

**MOHAVE COUNTY BOARD OF SUPERVISORS  
MOHAVE COUNTY, KINGMAN, ARIZONA  
REGULAR MEETING – NOVEMBER 16, 2020**

The Board of Supervisors of Mohave County met in Regular Session this 16<sup>th</sup> day of November, 2020 at 9:30 A.M., at 700 W. Beale Street, Kingman, Arizona, in the BOS Auditorium. In attendance were: Jean Bishop, Chairman District 4; Gary Watson, Supervisor District 1; Hildy Angius, Supervisor District 2; Buster Johnson, Supervisor District 3 attending by phone; Ron Gould, Supervisor District 5; Sam Elters, Mohave County Manager; Ryan Esplin, Deputy County Attorney; and Ginny Anderson, Clerk of the Board

The following Mohave County Elected Officials, Department Heads and staff addressed specific items as noted: Denise Burley, Health Services Director.

The meeting was called to order at 9:30 A.M. the invocation was given by Pastor George Karry and the Pledge of Allegiance was led by Chairman Bishop.

**Motion was made by Supervisor Angius and seconded by Supervisor Watson to approve an executive session to be held December 7, 2020 at 9:00 a.m., for discussion and consultation with legal counsel in accordance with A.R.S. §38-431.03(A)(3)(4) & (7). Motion was carried unanimously.**

**Motion was made by Supervisor Angius and seconded by Supervisor Gould to approve waiving the reading in full of the items presented for discussion, adoption, or approval at this meeting. Motion carried unanimously.**

**OFFICIAL BUSINESS TO COME BEFORE THE BOARD:**

- \*1. Discussion of pending or contemplated litigation claims and demands: No action taken and no report given.
2. Committee and/or Legislative Reports: Chairman Bishop asked, Supervisor Johnson do you have anything to report to us today?

Supervisor Johnson stated, nothing today Madam Chair.

Chairman Bishop asked, Supervisor Gould?

Supervisor Gould stated, none today ma'am.

Chairman Bishop asked, Supervisor Angius?

Supervisor Angius stated, none today.

Chairman Bishop asked, and Supervisor Watson?

Supervisor Watson stated, none today.

3. County Manager's Report: Manager Elters stated he has no report today.

4. Motion was made by Supervisor Angius, seconded by Supervisor Watson and unanimously approved to approve the October 8, and 13<sup>th</sup> 2020 BOS Special meeting minutes.

**CALL TO THE PUBLIC:**

*The in-person Call to the Public portion of the Mohave County Board of Supervisors meetings has been suspended for the time being; however, comments can be submitted to the Clerk of the Board no later than 5:00pm on the Friday prior to the Board Meeting. Written comments can be delivered to the Clerk of the Board via electronic form by clicking here: <https://portal.mohavecounty.us/Forms/RequestToSpeak> or in person at 700 W. Beale Street, Kingman, Arizona. The timely received written comments will be publicly read during the Board of Supervisor meeting. Pursuant to ARS 38-431.01(H) a public body may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. At the conclusion of an open call to the public, individual members of the public body may respond to criticism made by those who have addressed the public body, may ask staff to review a matter or may ask that a matter be put on a future agenda. However, members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action.*

Chairman Bishop stated, I do have a few people that have signed up to speak. We will begin with Mr. Scotty McClure.

Scotty McClure, Bullhead City resident stated, Scotty McClure from Bullhead, these things work pretty good.

Chairman Bishop stated, thank you Scotty I'm glad we got those for you.

Scotty McClure, Bullhead City resident stated, I use this in Bullhead too, ok I would I have asked you guys to have the Public Health Director get us online so we can get these shots. They have to be stored at ninety-four minus degrees or whatever that is. It's a little cold for me but whatever. What are we going to do about this I want to get on the list. I should be on top priority, my age and I have COPD and now I might have kidney disease, but I want to get on that list and I asked you a month and a half ago to get the health, you did nothing about it at your last meeting so I would really like to find out where's the list and I don't want to be last like we were on saying getting these shots over in Bullhead or here or Lake Havasu. Maricopa got them first and then we were last. I don't want to be last, I want to be on the same page with Maricopa. So apparently you're not going to have the Health Director here today. Uh I can't afford to keep coming over here and asking for you. So ok, big box retailers Safeway fifty-thousand square feet. I've asked before also to like uh pass a resolution regarding them looking their doors. We did that in Bullhead City, you guys need to do the same one it's resolution 2020-R-34 it was passed on August 4<sup>th</sup>, 2020. Also the handicap parking needs to be readjusted. You need to go to the department of motor vehicles and see how many more handicap people have handicap plates or tags and you need to adjust that percentage. The Safeway should have two or three more parking spots in Bullhead City and they will fight you in Phoenix their attorneys but you're the boss of this. You need to do this county wide. I had a hell of a time in March and April I couldn't go shopping in Safeway because of the way they did that and I am not going to give up I am going to fight them all the way. I got Toby Carter and the City of Bullhead. It took them five or six months to get that door open. That's bull,

they did finally do something about it. I want you guys to do it county wide. It's my right to have a handicap parking spot and you guys are breaking the law. I've asked you several times now to fix this. Start doing something about it. This ten cent tax, I got a phone call that says, I guess I don't own the ten cents. I'm not going away on this I need a written thing from the people telling me I don't own the ten cents, and apparently there are several other people out there that got the same. Ten cent, my taxes were frozen several years ago. Put me over the mark you need to send it to me in writing that I don't need to pay it.

Supervisor Gould asked, Madam Chairman?

Chairman Bishop responded, Supervisor Gould.

Supervisor Gould stated, I've got a question for...

Chairman Bishop responded, I don't think you can question during,

Supervisor Gould stated, I have a question for the attorney.

Chairman Bishop responded, oh for the attorney.

Supervisor Gould asked, Ryan is the county the enforcer for the American's with Disabilities' Act?

Mohave County Attorney Esplin responded, we can do that afterwards, it's at the conclusion that we make the comment, respond to criticism so.

Supervisor Gould stated, ok thank you.

Chairman Bishop stated, ok next up is Steven Robinson. If you'll repeat your name and the city you reside in please.

Steve Robinson resident Golden Valley stated, good morning Madam Chair, Board members. I am Steve Robinson I live in Golden Valley. There's two issues I want to address. One of them isn't related to item twenty-six, it is somewhat related but it is not item twenty-six about the canvas. I had a number of reports at least two reports where people had not requested early ballots but it shows up on the record that an early ballot had been requested. Now in talking to Allen I know that legislator allowed you to start keeping, tallying the votes fourteen days of the actual election. My concern is if early ballots were cast without the people actually casting them then there is a problem and I think we should take a look at and find out and I have those reports. I forwarded them on to the Trump campaign. Second issue of there was a Supreme Court ruling many years ago about court houses and the county auditorium like here being the public square. Yet in your procedural manual you say this is not the county square and that out there in front people cannot protest because it's not the public square. I think you need to address that issue and take a look at it so we can find out where is the public square here at the auditorium meeting. In fact I am willing to bet that the original plans for this building did not include a road way crossing between the steps here at the front entrance and the flag poles in fact and it should have been a public square right there where people could gather together. I would respectfully request that you take a look at what the law says, Supreme Court rulings and even go so far as to encourage the public to be able to meet peacefully and express their concerns in a public forum outside this podium right here.

Because I think there are a lot of issues people are feeling like they are being of hamstrung or have a mask on to keep them from talking and I think that's something that we should really look at. I've been concerned about this issue for several years and I am just now finally bringing it up to of for us to consider, what is the public square per the US Supreme Court is and why we don't have such a place for people to speak and protest outside this auditorium thank you.

Chairman Bishop stated, next up is Royanne Ortiz, if you would please repeat your name and the city where you reside.

Royanne Ortiz resident of Bullhead City stated, Madam Chairman and council woman and staff my name is Royanne Ortiz I live in Bullhead City. I wanted to talk about Covid-19 and the reason being that all of the sudden we got a lot more infections, we got a lot more sick people, we got more people in the hospital, we got more people dying. My question is why? You know I think it's the responsibility of the Director of Health to be informing people the fact that when they get Covid-19 they have certain rights they have the rights certain therapeutics, and if they were receiving these therapeutics they wouldn't be dying, that's been proven. At least not of Covid-19, so are people dying in this county because people who get Covid-19 aren't being told of their alternatives for example the President got that cocktail of you know antibodies. He said everyone who got Covid-19 who was in the hospital could have access to it. I don't even know if people even know they can ask for it under the law. So that's what I want you to do. I want you to require Denise to be advising these people of their rights and you also need to inform the public more about this disease and what their rights are and I also have, which is nothing you can do about it but as far as I am concern Fauci should be in jail for murder because you know the hydroxychloroquine has had many many many many studies and it's proven to be effective at the early stages of the disease and he won't approve it for doctors to use it. So there's lots of responsibilities to go around here I guess. So I just think that it is the responsibility of the health department not only keep tract of statistics, but to educates the public as well as to this disease and what therapeutics their entitled to have and it is your responsibility to see to it that not only we get access to it as Mohave County but the state of Arizona get access for everyone that is in the hospital with Covid-19 thank you.

Chairman Bishop stated, next speaker will be Mary Lashana or Mary Lushana, your name and your city please.

Mary Lushaner resident Bullhead City stated, Mary Lushaner Bullhead City, Arizona. Honorable chair and uh Board of Supervisors. I just have a very small question. When people have gotten Covid-19 and they are recovered, why don't we get a badge? Or people who have had vaccination coming up, why can't we have a badge that says. "We're free and we that don't need to wear these crazy masks?" That now they're putting them out to match every outfit you own. All the companies I don't know if you have noticed in magazines but they match every outfit. I think it's utterly stupid. But I think that we should have some kind of a badge that says we're Covid free, that's my question thank you.

Chairman Bishop stated, thank you. Mr. Kenny Works is next. Name and city please, Kenny.

Kenny Works resident of Yucca stated Kenny Works, Yucca, Arizona. Last night I was talking to a friend on the phone. Uh he used to live in Havasu now he lives in Rancho Cucamonga with his son. He, I've known him for seventeen years, three years ago or three years in to our working together he had an appointment for a physical checkup and he three months later he came back to work after his heart surgery. He went right from the doctor's office to the operating table during his checkup and subsequently he ended up with a prostate cancer and between these two things he uh his kidneys went bad. So he's at his son's house going through bimonthly dialysis and I talked to him last night and he's got Covid. He uh he don't know how he got it but he can't go through, he can't take the regular drugs during his dialysis, they are doing something with his blood plasma and it's making him better and he says he was pretty weak for a couple of days, but I asked him uh would you agree that we should put Covid in the same category as mumps, measles, chicken pox, flu, cold and uh quit trying to delay the inevitable that uh that pretty much everyone is going to be exposed to this, instead of torturing ourselves? This quarantine bullying has more damaging than uh the disease itself. Which seems to me that the statistics we can't trust because they are calling everything. If he died they would call it Covid when he's got he's in there for dialysis. So uh I think that we need to look at this a little more realistically and stop torturing ourselves but that's my message, thank you very much.

Chairman Bishop stated, thank you. Okay at this time I'll ask the Clerk of the Board do you have any call to the public that you received via email?

Clerk Anderson stated, Madam Chair I do have one. It states with the pandemic worsening everyday Arizona numbers are doubling every two weeks. Have any thoughts been brought up about resuming the Covid meetings even if it is one per week on Mondays? I would think it would behoove the BOS to restart the meetings. Just my opinion because the Daily Minor really isn't a great source for replicating the info we get from the meetings. Thank you Jean Cortil.

Chairman Bishop stated, okay thank you very much. Um at this time I'll close the Call to the Public and I'll um based on the comments heard I'll ask staff to place a Covid item on the next agenda for discussion.

Mohave County Attorney Esplin stated, and um Chairman I think Supervisor Gould wanted to respond to criticism. You can do that.

Chairman Bishop stated, yes Supervisor Gould go ahead.

Supervisor Gould stated, thank you Madam Chairman. Ryan is the County the enforcer for the American's with Disabilities Act?

Mohave County Attorney Esplin stated, so in order to file a claim with the American's with Disabilities Act you would file with the EEOC. The Equal Employment Opportunity Commission. Or with the Arizona Attorneys Generals Office, you could file it with either one of those offices. They're the ones that are responsible for enforcing the American's with Disabilities' Act. Think you can also pursuer a court action as well but it's not the county.

Supervisor Gould responded, but it's, so the county is not the enforcer? Thank you.

Mohave County Attorney Esplin stated, no.

