



Tuesday, May 07, 2019

NOTICE OF SPECIAL SESSION AND EXECUTIVE SESSION OF THE COCONINO COUNTY BOARD OF SUPERVISORS AND THE BOARDS OF DIRECTORS OF THE COCONINO COUNTY FLOOD CONTROL DISTRICT AND COCONINO COUNTY PUBLIC HEALTH SERVICES DISTRICT

PURSUANT TO A.R.S. § 38-431.02

10:00 a.m. - Regular Session is CANCELLED

**10:30 a.m. – Executive Session
Special Session immediately following**

**219 E. Cherry Ave., Flagstaff, AZ
First Floor Board Room**

The Board may change the order of the agenda at the time of convening the meeting or at any time during the meeting. Members of the Board of Supervisors will attend either in person or by telephone conference call. Work sessions and regular meetings are open to the public. Persons with a disability may request a reasonable accommodation by contacting the Clerk of the Board of Supervisors Office at 928-679-7144. Requests should be made as early as possible to allow time to arrange the accommodation.

Notice of Option to Recess in Executive Session

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Board of Supervisors and to the general public that, at this meeting, the Board of Supervisors may vote to recess into Executive Session, which will not be open to the public, with the County's attorneys for legal advice and discussion on any item listed on the following agenda, pursuant to A.R.S. § 38-431.03 (A) (3).

Call to the Public for items not on the Agenda

After the pledge of allegiance, the Chairman will call on members of the public to speak on any item or area of concern not listed on the agenda. Items presented during the Call to the Public portion of the Agenda cannot be acted on by the Board of Supervisors. Individual Supervisors

may ask questions of the public, but are prohibited by the Open Meeting law from discussing or considering the item among themselves until the item is officially placed on the Agenda. Individuals are limited in their presentations.

Consent Agenda

All matters under Consent Agenda are considered by the Board of Supervisors to be routine and will be enacted by a single motion. If discussion is desired on any particular consent item that item will be removed from the consent agenda and will be considered separately.

Speaking During a Public Hearing

After staff and applicant presentations for specific public hearing items, the Chairman will open the public hearing and ask for comments from the public. Those who fill out a speaker's form will be called on first. You do not need to fill out a speaker's form to speak.

As a reminder, if you are carrying a cell phone, computer, two-way radio, or other sound device, we ask that you silence it at this time to minimize disruption of today's meeting.

Call to Order:

Pledge of Allegiance:

Call to the Public:

Executive Session:

1. Consideration, discussion and direction to counsel regarding litigation options in Aspen Shadows Ltd. v. County (TX2018-000734); Cedar Crest/Flagstaff LP v. County (TX2017-000562 & TX2018-000733); and Oakwood Village II/Flagstaff LP v. County (TX2018-001172)--tax valuation appeals. The Board may enter executive session pursuant to A.R.S. § 38-431.03(3) and/or (4), in order to receive legal advice, and/or consider its position and instruct its attorneys regarding this position as concerns these pending litigations, in order to resolve them. **County Attorney**

Proclamation:

2. Consideration and possible action regarding approval of a Proclamation declaring May 2019 as Mental Health Month in Coconino County. **County Manager**

Board of Supervisors Consent Agenda:

- 3. Consideration and possible action regarding approval of the minutes from the Board of Supervisors’ meetings conducted April 9, 2019 and April 16, 2019. Board of Supervisors
- 4. Consideration and possible action regarding Ratify and/or approve warrants, electronic fund transfers, and other payments as listed on the agenda. An itemized list of the below-numbered claims is filed in the official records of the Coconino County Board of Supervisors.

