



"The mission of Maricopa County is to provide regional leadership and fiscally responsible, necessary public services to its residents so they can enjoy living in healthy and safe communities"

Board Members

Andrew Kunasek, District 3, Chairman
Max Wilson, District 4, Vice Chairman
Fulton Brock, District 1
Don Stapley, District 2
Mary Rose Wilcox, District 5

County Manager

David Smith

Clerk of the Board

Fran McCarroll

Meeting Location

Supervisors' Auditorium
205 W. Jefferson
Phoenix, AZ 85003

FORMAL MEETING AGENDA

BOARD OF SUPERVISORS Maricopa County, Arizona

(and the Boards of Directors of the Flood Control District, Library District,
Stadium District, Improvement Districts and/or Board of Deposit)

**Wednesday, September 17, 2008
9:00 AM**

Agendas are available within 24 hours of each meeting in the Office of the Clerk of the Board, 301 West Jefferson, Tenth Floor, Phoenix, Arizona, Monday through Friday between the hours of 8:00 a.m. and 5:00 p.m. and on the internet at http://www.maricopa.gov/Clk_board/Agendas.aspx. One or more Board members may attend telephonically. Board members attending telephonically will be announced at the meeting. The Board may vote to recess into an executive session for the purpose of obtaining legal advice from the Board's attorney on any matter listed on the agenda pursuant to A.R.S. §38-431.03(A)(3). Accommodations for individuals with disabilities, including alternative format materials, sign language interpretation, and assistive listening devices are available upon 72 hours' advance notice through the Office of the Clerk of the Board, 301 West Jefferson Avenue, Tenth Floor, Phoenix, Arizona 85003, (602) 506-3766, Fax (602) 506-6402, TTY (602) 506-2000. To the extent possible, additional reasonable accommodations will be made available within the time constraints of the request.

See the Clerk and fill out a speaker's form if you would like to address the Board regarding any matter on the agenda.

Table of Contents

BOARD OF SUPERVISORS	3
PRESENTATIONS	3
STATUTORY HEARINGS	3
Clerk of the Board	3
Public Works	4
AGENCY ITEMS AND STATUTORY MATTERS.....	4
COUNTY OFFICERS	4
County Attorney	4
Sheriff.....	5
TRIAL COURTS	6
Juvenile Probation and Detention	6
COUNTY MANAGER	6
Crime Prevention - Meth Program	6
DEPUTY COUNTY MANAGER.....	7
Correctional Health	7
Health Care Programs	7
Management and Budget.....	7
Public Health.....	9
ASSISTANT COUNTY MANAGER - COMMUNITY COLLABORATION.....	13
Animal Care & Control Services	13
Human Services.....	14
CHIEF FINANCIAL OFFICER	15
Finance	15
Parks and Recreation	17
Risk Management	17
ASSISTANT COUNTY MANAGER - REGIONAL DEVELOPMENT SERVICES	18
Air Quality Department.....	18
Environmental Services	18
ASSISTANT COUNTY MANAGER - PUBLIC WORKS	18
Facilities Management	18
Public Works	19
BOARD OF SUPERVISORS	22
Clerk of the Board	22
SETTING OF HEARINGS	22
Planning and Development.....	22
CONSENT AGENDA.....	22
Clerk of the Board	22
BOARD OF SUPERVISORS ADDENDUM.....	23
Parks and Recreation	23
Planning and Development.....	24
County Attorney	24
IMPROVEMENT DISTRICT AGENDA.....	24
FLOOD CONTROL DISTRICT AGENDA.....	25
LIBRARY DISTRICT AGENDA	26
STADIUM DISTRICT AGENDA.....	27
CALL TO THE PUBLIC AND SUMMARY OF CURRENT EVENTS	27
CODE ENFORCEMENT REVIEW	27
PLANNING AND ZONING AGENDA	28
CONSENT AGENDA	28
REGULAR AGENDA	28

1. INVOCATION
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL

BOARD OF SUPERVISORS

4. Pet Showcase by Maricopa County Animal Care and Control.

PRESENTATIONS

5. **RECOGNITION OF MARICOPA COUNTY OFFICIALS**

Recognition of Maricopa County Elected Officials and Court Institution Department Directors who have been elected to national and state executive boards. (C-20-09-018-P-00)

6. **PRESENTATION OF A PLAQUE TO RICHARD A. WALLACE**

Presentation of a plaque to Engineering Division Manager and Superintendent of Streets, Richard A. Wallace, in recognition of his 34 years of service with Maricopa County. (C-91-09-040-P-00)

PRESENTATION/ACTION

7. **WORLD RABIES AWARENESS DAY**

Approve a resolution designating September 28, 2008, as World Rabies Awareness Day in Maricopa County and waive the rabies vaccination fee for all dogs and cats receiving rabies vaccinations at Maricopa County sponsored events scheduled September 23, 2008 and September 28, 2008. (C-79-09-021-M-00)

STATUTORY HEARINGS

Clerk of the Board

8. **LIQUOR LICENSE APPLICATIONS**

Pursuant to A.R.S. §4-201, this is the time scheduled for a public hearing on the applications for liquor licenses. At this hearing, the Board of Supervisors will determine the recommendation to the State Liquor Board as to whether the State Liquor Board should grant or deny the license.

a. FALCON GOLF CLUB

Approve an application filed by James Alwier Bellows for a Person-to-Person Transfer of Series 07-070230 Liquor License from Sheila Ann Reed, for Falcon Golf Club, 15152 W. Camelback Road, Litchfield Park, AZ 85340. MCLL#6274 (C-06-09-052-L-00)

b. VFW POST 12031

Approve an application filed by Alan John Bakas for a Special Event Liquor License for VFW Post 12031, at 41703 Gavilan Peak Pkwy, Anthem, AZ 85086, at 10:00 a.m. to 7:00 p.m. on November 8, 2008. (SELL #850) (F23249) (C-06-09-071-L-00)

c. ST. STEVENS CATHOLIC CHURCH

Approve an application filed by Fr. Pierre Hissey for a Special Event Liquor License, 24827 S. Dobson Road, Sun Lakes, AZ 85258, on October 24, 2008 from 5:00 to 10:30 p.m. MCSELL #846 (F23249) (C-06-09-074-L-00)

d. CATHOLIC DAUGHTERS OF THE AMERICAS

Approve an application filed by Joan Therese Cosson for a Special Event Liquor License, 14818 W. Deer Valley Drive, Sun City West, AZ 85375 on October 26, 2008 from 3:00 to 6:00 p.m. MCSELL #851 (F23249) (C-06-09-075-L-00)

Public Works

9. ROAD FILE DECLARATIONS

Approve, by resolution, petitions to open and declare the following roads into the county highway system. This action will serve as notice of the Board of Supervisors' acceptance of all U.S. Patent easements, reservations, rights-of-way or properties along the alignments into the Maricopa County highway system and will also authorize the maintenance and acquisition of the necessary rights-of-way through donation, purchase, or condemnation.

- a. Road File No. 5802.** In the general vicinity of Area bounded on the North by Camelback Road, on the South by Indian School Road, on the West by Dysart Road and on the East by El Mirage Road. (Supervisory District 4) (C-91-09-015-M-00)

AGENCY ITEMS AND STATUTORY MATTERS

COUNTY OFFICERS

County Attorney

10. FEDERAL EQUITABLE SHARING AGREEMENT AND ANNUAL CERTIFICATION REPORT

Approve the FY 2007-08 Federal Equitable Sharing Agreement and Annual Certification Report between the Maricopa County Attorney's Office (agency) and the U. S. Department

of the Treasury and the U. S. Department of Justice. This report accounts for federal equitable sharing funds received from the U. S. Department of the Treasury or the U. S. Department of Justice. The term of this agreement commences October 1, 2008 and expires September 30, 2009. Also, authorize the Chairman of the Board of Supervisors to sign all documents related to this certification report and agreement. (C-19-09-022-M-00)

Sheriff

11. TERMINATION OF THE LAW ENFORCEMENT SERVICES CONTRACT WITH THE TOWN OF GUADALUPE

Approve the request of the Sheriff's Office to terminate the contract for Law Enforcement Services with the Town of Guadalupe originally approved by the Board on August 22, 2007 (C-50-08-005-2-00). The Sheriff will send the final notification for the 180-day written notice to the Town with the Clerk's certification of this item. Also, approve per A.R.S. 42-17106 the following changes: reduce the Sheriff's Office FY 2009 general fund (100) revenue appropriation by (\$348,858), (\$1,205,046) annualized, and the Sheriff's Office FY 2009 general fund (100) expenditure appropriation by (\$280,559), (\$975,772) annualized.

Termination of this contract begins 180 days following the delivery of the written notice to the Town, and the anticipated termination is midnight, March 16, 2009. This item was continued from the August 6, 2008 meeting. (C-50-08-005-2-01)

12. HIGHWAY SAFETY CONTRACT WITH THE GOVERNOR'S OFFICE OF HIGHWAY SAFETY AND ACCEPT GRANT FUNDS

Approve the Highway Safety Contract between the Governor's Office of Highway Safety (GOHS) and the Maricopa County Sheriff's Office and acceptance of \$40,000 in grant funding for the purpose of purchasing a one-time addition to the fleet of one unmarked aggressive driver car. The Planned Project Period is May 1, 2008 through April 30, 2009. Also approve an increase to the Sheriff's Office grant fund (251) revenue and expenditure appropriations for FY 2008-09 not-to-exceed \$40,000. These revenues are not "local revenues" for the purpose of the constitutional expenditure limitation, and therefore expenditure of the funds is not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditure of local revenues duly adopted by the Board pursuant to A.R.S. 42-17105.

