



"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 MINUTES

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, October 15, 2008
9:00 AM**

1. **INVOCATION**

Karen Osborne, Elections Department, delivered the invocation.

2. **PLEDGE OF ALLEGIANCE**

Wes Baysinger, Materials Management, led the assemblage in the Pledge.

3. ROLL CALL

The Board of Supervisors of Maricopa County Arizona convened in Formal Session at 9:00 AM on Wednesday, October 15, 2008, in the Supervisors Auditorium with the following members present: Andrew Kunasek, Chairman, District 3; Fulton Brock, District 1; Don Stapley, District 2; Max Wilson, District 4; Mary Rose Wilcox, District 5. Also present: Fran McCarroll, Clerk of the Board; Shirley Million, Minutes Coordinator; David Smith, County Manager; Victoria Mangiapane, Deputy County Attorney.

BOARD OF SUPERVISORS

STATUTORY HEARINGS

Clerk of the Board

4. 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.

Tom Husband spoke to express appreciation to the Board and Sheriff's Deputies who were present for the feeling of safety and security.

a. SPECIAL EVENT LICENSE FOR THEATRE WEST - 856

Approve an application filed by William J. Campbell for a Special Event Liquor License for Theatre West, Stardust Theatre (Stardust Boulevard and R.H. Johnson Boulevard) in Sun City West, AZ, on October 31, 2008, 8:30 to 11:30 p.m. (SELL #856) (C-06-09-116-L-00)

Motion to approve by: Supervisor Wilcox, Seconded by: Supervisor Wilson
Ayes: Kunasek, Stapley, Wilcox, Wilson
Nays: Brock

b. SPECIAL EVENT LICENSE FOR THEATRE WEST - 857

Approve an application filed by William J. Campbell for a Special Event Liquor License for Theatre West, Stardust Theatre (Stardust Boulevard. and R.H. Johnson Boulevard) in Sun City West, AZ, on January 30, 2009, 8:30 to 11:30 p.m.. (SELL #857) (C-06-09-117-L-00)

Motion to approve by: Supervisor Wilcox, Seconded by: Supervisor Wilson
Ayes: Kunasek, Stapley, Wilcox, Wilson
Nays: Brock

c. SPECIAL EVENT LICENSE FOR THEATRE WEST - 858

Approve an application filed by William J. Campbell for a Special Event Liquor License for Theatre West, Stardust Theatre (Stardust Boulevard. and R.H. Johnson Boulevard) in Sun City West, AZ, on March 20, 2009, 8:30 to 11:30 p.m.. (SELL #858) (C-06-09-118-L-00)

Motion to approve by: Supervisor Wilcox, Seconded by: Supervisor Wilson
Ayes: Kunasek, Stapley, Wilcox, Wilson
Nays: Brock

d. SPECIAL EVENT LIQUOR LICENSE FOR CRETANS OF ARIZONA

Approve an application filed by Nektarios Brokalakis for a Special Event Liquor License for Cretans of Arizona, 2716 North Dobson Road, Chandler, AZ 85224, on November 1, 2008, 6:00 p.m. to 1:00 a.m. (SELL #860) (C-06-09-139-L-00)

Motion to approve by: Supervisor Wilcox, Seconded by: Supervisor Wilson
Ayes: Kunasek, Stapley, Wilcox, Wilson
Nays: Brock

e. SPECIAL EVENT LIQUOR LICENSE FOR ROTARY CLUB OF ANTHEM

Approve an application filed by Craighton T. Boates for a Special Event Liquor License for the Rotary Club of Anthem, 41703 N. Gavilan Peak Parkway, Anthem, AZ 85086 on October 24 (5:00 to 10:00 pm); October 25 (10:00 am to 10:00 pm) and October 16, 2008, (10:00 am to 5:00 pm). (SELL#859) (C-06-09-137-L-00)

The Clerk announced a correction to one of the dates on this item, which should be October 26 and not October 16.

Motion to approve by: Supervisor Wilcox, Seconded by: Supervisor Wilson
Ayes: Kunasek, Stapley, Wilcox, Wilson
Nays: Brock

5. IMPACT STATEMENT FOR THE PROPOSED RIO RANCHO FIRE DISTRICT

The following hearing is cancelled as the proponents of the district have withdrawn their request to form a Fire District at this time. No further action will be taken by the Board of Supervisors as this effort has been formally withdrawn.

Item as advertized, pursuant to A.R.S. §48-261, convene the scheduled public hearing regarding the impact statement for the proposed Rio Rancho Fire District. The Board will hear those who appear for and against the proposed district and shall determine whether the creation of the district will promote public health, comfort, convenience, necessity or welfare. If the Board determines that the public health, comfort, convenience, necessity or welfare will be promoted, it shall approve the district impact statement and authorize the persons proposing the district to circulate petitions. The proposed district is generally located in the unincorporated area east of the City of Scottsdale, north of the McDowell Mountain Park and south of the Tonto National Forest in the community of Rio Verde (Supervisory District 2). (C-06-09-067-7-01)

The Clerk announced this item had been withdrawn.

AGENCY ITEMS AND STATUTORY MATTERS

COUNTY OFFICERS

Clerk of the Board

6. FIREWORKS PERMIT - MANZANITA SPEEDWAY

Pursuant to A.R.S. § 36-1603, approve an application for a fireworks display filed by Kendon Victor, Fireworks Productions of Arizona, for Manzanita Speedway, 3417 W. Broadway Road, Phoenix, AZ 85041, on Saturday, October 25, 2008, at 7:30 pm. (C-06-09-138-L-00)

Tom Husband spoke to liken this item to the fireworks recently displayed at Board of Supervisor meetings by members of ACORN and those from the California unions, who were not present at this meeting. He asked that this item be approved, feeling it was for a good cause.

Motion to approve by: Supervisor Wilcox, Seconded by: Supervisor Wilson
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

County Attorney

7. CAMELBACK ESPLANADE ASSOCIATION V. MARICOPA COUNTY, TX2003-000170

Take action to accept or reject Offer of Judgment submitted by Plaintiff Camelback Esplanade Association in the above referenced matter, as discussed in Executive Session on October 14, 2008. (C-19-09-030-M-00)

The Clerk announced that this item has been withdrawn.

8. METRO DOWNTOWN CORPORATE PARK V. SCHWEIKERT, ET AL, CV 2007-000497

Take action to accept or reject settlement offer made by Plaintiff Chicanos Por La Causa in the above referenced matter, as discussed in Executive Session on October 14, 2008. (C-19-09-032-M-00)

The Clerk announced that this item has been withdrawn.

9. TERRAVITA COUNTRY CLUB V. MARICOPA COUNTY, ET AL, TX2007-000315

Take action to authorize settlement of Terravita Country Club v. Maricopa County, et al, TX2007-000315, as discussed in Executive Session on October 14, 2008. (C-19-09-031-M-00)

Prior to the vote, the Clerk announced that the settlement amount of \$38,132 should be inserted in this item.

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

DEPUTY COUNTY MANAGER

Public Health

10. PURCHASE ORDER FROM ARIZONA DEPARTMENT OF HEALTH SERVICES FOR PUBLIC HEALTH EMERGENCY MANAGEMENT PROGRAM

Approve the Purchase Order from Arizona Department of Health Services (ADHS) to Maricopa County through its Department of Public Health for additional funding for the Intergovernmental Agreement (IGA) HG754199 for the Public Health Emergency Management Program (PHEM). The purchase order allows to encumber in full a total not-to-exceed \$1,441,206 for the budget period starting August 10, 2008 through August 9, 2009. The Department of Public Health indirect rate for FY 2008-09 is 18.0%. Indirect costs are estimated at \$219,845, all of which is fully recoverable.