Chairman Bishop stated, ok any other comments, statements? Alright, seeing none I'll go on to the consent agenda. Supervisor Watson do you have anything you would like removed?

Supervisor Watson stated, nothing this morning, thank you.

Chairman Bishop asked, Supervisor Angius?

Supervisor Angius stated, nothing.

Chairman Bishop asked, Supervisor Gould?

Supervisor Gould stated, thank you Madam Chairman, Um items five, nine and twelve.

Chairman Bishop stated, I'll entertain a, oh Supervisor Johnson did you have anything?

Supervisor Johnson stated, nothing Madam Chair.

**BOARD OF SUPERVISORS CONSENT AGENDA:**

*The following items listed under CONSENT AGENDA will be considered as a group and acted upon by one motion with no separate discussion of said items, unless a Board Member so requests. In that event, the item will be removed from the CONSENT AGENDA for separate discussion and action.*

**Motion was made by Supervisor Angius, seconded by Supervisor Watson to approve the Consent Agenda, items 5-25, with the exceptions of items five, nine and twelve.**

6. Accept a grant under Contract No. EV20-0002 between Mohave County and the Arizona Department of Environmental Quality for Water Pollution Prevention (208 Planning) to conduct water pollution prevention planning activities for all of Mohave County in the amount of \$3,936 for Fiscal Year 2021, and revise the budget for Fund 89512402 accordingly. – Development Services

7. Approve acceptance of \$142,949.37 in FFY 2020 Emergency Management Performance Grant (EMPG) federal funding from the Arizona Department of Emergency and Military Affairs (DEMA) and authorize the County Manager to sign Sub-Recipient Agreement EMF-2020-EP-00009; this funding will reimburse up to 50% of the FY 2021 County Emergency Management (account 29929930) operating budget expenditures. – Risk and Emergency Management

8. Accept the FY 2021 first quarter in-kind donations totaling \$11,098.44 from the Senior Center Non-Profit Site Council organizations. The in-kind donations were received as follows: Lake Havasu non-cash \$7,014.20, utility assistance \$2,146.29 – 815-05-6312; Kingman non-cash \$0.00, utility assistance \$1,937.95 – 815-05-6310; Golden Shores non-cash \$0.00, utility assistance \$0.00 – 815-05-6313. – Department of Health

10. Approve the adoption of BOS Resolution No. 2020-165 approving contract 301.21 between the State of Arizona Department of Housing and Mohave County to provide HOME (Housing Trust) funds in the amount of \$385,000 for housing rehabilitation from approximately December 1, 2020 (dependent on signature date) through December 1, 2022. The budgets were submitted in

the regular budget cycle for FY2021, fund 86750867 for \$350,000 Program activities and fund 86750868 for \$35,000 Administrative activities. – Community Services

11. Approve the adoption of BOS Resolution No. 2020-147, approving Amendment No. 3 and Amendment No. 4 for Contract #516-19, Housing of persons with AIDS (HOPWA), between the State of Arizona Department of Housing and Mohave County. Amendment No. 3 shall extend the contract period from October 1, 2018 – September 30, 2020 to October 1, 2018 – December 31, 2020, and Amendment No. 4 shall move the remaining Permanent Housing Placement (PHP) funds in the amount of \$5,174 to Tenant Based Rental Assistance (TBRA) budget line. – Community Services

13. Approve Amendment No. 1 for HOME Rehab CNT #300-19 to extend contract termination date from November 1, 2020 to December 31, 2020. – Community Services

14. Authorize Staff to dispose of the unauctionable damaged and/or contaminated surplus property located in the warehouse at 700 W Beale St. in the most cost effective way, either via recycling or by taking to an approved landfill, in accordance with Mohave County Procurement Code, Article VIII Materials Management, Section 5(4) and A.R.S. §11-251, and authorize County staff to sign all necessary and convenient documents on behalf of the County as a part of the disposal, on behalf of the Procurement Department – Central Services Division. – Procurement

15. Approve the utilization of the NASPO/Valuepoint Cooperative Contract # MNWNC-124, Computer Equipment, Peripherals & Related Services with Panasonic Corp of North America, effective through July 31, 2021, for the purchase 31 Panasonic Toughbooks, accessories, and two (2) years of Panasonic Public Sector Extended Service, in the amount of \$117,984.33, plus applicable Use Tax, from designated reseller, PCN Strategies (Washington, D.C.); AND, approve a Vehicle Replacement Fund (60412100) budget transfer of \$127,540.49 Motor Vehicles (48510) to Equipment \$1000 to \$4999 (41402). – Procurement

16. Approve the revised vehicle specifications for the four (4) 2021 Dodge Ram 2500 Crew Cab Power Wagons, previously approved for purchase by utilizing Arizona State Cooperative Contract # CTR046940; Vehicles, New Purchases; with Courtesy Auto of Mesa, LLC, Mesa, Arizona; changing the vehicles' color from Diamond Black to Bright White and the interior seating material from vinyl to cloth for safer vehicle operation related to heat absorption, with no price adjustment and all other terms and conditions remaining the same; on behalf of Public Works – Fleet Services Division. – Procurement

17. Approve and sign Amendment No. One (1) to Contract 20B13-03, FY21 Fleet Vehicles with Findlay Automotive Group, Bullhead City, Arizona revising the vehicles specifications for one (1) Patrol Vehicle listed in “Bid Item No. A21 THRU A-32, A-36, A-41, A-42, A-43: 2021 Chevrolet Tahoe 4WD 4DR Commercial – Total Vehicles: Sixteen (16)”, changing the Patrol Vehicle to a silver, unmarked vehicle and modifying the emergency vehicle rigging design with no price adjustment and all other terms and conditions remain the same in their entirety; on behalf of Public Works – Fleet Services Division. – Procurement

18. Approve and sign Contract Amendment No. Four (4) to Contract No. 18P05, Armed/Unarmed Security Guard Services, with U.S. Security Associates d.b.a. Advance Security, Phoenix, Arizona, extending the contract for an additional one (1) year period from January 1, 2021, through December 31, 2021, and authorizing an hourly rate increase, with all other contract

terms and conditions remaining the same; on behalf of the Risk and Emergency Management Department. - Procurement

19. Approve the Monthly (October 2020) Report for Procurement Activity between \$10,000 and \$50,000. - Procurement

20. Approve Mohave County's warrant register for October 2020 in the amount of \$8,055,127.79. –Financial Services

21. Acknowledge receipt of and accept the Indigent Defense Services' annual report for Fiscal Year 2020. – Indigent Defense Services

22. Sitting as the Board of Directors of the Mohave County Library District: Accept nonmonetary donation in the amount of \$2,272.25 (detailed list in backup). – Library

23. Approve the report of routine personnel actions taken during the pay period of October 10, 2020 through October 23, 2020 and acknowledge the report for routine Superior Court personnel actions taken during the pay period of October 10, 2020 through October 23, 2020. – County Manager

24. Approve the proposed settlement of Rivermart, LLC v. Mohave County, TX2020-000853 property tax valuation appeal. This settlement provides for a reductions in the full cash value of parcel #220-35-003A and #220-35-0003B from \$3,956,234 to \$1,500,000, and the limited property value from \$2,629,164 to \$1,500,000 for the 2021 tax year, resulting in an estimated tax reduction of \$25,213.31 (from \$58,707.08 to \$33,493.77) for the 2021 tax year. – County Attorney

25. Approve the proposed settlement of Riverview Mall, LLC v. Mohave County, TX2020-000852 property tax valuation appeal. This settlement provides for a reductions in the full cash value of parcel #220-35-003A from \$4,483,454 to \$2,000,000 and the limited property value from \$2,499,607 to \$2,000,000 for the 2021 tax year, resulting in an estimated tax reduction of \$11,156 (from \$55,814.17 to \$44,658.36) for the 2021 tax year. – County Attorney

**Item 5.** Set a Public Hearing for December 21, 2020 to adjust the gate rates charged at Cerbat Landfill in accordance with section C-2.8.2 of the current Operations Contract Extension Agreement and at Mohave Valley Landfill in accordance with section C-2.7.2 of the current Operations Contract Extension Agreement. – Development Services

Chairman Bishop stated, Supervisor Gould.

Supervisor Gould stated, thank you Madam Chairman. Mr. Walsh did we reduce the gate fee in 2019? It appeared so when I read the backup but I wasn't sure.

Tim Walsh Director of Development Services stated, Chairman Bishop, Supervisor Gould uh our practice has been when a contract is renewed that we hold the rates static for that year. I believe in 2019 the contracts, Cullin is that correct, that in 2019 that the contract? So in 2019 the contract for Cerbat was renewed so those rates remained in place. There was no increase at that time.

Supervisor Gould stated, ok somewhere in there I saw something that where the rate was \$11.10 and it went down to \$6.75.



Tim Walsh Director of Development Services stated, I don't believe there was a decrease in 2019, I'll look at that.

Supervisor Gould stated, I should have noted what page of the backup I saw that on, sorry.

Tim Walsh Director of Development Services stated, I don't believe we had a decrease in rates at either of the landfills. But I do know that as we do the contract renewals those rates will remain in place. Um as you'll see there has been in the future I mean in the past depending on where the uh CPI landed um there has been in the past uh times where the rates have gone down in order to follow that CPI as outlined in our contract. But uh an actual decrease I think has been sometime since that has occurred, about 2010 was the last decrease we saw.

Supervisor Gould stated, the chart on I don't know let's see what page this is, because the pages don't always line up with the, um three there is a chart that says the minimum charge is \$6.75, but then above that it says these are based on the 2019. Then there is another chart that said it was \$10.11.

Tim Walsh Director of Development Services stated, sorry I'm trying to find where you're at.

Supervisor Gould stated, yeah I should have done a better job at writing it down, sorry. Then there is uh maybe I'm looking at two, no here what it is, I'm looking at two different landfills. Yeah sorry.

Tim Walsh Director of Development Services stated, Oh okay, two different landfills. So one chart is for the Mohave Valley landfill and the other is for the Cerbat landfill.

Supervisor Gould stated, thank you Sir.

Tim Walsh Director of Development Services stated, you bet.

Chairman Bishop stated, Mr. Walsh just for the benefit of those attending the meeting, can you explain why we occasionally adjust service fees up and down.

Tim Walsh Director of Development Services stated, absolutely, uh so the Mohave Valley landfill and the Cerbat landfill are we have contract operators that that operate both of those landfills for the county, and part of our contract with those operators is that the rates will be linked to the consumer pricing index. So basically as cost go up we've agreed that we will increase our rates with those cost going up. So that we're we are being fair with our contractor as with our our uh our uh constituents, our customers. What we're looking at in a brief review of the numbers that will be that this will uh bring roughly a one to two percent increase is what we are looking at with what will be presented to the Board in December for that rate increase. Um state statute requires that any increase in fees has to be held at a public hearing um our contract we've agreed a contract approved by the Board has agreed to uh link those rates to the CPI so that it's uh fair and equitably for our contractor, but state statute requires that we bring that to the Board each time that there's any increase in fees. So um basically it's the consumer pricing index that that uh uh increases those fees or decreases them when that goes down so.

Chairman Bishop stated, okay thank you. Any other questions?

Supervisor Gould stated, Madam Chair.

Chairman Bishop stated, sure go ahead.

Supervisor Gould stated, thank you Madam Chairman. Mr. Walsh do we know if diesel fuel is uh a component in the consumer price index? Because it seems like diesel fuel would be a big driver would be a driver on cost of operating the landfill.

Tim Walsh Director of Development Services stated, that is a good question, I don't know that I have an answer for that.

Supervisor Gould stated, I just like to stump you, you've gotta walk away stumped.

Tim Walsh Director of Development Services stated, you have achieved it. I'll find that out.

Supervisor Gould stated, if you can find that out that would be awesome.

Tim Walsh Director of Development Services stated, you bet.

Supervisor Gould stated, thank you Sir. Madam Chairman?

Chairman Bishop stated, yes go ahead

Supervisor Gould stated, I move that item 5 be adopted.

**Motion was made by Supervisor Gould, seconded by Supervisor Angius to approve Item number 5. Motion was voted on and carried unanimously.**

**Item 9.** Approve an agreement between Host Agency Mohave County Department of Public Health Senior Nutrition Program and Asociacion Nacional Pro Personas Mayores (ANPPM) Senior Community Service Employment Program (SCSEP), which provides part-time job training opportunities in community service activities for low-income elderly with no monies exchanged and no change to the budget, from July 1, 2020 through June 30, 2021. – Department of Health

Chairman Bishop stated, Supervisor Gould.

