

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
February 20, 2002**

The Board of Supervisors of Maricopa County, Arizona, convened in Formal Session at 9:00 a.m., February 20, 2002, in the Board of Supervisors' Auditorium, 205 W. Jefferson, with the following members present: Don Stapley, Chairman; Fulton Brock, Vice Chairman; Andy Kunasek, Max W. Wilson and Mary Rose Wilcox. Also present: Fran McCarroll, Clerk of the Board; Shirley Million, Administrative Coordinator; David Smith, County Administrative Officer and Paul Golab, Deputy County Attorney. Votes of the members will be recorded as follows: (aye-no-absent-abstain)

INVOCATION

Bill Scalzo, Chief Community Services Officer, delivered the invocation.

PLEDGE OF ALLEGIANCE

Karen Osborne, Director of Elections, led the assemblage in the Pledge of Allegiance.

PRESENTATION TO ROSS FARNSWORTH, JR.

Presentation of a plaque to Ross Farnsworth, Jr., in appreciation for his service and dedication to the Hospital and Health System Board of Directors from October 1999 through December 2001. (ADM650)

Mr. Farnsworth was not present at any time during the meeting and the presentation will be continued to a later date.

PRESENTATION TO JOHNNY AMABISCA

Bill Scalzo, Director of Parks and Recreation, said that in 1971 Mr. Amabisca went from a desk job as a draftsman, which he didn't much care for, to work with the County Parks Department where he was able to work outdoors doing the kinds of things with the land and equipment that he most likes to do. Now, 30 years later, Mr. Scalzo explained, Mr. Amabisca is retiring as a trades specialist and equipment operator trainer. He added that during his tenure with Parks and Recreation, Mr. Amabisca had the unique career opportunity of working under four different directors. Mr. Scalzo ended his remarks by saying, "Johnny, It's been a pleasure having you with us. I can hardly believe you're retiring...you're not gonna wait for a fifth Director, huh?" Chairman Stapley joined Mr. Scalzo in thanking Mr. Amabisca for his 30 years of service to the County and congratulated him on his retirement. They presented him with an engraved crystal plaque. (C3002044M) (ADM650)

PRESENTATION TO THE FACILITIES MANAGEMENT DEPARTMENT

Bill Warren, Safety Manager for Risk Management, and Peter Crowley, Risk Manager, presented the 2002 Maricopa County Safety Bowl Award's traveling trophy to the "Best of the Best" in the team competition, the Facilities Management Department. Mr. Warren said that this competition has been held for the past six years to highlight Maricopa County's charge of providing a safe working environment for employees. He explained that this competition was designed to "test the safety knowledge of our employees in an annual competition to find the Best of the Best, and this year, the winners were the team from the Facilities Management Department. He said, "I'll tell you, Mr. Chairman, it went down to the last question, where they were behind by 40 points. It was a 100 point question, and it was between this team and MCDOT when Facilities Management won it." Elliot Bloom, Keith Fowler, & Les Voss are the Maricopa County 2002 Safety Bowl Champion team members for the Facilities Management winning team. Chairman Stapley participated in the presentation and said this program has been a valuable asset

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for the County because of the camaraderie that it creates as well as emphasizing the awareness of safety matters. (C7502008M) (ADM650)

CODE ENFORCEMENT REVIEW

Item: This is the time scheduled for a public hearing on the review of a Hearing Officer's Order of Judgement in the zoning code violation case of Desert Springs Scholastic Institute, Case No. V2001-00759. (ADM3417-08)

Lynn Favour, Assistant Director of Planning and Development, explained that the Desert Springs Scholastic Institute (DSSI) had been found in violation of the zoning code immediately after the Institute had been sold but before the sale had been recorded. This change of ownership caused confusion that resulted in the wrong person being cited as the property owner and the responsible party for the violation. The confusion resulted in the Hearing Officer's subsequent Order of Judgement being handed down against the wrong defendant. Ms. Favour asked that this matter be vacated and said that Planning and Development would locate the existing property owner and take the matter back before the Code Enforcement Hearing Officer.

Motion was made by Supervisor Brock, seconded by Supervisor Kunasek, and unanimously carried (5-0) to vacate the Hearing Officer's decision against DSSI.

ORGANIZATION OF THE DREAMING SUMMIT UNIT 3 STREET LIGHTING IMPROVEMENT DISTRICT

Motion was made by Supervisor Brock, seconded by Supervisor Wilson, and unanimously carried (5-0) to approve the organization of the Dreaming Summit Unit 3 Street Lighting Improvement District, located in the vicinity of Dysart Road and Bethany Home Road, and appoint the Superintendent of Streets as District Engineer. The district purpose is establishing street lighting facilities and purchasing electric service for the lighting of public streets and parks within the area. A petition representing 100% of the property owners of the Dreaming Summit Unit 3 Subdivision has been presented requesting the formation of a street lighting improvement district. Inasmuch as this is a 100% district, the hearing to organize will be held on this date. (C64021657) (ADM4302)

DREAMING SUMMIT UNIT 3 STREET LIGHTING IMPROVEMENT DISTRICT

A petition having been filed with the Clerk of the Board of Supervisors of Maricopa County, Arizona, praying for the establishment of Apache Manor Street Lighting Improvement District, under the provisions of Title 48, Chapter 6, Article 1, Arizona Revised Statutes, 1956, and said petition having been presented to the Board of Supervisors on the 20th day of February, 2002 at the hour of 9:00 a.m., at the usual meeting place of said Board of Supervisors at 205 West Jefferson Street, in the City of Phoenix, as required by said Arizona Revised Statutes, 1956, and said Board having heard all interested property owners who appeared at said hearing on any matter relating to the establishment of the proposed District, or filed with the Clerk of the Board of Supervisors, before the date for said hearing, and after having heard all of said property owners, said Board of Supervisors finds that said petition is signed by the requisite number of owners of real property and further finds that the public convenience, necessity and welfare will be promoted by the establishment of said district, and hereby, by this formal order declares the findings aforesaid, and establishes the boundaries as follows:

Final Plat of Dreaming Summit Unit 3A, as recorded in Map 570, Book 49 of the Maricopa County Records, Maricopa County Arizona

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Final Plat of Dreaming Summit Unit 3B, as recorded in Map 570, Book 50 of the Maricopa County Records, Maricopa County Arizona

And further declares that said district is now established under the name of Dreaming Summit Unit 3 Street Light Improvement District, by which name it shall be known in all proceedings hereafter.

Upon motion made and unanimously carried the foregoing order is declared adopted this 20th day of February 2002.

/s/ Don Stapley, Chairman of the Board of Supervisors

ATTEST:

/s/ Fran McCarroll, Clerk of the Board

MARICOPA COUNTY PARKS AND RECREATION DEPARTMENT FEE SCHEDULE

Item: This is the time scheduled for public hearing and approval of the proposed revisions to the Maricopa County Parks and Recreation Department fee schedule, to be effective April 1, 2002. (C30020377) (ADM3210)

No written protests having been received, Chairman Stapley asked if anyone wished to address the Board on this matter and Mark Hanson, a citizen of Mesa representing the Usery Mountain Archers, came forward to speak in opposition to the fee changes, especially as they relate to the archery range. He said their club has worked with the County to bring the conditions of the range back to the five-star rating it held in the past.

Mr. Hanson listed several reasons that those interested in archery in the East Valley consider the increase in these charges to be excessive. He said that after purchasing their equipment archers have been able to count on relatively inexpensive range fees and some could not afford the "more than 66% increase in fees." He indicated that several state championship and national and international tournaments have been held at the Usery Park Archery Range. Clubs have to submit a bid on these tournaments and some of these have come to the East Valley because Usery Park was so competitive in its pricing. He suggested an entry fee for only the archery range, rather than the park as a whole, to find out how much money the range takes in every year. He said this money could then be used to make some improvements they would like to see added to the amenities at the range. He added that he did not believe they had received adequate prior notification of the proposed changes in the fee structure and the public meetings scheduled to discuss it or they would have stated their opposition earlier.

Bill Scalzo, Director of Parks and Recreation, said they are trying to keep their pricing similar to other parks and recreational facilities that are providing similar services as Usery provides even though he felt their accommodations and service were not as good as those at Usery Park. He indicated that entry fees provide a very small portion of the cost of upgrading, upkeep and operation of the facility. He said the annual fees were designed for families who can participate in archery or other activities that extend past the archery range for those who may have additional interests. He added that special accommodations for special event fees have been, and would continue to be, made for tournament shooters and their families when these events are being held. He explained that the Parks Commission meetings are always held at noon in the same place on the second Tuesday of every month and because these do not change as well as budget concerns they are not heavily advertised but they are publicly noticed. He extended an invitation to the archer's group to continue to work with the County as they have in the past and assured Mr. Hanson that ways could be found to fulfill their needs and overcome their concerns.

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Supervisor Kunasek said that with the cuts the Legislature is making in allocating funds to the County it could prove necessary for the Parks to become as self-sustaining as possible because parks are, unfortunately, among the non-mandated areas that would be among the first to face cuts or closings. He said he wasn't willing to make such recreational cuts. However, he warned that to keep this from happening the public would have to realize that such services could not be provided on a free basis.

Supervisor Brock agreed that it is important to bring people into the equation and let them become partners with the County, who, he said charges less for the use of their parks than is charged in either state or national parks. He said it was impossible at this time to know how big a cut the Legislature would hand down to the County or to know what programs would be affected.

Supervisor Wilcox said she felt it was a near-miracle, considering the tight budget the County must operate under, that they can continue to maintain the parks system at such a high level. She said that these are really reasonable and minimal fee increases considering the benefits realized.

Chairman Stapley said he became very familiar with Usery Park and the archery range last year when his son was working to become an Eagle Scout. He said the archery range is a world class facility and is one of the jewels in the park system. He felt the fee increase was necessary to maintain the quality of service and facilities the County offers.

