

**MINUTES
OF THE
LA PAZ COUNTY BOARD OF SUPERVISORS
Monday, July 1, 2019, 10:00 a.m.
Regular Meeting**

Chairman Minor called the July 1, 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, Chief Deputy County Attorney Dooley, Sheriff Risen, Elections Director Scholl, Recorder Baker, Human Resource Director Frantz, Finance Director Krukemyer, Community Development Director McCormick, Assessor Camacho, School Superintendent Price, and Clerk of the Board Green.

Chairman Minor led the Pledge of Allegiance followed by the Invocation given by Pastor Swarthout of the First Baptist Church of Parker.

Presentation: Mohave County Sheriff Doug Schuster acknowledges appreciation to La Paz County Sheriff Bill Risen

Mohave County Sheriff Doug Schuster acknowledge appreciation to La Paz County Sheriff Bill Risen for assisting Mohave County in an incident in their jail in which prisoners had to be vacated due to an opioid contamination. He explained that within four hours Sheriff Risen had assisted in taking their prisoners off their hands in order that a decontamination process could take place at their jail.

He presented Sheriff Risen and various officers present with a plaque in recognition of the assistance received by the La Paz County Sheriff Department in a “critical instance”.

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

Assessor Camacho stated that she wished to clarify apparent incorrect and “unprofessional” talk being circulated concerning some information she had been requesting but had not received. She added that she had some packets for the Parks Department, noting that they were for reports that had to be provided every 10th of the month and “hoped” that staff would cooperate with obtaining the required information. She added that she would be willing to participate in a worksession to resolve the issue.

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)

There were no comments.

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

6a) Approval of Minutes of the Monday, June 17, 2019, 9:30 a.m. special meeting and 10:00 a.m. regular meeting – Clerk of the Board

Approve Minutes of the Monday, June 17, 2019, 9:30 a.m. special meeting and 10:00 a.m. regular meeting.

6(b) Approval of the La Paz County Payroll, from June 9, 2019 through June 22, 2019, at a gross salary of \$412,898.75; employee related expenses (ERE) at \$115,372.83; at a total of \$528,271.58 – Finance

Approve the La Paz County Payroll, from June 9, 2019 through June 22, 2019, at a gross salary of \$412,898.75; employee related expenses (ERE) at \$115,372.83; at a total of \$528,271.58.

6(c) Approval of the La Paz County Payables, through July 17, 2019, for FY2019, at a total of \$1,426.371.12 – Finance

Approve the La Paz County Payables, through July 17, 2019, for FY2019, at a total of \$1,426.371.12.

6(d) Approve appointment of Pro Tempore Superior Court Judge Matthew G. Newman to the La Paz County Superior Court from July 1, 2019 and ending June 30, 2020 – Superior Court

Approve appointment of Pro Tempore Superior Court Judge Matthew G. Newman to the La Paz County Superior Court from July 1, 2019 and ending June 30, 2020; compensation at 80%.

6(e) Approve to appoint the position of Uncertified Deputy, a vacant and budgeted position – Sheriff (Replacement/Transfer)

Approve to transfer Cody Brinkerhoff, Detention Corporal, to the position of uncertified Deputy Sheriff, effective July 1, 2019, at an annual salary of \$40,973.40 (L15, Step 1), requiring completion of an Arizona P.O.S.T. Academy, and upon certification, a salary increase to \$43,464.58 (L07, Step), with a six-month County probation period and an additional six-month probation for the Sheriff's office; funded by a Boating Safety Grant and budgeted position.

6(f) Approve Arizona Department of Administration Office of Grants and Federal Resources Public Safety Answering Point (PSAP) grant agreement #GFR-AZ-11-19-008, in the amount of \$71,295, for expenses related to the operation of the 9-1-1 Call System, effective July 1, 2019 through June 30, 2020 – Sheriff

Approve Arizona Department of Administration Office of Grants and Federal Resources Public Safety Answering Point (PSAP) grant agreement #GFR-AZ-11-19-008, in the amount of \$71,295, for expenses related to the operation of the 9-1-1 Call System, effective July 1, 2019 through June 30, 2020, authorizing the Sheriff to sign the agreement.

