

**NAVAJO COUNTY BOARD OF SUPERVISORS' MINUTES**  
**TUESDAY, November 24, 2009**

**PRESENT:** J.R. DeSpain, Supervisor; David Tenney, Supervisor; Jesse Thompson, Supervisor; and Jerry Brownlow, Chairman.

**9:08 a.m. Call To Order:** Pledge of Allegiance and Invocation was led Supervisor Thompson.

**CALL TO THE PUBLIC:** There was no response to the Call to the Public.

**CONSENT AGENDA:** a) Minutes: November 10, 2009 and November 17, 2009 b) Constable Reports: Winslow Precinct #2, October; Show Low Precinct #5, October; Pinetop Precinct #6, October, 2009 c) Assessment and Tax Roll Corrections d) National Association of Counties Deferred Compensation Program: Participant Loan Administrative Procedures e) National Association of Counties Deferred Compensation Program: Deferred Compensation Plan for Public Employees; Loans to Participants Amendment to Plan Document f) Changes to the Workforce Investment Act/Workforce Investment Board g) Sympathy letter to Dusty Parsons and Debra Chapman h) Swank Motion Pictures, Inc., Public Performance Licensing Agreement for Correctional Institutions: **Supervisor DeSpain made a motion** to authorize the Chairman to sign the items in the consent agenda as presented; motion seconded by **Supervisor DeSpain**. Vote unanimous approving the motion.

**BOARD OF SUPERVISORS:**

- a. Presentation of Navajo County Fair appreciation certificates and plaque: **Supervisor DeSpain** recognized the Finance staff and other county employees for their participation at the County Fair. He presented a plaque to Chairman Jerry Brownlow.
- b. Consideration and possible approval of a Proclamation declaring November 24, 2009 "Day of the Lady Mustangs": **Chairman Brownlow** requested that this item be tabled to next meeting.

**NAVAJO COUNTY PUBLIC HEALTH SERVICES DISTRICT Board of Directors Session: CONSENT AGENDA:** **Supervisor DeSpain made a motion** to enter into the Navajo County Public Health Services District **Board of Directors Session**; motion seconded by Supervisor Tenney. Vote unanimous approving the motion.

- a. Approval of Contract #HG061078 with the Arizona Department of Health Services for the Dental Sealant Program for October 1, 2009 to September 30, 2014
- b. Approval of Contract #HG861256, Amendment #2 with the Arizona Department of Health Services for Teen Pregnancy Prevention Program
- c. Approval of Contract #HG754060-008, Amendment #3 with the Arizona Department of Health Services for Women and Children Community Health Grant  
**Supervisor Tenney made a motion** to approve the consent agenda as presented; motion seconded by Supervisor Thompson. Vote unanimous approving the motion.  
**Supervisor Tenney made a motion** to return to regular session; motion seconded by Supervisor Thompson. Vote unanimous approving the motion.

**HUMAN RESOURCES:**

- a. Consideration and possible approval of Personnel Actions: Gail Calisen discussed the item. **Supervisor Thompson made a motion** to approve the personnel action report as presented; motion seconded by Supervisor Tenney. Vote unanimous approving the motion.
- b. Consideration and possible action to approve the revision to the Personnel Policies Manual, Section 7.3(A)(4), selection of the Elected Officials' representative to the Personnel Commission: Gail Calisen discussed the item and advised that the Personnel Commission supported this change. **Supervisor DeSpain made a motion** to approve the revision to the Personnel Policies Manual, Section 7.3(A)(4), selection of the Elected Officials' representative to the Personnel Commission; motion seconded by Supervisor Tenney. Vote unanimous approving the motion.
- c. Consideration and possible action to approve Resolution Number -09, authorizing Workers' Compensation Coverage for all Volunteer Workers pursuant to A.R.S. §23-901 and §23-901.06 and adoption of Volunteer Guidelines and the Volunteer Service Agreement: Gail Calisen discussed the item. **Supervisor Tenney made a motion** to approve Resolution Number 85-09, authorizing Workers' Compensation Coverage for all Volunteer Workers pursuant to A.R.S. §23-901 and §23-901.06 and adoption of Volunteer Guidelines and the Volunteer Service Agreement; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion.
- d. Consideration and possible approval of Personnel Policy 7.47 setting rules and guidelines on cell phone use while operating a County vehicle and driving on County time: Gail Calisen discussed the item and answered questions of the Board. **Supervisor Tenney made a motion** to approve Personnel Policy 7.47 setting rules and guidelines on cell phone use while operating a County vehicle and driving on County time; motion seconded by Supervisor Thompson. Vote unanimous approving the motion.

**COUNTY ATTORNEY & SHERIFF:** Consideration and possible approval to execute the Bureau of Indian Affairs Cross-certification agreements and Mutual Aide Agreements with the Navajo Nation, Hopi Tribe and White Mountain Apache Tribe; Sheriff Clark discussed the item and thanked Brad Carlyon, Supervisor Nez and Supervisor Thompson for their help. **Supervisor Thompson** thanked Sheriff and **made a motion** to approve to execute the Bureau of Indian Affairs Cross-certification agreements and Mutual Aide Agreements with the Navajo Nation, Hopi Tribe and White Mountain Apache Tribe; motion seconded by Supervisor Tenney. Mr. Carlyon further discussed the item. Vote unanimous approving the motion.

**SHERIFF:** Consideration and possible approval of Governor's Office of Highway Safety contract 2010-PT-031 for radar and video recording equipment in the amount of \$30,950; Sheriff Clark discussed the item. Sheriff Clark commended Deputy Murray for all of his efforts. **Supervisor Thompson made a motion** to approve Governor's Office of Highway Safety contract 2010-PT-031 for radar and video recording equipment in the amount of \$30,950; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion.

