

GRAHAM COUNTY BOARD OF SUPERVISORS)

(SS.SAFFORD, AZ March 23, 2020

STATE OF ARIZONA, COUNTY OF GRAHAM)

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

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

Chairman David called the meeting to order at 8:02 a.m. and led the Pledge of Allegiance. Upon motion of Supervisor Smith, seconded by Supervisor Palmer, the minutes of the regular board meeting and work sessions held on March 9, 2020, and the work session held on March 10, 2020 were approved.

County Sheriff PJ Allred requested approval to apply for three Governor's Office of Highway Safety Grants. Upon motion of Supervisor Palmer seconded by Supervisor Smith, the request was unanimously approved.

Recorder Wendy John requested approval to ratify the Voter Outreach Coordinator Agreement with Elouise Talgo and Tamara Wilson. Upon motion of Supervisor Smith, seconded by Supervisor Palmer, the request was unanimously approved.

Election Director Hannah Duderstadt requested the Board canvass the results of the Presidential Preference Election held on March 17, 2020.

Under the provisions of §A.R.S. 16-249 (C) the Board proceeded to canvass the results of the Presidential Preference Election held in Graham County on March 17, 2020. Upon motion of Supervisor Palmer, seconded by Supervisor Smith, the results of the March 17, 2020 Presidential Preference Election were unanimously declared "Official" as shown in the following statement.



STATISTICS

	TOTAL	Election Day	Early Vote Ballots	Provisional
Election Day Precincts Reporting	22 of 22	22	0	4
Registered Voters - Total	5,082			
Ballots Cast - Total	1,677	267	1,395	15
Voter Turnout - Total	33.00%			

County of Graham, State of Arizona
 Presidential Preference Election
 March 17, 2020

OFFICIAL RESULTS
 Summary Results

DEM PRESIDENT OF THE UNITED STATES

Vote For 1

	TOTAL	VOTE %	Election Day	Early Vote Ballots	Provisional
Klobuchar, Amy	31	1.88%	0	31	0
Gabbard, Tulsi	17	1.03%	5	12	0
De La Fuente, Roque "Rocky"	10	0.61%	0	10	0
Castro, Julián	8	0.48%	0	8	0
Delaney, John	10	0.61%	2	8	0
Buttigieg, Pete	44	2.67%	0	44	0
Bloomberg, Michael R.	230	13.93%	4	225	1
Williamson, Marianne	5	0.30%	1	4	0
Yang, Andrew	14	0.85%	3	10	1
Steyer, Tom	9	0.55%	0	9	0
Patrick, Deval	0	0.00%	0	0	0
Sanders, Bernie	420	25.44%	109	306	5
Ellinger, Michael	0	0.00%	0	0	0
Bennet, Michael	3	0.18%	0	3	0
Hewes, Henry	2	0.12%	0	2	0
Booker, Cory	4	0.24%	2	2	0
Warren, Elizabeth	70	4.24%	1	69	0
Biden, Joseph	774	46.88%	139	627	8
Total Votes Cast	1,651	100.00%	266	1,370	15
Overvotes	9		1	8	0
Undervotes	17		0	17	0

County Manager Dustin Welker, on behalf of Planning & Zoning Director Steve McGaughey, requested approval to ratify the approval for classification of Building & Zoning Inspector. Upon motion of Supervisor Palmer, seconded by Supervisor Smith, the request was unanimously approved.

Human Resource Director Cindy Norris-Blake requested approval of the #3-2020 Attendance Policy During Influenza Viral Pandemic Influenza Outbreak. Upon motion of Supervisor Smith, seconded by Supervisor Palmer, the request was unanimously approved.

Director Norris-Blake requested approval of the #2-2020 Telecommuting Policy. Upon motion of Supervisor Palmer, seconded by Supervisor Smith, the request was unanimously approved.

County Manager Dustin Welker requested approval of the Inmate Work Agreement with Arizona Department of Corrections. Upon motion of Supervisor Smith, seconded by Supervisor Palmer, the request was unanimously approved.

Manager Welker requested approval of an Emergency Declaration, and Proclamation and Request for Governor to Declare a State of Emergency. Upon motion of Supervisor Palmer, seconded by Supervisor Smith, the request was unanimously approved.