An appropriation adjustment is not requested at this time by Public Health (860) Grant Fund (532) operating budget (0000), as these funds were included in the FY 2008-09 Adopted Budget. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. Funds for this IGA are provided by a grant from ADHS and do not increase the County's general fund. (C-86-07-050-2-04)

Motion to approve by: Supervisor Brock, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

11. AGREEMENT WITH CATHOLIC HEALTHCARE WEST FOR LEARNING EXPERIENCES

Approve a Hospital Partnership Agreement between Catholic Healthcare West, a California nonprofit public benefit corporation doing business as St. Joseph's Hospital and Medical Center (St. Joseph) and Maricopa County through the Department of Public Health (MCDPH). The purpose of the agreement is to allow MCDPH WIC and Breastfeeding Peer Counselor Program employees to participate in learning experiences, provide breastfeeding support to St. Joseph patients, and to enroll St. Joseph patients in the Maricopa County WIC program. The agreement is non-financial. The term of the agreement is from October 1, 2008 until September 30, 2010. (C-86-09-030-3-00)

Motion to approve by: Supervisor Brock, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

12. AMENDMENT TO IGA WITH UNION ELEMENTARY SCHOOL DISTRICT FOR SCHOOL-BASED TOBACCO USE PREVENTION AND EDUCATION

Approve Amendment No. 2 to Intergovernmental Agreement (IGA) with the Union Elementary School District to extend the term of the IGA from May 2, 2008 through May 1, 2009 and increase the contract by \$1,500 to provide school-based tobacco use prevention and education services for the Maricopa County Department of Public Health. This amendment brings the IGA to a new not-to-exceed aggregate amount of \$4,500 for the budget term July 1, 2006 through May 1, 2009. This agreement is covered under Section MC1-1001 of the Maricopa County Procurement Code. All other term and conditions of the original Agreement shall remain in full force and effect. (C-86-07-447-2-02)

Motion to approve by: Supervisor Brock, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

13. AGREEMENT WITH INTERNATIONAL INSTITUTE OF THE AMERICAS (IIA) FOR LEARNING EXPERIENCES

Approve an Affiliation Agreement with the International Institute of the Americas (IIA) to allow students from the Nursing Program (and other students, if preceptors are available) to participate in learning experiences at the Maricopa County Department of Public Health. The agreement is non-financial, and the term is from September 1, 2008 and valid through June 30, 2013. (C-86-09-029-3-00)

Motion to approve by: Supervisor Brock, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

14. AMENDMENT TO IGA WITH GILA BEND ELEMENTARY SCHOOL DISTRICT FOR SCHOOL-BASED TOBACCO USE PREVENTION AND EDUCATION

Approve Amendment No. 2 to Intergovernmental Agreement (IGA) with the Gila Bend Elementary School District to extend the term of the IGA from May 2, 2008 through May 1, 2009 and increase the contract by \$1,500 to provide school-based tobacco use prevention and education services for the Maricopa County Department of Public Health. This amendment brings the IGA to a new not-to-exceed aggregate amount of \$4,500 for the budget term July 1, 2006 through May 1, 2009. This agreement is covered under Section MC1-1001 of the Maricopa County Procurement Code. All other terms and conditions of the original Agreement shall remain in full force and effect. (C-86-07-403-2-02)

Motion to approve by: Supervisor Brock, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

15. AMENDMENT TO IGA WITH THE AVONDALE SCHOOL DISTRICT FOR SCHOOL-BASED TOBACCO USE PREVENTION AND EDUCATION

Approve Amendment No. 2 to Intergovernmental Agreement (IGA) with the Avondale School District to extend the term of the IGA from May 2, 2008 through May 1, 2009 and increase the contract by \$10,500 to provide school-based tobacco use prevention and education services for the Maricopa County Department of Public Health. This amendment brings the IGA to a new not-to-exceed aggregate amount of \$34,500 for the budget term July 1, 2006 through May 1, 2009. This agreement is covered under Section MC1-1001 of the Maricopa County Procurement Code. All other term and conditions of the original Agreement shall remain in full force and effect. (C-86-07-401-2-02)

Motion to approve by: Supervisor Brock, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

16. AMENDMENT TO IGA WITH THE ARLINGTON SCHOOL DISTRICT FOR SCHOOL-BASED TOBACCO USE PREVENTION AND EDUCATION

Approve Amendment No. 2 to Intergovernmental Agreement (IGA) with the Arlington School District to extend the term of the IGA from May 2, 2008 through May 1, 2009 and increase the contract by \$1,500 to provide school-based tobacco use prevention and education services for the Maricopa County Department of Public Health. This amendment brings the IGA to a new not-to-exceed aggregate amount of \$4,500 for the budget term July 1, 2006 through May 1, 2009. This agreement is covered under Section MC1-1001 of the Maricopa County Procurement Code. All other term and conditions of the original Agreement shall remain in full force and effect. (C-86-07-400-2-02)

Motion to approve by: Supervisor Brock, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

17. AMENDMENT TO IGA WITH THE PHOENIX ELEMENTARY SCHOOL DISTRICT FOR SCHOOL-BASED TOBACCO USE PREVENTION AND EDUCATION

Approve Amendment No. 2 to Intergovernmental Agreement (IGA) with the Phoenix Elementary School District to extend the term of the IGA from May 2, 2008 through May 1, 2009 and increase the contract by \$22,500 to provide school-based tobacco use prevention and education services for the Maricopa County Department of Public Health. This amendment brings the IGA to a new not-to-exceed aggregate amount of \$79,500 for the budget term July 1, 2006 through May 1, 2009. This agreement is covered under Section MC1-1001 of the Maricopa County Procurement Code. All other terms and conditions of the original Agreement shall remain in full force and effect. (C-86-07-425-2-02)

Motion to approve by: Supervisor Brock, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

18. AMENDMENT TO IGA WITH THE ISAAC SCHOOL DISTRICT FOR SCHOOL-BASED TOBACCO USE PREVENTION AND EDUCATION SERVICES

Approve Amendment No. 2 to Intergovernmental Agreement (IGA) with the Isaac School District to extend the term of the IGA from May 2, 2008 through May 1, 2009 and increase the contract by \$16,500 to provide school-based tobacco use prevention and education services for the Maricopa County Department of Public Health. This amendment brings the IGA to a new not-to-exceed aggregate amount of \$51,500 for budget term July 1, 2006 through May 1, 2009. This agreement is covered under Section MC1-1001 of the Maricopa County Procurement Code. All other term and conditions of the original Agreement shall remain in full force and effect. (C-86-07-406-2-02)

Motion to approve by: Supervisor Wilcox, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

19. AMENDMENT TO IGA WITH THE GLENDALE ELEMENTARY SCHOOL DISTRICT FOR SCHOOL-BASED TOBACCO USE PREVENTION AND EDUCATION SERVICES

Approve Amendment No. 3 to Intergovernmental Agreement (IGA) with the Glendale Elementary School District to extend the term of the IGA from May 2, 2008 through May 1, 2009 and increase the contract by \$13,500 to provide school-based tobacco use prevention and education services for the Maricopa County Department of Public Health. This amendment brings the IGA to a new not-to-exceed aggregate amount of \$50,500 for the budget term July 1, 2006 through May 1, 2009. This agreement is covered under Section MC1-1001 of the Maricopa County Procurement Code. All other terms of the IGA remain the same and in effect. (C-86-07-404-2-03)

Motion to approve by: Supervisor Wilcox, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