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilson, and was carried by a majority vote (4-1) with Supervisors Kunasek, Wilson, Wilcox and Stapley voting "aye" and Supervisor Brock voting "no" to approve the proposed revisions to the Maricopa County Parks and Recreation Department fee schedule, listed below:

PARKS AND RECREATION FEE SCHEDULE

PARK ENTRY FEE	CURRENT	NEW
Mountain Parks and Recreation Areas: (pedestrian, bicycle, horse):	\$3 /motorized vehicle entry \$1 all other entry	\$5. No change
Annual Pass	\$50	\$75
Lake Pleasant Regional Park (pedestrian, bicycle, horse)	\$5/motorized vehicle entry \$1 all other entry	No change No change
Fee for watercraft	\$2 per watercraft	No change
Annual Pass w/one watercraft	4-Day-\$60 / 7-Day-\$120	\$100/\$160
Each additional watercraft annual fee	0	\$20/\$40
Annual Pass w/o watercraft	0	7-day-\$120
Mtn. & LP Senior Citizen annual pass	0	(Maricopa Co. residents, no watercraft) \$65
Conservation Areas	0	(pedestrian, bicycle, horse) \$3 per person
School Bus – all Parks	\$10	No change
Commercial Bus – all Parks	\$30	No change
(Coupons may be issued reducing entrance fees for marketing purposes)		

CAMPING³	CURRENT	NEW
Family Campground – all Parks		
Developed camp sites	\$15/night	\$18
Semi-developed camp sites	\$8/night	\$10
Primitive camping	\$5/night	No change
Specific Campground Sites		
Trailhead Group Area – McDowell	\$30 reservation fee	No change

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Group campground – McDowell, Cave Creek	\$8/night-per unit	No change
Usery Horse Staging Area, White Tanks	6 unit min - \$48	No change
Non-refundable reservation deposit		\$8
Youth camping	\$30 reservation fee	No change
McDowell, Usery, White Tank, Estrella	\$2/night per person	No change

**Desert Outdoor Center at Lake Pleasant
CAMPING³**

	CURRENT	NEW
All Schools		
½ day	\$4/person, minimum 25 people	\$5
1 full day	\$8/person, minimum 25 people	\$10
24 hours	\$18/person, minimum 25 people	\$20
2 days	\$35/person, minimum 25 people	No change
Non-profit Groups		
½ day	\$6/person, minimum 25 people	No change
1 full day	\$12/person, minimum 25 people	No change
24 hours	\$27/person, minimum 25 people	No change
For-profit Groups		
½ day	\$8/person, minimum 25 people	No change
1 full day	\$16/person, minimum 25 people	No change
24 hours	\$36/person, minimum 25 people	No change

Room-Only Fee 0 Small - \$100: Multi-purpose - \$250
 (All groups must provide their own food and preparation or use a caterer. Kitchen-Use Fee (if applicable) is \$100. Non-refundable reservation fee - \$75. **(NEW)**)

Group Picnic Ramadas

All Parks

2 tables	\$20 reservation fee plus entry (NEW)
4 tables	\$30 reservation fee plus entry
6 tables	\$40 reservation fee plus entry
8-10 tables	\$60 reservation fee plus entry
12-16 tables	\$80 reservation fee plus entry

(4-hour maximum. \$5 additional per ramada, per hour.)

Other Regular Fees

Dump Stations for all registered campers	\$5 per use
Shooting Range fee for Law Enf. Agencies	\$5 per shooter (NEW)
Archery	\$5 per shooter ¹ (NEW)
Special Interest Activity fee	Set by Department (NEW)
Estrella Ball Fields, Reserved fields	\$10/hour/field
Lights	\$5/hour/field
Estrella Arena Reservation fee	\$50
Arena lights	\$5/hour
Amphitheater ²	\$25 reserve fee
Competitive Tracks ²	\$100 reserve fee
Special Use Permit Application Fee ²	\$50
Collection Service Fee	\$5 (NEW)

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¹Vehicle Fee Waived (NEW)

²Park impact fee determined by event – contact Park

³Entry fee included in camping fee. Camping limited to 14 night stay within 30 day period.

There is no Park entry fee at the following Parks:

San Tan Mountain Regional Park

Buckeye Hills Recreation Area

Adobe Mountain Recreation Area

LIQUOR LICENSE APPLICATIONS

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Wilcox and seconded by Supervisor Kunasek to recommend approval of the following liquor license applications:

- a) Application filed by Anna Maria Shannon for an Original, Series 10 Liquor License: (F22995)

Business Name: White Buffalo Trading Co.
Location: 47027 North New River Road, New River

- b) Application filed by Terry Leon Davis for a Person-to-Person Transfer of a Series 6 Liquor License from Joe C. Stuart: (F23005)

Business Name: Longbranch Saloon
Location: 10600 West Buckeye Road, Tolleson

- c) Application filed by Melba Jean Jury for a Special Event Liquor License: (F22997)

Business Name: Buckeye Rotary Club
Location: 12100 South Dean Road, Buckeye
Dates: Friday, Saturday and Sunday, March 1, 2, and 3, 2002
Time: 10:00 a.m. – 6:00 p.m.

- d) Application filed by John A. Groff for a Special Event Liquor License: (F22997)

Business Name: Wisconsin Club – Sun City Recreation Center
Location: 10748 West Claire Drive, Sun City
Date and Time: Thursday, March 21, 2002; 9:00 a.m. – 3:00 p.m.

Motion carried by majority vote (4-1) with Supervisors Stapley, Kunasek, Wilson and Wilcox voting "aye" and Supervisor Brock voting "no."

ROAD DECLARED (ROAD FILE NO. A049)

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) that the following resolution be adopted: (C64021575) (F23001)

WHEREAS, pursuant to A.R.S. §18-201 through 18-203, on the 16th day of January, 2002, the County Engineer and others filed with the Board of Supervisors of Maricopa County, Arizona, a petition praying the Board to establish, open and declare as a county highway the following described lines, to-wit:

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A roadway of a width of 50 feet, together with all appurtenances and easements of record, lying within the NE4 of the NE4 of Section Twenty (20), Township One (1) North, Range Seven (7) East, of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, lying 25 feet on both sides of the following described line:

Beginning at the centerline intersection of 83rd Place and Billings Street also being the Southeast corner of Knolls Mobile Homes Subdivision, according to plat of record recorded in Book 98 of Maps, page 3, M.C.R.; Thence, Easterly to the centerline intersection of 84th Street and Billings Street at a point 715 feet, more or less, South of the Northeast corner of said Section Twenty (20).

(Said roadway also known as Billings Street from 83rd Place to 84th Street in Supervisorial District 1 and in an unincorporated area.)

WHEREAS, the day and hour set by the Board for a public hearing on said petition has arrived, and the Arizona Business Gazette; and

WHEREAS, no objections to the establishment, opening and declaration of said highway have been filed; and

WHEREAS, the Board believes that the granting of said petition and the establishment, opening and declaration of the highway as prayed for in said petition, are for the best interests of Maricopa County, and said highway is a public necessity;

NOW, THEREFORE, BE IT RESOLVED that there is hereby established, opened and declared a county highway, more fully set forth hereinabove, and the County Engineer is hereby directed to make a plat of the survey of said highway and cause the same to be recorded in the Office of the County Recorder of Maricopa County as provided by law.

BE IT FURTHER RESOLVED that the Board accept any right-of-way or property donated to the State or County for said highway. The Board hereby accepts all U. S. Patent easement reservations, right-of-way or properties along this alignment into the Department of Transportation's Highway system.

BE IT FURTHER RESOLVED that the County Engineer be directed and authorized, and he is hereby so directed and authorized, to negotiate with owners of parcels of private property required for the right-of-way of said public highway with the view of obtaining for Maricopa County said private property, subject to the ratification and approval of this Board.

BE IT FURTHER RESOLVED that the County Attorney be directed and authorized, and he is hereby so directed and authorized, to initiate and prosecute actions and proceedings in the manner required by law to condemn all property required for right-of-way which cannot be obtained by donation or purchase.

DATED this 20th day of February 2002.

ROAD DECLARED (ROAD FILE NO. A164)

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) that the following resolution be adopted: (C64021475) (F23002)

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WHEREAS, pursuant to A.R.S. §18-201 through 18-203, on the 16th day of January, 2002, the County Engineer and others filed with the Board of Supervisors of Maricopa County, Arizona, a petition praying the Board to establish, open and declare as a county highway the following described lines, to-wit:

A roadway of a width of 80 feet, together with all appurtenances and easements of record, lying within the West half of Section Five (5), Township One (1) North, Range Seven (7) East, of the Gila and Salt River Base and Meridian, Maricopa County, Arizona and is described as follows:

The North 40 feet of the Southwest quarter (SW4) and the South 40 feet of the Northwest quarter (NW4) of said Section 5.

Easements and portions of easements of record lying within this alignment of said roadway are recorded in: Book 124 of Maps, Page 13, M.C.R.

(Said roadway also known as Hermosa Vista Drive from 76th Street to 78th Street in Supervisorial District 2 and in an unincorporated area.)

WHEREAS, the day and hour set by the Board for a public hearing on said petition has arrived, and the Arizona Business Gazette; and

WHEREAS, no objections to the establishment, opening and declaration of said highway have been filed; and

WHEREAS, the Board believes that the granting of said petition and the establishment, opening and declaration of the highway as prayed for in said petition, are for the best interests of Maricopa County, and said highway is a public necessity;

NOW, THEREFORE, BE IT RESOLVED that there is hereby established, opened and declared a county highway, more fully set forth hereinabove, and the County Engineer is hereby directed to make a plat of the survey of said highway and cause the same to be recorded in the Office of the County Recorder of Maricopa County as provided by law.

BE IT FURTHER RESOLVED that the Board accept any right-of-way or property donated to the State or County for said highway. The Board hereby accepts all U. S. Patent easement reservations, right-of-way or properties along this alignment into the Department of Transportation's Highway system.

BE IT FURTHER RESOLVED that the County Engineer be directed and authorized, and he is hereby so directed and authorized, to negotiate with owners of parcels of private property required for the right-of-way of said public highway with the view of obtaining for Maricopa County said private property, subject to the ratification and approval of this Board.

BE IT FURTHER RESOLVED that the County Attorney be directed and authorized, and he is hereby directed and authorized, to initiate and prosecute actions and proceedings in the manner required by law to condemn all property required for right-of-way which cannot be obtained by donation or purchase.

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ROAD DECLARED (ROAD FILE NO. 4681-2)

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No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) that the following resolution be adopted: (C64021485) (F23003)

WHEREAS, pursuant to A.R.S. §18-201 through 18-203, on the 16th day of January, 2002, the County Engineer and others filed with the Board of Supervisors of Maricopa County, Arizona, a petition praying the Board to establish, open and declare as a county highway the following described lines, to-wit:

A roadway of a width of 110 feet, together with all appurtenances and easements of record, lying 55 feet on each side of its center line (measured at right angles and radially) as shown on the Report of Survey of the Northeast quarter (NE4) and the Northwest quarter (NW4) of Section 11, Township One (1) South, Range Two (2) East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, and as recorded in Book 244, page 4, M.C.R.

(Said roadway also known as Elliot Road from 35th Avenue to 27th Avenue in Supervisor District 5).

WHEREAS, the day and hour set by the Board for a public hearing on said petition has arrived, and the Arizona Business Gazette; and

WHEREAS, no objections to the establishment, opening and declaration of said highway have been filed; and

WHEREAS, the Board believes that the granting of said petition and the establishment, opening and declaration of the highway as prayed for in said petition, are for the best interests of Maricopa County, and said highway is a public necessity;

NOW, THEREFORE, BE IT RESOLVED that there is hereby established, opened and declared a county highway, more fully set forth hereinabove, and the County Engineer is hereby directed to make a plat of the survey of said highway and cause the same to be recorded in the Office of the County Recorder of Maricopa County as provided by law.