The Sheriff's Office FY 2008-09 indirect costs rate is 12.2%. The Grantor does not allow for indirect cost recovery. This is a capital purchase therefore there is no indirect costs associated with this grant (\$4,880). (C-50-07-560-3-01)

13. DONATION TO SHERIFF'S M.A.S.H.

Accept the \$400 donation to the Maricopa County Sheriff's Animal Safe Hospice (MASH) from Randy Hart. (C-50-09-019-M-00)

14. DONATION REPORTS

Accept the donation reports received from Sheriff's Department for August 2008. Donation reports are on file in the Clerk of the Board's Office. (C-06-09-104-D-00)

TRIAL COURTS

Juvenile Probation and Detention

15. AMENDMENT TO AGREEMENT WITH GOVERNOR'S OFFICE FOR CHILDREN, YOUTH AND FAMILIES, DIVISION FOR CHILDREN

Approve Amendment No. 2 to an agreement between Governor's Office for Children, Youth and Families, Division for Children (Amendment No. 4, Sub-grantee Agreement #J1-CSG-07-7181-01Y2) and Maricopa County through the Juvenile Probation Department in the amount of \$158,251 (includes prior amendment of \$39,563 plus balance of Year 3 funding). This amendment is funded by a grant from Governor's Office for Children, Youth and Families, Division for Children, Amendment No. 4, Sub-grantee Agreement #J1-CSG-07-7181-01Y2. The purpose of this amendment is to extend date of grant and increase funding. This amendment is effective from July 1, 2008, to June 30, 2009. All other terms and conditions of this agreement remain in full force and effect. The 2009 Juvenile Probation indirect rate was 32.1% and the grantor capped the allowable indirect rate at 10% of grant funded direct program expenses. The total indirect costs are \$46,180, of which \$14,386 are allowable and \$31,794 are unallowable.

The Justice Involved Youth With Children (JIYWC)/Helping Others with Parenting Education (HOPE) Program offers pregnant and parenting teens the opportunity to participate in parenting and life skills training within each detention facility – Durango and SEF, as well as at community centers. Parenting Case Managers at each location are responsible for participant recruitment, facilitation of programming (by community partners and/or by the Case Managers themselves) and case management/aftercare services. Baby Camps for young mothers and young fathers are held in the spring and fall, to allow pregnant and parenting teens an opportunity to spend a weekend attending workshops designed to increase parenting skills, self-esteem and life skills – while interacting with their children and peers. Transportation, food and program expenses are provided as part of the program. This grant extension will provide continued funding for three Youth Parenting Case Manager positions, ongoing training for staff and program partners, and collaboration with partners to provide additional services for youth such as programming and the Baby Camps for Young Fathers/Mothers. This extension offers twelve-months time extension and twelve months (includes amendment 2 time and financial agreements) for program expenses. The Justice Involved Youth With Children (JIYWC)/Helping Others with Parenting Education (HOPE) Program offers pregnant and parenting teens the opportunity to participate in parenting and life skills training within each detention facility – Durango and SEF, as well as at community centers. Parenting Case Managers at each location are responsible for participant recruitment, facilitation of programming (by community partners and/or by the Case Managers themselves) and case management/aftercare services. Baby Camps for young mothers and young fathers are held in the spring and fall, to allow pregnant and parenting teens an opportunity to spend a weekend attending workshops designed to increase parenting skills, self-esteem and life skills – while interacting with their children and peers. Transportation, food and program expenses are provided as part of the program. (C-27-08-008-3-02)

COUNTY MANAGER

Crime Prevention - Meth Program

16. TERMINATION OF IGA WITH CITY OF PHOENIX HUMAN SERVICES DEPARTMENT FOR THE YOUNG FIRST OFFENDER PROGRAM

Approve termination of Intergovernmental Agreement with City of Phoenix Human Services Department for the Young First Offender Program. This termination is mutually agreed upon between both parties and was effective June 30, 2008. (C-42-08-011-2-01)

DEPUTY COUNTY MANAGER

Correctional Health

17. WAIVER TO COMPENSATION PLAN VI.A SALARY ADVANCEMENT

Approve a waiver to the Maricopa County Compensation Plan Section VI.A. Salary Advancement to allow a salary advancement to be effective retroactively to April 25, 2008, for Dr. Sudha Rao, MD, in Correctional Health Services (CHS), to correct an earlier erroneous placement of Dr. Rao in a lower than appropriate pay grade. The cost associated with the approval of this retroactive salary advancement request is \$1,302.32 and will be fully funded within the department's current budget this fiscal year and subsequent years. (C-26-09-002-M-00)

Health Care Programs

18. CONTRACT RENEWAL WITH MEDPRO

Approve an Amendment to C-39-05-033-1-02, a Contract between MEDPRO and Maricopa County through the Office of Management and Budget in the not-to-exceed amount of \$1,100,000. The purpose of this amendment is to retroactively approve an extension of this contract from July 1, 2007 through June 30, 2008, and extend this contract for an additional year from July 1, 2008 through June 30, 2009, pursuant to Section 2. This contract is for professional medical services, as authorized by Health Care Programs and Correctional Health Services. The amendment will provide for continued professional services to be provided at the public health department's clinic and other correctional health, mental health, juvenile detention facilities, and other related physician with the agreement of the MedPro and the Deputy Budget Director in an amount not to exceed \$1,100,000. This amendment is effective from July 1, 2007 to June 30, 2009; all other terms and conditions of the Contract remain in full force and effect. (C-39-05-033-1-03)

Management and Budget

19. BUDGET MANAGEMENT CHANGE FOR THE EQUIPMENT SERVICES DEPARTMENT

Per the Board approved Budgeting for Results Accountability Policy section D.14, approve a budget management change for the Equipment Services Department from "lump sum budgeting" to "selective line item budget review" beginning immediately through June 30, 2009. This action is necessary due to the fact that the Equipment Services Department exceeded their Board approved appropriation in FY 2007-08.

As of the final close for FY 2007-08, the Equipment Services Department has overspent their Equipment Services Fund (654) expenditure budget in the amount of \$54,879. In addition, the projected spending amounts provided by the department as required in the on-going maintenance of their budget was far less than the appropriated budget and actual expenditures. This indicates that the department needs to execute its budget in a more fiscally responsible manner. Board approved Budgeting for Results Accountability Policy section D.14 states the following: "if a department exceeds its appropriated expenditure

budget, the department's expenditures will be reviewed by the Office of Management and Budget to identify the cost of the overrun. The Office of Management and Budget will report its findings, along with a recommended corrective action plan, to the Board of Supervisors/Board of Directors. Corrective action plans may include (but will not be limited to) adopting appropriated budgets for that department at the level of program/activity and/or object of expenditure and a reduction of the department's appropriated budget in the subsequent fiscal year in an amount up to the amount of the overrun in the prior fiscal year. OMB's recommended corrective action plan is to place the Equipment Services Department on a selective line item budget review plan at both the program/activity and at selected object codes. OMB has met with Equipment Services staff to develop an action plan to carry out this recommendation. This will include monthly meetings to assess prior month actuals and forecasts as well as on-going monitoring of all expenditures. (C-49-09-020-6-00)

20. AGREEMENT AND ACCEPT FUNDS FROM DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR HIV/AIDS SERVICES

Approve the agreement and acceptance of grant funds from Department of Health and Human Services, Grant No. H3MHA08443-02-00, in the not-to-exceed amount of \$210,026. These grant funds are for services to minorities infected with or affected by HIV/AIDS. The grant award begins on August 1, 2008 and ends on July 31, 2009. Authorize the Chairman to sign all documents related to these grant funds, as applicable. \$178,522 is passed through to subrecipients and is not subject to indirect cost. The grant allows a 10% rate for indirect costs, or \$2,864 which may be incurred by the Health Care Programs or Maricopa County for the administration of this grant. The Maricopa County Department of Finance has estimated the Health Care Programs' composite indirect cost rate at 10%. The recoverable indirect cost of administering this grant is \$2,864. Also, approve revenue and expenditure appropriation adjustments to the Health Care Programs (390) Public Health Grants Fund (532) associated with the grant in the amount of \$210,026 for FY 2009. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore, expenditure of the funds is not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditure of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105.

Department of Health Care Programs receives funds from HRSA, under Part A of the Ryan White HIV/AIDS Treatment Modernization Act, to provide services to people infected with, or affected by HIV/AIDS. The grant provides contracts with HIV and AIDS service organizations which deliver/enhance health related and support services for HIV positive/affected persons. These services include, but are not limited to, case management, counseling, outpatient health services, food and nutrition services, legal services, transportation, and emergency financial assistance. Pursuant to federal statute, 85% of the grant funds must be passed through to sub-contractors. (C-49-09-021-G-00)

21. INTERGOVERNMENTAL AGREEMENT WITH ARIZONA DEPARTMENT OF HEALTH SERVICES FOR SMI SERVICES

Approve an Intergovernmental Agreement (HG832130) between Arizona Department of Health Services and Maricopa County through the Office of Management and Budget, in the not-to-exceed amount of \$40,669,271. The purpose of this Intergovernmental Agreement is to extend the existing arrangement for the County's funding of behavioral health services for a term of one year. County funding for services to the seriously mentally ill (SMI) under this IGA will be \$35,812,685 for FY 2008-09. This increases the level of County funding based on medical inflation for services to the seriously mentally ill by \$1,705,366 over the funding paid under the previous IGA (C-45-08-001-0-00) in FY2007-08. The FY 2008-09 IGA also requires the County to fund non-SMI services in the amount of \$3,366,705 and substance abuse services in the amount of \$1,489,871 for the one-year term which is equal to the

FY2007-08 level. The IGA will become effective upon Board approval until June 30, 2009. The IGA may be amended, further extended or terminated pursuant to the IGA provisions, including a 90-day termination without cause provision. Total County funding for behavioral health services in FY 2008-09 under the IGA will be \$40,669,271 for a one-year term. This Intergovernmental Agreement is effective from July 1, 2008 until June 30, 2009.

