

**MINUTES
OF THE
LA PAZ COUNTY BOARD OF SUPERVISORS
Monday, February 4, 2019, 10:00 a.m.
Regular Meeting**

Chairman Minor called the February 4, 2019, regular meeting of the La Paz County Board of Supervisors to order at 10:00 a.m. Elected Officials and Department Heads present were: Chairman Minor, Supervisor Irwin, Supervisor Wilson, County Administrator Drake, Deputy County Attorney Dooley, Finance Director Krukemyer, Public Works Director Simmons, Sheriff Risen, Health Director Shontz, Shop Supervisor Braska, Treasurer Castro, Animal Control Officer Ramos, Elections Director Scholl, Human Resource Director Frantz, and Clerk of the Board Green.

Chairman Minor led the Pledge of Allegiance followed by the Invocation given by Pastor Jose Garcia of the Parker Apostolic Church.

Presentation: “Sandy Dodge Employee Excellence Award”

Dorothy Fenech, Employee of the Month Chairman, recognized Francisco Sanchez, Golf Course Mechanic, with the March 2019, Sandy Dodge Employee Excellence Award, along with a \$25 gift certificate to Walmart.

Call to the Public: This is the time for the public to comment for a limit of three (3) minutes per person. Members of the Board may not discuss items that are not specifically identified on the agenda. Therefore, pursuant to A.R.S. § 38-431.01(H), action taken as a result of public comment will be limited to directing staff to study the matter, responding to any criticism or scheduling the matter for further consideration and decision at a later date

There were no comments.

County Administrator and/or County Supervisor’s Current Event Summary: The County Administrator or Board Member may present a brief summary of current events summarizing recent occurrences without any discussion or feedback from the remainder of the board. The Board will not propose, discuss, deliberate or take legal action on any matter mentioned in the summary unless the specific matter is already properly noticed for legal action, and then only at such time as that matter comes before the board itself pursuant to its meeting agenda. A.R.S. § 38-431.02(K)

Supervisor Wilson reported that the County had been looking how to expand broadband services to County facilities and libraries through Federal E-Rate funding and a State match. He stated that the La Paz Consortium, which includes ten schools and libraries, has been awarded \$3.9 million in Federal dollars to bring high speed broad band internet to them.

He gave credit to School Superintendent Price for “ramrodding” the project to completion.

The following items listed under the CONSENT AGENDA will be considered as a group and acted on by one motion with no separate discussion of said items, unless a Board Member so requests. In that event, the item will be removed from the CONSENT AGENDA for separate discussion and action.

CONSENT AGENDA *(Discussion and possible action on the following items):*

6(a) Approval of Minutes for the Tuesday, January 22, 2019, 10:00 a.m. regular meeting; Tuesday, January 22, 2019, 10:30 a.m. special meeting; and Tuesday, January 22, 2019, 1:00 p.m. worksession – Clerk of the Board

Approve the Minutes for the Tuesday, January 22, 2019, 10:00 a.m. regular meeting; Tuesday, January 22, 2019, 10:30 a.m. special meeting; and Tuesday, January 22, 2019, 1:00 p.m. worksession.

6(b) Approval of the La Paz County Payroll, from January 6, 2019, through January 19, 2019; gross salary \$399,826.33, employee related expenses (ERE) \$109,064.99, for a total of \$508,891.32 – Finance

Approve the La Paz County Payroll, from January 6, 2019, through January 19, 2019; gross salary \$399,826.33, employee related expenses (ERE) \$109,064.99, for a total of \$508,891.32.

6(c) Approval of the La Paz County Demands, FY2019 payables through March 11, 2019, in the amount of \$323,873.87 – Finance

Approve the La Paz County Demands, FY2019 payables through March 11, 2019, in the amount of \$323,873.87.

6(d) Approve appointments to the La Paz County/Colorado River Indian Tribes Cooperative Agricultural Extension Board – Board of Supervisors/Supervisor Wilson

Approve the appointment of Nathan Rovey, Brad Griffin, Cheryl Montijo, Rosario Hurtado, John Nelson, Mike Chumley and Ray Aspa to the La Paz County/Colorado River Indian Tribes Cooperative Extension Board, for a term of two years, effective February 4, 2019 to February 4, 2021.