Supervisor Gould stated, thank you Madam Chairman. Denise have we worked with this group before?

Denise Burley Public Health Director stated, we have yes, Supervisor Gould for many years.

Supervisor Gould replied, so I'm assuming the Federal Government contracts with this group to provide this job training service.

Denise Burley Public Health Director responded, you know I am not familiar with where it starts, with where the program starts. But I can absolutely find that out for you.

Supervisor Gould stated, okay, I was just curious where the money comes from, and I am assuming that there's there are middle man between the Federal Government and the person receiving the job training.

Denise Burley Public Health Director stated, sure I will find that out for you though.

Supervisor Gould stated, okay thank you.

Chairman Bishop asked, okay any other questions, comments, motion?

**Motion was made by Supervisor Gould, seconded by Supervisor Angius to approve Item number 9. Motion was voted on and carried unanimously.**

**Item 12.** Approve the adoption of BOS Resolution No. 2020-164, adopting Amendments to CDBG FY2018 contracts for the purpose of transferring the remaining balance of \$5,263.39 from contract #101-19 WestCare Arizona 1, Inc. to contract #102-19 Owner-Occupied Housing Rehab. Further, the Resolution shall extend contract 102-19's termination date by two months to December 31, 2020, and will reduce the scope of work from 42 assisted units to 23 assisted units.  
– Community Services

Chairman Bishop stated, Supervisor Gould.

Supervisor Gould responded, thank you Madam Chairman, uh I was just wondering if we get an overview on what's going on with this. It looks like an adjustment of the uh owner occupied housing rehab program.

Michael Smith Director of Community Services stated, sure so what this was is they were not going to use all the funding for WestCare of Arizona and what we're going to do is actually transfer the remaining five-thousand dollars that was not going to be spent to the uh rehabilitation program.

Supervisor Gould stated, bingo.

Michael Smith Director of Community Services stated, thank you.

Supervisor Gould stated, thank you Sir.

Chairman Bishop asked, any other comments, questions or a motion.

Supervisor Gould asked, Madam Chairman?

Chairman Bishop stated, yes go ahead.

**Motion was made by Supervisor Gould, seconded by Supervisor Angius to approve Item number 12. Motion was voted on and carried unanimously.**

Chairman Bishop stated, going onto the regular agenda, Supervisor Watson has requested that items 28, 30, 32 and 33 be moved up on the agenda as he has a prior comment so I will be taking things out of order for the rest of the meeting and we will start with item number 28.

## **REGULAR AGENDA:**

### **STEVEN P. LATOSKI, P.E., PTOE, PUBLIC WORKS DIRECTOR:**

28. Discussion and possible action RE: Approve and direct Public Works to hard surface 2 miles of Brooks Boulevard from Painted Rock Drive to Jemez Road in the Valle Vista area under \$304,000 project budget; accept \$60,000 donation by Don and Jo Stetson on behalf of property

owners benefitting from Brooks Boulevard hard surfacing and allocate to Brooks Boulevard project funding; approve \$198,000 increase to acquire right-of-way and hard surface 2 miles of Shinarump Road from Colorado Road to Laguna Road in the Golden Valley area under \$468,000 revised project budget; approve and direct Public Works to perform gravel plating and hard surface low water crossings along 3 miles of Alamo Road from end-of-pavement to Santa Fe Ranch Road in the Yucca area under \$90,000 project budget; approve said projects funded by reallocation of \$400,000 from Cottonwood Road hard surfacing and \$132,000 from Tapeats Drive, Bowie Road, and Aqua Fria Drive hard surfacing as programmed in the FY 21 adopted Highway Use Revenue Fund 205 budget; approve Tapeats Drive, Bowie Road, and Agua Fria Drive hard surfacing under the FY 21 Public Works Road Program and budget if ADOT asphalt millings as necessary for these projects are available in the Golden Valley area in the future.

Chairman Bishop stated, so I do have um, I do have one person signed up to speak on this, but I think I will let Mr. Latoski approach the podium and answer a few questions that I am sure that several of us have.

Steven P. Latoski Director of Public Works stated, good morning Chairman Bishop, members of the Board.

Chairman Bishop stated, good morning Mr. Latoski, um one of the questions I have is the Cottenwood Rd. hard surfacing. Originally that was to be done with millings that were going to be provided by uh the ADOT um resurfacing of Highway 93, and then I understand we, we decided to apply for a grant and that grant did not materialize and I also the ADOT millings are now questionable as to whether or not we'll receive as much as we had hoped for and um the timing we might receive a portion of that is questionable. So can you just kind of just explain what's happening with ADOT, with the millings and will Cottenwood Rd. still stay on the five year plan for a future grant and.

Steven P. Latoski Director of Public Works responded, absolutely, uh Chairman Bishop, Members of the Board um staff respectfully uh does have more of an outside external view of the ADOT Capital Pavement Preservation program through the US93 corridor solely needed uh upgrade of the existing pavement condition on US93. As ADOT has moved through uh the greater White Hills and uh down to about the Dolan Springs uh area we have found ADOT has reinvested uh the virtually all of the millings that are generated, and asphalt millings for the public knowledge is uh simply the existing asphalt that has been milled up and um in lieu of placing new hot mix asphalt uh to uh improve the road surface quality and what we have found ADOT has very well deservedly reinvested if you will those millings into rebuilding the shoulders on US93 and they will be as well aiming to utilize uh some level of millings to shore up the median uh in and around Pierce Ferry Rd. turn off at US93. I believe they are trying to target a small safety project for the US93 intersection at the Pierce Ferry Rd. Uh so as it stands right now working through the White Hills and greater Dolan Springs area ADOT has not informed us of the existence of any asphalt millings, left over millings through these projects now or have indicated in the future near term future of their availability. Now this pavement preservation program it is so substantial that it is being let in multiple construction contracts and it will work its way down to the Golden Valley area the timing of which seems to suggest it just may not align uh with the spring uh 2021 uh program by which

we would normally uh work those millings through our soil stabilization and hard surfacing contracts and place them so. We programed those projects uh those routes in the Golden Valley, Egar and Bolsa for example, the Boards been calling on that work since I believe 2013 when it established those roads as a county highway. Again for hard surfacing when asphalt millings are available. Uh we've added through the work of the Transportation Commission and the Board and programing uh other local roads to Tapeats, Agua Fria, Bowie, etc. Uh on the Capital Improvement Road Program um we programed those roads last year, reiterated them this year and again just as a contingency as when the millings will be available and then staff will proceed. So uh the proposal here under item 28 is uh um recognizing we have unencumbered funds rather than transferring from HURF contingency and uh and building up a budget an expense budget that is largely unencumbered with the capital projects we're suggesting to the Board to uh to consider re-appropriating certain funds um noting that we can always come back to the Board at a future time, or we also have in the concept of Tapeats uh Bowie, and Agua Fria we will have as far as we estimate now monies left over in our chip seal program, our road program for FY21 to absorb those projects and let certain contracts as millings become available. That's pretty much the summary. So again it's been status quo for quite some time and we have just had zero indication from ADOT that any millings will be available, but we're hopeful with the new contacts that are left here soon by ADOT as work matriculates down towards Golden Valley that the circumstance may change.

Chairman Bishop responded, okay so I understand that the uh the bigger expense uh with in regards to millings is the transportation of those millings to the construction location, and that's the reason that several of these roads in Golden Valley where chosen because of the proximity to the US93 um project. So I do understand that and I am certainly glad to hear that they are not being taken off from the Transportation plan that they are just being delayed until we get a better handle on uh millings and we can use um other means to do these roads um as time progresses. What I would like to know is um is where are the millings coming from that's going to allow the Brooks Road project to go forward?

Steven P. Latoski Director of Public Works responded, well uh Chairman Bishop and Supervisors uh ADOT had made uh a supply of millings available uh in the immediate area of Valle Vista uh we actually had a stockpile of millings uh there um. We have because the millings the product was actually there, the material there we have uh just recently utilized uh much of those millings for a project that we were carrying out on the FY21 Road program where we're shoring up uh some of the base area of an existing network of paved streets in Valle Vista it's self um just the fact the milling where available there. So as far as Brooks Boulevard goes we'll re-consult with ADOT if additional millings are available or we'll just simply make material available for that Brooks Boulevard job uh noting that it would have been that same material that we would have worked into that Valle Vista streets that we had already quite some time uh many months have planned to shore up because we will be chip sealing over those road ways in the uh FY21 Road Programs. So existing road ways uh streets, paved streets in Golden Valley that really needed some rigorous uh shoring up of the existing surface before they could be chip sealed we had a supply of millings available so our game plan is why not use what's out there just in case. We would hate to buy new

product and find out that we have no need for those stock pile of milling and then all of a sudden that product gets spoiled. Millings does have a shelf life believe it or not with the asphalt content.

Chairman Bishop asked, okay what is the shelf life on a supply of millings? Because we see these mounds of them.

Steven P. Latoski Director of Public Works responded, oh that is a great question. It runs about a year or two. It's just a function of uh of the uh oil concentration over a course of time the ambient conditions effect on it. Uh you know the millings will lose their concentration of oil uh over a course of time, but generally they're good for about a year or two stock pile fashion.

Chairman Bishop asked, okay can they be uh brought back to life by adding more oil to old millings that have been say laying around for five years?

Steven P. Latoski Director of Public Works responded, well I would probably reason that uh um we would probably want to uh use caution with that. We could certainly work them in more as an aggregate material and then set the ramp up the oil uh that would be utilized in the chip seal process but uh again we just wanted to uh utilize them when they're really in good condition right now rather than let them sit so.

Chairman Bishop stated, okay so that kind of explains why ADOT has been so generous with giving milling to various county's throughout the state because they are not good forever they dry out.

Steven P. Latoski Director of Public Works responded, and that's their reason why exactly they can't sit on them forever.

Chairman Bishop stated, alrighty does anybody else have any question. County Manager Elters.

County Manager Elters stated, Madam Chairman uh Board members, just to add some to light to what you just hear from Steve and what I'll share with you just uh is based on my experience with ADOT. Um so in a nutshell historically when the state does system preservation they do so with milling, existing asphalt and placing it where it makes the most since and where they need use it and where they don't need it they make it available for other public entities either the counties or the cities to use on low volume roads. In the cause of US93 the original alignment and I know you would recall 93 used be just two lanes, one in each direction built to standards that were in place back in the 50's 1950. Which meant there was very little if any shoulders. When they constructed the second set of lanes to more recent standards, which includes wide sufficient shoulders. As a cost measure they did not go and rebuild the shoulders along the existing road way. It just remained in its current. So what's happening now when they do have a pavement preservation job, if it happens to be in the area where there is no shoulders they utilize those millings and it makes for perfect solution because the milling machine picks them up and literally places just on the outside where they can come back with a motor grader and place it. But what that means is it makes them less available for local agencies and it makes them less reliable you just don't know when you are going to get them until you get them. So I don't know if that helps but I just wanted to add that for your and the Board information.

Chairman Bishop stated, okay thank you for that bit of history and explanation it helps a lot. Okay any other questions? Supervisor Watson?

Supervisor Watson stated, I don't have a question, um all pose a motion for uh.

Chairman Bishop stated, I have one speaker that wants to speak first.

Supervisor Watson stated, okay you can either do a motion before or after but I would be delighted to hear the speaker.

Chairman Bishop stated, okay Butch Merriweather.

Butch Merriweather stated, good morning Butch Merriweather 2225 Dome Rd, Golden Valley, Arizona. I am speaking on behalf of this agenda because I think it's a good thing. Especial since some of the property owners are donating \$60,000 which is about 30 percent cost of the project. I think that more residents and property owners should offer to do that when it comes time for the roads to be done. Thank you.

Chairman Bishop stated, okay thank you. Supervisor Watson.

Supervisor Watson stated, thank you Chairman Bishop I would like to make a motion for the approval and direct Public Works to hard surface 2 miles of the Brooks Boulevard from Painted Rock to Jemez in the Valle Vista in the neighborhood of \$300,000 dollars and accept \$60,000 dollars uh from the residents in that area. Um that are adjacent to the Brooks Boulevard. Also I want to make sure that we approved Tapeats Drive, Bowie Drive, Agua Fria Drive hard surfacing under the two twenty-one Public Works program and budget if ADOT millings are necessary for these project and are available in the Golden Valley area in the future. Thank you.

Chairman Bishop asked, Supervisor Watson would that also include the other roads that are mentioned in this?

Supervisor Watson responded, yes the entirety of the.

Chairman Bishop asked, okay the Shinarump Road and Alamo Road?

