

**MINUTES
OF THE
LA PAZ COUNTY BOARD OF SUPERVISORS
Monday, March 2, 2015, 10:00 a.m.
Regular Meeting**

Chairman Irwin called the March 2, 2015, 10:00 a.m. 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 Irwin, Supervisor Wilson, Supervisor Clapperton, County Administrator/Clerk of the Board Field, Deputy County Attorney Buckelew, Interim Public Works Director Simmons, Fleet Shop Supervisor Braska, Health Director Shontz, Community Resource Director Yackley, Public Defender Field, Recorder Baker, Assessor Schuler, Elections Director Scholl, Parks Director Bennett, School Superintendent Price; and Deputy Clerk of the Board Green.

Chairman Irwin led the Pledge of Allegiance followed by the Invocation given by Julian Barbara, from the Calvary Christian Fellowship.

Presentation: “Sandy Dodge Employee Excellence Award”

Dorothy Fenech, Safety Committee Chairman, presented Hollie Bonds, Records/Warrants Officer, with the Sandy Dodge Employee Excellence Award along with a \$25 gift certificate to Walmart.

Presentation: Recognition of County Employees with ten and fifteen years of service

Chairman Irwin recognized Kenneth Olkowski, Chief Building Inspector; E. Terri Wilson, Legal Assistant; and E. Melanie Sarino, Epidemiologist; with a County shirt for their ten (10) years of service; along with Sergeant Timothy Knowles, with a County shirt and pin, for his fifteen (15) years of service to the County.

Current Event Summary

County Administrator Field stated that “eyes of lobbyists” were on State Legislators to see that there were to be no shifting of funds away from the Counties.

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

County Administrator Field presented for approval Consent Agenda Items #6(a) through #6(i).

CONSENT AGENDA (continued)

6(a) Approval of Minutes

Approve the minutes of the Monday, February 17, 2015, 10:00 a.m. regular meeting.

6(b) Approval of Payroll

Approve February 8, 2015, through February 21, 2015, gross payroll, as presented, in the amount of \$393,314.21, plus employer benefit contributions of \$83,217.57, for a total of \$476,531.78, including handwritten warrants.

6(c) Approval of Demands

Approve the demands, as presented, for FY2014/2015, in the amount of \$341,095.93, including handwritten warrants.

6(d) Appoint Maintenance Worker I, a budgeted position – Public Works (Replacement/Promotion)

Approve to appoint Gabriel Naranjo as Maintenance Worker I, effective March 2, 2015, at an annual salary of \$23,608 (NE045, Step 1), a vacant budgeted position.

6(e) Appoint Maintenance Worker II, a budgeted position – Public Works (Replacement)

Approve to appoint Matt Leivas as Maintenance Worker II, effective March 2, 2015, at an annual salary of \$26,000 (NE046, Step 1), a vacant budgeted position.

6(f) Appoint Mechanic II, a budgeted position – Public Works (Replacement)

Approve to appoint Rodney Gossman as Mechanic II, effective March 2, 2015, at an annual salary of \$31,033.60 (NE050, Step 4), a vacant budgeted position.

6(g) Appoint Court Clerk, a budgeted position – Quartzsite Justice Court (Replacement)

Approve to appoint Michelle Kneer as a Court Clerk, retroactive to February 11, 2015, at an annual salary of \$23,108.80 (NE014, Step 1), a vacant budgeted position.

6(h) Appoint Certified Deputy, a budgeted position – Sheriff (Replacement)

Approve to appoint John A. Walker as a certified Deputy, retroactive to February 8, 2015, at an annual salary of \$48,880 (L07, Step 9), with a one year probation period upon completion of the FTO program; a vacant budgeted position.

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6(i) Approve election workers for Counting Center and authorize staff to fill vacancies as required for the Town of Quartzsite Special Election to be held on March 10, 2015 – Elections

Approve appointment of election workers for the Counting Center and authorize staff to fill vacancies as required for the Town of Quartzsite Special Election to be held on March 10, 2015.

SUPERVISOR CLAPPERTON MOVED to approve Consent Agenda Items #6(a) through #6(i). Motion seconded by Supervisor Wilson, passed unanimously.

Chairman Irwin 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*):

County Administrator Field presented for approval Jail Consent Agenda Items #7(a) and #7(b).

