

GRAHAM COUNTY BOARD OF SUPERVISORS)

(SS. SAFFORD, AZ February 7, 2022

STATE OF ARIZONA, COUNTY OF GRAHAM)

The Graham County Board of Supervisors met in a regular session this date with the following present:

Danny Smith	Chairman
Paul R. David	Vice-Chairman
John Howard	Member
Dustin Welker	County Manager / Clerk
Hannah Duderstadt	Deputy Clerk

Chairman Smith called the meeting to order at 8:04 a.m. and led the Pledge of Allegiance. Upon motion of Supervisor Howard, seconded by Supervisor David, the minutes of the regular board meeting and work sessions held on January 18, 2022, were approved.

Engineer Michael Bryce requested approval to accept a Quit Claim Deed from Nathan T. Buhr for a portion of Parcel #105-01-031 for the right of way on Morris Lane. Upon motion of Supervisor David, seconded by Supervisor Howard, the request was unanimously approved.

Engineer Bryce requested approval to accept a Quit Claim Deed from Nathan T. Buhr for a portion of Parcel #105-01-028 for the right of way on Morris Lane. Upon motion of Supervisor Howard, seconded by Supervisor David, the request was unanimously approved.

County Manager Dustin Welker requested approval to ratify appointment of Trey Andrews as the Parks & Fairgrounds Director, salary set at Unclassified Range G, Step 2. Upon motion of Supervisor Howard, seconded by Supervisor David, the request was unanimously approved.

Manager Welker requested approval of Resolution 2022-01, Drug-Free Work Place. Upon motion of Supervisor David, seconded by Supervisor Howard, the request was unanimously approved.

#### **RESOLUTION 1991-02**

#### **A RESOLUTION OF THE BOARD OF SUPERVISORS OF GRAHAM COUNTY RELATING TO A DRUG FREE WORK PLACE**

#### **REAFFIRMED: 2022-01**

**WHEREAS**, the possession, use, manufacture, or distribution of a controlled substance is prohibited by law, and

**WHEREAS**, it is incumbent upon the County of Graham to comply with the law, and

**WHEREAS**, the County of Graham is required to insure a drug free work place in accordance with the Drug Free Work Place Act of 1988, and

**WHEREAS**, the Act requires employee notification, drug free work place awareness and employee notification to the employer of conviction.

**THEREFORE BE IT RESOLVED**, that the Graham County Board of Supervisors hereby declare their intent to insure a drug free work place at all locations where work is accomplished by and for the County.

**BE IT FURTHER RESOLVED**, that as a condition of employment all employees of the County must comply with provisions of the Resolution, including notification in writing to the County Manager of convictions for violation of drug laws no later than five (5) calendar days after such conviction.

Any violation of the criminal drug statutes will cause employees to be subject to disciplinary action up to and including termination.

**PASSED AND ADOPTED** this 7<sup>th</sup> day of February, 2022.

**GRAHAM COUNTY BOARD OF SUPERVISORS**

/S/: Danny Smith, Chairman

/S/: Paul R. David, Vice-Chairman

/S/: John Howard, Member

**ATTEST:**

/S/: Dustin Welker, Board Clerk

Manager Welker requested approval of Resolution 2022-02, Equal Opportunity in the Workplace. Upon motion of Supervisor Howard, seconded by Supervisor David, the request was unanimously approved.

**RESOLUTION 1977-22**

**REAFFIRMED: 2022-02**

**BE IT RESOLVED** by the Board of Supervisors of Graham County, Arizona, that

**WHEREAS**, the Equal Protection Clause of the Fourteenth Amendment of the United States Constitution provides a legal basis for requiring state and local governments to practice non-discrimination in employment; and

**WHEREAS**, the County of Graham does not exclude in employment practices, from participation in, deny the benefits of, or subject to discrimination under any program or activity, any person in the United States on the grounds of race, color, national origin, or sex. Graham County does not discriminate on the basis of age under the Age Discrimination Act of 1975, or with respect to an otherwise qualified disabled individual as provided in Section 504 of the Rehabilitation Act of 1973, or religion except that any exemption for such prohibition against discrimination on the basis of religion as provided in the Civil Rights Act of 1964, or Title VII of the Act of April 11, 1968, shall also apply; and

**WHEREAS**, the County of Graham believes that additional steps are desirable to strengthen and assure equal employment in every aspect of County personnel practices; and

**WHEREAS**, the County of Graham believes that this goal can best be realized through affirmative action that insures the principles of equal opportunity for all persons in the employment practices of the County.

