



**Joe Shirley, Jr.**  
**Chairman, District I**

**Tom M. White, Jr.**  
**Vice Chairman, District II**

**Barry Weller**  
**Supervisor, District III**

**NOTICE OF PUBLIC MEETING AND AGENDA OF  
THE APACHE COUNTY BOARD OF SUPERVISORS AND  
THE PUBLIC HEALTH SERVICES DISTRICT**

**January 6, 2015**

**Board of Supervisors' Hearing Room, First Floor  
75 West Cleveland Street  
St. Johns, Arizona  
8:30 a.m. MST**

**NOTICE OF PUBLIC MEETING AND AGENDA OF THE  
APACHE COUNTY PUBLIC HEALTH SERVICES DISTRICT  
HELD IN CONJUNCTION WITH THE  
BOARD OF SUPERVISORS MEETING**

**January 6, 2015**

1. Discussion and possible approval of re-enrollment of the Group Biller Participation Agreement Between Arizona Health Care Cost Containment System Administration (AHCCCSA) and Apache County Public Health Services District. This Agreement allows the Health District to bill AHCCCSA for services provided.
2. Discussion and possible approval of Intergovernmental Agreement #ADHS13-034434 Amendment #2 Teen Pregnancy Prevention Program- Abstinence Plus. This is due to revised price sheets.

**NOTICE OF PUBLIC MEETING AND AGENDA OF  
THE APACHE COUNTY BOARD OF SUPERVISORS,**

**January 6, 2015**

Pledge of Allegiance.  
Invocation by Invitation.

1. Sit as the Board of Equalization to hear the Petition for Proposed Correction for parcel 101-41-017, Tina Dendy.

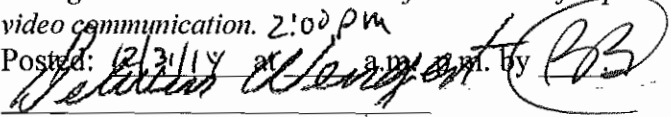
2. Malena Bazarro, Grants Manager: Following a public hearing to gather citizen input for Community Development Block Grant (CDBG) State Special Projects Application, request approval of submission of application for ADA improvements at the Round Valley Rodeo Grounds pursuant to Resolution #2013-17.
3. Discussion and possible approval of **CONSENT ITEMS**: All items indicated by an asterisk (\*) will be handled by a single vote as part of the consent agenda, unless a Board Member or the County Manager objects at the time the agenda item is called.

**County Manager/Clerk of the Board:**

- \*A. Request approval of demands as distributed to the Apache County Board of Supervisors between December 16, 2014 and January 5, 2015. Demands are payments made or to be made, by the County. Specific details of the demands may be requested through the County public record request process.
  - \*B. Approval of minutes dated December 2, 2014 and December 16, 2014.
  - \*C. Request approval of a Special Event Liquor License Application for Walking Down Ranch, Inc. for a Valentines dinner located at the San Raphael Catholic Church, #25 Apache County Road 5041 located in Concho, on February 14, 2015.
  - \*D. District II: Request approval to purchase food for Ganado, Ft. Defiance, and Cottonwood senior centers, located in District II, not to exceed \$2,700.00 total utilizing District II funds.
  - \*E. District III: Request approval to take back possession of a 2011 Chevrolet Traverse Blazer, VIN #1GNKVFED5BJ218822 and a Navajo Nation Check #1676395 in the amount of \$2,500.00 from the St. Michaels Chapter House and St. Michaels Senior Center, and secure the value of the car in addition to the \$2,500.00 for the benefit of St. Michaels Senior Center's future transportation costs.
4. Treasurer's Office: Discussion and possible approval to extend Allisa Norton, the temporary Accounting Specialist I at \$11.02 per hour for of 120 days. This will take effect January 7, 2015 to April 29, 2015.
  5. Engineering Department: Discussion and possible acceptance of a forest service easement to access from Private Property (Ellis Bloomfield) through forest lands to County Road #4140 (Water Canyon).
  6. County Attorney's Office: Discussion and possible approval of updated settlement agreement between Apache County and Wenima Development to resolve tax court litigation on the classification of property owned by Wenima Development.

7. County Attorney's Office: Discussion and possible approval to hire Justin Heap to fill the vacant Deputy Attorney II position, with the starting salary of \$73,836.27.
8. Superior Court: Discussion and possible approval to hire Sueanne Czarnyszka as Court Administrator effective January 5, 2015 at the annual rate \$57,387.62 (below mid-range of the job description and \$2,000 below the previously approved amount for the same position).
9. Human Resources: Notification to the Board of Supervisors of the increase by the State of Arizona on the minimum wage for 2015, the new wage will increase by .15 cents per hour to a total of \$8.05 per hour. Currently there are no employees at an hourly level less than the new minimum wage and therefore there is not a necessity for wage adjustments for any employee.
10. Sheriff's Office: Discussion and possible approval to enter into a Cooperative Law Enforcement Agreement with the USDA, Forest Service Apache-Sitgreaves National Forest in the amount of \$9,110. This is an ongoing agreement.
11. County Attorney's Office: Possible executive session for legal advice pursuant to A.R.S. 38-431.03(3) to discuss the legal implications triggered by Agenda item 12, including the legal requirements for a valid resignation of a Planning and Zoning Commissioner, and required steps for appointing a replacement candidate.
12. District III: Notification that District III Supervisor, under the authority of ARS 11-802(C) is providing notice herein to publicly thank Mr. Tilford for his years of dedicated service on the Planning and Zoning Commission. For expediency and in recognition of the fact that the Planning & Zoning Commission is presently short at least one member, District III Supervisor also under the authority of ARS 11-802 (C) is appointing Mr. John Freeman as an alternate Planning and Zoning Commissioner to serve during a period allowing appropriate notice and interviews to be conducted for Mr. Tilford's permanent replacement. Mr. John Freeman shall be seated, as a voting member in official capacity for the January 8, 2015 Planning and Zoning Commission meeting. Additional alternates may be appointed during the same interview and selection process to accommodate the Commission in future quorum requirements.
13. Call to the Public: Individuals may address the Board on any relevant issue for an amount of time determined by the Chairman. At the close of the call to the public, Board members may not respond to any comments but may respond to criticism, ask staff to review a matter, or ask that a matter be placed on a future agenda.

*Pursuant to the Americans with Disabilities Act, the Apache County Board of Supervisors endeavors to ensure the accessibility of its meetings to all persons with disabilities. If you need an accommodation for a meeting, please contact the Clerk of the Board's office at (928)337-7503, TDD (928)-337-4402 at least 48 hours prior to the meeting (not including weekends or holidays) so that an accommodation can be arranged. One or more members of the Board of Supervisors may participate telephonically or through video communication. 2:00 PM*

Posted: 12/31/14 at 3:00 PM by 

Delwin Wengert, Clerk of the Board

**Apache County Board of Supervisors  
AGENDA ITEM REVIEW FORM**

date/time stamp

Submitter's Name: (Individual, Organization, or County Department)

Chris Sexton, Director, ACPHSD

Date/Signature: 11/24/14

Describe in detail what you want to say to the Board and what action you want the Board to take:

ACPHSD requests discussion and possible approval of reenrollment of the Group Biller Participation Agreement Between Arizona Health Care Cost Containment System Administration (AHCCCSA) and Apache County Public Health Services District. This agreement allows ACPHSD to bill AHCCCSA for services provided.

BOS Meeting Date Requested 1/6/15

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PRE-AGENDA ITEM REVIEW

Review Routing / x/Legal / x/Finance / /Purchasing / /Human Resource / /Other: \_\_\_\_\_

Legal Review: \_\_\_\_\_

\_\_\_\_\_

Signature: \_\_\_\_\_

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Finance Review: \_\_\_\_\_

\_\_\_\_\_

Signature: \_\_\_\_\_

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Human Resources Review: \_\_\_\_\_

\_\_\_\_\_

Signature: \_\_\_\_\_

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Other Review: \_\_\_\_\_

\_\_\_\_\_

Signature: \_\_\_\_\_

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Reviews completed, item approved for Agenda. Supervisor/Board Clerk's Initials \_\_\_\_\_

\_\_\_\_\_

## Kimberly Penrod

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**From:** Joe Young [JYoung@apachelaw.net]  
**Sent:** Tuesday, December 09, 2014 11:06 AM  
**To:** Kimberly Penrod; Ryan Patterson; Michael Whiting  
**Subject:** RE: AHCCCSA.pdf - Adobe Acrobat Professional

I have reviewed the agenda item and agreement, and have no issues either from a legal perspective.

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**From:** Kimberly Penrod [kpenrod@co.apache.az.us]  
**Sent:** Monday, December 08, 2014 7:41 AM  
**To:** Joe Young; Ryan Patterson; Michael B. Whiting  
**Subject:** FW: AHCCCSA.pdf - Adobe Acrobat Professional

Joe and Ryan,

Have you had a chance to review the attached? We would like to submit today so that this item can be on the 12-16-14 agenda.

Thx,

Kimberly

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**From:** Kimberly Penrod  
**Sent:** Monday, November 24, 2014 3:57 PM  
**To:** Joe Young; Ryan Patterson  
**Subject:** AHCCCSA.pdf - Adobe Acrobat Professional

## Kimberly Penrod

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**From:** Ryan Patterson  
**Sent:** Tuesday, December 09, 2014 8:39 AM  
**To:** Kimberly Penrod  
**Subject:** RE: AHCCCSA.pdf - Adobe Acrobat Professional

Please accept as signature.

Ryan N. Patterson, CPA  
Director of Finance/CFO  
Apache County

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**From:** Kimberly Penrod  
**Sent:** Monday, December 8, 2014 7:42 AM  
**To:** Joe Young; Ryan Patterson; Michael Whiting  
**Subject:** FW: AHCCCSA.pdf - Adobe Acrobat Professional

Joe and Ryan,

Have you had a chance to review the attached? We would like to submit today so that this item can be on the 12-16-14 agenda.

Thx,

Kimberly

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**From:** Kimberly Penrod  
**Sent:** Monday, November 24, 2014 3:57 PM  
**To:** Joe Young; Ryan Patterson  
**Subject:** AHCCCSA.pdf - Adobe Acrobat Professional

Janice K. Brewer, Governor  
Thomas J. Betlach, Director

801 East Jefferson, Phoenix, AZ 85034  
PO Box 25520, Phoenix, AZ 85002  
Phone: 602-417-4000  
www.azahcccs.gov



Our first care is your health care  
ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM

APACHE COUNTY PUBLIC HEALTH  
ATTN: MARIANE V. ALVA  
PO BOX 697  
ST. JOHNS, AZ 85936

Saturday, November 8, 2014

## 2nd Notice

### REENROLLMENT REQUIRED

Dear Provider:

In compliance with the Affordable Care Act and 42 CFR 455, Subpart E, and as a part of the provider registration process, the administration requires a reenrollment of your registration for the following:

Provider ID number: 614147  
NPI: 1326256884

The following is a list of forms required for reenrollment:

✓ W-9 Form, Disclosure of Ownership, ✓ GROUP BILLER PARTICIPATION AGREEMENT  
RE-ENROLLMENT ADDRESS VERIFICATION FORM ✓

The forms listed above can be found at:

<http://www.azahcccs.gov/commercial/ProviderRegistration/registration.aspx>

If the information is not provided within 15 days of this letter, your provider id number will be terminated. Federal regulations prohibit an unverified provider to participate in the AHCCCS program. As a terminated provider you will not be eligible to receive payment for services rendered to fee-for-service recipients or provide services under contract with a prepaid health plan or program contractor.

In accordance with Section 6401 of the Affordable Care Act and 42 CFR 455, Subpart E, institutional and other designated providers are required to submit an enrollment fee and may also require a site visit. Separate notification will be sent, if your provider type requires an enrollment fee.

If you have questions or concerns regarding this matter please visit [www.azahcccs.gov](http://www.azahcccs.gov) or contact our Provider Registration Department at (602) 417-7670, option 5 or 1-800- 654-8713 and ask for "Provider Registration".

Thank you for your attention of this matter.

Provider Registration Department  
State AHCCCS Administration

## Request for Taxpayer Identification Number and Certification

Give Form to the  
 requester. Do not  
 send to the IRS.

Print or type See Specific Instructions on page 2.	Name (as shown on your income tax return) <b>APACHE COUNTY BOARD OF SUPERVISORS</b>	
	Business name/disregarded entity name, if different from above	
	Check appropriate box for federal tax classification: <input type="checkbox"/> Individual/sole proprietor <input type="checkbox"/> C Corporation <input type="checkbox"/> S Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Trust/estate  <input type="checkbox"/> Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=partnership) ▶ _____	Exemptions (see instructions):  Exempt payee code(s) (if any) _____ Exemption from FATCA reporting code (if any) _____
	<input checked="" type="checkbox"/> Other (see instructions) ▶ <b>COUNTY GOVERNMENT (POLITICAL SUBDIVISION)</b>	
Address (number, street, and apt. or suite no.) <b>PO BOX 428</b>		Requester's name and address (optional)
City, state, and ZIP code <b>ST. JOHNS, AZ 85936</b>		
List account number(s) here (optional)		

**Part I Taxpayer Identification Number (TIN)**

Enter your TIN in the appropriate box. The TIN provided must match the name given on the "Name" line to avoid backup withholding. For individuals, this is your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

**Social security number**

			-			-			
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**Employer identification number**

8	6	-	6	0	0	0	3	8	5
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**Note.** If the account is in more than one name, see the chart on page 4 for guidelines on whose number to enter.

**Part II Certification**

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me), and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding, and
- I am a U.S. citizen or other U.S. person (defined below), and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

**Certification instructions.** You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions on page 3.

**Sign Here**      Signature of U.S. person ▶      Date ▶ 10/23/14

**General Instructions**

Section references are to the Internal Revenue Code unless otherwise noted.

**Future developments.** The IRS has created a page on [www.irs.gov/w9](http://www.irs.gov/w9) for information about Form W-9, at [www.irs.gov/w9](http://www.irs.gov/w9). Information about any future developments affecting Form W-9 (such as legislation enacted after we release it) will be posted on that page.

**Purpose of Form**

A person who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) to report, for example, income paid to you, payments made to you in settlement of payment card and third party network transactions, real estate transactions, mortgage interest you paid, acquisition or abandonment of secured property, cancellation of debt, or contributions you made to an IRA.

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN to the person requesting it (the requester) and, when applicable, to:

- Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
- Certify that you are not subject to backup withholding, or
- Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income, and
- Certify that FATCA code(s) entered on this form (if any) indicating that you are exempt from the FATCA reporting, is correct.

**Note.** If you are a U.S. person and a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

**Definition of a U.S. person.** For federal tax purposes, you are considered a U.S. person if you are:

- An individual who is a U.S. citizen or U.S. resident alien,
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States,
- An estate (other than a foreign estate), or
- A domestic trust (as defined in Regulations section 301.7701-7).

**Special rules for partnerships.** Partnerships that conduct a trade or business in the United States are generally required to pay a withholding tax under section 1446 on any foreign partners' share of effectively connected taxable income from such business. Further, in certain cases where a Form W-9 has not been received, the rules under section 1446 require a partnership to presume that a partner is a foreign person, and pay the section 1446 withholding tax. Therefore, if you are a U.S. person that is a partner in a partnership conducting a trade or business in the United States, provide Form W-9 to the partnership to establish your U.S. status and avoid section 1446 withholding on your share of partnership income.



# DISCLOSURE OF OWNERSHIP/CONTROL AND CRIMINAL OFFENSES STATEMENTS

Item I. Identifying Information						
(a)	Name of Individual, Facility or Organization:	<u>Apache County</u>				
(b)	DBA Name:	<u>Apache County Public Health Services District</u>				
(c)	Federal Tax Identification Number (TIN) or Social Security Number (SSN):	<u>86-6000385</u>				
(d)	Check the entity type that best describes the structure of the enrolling provider entity. Check <u>only one</u> box.					
	<input type="checkbox"/> For-Profit Corporation	<input type="checkbox"/> Non-Profit Corporation	<input type="checkbox"/> Partnership	<input checked="" type="checkbox"/> Government Owned	<input type="checkbox"/> Sole Proprietorship	
(e)	Is this entity chain affiliated?	<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes			
As required by 42 CFR Part 455, Subpart B which implements Section 1124, 1126, 1902(a) (38), 1903(l) (2) and 1903(n) of the Social Security Act and sets forth State Plan requirements regarding Full Disclosure of Ownership and Control and Related Party Transactions, the following information must be submitted to AHCCCS prior to registration and upon each renewal of certification or licensure in order to participate as an AHCCCS provider.						
AHCCCS may refuse to enter into or renew an agreement with a provider if the provider fails to disclose ownership and control interest information, information related to business transactions and information on persons convicted of crimes, or if the provider did not fully and accurately make the disclosures as required.						
Item II. Ownership and Control Interest Information <i>(Reference-42CFR, Part 455.104 and SSA 1124)</i>						
(a) List the name, title, address, SSN and DOB for each officer and/or individual who has direct or indirect ownership or control interest, separately or in combination, amounting to an ownership interest of 5% or more of the provider entity. List the name, TIN, and address of any organization, corporation, or entity having direct or indirect ownership or control interest, separately or in combination, amounting to an ownership interest of 5% or more in the provider entity. Also, list below all officers, owners, managing employees and ownership entities. Use attachment A if additional space is needed.						
	Name	Title	Address	SSN/TIN	Date of Birth	Percentage
(b) For any corporate entity, listed in (a), that has an ownership or control interest of 5% or more, list the following information for that entity: Include all business addresses, both service addresses and P.O. boxes. Use attachment A if additional space is needed.						
	Name	Address	TIN	Percentage		
(c) List the name, title, address and SSN of each person with an ownership or control interest in any subcontractor in which the disclosing entity has direct or indirect ownership of 5 percent or more.						
	Name	Title	Address	SSN	Percentage	
(d) List those persons named in Item II (a),(c) that are related to each other (spouse, parent, child, or sibling).						
	Name	Relationship	SSN	Date of Birth		
(e) List the name, address and TIN of any other disclosing entity in which a person with an ownership or control interest in the disclosing entity also has ownership or control interest of at least 5% or more.						
	Name	Address	TIN	Percentage		



## DISCLOSURE OF OWNERSHIP/CONTROL AND CRIMINAL OFFENSES STATEMENTS

Item III. Criminal Offenses <i>(Reference-42CFR, Part 455.106 and SSA 1124)</i>			
(a) List the name, title, SSN and address of each officer and/or individual who has ownership or control interest in the disclosing entity, or is an agent or managing employee of the disclosing entity and has been convicted of a criminal offense related to that person's involvement in any program under Medicare, Medicaid or the Title XX services program since the inception of those programs.			
Name	Title	Address	SSN (or TIN in organization)
(b) List the name, title, SSN and address of any individual who has an ownership or control interest in the disclosing entity and has been suspended or debarred from participation in Medicare, Medicaid or Title XX program at any time since the inception of those programs.			
Name	Title	Address	SSN
Item IV. Board of Directors			
List the name, title and address of each member of the Board of Directors of the disclosing entity.			
Name	Title	Address	
Joe Shirley	Supervisor D.1	P.O.Box 1952 Chinle, AZ 86503	
Tom White Jr	Supervisor D.2	P.O. Box 994 Ganado, Az 86505	
Barry Weller	Supervisor D.3	P.O. Box 428 St Johns, Az 85936	
I affirm under penalty of law that the information I have provided for this form is true, accurate and complete to the best of my knowledge.			
Chris G Sexton	Health Director		
Print Name of Authorized Representative	Title		
<i>Chris G. Sexton</i>	<i>24 Nov 2014</i>		
Signature of Authorized Representative	Date		

Revised 06/2012



**GROUP BILLER PARTICIPATION AGREEMENT**  
Between  
**ARIZONA HEALTH CARE**  
**COST CONTAINMENT SYSTEM ADMINISTRATION (AHCCCSA)**  
and

Apache County Public Health Services District

86-6000385

Group Biller Name

SSN/Tax ID #

Located at

Box 697

St Johns, AZ 85936

Business Address

City, County, State, Zip Code

This Agreement between AHCCCSA and the Group Biller is made pursuant to Title XIX of the Social Security Act and A.R.S. Title 36, Chapter 29 to govern: (1) registration of and payment to the Group Biller on behalf of Affiliated Providers of health care services provided by the Affiliated Providers to eligible persons who are not enrolled with a program contractor or health plan under contract with AHCCCSA ("Contractors") and (2) registration for the Group Biller to participate in the Arizona Health Care Cost Containment System through a Contractor.

As used in this Agreement:

"Group Biller" means an organization acting as the financial representative of any Provider or group of Providers who have authorized the organization to act on the Provider(s) behalf.

"Affiliated Provider" means a provider of health care of medical services who has authorized the Group Biller to act as its financial representative.

In consideration of the covenants contained in this Agreement:

I. Fee-for-Service Patients

1. AHCCCSA agrees to make payments to the Group Biller on behalf of Affiliated Providers, consistent with State and Federal law, the terms of this Agreement, and the AHCCCSA Capped Fee-For-Service Payment Schedule (including amendments thereto and as hereby incorporated by reference), for health care services provided by Affiliated Providers to fee-for-service patients.

2. For health care or medical services provided by Affiliated Providers to fee-for-service patients, the Group Biller agrees to bill AHCCCSA in accordance with the terms of this Agreement, State and Federal law, and the following documents, including amendments thereto, hereby incorporated by reference: the AHCCCS Fee-For-Service Billing Manuals, the AHCCCS Medical Policy Manual, AHCCCS Claims Clues and other written directives provided by the AHCCCSA to the Provider. These documents shall be made available to the Group Biller either in hard copy or via AHCCCS Internet Website at [www.ahcccs.state.az.us](http://www.ahcccs.state.az.us). The Group Biller shall conform its billing practices to ICD9, CPT and HCPCS compliance standards except when those standards conflict with AHCCCS policies defined listed above.

II. Participation through a Program Contractor or Health Plan

1. Pursuant to 42 CFR 431.107, an Affiliated Provider is prohibited from participation in the Arizona Health Care Cost Containment System unless a provider agreement with the Administration is in effect. The Group Billing shall not provide group billing services to any provider who does not have in effect a Provider Agreement with AHCCCSA at the time services are rendered.

2. With respect to any services furnished by an Affiliated Provider to an AHCCCS eligible person enrolled with a Contractor, the terms and conditions of payment shall be as set forth in the contract between the Provider and the Contractor notwithstanding any inconsistent provisions of Section I of this Agreement.

3. The Provider agrees to hold the AHCCCSA harmless, and agrees not to seek reimbursement from AHCCCSA, for services rendered, pursuant to a contract between the provider and a Contractor, to AHCCCS eligible persons enrolled with a Contractor.