7(a) Approval of Jail District Payroll

Approve February 8, 2015, through February 21, 2015, gross payroll, as presented, in the amount of \$62,464.67, plus employer benefit contributions of \$13,024.65, for a total of \$75,489.32, including handwritten warrants.

7(b) Approval of Jail District Demands

Approve the Jail District demands for FY2014/2015, in the amount of \$23,333.68, including handwritten warrants.

SUPERVISOR WILSON MOVED to approve Jail Consent Agenda Items #7(a) and #7(b). Motion seconded by Supervisor Clapperton, passed unanimously.

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

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

PUBLIC HEARING(S):

Docket No. Z2015-001, Frank and Carolyn Adams, APN: 307-54-013, requesting to rezone from Rural Agricultural, minimum five acres (RA-5), to Suburban Ranch, minimum one acre (SR-1); property located at 28660 Mule Lane, in Bouse – Community Development

Community Development Administrator Yackley presented Docket No. Z2015-001, Frank and Carolyn Adams, APN: 307-54-013, requesting to rezone from Rural Agricultural, minimum five acres (RA-5), to Suburban Ranch, minimum one acre (SR-1); property located at 28660 Mule Lane, in Bouse.

She stated three property owners within 300 feet of property were notified of the rezone request and no responses were received in support or opposition. She stated the request fit the Comprehensive Plan; and no objections were received from the Review Committee. She added that staff recommended approval of the rezone request with the stipulation that an A.R.S. §12-1134 (207) Waiver of Rights and Remedies be signed by the applicant.

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

There being no comment, Chairman Irwin closed the public hearing.

SUPERVISOR WILSON MOVED to approve Docket No. Z2015-001, Frank and Carolyn Adams, APN: 307-54-013, to rezone from Rural Agricultural, minimum five acres (RA-5), to Suburban Ranch, minimum one acre (SR-1); property located at 28660 Mule Lane, in Bouse; with the stipulation that an A.R.S. §12-1134 (207) Waiver of Rights and Remedies be signed by the applicant. Motion seconded by Chairman Irwin, passed unanimously.

Docket No. Z2015-002, Jack and Lynda Weaver, APN: 307-07-028C, requesting to rezone from Suburban Ranch, minimum two acres (SR-2), to Suburban Ranch, minimum one acre (SR-1); located at 29431 Stage Coach Road, in Bouse – Community Development

Community Development Administrator Yackley presented Docket No. Z2015-002, Jack and Lynda Weaver, APN: 307-07-028C, requesting to rezone from Suburban Ranch, minimum two acres (SR-2), to Suburban Ranch, minimum one acre (SR-1); located at 29431 Stage Coach Road, in Bouse.

She stated the property was 8.01 acres and located in an XAE Flood Zone. She further stated that eight property owners within 300 feet were notified of the rezone request and no responses were received in support or in opposition; the request fit the Comprehensive Plan; and no objections were received from the Review Committee. She stated that staff recommended approval of the rezone

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request with the stipulations that: 1) an A.R.S. §12-1134 (207) Waiver of Rights and Remedies must be signed by the applicant; and 2) the property cannot be divided more than five times or the property owner would be subject to subdivision regulations.

Chairman Irwin opened the Public Hearing and asked if anyone wished to comment on the rezone request.

There being no comment, Chairman Irwin closed the public hearing.

SUPERVISOR CLAPPERTON MOVED to approve Docket No. Z2015-002, Jack and Lynda Weaver, APN: 307-07-028C, to rezone from Suburban Ranch, minimum two acres (SR-2), to Suburban Ranch, minimum one acre (SR-1); located at 29431 Stage Coach Road, in Bouse; with the stipulations that: 1) an A.R.S. §12-1134 (207) Waiver of Rights and Remedies must be signed by the applicant, and 2) the property cannot be divided more than five times or the applicant would be subject to subdivision regulations. Motion seconded by Supervisor Wilson, passed unanimously.

Tax Roll Corrections – Assessor

County Administrator Field, on behalf of Assessor Schuler, presented three (3) tax roll corrections for the net amount of -\$1,487.70 as follows:

#2014.TRC.429S1	-\$385.86	#2014.TRC.431S2	-\$550.92
#2014.TRC.431S3	-\$550.92		

CHAIRMAN IRWIN MOVED to approve three (3) tax roll corrections for the net amount of -\$1,487.70, as presented by County Administrator Field on behalf of Assessor Schuler. Motion seconded by Supervisor Wilson passed unanimously.