20. AMENDMENT TO IGA WITH THE CARTWRIGHT SCHOOL DISTRICT FOR SCHOOL-BASED TOBACCO USE PREVENTION AND EDUCATION SERVICES

Approve Amendment No. 5 to Intergovernmental Agreement (IGA) with the Cartwright School District to extend the term of the IGA from May 2, 2008 through May 1, 2009 and increase the contract by \$22,500 to provide school-based tobacco use prevention and education services for the Maricopa County Department of Public Health. This amendment

brings the IGA to a new not-to-exceed aggregate amount of \$82,500 for the term July 1, 2006 through May 1, 2009. This agreement is covered under Section MC1-1001 of the Maricopa County Procurement Code. All other term and conditions of the original Agreement shall remain in full force and effect. (C-86-07-451-2-05)

Motion to approve by: Supervisor Wilcox, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

21. AMENDMENT TO IGA WITH THE WASHINGTON SCHOOL DISTRICT TO PROVIDE SCHOOL-BASED TOBACCO USE PREVENTION AND EDUCATION SERVICES

Approve Amendment No. 4 to Intergovernmental Agreement (IGA) with the Washington School District to extend the term of the IGA from May 2, 2008 through May 1, 2009 and increase the contract by \$24,000 to provide school-based tobacco use prevention and education services for the Maricopa County Department of Public Health. This amendment brings the IGA to a new not-to-exceed aggregate amount of \$105,000 for budget term July 1, 2006 through May 1, 2009. This agreement is covered under Section MC1-1001 of the Maricopa County Procurement Code. All other term and conditions of the original Agreement shall remain in full force and effect. (C-86-07-449-2-04)

Motion to approve by: Supervisor Wilcox, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

22. AMENDMENT TO IGA WITH THE MADISON SCHOOL DISTRICT FOR SCHOOL-BASED TOBACCO USE PREVENTION AND EDUCATION SERVICES

Approve Amendment No. 2 to Intergovernmental Agreement (IGA) with the Madison School District to extend the term of the IGA from May 2, 2008 through May 1, 2009 and increase the contract by \$1,500 to provide school-based tobacco use prevention and education services for the Maricopa County Department of Public Health. This amendment brings the IGA to a new not-to-exceed aggregate amount of \$9,500 for budget term October 1, 2006 through May 1, 2009. This agreement is covered under Section MC1-1001 of the Maricopa County Procurement Code. All other term and conditions of the original Agreement shall remain in full force and effect. (C-86-07-482-2-02)

Motion to approve by: Supervisor Wilcox, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

23. AMENDMENT TO IGA WITH THE DEER VALLEY UNIFIED SCHOOL DISTRICT FOR SCHOOL-BASED TOBACCO USE PREVENTION AND EDUCATION SERVICES

Approve Amendment No. 3 to Intergovernmental Agreement (IGA) with the Deer Valley Unified School District to extend the term of the IGA from May 2, 2008 through May 1, 2009 and increase the contract by \$10,500 to provide school-based tobacco use prevention and education services for the Maricopa County Department of Public Health. This amendment brings the IGA to a new not-to-exceed aggregate amount of \$125,500 for the term July 1, 2006 through May 1, 2009. This agreement is covered under Section MC1-1001 of the Maricopa County Procurement Code. All other term and conditions of the original Agreement shall remain in full force and effect. (C-86-07-418-2-03)

Motion to approve by: Supervisor Wilcox, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

24. AMENDMENT TO IGA WITH ADHS FOR NUTRITION NETWORK - LOCAL INCENTIVE AWARD PROGRAM

Approve Amendment No. 1 to the Intergovernmental Agreement (IGA) Contract No. HG861075 between Arizona Department of Health Services (ADHS) and Maricopa County by and through Department of Public Health to provide additional funding for the Arizona Nutrition Network – Local Incentive Award program. Amendment No. 1 will: 1. Replace the title of Special Terms and Conditions (ST&C) paragraph seven (7), with "Effective September 30, 2008 – Compliance with A.R.S. §41-4401." The rest of the paragraph remains unchanged. 2. Add paragraph nine (9) to the ST&C, page eleven (11): New Budget Term. 3. Pursuant to page eleven (11), ST&C, paragraph nine (9) "New Budget Term" the price sheet of the original contract is replaced by revised price sheet, amendment one (1) page two (2) for budget period beginning October 1, 2008 to September 30, 2009. The price sheet is increased by \$39,435, for a total not to exceed \$268,822. All other provisions of this agreement remain unchanged. The Department of Public Health indirect rate for FY 2008-09 is 18.0%. Indirect costs are estimated at \$41,007 all of which is fully recoverable. Also approve revenue and expenditure appropriation adjustments to the Public Health Grant Fund Department (860) Fund (532), Operating Budget (0000) associated with the aforementioned grant in an amount of \$32,208 for FY 2008-09. The appropriations adjustment is necessary because these funds were not included in the FY 2008-09 budget. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. Of grant amount, \$172,041 was already included in the FY 2008-09 Adopted budget.

Funds for this IGA are provided by a grant from ADHS and do not increase the County's general fund. (C-86-08-026-2-01)

Motion to approve by: Supervisor Wilcox, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

25. UNIVERSITY OF WISCONSIN, GREEN BAY STUDENT ROTATION TRAINING AGREEMENT

Approve a non-financial affiliation agreement with the University of Wisconsin – Green Bay (UWGB) and Maricopa County through its Department of Public Health (MCDPH) to allow students from the Dietetics Program (and other students, if preceptors are available) to participate in learning experiences at MCDPH. The term for this agreement is from October 1, 2008 and valid through September 30, 2013. (C-86-09-032-3-00)

Motion to approve by: Supervisor Wilcox, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

ASSISTANT COUNTY MANAGER - COMMUNITY COLLABORATION

Animal Care & Control

26. AMENDMENT TO IGA WITH CITY OF GLENDALE

Approve Amendment No. 1 to Intergovernmental Agreement (IGA) C-79-08-022-2-00 between City of Glendale and Maricopa County Animal Care and Control, for the purpose of agreeing that Maricopa County officers, employees, contractees and agents providing services pursuant to the IGA are duly authorized as agents of the City of Glendale in

accordance with the enforcement of the City Rabies/Animal Control Ordinance. This Amendment is effective from July 1, 2007 until June 30, 2010. (C-79-09-030-3-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

27. AGREEMENT WITH CANINE CONNECTION FOR NEW HOPE PROGRAM

Approve an Agreement between Stefanie Strackbein, d.b.a. The Canine Connection, 3232 E. Nighthawk Way, Phoenix, AZ 85048, and Maricopa County to allow The Canine Connection 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 60 new hope rescues over the term of the agreement, for a total of \$2,400. The term of this Agreement is from October 15, 2008 through June 30, 2009. (C-79-09-034-3-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

28. AGREEMENT WITH ARIZONA WEIMARANER RESCUE FOR NEW HOPE PROGRAM

Approve an Agreement between Rebecca Knapp, d.b.a. Arizona Weimaraner Rescue, 5404 W. Sanna Street, Glendale, AZ 85302, and Maricopa County to allow Arizona Weimaraner Rescue 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 28 new hope rescues over the term of the agreement, for a total of \$1,120. The term of this Agreement is from October 15, 2008 through June 30, 2011. (C-79-09-033-3-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

29. DONATION

Accept the monetary donation from Rocio Guzman of Phoenix, AZ in the amount of \$250 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-79-09-032-D-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

30. DONATION

Accept the monetary donation from Vernice Windus of Chandler, AZ in the amount of \$250 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-79-09-031-D-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

Community Development

31. RENEWAL OF CITY OF CHANDLER/MARICOPA COUNTY ENTERPRISE ZONE

Approve an Intergovernmental Agreement between City of Chandler and Maricopa County through the Community Development Department, for the purpose of renewing the City of Chandler/Maricopa County Enterprise Zone and adoption of a resolution supporting the enterprise zone renewal. This Intergovernmental Agreement is non-financial and is effective from date of execution until five years from date of execution.