III. General Terms and Conditions

The following terms and conditions apply both to services provided on a fee-for-service basis and services provided through a Program Contractor or Health Plan:

1. Pursuant to 42 CFR 431.107, an Affiliated Provider is prohibited from participation in the Arizona Health Care Cost Containment System unless a provider agreement with the Administration is in effect. The Group Billing shall not provide group billing services to any provider who does not have in effect a Provider Agreement with AHCCCSA at the time services are rendered.
2. The Group Biller shall ensure that every Affiliated Provider has completed an AHCCCSA Provider Participation Agreement, is registered with AHCCCSA, and has signed an AHCCCSA Group Billing Authorization form. Each Affiliated Provider shall be considered part of the billing group until the Provider furnishes written notification of its termination of the group billing arrangement to the AHCCCSA Provider Registration Unit.
3. The Group Biller shall include the individual Affiliate Provider's AHCCCS Provider ID number on each claim submitted by the Group Biller on behalf of the Affiliated Provider.
4. When AHCCCSA issues an amendment to modify this Agreement or to modify documents incorporated by references as part of this Agreement, the provisions of such amendment will be deemed to have been accepted 30 days after the date AHCCCSA provides notice to the Group Biller, even if the amendment has not been signed by the Group Biller, unless within that time the Group Biller notifies AHCCCSA in writing that it refuses to sign the amendment. If the Group Biller provides such notification, this Agreement terminates.
5. The Group Biller shall not bill, nor attempt to collect payment directly or through a collection agency from a person claiming to be AHCCCS eligible without first receiving verification from AHCCCSA that the person was ineligible for AHCCCS on the date of service, or that services provided were not AHCCCS covered services. The Group Biller agrees to abide by Arizona Administrative Code R9-22-702 prohibiting the Group Biller from charging, collecting, or attempting to collect payment from an AHCCCS eligible person.
6. The Group Biller agrees to bill the AHCCCSA only after a potential third party payer has been billed and, after payment has been received, to bill AHCCCSA the balance due only up to the limit of the member's responsibility.
7. In addition to other remedies available under this Agreement, AHCCCS shall be entitled to offset against any amounts due the Group Biller any overpayments, or expenses or costs incurred by AHCCCSA concerning the Group Biller's non-compliance with this Agreement. The rights and remedies of AHCCCSA under this contract are not exclusive.
8. The Group Biller shall maintain all records relating to performance of this Agreement in compliance with all specifications for record keeping established by AHCCCSA. All books and records shall be maintained in such detail as shall reflect each service provided and all other costs and expenses of whatever nature for which payment is made to the Group Biller. Such material shall be subject to inspection, audit or copying by the state, AHCCCSA, the U.S. Department of Health and Human Services, any other authorized representative of the state or federal governments during normal business hours at the Group Biller's place of business. The Group Biller shall preserve and make available records for a period of five years from the date of payment under this Agreement except: (1) if this Agreement is completely or partially terminated, the records relating to the work terminated shall be preserved and made available for a period of five years from the date of any such termination; and (2) records which relate to disputes, litigation or the settlement of claims arising out of this Agreement, or costs and expenses of this Agreement to which exception has been taken by the state, shall be retained by the Group Biller until such disputes, litigation, claims or exceptions have been disposed of. The Group Biller shall comply with all applicable AHCCCS Rules and Audit Guide relating to the audit of the Group Biller's records and the inspection of the Group Biller's facilities.
9. The Group Biller agrees to hold harmless the state, all state officers and employees, AHCCCSA and other appropriate state agencies, and all officers and employees of AHCCCSA against all injuries, deaths, losses, damages, claims, suits, liabilities, judgments, costs and expenses which may, in any manner, accrue against the State, AHCCCSA or its agents, officers or employees, or AHCCCS contractors, through any breach of contract (including, but not limited to, the Group Billing Agreement with Affiliated Providers), intentional conduct, negligence or omission of the Group Biller, its agent, officers or employees.
10. The Group Biller shall comply with all federal, State and local laws, rules, regulations, standards and executive orders governing performance of duties under this Agreement, without limitation to those designated within this Agreement.
11. Confidential information shall be safeguarded pursuant to 42 CFR Part 431, Subpart F, ARS §36-107, 36-2903, 41-1959 and 46-135, any other applicable State and Federal laws, and AHCCCS and/or ALTCS Rules.
12. Any grievances filed by the Group Biller on behalf of Affiliate Providers shall be adjudicated in accordance with AHCCCS Rules as published in the Arizona Administrative Code. The Group Biller agrees to waive attorneys' fees in any disputes concerning this Agreement.

13. Upon thirty (30) days written notice, either party may voluntarily terminate this Agreement. AHCCCSA has the right to terminate this Agreement, in whole or part, upon twenty-four (24) hours written notice when AHCCCSA deems the health or welfare of a member is endangered; the Group Biller fails to comply with Federal and State laws and regulations; or there is a cancellation, termination or material modification in any Affiliated Provider's qualifications to provide.

14. AHCCCSA may, by written notice to the Group Biller, terminate this Agreement if it is found, after notice and hearing by the State, that gratuities in the form of entertainment, gifts, or otherwise were offered or given by the Group Biller, or any agent or representative of the Group Biller, to any officer or employee of the State with a view towards securing a contract or securing favorable treatment with respect to the awarding, amending or the making of any determinations with respect to the performance of the Group Biller; provided, that the existence of the facts upon which the state makes such findings shall be in issue and may be reviewed in any competent court. If the Agreement is terminated under this section, AHCCCSA shall be entitled to a penalty, in addition to any other damages to which it may be entitled by law, and to exemplary damages in the amount of three times the cost incurred by the Group Biller in providing any such gratuities to any such officer or employee.

15. The Group Biller shall comply with State Executive Order 99-4, incorporated by reference as part of this Agreement, and Federal Order 11246 which prohibit discrimination based on of race, color, religion, sex, age, national origin or political affiliation.

16. By signing this Agreement, the Group Biller certifies that it has not engaged in any violation of the Medicare Anti-Kickback statute (42 USC §§1320a-7b) or the "Stark I" and "Stark II" laws governing related-entity referrals (PL 101-239 and PL 101-432) and compensation therefrom.

17. The Group Biller shall maintain for the duration of this Agreement a policy or policies of errors and omissions liability insurance and comprehensive general liability insurance. The Group Biller agrees that any insurance protection required by this Agreement, or otherwise obtained by the Group Biller, shall not limit the responsibility of the Group Biller to indemnify, keep and save harmless and defend the State and AHCCCSA, their agents, officers and employees as provided herein. Furthermore, the Group Biller shall be fully responsible for all tax obligations, Worker's Compensation Insurance, and all other applicable insurance coverage, for itself and its employees, and AHCCCSA shall have no responsibility or liability for any such taxes or insurance coverage.

18. If the Group Biller discovers, or is made aware, that an incident of potential fraud or abuse has occurred, the Group Biller shall report the incident to the Health Plan, Program Contractor, or the Administration who shall proceed in accordance with the *AHCCCS Health Plans and Program Contractors Policy for Prevention, Detection and Reporting of Fraud and Abuse*. Incidents involving potential member eligibility fraud should be reported to AHCCCSA, Office of Managed Care, Member Fraud Unit. All other incidents of potential fraud should be reported to AHCCCSA, Office of the Director, Office of Program Integrity.

19. The Provider agrees to submit, within thirty-five (35) days after the date of request by AHCCCSA or the U.S. Department of Health and Human Services, full and complete information as to ownership, business transactions, and criminal activity in accordance with 42 C.F.R. 455 Subpart B and State law.

FOR AND ON BEHALF OF THE GROUP BILLER

FOR AND ON BEHALF OF AHCCCSA

Chris G. Sexton 24 Nov 2014  
Signature Date

\_\_\_\_\_  
Authorization

Chris G. Sexton  
\_\_\_\_\_  
Typed Name

\_\_\_\_\_  
Date

Health Director  
\_\_\_\_\_  
Title

614147  
\_\_\_\_\_  
Provider Number Assigned



**STATE OF ARIZONA**  
**ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM**  
 PROMOTING HONESTY AND INTEGRITY  
**OFFICE OF INSPECTOR GENERAL**

Janice K. Brewer  
 Governor,  
 Thomas J. Betlach  
 Director

**Re-Enrollment Address Verification Form**  
 (Completed W-9 Must Be Included, for each unique Tax Identification Number listed)

NAME (Last, First, M.I. or Company Name): Apache County Public Health Service District  
 SOCIAL SECURITY NUMBER: N/A GENDER:  FEMALE  MALE DATE OF BIRTH: \_\_\_\_\_  
 AHCCCS PROVIDER ID#: 614147 NPI # 1326256884

**LIST ALL CURRENT ADDRESSES**

NOTE: Form will be returned if not completed.

**CORRESPONDENCE ADDRESS**

STREET LINE #1: Box 697  
 STREET LINE #2: \_\_\_\_\_  
 CITY: St Johns STATE: AZ ZIP: 85936  
 BUSINESS PHONE: (928) 333 - 7532 EMERGENCY PHONE: (928) 333 - 2415  
 ATTENTION TO: Carla Walker

**PAY-TO ADDRESS (SITE 01)**

STREET LINE #1: Box 697  
 STREET LINE #2: \_\_\_\_\_  
 CITY: St Johns STATE: Az ZIP: 85936  
 BUSINESS PHONE: (928) 337 - 7532 EMERGENCY PHONE: (928) 333 - 2415  
 ATTENTION TO: Carla Walker  
 EMPLOYER TAX ID# 86-600385 BEGIN DATE: \_\_\_\_\_ END DATE: \_\_\_\_\_

**SERVICE ADDRESS (SITE 01) Must be a Street Address**

STREET LINE #1: 323 S. Mountain Ave  
 STREET LINE #2: Suite 102  
 CITY: Springerville STATE: AZ ZIP: 85938  
 BUSINESS PHONE: (928) 337 - 7532 EMERGENCY PHONE: ( ) - -  
 FAX PHONE: (928) 333- - 5876 ATTENTION TO: Carla Walker  
 BEGIN DATE: \_\_\_\_\_ END DATE: \_\_\_\_\_ PAY-TO LOC. CODE:\* \_\_\_\_\_

(\*Please indicate the locator code for the pay-to address that applies to this service address.)

I affirm under penalty of law that the information on this form is true, accurate, and complete to the best of my knowledge.

SIGNATURE:\*\* [Signature] TITLE: Health Director DATE: 24 Nov 2014

\*\*Must be signature of Provider or Authorized Signor on file with AHCCCS

**PAY-TO ADDRESS (SITE 02)**

STREET LINE #1: \_\_\_\_\_

STREET LINE #2: \_\_\_\_\_

CITY: \_\_\_\_\_ STATE: \_\_\_\_\_ ZIP: \_\_\_\_\_

BUSINESS PHONE: ( ) - - EMERGENCY PHONE: ( ) - -

ATTENTION TO: \_\_\_\_\_

EMPLOYER TAX ID# \_\_\_\_\_ BEGIN DATE: \_\_\_\_\_ END DATE: \_\_\_\_\_

**SERVICE ADDRESS (SITE 02) *Must be a Street Address***

STREET LINE #1: \_\_\_\_\_

STREET LINE #2: \_\_\_\_\_

CITY: \_\_\_\_\_ STATE: \_\_\_\_\_ ZIP: \_\_\_\_\_

BUSINESS PHONE: ( ) - - EMERGENCY PHONE: ( ) - -

FAX PHONE: ( ) - - ATTENTION TO: \_\_\_\_\_

BEGIN DATE: \_\_\_\_\_ END DATE: \_\_\_\_\_ PAY-TO LOC. CODE:\* \_\_\_\_\_

(\*Please indicate the locator code for the pay-to address that applies to this service address.)

**PAY-TO ADDRESS (SITE 03)**

STREET LINE #1: \_\_\_\_\_

STREET LINE #2: \_\_\_\_\_

CITY: \_\_\_\_\_ STATE: \_\_\_\_\_ ZIP: \_\_\_\_\_

BUSINESS PHONE: ( ) - - EMERGENCY PHONE: ( ) - -

ATTENTION TO: \_\_\_\_\_

EMPLOYER TAX ID# \_\_\_\_\_ BEGIN DATE: \_\_\_\_\_ END DATE: \_\_\_\_\_

**SERVICE ADDRESS (SITE 03) *Must be a Street Address***

STREET LINE #1: \_\_\_\_\_

STREET LINE #2: \_\_\_\_\_

CITY: \_\_\_\_\_ STATE: \_\_\_\_\_ ZIP: \_\_\_\_\_

BUSINESS PHONE: ( ) - - EMERGENCY PHONE: ( ) - -

FAX PHONE: ( ) - - ATTENTION TO: \_\_\_\_\_

BEGIN DATE: \_\_\_\_\_ END DATE: \_\_\_\_\_ PAY-TO LOC. CODE:\* \_\_\_\_\_

(\*Please indicate the locator code for the pay-to address that applies to this service address.)

I affirm under penalty of law that the information on this form is true, accurate, and complete to the best of my knowledge.

SIGNATURE:\*\* Chris S. Sexton TITLE: Health Care Director DATE: 24 Nov 2014

\*\*Must be signature of Provider or Authorized Signor on file with AHCCCS

Copy if additional pages are needed

02/2013

FOR AND BEHALF OF APACHE COUNTY

BOARD OF SUPERVISORS

---

TOM WHITE, CHAIRMAN

---

DATE

APACHE COUNTY ATTORNEY

---

MICHAEL WHITING, COUNTY ATTORNEY

---

DATE

Apache County Board of Supervisors  
AGENDA ITEM REVIEW FORM

date/time stamp

Submitter's Name: (Individual, Organization, or County Department)

Chris Sexton, Director, ACPHSD

Date/Signature: 12/02/14

Describe in detail what you want to say to the Board and what action you want the Board to take:

ACPHSD requests discussion and possible approval of IGA Contract #: ADHS13-034434 Amendment #2 Teen Pregnancy Prevention Program – Abstinence Plus.

Effective January 1, 2015, it is mutually agreed that the IGA referenced is amended as follows:

1. The Price Sheet of Amendment One (1) is replaced with the attached revised Price Sheet of this Amendment Two (2). The IGA Item Pricing shall be revised in ProcureAZ to align with available funding upon execution of this Amendment Two (2). The IGA line item pricing total remains the same at \$187,420.00 based on the following line item changes:

1.1 Personnel increased by \$8,459.22 for a total of \$106,140.00. Program staff expenses include three (3) full-time employees: a Program Coordinator, Health Educator III, and a Health Educator I. The program also includes one (1) part-time employee. In addition, a part-time position was changed to a full-time position. The increase also includes a three percent (3%) increase for all staff. Thirty-three (33%) of the Division Manager's salary is budgeted as well;

1.2 ERE increased by \$2,270.96 for a total of \$32,424.00 due to the change in Personnel expenses and an increase in health insurance costs

BOS Meeting Date Requested 1/06/15

PRE-AGENDA ITEM REVIEW

Review Routing / x/Legal / x/Finance / /Purchasing / /Human Resource / /Other:

Legal Review:

Signature:

Finance Review:

Signature:

Human Resources Review:

Signature:

Other Review:

Signature:

Reviews completed, item approved for Agenda. Supervisor/Board Clerk's Initials

## Kimberly Penrod

---

**From:** Joe Young [JYoung@apachelaw.net]  
**Sent:** Tuesday, December 09, 2014 11:05 AM  
**To:** Kimberly Penrod; Michael Whiting  
**Cc:** Chris Sexton  
**Subject:** RE: Emailing: TEEN PREGNANCY AMENDMENT2, Teen Pregnancy Amendment 2

Kimberly, I have reviewed the item and have no issues with it. I have been trying to print it out to sign and send back, but I am still having issues with my printer. Please use this email as proof of our review while I try to get the printer situation fixed.

---

**From:** Kimberly Penrod [kpenrod@co.apache.az.us]  
**Sent:** Monday, December 08, 2014 7:43 AM  
**To:** Joe Young; Michael B. Whiting  
**Cc:** Chris Sexton  
**Subject:** FW: Emailing: TEEN PREGNANCY AMENDMENT2, Teen Pregnancy Amendment 2

Joe,

Have you had a chance to review? We would like to be able to submit this item today so it can be on the 12/16/14 agenda.

THx,

Kimberly

-----Original Message-----

**From:** Kimberly Penrod  
**Sent:** Tuesday, December 02, 2014 2:56 PM  
**To:** Joe Young; Ryan Patterson; Michael Whiting  
**Cc:** Chris Sexton  
**Subject:** Emailing: TEEN PREGNANCY AMENDMENT2, Teen Pregnancy Amendment 2

Joe and Ryan,

Please review the attached Agenda Item and send your response to my attention by 12/08/14 so we can put it on the 12/16/14 Agenda.

Thx,

Kimberly

The message is ready to be sent with the following file or link attachments:

TEEN PREGNANCY AMENDMENT2  
Teen Pregnancy Amendment 2

**Kimberly Penrod**

---

**From:** Ryan Patterson  
**Sent:** Wednesday, December 03, 2014 10:39 AM  
**To:** Kimberly Penrod  
**Subject:** RE: Emailing: TEEN PREGNANCY AMENDMENT2, Teen Pregnancy Amendment 2

Appears to have no effect on the overall budget. Please accept email as signature.

Ryan N. Patterson, CPA  
Director of Finance/CFO  
Apache County

-----Original Message-----

**From:** Kimberly Penrod  
**Sent:** Tuesday, December 2, 2014 2:56 PM  
**To:** Joe Young; Ryan Patterson; Michael Whiting  
**Cc:** Chris Sexton  
**Subject:** Emailing: TEEN PREGNANCY AMENDMENT2, Teen Pregnancy Amendment 2

Joe and Ryan,

Please review the attached Agenda Item and send your response to my attention by 12/08/14 so we can put it on the 12/16/14 Agenda.

Thx,

Kimberly

The message is ready to be sent with the following file or link attachments:

TEEN PREGNANCY AMENDMENT2  
Teen Pregnancy Amendment 2

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled.



INTERGOVERNMENTAL AGREEMENT (IGA) AMENDMENT

ARIZONA DEPARTMENT OF HEALTH SERVICES
1740 W. Adams, Room 303
Phoenix, Arizona 85007
(602) 542-1040
(602) 542-1741 Fax
Procurement Officer
Sue-Anne Tan

Contract No: ADHS13-034434

Amendment No. 2

Teen Pregnancy Prevention Program - Abstinence Plus

Effective January 1, 2015, it is mutually agreed that the IGA referenced is amended as follows:

- 1. The Price Sheet of Amendment One (1) is replaced with the attached revised Price Sheet of this Amendment Two (2). The IGA Item Pricing shall be revised in ProcureAZ to align with available funding upon execution of this Amendment Two (2). The IGA line item pricing total remains the same at \$187,420.00 based on the following line item changes:
1.1 Personnel increased by \$8,459.22 for a total of \$106,140.00. Program staff expenses include three (3) full-time employees: a Program Coordinator, Health Educator III, and a Health Educator I. The program also includes one (1) part-time employee. In addition, a part-time position was changed to a full-time position. The increase also includes a three percent (3%) increase for all staff. Thirty-three (33%) of the Division Manager's salary is budgeted as well;
1.2 ERE increased by \$2,270.96 for a total of \$32,424.00 due to the change in Personnel expenses and an increase in health insurance costs;

All other provisions of this IGA remain unchanged.

Form with signature lines for Contractor (Apache County Public Health Services), Contractor Attorney, and Assistant Attorney General. Includes fields for Signature, Date, Printed Name, Title, and State of Arizona. Also contains a section for the Secretary of State regarding House Bill 2011.



**INTERGOVERNMENTAL AGREEMENT (IGA)  
AMENDMENT**

**ARIZONA DEPARTMENT OF  
HEALTH SERVICES**

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Contract No: ADHS13-034434

Amendment No. 2

Procurement Officer  
Sue-Anne Tan

- 1.3 Professional and Outside Services increased by \$500.00 for a total of **\$2,000.00** to include office equipment maintenance expenses. This expense was included in the Operating Expenses last year which explains the increase;
  - 1.4 Travel Expenses decreased by \$6,857.00 for a total of **\$10,143.00** due to the Ganado Office will be receiving a County pool vehicle which would reduce the personal mileage expenses;
  - 1.5 Other Operating Expenses decreased by \$6,983.18 for a total of **\$13,613.00** due to 2015 budget only accounts for one laptop for a new part-time employee as other supplies had been purchased in 2014. In addition, vehicle maintenance expenses have been moved to the travel expenses line; and
  - 1.6 Occupancy Expenses increased by \$2,610.00 for a total of **\$23,100.00** due to expenses included for all offices (Springerville and Ganado).
2. Replace the Logic Model of the IGA with the attached revised Logic Model in this Amendment Two (2).
  3. Pursuant to Terms and Conditions, Provision Seven (7), Risk and Liability, Section 7.3 Indemnification – Patent and Copyright, is hereby deleted in its entirety.
  4. Pursuant to the Terms and Conditions, Provision Eighteen (18), Health Insurance Portability and Accountability Act of 1996 of the IGA is hereby replaced with the following language:

**18. Health Insurance Portability and Accountability Act of 1996 (HIPAA)**

The Contractor warrants that it is familiar with the requirements of HIPAA, as amended by the Health Information Technology for Economic and Clinical Health Act (HITECH Act) of 2009, and accompanying regulations and will comply with all applicable HIPAA requirements in the course of this Contract. Contractor warrants that it will cooperate with the Arizona Department of Health Services (ADHS) in the course of performance of the Contract so that both ADHS and Contractor will be in compliance with HIPAA, including cooperation and coordination with the Arizona Department of Administration-Arizona Strategic Enterprise Technology (ADOA-ASET) Office, the ADOA-ASET Arizona State Chief Information Security Officer and HIPAA Coordinator and other compliance officials required by HIPAA and its regulations. Contractor will sign any documents that are reasonably necessary to keep ADHS and Contractor in compliance with HIPAA, including, but not limited to, business associate agreements.

If requested by the ADHS Procurement Office, Contractor agrees to sign a "Pledge To Protect Confidential Information" and to abide by the statements addressing the creation, use and disclosure of confidential information, including information designated as protected health information and all other confidential or sensitive information as defined in policy. In addition, if requested, Contractor agrees to attend or participate in HIPAA training offered by ADHS or to provide written verification that the Contractor has attended or participated in job related HIPAA training that is: (1) intended to make the Contractor proficient in HIPAA for purposes of performing the services required and (2) presented by a HIPAA Privacy Officer or other person or program knowledgeable and experienced in HIPAA and who has been approved by the ADOA-ASET Arizona State Chief Information Security Officer and HIPAA Coordinator.



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HEALTH SERVICES**

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Procurement Officer  
Sue-Anne Tan

**Price Sheet**  
As of January 1, 2015

**Apache County Public Health Services District**

<b>COST REIMBURSEMENT LINE ITEMS</b>	<b>TOTAL AMOUNT</b>
PERSONNEL	\$106,140.00
EMPLOYEE RELATED EXPENSES	\$32,424.00
PROFESSIONAL/OUTSIDE SERVICES	\$2,000.00
TRAVEL EXPENSES	\$10,143.00
OTHER OPERATING EXPENSES	\$13,613.00
OCCUPANCY EXPENSES	\$ 23,100.00
<b>TOTAL</b>	<b>\$187,420.00</b>

**Note:** The Contractor is authorized to transfer among line items up to ten percent (10%) of the total budget amount as shown on the Price Sheet and shall have prior written approval from the ADHS Program Manager. Any proposed transfer of funds among line items that exceeds ten percent (10%) of the budget amount shall require a Contract Amendment. Transfer of funds from a funded line to a non-funded line is not allowed without a Contract Amendment.



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Sue-Anne Tan

**Logic Model Framework –  
Apache County Teen Pregnancy Prevention Program**

**GOAL:** Describe the goal of your program: a broad statement of intended change which identifies the target population.

The youth aged 12-19 in Apache County that participate in an evidence-based teen pregnancy prevention program will be provided developmentally appropriate education on sexually transmitted infections, contraceptives, and life skills that will lead to a healthier lifestyle (increased use of contraceptives, decrease in teen pregnancy, and increase in the attitude towards abstinence) and subsequently lead to greater success in life. In addition, program will provide education to parents/caregivers utilizing research-based programs to help develop or enhance their parenting skills and to increase their confidence in their abilities to support their children.

**THEORY:** Explain the theory behind why the program(s) approach will work.

Apache County has more than 15 years' experience serving youth through a variety of health prevention programs. In January 2008, Apache County partnered with the Arizona Department of Health Services to provide teen pregnancy prevention programs to at-risk youth aged 12-19 and parents/caregivers. This was an effort to address a public health issue among our youth. Initially the program only delivered the Wyman Teen Outreach Program but discontinued that in Fall 2013 due to the lack of time available in a school-setting. As of January 2014, the program offers the following programs: Wise Guys, Smart Girls, Native STAND, Making Proud Choices and Active Parenting. In addition to delivering approved curricula, the program provides education to parents/guardians, and provides opportunities for collaboration about community agencies for services to youth in the school-setting. Programs will use evidence-based / promising curricula as approved by the Arizona Department of Health Services.

Apache County has pregnancy and birth rates that are both higher than the state rate. In 2011, the birth rate for Apache County was 14.9 compared to the Arizona rate of 13.2. In 2011, the pregnancy rate for Apache County was 23.6 compared to Arizona rate of 23.0. These statistics have shown that there is a need for medically accurate education for teens regarding pregnancy prevention in Apache County as revealed by national, state, and local data.

Apache County Teen Pregnancy Prevention Program, by implementing the strategies above, hopes to see a decrease in teen pregnancy rates, increase in contraceptive use, and increase in positive attitudes toward abstinence. This shall be determined by the results of the formal evaluation summaries as reported by the Arizona Department of Health Services.



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TARGET POPULATION: Describe the population of clients that will be served.

The target population includes northern and southern Apache County youth, aged 12-19, and parents. The county spans a vast area and many communities are geographically isolated. The northern part of the county is also on the Navajo Nation. The county includes a diverse population due to the cultural diversity that exists.