BE IT FURTHER RESOLVED that the Board accept any right-of-way or property donated to the State or County for said highway. The Board hereby accepts all U. S. Patent easement reservations, right-of-way or properties along this alignment into the Department of Transportation's Highway system.

BE IT FURTHER RESOLVED that the County Engineer be directed and authorized, and he is hereby so directed and authorized, to negotiate with owners of parcels of private property required for the right-of-way of said public highway with the view of obtaining for Maricopa County said private property, subject to the ratification and approval of this Board.

BE IT FURTHER RESOLVED that the County Attorney be directed and authorized, and he is hereby directed and authorized, to initiate and prosecute actions and proceedings in the manner required by law to condemn all property required for right-of-way which cannot be obtained by donation or purchase.

DATED this 20th day of February 2002.

TRANSFER OF FUNDS

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Motion was made by Supervisor Brock, seconded by Supervisor Wilcox and unanimously carried (5-0) to approve the use and transfer of \$26,798 from the General Government (General Fund) Appropriated Fund Balance Contingency Funds-Technology to General Government Appropriated Fund Balance Other General Fund Programs-Assessor GIS Enhancements to cover the final expenditures to be incurred during FY 2002 for the Assessor's GIS conversion vendor Smart Data Systems. During the 1999 budget cycle, the Assessor received approval to go out for bid to hire a contractor to digitize all of the Assessor's parcel maps. The bid process resulted in Smart Data Systems (formerly Southern Digital Services, Inc.) receiving the contract in the fall of 1998 in the amount of \$1,765,000. Smart Data began a three-year process in early 1999. The funding for this project has come from General Government funds reviewed by OMB and approved by the Board. The original plan had the conversion covering four fiscal years with funding distributed throughout this period. On March 21, 2001, the Board approved Agenda C12010088, which allowed the transfer of \$280,000 to cover the anticipated additional expenses that were expected to occur during FY 2000-2001, although only \$185,133 were actually spent. A balance of \$94,867 remained from this transfer at yearend, June 30, 2001, but was not carried forward into the FY 2001-2002 budget specifically for this GIS project. The project has neared completion and will come in under budget by \$73,070 with approval of this budget transfer. (C12020038) (ADM300)

PURCHASE OF SIX ZEBRA THERMAL PRINTERS AND TWO HP 5000 PLOTTERS

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox and unanimously carried (5-0) to authorize the purchase of six Zebra Thermal Printers for \$13,881 and two HP 5000 plotters for \$27,901, in accordance with the Board's Budget Balancing Policy Guidelines and Plan. The purchase of this equipment is funded by the Recorder's Surcharge Fund (A.R.S. §11-475.01) and will not affect the County General Fund. (C360204) (ADM3600)

PURCHASE OF UP TO 30 OPTECH III EAGLE VOTING MACHINES

Item: Authorize the purchase of up to 30 Optech III Eagle voting machines for \$150,000, plus taxes, in accordance with the Board's Budget Balancing Policy Guidelines and Plan. (C2102005) (ADM1700)

Supervisor Kunasek asked Karen Osborne, Director of Elections, how many voting machines it would take for the whole state to become updated and how many counties still use the old style voting machines.

She said it takes one machine per precinct and there are more than 2,000 precincts in the state. She said five counties currently have the Eagle voting machines and it will take approximately 500 more machines to complete the rest of the state. She indicated that a bill was working its way through the Legislature that would help fund these machines until federal money kicked-in. She reported that her department had saved the necessary funds out of their regular budget and no new monies had been needed for the Maricopa County Eagle voting machines.

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox and unanimously carried (5-0) to authorize the purchase of up to 30 Optech III Eagle voting machines.

CHANGE ORDER TO GRANT FROM GOVERNOR'S OFFICE OF HIGHWAY SAFETY

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox and unanimously carried (5-0) to approve Change Order No. 3 from the Governor's Office of Highway Safety increasing the grant budget by \$10,000, from \$115,731.25 to \$125,731.25 for reimbursement of overtime for the 2001 Holiday DUI

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Task Force. Also approve an increase in the Sheriff's Office FY 2001-2002 grant revenue and expenditure levels by \$10,000. (C5000070303)

PURCHASE BOILER FOR DURANGO KITCHEN

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox and unanimously carried (5-0) to approve the purchase of a high pressure boiler for the Durango Kitchen at a cost estimated at \$50,000. The cook/chill system and the dishwashers are totally inoperable without the boiler. The boiler will be purchased with major maintenance funds reserved for detention needs. (ADM3900-002) (This was Addendum item A-1.)

NAMING OF NEW BUILDINGS

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox and unanimously carried (5-0) to approve naming the following buildings. All three facilities are currently under construction and scheduled to be completed this calendar year. (C4002011M) (ADM800)

- Forensic Science Center and Parking Structure for the new Medical Examiner's Office;
- Sheriff's Office Central Services for the new Jail Food Factory, Laundry, and Warehouse; and
- Durango Parking Center for the new parking structure at the Durango campus.

AGREEMENT WITH CITY OF PHOENIX

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox and unanimously carried (5-0) to approve and authorize the execution of an agreement with the City of Phoenix allowing a card reader/intercom kiosk at the Forensic Science Center and Jefferson Street Parking Structure located at Jefferson Street and 8th Avenue, per Agreement Number RP-02005-20. This is a revocable permit allowing encroachment of a card reader/intercom kiosk within the City of Phoenix right-of-way. There is no cost associated with this agreement. (C40020090)

EASEMENT AGREEMENT WITH SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox and unanimously carried (5-0) to approve and authorize the execution of an Easement Agreement in consideration of one dollar (\$1.00) with Salt River Project Agricultural Improvement and Power District, an agricultural improvement district organized and existing under the laws of the State of Arizona, an easement to construct, install, reconstruct, replace, remove, repair, operate and maintain electrical facilities for the transmission and distribution of electricity at the Southeast Facilities Juvenile Detention campus, together with the right of ingress and egress to said property. (C40020100) (ADM418)

PURCHASE SHELVING FOR STORAGE OF CLIENT RECORDS

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox and unanimously carried (5-0) to approve the purchase shelving for the storage of client records in the amount of \$23,000. This purchase is for the replacement of shelving that cannot be moved from the prior record storage location, as well as to maximize the new leased space and to comply with record retention requirements. The shelving will be paid for within the existing Public Defender General Fund appropriation. (C33020038) (ADM500)

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TRANSFER OF FUNDING

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox and unanimously carried (5-0) to approve the transfer of funding for one attorney position from agency 331 (adult criminal representation) to agency 451 (civil mental health representation). Workload issues in the Public Defender Mental Health Unit, indicate that one additional attorney position is required. The Office has undergone internal reorganization in the Adult Criminal Division (agency 331) which resulted in identification of a position within that Division that could be shifted to our Mental Health Division with minimal impact. If approved, this transfer would take place March 1, 2002, and would necessitate the transfer of \$27,733 from agency 331 to agency 451. According to information received from the Office of Management and Budget, this agency will be restructured in FY 2003 and these agencies will be combined, thus negating the need for an annualized adjustment in that year. (C33020048) (ADM500)

MONTH-TO-MONTH RENTAL PAYMENTS WITH JEFFERSON SQUARE LTD.

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox and unanimously carried (5-0) to approve continuing month-to-month rental payments with Jefferson Square Ltd., Lessor, for the following leases. The regular holdover period for these leases expired in December 2001 during negotiations for a consolidation lease intended to combine several leases at the site into one lease. Those negotiations were put on hold pending completion of an environmental study for the building and agreement on a plan for dealing with issues related to the study.

- a) Lease No. L7260 for 2,047 square feet in Suite 217, Luhrs Tower, 45 West Jefferson Street, Phoenix. The monthly rent for the continuing period is \$2,558.75, plus rental tax. (C3397518403) (C33020054)
- b) Lease No. L7067 for 4,000 square feet of office space in the Luhrs Office Complex located at 11 West Jefferson Street, Suite 216. The monthly rent for the continuing period is \$5,000.00, plus rental tax. (C3397514404) (C33020064)
- c) Lease No. L7254 for 1,800 square feet of office space at 11 West Jefferson Street, Suite 20 in the Luhrs Office Complex. The monthly rent for the continuing period is \$2,250.00, plus rental tax. (C3397516404) (C33020074)
- d) Lease No. C6296 for 61,931 square feet office space at 11 West Jefferson Street. The lease costs for the first nine months were billed quarterly and have been paid through March 2002. The monthly rent for the continuing period is \$79,500, plus rental tax. (CS926010) (C33020084)

REJECT CLAIM DEMANDS

Motion was made by Supervisor Brock and seconded by Supervisor Wilcox to reject claim demands on the January 2002 list for emergency medical services from private medical providers to patients who do not meet the requirements of Arizona Revised Statutes or Maricopa County Policies and are, therefore, not the responsibility of Maricopa County pursuant to A.R.S. §11-629 (not a proper charge against the County) and A.R.S §11-622 (claims not having been filed within six-months after the last item of the account accrues). (ARS §11-629 \$2,932,306.66 and ARS §11-622 \$201,982.05)

Motion carried by majority vote (3-2) with Supervisors Kunasek, Wilcox and Stapley voting "aye" and Supervisors Brock and Wilson voting "no." (C39020127) (ADM1804)