**ELECTIONS:** Consideration and possible approval of Official Canvass of the Whiteriver, Pinon and Winslow Unified School District Elections conducted November 3, 2009; Lisa McKee discussed the item. **Supervisor Thompson made a motion** to canvass the Whiteriver, Pinon and Winslow Unified School District Elections conducted November 3, 2009; motion seconded by Supervisor Tenney. Vote unanimous approving the motion.

**WORKFORCE INVESTMENT ACT:** Consideration and possible approval of Contract #DE101049001, Amendment #1, to increase WIA funding by \$32,835 by the acceptance of performance incentive funds; Judy Bratcher discussed the item. **Supervisor DeSpain made a motion** to approve Contract #DE101049001, Amendment #1, to increase WIA funding by \$32,835 by the acceptance of performance incentive funds; motion seconded by Supervisor Thompson. Vote unanimous approving the motion.

**PUBLIC WORKS:** Homero Vela introduced Bill Bess the new county engineer who addressed the Board.

- a. Consideration and possible approval of First Amendment to the Pinetop-Lakeside Road Yard Lease: Homero Vela discussed the item. **Supervisor Tenney made a motion** to approve the first amendment to the Pinetop-Lakeside Road Yard Lease; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion.
- b. Consideration and possible approval of Resolution Number -09, to extinguish a road easement 49.5' wide between parcels 205-25-028, -029, -030B, -032, -033, -034, and -035 on Gaggle Avenue, Pinedale, Arizona: Roger Beecroft discussed the item. **Supervisor Tenney made a motion** to approve **Resolution Number 86-09**, to extinguish a road easement 49.5' wide between parcels 205-25-028,-029, -030B, -032, -033, -034, and -035 on Gaggle Avenue, Pinedale, Arizona; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion.
- c. Consideration and possible approval of Resolution Number -09, to resolve into Navajo County Board of Supervisors the extinguishment of the southerly five feet of the thirty foot easement dedication as indicated on Exhibit 1: Roger Beecroft discussed the item. **Supervisor Tenney made a motion** to approve **Resolution Number 87-09**, to resolve into Navajo County Board of Supervisors the extinguishment of the southerly five feet of the thirty foot easement dedication as indicated on Exhibit 1; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion.
- d. **MOUNTAIN VEIW IMPROVEMENT DISTRICT Board of Directors Session:** Consideration and possible approval of Resolution Number -09, ordering the improvement as described in the District's Resolution of Intention No. 72-08 dated 2 December 2008, declaring its intention to pave and otherwise improve the streets within the District: **Supervisor Tenney made a motion** to enter into the Mountain View Improvement District **Board of Directors Session**; motion seconded by Supervisor Thompson. Vote unanimous approving the motion. Chairman Brownlow declared a conflict and left the room. Roger Beecroft discussed the item. **Supervisor Tenney made a motion** to approve **Resolution Number 88-09**, ordering the improvement as described in the District's Resolution of Intention No. 72-08 dated 2 December 2008, declaring its intention to pave and otherwise improve the streets within the District; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion. **Supervisor Tenney made a motion** to return to regular session; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion. Chairman Brownlow returned.

**FINANCE/ADMINISTRATION:**

- a. Consideration and possible approval of the request from Pinon Unified School District #4 for assistance in supporting the High School Drama Club in an amount not to exceed \$17,000.00 from District I Secure Rural Schools Funding: Mary Springer discussed the item. **Supervisor Thompson made a motion** to approve the request from Pinon Unified School District #4 for assistance in supporting the High School Drama Club in an amount not to exceed \$17,000.00 from District I Secure Rural Schools Funding; Mr. Carlyon asked for an amendment that this money be used for the sole purposes to support the High School Drama Club in their trip to New York; motion seconded by Supervisor DeSpain. Vote unanimous approving the motion.
- b. County Finance Update/State Budget Update: Cris Parisot discussed the item. Rod Ross gave an update on the State Budget and answered questions of the Board. James Menlove discussed the potential legislative impacts. **Supervisor Thompson left at 10:20 a.m.**
- c. Quality Emulsions and Navajo County Recognizing Excellence: Finance Director James Menlove was recognized for his continued efforts. Supervisors and Chairman Brownlow expressed their thanks to Mr. Menlove.

- d. Presentation and Discussion of the Navajo County FY07 Single Audit Report: James Menlove introduced Debbie Davenport the Arizona Auditor General who gave a report on the Navajo County FY07 Single Audit Report. Ms. Davenport gave a brief presentation.

**COUNTY BUSINESS UPDATE: Report from Board members, County Attorney and County Manager**: James Jayne indicated that Debra Chapman's mother passed away last week and that Terrie Farnes also passed away. Mr. Carlyon, Supervisor DeSpain and Chairman Brownlow wished everyone a Happy Thanksgiving. Supervisor Tenney gave a report from District IV.

**ADJOURN at 10:49 p.m. Supervisor DeSpain made a motion** to adjourn; motion seconded by Supervisor Tenney. Vote unanimous approving the motion.

**THANKSGIVING LUNCHEON**: Pursuant to ARS § 38-431.02 and ARS § 38-431 (3), notice is hereby given to the members of the Navajo County Board of Supervisors and to the General Public that a quorum of the Board of Supervisors may be present for lunch in the Board of Supervisors Chambers where no official action will be taken.

**APPROVED:**

**DATE: December 22, 2009**

\_\_\_\_\_  
**Jerry Brownlow, Chairman**

**ATTEST:**

\_\_\_\_\_  
**Melissa W. Buckley, Clerk of the Board**

**Electronic recording of the Board of Supervisors Meeting is available for review  
upon a Public Records Request**