Communities served include: Springerville / Eagar, St. Johns, Concho, Ganado, and Chinle. Apache County is unique in that it spans over 211 miles from the Utah border to just south of Alpine, being the longest county in the country. "Almost seventy-three percent (72.9%) of the population are American Indian (52,154) and about sixty-eight percent (68.34%) of the land area (7,666.96 square miles) is Navajo Nation-the largest Native American tribe in the United States." Apache County is one of a few counties in the United States where the most spoken language is not English. The predominant language is Navajo, followed by English and then Spanish. Community Health Assessment, Apache County 2011

Youth in Apache County face a number of social determinants such as higher than state and national unemployment rate, underinsured populations, and a greater reporting of poor general health. Data Source: U.S. Bureau of Labor Statistics, December, 2012 Local Area Unemployment Statistics.

Apache County youth lack regular social activities and youth centers to assist with keeping youth engaged in positive outreach events. In addition, many communities are separated by quite a bit of a distance with long travel associated and many families lack transportation.

INPUTS: List the program(s) inputs - i.e. the resources, people, skills, knowledge and tools being used to deliver services.

- 1. Program is composed of three full-time employees and two half-time employees. The Division Manager, Program Coordinator, 1 full-time health educator (Ganado), and 2 part-time health educators (St. Johns and Springerville). Health Educators service the communities in their area with evidence-based programs and outreach activities for youth and parents.
2. Offices are located in Springerville, St. Johns, and Ganado.
3. All staff has a reliable, updated laptop for use in-class and for use in the community education.
4. Community partners for annual events, such as Teen Maze and as guest speakers for topics contained in programs offered.
5. Program participants (youth and parents) of Apache County

Resources dedicated to or consumed by the program: i.e.: money, staff, time, facilities, volunteers, equipment, supplies
Constraints on the Program: Laws, regulations, requirements



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Procurement Officer  
Sue-Anne Tan



**STRATEGIES:** List the strategies - i.e. things done to, for or with the population intended to lead to the desired change.

1. Provide evidence-based programs to youth in Apache County to lower the pregnancy rate
2. Provide Teen Maze events
3. Educate the public about teen pregnancy and sexually transmitted infections
4. Provide awareness of issues teens face (unhealthy relationships, sexting, drug/alcohol, suicide, etc)

*What the program does with inputs to fulfill its mission: Activities Services Processes*



**OUTPUTS:** List the outputs - i.e. the product of the activity, service or process. List in quantitative measures.

1. Provide outreach to all eleven (11) schools districts for implementation of programs.
2. Delivery of the Active Parenting program to least three parent groups during FY 2014 at different sites.
3. Delivery of the Native STAND program to at least 300 students during FY 2014.
4. Delivery of the Making Proud Choices program to at least 30 students.
5. Delivery of the Smart Girls program to at least 30 students.
6. Delivery of the Wise Guys program to at least 30 students.

*The direct product of program Activities, Services or Processes.*



**SHORT-TERM OUTCOMES:** List the short-term benefits expected from the target population.

1. Changes in awareness of teen pregnancy and sexually transmitted infections
2. Changes in knowledge
3. Increased skills
4. Increased motivation and aspirations for their futures

*Short-term outcomes should focus on changes in: Knowledge, Attitude, or Skill of the target population.*



**INDICATORS:** List the indicators that will be used to measure the changes/benefits.

1. Youth will have attended at least 80% of the total class sessions held as measured by attendance sheets.
2. Pre and Post Surveys to be administered to measure students' increase in skills, knowledge, and attitude.

*Use the Indicators to quantitatively describe the program(s) intended*



**INTERGOVERNMENTAL AGREEMENT (IGA)  
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Amendment No. 2

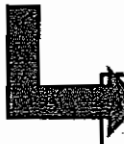
Procurement Officer  
Sue-Anne Tan

*measurable results.*

**MID-TERM OUTCOMES:** List the mid-term benefits expected from the target population.

1. Changes in the practice of healthier behaviors
2. Changes in personal decisions as related to their sexual health
3. Increased communication between parents and their child(ren)

*Mid-term outcomes should focus on changes in: Behavior of the target population.*



**INDICATORS:** List the indicators that will be used to measure the changes/benefits.

1. Youth will have attended at least 80% of the total class sessions held as measured by attendance sheets.
2. Pre and Post Surveys to be administered to measure students' increase in skills, knowledge, and attitude.

*Use the indicators to quantitatively describe the program(s) intended measurable results.*

**LONG-TERM OUTCOMES:** List the long-term benefits expected from the target population.

1. Better sexual health outcomes
2. Delayed sexual activity or responsible use of contraceptives
3. Greater success in school and employment

*Long-term outcomes should focus on changes in: Condition or Altered Status of the target population*



**INDICATORS:** List the indicators that will be used to measure the changes/benefits.

1. Youth will have attended at least 80% of the total class sessions held as measured by attendance sheets.
2. Pre and Post Surveys to be administered to measure students' increase in skills, knowledge, and attitude.

*Use the indicators to quantitatively describe the program(s) intended measurable results.*

JOE SHIRLEY, JR.  
MEMBER OF THE BOARD  
DISTRICT I  
P.O. Box 1952, Chinle, AZ. 86503

TOM M. WHITE, JR.  
CHAIRMAN OF THE BOARD  
DISTRICT II  
P.O. Box 994, Ganado, AZ. 86505

BARRY WELLER  
VICE-CHAIR OF THE BOARD  
DISTRICT III  
P.O. Box 428, St. Johns, AZ. 85936

**BOARD OF SUPERVISORS  
OF APACHE COUNTY**

P.O. BOX 428  
ST. JOHNS, ARIZONA 85936

TELEPHONE: (928) 337-7503  
FACSIMILE: (928) 337-2003



BELWIN P. WENGERT, MANAGER-CLERK  
ST. JOHNS, AZ. 85936

December 15, 2014

Tina Dendy  
P.O. Box 60  
Nutrioso, AZ 85932

Dear Ms. Dendy:

Your Petition of Proposed Correction for parcel 101-41-017 has been scheduled for the Board of Supervisors' (Board of Equalization) meeting on Tuesday, January 6, 2015 at 8:30 a.m. The meeting will be held in the Supervisors' Meeting Room, County Annex Building, 75 West Cleveland, St. Johns, Arizona.

You are welcome to be present at this meeting and please feel free to contact my office if you have any questions.

Sincerely,

Beth Bond  
Assistant Clerk of the Board

# PETITION FOR REVIEW OF PROPOSED CORRECTION

Pursuant to A.R.S. § 42-16252

FOR PETITIONS FILED IN MARICOPA OR PIMA COUNTY, SUBMIT TO THE STATE BOARD OF EQUALIZATION (SBOE).  
IF FILED IN ANY OTHER COUNTY, SUBMIT TO THE COUNTY BOARD OF EQUALIZATION.

- File this petition within THIRTY DAYS after the notice of decision is mailed by the Tax Officer.
- Retain the top copy and mail or hand deliver the remaining copies to either the County or State Board of Equalization.
- A petition is considered to be filed either when actually received by the Board or as of the date of the United States Postal Service Postmark date.
- Include the State Board of Equalization's copy of the original notice and any attachments with this petition.
- Include a current Agency Authorization form with this petition if the agent has not represented the taxpayer at the Assessor level.
- Complete items 1 through 8 where applicable. Press firmly when completing this form.

2015 TRC 1785401

1. COUNTY Apache BOOK/MAP/PARCEL 101-41-017 TAX ROLL # R0001050  
 2. PROPERTY ADDRESS OR LEGAL DESCRIPTION #165 CR 2108

3. TYPE OR PRINT OWNER'S NAME AS LISTED ON TAX ROLL  
LAMBERT CASE & TINA DENDY  
 NAME P.O. Box 60  
 ADDRESS NUTRIOSO ARIZ. 85932  
 CITY STATE ZIP

4. MAIL DECISION TO:  
ESAME ADDRESS  
 NAME  
 ADDRESS  
 CITY STATE ZIP

5. COMPLETED BY: (Owner, Agent, or Attorney) TINA DENDY

NAME/COMPANY NAME  
 ADDRESS  
 AGENTS ONLY: State Board of Appraisal # 70 TPOB E 1104, 71 TPOB DRY Telephone 760 N4 cor Ave 16 N R 29E TUCUMCUM E 1324.41  
(Pima and Maricopa Counties Only)

6. BASIS FOR THIS PETITION: Additional documents submitted must contain the book, map and parcel number or tax roll number and be attached to the petition. Evidence contained in this appeal could be the basis for either increasing or decreasing the valuation, changing the classification, or no change. THIS PETITION IS BASED ON THE FOLLOWING METHOD(S) OF VALUATION: MARKET  COST  INCOME   
NEIGHBORS APPRAISED VALUE OF THEIR PROPERTY IMMEDIATE NEXT TO OURS

7. TAX OFFICER'S PROPOSED CORRECTION

2013	LEGAL CLASS 03	LAND FCV: 44,389.00	IMPS. FCV: 53,551.00
TAX YEAR	ASSMT. RATIO 10.	TOTAL FCV: 97,940.00	TOTAL LPV: 97,940.00
2014	LEGAL CLASS 03	LAND FCV: 44,389.00	IMPS. FCV: 53,551.00
TAX YEAR	ASSMT. RATIO 10.	TOTAL FCV: 97,940.00	TOTAL LPV: 97,940.00
2015	LEGAL CLASS 03	LAND FCV:	IMPS. FCV:
TAX YEAR	ASSMT. RATIO 1.100	TOTAL FCV: 70,055	TOTAL LPV: 70,055

70,055 T.O.

OWNER'S OPINION OF VALUE

2012	LEGAL CLASS 03	LAND FCV: 43,771	IMPS. FCV: 44,169
TAX YEAR	ASSMT. RATIO	TOTAL FCV: 87,940	TOTAL LPV: 87,940
2013	LEGAL CLASS 03	LAND FCV: 43,771	IMPS. FCV: 44,169
TAX YEAR	ASSMT. RATIO	TOTAL FCV: 87,940	TOTAL LPV: 87,940
2015	LEGAL CLASS 03	LAND FCV:	IMPS. FCV:
TAX YEAR	ASSMT. RATIO 1.100	TOTAL FCV: 70,055	TOTAL LPV: 70,055

8. I hereby request that the proposed correction described above be reviewed by the County or State Board of Equalization and that the Board consider the provided information in making its determination. I hereby affirm that the information included or attached is true and correct.

IN PIMA AND MARICOPA COUNTIES ONLY:  
 Check here if you want this appeal to be heard on the record and submit any additional written or typed information with this form. This means that neither you nor the Assessor will appear in person before the State Board of Equalization to offer oral testimony.

x Tina Dendy SIGNATURE OF PROPERTY OWNER OR REPRESENTATIVE      Dec. 9/2014 DATE

Apache County Board of Supervisors  
AGENDA ITEM REVIEW FORM

date/time stamp

Submitter's Name: (Individual, Organization, or County Department)

Malena Bazurto

Date/Signature: 12-29-14 [Signature]

Describe in detail what you want to say to the Board and what action you want the Board to take:

Public Hearing for CDBG State Special Projects application  
submission for ADA improvements at the Round Valley  
Rodeo Grounds.

BOS Meeting Date Requested 1-6-15

PRE-AGENDA ITEM REVIEW

Review Routing / /Legal / /Finance / /Purchasing / /Human Resource / /Other: \_\_\_\_\_

Legal Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Finance Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Human Resources Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Other Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Reviews completed, item approved for Agenda. Supervisor/Board Clerk's Initials \_\_\_\_\_

**AUTHORIZATION TO SUBMIT APPLICATION(S)  
AND IMPLEMENT CDBG PROJECTS**

RESOLUTION NO. 2013-17

A RESOLUTION OF THE APACHE COUNTY BOARD OF SUPERVISORS OF APACHE COUNTY AUTHORIZING THE SUBMISSION OF APPLICATIONS FOR 2013 AND/OR 2014 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) STATE SPECIAL PROJECTS (SSP) FUNDS, CERTIFYING THAT SAID APPLICATIONS MEET 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 applications address the community's identified housing and community development needs, including the needs of low and moderate income persons; and

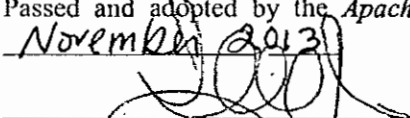
WHEREAS, an applicant of State CDBG funds is required to comply with the program guidelines and Federal Statutes and regulations.

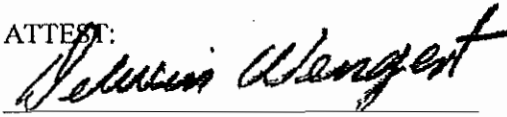
NOW, THEREFORE, BE IT RESOLVED THAT the *Apache County Board of Supervisors* of Apache County authorize application to be made to the State of Arizona, Department of Housing for 2013 and/or 2014 CDBG /SSP funds, and authorize the *Chair of the Board of Supervisors* to sign application and contract or grant documents for receipt and use of these funds for renovation and construction of The Round Valley Rodeo Grounds (formerly, Eagar Rodeo Grounds) restroom facilities and improved ADA access for the grounds and community building, and authorize the *Chair of the Board of Supervisors* to take all actions necessary to implement and complete the activities submitted in said applications; and

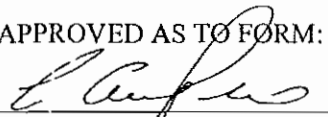
THAT this application for State CDBG funds meets the requirements of low- and moderate-income benefit for activities justified as benefiting low- and moderate-income persons, aids in the prevention or elimination of slum and blight or addresses an urgent need which poses a threat to health; and

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 these applications.

Passed and adopted by the *Apache County Board of Supervisors* of \_\_\_\_\_ this 5 day of November 2013

  
\_\_\_\_\_  
*Chair of the Board of Supervisors*

ATTEST:  
  
\_\_\_\_\_  
*Clerk of the Board*

APPROVED AS TO FORM:  
  
\_\_\_\_\_  
*County Attorney*



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## The Arizona Department of Housing 2014 Information Bulletin

REGARDING PROGRAMS: Community Development and Revitalization

REGARDING FUNDING SOURCES: Community Development Block Grant  
(CDBG)

**INFORMATION BULLETIN No. 20-14**

**ISSUED: September 19, 2014**

**RE: Notice of Funding Availability for CDBG State Special Projects  
Competitive Funding**

### NOTICE OF FUNDING AVAILABILITY (NOFA OR NOTICE)

For FY 2014, the Arizona Department of Housing (ADOH) expects to allocate approximately \$1,178,677 in Community Development Block Grant (CDBG) Program funds to State Special Projects (SSP). The FY 2014 SSP funds will be distributed in one competitive funding round and the application submission deadline is Thursday, February 19, 2015 at 4 p.m.

The Application Process for the SSP funding allocation is described in the CDBG Application Handbook (REV. September 3, 2014) with any changes or additional requirements outlined in this Notice. The CDBG Application Handbook and SSP Rating Forms (the Rating Tool and the Completeness Review Form) can be obtained from the ADOH website at: <http://www.azhousing.gov/ShowPage.aspx?ID=528&CID=16>.

### STATE SPECIAL PROJECTS INFORMATION

#### Eligible Applicants

Consistent with federal law, eligible applicants for the State CDBG Program are:

- All incorporated cities and towns, except those located in Maricopa and Pima Counties and excluding the cities of Flagstaff, Prescott and Yuma and Tribal lands.
- All of Arizona's counties except Maricopa and Pima Counties.

#### Eligible Activities

Eligible activity categories are found in the CDBG Application Handbook at Section 6 State Special Projects (SSP). Activities must meet a CDBG National Objective and at least 70% of all funds must benefit persons of low and moderate income. Applicants unsure of an activity's eligibility are encouraged to contact ADOH staff to discuss the project.

Eligible activities should be ready to begin implementation within 30 days of execution of the Funding Agreement, and must anticipate completion within the self-determined and approved contract timeframe, generally not to exceed 24 months.

### **Threshold Issues and Application Requirements**

There are general thresholds that apply to every application and thresholds that are project specific. Applications *must meet both general and project specific thresholds* in order to be eligible for scoring. Any application that does not meet all applicable threshold requirements will not be competitively scored and will be denied for funding.

In addition to the thresholds found at Section 6 "State Special Projects" of the CDBG Application Handbook (REV. September 3, 2014) the following thresholds apply:

- **Project application must be for activities that align with the state's FY2010-2014 Consolidated Plan.**
- **Slum/Blight and Urgent Needs** activities are capped at a maximum of 30% of the total CDBG allocation per year. Applicants proposing Slum/Blight or Urgent Need projects must notify the Department in advance for approval of the submission of a Slum/Blight or Urgent Need project application. *Slum/Blight projects must address one or more of the conditions indicated in the applicant's resolution as the reason for designation of the target area as Slum/Blight.*
- **Budget:** Applicant must submit detailed budgets for both administrative and project funding (including any leverage funds), which have been carefully considered to maximize the potential of CDBG funds. Budgets should demonstrate project viability, sufficient funding to complete the entire project and document proposed expenses and schedules. The sources of all leverage funds must be provided.
- **Service Area:** Applicant must provide documentation evidencing a clearly-defined and appropriate Service Area for the project (e.g. project maps, census data, surveys, appropriate/complete application forms etc.). Per application Form 13 Applicant must attach a narrative explanation justifying the geographical outline of the Service Area.

### **For Public Facilities and Improvements**

- Eligible activities are:
  - Water System Improvements
  - Wastewater System Improvements
  - Road/Street Improvements
  - Flood and Drainage Improvements
  - Other Public or Privately Owned Utilities
- Applicant must submit complete construction plans and specifications including evidence of approval by the appropriate department at the local government level.
- Applicant must submit proof of site control.
- Applicant must submit final engineering design drawings, signed and certified.
- Applicant must submit a list of qualified bidders selected for solicitation and statement certifying that the local government will select vendors through a competitive procurement process compliant with CDBG guidelines.

- Applicant must include copies of all applicable permits (e.g. zoning, building, Army Corps of Engineers) *or* letters from the appropriate bodies stating these permits will likely be approved within 30 days of award notification. In the event that permits are not applicable (i.e. work performed by city staff in the right of way owned by the city) the applicant must provide a detailed written explanation of why permits are not applicable to the project.
- Applicant must submit evidence of proper zoning for the project type from the appropriate planning and/or zoning dept.
- Applicant must provide detailed Cost estimates that have been signed and certified by an Architect, Engineer or Contractor.

#### **For Community/Supportive Housing Facilities**

- Eligible Activities are:
  - ADA/ROB Improvements – as a standalone activity for any community/supportive housing facility (including parks, playgrounds, libraries, youth centers, community centers, etc.)
  - Community Facilities (e.g. Community Center, Sr. Center)
  - Food Banks
  - Physical or Psychological Disabilities Facilities
  - Homeless Facilities
  - Supportive Housing Facilities (DV shelters, halfway houses, housing for disaster victims, hospitals etc.)
- Applicant must submit complete construction plans and specifications including evidence of approval by the appropriate department at the local government level.
- Applicant must submit documentation demonstrating that the applicant or subrecipient owns the land in question with no restrictive agreements attached to the land.
- Applicant must provide a list of qualified bidders selected for solicitation and statement certifying that the local government or subrecipient will select vendors through a competitive procurement process compliant with CDBG guidelines.
- Applicant must provide detailed Cost Estimates that have been signed and certified by an Architect, Engineer or Contractor.
- Applicant must include copies of all applicable permits (e.g. zoning, building, Army Corps of Engineers) or letters from the appropriate bodies stating these permits will likely be approved within 30 days of award notification. In the event that permits are not applicable (i.e. work performed by city staff in the right of way owned by the city) the applicant must provide a detailed written explanation of why permits are not applicable to the project.

#### **For Housing:**

- Eligible activities are:
  - Owner Occupied Housing Rehabilitation
  - Rental Housing Rehabilitation
  - Lead-based Paint Evaluation or Reduction
- Applicant must provide a copy of the wait list of *income qualified* homeowners/tenants that is signed by the CDBG Contact to support need. Income qualifications must be less than 6 months old for at least the same number of beneficiaries who will be served by

the application. Wait list must include household name, address, size, AMI%, date of Income Qualification and race/ethnicity information.

- Applicant must submit a copy of the community's Housing Rehab Guidelines (HRGs) AND a copy of the ADOH document approving the HRGs. HRG's therefore must be reviewed and approved by ADOH prior to submission of an SSP application. HRG's must have incorporated ADOH Weatherization Standards (Issued 10/12/12, REV. 8/22/13) located at: <http://www.azhousing.gov/ShowPage.aspx?ID=531&CID=16>. (See also CDBG Application Handbook Section 11, Housing Rehabilitation Guidelines part B, page 283).
- Applicant must submit evidence that the community's HRGs have been adopted by its governing body via a resolution or meeting minutes.
- If Rental Rehab: applicant must include documented evidence the landlord has site control.
- If Rental Rehab: applicant must submit a copy of the agreement between the landlord and the local government to rent a certain percentage of units to L/M income households.

#### **For Economic Development Assistance**

- Eligible activities are:
  - Direct Assistance to For-profit Businesses
  - Economic Development Services
  - Micro-enterprise Assistance to Businesses
- Applicant must submit a list of qualified business owners to be assisted.
- Applicant must provide letters from the assisted businesses agreeing to create or retain jobs and comply with CDBG requirements for economic development activities.
- Applicant must provide evidence that the activities proposed are financially feasible.
- If infrastructure/construction project: cost estimates have been certified by an Architect, Engineer or Contractor.

#### **For Planning**

- Eligible activities are:
  - Engineering Plans
  - Architectural Plans
  - Environmental Review Records (ERR)
- The state is limited by CDBG statute to 20% of its annual allocation for administration and planning activities. Therefore applicants must notify the CDBG program in advance of their intention to apply for funds for a planning grant in writing. The written notification must specify the type of plan to be undertaken and the maximum amount of resources to be requested. ADOH retains the right to declare an application for this activity non-fundable on the basis of the state limitation. Applicants will be considered for funding for this activity, if the statewide limitation is exceeded, on a first-notified, first-funded basis. Applicants must submit a copy of the written notification letter dated prior to application deadline.
- Applicant must submit a copy of the ADOH approval to apply for a planning grant dated prior to the application due date.

- All Planning must be for projects that will be implemented through the applicant's next Regional Account application. Applicants will be required to submit an original certification letter executed by the Chief Elected Official verifying that the applicant's upcoming regional account application will be for the implementation of the project for which the planning was completed. Public Participation documentation must support that the planning and project have been discussed, open for public comment and selected as the applications to be submitted to ADOH for funding.
- Completed plans or ERR must be for projects that benefit at least 51% low-mod persons.
- For applicants that do not have a contracted engineer, architect or third party consultant to prepare an ERR:
  - Applicant must submit a Draft Request for Qualifications (RFQ) for the procurement of the engineer, architect or third party consultant.
  - Applicant must submit a list of qualified firms to solicit RFQ
- For applicants that already have a contracted engineer, architect or third party consultant to prepare an ERR:
  - Applicant must submit copies of the procurement documentation from selection of the contracted engineer, architect or third party consultant.
  - Applicant must submit a copy of the contract between the applicant and the engineer, architect or third party consultant.
  - Scope of services in the contract must cover the completion of the plan or ERR for which funding is requested.

Please review Part I "Thresholds" of the ADOH CDBG SSP Rating Tool FY2014. The rating tool can be obtained from the ADOH website at:

<http://www.azhousing.gov/ShowPage.aspx?ID=528&CID=16>

### **Public Participation**

ADOH encourages each community to combine SSP projects with Regional Account Projects in the public participation and publication process to avoid the need for additional publications and hearings. *All documented evidence of Public Participation process where the project for this SSP application was selected must be submitted.* Please refer to Section 5 of the CDBG Application Handbook (Rev. February 11, 2014):

<http://www.azhousing.gov/ShowPage.aspx?ID=387&CID=16>

### **Selection of Project Awards**

Projects will be selected for SSP funding by a competitive process through which applications are scored. Applications that are complete and have met all applicable threshold requirements will be competitively scored with the highest scoring applications receiving awards until available funds are exhausted. Scored applications will be kept on file for one year and the next highest scoring application will be funded only if funding becomes available through recapture or de-obligated CDBG funds sufficient to award the additional project.