**MONTHLY SUMMARY REPORT
JANUARY 2002**

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Vendor	Amb., Doctors, Hosp. Ars 11-629	Over Six Months Ars 11-622
A Plus Pulmonary Center, Pc	880.00	0.00
Abdominal Surgeons Ltd	1,316.00	0.00
Affiliated Southwest Surgeon	1,300.00	0.00
American Physicians Inc.	273.31	1,379.17
Anatomic Pathology Assoc.	475.00	0.00
Anneski, Cynthia J Md	220.39	0.00
Arizona Medical Imaging	788.00	0.00
Arizona Orthopedic & Fx Sureon	4,909.00	0.00
Arizona Pulmonary Specialist	260.00	0.00
Arizona Pulmonary Specialists	7,068.00	0.00
Arrowhead Community Hospital	36,860.90	2,498.50
Assoc. Internists Of Ahwatukee	96.00	158.00
Associated Radiologists, Ltd	3,079.72	110.00
Avery, Nathan C. Md	19,950.00	0.00
Az Kidney Disease Hypertension	514.00	0.00
Az Otolaryngology Ctr Ltd	1,404.00	0.00
Bailey, Joan F. Md	370.00	305.00
Barbour, Stephen D. Md	325.00	0.00
Barefoot Drs Healthcare	930.00	0.00
Bellair Medical Clinic	15,677.00	0.00
Benaderet, Linda Do Pc	225.00	0.00
Biltmore Cardiology	855.00	0.00
Borst, Mattew P. Md Pc	565.00	0.00
Brown, James J. Md	180.00	0.00
Canyon State Urology	256.00	0.00
Cardiovascular Surgical Group	0.00	1,960.00
Central Az Med Assoc Pc	475.00	475.00
Chandler Radiology Associates	1,792.00	0.00
Chandler Regional Hospital	18,870.11	0.00
Charles, Edward H Md	1,100.00	0.00
Chen, Michael C. Md	600.00	0.00
City Of Phoenix Ambulance	2,764.81	0.00
Clinical Diagnostic Radiology	480.00	0.00
Clinical Path Pathology	200.00	258.00
Cortesi, Susan Md Pc	5,275.00	0.00
Del E. Webb Memorial Hospital	9,293.54	0.00
Desert Canyon Med. Assoc., Llc	845.00	0.00
Desert Ctr For Allergy & Chest	285.00	0.00
Desert General Surgeons, Ltd.	204.00	0.00
Desert Sam Med Ctr	549,904.76	54,272.80
Ferrara, Peter J. Md	3,701.25	2,261.50
Flagstaff Emergency Physicians	314.00	0.00
Flagstaff Medical Center	10,053.61	3,497.20
Flitman, Stephen S. Md	850.00	0.00
Forest Lakes Fire District	795.50	0.00
Gitt, Steven M. Md	1,484.00	185.00

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Gleason, Donna Rnfa	0.00	1,800.00
Gogte, Sudheer T. Md Pc	5,367.00	0.00
Good Sam Reg Med Ctr	26,261.95	0.00
Good Samaritan Critical Care	1,361.00	0.00
Good Samaritan Reg Med Ctr	339,955.83	33,187.85
Good Samaritan Toxicology	13,050.00	1,270.00
Good Samaritan Women's Health	0.00	146.00
Goodell, Richard W. Md	180.00	0.00
Grench, Lawrence J. Md	840.00	0.00
Gsmc-Academic Surgical Servi	3,098.00	0.00
Harding, Richard J. Md	1,630.00	0.00
Holland, William T. Md	0.00	364.00
Honan, Vincent J. Md	175.00	0.00
Hospital Radiologists, Ltd	1,797.00	0.00
Hospitalists Of Arizona	1,092.00	0.00
Husley, Bradley S. Md	650.00	0.00
I Med Inc	226.00	0.00
John C Lincoln Hospital	32,863.83	0.00
Kahlon, Maninder S Md	2,465.00	120.00
Kahlon, Ramit Md	1,220.00	170.00
Kaldawi, Emad G. Md	500.00	0.00
Kidd, William H. Md Pc	2,750.00	0.00
Kush, David J. Md	800.00	0.00
Ledington, John A. Md	4,925.00	0.00
Lundell, Mark Md	6,202.00	0.00
Maricopa Health Systems	366,081.29	5,832.34
Maryvale Emergency Physicians	822.50	0.00
Maryvale Hospital Med Ctr	18,609.65	19,589.50
Mayo Clinic Arizona	2,893.00	42.00
Mayo Clinic Hospital	15,199.20	0.00
Medical Diagnostic Imaging Grp	80.00	4,143.00
Medpro	335.20	118.00
Meeks, Robert Md	1,540.00	0.00
Mesa Emergency Sreviced Llc	4,980.00	0.00
Mesa General Hospital	3,385.98	0.00
Mesa Lutheran Hospital	81,605.69	0.00
Metro Anesthesia Consultants	1,540.00	0.00
Mezona Orthopaedic Pa	9,323.00	0.00
Mulligan, John R. Md	1,155.00	0.00
Myneni, Narendra Md	200.00	0.00
Native American Air Ambulance	0.00	3,915.00
Neville, Richard Md	121.28	0.00
Noblett, Deane L. Md	0.00	580.00
North Phoenix Heart Center	140.00	0.00
North Phoenix Orthopedic Surg.	9,048.00	0.00
Northern Arizona Gastroenterol	776.00	0.00
Northwest Chest Consultants	10,721.02	0.00
Oconnor, Arthur J Iii Md	198.00	0.00
Orozco, Charles R. Md	0.00	280.00
Orthopaedic Trauma Alliance	1,262.50	0.00

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Oscherwitz, Steven L. Md	150.55	0.00
Paradise Valley Hospital	407,433.18	0.00
Paseo Medical Specialists	502.00	1,410.00
Pathology Specialists Az	864.00	3,122.00
Pch Emergency Department	7,152.35	0.00
Phoenix Baptist Hospital	153,597.10	0.00
Phoenix Childrens Hospital	24,390.38	0.00
Phoenix Medical Group Pc	0.00	411.00
Phoenix Memorial Hospital	21,783.97	0.00
Physician Trauma Service	1,823.52	0.00
Professional Medical Transport	5,011.97	519.22
Progressive Medical Assoc, Pll	404.00	730.00
Pueblo Pediatrics Ltd	0.00	340.00
Radiation Oncologists	0.00	1,407.00
Rocky Mountain Hldgs, Llc	7,225.00	0.00
Rural Metro Corporation	1,586.34	449.77
Scottsdale Healthcare Fp	795.00	0.00
Scottsdale Healthcare Osborn	160,031.17	18,299.58
Scottsdale Healthcare Shea	18,079.95	0.00
Setudehnia, Monaliza Md Pllc	610.00	0.00
Sjh Trauma Billing	13,082.00	28,261.00
Southwest Ambulance	120,304.86	438.72
Southwest Heart & Lung	16,950.80	0.00
St Josephs Hosp Arizona	8,373.38	0.00
St Luke's Medical Center	6,647.72	0.00
Sun Health	333.90	0.00
Sun Health Physicians	341.69	0.00
Sun Valley Urology	598.74	0.00
Sw Desert Cardiology Pc	3,675.00	0.00
Team Physicians Az	0.00	322.00
Tep @ Phoenix St Luke's	371.75	0.00
Thunderbird Sam Med Ctr	200,813.41	3,517.40
Trauma Physicians Billing	1,815.00	275.00
Valley Anesth Consultants Ltd	3,185.00	0.00
Valley Lutheran Hospital	22,923.81	0.00
Valley Radiologists Ltd	425.00	0.00
Valley Radiologists Ltd.	9,349.00	0.00
Verde Valley Medical Ctr	2,054.11	0.00
Villamor, Nelson Md Pc	720.00	0.00
Voss, Peter Md Pc	969.00	1,653.00
W.O. Boswell Memorial Hospital	13,906.19	0.00
Weiss, Michael A Md	0.00	1,150.00
Western Cardiothoracic Surgery	6,263.00	0.00
Whitman, Richard J. Md	1,385.00	0.00
Willard Emergency Physicians	201.00	0.00
Yo, T S Md & Associates Pc	100.00	0.00
Zachariah, Joseph Do Pc	585.00	0.00
Zadra, Therese Crnfa	0.00	758.50
Grand Totals:	2,932,306.66	201,982.05
Restitution	0.00	

Totals Denials: 3,134,288.71

PERSONNEL AGENDA

Motion was made by Supervisor Brock and seconded by Supervisor Wilcox to approve the Personnel Agenda (Judicial Branch and Maricopa County). Motion carried by majority vote (3-2) with Supervisors Kunasek, Wilcox and Stapley voting "aye" and Supervisors Brock and Wilson voting "no." (List on file in the Clerk of the Board's Office.)

REWARDING IDEAS EMPLOYEE AWARDS

Motion was made by Supervisor Brock and seconded by Supervisor Wilcox to authorize employee awards from the Rewarding Ideas Program in the amount of \$1,605 and present awards on March 6, 2002.

Motion carried by majority vote (3-2) with Supervisors Kunasek, Wilcox and Stapley voting "aye" and Supervisors Brock and Wilson voting "no." (C31020157) (ADM3333-002)

VEHICLE REPLACEMENT POLICY (B4002)

Motion was made by Supervisor Brock and seconded by Supervisor Wilcox to approve amending the Policy for Vehicle Replacement (B4002) that provides guidelines to County departments so that existing vehicles can be replaced in a timely and cost-effective manner. Amendments would offer guidelines for the replacement of all county vehicles rather than specifying those to be replaced only from the General Fund. (This item was continued from the meeting of February 6, 2002.)

Policy for Vehicle Replacement (B4002)

A. Introduction

The purpose of this Policy is to provide County Departments/Special Districts with guidelines so that existing vehicles can be replaced in a timely and cost-effective manner.

B. Background

Equipment replacement must be planned and approval for replacement received through the budget process. The Equipment Services Department has the responsibility to plan for replacement needs in conjunction with the County Departments/Special Districts. During development of each fiscal year's budget, the Office of Management and Budget (OMB) reviews requests received from Departments/Special Districts for replacement of existing vehicles. In determining the amount of funding required, only the cost to replace existing vehicles with their equivalents is considered. Upgrades and additional new vehicles may not be charged to the appropriate vehicle replacement budget.

Sheriff's Office Only: The Sheriff's Office equipment replacement schedule will be discussed and approved during the annual budget process. Due to the unique nature of the functions of the Sheriff's Office, the equivalent replacements and upgrades may be changed to meet departmental needs, if the costs remain within budget targets. However, these changes will be discussed with OMB prior to proceeding to ensure costs are appropriate.

C. Guidelines

1. The Department/Special District, working with Equipment Services, prepares a needs assessment to determine which vehicles require replacement for upcoming fiscal years.
2. Vehicle replacement will be funded only for the current equivalent equipment class, make, model and equipment extras.
3. Upgrades are not funded under the appropriate vehicle replacement budget. If a Department/Special District determines upgrades are necessary, the Department/Special District has two options: (a) pay for the upgrades from the Department's/Special District's current operating budget; or (b) request upgrades and additions during the development of the Department/Special District budget.
4. If the full cost of replacement is actually lower than originally estimated, the savings will revert to the appropriate fund.
5. Possible cost overruns will be absorbed by the appropriate vehicle replacement budget.
6. OMB must approve all charges to the vehicle replacement budget.

D. Exceptions

If, during the replacement process, the Department/Special District requires changes to the original vehicle replacement request, the Department/Special District must request reconsideration of their initial vehicle replacement plan. The criteria OMB will consider during the review of the Department's/Special District's revised plan includes funding and the impact on current and future costs for maintenance, operation and replacement. To assist OMB in performing a full analysis of the revised replacement plan, Departments/Special Districts are requested to provide:

1. A justification statement which supports changes to be in the best interest of Maricopa County citizens, enhances services provided to the citizens and benefits the County/County Special District overall. This statement can also include information on changes in service levels which require the use of a different vehicle class, the impact on current and future costs for maintenance, operation and replacement as well as information on funding.
2. A spreadsheet which reflects the current vehicle replacement schedule with costs and the proposed vehicle schedule with costs. The spreadsheet needs to reflect the increase or decrease of cost for each vehicle and an explanation for the cost change.
3. A complete justification for any equipment additions to the replacement vehicles and how these equipment additions enhance the service levels being provided to Maricopa County citizens.
4. OMB will review the request and provide the Department/Special District and Equipment Services with final approval or disapproval of the proposed change to the Department's/Special District's equipment vehicle replacement plan within three working days of receipt.