Approve purchase of a new black and white copier from Mohave County Contract #10IKMBS0127, and authorize the Assessor to sign the order; a budgeted item – Assessor

County Administrator Field, on behalf of Assessor Schuler, presented a request to purchase a new copier from Mohave County Contract #10IKMBS0127, a consortium the County belongs to, in the amount of \$3,451.46 plus tax, a budgeted item; and allow the Assessor to sign the order agreement. He added that there was also a maintenance agreement attached.

Supervisor Wilson noted that an addendum was received from the County Attorney's office regarding the agreement to purchase this item.

Deputy County Attorney Buckelew added that this addendum is the same as attached to previous copy machine purchase orders from this contract with Mohave Education Services Cooperative, Inc.

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SUPERVISOR WILSON MOVED to approve purchase a new copier from Mohave County Contract #10IKMBS0127, in the amount of \$3,451.46 plus tax, a budgeted item; and allow the Assessor to sign the order agreement, including the addendum as supplied by the County Attorney's office. Motion seconded by Supervisor Clapperton, passed unanimously.

Discussion/possible action concerning County's intent to participate in Buckskin Sanitary District's Phase 4 Wastewater Conveyance System and Treatment Plant Improvements Project and to authorize County Administrator to secure funding – Board of Supervisors

County Administrator Field stated that the Board of Supervisors recently conducted a worksession regarding the Buckskin Sanitary District's (BSD) Phase 4 Wastewater Conveyance System and Treatment Plant Improvements Project. He stated that this item is before the Board for discussion and possible action on the County's intent to participate in this project.

He recommended participation in the project as it assures sewage and clean water compliance as required by the Arizona Department of Environmental Quality (ADEQ). He added that the project at this time is considerably changed from approximately three years ago with regard to the amount of funds that would be needed to complete the project.

He explained that Buckskin Sanitary District (BSD) had done well in obtaining a "lion's share" of the funds by a grant. He noted the cost of the project at approximately \$6.9 million and the grant is in the amount of \$4.4 million along with a loan in the amount of \$2.5 million through the USDA World Development, for a 40 year term at 2.375%.

He explained at length the charges associated with the amount, explaining that the number of dwellings and measure of gallons of sewage flow is included, as well as construction costs. He noted that the County's portion of the system would run approximately \$455,885 for the Park's system and its concession, the Pirate's Den. He detailed the three categories of charges for the 1) construction contribution, 2) capacity charges, and 3) monthly user fees.

He stated that BSD was seeking an "intent to participate" from the County in order to move ahead with creating an Improvement District for the project.

He explained that the County, as a government entity, does not have "collateral"; therefore, it is necessary to seek financing, and he sought authority from the Board to do so.

Supervisor Clapperton asked County Administrator to explain the reason for this action, and how it relates to the Arizona Department of Environmental Quality (ADEQ).

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County Administrator Field explained that an adequate septic system on the river is required by ADEQ for environmental reasons. He added that Pirate's Den uses a pump and haul method at this time, and would eventually be hooked up to the new septic system. He stated that, although a government entity does not have to hook up to the system, the financial package presented has made it possible for the County to benefit from it at an improved cost as well as contribute to the public trust.

Supervisor Clapperton announced that BSD will have two worksessions on Wednesday, March 4, 2015; one at 10:00 a.m. and one at 2:00 p.m. on the topic.

County Administrator Field reiterated that he was quite impressed that BSD had obtained such a large grant towards the project.

SUPERVISOR WILSON MOVED to approve participation in Buckskin Sanitary District's Phase 4 Wastewater Conveyance System and Treatment Plant Improvements Project, and to authorize the County Administrator to secure funding. Motion seconded by Supervisor Clapperton, passed unanimously.

Approve to ratify the following school grants: 1) 2015 IDEA Basic (LPC School Consortium) grant, in the amount of \$186,987.87 (including carry over); 2) 2015 IDEA Preschool (LPC School Consortium) grant, in the amount of \$9,262.50 (no carry over); 3) 2015 IDEA Secure Care (LPCESA) grant in the amount of \$6,205.13 (including carry over); and 4) 2015 Race to the Top-Year 4 (LPCESA) grant in the amount of \$4,459.07 (no carry over) – School Superintendent

School Superintendent Price requested the ratification of a number of school grants delayed due to the transition upon retirement of the former School Superintendent and the unavailability of grant applications until November of 2014. She stated that these grants have been allocated to school districts in the County which the School Superintendent administers for the districts.

