

OFFICIAL PROCEEDINGS OF THE APACHE COUNTY  
BOARD OF SUPERVISORS MEETING

September 5, 2023

St. Johns, Arizona

Present were, Chairman Alton Joe Shepherd and Vice Chairman Nelson Davis. Also present, was Clerk of the Board/County Manager Ryan N. Patterson, County Attorney Michael Whiting and Chief Deputy County Attorney Celeste Robertson. Supervisor Joe Shirley, Jr. participated via the telephone.

Chairman Shepherd called to order the Board of Supervisors meeting at 8:30 a.m. in the Board of Supervisors' chambers, County Annex Building, 75 West Cleveland Street, St. Johns, Arizona, and welcomed all in attendance.

Matt Fish gave the invocation.

Chris Padilla led the Pledge of Allegiance.

Chairman Shepherd called for the Health District items.

Kim Cole, Health Director, requested approval of Amendment #2 for Flu and Pneumonia Vaccination Services between the Apache County Public Health Services District, the Arizona Local Government Employee Benefit Trust (AZLEGEBT) and Rural Arizona Health Group Trust (RAGHT) replacing Section II (1)(A), Section II (5), Exhibit A and Exhibit B, effective October 1, 2023. **Mr. Davis moved approval, seconded by Mr. Shirley.** Vote was unanimous.

**Mr. Davis moved to adjourn the Health District meeting, seconded by Mr. Shirley.** Vote was unanimous.

Chairman Shepherd called for the Library District item.

Keirsten Nielsen, Assistant Library Director, requested approval to accept a donation to the Alpine Public Library from the Alpine Area Library Friends, in the amount of \$33,003.82. **Mr. Davis moved approval, seconded by Mr. Shirley.** Vote was unanimous.

**Mr. Shirley moved to adjourn the Library District meeting, seconded by Mr. Davis.** Vote was unanimous.

Chairman Shepherd called for the Jail District items.

Jail Commander Chris McCarthy, requested approval to remove and replace an aging swamp cooler with a 20-ton heating, ventilation, and air conditioning (HVAC) unit from Advanced Air Systems, a single source provider, for two housing units for the Apache County Jail, utilizing 50% from Jail Enhancement and 50% from Jail District funds in the amount of \$82,854. **Mr. Davis moved approval, seconded by Mr. Shirley.** Vote was unanimous.

Jail Commander Chris McCarthy, requested approval to purchase and upgrade the jail's radio repeater system and two-way radios from White Mountain Communications for jail staff at a total cost of \$25,660.31. Commander McCarthy stated this is funded 50% by the Jail Enhancement and 50% from the Jail District Budget. **Mr. Davis moved approval, seconded by Mr. Shirley.** Vote was unanimous.

**Mr. Davis moved to adjourn the Jail District meeting, seconded by Mr. Shirley.** Vote was unanimous.

Chairman Shepherd called for the regular agenda items.

Matt Fish Community Development Director, presented a public hearing, discussion, and possible approval of the First Amended Plat of the Cedar Ridge Unit 2 Subdivision allowing James Keeley to combine five (5) contiguous lots, including a portion of Eden Avenue abandoned by resolution, as recorded as Reception #2023-003640, creating one (1) +/- 5.46-acre lot. The subdivision is located in Vernon, AZ. A.P.N. 106-27-043, 106-27-044, 106-27-045, 106-27-046 and 106-27-057 Section: 4, Township10N, Range 24E. Mr. Fish stated the Planning & Zoning Commission unanimously recommended approval on August 3, 2023. **Mr. Davis moved to open the public hearing, seconded by Mr. Shirley.** Vote was unanimous. There was no one wanting to address the Board during the public hearing. **Mr. Davis motioned to close the public hearing, seconded by Mr. Shirley.** Vote was unanimous. **Mr. Davis moved to approve the amended plat, seconded by Mr. Shirley.** Vote was unanimous.

