



Joe Shirley, Jr.
Supervisor, District I

Tom M. White, Jr.
Chairman, District II

Barry Weller
Vice Chairman, District III

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

June 3, 2014

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

Invocation by Invitation.
Pledge of Allegiance.

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

June 3, 2014

1. Discussion and possible approval of the updated lease agreement between the Greer Community Facilities Association and the Apache County Library District for the Greer Memorial Library for FY 2014-2015 at the rate of \$784.21 per month.

**NOTICE OF PUBLIC MEETING AND AGENDA OF THE
APACHE COUNTY BOARD OF SUPERVISORS MEETING
June 3, 2014**

1. Sheriff's Office: Notification and update on the implementation of Stage II fire restrictions that went into effect 8:00 am. Friday, May 23, 2014, due to extreme fire danger.
2. 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 minutes dated May 19, 2014.
- *B. Request approval of demands dated May 19, 2014 to June 3, 2014. Demands are payments made by the County. Specific details of the demands may be requested through the County public record request process.
- *C. Request approval of an Application for Premises/Patio Extension Liquor License Permit for John May, Ye Olde Tavern, 42640 Highway 180 in Alpine, Arizona for the 16th Annual Worm Races on July 5, 2014.
- *D. Request approval of a Fireworks Permit for Alpine Fire District to hold a fireworks display on July 5, 2014, contingent on the condition of no fire restrictions.

Probation Department:

- *E. Request appointment of Ryan Patterson, Director of Finance as the Chief Fiscal Officer for both the Adult and Juvenile Divisions in accordance with A.R.S. 12-268A and the Arizona Code of Judicial Administration, Part 6 Sections 6-206 & 6-301.
3. Juvenile Probation Division: Request Apache County provide \$3,121.00 in matching funds for an ongoing Family Counseling Grant. The State of Arizona will disburse \$12,482.00 for a total of 15,603.00.
 4. Human Resources: Request review and approval of the Intergovernmental Agreement between Apache County and Navajo County for the Workforce Investment Act (WIA) program.
 5. Hunter Moore, Executive Director of Real Arizona: Update on activities of Real Arizona.

6. County Attorney's Office; Following a possible executive session for legal advice pursuant to A.R.S. 38-431.03(A)(4), discussion and possible approval of a settlement agreement with Transwestern Pipeline in litigation related to valuation of property performed by Arizona Department of Revenue. The settlement would result in a tax refund paid by numerous counties within Arizona, including a total refund by Apache County, with interest, of up to \$643,224.
7. 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.

Posted: 5/28/14 at 1:00a.m. (p.m.) by RB.

Delwin Wengert

Delwin Wengert, Clerk of the Board

Apache County Board of Supervisors
AGENDA ITEM REVIEW FORM

date/time stamp

Submitter's Name: Library District, Judith Pepple

Date/Signature: Judith M. Pepple 5-15-2014

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

Discussion and possible approval of the updated lease agreement between the Greer Community Facilities Association and the Apache County Library District for the Greer Memorial Library for FY 2014 - 2015 at the rate of \$784.21 per month.

Meeting Date Requested June 3, 2014

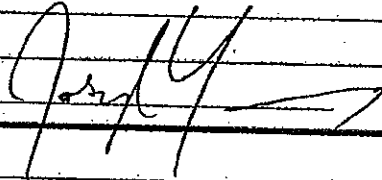
BOS

PRE-AGENDA ITEM REVIEW

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

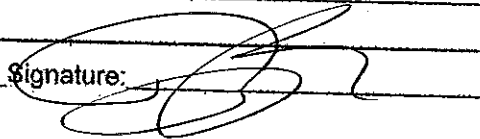
Legal Review:

Signature:



Finance Review:

Signature:



Human Resources Review:

Signature:

Other Review:

Signature:

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

THE RAGEL FAMILY
GREER COMMUNITY CENTER

PO BOX 45
74 MAIN STREET
GREER, ARIZONA 85927
(928) 735- 9949

www.greercommunitycenter.com

April 15, 2014

Judith Pepple
Apache County Library District
P.O. Box 2760
St. Johns, AZ 85936

Dear Judith,

I have reviewed the lease agreement the Greer Community Facilities Association has with the Apache County Library District.

The library now pays \$776.69 per month. This amount commenced July 2013. The rent is determined by the April Consumer Price Index immediately preceding each new fiscal year. The base rent was \$650 beginning May 2005.

The April Consumer Price Index is not available until the middle of May. This late availability delays our ability to come up with a timely lease agreement. So with your permission we have used the February Consumer Price Index to accelerate an agreement.

The February 2013 price index is:

234.781

Rent calculation

$234.78/194.6 * \$650 = \784.21

Based on this index, rent for fiscal year 2014 - 2015 is: \$784.21

Thank you for your help. I have included the updated lease agreement for 2014/2015.

Sincerely,



Larry Loucks
President

Greer Community Facilities Association

LEASE AGREEMENT

This lease agreement (herein after the "Agreement") is entered into, the
31st day of June, 2014 by and between:

Greer Community Facilities Association
P.O. Box 45
Greer, AZ 85927
Herein after referred to as the "Landlord"

and

Apache County Library District
P.O. Box 2760
St. Johns, AZ 85936
Herein after referred to as the "Tenant"

1 The Premises

Landlord does hereby lease to Tenant and Tenant does hereby lease and take from Landlord the following property (herein after referred to as Premise):

Approximately 1300 square feet of open floor space for library activities. The area will be used for the storage of books on shelving, a central monitoring/check-out/main desk area, and a pleasant seating/reading area. Some space will be devoted to reading table(s) where reference materials can be conveniently laid out, while patrons are using them. In addition to the listed activities, the premises may also be used for any activity or use related to the operation or administration of the library.

These ancillary items are mentioned, not because the Landlord would need to provide any specific furniture, etc. but because that is how the space is to be utilized. County staff has and will obtain/erect/place the furnishings the library will use.

Included within the 1300 square feet, a public restroom is provided.

Included within the 1300 square feet, a small meeting room is provided. In addition, access (through the, use of a key) to a much larger conference room in the Community-Center will be provided for library functions. Non-library uses of this large conference room will be charged for at normal rates. Any access to this large conference room is to be scheduled in advance for times when it can be made available.

The library, as well as the lavatory, is handicap-accessible.

The Premise has floor conduits installed for computer network hook-up and for telephone/fax hook-up at the main desk area.

The Premise has its own temperature control so that it can be independently heated apart from the rest of the building.

The Premise entrance is keyed so that it can be effectively and securely locked when not in use. The master key system has strict guidelines on key-control. The tenant is responsible for complying with the master key-control procedure.

The Premise has a ground-level entrance with handicap parking close-by.

The Library District and Library Friends are responsible for repairs/maintenance and replacement of the carpet.

All fire/safety devices are included as part of this public building.

Adequate accessible electrical outlets are provided for the Premise.

The Library will provide its own drop-box for the return of library books.

2 Lease Term

This lease agreement shall commence on July 1, 2014 and terminate on June 30, 2015.

3. Lease Extension

The parties may choose annually to extend this agreement upon such terms as may be agreed upon in writing and signed by the parties at the time of any such extension. The fiscal year for Apac County Library District is July 1 to June 30.

4. Lease Termination

Either party to this Lease may terminate this Lease by giving the other party ninety (90) days written notice addressed to the individual or contact designated in the lease or otherwise designated in writing and

acknowledged by both parties. Landlord may automatically terminate this Lease upon (30) days notice to Tenant for Tenant's nonpayment of rent. The parties hereby acknowledge and agree to the applicability of A.R.S. § 38-511.

3. Purpose

The Tenant may use the Premises for a Branch of the Apache County Library District and for no other purpose.

4. Rent

Tenant shall pay to Landlord as Rent the Amount of Seven Hundred Eighty Four dollars and twenty one cents (\$784.21) payable (hereinafter the Rent), in advance without demand on or before the First day of each payment period at P.O. Box 45, Greer, AZ 85927, or at such other place as the parties might agree upon.

Landlord shall pay all general real estate and property taxes due during the Lease term on the Premises.

5. Assignment and Subleasing

The tenant shall not assign this Agreement, or sublease or grant any license to use the Premises part thereof without the prior written consent of the Landlord. Any assignment, sublease or license without the prior written consent of the Landlord or an assignment or subleasing by operation of law shall be absolutely null and void and, at the Landlord's option, shall terminate this Agreement.

6. Improvements and Repairs

Tenant shall make no alterations or improvements to the Premises without first obtaining the written consent of the Landlord. The Landlord shall also be solely responsible for repairs or improvements to the structure and to the exterior of the building.