<u>Run Date</u>	<u>Warrant Numbers</u>	<u>Computer Register Totals</u>
04/11/2019	EFT – 5724 – 5784	\$1,465,273.21
04/11/2019	Checks – 91907251 – 91907463	\$834,677.11
04/12/2019	Check – 91907464	\$4,135.20

- 5. Consideration and possible action to appoint Harriet Young to the Flagstaff Library Board with the term ending October 31, 2020 and David Browning to the Flagstaff Library Board with the term ending October 31, 2021. **Board of Supervisors**
- 6. Consideration and possible action regarding a Community Grant funding request from District 2 in the amount of \$500.00; District 3 in the amount of \$100.00, District 4 in the amount of \$200 and District 1 in the amount of \$500.00, for a total of \$1,300.00, to Coconino High School to assist with the costs incurred to host the Hispanic Student Convocations and Awards Ceremony and the presentation of Stoles to each graduating student. **Board of Supervisors**
- 7. Consideration and possible action regarding approval of community grant funding request from District 2 in the amount of \$500.00 and District 3 in the amount of \$100.00 and District 1 in the amount of \$500.00, for a total amount of \$1,100.00, to Flagstaff High School to assist with the cost incurred to host the Hispanic Student Convocations and Awards Ceremony and the presentation of Stoles to each Hispanic graduating student. **Board of Supervisors**
- 8. Consideration and possible action regarding a Community Initiative Grant request from District 1 in the amount of \$5,000.00 from Kaibab Estates West Volunteer Fire Department, for replacement of outdated first responder communication radios. **Board of Supervisors**
- 9. Consideration and possible action regarding a Community Grant application in the amount of \$500.00 from District 1, \$500.00 from District 2 and \$100 from District 3, for a total amount of \$1,100, from Community Grant Funds to Flagstaff Dark Skies Coalition for the Flagstaff Star Party. **Board of Supervisors**

10. Consideration and possible action regarding approval of community grant funding request form District 2 in the amount of \$150.00, District 3 in the amount of \$500.00, District 4 in the amount of \$500.00 and District 1 in the amount of \$500.00, for a total of \$1,650.00, to assist with the costs associated with providing free and safe venue for all high school graduates in the Flagstaff Area to enjoy graduation night with their fellow graduates from 7 high schools. **Board of Supervisors**
11. Consideration and possible action regarding approval and authorization for the Arizona Attorney General's Office to file a notice of appeal on behalf of Coconino County with regard to the trial court's adverse judgment and decisions in Transwestern Pipeline Co., LLC v. ADOR et al. (TX2016-000931 consolidated), which are centrally valued property tax valuation appeals. **County Attorney**
12. Consideration and possible action regarding the approval and authorization of stipulated judgment and/or offers of judgment in those certain tax valuation appeals pending before the Arizona Tax Court known as Aspen Shadows Ltd. v. Coconino County (TX2018-000734); Cedar Crest/Flagstaff LP v. Coconino County (TX2017-000562 & TX2018-000733); and Oakwood Village II/Flagstaff LP v. Coconino County (TX2018-001172), in form as attached, and on those grounds and for those reasons as specified in executive session. **County Attorney**
13. Consideration and possible action regarding approval of a Lease Addendum by and between Ideal Flagstaff, LLC (“Landlord”) and Coconino County (“Tenant”) for the building occupied by the Information Technology Department, located at 202 E. Birch, Flagstaff, AZ 86001 starting on July 1, 2019 through June 30, 2022 for an initial annual amount of \$42,000. **Facilities**
14. Approval of a Budget Adjustment authorizing spending up to \$24,000 for the relocation of the Grand Jury room from 110 E Cherry to the Courthouse, from revenues received from the Site License Agreement between Coconino County and Sprint Spectrum Realty Company, LLC. **Facilities**
15. Approval of a Real Estate Lease between the UEP Trust, a Utah Charitable Trust “Landlord” and Coconino County (“Tenant”), a subdivision of the State of Arizona, for office space located at 1065 N. Hildale St., Hildale, UT 84784, for use by Coconino County Public Health Services District to provide WIC services to the Colorado City, AZ community from April 1, 2019 through September 30, 2019. **Facilities**
16. Consideration and possible action regarding approval of the first renewal of an Agreement with Loven Contracting Inc for Job Order Contracting (JOC) services to the County for projects up to \$2,000,000.00. **Finance**

