OFFICIAL PROCEEDINGS OF THE APACHE COUNTY
BOARD OF SUPERVISORS MEETING
January 2, 2024
St. Johns, Arizona

Present were, Chairman Joe Shirley, Jr. Vice Chairman Alton Joe Shepherd and Supervisor Nelson Davis. Also present was Clerk of the Board/County Manager Ryan N. Patterson, County Attorney Michael Whiting and Chief Deputy County Attorney Celeste Robertson.

Chairman Shirley called to order the Board of Supervisors meeting at 8:30 a.m. in the Board of Supervisors' chambers, County Annex Building, 75 West Cleveland Street, St. Johns, Arizona, and welcomed all in attendance.

Timmothy Hinton gave the invocation.

Stephanie McCarthy led the Pledge of Allegiance.

Chairman Shirley called for the Health District item.

Kimberly Cole, Health Director, requested approval of the Professional Services Agreement with Western Drug to dispense prescription medication, effective February 1, 2024 and has been budgeted for in FY24. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

Mr. Shepherd moved to adjourn the Health District meeting, seconded by Mr. Davis Vote was unanimous.

Chairman Shirley called for the Library District item.

Kirsten Neilsen Assistant Library Director, requested approval to accept a purchase order from Arizona Center for Rural Health in the amount of $8,000 to purchase books and supplies to promote early literacy. **Mr. Davis moved approval, seconded by Mr. Shepherd.** Vote was unanimous.

Mr. Shepherd moved to adjourn the Library District meeting, seconded by Mr. Davis. Vote was unanimous.

Chairman Shirley called for the regular agenda items.

Mr. Patterson presented the item following a public hearing regarding the use of Community Development Block Grant CDBG) funds for FY24, followed by discussion and possible adoption of a resolution to prioritize projects and apply for funding. **Mr. Shepherd moved to open the public hearing, seconded by Mr. Davis** Vote was unanimous. Mr. Patterson stated there are three projects that were submitted and Malena Hannah, the grants manager is here to speak on the grant process. Malena Bazurto-Hannah addressed the Board and provided an overview of the grant process and the three submissions. Mrs. Hannah stated the fair grounds

project does not meet NACOG criteria and will not qualify for funding and will need to be removed. There was no one else wanting to address the Board during the public hearing. **Mr. Davis moved to close the public hearing, seconded by Mr. Shepherd**. Vote was unanimous. Mrs. Hanah requested the Board the projects in order of priority and approve the resolution. **Mr. Davis stated he recently visited the Vernon food pantry, and it is a great asset to the community and made the motion to rank the projects as the Vernon food panty #1 and use 100% of the funding if needed, and any remaining funding to the #2 ranked HeadStart facility, seconded by Mr. Shepherd**. Vote was unanimous.

RESOLUTION OF THE BOARD OF SUPERVISORS
AUTHORIZATION TO SUBMIT APPLICATIONS
AND IMPLEMENT CDBG PROJECTS
RESOLUTION NO: 2024-01

A RESOLUTION OF THE APACHE COUNTY BOARD OF SUPERVISORS AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR FY24 STATE COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS, CERTIFYING THAT SAID APPLICATION MEETS THE COMMUNITY'S PREVIOUSLY IDENTIFIED HOUSING AND COMMUNITY DEVELOPMENT NEEDS AND THE REQUIREMENTS OF THE STATE CDBG PROGRAM, AND AUTHORIZING ALL ACTIONS NECESSARY TO IMPLEMENT AND COMPLETE THE ACTIVITIES OUTLINED IN SAID APPLICATION.

WHEREAS, Apache County is desirous of undertaking community development activities; and

WHEREAS, the State of Arizona is administering the Community Development Block Grant Program; and

WHEREAS, the State CDBG Program requires that CDBG funds requested address one of the three Congressional mandated National Objectives; and

WHEREAS, the activities within these application(s) address the community's identified housing and community development needs, including the needs of low and moderate income persons; and

WHEREAS, an Applicant of State CDBG funds is required to comply with the program guidelines and Federal Statutes and regulations:

NOW, THEREFORE, BE IT RESOLVED THAT the Apache County Board of Supervisors authorize application to be made to the State of Arizona, Department of Housing for FY24 CDBG funds, and authorize the Chair of the Board to sign application and contract or grant documents for receipt and use of these funds for projects on the attached ranking list, and authorize the Chair of the Board of Supervisors to take all actions necessary to implement and complete the activities submitted in said application(s); and

THAT this application for State CDBG funds meets the requirements of low and moderate income benefit for activities justified as benefiting low and moderate income persons, aids in the prevention or elimination of slum and blight or addresses an urgent need which poses a threat to health; and

THAT Apache County will comply with all State CDBG Program guidelines, Federal Statutes and regulations applicable to the State CDBG Program and the certifications contained in the(these) application(s).