7. Insurance

If the Premises or any other part of the Building is damaged by fire or other casualty resulting from act or negligence of Tenant or any of Tenant's agents, employees or invitees, rent shall not be diminished or abated while such damages are under repair, and Tenant shall be responsible for all such repairs.

Landlord shall maintain fire and insurance coverage on the Building and the Premises in amounts as Landlord shall deem appropriate.

Tenant shall be responsible, at its expense, for insurance on all of its personal property, including any items the Tenant has brought into and/or installed-on the Premise.

Tenant-and Landlord shall, each at its own expense, maintain a policy or policies of comprehensive general liability insurance with respect to the respective activities of each in the Building with premiums thereon fully paid on or before due date. Such insurance to afford minimum protection of not less than \$1,000,000 combined single limit coverage of bodily injury, property damage or combination thereof. Each will name the other as an additional insured on their policy and furnish each other with proof of insurance.

Landlord shall not be required to maintain-insurance against thefts within the Premises or the Building.

10. Utilities

Landlord will provide the following utilities water, electricity, sewer, heating and trash pickup. Tenant will be responsible for all its telephone and internet expenses and any other services which may be required.

11. Snow Services

Landlord will provide snow removal, which will include the parking lot, handicapped parking, front sidewalk and front porch.

12. Signs

Tenant may not erect any sign without permission of the Landlord.

13. Parking

Tenant is granted a non exclusive right for use of the common parking areas of the building.

14. Building Rules.

Tenant will comply with rules adopted by the Landlord. Such rules are to be reasonable and submitted in writing.

15. Governing Law.

This lease is governed by the laws of the State of Arizona.

Executed this 3rd day of June, 2014

Signature Lawrence J. Loucks
Greer Community Facilities Association

Signature _____
Apache County Library District.

Beth Bond

From: Delwin P. Wengert
Sent: Wednesday, May 21, 2014 3:38 PM
To: Joe Shirley; Tom White; Barry Weller
Cc: Michael Whiting; Joe Young; Ferrin Crosby; Beth Bond
Subject: Stage II Fire restrictions

Gentlemen,

The Sherriff's office has told me that they will implement Stage II fire restrictions beginning at 8:00 am MST, Friday, May 23. They will put an item in the White Mountain Independent and will also have public service announcements on the radio. Stage II restrictions basically mean no open fires whatsoever, even in developed campgrounds. We will put an item on the agenda for ratification on the June 3, BOS Meeting.

If you have any questions, please call me.

Thanks,

Delwin Wengert
Apache County Manager
(928) 337-7503 Work
(928) 245-4979 Mobile

OFFICIAL PROCEEDINGS OF THE APACHE COUNTY
BOARD OF SUPERVISORS SPECIAL MEETING

May 19, 2014
St. Johns, Arizona

Present were, Chairman of the Board Tom M. White, Jr., and Supervisor Joe Shirley. Also present, County Manager/Clerk of the Board, Delwin Wengert and County Attorney Michael Whiting. Vice Chairman Barry Weller was not available due to travel.

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

Lorraine Vaught gave the Invocation.

Ferrin Crosby led the Pledge of Allegiance.

Chairman White called for the Jail District items.

Chairman White asked if Mr. Weller was available by telephone. Mr. Wengert stated no. Mr. White asked where he was at. Mr. Wengert stated that he is on a airplane.

Brannon Eagar, Chief Deputy Sheriff, requested approval of an Intergovernmental Agreement between Apache County Jail District and Graham County to house their inmates on an as needed basis. Brad Grower, a resident of Apache County asked about the transportation costs involved. Chief Eagar stated that transportation costs were the responsibility of Graham County. **Mr. Shirley moved approval, seconded by Mr. White.** Motion passed.

Mr. Shirley moved to adjourn the Jail District meeting, seconded by Mr. White. Motion passed.

Chairman White called for the regular agenda items.

Mr. White stated that the item for District III Supervisor for discussion and possible action on returning the "Call to the Public" as the first order of business after the Pledge of Allegiance and prayer for the bi-monthly Apache County Board of Supervisors' meeting. Mr. White stated that Mr. Weller was not here for this item but wanted the public to know that he is bringing call to the public back at the next meeting and will be placed at the end of the agenda. Brad Grower, a resident of Apache County asked to speak. Mr. Wengert stated that if Chairman White was removing the item there was no need for discussion. Mr. White stated that there would be no discussion. Mr. Grower and Mr. White held a discussion regarding not letting the public speak on removing the item from the agenda. Chairman White removed the item from the agenda.

Milton Ollerton, Community Development Director, presented the agenda item after a public hearing, following a possible executive session for legal advice pursuant to A.R.S. 38-431.06 (A)(3), consideration and possible approval of the Greer Zone Map designating only those

properties listed as Greer Commercial Resort. Mr. Ollerton stated that these are existing businesses that have operated under a non-conforming use or conditional use and are now being designated as a specific zone.

Mr. Ollerton provided an overview of the issue and stated that Mr. Weller could not be here today and asked that the issue be postponed until he could be here but if not, Mr. Weller's statement was to be read. "Mr. Weller wants all to know that he has been engaged in this issue for more than 6 months and has received no less than 35 separate individual requests, from tax payers, to look closely at the Parcel of controversy and not support it if it is deemed to be without merit to be classified a GCR. Of the more than 35 individuals taking the time to express their specific and substantive concerns many have communicated in writing several times. There have been numerous meetings with Mr. Weller and with county personnel and citizens in the area to dig into the details of this issue. There has been no communications to Supervisor Weller's office from a single supportive citizen to approve the controversial parcel. Mr. Weller has asked for and received one visit from the council of the controversial parcel owner who presented only one new piece of tangentially relative information in that meeting. That information has since been placed into question as to its importance or true relevance to the decision before us. Additionally the item was not unanimous when it was forwarded to our Board from the Planning and Zoning Commission which adds a level of concern. Although there are several politically sensitive matters that can be put forth as potentially important such as: Previous commercial use, private property rights, county actions creating misleading understandings etc., or threats of litigation and fear tactics, It is my opinion that, we as elected officials, need to root out the right thing to do legally when possible and deal with any consequences created by potentially wrong decisions in the past. We are, in my opinion, elected to see through the rhetoric and find factual truth when possible. Without the benefit of hearing the final discussions and input at the meeting on the 19th, I can only state the following: At this time the legal opinion presented by our county attorney's office, as compared to all the facts presented to me over the past several months, appears to me to do nothing more than take a politically comfortable position and does not clearly show what is legal or not. After reviewing the evidence presented to me, I believe the county is at more risk long term, financially and ethically, if they decide to approve the controversial parcel in the GCR. I realize that I have no vote in this matter since I cannot attend on the 19th and I know of no proxy system for our Board but I did want my general concerns to be heard." Mr. Ollerton stated that this issue has been noticed in the paper and in speaking with the County Attorney's Office he decided to move forward with the item today since it has already been delayed and would be a lengthy process to bring it back for consideration.

Chairman White stated that an Attorney for Apache County, Joe Young was on the telephone and as requested by Mr. Weller, Scott Rose was also on the line representing the Greer Coalition. Chairman White stated that this is an ongoing issue since January of this year and to postpone it would not do any good since it would again delay it another several months and unfortunately Mr. Weller is not here to participate in the discussion but he is going to move forward with the item and opened the floor for the public hearing and limited the time to 3 minutes per person and a maximum of 10 speakers in opposition and 10 in support on the issue.

David Bennett, a resident of Greer, stated that he is representing 175 property owners through the Greer Coalition and outlined his reasons for not wanting this approved.

David Martin, an Attorney representing the Greer Coalition expressed the reasons why the zoning designation should not be approved or at least table the item so that Mr. Weller could participate since he spent a good deal of time studying this issue.

Scott rose, an attorney for the Greer Coalition, requested the zone designation be denied and outlined his reasons for the requested denial.

John Freeman, a resident of Greer and co-president of the Greer Coalition, outlined why the zone designation should be denied by the Board.

Bradley Grower, a resident of Apache County stated that multiple opinions by multiple people should be allowed in a public hearing in Apache County. Mr. Shirley stated that Mr. Grower is not addressing the public hearing issue. Mr. White stated that unless Mr. Grower only addressed the item that is before the Board, he was not going to allow him to continue.

David Brown, representing the applicant, Doug Sandahl, addressed the Board and stated that he was here in favor of the applicant as well and hundreds and hundreds of properties his family owns and the thousands of acres of property he represents for his clients that are interested in growth and development in Apache County. Mr. Brown provided an overview of the history of the subject parcels and outlined why he believed the zone designation should be approved by the Board.