17. Consideration and possible action regarding approval of the First Amendment to the contract with CORE Construction Inc., for Job Order Contracting (JOC) services to the County for projects up to \$2,000,000.00. **Finance**
18. Consideration and possible action regarding a budget adjustment and general fund transfer in the amount of \$54,655, into the Public Health Services District for the remainder of the fiscal year 2019 contract for animal sheltering services. **Finance**
19. Consideration and possible action regarding approval of the First Amendment to the contract with Building & Engineering Contractors (BEC) Southwest Inc for Job Order Contracting (JOC) services to the County for projects up to \$2,000,000.00. **Finance**
20. Consideration and possible action regarding approval of an extension of the Coconino Natural Resource Conservation District Agreement to October 2019. **Parks and Recreation**
21. Consideration and possible action regarding approval of the First Amendment to the contract with Tiffany Construction Company, Inc., for Job Order Contracting (JOC) services to the County for projects up to \$2,000,000.00. **Public Works**
22. Consideration and possible action regarding approval of the First Amendment to the contract with Fann Contracting, Inc., for Job Order Contracting (JOC) services to the County for projects up to \$2,000,000.00. **Public Works**
23. Consideration and possible action regarding approving the First Amendment to the contract with L.P.'s Excavating, Inc., for Job Order Contracting (JOC) services to the County for projects up to \$2,000,000.00. **Public Works**
24. Consideration and possible action regarding approval of the First Amendment to the contract with Rummel Construction, Inc., for Job Order Contracting (JOC) services to the County for projects up to \$2,000,000.00. **Public Works**
25. Consideration and possible action regarding approving the First Amendment of contract with McCauley Construction, Inc., for Job Order Contracting (JOC) services to the County for projects up to \$2,000,000.00. **Public Works**
26. Consideration and possible action regarding approving the First Amendment of the contract with J. Banicki Construction, Inc., for Job Order Contracting (JOC) services to the County for projects up to \$2,000,000.00. **Public Works**
27. Consideration and possible action regarding approval of a First Amendment to the contract with Schuck Development Corporation for Job Order Contracting (JOC) services to the County for projects up to \$2,000,000.00. **Public Works**

28. Consideration and possible action regarding approval of the First Amendment to the contract with Kinney Construction Services, Inc., for Job Order Contracting (JOC) services to the County for projects up to \$2,000,000.00. **Public Works**
29. Consideration and possible action regarding approval of the First Amendment to the contract with C and E Paving & Grading, LLC., for Job Order Contracting (JOC) services to the County for projects up to \$2,000,000.00. **Public Works**
30. Consideration and possible acting regarding a Memorandum of Understanding (MOU) with the Commander, Navy Region Southwest (CNRSW) at Naval Observatory, Flagstaff (NOFS), to delineate a protocol with the Coconino County Sheriff's Office regarding response to criminal and/or terrorist/extremist incidents at NOFS. **Sheriff**

The Board will resolve as the Flood Control District Board of Directors.

Flood Control Consent Agenda:

31. Consideration and possible action regarding approval of the First Amendment to the contract with C and E Paving & Grading, LLC., for Job Order Contracting (JOC) services to the County Flood Control District for projects up to \$2,000,000.00. **Flood Control**
32. Consideration and possible action regarding Approving the First Agreement of contract with J. Banicki Construction, Inc., for Job Order Contracting (JOC) services to the County Flood Control District for projects up to \$2,000,000.00. **Flood Control**
33. Consideration and possible action regarding approval of the First Amendment to the contract with Fann Contracting, Inc., for Job Order Contracting (JOC) services to the County Flood Control District for projects up to \$2,000,000.00. **Flood Control**
34. Consideration and possible action regarding approval of the First Agreement of the contract with Kinney Construction Services, Inc., for Job Order Contracting (JOC) services to the County Flood Control District for projects up to \$2,000,000.00. **Flood Control**
35. Consideration and possible action regarding approval of the First Agreement to the contract with McCauley Construction, Inc., for Job Order Contracting (JOC) services to the County Flood Control District for projects up to \$2,000,000.00. **Flood Control**