**NOW, THEREFORE BE IT RESOLVED**, that the County of Graham does reaffirm its policy to insure equal opportunity in employment and benefit of services under any program or activity for all persons and to prohibit discrimination in employment and services because of color, race, religion, sex, national origin, age or disability and to promote the full realization of equal opportunity through a continuing policy of equal opportunity practices in each department of the County and to be an integral part of every aspect of policy and practice in the recruitment, employment, advancement and treatment of employees and prospective employees, and benefit of services under any program of the County of Graham to the maximum extent possible.

**BE IT FURTHER RESOLVED**, that the County of Graham will endeavor to assure the full participation in such policies by all persons contracting with or providing services to the County of Graham.

**BE IT FURTHER RESOLVED**, that the County of Graham has implemented an affirmative action program and established necessary rules and regulations in support and execution thereof.

**BE IT FURTHER RESOLVED**, that the Affirmative Action Officer and ADA Compliance Officer for the County of Graham will be the County Manager in coordination with the Personnel committee.

**BE IT FURTHER RESOLVED**, that the County of Graham, as evidence of its intent to fulfill the principles and procedures necessary for the realization of the objectives herein stated, does hereby adopt this resolution of the Board of Supervisors.

**APPROVED AND REAFFIRMED** this 7<sup>th</sup> day of February, 2022

GRAHAM COUNTY BOARD OF SUPERVISORS

/S/: Danny Smith, Chairman

/S/: Paul R. David, Vice-Chairman

/S/: John Howard, Member

ATTEST:

/S/: Dustin Welker, Board Clerk

Manager Welker requested approval of Resolution 2022-03, A Resolution of the Graham County, Arizona, Board of Supervisors abolishing the Graham County Justice of the Peace, Precinct #2, and redrawing the Graham County Justice of the Peace, Precinct #1, Precinct Boundaries. Upon motion of Supervisor David, seconded by Supervisor Howard, the request was unanimously approved.

**RESOLUTION #2022-03**

**RESOLUTION OF THE GRAHAM COUNTY, ARIZONA, BOARD OF SUPERVISORS ABOLISHING THE GRAHAM COUNTY JUSTICE OF THE PEACE, PRECINCT #2, AND REDRAWING THE GRAHAM COUNTY JUSTICE OF THE PEACE, PRECINCT #1, PRECINCT BOUNDARIES**

**WHEREAS**, A.R.S. §11-251(2) authorizes the Graham County Board of Supervisors (the “Board”) to divide Graham County, Arizona (the “County”) into such districts or precincts as required by law, change them, and create others as convenience requires; and

**WHEREAS**, A.R.S. §22-101(A) permits the Board to change or abolish any justice precinct or redistrict the County; and

**WHEREAS**, the County has identified cost saving measures to balance the annual budget and maximize County staffing efficiencies through the abolishment of Justice of the Peace, Precinct #2; and

**WHEREAS**, the collective caseload for Graham County Justice of the Peace Precincts #1 and #2 has been less than 400 cases per year during the past four years, and consolidating both courts into a single court would leave the caseload well below the statutory maximum set forth in A.R.S. §22-125(H); and

**WHEREAS**, the Board has reviewed the recommendations presented by staff and, in the interest of annual budget cost savings and maximizing staffing efficiencies, desires to establish a new precinct boundary, consistent with the map attached to this Resolution.

**NOW, THEREFORE, BE IT RESOLVED BY THE GRAHAM COUNTY BOARD OF SUPERVISORS** that the Graham County Justice of the Peace, Precinct #2, is abolished effective January 1, 2023.

**BE IT FURTHER RESOLVED** that the Graham County Justice of the Peace, Precinct #1, is hereby redrawn to include the entire County, as reflected in the map attached to this Resolution.