Chairman White closed the public hearing. **Mr. Shirley stated that tries to do right by the people and he believes that this is a property rights issue and property rights are a sacred thing and people have a right to do what they want with their property and it appears that the County Manager, Planning and Zoning and the County Attorney have done their job and everything is in order and moved to approve. Mr. White stated that the County is in need of development and seconded by Mr. White.** Motion passed.

Mr. Wengert presented the Consent Items A-C and recommended approval. **Mr. Shirley moved approval, seconded by Mr. White.** County Manager/Clerk of the Board: A. Request approval of minutes dated May 6, 2014. B. Request approval of demands dated May 6, 2014 to May 19, 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 APACHE COUNTY MEDICAL 146,906.00 APACHE COUNTY TAX WITHHOLDING 128,875.15 AZ STATE RETIREMENT SYSTEM 84,301.18 COLONIAL LIFE AND ACCIDENT INS 1,291.45 CORRECTIONS OFFICER RET PLAN 8,767.65 CORRECTIONS OFFICER RETIREMENT PLAN 520 4,205.94 MUTUAL OF OMAHA 1,262.02 NATIONWIDE 1,605.00 PUBLIC SAFETY PERSONNEL 401 13,825.82 PUBLIC SAFETY SHERIFF RET 29,051.58 SECURITY BENEFIT GROUP 1,371.00 SUPPORT PAYMENT CLEARINGHOUSE 2,502.08 TRINITY SERVICES GROUP INC 17,487.68 ALLIED FIRE PROTECTION INC 10,524.35 ALPINE EXCAVATION & CONST CO 12,559.50 ARIZONA DEPARTMENT OF WATER RESOURCES 6,000.00 BAKER'S OFFICE CITY 3,258.89 BILLS DISCOUNT AUTO PARTS (NAPA) 3,311.33 BRADCO 5,714.37 BRAUN NORTHWEST INC 13,366.41 BREWER LAW OFFICE PLLC 2,975.50 CRESCENT

ELECTRIC SUPPLY CO 1,480.31 DAVID J MARTIN PLLC 1,759.40 DELL COMPUTER CORPORATION 4,034.58 DESERT MOUNTAIN CORPORATION 6,785.86 DEWITT, COLLIN J 1,600.00 EMPIRE MACHINERY 1,190.23 EZE TRAILER AND BOAT SALES 1,236.09 FERRELLGAS 1,748.89 GOLIGHTLY TIRE 4,500.00 INGRAM LIBRARY SERVICES 1,605.94 INLAND KENWORTH INC (FARMINGTON) 2,737.76 JCG TECHNOLOGIES IN C 11,879.91 LAW OFFICE OF MARSHA GREGORY 8,500.00 MACCAFERRI INC 7,793.80 NAVOPACHE ELECTRIC COOPERATIVE 1,930.51 OVERDRIVE INC 3,117.50 PACIFIC PONDEROSA CO INC 1,225.92 PATTERSON II, GL 1,177.00 QUILL CORP 4,996.54 RDO EQUIPMENT CO 1,101.12 RIM COUNTRY MECHANICAL 5,978.90 S &S WORLDWIDE INC 1,203.92 ST JOHNS EMERGENCY SERVICES 1,104.14 STANLEY SECURITY SOLUTIONS INC 19,835.26 THE WOOD LAW OFFICE (RONALD WOOD) 2,222.00 THOMSON REUTERS WEST 1,138.41 TYLER TECHNOLOGIES INC 3,255.00 VERITAS RESEARCH CONSULTING 2,343.53 VERIZON WIRELESS 1,436.91 WAGNER EQUIPMENT CO 1,145.37 WILLIAMS LAW GROUP PLLC 8,500.00 YAVAPAI COUNTY GOVERNMENT 5,000.00 SHIRLEY, JOE Junior 1,168.89 AZ DEPT OF RISK MANAGEMEN 2,296.57 APACHE COUNTY RODEO COMMITTEE 5,000.00 AMIGO CHEVROLET 3,792.76 ARIZONA STATE FORESTRY DIVISION 2,022.24 ASHTONS REPAIR INC 1,596.21 AZLGEBT 292,830.61 BAKER'S OFFICE CITY 3,242.03 BAUMAN HOME AND AUTO INC 1,351.77 BLUE HILLS ENVIRONMENTAL 1,603.01 BUDGET BLINDS 1,082.62 DELL COMPUTER CORPORATION 1,461.80 DIAMOND DRUGS INC 3,702.95 EMPIRE MACHINERY 2,317.02 FRONTIER 1,040.54 FRONTIER 1,721.66 FRONTIER 1,015.79 GRAND CANYON HARLEY DAVIDSON 24,281.52 HATCH CONSTRUCTION 22,795.23 HILLYARD INC 3,567.44 IT1 SOURCE LLC 4,135.73 KATHLEEN M MCGUIRE PSY D LLC 1,927.50 MESA ENTERPRISES INC 2,346.16 NAVOPACHE ELECTRIC COOPERATIVE 19,985.02 NORTHLAND PIONEER COLLEGE 334,637.00 QUILL CORP 1,476.34 SCHIFF, LAURENCE 2,000.00 SHELL OIL 1,226.51 ST JOHNS CITY 3,643.15 STAFFNIK, JAMES G 1,050.00 STAPLES CREDIT PLAN 2,090.85 THE UNIVERSITY OF ARIZONA 6,250.00 TIFCO INDUSTRIES 1,720.18 TOWN OF EAGAR 8,076.83 TWELVE FORTY ONE GRADING INC 31,000.00 TYCO INTEGRATED SECURITY LLC 9,847.94 UNIVERSAL FLEET CARD 2,485.16 VERITAS RESEARCH CONSULTING 1,600.00 WOODLAND BUILDING CENTER 3,244.48 YOUNGS FUTURE TIRE 3,811.50 APACHE COUNTY TAX WITHHOLDING 1,015.57

Community Development: C. Request approval of a request to waive the permit fees for a Temporary Use Permit for Greer Civic Association, a non-profit organization to hold Greer Days, an annual community event in Greer, June 13-15, 2014. Motion passed.

Ferrin Crosby County Engineer, requested approval of a 5 year contract extension with Salt River Project extending the terms of the contract for the purchase of limestone material. **Mr. Shirley moved approval, seconded by Mr. White.** Motion passed.

Ferrin Crosby, County Engineer, requested approval to apply for Resource Advisory Committee (RAC) funds for County Road 3140 and County Road 4140 for the application of magnesium chloride. **Mr. Shirley moved approval, seconded by White.** Motion passed.

Ferrin Crosby, County Engineer requested approval to purchase a new 2014 Murray Professional 16 tire lowboy with trade-in of 1999 Eager Beaver 50 ton lowboy, for District II using HURF through National Intergovernmental Purchasing Alliance (NIPA) Contract #120377. Mr. Crosby stated that the purchase price of \$101,350.00 minus trade-in value of \$21,000 plus taxes and fees for a total of

\$84,467.50. Mr. White stated that the lowboy they have is no longer safe so that was the reason for the purchase. Mr. Shirley moved approval seconded by Mr. White. Vote was unanimous.

Mr. Shirley moved to adjourn, seconded by Mr. White. Motion passed.

Approved this 3rd day of June, 2014

Tom M. White, Jr.
Chairman of the Board

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)

County Manger _____

Date/Signature: _____

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

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 _____

John May
Ye Olde Tavern
PO Box 840
Alpine, AZ 85920

Beth Bond
Assistant Clerk of the Board

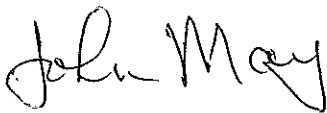
Dear Beth,

Attached you will find the Application for Premises/Patio Extension Permit. I would appreciate it if you would add it to the County Board of Supervisors meeting agenda for June 3, 2014. Also included are 2 maps showing the Revised Premises Plan for the Event and a Property Location Map.

Upon approval, could you please forward this application and maps to the Arizona Department of Liquor Licenses & Control for final approval? Addressed envelope included.

I would also appreciate any updates regarding this permit request; agenda, approval and forwarding. My email address is jhmay806@yahoo.com and this is the best way to contact me.

Thank You Very Much,



John May
Ye Olde Tavern
PO Box 840
Alpine, AZ 85920
928-339-1837

Per mit - Piz
OR no issues.



