMI

Julie Rodriguez  
Terry Cooper

Chief Financial Officer  
Clerk

An overview of the Graham County FY 2014/2015 budget was presented and discussed.

The Work Session was adjourned at 2:45 p.m.

GRAHAM COUNTY BOARD OF SUPERVISORS

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Danny Smith, Chairman

ATTEST:

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Terry Cooper, Board Clerk