The City of Chandler/Maricopa County Enterprise Zone was established per A.R.S. Section 41-1522 to promote the investment of capital and the creation of quality jobs by new and expanding enterprises in the most economically distressed areas of Maricopa County. The enterprise zone is generally bounded by the Western Canal, Ray Road and Chandler Boulevard on the north; Dobson Road, Alma School Road and Arizona Avenue on the west; Ocotillo Road and Pecos Road on the south; and Gilbert Road, Cooper Road McQueen Road and the Southern Pacific Railroad on the east. The zone includes Census tracts 4223.04, 5227.19, 5227.36, 5229.01, 5229.02, 5230.02, 5231.02, 5231.03, 5231.04. The County is required to approve the Enterprise Zone renewal and the IGA with the City of Chandler because the boundaries contain County Islands. (C-20-09-024-3-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

32. CITY OF CHANDLER/MARICOPA COUNTY ENTERPRISE ZONE

Approve an Intergovernmental Agreement between City of Chandler and Maricopa County through the Community Development Department, for the purpose of executing the City of Chandler/Maricopa County Enterprise Zone and adoption of a resolution supporting the new Enterprise Zone. This Intergovernmental Agreement is non-financial and is effective from date of execution until five years from date of execution.

The City of Chandler/Maricopa County Enterprise Zone is being established per A.R.S. Section 41-1522 to promote the investment of capital and the creation of quality jobs by new and expanding enterprises in the most economically distressed areas of Maricopa County. The proposed Enterprise Zone includes parts or entirety of Census tracts 4223.04, 5227.19, 5227.36, 5229.01, 5229.02, 5230.02, 5231.02, 5231.03, 5231.04, 4222.20, 5227.32, 5227.30, 5227.31, 5227.17, 5227.16, 5227.15. (C-20-09-025-3-00)

Supervisor Brock said the Commission does a lot of good work in the East Valley and has helped many women-owned and minority-owned small business enterprises succeed. He saluted the City of Chandler hoping this new Enterprise Zone would be approved.

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

33. WESTERN MARICOPA ENTERPRISE ZONE INTERGOVERNMENTAL AGREEMENT

Approve an Intergovernmental Agreement between members of the Western Maricopa Enterprise Zone and Maricopa County through the Community Development Department, for the purpose of continuing the Western Maricopa Enterprise Zone. This Intergovernmental Agreement is non-financial and is effective from October 31, 2008 until October 31, 2013.

The Western Maricopa Enterprise Zone (WMEZ) was established per A.R.S. Section 41-1522 to improve economically-depressed sections of municipalities and rural areas through the development of job creating land uses and the inducement of capital investment. Members of the WMEZ include the Cities/Towns of Avondale, Buckeye, El Mirage, Gila Bend, Glendale, Goodyear, Guadalupe, Peoria, Phoenix, Surprise, Tolleson, Wickenburg, Youngtown each a municipal corporation, the Gila River Indian Community and Maricopa County. (C-20-09-026-3-00)

Supervisor Wilcox said this Enterprise Zone been active for years and has helped many businesses in the West Side. She felt the IGA's developed between the cities and the County has been good for all.

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

Human Services

34. CONTRACT WITH MATTEL, INC. FOR EMPLOYED WORKER TRAINING PROGRAM

Approve a Contract between Mattel, Inc. and Maricopa County through the Human Services Department, in the not-to-exceed amount of \$26,535. The purpose of this Contract is to provide funding for the Employed Worker Training Program. This Contract is effective from October 15, 2008 until October 14, 2009. This is an expenditure contract. The expenditures from this contract are reimbursed under the DES IGA C-22-09-008-3-00. (C-22-09-103-3-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

35. AMENDMENT TO IGA WITH ARIZONA DEPARTMENT OF ECONOMIC SECURITY

Approve Amendment No. 5 to an Intergovernmental Agreement between Arizona Department of Economic Security (DE070298001) and Maricopa County through its Human Services Department. The purpose of this amendment is to rescind local WIA funds in the amount of (\$333,239). This decrease in funding is the result of a rescission of funds at the federal and state level. This rescission was expected and budgeted for in the FY 2008-09 adopted budget. This amendment is effective July 1, 2008 - June 30, 2009. (C-22-09-008-3-04)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

36. AMENDMENT TO CITY OF TEMPE IGA FOR SPECIAL TRANSPORTATION SERVICES

Approve Amendment No. 1 to the intergovernmental agreement (IGA) with the City of Tempe (C2007-152-A) and Maricopa County through its Human Services Department (HSD) Special Transportation Services to increase the total funding from \$10,000 to \$20,000; and to correct the contract number from the original number C-22-08-025-3-00 to C-22-08-171-3-00, which was authorized under the administrative correction on C-22-08-150-3-ZZ. The

effective date of this amendment is February 1, 2008. The original term of this agreement was: July 1, 2007 – June 30, 2008. This increase will allow HSD to invoice the City of Tempe for services already rendered during the original term date for services February 1, 2008 - June 30, 2008. Indirect costs are recoverable within this contract at a rate of 15.2%, which is the HSD approved indirect cost rate for FY 2007-08. The indirect costs are estimated to be \$2,639 all of which are recoverable. Appropriations adjustment is not requested at this time as these funds were included in the year end true-up of the FY 2007-08 Adopted Budget. (C-22-08-171-3-01)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

37. IGA WITH CITY OF AVONDALE FOR SPECIAL TRANSPORTATION SERVICES

Approve an Intergovernmental Agreement (IGA) between The City of Avondale and Maricopa County Human Services Department (HSD), for the provision of Special Transportation Services (STS). This Agreement is effective from July 1, 2008 until June 30, 2009. This purpose of this Agreement is for the provision of van transportation to City of Avondale eligible residents for an amount not-to-exceed \$20,000. The transportation service will be provided to the City's elderly, disabled and low-income participants for travel throughout Maricopa County. Reimbursement to HSD will be made on a per trip rate as detailed in the Agreement. The HSD FY 2008-09 indirect rate is 15.2%. Indirect expenses are fully recoverable and are estimated at \$2,639. Appropriation adjustment is not requested at this time as these funds are included in the 2008-09 Adopted Budget. (C-22-09-104-M-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

38. IGA WITH CITY OF CHANDLER (TRANSIT) FOR SPECIAL TRANSPORTATION SERVICES

Approve an Intergovernmental Agreement between The City of Chandler and Maricopa County Human Services Department (HSD), for the provision of Special Transportation Services (STS). This Agreement is effective from July 1, 2008 until June 30, 2009. This purpose of this Agreement is for the provision of van transportation to City of Chandler eligible residents for an amount not-to-exceed \$125,000. The transportation service will be provided to the City's elderly, disabled and low-income participants for travel throughout Maricopa County. Reimbursement to HSD will be made on a per trip rate as detailed in the Agreement. The HSD FY2008-09 indirect rate is 15.2%. Indirect expenses are fully recoverable and are estimated at \$ 16,493. Appropriation adjustment is not requested at this time as these funds are included in the 2008-09 Adopted Budget. (C-22-09-107-M-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

39. IGA WITH THE CITY OF GLENDALE (TRANSIT) FOR SPECIAL TRANSPORTATION SERVICES

Approve an Intergovernmental Agreement between The City of Glendale and Maricopa County Human Services Department (HSD), for the provision of Special Transportation Services (STS). This Agreement is effective from July 1, 2008 until June 30, 2009. The purpose of this Agreement is for the provision of van transportation to City of Glendale eligible residents for an amount not-to-exceed \$35,000. The transportation service will be provided to the City's elderly, disabled and low-income participants for travel throughout Maricopa County. Reimbursement to HSD will be made on a per trip rate as detailed in the