ARIZONA DEPARTMENT OF LIQUOR LICENSES & CONTROL

800 W Washington 5th Floor
Phoenix AZ 85007-2934
www.azliquor.gov
(602) 542-5141

Date payment received _____
CSR Initials _____

APPLICATION FOR EXTENSION OF PREMISES/PATIO PERMIT

THIS APPLICATION MUST BE RETURNED TO THE DEPARTMENT OF LIQUOR

<input type="checkbox"/>	Permanent change of area of service. A non-refundable \$50 fee will apply. Specific purpose for change: _____
<input checked="" type="checkbox"/>	Temporary change for date(s) of <u>7 / 5 / 2014</u> through <u> </u> / <u> </u> / <u> </u> List specific purpose for change: <u>One day change for 16th annual Worm Races</u>

1. Licensee's Name: _____

May	John	Harold
Last	First	Middle
2. Mailing Address: _____

PO Box 840	Alpine	AZ 85920
City	State	Zip
3. Business Name: Ye Olde Tavern _____

Alpine	Apache	AZ 85920
City	COUNTY	State
4. Business Address: 42640 Highway 180 _____

Alpine	Apache	AZ 85920
City	COUNTY	State
5. Business Phone: (928) 339-1837 _____

Alpine	Apache	AZ 85920
City	COUNTY	State
6. Do you understand Arizona Liquor Laws and Regulations? YES NO Email: jhmay806@yahoo.com
7. Have you received approved Liquor Law Training? NO YES If so, when does your Certificate expire? 5 / 13 / 2017
8. What security precautions will be taken to prevent liquor violations in the extended area? Rear area fenced off, only access through front door.
9. Does this extension bring your premises within 300 feet of a church or school? YES NO
10. **IMPORTANT: ATTACH THE REVISED FLOOR PLAN CLEARLY DEPICTING YOUR LICENSED PREMISES AND WHAT YOU PROPOSE TO ADD.**

<input type="checkbox"/>	Barrier Exemption: an exception to the requirement of barriers surrounding a patio/outdoor serving area may be requested. Barrier exemptions are granted based on public safety, pedestrian traffic, and other factors unique to a licensed premises. List specific reasons for exemption: _____
Investigation Recommendation <input type="checkbox"/> Approval <input type="checkbox"/> Disapproval by: _____ Date: <u> </u> / <u> </u> / <u> </u>	

******After completing sections 1-10, please take this application to your local Board of Supervisors, City Council or Designate for their recommendation. This recommendation is not binding on the Department of Liquor.**

This change in premises is RECOMMENDED by the local Board of Supervisors, City Council or Designate:

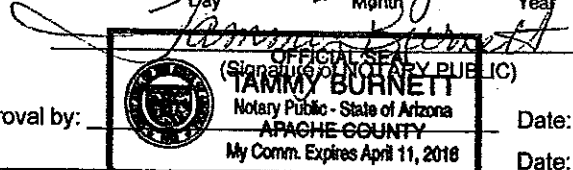
_____ (Authorized Signature)	_____ (Title)	_____ (Agency)
---------------------------------	------------------	-------------------

I, John Harold MAY (Print full name), being first duly sworn upon oath, hereby depose, swear and declare, under penalty of perjury, that I am the APPLICANT making the foregoing application. I have read this application and the contents and all statements are true, correct and complete.

x John Harold May
(Signature of Owner or Agent)

State of Arizona County of Apache
 SUBSCRIBED IN MY PRESENCE AND SWORN TO before me this date
21st Day May Month 2014 Year

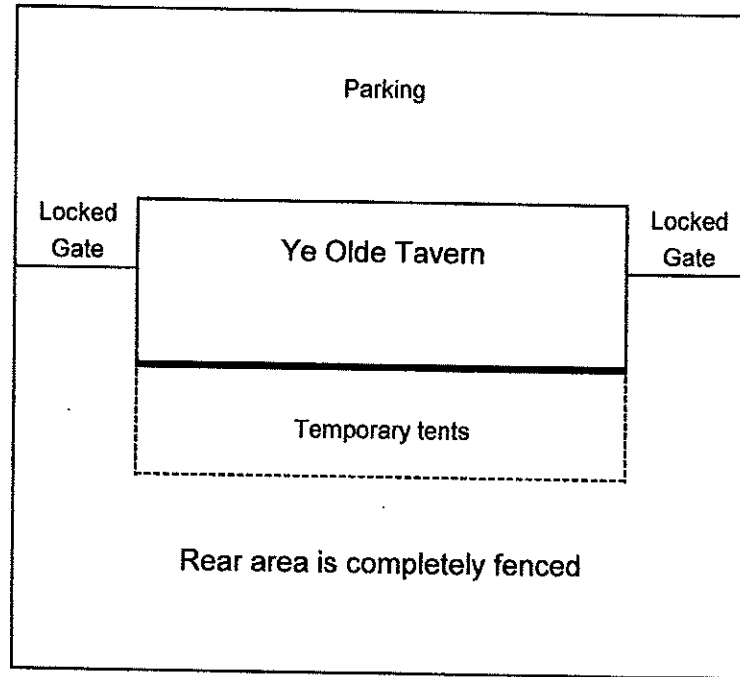
My commission expires on: 4/11/16



<input type="checkbox"/>	Investigation Recommendation <input type="checkbox"/> Approval <input type="checkbox"/> Disapproval by: _____	Date: <u> </u> / <u> </u> / <u> </u>
Director Signature required for Disapprovals _____		Date: <u> </u> / <u> </u> / <u> </u>

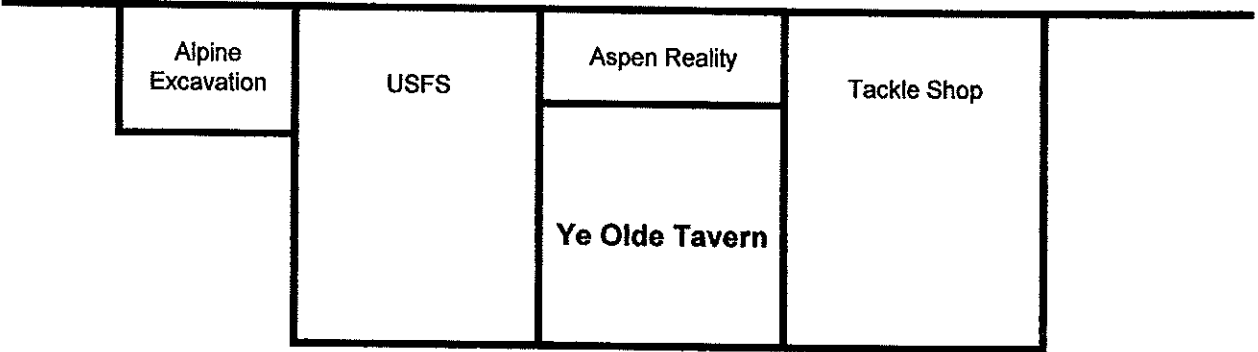
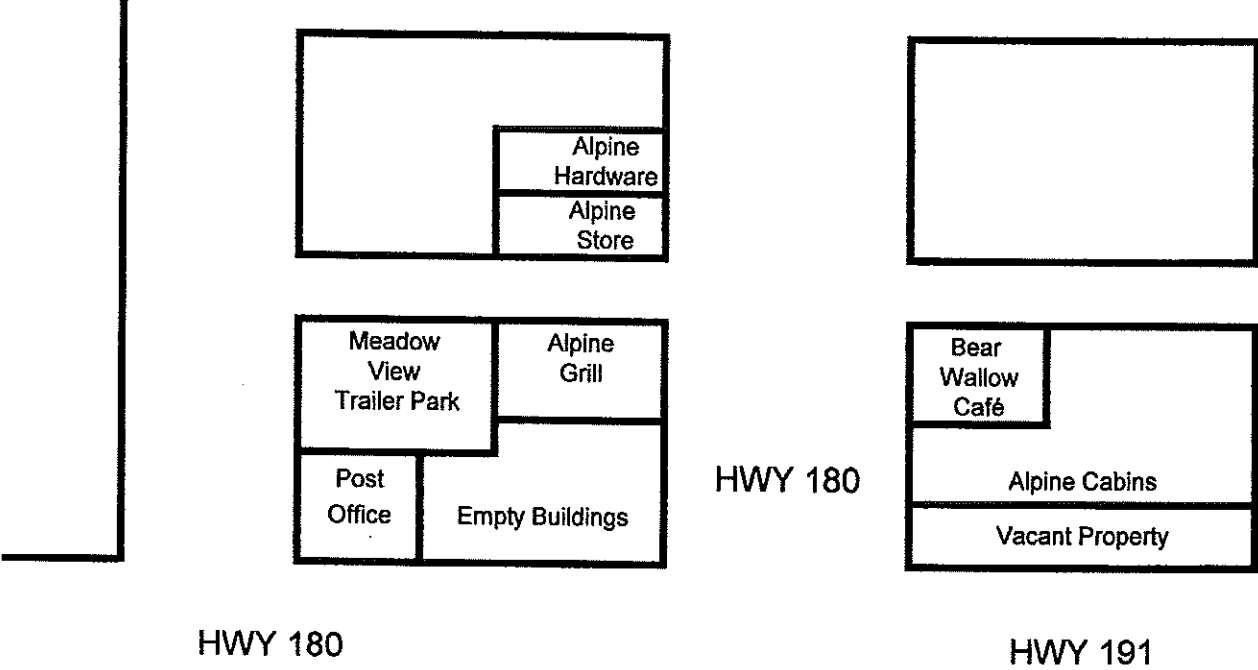
Revised Premises Plan for Event