Passed and adopted by the Apache County Board of Supervisors this 2nd day of January 2024.

/s/ Joe Shirley, Jr.
Chairman of the Board of Supervisors

ATTEST:
/s/ Ryan Patterson
Clerk of the Board

APPROVED AS TO FORM:
/s/ Michael Whiting
County Attorney

Ranking# Amount Allocated

1 100% Vernon Community Group: Request for a food pantry and distribution center since they have outgrown their current location and are looking to build a new facility on the park property to include a building and sidewalk with ADA compliance to accept more food donation and distribution.

2 Any remaining funds HeadStart Facility in St. Johns: Request for upgrades to the building, landscaping, sidewalk and possibly a high visibility crosswalk on main street.

Not eligible Apache County Youth Development 4-H and Fair: Improving the fairground facilities to hold more events and make the facilities safer for the animals and the public which would be an addition to the building, ADEQ bleachers, show ring and completion of the building portion and would also include new wash racks and show pens.

Mr. Patterson presented the Consent Agenda items A-N and recommended approval.
Mr. Shepherd moved to approve Consent items A-N, seconded by Mr. Davis.
County Manager/Clerk of the Board: A. Request approval of demands as distributed to the Apache County Board of Supervisors between December 5, 2023 to January 2, 2024. Demands are payments made, or to be made, by the County. AMAZON CAPITAL SERVICES INC $3369.65 B&R TRUCKING $7187.97 CDW GOVERNMENT LLC $11853.49 DESERT MOUNTAIN CORPORATION $21878.80 DOUBLE RADIUS $3458.31 FRONTIER $1638.95 INLAND KENWORTH INC (FARMINGTON) $1068.18 LAWSON PRODUCTS INC $1685.69 NAPA $1283.36 NAVOPACHE ELECTRIC COOPERATIVE $3566.44 PACIFIC PONDEROSA CO INC $6206.94 PCLIQUIDATIONS.COM $1333.10 PIMA COUNTY MEDICAL $2500.00 QUILL CORP $6121.61 RHINEHART OIL CO $5221.43 ROBERTS TIRE SALES INC $1405.30 RTS TACTICAL $5849.91SAN TAN FORD $97659.90 SECURUS TECHNOLOGIES INC $1640.86 STANTEC CONSULTING SERVICES$4442.77