Mr. Patterson requested approval of a liquor license application recommendation for Kelly Ann Meixler, Concho Spring RV Resort, 7, County Road 61, Concho, Arizona and stated no protests were received. **Mr. Davis moved approval, seconded by Mr. Shirley.** Vote was unanimous.

Mr. Patterson requested approval of the consent agenda items A-H. **Mr. Shirley moved approval of consent agenda items A-H, seconded by Mr. Davis.** County Manager/Clerk of the Board: A. Request approval of demands as distributed to the Apache County Board of Supervisors between August 14, 2023, to September 5, 2023. Payee Amount AMAZON CAPITAL SERVICES INC\$1911.01COMMNET WIRELESS LLC \$27036.96 PERFECT PRINTZ LLC \$1099.79QUILL CORP \$8808.82 AMAZON CAPITAL SERVICES INC \$7172.33AMIGO CHRYSLER DODGE JEEP RAM \$1949.53AZ COUNTIES INSURANCE POOL \$21779.07 B&R TRUCKING \$8371.38 ROSELITA ANN BAHE \$8688.42 BAUMAN HOME AND AUTO INC (CARQUEST) \$3482.52JIMICA LYNN BIGMAN \$1643.16 BILL LUKE CHRYSLER JEEP DODGE INC \$3423.42BRAD HALL & ASSOCIATES INC \$27377.59 BRIMHALL SAND & ROCK \$10296.62 CONDITIONED RESPONSE TRAINING \$1411.00 CONSOLIDATED ELECTRICAL DISTRIBUTORS \$7658.01 ELECTION SYSTEMS AND SOFTWARE \$3739.09 EMPIRE MACHINERY \$4163.58 FRONTIER \$4152.54 FUTURE TIRE \$4466.22 HILLYARD/FLAGSTAFF \$4930.60 INGRAM LIBRARY SERVICES \$4922.52 MH CONSULTING & PROJECT MANAGEMENT LLC \$1100.00 NATIONAL BANK \$23831.38 NATIONAL BANK OF ARIZONA 1389 \$5805.87 NATIONAL BANK OF ARIZONA 0285 \$3177.84 NORTHEAST ARIZONA TRAINING