Ye Olde Tavern Property



Changes : Locked gates - only entrance through front door
Temporary tents

Alpine Property Location Map



Pasture

RESOLUTION NO. 2008-16

A RESOLUTION PURSUANT TO A.R.S. § 36-1603 ADOPTING RULES AND REGULATIONS FOR GRANTING PERMITS FOR SUPERVISED PUBLIC DISPLAYS OF FIREWORKS

WHEREAS, A.R.S. § 36-1601 et. seq. authorizes Apache County to adopt "rules and regulations for granting permits for supervised public displays of fireworks" in unincorporated areas of the County by various organizations and groups, and;

WHEREAS, Apache County presently has no rules or regulations in place that govern the issuance of permits for fireworks displays, and;

WHEREAS, Title 36-1601 et. seq. makes it illegal in the State of Arizona to put on a supervised fireworks display without a properly issued permit, and;

WHEREAS, it is the intent of the Board of Supervisors of Apache County to adopt regulations governing the issuance of permits for fireworks displays that adequately protect public health and safety and limit the danger of damage to structures or fire on public and private lands;

NOW THEREFORE, the Board of Supervisors adopts the following provisions which shall be followed in issuing permits for public fireworks displays:

1.) Applications to conduct a public display of fireworks shall be submitted to the Clerk of the Board of Supervisors on a form prescribed by the Board not more than sixty (sixty) days, but not less than 30 (thirty) days, prior to the date of the proposed display. For purposes of this resolution, the term "fireworks" shall be defined as in A.R.S. § 36-1601(1).

2.) The Application must be accompanied by a requisite bond in an amount not less than \$1,000,000 (one-million dollars), or proof of general liability insurance in the same amount. Failure to provide a bond or proof of insurance with the Application will result in the denial of the permit.

3.) Applications must be accompanied by a map of the display area which designates the proposed seating area for spectators, nearby structures, parking areas, public roads, the fallout zone, overhead lines, and fire department access to the area.

4.) Apache County will not review Applications for displays on property within tribal reservation boundaries or municipal boundaries, or displays on property owned by the federal government, state government, or public school districts.

5.) Applications shall be reviewed by the Sheriff, who shall also visit and inspect the display area. The Sheriff shall either approve or disapprove the Application. The Sheriff may

approve the application if it is determined that:

- a.) The display will be supervised by a competent pyrotechnic operator. In determining whether this provision is met, the Sheriff shall consider the operator's qualifications, experience, training, and/or certification;
- b.) It appears that the fireworks display will be conducted in a safe location that does not create an unreasonable risk of fire danger;
- c.) That the display will be discharged and fired so that it will not be hazardous to property or persons, and that adequate fallout zones have been designated that are a sufficient distance from the viewing area;
- d.) If the display will be within the boundaries of an existing fire district, that the display has been approved by the fire chief or fire district board. It shall be the responsibility of the Applicant to provide a letter of approval with the Application.
- e.) If the display is not within the boundaries of an approved fire district, evidence of the availability of services from an adjacent fire district or department has been provided. It shall be the responsibility of the Applicant to obtain a letter of approval from the fire district or department.
- f.) The manner and place of storage of the fireworks appears to be safe.
- e.) The organization has provided a sufficient bond or proof of liability insurance.

5.) When the Sheriff has reviewed the Application, it shall be returned to the Clerk of the Board of Supervisors. If the Sheriff has determined that the requirements for issuance of a permit have not been met, the Clerk of the Board shall deny the Application and notify the Applicant regarding the reason for the denial. If the Sheriff has approved the Application, a permit shall be issued by the Clerk of the Board subject to any special conditions designated by the Sheriff.

6.) At the discretion of the Clerk, or upon request by any Board member, approval of a permit may be placed on the Board's agenda for consideration. The Board of Supervisors retains the right to require additional conditions on any permit or to waive any of the provisions of this Resolution.

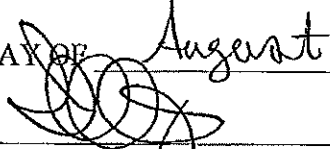
7.) All permits issued pursuant to this Resolution shall state that they are conditioned on:

- a.) no fire restrictions currently in effect within the geographic area of the display site;
- b.) the permit is conditioned on the Applicant storing the fireworks and operating the display in a manner consistent with the standards set forth by the National Fire

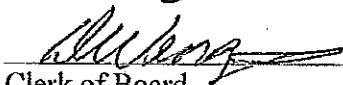
Protection Association, including Section 1123, Code For Fireworks Display.

8.) All permits issued by the County shall be valid only for the date stated on the permit and 48 hours following the scheduled date of the display in the event it needs to be rescheduled due to weather or other conditions.

THIS RESOLUTION APPROVED THIS 26 DAY OF August, 2008.



Board Chairman



Clerk of Board

**INFORMATION REGARDING APPLICATION FOR SUPERVISED FIREWORKS
DISPLAY**

TO WHOM IT MAY CONCERN:

Apache County is happy to provide you with an APPLICATION FOR SUPERVISED FIREWORKS DISPLAY PERMIT for your event to be held in an unincorporated area of the County.

We require that your Application be submitted to the Clerk's Office a **minimum of 30 days prior to your event.**

Please note that the County does not issue display permits if the display will occur on tribal lands, federal lands, state lands, within the boundaries of an incorporated city or town, or on property belonging to a public school district. In those instances, an application must be submitted to tribal authorities, federal authorities, municipal authorities, or the State Fire Marshal as may be appropriate.

In order to expedite processing, when you return your completed Application, please make certain that all information is provided and the required items requested on the application are included. These items are:

- * Proof of bond or insurance
- * A map of the display area
- * Proof that a fire district or fire department has approved the display or is capable of providing fire suppression services in the area of the display
- * A description of the pyrotechnic expert's qualifications, training, experience, certification and/or documentation thereof.

When completed, submit to:

Clerk of the Board
Apache County Board of Supervisors
P.O. Box 693
St. Johns, AZ 85936

Your application and accompanying documents will be forwarded to the Apache County Sheriff's Office for their review and recommendations. After the Sheriff has completed his investigation of your Application, you will be informed of the decision. If you have any questions or we can be of further assistance, please contact the Clerk of the Board at (928) 337-7502.

APPLICATION FOR SUPERVISED FIREWORKS DISPLAY PERMIT

Application is hereby made for the granting of a permit to conduct a supervised fireworks display. The display will be conducted as follows:

Name of Applicant Organization: Alpine Fire District
Address of Organization: PO Box 227 Alpine, AZ 85920
Phone Number of Organization: 928 339 4814
Date/Time of Display: July 5th 2014
Address of Display Location: CR 2311 Alpine Sanitary District
Name of Property Owner at Site of Display: Alpine Sanitary District
Place of Storage of Fireworks: Alpine Fire Dept.

1.) Information Regarding Pyrotechnic Operator:

Name: Travis Nath
Phone Number: 928-245-1118

Please attach an explanation of the qualifications, training, experience, or certification of the designated Pyrotechnic Operator. Also attach any relevant documentation or certifications.

2.) Information Regarding Fireworks: The following is a list of the numbers and kinds of fireworks intended to be discharged:

- a.) DOT Class C Displays
b.)
c.)
d.)

3.) This application must be accompanied by proof of a bond in the amount of at least \$1,000,000 or proof of general liability insurance in the same amount. Proof is hereby attached: Yes X No

4.) If the display area is within the boundaries of an existing fire district, please attach a letter from the Fire Chief or Fire District Board indicating approval. If the display area is not within the boundaries of a fire district, please attach a letter from an adjacent fire district or department indicating the availability of fire suppression services.

Documentation is attached: Yes X No

5.) A map of the display area must be attached to this application designating the proposed seating area for spectators, nearby structures, parking areas, public roads, the fallout zone, overhead lines, and designated fire department access to the area.