GRAHAM COUNTY

EMERGENCY DECLARATION

WHEREAS, the Chairman of the Graham County Board of Supervisors does hereby find that the COVID-19 virus is a threat to life, public health, safety, and welfare of Graham County and that impacts of the widespread nature of COVID-19 constitutes an immediate threat to life, public safety, and the economic stability and recovery of Graham County.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED that a local emergency exists in Graham County; and

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of the local emergency, the Chairman of the Graham County Board of Supervisors shall govern by proclamation and shall have the authority to impose all necessary regulations to preserve the peace and order of Graham County.

Dated: March 23, 2020

CHAIRMAN, BOARD OF SUPERVISORS

/s/: Paul R. David, Chairman

ATTEST:

/s/: Dustin Welker, Clerk of the Board

GRAHAM COUNTY

PROCLAMATION

PROCLAMATION AND REQUEST FOR GOVERNOR TO DECLARE A STATE OF EMERGENCY

WHEREAS, on March 23, 2020, the Chairman of Graham County Board of Supervisors found that the COVID-19 virus is a threat to life, public health, safety, and welfare of Graham County and the impacts of the widespread nature of COVID-19 constitutes and immediate threat to life, public safety and the economic stability and recovery of Graham County.

WHEREAS, pursuant to A.R.S Section 26-311, the Chairman of the Graham County Board of Supervisors declared a local emergency at that time; and

WHEREAS, it has been determined that the local emergency is beyond the control of the services, personnel, equipment, and facilities of Graham Count, and that the local emergency requires the combined efforts of the state and Graham County.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED AND ORDERED that a copy of this Proclamation be forwarded to the Governor of Arizona with the request that the Governor proclaim a state of emergency pursuant to A.R.S. Section 26-301 (15); and

IT IS FURTHER RESOLVED THAT, the Director of Emergency Services of Graham County is hereby designated as the authorized representative of Graham County for the purpose of receipt, processing, and coordinating of all inquiries and requirements necessary to obtain available state and federal assistance.

Dated: March 23, 2020

CHAIRMAN, BOARD OF SUPERVISORS

/s/: Paul R. David, Chairman

ATTEST:

/s/: Dustin Welker, Clerk of the Board

Manager Welker requested approval of Resolution 2020-05, A Resolution of the Graham County Board of Supervisors Supporting the Second Amendment of the United States Constitution and Declaring Graham County a "Second Amendment Sanctuary County." Upon motion of Supervisor Palmer, seconded by Supervisor Smith, the request was unanimously approved.

RESOLUTION NO. 2020-05

A RESOLUTION OF THE GRAHAM COUNTY BOARD OF SUPERVISORS SUPPORTING THE SECOND AMENDMENT OF THE UNITED STATES CONSTITUTION AND DELARING GRAHAM COUNTY A "SECOND AMENDMENT SANCTUARY COUNTY"

WHEREAS, the Board of Supervisors met in Regular Session this 23rd day of March, 2020: and

WHEREAS, Arizona Revised Statute 11-251(17) and (21) provide authorization for the Board of Supervisors to “adopt provisions necessary to preserve the health of the county” and “make and enforce necessary rules and regulations for the government of its body, the preservation of order and the transaction of business;” and

WHEREAS, the Second Amendment to the U.S. Constitution adopted in 1791 as part of the Bill of Rights, protects the inalienable and individual right of the people to keep and bear arms, and

WHEREAS, the Supreme Court in the *District of Columbia v. Heller*, 554 U.S. 570 (2008) decision, affirmed an individual’s right to possess firearms, unconnected with service in a militia, for traditionally lawful purposes, such as self-defense within the home; and

WHEREAS, the Supreme Court in *McDonald v. Chicago*, 561 U.S. 742 (2010), affirmed that the right of an individual to “keep and bear arms,” as protected under the Second Amendment, is incorporated by the Due Process Clause of the Fourteenth Amendment against the states; and

WHEREAS, the Supreme Court, in *United States v. Miller*, 307 U.S. 174 (1939), opined that firearms that are part of ordinary military equipment, or whose use could contribute to the common defense, are protected by the Second Amendment; and