UNITED RENTALS $7373.24 VERIZON WIRELESS $2000.23 BLUE RIBBON AWARDS $1622.32 EMBASSY SUITES PHOENIX TEMPE $1341.52 EMBASSY SUITES PHOENIX TEMPE $4726.83 EMBASSY SUITES PHOENIX TEMPE $8541.56 SNOWFLAKE SMOKEHOUSE $1337.23 UTILITY TRAILER SALES OF ARIZONA $62389.37 APACHE COUNTY HSA $5602.01 APACHE COUNTY MEDICAL $200277.50 APACHE COUNTY TAX WITHHOLDING $168259.89 ASRS LEGACY EORP $11107.92 AZ STATE RETIREMENT SYSTEM $139237.56 CORRECTIONS OFFICER RET PLAN $13166.12 CORRECTIONS OFFICER RETIREMENT PLAN 520 $1259.86 EORP LEGACY $3039.91NATIONWIDE $3140.24 NATIONWIDE TRUST FSB $3014.12 PUBLIC SAFETY PERSONNEL 401 $15278.91 PUBLIC SAFETY SHERIFF RET $10247.53 SUPPORT PAYMENT CLEARINGHOUSE $1355.38 ADVANCED AIR SYSTEMS LLC $7855.00 ADVANCED CORRECTIONAL HEALTHCARE INC $39086.01 AMAZON CAPITAL SERVICES INC $6505.32 B&R TRUCKING $7590.00 BAUMAN HOME AND AUTO INC (CARQUEST) $1742.37 BCB INVESTMENTS $3730.31 BRAD HALL & ASSOCIATES INC $29243.71 CATERPILLAR FINANCIAL SERVICES CORPORATION $76709.83 CDW GOVERNMENT LLC $3775.85 John Lucas COMMUNITY BROADBAND ADVOCATES LLC $9362.88 FERRELLGAS $1248.14 FRONTIER $4300.30 FUTURE TIRE $2077.51 GLAXO SMITHKLINE PHARMACY $1053.33 GOLIGHTLY TIRE $8101.60 INTERNATIONAL CODE COUNCIL (ICC) $1944.00 K-LOG $1680.93 NAVAJO TRIBAL UTILITY AUTHORITY $1976.62 NTUA WIRELESS, LLC $5220.02 DANA BRYCE PATTERSON $10500.00 PEAK FORENSIC PSYCHOLOGY $2200.00 PERKINS CINDERS INC $3219.44 PREMIUM PROPANE LLC $4900.66 QUILL CORP $1311.52 RHINEHART OIL CO $25230.33 RIGG LAW FIRM PLLC $5000.00 SECURUS TECHNOLOGIES INC $3497.82 SOUTHERN TIRE MART LLC $9043.74 DALE SHAWN TAYLOR $5000.00 THE AARONS COMPANY LLC $3000.00 TRINITY SERVICES GROUP INC $17046.12 VERIZON WIRELESS $1591.37 WRIGHT EXPRESS FSC WEX $4647.38 TYRON JENSEN $1981.44 CRAIG TSOSIE $1418.24 NATIONAL BANK $30744.31 NATIONAL BANK OF ARIZONA 3040 $7266.54 ALERTUS TECHNOLOGIES LLC $1644.00 AZ SUPREME COURT $2240.00 MARLEITA BEGAY $1802.92 KYLE DOUGLAS MAYER $4633.24 NAVOPACHE ELECTRIC COOPERATIVE $1137.64 4 RIVERS EQUIPMENT LLC $1770.89 ALLEGRA $2543.15 ALSCO INC $1133.12 AMAZON CAPITAL SERVICES INC $11777.29 AT&T MOBILITY LLC (FIRSTNET) $2252.33AZ CONSTABLES ASSN $1860.00 BAUMAN HOME AND AUTO INC (CARQUEST) $3441.68 VICTIMS COMP $3387.00 BLUE HILLS ENVIRONMENTAL $3538.06 BREWER LAW OFFICE PLLC $10500.00 CDW GOVERNMENT LLC $12514.06 COAST TO COAST COMPUTER PRODUCTS INC $8463.39 CONTINUANT INC $1385.22 CONTRACT PHARMACY SERVICES INC $12435.53 EMPIRE MACHINERY $50924.44 FEDERAL SUPPLY USA $1192.80 FILEONQ INC $6000.00 FUTURE TIRE $1825.78 HAMBLIN LAW OFFICE PLC $10500.00 HANCOCK COMPREHENSIVE DENTISTRY $1270.00 HATCH CONSTRUCTION $2237.84 KLINT HEAP $1394.01 HILLYARD/FLAGSTAFF $3057.73 HOME DEPOT $1672.11 INTERSTATE LOCK & SAFE INC $6917.20 KB WELDING INC $1549.16 KIMLEY-HORN & ASSOCIATES INC $10000.00 LAW OFFICE OF MICHAEL S PENROD PLC $4376.00 NAPA $2130.58 NATIONAL BUSINESS FURNITURE $1232.69 NAVOPACHE ELECTRIC COOPERATIVE $7695.38 PACIFIC PONDEROSA CO INC $2477.68 DANA BRYCE PATTERSON $10500.00 PIMA COUNTY MEDICAL $13300.00 PINAL COUNTY ARIZONA $42633.06 PREMIUM PROPANE LLC$2641.66