CENTER INC \$1500.00 O'REILLY AUTO PARTS\$2682.63 OVERDRIVE INC \$1296.69  
PAGE STEEL \$1575.97 PELOTON INTERACTIVE INC \$6050.71 PITNEY BOWES  
RESERVE ACCOUNT \$5000.00 PUBLIC SAFETY CANCER INSURANCE \$1050.00  
QUALITY CARQUEST \$7968.32 QUILL CORP \$4638.21SALT RIVER PROJECT - SRP –  
MARS \$1091.00 SECURUS TECHNOLOGIES INC \$3135.91 DERRICK SMITH \$1169.99 ST  
JOHNS CITY \$2678.05 THE AARONS COMPANY LLC \$3000.00 TRINITY SERVICES  
GROUP INC \$23218.82 TRUCK PRO DBA AZ BRAKE & CLUTCH SUPPLY \$9603.11  
SAMUEL A WOOD \$1218.34 WRIGHT EXPRESS FSC WEX \$3660.34 YAZZIE'S AUTO  
PARTS INC \$1448.50 NATIONAL BANK \$5504.40 CHALMERS FORD INC \$40148.22  
RODGER DAHOZY \$3119.76 HON-DAH RESORT & CASINO \$4036.72 HON-DAH  
RESORT & CASINO \$ 1756.36 HON-DAH RESORT & CASINO \$2280.36HON-DAH  
RESORT & CASINO \$4801.80 ALL TRAFFIC SOLUTIONS INC \$2850.00 ALLEGRA  
\$4566.13 AMAZON CAPITAL SERVICES INC \$5245.19 AMIGO CHRYSLER DODGE  
JEEP RAM \$1548.11 APACHE COUNTY YOUTH COUNCIL \$1250.00 ASPHALT ZIPPER  
INC \$2133.59 AT&T MOBILITY LLC (FIRSTNET) \$2806.83 AZ ASSN OF COUNTY  
SCHOOL SUPERINTENDENTS \$3770.00 AZ JUSTICE OF THE PEACE ASSOCIATION  
\$1195.00 AZLGEBT \$396108.97 B&R TRUCKING \$9714.77 BAUMAN HOME AND AUTO  
INC (CARQUEST) \$1652.02 BREWER LAW OFFICE PLLC \$8500.00 BRIMHALL SAND &  
ROCK \$2517.28 CDW GOVERNMENT LLC \$1279.63 EATON SALES & SERVICE  
\$3516.20 EMPIRE MACHINERY \$1452.66 GILA COUNTY \$10477.76 GK  
INVESTIGATIONS \$1122.70 BARBARA J GOMEZ \$2103.56 HAMBLIN LAW OFFICE  
PLC \$8500.00 KLINT HEAP \$1290.00 ROBERT JAMES HIGGINS \$2140.43 HOME DEPOT  
\$1979.65 IDEMIA IDENTITY & SECURITY USA LLC \$1830.00 DENNISE L JONES  
\$2103.56 LAW OFFICE OF MICHAEL S PENROD PLC \$4424.00 ERIC MCNEIL \$1050.00  
JASON WAYNE MOORE \$2071.09 NAVAJO TRIBAL UTILITY AUTHORITY \$4746.27  
NAVOPACHE ELECTRIC COOPERATIVE \$12407.16 KEIRSTEN NIELSEN \$2770.30  
DANA BRYCE PATTERSON \$8500.00 PERFECT PRINTZ LLC \$1119.36 PERKINS  
CINDERS INC \$1951.74 PIMA COUNTY MEDICAL \$7500.00 QUILL CORP \$4127.45 R  
JOHN R JOHN LEE ATTORNEY AT LAW \$8500.00 R&S NORTHEAST LLC \$1576.34  
RHINEHART OIL CO \$4824.96 RIGHT TOYOTA\$57000.00 ROBERTS TIRE SALES INC  
\$3471.64 SECURUS TECHNOLOGIES INC \$1459.94 STAN'S DIESEL AND  
PERFORMANCE \$1005.00 THOMSON REUTERS WEST \$3000.38 VERIZON WIRELESS  
\$1380.56 YAZZIE'S AUTO PARTS INC \$2437.35 THE GUIDANCE CENTER \$1595.00  
Maricela Cano \$1118.91 Florybel Castillo \$1102.76 Benjamin S Johnston \$1797.65 Kapris S  
James \$1618.29 Charles Kent Rogers \$1517.90 Lanny Sherril \$1244.00 Reed Stradling  
\$2030.56 Kaitlynn A Wilson \$1160.67 Carolyn S Benally \$1222.81 Rebekah P Harris \$2323.13  
James A Lair \$1072.12 Lillian Chavez \$1307.02 Robert Lee Owens \$1072.63 Lonnie S Benally  
\$1023.23 APACHE COUNTY HAS \$5331.05 APACHE COUNTY MEDICAL \$199191.44  
APACHE COUNTY TAX WITHHOLDING \$181787.09 ASRS LEGACY EORP\$11107.92 AZ  
STATE RETIREMENT SYSTEM \$137418.66 CORRECTIONS OFFICER RET PLAN  
\$14465.48 CORRECTIONS OFFICER RETIREMENT PLAN 520 \$1194.60 EORP LEGACY  
\$3039.91 NATIONWIDE \$4417.17 NATIONWIDE TRUST FSB \$2953.80 PUBLIC SAFETY  
PERSONNEL 401 \$15278.91 PUBLIC SAFETY SHERIFF RET \$11067.37 SUPPORT  
PAYMENT CLEARINGHOUSE \$1132.50 AMAZON CAPITAL SERVICES INC \$1964.08  
PINAL COUNTY ARIZONA \$14574.00 ALLEGRA \$11181.93 AMAZON CAPITAL  
SERVICES INC \$10336.42 AZ DEPT OF HEALTH SERVICES \$2000.00 AZ SUPREME

