

# Board of Supervisors

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Chairman  
District 3

Patrick G. Call  
Vice-Chairman  
District 1

Paul Newman  
District 2



Jody N. Klein  
County Administrator

James E. Vlahovich  
Deputy County Administrator

Katie A. Howard  
Clerk

## RESOLUTION 07-11 (Public Lands Advisory Committee)

### CREATING COCHISE COUNTY PUBLIC AND STATE LANDS ADVISORY COMMITTEE

**WHEREAS**, ARS § 11-802 authorizes the Board of Supervisors to plan and provide for the future growth and improvements in the County in order to conserve and promote the public health, safety, convenience and general welfare; and

**WHEREAS**, a significant percentage of lands in Cochise County are state trust and federal public lands; and

**WHEREAS**, certain state and federal laws provide for consultation or coordination with local governments regarding use of public and state trust lands; and

**WHEREAS**, in providing consultation or coordination, the Board can benefit from advice, knowledge and input of residents who are familiar with and interested in public lands issues; and

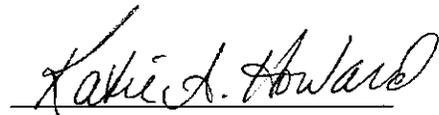
**NOW, THEREFORE BE IT RESOLVED**, that the Cochise County Board of Supervisors hereby establishes the Cochise County Public and State Lands Advisory Committee and the by-laws thereof, which are attached hereto as Exhibit A and adopted as a part of this Resolution. The Committee shall have the purpose, membership and scope of responsibilities as set forth in said by-laws.

**PASSED AND ADOPTED** by the Board of Supervisors of Cochise County, Arizona, this 12<sup>th</sup> day of February, 2007.

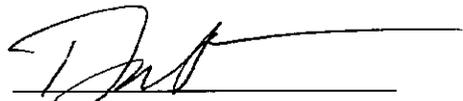
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Richard Searle, Chairman  
Cochise County Board of Supervisors

ATTEST:

  
Katie Howard, Clerk

APPROVED AS TO FORM:

  
Britt W. Hanson  
Deputy County Attorney



FEE # 070413942  
OFFICIAL RECORDS  
COCHISE COUNTY  
DATE 04/23/07 HOUR 3  
REQUEST OF  
COCHISE COUNTY BOARD OF SUPV  
CHRISTINE RHODES-RECORDER  
FEE : PAGES : 6

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**BY-LAWS  
COCHISE COUNTY PUBLIC AND STATE LANDS ADVISORY  
COMMITTEE**

**ARTICLE I**

Purpose

- 1.1 There is hereby established an advisory commission to be known as the Cochise County Public And State Lands Advisory Committee ("CCPSLAC") with the purpose of advising the Cochise County Board of Supervisors (the "Board") on matters affecting federal and state trust lands within Cochise County.

**ARTICLE II**

Committee Membership

- 2.1 CCPSLAC shall consist of six members.
- 2.2 To be qualified to serve, a person must be domiciled and registered to vote in Cochise County.
- 2.3 Each Board Supervisor shall appoint two members. Committee members should have knowledge or expertise on issues relating to use of public lands. Each Supervisor shall appoint at least one person who is a Cochise County public land permittee or Cochise County lessee of Arizona State Land.
- 2.4 For the original CCPSLAC, one member appointed by each Supervisor shall serve a term ending on the first June 30<sup>th</sup> following appointment, and the second member appointed by each Supervisor shall serve a term ending on the second June 30<sup>th</sup> following appointment. Thereafter, members shall serve two year terms (ending on June 30<sup>th</sup>). There are no term limits for serving as members.
- 2.5 Any vacancy shall be filled by appointment for the unexpired term in the same manner in which the member who created the vacancy was appointed.
- 2.6 By majority vote, each year CCPSLAC shall select a Chairperson, a Vice-Chair, and a Secretary from among its members. Each shall serve a term beginning on the date of selection through the following June 30<sup>th</sup>, at which time CCPSLAC shall once again select officers. There are no term limits for

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serving in office. In the event that a majority vote cannot be obtained for an officer, the Board shall appoint that office.