6(e) Approve appointment of Pamela Shirley as Pro Tempore Justice of the Peace for all Justice Courts in La Paz County, from February 1, 2019, through December 31, 2019; without compensation pursuant to A.R.S. §22-121(A) – Superior Court

Approve appointment of Pamela Shirley as Pro Tempore Justice of the Peace for all Justice Courts in La Paz County, from February 1, 2019, through December 31, 2019; without compensation pursuant to A.R.S. §22-121(A).

6(f) Approve to promote Senior Account Clerk to the position of Chief Deputy Treasurer – Treasurer (Replacement/Promotion)

Approve the promotion of Kimberly Pollak, Senior Account Clerk, to the position of Chief Deputy Treasurer, effective February 4, 2019, at an annual salary of \$54,631.20 (CD07, Step 1), a vacant, budgeted position.

6(g) Approve to appoint the position of Public Health Specialist, a vacant and budgeted position – Health (Replacement/Grand Funded)

Approve to appoint Anabel Solorzano to the position of Public Health Specialist, effective February 19, 2019, at an annual salary of \$28,757.87 (NE058, Step 8), with a one-step increase upon successful completion of a 6-month probationary period; a vacant and budgeted position.

6(h) Approve change of funding source for the position of Deputy County Attorney III in the County Attorney’s office to specific grant and Racketeer Influenced and Corrupt Organizations (RICO) funds – County Attorney

Approve to partially fund the salary of Daniel J. Terrell, Deputy County Attorney III, with County Attorney RICO funds (237) and authorize transfer of funds to County Attorney RICO expense fund (288); percentages as follows: Fund 385 – 72% DGVC Grant; Fund 288 – 28% County Attorney RICO expense Account.

6(i) Approve additional expenditures to the Gust Rosenfeld firm relating to public records requests – Board of Supervisors/County Administrator Drake

Approve additional expenditures to the Gust Rosenfeld firm in the amount of \$15,715.20 relating to public records requests.

6(j) Approve additional expenditures to Walker & Armstrong, LLP, for the FY2016/2017 audit preparation – Board of Supervisors/County Administrator Drake

Approve additional expenditures in the amount of \$26,729 to Walker & Armstrong, LLP, for the FY2016/2017 audit preparation.

6(k) Approve consulting services fee from Karen Ziegler for Racketeering Influenced and Corrupt Organizations (RICO) reporting, from July 2018 to December 2018, and approve transfer of funds to the County Attorney RICO Expense Fund – County Attorney

Approve consulting services fee from Karen Ziegler in the amount of \$2,327.50 for Racketeering Influenced and Corrupt Organizations (RICO) reporting, from July 2018 to December 2018, and approve transfer of funds to the County Attorney RICO Expense Fund (288).

6(l) Approve recommendation to the Arizona Department of Liquor Licenses & Control for Application for Special Event License submitted by Lynnda Sweeney on behalf of the Soroptimist International of Parker for a fundraiser on March 23, 2019, at the La Paz County Park at 7350 Riverside Drive, in Parker – Clerk of the Board

Recommend approval to the Arizona Department of Liquor Licenses & Control for Application for Special Event License submitted by Lynnda Sweeney on behalf of the Soroptimist International of Parker for a fundraiser on March 23, 2019, at the La Paz County Park at 7350 Riverside Drive, in Parker.

Supervisor Irwin stated that she would be recusing herself from the vote for the Consent Agenda.

SUPERVISOR WILSON MOVED to approve Consent Agenda Items #6(a) through #6(l). Motion seconded by Chairman Minor; passed unanimously.

Chairman Minor recessed the Board of Supervisors and convened the Jail District Board of Directors at 10:08 a.m.