Agreement. The HSD FY2008-09 indirect rate is 15.2%. Indirect expenses are fully recoverable and are estimated at \$4,618. Appropriation adjustment is not requested at this time as these funds are included in the 2008-09 Adopted Budget. (C-22-09-108-M-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

40. IGA WITH THE CITY OF GOODYEAR FOR SPECIAL TRANSPORTATION SERVICES

Approve an Intergovernmental Agreement between The City of Goodyear and Maricopa County Human Services Department (HSD), for the provision of Special Transportation Services (STS). This Agreement is effective from July 1, 2008 until June 30, 2009. The purpose of this Agreement is for the provision of van transportation to City of Goodyear eligible residents for an amount not-to-exceed \$35,000. The transportation service will be provided to the City's elderly, disabled and low-income participants for travel throughout Maricopa County. Reimbursement to HSD will be made on a per trip rate as detailed in the Agreement. The HSD FY2008-09 indirect rate is 15.2%. Indirect expenses are fully recoverable and are estimated at \$4618. Appropriations adjustment is not requested at this time as these funds are included in the 2008-09 Adopted Budget. (C-22-09-106-M-00)

Motion to approve by: Supervisor Brock, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

41. IGA WITH THE CITY OF MESA FOR SPECIAL TRANSPORTATION SERVICES

Approve an Intergovernmental Agreement between The City of Mesa and Maricopa County Human Services Department (HSD), for the provision of Special Transportation Services (STS). This Agreement is effective from July 1, 2008 until June 30, 2009. The purpose of this Agreement is for the provision of van transportation to City of Mesa eligible residents for an amount not-to-exceed \$100,000. The transportation service will be provided to the City's elderly, disabled and low-income participants for travel throughout Maricopa County. Reimbursement to HSD will be made on a per trip rate as detailed in the Agreement. The HSD FY 2008-09 indirect rate is 15.2%. Indirect expenses are fully recoverable and are estimated at \$13,194. Appropriations adjustment is not requested at this time as these funds are included in the 2008-09 Adopted Budget. (C-22-09-105-M-00)

Motion to approve by: Supervisor Brock, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

42. AMENDMENT TO IGA WITH THE TOWN OF FOUNTAIN HILL FOR SPECIAL TRANSPORTATION SERVICES

Approve Amendment No. 1 to an Intergovernmental Agreement between The Town of Fountain Hills and Maricopa County Human Services Department (HSD), for the provision of Special Transportation Services (STS). This Agreement is effective from July 1, 2008 until June 30, 2009. The purpose of this amendment is to change the trip rate from \$16.26 per trip to \$38.25 per trip. The transportation service will be provided to the City's elderly, disabled and low-income participants for travel throughout Maricopa County. Appropriations adjustment is not requested at this time as these funds are included in the 2008-09 Adopted Budget. (C-22-08-154-3-01)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

43. IGA WITH THE CITY OF SCOTTSDALE FOR SPECIAL TRANSPORTATION SERVICES

Approve an Intergovernmental Agreement (IGA) between The City of Scottsdale and Maricopa County Human Services Department (HSD), for the provision of special transportation services (STS). This Agreement is effective from July 1, 2008 until June 30, 2009. This purpose of this Agreement is for the provision of van transportation to City of Scottsdale eligible residents for an amount not-to-exceed \$10,000. The transportation service will be provided to the City's elderly, disabled and low-income participants for travel throughout Maricopa County. Reimbursement to HSD will be made on a per trip rate as detailed in the Agreement. The HSDs FY2008-09 indirect rate is 15.2%. Indirect expenses are fully recoverable and are estimated at \$1319. Appropriations adjustment is not requested at this time as these funds are included in the 2008-09 Adopted Budget. (C-22-09-109-M-00)

Motion to approve by: Supervisor Brock, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

CHIEF FINANCIAL OFFICER

Finance

44. 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.

Motion to approve by: Supervisor Brock, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

Materials Management

45. SOLICITATION SERIALS

Approve the following solicitation serial items. The action on the following items is subject to Civil Division's review and approval of the respective contracts and subsequent execution of contracts.

Motion to approve by: Supervisor Brock, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

a. 07141-RFP, ON-LINE LEGAL RESEARCH SERVICE

07141-RFP, On-Line Legal Research Service (\$920,000 estimate/three years with three one year renewal option until September 30, 2011) This action is to award contracts to LexisNexis and West Publishing to provide On-Line Legal Research Provider services over a three-year contract term. AWARDEE: Lexis Nexis West Publishing Corporation (C-73-09-024-3-00)

b. 05119-C, QUALIFYING BID, PICKUPS, FULL SIZE VANS, SUV'S, SUBURBAN TYPE VEHICLES

05119-C, Qualifying Bid, Pickups, Full Size Vans, SUV's, Suburban Type Vehicles (\$15,000,000 estimate/three years until October 31, 2011). Price agreement renewal for qualifying bid for pickups, full size vans, SUV's, suburban type vehicles, 19,500# & under. AWARDEES: Don Sanderson Ford-Fleet Bill Luke Chrysler Jeep & Dodge Courtesy Chevrolet Five Star Ford-Fleet Ford of North Scottsdale Thorobred Chevrolet (C-73-09-026-3-00)

Parks and Recreation

46. AMENDMENT TO AGREEMENT WITH U. S. FISH AND WILDLIFE SERVICE ARIZONA FOR MCDOWELL MOUNTAIN REGIONAL PARK PROJECT

Approve Amendment No. 1 to an Agreement between U. S. Fish and Wildlife Service Arizona and Maricopa County through the Parks and Recreation Department in the not-to-exceed amount of \$3,000. This amendment is funded by a grant from U. S. Fish and Wildlife Service, C-30-08-006-3-00. The purpose of this amendment is to extend the existing agreement to January 30, 2009. Due to delays in obtaining clearance from the State Historic Preservation Office for cultural resource clearances the project was not completed by August 30, 2008. This amendment is effective from October 15, 2008 to January 30, 2009. All other terms and conditions of the Agreement remain in full force and effect. (C-30-08-006-3-01)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

ASSISTANT COUNTY MANAGER - REGIONAL DEVELOPMENT SERVICES

Planning and Development

47. PILOT PROJECT & POLICY FOR REGIONAL DEVELOPMENT SERVICES CONSTELLATION REGARDING SURPLUS EQUIPMENT

1.) Approve a Pilot Project and Policy for the Regional Development Services Constellation (RDSA) for the disposal of computer equipment in order to maximize revenue. 2.) Declare as surplus and 3.) Authorize the disposition of computer equipment that is no longer used for operations within the RDSA constellation. 4) In accordance with A.R.S. 11-251(9), authorize the utilization of an internet auction process as described below for the disposition of surplus items. The RDSA constellation consists of the following departments: Air Quality, Emergency Management, Environmental Services, Equipment Services and Planning and Development. The pilot project will be for a period of October 15, 2008, through June 30, 2009. Results will be evaluated at the end of the pilot project and RDSA will return with a recommendation whether to continue or not. All hard drives will be wiped using the DOD 5220.22-M standard or hard drive manufacture's "Secure Erase" feature. The original operating system may be transferred if sold including the Certificate of Authenticity label. The sale of equipment under this pilot project will only include the original operating system purchased with the PC's. The operating system that the County uses as a part of the Enterprise Agreement with Microsoft will not be used or sold and will be wiped as described above. The estimated revenue generated from this pilot project is \$50,000. To date, RDSA has realized \$0 in return from the salvage agreement with UNICOR and/or Dell. To provide the equipment in a salvageable manner, it costs RDSA approximately \$4,000 annually.

