

GRAHAM COUNTY BOARD OF SUPERVISORS)

(SS. SAFFORD, AZ June 6, 2022

STATE OF ARIZONA, COUNTY OF GRAHAM)

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

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

Chairman David called the meeting to order at 8:01 a.m. and led the Pledge of Allegiance. Upon motion of Supervisor Howard, seconded by Supervisor Smith, the minutes of the regular board meeting and work sessions held on May 16, 2022, were approved.

County Engineer Michael Bryce requested approval of an Amendment to the TetraTech Professional Services Agreement. Upon motion of Supervisor Howard, seconded by Supervisor Smith, the request was unanimously approved.

Planning and Zoning Director Steve McGaughey requested approval of a Consulting Agreement with Machael Layton DBA, HCIC Services LLC, for assistance with Planning & Zoning hearings, software, files, and other services. Upon motion of Supervisor Howard, seconded by Supervisor Smith, the request was unanimously approved.

Director McGaughey requested approval of a Special Event Liquor License for SEACUS at the fairgrounds on July 9, 2022. Upon motion of Supervisor Howard, seconded by Supervisor Smith, the request was unanimously approved.

Human Resource Director Cindy Norris-Blake requested approval of the FY 22/23 Agreement with Scott Medical Solutions (SMS) for CDL Drug Testing services for Highway and Parks Department safety sensitive positions and Non-CDL Random Drug Testing services for the Sheriff's Office, Health Department Nurses, Engineering, Animal Control, Superior Court, Maintenance, Probation, and Eastern Arizona Regional Juvenile Detention Center safety sensitive positions. Upon motion of Supervisor Howard, seconded by Supervisor Smith, the request was unanimously approved.

Supervisor David introduced Race Director Edward "Nippy" Feldhake III, who presented and requested approval of the 43rd Mt. Graham Hill Climb. Upon motion of Supervisor Howard, seconded by Supervisor Smith, the request was unanimously approved.

County Manager Dustin Welker requested approval of the Public Safety Communication System Refresh. Upon motion of Supervisor Howard, seconded by Supervisor David, the requested was unanimously approved.

Manager Welker requested approval to adopt Resolution 2022-06, A Resolution of the Graham County, Arizona, Board of Supervisors adopting a plan redistricting the Supervisorial District Boundaries. Upon motion of Supervisor Howard to approve of Map Orange III, seconded by Supervisor Smith, the request was unanimously approved.

RESOLUTION #2022-06

**RESOLUTION OF THE GRAHAM COUNTY, ARIZONA, BOARD OF SUPERVISORS ADOPTING A PLAN
REDISTRICTING THE SUPERVISORIAL DISTRICT BOUNDARIES**

WHEREAS, A.R.S. §11-212 requires the Graham County Board of Supervisors (the “Board”) to redistrict Graham County’s supervisorial districts on or before December 1 every ten years following the release of the United States decennial census data and to adopt new district lines if any of the three districts differ in population by more than ten percent;

WHEREAS, in redistricting the supervisorial districts, the Board is also subject to the Arizona Constitution, the United States Constitution, U.S. Supreme Court precedent, and certain federal laws, including the Voting Rights Act of 1965, as amended;

WHEREAS, with the delayed release of Census population data this year, the Arizona State Legislature extended the redistricting deadline to July 1, 2022;

WHEREAS, pursuant to data from the 2020 U.S. Census, Graham County’s supervisorial districts have population deviations in excess of ten percent;

WHEREAS, in May 2021, the Board entered into an agreement with National Demographics Corporation (“NDC”), a company with expertise in redistricting in Arizona, to develop a redistricting plan for Graham County that complies with applicable state and federal law, and to make recommendations to the Board regarding redistricting;

WHEREAS, NDC provided three maps with different redistricting options;

WHEREAS, the Board held public work sessions, in which the three redistricting options were discussed;

WHEREAS, on June 6, 2022, the Board also held a public meeting to discuss NDC’s proposed redistricting maps and received public input on each option; and

WHEREAS, after full review of the maps and considering public input and recommendation from staff, the Board desires to adopt the supervisorial district map attached to this Resolution and incorporated herein by reference.

NOW, THEREFORE, BE IT RESOLVED, that the Graham County Board of Supervisors hereby approves and adopts the attached map as the new Graham County supervisorial district boundaries map.