6(g) Approve Arizona Criminal Justice Crime Victim Compensation Program Grant Agreement No. VC-20-055 in the amount of \$51,300, effective July 1, 2019 and terminating June 30, 2020 – County Attorney

Approve Arizona Criminal Justice Crime Victim Compensation Program Grant Agreement No. VC-20-055 in the amount of \$51,300, effective July 1, 2019 and terminating June 30, 2020.

6(h) Approve additional departmental requests for extension of accrued vacation leave from FY2018/2019 – Board of Supervisors

Approve additional departmental requests for extension of accrued vacation leave from FY2018/2019.

6(i) Approve to appoint members to the Industrial Development Authority – Board of Supervisors

Approve to appoint Harley Kruidhof and Kit Furnell, effective July 1, 2019, to the Industrial Development Authority Board, with terms expiring June 30, 2021 and June 30, 2025, respectively.

SUPERVISOR WILSON MOVED to approve Consent Agenda Items #6(a) through #6(i). Motion seconded by Supervisor Irwin, passed unanimously, including the vote by Chairman Minor.

La Paz County Board of Supervisors
Monday, July 1, 2019, 10:00 a.m. Regular Meeting

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

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

7(a) Approval of La Paz County Jail District Payroll, from June 9, 2019 through June 22, 2019, gross salary at \$63,045.86; employee related expenses (ERE) at \$10,494.81, at a total of \$73,540.67 – Finance

Approve La Paz County Jail District Payroll, from June 9, 2019 through June 22, 2019, gross salary at \$63,045.86; employee related expenses (ERE) at \$10,494.81, at a total of \$73,540.67.

7(b) Approval of the La Paz County Jail District FY2019 Payables, through July 19, 2019, at a total of \$377,227.29 – Finance

Approve the La Paz County Jail District FY2019 Payables, through July 19, 2019, at a total of \$377,227.29.

7(c) Approve Intergovernmental Agreement with Arizona Department of Public Safety, Public Safety Gang and Immigration Intelligence Team Enforcement Mission (GIITEM), Contract No. 2019-039, to continue the Detention Liaison Offer (DLO) program at the La Paz County Adult Detention Facility

Approve Intergovernmental Agreement with Arizona Department of Public Safety, Public Safety Gang and Immigration Intelligence Team Enforcement Mission (GIITEM), Contract No. 2019-039, to continue the Detention Liaison Offer (DLO) program at the La Paz County Adult Detention Facility.

SUPERVISOR IRWIN MOVED to approve Jail Consent Agenda Items #7(a) through #7(c). 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 10:10 a. m.

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

Approve recommendation to the Arizona Department of Liquor Licenses & Control for new Series 012 Restaurant liquor license application #64933 submitted by Erika Margaret Smith dba JA Johnny's Café, located at 9134 Riverside Drive, in Parker – Clerk of the Board

Clerk of the Board Green presented Arizona Department of Liquor Licenses & Control for new Series 012 Restaurant liquor license application #64933, submitted by Erika Margaret Smith dba JA Johnny's Café, located at 9134 Riverside Drive, in Parker.

She stated that the application had been posted by the Sheriff's Department for the required number of days and no comments, for or against the application, were received, and she sought the Board's recommendation. She added that department reviews were received, and comments were included in the packet.

SUPERVISOR IRWIN MOVED to recommend approval to the Arizona Department of Liquor Licenses & Control for new Series 012 Restaurant liquor license application #64933, submitted by Erika Margaret Smith dba JA Johnny's Café, located at 9134 Riverside Drive, in Parker. Motion seconded by Supervisor Wilson, passed unanimously, including the vote by Chairman Minor.

Discussion and possible action for the adoption of a Two-employee Family/Household Health Care Policy – Finance. (Continued from the June 19, 2019 regular meeting)

Finance Director Krukemyer asked that this item be tabled for another meeting in order to confer with the Human Resource Director. He added that Human Resource Director Frantz expressed she wished to do some research on the matter to be sure there would be no unforeseen issues.