CONSENT AGENDA (*Discussion and possible action on the following items*):

7(a) Approval of Jail District Payroll, from January 6, 2019, through January 19, 2019; gross salary \$53,404.45, employee related expenses (ERE) \$9,750.12, for a total of \$63,154.57 – Finance

Approve of the Jail District Payroll, from January 6, 2019, through January 19, 2019; gross salary \$53,404.45, employee related expenses (ERE) \$9,750.12, for a total of \$63,154.57.

7(b) Approval of Jail District Demands, FY2019 payables through February 16, 2019, in the amount of \$36,936.71 – Finance

Approve the Jail District Demands, FY2019 payables through February 16, 2019, in the amount of \$36,936.71.

SUPERVISOR IRWIN MOVED to approve Jail District Consent Agenda Items #7(a) and #7(b). Motion seconded by Supervisor Wilson, passed unanimously, including the vote by Chairman Minor.

Chairman Minor recessed the Jail District Board of Directors and reconvened the Board of Supervisors at 10:09 a.m.

REGULAR AGENDA *(Discussion and possible action on the following items):*

PUBLIC HEARING(S):

Public Hearing regarding Docket No. Z2019-001, Sharon Ruwwe, APN: 304-56-006K, requesting to rezone from Recreational Vehicle Zoning District (RVP) to Suburban Ranch, Minimum One Acre (SR-1), residential use only; located at 67755 Dusty Trail, Salome – Community Development

Building Inspector Hoogerwerf presented Docket No. Z2019-001, Sharon Ruwwe, APN: 304-56-006K, requesting to rezone from Recreational Vehicle Zoning District (RVP) to Suburban Ranch, Minimum One Acre (SR-1), residential use only; located at 67755 Dusty Trail, Salome.

She stated that the property was in Flood Zone A, and seven (7) property owners were notified and no opposition was received. She added that the property fit the Comprehensive Plan; the Review Committee noted no negative impacts; and staff recommended approval of the rezoning, recommending that an A.R.S. §12-1134 (207) Waiver be signed.

Chairman Minor opened the public hearing and asked if anyone wished to comment on the request to rezone.

There were no comments.

Discussion and possible action on Docket No. Z2019-001, Sharon Ruwwe, APN: 304-56-006K, requesting to rezone from Recreational Vehicle Zoning District (RVP) to Suburban Ranch, Minimum One Acre (SR-1), residential use only; located at 67755 Dusty Trail, Salome – Community Development

SUPERVISOR IRWIN MOVED to approve Docket No. Z2019-001, Sharon Ruwwe, APN: 304-56-006K, to rezone from Recreational Vehicle Zoning District (RVP) to Suburban Ranch, Minimum One Acre (SR-1), residential use only; located at 67755 Dusty Trail, Salome, with the stipulation that an A.R.S. §12-1134 (207) Waiver be signed. Motion seconded by Supervisor Wilson, passed unanimously, including the vote by Chairman Minor.

Public Hearing regarding the franchise renewal request from N.P.G. Cable, LLC, doing business as Suddenlink Communications – Board of Supervisors/County Administrator Drake

Erin Jones, Director of Government Affairs for the Altice USA Management, stated that the new franchise agreement would be for ten years and the County would receive 5% of the revenues.

She gave a background of the parent company which she represents, noting that the County has over 6,000 subscribers in Parker alone as well as 935 video subscribers. She added that there is a local store for customer service.

She explained the Altice Internet Advantage for low income families and seniors, providing internet service at a minimal price.

Chairman Minor opened the public hearing and asked if anyone wanted to make any comments.

There being none, Chairman Minor closed the public hearing

Discussion and possible action to renew the N.P.G. Cable, LLC, doing business as Suddenlink Communications franchise – Board of Supervisors/County Administrator Drake

Chairman Minor stated that he was unaware of the Altice Internet Advantage program for low income families and seniors and commented that he believed that over 80% of the Parker Unified School District was on the reduced lunch program, and La Paz County has a large senior population.

Ms. Jones reiterated what Altice Internet Advantage offered and volunteered to provide additional information and flyers for the schools. She added that the same program is offered to seniors and she would be glad to work with the County to educate the public of the important of the internet in their homes.

