

**MINUTES
OF THE
LA PAZ COUNTY BOARD OF SUPERVISORS
Monday, November 16, 2015, 10:00 a.m.
Regular Meeting**

Chairman Irwin called the November 16, 2015, 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, Chief Probation Officer Greene, Public Defender Field, Salome Justice of the Peace Slaughter, Human Resource Director Frantz, Golf Professional Benton, Community Development Administrator Yackley; and Deputy Clerk of the Board Green.

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

Chairman Irwin requested a moment of silence for the recent incident in Paris, France, and those who died and were injured.

Current Event Summary

County Administrator Field announced that Mohave County had lost their case relating to Planet Ranch and the associated water issue at the Superior Court level. Mohave County had taken up the issue that their County had an interest in the matter. He stated that there were no other levels of appeal.

He added that this decision was based under the current statutes; however, public policy was that there was an interest held by Counties, and expressed that no doubt this issue will be dealt with by lobbyists for a fix.

Chairman Irwin announced that the Arizona Peace Trail, covering over 700 miles through three different counties, applied for a grant and received funds that allowed the purchase of 100 Peace Trail signs, and she had one to show the public. She stated that the signs would be placed on County roads to establish and mark the trail.

Supervisor Clapperton expressed the importance of protecting our water resources now, as well as the rights for a say in those matters. He added that statements made by State people indicating that there would be water access for the next 100 years was a foolish notion. He noted areas of wellheads where the land had already subsided due to the lack of water.

Chairman Irwin reiterated the importance of the counties water rights although it “fell on deaf ears” at the legislative summit. She noted that wells were failing and water tables were falling. She noted that she is making plans to have a “chat” with Tom Buschatzke of the Arizona Department of Water Resources (ADWR).

Supervisor Wilson stated that the Arizona Department of Water Resources 2014 Strategic Plan had indicated that McMullen Valley water table was declining less than one foot per year; however, he “questioned the math” noting that the graph showed a 120-foot decline in the last thirty years.

He added that there were a lot of issues with water and the Board was working hard to address those issues.

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

County Administrator Field presented for approval Consent Agenda Items #4(a) through #4(m). He stated that Supervisor Clapperton had requested that item #4(m) be considered separately for discussion.

4(a) Approval of Minutes

Approve the minutes of the Monday, November 2, 2015, 10:00 a.m. regular meeting.

4(b) Approval of Payroll

Approve October 18, 2015, through October 31, 2015, gross payroll, as presented, in the amount of \$408,475.87, plus employer benefit contributions of \$92,650.33, for a total of \$501,126.20, including handwritten warrants.

4(c) Approval of Demands

Approve the demands, as presented, for FY2015/2016, in the amount of \$691,170.47, including handwritten warrants.

4(d) Appoint member to the La Paz County Parks Advisory Commission – Board of Supervisors

Approve appointment of Dennise Jones to the La Paz County Parks and Recreation Advisory Commission board, effective November 16, 2015; term to expire on November 16, 2019.

4(e) Appoint member to the Mo/Paz Workforce Development Board (MO/Paz WDB) pursuant to the Workforce Innovation and Opportunity Act (WIOA), Public Law 113-128 – Career Center

Approve appointment of Lori Wedemeyer as member to the Mo/Paz Workforce Development Board (MO/Paz WDB), retroactive to October 19, 2015, as recommended, pursuant to the Workforce Innovation and Opportunity Act (WIOA), Public Law 113-128.

4(f) Appoint the position of Deputy, a vacant budgeted position – Sheriff (Replacement)

Approve appointment of Jeremy Johnson to the position of Deputy, retroactive to November 6, 2015, at starting annual salary of \$39,790.40 (L15, Step 1), increasing to \$43,938.34 (L07, Step 3), upon completion of the AzPOST certification process, the FTO Program, and one year probationary period.

4(g) Appoint the position of Appraiser I, a vacant budgeted position – Assessor (Replacement)

Approve appointment of Aaron Bond to the position of Appraiser I, retroactive to November 9, 2015, at an annual salary of \$28,365.79 (NE007, Step 1), a vacant budgeted position; contingent upon successful completion of Level I Appraiser training.