COURT \$3120.00 BRAD HALL & ASSOCIATES INC \$31504.77 CONSOLIDATED ELECTRICAL DISTRIBUTORS \$2572.93 COPPERFASTEN TECHNOLOGIES LIMITED T/A TITAN HQ \$5190.00 COURTESY CHEVROLET \$41733.22 CRESCENT ELECTRIC SUPPLY CO \$5283.46 DELL COMPUTER CORPORATION \$8145.55 CECILIA DIAZ \$7411.78 EMPIRE MACHINERY \$1894.07 FLEET PRIDE \$4470.46 FUTURE TIRE \$1577.61 HATCH CONSTRUCTION \$20720.00 HIGH COUNTRY SIGNS LLC \$4350.00 HILLYARD/FLAGSTAFF \$1263.02 HOME DEPOT \$2378.33 LSQ GROUP HOLDINGS LLC \$3602.19 MISSION UNIFORM & LINEN \$1347.15 NAVAJO TRIBAL UTILITY AUTHORITY \$2708.78 NAVAJO WESTERNERS \$8307.18 NAVOPACHE ELECTRIC COOPERATIVE \$16310.84 NORTH COUNTRY COMMUNITY HEALTH \$5000.00 NORTHERN SAFETY COMPANY INC \$1853.66 O'REILLY AUTO PARTS \$2344.69 PINAL COUNTY ARIZONA \$21514.00 QUILL CORP \$1782.76 RHINEHART OIL CO \$19837.12 SAFELITE AUTO GLASS \$1214.02 SANOFI PASTEUR INC \$8524.50 SECURUS TECHNOLOGIES INC \$1972.15 STANTEC CONSULTING SERVICES \$67263.47 THE ZICKERMAN LAW OFFICE PLLC \$1552.00 VERIZON WIRELESS \$4095.58 BRAD HALL & ASSOCIATES INC \$24698.90 INNOVATIVE UAS \$50000.72 QUILL CORP \$1549.83 James A Lair \$1072.12 B&R TRUCKING \$21983.00 Demands are payments made, or to be made, by the County. Specific details of the demands may be requested through the County public record request process. B. Request approval of minutes dated August 14, 2023. C. Request approval of the Public Fiduciary Reorganization Plan. These changes will not increase the FY24 budget. County Attorney's Office: D. Request approval of Victim Compensation Grant Number VC-24-001 from the Arizona Criminal Justice Commission in the amount of \$88,210. These funds will be used to further assist victims of crime through our Victim Compensation Program. E. Request approval of Drug, Gang and Violent Crime Control FY2024 Award DC-24-020 from the Arizona Criminal Justice Commission in the amount of \$105,480.14. These funds will be used to assist in the prosecution of crimes. Emergency Management: F. Notification that on August 15, 2023, after reviewing current weather and fire conditions, Stage 1 Fire Restrictions were rescinded for the unincorporated areas of Apache County. Sheriff's Office: G. Request approval to remove and replace an aging swamp cooler with a 20-ton heating, ventilation, and air conditioning (HVAC) unit from Advanced Air Systems, a single source provider, for two housing units for the Apache County Jail, utilizing 50% from Jail Enhancement and 50% from Jail District funds in the amount of \$82,854. H. Request approval to purchase and upgrade the jail's radio repeater system and two-way radios from White Mountain Communications for jail staff at a total cost of \$25,660.31. This is funded 50% by the Jail Enhancement and 50% from the Jail District Budget. Vote was unanimous of Consent Agenda items A-H.

Chris Padilla, on behalf of the Engineering Department, requested approval of a resolution to enter into an amended Intergovernmental Agreement between the Navajo Nation and Apache County for school bus route maintenance. Mr. Padilla stated strip maps of each road included in the agreement are available for review in the County Manager's Office. **Mr. Davis moved approval, seconded by Mr. Shirley.** Vote was unanimous.