SUPERVISOR WILSON MOVED to approve renewal of the N.P.G. Cable, LLC, doing business as Suddenlink Communications franchise. Motion seconded by Supervisor Irwin, passed unanimously, including the vote by Chairman Minor.

Reject the sole bid received for the Community Development Block (CDBG) Grant Park bathroom project and to place out project for new bids – Finance

Finance Director Krukemyer stated that the sole bid received for the renovations of two bathrooms at the Park was for \$276,000, which he expressed was very much higher than expected. He added that he was told that the bidder claimed it was for a total tear down and rebuild.

He stated that a “walk-through” was done last week for the same project, attended by three different organizations; therefore, he anticipates the ability to obtain new bids.

He stated that he wished to reject the sole bid received and go out once again for new bids.

A discussion ensued on where the advertisement for the bid was advertised, noting that it was published through the normal channels, namely, the newspaper.

Supervisor Wilson stated that by using the bid section on the County's website, any company can register to search for bids that would be of interest to them.

SUPERVISOR IRWIN MOVED to reject the sole bid received for the Community Development Block (CDBG) Grant Park bathroom project and to place out project for new bids. Motion seconded by Supervisor Wilson, including the vote by Chairman Minor.

Approve to transfer ownership of a 2007 Ford Expedition and a 2010 Ford F150 pickup, and eight (8) laptop computers to the Town of Quartzsite Police Department, pursuant to A.R.S. §11- 251 – Sheriff

Sheriff Risen stated that Quartzsite Police Chief requested assistance from the Sheriff's Department with obtaining needed 4-wheel-drive vehicles as well as laptops. He stated that the Department would be offering two vehicles removed from service and laptops at less than fair market value as allowed by statute, suggesting \$1.00 per unit, for a total of \$10.00.

Police Chief Ponce reiterated that Quartzsite had no 4-wheel-drive vehicles, which would be helpful in the desert areas and the laptops for the vehicles would allow them to get into the current century with policing and reporting.

Sheriff Risen added that Quartzsite Police assists the Sheriff in areas they are unable to respond to quickly.

SUPERVISOR WILSON MOVED to approve to transfer ownership of a 2007 Ford Expedition and a 2010 Ford F150 pickup, and eight (8) laptop computers to the Town of Quartzsite Police Department, pursuant to A.R.S. §11- 251. Motion seconded by Supervisor Irwin, passed unanimously, including the vote by Chairman Minor.

Approve request to advertise for a public hearing, discussion and consideration of a proposed ordinance repealing Ordinances No. 2007-02 and Resolution No. 2008-09, and all other Ordinances or Parts of Ordinances Inconsistent with this Ordinance, establishing a new Animal Control Ordinance and Fee Schedule pursuant to A.R.S. §11-251.05 – Animal Control

Animal Control Officer Ramos requested to advertise for a public hearing, discussion and consideration of a proposed ordinance repealing Ordinances No. 2007-02 and Resolution No. 2008-09, and all other Ordinances or Parts of Ordinances Inconsistent with this Ordinance, establishing a new Animal Control Ordinance and Fee Schedule pursuant to A.R.S. §11-251.05.

He stated that the ordinance had not been updated for ten (10) years and after research and comparisons with other counties he felt there needed to be changes.

Chairman Minor clarified that the request was simply to publish a public hearing for public input on the proposed ordinance.

SUPERVISOR IRWIN MOVED to approve to advertise for a public hearing, discussion and consideration of a proposed ordinance repealing Ordinances No. 2007-02 and Resolution No. 2008-09, and all other Ordinances or Parts of Ordinances Inconsistent with this Ordinance, establishing a new Animal Control Ordinance and Fee Schedule pursuant to A.R.S. §11-251.05. Motion seconded by Supervisor Wilson, passed unanimously, including the vote by Chairman Minor.