Motion carried by majority vote (3-2) with Supervisors Kunasek, Wilcox and Stapley voting "aye" and Supervisors Brock and Wilson voting "no." (C49020336) (ADM1829)

APPOINTMENTS TO COMMUNITY DEVELOPMENT ADVISORY COMMITTEE

Motion was made by Supervisor Brock and seconded by Supervisor Wilcox to approve the appointment of the following elected officials to the Community Development Advisory Committee (CDAC) to serve the remainder of the one-year term from July 1, 2001, through June 30, 2002.

- Bill Johnson, Town of Wickenburg
- Joyce Hildebrandt, Town of Queen Creek

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- David Johnston, Town of Queen Creek
- Peggy Jones, City of Avondale

Mr. Bill Johnson will be completing the term for Larry Roberts (deceased) per request of the Town of Wickenburg. Ms. Hildebrandt will be replacing Toni Valenzuela and Mr. David Johnston will be the Alternate per request of the Town of Queen Creek. Ms. Jones will be replacing the Alternate Representative, Betty Lynch, per request of the City of Avondale. (C17020609) (ADM1501)

Motion carried by majority vote (3-2) with Supervisors Kunasek, Wilcox and Stapley voting "aye" and Supervisors Brock and Wilson voting "no."

CONSULTANT CONTRACT WITH WORK GROUPS BY DESIGN

Motion was made by Supervisor Brock and seconded by Supervisor Wilcox to approve a consultant contract for professional consulting services with Work Groups by Design not-to-exceed \$14,290 for preparation of the Urban County Consolidated Annual Performance and Evaluation Report (CAPER) and the Maricopa Home Consortium Capex for FY2001-2002. (C17020611)

Motion carried by majority vote (3-2) with Supervisors Kunasek, Wilcox and Stapley voting "aye" and Supervisors Brock and Wilson voting "no."

CONSULTANT SERVICES CONTRACT WITH BRW, INC. – SPUR CROSS CONSERVATION AREA MASTER PLAN

Motion was made by Supervisor Brock and seconded by Supervisor Wilcox to approve and execute the consultant services contract with BRW, Inc. for the professional services in connection with the "Spur Cross Conservation Area Master Plan" in the amount of \$375,400. The funds for this contract will be contributed by the Town of Cave Creek through an Intergovernmental Agreement with Maricopa County Parks and Recreation Department. The Office of Management and Budget Re-Justification Form was completed on November 15, 2001. The scope of work for this project includes the development of a master plan for Spur Cross Conservation Area. The scope of work includes four major components: public participation plan, data inventory and analysis, conservation area development, and master development plan. (C30020415)

Motion carried by majority vote (3-2) with Supervisors Kunasek, Wilcox and Stapley voting "aye" and Supervisors Brock and Wilson voting "no."

PURCHASE OF REPLACEMENT FAX MACHINE AT ESTRELLA MOUNTAIN PARK

Motion was made by Supervisor Brock and seconded by Supervisor Wilcox to approve the purchase of a replacement fax machine at Estrella Mountain Park, as prescribed in Budget Adjustment Memo No. 8. This is a non-capital item over \$1,000 which is budgeted for in the FY 2002 budget. Total cost is \$1,150.18. (C3002042M) (ADM3224)

Supervisor Kunasek questioned the \$1,150 cost of a fax machine and Fran McCarroll, Clerk of the Board said that this fax machine was very heavily used and was a main source of communication with some of the outlying park locations in the County. It was also important that the fax machine be compatible with the other equipment being used. She indicated the machine itself cost \$800 and the service contract cost was responsible for the remainder.

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Mr. Scalzo reiterated that this piece of equipment was unique because it was able to interact with all the other equipment in all of the parks. He indicated that this interaction was very important because some of the parks offices were just now getting online with their computers. He said the fax machine is their lifeline to get communications back and forth. This particular brand was durable and had been in service for years before its final breakdown. He said, "We could buy cheaper fax machines but they don't hold up with the beating we give them. The fax is probably used more by Parks than any other department. We would, obviously, go for a cheaper one if we could find one that could do what we want and need to have done, but staff advised that this is the one that they need and is most effective for their use because it is consistent with their other equipment."

Supervisor Wilson mentioned the \$350 cost of the maintenance policy and said it seem high.

Supervisor Brock argued that it would be more economical to buy four cheaper machines than to buy this one with the service contract. He asked Wes Baysinger, Director of Materials Management, about government purchasing restrictions for companies on the County's bid-list and what was the average price of a fax machine purchased by Maricopa County at this time.

Mr. Baysinger replied that he didn't know the average price of fax machines at this time. But he said that the higher capacity machines generally cost more than those that would be used in the home. He said if it was found that prices on contracts being issued were greater than prices for the same object from other sources the item would be rebid on a competitive basis to take advantage of lower costs.

Supervisor Wilcox said her office had been faced with the same situation and had to buy a fax machine from a prescribed vendor even though they had found cheaper ones, which she conceded might not have been as durable. She indicated that it might be a good time to review bid structure.

Motion carried by majority vote (3-2) with Supervisors Kunasek, Wilcox and Stapley voting "aye" and Supervisors Brock and Wilson voting "no."

RENEWAL OF ADOBE DAM AQUATIC PARK LEASE AGREEMENT WITH KENNEY ENTERPRISES, INC.

Motion was made by Supervisor Brock and seconded by Supervisor Wilcox to approve the last renewal of the Adobe Dam Aquatic Park Lease Agreement with Kenney Enterprises Inc., for a period of five years, January 4, 2002, through January 3, 2007. (C30020434) (C3097018402)

Motion carried by majority vote (3-2) with Supervisors Kunasek, Wilcox and Stapley voting "aye" and Supervisors Brock and Wilson voting "no."

FUND TRANSFERS

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve regular and routine fund transfers from the operating funds to clearing funds including payroll, work authorizations, journal entries, allocations, loans, and paid claims. Said claims having been recorded on microfiche retained in the Department of Finance in accordance with the Department of Library Archives and Public Records retention schedule, and incorporated herein by this reference.

BID SERIALS

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Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the following bid serial items. The action on the following items is subject to County Counsel's review and approval of the respective contracts and subsequent execution of contracts. (ADM3005)

Award of Bids:

01120-RFP ELECTRONIC PRODUCTS AND SERVICES (\$75,000,000 est./three (3) years, with two (2), 1-year renewal options)

WITHDRAWN

Cooperative Pricing Agreement to provide electronic data base products and services to the Maricopa County Library District (Lead Agency) and seven other municipal library systems within the County (Chandler, Glendale, Mesa, Peoria, Phoenix, Scottsdale and Tempe). It is estimated that Maricopa County's expenditures under this contract will be \$3,000,000 over the contract term. This is an initial award representing total estimated expenditures. Other contractors will be added to the contract as the evaluation process continues.

- . Ebsco Publishing
- . Gale Group, Inc.
- . Info USA Marketing, Inc.

This item was withdrawn by the department.

01132-SC DUST STABILIZATION, USING EARTH/GRAVEL METHODS (\$1,200,000 est./three (3) years with two (2), 1-year renewal options)

Pricing agreement for the procurement of services from qualified contractor(s) for vacant lot dust control. This is a multiple award to four (4) responsive and responsible contractors as determined by FMD. All projects will be quoted to all contractors.

- . Haydon Building Corporation
- . MDI Rock
- . Phoenix Demolition Company and Salvage, Inc.
- . Qualex Construction, Inc.

01164-ROQ SEXUAL PREDATOR MENTAL HEALTH PSYCHOLOGICAL EVALUATOR – MCSO (\$600,000 est./three (3) years with two (2), one-year renewal options)

Pricing agreement recommendation to provide for Sexual Predator Mental Health Psychological Evaluators as requested by MCSO. This contract provides Psychologists for evaluation of certain inmates identified as sexual offenders as mandated by Arizona State Statute (A.R.S. §36-3701).

- . Bruce Kushner, Ph.D.
- . Terry Scritchlow, Ph.D.

Extension of Contracts

The extension of the following contract(s): (Extensions are recommended with the concurrence of the using agency(s) and the vendor(s), upon satisfactory contract performance and, when appropriate, after a market survey is performed.)

Until February 28, 2003

98179-X SPECIAL FOOD BUY III (\$1,700,000 est./one (1) year)

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Extension of pricing agreement for the purchase of Special Food Items for the Sheriff's Food Service.

- . Allied Food Distributors, Inc.
- . High Desert Sales, Inc.
- . Arizona Statewide Gleaning Project
- . Atlantic Meat Co.
- . Benchmark Foods
- . American Meat & Seafood
- . Cell-Ebrity Food Distribution
- . Cheese & Dairy Products, LTD
- . JLE Enterprises, Inc.
- . Bottomline Foods
- . Custom Food Service
- . Direct Government Sales
- . Double "D" International Foods Co., Inc.
- . Good Source
- . Henry's Choice Quality Deli
- . Lynco West Foods
- . Metropolitan Provisions Holdings, LLC
- . 21st Centomy Foods
- . Shamrock Meats, Inc.
- . Star Foods & General Merchandise, Inc.
- . LA Foods
- . Pueblo Trading Co Inc
- . Spot Buy LLC
- . A & J Cheese Company
- . Michael Food Sales
- . Opportunity Sales, Inc.
- . Michael Levin Distributing
- . Victory Wholesale Grocers

99171-X ASPHALT, LIQUID AND EMULSIFIED (\$900,000 est./one (1) year)

Extension of pricing agreement to purchase asphalt, liquid and emulsified, for use by MCDOT for roadway maintenance and repairs.

- . Chevron USA Products Co
- . Ergon Asphalt Product Inc. (formerly Copperstate)
- . Koch Asphalt Solutions-Southwest (includes Navajo Western)
- . Paramount Petroleum Corp.

Increase the contract amount for the following contract(s)

This request is due to an increased usage by County departments.

00213-SC-1 DENTAL SERVICES, HEAD START

Increase value of pricing agreement from initial award of \$40,000 to \$160,000. This is the result of the non-availability of providers for Head Start to refer children to for dental services. Until recently Head Start was able to refer approximately 75% of eligible enrolled children to providers funded by Tobacco Tax funding. Subsequently the state has redirected the funding and few sources are available for referrals. Head Start is required by Federal law to provide dental services. There is no advantage in re-bidding this contract in that providers have agreed to

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accept AHCCCS rates, much of the services are provided pro bono, and no County funds are expended for these services. All funding is grant funded. Original pricing agreement was approved by the Director of Materials Management on October 18, 2001.