#### APACHE COUNTY RESOLUTION NO. 2023-19

Be it resolved by the Board of Supervisors of Apache County that it is in the best interest of the citizens of this county to enter into that certain Intergovernmental Agreement to provide road

maintenance activities on existing school bus routes within Apache County with the Navajo Nation. Further, the Board of Supervisors resolves that such action is necessary and a benefit to the people residing in Apache County.

PASSED, ADOPTED AND APPROVED at St. Johns, Arizona on September 5, 2023.

APACHE COUNTY BOARD OF SUPERVISORS

/s/ Alton Joe Shepherd  
Chairman of the Board

ATTEST:

/s/ Ryan N. Patterson  
Clerk of the Board

I Ryan Patterson, Clerk of the Board of Supervisors, do hereby certify that the above is a true and correct copy of a Resolution adopted and contained in a paragraph of the minutes of a meeting of the Apache County Board of Supervisors held September 5, 2023.

IN WITNESS WHEREOF, I have affixed the official seal of Apache County at St. Johns, the County Seat, this 5<sup>th</sup> day of September 2023.

/s/ Ryan N. Patterson  
Clerk of the Board

APPROVED AS TO FORM:

/s/ Michael Whiting  
County Attorney

Paul Hancock, Probation Services Director, requested approval to create a Program Coordinator & Intake Supervisor (Range 63) with a minimum starting salary of \$69,895, for the Legacy Teen Center. Mr. Hancock stated this position will be paid entirely out of state funds and juvenile jail tax district. There will be no impact to the County's general fund. **Mr. Davis moved approval, seconded by Mr. Shirley.** Vote was unanimous.

Stev Kizer, Information Technology Director, requested approval to renew the existing phone system maintenance contract with Continuant for a period of one (1) year. **Mr. Shirley moved approval, seconded by Mr. Davis.** Vote was unanimous.

Steve Kizer, Information Technology Director, requested approval of a Memorandum of Understanding between Apache County and the State of Arizona Department of Emergency and Military Affairs- Arizona National Guard for cyber security and defense. **Mr. Davis moved approval, seconded by Mr. Shirley.** Vote was unanimous.

Steve Kizer, Information Technology Director, requested approval of the Network Interconnection Agreement between the Apache County Information Technology Department and the Arizona Supreme Court Administrative Office of the Courts for the security of the

court's network. **Mr. Shirley moved approval, seconded by Mr. Davis.** Vote was unanimous.

Chief Deputy Sheriff Roscoe Herrera requested approval to create a Detective position (Range 54). Chief Herrera stated this position will be paid with grant funds and will not increase the FY24 budget. **Mr. Davis moved approval, seconded by Mr. Shirley.** Vote was unanimous.

Chief Deputy Sheriff Roscoe Herrera requested approval to accept a grant from the Arizona State Treasurer's Office in the amount of \$25,000 per the 2023 Senate Bill 1720 – County Sheriff Search and Rescue-Related Equipment Reimbursement to enhance the Sheriff's search and rescue mission capabilities. **Mr. Shirley moved approval, seconded by Mr. Davis.** Vote was unanimous.

Mr. Patterson presented notification of the following meetings where two or more members of the Apache County Board of Supervisors may be in attendance.

- The Eastern Arizona Counties Organization meeting on September 20, 2023, at 2:00 p.m. held at the County Supervisors Association building, 1905 W. Washington Street, Phoenix, AZ.
- Small Counties Forum meeting on September 20, 2023, at 5:30 p.m. held at the County Supervisors Association building, 1905 W. Washington Street, Phoenix, AZ.
- The County Supervisors Association (CSA) meeting on September 21, 2023, at 10:00 a.m. at the County Supervisors Association building, 1905 W. Washington Street, Phoenix, AZ.

There was no one wanting to address the Board during call to the public.

**Mr. Davis moved to adjourn the meeting, seconded by Mr. Shirley.** Vote was unanimous.

Approved this 3<sup>rd</sup> day of October, 2023.

/s/ Alton Joe Shepherd  
Chairman of the Board

/s/ Ryan N. Patterson  
Clerk of the Board