The effective date of the new boundary shall be January 1, 2023, following the election scheduled to take place in 2022.

PASSED AND ADOPTED BY THE GRAHAM COUNTY BOARD OF SUPERVISORS THIS 7<sup>TH</sup> DAY OF FEBRUARY 2022.

GRAHAM COUNTY BOARD OF SUPERVISORS

/S/: Danny Smith, Chairman, District Three

/S/: Paul David, Vice-Chairman, District One

/S/: John Howard, Member, District Two

ATTEST:

/S/: Dustin Welker, Clerk of the Board

APPROVED AS TO FORM:

/S/: Jean A. Roof, Chief Civil Deputy County Attorney

Under current events report, Supervisor Howard reported on the following: 1/18 Forest Service update; 1/19-20 ECO mtg.; Small Counties; 1/24 Thatcher Town Council mtg.; 1/28 Substance Abuse Coalition; EMS Service Dinner; 2/01 Substance Abuse; Gila Valley Irrigation mtg.; Pima Town Council mtg.; 2/03 EMS mtg.;

Supervisor David reported on the following: 1/19-20 ECO Board mtg.; Small Counties forum; CSA mtg.; 1/21 NACo call; 1/24 Safford City Council mtg.; Rural Transportation mtg.; 2/02 Transportation Committee testimony; 2/04 Legislation Policy mtg.; Historical Society Annual mtg.; 2/06 Copper Canyon nursing care facility;

County Manager Welker reported on the following: Gila River Fire Mitigation grant update; 1/24 -1/26 Annual Health Trust mtg.; ACA Broadband grant update;

Demands and hand written warrants were unanimously approved upon motion of Supervisor David, seconded by Supervisor Howard. Pursuant to the provisions of A.R.S. §11-217, as amended in 1996, those demands/warrants for any supplier which total more than \$1,000.00 are as follows:

<b><u>SUPPLIER/PURPOSE</u></b>	<b><u>AMOUNT OF WARRANT</u></b>
ADHS, AHCCCS TREASURER	\$44,683.00
ADVANCED AIR/ ALTECH REFRIGERATION	\$2,015.61
ARIZONA COUNTIES INSURANCE POOL	\$1,230.00
AZLGEBT	\$220,720.86
BI INCORPORATED	\$1,427.80
BOB BARKER	\$1,651.59
BOKF, NA (VIA BANK OF OKLAHOMA)	\$160,499.48
BRIANNA MORALES	\$1,312.00
CDW GOVERNMENT INC.	\$7,799.41
CENTURY LINK – 91155	\$2,155.80
CHRISTIAN C. ACKERLEY	\$1,130.50
CITY OF SAFFORD UTILITIES	\$23,661.03
CITY OF SAFFORD WASTE TIRE FUND	\$18,782.69
CKC CONSTRUCTION	\$110,174.07
COLL CONSULTING LLC	\$11,875.00
COOPER LOPEZ & ASSOCIATES, PLLC	\$3,403.75
CORDANT HEALTH SOLUTIONS	\$1,002.62
DENNIS MCCARTHY	\$3,500.00
DOUBLE R COMMUNICATIONS	\$3,348.00
DYNAMIC TREATMENT & COUNSELING SERVICES	\$3,875.00
EASTERN ARIZONA COURIER	\$2,674.22
EMPIRE SOUTHWEST	\$1,757.48
GCR TIRES & SERVICE	\$5,105.54
GILA ELECTRONICS OF YUMA, INC.	\$2,330.99
GOVNET, INC.	\$2,655.00
GRAHAM COUNTY ELECTRIC COOP	\$3,914.74