4(h) Appoint the position of Legal Assistant, a vacant budgeted position – County Attorney (Replacement)

Approve appointment of Jasmine Ruiz to the position of Legal Assistance, retroactive to October 19, 2015, at an annual salary of \$28,874.98 (NE042, Step 1), funded from account 278; 75% from the Automobile Authority Theft Association Grant; a vacant budgeted position.

4(i) Appoint the position of Probation Officer II, a vacant budgeted position; funded partially from Special Revenues – Probation (Replacement)

Approve appointment of Dianna Waller to the position of Probation Officer II, retroactive to November 10, 2015, funded through 20% DEA funds #211-26; 41.5% Fill the Gap funds #248-26; 5% Adult Probation Fee fund #374-26; and 38% from the General Fund #100-26, a budgeted position.

4(j) Approve FY 2015/2016 renewal of Thomas Reuters Westlaw Research and Clear Investigative Packages; both budgeted items – Public Defender

Approve FY2015/2016 renewal of Thomas Reuters Westlaw Research and Clear Investigative Packages, at monthly rates of \$806.18 and \$129.83 respectively, effective November 16, 2015; both budgeted items.

4(k) Approve Data Bank (formally OSAM) Contract renewal proposal #P1015016, effective January 1, 2016 through December 31, 2016; a budgeted item – Superior Court

Approve Data Bank (formally OSAM) Contract renewal proposal #P1015016, effective January 1, 2016 through December 31, 2016, in the amount of \$5,891.52; a budgeted item.

4(l) Approve to appoint Justice Court Pro Tempore Judges Paul Julien, Lawrence King, James Putz-Artrup, Ashli Solaiza, Mary Scott, Diane Jones-Zakrajsek, Tiffany Dyer, Sherry Granger and Pamela Shirley for all La Paz County justice courts from December 1, 2015, through December 31, 2016; without compensation – Superior Court

Approve appointment of Justice Court Pro Tempore Judges Paul Julien, Lawrence King, James Putz-Artrup, Ashli Solaiza, Mary Scott, Diane Jones-Zakrajsek, Tiffany Dyer, Sherry Granger and Pamela Shirley for all La Paz County justice courts from December 1, 2015, through December 31, 2016; without compensation, pursuant to A.R.S. §22-121A.

4(m) Approve recommendation to the Arizona Department of Liquor Licenses & Control for Application for Permanent Extension of Premises/Patio Permit submitted by Randy Nations on behalf of Schooners in Paradise, located at 3280 Parker Dam Road, Parker – Board of Supervisors

This item was removed from the Consent Agenda for discussion.

SUPERVISOR WILSON MOVED to approve Consent Agenda Items #4(a) through #4(l). Motion seconded by Chairman Irwin, passed unanimously.

4(m) Approve recommendation to the Arizona Department of Liquor Licenses & Control for Application for Permanent Extension of Premises/Patio Permit submitted by Randy Nations on behalf of Schooners in Paradise, located at 3280 Parker Dam Road, Parker – Board of Supervisors

County Administrator Field stated that the Arizona Department of Liquor Licenses & Control for Application for Permanent Extension of Premises/Patio Permit submitted by Randy Nations on behalf of Schooners in Paradise was submitted appropriately; however, there existed an issue with the Community Development Department regarding a sign that was erected on Highway 95 without authority or permits. He explained that the property is government owned property.

Supervisor Clapperton stated that he felt it was only fair and equitable that all permits and authorizations be in place prior to approving any benefit. He was unaware what the owner had accomplished since his last contact with Community Development.

SUPERVISOR CLAPPERTON MOVED to deny recommendation to the Arizona Department of Liquor Licenses & Control for Application for Permanent Extension of Premises/Patio Permit submitted by Randy Nations on behalf of Schooners in Paradise until such time the proper authorization and permits were in place. Motion seconded by Supervisor Wilson, passed unanimously.

