

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS
WORK SESSION HELD ON
Tuesday, August 11, 2015**

A work session of the Cochise County Board of Supervisors was held on Tuesday, August 11, 2015 1:30 p.m. in the Board of Supervisors' Executive Conference Room, 1415 Melody Lane, Building G, Bisbee, Arizona.

Present: Patrick G. Call, Chairman; Ann English, Vice-Chairman; Richard R. Searle, Member

Staff Present: James E. Vlahovich, County Administrator
Edward T. Gilligan, Deputy County Administrator
Britt W. Hanson, Chief Civil Deputy County Attorney
Arlethe G. Rios, Clerk of the Board
Lois Klein, Finance Director
Michael Izzo, Building Official, Planning & Zoning Division

Attendees: Eric Petermann
Beau Hodai

Chairman Call called the meeting to order at 1:30 p.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

INTRODUCTIONS

ITEMS FOR DISCUSSION

Board of Supervisors

1. Discussion and possible direction regarding legislative proposals submitted by staff for the 2015 County Supervisors Association (CSA) Legislative Summit.

Mr. Vlahovich gave the background of legislative proposals and said that CSA solicits legislative proposals for each county every year and this year those proposals were due on August 15th. He noted that CSA had all the proposals, but needed to finalize the list and get the Board's direction regarding the proposals.

Ms. Klein said that her proposal was to change Article 9, Section 20 of the Arizona Constitution, in relation to Public Safety Personnel Retirement System (PSPRS) payments, to allow these payments to not count towards the expenditure limit. She said this restriction penalized entities who could afford to make several payments and draw down their overall

liability.

Mr. Hanson explained that Arizona's Constitution had an expenditure limit provisions, with only certain exclusions that applied. He added that payments to retirement systems was not one of those exclusions, therefore those payments counted towards the expenditure limit.

Vice-Chairman English said that losing population also impacted the expenditure limit and lowered the amount of money the County could spend in one year.

Ms. Klein said that the County could ask the voters to raise the expenditure limit, but it was a long process.

The Board directed staff to submit the first legislative proposal.

Mr. Hanson said that he wanted to make a technical correction to Arizona Revised Statute 11-864, which required the Clerk of the Board to keep three hard copies of building codes, which currently resides in the Planning & Zoning Division. He noted that this would be a cost savings to the County and would not impact the public's ability to look at building codes as they were both online and in our building.

The Board directed staff to submit the second legislative proposal.

Mr. Hanson said that he wanted to eliminate Arizona Revised Statute 9-211 through 9-226 entirely because it was an antiquated process used to unincorporate a city or town through election/petition process, which was also unconstitutional and the Attorney General had agreed.

Supervisor Searle asked if there was a need for a process to unincorporate a city.

Mr. Hanson said that there was, but this statute applied to ghost cities, not currently populated cities.

The Board directed staff to submit the third legislative proposal.

Mr. Gilligan said that he wanted to amend Arizona Revised Statute 8-305 which currently does not allow for youth being tried as adults to be housed in a juvenile detention center. He said for Cochise County that was a major issue since the space was available at the juvenile detention center and housing youth at the county jail caused many issues for adult inmates and jail staff. He said that an amendment to the statute would give the County the discretion to house youth where feasible.

Supervisor Searle asked who the decision would be made by.

Mr. Gilligan said that Chief Probation Officer along with jail staff and the County Attorney's Office would decide.

The Board directed staff to submit the fourth legislative proposal.

Mr. Hanson said that he wanted to make an amendment to Arizona Revised Statute 39-121, which related to public records requests. He said that the amendment would allow entities to charge for actual time spent gathering information for public records requests. He said that the main purpose was to try and recoup some of the costs associated with public records requests.

The Board did not see this as an issue at this time and did not think it was in line with

supporting public access and transparency.

The Board directed staff to pull the fifth proposal pending further information.

The Board thanked staff for work on the legislative proposals for the upcoming year.

Chairman Call adjourned the meeting at 2:28 p.m.

APPROVED:

Patrick G. Call, Chairman

ATTEST:

Arlethe G. Rios, Clerk of the Board