Approve Appeals Court award to Robert S. Wolkin, attorney in La Paz Superior Court Case No. S1500cv201700074, State of Arizona v. Nicholas S. Mauceli, for attorney's costs and fees, to be paid from Racketeer Influenced and Corrupt Organizations (RICO) accounts – County Attorney

Deputy County Attorney Dooley stated that, with the recent changes to Racketeering Influenced and Corrupt Organizations (RICO) rules, successful claimants can ask for attorney's fees and costs. He explained briefly the ups and downs of the case that led to the ruling that these costs would be granted; costs that would be split between the County Attorney's and the Sheriff's RICO funds.

SUPERVISOR WILSON MOVED to approve payment of \$13,775.17 to Robert S. Wolkin, attorney in La Paz Superior Court Case No. S1500cv201700074, State of Arizona v. Nicholas S. Mauceli, for attorney's costs and fees, to be paid from Racketeer Influenced and Corrupt Organizations (RICO) accounts, split 80/20 by the County Attorney and Sheriff. Motion seconded by Supervisor Irwin, passed unanimously, including the vote by Chairman Minor.

Approve installation of County logo and Official Use Only decals on County vehicles - Public Works

Public Works Director Simmons stated that he was directed to purchase county decals for County vehicles.

A brief discussion ensued revealing that county vehicles were stopped by law enforcement on the highways (due to the lack of identification).

SUPERVISOR IRWIN MOVED to approve installation of County logo and Official Use Only decals on all County vehicles. Motions seconded by Supervisor Wilson, passed unanimously, including the vote by Chairman Minor.

Adjournment

Chairman Minor adjourned the meeting at 10:37 a.m.

APPROVED:

/s/
Duce Minor, Chairman

ATTEST:

/s/
Diane Green, Clerk of the Board

The following La Paz County demands were audited, approved and ordered paid by the La Paz County Board of Supervisors: #11137540, All Covered, \$39,687.33; #11137543, AZ Counties Insurance Pool, \$2,040; #11137544, AZ Dept. of Environmental, \$4,520; #11137546, Bingham Equipment, \$1,876.50; #11137548, Bob Barker Company, \$2,975.31; #11137556, Fulton Distributing, \$2,133.87; #11137542, Interstate Battery Lake Havasu, \$1,492.89; #11137565, JP Morgan One Card, \$17,801.48; #11137567, Konica Minolta Business Solutions, \$1,682.98; #11137571, Light House of Arizona, \$1,153.69; #11137572, Marcus g. Faust, \$7,500; #11137577, Parker Oil Products, Inc., \$9,269.81; #11137579, Pitney Bowes, \$1,057.59; #11137581, Redburn Tire Company, \$1,985.56; #11137590, Laurence Schiff, MD, \$2,950; #11137593, Simpson Norton Corp., \$1,746.15; #11137595, TAMCO, \$2,965.77; #11137597, TDS Telecom, \$1,582.64; #11137599, Three Four Printing, \$2,573.21; #11137600, Trinity Services Group, Inc., \$11,468.58; #11137603, Western Alliance Bank, \$1,495; #11137604, Western States Petroleum, \$2,414.26; #11137605, White Sheet Free Shopping Guide, \$1,516.74; #11137608, APS, \$25,480.01; #11137609, Atkins North America, Inc., \$30,113.55; #11137620, Printing Plus, \$1,258.21; #11137621, The Masters AZ Dept of Economic Security, \$3,466.52; #11137643, Gila Electronics, \$1,928.96; #11137653, La Paz Regional Hospital, \$2,026.76; #11137655, MCI, \$1,403.30; #11137658, Norbert Mendoza, \$; #1113,035; #11137669, Rideout Law PLLC, \$3,322.50; #11137671, \$1,084.53; #11137672, Ruffner Law PLLC, \$16,935; #11137674, Sauls Creek Engineering, \$6,540; #11137677, Staples Technology Solutions, \$1,008.32; #11137678, Stephen Newcombe Service, LLC, \$15,644.36; #11137681, Sunedison, \$3,304.74; #11137685, Thompson Reuters-West, \$3,315.32; #11137691, Fred Welch, \$17,287.50; #11137693, Whitney & Whitney, PLLC, \$5,730.