36. Consideration and possible action regarding approval of the First Amendment to the contract with L.P.'s Excavating, Inc., for Job Order Contracting (JOC) services to the County Flood Control District for projects up to \$2,000,000.00. **Flood Control**
37. Consideration and possible action regarding approval of the First Amendment to the contract with Rummel Construction, Inc., for Job Order Contracting (JOC) services to the County Flood Control District for projects up to \$2,000,000.00. **Flood Control**
38. Consideration and possible action regarding approval of the First Amendment to the contract with Tiffany Construction Company, Inc., for Job Order Contracting (JOC) services to the County Flood Control District for projects up to \$2,000,000.00. **Flood Control**
39. Consideration and possible action regarding approval of an increase and the corresponding budget amendment in the Flood Control District expenditure budget in the amount of \$500,000 to accommodate emergency North Schultz Flood repair; with funding to come from the Flood Control District's fund balance. **Flood Control**

The Board will resolve as the Health District Board of Directors.

Health District Consent Agenda:

40. Consideration and possible action regarding Intergovernmental Agreement Contract No. CTR043115, Amendment No. 1, between the Arizona Department of Health Services (ADHS) and the Coconino County Public Health Services District (CCPHSD), for the period of July 1, 2017 to June 30, 2022 in the amount of \$26,000 to provide Zika Educational Campaign activities for Coconino County through the Emergency Preparedness Program. **Health District**

The Board will resolve as the Board of Supervisors.

Action Items:

41. Consideration and possible action regarding approval of Resolution 2019-11, authorizing the purchase of the 80-acre parcel known as the Miller Property (Parcel 11605021F) adjacent to Rogers Lake County Natural Area in the amount of \$1,500,000, which will be reimbursed from revenues received through the sale of conservation easements. **Parks and Recreation**
42. Consideration and possible action regarding approval of Resolution 2019-02, accepting roadway improvements for Johnson Ranch Phase 1 into the County's road maintenance inventory. **Community Development**

43. Consideration and possible action regarding an approval and signature on Amendment 9 to Intergovernmental Agreement (IGA) DI16-002119 002201 between Coconino County and the Arizona Department of Economic Security (DES), and approve the corresponding budget amendment to provide Rapid Response and Re-employment services to the citizens impacted by the impending closure of the Navajo Generating Station in Page. **Career Center**
44. Consideration and possible action regarding approval of a Cooperative Agreement No. A19AC00022, between the U.S. Department of the Interior, Bureau of Indian Affairs, Navajo Region (BIA) for Coconino County, for roadway maintenance to be completed on the school bus routes on the Navajo Nation, for the base year effective April 3, 2019 through September 30th, 2019, as well as in Optional years 1 thru 4 dated, October 1, 2019 through September 30, 2023, obligating funding from BIA in the amount of \$167,420. **Public Works**
45. Consideration and possible action regarding approval of the Joint Funding Agreement # 140G0118R0037/G18AS00078 for 2019 LiDAR, in the amount of approximately \$38,850.00, for forest restoration and watershed analysis. **Public Works**

Adjourn:

CERTIFICATION OF POSTING OF NOTICE

The undersigned hereby certifies that a copy of the foregoing notice was duly posted at the Coconino County Administration Building, 219 East Cherry Avenue, Flagstaff, Arizona, on this Date:
 _____ at _____ am / pm (circle one) in accordance with the statement filed by the Coconino County Board of Supervisors with the Clerk of the Board.
 Dated this _____ day of _____, 2019.

 Lindsay Daley, Clerk of the Board