Pursuant to the judgment in *Arnold v Sarn* and the subsequent March 10, 1994 court order, the County is required to enter into an Intergovernmental Agreement (IGA) between Maricopa County and the Arizona Department of Health Services (ADHS) under which the County contributes funding for behavioral health services for seriously mentally ill (SMI) indigent residents of the County. The County also contributes funding for non-SMI services under the IGA in order to integrate the behavioral health system in Maricopa County. The IGA requires the County to adjust its SMI contribution annually. Through FY01, the adjustment was calculated by using a base amount established in the FY96 IGA, as adjusted in subsequent IGA's. Since FY01, the amount has been determined by multiplying the base amount each year by an inflation factor derived from the Bureau of Labor Statistics medical market basket cost index.
(C-49-09-019-3-00)

22. AMENDMENT TO IGA WITH ADHS FOR MENTAL HEALTH SERVICES TO REMANDED JUVENILES

Approve Amendment No. 1 to Intergovernmental Agreement (HG832131) between the Arizona Department of Health Services (ADHS) and Maricopa County authorizing ADHS or its contracted Regional Behavioral Health Authority (RBHA) to provide mental health services to remanded juveniles (of a screening agency, an evaluation agency and mental health treatment agency) when evaluation is ordered by the Maricopa County Superior Court pursuant to Arizona Revised Statutes, (A.R.S.) Title 36, Chapter 5, Article 4 and treatment is ordered by the Superior Court pursuant to Arizona Revised Statutes, Title 36, Chapter 5, Article 5. The IGA authorizes ADHS or its RBHA to expend up to \$200,000 from the "Non-SMI" payment funds that the County already provides to ADHS pursuant to the IGA executed in connection with *Arnold vs. Sarn* for behavioral health services for FY 2008-09. This Amendment will become effective upon Board approval until June 30, 2009.

The Department of Health Care Mandates and ADHS, in conjunction with the Superior Court, previously negotiated to provide evaluation services for remanded juveniles using funds that are not part of the County's mandated obligations under *Arnold v. Sarn*. Funding for this IGA is capped at \$200,000 and is included in the \$3,366,705 "Non-SMI Payment" amount noted in the behavioral health services IGA between Maricopa County and ADHS for FY2008-09. Executing this IGA will not increase the County's cost for SMI and Non-SMI treatment under the agreement executed in connection with *Arnold v. Sarn*. (C-49-09-019-3-01)

Public Health

23. AMENDMENT TO MOU WITH WASHINGTON ELEMENTARY SCHOOL DISTRICT FOR DENTAL SEALANT SERVICES

Approve Amendment No. 1, to the Memorandum of Understanding (MOU) between the Washington Elementary School District and Maricopa County through its Department of Public Health, Office of Oral Health Dental Sealant Program for free dental sealant services for the students. Amendment No. 1 will be effective upon execution by the Board. The MOU period is from August 1, 2008 through July 31, 2009. All other terms and conditions of the original MOU shall remain in full force and effect. (C-86-08-023-M-01)

24. AMENDMENT TO CONTRACT WITH ARIZONA BOARD OF REGENTS D.B.A. ARIZONA STATE UNIVERSITY FOR WELL WOMAN HEALTHCHECK SERVICES

Approve Amendment No. 8 to Contract No. C-86-06-023-1 between the Arizona Board of Regents d.b.a. Arizona State University (ASU) and Maricopa County through its Department of Public Health to provide Well Woman Healthcheck services to uninsured or underinsured women. This amendment increases the contract amount by \$40,000 for the not-to-exceed amount of \$140,000 for the budget period July 1, 2008 through June 30, 2009. This amendment also:

- Revises 2.0 PAYMENT, 2.1 (page 1): "Any increases in the amount of the contract shall be accomplished through purchase orders."
- Revises Section 2.0 Payment, 2.3: "Combined total of all subcontracts shall not surpass the not-to-exceed amount of the IGA between MCDPH and Arizona Department of Health Services (ADHS), No. HG761266 in the amount of \$610,388 for the Well Woman Healthcheck Program. This amount includes contractual costs not including direct screening and diagnostics. An additional \$75,000 for screening and diagnostic costs is provided by a grant from Susan G. Komen, C-86-08-069-3-00." All other terms and conditions of the original contract shall remain in full force and effect.

This agreement is a subcontract to IGA (HG761266) between Maricopa County through its Department of Public Health, and the Arizona Department of Health Services (ADHS) and does not increase the county general fund. Reimbursement to subcontractors is on a per enrollee basis at a rate established by ADHS. Additional funding is provided by a grant from the Phoenix Affiliate of the Susan G. Komen Breast Cancer Foundation and does not increase the county general fund. This funding augments Well Woman Healthcheck services and provides additional funds for diagnostic and treatment services. Arizona Board of Regents d.b.a. Arizona State University was a successful respondent to a Review of Qualifications (MC1-348) issued by the Maricopa County Department of Public Health on July 1, 2005 (PH ROQ 05-010). (C-86-06-023-1-08)

25. AMENDMENT TO CONTRACT WITH CLINICA ADELANTE, INC. FOR WELL WOMAN HEALTHCHECK SERVICES

Approve Amendment No. 6 to Contract No. C-86-06-018-1 between Clinica Adelante, Inc. and Maricopa County through its Department of Public Health to provide Well Woman Healthcheck services to uninsured or underinsured women. This amendment increases the contract by \$20,000 for a not-to-exceed amount of \$40,000 for the budget period July 1, 2008 through June 30, 2009. This amendment also:

- Revises 2.0 PAYMENT, 2.1 (page 1): "Any increases in the amount of the contract shall be accomplished through purchase orders."
- Revises Section 2.0 PAYMENT, 2.3: "Combined total of all subcontracts shall not surpass the not to exceed amount of the IGA between MCDPH and Arizona Department of Health Services (ADHS), No. HG761266 in the amount of \$610,388 for the Well Woman Healthcheck Program. This amount includes contractual costs not including direct screening and diagnostics. An additional \$75,000 for screening and diagnostic costs is provided by a grant from Susan G. Komen, C-86-08-069-3-00." All other terms and conditions of the original contract shall remain in full force and effect.

This agreement is a subcontract to IGA (HG761266) between Maricopa County through its

Department of Public Health, and the Arizona Department of Health Services (ADHS) and does not increase the county general fund. Reimbursement to subcontractors is on a per enrollee basis at a rate established by ADHS. Additional funding is provided by a grant from the Phoenix Affiliate of the Susan G. Komen Breast Cancer Foundation and does not increase the county general fund. This funding augments Well Woman Healthcheck services and provides additional funds for diagnostic and treatment services. Clinica Adelante, Inc. was a successful respondent to a Review of Qualifications (MC1-348) issued by the Maricopa County Department of Public Health on July 1, 2005 (PH ROQ 05-010). (C-86-06-018-1-08)

26. AMENDMENT TO CONTRACT WITH CATHOLIC HEALTHCARE WEST D.B.A. ST. JOSEPH'S HOSPITAL FOR WELL WOMAN HEALTHCHECK SERVICES

Approve Amendment No. 8 to Contract No. C-86-06-028-1 between Catholic Healthcare West d.b.a. St. Joseph's Hospital and Medical Center and Maricopa County through its Department of Public Health to provide Well Woman Healthcheck services to uninsured or underinsured women. This amendment increases the contract by \$40,000 for a not-to-exceed amount of \$100,000 for the budget period July 1, 2008 through June 30, 2009. This amendment also:

- Revises 2.0 PAYMENT, 2.1 (page 1): "Any increases in the amount of the contract shall be accomplished through purchase orders."
- Revises Section 2.0 PAYMENT, 2.3: "Combined total of all subcontracts shall not surpass the not to exceed amount of the IGA between MCDPH and Arizona Department of Health Services (ADHS), No. HG761266 in the amount of \$610,388 for the Well Woman Healthcheck Program. This amount includes contractual costs not including direct screening and diagnostics. An additional \$75,000 for screening and diagnostic costs is provided by a grant from Susan G. Komen, C-86-08-069-3-00." All other terms and conditions of the original contract shall remain in full force and effect.

This agreement is a subcontract to IGA (HG761266) between Maricopa County through its Department of Public Health, and the Arizona Department of Health Services (ADHS) and does not increase the county general fund. Reimbursement to subcontractors is on a per enrollee basis at a rate established by ADHS. Additional funding is provided by a grant from the Phoenix Affiliate of the Susan G. Komen Breast Cancer Foundation and does not increase the county general fund. This funding augments Well Woman Healthcheck services and provides additional funds for diagnostic and treatment services. Catholic Healthcare West d.b.a. St. Joseph's Hospital and Medical Center was a successful respondent to a Review of Qualifications (MC1-348) issued by the Maricopa County Department of Public Health on July 1, 2005 (PH ROQ 05-010). (C-86-06-028-1-08)

27. AMENDMENT TO CONTRACT WITH MOUNTAIN PARK HEALTH CENTER, INC. FOR WELL WOMAN HEALTHCHECK SERVICES

Approve Amendment No.12 to Contract No. C-86-07-004-1 between Mountain Park Health Center, Inc. and Maricopa County through its Department of Public Health (MCDPH) to provide Well Woman Healthcheck services. This amendment increases the contract by \$72,000 for a not-to-exceed amount of \$120,000 for budget period July 1, 2008 through June 30, 2009. This amendment also does the following:

- Revises 2.0 Payment, 2.1 (page 1) of the original contract (C-86-07-004-1) shall be deleted and replaced with "the amount of the contract amendment shall not exceed \$120,000. Any increase in the amount of the contract shall be accomplished through

purchase orders issued by the County.

