

GRAHAM COUNTY BOARD OF SUPERVISORS)

(SS.SAFFORD, AZ January 7, 2019

STATE OF ARIZONA, COUNTY OF GRAHAM)

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

James A. Palmer	Chairman
Paul R. David	Vice-Chairman
Danny Smith	Member
Dustin Welker	Manager/Clerk

Chairman Palmer called the meeting to order at 8:00 a.m. and led the Pledge of Allegiance. A Ceremonial oath of Office was then administered by County Manager/Clerk to the following officials:

Michael Peterson	Judge of the Superior Court
Gary Griffith	Justice of the Peace I
Wyatt Palmer	Justice of the Peace II
Cindy Woodman	Clerk of the Superior Court

A short reception followed. Chairman Palmer reconvened the meeting at 8:25 a.m.

Upon motion of Supervisor David, seconded by Supervisor Smith, the minutes of the regular meeting and work session held on December 17, 2018 were unanimously approved.

Health Department Director Brian Douglas requested approval of an IGA Amendment with Arizona Department of Health Services for STD Control Services. Upon motion by Supervisor Smith, seconded by Supervisor David, the request was passed unanimously.

Chief Probation Officer/Court Administrator Josh Halversen requested approval of appointments for FY2020 Pro-Tempore Judges Travis Ragland, Gary Scales and Jerry Landau. Upon motion of Supervisor David, seconded by Supervisor Smith, the recommendation was unanimously approved.

Planning and Zoning Director, Joe Goodman, presented a request for approval of a special event liquor license for South Eastern Arizona Sportsman Club at the fairgrounds on February 23, 2019. Upon motion by Supervisor Smith, seconded by Supervisor David, the request was passed unanimously.

County Manager Dustin Welker requested approval for out of state travel for Elected Officials and the County Manager for 2019. Upon motion of Supervisor Smith, seconded by Supervisor David, the request was unanimously approved.

Manager Welker requested approval of Resolution 2019-01, a reaffirmation of Resolution 1991-02, a Resolution of the Board of Supervisors of Graham County relating to a drug free work place. Upon motion of Supervisor Smith, seconded by Supervisor David, the motion was unanimously approved.

**RESOLUTION 1991-02**

**A RESOLUTION OF  
THE BOARD OF SUPERVISORS OF GRAHAM COUNTY  
RELATING TO A DRUG FREE WORK PLACE**

**REAFFIRMED: 2019-01**

**WHEREAS**, the possession, use, manufacture, or distribution of a controlled substance is prohibited by law, and

**WHEREAS**, it is incumbent upon the County of Graham to comply with the law, and

**WHEREAS**, the County of Graham is required to insure a drug free work place in accordance with the Drug Free Work Place Act of 1988, and

**WHEREAS**, the Act requires employee notification, drug free work place awareness and employee notification to the employer of conviction.

**THEREFORE BE IT RESOLVED**, that the Graham County Board of Supervisors hereby declare their intent to insure a drug free work place at all locations where work is accomplished by and for the County.

**BE IT FURTHER RESOLVED**, that as a condition of employment all employees of the County must comply with provisions of the Resolution, including notification in writing to the County Manager of convictions for violation of drug laws no later than five (5) calendar days after such conviction.

Any violation of the criminal drug statutes will cause employees to be subject to disciplinary action up to and including termination.

**PASSED AND ADOPTED** this 7th day of January, 2019.

**Graham County Board of Supervisors**

/s/: James A. Palmer, Chairman

/s/: Paul David, Vice Chairman

/s/: Danny Smith, Member

ATTEST:

/s/: Dustin Welker, Board Clerk

Manager Welker requested approval of Resolution 2019-02, a reaffirmation of Resolution 1977-22, a Resolution of the Board of Supervisors of Graham County relating to Equal Opportunity in

Employment. Upon motion of Supervisor David, seconded by Supervisor Smith, the motion was unanimously approved.

