

**BOARD OF SUPERVISORS  
NAVAJO COUNTY, ARIZONA**

**October 14, 2004**

Supervisors' Chambers, Holbrook, Arizona – Time: 9:05 a.m.

**PRESENT:** J.R. DeSpain, Chairman; Jerry Brownlow, Vice-Chairman; Jesse Thompson, Member; Pete Shumway, Member; James G. Jayne, County Manager; Lance Payette, Chief Deputy County Attorney; Kathy Hieb, Deputy Clerk of the Board. **(Percy Deal absent due to prior commitment)** Mr. DeSpain led the Pledge of Allegiance and the Invocation.

**CALL TO THE PUBLIC:** No comments were offered.

**CONSENT AGENDA:** 1) Letter of Condolence for Phyllis Bryce, Graham County School Superintendent, who passed away on October 11, 2004; 2) Back Tax Land Deeds: Justin Mattea; Walter Mattea; Paradigm Properties, Inc. **Mr. Shumway made a motion** to authorize the Chairman to sign the items in the Consent Agenda; motion seconded by Mr. Brownlow; vote unanimous approving the motion.

**RECORDER/ELECTIONS:** Kelly Dastrup, Elections Coordinator: Approval to purchase cassette tape players and headsets for use in the Navajo Nation precincts to assist voters with translation services: Ms. Dastrup explained that funding for this purchase will be reimbursed from a Health & Human Services Grant. The purchase will include 30 cassette players and 30 headsets, which will be used for Navajo Language tapes for the Navajo Reservation Precincts. **Mr. Thompson made a motion** to authorize the purchase of cassette players and headsets as presented, in the amount of \$1074.44; motion seconded by Mr. Shumway; vote unanimous approving the motion.

**PUBLIC WORKS:** Dusty Parsons, Deputy Director Highways: **Resolution Approving an exchange of portions of the old McLaws Road alignment with the abutting land owners; Authorizing the Chairman to execute and deliver Quit Claim Deeds to the exchanged portions; and reserving for the County a public utility easement over certain of the exchanged portions;** Mr. Parsons advised that McLaws Road was realigned two years ago to eliminate a dangerous curve. The old alignment is no longer necessary for public road purposes. **Mr. Shumway made a motion** to adopt **Resolution #104-04**, approving an exchange of portions of the Old McLaws Road alignment with abutting landowners; authorizing the Chairman to execute and deliver Quit Claim Deeds to the exchanged portions; and reserving unto the County a public utility easement over certain of the exchanged portions; motion seconded by Mr. Thompson; vote unanimous approving the motion. **(Mr. DeSpain declared a conflict and did not vote as he has a grazing lease on portion of the Aztec Land & Cattle Company property)**

**WHITE MOUNTAIN REGIONAL DEVELOPMENT CORPORATION:** Joe Papa, Executive Director: **Resolution and Intergovernmental Agreement (IGA) with the six incorporated communities for a Navajo County Enterprise Zone:** Mr. Papa explained that the WMRDC is putting together the packet for the Enterprise Zone, and their Board will comprise the Enterprise Zone Commission. **Mr.**

**Shumway made a motion** to adopt **Resolution #105-04**, approving an Intergovernmental Agreement with Navajo County and the six incorporated communities for an Enterprise Zone; motion seconded by Mr. Brownlow; vote unanimous approving the motion.

**EMERGENCY SERVICES:** Larry Dunagan, Director: Appointments to DMA2K (Disaster Mitigation Act of 2000) Planning Process Committee: Mr. Dunagan presented a list of suggested members to be appointed to the Planning Process Committee, noting that the kick-off meeting is scheduled for October 26, 2004. These suggested members include: Chairman of the Board and the County Manager; Tommy Price, Risk Management; Steve Campbell, Cooperative Extension Service; Tom Hieb, Flood Control/Hydrology; Dave Ashton, Planning & Zoning; Dusty Parsons, Public Works; Dan Hinz, Building & Grounds; Larry Dunagan, Emergency Management; Stuart Bishop/Blue Penrod, Pinetop Fire Department; Jack Ingraham/Jeff Farkas, Heber/Overgaard Fire Department; Allen Bushman, Joseph City Fire Department; the Sheriff or his Designee; and a member of the Public Sector. **Mr. Brownlow made a motion** to approve the member list as presented; motion seconded by Mr. Thompson; vote unanimous approving the motion.

**HUMAN RESOURCES:** Gail Calisen, Director: Approval of Personnel Actions: **Mr. Thompson made a motion** to approve the Personnel Actions as presented; motion seconded by Mr. Brownlow; vote unanimous approving the motion, (Mr. Shumway absent for the vote)

**NAVAJO COUNTY FLOOD CONTROL DISTRICT:** Tom Hieb, Deputy Director Flood Control: Board of Directors Session: Executive Session pursuant to ARS § 38-431.03(A)(3) for legal advice from the Board's attorneys and § 38-431.03(A)(4) for discussion with, and instructions to, the Board's attorneys concerning settlement matters relating to the pending Winslow Levee flood litigation: **Mr. Shumway made a motion** to enter into a Board of Directors Session; motion seconded by Mr. Thompson; vote unanimous approving the motion. **Mr. Shumway made a motion** to enter into an Executive Session; motion seconded by Mr. Brownlow; vote unanimous approving the motion. Present in the Session were: Chairman J.R. DeSpain; Vice-Chairman Jerry Brownlow; Members Pete Shumway and Jesse Thompson; Deputy County Attorney Lance Payette; County Manager Jimmy Jayne; ACIP Director Bill Hardy; Attorney Brian Goodwin; Deputy Director Flood Control Tom Hieb; and Deputy Clerk of the Board Kathy Hieb. The Session began at 10:05 a.m. **Mr. Thompson made a motion** to return to Board of Directors Session; motion seconded by Mr. Shumway; vote unanimous approving the motion. **No action taken. Mr. Brownlow made a motion** to return to regular session; motion seconded by Mr. Thompson; vote unanimous approving the motion.

**BOARD BUSINESS:** There was no business to report.

There being no further business to come before the Board of Supervisors, the meeting was adjourned until Monday, October 18, 2004, upon a **motion made by Mr. Brownlow**; motion seconded by Mr. Thompson; vote unanimous approving the motion. The meeting adjourned at 11:20 a.m.

**APPROVED:**

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**Chairman**

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**Date**

**ATTEST:**

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**Kathy Hieb, Deputy Clerk**