- Revises Section 2.0 Payment, 2.3: “Combined total of all subcontracts shall not surpass the not to exceed amount of the IGA between MCDPH and Arizona Department of Health Services (ADHS), No. HG761266 in the amount of \$610,388 for the Well Woman Healthcheck Program. This amount includes contractual costs not including direct screening and diagnostics. An additional \$75,000 for screening and diagnostic costs is provided by a grant from Susan G. Komen, C-86-08-069-3-00.” All other terms and conditions of the original contract shall remain in full force and effect.

This agreement is a subcontract to IGA (HG761266) between Maricopa County through its Department of Public Health, and ADHS and does not increase the county general fund. Reimbursement to subcontractors is on a per enrollee basis at a rate established by ADHS. Additional funding is provided by a grant from the Phoenix Affiliate of the Susan G. Komen Breast Cancer Foundation and does not increase the county general fund. This funding augments Well Woman Healthcheck services and provides additional funds for diagnostic and treatment services. Mountain Park Health Center, Inc. was a successful respondent to a Review of Qualifications (MC1-348) issued by the Maricopa County Department of Public Health on July 1, 2005 (PH ROQ 05-010). (C-86-07-004-1-09)

28. AMENDMENT TO MARICOPA COUNTY SPECIAL HEALTH CARE DISTRICT D.B.A. MARICOPA INTEGRATED HEALTH SYSTEM FOR WELL WOMAN HEALTHCHECK SERVICES

Approve Amendment No. 3 to Intergovernmental Agreement (IGA) No. C-86-08-044-2 between Maricopa County Special Health Care District, d.b.a. Maricopa Integrated Health System (MIHS) and Maricopa County through its Department of Public Health, to provide Well Woman Healthcheck services to uninsured or underinsured women. This amendment increases the contract by \$25,000 for a not-to-exceed amount of \$155,000 for the budget period ending July 1, 2008 through June 30, 2009. This amendment also:

- Revises 2.0 Payment, 2.1 (page 1) of the original contract (C-86-08-044-2) shall be deleted and replaced with “the amount of the contract amendment shall not exceed \$155,000. Any increase in the amount of the contract shall be accomplished through purchase orders issued by the County.
- Revises Section 2.0 PAYMENT, 2.3: “Combined total of all subcontracts shall not surpass the not-to-exceed amount of the IGA between MCDPH and Arizona Department of Health Services (ADHS), No. HG761266 in the amount of \$610,388 for the Well Woman Healthcheck Program. This amount includes contractual costs not including direct screening and diagnostics. An additional \$75,000 for screening and diagnostic costs is provided by a grant from Susan G. Komen, C-86-08-069-3-00.” All other terms and conditions of the original IGA shall remain in full force and effect.

This agreement is a subcontract to IGA (HG761266) between Maricopa County through its Department of Public Health, and the Arizona Department of Health Services (ADHS) and does not increase the county general fund. Reimbursement to subcontractors is on a per enrollee basis at a rate established by ADHS. Additional funding is provided by a grant from the Phoenix Affiliate of the Susan G. Komen Breast Cancer Foundation and does not increase the county general fund. This funding augments Well Woman Healthcheck services and provides additional funds for diagnostic and treatment services. MIHS was a successful respondent to a Review of Qualifications (MC1-348) issued by the Maricopa County Department of Public Health on July 1, 2005 (PH ROQ 05-010). (C-86-08-044-2-04)

29. AGREEMENT WITH SALT RIVER PIMA - MARICOPA INDIAN COMMUNITY FOR STRATEGIC NATIONAL STOCKPILE ASSETS

Approve the non-financial Agreement between Salt River Pima – Maricopa Indian Community (Salt River) and Maricopa County through its Department of Public Health's Emergency Management Program (PHEM) to provide Strategic National Stockpile (SNS) assets to Salt River in the case of a public health emergency. The term of this agreement shall begin upon Board approval and shall be in effect until terminated by either party.
(C-86-09-026-3-00)

30. AGREEMENT WITH ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (AHCCCS)

Approve an Agreement between Arizona Health Care Cost Containment System (AHCCCS) and Maricopa County through its Department of Public Health, for the purpose of allowing Healthcare for the Homeless to participate as a provider in a new web based health information exchange. This Agreement is non-financial and is effective from the date of Board of Supervisors approval and will be in effect until terminated by either party.
(C-86-09-025-3-00)

ASSISTANT COUNTY MANAGER - COMMUNITY COLLABORATION

Animal Care & Control Services

31. DONATION

Accept the monetary donation from the **Southeast Regional Association of Realtors** of Mesa, AZ in the amount of \$1,000 for the care of the animals. Donation revenue funds are deposited into Fund (573) as they are received. Donation funds are not local revenues for the purpose of the constitutional expenditure limitations, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this action requested does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C-79-09-017-D-00)

32. AGREEMENT WITH GERMAN SHORTHAIK POINTER RESCUE FOR NEW HOPE PROGRAM

Approve an Agreement between Tara Brooksby, d.b.a. German Shorthair Pointer Rescue of AZ, 1182 W. Maplewood Court, Chandler, AZ 85286, and Maricopa County to allow German Shorthair Pointer Rescue of AZ under the New Hope Program to rescue animals that have been deemed eligible for the New Hope program. Maricopa County will provide a rabies vaccination, dog license tag and new owner transfer fee within the first year of rescue for each dog three months of age or older at no cost to the Contractor. The cost for these services is \$40 for each animal rescued. Animal Care & Control estimates 42 new hope rescues over the term of the agreement, for a total of \$1,680. The term of this Agreement is from September 3, 2008 through June 30, 2011. (C-79-09-018-3-00)

33. AGREEMENT WITH MAYDAY PIT BULL RESCUE FOR NEW HOPE PROGRAM

Approve an Agreement between Jennifer Mazzocchi, d.b.a. Mayday Pit Bull Rescue and Advocacy, 1208 E. Marco Polo Road, Phoenix, AZ 85024, and Maricopa County to allow Mayday Pit Bull Rescue and Advocacy under the New Hope Program to rescue animals that have been deemed eligible for the New Hope program. Maricopa County will provide a

rabies vaccination, dog license tag and new owner transfer fee within the first year of rescue for each dog three months of age or older at no cost to the Contractor. The cost for these services is \$40 for each animal rescued. Animal Care & Control estimates 10 new hope rescues over the term of the agreement, for a total of \$400. The term of this Agreement is from September 3, 2008 through June 30, 2009. (C-79-09-019-3-00)

34. UNO POR UNO - RABIES VACCINATIONS

Waive the differential rabies vaccination fee of \$20 for the Uno por Uno rabies vaccination clinics that will be held each week on a continued basis as part of the Maricopa County Animal Care and Control services. The Uno por Uno program estimates 10,000 vaccinations will be administered annually. The cost of the rabies vaccinations will be paid through general donations received already in Fund (573) fund balance. Each vaccination clinic is estimated to cost \$3,500. The ability to waive the differential rabies vaccination fee will become effective October 1, 2008 through September 30, 2009. Per A.R.S. §42-17106(b), approve the increase of expenditure authority in the amount of \$150,000 in FY 2008-09 Animal Care and Control (790) Animal Care and Control Donations Fund (573) Non-recurring (0001). This amount will use fund balance to fund the costs associated with each vaccination for the remainder of the fiscal year. (C-79-09-020-M-00)

Human Services

35. AMENDMENT TO LEATHERS, MILLIGAN AND ASSOCIATES CONTRACT

Approve Amendment No. 4 to a Contract between Leathers, Milligan and Associates, Inc. and Maricopa County through the Human Services Department in the not-to-exceed amount of \$50,000. The purpose of this amendment is to increase the dollar amount by \$50,000 for a total not-to-exceed contract dollar amount of \$150,000. This amendment is effective from September 17, 2008 to June 30, 2009. All other terms and conditions of the Contract remain in full force and effect. (C-22-05-151-1-04)

36. AMENDMENT TO IGA WITH ARIZONA DEPARTMENT OF ECONOMIC SECURITY

Approve Amendment No. 2 to an Intergovernmental Agreement between Arizona Department of Economic Security (8) and Maricopa County through the Human Services Department. The purpose of this amendment is to rescind local WIA funds in the amount of (\$2,043,187.00). This decrease in funding is the result of a rescission of funds at the federal and state level. (C-22-09-008-3-02)

37. AMENDMENT TO CONTRACT WITH PIMA PREVENTION PARTNERSHIP

Approve Amendment No. 1 to a Contract between Pima Prevention Partnership and Maricopa County through the Human Services Department in the not-to-exceed amount of \$336,000. This amendment is funded by a grant from U.S. Department of Health and Human Services (C-22-09-001-3-ZZ). The purpose of this amendment is to exercise its first amendment of the four one-year renewal options. This amendment is effective from September 30, 2008 to September 29, 2009. All other terms and conditions of the Contract remain in full force and effect. (C-22-08-129-1-01)

38. ADMINISTRATIVE CORRECTION TO MOU WITH VALLEY CHRISTIAN CENTER, INC.

Approve an administrative correction to the action taken by the Board on August 20, 2008, regarding the Memorandum of Understanding between Valley Christian Center, Inc. and Maricopa County through the Human Services Department. This administrative correction clarifies that the effective date of the MOU is from August 6, 2008 until August 31, 2009. All

other terms and conditions of the Memorandum of Understanding remain in full force and effect. (C-22-09-093-3-01)

39. IGA WITH SCOTTSDALE UNIFIED SCHOOL DISTRICT FOR HEAD START FOOD SERVICES

Approve an Intergovernmental Agreement between Scottsdale Unified School District and Maricopa County through the Human Services Department, in the not-to-exceed amount of \$34,073. This Intergovernmental Agreement is funded by a grant from The U.S. Department of Health and Human Services, (C-22-09-001-3-ZZ). The purpose of this Intergovernmental Agreement is to provide food catering to participants in Maricopa County Head Start Zero-Five Program. This Intergovernmental Agreement is effective from October 1, 2008 until September 30, 2009. (C-22-09-099-3-00)

CHIEF FINANCIAL OFFICER

Finance

40. FUNDS TRANSFERS; WARRANTS

Approve regular and routine fund transfers from the operating funds to clearing funds including payroll, journal entries, allocations, loans, and paid claims and authorize the issuance of the appropriate related warrants. Said warrants and claims are recorded on microfiche retained in the Department of Finance in accordance with the Arizona State Department of Library Archives and Public Records retention schedule, and are incorporated herein by this reference.