Supervisor Watson responded, correct. If you would prefer I can re-read it.

Supervisor Gould stated, or you could just say it.

Mohave County Attorney Esplin stated, yeah.

Supervisor Gould stated, approve item 28 to be adopted.

Supervisor Watson stated, approve item 28 to be adopted.

Supervisor Gould stated, and I will second that motion

**Motion was made by Supervisor Watson, seconded by Supervisor Gould to approve Item number 28. Motion was voted on and carried with a 4-1 vote with Supervisor Johnson voting no.**

Chairman Bishop stated, ok up next is item number 30.

**GARY WATSON, MOHAVE COUNTY SUPERVISOR, DISTRICT 1:**

30.

A) Discussion and possible action RE: Approve the reconsideration of the Adoption of BOS Resolution No. 2020-092 – A REZONE of Assessor’s Parcel Nos. 313-61-072C, -072D, -072E, and -072F from an A-R/36A (Agricultural Residential/Thirty Six Acre Minimum Lot Size) zone to an AR/5A (Agricultural Residential/Five Acre Minimum Lot Size) zone, and to an A-R/20A (Agricultural Residential/Twenty Acre Minimum Lot Size) zone to bring into compliance, in the Hackberry vicinity, Mohave County General Area, Mohave County, Arizona, which was denied by the Board of Supervisors on August 6, 2020.

B) Discussion and Possible Action: Approve setting a public hearing for December 21, 2020 for the Adoption of BOS Resolution No. 2020-92 – A REZONE of Assessor’s Parcel Nos. 313-61-072C, - 072D, -072E, and -072F from A-R/36A (Agricultural Residential/Thirty Six Acre Minimum Lot Size) zone to an A-R/5A (Agricultural Residential/ Five Acre Minimum Lot Size) zone and to an A-R/20A (Agricultural Residential/ Twenty Acre Minimum Lot Size) zone to bring parcels into compliance, in the Hackberry vicinity, Mohave County General Area, Mohave County, Arizona. (Commission recommended approval by 4-3 vote (Martin, Meahl, Morse))

Supervisor Watson stated I would like to continue this item until the December 7<sup>th</sup> meeting to give the purposed another two weeks to bring information to use on the fourth person needed for this transaction.

Chairman Bishop asked and that would be item A and B?

Supervisor Watson stated yes, thirty A and B to continue to until December 7<sup>th</sup>.

**Motion was made by Supervisor Watson, seconded by Supervisor Gould to continue Item number 30 A & B to December 7<sup>th</sup>, 2020. Motion was voted and carried unanimously.**

**GINNY ANDERSON, CLERK OF THE BOARD:**

32. Discussion and possible action RE: Elect a Chairman and Vice Chairman of the Mohave County Board of Supervisors to serve for the 2021 calendar year, effective January 1, 2021.

Supervisor Angius asks Madam Chair?

Chairman Bishop responded Supervisor Angius.

Supervisor Angius stated Um I motion that we um elect Ron Gould as the Chairman of the Mohave County Board of Supervisors to serve for the 2021 calendar year effective January 1, 2021.

**Motion was made by Supervisor Angius, Second by Supervisor Gould to elect Ron Gould as the Chairman of the Mohave County Board of Supervisors to serve for the 2021 calendar year effective January 1, 2021.**



Chairman Bishop asked any further discussion? Supervisor Watson

Supervisor Watson stated I have a question uh, isn't Supervisor Johnson our current Vice Chair?

Chairman Bishop responded he is.

Supervisor Watson stated I would like to ask Supervisor Johnson if he has any desire to be the Chairman?

Supervisor Johnson responded uh yes I would take the Chairmanship.

Chairman Bishop stated okay that is a yes.

Supervisor Angius stated there is a motion on the floor.

Chairman Bishop stated there is a motion that has been seconded, we are under discussion.

Supervisor Angius responded oh okay. Um Madam Chair um I was led to believe that Supervisor Johnson didn't want it because he hasn't be to a meeting in many many months for whatever reason. That's not my business but I do think we need somebody who will be here in person all the time and that's why I nominated Ron Gould.

Chairman Bishop replied okay. Supervisor Johnson did you want to respond to that? Will you be able to attend the meetings in person if you were nominated?

Supervisor Johnson stated why of course Madam Chair I would be there if I was the Chairman. I would also like to point out that off all the Board Members seated and in twenty-four years I haven't missed a meeting as opposed to Supervisor Angius who has missed meeting not that I want to bring that up like she said.

Mohave County Attorney Esplin stated point of order please let's not call people names, okay thank you.

Chairman Bishop stated thank you Mr. Esplin. Okay we do have a motion on the floor it's been seconded. I'll call for the vote. Unless Supervisor Angius wants to?

Supervisor Angius replied no.

Chairman Bishop stated okay. Madam Clerk let's do a roll call.

Clerk Anderson asked Supervisor Watson?

Supervisor Watson responded no.

Clerk Anderson asked Supervisor Angius?

Supervisor Angius responded yes.

Clerk Anderson asked Supervisor Johnson?

Supervisor Johnson responded no.

Clerk Anderson asked Supervisor Gould?

Supervisor Gould responded yes.

Clerk Anderson asked Supervisor Bishop?

Chairman Bishop responded no.

Clerk Anderson stated Motion does not carry.

**Motion was made by Supervisor Angius, Second by Supervisor Gould to elect Ron Gould as the Chairman of the Mohave County Board of Supervisors to serve for the 2021 calendar year effective January 1, 2021. Motion was voted with roll call being taken by Clerk Anderson , Motion does not carry with a 2-3 vote ,with Supervisor Watson voting No, Supervisor Angius voting Yes, Supervisor Gould voting Yes, Supervisor Johnson voting No, Supervisor Bishop voting No.**

Supervisor Watson asking Madam Chairman?

Chairman Bishop responded Yes Supervisor Watson.

Supervisor Watson stated I would like to make a motion.

**Motion was made by Supervisor Watson, Second by Supervisor Gould to elect Supervisor Johnson to be the chairman and Supervisor Gould to be Vice Chairman.**

Supervisor Angius stated discussion.

Chairman Bishop stated we have a motion and a second, and discussion Supervisor Angius.

Supervisor Angius stated before I vote for the Chairman I want to know a few things because in the past Supervisor Johnson has said things that he doesn't, if he were Chairman he wouldn't have a Call to Public, so um I would like to have it on the record that you will keep the Call to Public, and um that we will stay at two meetings a month, because you've also stated that you prefer one meeting a month and I believe that is as the discretion of the Chair.

Clerk Anderson responded Madam Chair, Supervisor Angius um if we were to change to one meeting a month that would be a Board decision that would have to go before the Board.

Supervisor Angius stated but Call to Public is a.

Clerk Anderson stated that I will defer to attorney Esplin.

Mohave County Attorney Esplin stated I would have to look at our rules but I believe and I think it's the Board because the Board voted to impose the Call to the Public in the first place, so I would have to look at the history of this because it was brought before the Board so I believe it to be the Board that would decide to remove it so. I'll double check um I don't have the rules of order in front of me, but if the Board was the one brought then it would be the Board that would decide this.

Supervisor Johnson asked Madam Chair?

Supervisor Johnson stated both those issues are were voted on by the Board it's not the Chairman's purgative to do away with Call to the Public or to the meetings it has to be a vote of the Board.

Chairman Bishop stated okay thank you. Okay any further discussion before I call for the vote? Madam Clerk.

Clerk Anderson asked Supervisor Watson?

Supervisor Watson responded yes.

Clerk Anderson asked Supervisor Angius?

Supervisor Angius responded yes.

Clerk Anderson asked Supervisor Johnson?

Supervisor Johnson responded yes.

Clerk Anderson asked Supervisor Gould?

Supervisor Gould responded aye.

Clerk Anderson asked Supervisor Bishop?

Chairman Bishop responded yes.

**Motion was made by Supervisor Watson, Second by Supervisor Gould to elect Supervisor Johnson to be the chairman and Supervisor Gould to be Vice Chairman. Motion was voted and carried unanimously.**

Chairman Bishop stated ok we will have a new Chairman, Chairman Elect Johnson and Vice Chair Ron Gould. Okay next item number 33. Supervisor Watson?

**GARY WATSON, MOHAVE COUNTY SUPERVISOR, DISTRICT 1:**

33. Discussion and possible action RE: Approve the adoption of BOS Resolution No. 2020-167 addressing the future transfers of 4th priority Colorado River water from any River Community to points away from the River Communities.

Supervisor Watson stated thank you Madam Chairman after a great deal of uh work on this project for the 4<sup>th</sup> priority water on Colorado River we are proposing our resolution and our stand as Mohave County. It's also supported by a letter from all the mayors of the entire Colorado River corrido from uh Mohave County on down and uh this has gone through a lot of work a lot of consideration and as of last week we even earned the opposition now proclaimed by the Farm Bureau which was a major hurdle. The Farm Bureau for years has been very reluctant to make any recommendations on this and they are not supporting Mohave County and opposing the transfer of 4<sup>th</sup> priority water to from the Colorado River to Central Arizona. Thank you, and with that I will make a motion for resolution approval.

**Motion was made by Supervisor Watson, Second by Supervisor Gould to approve the resolution. Motion was voted and carried unanimously.**

**ALLEN TEMPERT, ELECTIONS DIRECTOR:**

26. Discussion and possible action RE: Approve the adoption of BOS Resolution No. 2020-166, approving the canvass of the November 3, 2020 General Election.

Chairman Bishop stated I do have several people signed up to speak on this item. Um we will begin with Rev. Lionel Grant. Just give us your name and city please.

Rev. Lionel Grant resident of Bullhead City stated Good morning Madam Chairman, Board Members, Supervisors, ladies and gentlemen. My name is Lionel Grant I am pastor emeritus, I live in Bullhead City, Arizona.

Chairman Bishop stated go ahead tell us what's on your mind.

Rev. Lionel Grant resident of Bullhead City stated thank you, on November the 3<sup>rd</sup> 2020 of this year I was at the 7<sup>th</sup> Day Adventist Church on Arriba Drive as a political observer. I have been involved in politics for over 20 years and at that point that morning where I was a political observer the inspector his name is Leroy did have forms of registration in his hand. Twice he took attendants out or participants who wanted to vote outside of the polling area and came back with them and then had one of the uh woman at the table who was at the computer terminal had her removed, sat at her terminal and began to put in information. My understanding is that the registration of anyone at that point was closed. So there for Leroy had no reason or for any purpose to have a registration form in his hand to re-register, register anyone to vote. As I sat there, there is another gentleman named Michael and his height is about six-one, six-two he stood in front of me, preventing me or trying to prevent me from observing what was going on. I stood up to get a better view, he turned and looked at me and asked me what was I doing and I said oh just stretching my legs, but I did see Leroy the inspector with forms twice. Registering participants to vote when the such action should not have been. The act that was taken place that day was illegal and damaging to the American political system and I believe such actions by this Board and the stated should take place. Thank you for your time.

Chairman Bishop stated thank you for your time, next will be Scotty McClure.

Supervisor Gould asked Madam Chair.

Chairman Bishop responded oh Supervisor Gould go ahead.

Supervisor Gould asked so Sir, do you have any idea if they were re uh instigating a original registration or where they changing somebodies information?

Rev. Lionel Grant resident of Bullhead City stated the registration form as I know it having worked as a volunteer at several location in Bullhead City is orange and the second part of that form is white. The form he had in his hand where orange and where blank.

Supervisor Gould asked okay so where you working in the poll as a poll watcher or a poll watcher?

Rev. Lionel Grant resident of Bullhead City stated as a political observer watcher that is correct.

Supervisor Gould asked and you're appointed by a political party?

Rev. Lionel Grant resident of Bullhead City stated that is also correct.

Supervisor Gould stated thank you, thank you sir.

Rev. Lionel Grant resident of Bullhead City stated you're welcome sir.

Supervisor Watson stated, I have a questions.

Chairman Bishop stated Supervisor Watson.

Supervisor Watson asked, uh sir you were blocked from being able to observe?

Rev. Lionel Grant resident of Bullhead City stated he Michael the gentlemen who worked there was trying to block my view that correct.

Supervisor Watson asked so you were unable to verify as those ballots were coming in if the property signatures where on them, those types of things?

Rev. Lionel Grant resident of Bullhead City stated he tried to block my view I got up he turned around asked me what was I doing? I said I am stretching my leg and I did look around him and saw Leroy with blank forms and taking twice uh citizens outside with a blank form they came back in and the form was filled.