## **RESOLUTION**

**1977-22**

**REAFFIRMED: 2019-02**

**BE IT RESOLVED** by the Board of Supervisors of Graham County, Arizona, that

**WHEREAS**, the Equal Protection Clause of the Fourteenth Amendment of the United States Constitution provides a legal basis for requiring state and local governments to practice non-discrimination in employment; and

**WHEREAS**, The County of Graham does not exclude in employment practices, from participation in, deny the benefits of, or subject to discrimination under any program or activity, any person in the United States on the grounds of race, color, national origin, or sex. Graham County does not discriminate on the basis of age under the Age Discrimination Act of 1975, or with respect to an otherwise qualified handicapped individual as provided in Section 504 of the Rehabilitation Act of 1973, or religion except that any exemption for such prohibition against discrimination on the basis of religion as provided in the Civil Rights Act of 1964, or Title VII of the Act of April 11, 1968, shall also apply; and

**WHEREAS**, the County of Graham believes that additional steps are desirable to strengthen and assure equal employment in every aspect of County personnel practices; and

**WHEREAS**, the County of Graham believes that this goal can best be realized through affirmative action that insures the principles of equal opportunity for all persons in the employment practices of the County.

**NOW, THEREFORE BE IT RESOLVED**, that the County of Graham does reaffirm its policy to insure equal opportunity in employment and benefit of services under any program or activity for all persons and to prohibit discrimination in employment and services because of color, race, religion, sex, national origin, age or handicap and to promote the full realization of equal opportunity through a continuing policy of equal opportunity practices in each department of the County and to be an integral part of every aspect of policy and practice in the recruitment, employment, advancement and treatment of employees and prospective employees, and benefit of services under any program of the County of Graham to the maximum extent possible.

**BE IT FURTHER RESOLVED**, that the County of Graham will endeavor to assure the full participation in such policies by all persons contracting with or providing services to the County of Graham.

**BE IT FURTHER RESOLVED**, that the County of Graham has implemented an affirmative action program and established necessary rules and regulations in support and execution thereof.

**BE IT FURTHER RESOLVED**, that the Affirmative Action Officer and Handicapped Compliance Officer for the County of Graham will be the County Manager in coordination with the Personnel committee.

**BE IT FURTHER RESOLVED**, that the County of Graham, as evidence of its intent to fulfill the principles and procedures necessary for the realization of the objectives herein stated, does hereby adopt this resolution of the Board of Supervisors

**APPROVED AND REAFFIRMED** this 7th day of January, 2019.

**Graham County Board of Supervisors**

/s/: James A. Palmer, Chairman

/s/: Paul David, Vice Chairman

/s/: Danny Smith, Member

ATTEST:

/s/: Dustin Welker, Board Clerk

Manager Welker presented a request for approval of the appointment of Kent Larson to fill a vacancy on the Safford Rural Fire District board. Upon motion of Supervisor Smith, seconded by Supervisor David, the request was unanimously approved.

Under current events report, Supervisor David reported on the following: Highway Department Christmas Party, Brooks Bryce's Retirement Celebration, Gila Valley Irrigation District water settlement.

Supervisor Palmer reported on the following: Mayors and Chairman of the Board Breakfast meeting, Gila Valley Irrigation District water settlement.

Demands and hand written warrants were unanimously approved upon motion of Supervisor David, seconded by Supervisor Smith. 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>
3G PLUMBING & SERVICES, LLC	\$1,260.00
ADVANCE FORENSIC ASSESSMENTS INC	\$2,700.00