41. INDUSTRIAL DEVELOPMENT AUTHORITY FOR THE ISSUANCE OF ITS VARIABLE RATE DEMAND SOLID WASTE DISPOSAL REVENUE BONDS (AMBIAN DAIRY LLC PROJECT) SERIES 2008

Adopt a Resolution approving the proceedings of The Industrial Development Authority of the County of Maricopa, Arizona for the issuance of its Variable Rate Demand Solid Waste Disposal Revenue Bonds (Ambian Dairy LLC Project) Series 2008, to be issued in one or more series in an amount not-to- exceed \$5,000,000 aggregate principal amount. This item is being considering by the Board of Supervisors solely to satisfy the public approval requirement of Section 147(f) of the Internal Revenue Code of 1986, as amended, and the requirement of A.R.S. §35-721B, that the Board of Supervisors approve the proceedings under which bonds of The Industrial Development Authority of the County of Maricopa are issued. (C-18-09-014-4-00)

42. TRANSFER OF EXPENDITURE AUTHORITY FOR CHANDLER INTERIM EMERGENCY SERVICES

Pursuant to A.R.S. §42-17106(b), approve the transfer of expenditure authority in the amount of \$40,281 from FY 2008-09 Non-Departmental (470) General Fund (100) Contingency (4711) Non-Recurring (0001) to a new line item in Non-Departmental (470) General Fund (100) Other Programs (4712) Non-recurring (0001) entitled "Chandler Interim Emergency Services." This action authorizes the transfer of contingency funds to pay the City of Chandler in accordance with the intergovernmental agreement between Maricopa County and the City of Chandler for the Provision of Interim Emergency Services within County Islands approved by the Board of Supervisors on August 22, 2007 (C-20-08-023-2-00) in the amount of \$40,280.90. (C-18-09-015-2-00)

43. CAPITAL LEASE DOCUMENTS FOR FINANCING OF THE OFFICE OF MEDICAL EXAMINER MASS SPECTROMETER LABORATORY EQUIPMENT

Approve and authorize the Chairman to execute all capital lease documents required for the financing of the Office of Medical Examiner mass spectrometer laboratory equipment in an amount not-to-exceed \$195,000 (principal). Authorize appropriate departmental representatives to sign lease documents. All capital lease documents are subject to County Counsel approval. The Department of Finance will facilitate the eight-year reimbursement capital lease. The Office of the Medical Examiner will be expending funds for the capital equipment and will be reimbursed from the proceeds of the capital lease. Estimated total capital lease payments, with an approximate 5.00% (estimated) interest rate for the maximum principal amount financed of \$195,000, equates to yearly debt service payments of approximately \$29,625 (principal and interest); monthly capital lease payments will be approximately \$2,469 (principal and interest). The funds are budgeted. (C-18-09-017-M-00)

44. RESOLUTION AUTHORIZING LINE OF CREDIT AGREEMENT WITH WELLS FARGO BANK FOR COUNTY ISLAND FIRE DISTRICTS

Adopt a Resolution and approve the Revolving Line of Credit Agreement with Wells Fargo Bank for county island fire districts. Also, approve the Revolving Lines of Credit Notes for the Gilbert County Island Fire District and the Tempe County Island Fire District.

Pursuant to A.R.S. 11-604.01, the Board of Supervisors may enter into agreements with a financial institution authorized to do business in this state for the purpose of obtaining a separate and distinct revolving line of credit for the County and each individual political subdivision of the County for the current fiscal year to pay the lawful claims and obligations of that political subdivision until sufficient monies for payment from property taxes and other non restricted revenues are received by the Treasurer. The Gilbert and Tempe County island fire districts have been duly created and have assessed taxes for the 2008-09 tax year. The proposed lines of credit will enable these districts to meet their financial obligations and operate until such time as monies are received from property taxes. (C-18-09-016-M-00)

45. RESCIND ACCEPTANCE OF THE BID SUBMITTED BY CRM OF AMERICA HOLDINGS, LLC

Rescind the portion of Board action on May 21, 2008 (C-18-08-050-B-00), that authorized the acceptance of the highest bid of \$555,000 submitted by CRM of America Holdings, LLC, for Parcel No. 1 and authorize the Chairman to execute any necessary documents to cancel or terminate the escrow for Parcel No. 1. This parcel is located at the southeast corner of 331st Avenue and Salome Highway, west of the Hassayampa Solid Waste Transfer Station and was declared as surplus property and authorized to sell on December 19, 2007 (C-18-08-034-B-00). The parcel was sold by public sealed bid auction on May 5, 2008 to CRM OF AMERICA HOLDINGS, LLC "the purchaser" but has now informed Maricopa County that it will not be executing a purchase agreement or closing escrow for Parcel No. 1. This action will rescind only that portion of agenda C-18-08-050-B-00 pertaining to Parcel No. 1. (C-18-08-050-B-01)

46. MARICOPA COUNTY POLICY FOR PREPAID EXPENSES (POLICY A2511)

Adopt a Maricopa County policy for Prepaid Expenses (Policy A2511). The Prepaid Expense Policy will provide guidelines for the establishment, appropriate usage, and reporting of prepaid expenses for goods and services, as defined in the policy. (C-18-09-018-6-00)

47. DECLARATION OF OFFICIAL INTENT FOR THE REGIONAL DEVELOPMENT SERVICE

AGENCY BUILDING

Approve and authorize the Chairman to sign the attached Declaration of Official Intent for the Regional Development Service Agency (RDSA) for the construction of a new public service building. The Declaration of Intent is for a maximum reimbursement amount of \$75,000,000. The declaration will allow the County to reimburse capital expenditures should the County decide to issue tax exempt borrowing to fund this project. Authorize the County to establish a new capital project fund (Fund 442 – Financing Series 2009) for the purpose of constructing the RDSA building. When and if the bond proceeds have been received, Fund (442) - Financing Series 2009 expenditures will be reimbursed. Also, authorize the County to establish a new debt service fund (Fund 322 – County Improvement Debt 3) for debt service applicable to the proposed bond issue, if approved by the Board of Supervisors. (C-18-09-023-2-00)

Parks and Recreation

48. AMEND THE FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM FOR THE VISITOR CENTER AND AMPHITHEATER PROJECT

Pursuant to A.R.S. §42-17106(b), approve the transfer of revenue and expenditure authority in the amount of \$90,000 from FY 2008-09 Non-Departmental (470) Non-Departmental Grants Fund (249) Non-recurring (0001) to Parks and Recreation (300) Parks and Recreation Enhancement Fund (241) Non-Recurring (0001). Authorize and approve a fund transfer for the Visitors Center and Amphitheaters (VAMP) project from Parks and Recreations Enhancement Fund (241) to the Intergovernmental Capital Project Fund (422) in the amount of \$90,000. This action moves the funding in the amount of \$90,000 from Fund (241) to the Intergovernmental Capital Project Fund (422). This increases the total project budget for the Visitor Centers and Amphitheaters project from \$7,286,718 to \$7,376,718. Also, amend the FY 2008-09 Five-Year Capital Improvement Program in the Non-Departmental General Fund (470) Intergovernmental Capital Project Fund (422), creating a line item entitled "Visitor Centers and Amphitheaters (VAMP)" and increase the project revenue and expenditure budget by \$90,000 in Year 1 (FY 2008-09) to \$ 90,000. This requires a decrease of expenditure authority in the amount of \$90,000 from Non-Departmental (470) Non-Departmental Grants Fund (249) Non-recurring (0001) and increasing Non-Departmental General Fund (470) Intergovernmental Capital Projects Fund (422) line item "Visitor Centers and Amphitheaters" in the amount of \$90,000. This adjustment will require offsetting revenue and expenditure adjustments to Elimination Department (980), Eliminations Fund (900) in the amount of \$90,000. The net impact to the overall county budget is zero. (C-30-09-008-2-00)

Risk Management

49. IRREVOCABLE STANDBY LETTER OF CREDIT WITH BANK OF AMERICA FY 2009

Approve and authorize Maricopa County Treasurer to execute an Irrevocable Standby Letter of Credit with Bank of America. The amount of the Letter of Credit is to be \$4,177,256, with the Industrial Commission of Arizona as beneficiary.

