

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS
REGULAR MEETING HELD ON
Tuesday, April 8, 2014**

A regular board meeting of the Cochise County Board of Supervisors was held on Tuesday, April 8, 2014 10:00 a.m. in the Board of Supervisors' Hearing Room, 1415 Melody Lane, Building G, Bisbee, Arizona.

Present: Ann English, Chairman; Richard R. Searle, Vice-Chairman; Patrick G. Call, Supervisor
Staff Michael J. Ortega, County Administrator; Britt W. Hanson, Chief Civil Deputy County Attorney; Kim
Present: Lemons, Assistant to the Clerk of the Board

Chairman English 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

CALL TO THE PUBLIC

Chairman English opened the call to the public.

Mr. Jack Cook addressed the Board on matters of personal concern.

No one else chose to speak and Chairman English closed the 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.

CONSENT

Chairman English requested that Item 5 be removed from the Consent Agenda.

Board of Supervisors

1. Approve the Minutes of the regular meeting of the Board of Supervisors of March 25, 2014.
2. Approve Community Development Block Grant (CDBG) award #121-14 from the Arizona Department of Housing for repairs to the Bowie Water Improvement District effective April 14, 2014 to May 1, 2016 in the amount of \$78,571.
3. Approve Community Development Block Grant (CDBG) award #120-14 from the Arizona Department of Housing for repairs to the Elfrida Water Improvement District effective April 14, 2014 to May 1, 2016 in the amount of \$112,000.
4. Ratify a Letter of Support for Cooperative Agency Alternative as the Preferred Alternative in the United States Fish and Wildlife Service (USFWS) Environmental Impact Statement (EIS) regarding a proposed Nonessential Experimental Population Rule for the Mexican Wolf in Arizona and New Mexico.

5. Ratify a letter to Governor Jan Brewer from the Board of Supervisors opposing SB 1483: County Supervisors; population threshold; membership.

This item was removed from the agenda.

6. Approve a proclamation to proclaim April 2014 as National County Government Month - "Ready and Resilient Counties: Prepare. Respond. Thrive." in support of the effort to educate and engage residents about the value of available services in Cochise County and the positive impact these services can have on the lives of County residents.

Chairman English read the proclamation aloud.

County Sheriff

7. Approve the Work and Financial Plan, Agreement Number 13-73-04-0228-RA, between Cochise County and the U.S. Department of Agriculture Animal and Plant Health Inspection Service, Wildlife Services, pursuant to the existing Cooperative Service Agreement No. 09-73-04-0228-RA, to assign a Wildlife Specialist to Cochise County for predator and disease control for the term of July 1, 2014 to June 30, 2015 at a cost of \$35,190.
8. Approve the acceptance of a donation of \$66,785 for the Sheriff's Office to purchase 41 Taser International X2 Tasers.
9. Approve the acceptance of a donation to the Sheriff's Office for 50 Kustom Signals Inc. Golden Eagle II radar units to verify speed of vehicles.
10. Approve the acceptance of a donation of a 2011 Ford Truck for the Cochise County Sheriff's Office to be used as a replacement vehicle for the Sheriff's Office Southeastern Arizona Border Region Enforcement (SABRE) Unit.

Court Administration

11. Approve hiring one additional Justice Court Security Officer for fiscal year 2013-2014 and the purchase of related officer equipment with an estimated cost of \$39,205.

Finance

12. Approve demands and budget amendments for operating transfers.

Warrants Nos. 78001-78167, 78184-78335 were issued in the amount of \$878,765.47.

Pursuant to A.R.S. §11-217(C), the published minutes shall include all demands and warrants approved by the Board in excess of one thousand dollars except that multiple demands and warrants from a single supplier or individual under one thousand dollars whose cumulative total exceeds one thousand dollars in a single reporting period shall also be published. The voided warrants are listed below:

<u>Fund</u>	<u>Vendor</u>	<u>Amount</u>
100	Cnty Managers Assoc of Arizona	228.30
100	Westlawn Chapel & Mrtuary	3,052.00
100	Catherine L. Traywick	5,376.24

Issued warrants are listed as an attachment at the end of the minutes

Fleet Services Management

13. Approve the award of Invitation for Bids (IFB) No. 14-32-FSD-04 to Bear Cat Manufacturing, Inc. for the purchase of one Chip Spreader for the Fleet Services Department in the amount of \$260,500 plus applicable tax.

Housing Authority

14. Approve a Fair Housing Proclamation and proclaim April 2014 as Fair Housing Month in Cochise County.

Chairman English read the National County Government Month Proclamation aloud.

Vice-Chairman Searle moved to approve items 1-4 and 6-14 on the Consent Agenda. Supervisor Call seconded the motion and it carried unanimously.

PUBLIC HEARINGS

Community Development

15. Adopt Resolution 14-07, altering the establishment of Davis Road, a County Highway, at milepost 9.9, as described therein.

This item was presented by Karen Riggs, Director, Highways and Floodplain using a PowerPoint Presentation. Ms. Riggs gave background and explained the alteration of Davis Road is part of the drainage and safety improvement projects. The alteration is in the width expansion from 66 to 200 feet and alignment, with a slight straightening of the curve.

She presented a map with location, explaining the alteration encompasses one private property, and a small piece of trust land for right-a-way. Ms. Riggs reiterated that the Board will be approving only the alteration to obtain the 200 feet right-a-way and no other improvements.