She described the individual grants, noting that these items are brought to the Board for approval as required.

SUPERVISOR CLAPPERTON MOVED to approve ratification of school grants: 1) 2015 IDEA Basic (LPC School Consortium) grant, in the amount of \$186,987.87 (including carry over); 2) 2015 IDEA Preschool (LPC School Consortium) grant, in the amount of \$9,262.50 (no carry over); 3) 2015 IDEA Secure Care (LPCESA) grant in the amount of \$6,205.13 (including carry over); and 4) 2015 Race to the Top-Year 4 (LPCESA) grant in the amount of \$4,459.07 (no carry over). Motion seconded by Supervisor Wilson, passed unanimously.

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Approve adjustment of the Industrial Development Authorities' (IDA) term of Board Members to establish consistent staggered terms ending on June 30 of odd numbered years and to be consistent with the IDA bylaws as revised on February 9, 2015 – Board of Supervisors

Supervisor Wilson stated the Industrial Development Authority (IDA) bylaws indicate that six year staggered terms were established for appointed Board Members; whereas, in recent years the appointments had been more random than staggered. He suggested to the IDA Board that the existing terms be adjusted along with the recent appointment of Ron Swan by the Board of Supervisors, of which no term date was specified.

He stated that the IDA Board added to their bylaws at their February 9, 2015 meeting that Board Member terms end on June 30th of odd numbered years.

SUPERVISOR WILSON MOVED to approve adjustment of the Industrial Development Authorities (IDA) term of Board Members to establish consistent staggered terms ending on June 30 of odd numbered years as follows: Randy Hartless, June 30, 2017; Dan Beaver, June 30, 2017; John Croteau, June 30, 2019; Charles Philpot, Sr., June 30, 2019; and Ron Swan, June 30, 2021. Motion seconded by Chairman Irwin, passed unanimously.

Approve increasing Industrial Development Authority (IDA) Board Members to seven (7) members – Board of Supervisors

Supervisor Wilson stated that upon finding that the IDA bylaws allowed five up to nine Board appointments, a recommendation was made that the Industrial Development Authority (IDA) Board increase their members to seven (7), which would assist in obtaining a quorum at meetings. He stated that, additionally, he felt that it would also provide a better representation of the County.

CHAIRMAN IRWIN MOVED to approve increasing Industrial Development Authority (IDA) Board Members to seven (7) members. Motion seconded by Supervisor Clapperton, passed unanimously

Approve to appoint two (2) members to the Industrial Development Authority (IDA) – Board of Supervisors

Supervisor Wilson stated that he recommended appointing Mike Penn as member to the Industrial Development Authority (IDA) for a term ending June 30, 2021.

He added that Supervisor Clapperton had submitted a recommendation to appoint Bill Risen as member to the IDA, for a term ending June 30, 2019.

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Supervisor Irwin stated since the number of Board Members has increased to seven, she hopes to have more representation from the outside areas of the County.

Supervisor Wilson concurred, adding that was one of the reasons for the increase of Board Members.

SUPERVISOR WILSON MOVED to approve appointment of Mike Penn and Bill Risen as members to the Industrial Development Authority, terms to expire on June 30, 2021, and June 30, 2019, respectively. Motion seconded Chairman Irwin, passed unanimously.

Approve settlement of tax appeals by Castle Rock Communities, LLC v. La Paz County, in Arizona Tax Court Cases No. TX 2011-000690 (tax year 2012) and TX 2012-000087 (tax year 2013)(consolidated); TX 2013-000681 (tax year 2014); TX 2014-000242 (tax year 2015); and tax year 2016 (A.R.S. Section 42-16002.B), and authorize the Assessor, Roberta Livesay, Esq. and the County Attorney to make full settlement, as presented – County Attorney

Deputy County Attorney Buckelew requested approval for the settlement of tax appeals by Castle Rock Communities, LLC. He stated that these were a series of tax appeals by Castle Rock Shores Resort, consisting of a 36 acre trailer park. He explained that the appeals started in December 2011, and additional tax years were added as the lawsuit continued, consolidated for a total of four currently pending.

He detailed the events that transpired, noting the reasoning used to determine the valuations, and after a settlement conference, an agreement was reached, reducing the values to a total of \$4.9 million for each tax year, which would carry over to Tax Year 2016, as required by statute.