- . American Dental Center, Inc.
- . Arizona Tooth Doctor
- . Coronado Dental Services, Inc.
- . Metropolitan Dental of Tempe
- . Richard Chopra

Intergovernmental Cooperative Purchasing Agreement:

Execution of an Intergovernmental Cooperative Purchasing Agreement with Murphy Elementary School District No. 21. (C73020072)

CAPA:

The following individuals have successfully completed training provided by Materials Management and will be able to conduct nominal value procurements in selected areas for their individual agencies in accordance with the approved Certified Agency Procurement Aide Policy and Procedures.

Facilities Management

David Combest	Charleston Leek
Gloria Machovec	Dan Milligan
Robert Mitchell	Kerry Olson
Robert Olvera	Lorenzo Rodriquez

INCREASES IN BUDGET TARGETS

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to authorize Office of Management and Budget to increase Risk Management's FY 2002-2003 Fund 675 Expenditure Budget Target by \$4,569,776 and Revenue Budget Target by \$4,223,934 due to estimated insurance premium cost increases of \$2,654,945 and actuary-projected claims increases of \$1,914,831. Also authorize Office of Management and Budget to increase Risk Management's FY 2002-2003 Fund 652 Budget Target by \$489,127. With this funding, the County will be able to actively manage environmental issues that arise, and to identify and mitigate potential future losses. This will also allow the continuation of ongoing remedial activities being conducted to satisfy Arizona Department of Environmental Quality (ADEQ) requirements and our legal obligation with the current property owner. (C75020098) (ADM3700)

KENNEL PERMIT

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the issuance of a kennel permit for Steven Kelso, dba Salt River Kennels, 1918 East Jones, Phoenix, for the term of February 20, 2002, through February 19, 2003. (C7902058C) (ADM2304)

RENEWAL OF KENNEL PERMITS

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Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the following renewals for kennel permits for the term of February 20, 2002, through February 19, 2003. (C7902059C) (ADM2304)

Diane Johnson, dba Johnson Kennels, 11811 North 30th Place, Phoenix, Permit No. 306
Jennifer Stuart, dba Rancho De Bow Wow Y Meow, 1150 East Joy Ranch Road, Phoenix, Permit No. 333

Jessica O'Dell, dba Friends for Life, 143 West Vaughn Avenue, Gilbert, Permit No. 334

AFFILIATION AGREEMENTS WITH ARIZONA COLLEGE OF ALLIED HEALTH

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the following Affiliation Agreements between Correctional Health Services and Arizona College of Allied Health. Approval would provide medical assistant students the educational opportunity to work in a supervised clinical environment within the Maricopa County jail and detention facilities. These agreements will be for one year with four renewable one- (1) year options. There is no financial impact.

- a) Medical Assistant Students (C26020090)
- b) Health Information Specialist Students (C26020100)
- c) Pharmacy Technician Students (C26020110)

ONE-TIME PAYMENT TO SHOTT CONSTRUCTION COMPANY

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve a one-time payment of \$8,928 to Shott Construction Company for the Early Head Start classroom renovations as per lease No L7312 with the Salvation Army. The classroom and playground renovations at 241 East 6th Street are necessary to meet Arizona State Child Care Licensing requirements. This one-time payment does not include any county general funds. (C2202152M)

GRANT FUNDING APPLICATIONS

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to authorize the Human Services Department to submit applications for grant funding to support the continuation of Maricopa County's Head Start and Early Head Start programs, and authorize the Chairman to approve the receipt of any and all such funds awarded. Additional information regarding the programs and the funds that support them are provided in the Notices of Intent to Apply for Outside Funding. These services are designed to help individuals, children, and families enhance their economic, social, and physical well being. Unless otherwise indicated on Attachment A, all overhead/indirect costs are allowable and the FY 2003 authorized rate will be applied to the respective grants. A Grant Agenda Indirect Cost Calculation form, attached to each Notice of Intent, provides detail on indirect cost recovery. The total amount of Federal funds requested will not exceed \$21,722,051. The term of the programs will be July 1, 2002 – June 30, 2003, unless otherwise noted on the attachments. (C22030013LI)

ALLOCATION AND TRANSFER OF GENERAL GOVERNMENT CONTINGENCY FUNDS

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the allocation and transfer of General Government Contingency Funds not-to-exceed \$38,465 to the Department of Public Health's FY 2001-2002 expenditure budget to develop and staff a new Division entitled the "Division of BioDefense Preparedness and Response." Also, approve the capital lease purchase of five computers and software necessary to support the new employees in the Division,

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annualized at \$4,200. Authorize OMB to increase the Department of Public Health's FY 2002-2003 Fund 100 expenditure budget target by not-to-exceed \$313,876 to annualize the FY 2002 adjustments. Finalization of all amounts contingent upon completion of salary review for proposed new positions by Human Resources Compensation Services. The department will submit a Results Initiative Request for review by OMB for proposed expansion of this new Division beyond the levels being funded with this agenda item. (This item continued from meeting of February 6, 2002.) (C86021268) (ADM2153)

AMENDMENT TO INTERGOVERNMENTAL AGREEMENT WITH ARIZONA DEPARTMENT OF HEALTH SERVICES

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve Amendment No. 3 to Intergovernmental Agreement No. 052012 with the Arizona Department of Health Services (ADHS) to provide Sexually Transmitted Disease (STD) Control Services. The amendment provides an additional \$30,000 in funding for the term ending December 31, 2001. All other terms and conditions remain unchanged. By approving this agenda item, the Board will also be authorizing a budget amendment that will increase MCDPH's revenue and expenditure levels for FY 2002 by \$30,000. (C8601014203)

AMENDMENT TO AGENDA ITEM REGARDING DONATION OF HIV/AIDS PHARMACEUTICALS

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to amend Agenda Item C8601046M regarding the donation of HIV/AIDS pharmaceuticals to approve a corresponding adjustment to the Department of Public Health FY 2002 revenue and expenditure budget of \$4,900,000. The Arizona Department of Health Services (ADHS) provides these pharmaceuticals to Maricopa County at no cost for use in the Public Health's HIV/AIDS Consortia Program. The pharmaceuticals are valued at \$9,300,000 (\$4,400,000 FY 2001; \$4,900,000 FY 2002). This grant-like item is awarded in kind, and the value of which will be booked as a revenue and expenditure in the Finance System. (C8601046M01) (ADM2150)

APPOINTMENTS TO CENTRAL ARIZONA RYAN WHITE TITLE I PLANNING COUNCIL

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to re-appoint fourteen members to the Central Arizona Ryan White Title I Planning Council for an additional terms from March 1, 2002, through February 28, 2004. Also appoint two new members for additional terms from March 1, 2002, through February 28, 2004. (C86021349) (ADM2133)

Confirm the following term renewals as listed:

Mary Jo Buerger	Institutional Member
Lee Cox	General Public
Marti Cutler	General Public
Debby Elliott	Service Provider
Larry Fisher	Institutional Member
Marlon Guzman	General Public
Nellie Nelson	General Public
Stephen O'Dell	General Public
Concha (Connie) Peters	General Public
Crispino Ramos	General Public
Larry Stahl	General Public
Louie Tapia	Service Provider
Jonathan Weisbuch	Institutional Member

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John Wynant

General Public

Appoint the following new nominations:

Keith Thompson

Service Provider

Marla Wing

General Public

AMENDMENTS TO CONTRACTS FOR SERVICES

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the following amendments to contracts for various services to individuals affected by HIV/AIDS.

- a) AIDS Project Arizona, Inc., Amendment No. 2, for the provision of HIV family support services, decreasing the contract dollar amount by \$13,508 and replacing the budget narrative and reimbursement schedule. Total funding for the period ending February 28, 2002, will decrease from \$100,000 to \$86,492. (C8601502102)
- b) Area Agency on Aging, Region One, Inc., Amendment No. 2, for the provision of case management services, decreasing the contract dollar amount by \$36,123 and replacing the budget narrative and reimbursement schedule. Total funding for the period ending February 28, 2002, will decrease from \$758,760 to \$722,637. (C8601510102)
- c) Catholic Social Services of Phoenix, Amendment No. 1, for the provision of HIV behavioral health services, decreasing the contract dollar amount by \$12,000. Total funding for the period ending February 28, 2002, will decrease from \$24,000 to \$12,000. (C8601514101)
- d) Maricopa County Bar Association, Young Lawyers Division, HIV/AIDS Law Project (HALP) and Community Legal Services, Inc., Amendment No. 1, for the provision of benefits/legal assistance services, decreasing the contract dollar amount by \$10,000. Total funding for the period ending February 28, 2002, will decrease from \$80,000 to \$70,000. (C8601518101)
- e) Phoenix Body Positive, Inc., Amendment No. 2, for the provision of HIV education services, decreasing the contract dollar amount by \$35,000. Total funding for the period ending February 28, 2002, will decrease from \$145,000 to \$110,000. (C8601524102)
- f) TERROS, Inc., Amendment No. 1, for the provision of HIV behavioral health services, decreasing the contract dollar amount by \$42,000. Total funding for the period ending February 28, 2002, will decrease from \$46,250 to \$4,250. (C8601529101)
- g) Phoenix Children's Hospital, Amendment No. 1, for the provision of HIV behavioral health services, decreasing the contract dollar amount by \$4,000. Total funding for the period ending February 28, 2002, will decrease from \$10,000 to \$6,000. (C8601532101)

CONTRACTS FOR WELL WOMEN HEALTH CHECK SERVICES

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the following contracts to provide well women health check services to uninsured or underinsured women, for contract terms from January 1, 2002, to December 30, 2002.

- a. Banner Health System dba Good Samaritan Regional Medical Center, for a not-to-exceed amount of \$63,443. (C86020601)
- b. Clinica Adelante, Inc., for not-to-exceed amount of \$42,296. (C86020611)
- c. Arizona Board of Regents, for and on behalf of Arizona State University and ASU's Community Health Services, for a not-to-exceed amount of \$42,296. (C86020621)

- d. Catholic Healthcare West II dba St. Joseph's Hospital & Medical Center, for a not-to-exceed amount of \$63,443. (C86020631)
- e. Phoenix Indian Medical Center, for a not-to-exceed amount of \$10,574. (C86020641)
- f. Mountain Park Health Center, for a not-to-exceed amount of \$42,296. (C86020651)

CONTRACTS FOR HIV/AIDS SERVICES

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the following contracts for the provision of services to individuals and families affected by HIV/AIDS. The contract terms are from March 1, 2002, to February 28, 2003.