ARIZONA ASSOCIATION OF COUNTIES -	\$2,397.50
ARIZONA LAW ENFORCEMENT RADAR TECH, LLC	\$1,830.70
ARIZONA SUPREME COURT 105	\$2,050.00
AZLGEBT	\$207,778.11
BARRY A. STANDIFIRD, P.C.	\$4,166.60
BOULEVARD GLASS, LLC	\$2,588.96
BROCK COUNSELING	\$1,275.00
BRUCE ELLSWORTH SAULS CREEK ENGINEERING	\$6,540.00
COALITION OF AZ/NM COUNTIES	\$2,600.00
DENISE R. VAISHVILLE	\$2,192.40
DENNIS McCARTHY	\$8,333.33
DLT SOLUTIONS	\$1,084.74
FLORES & CLARK, LLC	\$8,333.33
GOVNET, INC.	\$2,882.50
GRAHAM COUNTY ELECTRIC COOP	\$9,358.72
GRAHAM COUNTY SUBSTANCE ABUSE COALITION	\$6,356.99
GREGORY WAUGH, PSY.D	\$7,425.00
INTERSTATE ELECTRONICS	\$1,714.96
JOSI Y. LOPEZ	\$10,305.00
LAW OFFICE OF REBECCA JOHNSON	\$10,125.00
MATT N. CLIFFORD	\$3,000.00
MELISSA LUNT	\$1,197.94
NEXTRAQ	\$1,198.00
SHI INTERNATIONAL CORP	\$8,529.41
STEPHEN K. LUNDELL	\$3,541.66
VERIZON WIRELESS - TX	\$5,782.12
WALMART COMMUNITY BRC	\$3,314.47
WEECH DEVELOPMENT COMPANY	\$1,033.81
WEST PAYMENT CENTER	\$4,976.25
XEROX	\$1,095.91

The following bids were opened at the Board of Supervisors' meeting on December 3, 2019 and reviewed by staff for conformity. Upon motion of Supervisor Smith, seconded by Supervisor David, Arizona Dodge was unanimously awarded the bid for three 4x4 Sheriff's pickup trucks.

<b><u>Bid# 17/18-25</u></b>	<b><u>Three 4x4 Sheriff's Pickup Trucks</u></b>	
<b>Arizona Dodge</b>	<b>\$86,410.26</b>	<b>Lowest Conforming Bid</b>

Other Bidders:

Smith Ford	\$97,797.17
Winslow Ford	\$99,291.24
Kempton Chevrolet	\$100,407.00
O' Reilly Chevrolet	\$98,187.72
Freedom Ford	\$102,175.98

Chairman Palmer announced it was the date and time to hold public hearings on the following. Planning & Zoning Director Joe Goodman gave background on the requests.

1. Request is for a road name for a private easement. Applicant is Neil Sokol and the proposed road name is Billiards Lane located at the 300 W. block of Swift Trail.

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

2. Request recommendation to the Department of Liquor for approval or disapproval for a #10 liquor license at the Mount Graham Market.

No one spoke for or against the request. Upon motion of Supervisor David, seconded by Supervisor Smith, the recommendation was unanimously approved.

At 9:00 am and upon motion by Supervisor Smith, Seconded by Supervisor David, the Board unanimously voted to enter into an executive session to discuss Mountain View Terrace Apartments Notice of Lawsuit. Those in attendance in addition to the Board were:

Dustin Welker	Manager/Clerk
Valerie Cooke	Chief Deputy Assessor
Scott Bennett	Chief Deputy Attorney
Brett Bluth	Property Appraiser II
Darlene Alder	Assessor

The Mountain View Terrace Apartments notice of lawsuit was discussed in detail.

Attorney Scott Bennett offered the Board options on how to proceed.

Chairman Palmer reconvened the regular meeting at 9:48 a.m.

Upon motion by Supervisor Smith, seconded by Supervisor David, the Board unanimously directed, per the recommendation of the County Attorney's office, to seek outside counsel to respond and handle the lawsuit.

Chairman Palmer adjourned the meeting at 9:50 a.m.

Chairman Palmer called the work session to order at 9:55 a.m. Those in attendance in addition to the Board were:

Michael Bryce	Engineer
Joe Goodman	P & Z Director
Steve Puzas	Highway Superintendent
Dustin Welker	Manager/Clerk
Melissa Matlock	Parks/Fair Director

Various Highway, P & Z, fair, engineering and Park issues were discussed and areas were toured. After lunch and tours, additional discussion was held with Melissa Matlock and Chelsea Nelson concerning the Graham County Fair.

The work session was adjourned at 2:55 p.m.

GRAHAM COUNTY BOARD OF SUPERVISORS

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James A. Palmer, Chairman

ATTEST:

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Dustin Welker, Board Clerk