Map of display area is hereby attached: Yes X No

PERMIT FOR SUPERVISED FIREWORKS DISPLAY

Apache County hereby grants permission for a supervised fireworks display as follows:

GROUP/ORGANIZATION: Alpine Fire District

Date/Time of Event: Saturday July 5th 2014 @ 8:30 pm

Location of Fireworks Display: CR2311 Alpine Sanitary District

Pyrotechnic Expert: Travis Noth

Special Conditions of Permit: NO Fire Restrictions!

Standard Terms of Permit:

* THIS PERMIT IS VALID ONLY IF NO FIRE RESTRICTIONS ARE IN PLACE IN THE GEOGRAPHIC AREA OF THE DISPLAY SITE AT THE TIME IT IS SCHEDULED TO OCCUR.

*THE PYROTECHNIC EXPERT RESPONSIBLE FOR THE EVENT SHALL NOT CONDUCT THE DISPLAY UNLESS HE/SHE DEEMS IT SAFE CONSIDERING ALL CONDITIONS AND CIRCUMSTANCES AT THE TIME THE DISPLAY IS SCHEDULED TO OCCUR.

*THE DISPLAY SHALL BE CONDUCTED IN A MANNER CONSISTENT WITH NFPA 1123, CODE FOR FIREWORKS DISPLAY.

*IN THE EVENT THIS EVENT NEEDS TO BE RESCHEDULED FOR WEATHER OR OTHER REASONS, THIS PERMIT IS VALID FOR A PERIOD OF 48 HOURS AFTER THE SCHEDULED DATE AND TIME STATED HEREIN

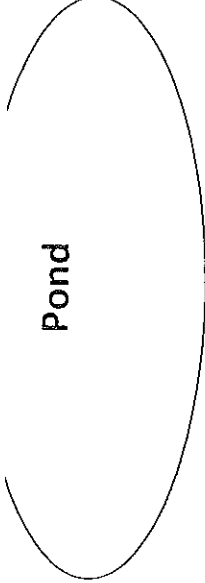
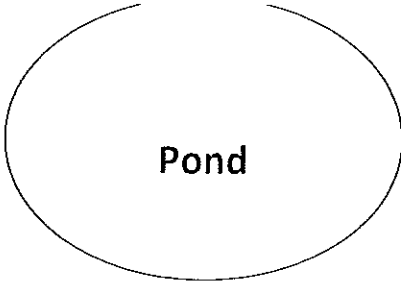
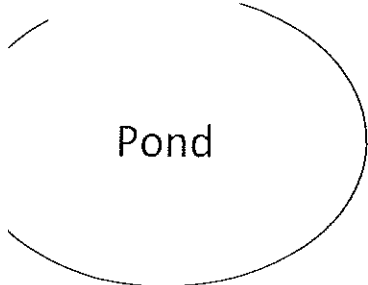
Clerk of the Board

Show Inventory-Site Discharge Plan:

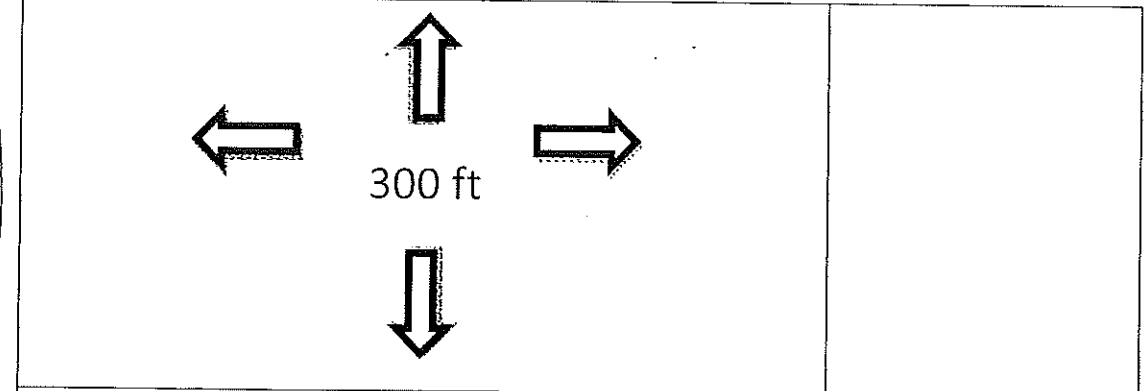
- Fireworks are being donated to the Alpine Fire District for the display.
- Fireworks are DOT Class C Multi-shot consumer fireworks displays. >1"
- Approximate number to be used is 30 displays.
- The exact name of the displays is unavailable until they arrive and we usually receive them a couple of days before the event. At that time they will be available for inspection, this year we should receive them by June 30th.
- All displays will be ignited with a flare attached to a 4ft piece of 1" dowel.
- All displays will be secured with a single piece of wire and staked to the ground.
- Any displays that fail shall be cooled with a water extinguisher and placed into a metal trash can and disposed of appropriately.
- Fallout site will be flagged off prior to the evening of the event, an area no less than 300ft from the display site will be secured and apparatus from the Alpine Fire District will be posted in an area 360^o around the display area.
- Clean-up of the area will be done by personnel of the Alpine Fire District under the supervision of the Fire Chief.
- The distributor of the fireworks name is Mark Rorabeck and his number is 928-339-4955.
- Display site will be under the direct supervision of the Alpine Fire District in accordance with NFPA 1123.

Alpine Fire District will have EMS/Fire Personnel on call for the duration of the fireworks show.

Travis Noth
Fire Chief
Alpine Fire District



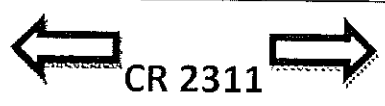
Display Site



Visitor Parking



Alpine Sanitary District Property





CERTIFICATE OF LIABILITY INSURANCE

OP ID: TM

DATE (MM/DD/YYYY)
05/14/2014

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Hancock-Leavitt Insurance P.O. Box 830 Taylor, AZ 85939 Joshua Raban		Phone: 928-536-4237 Fax: 866-821-4287	CONTACT NAME: PHONE (A/C, No, Ext): E-MAIL: ADDRESS: PRODUCER CUSTOMER ID #: ALPIN-2	FAX (A/C, No):
INSURED Alpine Fire District P.O. Box 227 Alpine, AZ 85920		INSURER(S) AFFORDING COVERAGE		NAIC # 19720
		INSURER A: AMERICAN ALTERNATIVE INS CORP		
		INSURER B: A+ Rating		
		INSURER C:		
		INSURER D:		
		INSURER E:		
		INSURER F:		

COVERAGES**CERTIFICATE NUMBER:****REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVR	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GENL AGGREGATE LIMIT APPLIES PER <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC			TR2051549-07	04/10/2014	04/10/2015	EACH OCCURRENCE	\$ 1,000,000
							DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 1,000,000
							MED EXP (Any one person)	\$ 5,000
							PERSONAL & ADV INJURY	\$ 1,000,000
							GENERAL AGGREGATE	\$ 3,000,000
							PRODUCTS - COMP/OP AGG	\$ 3,000,000
								\$
A	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS						COMBINED SINGLE LIMIT (Ea accident)	\$
							BODILY INJURY (Per person)	\$
							BODILY INJURY (Per accident)	\$
							PROPERTY DAMAGE (Per accident)	\$
								\$
								\$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DEDUCTIBLE RETENTION \$			TR2051549-07	04/10/2014	04/10/2015	EACH OCCURRENCE	\$ 4,000,000
							AGGREGATE	\$ 8,000,000
								\$
								\$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		Y/N <input type="checkbox"/> N/A				WC STATU-TORY LIMITS	OTH-ER
							E.L. EACH ACCIDENT	\$
							E.L. DISEASE - EA EMPLOYEE	\$
							E.L. DISEASE - POLICY LIMIT	\$

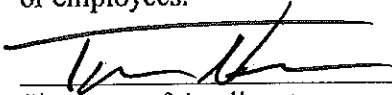
DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
 July 5th, 2014 ~ Fireworks.
 All coverages and limits are subject to the terms, conditions, insuring agreement and exclusions in the policy.

CERTIFICATE HOLDER**CANCELLATION**

STATE 11 Apache County & Apache County Board of Supervisors St. Johns, AZ 85936	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE
--	---

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6.) By signing and submitting this Agreement, the Applicant certifies that the information herein is true and correct to the best of his knowledge, information and belief, and agrees to indemnify Apache County against any and all liability to any person or persons for or by reason of any conditions, whether defective or otherwise, of any fireworks, apparatus, equipment or fixtures furnished by the Applicant in connection with the fireworks display and against any and all liability to any person for or by reason of any act or omission of the Applicant or any of its agents or employees.



Signature of Applicant

Date: 5/14/14

(Do Not Write Below This Line--To Be Filled Out by Sheriff or Designee Only)


CERTIFICATION OF SHERIFF:

Based on my review of the Application and inspection of the display area, I hereby:

Approve of the display with standard conditions.