SUPERVISOR WILSON MOVED to continue to the August 5, 2019, regular meeting, the request for the adoption of a Two-employee Family/Household Health Care Policy. Motion seconded by Supervisor Irwin, passed unanimously, including the vote by Chairman Minor.

Approve Memorandum of Understanding with the Bureau of Land Management (BLM) – Board of Supervisors

Chairman Minor stated that the Memorandum of Understanding (MOU) involving the Bureau of Land Management (BLM) was referring to the Sandy Beach/Cove area. He explained that BLM had cleaned up the park; however, trash build up continued as there were no trash cans and now there appeared to be graffiti on a bench. He added that he reached out to BLM, suggesting that the County be allowed to do some maintenance; however, they requested an MOU with the County.

County Administrator Drake stated that he had discussed the proposed MOU with the County's two experienced BLM consultants and they were both in opposition to the agreement as it placed a burden on the County for work BLM should be doing. He added that the consultants recommended a Recreation and Public Purpose (R&PP) lease agreement like was entered into on Hippie Hole and the other parks so that it would not be a "one-sided agreement doing BLM's job".

He further stated that the "largest landowner of the state" should not have a problem with leasing the property to the County with certain activities and functions stipulated versus entering into a "clean it up" agreement. He added that there could be two other options: 1) consider entering into a year agreement to see how it works out, taking in the fact that staff is already spread thin; or 2) ask BLM to clean it up.

Chairman Minor responded that he would not be opposed to a lease situation if the County could move forward with that; however, besides being a lengthy process, he was informed by BLM that they have "not designated the area for disposal in their land use plan, there is no clear process". He reiterated that he simply wanted the trash to be picked up and he was not opposed to a one-year agreement.

He further added that BLM informed him that porta-potties were at that location and BLM has been paying for the maintenance and would continue to do so.

Chief Deputy County Attorney clarified aspects of the agreement that would already bind the County for a year as it is written.

Mike Wilson, the County's consultant, stated that the porta-potty maintenance was a plus and suggested that BLM should clean it up to establish a "standard" for the County to keep up with.

Discussion ensued on possible changes to the MOU presented.

County Administrator Drake suggested that the Board could direct staff to attempt to work with BLM to their establishing a maintenance schedule for the park; and bring that back to the Board instead of committing the County to a contract and additional work.

Mr. Wilson added that since this item appears to be an "issue", there should be an agreement, and it should be as advantageous to the County as possible.

Supervisor Irwin stated that when there was an issue she and residents in her area would call the Yuma BLM office and they would take care of any issue she had.

Mr. Wilson answered that the trash development is a "public nuisance created by abandonment by BLM" and they have an obligation to maintain it, which was the "basis of the issue" at hand.

Supervisor Wilson stated that he understood the need; however, was concerned about putting an additional load on the County “short-staffed Parks Department” when BLM should be taking care of it. He added that this issue is still “one-sided, asking us to do their job with no compensation or opportunity to generate revenue”, which concerned him.

Chairman Minor expressed that BLM claimed to be short staffed and he saw no other way between the two governmental entities to simply get rid of the trash.

Supervisor Wilson stated that he would like to see more detail to the MOU, such as for the porta-potties; and to do a first “clean-up” as Mr. Wilson suggested. He felt the year commitment was too long; he preferred to see a 30-day agreement.

Supervisor Irwin agreed with the sentiment expressed that it was unfair to put “BLM’s job on the backs of our Parks Department”.

Supervisor Wilson added that, for the long term, the County should obtain an R & PP lease from BLM, for control of the park, providing the County with the opportunity to obtain grant funding to make improvements.

SUPERVISOR WILSON MOVED to continue to the July 15, 2019, regular meeting, the request for approval of the Memorandum of Understanding with the Bureau of Land Management (BLM) to maintain an area along the Colorado River referred to as River View (aka “Sandy Beach”). Motion seconded by Supervisor Minor, passed by a vote of two to one with Supervisor Irwin voting nay.

