

**Informal Meeting Minutes
Monday, November 02, 2009
Meeting Scheduled Start Time: 10:00 AM**

**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)**



"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

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

County Manager

David Smith

Clerk of the Board

Fran McCarroll

Meeting Location

BOS Conference Room
301 W. Jefferson, 10th Floor
Phoenix, AZ 85003

BOARD OF SUPERVISORS

The Board of Supervisors of Maricopa County, Phoenix, Arizona, convened in Informal Session at 10:00 AM on Monday, November 02, 2009, in the Board of Supervisors Conference Room, 301 W. Jefferson, 10th Floor, Phoenix, Arizona, with the following members present: Max Wilson, Chairman, District 4; Don Stapley, Vice Chairman, District 2; Fulton Brock, District 1; Andrew Kunasek, District 3; Mary Rose Wilcox, District 5. Also present: Fran McCarroll, Clerk of the Board; Liz Evans, Minutes Coordinator; David Smith, County Manager; and Paul Golab, Outside Counsel.

PRESENTATION

Public Works

1. PRESENTATION OF RESULTS OF THE INVESTMENT GRADE UTILITY AUDIT

Presentation regarding the results of the investment grade utility audit. The Investment Grade Utility Audit provides an opportunity for the County to reduce energy consumption through a series of measures that will increase the energy efficiency of County buildings. (C-91-10-066-P-00)

Kenny W. Harris, County Engineer, Assistant County Manager for Public Works

Janet E. Palacino, Director, Facilities Management

Bob Georgoff, APS Energy Services

Janet Palacino, Facilities Management Director, introduced Bob Georgoff, APS Energy Services, to present a final report on the Investment Grade Utilities Audit of Maricopa County facilities. Ms. Palacino stated the objective of this item is for the Board to review the plan and make recommendations. She also stated that the program is going to be "budget-neutral", which would be addressed by the Office of Management and Budget (OMB). David Smith, County Manager, responded by saying that on a year-to-year basis, this program will protect the operating budget; the savings will be as much or more than cost of the principal and interest. He said that, overall, the County will realize savings equal to or more than the investment.

Mr. Georgoff showed a slide presentation outlining the audit process, results and recommendations. Supervisor Stapley asked how long the program would take to implement

and Mr. Georgoff replied that it would be about 13 months.

In response to questions from Supervisor Kunasek, Mr. Georgoff explained that the lighting upgrades consist of a number of assets, such as high-efficiency lamps and bulbs, occupancy sensors, etcetera, and that life expectancies for these items are included in the calculations. Supervisor Kunasek then asked whether utility rate inflation over the next 10 years had been figured into the calculations. Mr. Georgoff said that OMB has figured in a three percent escalation factor for these assets. Chairman Wilson asked if projects were being scheduled related to the cost of items at various times considering the economy. Mr. Georgoff answered there are a host of subcontracting community relationships working on this and bids are being refreshed, but at some point, the plan will have to move forward. Supervisor Wilcox clarified that jobs created under this plan would be external construction jobs rather than additional internal employees.

Neil Urban, Senior Planner from Facilities Management, reported on on-going energy saving efforts within the County, including the Maricopa County Green Government Program. Mr. Urban indicated the plan is to reach the county-wide energy use goal by the year 2013.

Ms. Palacino said the next steps are for Board action on the November 4, 2009 Formal Meeting, in which a vote to approve gives Facilities Management the ability to negotiate and enter into a contract with APS. Then, on November 18, 2009, the Board will vote on a funding mechanism. Ms. Palacino noted they hope to negotiate the \$26 million cost down to increase savings to the County.

Supervisor Brock remarked that a 14-year payback is long time and that he hoped the \$26.3 million cost of the program can be negotiated down. He suggested that programs be implemented to train and educate employees to be more energy conscious and to look for ways to increase energy savings. Mr. Smith commented that the behavioral component had not been included as a calculation of savings in this plan but there is certainly potential to be gained through an energy conscious workforce. Ms. Palacino added that Jonce Walker, Manager of the Green Government Program, was working on variety of things that address human behavior.

Supervisor Stapley thanked Ms. Palacino and all who have been involved in this project. He said this is one of largest projects in country and Mr. Georgoff agreed. Supervisor Stapley emphasized there are currently opportunities from the federal government that have never been available before and as well as federal interest-free loan programs for energy-saving projects. He went on to say the ten percent cushion built into the plan is a conservative approach and that he believes that the payback period will be shortened by new technology. Supervisor Stapley maintained he is very supportive of the plan and said he is excited to take the major first step. He added this could stimulate other ideas like partnering with other utilities to bring solar power to merchants using county assets, such as land.

Supervisor Wilcox said she hopes that implementation can be expedited, and she asked whether applications for federal stimulus money had been submitted. Ms. Palacino reported the County had just received \$2.6 million for solar-thermal projects being implemented at the 4th Avenue and Lower Buckeye jails, and that the County has applied for another \$64 million for various projects. (Power Point presentation on file in the office of the Clerk of the Board)

ACTION

Clerk of the Board

2. IMPACT STATEMENT FOR THE PROPOSED WRIGLEY TERRACE IRRIGATION WATER DELIVERY DISTRICT

Pursuant to A.R.S. § 48-261 and § 48-263, receive the impact statement for the proposed Wrigley Terrace Irrigation Water Delivery District and set a public hearing for 9:00 a.m., Wednesday, December 2, 2009.

At the hearing on December 2nd, 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 of Supervisors 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.

In addition, approve a bond in the amount of \$250 to be filed with the Board by the persons proposing the district to cover costs incurred by the County if the district is not finally organized pursuant to A.R.S. §48-261(C).

The proposed district is located in the Wrigley Terrace Subdivision Community in Phoenix bounded by Bethany Home Road on the north, 20th Street on the east, Montebello Avenue on the south and 18th Street on the west and contains approximately 148 parcels.(Supervisorial District 3) (C-06-10-138-7-00)

The Clerk clarified this item required a vote only to set a hearing for December 2, 2009. She explained this item is regarding a group of taxpayers who are trying to create an irrigation water delivery district. Ms. McCarroll said a vote on this item sets other actions into motion such as mailing out notices out to property owners and securing a \$250.00 bond to cover the costs of administration.

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

Board of Supervisors

3. SETTLEMENT IN MARICOPA COUNTY V. DOWLING (CV2007-011451) AND DOWLING V. MARICOPA COUNTY (CV2008-030044) (CONSOLIDATED)

Consider the approval of the settlement in Maricopa County v. Dowling (CV2007-011451) and Dowling v. Maricopa County (CV2008-03004) (consolidated) and (CA-CV 07-0745 & 1 CA-CV 07-897 Consolidated), as discussed in Executive Session October 27, 2009; and further, to authorize the Chairman to execute all final settlement documents upon review and approval by counsel. (C-06-10-159-S-00)

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

4. EXECUTIVE SESSION

Vote to convene in Executive Session to consider items on the Executive Agenda dated November 02, 2009, for Board of Supervisors and relevant Special Districts pursuant to statutory authority listed for each item.

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

MEETING ADJOURNED

After discussion of the Executive Agenda items and there being no further business to come before the Board, the meeting was adjourned.

Max W. Wilson, Chairman of the Board

ATTEST:

Fran McCarroll, Clerk of the Board