The goals of the rating system are as follows:

- Ensure fairness in competition for the grants;

- Increase the objectivity of the reviews; and
- Provide grantees with more information on how to write a competitive application.

The application rating system places additional emphasis on: targeting the most low-moderate income people and communities; determining the need for the activity; past performance of the applicant and/or administrating agency; and cost effectiveness of the project.

*There is a minimum score requirement of 70 points.* Any applications not scoring the minimum 70 points will not be considered for funding. Please review Part II, III & IV of the ADOH CDBG SSP Rating Tool FY2014 carefully.

The SSP Rating Tool and a Completeness Review Form can be obtained from the ADOH website at: <http://www.azhousing.gov/ShowPage.aspx?ID=528&CID=16>

**Selection Notification**

ADOH anticipates notifying all applicants within 90 days of application deadline as to whether they will be funded. Applicants approved for funding should be prepared to initiate projects within 30 days of notification.

Upon request, both funded and unfunded applicants will have the opportunity to review their application’s scoring with ADOH staff in order to increase their competitiveness in subsequent application and funding processes.

**Maximum Grant Amount**

The maximum grant available including administrative funding under this notice is \$300,000. Funds unexpended at contract termination shall be returned to ADOH.

**APPLICATION TIMELINE**

The following is a listing of key dates in the application and funding process:

Application Handbook (REV. 9/3/14) release:	September 18, 2014
NOFA release:	September 19, 2014
Application Deadline:	February 19, 2015, 4:00 p.m.

**APPLICATION SUBMITTAL**

ADOH will accept an application for *one* project from each community/county eligible to receive funding from the State CDBG Program.

Application submissions must include one (1) original and one (1) copy of the application and all back up documentation. The entire application (both original and copy) must be two-hole punched at the top and secured by a clasp. DO NOT submit applications in binders. Any drawings, maps, plans or supportive documents may be included unbound (if not feasible to bound) but must be legible, designated and labeled.

Applications must be received by ADOH no later than **Thursday, February 19, 2015 by 4:00 p.m.** Applications will be considered received if one of the following indicates a date and time no later than the application due date:

- Fed Ex, UPS, etc. delivery documents; or
- Department staff documentation of receipt.

Applications *may not* be submitted via e-mail or fax. Applications may be delivered or mailed to:

Arizona Department of Housing  
Attn: CDBG Application SSP Account  
1110 W. Washington, Suite 310  
Phoenix, AZ 85007



Arizona  
Department  
of Housing

1110 W. Washington, Suite 310 Phoenix, AZ 85007  
Telephone (602) 771-1000 | Facsimile (602) 771-1002 | TDY (602) 771-1001  
[www.azhousing.gov](http://www.azhousing.gov)

Apache County Board of Supervisors  
AGENDA ITEM REVIEW FORM

date/time stamp

Submitter's Name: (Individual, Organization, or County Department)

Finance Department \_\_\_\_\_

Date/Signature: \_\_\_\_\_

Describe in detail what you want to say to the Board and what action you want the Board to take:

Approval of Demands \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

BOS Meeting Date Requested \_\_\_\_\_

PRE-AGENDA ITEM REVIEW

Review Routing / /Legal / /Finance / /Purchasing / /Human Resource / /Other: \_\_\_\_\_

Legal Review: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Signature: \_\_\_\_\_

Finance Review: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Signature: \_\_\_\_\_

Human Resources Review: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Signature: \_\_\_\_\_

Other Review: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Signature: \_\_\_\_\_

Reviews completed, item approved for Agenda.

Supervisor/Board Clerk's Initials \_\_\_\_\_

APACHE COUNTY  
 ACCOUNTS PAYABLE INVOICES GREATER THAN \$1,000  
 DECEMBER 16TH THROUGH DECEMBER 31ST, 2014

<u>Vendor Name</u>	<u>Invoice Number</u>	<u>G/L Date</u>	<u>GL Account</u>	<u>Full Org Set Description</u>	<u>Invoice Description</u>	<u>Amount</u>
4IMPRINT	3697751	12/30/2014	334-0200-41115 - Educational Programs	Attorney Diverslon-Attorney	Drawstring Sportpack	\$3,218.01
ADHS AZ HEALTH CARE COST	JAN15	12/23/2014	100-5400-44060 - AHCCCS Premium	General Fund-AHCCCS/ALTCS	AHCCCS PREMIUM	\$22,400.00
AGUERO, ROBIN R	11214A	12/30/2014	212-5634-43310 - Travel and Training Expens	Health Services-WIC	Travel and Training Expense	\$1,026.46
ARIZONA STATE FORESTRY DIVISION	2764	12/23/2014	100-0400-43100 - Professional Services	General Fund-Board of Supervisors - Gen	Professional Services	\$1,826.64
ARIZONA STATE FORESTRY DIVISION	2765	12/23/2014	100-0400-43100 - Professional Services	General Fund-Board of Supervisors - Gen	Professional Services	\$2,808.16
ASHTONS REPAIR INC	30863	12/23/2014	100-0200-43910 - Automotive Repairs and M	General Fund-Attorney	automotive repair and maint	\$1,300.31
AVAYA COMMUNICATIONS	2733324546	12/16/2014	100-0400-43210 - Telephone Services	General Fund-Board of Supervisors - Gen	Telephone Services	\$1,381.19
AZ SUPREME COURT	201500014031	12/23/2014	100-3500-43530 - Insurance	General Fund-Adult Probation	Insurance	\$4,180.00
AZLGEBT	JAN14	12/30/2014	806-0405-43155 - Insurance Premiums	Health Insurance Trust, AEI-Human Resource	INSURANCE PREMIUMS	\$300,389.65
BANK OF THE WEST - 4747	121014	12/18/2014	100-0400-43312 - Business Meals	General Fund-Board of Supervisors - Gen	Small Counties Forum-Radisson	\$1,967.40
BRADCO	32602	12/16/2014	100-1500-43770 - Heating Oil	General Fund-Grounds and Maintenance	Heating Oil	\$3,991.03
BRADCO	32603	12/16/2014	100-1500-43770 - Heating Oil	General Fund-Grounds and Maintenance	Heating Oil	\$2,022.70
BRADCO	32603	12/16/2014	340-3400-43770 - Heating Oil	Jail District-Jail	Heating Oil	\$2,022.70
BRADCO	32702	12/16/2014	205-4600-41160 - Gasoline	Roads-Roads St Johns	FUEL	\$6,567.36
BRADCO	32702	12/16/2014	205-4600-41260 - Fuel Oil Diesel	Roads-Roads St Johns	FUEL	\$16,261.05
BRADCO	32888	12/16/2014	205-4800-41160 - Gasoline	Roads-Roads Chinle	FUEL FOR TEECNOSPOS YARD	\$2,092.32
BRADCO	32888	12/16/2014	205-4800-41260 - Fuel Oil Diesel	Roads-Roads Chinle	FUEL FOR TEECNOSPOS YARD	\$3,564.27
BRADCO	33024	12/16/2014	205-4500-41160 - Gasoline	Roads-Roads Round Valley	FUEL	\$5,941.25
BRADCO	33024	12/16/2014	205-4500-41260 - Fuel Oil Diesel	Roads-Roads Round Valley	FUEL	\$12,833.43
COMMUNITY COUNSELING CENTERS INC	ASCO12081411	12/16/2014	212-5100-44420 - Court Ordered Evaluations	Health Services-Health Services	Court Ordered Evaluations	\$4,800.00
CONTAINERS ON DEMAND LLC	127077	12/16/2014	212-5655-46000 - Assets under \$5000	Health Services-Focus A Plan (PHEP)	40' Storage container	\$4,731.20
CONTAINERS ON DEMAND LLC	127078	12/30/2014	212-5122-46000 - Assets under \$5000	Health Services-Injury Prevention	storage for supplies	\$2,365.60
CONTAINERS ON DEMAND LLC	127078	12/30/2014	212-5127-46000 - Assets under \$5000	Health Services-Teen Pregnancy Prevention	storage for supplies	\$2,365.60
CRESTLINE SPECIALTIES INC	H16618700101	12/30/2014	212-5127-41000 - Supplies	Health Services-Teen Pregnancy Prevention	Program supplies	\$1,261.73
CRESTLINE SPECIALTIES INC	H16623680001	12/30/2014	212-5127-41000 - Supplies	Health Services-Teen Pregnancy Prevention	promotional supplies	\$3,233.70
DIAMOND DRUGS INC	IN000495885	12/16/2014	340-3400-41010 - Medical Supplies and Drugs	Jail District-Jail	Medical Supplies and Drugs	\$6,254.80
EMPIRE MACHINERY	EMWK2268383	12/16/2014	205-4500-43900 - Repairs and Maintenance	Roads-Roads Round Valley	fuel level gauge and install	\$1,130.34
FERRELLGAS	1084894099	12/16/2014	205-4800-43720 - Butane	Roads-Roads Chinle	Butane	\$1,110.01
FERRELLGAS	1084899879	12/16/2014	205-4800-43720 - Butane	Roads-Roads Chinle	Butane	\$1,110.01
FERRELLGAS	1085243417	12/23/2014	100-3900-43720 - Butane	General Fund-Sheriff	Butane	\$710.72
FERRELLGAS	1085243417	12/23/2014	202-8000-43720 - Butane	County Library-Apache County Library	Butane	\$710.73
FERRELLGAS	1085292266	12/16/2014	205-4800-43720 - Butane	Roads-Roads Chinle	Butane	\$1,398.85
FERRELLGAS	1085464983	12/30/2014	205-4800-43720 - Butane	Roads-Roads Chinle	Butane	\$1,381.45
FRONTIER	4321DEC14	12/23/2014	100-3900-43210 - Telephone Services	General Fund-Sheriff	Telephone Services	\$509.51
FRONTIER	4321DEC14	12/23/2014	340-3400-43210 - Telephone Services	Jail District-Jail	Telephone Services	\$509.51
FRONTIER	4364DEC14	12/16/2014	100-0100-43210 - Telephone Services	General Fund-Assessor	Telephone Services	\$206.92
FRONTIER	4364DEC14	12/16/2014	100-0200-43210 - Telephone Services	General Fund-Attorney	Telephone Services	\$345.29
FRONTIER	4364DEC14	12/16/2014	100-0400-43210 - Telephone Services	General Fund-Board of Supervisors - Gen	Telephone Services	\$39.17
FRONTIER	4364DEC14	12/16/2014	100-0404-43210 - Telephone Services	General Fund-Board of Supervisors - MGR	Telephone Services	\$128.57
FRONTIER	4364DEC14	12/16/2014	100-0405-43210 - Telephone Services	General Fund-Human Resources	Telephone Services	\$68.56
FRONTIER	4364DEC14	12/16/2014	100-0463-43210 - Telephone Services	General Fund-BO5 - District III	Telephone Services	\$48.97
FRONTIER	4364DEC14	12/16/2014	100-0700-43210 - Telephone Services	General Fund-Clerk of Superior Court	Telephone Services	\$215.46
FRONTIER	4364DEC14	12/16/2014	100-1100-43210 - Telephone Services	General Fund-Information Technology Servic	Telephone Services	\$68.56
FRONTIER	4364DEC14	12/16/2014	100-1200-43210 - Telephone Services	General Fund-Elections	Telephone Services	\$178.79
FRONTIER	4364DEC14	12/16/2014	100-1400-43210 - Telephone Services	General Fund-Finance	Telephone Services	\$97.94

APACHE COUNTY  
 ACCOUNTS PAYABLE INVOICES GREATER THAN \$1,000  
 DECEMBER 16TH THROUGH DECEMBER 31ST, 2014

<u>Vendor Name</u>	<u>Invoice Number</u>	<u>G/L Date</u>	<u>GL Account</u>	<u>Full Org Set Description</u>	<u>Invoice Description</u>	<u>Amount</u>
FRONTIER	4364DEC14	12/16/2014	100-1410-43210 - Telephone Services	General Fund-Grant Management	Telephone Services	\$9.79
FRONTIER	4364DEC14	12/16/2014	100-1500-43210 - Telephone Services	General Fund-Grounds and Maintenance	Telephone Services	\$174.90
FRONTIER	4364DEC14	12/16/2014	100-1900-43210 - Telephone Services	General Fund-JP St. Johns	Telephone Services	\$48.97
FRONTIER	4364DEC14	12/16/2014	100-2200-43210 - Telephone Services	General Fund-Communications	Telephone Services	\$209.43
FRONTIER	4364DEC14	12/16/2014	100-2400-43210 - Telephone Services	General Fund-Community Development	Telephone Services	\$117.52
FRONTIER	4364DEC14	12/16/2014	100-2800-43210 - Telephone Services	General Fund-Recorder	Telephone Services	\$127.42
FRONTIER	4364DEC14	12/16/2014	100-2900-43210 - Telephone Services	General Fund-Superior Court	Telephone Services	\$166.49
FRONTIER	4364DEC14	12/16/2014	100-3100-43210 - Telephone Services	General Fund-Treasurer	Telephone Services	\$198.38
FRONTIER	4364DEC14	12/16/2014	100-3500-43210 - Telephone Services	General Fund-Adult Probation	Telephone Services	\$317.16
FRONTIER	4364DEC14	12/16/2014	100-3700-43210 - Telephone Services	General Fund-Juvenile Probation	Telephone Services	\$258.40
FRONTIER	4364DEC14	12/16/2014	100-3900-43210 - Telephone Services	General Fund-Sheriff	Telephone Services	\$22.35
FRONTIER	4364DEC14	12/16/2014	100-5140-43210 - Telephone Services	General Fund-Public Fiduciary	Telephone Services	\$90.03
FRONTIER	4364DEC14	12/16/2014	100-9100-43210 - Telephone Services	General Fund-School Superintendent	Telephone Services	\$257.14
FRONTIER	4364DEC14	12/16/2014	205-4300-43210 - Telephone Services	Roads-Roads Engineer	Telephone Services	\$138.37
FRONTIER	4364DEC14	12/16/2014	205-4400-43210 - Telephone Services	Roads-Roads Puerco	Telephone Services	\$69.81
FRONTIER	4364DEC14	12/16/2014	205-4600-43210 - Telephone Services	Roads-Roads St Johns	Telephone Services	\$69.81
FRONTIER	4364DEC14	12/16/2014	212-5100-43210 - Telephone Services	Health Services-Health Services	Telephone Services	\$117.52
FRONTIER	4364DEC14	12/16/2014	212-5130-43210 - Telephone Services	Health Services-Immunization	Telephone Services	\$9.79
FRONTIER	4364DEC14	12/16/2014	212-5353-43210 - Telephone Services	Health Services-Cardiac Care	Telephone Services	\$76.76
FRONTIER	4364DEC14	12/16/2014	212-5634-43210 - Telephone Services	Health Services-WIC	Telephone Services	\$9.79
FRONTIER	4364DEC14	12/16/2014	212-5645-43210 - Telephone Services	Health Services-Health Start	Telephone Services	\$9.79
FRONTIER	4364DEC14	12/16/2014	212-5700-43210 - Telephone Services	Health Services-Environmental Health	Telephone Services	\$29.38
FRONTIER	4364DEC14	12/16/2014	218-4300-43210 - Telephone Services	GIS-Roads Engineer	Telephone Services	\$9.79
FRONTIER	4364DEC14	12/16/2014	226-1300-43210 - Telephone Services	Emergency Services-Emergency Services	Telephone Services	\$369.14
FRONTIER	4364DEC14	12/16/2014	236-1100-43210 - Telephone Services	D.P. Services Schools-Information Technology	Telephone Services	\$238.81
FRONTIER	4364DEC14	12/16/2014	256-3996-43210 - Telephone Services	Accent/Sheriff-Program Income Federal	Telephone Services	\$9.79
FRONTIER	4364DEC14	12/16/2014	341-3700-43210 - Telephone Services	Juvenile Jail District-Juvenile Probation	Telephone Services	\$273.72
FRONTIER	6400JAN15	12/30/2014	100-0405-43210 - Telephone Services	General Fund-Human Resources	Telephone Services	\$23.54
FRONTIER	6400JAN15	12/30/2014	100-0463-43210 - Telephone Services	General Fund-80S - District III	Telephone Services	\$23.54
FRONTIER	6400JAN15	12/30/2014	100-1100-43210 - Telephone Services	General Fund-Information Technology Servic	Telephone Services	\$47.08
FRONTIER	6400JAN15	12/30/2014	100-2200-43210 - Telephone Services	General Fund-Communications	Telephone Services	\$23.54
FRONTIER	6400JAN15	12/30/2014	100-2400-43210 - Telephone Services	General Fund-Community Development	Telephone Services	\$94.16
FRONTIER	6400JAN15	12/30/2014	100-2800-43210 - Telephone Services	General Fund-Recorder	Telephone Services	\$70.62
FRONTIER	6400JAN15	12/30/2014	100-3500-43210 - Telephone Services	General Fund-Adult Probation	Telephone Services	\$353.09
FRONTIER	6400JAN15	12/30/2014	100-3900-43210 - Telephone Services	General Fund-Sheriff	Telephone Services	\$282.47
FRONTIER	6400JAN15	12/30/2014	212-5100-43210 - Telephone Services	Health Services-Health Services	Telephone Services	\$70.62
FRONTIER	6400JAN15	12/30/2014	212-5122-43210 - Telephone Services	Health Services-Injury Prevention	Telephone Services	\$47.08
FRONTIER	6400JAN15	12/30/2014	212-5127-43210 - Telephone Services	Health Services-Teen Pregnancy Prevention	Telephone Services	\$47.08
FRONTIER	6400JAN15	12/30/2014	212-5128-43210 - Telephone Services	Health Services-AZNN Grant Exp.	Telephone Services	\$70.62
FRONTIER	6400JAN15	12/30/2014	212-5130-43210 - Telephone Services	Health Services-Immunization	Telephone Services	\$141.23
FRONTIER	6400JAN15	12/30/2014	212-5300-43210 - Telephone Services	Health Services-Tobacco Preventlon	Telephone Services	\$94.16
FRONTIER	6400JAN15	12/30/2014	212-5350-43210 - Telephone Services	Health Services-Smoke Free AZ	Telephone Services	\$47.08
FRONTIER	6400JAN15	12/30/2014	212-5632-43210 - Telephone Services	Health Services-Well Woman Health Check	Telephone Services	\$47.08
FRONTIER	6400JAN15	12/30/2014	212-5634-43210 - Telephone Services	Health Services-WIC	Telephone Services	\$94.12
FRONTIER	6400JAN15	12/30/2014	212-5645-43210 - Telephone Services	Health Services-Health Start	Telephone Services	\$70.62
FRONTIER	6400JAN15	12/30/2014	212-5655-43210 - Telephone Services	Health Services-Focus A Plan (PHEP)	Telephone Services	\$94.16
GALLUP LUMBER & SUPPLY	182291	12/16/2014	205-4700-41310 - Building and Grounds Supp	Roads-Roads Ganado	Supplies to be utilized for unit heaters @ Wheatfields	\$1,196.33

APACHE COUNTY  
 ACCOUNTS PAYABLE INVOICES GREATER THAN \$1,000  
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<u>Vendor Name</u>	<u>Invoice Number</u>	<u>G/L Date</u>	<u>GL Account</u>	<u>Full Org Set Description</u>	<u>Invoice Description</u>	<u>Amount</u>
GMCO CORPORATION	33395	12/23/2014	205-4400-41375 - Magnesium Chloride	Roads-Roads Puerco	DMC820 on C-407	\$7,798.35
GRAVES PROPANE CO INC	1163084	12/23/2014	100-1500-43720 - Butane	General Fund-Grounds and Maintenance	Butane	\$1,237.55
HATCH CONSTRUCTION	14711	12/23/2014	205-4500-41376 - Cold Hot Mix	Roads-Roads Round Valley	hatch patch mix	\$2,045.44
HAWKER AND EVANS ASPHALT CO	71869	12/16/2014	205-4500-41371 - Asphalt Emulsion Oil	Roads-Roads Round Valley	asphalt emulsions SS-1 (navajo county contract # B14	\$3,600.31
HAWKER AND EVANS ASPHALT CO	71892	12/16/2014	205-4500-41371 - Asphalt Emulsion Oil	Roads-Roads Round Valley	asphalt emulsions SS-1 (navajo county contract # B14	\$2,911.02
HAWKER AND EVANS ASPHALT CO	71898	12/16/2014	205-4500-41371 - Asphalt Emulsion Oil	Roads-Roads Round Valley	ss-1	\$5,100.00
HAWKER AND EVANS ASPHALT CO	71899	12/16/2014	205-4600-41371 - Asphalt Emulsion Oil	Roads-Roads St Johns	ss-1 asphalt emulsion	\$4,045.00
HILLYARO INC	601416819	12/16/2014	340-3400-41250 - Cleaning and Sanitation Sup	Jail District-Jail	Cleaning Supplies	\$1,876.24
INGRAM, STAN	81414	12/31/2014	100-0400-43100 - Professional Services	General Fund-Board of Supervisors - Gen	Professional Services	\$1,437.75
KTNN RADIO STATION	IN114118347	12/23/2014	334-0200-41115 - Educational Programs	Attorney Diversion-Attorney	Educational Programs	\$1,286.25
LATHAM, MICHAEL	ALRAP4THQTR	12/30/2014	230-0200-47965 - Tuition Reimbursement	Criminal Justice, Attorney-Attorney	Tuition Reimbursement	\$1,800.00
LOWES #24	121514	12/17/2014	100-0462-41220 - Food Supplies	General Fund-BOS - District II	Turkeys to be distributed to the elders for Thanksgivir	\$100.17
LOWES #24	121514	12/17/2014	100-0462-44090 - Aid to Other Entities	General Fund-BOS - District II	Turkeys to be distributed to the elders for Thanksgivir	\$1,896.60
MOUNTAIN COMFORT HEATING AND COOLING	52470	12/30/2014	205-4800-41300 - Repair and Maintenance Su	Roads-Roads Chinle	Teec Nos Pos Shop Heater Conversion Kits	\$1,152.68
NAVAJO TRIBAL UTILITY AUTHORITY	31001275915	12/17/2014	205-4800-43710 - Electricity	Roads-Roads Chinle	Electricity	\$1,350.01
NAVOPACHE ELECTRIC COOPERATIVE	2836605DEC14	12/23/2014	100-1500-43710 - Electricity	General Fund-Grounds and Maintenance	Electricity	\$2,360.81
NAVOPACHE ELECTRIC COOPERATIVE	6081000DEC14	12/23/2014	100-1500-43710 - Electricity	General Fund-Grounds and Maintenance	Electricity	\$1,902.58
NAVOPACHE ELECTRIC COOPERATIVE	7032700DEC14	12/17/2014	205-4330-43710 - Electricity	Roads-Limestone Pit	Electricity	\$1,488.59
NAVOPACHE ELECTRIC COOPERATIVE	7098300DEC14	12/23/2014	100-1500-43710 - Electricity	General Fund-Grounds and Maintenance	Electricity	\$1,278.16
NAVOPACHE ELECTRIC COOPERATIVE	7103000DEC14	12/23/2014	100-1500-43710 - Electricity	General Fund-Grounds and Maintenance	Electricity	\$1,142.64
PATTERSON, DANA BRYCE	20141209	12/17/2014	100-3000-43100 - Professional Services	General Fund-Public Defender	Professional Services	\$8,500.00
PITNEY BOWES	8665037DC14	12/30/2014	100-0400-43890 - Other Rentals	General Fund-Board of Supervisors - Gen	Other Rentals	\$3,738.00
ROBERTS TIRE SALES INC	119427	12/17/2014	205-4330-43900 - Repairs and Maintenance	Roads-Limestone Pit	Loader Tire	\$2,853.84
SCRUBWORKS	5JPLDEC14	12/17/2014	202-8000-43900 - Repairs and Maintenance	County Library-Apache County Library	Repairs and Maintenance	\$2,100.00
SIERRA DETENTION SYSTEMS INC	5830	12/23/2014	341-3700-48500 - Machinery and Equipment	Juvenile Jail District-Juvenile Probation	Detention Control Panel	\$39,700.00
SIERRA DETENTION SYSTEMS INC	5831	12/23/2014	341-3700-48500 - Machinery and Equipment	Juvenile Jail District-Juvenile Probation	Machinery and Equipment	\$30,600.00
TOWN OF EAGAR	JONESERE102414	12/17/2014	256-3982-40110 - Regular Salaries and Wage	Accent/Sheriff-Byrne/JAG	Regular Salaries and Wages	\$1,269.74
TOWN OF EAGAR	JONESERE110714	12/17/2014	256-3982-40110 - Regular Salaries and Wage	Accent/Sheriff-Byrne/JAG	Regular Salaries and Wages	\$1,464.38
TOWN OF EAGAR	JONESERE112114	12/17/2014	256-3982-40110 - Regular Salaries and Wage	Accent/Sheriff-Byrne/JAG	Regular Salaries and Wages	\$1,347.28
TOWN OF EAGAR	JONESPAYROLL10	12/17/2014	256-3982-40110 - Regular Salaries and Wage	Accent/Sheriff-Byrne/JAG	Regular Salaries and Wages	\$2,743.42
TOWN OF EAGAR	JONESPAYROLL11	12/17/2014	256-3982-40110 - Regular Salaries and Wage	Accent/Sheriff-Byrne/JAG	Regular Salaries and Wages	\$2,188.27
TOWN OF EAGAR	Jonespayroll1121	12/17/2014	256-3982-40110 - Regular Salaries and Wage	Accent/Sheriff-Byrne/JAG	Regular Salaries and Wages	\$1,916.80
TRINITY SERVICES GROUP INC	1457300132	12/30/2014	340-3400-41220 - Food Supplies	Jail District-Jail	FOOD SUPPLIES	\$3,448.39
TRINITY SERVICES GROUP INC	1457300132A	12/30/2014	340-3400-41220 - Food Supplies	Jail District-Jail	FOOD SUPPLIES	\$3,172.62
TRINITY SERVICES GROUP INC	1457300132B	12/30/2014	340-3400-41220 - Food Supplies	Jail District-Jail	FOOD SUPPLIES	\$3,137.20
TRINITY SERVICES GROUP INC	1457300132C	12/30/2014	340-3400-41220 - Food Supplies	Jail District-Jail	FOOD SUPPLIES	\$2,995.52
TUCSON ELECTRIC POWER	201412	12/17/2014	205-4510-43100 - Professional Services	Roads-Dist III Carryover	Professional Services	\$49,399.29
TYCO INTEGRATED SECURITY LLC	LEG1032605	12/30/2014	340-3400-49040 - Maintenance Agreements	Jail District-Jail	Maintenance Agreements	\$1,175.00
UNIVERSAL FLEET CARD	QS731DEC14	12/17/2014	100-3900-41260 - Fuel Oil Diesel	General Fund-Sheriff	FUEL	\$1,174.77
UNIVERSAL FLEET CARD	QS731DEC14	12/17/2014	226-1300-41260 - Fuel Oil Diesel	Emergency Services-Emergency Services	FUEL	\$682.10
UNIVERSAL FLEET CARD	QS731DEC14	12/17/2014	256-3996-43310 - Travel and Training Expens	Accent/Sheriff-Program Income Federal	FUEL	\$79.30
VERITAS RESEARCH CONSULTING	12162014A	12/18/2014	100-0400-43100 - Professional Services	General Fund-Board of Supervisors - Gen	Professional Services	\$1,240.29
VERITAS RESEARCH CONSULTING	VRC116	12/18/2014	100-0400-43100 - Professional Services	General Fund-Board of Supervisors - Gen	Professional Services	\$4,040.00
VERIZON WIRELESS	9737258488	12/30/2014	100-3900-43210 - Telephone Services	General Fund-Sheriff	Telephone Services	\$1,593.12
VERIZON WIRELESS	9737258488	12/30/2014	340-3400-43210 - Telephone Services	Jail District-Jail	Telephone Services	\$414.28
WELLS FARGO BANK 0609	WCT568418120	12/23/2014	226-1300-43310 - Travel and Training Expens	Emergency Services-Emergency Services	TRAVEL	\$1,159.56
WESTERN GRADE LLC	7179	12/17/2014	212-5100-48400 - Improvements Other than I	Health Services-Health Services	PAVE PARKING LOT FOR MEDICAL BUILDING IN SJ	\$16,759.16
WHITING, GARRET LEE	ALRAP4THQTR	12/30/2014	230-0200-47965 - Tuition Reimbursement	Criminal Justice, Attorney-Attorney	Tuition Reimbursement	\$1,800.00