Supervisor Watson stated okay thank you for coming in today. It takes a lot of courage to face these things

Rev. Lionel Grant resident of Bullhead City stated your welcome sir. Thank you.

Chairman Bishop stated, Scotty McClure.

Scotty McClure resident Bullhead City stated I thought I wanted to comment on number 28.

Chairman Bishop stated um the form says 26.

Scotty McClure resident Bullhead City stated that's my fault then, oh I have an opinion or two I am sure about the election. Losing a senate seat to a communist, you people with your AR15's you're not going to have them by the end of next year. You're going to turn them in.

Supervisor Gould stated I won't turn mine in.

Chairman Bishop stated Royanne Ortize.

Supervisor Watson stated good luck in getting mine.

Supervisor Gould stated yeah from my cold dead hands.

Royanne Ortize resident of Bullhead City stated thank you Chairman Bishop, Board members and staff. As the district two director for the Mohave Republicans Central Committee I was responsible for setting up political observers and getting the paper work done and the signatures done. So we covered precincts two, eleven and two-twelve for the entire day. Um and those were seven polls that were involved and what was reported to me was not only was Lionel who just came before you, and I am not sure I do believe he told me he gave them ballots so. Um there was another incident reported on Ramar. That's where the inspector who was sitting at the electronic poll book at a table got up and left and lo and behold one of the voters went and sat down and started entering stuff into the electronic polling book. Serious security violations absolutely. We don't know what he did there. Could he have input a virus I don't know? You know um one of our works also had to notify a poll worker, hey this lady who is coming up to you with her ballot for you to put in there, she's got a provisional so they had to instruct her what to do. That she was to go back to the table from the table where she got that provisional ballot. Really? How many provisional ballots that people were given actually got voted at this place? Most of the violations by the way were poll inspectors. Now see the instructions that we had as political poll watchers, were we were to report things that weren't going well in their view to the inspector. In lo and behold it's the inspectors who are doing whatever they want to do. Because generally in the past all that's been there have been democrat poll watchers we weren't there, shame on us. If I would have known what was going on we would've been there in the last election. But evidently the County does not supervise these polls when they are the ones training these poll workers. And most likely the poll inspectors are the ones who are the most experienced. And I know I work polls at one time, the poll inspector on at Arriba that she was pretty nasty so I only did it once.

Chairman Bishop stated thank you very much Ms. Ortize.

Royanne Ortize resident Bullhead City stated okay I wanted to make more recommendations but I guess I will do it to you in writing. Thank you.

Supervisor Gould asked Madam Chairman?

Chairman Bishop stated Supervisor Gould.

Supervisor Gould asked Ms. Ortize? Did you report these discrepancies to our election department?

Royanne Ortize resident Bullhead City stated most of them yes. I even called on some of them. I called immediately when the security violation happened and they checked with the inspector. He did he admitted he did that. But in my recommendation is I think you as a Board ought to have somebody supervising these polls. Unless you want the political poll watchers to take over just let me know what you want.

Chairman Bishop stated Supervisor Angius.

Supervisor Angius stated um is Allen Tempert, I know he is probably going to come up.

Chairman Bishop replied he is in the audience.

Supervisor Angius stated yeah well I have a question about the inspectors. Like are they just volunteers? Or do they do this every year? Do they have to be trained every year?

Chairman Bishop asked so can we have Allen answer these questions after the speakers?

Supervisor Angius stated oh okay.

Supervisor Gould stated you might want to let everybody run through the speakers then let Allen come back in a couple (inaudible).

Supervisor Angius stated oh I thought, I apologize.

Chairman Bishop stated we have Steve Robinson next and then Patrick Shanner after that.

Steven Robinson resident Golden Valley stated Madam Chair, Supervisors, staff this was a historic election.

Chairman Bishop asked could you give your name and city please.

Steven Robinson resident Golden Valley stated Steven Robinson Golden Valley, this was a historic election for it was the highest turn out in four decades and the last one that was this high was over this was in 1980 when Regan was elected with sixty-seven percent of the vote and it was almost eighty percent. And that year there's only about five and a half percent that were party not designated or independent or others. We are up to thirty-two, thirty-one percent for this election and the reason there is so many of them is because of motor voter. They register at the MVD and that skews the number. There's probably at least ten-thousand voters that have not voted in eight, ten, twelve, fourteen years, but if they renew doing an address change or something they stay on the rolls, and we really probably had over eighty percent, which I am really proud of. If you notice I am wearing the shirt wearing with Lake Havasu City name on it. I am doing that in tribute because they had all four of their political districts precincts over eighty percent. I am really proud of the effort that happened there. But thankfully in district one where I work of the two highest performing precincts was Hackberry with almost eighty-eight percent and eighty-four percent for Kingman South. But the other six district were not that far behind, but of regarding the gentlemen's claim I know in past issues if someone has an address change now they fill out a new form. Some people can fill out voter registration form and get a provisional ballot which you'll often if they have not were not registered will be discarded. There was on the list which I think and Mr. Tempert will explain there was over five-hundred of rejected provisional ballots. So that may have been what happened. And I want to say personally I have worked with Allen for ten years, he is a man of integrity. This has been a very very very efficient election if there was any problems like I pointed out earlier it was due to action outside his control of. I think he did a fantastic job and making sure we had a good you know fast run. I was sad that only twenty-five thousand people showed up at the polls when I would have preferred forty or fifty thousand more total showed up at the polls and less people voting by early ballot. But people love those and that will be the standard. Ironically enough eight years ago sixty-five percent of the people voted in person not the thirty percent that we've seen now. Which is now I think unfortunate, this was a great election on many scores. There was major problems as was pointed out but I think we should give credit to Mr. Tempert and his staff thank you.

Supervisor Gould stated Madam Chairman I had a questions for Mr. Robinson.

Chairman Bishop stated Supervisor Gould.

Supervisor Gould asked Mr. Robinson you spoke about thirty-one percent of the register voters in Mohave County are registered as independent or PND?

Steven Robinson resident Golden Valley stated or green or other parties or libertarians.

Supervisor Gould stated or unrecognized parties. Do you know what their turn out was?

Steven Robinson resident Golden Valley stated uh I haven't had a chance to analyze the figures yet, because we haven't gotten the last list. But in four years ago the republicans was an eighty percent turnout, independents where seventy percent, democrats were sixty-eight percent and PND's specifically PND's were forty and a half percent. Now I want to mention kudos to Colorado City they had they went from forty and a half percent four years ago to over sixty-four percent this year and to their credit ninety-five percent of them voted for President Trump.

Supervisor Gould stated thank you sir.

Steven Robinson resident Golden Valley stated thank you.

Chairman Bishop stated Patrick Shanner, your name and city please, thank you.

Patrick Shanner resident Bullhead City stated my name is Patrick Shanner and I am from Bullhead City. Uh I'll start off by agreeing with what Steve just said. The walk in in person good old fashion voting well it's the best for me and I don't intend to change it until I get to feeble to get out of my house. I find these stories of the odd things happening at the polls very interesting. I've been having people ask me a few things about it but I didn't observe anything so. You know I don't really have anything to add along those lines. Um I am wondering if um we should be certifying our results, when we've got the people's republic of Maricopa still counting. I think they are still on their first count, I'm not sure. They may have gone into recounts without finishing the first count I don't know. But there is something definitely going on down there. I understand the need to do our part and get it out of the way and not risk, you know not risk running into legal problems by not certifying in time. So I am sensitive to that, I don't know what the legal ramifications are anyway. But uh something doesn't seem right about everybody but Maricopa or uh Pinal, that's Apache Junction part of Phoenix area. Uh I am just not sure that we should do our certification when theirs is so far away. There's no indication when they are going to certify and you can always have a special meeting or an executive session where you can say, "okay we're certifying". I again will leave that to Attorney Ryan here. Um that's pretty much all I have to say. I want you'll to pay close attention to the reports that we've had about some pretty strange things that happened in the polls and we only catch them now because like she said we this was a first election we actually had a change to get a lot of observers out there. And I also want to say kudos to the whole county we had excellent turnout. We used to get rapt on a bit over Bullhead City because we were a little behind the curve it seems on showing up to vote. Um somehow that was not a problem and again I have to applaud the residents of the county for getting out and letting their voices heard and I



happened to think we do not have serious count problems because our County Recorder is not the same as the person in Maricopa or even Pinal for that matter. So anyway thank you much.

Chairman Bishop stated okay thank you. Okay Allen would you like to come down and tell us how things went in your perspective.

Allen Tempert Director of Elections stated Madam Chair, Board of Supervisors, thank you this is the end of an eight month journey. You know it started back when petitions through the primary election. Uh to say it's been the most challenging election of my time, this is my fifth presidential election of administering and you know four for Mohave County. To say it's been, it's just the challenges have just been unbelievable and it's been because of the Covid and even more so than that it's been the false information that's out there. Social media is the down fall to so many things there is no double about it. They can say the Election Day has been canceled or not ready on the 3<sup>rd</sup> it's on the 4<sup>th</sup> and some people will believe that okay. So our biggest challenge of this election besides the Covid and doing our very very best to try and prepare the polling place for safe environment and training people to do that along with their other duties has been the part about letting people get good information out there, you know. So it's that's where the election stuff could be coming down at at other times. But we were very successful in doing so. No election is perfect if anybody ever believes it's perfect that is total it's ludicrous. I have four hundred people working out there. I am very passionate for these people. I mean this election could not have been done without the people of the elections department, the recorder's office and four-hundred people. Which are relatively volunteers and I give them enough for lunch and maybe something else and go out and do this. People who volunteered during this whole Covid crisis of being scared to death you know its total amazing how people stepped up especially for the general election. Yeah certain things went wrong out there and yes indeed a person did indeed go on to a computer but I don't know what in the world they could have done. I don't know why the inspector walked away but yes he admitted up to it. It's a data base and unless they were a poll worker of mine from the past they wouldn't have known what to do with it, and you know can't put a virus on it. It's totally, it's a database you look up somebodys name and you give them a ballot it's that simple. Everything didn't go right, and also people actually Mr. Robinson was dead on. Mr. Robinson was dead on in his comments, about somebody registering to vote, we give registration forms at the polling place for people to go fix their registrations or registering later and if people insist on voting they can do so. Because they do it provisionally and I am sure that is what happened, and Leroy has been one of my longest tenured poll workers I've had. I've been training Leroy for a long time. Now we have the political observers out there and I think that's absolutely wonderful idea. We have never had more political observers in our life from the Republican and the Democratic Party. The primary showed that in the general very very much so okay, but you know what if they are out there they need to know what they are observing too. That's it they need to I mean I give a four hour training class to our poll works on what to do, and one third of them leave each time and two thirds are repeat customers. I have people doing this as long as I've been here. I've been here nineteen years, that's a pretty long time. So if they are going to observe they've got to know what they are observing. I had five people observing me counting ballots after the election, three from the Republican Party and two from the Democratic Party and I laid it right out to them as soon as they walked in the door, "Hey this is great, I'm going to find a space for you. You can watch everything

that I do. It's wide out in the open." But you better know what you're observing, and I'm going to show you what you're observing, and I'm going to tell you when you walk out of here, you're going to go tell people that Mohave County is the poster child of elections for Arizona. And when I left I said I certainly hope you believe that. They said their board for a day and half watch the machines go blink, blink, blink, blink. I showed them when he stopped, I showed them what was the issue, I showed what we had to do and make it go. This election was a total success. If you're taking every single person, we had twenty-four thousand people show up. Okay we had a hundred-five-thousand ballots cast. If you take every single person you're not going to get a hundred percent satisfaction. But I think we do, I've had not enough positive reinforcement out there, you know from other people but I've had some nice words said. But you only hear the ones that aren't. So when I'm bring to you right now is a canvas. A canvas is a total complete count of all offices and all candidates and all ballot measure. Total and complete and correct and it is. I mean I am asking you to do this, it's the process it's bringing it to closure. That's what I have in front for you. So any questions concerning my big long whatever I just did. I made that all up right now as I went too, just to let you know. I am very passionate about this.

Chairman Bishop stated Supervisor Angius go ahead.

Supervisor Angius stated well thank you for the great job you did. I think everybody agrees on that and we do know that on Election Day especially it's a thankless job and you're right about the bad information. I was getting calls too, so that leads to me something I just thought about. Did how many actual press releases did we do about the election? Did we do any? Three, well you know maybe do we have an election, a Mohave County Election Facebook pages?

Allen Tempert Director of Elections responded we do not and that but one thing is I'm going to look into that Supervisor in to the future but up to this point I am kind of scared just because of all the misinformation.