WHEREAS, Article 2, Section 26 of the Arizona State Constitution provides that “the right of the individual citizen to bear arms in defense of himself or the state shall not be impaired, but nothing in this section shall be construed as authorizing individuals or corporations to organize, maintain, or employ an armed body of me;” and

WHEREAS, the members of this Board took an oath to support the United States Constitution, the Constitution of Arizona and the laws of the State of Arizona and today reaffirm our commitment, the Graham County Board of Supervisors does support the United States Constitution, the Constitution of Arizona and the laws of the State of Arizona; and

NOW, THEREFORE, BE IT RESOLVED that the Graham County Board of Supervisors, by the authority granted by the laws of the State of Arizona and the people of Graham County, Arizona, do hereby commit to stand and defend their rights and liberties as guaranteed by the U.S. and Arizona Constitution; and

BE IT FURTHER RESOLVED that the Board affirms its support of the Second Amendment to the U.S. Constitution, and declares Graham County a Second Amendment Sanctuary County.

BE IT FURTHER RESOLVED that this Board will not authorize or appropriate government funds, resources, employees, agencies, contractors, buildings, detention centers or offices for the purpose of enforcing laws that unconstitutionally infringe on the people’s right to keep and bear arms.

PASSED, APPROVED and ADOPTED this 23rd day of March, 2020
GRAHAM COUNTY BOARD OF SUPERVISORS

/s/: Paul R. David, Chairman

APPROVED AS TO FORM:

/s/: Kenneth A. Angle, County Attorney

ATTEST:

/s/: Dustin Welker, Clerk of the Board

Under current events report, Supervisor Palmer reported on the following: Sen. Sinema’s teleconference

Supervisor Smith reported on the following: Thanks to Health Dept. amid COVID-19

Supervisor David reported on the following: 3/09 Census Committee mtg.; 3/10 Dept. Head mtg.; Linear Park review; Historical Society mtg.; 3/11 Dept. of Revenue mtg.; 3/12 San Carlos committee mtg.; School Board mtg.; 3/18 White House briefing; Governor’s teleconference

Manager Welker reported on the following: COVID-19 mtg.; Thanks to Health Dept.

Demands and hand written warrants were unanimously approved upon motion of Supervisor Smith, 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:

<u>SUPPLIER/PURPOSE</u>	<u>AMOUNT OF WARRANT</u>
AOC RETIREMENT	\$12,437.99
ADVANCED AIR/ALTECH REFRIGERATION	\$5,719.00
AMAZON – ACCOUNT #5723	\$2,233.01
ARIZONA DEPARTMENT OF PUBLIC SAFETY	\$1,389.22
ARIZONA SUPREME COURT 105	\$14,625.00
ASHLEY SMITH	\$3,250.00
BARRY A. STANDIFIRD, P.C.	\$4,166.60
BART J. CARTER, MD, SURGICAL SERVICES P.L.L.C.	\$7,500.00
BI INCORPORATED	\$2,537.35
BOB BARKER	\$3,340.43
CARAHSOFT TECHNOLOGY CORP	\$1,091.00
CDW GOVERNMENT INC.	\$2,843.92
CHASE BANK – CARDMEMBER SERVICE	\$6,425.93
CMI	\$1,005.97
CNS BUSINESS FORMS, INC.	\$3,498.96
COOPER LOPEZ & ASSOCIATES, PLLC	\$7,312.50
DENNIS MCCARTHY	\$10,000.00
DOUBLE-R-SOUND, INC.	\$1,263.00
EASTERN ARIZONA COURIER	\$2,133.90
ENTERPRISE LEASING COMPANY OF PHOENIX, LLC	\$1,463.78
FLORES & CLARK, LLC	\$14,474.00
GOVNET, INC.	\$2,882.50