RDSA uses the County contract for disposition of computer equipment; however the cost of removal and storage has proved more expensive than originally thought. RDSA staff upon research, OMB and Material Managements advice, believes that an internet auction is the most fiscally prudent and time efficient method of auctioning these items. If RDSA has equipment that is not advantageous to auction via an Internet auction site, this equipment will be disposed of in accordance with law and the Maricopa County Procurement Code. Any items proving unauctionable through this process will be disposed of through approved alternate means. Pilot Process and Policy All computers will be evaluated to determine the best method of recovery in order to maximize revenue return to Maricopa County RDSA. The methods available are: a. Turn items over to County salvage for shipment to UNICOR as current arrangement allows. b. Donate items to charitable organizations as approved by the BOS per A.R.S. 11-251.9.c. Sell or transfer items to other County departments. d. Distribute list of current equipment to at least three IT salvage companies, and sell items to the highest bidder. e. List items on a Public WEB Based Auction Site and sell to highest bidder. Recoup shipping/handling fees as appropriate. If hard drives cannot be wiped they will be destroyed as per DOD standard (three holes drilled into drive media).In the case of b, c, d and e above, all hard drives will be wiped using the DOD 5220.22-M standard or hard drive manufacture's "Secure Erase" feature and reloaded with the original manufacture's software image where available. All items will be sold AS-IS without any warranty or returns allowed. (C-44-09-044-M-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

ASSISTANT COUNTY MANAGER - PUBLIC WORKS

Public Works

48. 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-06-09-152-7-00)

Motion to approve by: Supervisor Wilson, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

49. CONTRACT WITH EPS GROUP, INC FOR SIGNAL BUTTE- RITTENHOUSE ROAD TO US60 CORRIDOR STUDY

Approve the Consultant Services Contract No. 2007-015 with EPS Group, Inc. in the amount not-to-exceed \$365,123.31 for MCDOT Transportation Planning Project (TPLN), Signal Butte: Rittenhouse Road to US60 Corridor Study, Job No. TT005.

This study will establish the facility type, number of lanes, right-of-way needs, and general alignment that will be required to accommodate projected traffic growth and enhance safety on the future Signal Butte Road. Supervisorial Districts1 and 2 (C-91-09-054-M-00)

Motion to approve by: Supervisor Wilson, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

50. AGREEMENT WITH SIEMENS FOR MCDOT'S TRAFFIC MANAGEMENT SYSTEM

Approve a Sole Source Agreement between Siemens Energy & Automation, Inc. and the Maricopa County Department of Transportation (MCDOT) for the procurement of maintenance, technical support, and necessary system upgrades essential for ongoing operation of MCDOT's i2TMS Traffic Management System.

The i2TMS Traffic Management System is critical to the coordinated real-time functioning and monitoring of the traffic signals to minimize delays and improve safety on MCDOT roadways. The county is not aware of any other vendor that possesses the proprietary information necessary to provide and maintain the i2TMS Traffic Management System. The award of this sole source agreement meets the criteria of the Materials Management Policy #MM0034 - Sole Source Services or Commodities. The terms of this agreement are valid for one year after the Board of Supervisors approval. Supervisorial Districts 1,2,3, 4, and 5 (C-91-09-049-M-00)

Motion to approve by: Supervisor Wilson, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

51. IGA WITH THE UNIVERSITY OF ARIZONA FOR RESEARCH-ORIENTED TRAFFIC AND ITS TECHNOLOGY STUDIES

Approve the Intergovernmental Agreement between Maricopa County and the Arizona Board of Regents by and through the University of Arizona to coordinate the use of resources to perform research-oriented traffic and ITS technology studies. At the County's sole discretion, ask the University of Arizona (U of A) to perform research assignments for the County. The County will financially participate by funding County requested research up to \$50,000 per County fiscal year, beginning July 1, 2008 and ending with FY 2012. Funding beyond FY 2009 is contingent upon the Board approving the FY 2010 to 2012 budgets. Supervisorial Districts No. 1, 2, 3, 4, & 5 (C-91-09-052-M-00)

Motion to approve by: Supervisor Wilson, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

52. AMENDMENT TO ADOT SAFE ROUTES TO SCHOOL PROGRAM GRANT

Authorize the extension of the ADOT Safe Routes to School Program Grant to June 30, 2009 and approve the revenue and expenditure appropriation increase in the amount of \$15,318.52 in FY2008-09 to the Public Works (910) Transportation Grant Fund (223) Non-Recurring (0001). The appropriation increase is necessary because these funds were not included in the FY 2008-09 budget. 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. 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.

On August 22, 2007, the Board approved the application and acceptance of reimbursement grant funding from the ADOT Safe Routes to School Program -- Round One (Agenda Item C-64-08-017-3-00). In late September 2007, MCDOT received notice to proceed (NTP) to implement the MCDOT Safe Routes to School Program that was awarded reimbursement grant funding in the amount of \$37,777 from the ADOT Safe Routes to School Program -- Round One. The funding allows MCDOT to start-up Safe Routes to School Programs in nineteen (19) schools in the unincorporated areas of Maricopa County, plus four (4) schools in Litchfield Park. By the time the NTP was received from ADOT, MCDOT had worked out a transfer of a larger, related Safe Routes to School Support Center Transportation

Enhancement grant to Valley Metro. In order to coordinate with this larger, two-year funding source and receive the benefits of its additional resources, MCDOT has delayed the actual implementation of the smaller ADOT Safe Routes to School funding to coincide with the implementation of the Valley Metro grant. In FY2008, MCDOT has expended \$22,458.48 of the \$37,777 in grant funding to obtain materials needed to implement the program in the upcoming school year and needs to move the rest of the grant reimbursement into FY09 to cover costs of additional goods and services necessary for the MCDOT Safe Routes to School Program during the 2008-2009 school year. The MCDOT Safe Routes to School Program is located in Supervisorial Districts 1, 2, 3, 4 and 5. (C-64-08-017-3-01)

Motion to approve by: Supervisor Wilson, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

BOARD OF SUPERVISORS

Clerk of the Board

53. REAPPOINTMENT TO THE FLOOD CONTROL ADVISORY BOARD

Approve the reappointment of Kent L. Cooper to the Flood Control Advisory Board as nominated by Supervisorial District 2. The term of the appointment will be effective November 16, 2008 through November 15, 2013. (C-06-09-119-9-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

54. DESIGNATION OF ACTING SUPERINTENDENT OF STREETS

Adopt a Resolution designating Robert Herz as Acting Superintendent of Streets.

Richard A. Wallace, who served as the Superintendent of Streets retired September 19, 2008. Robert Herz, has accepted the position of Acting Superintendent of Streets. The Office of Superintendent of Streets is located in the Engineering Division of the Maricopa County Department of Transportation. (C-91-09-055-M-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

Industrial Development Authority

55. INDUSTRIAL DEVELOPMENT AUTHORITY FOR THE ISSUANCE OF AIRPORT SPECIAL FACILITIES REVENUE BONDS (HAWKER BEECHCRAFT 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 Airport Special Facilities Revenue Bonds (Hawker Beechcraft Project) Series 2008, to be issued in one or more series in an amount not-to-exceed \$14,000,000 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-18-09-030-2-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

56. INDUSTRIAL DEVELOPMENT AUTHORITY FOR THE ISSUANCE OF VARIABLE RATE DEMAND REVENUE BONDS (VALLEY OF THE SUN YMCA 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 Revenue Bonds (Valley of the Sun YMCA Project) Series 2008, to be issued in one or more series in an amount not-to-exceed \$30,000,000 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-18-09-028-2-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

57. INDUSTRIAL DEVELOPMENT AUTHORITY FOR THE ISSUANCE OF MULTIFAMILY HOUSING REVENUE REFUNDING BONDS (VILLAGE AT SUN VALLEY APARTMENTS 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 Multifamily Housing Revenue Refunding Bonds (Village at Sun Valley Apartments Project) Series 2008, to be issued in one or more series in an amount not-to-exceed \$13,630,000 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-18-09-029-2-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