Supervisor Angius stated well you can control it to just it's just information out and then people can say no you're wrong go look at the you know and maybe even on the website, but that.

Allen Tempert Director of Elections stated we call that the trusted source what I've been going to meeting for a year and a half with the Secretary of State's office and besides physical ones and table tops that was the whole corrects of it. You know but I got you cha I can work into the future on this, absolutely.

Supervisor Angius stated and just so the people know what is exactly is the inspector's job?

Allen Tempert Director of Elections stated the inspectors is the person who over sees. They are the supervisors of the polls site. Unfortunately the polls aren't totally always staffed I mean we try these are technically volunteers who are people who are thankless jobs and they know they are going into it. I never paint a rosy picture. But they are supposed to be watching the total operation and know what is going on at the polling place, and they do. You know and um their sometimes they have to be the person who sits down and checks the poll you know the voter in. They've got to be that hands out the ballot when somebodies going out to the bathroom or taking a break, you know. Sometimes depending on how many I can get there and I didn't lose many people. I am so

proud to say my poll workers did not bail on me for any reason very few did. I started every training session and said "You know what this is what it is going to be." We're going to have to do this, we going to have to. I required, I required people to wear masks working. That's because it's falling right in the guide lines and we had voters coming in, you know I mean that's it. I could not require them but it's irrelevant at that point, right? I lost very few people, people are willing to put their personal things aside, you know and I started right off right off the bat, if you can't live with what we have to do right now then you might as well leave right now and I hope we're still friends. Ok so yeah we can work a little bit on to that because I'm feeling a little more comfortable that way but I just wasn't right now. So.

Supervisor Angius asked, how many um rules or was anything changed by the Secretary of State at the last minute for you? We know about the recorder. Was anything changed?

Allen Tempert Director of Elections replied no the biggest thing that affected me which affected the Recorder was the extension of the voter registration deadline by about a week and half, and that threw things kind of up and ugly. But oh my gosh I can't speak highly enough about how what they did. You know, the Recorders Office was phenomenal.

Supervisor Angius asked the Recorder or the Secretary of State?

Allen Tempert Director of Elections responded the Recorder, and you know what the Secretary of State office I was happy with the correspondence we were getting back personally on my end of it. Uh they were very vocal, they were very um informative to us. So I was pleased with theirs on my end.

Supervisor Angius stated okay so the only thing really to improve on this year is the information and we are going to work on that. Because we all know with the lack of information, when there is a black hole of information, people fill it usually with the wrong information and negative information.

Allen Tempert Director of Elections stated I agree, I agree fill in the blank how you want to perceive it.

Supervisor Angius stated right.

Allen Tempert Director of Elections stated right, thank you.

Supervisor Angius stated thank you.

Supervisor Gould asked Madam Chairman?

Chairman Bishop stated Supervisor Gould.

Supervisor Gould responded thank you Madam Chairman. Allen first off let me thank you and your staff for the great job that you've done and the great job that you've done in the past. I've been around elections that you've taken care of for twenty years.

Allen Tempert Director of Elections replied thank you.

Supervisor Gould stated and uh I've always been pleased with the way that you've handled it. Um did we do the test hand count?

Allen Tempert Director of Elections stated absolutely, came out with flying colors.

Supervisor Gould asked and what it's one tenth of one percent variation?

Allen Tempert Director of Elections responded what it comes down to, no I'll explain the process, this is really cool. This is really cool.

Supervisor Gould stated I think this puts a lot of people's minds at ease because what this does is checks the tabulating machine.

Allen Tempert Director of Elections responded which is correct the political parties come in the day after the election. The chair, the Chairman and they chose two, randomly everything is random here, two voting precincts. You know its two voting precincts for a county of our size. We have, we have uh thirty-six uh we have twenty-four precincts okay. Thirty-six locations so they chose two of the thirty-six locations. Then after that they chose five races from five different, five races five categories. President was one, the United States Senators was one of them, Corporation Commissioner was one of them, because that was a state level. Proposition 207 or 08 I kind of forget which one we chose at that particular time and a legislative race. What happens is they chose two precincts, and I'll get to the percentages in a second, they selected two precincts of almost equal size. Almost 750 ballots a piece, was first Southern Baptist Church here in Kingman and it was um it was the church down in Mohave Valley um Riverpoint. So that was

Supervisor Gould stated you were lucky and you didn't get Havasu South then.

Allen Tempert Director of Elections stated thank goodness no, because that would have been close to 2,000 ballots. But that is a huge huge number of ballots, and what they do is I have representatives from Republican Party and the Democratic Party. Two Republicans, a republican, a republican and democrat at a table, and you know two democrats and a republican so (inaudible). They look at the ballots and they count, for instance and flip them. For instance we're going to say the first race was President, so they would pull out with everything with an over vote too many dots, everything was an under vote. I'm not an under vote is a no vote, those ballots aren't good for that race, not the other four races just that race. Then they would pull them, they would flip them over and say Trump, Trump, Trump, not Trump, not Trump, Trump, Trump, so on and so on. Then they would check each other's work, they would write them down, they would see if their numbers correspond and that became the count. They would do that for the next candidate, which was then the Biden, Biden, Biden, not Biden so on. They did that for all five races, it took a day and a half to do this. 8:00a.m on a Saturday until 5:30p.m, I convened and picked it back up at eight the next day and we're done about one. Okay, very very successful. The Corporation Commissioner race was a horrible, six candidates, four of fifteen-hundred ballots. Now there's also an early ballot audit, that's the poll sit hand count. The early ballot audit was taking four groups, um excuse me two groups of a certain amount of ballots and I calculated with seventy-four-thousand early ballots going out. There were groups of four-hundred, it was four percent and one percent of the four percent had to be audited. It came to four-hundred ballots a piece. So there

were two groups of randomly early ballots picked throughout the time of um in checking all the races on that too. There is a, for the early ballots there's a two percent acceptable uh error margin and there's a one percent acceptable error on the poll site ballots because they feel that people can fix the poll site ballots they have a chance at a poll site to fix if they make a mistake, where early ballots is a little more difficult to do so. So there's a group in the state that gets together every two years and determines what the acceptable rate is and they have been doing this since, two, um I think I've been doing this since, I think that came into effect in 2008 so it was 2010 we first did it. Um it's always been same confidence ratio, okay the error ratio. We came within a half of a percent on the Corporation Commissioner race that was the highest one. We were dead on on almost every other race. That proved that our tabulating equipment, it tabulated correctly.

Supervisor Gould asked and we use Dominion machine?

Allen Tempert Director of Elections stated we do not use Dominion.

Supervisor Gould stated okay.

Allen Tempert Director of Elections stated we use Elections Software and Systems ES&S.

Supervisor Gould stated, okay, so if that machine were to flip votes, that hand test count would have caught if they flipped them in one of those tested precincts?

Allen Tempert Director of Elections stated it would have, and also if it would have in the random sample the early ballot hand count at the same time. Plus I also do, I am add into this. I do, I test it to death on a pre-election L&A, I call it logic and actual pre-election and then we do our public logic and actually test it this at about a thousand ballots just at about a ballots in it. The Secretary of State then came in with their own independent ballots and tested my equipment with their own results and came up with their information. And then I just tested my equipment at the end of last week called the post-election with the same text. All the answers are still coming up the same.

Supervisor Gould asked when you do the post-test are the party Chairman invited to watch the post-test also?

Allen Tempert Director of Elections stated yeah their invited to come in at any time they want. You know I didn't necessarily tell them about that, because all of the sudden they say got to do the post-test. When I counted the last ballot, but they're allowed to be involved at any part of this process. And I had some of the Chair, well I had the Democratic Chair, Mary in my office for the logic and accuracy testing for both my public and the Secretary of States.

Supervisor Gould stated okay, um so what do you think the first gentlemen testified that we've got a uh gosh is it the foremen what is that?

Allen Tempert Director of Elections replied the inspector.

Supervisor Gould continued the inspectors going outside with voters and coming back in with paper. What do you think was going on when that happened?

Allen Tempert Director of Elections stated I think Leroy just trying to explain to that voter how to fill out a voter registration form and what he needs and get him away from everybody, so it's not in the crowd of everybody else voting.

Supervisor Gould stated okay.

Allen Tempert Director of Elections stated and I really truly believe that if they did vote that person it was a provisional ballot. I would guarantee Leroy wouldn't have done it differently.

Supervisor Gould asked do provisional ballots look different than a regular ballot?

Allen Tempert Director of Elections stated a provisional ballot does not, it goes into an envelope though that is completed, it goes to a separate table, that we call the special situations clerk. But a provisional ballot is a same ballot stock that comes as everybody else and gets put in in and gets sent over for somebody to help that person get through. We had oh my gosh what did we have? Fourteen-hundred provisional ballots and we counted about thirteen something when over, which was a lot less than we did four years ago which was like thirty-one-hundred that were counted so we had over four-thousand that came through. By far five-thousand, eight-hundred and eighteen provisional ballots were processed. So that group between thirteen and we'll say and that eight-hundred were people that were not qualified to vote where they were voting or they were not registered to vote. We never turn a voter away, we're that's what a provisional ballots about. You don't say hit the road get out of here. You're not registered to vote, what if they were? You know what if something just wasn't coming up and they were? Well this is the catch system to do this for voter registration having that opportunity to say, you know what they are registered to vote, you know or they are in the right place and they county them.

Supervisor Gould asked so since they don't look different than a regular ballot, and the guy watching the ballot box may not be on his game. What prevents that person voting a provisional ballot from walking over and dropping that provo ballot in the box?

Allen Tempert Director of Elections asked say that one more time, I'm sorry?

Supervisor Gould stated So if you have a voter that you have that's voting a provisional ballot, that ballot looks identical to every other ballot.

Allen Tempert Director of Elections stated yes.

Supervisor Gould asked What prevents that voter from walking to the ballot box and dropping that in the ballot box?

Allen Tempert Director of Elections stated that provisional ballot goes inside of an envelope, which now makes it look differently, and our people are trained to watch the people with the envelopes. Are people are when somebody does a provisional ballot their set in a whole separate location of a polling site after they are deemed to have to be a provisional voter. Which isn't a bad thing, it's usually a name change or an address change.

Supervisor Gould stated sure and I understand that.

Allen Tempert Director of Elections stated got that.

Supervisor Gould asked so what happens if a guy, puts pockets the envelope and drops ballot in the ballot box?

Allen Tempert Director of Elections stated well then, that ballots counted, if there that yeah.

Supervisor Gould stated it seems to me provisional ballots should be a different color. Because then you take away that, that either the human error or that guy doesn't want to vote provisional, only he's going to pocket the envelope and drop his ballot if he can get away with it.

Allen Tempert Director of Elections stated I got it, and if our people are doing their job so to speak.

Supervisor Gould stated but it would eliminate human error if we made that ballot.

Allen Tempert Director of Elections stated somebody would watching about, I got cha, I got cha.

Supervisor Gould stated um let's see, the other issue we have partisan poll watchers maybe the partisan poll watchers should attend the same class that the poll workers attend.

Allen Tempert Director of Elections stated I think that's an absolutely wonderful idea. Maybe someday I will be asked by the organizers to do that.

Supervisor Gould stated okay, um maybe you'll get that ask. I think that would be good because then the poll watchers have the same information that the poll workers have.

Allen Tempert Director of Elections stated absolutely it would have been a bit of a challenge this year to tell you because I had to expand many of my classes because the social distancing. I'm I normally would have done you know like, I did more classes. I expanded it just because so I could keep people under 50.

Supervisor Gould stated and maybe they can could do might not have to physically be there if they are just going to be a poll watcher. Maybe we could video live stream those on our YouTube channel so that the people that are not poll watchers.

Allen Tempert Director of Elections stated and we do for a matter of a fact, that's wonderful we do the one here in Kingman. I've been in it every year for at least the last gazillion years. You know since we've been in this building and have the ability to do so. So that's always available.

Supervisor Gould stated I agree with you that an educated poll watcher can do a lot better job watching.

Allen Tempert Director of Elections stated absolutely.

Supervisor Gould stated and people that aren't familiar with the rules. Let's see, so we already addressed the issue of the. So, you had a voter actually sat down at a the computer, at the electronic book.

Allen Tempert Director of Elections stated so I hear.

Supervisor Gould stated what information, if they wanted to mark some body as voted what information do they have to plug into that poll book?

Allen Tempert Director of Elections replied they would only have them checked in, but they would have to. See people are checked in by, there's two ways to check a voter in. It's scanning their driver's license the most typical way so they would have to have somebody's driver's license or they would have to get in the poll book and fill in the person's name and follow all the logic down the path. It says is this persons, ask the person to state their current name and current address. Is there current name and address match the name and address on the poll book? Does it match on their ID and so and so and they have to keep hitting a yes, yes, yes scenario. It takes a couple minutes to do this.