GRAHAM COUNTY CHAMBER OF COMMERCE	\$1,550.00
GRAHAM COUNTY ELECTRIC COOP	\$7,752.50
GREENLEE COUNTY HEALTH DEPT.	\$9,170.00
HARALSON FLEET SERVICE	\$1,091.72
INTERSTATE ELECTRONICS	\$1,808.13
JEREMY J. WAITE	\$1,500.00
JOSI Y. LOPEZ	\$10,125.00
LAW OFFICE OF REBECCA JOHNSON	\$10,125.00
MACDONALD COUSELING SERVICES, PLLC	\$1,200.00
MACKS AUTO PARTS, INC.	\$4,474.31
MATTHEW BENDER AND COMPANY, INC.	\$1,147.52
MCDUGAL'S CALDWELL FUNERAL CHAPEL	\$1,830.00
NEXTRAQ	\$3,594.00
OFFICE DEPOT – ACCT 60026691	\$1,748.54
OFFICE OF VITAL RECORDS	\$1,220.00
OMEGA	\$3,065.98
PAVEMENT SEALANTS & SUPPLY INC.	\$1,709.25
PERFECT PRINTZ	\$6,938.40
PTS OF AMERICA, LLC	\$2,862.00
SAFFORD CITY GRAHAM COUNTY PUBLIC LIBRARY	\$8,100.00
SHI INTERNATIONAL CORP	\$11,500.00
SPARKLIGHT	\$1,835.62
THE BODY DOC'S	\$1,663.58
TOSHIBA	\$4,728.23
TOWN OF PIMA	\$1,500.00
U.S. POSTAL SERVICE	\$1,000.00
VERIZON WIRELESS – TX	\$5,080.06
VISION BUSINESS PRODUCTS	\$1,988.21
WALMART COMMUNITY BRC	\$4,060.48
WAXIE SANITARY SUPPLY	\$1,275.41
WEST PAYMENT CENTER	\$1,043.41
XCESSORIES SQUARED SOUTHWEST, INC.	\$12,514.50
AMERICAN FAMILY LIFE ASSURANCE (AFLAC)	\$8,188.82
AOC RETIREMENT	\$12,939.89
ARIZONA DEPT. OF REVENUE	\$11,385.46
ARIZONA STATE RETIREMENT	\$57,039.18
AZLGEBT-MUTUAL OF OMAHA	\$1,251.22
CORRECTIONS OFFICER RETIREMENT	\$4,661.78
ELECTED OFFICIAL RETIREMENT	\$21,582.15
GRAHAM COUNTY FUND X-006	\$100,015.22
HEALTH SAVINGS ACCOUNT	\$5,591.57
INTERNAL REVENUE SERVICE	\$89,645.13
NACO WEST PEBSCO	\$4,554.27
NATIONWIDE RETIREMENT SOLUTIONS	\$3,114.73
NATIONWIDE TRUST CO. FBO NRS	\$1,610.00
PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM	\$16,528.63
EFT NWS PAYROLL	\$270,892.27

Chairman David adjourned the meeting at 8:40 a.m.

Chairman David called the first work session to order at 8:45 a.m. Those in attendance in addition to the Board were:

Steve McGaughey	Planning & Zoning Director
Steve Puzas	Highway Superintendent
PJ Allred	County Sheriff
Brian Douglas	Health Director
Cindy Norris-Blake	Human Resource Director
McCoy Hawkins	I.T.
Julie Rodriguez	Chief Financial Officer
Dustin Welker	County Clerk / Manager

Updates on COVID-19 were discussed.

The work session was adjourned at 9:55a.m.

Chairman David called the second work session to order at 10:00 a.m. Those in attendance in addition to the Board were:

Steve Puzas	Highway Superintendent
PJ Allred	County Sheriff
Cindy Norris-Blake	Human Resource Director
Dustin Welker	County Clerk / Manager

Review of the Travel Policy was discussed.

The work session was adjourned at 10:30 a.m.

Chairman David called the third work session to order at 10:35 a.m. Those in attendance in addition to the Board were:

Steve McGaughey	Planning & Zoning Director
Steve Puzas	Highway Superintendent
Melissa Matlock	Parks Director
Michael Bryce	County Engineer
Dustin Welker	County Clerk / Manager

Various Highway, P&Z and Parks issues were discussed.

The work session was adjourned at 11:55 a.m.

Chairman David called the fourth work session to order at 12:00 p.m. Those in attendance in addition to the Board were:

Dustin Welker	County Clerk / Manager
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Review of Animal Control's policies were discussed.

The work session was adjourned at 12:20 p.m.

GRAHAM COUNTY BOARD OF SUPERVISORS

Paul R. David, Chairman

ATTEST:

Dustin Welker, Board Clerk