APACHE COUNTY  
 ACCOUNTS PAYABLE INVOICES GREATER THAN \$1,000  
 DECEMBER 16TH THROUGH DECEMBER 31ST, 2014

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WHOLESALE FLOORS LLC	77850	12/23/2014	340-3413-43900 - Repairs and Maintenance	Jail District-Southwest Border	FLOORING	\$10,072.52
WRIGHT EXPRESS FSC	39110470	12/23/2014	100-0404-43310 - Travel and Training Expenses	General Fund-Board of Supervisors - MGR	Travel and Training Expense	\$148.94
WRIGHT EXPRESS FSC	39110470	12/23/2014	100-0461-43310 - Travel and Training Expenses	General Fund-BO5 - District I	Travel and Training Expense	\$636.88
WRIGHT EXPRESS FSC	39110470	12/23/2014	205-4300-43310 - Travel and Training Expenses	Roads-Roads Engineer	Travel and Training Expense	\$333.13
YOUNG, JOSEPH	JDY2014011	12/23/2014	100-0200-43100 - Professional Services	General Fund-Attorney	Professional Services	\$6,910.00
YOUNGS FUTURE TIRE	T52297	12/23/2014	205-4500-41130 - Tires	Roads-Roads Round Valley	TIRES	\$1,219.97

OFFICIAL PROCEEDINGS OF THE APACHE COUNTY  
BOARD OF SUPERVISORS MEETING  
December 2, 2014  
St. Johns, Arizona

Present were: Vice Chairman Barry Weller, Supervisor Joe Shirley, Jr., County Manager/Clerk of the Board, Delwin Wengert and County Attorney Michael Whiting. Chairman Tom M. White, Jr. was in-route to the meeting.

Vice Chairman Weller called to order the Board of Supervisors meeting at 8:37 a.m. in the Board of Supervisors chambers, County Annex Building, 75 West Cleveland Street, St. Johns, Arizona and welcomed all in attendance.

Mike Hauser gave the Invocation.

David Romero led the Pledge of Allegiance.

Vice Chairman Weller called for the Library District items.

Judith Pepple, Library Director, presented the request for approval for the St. Johns Public Library to donate discarded and/or donated books to the St. Johns High School for their Secret Santa program this year. **Mr. Shirley moved approval, seconded by Mr. Weller.** Motion passed.

**Mr. Shirley moved to adjourn, seconded by Mr. Weller.** Motion passed.

Vice Chairman Weller called for the regular agenda items.

Milton Ollerton, Community Development Director, requested approval of a Reversion to Acreage application for Teresa Atkinson to combine lots 206 & 207 in Hacienda San Juan near St. Johns, parcels 203-50-206 and 203-50-207. Mr. Ollerton stated the Planning and Zoning Commission unanimously approved the application. **Mr. Shirley moved approval, seconded by Mr. Weller.** Motion passed.

Vice Chairman Weller stated Park Ranger Mike Rollins with Lyman Lake State Park was not able to make it here today for his update on the Lyman Lake.

Mr. Wengert presented the item requesting approval of a resolution and letters requesting support to State Legislators regarding 2015 Legislative Priorities. Mr. Weller asked that newly elected Representative Jennifer Benally be sent the letter as well. **Mr. Shirley moved approval seconded by Mr. Weller.** Motion passed.

**RESOLUTION 2014-14  
A RESOLUTION OF  
THE BOARD OF SUPERVISORS OF APACHE COUNTY  
REGARDING 2015 LEGISLATIVE PRIORITIES**

**WHEREAS**, actions by State Government during the “Great Recession” impacted Apache County by more than \$5.4 million since 2008, and

**WHEREAS**, these actions have resulted in over \$3.3 million in diverted road maintenance funds, \$1.7 million in lost revenue, and \$418,265 in program shifts, and

**WHEREAS**, these cost shifts caused significant financial distress for Apache County, which is already reeling from the negative financial effect of the recession and slow recovery, and

**WHEREAS**, Apache County also faces significant risk from the uncertain funding status of federal programs, including the Payment in Lieu of Taxes and Secure Rural Schools programs, and

**WHEREAS**, Apache County has neither the financial capacity to pay for additional state costs nor the statutory ability to control costs of state administered programs the county is required to fund, and

**WHEREAS**, Apache County’s financial conditions continue to be suppressed by a third straight year of declining Net Assessed Value, and

**WHEREAS**, Apache County greatly appreciates the recognition of these facts by state leaders and their recent efforts to incrementally address policies that divert county resources away from local services, including the partial restoration of local Highway User Revenue Funds, the \$550,000 appropriation representing the county share of lottery revenues, and the reduction in mandated payments to the Arizona State Hospital, and

**WHEREAS**, it is critical to Apache County that these incremental restorations be continued and improved upon in the FY15-16 budget, with the goal of reestablishing a sustainable financial model for the county.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of Apache County that the Arizona State Legislature is hereby implored to:

- Prevent additional shifts of state functions and administrative costs to the county level
- Eliminate county payments to the Arizona State Hospital for Sexually Violent Persons
- Reestablish payments to the counties reflecting the county share of state lottery revenues
- Fully fund local HURF dollars

Thereby providing Arizona counties with the financial stability necessary to continue providing mandated state services to local residents.

**APPROVED AND ADOPTED** this 2<sup>nd</sup> day of December, 2014.

Apache County Board of Supervisors and Elected Officials.

/s/ Tom M. White, Jr.  
Chairman of the Board

ATTEST:  
/s/ Delwin Wengert  
Clerk of the Board

County Attorney Michael Whiting requested approval of updated settlement agreement between Apache County and Wenima Development to resolve tax court litigation on the classification of property owned by Wenima Development.

Chairman White arrived at the meeting.

Mr. Weller stated the Wenima Agreement addresses \$76,000 over 100 acres and asked how this happened and how the County is going to prevent it from happening again. Mr. Whiting stated Mr. Weller would have to address that issue with the Assessor's Office since they handle classification and assess the property. Mr. Weller stated it was the County Attorney's Office that presented the item and who is asking for the money and for approval of the agreement. Mr. Weller asked if this was due to a court ruling that caused this requirement. Mr. Whiting stated the Board approved the issue previously and since then, there was some additional language added that he felt was necessary to protect the County. Mr. Weller and Mr. Whiting held a discussion regarding the agriculture status. Mr. Weller stated he will not be approving the item with the new language regarding the agriculture status. **Mr. Shirley moved approval.** Mr. White stated he was not seconding the item since he did not hear all of the discussion. Motion failed for lack of a second.

Chairman White took over the meeting.

Mr. Wengert presented the consent items A-C: County Manager/Clerk of the Board: A. Request approval of minutes dated November 18, 2014 B. Request approval of demands dated November 18, 2014 – December 2, 2014. County Attorney's Office: C. Request approval to reimburse moving expenses in an amount not to exceed \$500 per County Policy for Deputy County Attorney Jared C. Robinson. Mr. Weller asked that Item B, Approval of Demands be taken off the Consent Agenda and heard separately. **Mr. Shirley moved approval of Items A & C, seconded by Mr. Weller.** Vote was unanimous.

Mr. Wengert presented Item B. Request approval of demands dated November 18, 2014 – December 2, 2014. Payee Amount AZ DEPT OF REVENUE 1,715.50 BRINTON, STEVE 3,235.50 APACHE COUNTY HAS 2,579.59 APACHE COUNTY MEDICAL 140,045.37 APACHE COUNTY TAX WITHHOLDING 141,110.25 AZ STATE RETIREMENT SYSTEM 92,234.80 COLONIAL LIFE AND ACCIDENT INS 1,431.81 CORRECTIONS OFFICER RET PLAN 8,989.60 CORRECTIONS OFFICER RETIREMENT PLAN 520 4,484.41 NATIONWIDE 1,605.00 PUBLIC SAFETY PERSONNEL 401 14,293.21 PUBLIC SAFETY SHERIFF RET 30,208.30 SECURITY BENEFIT GROUP 1,321.00 SUPPORT PAYMENT

CLEARINGHOUSE 2,096.18 ADHS AZ HEALTH CARE COST 22,400.00  
 BARNES, PATRICIA M 2,410.00 D & H PETROLEUM & ENVIRONMENTAL SERVICES  
 5,404.50 DELL COMPUTER CORPORATION 3,479.99 DIAMOND DRUGS INC 5,674.34  
 FRONTIER 4,470.93 GMCO CORPORATION 12,032.34 HILLYARD INC 2,145.77  
 INGRAM LIBRARY SERVICES 2,223.84 JCG TECHNOLOGIES INC 2,137.41  
 KARTCHNER, WADE EVAN 1,250.00 LARRY H MILLER TOYOTA PEORIA  
 36,002.30 LOWES COMPANIES INC 2,185.04 NAVOPACHE ELECTRIC COOPERATIVE  
 13,595.95 PATTERSON, DANA BRYCE 8,500.00 PRODUCTIVE CORPORATION  
 2,798.14 QUILL CORP 1,167.33 SCRUBWORKS 2,846.00 ST JOHNS CITY 1,530.80  
 TP PUMP AND PIPE CO INC 6,241.20 UNIVERSAL FLEET CARD 1,593.92 VERITAS  
 RESEARCH CONSULTING 4,625.00 YOUNG, JOSEPH 8,730.00 YOUNGS FUTURE TIRE  
 10,066.00 AMERICAN SPORTSMAN HOLDINGS CO 3,094.15 AMAZON COM INC  
 3,385.45 BAKER'S OFFICE CITY 3,766.74 BEGAY, KYLE M 1,151.81 BRADCO  
 3,483.37 D & H PETROLEUM & ENVIRONMENTAL SERVICES 36,539.58 DATABANK  
 IMX LLC 8,317.44 DELL COMPUTER CORPORATION 1,779.64 EMERY K LA  
 BARGE ATTORNEY AT LAW 1,259.50 GMCO CORPORATION 7,234.99 HILLYARD  
 INC 1,996.68 INGRAM LIBRARY SERVICES 2,345.55 MCM ELEGANTE HOTEL  
 3,405.68 MOHAWK AUTOMOTIVE LIFTS SOUTHWEST 1,356.57 NAVAJO TRIBAL  
 UTILITY AUTHORITY 1,259.86 OVERDRIVE INC 2,083.15 PACIFIC PONDEROSA CO  
 INC 8,929.20 QUILL CORP 1,182.07 SHELL OIL 10,581.51 STRADLING, REED D  
 1,041.31 SUMMIT EQUIPMENT REPAIR 5,662.88 THOMSON REUTERS WEST 1,025.52  
 VERIZON WIRELESS 1,907.43 WAGNER EQUIPMENT CO 1,005.23 NORTHEAST  
 ARIZONA TRAINING CENTER INC 6,250.00 Demands are payments made by the County.  
 Specific details of the demands may be requested through the County public record request  
 process. **Mr. Shirley moved approval, second by Mr. White.** Motion passed 2-1 with Mr.  
 Weller voting nay and stated he is still working with Finance Department to modify the language  
 to assure we are seeing the entire group of demands that are being approved. Mr. Weller stated  
 since the Board is responsible for overseeing the expenses and activities of departments, there  
 are areas that are exorbitant and expenses that he did not see a need for. Mr. Weller outlined his  
 concerns with some of the expenses as well as the areas he felt were good use of funding. Motion  
 passed 2-1 with Mr. Weller voting nay.

Recorder Lenora Fulton and Malena Bazarro, Grants Manager, requested approval of Service  
 Project Sponsor Agreement #2015-02-237 between Americorps and Apache County. Ms. Fulton  
 stated this service project award will allow an Americorps team to work on the rural addressing  
 project from January 8, 2015 through April 9, 2015 and is a service only award; no funds will be  
 granted to Apache County. Mr. Weller outlined the issues he had with the Agreement. Ms.  
 Bazarro addressed Mr. Weller's concerns. A discussion was held regarding the application and  
 agreement. Mr. Shirley stated he believed the Board is about working together with other  
 agencies and governments and the Recorder is trying to do a task and help a situations and the  
 Board should not be adding stipulations to the agreement. Mr. Shirley stated this has been  
 reviewed by the County Attorney and is legally sufficient. **Mr. Shirley moved approval. Mr.  
 White seconded the motion and stated the rural addressing is needed in all three districts  
 and we need to work together.** Motion passed 2-1 with Mr. Weller voting nay and stated he  
 recognizes that a lot of work goes into these documents that come before the Board but  
 he wanted to point out that what was presented to the Board was incomplete, inaccurate and

there were areas he did not agree with because they suggest there is cost to the County and addresses issues on the Navajo Nation, not the County. Recorder Fulton thanked the Board and stated the Agreement addresses precincts that are within Apache County; they may be on the Navajo Nation but serve the citizens of Apache County voters and is a program that will benefit all the citizens in the County.

Mr. Wengert presented the item to appoint a Board member to serve on the Legislative Policies Committee (LPC) for the County Supervisors Association. Mr. Weller stated he was willing to serve again. **Mr. Shirley moved to appoint Mr. Weller to the LPC committee, seconded by Mr. White.** Vote was unanimous.

Mr. Wengert presented the item for approval of the Board of Supervisors meeting schedule for 2015. **Mr. Shirley moved approval, seconded by Mr. White.** Motion passed 2-1 with Mr. Weller voting nay. Mr. Weller stated he still does not have a written legal opinion from the County Attorney or the Attorney General regarding the legality of meetings held on the Navajo Nation as well as the costs associated with staff travel to attend the relocated the meetings next year. Mr. Weller claimed an undue hardship and constraint on the citizens of District III due to jurisdictional changes and unpredictability of the application of law on the Navajo Nation. Mr. Weller suggested utilizing the video conferencing capabilities which are in the Ganado and Chinle area. Mr. Wengert stated the schedule is for three meetings in Ganado and two in Chinle out of the 24 that are scheduled so it isn't that many meetings.

Workforce Investment Act, Executive Director, Susan Tegmeyer, requested approval for the Apache and Navajo Counties Workforce Partnership to merge program with Gila County. Ms. Tagmeyer provided an overview of the proposed merge. Mr. Weller and Ms. Tagmeyer held a discussion regarding the program and the activity for the clients on and off the Navajo Nation. Mr. Wengert stated he has worked with the County Mangers for Navajo and Gila County and they believe it is a good move in the right direction. **Mr. Shirley moved approval, seconded by Mr. Weller.** Vote was unanimous.

County Attorney Michael Whiting, requested approval to increase the salary of Barbara Pearce and Yvette Greer by 2.5%, effective November 4, 2014 and their removal of probation. Mr. Shirley moved approval. Mr. White stated the agenda item did not reference the end of probation. A discussion was held between Mr. Whiting, Mr. Wengert and Human Resources Director Karen Houston regarding the Human Resources policy for employees on probation and the department that require their employees to be on probation for 6 months and those that require a 12 month probation. Mr. Whiting stated the item could be tabled until the issue could be clarified and worked out. Mr. White tabled the item. No action was taken.

Mr. White presented notification of Small Counties Forum meeting on December 10, 2014 at 6:00 p.m. at the Radisson Hotel Phoenix Airport, 427 N. 44<sup>th</sup> Street, Phoenix, AZ and the County Supervisors Association meeting (CSA) on December 11, 2014 at 10:00 a.m. to be held at the CSA building, 1905 W. Washington Street in Phoenix where two or more members of the Apache County Board of Supervisors may be in attendance. No action as needed or taken.

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

University of Arizona Cooperative Extension Office, Joyce Alves & Mike Hauser, presented a overview of the University of Arizona Cooperative Extension celebrating 100 years, 1914-2014, and presented awards to Apache County Centennial Honorees: Leonard Isaacson, Dick Hext, Ruth Patterson, Dick & Myrna Udall. No action was needed or taken.

Approved this 6<sup>th</sup> day of January, 2015.

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Joe Shirley, Jr.  
Chairman of the Board

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Delwin Wengert  
Clerk of the Board

OFFICIAL PROCEEDINGS OF THE APACHE COUNTY  
BOARD OF SUPERVISORS MEETING  
December 16, 2014  
St. Johns, Arizona

Present were: Chairman Tom M. White, Jr., Vice Chairman Barry Weller and Supervisor Joe Shirley, Jr. Also present, County Manager/Clerk of the Board, Delwin Wengert and County Attorney Michael Whiting.

Chairman White called to order the Board of Supervisors meeting at 8:35 a.m. in the Board of Supervisors chambers, County Annex Building, 75 West Cleveland Street, St. Johns, Arizona and welcomed all in attendance.

Gail Golden led the Pledge of Allegiance.

David Brown gave the invocation.

Mr. Wengert presented the Consent Agenda Item A. County Manager/Clerk of the Board: Request approval of demands dated December 2, 2014 – December 16, 2014. Demands are payments made by the County. Specific details of the demands may be requested through the County public record request process. Payee Amount: NAVOPACHE ELECTRIC COOPERATIVE 2,200.25 APACHE COUNTY HAS 2,579.59 APACHE COUNTY MEDICAL 140,042.70 APACHE COUNTY TAX WITHHOLDING 130,569.89 AZ STATE RETIREMENT SYSTEM 87,514.99 COLONIAL LIFE AND ACCIDENT INS 1,431.81 CORRECTIONS OFFICER RET PLAN 9,116.73 CORRECTIONS OFFICER RETIREMENT PLAN 520 4,257.98 NATIONWIDE 1,605.00 PUBLIC SAFETY PERSONNEL 401 14,293.21 PUBLIC SAFETY SHERIFF RET 30,955.86 SECURITY BENEFIT GROUP 1,321.00 SUPPORT PAYMENT CLEARINGHOUSE 2,096.18 4 RIVERS EQUIPMENT LLC 4,562.28 ARIZONA FURNISHINGS 11,770.86 AVAYA COMMUNICATIONS 1,381.19 BASHAS' CORPORATE OFFICE 24,771.96 BAUMAN HOME AND AUTO INC 1,943.83 BRADCO 1,898.39 CAPPs, MELODY 1,360.00 CHEVRON USA INC 1,338.34 COMMUNITY COUNSELING CENTERS INC 2,400.00 CRESTLINE SPECIALTIES INC 1,873.94 DEWITT, COLLIN J 1,600.00 FRONTIER 1,741.89 HILLYARD INC 1,490.19 JCG TECHNOLOGIES INC 1,514.71 KATHLEEN M MCGUIRE PSY D LLC 1,785.00 MCCOOK BOILER AND PUMP COMPANY 2,244.00 OFFICE DEPOT 1,182.19 PIMA COUNTY MEDICAL 2,200.00 QUILL CORP 5,061.41 STAPLES CREDIT PLAN 1,050.80 THE AARONS COMPANY LLC 3,000.00 TRIARCH INCORPORATED 1,292.55 VALLEY AUTO PARTS 1,464.15 VERITAS RESEARCH CONSULTING 3,560.00 VERIZON WIRELESS 1,946.39 WHITE MOUNTAIN GEAR LLC 1,559.01 WHITING, MICHAEL B 1,852.75 WOODLAND BUILDING CENTER 1,500.39 YAVAPAI COUNTY GOVERNMENT 5,100.00 YOUNGS FUTURE TIRE 3,235.30 ALLEGRA 2,444.50 AZ DEPT OF HEALTH SERVICES 1,407.47 AZ DEPT OF RISK MANAGEMENT 2,274.83 AZ STATE GOVERNMENT 1,000.00 AZLGEBT 288,447.58 BILLS DISCOUNT AUTO PARTS (NAPA) 1,327.67 BLUE HILLS ENVIRONMENTAL 33,609.41 BRADCO 37,747.57 BURNHAM MORTUARY 2,090.00 COCONINO COUNTY 3,733.33 CREATIVE MULTIMEDIA INC (CMI) 23,048.00 DELL COMPUTER CORPORATION 1,779.62 FLEET PRIDE

1,573.63 GOLD HEATING AND COOLING 2,020.59 GOODYEAR AUTO SERVICE 1,013.56  
GRAVES PROPANE CO INC 3,610.57 LAW OFFICE OF MARSHA GREGORY 8,500.00  
NAVAJO TRIBAL UTILITY AUTHORITY 2,992.46 NAVOPACHE ELECTRIC  
COOPERATIVE 7,158.15 NEW WORLD SYSTEMS CORPORATION 3,000.00 PHIL  
STRATTON ELECTRIC IN 1,313.35 QED INC 1,931.42 QUILL CORP 1,931.68 SHELL  
OIL 7,114.11 SHI INTERNATIONAL CORP 10,030.69 SHOW LOW FORD INC  
1,699.81 SPORTS WORLD INC 2,542.75 STATE BAR OF ARIZONA 1,600.00 TRINITY  
SERVICES GROUP INC 14,819.49 UNITED RENTALS 4,822.60 WALETA LAKE  
HAVASU CITY 2,400.00 WILLIAMS LAW GROUP PLLC 8,500.00 YOUNGS FUTURE  
TIRE 4,595.00 PITNEY BOWES RESERVE ACCOUNT 5,000.00 **Mr. Shirley moved  
approval, seconded by Mr. White.** Motion passed 2-1 with Mr. Weller voting nay and stated he  
is still working with Finance Department on a modification to the demand process as well as the  
future wording on the agenda.