Approve the display with the following special conditions:

Disapprove the display. My reason for disapproving of the display is as follows:



Sheriff or Designee

Date: 5-28-14



ALPINE FIRE DISTRICT

P.O. Box 227 - 42688 Highway 180 - Alpine, AZ 85920
Phone: (928) 339-4814 Fax: (928) 339-4290
Email: alpinefire@frontiernet.net

May 14, 2014

Apache County Board of Supervisors,

Alpine Fire District is requesting a Fireworks Display Permit for July 5th 2014. This event will be held in Alpine, AZ on CR 2311 at the Alpine Sanitary District Treatment Plant. Attached is a map of the event area, display site plan and Certificate of Liability. The following personnel will be in charge of the event.


Travis Noth
Fire Chief
FF I & II
EMT-IVC
HAZ-MAT CERTIFIED
Fireworks Productions of Arizona Shooters School 2008

Apache County Board of Supervisors
AGENDA ITEM REVIEW FORM

date/time stamp

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

Apache County Probation Services

Date/Signature: 5/13/14 

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

Probation Services appoints Ryan Patterson, Director of Finance, as the Chief Fiscal Officer for both the Adult and Juvenile divisions in accordance with A.R.S. 12-268A and the AZ Code of Judicial Administration, Part 6, Sections 6-206 & 6-301.

BOS Meeting Date Requested _____


PRE-AGENDA ITEM REVIEW

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

Legal Review: _____

Signature: _____

Finance Review: n/a

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)

Apache County Probation Services

Date/Signature:

5/13/14

Charles B. West

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

The Juvenile Division requests Apache County provide \$3,121.00 in matching funds for an ongoing Family Counseling Grant. The State of Arizona will disburse \$12,482.00 for a total of \$15,603.00.

BOS Meeting Date Requested

PRE-AGENDA ITEM REVIEW

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

Legal Review:

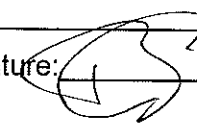
see email

Signature:

Finance Review:

N/A

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, May 21, 2014 4:17 PM
To: Ada Guinn
Cc: Beth Bond
Subject: RE: Family Counseling Grant

The paperwork is fine. Just make sure the receipt of the grant along with notice of the resolution is on the agenda item.

From: Ada Guinn [AGuinn@co.apache.az.us]
Sent: Wednesday, May 21, 2014 10:40 AM
To: Joe Young
Subject: Family Counseling Grant

Joe,

Attached is the Family Counseling Grant for your legal review. Please send you approval for Beth as soon as you can.

Ada Guinn
Administrative Coordinator
Apache County Probation Services
928-337-7900
aguinn@courts.az.gov
aguinn@co.apache.az.us

**ARIZONA SUPREME COURT
ADMINISTRATIVE OFFICE OF THE COURTS
JUVENILE JUSTICE SERVICES DIVISION**

FAMILY COUNSELING

**FISCAL YEAR 2014-2015
Board Resolution**

The Apache County Board of Supervisors hereby elects to have the county participate in the Family Counseling Program as provided for in A.R.S. Section ' 8-261 through ' 8-265 for fiscal year 2014-2015.

The Board of Supervisors resolves that \$3,121 in matching funds will be provided by this County's Board of Supervisors for Apache County, Arizona.

<hr/>	<hr/>
Clerk of the Board	Date
<hr/>	<hr/>
Chairperson, Board of Supervisors	Date

Please file with:

**Arizona Supreme Court
Administrative Office of the Courts
Juvenile Justice Services Division
Attention: Steve Tyrrell, Program Manager
1501 West Washington Street, Suite 337
Phoenix, Arizona 85007-3231**

**ARIZONA SUPREME COURT
ADMINISTRATIVE OFFICE OF THE COURTS
JUVENILE JUSTICE SERVICES DIVISION**

FAMILY COUNSELING

FISCAL YEAR 2014-2015

Court Certification

- I. The Juvenile Division of the Superior Court in Apache County certifies that the amount expended by the county for purposes of determining matching funds has been utilized to supplement, not supplant, county or state funds that would otherwise be made available for family counseling services.

- II. The Juvenile Division of the Superior court in Apache County certifies that the amount of aid provided by the state and county to a family counseling program pursuant to this article does not exceed 70% of the program=s annual operating budget.

- III. (Complete if information is not contained in the Annual Resolution of the Board of Supervisors.)

The Juvenile Division of the Superior Court in Apache County certifies that the matching funds as required in A.R.S. Section ' 8-261(4) and ' 8-265(A) have been provided by the county for fiscal year 2014-2015 as follows (include amounts and explanation):

Matching funds of \$3,121.00 will be provided by the BOS from the County General fund.

Presiding Juvenile Court Judge

Date

Please file with:

**Arizona Supreme Court
Administrative Office of the Courts
Juvenile Justice Services Division
Attention: Steve Tyrrell, Program Manager
1501 West Washington Street, Suite 337
Phoenix, Arizona 85007-3231**

FAMILY COUNSELING
FUND ALLOCATION SCHEDULE
FY 2015

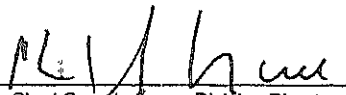
COUNTY	JUVENILE POPULATION 17 & UNDER	PERCENTAGE OF TOTAL	BASE ENTITLEMENT	*POPULATION ALLOCATION	*TOTAL BUDGET ALLOCATION	COUNTY MATCH	FIRST DISTRIB. OCT. 31, 2014	*SECOND DISTRIB. APR. 15, 2015
Apache	21,290	1.2673%	5,000	7,482	12,482	3,121	6,946	5,536
Cochise	31,846	1.8956%	5,000	11,192	16,192	4,048	8,872	7,320
Coconino	31,855	1.8961%	5,000	11,195	16,195	4,049	8,950	7,245
Gila	11,549	0.6874%	5,000	4,058	9,058	2,265	4,992	4,066
Graham	11,008	0.6552%	5,000	3,866	8,866	2,217	4,887	3,979
Greenlee	2,304	0.1371%	5,000	809	5,809	1,452	3,209	2,600
La Paz	3,795	0.2259%	3,000	1,334	4,334	1,084	2,660	1,674
Maricopa**	1,040,017	61.9063%	5,000	365,498	370,498	92,625	0	0
Mohave	40,366	2.4028%	5,000	14,186	19,186	4,797	10,653	8,533
Navajo	31,764	1.8907%	5,000	11,163	16,163	4,041	8,960	7,203
Pima	231,087	13.7553%	5,000	81,211	86,211	21,553	47,335	38,876
Pinal	109,661	6.5275%	5,000	38,538	43,538	10,885	23,624	19,914
Santa Cruz	14,608	0.8695%	2,000	5,134	7,134	1,784	3,667	3,467
Yavapai	39,926	2.3766%	5,000	14,031	19,031	4,758	10,481	8,550
Yuma	58,911	3.5066%	5,000	20,703	25,703	6,426	14,072	11,631
TOTAL	1,679,987	100.00%	70,000	590,400	660,400	165,100	159,308	130,594

Source: Arizona Department of Economic Security, Research Administration,
Population Statistics Unit. Arizona population projections for
2012-2050.

*Total reflects rounding adjustments.

**AOC to retain funds.

APPROVED:


Chad Campbell Division Director

GRAND TOTAL

660,400



Supreme Court

STATE OF ARIZONA
ADMINISTRATIVE OFFICE OF THE COURTS

Rebecca White Berch
Chief Justice

David K. Byers
Administrative Director
of the Courts

To: Juvenile Court Directors/ Chief Probation Officers

From: Steve Tyrrell, JJSD Program Manager

Date: May 02, 2014

Subject: FY 2015 Family Counseling Fund

Enclosed are the Family Counseling Allocation Schedule, Court Certification Form and Board of Supervisor's Resolution for FY 2014-2015. The Board of Supervisor's Resolution and Court Certification Form must be completed and returned to the Supreme Court asap and no later than July 1, 2014

Your allocation is contingent on continued funding by the Legislature. Hopefully these figures are the final figures. If the Legislature changes the Family Counseling Fund allocation I will communicate that change to you.

Please keep copies for your records. JJSD will acknowledge your submitted Court Certification and BOS Resolution forms by sending you a confirmation e-mail. I will continue to monitor this fund and be your contact for the upcoming fiscal year.

Please return the Board Resolution and Court Certification documents to my attention.

If you have any questions you can call me at (602)-452-3451.

Thanks for all your help.

