

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS
REGULAR MEETING HELD ON
Tuesday, June 10, 2014**

A regular board meeting of the Cochise County Board of Supervisors was held on Tuesday, June 10, 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; Arlethe G. Rios, Clerk of the Board; Adam Ambrose, Civil
Present: Deputy County Attorney

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.

PRESENTATION

Presentation to the winners of the Vietnam Veterans "Thank a Vietnam Veteran" school contest.

The Board of Supervisors presented each winner with a certificate of recognition as well as a certificate from Mr. James E. Weathers, Commander of the Military Order of the Purple Heart, Chapter 572.

Presentation by Ms. Karen Strongin, General Manager, Cochise County Fair Association on the Cochise County Fairgrounds.

Ms. Strongin thanked the Board for their support of the Cochise County Fair and presented each Board member with a plaque for their hard work and dedication.

Chairman English thanked the association for their token of appreciation and said the Board supported the Fair because it is a part of Cochise County's history and tradition.

CONSENT

Board of Supervisors

1. Approve the Minutes of the regular meeting of the Board of Supervisors of May 20, 2014.
2. Approve an application for a Permanent Extension of Premises liquor license submitted by Mr. Dale G. Williams for Fireside Lounge located at 2029 N Hwy 90, Huachuca City.

Community Development

3. Adopt Zoning Ordinance 14-06, approving Docket Z-14-04, amending the zoning district designation for parcel 404-02-302 to RU-4 from RU-2, pursuant to the request of applicant Ian Dorofey.

County Sheriff

4. Approve Amendment No. 1 of the Agreement for Services between Cochise County and Airwest Helicopters, LLC, an Arizona Corporation changing the way in which flight hours are charged.

Finance

5. Approve demands and budget amendments for operating transfers.

Warrants Nos. 79498-79670, 79681-79858, 79864-80026 were issued in the amount of \$1,295,474.31.

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	Verna Hacker	25.21
100	Andrea M. Fisher	5.14
100	Verna Hacker	5.46
100	Albert Young	31.18
100	Margaret Diaz	4.20
100	Verna Hacker	12.60
100	Verna Hacker	14.29

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

Human Resources

6. Ratify the donation of ergonomic equipment to the Douglas Unified School District.

Supervisor Call moved to approve Consent Items 1-6. Vice-Chairman Searle seconded the motion and it carried unanimously.

PUBLIC HEARINGS

Board of Supervisors

7. Approve a person transfer liquor license application for a series #9 (liquor store) liquor license submitted by Mr. Sarbjot Singh Chera for Canyon General Mini Mart, 7298 S. Highway 92, Hereford, AZ 85615.

Ms. Arlethe Rios, Clerk of the Board, presented this item. Ms. Rios said the Sheriff's Office and Planning and Zoning Department have recommended approval and the Environmental Health Division noted that the establishment meets all the requirements set forth by the Arizona Food Code; the Treasurer's Office has noted that all property taxes were not current. The applicant has paid the \$100 processing fee; the Board staff recommended approval.

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

Vice-Chairman Searle made a motion to approve a person transfer liquor license application for a series #9 (liquor store) liquor license submitted by Mr. Sarbjot Singh Chera for Canyon General Mini Mart, 7298 S. Highway 92, Hereford, AZ 85615. Supervisor Call seconded the motion.

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

8. Approve a new liquor license application for a series #13 (domestic farm winery) liquor license submitted by Ms. Barbara Coons for Four Tails Vineyard located at 274 E Pearce Street, Pearce 85625.

Ms. Arlethe Rios, Clerk of the Board presented this item. Ms. Rios said the Sheriff's Office and Planning and Zoning Department have recommended approval and the Environmental Health Division noted that the establishment meets all the requirements set forth by the Arizona Food Code; the Treasurer's Office has noted that all property taxes were not current. The applicant has paid the \$100 processing fee; the Board staff recommended approval.