Supervisor Gould stated right but theoretically is there any information that they would not have just to be able to randomly poke?

Allen Tempert Director of Elections stated no.

Supervisor Gould stated you know if they decided to make Bob Jones as voted.

Allen Tempert Director of Elections stated no they wouldn't I would expect if this person was a rouge person, that still blows my mind that I heard this.

Supervisor Gould stated it is bazar that somebody would be that bold to do that.

Allen Tempert Director of Elections stated but maybe they were a former poll worker of mine that I taught them so well at the last training class that they wanted sit down and check themselves in.

Supervisor Gould stated yeah the damage would be limited you know unless they look the actual poll book guy in the bathroom or something.

Allen Tempert Director of Elections stated you can only check somebody in. Yeah

Supervisor Gould stated I just was curios what if there was some kind of security code that they needed to enter to actually mark people.

Allen Tempert Director of Elections stated they do when they start in the morning and then it's on, you know they need to.

Supervisor Gould asked it's not put in periodically throughout the day?

Allen Tempert Director of Elections stated no it's not put in periodically because there is a constant flow. It's like going to Walmart. You know the next cashier the next person the next one, you know. So it's like a nonstop thing. It take literally a minute to check somebody in, but that person needs to know what they are doing to do it. Lord only knows it takes me two and half hours to teach people how to do it.

Supervisor Gould stated right. Um and that's it. Thank you Sir.

Chairman Bishop asked anyone else have any questions, comments? Supervisor Johnson are you good?

Supervisor Gould stated Madam Chairman?



Chairman Bishop stated Supervisor Gould.

Supervisor Gould stated um and this is not a reflection on Allen or Allen's staff or any of the poll workers, um but with the contentious election and with Arizona still being in play. I would recommend that the Board of Supervisors takes no action at this time. We have by statute 20 days from the election to take action. Um and I would have to go ahead and close out our election when we have other things going on in our stated and in our nation.

Chairman Bishop stated ok Supervisor Angius.

Supervisor Angius asked can I clarify that? Can we, is it better just to, we have to do it legally by next Monday?

Mohave County Attorney Esplin stated Monday you have to do it.

Supervisor Angius stated we can't we can't play with that. So would it be better to just continue it until Monday? So we have an exact or would that just be a lesser step to get to where we need to be?

Mohave County Attorney Esplin stated you also need to set a date I mean set a meeting for that. You have to set a meeting for it. We don't have a meeting right now set on Monday. So you would have to set a meeting, continue this matter to that meeting. You're going to have to do those two things or if you take no action then nothing will be done but your still going to have to set a meeting. You're still going to have to set a meeting.

Supervisor Angius stated right.

Supervisor Gould asked Madam Chairman?

Chairman Bishop stated Supervisor Gould.

Supervisor Gould stated I move that the Board of Supervisors sets a special meeting for Monday November 23<sup>rd</sup> at 9:30a.m. to canvas the election.

Supervisor Angius stated I'll second that.

**Motion was made by Supervisor Gould second by Supervisor Angius to hold a special meeting on Monday November 23<sup>rd</sup> at 9:30a.m to canvas the election.**

Mohave County Attorney Esplin stated just to be clear so this item now item 26 will be continued to the November 23<sup>rd</sup> meeting.

Allen Tempert Director of Elections asked may I make one little comment. I'm required to have the canvas in hold original to the Secretary of State's office on that same day. I would have to drive it down there. I'm just saying statute you it's uh I've got it written down here uh 161664. I didn't want to throw a little fly into the ointment.

Chairman Bishop stated I have a question. If we canvas the vote today and approve it today how does that harm anything going forward as far as what Maricopa County is doing?

Allen Tempert Director of Elections stated my take and I have to put it that way, my take on the situation is you are here today to approve Mohave County's canvases. Just look at it in a big picture. Okay, stating that it is true, correct and so and so. The state then has to canvas their portion. You've just canvas if you did today, you've canvased Mohave County's portion of the canvas, okay? You said the State Offices and the President and everything is and Mohave County is ok is good, okay? And also all the county offices going down to the local offices. Um local offices have to canvas their own. It's sort of like a pyramid type of thing you know. The Fire Districts have to canvas their own elections, you know very very soon. The cities have to canvas theirs very very soon and they use off of our information to put in front of for their canvas. So if you were to say today that everything is ok, and I'm not expecting to come back, I will not come back to you with anything different in my hand tomorrow or the next day that I have right now. Okay, then because we're done, we're done, then the state is the one they've got their canvas out on the 30<sup>th</sup>. They are a week later they need a week to put theirs together. Then there is the challenge period, there's a challenge period here in Mohave County for five days after say it was today or next Monday or this Wednesday or whatever day you choose. Okay, so there is still the challenge period they have to get through. The state has the 30<sup>th</sup> as being their day, right to go so? So by you saying today, you're saying ours is fine. But it still could be brought back up because the state would then, because if they didn't then it would be for the President or it would be for the Senator or it would be something. But at least the local races and everything in Mohave County would be done and others are depending on us to have our canvas done for them to do their canvas.

Chairman Bishop stated so what's you're saying is it really doesn't prevent anybody else from going forward and doing what they need to do if there is a problem on the statewide level.

Allen Tempert Director of Elections stated it does not.

Chairman Bishop stated okay.

Mohave County Attorney Esplin stated and Chairman if I could just add. I looked at that statute I didn't see that you had to have it there that day. I didn't see that.

Allen Tempert Director of Elections stated yeah ok gotcha, that's what was referenced in my little procedures from the Secretary of State's office, gotcha. But it says must have it by this day and it have that referenced. So I just wrote that down I have a little chart that they send us, you know. Check make sure you do this, do this, do this, do this, do this.

Mohave County Attorney Esplin stated yeah I don't see that that statutes sites that. Um all that I'm seeing is that it's got a sent and be sent to the Secretary of State immediately. So once you do the canvas.

Allen Tempert Director of Elections stated so that would be it and if the last day to canvas is on Monday. Immediately.

Mohave County Attorney Esplin stated then you would send it immediately. Um but I am still looking. I'm checking the Secretary of State Procedures manual so if you want to keep talking.

Supervisor Gould stated I believe there's a lawsuit over the Secretary of States election manual also.

Mohave County Attorney Esplin stated I know there's two that are pending in Maricopa County, I don't know what the base for it.

Supervisor Gould stated there are lawsuits all over the place on everything and that's part of the reason why I am not in a big hurry to canvas the election.

Chairman Bishop stated so I'm Supervisor Gould I'm still not understanding um even though there are lawsuits all over the place how our decision here today. If we believe that Mohave County is done excellent job in our elections in in um calculations and um I I don't see where that is going to make a difference.

Supervisor Gould stated I believe that it leaves a more open pathway for a challenge of the elections. If we go ahead and canvas the election then we're saying we're done and that puts a different legal uh level on it and if they have to come and if somebody wanted to come back in to our county elections and challenges it's a lot more easier process before the canvas than after the canvas.

Mohave County Attorney Esplin stated and also if I could just add to be clear, I just want to make sure the Board is aware of all information as I said it's 20 days, uh there is part C here under 16642, "if the time of the meeting", so the time of the canvassing the returns for any polling place um have not been found. If they are missing the canvas shall be postponed from day to day until all returns are received or until 6 postponements have been had. So, just we don't have that here. I'm just telling you that that the one exception to the 20 days is that if we don't have the returns, we have all the returns. So that one doesn't apply so it is 20 days that we have to get it and all I'm seeing both in the statute and in the manual is that you have to send it immediately. I don't know I think it has to be in their hands on that 20<sup>th</sup> day. But if you want to take a drive to Phoenix you can.

Allen Tempert Director of Elections stated I may.

Supervisor Gould stated good Mexican food.

Allen Tempert Director of Elections stated I will do that, I've sent people down in a day to get something that I had to do before. So it's your call.

Supervisor Angius stated um Madam Chair.

Chairman Bishop stated Supervisor Angius.

Supervisor Angius stated I understand what you're saying and it's all logical. I think part of this is um a philosophical and um sort of a stand that we all stand in solidarity with these challenges. So that's how I'm kind of looking at it.

Chairman Bishop stated okay I wondered if that's what part of this was.

Supervisor Angius stated yeah it has really nothing to do with our results or how you did it. It's more of a big picture sort of thing.

Chairman Bishop stated because I do believe that Mohave County has done a good job, an outstanding job. So to not canvas our vote is makes no sense unless you're saying we're trying to make a statement to support the state party. Which makes it kind of political but I guess it is political. Supervisor Johnson do you have anything to say?

Supervisor Johnson stated thank you Madam Chair. No I don't see anything wrong with canvassing the ballots.

Chairman Bishop asked could you repeat that? I could just barely hear you.

Supervisor Johnson stated I have no problem with going ahead with the vote I don't see any reason to continue it but that's just me.

Chairman Bishop stated I still Madam Clerk did you, could you understand what Supervisor Johnson said?

Clerk Anderson stated Madam Chair no he is very difficult to hear I don't know maybe we could turn him up a little bit.

Chairman Bishop stated thank you Scotty. Supervisor Johnson we've got IT turning the volume up uh apparently everyone is having difficulty in hearing.

Supervisor Johnson stated Madam Chair.

Chairman Bishop stated oh wait we can here you now! Thank you.

Supervisor Johnson stated I have no problem passing the agenda item, it would be no different than the outcome of the election. So I see no reason why we should delay it.

Chairman Bishop stated okay thank you. Any other comments or a motion?

Supervisor Gould stated we have a motion.

Clerk Anderson stated we have a motion and a second.

Chairman Bishop stated okay, okay let's do a rollcall.

Clerk Anderson asked Supervisor Angius?

Supervisor Angius stated yes.

Clerk Anderson asked Supervisor Johnson?

Supervisor Johnson stated no.

Clerk Anderson asked Supervisor Gould?

Supervisor Gould stated yes.

Clerk Anderson asked Chairman Bishop?

Chairman Bishop stated um I'm going to be a no as well. So it's a tie.

Clerk Anderson stated the motion does not carry.

**Motion was made by Supervisor Gould second by Supervisor Angius to hold a special meeting on Monday November 23<sup>rd</sup> at 9:30a.m to canvas the election. Motion was voted with a 2/2 vote. With Supervisor Johnson and Chairman Bishop voting no. Motion did not carry.**

Chairman Bishop stated so I guess I will make a motion that we um approve the canvas of the November 3<sup>rd</sup> General Election.

**Motion was made by Chairman Bishop second by Supervisor Johnson to approve the canvas of the November 3<sup>rd</sup> General Election. Motion was voted 2/2. With Supervisor Angius and Supervisor Gould voting no. Motion did not carry.**

Clerk Anderson asked Supervisor Angius?

Supervisor Angius stated no.

Clerk Anderson asked Supervisor Johnson?

Supervisor Johnson stated yes.

Clerk Anderson asked Supervisor Gould?

Supervisor Gould stated no.

Clerk Anderson asked Chairman Bishop?

Chairman Bishop stated yes.

Clerk Anderson stated motion does not carry.

Chairman Bishop stated well let's call Supervisor Watson and get him back here. Ryan?

Mohave County Attorney Esplin stated so the motion has not passed it has not been approved. Um it's dead at this point unless you bring up another motion if somebody was to reconsider it or you guys set a meeting on Monday. Uh or something but you've got to do it. It's required by law, if you fail to canvas in time somebody could file a mandamus action against you compelling you to follow the law. Um I do not recommend you go that route, I recommend that you at some point make that canvas by Monday. That's my recommendation.

Chairman Bishop stated, okay.

Supervisor Johnson stated Madam Chair?

Chairman Bishop stated Supervisor Johnson.

Supervisor Johnson stated I disagree with attorney, uh we can keep going back and forth and nothing happens but the idea that we set a meeting for Monday has nothing to do with the agenda item.

Mohave County Attorney Esplin stated I'm sorry Supervisor Johnson I don't understand. What would be wrong with setting it for Monday?

Supervisor Johnson stated because that's not what's in front of you. You're making suggestions on what we should do as a Board when it's the Board decision what we should do not the attorney.

Mohave County Attorney Esplin stated oh absolutely and I respect that I apologize if I've suggested otherwise but as some point my recommendation is the Board needs to canvas this either today, tomorrow the next day but no later Monday that is my recommendation.