SETTING OF HEARINGS

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

Planning and Development

58. ZONING CASES

Schedule Planning and Development public hearings on zoning cases and other matters for 1:00 pm, Thursday, November 6, 2008. (List on file in the Clerk of the Board office) (C-44-09-036-M-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

Air Quality

59. RESOLUTION FOR DUST CONTROL PERMIT APPLICATION PACKAGE

Pursuant to A.R.S. 49-479(b), set a public hearing for December 3, 2008 to solicit comments and consider the adoption of the Resolution to submit supplemental information on the implementation of Maricopa County Air Pollution Control Rule 310 - Fugitive Dust from Dust-Generating Operations consisting of the Dust Control Permit Application package as a revision to the Arizona State Implementation Plan (SIP) for PM10. Following the public hearing, the Board is requested to approve the attached Resolution and submit it as a revision to the Arizona State Implementation Plan (SIP) for PM10. Upon Board approval, this item will become effective December 3, 2008. (C-85-09-005-7-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

60. INCORPORATION BY REFERENCE RULEMAKING

Pursuant to A.R.S. 49-479(b), set a public hearing for December 3, 2008 to solicit comments and consider the adoption of proposed revisions the following Maricopa County Air Pollution Control Regulations: Rule 317 - Hospital/Medical/Infectious Waste Incinerators, Rule 321 - Municipal Solid Waste Landfills, Rule 360 - New Source Performance Standards, Rule 370 - Federal Hazardous Air Pollution Program, Rule 371 - Acid Rain, and Appendix G - Incorporated Materials. Following the public hearing, the Board is requested to adopt proposed revisions to Maricopa County Air Pollution Control Regulations Rules 317, 321, 360, 370, 371 and Appendix G. Upon Board approval, this item will become effective December 3, 2008.
(C-85-09-004-7-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

CONSENT AGENDA

Clerk of the Board

61. APPOINTMENTS

Approve the Official Appointment of Robert Herz as Limited Special Deputy Clerk in improvement district matters. (C-06-09-149-7-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

62. DONATIONS

In accordance with County Policy A2805, accept the monthly donation report received from Library District for September 2008. Donation reports are on file in the Clerk of the Board's Office. (C-06-09-142-7-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

63. DUPLICATE WARRANTS

Pursuant to A.R.S §11-632, approve and ratify the issuance of duplicate warrants to replace county warrants and school warrants which were either lost or stolen. Necessary affidavits have been filed with the Board. Affidavits presented are on file in the Clerk of the Board's Office. (C-06-09-153-7-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

64. MARKET RANGES

Pursuant to A.R.S §§11-251.38 and 251.51, 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-06-09-150-7-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

65. MINUTES

Pursuant to A.R.S. §§38-431.01 and 11-217, approve the minutes of the Board of Supervisors' meetings held June 19, 2008 and July 21, 2008. (C-06-09-144-7-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

66. SECURED TAX ROLL CORRECTIONS

Pursuant to A.R.S. §§42-15155, 16002, 16215, 16258, and 19118, approve requests from the Assessor for corrections of the Secured Tax Rolls Resolutions. This reflects actual tax dollar corrections to the County tax rolls due to administrative corrections of the Assessor and as a result of property tax appeals. Resolutions on file in the Clerk of the Board's Office. (C-06-09-156-7-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

67. SETTLEMENT OF PROPERTY TAX CASES

Pursuant to A.R.S. §§42-16201 through 16215, approve the settlement of tax cases dated October 15, 2008. List is on file in the Clerk of the Board's Office. (C-06-09-157-7-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

68. STALE DATED WARRANTS

Pursuant to A.R.S. §11-644 the Board of Supervisors finds that claims presented, 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. List of claims is on file in the Clerk of the Board's Office. (C-06-09-155-7-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

69. 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-06-09-154-7-00)

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

MEETING RECESSED

Chairman Kunasek recessed the Board of Supervisors to convene as various Boards of Directors.

MEETING RECONVENED

Chairman Kunasek reconvened the Board of Supervisors.

CALL TO THE PUBLIC AND SUMMARY OF CURRENT EVENTS

Chairman Kunasek excused Supervisor Wilcox from this portion of the meeting at her request.

Chairman Kunasek introduced his father, Carl Kunasek, who was in the audience.

- 70.** 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.)

Those registering to speak at Public Comment included Rob Haney; Gary Rose, American Citizens United; Michael Duhane, Citizens of Maricopa County; Martha E. Payan, American Citizens United; Sylvia Hayek; Kathryn Kobor; Kate Goodhart; Barb Heller; Mercedes Mercado; Saul Allinsky, Randy Perez; Tanny Flynn, PAX Library Advisory Board; Scott P. Muir, Phoenix Public Library.

Scott Muir, citizen, said he is a long-time user of the public library system and commented on the newspaper headline saying that Phoenix would probably have to cut staff and reduce hours in their libraries. He asked for an adjustment of the reciprocal borrowing formula at next year's renewal.

Gary Rose, American Citizens United, expressed his appreciation for Sheriff Arpaio saying all needed to realize that "we all live in America, and we all live in Arizona, and if we're legal citizens we're allowed to vote and make things happen in this country, but if we're not legal, we can't vote." He added that if you want to be a voter and get something accomplished, be legal, get registered and vote - don't be raising heck with the Supervisors and other people."

Michael Duhane, lives in District 5 and had wanted to direct his comment to his Supervisor, Mary Rose Wilcox, (who was excused from this portion of the meeting) and

was sorry he was not able to do so. He said he is a minority in that District as a supporter of Sheriff Joe Arpaio, who is doing the right thing in enforcing the law, one of the few who are doing so. He proposed that those in opposition to having the immigration law enforced move to a more "amenable" place or "protest through the proper legal channels in a peaceful, intelligent, articulate way." He said he resents the fact that they are holding these meetings hostage for items that are not within the authority or scope of the County, i.e., dictating to the Sheriff how he will or will not carry out his job. He said he appreciated the Board's decision to back the Sheriff's decision to leave Guadalupe - at the town's request.

Tanner Flynn said 1.5 million Phoenix residents pay \$6 million to the Library District and receive only \$750,000 in benefits from the County. He encouraged the Board to revisit the reciprocal borrowing formula that expires next year.

Mercedes Mercado Ochoa, said she is a native Arizonan coming from a copper mining community, Sonora, and is a citizen. She said many politicians of Hispanic descent come from mining towns - we have been fighting for human and civic rights all our lives. She cited several things having to do with Sheriff Arpaio and his priorities that she disagrees with.

Barb Heller, citizen, thanked the Board for the Rules of Conduct for Board meetings saying they are held accountable for the safety of those attending these Board meetings. She said the groups that have been coming have never been kept from speaking yet continue to show they think they are above the laws and rules. She said cases of stolen identities and outstanding warrants are discovered during the MCSO sweeps. She pointed out that citizens pass the laws and hire the Sheriff and County Attorney to enforce those laws. She added, "if you guys don't like that go back to your sanctuary state of California - if you don't like our laws, please feel free to leave this country."

Kate Goodhart, returned because of previous findings in her Code Enforcement hearing to challenge Board Members to respond to her presentation and tell her to prove her statements face to face. She alleged that Darren Gerard, Deputy Director of Planning and Development, asked her to note her personal activities for his review and Chairman Kunasek had agreed this was his right. She lodged personal complaints against Mr. Gerard and Chairman Kunasek alleging religious persecution for those who recognize a creator differently. She wanted her complaints to be heard. She waited for an answer and Chairman Kunasek explained that Board members were not allowed to respond to public comments.