He requested that the Board approve these terms in settlement of these cases.

Supervisor Clapperton requested clarification of the amount of the settlement.

Deputy County Attorney Buckelew stated that the values would be reduced to \$4.9 million for each tax year. He explained that the original valuations were made by the State Department of Revenue on their “mass appraisal” system.

A brief discussion ensued with Assessor Schuler noting each year’s reduction in valuations, stating that this action would provide an approximate \$50,000 reduction in taxes for the tax years already billed. She stated that tax roll corrections will be submitted to the Board for approval.

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The following La Paz County demands were audited, approved and ordered paid by the La Paz County Board of Supervisors: #11115234, Affordable Fence, Inc. \$3,664.00; #11115238, APS \$32,212.24; #11115242, AZ Dept. of Revenue \$17,593.52; #11115253, Colorado River Sand & Rock \$2,983.39; #11115255, Davis Building Supply \$2,011.99; #11115258, Diamondback Police Supply \$1,396.65; #11115262, Election Systems & Software \$2,224.52; #11115265, Empire Southwest \$1,354.49; #11115271, Growers Oil Company \$7,837.09; #11115272, Honorable Robert Carter Olson \$1,395.66; #11115273, J & S Electric \$4,939.23; #11115276, Krueger, Phillip \$3,727.50; #11115277, La Paz County Treasurer \$3,219.29; #11115283, Merck & Co. \$1,174.02; #11115284, Mikes Contracting Inc. \$6,768.63; #11115287, Newman, Matthew G. \$4,582.50; #11115290, Parker Auto & Marine \$2,715.77; #11115294, Parker Office Supply \$1,273.70; #11115295, Parker Oil Products, Inc. \$6,366.90; #11115299, Priyanka Miller \$4,805.38; #11115301, Quill \$2,756.29; #11115302, Reddy Ice \$1,214.69; #11115304, Ronald Parker, M.D. \$1,950.00; #11115310, Schiff, Laurence M.D. \$1,825.00; #11115312 Shamrock Food Co. \$3,613.46; #11115315, Sourcecorp \$2,311.03; #11115316, Southwest Rubber \$1,132.53; #11115319, Standard Insurance \$11,059.30; #11115324, Tri-State Reporting \$1,400.90; #11115326, U.S. Foodservice, Inc. \$2,095.44; #11115327, Verizon Wireless \$2,118.52; #11115328, Waxie Sanitary Supply \$2,011.23; #11115239, Wells Fargo \$25,855.00; #11115331, Western States Petroleum \$2,744.68; #11115333, White Sheet Free Shopping Gde \$1,389.24; #11115334, Xerox Corporation \$1,018.84; #11115336, Zion Bank/Public Financial Services \$8,926.96; #11115339, AHCCCS State Treasurer \$17,675.00; #11115342, Amber L. Hill \$3,600.00; #11115347, AZ Supreme Court – AOC \$2,660.00; #11115348, Bankcard Center \$1,775.56; #11115351, Betty Hunter \$1,418.00; #11115353, Bingham Equipment \$6,372.78; #11115357, California Extradition Service LLC \$1,266.53; #11115358, California Refuse Recycling Council \$1,400.00; #11115367, Ecology Auto Parts \$15,698.39; #11115373, Gloria Hernandez \$2,000.00; #11115374, Helm, Livesay & Worthington, Ltd. \$1,906.50; #11115381, K.R. Well Drilling \$3,688.64; #11115382, Katom Restaurant Supply Inc. \$4,855.43; #11115384, La Paz County Landfill \$15,010.08; #11115389, MCI Mega Preferred \$1,754.26; #11115392, Motorola \$1,629.86; #11115403, Pro Petroleum Inc. \$12,839.23; #11115405, Quartzsite JP \$2,049.09; #11115410, Radford, Michael \$1,583.92; #11115420, Simpson Norton Corp. \$3,055.07; #11115424, Spillman Technologies, Inc. \$33,270.00; #11115427, Sysco Food Srvcs. \$3,720.86; #11115432, Texas Refinery Corp. \$1,355.59; #11115438, Toe Truck \$1,022.18; #11115440, Walker & Armstrong \$16,000.00; #11115444, West Payment Center \$1,597.74; #11115446, Willdan Engineering \$4,080.00.