GRAHAM COUNTY TREASURER	\$11,051.65
INSIGHT PUBLIC SECTOR	\$2,578.19
JASON PHILLIPS	\$1,215.00
JOSI Y. LOPEZ	\$3,150.00
KELLIE KONRAD	\$1,170.00
KRAMME CONSTRUCTION	\$60,000.00
LAW OFFICE OF REBECCA JOHNSON	\$4,700.00
LEXISNEXIS	\$1,116.09
MACDONALD COUNSELING SERVICES, PLLC	\$1,200.00
MACKS AUTO PARTS, INC.	\$2,158.34
MATT N. CLIFFORD	\$2,400.00
MCDUGAL'S CALDWELL FUNERAL CHAPEL	\$2,310.00
MOTOROLA SOLUTIONS	\$65,854.12
O'REILLY AUTOMOTIVE STORES, INC,-1112123	\$2,529.36
OFFICE OF VITAL RECORDS	\$1,505.00
OSW EQUIPMENT & REPAIR, LLC	\$1,876.75
PINAL COUNTY JUVENILE COURT SERVICES	\$45,000.00
PROFESSIONAL DEVELOPMENT ACADEMY, LLC	\$1,645.00
RUSH TRUCK CENTER	\$1,312.23
SAFFORD ACE 1881-A	\$6,816.80
SCOTT NAEGELE, M.C., N.C.C., L.P.C.	\$1,650.00
SPARKLIGHT	\$1,626.46
STATE BAR OF ARIZONA	\$1,185.00
SUMMIT FOOD SERVICE, LLC	\$16,549.69
VOYAGER FLEET SYSTEMS, INC.	\$1,061.53
WESTWOOD PHARMACY CLINICAL SERVICES	\$4,407.38
ZUMAR INDUSTRIES	\$3,357.90

Chairman Smith announced it was the time and date to hold a public hearing on the following, Planning & Zoning Director Steve McGaughey gave background on the request.

Road Name Request. Applicant is Robert Barney. Request is to name a private easement. Proposed name is "Shepherd Lane". Situs address is along Central Road.

No one spoke in favor or against the request. Upon motion of Supervisor Howard, seconded by Supervisor David, the request was unanimously approved.

Chairman Smith announced it was the time and date to open the following bid:

#21/22-14	Field 1 Lighting Replacement Project
	-H&H Contracting \$38,753.46 for option 1, \$35,985.96 option 2
	-Advanced Air \$48,533

Upon motion of Supervisor David, seconded by Supervisor Howard, the bids were unanimously forwarded to staff for review and authorized to award to lowest conforming bid.

Chairman Smith announced it was the time and date to open the following bid:

#21/22-16	Health Department 60KW Industrial Generator
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- Advanced Air \$42,253

Upon motion of Supervisor Howard, seconded by Supervisor David, the bids were unanimously forwarded to staff for review and authorized to award to lowest conforming bid.

Under Call to the Public, Ralph and Ginny Score presented documents in support of the P & Z Commission Board's decision on a rezone, and voiced concerns regarding affects of possible rezone.

Under Call to the Public, Louie Wallace requested the county to help cleanup residential area and requested more local law enforcement.

Under Call to the Public, Bob Shaw voiced his concerns regarding a property dispute and order of protection.

Chairman Smith adjourned the meeting at 9:16 a.m.

Chairman Smith called the first work session to order at 9:30 a.m. Those in attendance in addition to Supervisor Howard were:

Michael Bryce	Engineer
Collin Fanning	Emergency Management Deputy Director
Brian Douglas	Health Department Director
Steve Puzas	Highway Superintendent
Steve McGaughey	P & Z Director
Trey Andrews	Parks and Fair Director
Dustin Welker	County Manager

Various Health, Highway, Parks, and Planning & Zoning issues were discussed.

Supervisor Howard adjourned the work session at 12:05 p.m.

Supervisor Howard called the second work session to order at 1:30 p.m. Those in attendance in addition to Supervisor Howard were:

Michael Bryce	Engineer
Roberta Lopez	BLM
Amelia Taylor	BLM
Dan Quintana	BLM
Ray Jonson	BLM
Scott Cooke	BLM
Drew Atkinson	BLM – called in
Steve Puzas	Highway Superintendent
Dustin Welker	County Manager

The BLM gave a quarterly update.

Supervisor Howard adjourned the work session at 2:45 p.m.

GRAHAM COUNTY BOARD OF SUPERVISORS

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Danny Smith, Chairman

ATTEST:

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Dustin Welker, Board Clerk