- a. Body Positive, Inc., , HIV nutrition services, for a contract amount not-to-exceed \$175,000. (C86026011)
- b. AIDS Project Arizona, Inc., HIV nutrition services, for a contract amount not-to-exceed \$75,000. (C886026021)
- c. Body Positive, HIV wellness services, for a contract amount not-to-exceed \$350,000. (C86026031)
- d. Phoenix Shanti Group, Inc., HIV wellness services, for a contract amount not-to-exceed \$90,044. (C86026041)
- e. AIDS Project Arizona, Inc., HIV wellness services , for a contract amount not-to-exceed \$59,956. (C86026051)
- f. Concilio Latino de Salud, HIV education services, for a contract amount not-to-exceed \$95,000. (C86026061)
- g. AIDS Project Arizona, Inc., HIV education services, for a contract amount not-to-exceed \$150,000. (C86026071)
- h. Catholic Social Services of Phoenix, HIV family support services, for a contract amount of not-to-exceed \$61,000. (C86026081)
- i. AIDS Project Arizona, Inc., HIV family support services, for a contract amount not-to-exceed \$39,000. (C86026091)
- j. Body Positive, Inc., HIV paraprofessional behavioral health services, for a contract amount not-to-exceed \$65,000. (C86026101)
- k. Area Agency on Aging, Region One, HIV case management services, for a contract amount not-to-exceed \$830,000. (C86026111)
- l. Phoenix Shanti Group, Inc., HIV case management services, for a contract amount not-to-exceed \$53,000. (C86026121)
- m. AIDS Project Arizona, Inc., HIV food services, for a contract amount not-to-exceed \$300,000. (C86026131)
- n. Area Agency on Aging, Region One, Inc., HIV transportation services, for a contract amount not-to-exceed \$245,000. (C86026141)
- o. Area Agency on Aging, Region One, Inc., Home Health Care Services, for a contract amount not-to-exceed \$135,000. (C86026151)
- p. Maricopa County Bar Association, Young Lawyers Division, HIV/AIDS Law Project (HALP) and Community Legal Services, Inc., benefits/legal assistance services, for a contract amount not-to-exceed \$80,000. (C86026161)
- q. Chicanos Por La Causa, Inc., multilingual (CBC) HIV behavioral health services, for a contract amount not-to-exceed \$55,000. (C86026171)
- r. Catholic Social Services of Phoenix, HIV behavioral health services, for a contract amount not-to-exceed \$12,000. (C86026181)
- s. Phoenix Children's Hospital, HIV behavioral health services, for a contract amount not-to-exceed \$8,000. (C86026191)

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- t. Jewish Family and Children's Service, HIV behavioral health services, for a contract amount not-to-exceed \$25,000. (C86026201)
- u. Phoenix Shanti Group, Inc., HIV behavioral health services, for a contract amount not-to-exceed \$67,500. (C86026211)
- v. TERROS, Inc., HIV behavioral health services, for a contract amount not-to-exceed \$7,000. (C86026221) *per department e-mail of April 5, 2002, no documents for execution will be forthcoming.
- w. AIDS Project Arizona, Inc., HIV targeted outreach (MSM) services, for a contract amount not-to-exceed \$44,000. (C86026231)
- x. Body Positive, Inc., HIV targeted outreach (MSM) services, for a contract amount not-to-exceed \$56,000. (C86026241)

VEHICLES EXEMPT FROM MARKINGS

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the exemption from markings of the list of vehicles on file in the Office of the Clerk of the Board of Supervisors, until March 31, 2003, pursuant to A.R.S. §38-538.03. (C7402009M) (ADM3100)

PURCHASE OF ONE COMPAQ PROLIANT ML 530 SERVICE AND ONE HIRSCH MOMENTUM SERVER SOFTWARE LICENSE

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the purchase of one Compaq Proliant ML 530 server and one Hirsch Momentum server software license at a combined cost of \$30,000. (C70020748) (ADM800)

CALL FOR BIDS AND AWARD – RE-ROOF OF THE SUPERIOR COURT COMPLEX ONE STORY STRUCTURES

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to adopt plans and specifications, authorize a call for bids, and award a construction contract to the lowest responsible bidder provided that the bid is not more than 10% over the architect's estimate for the re-roof of the Superior Court Complex one story structures. This work is funded in FY 2001-2002 Major Maintenance, Fund 100, Agency 473, Org. 4732, Object Code 0825.02. The work includes:

- Building No. 3301, West Courts Building (all single-story components) – Project No. 2001221718;
- Building 3302 Sheriff's Administration, Project No. 2001202035; and 3303, East Courts Building Project No. 2001202040.

The completion of these projects is necessary to replace the existing lower roofs, which have deteriorated to the point of requiring replacement and have been in service beyond their normal life service time. Also approve the reallocation of \$200,000 from FY 2001-2002 Major Maintenance Project No. 2001202040 East Court Building Infrastructure Improvement to Project No. 2001221718 West Court Building Infrastructure Improvements. (C70020765)

REALLOCATION

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the reallocation of \$218,000 from FY 2001-2002 Major Maintenance Project No. 2000143492

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Central Court Building Improvements to Project No. 1999045304 South East Regional Building Infrastructure Improvements. (C70020778) (ADM800)

PAYMENT TO LONDEN INSURANCE GROUP

Item: Approve a payment of \$24,693 to Londen Insurance Group to enhance vegetation cover at the Cave Creek Landfill. The cost will be paid from the Solid Waste Closure Fund. The Cave Creek landfill final cap was placed in January 2001 and re-vegetated with desert foliage in accordance with rules and regulations of the Arizona Department of Environmental Quality. The landfill is surrounded on North and East Side by a development known as Dove Valley Ranch and a golf course adjoins the County property. As it is a typical closed landfill, several homeowners and the developers are complaining about the esthetics of the landfill. The developer, Londen Insurance Group, is willing to participate with the County to enhance esthetics of the landfill with additional green vegetation to match the surroundings of their development. For the benefit of the homeowners, Solid Waste is participating with the developer to enhance the two side slopes of the landfill for a pleasing effect without jeopardizing the integrity of the final cap. The cost of these improvements is estimated to be about \$49,385. The developer has agreed to incur 50% of the total improvement cost and has requested the County to contribute the other 50%. The Department recommends joint participation with the developer for a reimbursement of \$24,693 to the developer. (C67020011)

Supervisor Kunasek asked for support on this measure saying that the landfill had been an eyesore and a source of many complaints made to him by residents and others over the years. Attempts to revegetate the final cap have been unsuccessful in the past. He believes that the developer's current offer to accept 50% of the cost for a new attempt to make esthetic improvements with specially chosen desert vegetation that is expected to thrive in the location, makes the County's 50% participation a good decision.

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and carried by a majority vote (4-0-0-1), with Supervisors Kunasek, Wilson, Wilcox and Stapley voting "aye" and Supervisor Brock abstaining because of a conflict of interest, to approve a payment of \$24,693 to Londen Insurance Group to enhance the vegetation cover at the Cave Creek Landfill.

EASEMENTS AND RIGHT-OF-WAY DOCUMENTS

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to 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. (ADM2007)

A091.003 Project No: 69010 - 193rd Avenue (Belinda Drive – Norwich Drive) - Agreement for
(AC) Right of Entry - Parcel No. 503-79-014E – Concepcion Espinoza Sr. and Isabel R.
Espinoza, Trustees - for the sum of \$100.00.

A095.013 Project No: 69010 - Daley Lane (87th Avenue - 83rd Avenue) - Agreement for Right of
(HH) Entry - Parcel No. 200-08-013D - Charles S. Kane - for the sum of \$100.00.

A095.013 Project No: 69010 - Daley Lane (87th Avenue - 83rd Avenue) - Agreement for Right of
(HH) Entry - Parcel No. 200-08-013D - Thomas E. Tower - for the sum of \$100.00.

A139.003 Project No: 69010 - 12th Street (Cloud Road – Joy Ranch Road) - Agreement for Right
(AC) of Entry - Parcel No. 211-68-053D - Linda Greschner and Steven J. Greschner - for the
sum of \$100.00.

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A161.005 (AC)	Project No: 69010 - 77th Place (McKellip Road – Hermosa Vista Drive) - Agreement for Right of Entry - Parcel No. 219-26-003Z – Andrew H. Davis – for the sum of \$100.00.
DD-9351 (TS)	R/W Dedication - Warranty Deed - Parcel No. 401-43-032C and 401-43-032E - SEP II, a California Corporation - for the sum of \$10.00.
DD-9351 (TS)	R/W Dedication - Purchase Agreement and Escrow Instructions - Parcel No. 401-43-032C and 401-43-032E - SEP II, a California Corporation.
DD-9367 (TS)	R/W Dedication - Warranty Deed - Parcel No. 300-16-039, 040C, 040F & 040G – Century Sales Company Inc., an Arizona Corporation - for the sum of \$10.00.
DD-9367 (TS)	R/W Dedication - Purchase Agreement and Escrow Instructions - Parcel No. 300-16-039, 040C, 040F & 040G - Century Sales Company Inc., an Arizona Corporation.
DD-9368 (TS)	R/W Dedication - Warranty Deed - Parcel No. 304-05-021D – Boyster Dairy, an Arizona Partnership - for the sum of \$10.00.
DD-9368 (TS)	R/W Dedication - Purchase Agreement and Escrow Instructions - Parcel No. 304-05-021D - Boyster Dairy, an Arizona Partnership.
DD-9369 (TS)	R/W Dedication - Warranty Deed – Parcel No. 304-05-021C - Life School College Preparatory, Inc. - for the sum of \$10.00.
DD-9369 (TS)	R/W Dedication - Purchase Agreement and Escrow Instructions - Parcel No. 304-05-021C - Life School College Preparatory, Inc.
HH-0754A (LJS)	Project No: 69010 (20073) – 90th Street (McDowell Road to Quenton Street) – Agreement for Right of Entry - Parcel No. 219-31-004C – SRHI, L.L.C., a Delaware limited liability company - for the sum of \$100.00.
HH-0754A (LJS)	Project No: 69010 (20073) - 90th Street (McDowell Road to Quenton Street) – Easement and Agreement for Highway Purposes - Parcel No. 219-31-004C - SRHI, L.L.C., a Delaware limited liability company - for the sum of \$4,488.00.
HH-0754A (LJS)	Project No: 69010 (20073) - 90th Street (McDowell Road to Quenton Street) - Purchase Agreement and Escrow Instructions - Parcel No. 219-31-004C - SRHI, L.L.C., a Delaware limited liability company.
HH-0775 (LJS)	Project No: 20073 (69010) - 90th Street (McDowell Road to Quenton Street) – Easement and Agreement for Highway Purposes - Parcel No. 219-33-023M - Brian K. Stole and Patricia J. Stole - for the sum of \$1,476.00.
HH-0775 (LJS)	Project No: 20073 (69010) - 90th Street (McDowell Road to Quenton Street) - Purchase Agreement and Escrow Instructions - Parcel No. 219-33-023M - Brian K. Stole and Patricia J. Stole.
Job#C.O.P. ST85100140	Project No: 75th Avenue & Van Buren Street, C.O.P. Project - Irrigation Easement – Maricopa County Parcel #104-10-R/W – Roosevelt Irrigation District - for the sum of \$650.00.