The original Irrevocable Standby Letter with Chase/Bank One, Arizona was approved by the Board of Supervisors July 24, 2002, agenda number C-75-03-001-1-00. Subsequently, each year the Board of Supervisors has approved the amendments as the projected liability amounts changed. The projected liability for workers compensation claims for FY 2007-08 was \$5,870,994. The projected liability for workers compensation claims for FY 2008-09 is \$4,177,256. This shows a decrease due to a proactive risk management and safety program for the County. The Letter of Credit will service as security for the County's projected liability

for workers compensation claims for FY 2008-09. The Letter of Credit will be secured by the County's existing \$35 million Line of Credit with Bank of America effective July 1, 2008. The Line of Credit will be restricted by the amount of the Letter of Credit. The cost of the Letter of Credit for FY 2008-09 is projected to be approximately \$20,000, not to exceed \$25,000, which has been budgeted in FY 2008-09. It is not expected that there will be reason for the Letter of Credit to be drawn on; however the Industrial Commission of Arizona requires the negotiable security. (C-75-09-006-2-00)

ASSISTANT COUNTY MANAGER - REGIONAL DEVELOPMENT SERVICES

Air Quality Department

50. ADMINISTRATIVE CORRECTION REGARDING IGA WITH RPTA

Approve an Administrative Correction to the action taken on August 6, 2008 (C-85-07-003-1-03) regarding the approval of Amendment No. 3 to the Intergovernmental Agreement (IGA) between Regional Public Transportation Authority (RPTA) and Maricopa County through the Air Quality Department, Trip Reduction Program. This correction will authorize the execution of a new IGA with RPTA in an amount not-to-exceed \$400,000 for the period of July 1, 2008 through June 30, 2009. The purpose of this IGA is to contract for services and is funded by a grant from Arizona Department of Environmental Quality (ADEQ) (C-85-06-028-3-02). (C-85-09-001-3-00)

Environmental Services

51. MARICOPA COUNTY ENVIRONMENTAL SERVICES V. ROSE VALLEY WATER COMPANY SETTLEMENT

Approve the Settlement in the amount of \$60,000 between Maricopa County and Plaintiff(s), in Maricopa County Environmental Services v. Rose Valley Water Company Settlement, concerning Superior court No.C-88-09-002-S-00. Authorize the Chairman to sign any necessary documents upon review and approval as to form by assigned legal counsel. This item was discussed in Executive Session on June 16, 2008. (C-88-09-003-S-00)

ASSISTANT COUNTY MANAGER - PUBLIC WORKS

Facilities Management

52. ADDITION TO 5-YR CIP AND PUBLIC NOTICE FOR ARCHITECT SERVICES FOR REGIONAL DEVELOPMENT SERVICES AGENCIES BUILDING

Approve a new project in the Financing Series 2009 Fund (442) titled "RDSA Building", Function class "RDSA." Also, in accordance with A.R.S. Section 42-17106 (B), authorize the following amendment to the FY 2008-09 Five-Year Capital Improvement Plan:

(1) Increase the Financing Series 2009 Fund (442) Revenue and Expenditure budget in the amount of \$75,000,000 to add the project "Maricopa County Regional Development Services Agency Office Building" (Function Class - RDSA). The yearly expense is estimated to be: (Year 1 \$2,000,000, Year 2 \$30,000,000, Year 3 \$43,000,000). Expenditures of debt proceeds of long-term debt obligations are excluded from the County constitutional expenditure limitation. This budget adjustment therefore does not alter the budget constraining the expenditure of local revenues duly adopted by the Board pursuant

according to A.R.S. § 42-17105.

(2) Approve the advertisement of a Public Notice for architectural services for the project. Request for approval of the award of the contract to the selected architectural firm will be presented at a later date. The facility will be located in District 5. The 200,000 sq. ft. multi-story facility for the Regional Development Services Agencies (RDSA) will include office space, public space, integrated parking and surface parking for Planning and Development, Air Quality and Environmental Services. The facility will be located on County-owned property known as Parcel #112-19-127. The budget for the project is \$75 Million including design, construction, project management, furniture, fixtures and equipment. This project is recommended by the Facilities Review Committee. (C-70-09-011-5-00)

53. PUBLIC NOTICE AND AWARD OF CONTRACT FOR CMR SERVICES FOR REGIONAL DEVELOPMENT SERVICES AGENCIES

Approve the advertisement of a Public Notice for construction manager at risk (CMR) services for the new 200,000 sq. ft. multi-story project for the Regional Development Services Agencies. Request for approval of the award of the contract to the selected CMR firm will be presented at a later date. The facility will be located in District 5.

The 200,000 sq. ft. multi-story facility for the Regional Development Services Agencies will include office space, public space, integrated parking and surface parking for Planning and Development, Air Quality and Environmental Services. The facility will be located on County-owned property known as Parcel #112-19-127. The budget for the project is \$75 Million including design, construction, project management, furniture, fixtures and equipment. The project is recommended by the Facilities Review Committee. (C-70-09-012-5-00)

Public Works

54. EASEMENT, RIGHT-OF-WAY, AND RELOCATION ASSISTANCE DOCUMENTS

Approve easements, right-of-way documents, and relocation assistance for highway and public purposes as authorized by road file resolutions or previous Board of Supervisors' action. The list is on file in the Clerk of the Board's Office. (C-06-09-108-7-00)

55. IGA FOR IMPROVEMENTS TO GAVILAN PEAK PARKWAY

Approve the Intergovernmental Agreement between Maricopa County and the City of Phoenix in support of MCDOT Project County Arterials (ARTS), Job Number T243, Gavilan Peak Parkway from North Valley Parkway to Joy Ranch Road and Cloud Road from Gavilan Peak Parkway to 34th Lane. The County is acting as the lead agency for the design and construction of this interim roadway, and is solely responsible for all costs incurred for this project. Presently the project cost is estimated to be \$5,900,000.

The purpose of this Project is to design and build an interim 2-lane roadway, 1-lane in each direction with bike lanes along existing dirt road extending Gavilan Peak Parkway northward from North Valley Parkway to Joy Ranch Road and extending Cloud Road eastward from Gavilan Peak Parkway to 34th Lane. The Project includes not only the design and construction for the interim roadway facility, but includes right-of-way acquisition for the ultimate roadway section. The City of Phoenix will issue a no-cost permit to the County to work within the City's jurisdictional boundaries, plus they will assume all operational, maintenance and liability responsibilities 300 feet south of curb return at Gavilan Peak Parkway Station 67+96.60 on south leg of Gavilan Peak Parkway and Cloud Road and 300 feet east of curb return at Cloud Road Station 203+71.92 on east leg of Gavilan Peak Parkway and Cloud Road. Supervisorial District 3 (C-91-09-018-M-00)

56. TRAFFIC CONTROL CHANGES

Approve the following changes in traffic controls on unincorporated right-of-way at the following locations:

- a. A 45 MPH SPEED LIMIT ZONE (from a 55 MPH SPEED LIMIT ZONE) on Maricopa County Route 85 (MC 85) from .42 miles East of Oglesby Road to .50 miles West of Miller Road (This rescinds the 55 MPH speed limit zone dated August 1, 1991).

A 35 MPH SPEED LIMIT ZONE (from a 45 MPH SPEED LIMIT ZONE) on Maricopa County Route 85 (MC 85) from .15 miles West of Miller Road to .25 miles West of Miller Road (This partially rescinds the 45 MPH speed limit zone dated November 20, 1991).

A 35 MPH SPEED LIMIT ZONE (from a 45/55 MPH SPEED LIMIT ZONE) on Maricopa County Route 85 (MC 85) from .20 East of Baseline Road to Watson Road. (This rescinds the 45 MPH speed limit zone dated August 1, 1991 and partially rescinds the 55 MPH speed limit zone dated August 1, 1991).

A 45 MPH SPEED LIMIT ZONE (from a 55 MPH SPEED LIMIT ZONE) on Maricopa County Route 85 (MC 85) from Watson Road to .25 miles East of Watson Road. (This partially rescinds the 55 MPH speed limit zone dated August 1, 1991).

A 45 MPH SPEED LIMIT ZONE (from a 55 MPH SPEED LIMIT ZONE) on Maricopa County Route 85 (MC 85) from Cotton Lane to Estrella Parkway. (This partially rescinds the 55 MPH speed limit zone dated August 1, 1991). (C-91-09-036-M-00)

- b. A ONE-WAY STOP on Denham Drive at Balboa Drive for Eastbound traffic.

A ONE-WAY STOP on Kelso Drive at Balboa Drive for Eastbound traffic. Supervisory District No. 4 (C-91-09-037-M-00)

- c. A TWO-WAY STOP on 109th Avenue at Kelso Drive for Northbound and Southbound traffic.

A TWO-WAY STOP on Salem Drive (South Leg) and Camden Avenue (North Leg) at Cumberland Drive for Northbound and Southbound traffic.

A TWO-WAY STOP on 101st Avenue at Audrey Drive for Northbound and Southbound traffic. Supervisory District No. 4. (C-91-09-038-M-00)

- d. A TWO-WAY STOP (from a TWO-WAY YIELD) on Cumberland Drive at 101st Avenue for Eastbound and Westbound traffic. (This rescinds the two-way yield dated June 29, 1994).

A TWO-WAY STOP (from a TWO-WAY YIELD) on 101st Avenue at Clair Drive for Northbound and Southbound traffic. (This rescinds the two-way yield dated January 14, 1980).

A TWO-WAY STOP (from a TWO-WAY YIELD) on Audrey Drive (West Leg) and 108th Avenue (East Leg) at Clair Drive for Eastbound and Westbound traffic. (This rescinds the two-way yield dated February 21, 1989). Supervisory District 4. (C-91-09-035-M-00)

- e. All Traffic to stop before entering or crossing a THROUGH STREET within the prescribed limits of: Balboa Drive from 100 Feet South of Mountain View Road to 100 Feet North of Deanne Drive. (This rescinds the Through Street dated April 29, 1969). Supervisory District No. 4. (C-91-09-034-M-00)
- f. All Traffic to stop before entering or crossing a THROUGH STREET within the prescribed limits of: Buckeye Road from 100 Feet East of Wintersburg Road to 100 Feet West of 355th Avenue. Supervisory District No. 4. (C-91-09-032-M-00)
- g. A 45 MPH SPEED LIMIT ZONE (from a 50 MPH SPEED LIMIT ZONE) on Peoria Avenue from Sarival Avenue to Dysart Road (This rescinds the 50 MPH speed limit zone dated July 14, 1975). Supervisory District No. 4. (C-91-09-031-M-00)

57. NEW TRAFFIC CONTROLS

Approve the following new traffic controls on unincorporated right-of-way at the following locations:

- a. A 30 MPH SPEED LIMIT ZONE on Cave Creek Road from 2.00 miles north of Bartlett Dam Road to 2.20 miles north of Bartlett Dam Road.

A 25 MPH SPEED LIMIT ZONE on Cave Creek Road from 2.20 miles north of Bartlett Dam Road to Seven Springs Road. (C-91-09-039-M-00)

- b. All Traffic to stop before entering or crossing a THROUGH STREET within the prescribed limits of: Balsam Avenue from 100 Feet east of 96th Street to 100 Feet west of Crismon Road.