PASSED, ADOPTED, AND APPROVED, by the Graham County Board of Supervisors this 6th day of June, 2022.

GRAHAM COUNTY, ARIZONA

/S/: By Paul R. David, Chairman

ATTEST:

/S/: By Dustin Welker, Clerk of the Board

APPROVED AS TO FORM:

/S/: By Jean Roof, Civil Deputy County Attorney

Manager Welker requested approval to adopt Resolution 2022-07, A Resolution of the Graham County, Arizona, Board of Supervisors adopting Graham County Community College District Precinct Boundaries. Upon motion of Supervisor Howard to approve Map College 102, seconded by Supervisor Smith, the request was unanimously approved.

RESOLUTION #2022-07

RESOLUTION OF THE GRAHAM COUNTY, ARIZONA, BOARD OF SUPERVISORS ADOPTING A PLAN REDISTRICTING THE GRAHAM COUNTY COMMUNITY COLLEGE DISTRICT

WHEREAS, A.R.S. §15-1441(A) requires the Graham County Board of Supervisors (the “Board”) to redefine the boundaries of Graham County’s five community college district precincts to conform with election precinct changes;

WHEREAS, the United States Constitution and Supreme Court precedent mandates the redistricting of community college district boundaries if its precincts have population deviations in excess of ten percent;

WHEREAS, in redefining the community college district precincts, the Board is subject to the Arizona Constitution, state law, the United States Constitution, U.S. Supreme Court precedent, and certain federal laws, including the Voting Rights Act of 1965, as amended;

WHEREAS, pursuant to data from the 2020 U.S. Census, the Graham County Community College District precincts have population deviations in excess of ten percent;

WHEREAS, the 2022 redistricting plan approved by the Board via Resolution No. 2022-06 also resulted in changes to the County’s election precincts, including the addition of an election precinct;

WHEREAS, in May 2021, the Board entered into an agreement with National Demographics Corporation (“NDC”), a company with expertise in redistricting in Arizona, to develop a redistricting plan for the Graham County Community College District that complies with applicable state and federal law, and to make recommendations to the Board regarding redistricting;

WHEREAS, NDC provided two maps with different redistricting options;

WHEREAS, on June 6, 2022, the Board held a public meeting to discuss NDC’s proposed redistricting maps and received public input on each option; and

WHEREAS, after full review of the maps and considering public input and recommendation from staff, the Board desires to adopt the community college district map attached to this Resolution and incorporated herein by reference.

NOW, THEREFORE, BE IT RESOLVED, that the Graham County Board of Supervisors hereby approves and adopts the attached map as the new Graham County Community College District precincts.

PASSED, ADOPTED, AND APPROVED, by the Graham County Board of Supervisors this 6th day of June, 2022.

GRAHAM COUNTY, ARIZONA

/S/: By Paul R. David, Chairman

ATTEST:

/S/: By Dustin Welker, Clerk of the Board

APPROVED AS TO FORM:

/S/: By Jean Roof, Civil Deputy County Attorney

Under current events report, due to time constraints Supervisor Howard declined to give a report;

Supervisor Smith also declined to give a report;

Manager Welker reported on the following: Update on the fairground playground fire;

Supervisor David reported on the following: 5/16 ADEQ AZ Surface Waters webinar; 5/17 Dust Palliatives for Unpaved Roads; MGSB Board mtg.; 5/18 Mental Health Awareness webinar; USDOT x NACo mtg.; Cochise Committee mtg.; 5/19 Community Network mtg.; 5/20 Executive Board mtg.; 5/21 Memorial Day event; San Carlos Apache College graduation; 5/23 ADEQ mtg.; Rural Transportation Board mtg.; MTG-Graham County LCEH mtg.; Safford City Council; 5/25 SAGLIF mtg.; ECO Board mtg.; 5/26 CSA Board of Directors mtg.; Regional Haze Nonpoint Rulemaking mtg.; 5/31 Budget Work Session #1; 6/02 Board Exec. Session; RTAC Board special mtg.;

Demands and hand written warrants were unanimously approved upon motion of Supervisor Howard, seconded by Supervisor Smith. 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:

SUPPLIER/PURPOSE

AMOUNT OF WARRANT

JEFFERY A HEATH JR	\$1,130.91
ADHS, AHCCCS TREASURER	\$44,687.00
ADVANCE FORENSIC ASSESSMENTS INC	\$2,400.00
ADVANCED AIR/ ALTECH REFRIGERATION	\$2,113.00
ALLIED MACHINE WORKS	\$1,788.00
ARIZONA COUNTIES INSURANCE POOL	\$1,210.00
ARIZONA DEPARTMENT OF REVENUE (TAX)	\$1,280.82
ARIZONA FAIRS ASSOCIATION	\$6,702.50
ARIZONA SUPREME COURT 105	\$1,076.95
AZLGEBT	\$219,981.52
BI INCORPORATED	\$2,337.33
BOKF, NA (VIA BANK OF OKLAHOMA)	\$160,499.46
BRIANNA MORALES	\$1,344.00
CARPET TILE & MORE	\$6,882.78
CATERPILLAR FINANCIAL SERVICES CORPORATION	\$36,140.76

CENTURY LINK-BUSINESS SERVICES	\$3,444.35
CENTURY LINK-91155	\$1,290.60
CHASE BANK – CARDMEMBER SERVICE	\$15,061.54
CITY OF SAFFORD UTILITIES	\$28,274.43
CKC CONSTRUCTION	\$6,247.79
DAISY FLORES LAW & ASSOCIATES, P.C.	\$2,264.06
DLM CONSULTING	\$9,600.00
EASTERN ARIZONA COUNTIES ORGANIZATION	\$6,000.00
EASTERN ARIZONA COURIER	\$1,476.00
EMPIRE SOUTHWEST	\$2,652.07
ENTERPRISE LEASING COMPANY OF PHOENIX, INC.	\$1,162.49
FERTIZONA – THATCHER, L.L.C.	\$1,332.50
GRAHAM COUNTY CLERK OF THE COURT	\$1,099.25
GRAHAM COUNTY ELECTRIC COOP	\$4,957.40
HARALSON FLEET SERVICE	\$2,204.94
HARRIS SYSTEMS USA INC.	\$36,750.00
INNOVATIVE FORENSIC INVESTIGATIONS	\$1,250.00
INTERSTATE ELECTRONICS	\$8,063.57
INTERWEST SAFETY SUPPLY LLC	\$2,335.22
JORGENSEN COUNSELING INC.	\$1,037.50
JOSHUA BENSON, PA-C	\$7,005.00
JOSI Y. LOPEZ	\$3,145.00
JULI WEATHERHEAD	\$1,042.50
LAURENCE SCHIFF, M.D.	\$1,900.00
LEXISNEXIS	\$1,116.09
MACDONALD COUNSELING SERVICES, PLLC	\$1,680.00
MACKS AUTO PARTS, INC.	\$3,089.94
MCDUGAL’S CALDWELL FUNERAL CHAPEL	\$1,560.00
MCKESSON MEDICAL SURGICAL	\$2,949.84
NACO – DUES	\$1,800.00
O’REILLY AUTOMOTIVE STORES, INC.-1112123	\$1,403.46
OFFICE DEPOT – ACCT 60026691	\$1,581.93
OFFICE OF VITAL RECORDS	\$1,180.00
PAYMENT REMITTANCE CENTER	\$2,826.92
PINAL COUNTY JUVENILE COURT SERVICES	\$25,331.00
SAFFORD ACE 1881-A	\$9,106.47
SCOTT NAEGELE, M.C., N.C.C., L.P.C.	\$2,625.00
SENTINEL TECHNOLOGIES, INC.	\$65,625.35
SHI INTERNATIONAL CORP	\$1,516.98
SOUTHWEST GAS	\$17,178.33
SPARKLIGHT	\$1,510.99
SUMMIT FOOD SERVICE, LLC	\$18,395.20
THE GILA HERALD	\$1,200.00
VISTA RECYCLING INC.	\$5,485.20
VOYAGER FLEET SYSTEMS, INC.	\$2,073.78
WESTWOOD PHARMACY CLINICAL SERVICES	\$4,290.70
WILLIAM K. BRANDAU	\$4,300.00
XCESSORIES SQUARED SOUTHWEST, INC.	\$16,558.50
ZUMAR INDUSTRIES	\$1,014.46

WILLIAM K. BRANDAU

\$3,300.00

Chairman David 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.