Chairman English opened the public hearing.

Ms. Ruth Cowan, Tombstone citizen and property owner on Davis Road read her letter aloud. Mr. Charles Hoffman requested Ms. Cowan also read a letter representing 75 property owners downstream in Tombstone Heritage Estates.

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

Supervisor Call made a motion to adopt Resolution 14-07, altering the establishment of Davis Road, a County Highway, at milepost 9.9, as described therein. Vice-Chairman Searle seconded the motion.

Chairman English said today we are only addressing the extension of the right-a-way and Ms. Cowan's comments are noted.

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

ACTION

County Sheriff

16. Approve the acceptance of a donation to acquire a Lockheed Martin QR-425 Unmanned Aerial Vehicle (UAV) for use in law enforcement and search and rescue activities.

This item was presented by Commander Mark Genz, Sheriff's Office. Commander Genz described the UAV equipment, as very small with limited use; it does not fly over 400 feet and is limited to 20-30 minutes of flight time. He reiterated the intention as stated in the agenda item and gave examples of situations of use for law enforcement, search and rescue type missions and in areas hard to reach. There are strict restrictions by FAA for approval to fly and they are partnering with Cochise College who has a UA program and will help with the application and training process. He clarified that the UAV equipment is being bought

and given to the Sheriff's Office.

Supervisor Call asked if there are any long-term costs of maintaining. Commander Genz said no except for replacement parts and the college has given direction on ordering parts more cost-effectively. There is a free training in CA, the County's Sheriff Office will pay for travel. Chairman English asked about high liability costs for crashes. Commander Genz said if catastrophic, possibly, but it is a simple construction and parts are cheap. The UAV costs approximately \$67,000 and deputies will not be operating. Some areas will require a licensed pilot for law enforcement activities and they are working with the Sheriff's Assist Team and Cochise College to meet those requirements. Commander Genz detailed more FAA restrictions.

Vice-Chairman Searle made a motion to approve the acceptance of a donation to acquire a Lockheed Martin QR-425 Unmanned Aerial Vehicle (UAV) for use in law enforcement and search and rescue activities. Supervisor Call seconded the motion.

Chairman English called for the vote and it was approved 3-0. Chairman English clarified approval of acceptance of the UAV and that no bid process would be required.

17. Approve the acceptance of a donation to contract with Airwest Helicopters LLC to provide the Sheriff's Office with air support utilizing a Bell 206L4 Helicopter effective April 8, 2014 through April 7, 2015.

This item was presented by Commander Mark Genz, Sheriff's Office. Commander Genz said this is a test program for one year to examine the benefits. The Sheriff's Office is partnering with the Sierra Vista Police Department and it will be housed in an Airwest shared hanger space at the Sierra Vista Airport. All flights will have a law enforcement observer on board acting as the mission commander for high priority incidents such as officer involved rural shootings, criminal pursuits, search and rescue, and border teams. All costs are paid for: pilots, uniforms, maintenance, fuel, on-call time for law enforcement officers with no cost to the County. The contract will be returned by Airwest today and after foundation approval the kick off date is set for May 15.

Chairman English asked about specific number of hours limitation. Commander Genz said the contract outlines 30 number of hours with extra hours allocated for border patrol. Supervisor Call asked about cost per hour. Commander Genz said the cost is approximately \$83,000 per month for aircraft plus cost of personnel, or about \$3000 per hour. Mission Commanders will attend a 10 hour ground school on how to safely operate and will also observe flights. Supervisor Call asked if it will be available for VIP tours for visits from DC or shared with other law enforcement agencies or for regional incidents such as medical emergencies. Commander Genz said it certainly will be. Commander Genz and Mr. Ortega stated that explicit language was discussed with attorney Terry Bannon and added to the contract to protect the County; if private money is not available, the contract is null and void. Commander Genz reiterated that the contract will be back today and after foundation approval will be sent to the Board for signature.

Supervisor Call made a motion to approve the acceptance of a donation to contract with Airwest Helicopters LLC to provide the Sheriff's Office with air support utilizing a Bell 206L4 Helicopter effective April 8, 2014 through April 7, 2015. Vice-Chairman Searle seconded the motion.

Commander Genz clarified the shared hanger space for Vice-Chairman Searle and Supervisor Call expressed his thanks for this opportunity.

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

Chairman English requested a monthly report be provided by the Sheriff's Office.

STATE & FEDERAL LEGISLATION

18. Discussion and possible action regarding state and federal legislative matters, including but not limited to the items in the attached County Supervisors Association Legislative Policy Committee Agenda and the proposed State budget.

No report.

REPORT BY MICHAEL J. ORTEGA, COUNTY ADMINISTRATOR -- RECENT AND PENDING COUNTY MATTERS

Mr. Ortega reported that the budget discussions with the Board and departments are proceeding and staff will be presenting this information in a future work session. After the state budget is finalized the work plan will better incorporate the budget shortfall for the County.

SUMMARY OF CURRENT EVENTS

Report by District 1 Supervisor, Patrick Call

Supervisor Call deferred his report.

Report by District 2 Supervisor, Ann English

Supervisor English deferred her report.

Report by District 3 Supervisor, Richard Searle

Supervisor Searle deferred his report.

Chairman English adjourned the meeting at 10:48 a.m.

APPROVED:

Ann English, Chairman

ATTEST:

Arlathe G. Rios, Clerk of the Board