All Traffic to stop before entering or crossing a THROUGH STREET within the prescribed limits of: Baywood Avenue from 100 Feet east of 96th Street to 100 Feet west of Balsam Avenue.

All Traffic to stop before entering or crossing a THROUGH STREET within the prescribed limits of: Birchwood Avenue from 100 Feet east of 96th Street to 100 Feet west of 98th Street.

All Traffic to stop before entering or crossing a THROUGH STREET within the prescribed limits of: Butternut Avenue from 100 Feet east of 96th Street to 100 Feet west of 98th Street.

All Traffic to stop before entering or crossing a THROUGH STREET within the prescribed limits of: 98th Street from 100 Feet north of Broadway Road to 100 Feet south of Balsam Avenue. Supervisory District No. 2. (C-91-09-029-M-00)

- c. A 45 MPH SPEED LIMIT ZONE on Peoria Avenue from Cotton Lane to Sarival Avenue. A 45 MPH SPEED LIMIT ZONE on Peoria Avenue from Perryville Road to Citrus Road. Supervisory District No. 4. (C-91-09-033-M-00)
- d. All Traffic to stop before entering or crossing a THROUGH STREET within the

prescribed limits of: 4th Street from 100 Feet south of Hector Road to 100 Feet south of US 60.

All Traffic to stop before entering or crossing a THROUGH STREET within the prescribed limits of: Powell Street from 100 Feet east of 1st Street to 100 Feet west of 4th Street. Supervisory District No. 4. (C-91-09-030-M-00)

BOARD OF SUPERVISORS

Clerk of the Board

58. APPOINTMENT TO THE CITIZEN'S AUDIT ADVISORY COMMITTEE

Accept the resignation of George Diaz, Sr. and approve the appointment of Richard Lozar to the Citizen's Audit Advisory Committee as nominated by Supervisorial District 5. Mr. Lozar will fill the unexpired term effective as of the date of Board approval through May 14, 2009. (C-06-09-097-9-00)

59. APPOINTMENT TO THE BOARD OF HEALTH

Approve the appointment of Mike Snitz to the Board of Health representing Supervisorial District 5. The term of the appointment will be effective as of the date of Board approval through September 30, 2012. (C-06-09-096-9-00)

SETTING OF HEARINGS

~All hearings will be held at 9:00 am, 205 W. Jefferson, Phoenix, unless otherwise noted~

Planning and Development

60. ZONING CASES

Schedule Planning and Development public hearings on zoning cases and other matters for the October 1, 2008 meeting. (C-44-09-030-M-00)

61. ORDINANCE P-20 MARICOPA COUNTY ADDRESSING REGULATIONS

Pursuant to A.R.S. §11-251.08., set a public hearing for October 29, 2008 to solicit comments and consider the adoption of amended Ordinance P-20 Maricopa County Addressing Regulations regarding fee increases. The amended Ordinance is effective December 1, 2008. (C-44-09-032-M-00)

CONSENT AGENDA

Clerk of the Board

62. DUPLICATE WARRANTS

Necessary affidavits having been filed, pursuant to A.R.S. §11-632, approval and ratification is requested for duplicate warrants issued to replace county warrants and school warrants which were either lost or stolen. Duplicate Warrants are on file in the Clerk of the Board's

Office. (C-06-09-106-7-00)

63. MARKET RANGES

Approve the addition and/or replacement of Market Ranges to the authorized comprehensive listing of employee compensation Market Ranges previously approved by the Board of Supervisors. List of additional and/or replacement market ranges are on file in the Clerk of the Board's office. (C-06-09-107-7-00)

64. MINUTES

Approve the minutes of the Board of Supervisors' meetings held June 18, 2008 and July 17, 2008. (C-06-09-098-7-00)

65. SETTLEMENT OF PROPERTY TAX CASES

Approve the settlement of tax cases dated September 17, 2008. List is on file in the Clerk of the Board's Office. (C-06-09-110-7-00)

66. STALE DATED WARRANTS

The Board of Supervisors finds that claims presented, pursuant to A.R.S. §11-644, are legitimate and that claimants have demonstrated good and sufficient reason for failure to present the original check or warrant within the allotted time. Accordingly, the claims are allowed. Stale-dated Warrants are on file in the Clerk of the Board's Office. (C-06-09-111-7-00)

67. TAX ABATEMENTS

Approve requests for tax abatements from the Treasurer's Office pursuant to A.R.S. §42-18353. List is on file in the Clerk of the Board's Office. (C-06-09-112-7-00)

BOARD OF SUPERVISORS ADDENDUM

Parks and Recreation

A-1. APPLICATION AND ACCEPTANCE OF A PHOTOVOLTAIC ELECTRIC SYSTEM TO INTERCONNECT TO APS AND RECEIPT OF INCENTIVE CREDIT

Authorize the Chairman of the Board to execute the following described documents upon approval as to form by counsel relating to the Arizona Public Service (APS) Solar Partners Incentive Program for the Visitor Center at Estrella Mountain Regional Park: 1. Application for non-residential reservation to APS for a Grid-Tied Photovoltaic Electric system; and 2. Application for Interconnect Agreement to be submitted by American Solar to APS; and 3. Agreement for the Interconnection of Customer's Generation Facility to the APS Distribution System; and 4. Authorize the Parks & Recreation department to receive the one-time incentive for the program in an estimated amount of \$5,400.

Parks & Recreation department has installed photovoltaic generation facilities at the new Visitor Center facilities that are being built at Estrella Mountain Regional Park and Cave Creek Regional Park. These facilities are eligible for application to APS to connect to the grid and thereby receive a utility credit, estimated at \$5,400 per facility. Upon submission of the application to APS, the utility will review the diagrams and prepare an interconnect

agreement, which will also require the Chairman's signature. (C-30-09-007-3-00)

Planning and Development

A-2. SETTLEMENT AGREEMENT WITH SUSAN HAWLEY, CODE ENFORCEMENT VIOLATION CASE NO. V2005-00273

Approve the proposed settlement of Code Enforcement Violation Case No. V2005-00273, Susan Hawley, as discussed in Executive Session on September 15, 2008. (C-44-09-031-M-00)

County Attorney

A-3. GENERAL MOTORS CORPORATION V. MARICOPA COUNTY

Authorize Counsel to present an Offer of Judgment to General Motors in the pending lawsuit, TX2005-050340, as discussed in Executive Session on September 15, 2008. (C-19-09-027-M-00)

A-4. SETTLEMENT OF FRANK LLOYD WRIGHT FOUNDATION V. MARICOPA COUNTY

Authorize settlement of Frank Llyod Wright Foundation, TX2004-000652; TX2005-050205; TX2006-000178; and TX2007-000385, by granting the subject properties an educational use exemption, as discussed in Executive Session on September 15, 2008. (C-19-09-028-M-00)

IMPROVEMENT DISTRICT AGENDA

I-1. MINUTES

Approve the minutes of the Board of Directors' meeting held June 18, 2008. (C-06-09-102-7-00)

I-2. RESOLUTION AUTHORIZING BONDS FOR THE PLYMOUTH STREET IMPROVEMENT DISTRICT

Pursuant to A.R.S. 48-935, Adopt a Resolution authorizing \$145,968.89 in bonds, the amount of unpaid assessments, for the Plymouth Street Improvement District (K109).

The Plymouth Street Improvement District is located in the vicinity of 78th Street and McDowell Road and is for the installation of pavement. The cash payment period for the assessments in this District expired on September 2, 2008 and the amount remaining uncollected, \$145,968.89, by statute, is hereby issued to the Contractor, DBA Construction, Inc. in the form of an improvement district bond at a rate of 8% for a term of 10 years. Supervisor District No. 2 (C-91-09-042-7-00)

I-3. RESOLUTION DISSOLVING IMPROVEMENT DISTRICTS

Pursuant to A.R.S. 48-959, adopt a resolution dissolving the following districts: K93 Fairview Lane East, K94 White Fence Farms, and K95 104th Place. The bonds and obligations of these improvement districts are paid in full. Pursuant to A.R.S. 48-958, it is further recommended that the County Treasurer transfer funds from the Improvement District Reserve Fund T00-999 to offset the funds needed to meet each district's debt service obligations. The County Treasurer shall distribute the funds as follows: \$1,609.99

to K93 Fairview Lane East, \$2,472.70 to K94 Grandview Manor and \$949.19 to K95 104th Place for a total of \$5,031.88.

The Maricopa County Treasurer's Office has researched their files and confirmed that these districts do not have any bonds and/or coupons outstanding. Per A.R.S. 48-958 and 48-959. Supervisor Districts 1 and 2. (C-91-09-043-7-00)

FLOOD CONTROL DISTRICT AGENDA

F-1. MINUTES

Approve the minutes of the Board of Directors' meeting held June 18, 2008. (C-06-09-099-7-00)

F-2. EASEMENT, RIGHT-OF-WAY, AND RELOCATION ASSISTANCE DOCUMENTS

Approve easements and right-of-way acquisition documents, appraisal and relocation assistance services contracts under \$5,000 per Resolution FCD 87-12; Escrow Instructions per Resolution FCD 87-13; Payment of Tax Notices per Resolution FCD 97-07; License Procedures and Fee Schedules per Resolution FCD2002R002; and disposal of easements, excess real property and fixtures under \$250,000 documents per FCD 1999R016 for Flood Control purposes. The list is on file in the Clerk of the Board's Office. (C-06-09-109-7-00)

F-3. AMENDMENT TO AGREEMENT WITH THE STATE OF ARIZONA GAME & FISH DEPARTMENT FOR THE BUCK FIRE REVEGETATION PROJECT

Approve the Amendment No 1 (FCD 2006G001A) to Cooperative Agreement #18 01S03W between the Flood Control District of Maricopa County (District) and the State of Arizona by and through the Arizona Game and Fish Department (AGFD) to increase the area of revegetation to a total of 100 acres of land. The District's role and responsibilities for the implementation of the Buck Fire Revegetation Project remain the same.