Chairman Bishop asked so Mr. Esplin do we need a motion to set a special meeting or is that not something that uh I can do as the Chairman just to set a special meeting for Monday?

Mohave County Attorney Esplin stated I believe you as the Chairman can set a special meeting however I think it seems like there's uh there's that five day policy for being here, the clerk will know.

Clerk Anderson stated Madam Chair that's correct there is a statute that states if there is a board member who is refuses to participates you have to give a five day notice of that um special meeting however if you set it today that would give you the five days.

Chairman Bishop asked okay can we possibly get or attempt to get Supervisor Watson on the phone and um see if we can get a telephonic vote from him?

Clerk Anderson asked maybe we can take a break while I do that.

Chairman Bishop stated sure we'll take a five minute break while we attempt to get Supervisor Watson on the telephone.

Supervisor Watson responded hello?

Supervisor Johnson stated hey Gary I hear you they are on break.

Supervisor Watson stated oh ok, how are you doing Buster?

Supervisor Johnson stated pretty good pretty good. We are just sitting on a 2 to 2 tie.

Chairman Bishop stated okay I would like to call this meeting back to order. Apparently we have Supervisor Watson on the telephone.

Supervisor Watson stated yes.

Chairman Bishop stated okay thank you for joining us Supervisor Watson we have a situation here on item number 26. Uh about canvassing the vote on for the November 3<sup>rd</sup> election and it's two yes's and two noes. So um.

Clerk Anderson stated we will need a new motion because nothing has passed so we need a new motion.

Mohave County Attorney Esplin stated correct.

Chairman Bishop stated okay, so can you read back.

Supervisor Gould stated I will make a new motion. I move that the Board of Supervisors hold a special meeting at 9:30a.m on Monday the 23<sup>rd</sup> to canvas the election.

**Motion made by Supervisor Gould second by Supervisor Angius to hold a special meeting at 9:30a.m on Monday the 23<sup>rd</sup> to canvas the election. Motion was voted with a 4/1 vote with Supervisor Johnson voting no.**

Chairman Bishop asked Madam Clerk if you do a roll call?

Clerk Anderson asked Supervisor Watson?

Supervisor Watson stated yes.

Clerk Anderson asked Supervisor Angius?

Supervisor Angius stated yes.

Clerk Anderson asked Supervisor Johnson?

Supervisor Johnson stated no.

Clerk Anderson asked Supervisor Gould?

Supervisor Gould stated Aye.

Clerk Anderson asked Chairman Bishop?

Chairman Bishop stated Aye, I'll change my vote to an Aye for the good of the state.

Clerk Anderson stated okay so the motion carries to hold a special meeting at 9:30a.m on Monday November 23<sup>rd</sup> to canvas the election.

Chairman Bishop stated okay motion passes. Thank you Supervisor Watson.

Supervisor Watson stated thank you.

Allen Tempert Director of Elections stated thank you all very much and for all the years very much so I appreciate it. Thank you.

Supervisor Gould stated thanks Allen.

Supervisor Angius stated and one more thing Allen, again this has nothing to do with your office, the workers, the poll workers. We complete trust this was a great election. Well run election and that the results are exactly the way (inaudible) this has nothing to do with that. I just want the media to get that right, okay? Okay?

Allen Tempert Director of Elections stated thank you.

Chairman Bishop stated okay going on to item number 27.

Mohave County Attorney Esplin stated Chairman Bishop if I just may I would recommend you take up item 35. That's the canvas of the school elections. You might as well you're on the topic. I thought I saw Superintendent File here. He's at the back of the room and just so you're aware as he's coming down here. There's just a separate provision for canvassing school elections it's in Title 15 and it's actually 30 days as opposed to 20 days. So that you are aware of that, you could canvas him today or you could continue it to the Monday if you wish or whatever you prefer but it's actually 30 days for school elections.

Chairman Bishop stated okay item 35 we will move that up.

**MICHAEL FILE, MOHAVE COUNTY SUPERINTENDENT:**

35. Discussion and possible action RE: Approve the adoption of BOS Resolution No. 2020-168, approving the canvass of the Mohave County school elections of the November 3, 2020 General Election.

Supervisor Angius stated Madam Chair? I make a motion to approve.

**Motion made by Supervisor Angius second Supervisor Gould to approve item 35. Motion was voted approved unanimously.**

Chairman Bishop stated okay now we'll go back to item 27.

**TIM WALSH, JR., P.E., DEVELOPMENT SERVICES DIRECTOR:**

27. Discussion and possible action RE: Direct Staff to begin the process for review and adoption of the 2018 Building Codes, which will include public meetings in the Beaver Dam, Colorado City, City of Kingman, Lake Havasu City and Bullhead City areas, with findings and staff recommendations presented to the Building Code Advisory Board and Planning and Zoning Commission for review with final amendments and recommendations presented to the Board of Supervisors for a final decision.

Chairman Bishop stated okay any comments, questions? Motion?

Supervisor Angius stated motion to approve.

**Motion made by Supervisor Angius second Supervisor Gould to approve item 27. Motion was voted and approved by unanimously.**

Chairman Bishop stated okay item 29.

**JEFFREY B. HAWS, DEPUTY COUNTY ATTORNEY:**



\*29. Discussion and possible action RE: Review case status, discuss options and provide instruction to the County Attorney's Office and Mohave County Treasurer regarding litigation in TX 2016- 000893, including taxpayer's request for abatement under A.R.S. § 42-18352.

Supervisor Angius asked Madam Chair.

Chairman Bishop stated Supervisor Angius.

Supervisor Angius stated I move that we instruct the County Attorney's office to follow the recommendation of Treasurer Cox.

Chairman Bishop stated so we have a motion on the floor, is there a second? I'll second the motion.

**Motion was made by Supervisor Angius second Chairman Bishop to follow the recommendation of Treasurer Cox.**

Supervisor Angius stated I screwed up I made a mistake on my motion. I had that written down but I think I had changed my mind within our executive decision session. I apologize, two apologize anybody keeping track that is two apologizes this meeting. Okay. So I retract my motion.

Chairman Bishop stated and I took back my second. So do you want to give it another shot?

Supervisor Angius stated um okay, Uh Madam Chair I make a motion that we instruct the County Attorney's office to go back for uh renegotiations. Does that sound right?

Mohave County Attorney Esplin stated if that's what you wish to do.

Supervisor Angius stated okay.

Chairman Bishop stated you seemed puzzled again Supervisor Gould.

Supervisor Gould stated yes. Um since it's an executive session thing I don't even know what I can say.

Mohave County Attorney Esplin responded um you can talk.

Supervisor Gould stated there was another option.

Mohave County Attorney Esplin stated if you wish we can go into executive session again. We can just go in.

Supervisor Angius stated you know what I am just going to just make-believe I never even opened my mouth. Which you know is hard for me, so I do retract my motion and let Supervisor Gould do what he remembers.

Supervisor Gould stated I move that the County Attorney's instruct them to appeal the decision of the court.

**Motion was made by Supervisor Gould second by Supervisor Johnson to have the County Attorney's office instruct them to appeal the decision of the court. Motion was voted and passed unanimously.**

Chairman Bishop stated okay item number 31.

**GINNY ANDERSON, CLERK OF THE BOARD:**

31. Discussion and possible action RE: Approve the Mohave County Board of Supervisor's 2021 meeting calendar.

Chairman Bishop asked do I have a motion?

**Motion was made by Supervisor Angius second by Supervisor Gould to approve item 31. Motion was voted and passed unanimously.**

**RYAN ESPLIN, DEPUTY COUNTY ATTORNEY:**

\*34. Discussion and possible action RE: Receive an update from the Mohave County Attorney's Office regarding the settlement in Transwestern Pipeline Company, LLC v. Arizona Department of Revenue, Mohave County, et al, TX2016-000931, TX2016-000951, and related cases for tax years 2018, 2019, 2020, and 2021, and provide guidance and direction to the Mohave County Attorney's Office and the Treasurer's Office for the payment of the judgments in the Transwestern cases. Further, approve changes to the previously approved Intergovernmental Agreement for the repayment of taxes with any districts unable to immediately repay the County their proportionate share of the tax refunds, with the understanding that the Treasurer will negotiate the final terms of repayment with these districts.

Mohave County Attorney Esplin stated as just a remind without disclosing what was discussed in executive session. There's two parts to this we are asking for one is the payment of the judgements and the second part is approving the changes to the intergovernmental agreement.

Supervisor Gould asked Madam Chairman?

Chairman Bishop stated Supervisor Gould.

Supervisor Gould stated move that the changes to the intergovernmental agreement, let me restate that I move that the Board uh er geez I'm searching for a word and I can't find it. Uh that Board instruct the County Attorney to change the intergovernmental agreement. Let's vote on that one if I can get a second.

Chairman Bishop asked as discussed?

Supervisor Gould stated as discussed?

**Motion was made by Supervisor Gould second Supervisor Angius to instruct the County Attorney to change the intergovernmental agreement. Motion was voted 3/1 (Supervisor Johnson)**

Chairman Bishop stated and I'll vote yes so that does vote. Supervisor Gould?

Supervisor Gould stated I'm having trouble making motion because I don't know what I can say and what I can't say because it's in executive session.

Mohave County Attorney Esplin responded sure that's a great question and I'll provide direction. I'll provide direction to you. What I recommend is please don't discuss what the advice that we provided to you. But we can discuss for example the payment. Do you wish to make the payments now or do you wish to make the payments at the next fiscal year as allowed by statute. So discussions about that but just reframe from discussing the advice that we provided to you that I provided to you. In other wise to talk about should we make the payments now? Should we make a payment in a month? Should we make the payment in the future? Those things can be discussed.

Supervisor Gould stated I move that the Board hold off on making the payment until we determine the actions of the legislator.

**Motion was made by Supervisor Gould Second Supervisor Angius that the Board hold off on making the payment until the Board determines the actions of the legislator. Motion was voted 2/3 (Supervisor Johnson, Supervisor Watson, and Chairman Bishop)**

Chairman Bishop stated and I am opposed to that too. So we need another motion.

Supervisor Gould asked Madam Chairman?

Supervisor Watson asked Madam Chairman?

Chairman Bishop responded Supervisor Johnson.

Supervisor Watson stated I would like to motion to approve the payment for the settlement.

Supervisor Johnson stated second.

Mohave County Attorney Esplin stated I need a date. As soon as possible is that what the Board is saying? Is that what the motion is?

Chairman Bishop asked Supervisor Watson?

Supervisor Watson replied yes, that is correct.

Chairman Bishop stated ok we have a motion on the floor by Supervisor Watson.

Supervisor Angius stated before I second that, so you just said we just could say like a week. I mean remember early on uh I can't say that, so it could be to be to pay let's say a week from today?

Mohave County Attorney Esplin stated what we are asking for with this is any motion to tell us when you wish us to pay. Do you wish us to pay as soon as possible as the motion is stated? Or do you wish it to be a week from now, two weeks from now? Or as Supervisor Gould his motion was until after the legislator decides.

Supervisor Angius stated okay.

Supervisor Gould stated we determine the actions of the legislator.

Supervisor Angius stated okay I'm sorry I'm not seconding that.

Chairman Bishop stated okay we have a motion on the floor from Supervisor Watson um to pay as soon as possible.

Supervisor Johnson stated second.

Chairman Bishop stated Supervisor Johnson.

Mohave County Attorney Esplin stated Supervisor Johnson seconded it.

Chairman Bishop stated Johnson has seconded it, so all those in favor say Aye.

**Motion was made by Supervisor Watson and second by Supervisor Johnson to approve the payment for the settlement as soon as possible. Motion was voted and passed 4/1 (Supervisor Angius)**

Chairman Bishop stated okay motion passes. Okay the last item on the agenda is item 36.

**GARY WATSON, MOHAVE COUNTY SUPERVISOR, DISTRICT 1:**

36. Discussion and possible action RE: Appoint Buster D. Johnson, Supervisor District 3, to the Western Arizona Economic Development District (WAEDD) Executive Board of Directors representing Mohave County through December 31, 2021.

Supervisor Gould asked Madam Chairman?

Chairman Bishop replied Supervisor Gould.

Supervisor Gould motioned that Item 36 be adopted.

**Motion was made by Supervisor Gould second by Supervisor Angius that Item 36 be adopted. Motion was voted and passed unanimously.**

There being no further business to come before the Board of Supervisors this 16<sup>th</sup> of November 2020, **Chairman Bishop adjourned the meeting at**

**MOHAVE COUNTY BOARD OF SUPERVISORS**

Jean Bishop, Chairman

ATTEST:

Ginny Anderson, Clerk of the Board