- 2.7 The Chairperson shall preside at all meetings and perform all other procedural duties as may be necessary or desirable for the functioning of the CCPSLAC. The Vice-Chair shall perform the duties of the Chairperson in the absence of the Chairperson. The Secretary shall ensure proper notice and distribution of materials to members, record all votes, maintain records and maintain minutes. If the Secretary is absent from the meeting, the Chair shall designate another member to perform the Secretary's duties for that meeting. The Secretary may request guidance from the Clerk of the Board or his/her designee in performance of the duties of the office and in storing records.
- 2.8 A member may be removed from CCPSLAC for cause, but only upon a unanimous vote of all three Supervisors.

### ARTICLE III

#### Meetings

- 3.1 CCPSLAC shall hold regular meetings at reasonable times and places fixed by the Chairman or members and as frequently as necessity dictates, but not less than twice a year .
- 3.2 The Chairperson, or any three members of CCPSLAC, may call a special meeting for a purpose as designated by the call. Any business conducted at such a special meeting shall be limited to the designated purpose.
- 3.3 All meetings of CCPSLAC shall be governed by Arizona Open Meetings laws, ARS § 38-431 et. seq.
- 3.4 Three committee members shall constitute a quorum.
- 3.5 The following shall be the regular order of business at a regular meeting:
- a. Roll Call
  - b. Call to the Public
  - c. Approval of the Minutes (of the last preceding meeting)
  - d. Unfinished Business
  - e. New Business
  - f. Call to Members
  - g. Adjournment
- 3.6 Voting shall occur by roll call. No proxy voting shall be allowed.

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3.7 In order to provide fair and thorough consideration by all members, at its meetings CCPSLAC shall not consider any document or writing presented by a CCPSLAC member or member of the public in support of or opposed to a resolution unless it has been provided to the Secretary and distributed to members at least forty-eight hours prior to the meeting.

## ARTICLE IV

### Advice to the Board

4.1 Any member of the Board or the collective Board may submit to CCPSLAC a request for advise on matters relating to use of public lands, consultations with Federal Agencies, or other activities on or relating to public lands that may impact the residents of Cochise County, including its customs, culture, and practices. Such issues may include but is not limited to County consultation on proposed U.S. Forest Service Plans, roadless issues, threatened or endangered species, NEPA compliance, and State trust land planning.

4.2 The manner in which CCPSLAC shall advise the Board shall be as follows. All advice and recommendations to the Board shall be made by written resolution that is passed by at least three members and specifically stating a suggested course of action by the Board. Minority positions may also be submitted to the Board on issues. Upon passage, a resolution shall be forwarded to the Clerk of the Board, who shall place it on the Board agenda for consideration. CCPSLAC shall not reconsider a resolution that has passed until it has been entered upon the agenda for and heard by the Board.

4.3 Where CCPSLAC deems it advisable, any such resolution may be accompanied by a written report explaining the reasons for the resolution. In addition, one member designated by the members who vote to pass a resolution may address the Board at a meeting at which the Board considers the Resolution. Any member of CCPSLAC who disagrees with, and votes against, such a resolution may provide a written report to accompany the resolution explaining the reasons against the resolution and address the Board at a meeting at which the Board considers the Resolution.

## ARTICLE V

### Legal Advice

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5.1 The County Attorney or his/her designee shall provide legal advice to CCPSLAC.

## ARTICLE VI

### Amendments

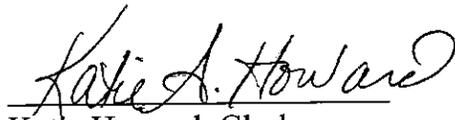
6.1 These By-Laws may be amended with the approval of three members of CCPSLAC, subject to final approval of the Board.

PASSED and ADOPTED by the Cochise County Board of Supervisors this  
6<sup>th</sup> day of February, 2007.



Richard Searle, Chairman  
Cochise County Board of Supervisors

ATTEST:



Katie Howard, Clerk

APPROVED AS TO FORM:



Britt W. Hanson  
Deputy County Attorney

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