QUALITY CARQUEST $1030.20 QUILL CORP $2064.38 R JOHN R JOHN LEE ATTORNEY AT LAW $10500.00 REDW LLC $20350.00 RHINEHART OIL CO $20898.72 RUNBECK ELECTION SERVICES INC $5032.24 RUSH TRUCK CENTER $8386.51 SAFETY KLEEN $1287.86 SALT RIVER PROJECT - SRP - MARS $1091.00 SARATOGA RACK MARKETING LLC $22637.76 SECURUS TECHNOLOGIES INC $1769.98 SHOW LOW FORD INC $1895.91ST JOHNS CITY $1011.04 ST JOHNS EMERGENCY SERVICES $2057.87 STANTEC CONSULTING SERVICES $3377.60 SUMMIT HEALTHCARE ASSOCIATION INC $4300.00 THOMSON REUTERS WEST $2901.61 TREAD MASTERS TIRE & LUBE $1983.16 US POSTMASTER $10186.23 VERIZON WIRELESS $2859.92 VICTIMS COMP $2124.00 CECILIA DIAZ $3633.31 JILL PATTERSON $1421.01 CECILIA DIAZ $6333.31 ALLEGRA $4774.49 AMAZON CAPITAL SERVICES INC $6345.25 AZ DEPARTMENT OF ENVIRONMENTAL QUALITY $4520.00 BAUMAN HOME AND AUTO INC (CARQUEST) $1303.08 BIG TEX TRAILER WORLD INC $6970.00 BOOT BARN $1102.50 COWBOY UP HAY AND RANCH SUPPLY $1752.61 DESERT MOUNTAIN CORPORATION $20956.60 ELECTION SYSTEMS AND SOFTWARE$5475.00 EQUIPMENTSHARE.COM INC $4932.72 HON-DAH RESORT & CASINO $3509.06 HON-DAH RESORT & CASINO $3509.06 INGRAM LIBRARY SERVICES $3767.44 MCCOOK BOILER AND PUMP COMPANY $5326.00 MCKESSON MEDICAL SURGICAL $2539.64 MIDWAY CHEVROLET $79999.95 MUTUALINK INC $250000.00 NAPA $1051.46 NAVAJO TRIBAL UTILITY AUTHORITY $8700.00 NAVOPACHE ELECTRIC COOPERATIVE $12815.58 NORTHLAND PIONEER COLLEGE $88341.13 NORTHWEST INDUSTRIAL EQUIPMENT INC $29788.00 O'REILLY AUTO PARTS $3064.91 PITNEY BOWES $2439.04 PREMIUM PROPANE LLC $5559.91 PROPELLER AERO INC $24750.00 QUILL CORP $3123.66 RHINEHART OIL CO $8301.96 RIGG LAW FIRM PLLC $1272.00 RL'S A-1 AUTO BODY SHOP $2067.45 ROBERTS TIRE SALES INC $2364.75 SMITH BAGLEY INC DBA CELLULAR ONE NE AZ $1680.91 SOUTHERN TIRE MART LLC $1292.74 ST JOHNS EMERGENCY SERVICES $1240.33 TREAD MASTERS TIRE & LUBE $1544.71 TYLER TECHNOLOGIES INC $120098.38 VERIZON WIRELESS $2075.90 WHITE MOUNTAIN REGIONAL MEDICAL CENTER $1758.41 YAZZIE'S AUTO PARTS INC $3247.20 KEIRSTEN NIELSEN $8100.00 APACHE COUNTY HSA $7949.22 APACHE COUNTY MEDICAL $201453.01 APACHE COUNTY TAX WITHHOLDING $171306.86 ASRS LEGACY EORP $11107.92 AZ STATE RETIREMENT SYSTEM $139974.54 CORRECTIONS OFFICER RET PLAN $12942.02 CORRECTIONS OFFICER RETIREMENT PLAN 520 $1194.60 EORP LEGACY $3039.91 NATIONWIDE $3102.63 NATIONWIDE TRUST FSB $3013.80 PUBLIC SAFETY PERSONNEL 401 $15278.91 PUBLIC SAFETY SHERIFF RET $10401.74 SUPPORT PAYMENT CLEARINGHOUSE $1355.38Specific details of the demands may be requested through the County public record request process. B. Request approval of minutes dated December 5, 2023. C. Request approval of the tax exemption for the St. Johns American Legion Post 31 for parcel 203-38-005, pursuant to ARS 42-11153. The exemption was filed late due to an administrative oversight within the organization. Engineering Department: D. Request approval to dispose of obsolete printers and supplies from the Election Department, to other government agencies. E. Request authorization to purchase a Lowboy trailer in the amount of $125,689 utilizing Omnia Contract #212816-01, using District I funds. F. Request approval to purchase a new 2024 XL Specialized XL80 slide axle transport Trailer in the amount of $127,626 utilizing Omnia Contract 212816-01, using District III funds. Community