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

Supervisor Call made a motion to approve a new liquor license application for a series #13 (domestic farm winery) liquor license submitted by Ms. Barbara Coons for Four Tails Vineyard located at 274 E Pearce Street, Pearce 85625. Vice-Chairman Searle seconded the motion.

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

9. Adopt Resolution 14-13, granting a Telecommunications Franchise to Valley Connections, LLC for a five year term, effective June 10, 2014 - June 9, 2019.

Ms. Arlethe Rios, Clerk of the Board, presented this item. Ms. Rios said that this application was a renewal of a current franchise; Valley Connections submitted their \$500 application fee along with the application form and the County has published a Public Notice of this hearing on May 21, May 28, and June 4, 2014 in the Arizona Range News. Ms. Rios noted that the applicant had also signed an Acceptance of Franchise form and to date, there has been no public comment.

Chairman English opened the public hearing.

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

Vice-Chairman Searle moved to adopt Resolution 14-13, granting a Telecommunications Franchise to Valley Connections, LLC for a five year term, effective June 10, 2014 - June 9, 2019. Supervisor Call seconded the motion.

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

Community Development

10. Adopt Zoning Ordinance 14-05, approving Docket Z-14-03, amending the zoning district designation for parcels 404-02-265 and 404-02-268 from RU-2 to RU-4, pursuant to the request of applicant Leah Phillips.

Mr. Peter Gardner, Planner, presented this item using a PowerPoint presentation. He gave the background for the parcel and stated that the docket had been approved 6-1 by the Planning and Zoning Commission and noted that staff recommended approval.

Supervisor Call asked when the structure was built and why the zoning district designation was not part of the original permit.

Mr. Gardner clarified that the applicant was not aware of a permit requirement and noted that there are penalties associated with building structures without a permit.

Chairman English opened the public hearing.

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

Supervisor Call moved to adopt Zoning Ordinance 14-05, approving Docket Z-14-03, amending the zoning district designation for parcels 404-02-265 and 404-02-268 from RU-2 to RU-4, pursuant to the request of applicant Leah Phillips. Vice-Chairman Searle seconded the motion.

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

ACTION

Board of Supervisors

11. Approve sales from the June 5, 2014 Tax Deed Land Auction of parcels and units listed on Exhibit A in the total amount of \$107,950 and authorize the Clerk to post the remaining unsold properties for sale on an over-the-counter basis (see Exhibit B).

Vice-Chairman Searle moved to approve sales from the June 5, 2014 Tax Deed Land Auction of parcels and units listed on Exhibit A in the total amount of \$107,950 and authorize the Clerk to post the remaining unsold properties for sale on an over-the-counter basis (see Exhibit B). Supervisor Call seconded the motion.

Ms. Arlethe Rios, Clerk of the Board, presented this item. Ms. Rios said that on June 5, 2014, the Tax Deed Land Auction was conducted, resulting in property sales of \$106,450 and administrative fees of \$1,500 with a total of 295 parcels sold. She said that the total single parcel sales were \$73,060 and total multiple parcel-unit sales were \$33,390, as shown on the attached Exhibit A (Parcels Sold) and noted that all funds were collected the day of the auction and deposited with the County Treasurer the following day. She also stated that a listing of the Parcels Sold was also provided to the County Treasurer to update the tax roll and that Exhibit B showed the remaining Unsold properties still available for over-the-counter (OTC) purchase.

The Board stated that they were pleased with the outcome.

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

Community Development

12. Approve a request from Stronghold Area Recreational Park Association, a 501(c)3 corporation, for a waiver of permit fees totaling \$306.80 for the construction of a 900 square foot shade structure over the existing playground equipment.

Supervisor Call moved to approve a request from Stronghold Area Recreational Park Association, a 501(c)3 corporation, for a waiver of permit fees totaling \$306.80 for the construction of a 900 square foot shade structure over the existing playground equipment. Vice-Chairman Searle seconded the motion.