Mr. Weller, on behalf of District III, requested approval to apply for membership to the Coalition  
of Arizona/New Mexico Counties for stable economic growth with annual membership dues  
of \$2,600.00. **Mr. Weller provided an overview of the history of the coalition and the  
benefits of joining and moved approval, seconded by Mr. Shirley.** Vote was unanimous.

Ryan Patterson, Finance Director, requested authorization to transfer budget contingency money  
to General Fund budgets that were overrun at the close of fiscal year 2014. A discussion was  
held regarding those departments that overran their budgets. **Mr. Weller moved approval,  
seconded by Mr. Shirley.** Mr. Weller and Mr. Patterson held a discussion about what was being  
done to reduce the future costs since there isn't any new revenue coming in. Mr. Weller stated  
that unless he sees specifics from the departments that overran their budgets on how they are  
going to reduce the costs, he is not going to be supportive of any tax increase to the citizens. Mr.  
Weller stated that the County needs to curtail the salary increases and the travel/entertainment  
going on to keep costs down. Mr. Weller stated that even though there are three departments that  
overran their budgets, it affects all departments because when revenues are constrained all are  
affected with decreases in funding. Mr. Patterson stated that is true, but there is a bright light; the  
PILT was approved to be fully funded by the legislature when the County was only expecting  
funding at 66% so that will bring in another \$500,000. Mr. Wengert stated that as they  
go into the new year, it is his intent to periodically bring to the Board, updates on the revenues  
that are coming in and where each department's budget is at. Mr. Wengert stated he wanted  
respond to Mr. Weller's comment to clarify that the County does not fund entertainment and  
does try and watch the travel and restrict it as much as possible, but for the public's information,  
the County does not pay for any kind of entertainment. Vote was unanimous.

Michael Whiting, County Attorney, requested the item for the updated settlement agreement  
Between Apache County and Wenima Development to resolve tax court litigation on the  
classification of property owned by Wenima Development be removed from the agenda. Mr.  
Whiting stated he has been working with Mr. Weller and the parties from Wenima to resolve  
some concerns, so he wanted to remove the item and bring it back when it is ready. Chairman  
White tabled the item.

Michael Whiting, County Attorney, requested authorization to enter a professional services contract with Karpel for designing updating, maintaining and servicing a new case management system for the Attorney's Office for an approximate cost of \$48,100 which will be split over two years. Mr. Weller asked Mr. Whiting if this cost included the hardware. Mr. Whiting stated their computers were upgraded within the past two years so there should not be any requirement for new hardware. Mr. Weller and Mr. Whiting held a discussion regarding the need and purpose for the new system. **Mr. Weller moved approval seconded by Mr. Shirley.** Vote was unanimous.

Ferrin Crosby, County Engineer, presented the request for approval to enter into a Memorandum of Understanding between the Navajo Nation Department of Transportation and Apache County. Mr. Crosby provided an overview of the process of getting the agreement approved through the many levels of the Navajo Nation and it is not specific to any one project; it is a document the Navajo Nation and Apache County will use to work together for mutual benefit. Mr. Weller stated in general, he is supportive of this purpose but has some concerns with only receiving it two working days before it's supposed to be approved, yet the other principle members have had it since August. Mr. Weller requested any future legal documentation be passed by him, and in regard to this MOU, he would like to see it strengthened and wanted it on record that he sees weaknesses in the document. **Mr. Shirley moved approval, seconded by Mr. White.** Motion passed 2-1 with Mr. Weller voting nay but stated he sees good purpose in the MOU and is supportive of the principles of the document.

Milton Ollerton, Community Development Director, stated Mr. Tilford had recently rescinded his resignation and would like some time to review the issue and asked to remove the item requesting approval to accept the resignation of Tom Tilford from the Planning & Zoning Commission and appoint Dean Wade as Planning & Zoning Commission member for a 4 year Term and appoint Mike Barker as alternate commissioner. Chairman White removed the item.

Milton Ollerton, Community Development Director, stated the agenda item included a public hearing which is not necessary, but would request allowing anyone to speak on the item if they wanted and requested consideration and possible approval of a Vicinity Plan and Preliminary Plat for Cattle Kates Condominium Subdivision, located at 80 Main Street, Greer, Arizona 102-11-001L. Mr. Ollerton provided an overview of the areas of concern voiced by the residents. David Brown, Attorney for the applicant, Doug Sandahl, provided an overview of the subdivision and stated it has been reviewed and approved by all applicable county staff. Mr. Weller stated he read the letters from the area residents which were mostly in opposition and there were two issues among the letters that he thought had some validity and one was relative to the fire issue Mr. Ollerton already explained, and the other was regarding the stream flow. Mr. Brown and Mr. Weller held a discussion regarding water rights. Mr. Brown stated any issue with the water rights would go before the Judge of the Superior Court, not the Board of Supervisors. Mr. Weller stated in regard to a fire code, he isn't sure the County would have to adopt a fire code to be concerned with potential fire hazards that exist and in the letter received from the Greer Fire District, they indicated they are appropriately attempting to force the state code if one is not adopted in the County and the state code would be a good guideline for consideration. **Mr. Weller moved approval with the understanding that the Planning and Zoning Commission obtain the Fire District's opinion on the issues associated with the code they are following,**

**prior to final approval by the Planning and Zoning Commission. Mr. Shirley seconded the motion.** Vote was unanimous.

Milton Ollerton, Community Development Director, requested consideration and possible approval of a Vicinity Plan and Preliminary Plat for Four Seasons Condominium Subdivision. Property located at 28 Main Street, Greer, Arizona 102-14-006. Mr. Ollerton stated a couple letters were received addressing the parking and driveway on the property and a map was provided showing how the driveway will be built so that addresses those concerns. Mr. Ollerton stated the Planning and Zoning Commission did a site visit and on the property and they voted unanimously to approve the plat. **Mr. Weller moved approval, seconded by Mr. Shirley.** Vote was unanimous.

Dan Bevier and Jason Baran, on behalf of Salt River Project, provided an update on the Environmental Protection Agency (EPA) regulations on coal powered plants that will impact the plant in the future. No action as needed or taken.

Mr. Wengert presented the item for the selection of Chairman and Vice Chairman of the Board for 2015. **Mr. White thanked the Board for the opportunity to serve as chairman for the past two years stated it's time for another supervisor to serve as chairman and made the motion for Supervisor Shirley to be the Chairman for 2015. Mr. Shirley seconded the motion.** Mr. Weller stated for the benefit of the news media, the Board is departing from traditional activity; that for decades the chairmanship has always transferred from the Chairman to the Vice-Chairman and as it did not last year for some reason and it is not happening again this year for some reason, our Navajo friends are breaking with tradition and he wanted that to be noted. Vote was unanimous. **Mr. Shirley nominated Mr. White as the Vice Chairman, seconded by Mr. Weller.** Vote was unanimous.

Chairman White opened the floor for the call to the public.

Lorraine Vaught, a resident of Vernon, Arizona, commended the Finance Department for posting the demands on the website since it makes it clearer to understand what is going on related to what is being spent. Mrs. Vaught also thanked the Engineering Department for their assistance with mapping on a project she is working on for Vernon Fire.

**Mr. Shirley moved to adjourn, seconded by Mr. Weller.** Vote was unanimous.

Approved this 6<sup>th</sup> day of January, 2015.

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Joe Shirley, Jr.  
Chairman of the Board

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Delwin Wengert  
Clerk of the Board



**SECTION 10**

1. Has the applicant been convicted of a felony, or had a liquor license revoked within the last five (5) years?  
 Yes  No (If yes, attach explanation.)

2. How many special event licenses have been issued to this location this year? 0  
 (The number cannot exceed 12 events per year; exceptions under A.R.S. §4-203.02(D).)

3. Is the organization using the services of a promoter or other person to manage the event?  Yes  No  
 (If yes, attach a copy of the agreement.)

4. List all people and organizations who will receive the proceeds. Account for 100% of the proceeds. The organization applying must receive 25% of the gross revenues of the special event liquor sales. Attach an additional page if necessary.

Name	<u>Walking Down Ranch, Inc.</u>			Percentage	<u>90%</u>
Address	<u>PO Box 365</u>	<u>Concho</u>	<u>AZ</u>	<u>85924</u>	
	Street	City	State	Zip	
Name	<u>San Rafael Catholic Church</u>			Percentage	<u>10 %</u>
Address	<u>35411 US 180A</u>	<u>Concho</u>	<u>AZ</u>	<u>85924</u>	
	Street	City	State	Zip	

5. Please read A.R.S. §4-203.02 Special event license; rules and R19-1-205 Requirements for a Special Event License.

**Note: ALL ALCOHOLIC BEVERAGE SALES MUST BE FOR CONSUMPTION AT THE EVENT SITE ONLY.**

**"NO ALCOHOLIC BEVERAGES SHALL LEAVE SPECIAL EVENT UNLESS THEY ARE IN AUCTION SEALED CONTAINERS OR THE SPECIAL EVENT LICENSE IS STACKED WITH WINE /CRAFT DISTILLERY FESTIVAL LICENSE"**

6. What type of security and control measures will you take to prevent violations of liquor laws at this event?  
 (List type and number of police/security personnel and type of fencing or control barriers, if applicable.)

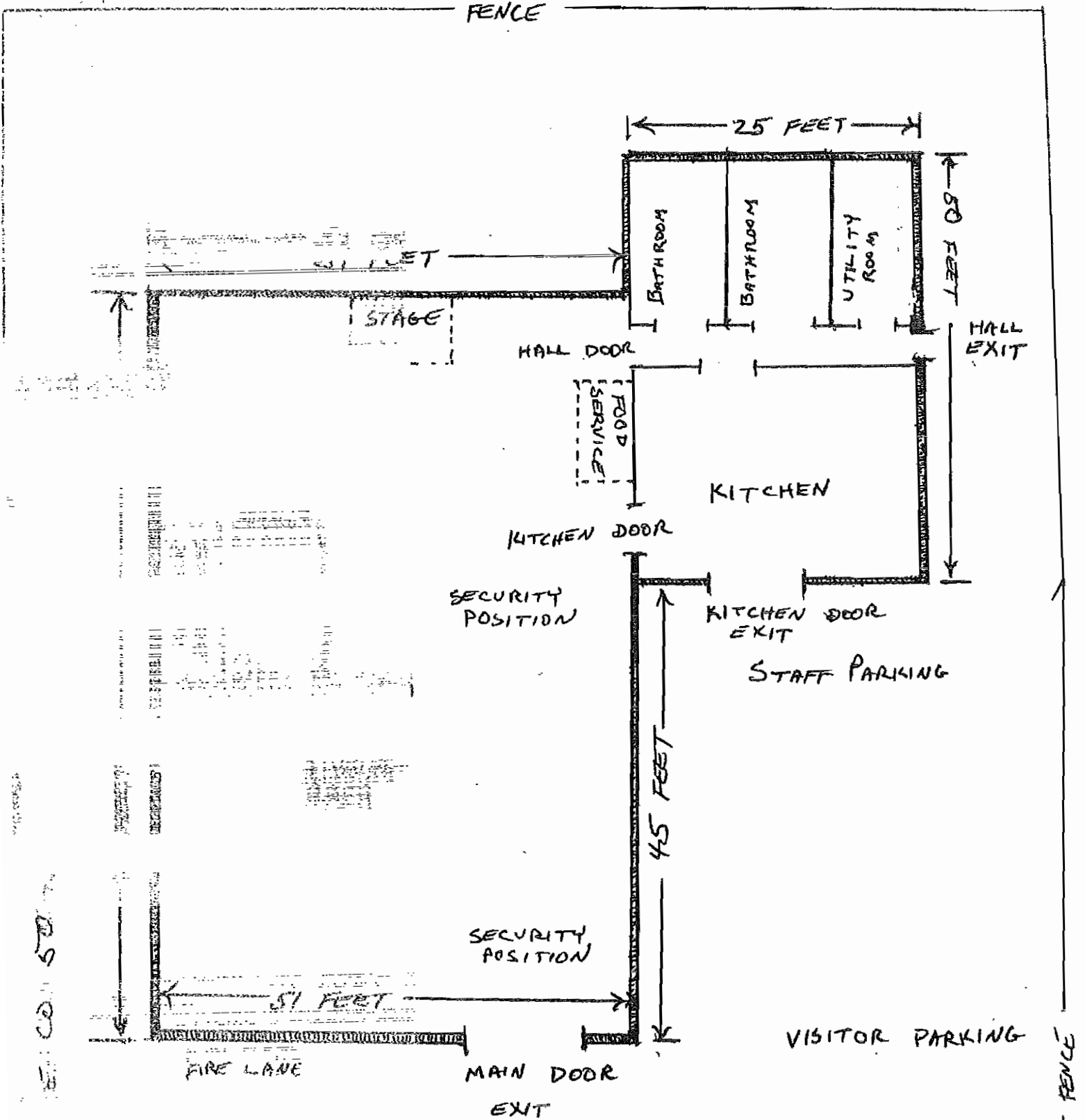
Number of Police 2 Number of Security Personnel  Fencing  Barriers

Explanation: 2 American Legion Members

**SECTION 11** Date(s) and Hours of Event. May not exceed 10 consecutive days.

See A.R.S. §4-244(15) and (17) for legal hours of service.

	Date	Day of Week	Event Start Time AM/PM	License End Time AM/PM
DAY 1:	<u>2/14/15</u>	<u>Saturday</u>	<u>5pm-11pm</u>	<u>11:45</u>
DAY 2:	_____	_____	_____	_____
DAY 3:	_____	_____	_____	_____
DAY 4:	_____	_____	_____	_____
DAY 5:	_____	_____	_____	_____
DAY 6:	_____	_____	_____	_____
DAY 7:	_____	_____	_____	_____
DAY 8:	_____	_____	_____	_____
DAY 9:	_____	_____	_____	_____
DAY 10:	_____	_____	_____	_____



SAN RAFAEL CATHOLIC CHURCH  
 CHURCH HALL  
 35411 US 180A  
 CONCHO, AZ 85924

**SECTION 13** This section is to be completed only by an Officer, Director or Chairperson of the organization named in Section 1.

I, Ann Ryerson Avenenti declare that I am an OFFICER, DIRECTOR, or CHAIRPERSON  
(Print full name)  
appointing the applicant listed in Section 9, to apply on behalf of the foregoing organization for a Special Event  
Liquor License.

x Ann Ryerson Avenenti Executive Director Date December 2018 Phone # 520-668-4142  
(Signature) Title/ Position

The foregoing instrument was acknowledged before me this 15 December 2018  
Day Month Year  
State AZ County of Apache

My Commission Expires on: Dec 13, 2018  
Date



**SECTION 14** This section is to be completed only by the applicant named in Section 9.

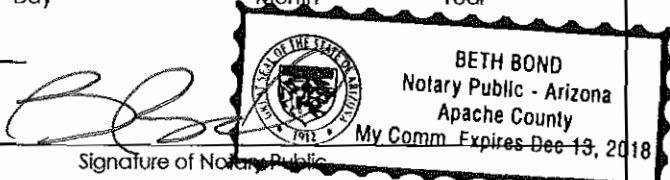
I, Ann Ryerson Avenenti declare that I am the APPLICANT filing this application as  
(Print full name)  
listed in Section 9. I have read the application and the contents and all statements are true, correct and  
complete.

x Ann Ryerson Avenenti Executive Director Date December 2018 Phone # 520-668-4142  
(Signature) Title/ Position

The foregoing instrument was acknowledged before me this 15 December 2018  
Day Month Year

State Arizona County of Apache

My Commission Expires on: 12/13/18  
Date



The local governing body may require additional applications to be completed and submitted. Please check with local government as to how far in advance they require these applications to be submitted. Additional licensing fees may also be required before approval may be granted. For more information, please contact your local jurisdiction: [http://www.azliquor.gov/assets/documents/homepage\\_docs/spec\\_event\\_links.pdf](http://www.azliquor.gov/assets/documents/homepage_docs/spec_event_links.pdf).

**SECTION 15** Local Governing Body Approval Section

I, \_\_\_\_\_ recommend  APPROVAL  DISAPPROVAL  
(government official) (Title)

on behalf of \_\_\_\_\_  
(City, Town, County) Signature Date Phone

**FOR DEPARTMENT OF LIQUOR LICENSES AND CONTROL USE ONLY**

APPROVAL  DISAPPROVAL BY: \_\_\_\_\_ DATE: \_\_\_\_\_



**BOARD OF SUPERVISORS' AGENDA ITEM REVIEW FORM**

Submitter's Name: **DISTRICT II**

**Paula P. Claw,**

Date: **12/11/2014**

Signature: \_\_\_\_\_

**District Manager**

**Describe in detail what you want to say to the Board and what action you want the Board to take:**

Request approval to purchase food for three (3) senior centers located in District II, not to exceed \$2,000 total utilizing District II funds

*Ganado H. Day & Cottonwood 2700 Pay m. which 12/31/14*

**Date & Time Needed:** \_\_\_\_\_

**Review Routing: / /legal/ /Finance/ /Purchasing/ /Human Resource/ /Other:** \_\_\_\_\_

**Legal Review:** \_\_\_\_\_

Signature: \_\_\_\_\_

**Finance Review:** \_\_\_\_\_

Signature: \_\_\_\_\_

**Purchasing Review:** \_\_\_\_\_

Signature: \_\_\_\_\_

**Human Resources Review:** \_\_\_\_\_

Signature: \_\_\_\_\_

**Other Review:** \_\_\_\_\_

Signature: \_\_\_\_\_

**Reviews completed, item approved for Agenda. Supervisors/Board Clerk's Initials** \_\_\_\_\_

**BOARD ACTION TAKEN**

// Approved //Disapproved //Deleted //Continued to: \_\_\_\_\_

Signature Clerk of Board

Apache County Board of Supervisors  
AGENDA ITEM REVIEW FORM

date/time stamp

Submitter's Name: (Individual, Organization, or County Department)

Barry Weller

Date/Signature: 12/30/14

Describe in detail what you want to say to the Board and what action you want the Board to take:

Discussion and/or approval to take back possession of a 2011 Chevrolet Traverse Blazer VIN #1GNKVFED5BJ218822 and a Navajo Nation Check #1676395 in the amount of \$2500.00 from the St. Michaels Chapter House and St. Michaels Seniors Center, District III and secure the value of the car in addition to the \$2500.00 for the benefit of St. Michaels Senior Center's future transportation costs.

BOS

Meeting Date Requested

PRE-AGENDA ITEM REVIEW

Review Routing / /Legal / /Finance / /Purchasing / /Human Resource / /Other:

Legal Review:

Signature:

Finance Review:

Signature:

Human Resources Review:

Signature:

Other Review:

Signature:

Reviews completed, item approved for Agenda. Supervisor/Board Clerk's Initials



APACHE COUNTY Board of Supervisors, District III  
P. O. Box 428  
St. Johns, Arizona 85936  
Phone: (928) 337-7504

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MEMORANDUM

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**TO:** DELWIN WENGERT  
JOE YOUNG  
**FROM:** BARRY WELLER  
**SUBJECT:** BACKUP FOR AGENDA ITEM 1/6/15 ST. MICHAELS SENIORS  
VEHICLE  
**DATE:** 12/30/2014

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On 8/14/11, via R. John Lee, a 2011 AWD Chevrolet Traverse Blazer VIN# 1GNKVFED5BJ218822 was purchased for the St. Michaels Senior Center. An accompanying letter from Mr. Lee stated "... the vehicle must be used strictly by and for the St. Michaels Seniors, or the title will revert back to the County" "This vehicle is to be under the St. Michaels Chapter and not to be tagged as a fleet vehicle with the senior center". The Chapter and the Senior Center also acknowledge that a check for \$2500 was received for the purpose of maintaining this vehicle.

When Supervisor Weller came into office in January 2012, the St. Michaels Chapter brought to his attention that this car had never been used by the Senior Center or anyone else and that it had been sitting in their chapter garage since 2011 and they would like us to resolve the issues associated with the letter from Mr. Lee: The Senior Center would need to take ownership or the car would revert to the County.

There has been much back and forth between the parties involved and the County attorney's office has been directly involved in discussions and preparation of return documentation. It is proposed that the final determination be as follows:

Many times we have been informed by the Manager of the St. Michaels Senior Center (Ms. Margaret Sheka), her direct superior (Mr. Johnnie Johnson, Program Supervisor II Navajo Area Agency on Aging/Ft Defiance) and his superior the Director of Senior Center Services for the Navajo Nation (Ms. Rosaline Curtis, Director of Navajo Nation Agency on Aging) that the vehicle in discussion does not meet any of the needs for the senior centers and that they do not want possession of it. They have requested the value of it and the funds associated be used to attempt to get a larger van that could be useful in their services. We are awaiting the promised letter from an authority in the St. Michaels senior center chain of command, written by Apache County attorney's office, to document and finalize this request

We already have in our possession a letter from the President of the St. Michaels Chapter, Curran Hannon asking us to take back the car, the \$2500 check made payable to Apache County, and the title for the 2011 Chevrolet Traverse which is still in the name of Apache County.



We would like to discuss and possibly approve, at the next Apache County Board of Supervisors meeting, the acceptance of possession and ownership of the vehicle back to Apache County with the stipulations that (1.) We have received the signed document requesting the County to take back possession from the St. Michaels senior center's chain of command and (2.) The Apache County Finance Department and Engineering Department set aside, any funds derived from the sale of this vehicle in addition to the \$2,500.00 from the returned check, and be dedicated for the benefit of transportation for the District III St Michaels Senior Center in the future.

Thank you for your review and consideration

Barry Weller



**BOARD OF SUPERVISORS' AGENDA ITEM REVIEW FORM**

Submitter's Name: **Treasurer's Office**

Date: **12.15.2014**

Signature: *MM Regun*

**Describe in detail what you want to say to the Board and what action you want the Board to take:**

**Request authorization to extend, Allisa Norton, the Temporary Accounting Specialist 1 at \$11.02 per hour for a period of 120 days. This will take affect 1/7/2015 to 4/29/2015.**

**Date & Time Needed: 1/7/2015 thru 4/29/2015**

**Review Routing: / /Legal/ /Finance/ /Purchasing/ /Human Resource/ /Other: \_\_\_\_\_**

**Legal Review: \_\_\_\_\_**

**Signature: \_\_\_\_\_**

**Finance Review: \_\_\_\_\_**

**Signature: *[Signature]***

**Purchasing Review: \_\_\_\_\_**

**Signature: \_\_\_\_\_**

**Human Resources Review: \_\_\_\_\_**

**Signature: *[Signature]***

**Other Review: \_\_\_\_\_**

**Signature: \_\_\_\_\_**

**Reviews completed, item approved for Agenda. Supervisors/Board Clerk's Initials \_\_\_\_\_**

**BOARD ACTION TAKEN**

**//Approved / /Disapproved / /Deleted / /Continued to: \_\_\_\_\_**

**Signature Clerk of Board**

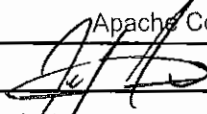
Apache County Board of Supervisors  
AGENDA ITEM REVIEW FORM

date/time stamp

Submitter's Name: (Individual, Organization, or County Department)

Apache County Engineering

Date/Signature:

 12-22-14

Describe in detail what you want to say to the Board and what action you want the Board to take:

Acceptance of Forest Service Easement # \_\_\_\_\_ for access from Private Property ( Ellis Bloomfield) through forest lands to County Road #4140 (Water Canyon).

BOS Meeting Date Requested Jan. 06, 2015

PRE-AGENDA ITEM REVIEW

Review Routing / /Legal / /Finance / /Purchasing / /Human Resource / /Other: \_\_\_\_\_

Legal Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Finance Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Human Resources Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Other Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Reviews completed, Item approved for Agenda.