Apache County Board of Supervisors
AGENDA ITEM REVIEW FORM

date/time stamp

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

Human Resources

Date/Signature: May 19, 2014

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

Request review and approval of the Intergovernmental Agreement between Apache County and Navajo County for the Workforce Investment Act (WIA) program.

BOS Meeting Date Requested 06/03/14

PRE-AGENDA ITEM REVIEW

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

Legal Review:

Signature:

Finance Review: N/A

Signature:

Human Resources Review:

Signature:

Other Review:

Signature:

Reviews completed, item approved for Agenda.

Supervisor/Board Clerk's Initials

**Intergovernmental Agreement
Apache County and Navajo County WIA Partnership**

I. PURPOSE

WHEREAS, this document hereby replaces the **INTERGOVERNMENTAL AGREEMENT FOR APACHE COUNTY – NAVAJO COUNTY WIA PARTNERSHIP** fully executed and effective July 1, 2006.

WHEREAS, this **AGREEMENT** is entered into for the purpose of continuing to have a single recognized entity to administer and operate programs to serve Adults, Dislocated Workers and Youth under Title I of the Federal Workforce Investment Act of 1998 (WIA). In keeping with the original **INTERGOVERNMENTAL AGREEMENT FOR APACHE COUNTY – NAVAJO COUNTY WIA PARTNERSHIP**, Navajo County Board of Supervisors will serve in the roles of Chief Elected Officials (CEO), fiscal agent, and administrative entity for the Apache County and Navajo County WIA Partnership.

WHEREAS, this **AGREEMENT** incorporates changes to comply with newly adopted Workforce Arizona Council policy #02-2013 that requires specific inclusions in this **AGREEMENT**.

II. LIABILITY OF FUNDS

WHEREAS, Navajo County was designated by the Apache County – Navajo County WIA Partnership to serve as CEO, fiscal agent and administrative entity for the Navajo and Apache Counties Workforce Investment Area.

WHEREAS, this **AGREEMENT** provides Navajo County the authority to administer WIA funds and to assign resources to meet the needs in each county.

THEREFORE, Navajo County, as CEO, fiscal agent and administrative entity for Workforce Investment Act of 1998 (WIA) funds, for both Apache and Navajo Counties, shall be liable for any disallowed or misuse of WIA funds. Chief Elected Officials in Navajo County are liable in their official capacity and are not personally liable for any misuse of WIA funds.

III. BOARD REPRESENTATION AND ADMINISTRATION

WHEREAS, a Local Workforce Investment Board (LWIB) to be known as the Navajo and Apache Counties Workforce Investment Board, certified by the Governor of Arizona, advises and serves the local area.

The LWIB shall be comprised of up to 30 members, one-third of whom shall be from Apache County and two-thirds from Navajo County. Nomination processes and procedures will follow the requirements of the WIA law and regulations and the Workforce Arizona Council policies. LWIB appointments will be made by the Navajo County Board of Supervisors, in their designated capacity as CEO. The chairperson and vice-chairperson shall be selected by LWIB members and shall represent different counties.

IV. WIA SERVICES

WHEREAS, Navajo County in its role as CEO, fiscal agent, and administrative entity, shall ensure that services are delivered in accordance with the WIA, including subsequent amendments, and related regulations including Workforce Arizona Council policies.

V. WIA RECORDS

WHEREAS, Navajo County shall maintain and secure, in accordance with established policies and procedures, all records required by Federal, state, and county regulations to operate the WIA programs.

VI. WIA REPORTING

WHEREAS, Navajo County shall be responsible for all required reporting of WIA activities, performance and expenditures on behalf of the LWIB. Navajo County shall be responsible for all participating tracking and reporting activities required by Federal and state WIA administration and shall provide annual performance reports, as well as quarterly Progress of Program Services reports to the Navajo County Board of Supervisors and the Apache County Board of Supervisors with information on each county's actual service levels.

VII. WIA PERFORMANCE MEASURES

WHEREAS, the LWIB will be accountable for all required performance indicators, as established by the Governor and in policies by the Workforce Arizona Council.

VIII. WIA ASSETS

WHEREAS, assets of the LWIB, such as vehicles, shall be purchased by Navajo County in accordance with its procurement policies and procedures. Each asset shall be added to the inventory of the county in which it is housed and shall be the property of that county. Liability and insurance coverage shall be provided by the county where the asset is inventoried. Because both counties are insured by the same carrier, Arizona Counties Insurance Pool, all WIA staff who provide proof that they are licensed and insured will be approved to operate all LWIB vehicles regardless of which county is the owner.

IX. WIA CONTRACTS

WHEREAS, Navajo County shall administer existing DES contracts for prior program years on behalf of the LWIB. New WIA contracts shall be negotiated, authorized, and executed by Navajo County on behalf of the LWIB.

X. WIA EXPENDITURES

WHEREAS expenditures on behalf of the LWIB shall be processed by Navajo County in accordance with its financial policies and procedures. Responsibility for maintaining financial records and comply with audits shall be the responsibility of Navajo County.

XI. FACILITIES

WHEREAS, costs for leases, utilities, insurance, repairs and similar expenses shall be paid by Navajo County from the WIA grant allocations. Navajo will negotiate leases based on availability of funds and service needs.

XII. PERSONNEL

WHEREAS, LWIB staff and WIA staff will be employees of Navajo County and shall be subject to Navajo County personnel policies and procedures.

XIII. LOCAL LWIB BUDGET APPROVAL

WHEREAS, in its role as Chief Elected Officials, fiscal agent and administrative entity, Navajo County Board of Supervisors will review and approve the Navajo

and Apache Counties Workforce Investment Board budget created for the purpose of carrying out the duties of the LWIB. This budget does not include program operations.

XIV. PARTICIPATING CHIEF ELECTED OFFICIALS AND NOTICES

This modification shall be signed by the current Chairperson for Apache County Board of Supervisors and the Chairperson for the Navajo County Board of Supervisors. Any and all notices in connection with this **AGREEMENT** shall be delivered in person or by U.S. Mail, postage prepaid, to the intended recipient at the following address:

Navajo and Apache Counties Workforce Investment Board
Attn: Susan Tegmeyer
PO Box 668
Holbrook, Arizona 86025

Apache County Board of Supervisors
Tom M. White, Jr., Chairman of the Board of Supervisors
PO Box 428
St. Johns, Arizona 85936

Navajo County Board of Supervisors
Jesse Thompson, Chairman of the Board of Supervisors
PO Box 668
Holbrook, Arizona 86025

XV. TERM/TERMINATION

This **AGREEMENT** shall be effective as of July 1, 2014 and shall remain in effect until such times as either County withdraws. Either county may withdraw by giving at least 100 days notice of withdrawal prior to the beginning of a new program year. Program years are July 1 through June 30. Upon notice of withdrawal, each county will be responsible for notifying the DES WIA Section and Workforce Arizona Council and submitting a plan within 30 days outlining the assumption of programmatic and financial responsibilities. On the effective date of withdrawal, the LWIB shall cease to exist and Navajo County's authority as CEO, fiscal agent, and administrative entity shall end, except insofar as Navajo County may be required to act in order to wrap up the affairs of the LWIB.

XVI. MAINTENANCE OF AGREEMENT

This **AGREEMENT** and any modifications shall be maintained and available for monitoring at the Navajo County Administrative Entity office.

XVII. COMMUNICATION

LWIB meeting notices and minutes of meetings will be provided to both the Apache County and Navajo County Boards of Supervisors. Navajo County Board of Supervisors, in its official capacity as CEO of the local workforce area, will be invited to a joint meeting with the LWIB annually wherein performance information and financial information will be shared. Apache County Board of Supervisors, or their designees, will also be invited for the purpose of updating them on the performance and activities for the local workforce area. The LWIB will make available to the public, on a regular basis through open meetings, information regarding the activities of the LWIB.

VIII. REQUIRED SIGNATURES FOR MODIFICATION

Chairperson, Apache County Board of Supervisors:

Signature

Date

Chairperson, Navajo County Board of Supervisors:

Signature

Date

Apache County Board of Supervisors
AGENDA ITEM REVIEW FORM

date/time stamp

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

County Manager _____

Date/Signature: _____

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

Hunter Moore, Executive Director of Real Arizona: Update on activities of Real Arizona.

BOS Meeting Date Requested 6/3/14

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, May 21, 2014 4:32 PM
To: Bonnie Stallings; Beth Bond
Subject: Agenda Item

Following a possible executive session for legal advice pursuant to A.R.S. 38-431.03(A)(4), discussion and possible approval of a settlement agreement with Transwestern Pipeline in litigation related to valuation of property performed by Arizona Department of Revenue. The settlement would result in a tax refund paid by numerous counties within Arizona, including a total refund by Apache County, with interest, of up to \$643,224.