Discussion and possible action to go into Executive Session pursuant to A.R.S. §38-431.03(A)(3)(4)&(7) for discussion on the public body’s position regarding possible future contracts, and consultation for legal advice, related to the Land Conveyance – County Attorney

SUPERVISOR WILSON MOVED to go into Executive Session pursuant to A.R.S. §38-431.03(A)(3)(4)&(7) for discussion on the public body’s position regarding possible future contracts, and consultation for legal advice, related to the Land Conveyance. Motion seconded by Supervisor Irwin, passed unanimously, including the vote by Chairman Minor.

Convene into Executive Session: 10:40 a.m.
Reconvene to Open Meeting: 11:01 a.m.

Discussion and possible action to authorize the attorney and/or staff to take action as instructed in the executive session – Board of Supervisors

SUPERVISOR WILSON MOVED to authorize the attorney and/or staff to take action as instructed in the executive session. Motion seconded by Supervisor Irwin, passed unanimously, including the vote by Chairman Minor.

Adjournment

Chairman Minor adjourned the meeting at 11:02 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: #11140159, Cintas Fire, \$1,032.15; #11140164, IWORQ Systems, \$18,750; #11140167, Johnstone Supply, \$65,143.72; #11140168, JP Morgan One Card, \$45,550.67; #11140178, Western States Petroleum, \$1,152.40; #11140179, Yuma County Financial Service, \$2,395; #11140180, AZ Dept. of Revenue, \$9,791.47; #11140251, Senergy Petroleum, \$22,980.42; #11140252, Simplot Parters, \$4,540.20; #11140258, Trinity Services Group, Inc., \$25,240.85, #11140262, Waleta, \$1,600; #11140265, Western States Petroleum, \$1,885.43; #11140227, Marcus G. Faust, Prof Corp., \$29,412; #11140240, Precision Striping, Inc., \$18,874; #11140245, Reddy Ice, \$1,684.13; #11140248, Ruffner Law PLLC, \$15,700; #11140205, Dorn Policy Group, Inc., \$3,000; #11140209, Empire Southwest, \$2,366.94, #11140212, Michael Leland Frame, \$18,357.68; #11140181, All Covered, \$12,735.41; #11140186, APS, \$45,228.05; #11140191, Bob Barker Company, \$4,172.59; #11140269, CBS Office Automation, LLC, \$1,184.90; #11140271, Emerald Canyon-Petty Cash, \$1,630.65; #11140272, Jones, Skelton & Hochuli, \$8,634.62; #11140278, MCI, \$1,824.93; #11140280, Parker Oil Products, Inc, \$13,229.47; #11140282, TAMCO, \$2,729.04; #11140284, La Paz Economic Development Corp., \$7,500; #11140285, Parker Chamber of Commerce, \$5,000; #11140286, ACJC, \$1,701.75; #11140287, AZ Counties Insurance Pool, \$476,533; #11140288, Western Alliance Bank, \$453,212.50; #11140289, CRIT Realty Services, \$5,532; #11140290, BOK Financial, \$150,358-08; #11140298, Altura Communication, \$2,959.20; #11140300, Atkins North America, Inc., \$14,469.50; #11140311, Exhibitone, \$4,500; #11140315, Horizon Health & Wellness, \$35,800; #11140319, Larry H. Miller, \$94,474.47; #11140322, LR Anderson, LLC, \$1,580; #11140327, McKesson Gen. Med. Corp., \$1,790.78, #11140327, Meal Publishing, \$1,177.18; #11140333, Parker Oil Products, Inc, \$1,339.95; #11140342, Response Technologies, Ltd., \$9,998.36; #11140346, Rosenfeld, Gust, PLC, \$3,825; #11140354, Simson Norton Corp., \$2,524.42; #11140357, Staples Credit Plan, \$1,273.51; #11140358, Straight Arrow Contracting LLC, \$35,628.72; #11140359, Sunedison c/o DG Solar Lease, LLC, \$4,714.35; #11140361, TDS Telecom, \$1,451.03; #11140364, Thomson Reuters West, \$1,091.48; #11140368, Tyler Technologies, \$20,306.63; #11140371, Walker & Armstrong, \$13,469; #11140374, Whitney & Whitney, PLLC, \$4,154.58; #11140376, Yuma County Juvenile, \$5,696.