Kathryn Kobar said, "Thank you for your service to the community. I know it's a hard job and some times you are not thanked." She said that during the September 17, 2008, Board meeting, "I and others were subjected to outrageous and dangerous behavior by Maricopa Citizens for Safety and Accountability. We were, in effect, harassed, intimidated and made fearful for our physical safety. The Board itself was denied the right to conduct an orderly meeting." She felt the time had come to stop this kind of behavior by this group before the situation becomes unmanageable.

Sylvia Hayek said she was present to support the Board of Supervisors in this difficult time. She said she was "sick and tired of seeing, hearing and reading about groups showing up at our Board of Supervisors' meetings in order to create havoc and leave pushing their agenda." She felt if they don't have facts on their side they resort to pressure tactics. She added, "Please do not cave-in to these group's demands as it seems there is no satisfying them. They are capable of anarchy to bring about their social objectives."

Martha Payan thanked the Board for approving the donations given for animals, saying the County is doing a good job of saving and helping animals and Sheriff Arpaio is doing an excellent job of getting animal abusers prosecuted. She endorsed Sheriff Arpaio as the true enforcer of laws in Maricopa County. She said she wanted to see American dollars spent on American projects rather than have them spent on illegals.

Rob Haney noted that the busloads of intimidators are not here today and thanked the Board for resisting the intimidation for the past six or eight months. He said, "I've been out there in those lines, had to see the tee-shirts, the red tee-shirts marked ACORN, and it is intimidating and when they came in here to attempt to disrupt the meeting, I want to thank you for doing that." He noted the recent notoriety on ACORN and voter registration, adding "we do not need that type of voter registration fraud in Arizona." He said that in Mesa where there is no prosecution of illegal immigration violent crime has increased. In Phoenix, where there is an active role in controlling illegal immigration, violent crime has decreased.

Chairman Kunasek thanked those who came to the meeting and those who spoke, saying this was the first peaceful meeting the Board has had in some time. He expressed his appreciation for those who know how meetings should be, and are, conducted in America and in Maricopa County.

71. Supervisors'/County Manager's summary of current events.

Supervisor Wilson honored Brenda Zambelli for her 23 years of service to Maricopa County in preparing IGAs, solving constituent problems or providing policy input. He said she has gained the reputation as a trusted authority on the IGA process within the County and also with city governments. He said her work has been invaluable to MCDOT and to Maricopa County as a whole.

*****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

David Smith and Victoria Mangiapane left the dais at the end of this portion of the Board meeting. All Board Members, as listed above, remained in session. Joy Rich, Assistant County Manager, Lynn Favour, Deputy Planning and Development Director, and Kevin Costello, Deputy County Attorney, came forward to present the following Planning and Zoning cases. Votes of the Members will be recorded as follows: (aye-no-absent-abstain).

PZ-1. BRIAN LA PLANTE - V2005-00093

This is the time for the review of the Hearing Officer's Order of Judgment in Zoning Code Violation Case No. V2005-00093, Brian La Plante. This item was continued from the August 6, 2008 meeting. (Supervisory District 3) (ADM3417-063) (C-06-09-037-M-00)

This case has been continued to a posting in 2009.

PZ-2. TIM MERKER-V2007-01292 AND V2007-01009

This is the time for the review of the Hearing Officer's Order of Judgment in Zoning Code Violation Cases No.V2007-01292 and V2007-01009 for Tim Merker. (Supervisor District 3) (ADM3417-066) (C-06-09-143-M-00)

Charles Hart, Planning and Development Department, gave background information on the requested review of the Hearing Officer's findings in the case of Tim Merker, resulting in a Code Enforcement Hearing on June 10, 2008, at which the respondent was found responsible and a \$300 base fine with a \$30 per diem fine was effected, which today totals \$4,410.

Mr. Merker appeared to say that he received the original complaint in June of 2007. He said he has not worked on the building for 4-5 years and had gone through a devastating divorce, adding that he is being fined for working on it, which isn't true. He said he has never failed any inspection and did not know why his permits are not in order. He said his project was actually started in 1996. He said he brought neighbors who would verify that no work has been done on the building for years, he would like to work on it now that his divorce is final, but he does not have the money to pay the fines and buy building materials as well. He said Planning is tacking things on and charging him for things he is not responsible for. He did not expect the June hearing to be an enforcement hearing but one to help him get things settled so work could continue on the project. He said he had permits but Planning did not have copies of these.

Mr. Hart reported on several permits that needed to be completed and said that the permit on the shed appeared to be ready to issue. Mr. Merker said the shed was on site when he bought the property and he had never applied for a permit for it.

Chairman Kunasek asked what needed to be done and if the project could be completed in 180 days. Mr. Merker said he believed it could be.

Joy Rich, Assistant County Manager, recommended this case be continued for six months with the stipulation that all fines would be vacated if compliance was achieved by that time.

Motion to approve by: Supervisor Stapley, Seconded by: Supervisor Wilson
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

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

PLANNING AND ZONING AGENDA

CONSENT AGENDA

1. SALT RIVER PROJECT SPECIAL USE PERMIT REMOVAL

Case Number: Z2003020
Supervisorial District: 5
Applicant: Salt River Project
Location: 14600 South Dusty Lane
Request: Applicant initiated removal of Special Use Permit for a Cellular Communications Facility in the Rural-42 zoning district, Cellular Use District 1 (approx. 0.02 ac) - Salt River Project

Commission Approve by unanimous vote of 6-0, subject to modified stipulations 'a' – 's' .
Action:

Lynn Favour reported on background details of this case and said the recommendation is for approval with stipulations "a" through "s." (C-44-09-041-7-00)

Motion to concur with the Planning and Zoning Commission recommendation for approval by: Supervisor Wilson, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

5. SPECIAL USE PERMIT - GLENDALE AVENUE ARSENIC TREATMENT PLANT

Case Z2008010
Number:
Supervisory
District: 4
Applicant: Ramesh Narasimhan, Narasimhan Consulting Services, Inc.
Location: Southeast corner of Glendale Avenue and 137th Avenue (in the west Glendale area)
Request: Special Use Permit (SUP) for a water treatment facility for arsenic removal in the Rural-43 and C-2 PD zoning districts, Airport Zone 4 overlay district and within the high noise and accident potential zone of LAFB.
Commission Approve by unanimous vote of 9-0, subject to stipulations "a" through "l".
Action:

Lynn Favour reported on background information for the Special Use Permit application. She said the recommendation is for approval with stipulations "a" through "l." (C-44-09-042-7-00)

Motion to concur with the Planning and Zoning Commission recommendation for approval by: Supervisor Wilson, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

6. ARROWHEAD MONTESSORI SCHOOL STIPULATION MODIFICATION

Case Number: Z2008084
Supervisory
District: 4
Applicant: GK Smith, Inc.
Location: Northeast corner of 83rd Avenue and Banff Lane (in the north Peoria area)
Request: Modification of Stipulations "a", "b" and "j" of Z2004129 for a Special Use Permit (SUP) for a private school in the Rural-43 zoning district
Commission Approve by unanimous vote of 6-0, subject to modified stipulations 'a' – 'w'.
Action:

Lynn Favour explained the stipulation modification requested in this case and said the recommendation was for approval with stipulations "a" through "w." (C-44-09-040-7-00)

Motion to concur with the Planning and Zoning Commission recommendation for approval by: Supervisor Wilson, Seconded by: Supervisor Stapley
Ayes: Kunasek, Stapley, Brock, Wilcox, Wilson

MEETING ADJOURNED

There being no further business to come before the Board, the meeting was adjourned.

Andrew Kunasek, Chairman of the Board

ATTEST:

Fran McCarroll, Clerk of the Board