Zone Map Change REZ #855-22 (106-06-058). Request is to change the present "A" (General Land Use) Zone to "R-M" (Multifamily Residential) Zone for the purpose of allowing construction of multiple duplex rentals. Applicants are Josh and Misty Smart and parcel is 4.23 acres. Site address is 5600 S. Stockton Rd., Safford.

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

Chairman David 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.

Zone Map Change REZ #854-22 (104-29-056). Request is to change the present "A" (General Land Use) Zone to "R-R" (Single Family Residential) Zone for the purpose of facilitating sale of existing home. Applicant is Deborah Salazar. Site address is 580 Dusty Trail, Thatcher.

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

Chairman David 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.

Zone Map Change REZ #856-22 (108-27-009/005A/005B/007/024 & 109-12-001). Request is to change the present "A" (General Land Use) Zone to "R-M" (Multifamily Residential) Zone for the purpose of constructing staff housing on school property. Applicant is Ft. Thomas School Superintendent Shane Hawkins. Site address is 15567 W. Elementary School Rd., Ft. Thomas.

Shane Hawkins further explained his request.

Marilyn Crosby voiced her concerns the request would change the landscape of surrounding area and questioned how the housing would be designated.

Questions for Director McGaughey followed. Upon motion of Supervisor Howard, seconded by Supervisor Smith, the request was unanimously approved.

Chairman David 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.

Zone Map Change REZ #853-22 (109-14-006G). Request is to change the present "A" (General Land Use) Zone to "C-M" (Commercial Manufacturing) Zone for the purpose of operating a repair facility. Applicant is Jaime Guest. Site address is 13377 N. Sanders Rd., Ft. Thomas.

Jaime Guest further explained their request.

Supervisor Howard asked the applicant questions.

Mark Daniel voiced his concern with applicant's current litigation situation and the impact of outcome on this rezone request.

Marilyn Crosby stated her concern for future of property if rezoned and unsure the request is correct course of action.

Supervisor David read a comment from Lora Hollowell into the minutes.

Shelly Bennett-Maas, a property owner near the applicant, expressed her concern with noise and traffic, which has been an issue before.

Vernon Lee Russell, a neighbor to the applicant, shared his concern the rezoning would negatively affect his property value.

Jean Metcalf, also a neighbor to the applicant, asked the Board several questions regarding the request.

Supervisor David read a comment from Cherell Cooper into the minutes.

David Ward expressed his concern for the devaluation of property, location of shop, and asked about the possibility for variance.

Supervisor David asked Director McGaughey to show surrounding zonings in the area. More letters of support and opposition were discussed.

Dusty Luster spoke in favor of the request.

The Board shared their thoughts on the request. Additional questions were asked of Director McGaughey and letters of opposition read into the minutes. Upon motion of Supervisor Smith, seconded by Supervisor David, the request was unanimously denied with a vote of three affirmatives, and none opposed.

At 10:17 a.m. the Board entered an executive session to discuss the Mountain View Terrace Apartments tax case. At this time Supervisor Smith took his leave for the day. Those in attendance in addition to the Board were:

Scott Bennett	County Attorney
Jean Roof	Civil County Attorney
Darlene Alder	County Assessor
Brett Bluth	Property Appraiser II
Dustin Welker	County Manager

Updates and recommendations of the Mountain View Terrace Apartment tax case were discussed at length.

Upon motion of Supervisor Howard, seconded by Supervisor David the session adjourned at 10:57 a.m.

Chairman David reconvened the regular meeting at 11:03 a.m.

Chairman David adjourned the meeting at 11:05 a.m.

Chairman David called the work session to order at 11:15 a.m. Those in attendance in addition to the Board were:

Michael Bryce	County Engineer
Steve McGaughey	Planning & Zoning Director
Steve Puzas	Highway Superintendent
Dustin Welker	County Manager

Various Engineering, Highway, and Planning & Zoning issues were discussed.

Chairman David adjourned the work session at 12:35 a.m.

GRAHAM COUNTY BOARD OF SUPERVISORS

Paul R. David, Chairman

ATTEST:

Dustin Welker, Board Clerk