Supervisor/Board Clerk's Initials \_\_\_\_\_

## Beth Bond

---

**From:** Joe Young <JYoung@apachelaw.net>  
**Sent:** Wednesday, December 31, 2014 9:47 AM  
**To:** Beth Bond  
**Cc:** Michael Whiting  
**Subject:** RE: Engineering Agreement

The easement is well written, I have no issues with it.

---

**From:** Beth Bond [bbond@co.apache.az.us]  
**Sent:** Wednesday, December 31, 2014 9:06 AM  
**To:** Joe Young  
**Subject:** Engineering Agreement

Here ya go.

*Beth Bond*

Apache County  
Assistant Clerk of the Board  
928-337-7502

**AGREEMENT  
CONCERNING USDA  
FOREST SERVICE EASEMENT**

The agreement is entered into between Apache County (County) and the following individuals, Ellis and Carol Bloomfield (Applicants).

Applicants have requested that Apache County accept a road easement from the United States Department of Agriculture, Forest Service (U.S.F.S.) for the purpose of providing legal access to Applicants' property located in the Water Canyon area on County Road #3140 south of Eagar, Arizona, more fully described as follows: Ellis and Carol Bloomfield, Parcel Number 104-33-002, as recorded in the Apache County Records Instrument Number: 2008-002714, Apache County Recorder.

The U.S.F.S. maintains that it is not a road agency and therefor its roads do not provide legal access to property. The U.S.F.S. will not grant permanent road easements to private individuals but will grand road easements to the County which has legal authority to own road easements.

The easement that is the subject of this agreement is described as follows: See Exhibit A.

1. The County will not maintain the easement granted by the U.S.F.S. . Applicants agree to assume all responsibility for maintenance of the easement including compliance with all requirements provided in the U.S.F.S. document granting the easement to Apache County.
2. Applicants agrees that they will hold the County harmless for any injuries or liabilities arising from Applicants' maintenance or failure to maintain the road in an appropriate manner and will indemnify the County for all costs, expenses and damage accruing to the County because of any injuries or liabilities arising from Applicants' maintenance or failure to maintain..
3. This agreement will be binding on all Applicants' successors or assigns. This agreement is binding until it is terminated or modified by mutual agreement of parties or if the County enters into future agreements for road maintenance with other parties or if the County accepts this easement into its road maintenance system in the future, following the procedures required by State law.
4. This agreement is subject to the provisions of A.R.S. §38-511.
5. This agreement will be recorded with the Apache County Recorder.
6. This agreement may be signed in counterparts with the signature pages of the various parties with one copy of the agreement.

APPROVED by Applicants on the 31 day of December, 2014

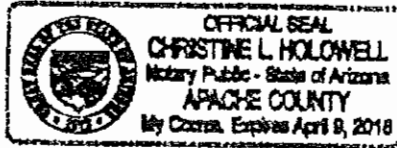
Ellis J. Bloomfield and Carol M. Bloomfield  
Ellis J. Bloomfield Carol M. Bloomfield

Husband and Wife.

SUBSCRIBED and SWORN to me by Ellis and Carol Bloomfield this 31 day of

Dec

2014



Christine L. Holowell  
Ex 4-9-18

APPROVED by the Apache County Board of Supervisors on the \_\_\_\_\_ day of \_\_\_\_\_, 2015

Attest: \_\_\_\_\_  
Clerk of the Board

\_\_\_\_\_  
Dr. Joe Shirley  
Chairman of the Board

**U.S. DEPARTMENT OF AGRICULTURE  
FOREST SERVICE**

**PUBLIC ROAD EASEMENT  
Act of October 13, 1964, (P.L. 88-657)  
36 CFR 251.50, et seq**

THIS EASEMENT dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, from the UNITED STATES OF AMERICA, acting by and through the Forest Service, Department of Agriculture, hereinafter called Grantor, to **APACHE COUNTY BOARD OF SUPERVISORS**, hereinafter called Grantee.

**WITNESSETH:**

WHEREAS, the Grantee has applied for a grant of an easement under the Act of October 13, 1964 (78 Stat. 1089, 16 U.S.C. 532-538), for a road over certain lands or assignable easements owned by the United States in the County of **Apache State of Arizona**, and administered by the Forest Service, Department of Agriculture.

NOW THEREFORE, Grantor does hereby grant to Grantee an easement for a public road and highway along and across a strip of land, hereinafter defined as the right-of-way (over and across the following described lands in the County of **Apache**, State of **Arizona**, as described on exhibit A attached hereto).

The word "right-of-way" when used herein means said strip of land whether or not there is an existing road or highway located thereon. Except where it is defined more specifically, the word "highway" shall mean roads or highways now existing or hereafter constructed on the right-of-way or any segment of such roads or highways.

The right-of-way is shown and specifically described on the plat attached hereto and made a part hereof.

**This grant is made subject to the following terms, provisions, and conditions:**

1. Outstanding valid claims, if any, existing on the date of this grant
2. The easement herein granted is limited to use of the described right-of-way for the purpose of construction, operation, and maintenance of a highway and does not include the grant of any rights for non-highway purposes or facilities; Provided, That the Forest Service shall not exercise its right to use or authorize the use of any portion of the right-of-way for non-highway purposes when such use would interfere with the free flow of traffic or impair the full use and safety of the highway; and Provided further, That nothing herein shall preclude the Forest Service from locating National Forest and other Department of Agriculture information signs on the portions of the right-of-way outside of construction limits.
3. The design and construction of the highway project situated on this right-of-way shall conform with plans, specifications, and written stipulations approved by the Forest Supervisor.
4. Any reconstruction of the highway situated on this right-of-way shall conform with plans, specifications, and written stipulations approved by the Forest Supervisor or authorized representative prior to beginning such reconstruction.
5. Consistent with highway safety standards, the Grantee shall:
  - a. Protect and preserve soil and vegetative cover and scenic and aesthetic values on the right-of-way outside of construction limits.
  - b. Provide for the prevention and control of soil erosion within the right-of-way and adjacent lands that might be affected by the construction operation, or maintenance of the highway, and shall vegetate and keep vegetated with suitable species all earth cut or fill slopes feasible for revegetation or other areas on which ground cover is destroyed. The Grantee shall perform these activities where it is deemed necessary during a joint review between the authorized Forest Officer and Grantee prior to completion of the highway. The

Grantee also shall maintain all terracing, water bars, leadoff ditches, or other preventive works that may be necessary to accomplish this objective. This provision also shall apply to waste disposal areas and slopes that are reshaped following slides that occur during or after construction.

6. The Grantee shall:

Establish no borrow, sand, or gravel pits; stone quarry; permanent storage areas; sites for highway-operation and maintenance facilities; camps; supply depots; or disposal areas within the right-of-way, unless shown on approved construction plans, without first obtaining approval of the authorized Forest Officer.

7. The Grantee shall maintain the right-of-way clearing by means of chemicals only after the Forest Supervisor has given specific written approval. Application for such approval must be in writing and must specify the time, method, chemicals, and the exact portion of the right-of-way to be chemically treated.
8. The Grantee does by the acceptance of this document covenant and agree for itself, its assigns, and its successors in interest to the property here granted or any part thereof, that the covenant set forth below shall attach to and run with the land:
- a. That the Grantee shall operate the described property and its appurtenant areas and its buildings and facilities whether or not on the land therein granted as a public road, in full compliance with Title VI of the Civil Rights Act of 1964 and all requirements imposed by or pursuant to the regulations issued thereunder by the Department of Agriculture and in effect on the date of this document to the end that no person in the United States shall, on the grounds of race, sex, color, religion, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any programs or activities provided thereon; and
  - b. That the United States shall have the right to judicial enforcement of these covenants not only as to the Grantee, its successors and assigns, but also as to lessees and licensees doing business or extending services under contractual or other arrangements on the land therein conveyed.

The Chief, Forest Service, may terminate this easement, or any segment thereof, (1) by consent of the Grantee, (2) by condemnation, or (3) after a five (5) year period of nonuse, by a determination to cancel after notification and opportunity for hearing as prescribed by law.

9. Cultural Resources Protection (D001RO). The holder, contractor, or lessee shall be responsible for the protection from damage of all identified cultural resources within the area which may be affected by their actions. In addition, the holder, contractor, or lessee shall be liable for all damage or injury to the identified cultural resources caused by their actions. The holder, contractor, or lessee shall immediately notify the agency Project Administrator if any damage occurs to any cultural resource and immediately halt work in the area in which damage has occurred until approval to proceed has been granted by the Project Administrator after consultation with the Forest Archeologist. All provisions of the Region 3 Cultural Resources Damage Assessment Handbook are incorporated by reference herein.
10. Native American Grave Protection and Repatriation Act (X003RO). Pursuant to the Native American Grave Protection and Repatriation Act (NAGPRA) 25 USC 3002(d); 43 CFR Part 10.4, if any human remains, funerary objects, sacred objects, or objects of cultural patrimony are discovered during the course of ground disturbing activity, the holder will immediately cease activity in the area of the discovery and will make a reasonable effort to protect the remains and objects. The holder will provide immediate telephone notification of the discovery to the Forest Service, and will follow up with written confirmation to the authorized officer. The holder will not resume the activity that resulted in the discovery until the authorized officer gives written approval. Approval to resume the activity, if otherwise lawful, will be given thirty (30) days after certification by the authorized officer of the holder's written confirmation of the discovery, or at any time that a written binding agreement is executed between the Forest Service and the affiliated tribes adopting a recovery plan for the remains and objects.
11. Surveys, Land Corners (D4). The holder shall protect, in place, all public land survey monuments, private property corners, and Forest boundary markers. In the event that any such land markers or monuments are destroyed in the exercise of the privileges permitted by this authorization, depending on the type of monument destroyed, the holder shall see that they are reestablished or referenced in accordance with (1) the procedures outlined in the "Manual of Instructions for the Survey of the Public Land of the United States," (2) the specifications of the county surveyor, or (3) the specifications of the Forest Service.

Further, the holder shall cause such official survey records as are affected to be amended as provided by law.

Nothing in this clause shall relieve the holder's liability for the willful destruction or modification of any Government survey marker as provided at 18 U.S.C. 1858.

IN WITNESS WHEREOF, the Grantor, by its , Forest Service, has executed this easement pursuant to the delegation of authority to the Chief, Forest Service, 7 CFR 2.60, and the delegation of authority by the Chief, Forest Service, dated August 22, 1984 (49 FR 34283), on the day and year first above written.

IN WITNESS WHEREOF, the Grantor, by its , **Forest Supervisor, Apache-Sitgreaves National Forest** Forest Service, has executed this easement pursuant to the delegation of authority to the Chief, Forest Service, 7 CFR 2.60, and the delegation of authority by the Chief, Forest Service, dated August 22, 1984 (49 FR 34283), on the day and year first above written.

UNITED STATES OF AMERICA

By   
\_\_\_\_\_  
JAMES E. ZORNES  
Forest Supervisor  
Apache-Sitgreaves National Forests  
Department of Agriculture

STATE OF ARIZONA )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by James E. Zornes, known to me to be the Forest Supervisor, Apache-Sitgreaves National Forests, Region 3, Forest Service, United States Department of Agriculture, who being by me duly sworn states that he signed said instrument on behalf of the United States of America under authority duly given, and he executed same as the free act and deed of the United States of America for consideration and purposes therein contained.

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_

In compliance with the conditions set forth in the foregoing deed, the Apache County Board of Supervisors, certifies, and by the acceptance of this deed, accepts the right-of-way over certain land herein described and agrees for itself, its successors and assigns forever to abide by the conditions set forth in said deed.

BY \_\_\_\_\_  
Apache County

STATE OF ARIZONA )  
 ) ss  
COUNTY OF \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by \_\_\_\_\_, known to me to be the \_\_\_\_\_ who being by me duly sworn states that he/she signed said instrument on behalf of the County of Greenlee under authority duly given, and he executed same as the free act and deed for considerations and purposes therein contained.

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_

**Burden and Non-Discrimination Statement**

*According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0596-0082. The time required to complete this information collection is estimated to average one (1) hour per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.*

*The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or part of an individual's income is derived from any public assistance. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at 202-720-2600 (voice and TDD).*

*To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, 1400 Independence Avenue, SW, Washington, DC 20250-9410 or call toll free (866) 632-9992 (voice). TDD users can contact USDA through local relay or the Federal relay at (800) 877-8339 (TDD) or (866) 377-8642 (relay voice). USDA is an equal opportunity provider and employer.*

*The Privacy Act of 1974 (5 U.S.C. 552a) and the Freedom of Information Act (5 U.S.C. 552) govern the confidentiality to be provided for information received by the Forest Service.*

## Decision Memo

FOREST ROADS & TRAILS ACT EASEMENT  
National Forest System Road (NFSR) No. 8526A3  
Section 21, Township 8 North, Range 29 East, Gila & Salt River Meridian (G&SRM)

USDA Forest Service  
Springerville Ranger District, Apache National Forest  
Apache County, Arizona

### Background

The Ellis and Carol Bloomfield (Bloomfield) parcel of private land, approximately 14 acres in size, is located in the southwest quarter, section 21, T. 8 N., R. 29 E., G&SRM, Apache County, Arizona. The 14 acre parcel of land surrounded on the east and west by National Forest System (NFS) lands and the north and south by other private lands. The landowner has applied for a road easement across NFS lands located within the southeast quarter of said section 21 for access to this 14 acre parcel of private land. The parcel is currently accessed by an existing two-track road. The Bloomfield's have contacted the owners of the adjacent private lands and have been denied access across adjoining private lands. The landowner has contacted Apache County and requested that Apache County accept the easement as a county road. Apache County has indicated to the Forest Service that they are willing to accept a public road easement for the Bloomfield's to access their private parcel.

The referenced two-track access road is a dirt road with a small amount of aggregate surfacing approximately 180 feet long and 12 feet wide. The proposed easement will be 30 feet wide, (15 feet each side of road centerline). The starting point is the junction with NFSR No. 285 and the ending point is a point on the north-south mid-section line of the south ½ of said section 21 being the shared common boundary line between the Bloomfield parcel and NFS lands.

### Decision

My decision is to issue a Forest Roads and Trails Act (FRTA) public road easement to Apache County for NFSR 8526A3. The easement will ensure the Bloomfield's will have authorized ingress/egress access to private land across National Forest System land. The Chief, Forest Service, may terminate this easement, or any segment thereof, (1) by consent of the Grantee, (2) by condemnation, or (3) after a five (5) year period of nonuse, by a determination to cancel after notification and opportunity for hearing as prescribed by law.

### Reasons for Categorically Excluding the Decision

This decision is categorically excluded from further analysis in an environmental impact statement or environmental assessment under category 36 CFR 220.6 (e) (3): "Approval, modification, or continuation of minor special uses on NFS lands that require less than five continuous acres of land." Decisions may be categorically excluded when they are within one of the categories in 7 CFR part 1b.3 or 36 CFR 220.6 (d) and (e), and no extraordinary circumstances exist. I have considered resource conditions identified in 36 CFR 220.6(b)(i-vii) analyzed as following other pertinent laws and regulations (see Findings Required By Other Laws) to determine if any extraordinary circumstances exist that would warrant further analysis and documentation in an EA or EIS and find none. This decision may be categorically excluded.

### **Findings Required By Other Laws**

My decision is in accordance with all applicable laws, regulations, policies, and plans. This project is specifically consistent with the following:

The National Forest Management Act – This decision is consistent with management direction and standards and guidelines contained in the Apache-Sitgreaves Forests Plan of 1987, as amended, specifically those for Management Area 2 - Woodland, within which the project is located.

Forest Roads and Trails Act - Authority to grant permanent or temporary easements for specified periods or otherwise for road rights-of-way over national forest lands and other lands administered by the Forest Service.

The Endangered Species Act of 1973, as amended and Migratory Bird Treaty Act of 1918, as amended - A categorical exclusion Biological Assessment and Evaluation for terrestrial and aquatic species was completed in July 2003. The BAE finding states the proposed action will have no effect on any threatened, endangered or proposed species, and / or critical habitat. The BAE was reviewed by the District Wildlife and Fisheries Biologists in August 2014 (documented on a Categorical Exclusion Checklist. No threatened or endangered species are present, therefore there are no concerns and no additional action is needed.

Clean Water Act of 1972, as amended; Executive Order 11988 of 1977 (Floodplains); and Executive Order 11990 of 1977 (Wetlands) - This project is not located in or near any floodplains, wetlands, riparian areas, or municipal watersheds. The route for the road was located so it will have no significant impact on the nearby drainage (Water Canyon Creek).

The Wilderness Act of 1964 - No congressionally designated areas, such as wilderness, wilderness study areas, or national recreation areas exist in the project area. None will be affected.

The Organic Act of 1897 - No research natural areas exist in the project area. None will be affected.

The American Antiquities Act of 1906, the National Historic Preservation Act of 1966 (specifically Section 106), and Archaeological Resources Protection Act of 1979 - The project area was surveyed on March 17, 2014 for cultural resources and two National Register-eligible sites were located on National Forest System land. The road passes through the edge of one site. This portion of the site contains very few artifacts and does not contribute to the site's overall eligibility status. The sites will be subject to all protection measures in place for historic properties under the administration of the Federal government. No new road construction will be permitted and the road sections that pass through the sites will not be graded, plowed, or in any way improved. If these provisions are followed, the granting of an easement should have a No Adverse Effect to religious, cultural, or archaeological sites, or historic properties. Consultation was conducted with affiliated Native American tribes and no concerns were identified.

Executive Order 12898 of 1994, Environmental Justice - The project area does not contain a higher percentage of minority or low income populations; none will be disproportionately affected.

**Public Involvement**


Scoping occurred with the following individuals: Springerville Ranger District: Marcia Pfeleiderer (District Ranger), Pete Taylor (Archeologist), Vicente Ordonez (Wildlife Biologist), Barbara Romero (Recreation Manager), Shanea Ward (Special Use Administrator) and Kathy McMillan (Fisheries Biologist). Apache-Sitgreaves National Forest Supervisors Office: Debbie McIvor (Forest Engineer), Stephen James (Land Surveyor) and Chris Nelson (Watershed Manager).

**Implementation**

Projects completed under a categorical exclusion are no longer subject to appeal periods per the Consolidated Appropriations Act, which was signed January 17, 2014, and the Agricultural Act (the Farm Bill), signed February 7, 2014. Implementation of this project may begin immediately upon issuance of this decision.

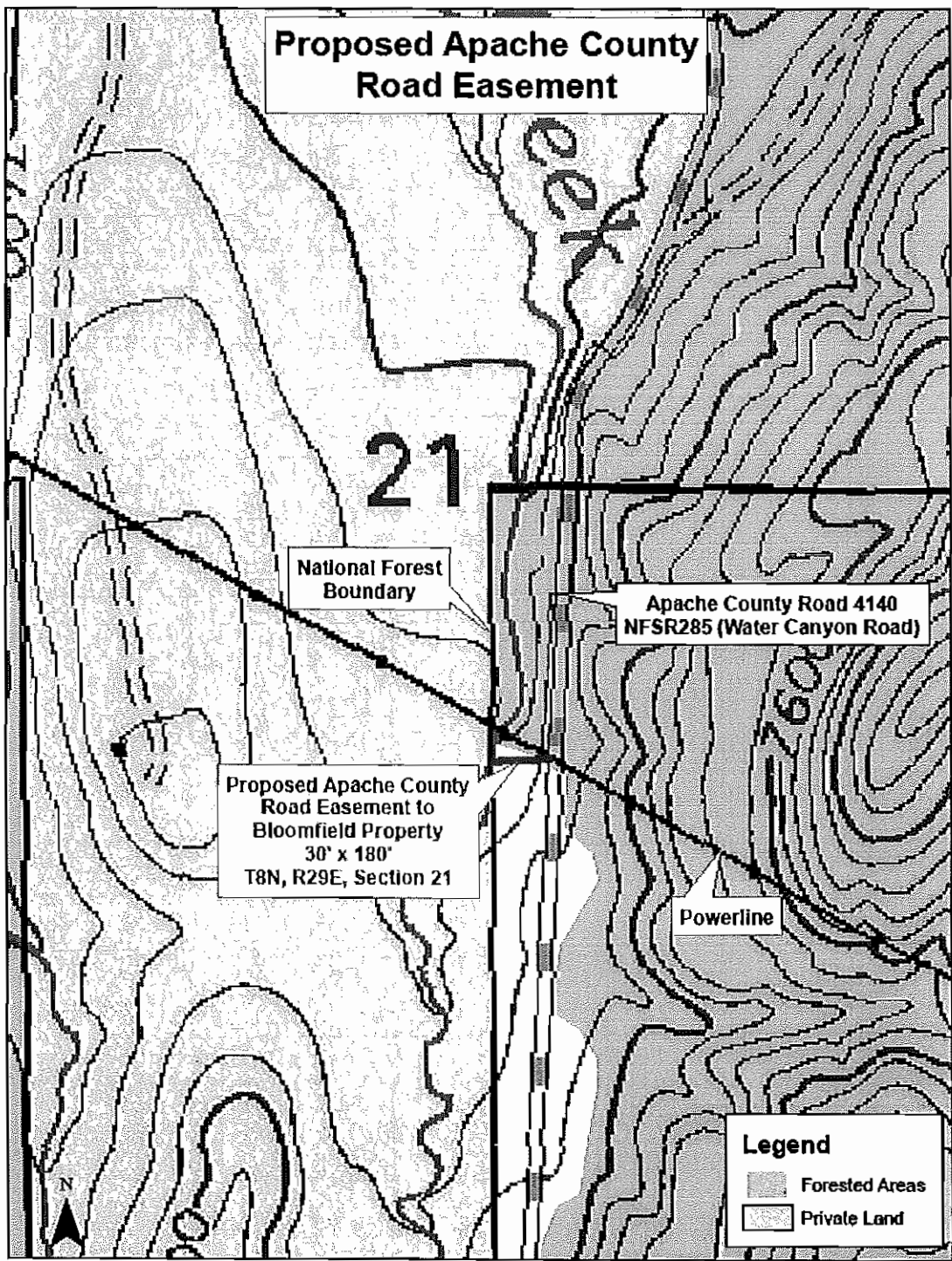
**Contact Person**

For additional information concerning this decision please contact Marcia Pfeleiderer, District Ranger, Springerville Ranger District, 165 South Mountain Avenue, P.O. Box 760 Springerville, AZ 85938; email: mpfeleiderer@fs.fed.us and phone: 928-333-6200.

  
\_\_\_\_\_  
For JAMES E. ZORNES  
Forest Supervisor  
Apache-Sitgreaves National Forests

12/18/14  
Date

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or a part of an individual's income is derived from any public assistance program. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD). To file a complaint of discrimination write to USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410 or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is an equal opportunity provider and employer.





## Beth Bond

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**Subject:** FW: Agenda Item  
**Attachments:** Settlement Agreement - Wenima Development v.3.doc

**From:** Joe Young [<mailto:JYoung@apachelaw.net>]  
**Sent:** Friday, November 21, 2014 2:02 PM  
**To:** Beth Bond  
**Subject:** Agenda Item

Beth, I need an agenda item on the attached agreement for the Board. Long story short, this agreement was approved by the Board a long time ago, but because of some conflict with some non-essential language in the contract, was never finalized.

Discussion and possible approval of an updated settlement agreement between Apache County and Wenima Development to resolve tax court litigation on the classification of property owned by Wenima Development.

## SETTLEMENT AGREEMENT AND GENERAL RELEASE

This SETTLEMENT AGREEMENT AND GENERAL RELEASE of claims ("Agreement") is entered into by and between Apache County, a political subdivision of the State of Arizona (the "County") and Wenima Development, LLC an Arizona limited liability company ("Claimant").