Chairman Irwin recessed the Board of Supervisors and convened the Jail District Board of Directors at 10:27 a.m.

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

County Administrator Field presented for approval Jail Consent Agenda Items #5(a) through #5(c).

5(a) Approval of Jail District Payroll

Approve October 18, 2015, through October 31, 2015, gross payroll, as presented, in the amount of \$55,203.71, plus employer benefit contributions of \$12,135.85, for a total of \$67,339.56, including handwritten warrants.

5(b) Approval of Jail District Demands

Approve the Jail District demands as presented, for FY2015/2016, in the amount of \$79,520.01, including handwritten warrants.

5(c) Appoint two (2) Detention Officers; vacant budgeted positions (Replacements)

Approve appointment of Lukas K. Wyckoff to the position of Detention Officer, retroactive to November 9, 2015, with successful completion of Detention Academy within one year; and appoint Jose R. Jimenez to the position of Detention Officer, effective November 16, 2015; both at annual salaries of \$31,378.46 (L02, Step 1), and probationary period of six months for the County, and an additional six months for the Sheriff's Office.

CHAIRMAN IRWIN MOVED to approve Jail Consent Agenda Items #5(a) through #5(c). Motion seconded by Supervisor Clapperton, passed unanimously.

Chairman Irwin recessed the Jail District Board of Directors and reconvened the Board of Supervisors at 11:29 a.m.

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

PUBLIC HEARING(S):

Ordinance No. 2015-01, an ordinance repealing Ordinance No. 2004-01, and providing for administrative notice to La Paz County Courts of per diem person incarceration costs for the Courts' use in ordering persons convicted of misdemeanors or certain enumerated felony offenses and sentenced to serve a county jail term to reimburse the La Paz County Jail District or other political subdivision of the costs of their incarceration – Salome Justice Court

Salome Justice of the Peace Slaughter presented Ordinance No. 2015-01, requesting adoption. She stated that current Ordinance No. 2004-01 set a \$45 a day incarceration reimbursement fee; however, the Sheriff's Office has been advising the courts for the past couple of years that the costs have risen to approximately \$65 per day.

She explained that this issue would have to be revisited by the Board every few years as costs continue to increase; however, the proposed Ordinance 2015-01 provides a method for these revisions to be done administratively using factors set by law. She added that Deputy County Attorney Bucklew has reviewed these laws and has assisted in the preparation of the proposed Ordinance No. 2015-01, repealing Ordinance No. 2001-01, allowing judges to determine the per diem amount.

Lieutenant Epps stated that a yearly per diem study is done that can be supplied to the courts for numbers they can use to determine the appropriate fees.

Chairman Irwin opened the public hearing for comments on the proposed Ordinance No. 2015-01.

Jennifer Jones, from Quartzsite, stated that she felt the ability to increase incarceration fees by the Courts was unfair; citing her own experiences with them. She felt it put a burden on the poor. She expressed at length she did not trust the La Paz County Justice system and preferred to have the Board of Supervisors establish fees.

Salome Justice of the Peace Salome answered that, although there are incarceration fees established; it does not mean they are paid by all. She explained that each defendant fills out a financial form for the courts, and by law, income must be considered to determine what rate they will pay. She added that even if the Board set the rate, the ability to pay has to be considered as to whether they are charged the established rate or not. She stated that many are not charged at all if they cannot afford to pay the fee.

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

SUPERVISOR WILSON MOVED to adopt Ordinance No. 2015-01, an ordinance repealing Ordinance No. 2004-01, and providing for administrative notice to La Paz County Courts of per diem person incarceration costs for the Courts' use in ordering persons convicted of misdemeanors or certain enumerated felony offenses and sentenced to serve a county jail term to reimburse the La Paz County Jail District or other political subdivision of the costs of their incarceration. Motion seconded by Supervisor Clapperton, passed unanimously.

Approve canvass of the Parker Unified School District #27 and Wenden Elementary School District #19 Override Election of November 3, 2015 – School Superintendent

Chief Deputy School Superintendent Rohde, on behalf of School Superintendent Price, requested approval of the canvass of the Parker Unified School District #27 and Wenden Elementary School District #19 Override Election of November 3, 2015.