Ms. Dora Flores, Permit and Customer Service Coordinator, presented this item. Ms. Flores gave the background of the request and noted that this was for a community project.

Vice-Chairman Searle said that this was a volunteer project and they were trying to complete the project for the least amount, therefore requesting a fee waiver. He added that everything had been donated and the group wanted to complete the project without having to ask for donations from the community.

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

County Sheriff

13. Approve an Intergovernmental Agreement (IGA) with the City of Sierra Vista for critical mission use of the Airwest Aircraft effective April 8, 2014 to April 8, 2015.

Vice-Chairman Searle moved to approve an Intergovernmental Agreement (IGA) with the City of Sierra Vista for critical mission use of the Airwest Aircraft effective April 8, 2014 to April 8, 2015. Supervisor Call seconded the motion.

Mr. Michael Ortega, County Administrator, presented the item. He gave a brief outline of the situation and noted that the main reason for the IGA was to have law enforcement present in case of emergency if a Sheriff Deputy was not available.

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

Emergency Services

14. Adopt Resolution 14-14 to approve a cooperative Intergovernmental Agreement (IGA) with the Arizona State Forester for protection of forests and wildlands.

Supervisor Pat Call moved to adopt Resolution 14-14 to approve a cooperative Intergovernmental Agreement (IGA) with the Arizona State Forester for protection of forests and wildlands. Vice-Chairman Searle seconded the motion.

Mr. Norm Sturm Emergency Services Director, presented this item. He noted some of the changes and said that the main change is a cost share for the County, which is 10% of the total cost.

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

Fleet Services

15. Approve the renewal of Contract No. IFB 12-22-HFM-04 for Bulk Fuel (unleaded & diesel) to Senergy Petroleum, LLC in the estimated amount of \$2,558,243 for the period of June 12, 2014 through June 11, 2015 for the Fleet Services Department.

Vice-Chairman Searle moved to approve the renewal of Contract No. IFB 12-22-HFM-04 for Bulk Fuel (unleaded & diesel) to Senergy Petroleum, LLC in the estimated amount of \$2,558,243 for the period of June 12, 2014 through June 11, 2015 for the Fleet Services Department. Supervisor Call seconded the motion.

Mr. Terry Hudson, Senior Buyer, presented this item. He said that this was the third year renewing this contract and that there were no changes.

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

Indigent Defense

16. Approve the renewal of various contracts for Indigent Defense Contract Services to 17 Attorneys listed in exhibit A, from July 1, 2014 through June 30, 2015.

Supervisor Call moved to approve the renewal of various contracts for Indigent Defense Contract Services to 17 Attorneys listed in exhibit A, from July 1, 2014 through June 30, 2015. Vice-Chairman Searle seconded the motion.

Mr. Terry Hudson, Senior Buyer, presented this item. Mr. Hudson gave the background and noted that the 17 attorneys had all agreed to the terms of the new contract.

Vice-Chairman Searle stated that a recent article in the National Association of Counties Newsletter had said that this was a state expense, not county expense.

Chairman English noted that this was a big issue since it had a huge impact on the budget and there was no limit to how much could be spent.

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

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

Mr. Ortega said he would be on vacation until early July and that Mr. Jim Vlahovich, Deputy County Administrator, would be in charge during his absence. He thanked the Board for the flexibility and the opportunity to take some time off to spend with his family.

SUMMARY OF CURRENT EVENTS

Report by District 1 Supervisor, Patrick Call

Supervisor Call deferred his report.

Report by District 2 Supervisor, Ann English

Chairman English deferred her report.

Report by District 3 Supervisor, Richard Searle

Vice-Chairman Searle deferred his report.

8.

Chairman English adjourned the meeting at 10:52 a.m.

APPROVED:

Ann English, Chairman

ATTEST:

Arlathe G. Rios, Clerk of the Board