WITNESSETH:

WHEREAS, Claimant disputes the assessed classification made by the County in reference to certain property owned by Claimant both currently, and in previous years; and

WHEREAS, the County believes that Claimant's demand that County return previously paid taxes is legally insufficient; and

WHEREAS, the parties wish to settle all disputes which may exist between them; and

WHEREAS, the parties have agreed to certain settlement terms; and

WHEREAS, the parties have agreed to enter into this Settlement Agreement and General Release,

NOW, THEREFORE, in consideration of the mutual promises contained herein, and for other good and sufficient consideration, receipt of which is hereby acknowledged, the parties agree as follows:

- A. The County and Claimant agree that Claimant's real property located near Springerville, Arizona shall be classified as Agricultural for the current year, and for all years since 2003. County and Claimant agree that County has previously refunded Claimant with overpayment of taxes for tax years 2010, 2011, 2012, such amount representing the excess real property tax based for those years due to Claimant's property not being classified as Agricultural. Additionally, County and Claimant agree that for the tax years 2003, 2004, 2005, 2006, 2007, 2008, and 2009, Claimant shall be credited the difference between the amount actually taxed, and the amount that would have been taxed had Claimant's property been classified as Agricultural, that amount equaling \$76,629.37. This amount shall be credited to future tax bills that become due and owing by Claimant, but shall not be refunded in cash. County's obligation to credit said amount shall be forgiven in its entirety in the event Claimant sells or otherwise becomes dispossessed of the entirety of the real property. The credit contemplated in this agreement is a negotiated settlement, and does not run with the land. However, as long as claimant retains ownership of any portion of the real property, and the property is used for agricultural purposes or in the same manner as its current use, the real property shall continue to be classified as agricultural.
- B. Claimant for himself, his heirs, executors, administrators, assigns, and successors, agrees as follows:

1. To forever fully release, remise, acquit and discharge the County, Apache County, and its and their predecessors and successors, and its agents, attorneys, employees and assigns (hereafter collectively referred to as ("Releases")), and covenant not to sue or otherwise institute or cause to be instituted or any way participate in (except at the request of the County) legal or administrative proceedings against Releases with respect to any matter, including, without limitation, any matter arising out of or connected with any dispute relating to property classification or valuation for the tax year 2013 or earlier and causes of action of every nature, kind and description, in law, equity, or otherwise, whether or not now known or ascertained, which heretofore do or may exist.
  2. That it is waiving any rights it may have had or now has to pursue any and all remedies available to it under any cause of action in relation to the classification of its property for 2013 or any preceding years.
  3. That Claimant will not, except as may be mandated by statutory or regulatory requirements or as may be required by legal process, disclose to others the fact or terms of this settlement, the amounts or terms referred to in this Agreement, or the fact of settlement or the existence of a dispute, including the facts giving rise to the dispute. Claimant understands that this covenant of non-disclosure is a material inducement to the County for the making of this settlement and that, for the breach thereof the County will be entitled to pursue its legal and equitable remedies, including, without limitation, the right to seek injunctive relief.
  4. Nothing in this Section B shall prevent either party to initiate a court action or otherwise sue to enforce the provisions of this Agreement.
- C. The County and Claimant, for itself, any owner or member, any heirs, executors, administrators, assigns, and successors, jointly agree as follows:
1. That nothing contained in this Agreement shall constitute or be treated as an admission by County or Claimant of liability, of any wrongdoing, or of any violation of law.
  2. That if any provision of this Agreement is found to be unenforceable, it shall not affect the enforceability of the remaining provisions and the court shall enforce all remaining provisions to the extent permitted by law.
  3. That this Agreement shall bind and benefit Claimant's members, owners, administrators, successors, assigns, and each of them; it shall also bind and benefit the County and its successors and assigns.
  4. That this Agreement shall be deemed to have been entered into in the State of Arizona and shall be construed and interpreted in accordance with the laws of that state.
  5. That each party hereby agrees that, even in the event facts or laws used to reach the settlement constituting the basis of this Agreement may change, or be revealed to

be different than currently understood, this Agreement shall be and will remain effective notwithstanding any such difference in fact or change in law.

6. That this Agreement may be executed in counterparts, each of which shall be an original, but all of which together shall constitute one agreement. Execution of a facsimile copy shall have the same force and effect as execution of an original, and a facsimile signature shall be deemed an original and valid signature.
7. That they have read and understand this Agreement, and that they affix their signatures hereto voluntarily and without coercion.

Wenima Development, LLC, an  
Arizona limited liability company

\_\_\_\_\_  
By Lenard Toye, Manager

Apache County, a political subdivision  
of the State of Arizona

\_\_\_\_\_  
By \_\_\_\_\_  
Its \_\_\_\_\_

**BOARD OF SUPERVISOR'S AGENDA ITEM REVIEW FORM**

Submitter's Name: (Individual, Organization, or County Department)

Michael B. Whiting, Apache County Attorney

Date/Signature: \_\_\_\_\_

Describe in detail what you want to say to the Board and what action you want the Board to take:

County Attorney: Request authorization to hire Justin Heap to fill the vacant Deputy Attorney II position, with a starting salary of \$73,836.27.

BOS Meeting Date Requested: January 6, 2015

**PRE-AGENDA ITEM REVIEW**

Review Routing / /Legal / /Finance / /Purchasing / /Human Resource / /Other: \_\_\_\_\_

Legal Review: \_\_\_\_\_

Signature: \_\_\_\_\_

12-29-14

Finance Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Purchasing Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Human Resources Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Other Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Reviews completed, item approved for Agenda.

Supervisor/Board Clerk's Initials \_\_\_\_\_

**BOARD ACTION TAKEN**

/ /Approved / /Disapproved / /Deleted / /Continued to: \_\_\_\_\_

Signature Clerk of Board \_\_\_\_\_

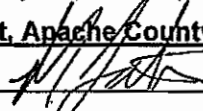
**BOARD OF SUPERVISOR'S AGENDA ITEM REVIEW FORM**

date/time stamp

Submitter's Name: (Individual, Organization, or County Department)

Michael Latham, Judge Elect, Apache County Superior Court

Date/Signature: 12/30/14



Describe in detail what you want to say to the Board and what action you want the Board to take:

**Approve the hiring of Sueanne Czarnyszka as Court Administrator effective January 5, 2015 at the annual rate of \$57,387.52 (below the mid-range of the job description, and \$2,000 below the previously approved amount for this same position).**

County Attorney: Request

BOS Meeting Date Requested: **January 6, 2015**

**PRE-AGENDA ITEM REVIEW**

Review Routing / /Legal / /Finance / /Purchasing / /Human Resource / /Other: \_\_\_\_\_

Legal Review: \_\_\_\_\_

12/30/14 Signature: CL

Finance Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Purchasing Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Human Resources Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Reviews completed, item approved for Agenda. Supervisor/Board Clerk's Initials \_\_\_\_\_

**BOARD ACTION TAKEN**

/ /Approved / /Disapproved / /Deleted / /Continued to: \_\_\_\_\_

Signature Clerk of Board \_\_\_\_\_



8005

**COURT ADMINISTRATOR  
Superior Court**

Effective Date: 10/06/03  
Range: 51  
Annual Salary: \$44,682 - \$67,024

**COULD NOT LOCATE**

Apache County Board of Supervisors  
AGENDA ITEM REVIEW FORM

DATE: 6/15/15

Submitter's Name: (Individual, Organization, or County Department)

Human Resources

Date/Signature:

Describe in detail what you want to say to the Board and what action you want the Board to take:

Notification to the Board of Supervisors of the increase by the State of Arizona of the minimum wage for 2015.

The new wage will increase by .15 cents per hour to a total of \$8.05 per hour. Currently there are no

Employees at an hourly level less than the new minimum wage and therefore there is not a necessity

for wage adjustments for any employee

BOS Meeting Date Requested 1/6/15

PRE-AGENDA ITEM REVIEW

Review Routing / /Legal / /Finance / /Purchasing / /Human Resource / /Other: \_\_\_\_\_

Legal Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Finance Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Human Resources Review: ✓ H.

Signature: [Handwritten Signature]

Other Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Reviews completed, item approved for Agenda.

Supervisor/Board Clerk's Initials \_\_\_\_\_

Apache County Board of Supervisors  
AGENDA ITEM REVIEW FORM

date/time stamp

Submitter's Name: (Individual, Organization, or County Department)

Apache County Sheriff's Office

Date/Signature: 12-22-14

Describe in detail what you want to say to the Board and what action you want the Board to take:

Apache County Sheriff's Office request authorization to enter into a Cooperative Law Enforcement Agreement with the USDA, Forest Service Apache-Sitgreaves National Forest in the amount of \$9,110. This is an ongoing agreement.

BOS Meeting Date Requested 1/6/2015

PRE-AGENDA ITEM REVIEW

Review Routing  /Legal /  /Finance /  /Purchasing /  /Human Resource /  /Other: \_\_\_\_\_

Legal Review: I am OK with the proposal, but I have not seen a actual Agreement formalizing the proposal.

Signature: [Signature]

Finance Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Human Resources Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Other Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Reviews completed, item approved for Agenda.

Supervisor/Board Clerk's Initials \_\_\_\_\_



**OFFICE OF THE SHERIFF**  
Joseph Dedman, Jr., Sheriff  
Apache County, Arizona



December 15, 2014

Chief Deputy  
Brannon R. Eagar

Aaron Dobson, Patrol Captain  
Apache-Sitgreaves National Forest  
P.O. Box 640  
Springerville, AZ 85938

District 1 & 2  
Cmdr. John Scruggs

Dear Captain Dobson,

District 3 & 4  
Cmdr. Roscoe Herrera

Apache County Sheriff's Office respectfully submits the following proposal to the Apache-Sitgreaves National Forest.

Detention  
Cmdr. Michael Cirivello

Patrol Activities:

Deputies will patrol in and around campgrounds, developed sites, and dispersed areas on weekends, with special emphasis on Memorial Day, Independence Day, and Labor Day weekends. Patrol activities shall begin January 2015 through December 2015. Deputies will make ample time in the area so residents and visitors are aware of the law enforcement presence in the area.

ACCENT  
Cmdr. Lance Spivey

Reimbursement:

Reimbursement for patrol activities shall be at the following rates:

- Wages not to exceed \$34.00/hour per deputy
- Fringe benefits shall not exceed \$15.00/hour per deputy
- Mileage \$0.55/mile patrolled


Total reimbursement shall not exceed the amount of \$9,110.

Reimbursement Requests:

- Reimbursement requests shall not be less than quarterly, and will be on a reimbursable basis.
- A breakdown of patrol activities and mileage driven shall be submitted along with backup documentation for amounts requested.

Please feel free to contact me should you have any questions or concerns regarding the above proposal. The Apache County Sheriff's Office looks forward to another year of partnership with the Apache-Sitgreaves National Forest.

Respectfully,

  
Chief Deputy Brannon Eagar  
Apache county Sheriff's Office

Sheriff  
JOSEPH DEDMAN, Jr.  
P.O. Box 518  
370 S. Washington  
St. Johns, AZ 85936  
PHONE: (928) 337-4321  
FAX: (928) 337-2709



FS Agreement No. 12-LE-11030121-004  
Cooperator Agreement No. \_\_\_\_\_

**EXHIBIT A**

**COOPERATIVE LAW ENFORCEMENT ANNUAL OPERATING PLAN &  
FINANCIAL PLAN**

**Between The  
APACHE COUNTY SHERIFF'S OFFICE  
And the  
USDA, FOREST SERVICE  
APACHE-SITGREAVES NATIONAL FORESTS**

**2014 ANNUAL OPERATING AND FINANCIAL PLAN**

This Annual Financial and Operating Plan (Annual Operating Plan), is hereby made and entered into by and between the Apache County Sheriff's Office, hereinafter referred to as "the Cooperator," and the USDA, Forest Service, Apache-Sitgreaves National Forests, hereinafter referred to as the "U.S. Forest Service," under the provisions of Cooperative Law Enforcement Agreement #12-LE-11030121-004 executed on October 1, 2011. This Annual Operating Plan is made and agreed to as of the last date signed below and is for the estimated period beginning October 1, 2014 and ending December 31, 2015.

Previous Year Carry-over: \$2,320.88  
Current Fiscal Year Obligation: \$9,110.00  
**FY2014 Total Annual Operating Plan: \$11,430.88**

**I. GENERAL:**

- A. The following individuals shall be the designated and alternate representative(s) of each party, so designated to make or receive requests for special enforcement activities.

**Principle Cooperator Contacts:**

<b>Cooperator Program Contact</b>	<b>Cooperator Administrative Contact</b>
Joseph Dedman Jr., Sheriff Apache County Sheriff's Office PO Box 518 St. Johns, AZ 85936 Phone: 928-337-4321 FAX: 928-337-2709 Email: <a href="mailto:jdedman@apachecounty.net">jdedman@apachecounty.net</a>	Beverly Parks Apache County Emergency Management PO Box 518 St. Johns, AZ 85936 Phone: 928-337-4321 FAX: 928-337-2709 Email: <a href="mailto:bparks@co.apache.az.us">bparks@co.apache.az.us</a>



**Principle U.S. Forest Service Contacts:**

<b>U.S. Forest Service Program Manager Contact</b>	<b>U.S. Forest Service Administrative Contact</b>
Aaron Dobson, Patrol Captain Apache-Sitgreaves National Forests PO Box 640 Springerville, AZ 85938 Phone: 928-333-6327 FAX: 928-333-5966 Email: <a href="mailto:adobson@fs.fed.us">adobson@fs.fed.us</a>	Larisa Bogardus, Grants Mgt. Specialist Apache-Sitgreaves National Forests PO Box 640 Springerville, AZ 85938 Phone: 928-333-6342 FAX: 928-333-5966 Email: <a href="mailto:lbogardus@fs.fed.us">lbogardus@fs.fed.us</a>

B. Reimbursement for all types of enforcement activities shall be at the following rates unless specifically stated otherwise:

\$0.55/mile patrolled  
 Per diem rate is N/A  
 Actual wages not to exceed \$34.00/hour plus actual fringe benefits for the individual officer not to exceed \$15/hour.

**II. PATROL ACTIVITIES:**

A. Time schedules for patrols will be flexible to allow for emergencies, other priorities, and day-to-day needs of both the Cooperator and the U.S. Forest Service. Ample time will be spent in each area to make residents and visitors aware that law enforcement officers are in the vicinity.

1. Patrol on following U.S. Forest Service roads:

Patrol all areas of the **Alpine, Springerville and Clifton Ranger Districts** on NFS lands within Apache County, with primary emphasis on the Black River and Greer areas.

2. Patrol in the following campgrounds, developed sites, or dispersed areas:

Luna Lake, Alpine Divide, West Fork and East Fork of Black River, Big Lake, Winn, South Fork, Benny Creek, Hoyer and the Los Burros Campground; and Alpine, Springerville, Lakeside and Clifton Ranger Districts.

Patrol recreation areas and dispersed areas on weekends, with special emphasis on the Memorial Day, Independence Day and Labor Day holiday weekends, from the period of May 1 through September 30. Patrol emphasis should be from 1300 to 2200 hours.

Total reimbursement for this category shall not exceed the amount of: \$10,120.00.



### III. SPECIAL ENFORCEMENT SITUATIONS:

- A. Special Enforcement Situations include but are not limited to: Fire Emergencies, Drug Enforcement, and certain Group Gatherings.
- B. Funds available for special enforcement situations vary greatly from year to year and must be specifically requested and approved prior to any reimbursement being authorized. Requests for funds should be made to the U.S. Forest Service designated representative listed in Item I-A of this Annual Operating Plan. The designated representative will then notify the Sheriff's Office whether funds will be authorized for reimbursement. If funds are authorized, the parties will then jointly prepare a revised Annual Operating Plan.
1. Drug Enforcement: This will be handled on a case by case basis. The request will normally come from the patrol Captain; however, it may come from the Special Agent in Charge or their designated representative. Reimbursement shall be made at the rates specified in Section I-B. Deputies assigned to the incident will coordinate all of their activities with the designated officer in charge of the incident.
  2. Fire Emergency: During emergency fire suppression and fire severity situations and upon request by the Forest Service pursuant to an incident resource order, the Cooperator agrees to provide special services beyond those provided under Section II-A, within the Cooperator's resource capabilities, for the enforcement of State and local laws related to the protection of persons and their property. The Cooperator will be compensated at the rate specified in Section I-B; the U.S. Forest Service will specify times and schedules. Upon concurrence of the local Patrol Captain or their designated representative, an official from the Incident Management Team managing the incident, Cooperator personnel assigned to an incident where meals are provided will be entitled to such meals.

**All requests to provide additional law enforcement support on National Forest System lands during extreme fire conditions will become effective and reimbursable only when the Forest Service specifically requests assistance through the Forest Dispatch or Expanded Dispatch Office, a Resource Order Number is provided, and the County Dispatch Office is notified of the request. Initial attack responses without a Resource Order by the Forest Service are not reimbursable.**

Upon request and concurrence by the Sheriff's Department,

The Sheriff's Department shall:



- a. Provide to the Forest Service, fully equipped Sheriff's Deputies who meet the standards of training as listed in the Cooperative Law Enforcement Agreement, Provisions II-B, including appropriate vehicles(s), in numbers requested by the Forest Service to provide law enforcement for fire severity or fire suppression situations. These duties are above and beyond the customary duties that are routinely provided by the Sheriff's Office and will be covered under Special Enforcement Situations. The Sheriff's Deputies will continue to work under the direction of the Sheriff's Department. The Sheriff's Deputies will coordinate their patrol activities with the U.S. Forest Service Patrol Captain, or their designee, while assigned to each specific fire severity or fire suppression patrol area, and coordinate their activities with the Incident Commander while assigned to each specific wildland fire severity or fire suppression situation. All Deputies assigned to a wildland fire severity or fire suppression situation are required to follow Check-in and Demobilization procedures.
- b. Assign Sheriff's Deputies requested by the Forest Service for fire severity or fire suppression situation patrols and law enforcement.
- c. Furnish itemized statements of expenditures to the Forest Service for the fire severity or fire suppression situation services requested by the Forest Service, at the address below:

Aaron Dobson, Patrol Captain  
Apache-Sitgreaves National Forests  
PO Box 640  
Springerville, AZ 85938  
Email: [adobson@fs.fed.us](mailto:adobson@fs.fed.us)

The Patrol Captain will review and approve the invoice, and forward the invoice and support documentation to Incident Finance for payment.

Billing requests will include the following information:

Cooperator Name, address, phone number and agency financial contact  
Invoice or Bill number;  
Resource Order number(s);  
Appropriate incident number (State code or Forest Service P-code and override);  
Cooperative Law Enforcement Agreement number;  
Dates of the incident covered by the billing; and  
Location and jurisdictional unit of the incident.

Summary cost data for the amount being billed:

Use incident-generated cost reports generated by the Agency to support the billing whenever possible. Summary cost data may include, but not limited to,



a list of personnel expenses including base, overtime and travel and a listing by vendor name and amount spent for supplies and services procured.

The Forest Service shall:

- a. Relay requests to the Sheriff's Department to provide fully equipped Sheriff's Deputies, including vehicles, through Forest Service Dispatch or Expanded Dispatch Office to the County Dispatch Office, including specific information on numbers of Deputies needed, tour, location, expected length of duty, authorization for overtime expenditures, and fire severity (S-code) or fire suppression (P-code) for billing. A resource order number must be issued by the Forest Service to support each request. The resource order number will be provided to the Sheriff's Office by the Forest Dispatcher.
  - b. Post each Deputy's time and vehicle mileage to a Fire Time Report (Optional Form 288) to provide documentation to support payment of each itemized statement of expenditures provided by the Sheriff's Department.
  - c. Reimburse the Sheriff's Department for requested fire severity or fire suppression special enforcement situation services that are provided and covered under this Section, at the prevailing rates as per Section I, Paragraph B above.
3. Group Gatherings: This includes but is not limited to situations which are normally unanticipated or which typically include very short notices, large group gatherings such as rock concerts, demonstrations, and organization rendezvous. Upon authorization by a Forest Service representative listed in Section I-A for requested services of this nature, reimbursement shall be made at the rates specified in Section I-B. Deputies assigned to this type of incident will normally coordinate their activities with the designated officer in charge of the incident.

This includes but is not limited to situations which are normally unanticipated or which typically include very short notice, large group gatherings such as rock concerts, demonstrations, and organizational rendezvous.

**IV. BILLING FREQUENCY:**

*See Cooperative Law Enforcement Agreement Provisions II-H and III-B for additional information.*

- A. Billing shall be not less than quarterly and is on a reimbursable basis.
- B. The following is a breakdown of the total estimated costs associated with this Annual Operating Plan.



Category	Estimated Costs	Not to Exceed by %
Patrol Activities	<b>\$\$11,430.88</b>	100%
Training	\$0.00	N/A
Equipment	\$0.00	N/A
Special Enforcement Situations	\$0.00	N/A
<b>Total</b>	<b>\$\$11,430.88</b>	<b>100%</b>

C. Any remaining funding in this Annual Operating Plan may be carried forward to the next fiscal year and will be available to spend through the term of the Cooperative Law Enforcement Agreement, or deobligated at the request of the U.S. Forest Service. See *Cooperative Law Enforcement Agreement Provision IV-D*.

In witness whereof, the parties hereto have executed this Annual Operating Plan effective October 1, 2014.

\_\_\_\_\_  
 JOSEPH DEDMAN, JR., Sheriff Date  
 Apache County Sheriff's Office

\_\_\_\_\_  
 JAMES E. ZORNES, Forest Supervisor Date  
 U.S. Forest Service, Apache-Sitgreaves National Forests

\_\_\_\_\_  
 JOE SHIRLEY, Chair Date  
 Apache County Board of Supervisors

ATTEST:

\_\_\_\_\_  
 CLERK Date

APPROVED AS TO FORM:

\_\_\_\_\_  
 COUNTY ATTORNEY Date



ROBIN L. POAGUE  
Special Agent in Charge, Southwestern Region

Date

The authority and format of this agreement have been reviewed and approved for signature.

LARISA BOGARDUS  
U.S. Forest Service Grants Manager

Date

Burden Statement

According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0596-0217. The time required to complete this information collection is estimated to average 3 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or part of an individual's income is derived from any public assistance. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at 202-720-2600 (voice and TDD).

To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, 1400 Independence Avenue, SW, Washington, DC 20250-9410 or call toll free (866) 632-9992 (voice). TDD users can contact USDA through local relay or the Federal relay at (800) 877-8339 (TDD) or (866) 377-8642 (relay voice). USDA is an equal opportunity provider and employer.

**Apache County Board of Supervisors  
AGENDA ITEM REVIEW FORM**

date/time stamp

Submitter's Name: (Individual, Organization, or County Department)

County Attorney \_\_\_\_\_

Date/Signature: \_\_\_\_\_

Describe in detail what you want to say to the Board and what action you want the Board to take:

Possible executive session for legal advice pursuant to A.R.S. 38-431.03(3) to discuss the legal implications triggered by item 11, including the legal requirements for a valid resignation of a Planning and Zoning Commissioner, and required steps for appointing a replacement candidate.

BOS Meeting Date Requested \_\_\_\_\_

**PRE-AGENDA ITEM REVIEW**

Review Routing / /Legal / /Finance / /Purchasing / /Human Resource / /Other: \_\_\_\_\_

Legal Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Finance Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Human Resources Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Other Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Reviews completed, item approved for Agenda.

Supervisor/Board Clerk's Initials \_\_\_\_\_

Apache County Board of Supervisors  
AGENDA ITEM REVIEW FORM

date/time stamp

Submitter's Name: (Individual, Organization, or County Department)

District III, Supervisor Barry Weller

Date/Signature: Barry A. Weller

Describe in detail what you want to say to the Board and what action you want the Board to take:

District III: Notification that District 3 Supervisor, under the authority of ARS 11-802 (C), is providing notice herein that the District III Supervisor has accepted the resignation of Mr. Tom Tilford, dated Dec. 3, 2014, and wishes to publically thank Mr. Tilford for his years of dedicated service on the Planning and Zoning Commission. For expediency and in recognition of the fact that the Planning and Zoning Commission is presently short at least one member, District 3 Supervisor also under the authority of ARS 11-802 (C) is appointing Mr. John Freeman as an alternate Planning and Zoning Commissioner to serve during a period allowing appropriate notice and interviews to be conducted for Mr. Tilford's permanent replacement. Mr. John Freeman shall be seated, as a voting member in official capacity for the Jan. 8, 2015 Planning and Zoning Commission meeting. Additional Alternates may be appointed during the same interview and selection process to accommodate the Commission in future quorum requirements.

BOS Meeting Date Requested Jan. 2, 2014

PRE-AGENDA ITEM REVIEW

Review Routing / /Legal / /Finance / /Purchasing / /Human Resource / /Other: \_\_\_\_\_

Legal Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Finance Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Human Resources Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Other Review: \_\_\_\_\_

Signature: \_\_\_\_\_

Reviews completed, item approved for Agenda. Supervisor/Board Clerk's Initials \_\_\_\_\_