Chairman Irwin added that the Parker Unified School District #27 override election was successful while the Wenden Elementary School District #19 override election was not.

CHAIRMAN IRWIN MOVED to approve the canvass of the Parker Unified School District #27 and Wenden Elementary School District #19 Override Election of November 3, 2015. Motion seconded by Supervisor Wilson, passed unanimously.

Tax Roll Corrections – Assessor

County Administrator Field, on behalf of Assessor Schuler, presented ten (10) tax roll corrections as follows with the net result of -\$3,659.20. He stated that these items were regarding mobile homes with varying status.

#2015.TRC.453S29	-\$268.26	#2015.TRC.453S42	-\$70.56
#2015.TRC.453S49	-\$1,112.72	#2015.TRC.453S50	-\$1,235.38
#2015.TRC.453S51	+\$861.46	#2015.TRC.454S1	-\$488.18
#2015.TRC.454S2	-\$39.64	#2015.TRC.454S3	-\$46.60
#2015.TRC.455S1	-\$748.02	#2015.TRC.455S2	-\$511.30

SUPERVISOR CLAPPERTON MOVED to approve ten (10) tax roll corrections as presented by County Administrator Field on behalf of Assessor Schuler, with the net result of -\$3,659.20. Motion seconded by Supervisor Wilson, passed unanimously.

Approve purchase of a used Jacobsen Fairway Mower (LF-4677) through State Contract #NJPA 070313, a budgeted item – Emerald Canyon Golf Course

Golf Professional Benton requested approval to purchase a used Jacobsen Fairway Mower (LF-4677) through State Contract #NJPA 070313, a budgeted item. He added that it would replace a 20-year old mower.

Supervisor Clapperton confirmed that the purchase was through State Contract and asked what year mower was purchased.

Golf Professional Benton stated that the used mower was a 2012 model.

SUPERVISOR WILSON MOVED to approve purchase of a used Jacobsen Fairway Mower (LF-4677) through State Contract #NJPA 070313 for the Emerald Canyon Golf Course, in the amount of \$36,437.49, plus applicable tax; a budgeted item. Motion seconded by Supervisor Clapperton, passed unanimously.

Call to the Public

Pat Jones, from Parker, reported that “another individual” was stopped and cited at Highway 95 and Shea Road by the Fish and Game Department; a road owned by the County. He advised that the County “define the road”. He added that he was not being given special treatment by Fish and Game; rather, he fought and won access to the road in a court case four years ago.

Jennifer Jones stated that the Planet Ranch road issue had a legislative answer; however, it appeared that most legislators were not interested in the County’s issues. She felt that Senator Ward was the most probable representative that would listen to these issues.

Adjournment

Chairman Irwin adjourned the meeting at 10:45 a.m.

APPROVED:

/s/
Holly Irwin, Chairman

ATTEST:

/s/
Dan Field, Clerk of the Board

The following La Paz County demands have been audited, approved and order paid by the La Paz County Board of Supervisors: #11119484, AHCCCS State Treasurer, \$17,675; #11119485, All American Air Conditioning, \$6,533.16; #11119496, Carolina Allen, \$1,175; #11119489, APS, \$33,581.54; #11119492, Atkins North American, Inc., \$21,883.78; #11119494, Arizona Counties Insurance Pool, \$82,319.83; #11119497, Arizona Department of Revenue, \$5,213.85; #11119498, Arizona Highway Safety Specialists, \$1,185.47; #11119500, Arizona Supreme Court, \$1,240; #11119501, AZLGEBT, \$196,051.63; #11119506, Betty Hunter, \$1,418; #11119516, Callaway Golf, \$2,846.80; #11119517, CBS Office Automation, LLC, \$1,686.25; #11119519, CDS-Conflict Defense Solutions, \$2,967; #11119522, City of Yuma, Accounting Division, \$7,962.50; #11119527, Creative Communications, \$1,912.98; #11119530, Ecology Auto Parts, \$5,288.02; #11119532, Election Systems & Software, \$2,576.09; #11119534, Empire Southwest, \$13,632.59; #11119542, G & K Services, \$1,013.44; #11119543, GCR Phoenix Truck Tire Center, \$1,764.56; #11119544, Gloria Hernandez, \$1,870; #11119546, Growers Oil Company, \$9,791.03; #11119549, Haven Family Resource Center, \$1,750; #11119555, IWORQ Systems, \$1,100; #11119564, Kenz & Leslie of Arizona, \$1,450.25; #11119571, Liquid Capital Exchange, Inc., & Texas Prisms, \$1,359.10; #11119573, LR Anderson, LLC, \$1,640; #11119575, MCI Mega Preferred, \$1,770.96; #11119576, McKesson General Medical Corp., \$5,731.31; #11119585, Matthew G. Newman, \$1,215; #11119590, Norwood Equipment, Inc., \$4,579.83; #11119591, Office Depot, \$1,852.96; #11119595, Parker Tree Service, \$14,300; #11119597, Pavement Sealants & Supply, Inc., \$1,377.48; #11119598, Pima County Treasurer, \$6,900; #11119601, Printing Plus, \$1,330.55; #11119602, Pro Petroleum, Inc., \$13,336.86; #11119603, Quill, \$3,028.73; #11119610, R & S Northeast, LLC, \$1,941.79; #11119613, Rideout Law PLLC, \$3,075; #11119614, River's End Holdings, \$3,151.06; #11119618, Sanofi Pasteur, Inc., \$1,320.08; #11119619, SBA Structures, LLC, \$4,256.83; #11119620, Laurence Schiff, M. D., \$1,525; #11119623, Service Solutions Group, LLC, \$1,902.01; #11119624, Shamrock Food Co., \$3,659.21; #11119627, Simpson Norton Corp., \$5,012.26; #11119632, Southwest Products Corp., \$1,890.16; #11119635, St. Mary's Food Bank Alliance, \$2,165.27; #11119636, Standard Insurance, \$22,332.10; #11119638, Staples Dept. 00-04056735, \$1,171.08; #11119640, Sysco Food Services, \$4,407.52; #11119641, TAMCO, \$3,650.81; #11119646, The Masters Touch, LLC, \$5,229.36; #11119656, Tri-State Reporting (2), \$1,974; #11119657, Tyler Industries, \$22,949.07; #11119658, U. S. Foodservice, Inc., \$3,578.47; #11119662, Valley Equipment Co., Inc., \$2,720.95; #11119664, Verizon Wireless, \$1,279.25; #11119665, Walmart Business, \$3,197.66; #11119666, Waxie Sanitary Supply, \$1,967.85; #11119667, West Coast Sand & Gravel, \$1,134.03; #11119668, Western States Petroleum, \$5,168.44; #11119672, Wilson Sporting Goods, \$5,575.28; #11119673, Xerox Corporation, \$1,122.38; #11119674, Yuma County Financial Service, \$1,920; #11119675, Yuma County Juvenile, \$2,939; #11119676, Zion Bank/Public Financial, \$8,926.96; #11119680, Arden Industries, \$2,284.40; #11119682, Arizona Machinery, \$2,292.60; #11119690, Desert Mountain Corp., \$7,805.11; #11119695, Footjoy, \$2,891.18; #11119697, Glaxosmithkline Financial, Inc., \$1,261.28; #11119711, Parker Funeral Home, Inc., \$3,204; #11119713, Parker Oil Products, Inc., \$5,760.92; #11119717, Pro Petroleum, Inc., \$28,578.18; #11119725, Simplot Partners, \$10,697.58; #11119726, Strategic Management Group, \$12,500; #11119730, Universal Police Supply Co., \$1,075.60; #11119731, Walker & Armstrong, \$20,865; #11119732, Waxie Sanitary Supply, \$1,093.90; #11119734, West Payment Center, \$1,704.12; #11119735, Yuma County Financial Service, \$1,445.