Floodwater conveyance in the Gila River has been affected by the excessive growth of salt cedar, an invasive tree found growing throughout the Gila River corridor. One of the recommended flood hazard reduction methods identified in the El Rio Watercourse Master Plan (El Rio WCMP) is vegetation management, which includes removing dense stands of salt cedar in specific locations to maintain or restore the floodwater conveyance capacity of the river. Removal of salt cedar or other vegetation within Waters of the United States (WUS) can be considered a regulated activity requiring a Clean Water Act (CWA) Section 404 permit. Although salt cedar can hinder flood flows, salt cedar stands provide food and cover for insects, birds, mammals and other wildlife. Therefore, removing salt cedar can have environmental impacts that may require mitigation in accordance with the CWA Section 404. Replacing salt cedar with ecologically diverse native vegetation that is also more hydraulically efficient can provide acceptable mitigation. Salt cedar removal techniques have been studied throughout the southwest. However, salt cedar replacement techniques have not been widely studied. The June 29, 2005 Buck Fire burned approximately 570 acres of Gila River floodplain dominated by salt cedar, reducing most of the salt cedar biomass to ashes. This reduction of biomass creates a unique and favorable opportunity to revegetate the area with desirable native species without incurring the cost of salt cedar removal. The Buck Fire Revegetation Project (Project) will establish effective dry land techniques for replacing salt cedar with vegetation that improves flood conveyance and biological diversity within the Gila River. The Project's primary benefit will be implementing one of the flood hazard reduction measures identified in El Rio WCMP on a

demonstration project scale. On February 15, 2006 the District's Board of Directors approved General Agreement FCD 2006G001 (C-69-06-060-1-00). This Cooperative Agreement impacts Supervisor Districts 4 and 5. (C-69-06-060-1-01)

F-4. ADMINISTRATIVE CORRECTION TO NON-DISTURBANCE AND ATTORNMENT AGREEMENT

Approve an Administrative Correction to the action taken by the Board of Directors on August 20, 2008 (C-69-09-007-8-00) regarding the approval of a Non-Disturbance and Attornment Agreement between the County of Maricopa ("County"), and the Flood Control District of Maricopa County ("FCD") relating to the Use Management Agreement at the Adobe Dam Regional Park Aquatic and Amusement Park Concession. This correction will add the name of Harvest Family Entertainment-Arizona, LLC ("Concessionaire"), a Missouri limited liability company; as the third party to Non-Disturbance and Attornment Agreement. This name was inadvertently omitted in the original requested action and approved by this Board.

The County and District entered into a Joint Use Agreement (#81001) dated September 8, 1981, as amended by Amendment No. 1 (CS 931287) dated June 29, 1993, Amendment No. 2 (C-69-99-091-1-00) dated May 19, 1999, and Amendment No. 3 (C-69-99-091-0-01) dated June 7, 2006. Pursuant to authority granted to the County in the Joint Use Agreement, the County desires to enter into a Use Management Agreement in favor of Concessionaire (the "Use Agreement"), with a primary term of 25 years (beginning October 1, 2008 through September 30, 2033) and a renewal option for an additional 25 years providing, among other matters, for the construction, development and operation of a multi-phase waterpark and recreational facility on a parcel of land covered by the Joint Use Agreement containing approximately 57 acres. To induce Concessionaire to enter into the Use Agreement and undertake the investments contemplated therein, the District has agreed not to disturb the rights of Concessionaire under the Use Agreement so long as Concessionaire is in compliance with its obligations thereunder, except as provided in Section 4 of this Agreement. A corresponding agenda item is found under Parks and Recreation under item C-30-09-005-3-00. (C-69-09-007-8-01)

LIBRARY DISTRICT AGENDA

L-1. MINUTES

Approve the minutes of the Board of Directors' meeting held June 18, 2008. (C-06-09-100-7-00)

L-2. DONATIONS FROM FRIENDS OF THE LIBRARIES

Approve and accept the following donations: \$1,000.00 cash to the Guadalupe Branch Library from the New Friends of the Library District in Sun Lakes; a lighted world globe valued at \$1,550.00, a Fix-A-Disc One Step Electronic Machine to repair discs valued at \$1,595.00 and eight mini book carts valued at \$1,932.22 to the Fountain Hills Branch from the Fountain Hills Library Foundation; and a sound system for youth services programs at the Southeast Regional Library valued at \$1,494.00 from the Friends of the Southeast Regional Library. Total material gifts are \$6,571.22. Total cash is \$1,000.00. Approve to amend the budget for the Library District (650), Library District Fund (244) increasing revenues and expenditures in the amount of \$1,000.00. (C-65-09-003-D-00)

L-3. REAPPOINTMENT TO THE LIBRARY DISTRICT CITIZENS' ADVISORY COMMITTEE

Approve the reappointment of William "Wink" Weiss to the Library District Citizens' Advisory Committee representing Supervisorial District 5. The term of the appointment will be effective as of the date of Board approval through June 30, 2009. This item was continued from the August 6, 2008 and September 3, 2008 meetings. (ADM2805-001) (C-06-08-112-9-00)

L-4. LIBRARY DISTRICT POLICY FOR PREPAID EXPENSES (POLICY A2511)

Adopt a Library District policy for Prepaid Expenses (Policy A2511). The Prepaid Expense Policy will provide guidelines for the establishment, appropriate usage, and reporting of prepaid expenses for goods and services, as defined in the policy. (C-18-09-021-6-00)

L-5. DONATION REPORTS

Accept the donation reports received from Library District for August 2008. Donation reports are on file in the Clerk of the Board's Office. (C-06-09-105-D-00)

STADIUM DISTRICT AGENDA

S-1. MINUTES

Approve the minutes of the Board of Directors' meeting held June 18, 2008. (C-06-09-101-7-00)

CALL TO THE PUBLIC AND SUMMARY OF CURRENT EVENTS

68. Public comment on matters pertaining to Maricopa County government. Please limit comments to two to three minutes. Note that pursuant to Arizona Open Meeting Law, Board members may not discuss matters raised under this public comment portion of the meeting; however, an individual Board member may respond to criticism made by those who have addressed the Board, ask staff to review an issue raised or may ask that the matter be placed on a future agenda. (Public comment is at the discretion of the Chairman.)
69. Supervisors'/County Manager's summary of current events.

*****The Board of Supervisors will now consider Code Enforcement Reviews.*****

Please note that these matters are of a quasi-judicial nature and the Board will review the Hearing Officer's decision in each case to determine if sufficient evidence was presented to the Hearing Officer to support the decision or whether a procedural error may have occurred. New evidence is not considered at these hearings.

CODE ENFORCEMENT REVIEW

PZ-1. PATROCINIO MENDEZ V2003-01305

Patrocinio Mendez: This is the time for the review of the Hearing Officer's Order of Judgment in Zoning Code Violation Case No. V2003-01305: Patrocinio Mendez. (Supervisorial District 4) (ADM3417-059) (C-06-09-050-M-00)

PZ-2. CHARLES PRESCOTT V2007-01529

Charles Prescott: This is the time for the review of the Hearing Officer's Order of Judgment in Zoning Code Violation Case No. V2007-01529: Charles Prescott. (Supervisory District 4) (ADM3417-062) (C-06-09-051-M-00)

PZ-3. LOUIS IZZO V2006-01776

Louis Izzo: This is the time for the review of the Hearing Officer's Order of Judgment in Zoning Code Violation Case No. V2006-01776: Louis Izzo. (Supervisory District 2) (ADM3417-065) (C-06-09-049-M-00)

The Board of Supervisors will now consider matters related to Planning and Zoning.

PLANNING AND ZONING AGENDA

CONSENT AGENDA

1. S2008017: SUN LAKES UNIT 36C REPLAT

Case Number: S2008017 - Sun Lakes Unit 36C Replat
Supervisory District:
Applicant: Todd Fitzgerald, B&R Engineering, Inc.
Location: Northwest corner of Starcrest Dr. and Teakwood Dr. - (in the Chandler area)
Request: Replat in the R1-6 RUPD zoning district
Commission Action: N/A
(C-44-09-029-7-00)

REGULAR AGENDA

2. SPECIAL USE PERMIT: HOLIDAY HOUND HOUSE

Case Number: Z2008006
Supervisory District: 1
Applicant: Deborah Mullen
Location: North of Hunt Hwy. and west of Valencia Avenue (in the Chandler Heights area)
Request: Special Use Permit (SUP) for an animal boarding/grooming facility in the Rural-43 RUPD zoning district (approx. 1.2 ac.) – Holiday Hound House [Note: Super-majority vote of the BOS is required for approval.]
Commission Action: Motion to approve 5-2 (Aster and Brooks dissenting) subject to alternative stipulations "a" through "bb"

This item was continued from the August 20 and September 3, 2008 Formal meetings.
(C-44-09-020-7-00)

3. ZONE CHANGE: Z2007150 - THE PRESERVE AT GOLDFIELD RANCH

Case Number: Z2007150
Supervisorial District: 2
Applicant: CMX for Goldfield Preserve, LLC
Location: State Route 87, east of the Verde River (in Goldfield Ranch)
Request: Zone Change from Rural-190 to Rural-70 RUPD PAD, Rural-43 RUPD PAD, and R1-8 RUPD PAD, with Protected Development Rights (approx. 2,078 acres) - The Preserve at Goldfield Ranch
Commission Action: Recommendation will be as per Commission action tentatively scheduled for 9-04-08. [Note: Staff will recommend the Commission motion for approval subject to stipulations 'a' through '??']

(C-44-09-027-7-00)