Development: G. Request approval to re-appoint Bobby Fite from Alpine to serve on the Planning &Zoning Commission for a 4-year term. H. Request approval to re-appoint Kay Hauser from St. Johns to serve on the Planning & Zoning Commission for a 4-year term. I. Notification of the 2024 Planning & Zoning Commission meeting schedule, and notice of 2024 Chairman elect Dan Muth and Vice Chairman elect Oscar Miranda. J. Notification of the Board of Adjustment and Appeals 2024 meeting schedule and notice of 2024 Chairman elect Michael Bragiel and Vice Chairman elect Macky Trickey. Election Department: K. Request approval based on the recommendation of the Democratic Party County Chair, Priscilla Weaver, determined vacancies exist in the office of precinct committeeman, and appoint Verma Y Francisco, for the Teec Nos Pos Precinct and Rapheal Begay for the Window Rock Precinct. Recorder's Office: L. Request authorization to eliminate the positions of Clerk (Range 24) and Administrative Specialist (Range 30) and create the position of Administrative Assistant III (Range 24). This will not affect the FY24 budget. Human Resources: M. Request authorization to adjust the salaries of the Justices of the Peace in accordance with §ARS 22-125. N, Request approval to change the rehire eligibility status for previous employee Kayla Hall to eligible for rehire. Vote was unanimous.

Troy Czarnyszka, on behalf of Superior Court, presented the item pursuant to ARS §12-121 & §12-144, discussion, and possible approval of the reappointment of Judge Garrett Whiting as a full-time Superior Court Judge Pro Tempore, and the reappointment of part-time Judge Robert Higgins. Mr. Czarnyszka stated the appointments shall begin July 1, 2024 and end June 30, 2025. **Mr. Davis moved approval, seconded by Mr. Shepherd. Vote was unanimous.**

Troy Czarnyszka, on behalf of Superior Court, requested approval of an amendment to the Interagency Agreement Contract #DC20-000033 between Arizona Department of Child Safety, the Arizona Supreme Court-Administrative Office of the Courts, and Apache County. Mr. Czarnyszka stated the amendment allows Apache County to use Title IV-E funds to cover the associated costs of independent legal representation for a qualified child in foster care. **Mr. Shepherd moved approval, seconded by Mr. Davis. Vote was unanimous.**

Chief Deputy Sheriff Roscoe Hererra requested approval to accept an addendum to the current Law Enforcement Support Office Program State Plan of Operation (SPO). Chief Hererra stated the addendum adds a controlled property definition currently established in the 2021 SPO for counter-drug/counterterrorism and disaster-related emergency preparedness. **Mr. Shepherd moved approval, seconded by Mr. Davis.** Vote was unanimous.

Chris Padilla, on behalf of the Engineering Department requested the abandonment of ingress and egress located between parcels 107-55-005, 107-55-006, 107-55-009 and 107-55-010 be tabled until the next meeting. **Chairman Shirley tabled the item.**

Jason Moore, Chief Deputy Assessor, requested approval to contract with EagleView Technologies, Inc to provide geospatial software, aerial imagery, and property insights for Apache County. Mr. Moore stated EagleView will provide accurate property data utilized by multiple departments and districts in the County and the contract will be paid using SLT public lands counties money. Mr. Davis thanked the Assessor's office, Engineering and Mr. Patterson for bringing this to Apache County; it will improve how we do business. **Mr. Davis moved to**

approve the contract, seconded by Mr. Shepherd. Vote was unanimous.

Mr. Patterson presented notification of the following meetings where two or more members of the Apache County Board of Supervisors may be in attendance. NO action was needed or taken.

- The Eastern Arizona Counties Organization meeting on January 17, 2024, at 2:00 p.m. at the County Supervisors Association building, 1905 W. Washington Street, Phoenix, AZ.

- The County Supervisors Association (CSA) Legislative Reception on January 17, 2024, at 5:00 p.m. at the County Supervisors Association building, 1905 W. Washington Street, Phoenix, AZ.

- The County Supervisors Association (CSA) meeting on January 18, 2024, at 10:00 a.m. at the County Supervisors Association building, 1905 W. Washington Street, Phoenix, AZ.

There was no one wanting to address the Board during the call to the public.

Mr. Shepherd moved to adjourn the meeting, seconded by Mr. Davis. Vote was unanimous.

Approved this 6th day of February, 2024.

/s/ Dr. Joe Shirley Jr.
Chairman of the Board

/s/ Ryan N. Patterson
Clerk of the Board