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Job #RD-02216 Project No: 75th Avenue & Van Buren Street, C.O.P. Project - Irrigation Easement – Maricopa County Parcel #104-10-R/W - Salt River Project Agricultural Improvement and Power District - for the sum of \$650.00.

CHANGE ORDER TO CONTRACT WITH CANNON & ASSOCIATES, INC.

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve Change Order No. 8 for a not-to-exceed amount of \$14,669 to Contract No. CY 1998-10 with Cannon & Associates, Inc., for design and redesign of a new sound wall for the Estrella Roadway and Grade Separation, Phase 1 project, Work Order No. 69005. This change order will increase the total contract amount by \$14,669 to a revised contract amount of \$952,904. This change order was requested by Dell Webb corporation and will provide additional noise protection for Sun City Grand residents. All costs for engineering and construction will be paid by the Del Webb Corporation. (C6498217508)

CHANGE ORDER TO CONTRACT WITH HDR ENGINEERING, INC.

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve Change Order No. 6 to Contract No. CY 1998-11 with HDR Engineering, Inc., in the amount of \$767,459 for additional engineering services to divide the current contract plans and documents into two separate projects, each with its own bidding package on the Estrella Roadway, Phase 2, Work Order No. 68840. This change order will increase the total contract amount by \$767,459 to a revised contract amount of \$2,182,721. (C6498218506)

CHANGE ORDER TO CONTRACT WITH BARTHOLOMEW ENGINEERING, INC.

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve change Order No. 1, with Bartholomew Engineering Inc. in the amount of \$25,000, increasing the total amount of the contract from \$73,894 to \$98,897, for additional engineering costs for the Desert Hills Sanitary District. This district was organized for the purpose of constructing and operating a wastewater treatment plant and sewer lines. This change order is to provide additional engineering design features to accommodate the required flood protection for the treatment plant site. (C6499261701)

CHANGE ORDERS TO CONTRACT FOR GEODETIC DENSIFICATION AND CADASTRAL SURVEY

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the following Change Orders for Geodetic Densification and Cadastral Survey, Phase 3D1, Work Order No. 69012.

- a. Entranco Engineers, Inc., Change Order No. 6, to Contract No. CY 1999-43 with in an amount not-to-exceed \$53,711.90. This change order will increase the total contract by \$53,711.90 to a revised contract amount of \$588,914.06. This change order is part of the third phase of the project. During this phase the consultant will be surveying the section and quarter section corners on the consultants assigned area. (C6499272508)
- b. David Evans & Associates, Inc., Change Order No. 4, to Contract No. CY 1999-44 with an amount not-to-exceed \$53,374.32. This change order will increase the total contract by \$53,374.32 to a revised contract amount of \$305,823.53. This change order is part of the fourth phase of the project. During this phase the consultant will be surveying the section and quarter section corners on the consultants assigned area. (C6499273505)

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- c. Wood, Patel & Associates, Inc., Change Order No. 6, Contract No. CY 1999-45, in an amount not-to-exceed \$39,069.07. This change order will increase the total contract amount by \$39,069.07 to a revised contract amount of \$484,314.49. This change order is part of the third phase of the project. During this phase the consultant will be surveying the section and quarter section corners on the consultants assigned area. (C6499274507)
- d. Wood, Patel & Associates, Inc., Change Order No. 7, Contract No. CY 1999-45, in an amount not-to-exceed \$68,277.02. This change order will increase the total contract amount by \$68,277.02 to a revised contract amount of \$513,522.14. This change order is part of the third phase of the project. During this phase the consultant will be surveying the section and quarter section corners on the consultants assigned area. (C6499274508)
- e. RBF Consulting, Change Order No. 3, Contract No. CY 2001-24, in an amount not-to-exceed \$70,889.77. This change order will increase the total contract amount by \$70,889.77 to a revised contract amount of \$296,893.12. This change order is part of the third phase of the project. During this phase the consultant will be surveying the section and quarter section corners of the consultants assigned area. (C6401128504)

EXPENDITURE TO PURCHASE FOUR TRIPOD DATA SYSTEMS RANGER DATA COLLECTORS

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the expenditure to purchase four Tripod Data Systems Ranger Data Collectors; per Budget Administration Memo No. 8, dated October 29, 2001. Each survey crew needs a data collector to be used in conjunction with survey instruments to collect and download survey information to personal computers. The current units are five years old, and the manufacturer will no longer support either the hardware or software format. The Ranger is a replacement data collector that utilizes a Windows CE software. This unit will be used with conventional as well as GPS equipment, thus eliminating the errors associated with a project spanning into multiple data collectors. Project Work Order Number 30900001. (C6402145M) (ADM2000-002)

LICENSE TO EL PASO GLOBAL NETWORKS

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to grant a license to El Paso Global Networks for the installation of fiber optic facilities in Maricopa County rights-of-way. The annual fee, based on 292,351 linear feet of right-of-way occupied, will be in the amount of \$157,869.54 (\$0.54 per lineal foot). The term of this license is twenty years. (C6402149C) (ADM2004)

LICENSE TO SPRINT SPECTRUM, LP

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to grant a license to Sprint Spectrum, L.P. for the installation of a wireless telecommunication antenna on an APS utility pole in Maricopa County right-of-way. A \$5,000 annual license fee will be paid by Sprint to Maricopa County. The term of this license is 20-years. (Granting of this license is contingent upon approval of a special use permit currently pending as Z 2001-164.) (C6402150C) (ADM2016)

CONSULTANT SERVICES CONTRACT WITH CEI CONSULTANT ENGINEERING, INC.

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve Consultant Services Contract No. CY 2002-44 with CEI Consultant Engineering, Inc. in an amount not-to-exceed \$1,259,220 plus not-to-exceed allowance of \$50,000 for pre-approved overtime for

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the construction management services during the construction of the Estrella Roadway (Loop 303), Phase IIA, Reems Road to El Mirage Road, Work Order No. 68840. (C64021715)

INTERGOVERNMENTAL AGREEMENT WITH CITY OF SURPRISE

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve an Intergovernmental Agreement (IGA) between Maricopa County and the City of Surprise for Traffic Engineering Support Services. Under the terms of the IGA, McDOT will provide traffic engineering support services to the City when requested. The County will bill the City for all actual costs spent performing requested task(s). The billing will include normal County overhead, outside contracts, equipment, and labor and material costs with no provisions for County profit. (C64021752)

MARICOPA COUNTY PARITY PARTNERS (MCP)

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to appoint Alberto Olivas to the Maricopa County Parity Partners (MCP) to serve a two-year term from time of Board appointment to October 31, 2004. The Maricopa County Parity Partners will serve in an advisory capacity to the Minority and Women-Owned Business Enterprise (MWBE) Team. Mr. Olivas is Director of the Governor's Office of Equal Opportunity. The MCP shall: (C64021765) (ADM685)

- a. assist the MWBE team in developing and monitoring challenging, yet attainable, expected MWBE program goals
- b. advise the MWBE team on how best to meet expected MWBE program goals
- c. develop and implement an educational program to assist MWBE's to participate in Maricopa County procurements and contracts
- d. develop and implement an outreach program to inform MWBE's about opportunities for participation in the Maricopa County MWBE Program.

REIMBURSEMENT TO SOUTHWEST GAS CORPORATION

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the reimbursement to Southwest Gas Corporation in the amount of \$28,532, for the costs incurred for the relocation of pipeline facilities that are in conflict with Maricopa County Department of Transportation Project No. 68982, Deer Valley Road Bridge at New River. The cost may not exceed the current estimated amount of \$28,532 by more than 10%. (C64021775) (ADM2000-006)

REIMBURSEMENT TO ARIZONA PUBLIC SERVICE

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the reimbursement to Arizona Public Service in the amount of \$95,138, for the costs incurred for the relocation of their overhead facilities to underground facilities that are in conflict with Maricopa County Department of Transportation Project No. 68982, Deer Valley Road Bridge at New River. The cost may not exceed the current estimated amount of \$95,138 by more than 10%. (C64021785) (ADM2000-006)

REIMBURSEMENT TO QWEST COMMUNICATIONS

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the reimbursement to QWEST Communications in the amount of \$113,253, for the costs incurred for the relocation of their underground facilities that are in conflict with Maricopa County

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Department of Transportation Project No. 68982, Deer Valley Road Bridge at New River. The cost may not exceed the current estimated amount of \$113,253 by more than 10%. (C64021795) (ADM2000-006)

REIMBURSEMENT TO SALT RIVER PROJECT

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the reimbursement to Salt River Project in the amount of \$152,418, for the costs incurred for the relocation and installation of their electrical facilities that are in conflict with Maricopa County Department of Transportation Project No. 68902, Ellsworth, University to McLellan. McDOT acknowledges that SRP has prior rights for these facilities. The cost may not exceed the current estimated amount of \$152,418 by more than 10%. (C64021805) (ADM2000-006)

ZERO IMPACT REALLOCATION OF BUDGETED FUNDS

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve zero impact reallocation of budgeted funds between MCDOT Transportation Improvement Projects as listed. These adjustments do not change McDOT's Transportation Improvement Program budget, as approved by the Board of Supervisors on June 18, 2001, which remains at \$56,017,647. This action is required per the County's lump sum budget guidelines. (C64021818) (ADM2000)

MARICOPA INTEGRATED HEALTH SYSTEMS PERSONNEL AGENDA

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve Maricopa Integrated Health Systems Personnel Agenda. (List on file in the Clerk of the Board's Office.)

CHANGE ORDER TO CONTRACT WITH D.L. WITHERS CONSTRUCTION, LC.

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve Change Order No. 8 to the contract with D.L. Withers Construction, LC for additional changes required in the renovation of the Comprehensive Healthcare Center (CHC) at the Maricopa Medical Center (MMC) campus. This change order increases the contract total by \$236,423 to \$11,753,306. Extend the term of the contract by an additional 27 calendar days for a total of 438 days to the date of substantial completion. This change order includes, but is not limited to installation of water treatment equipment for dialysis, electrical revisions, smoke seals on coiling shutters, additional fire/smoke dampers, rework existing irrigation, additional framing, millwork, elevator equipment modifications, x-ray lead shielding, and additional daily overhead general conditions. (C9001039502)

ON-CALL CONSULTANT SERVICES CONTRACT WITH BRIDGERS & PAXTON CONSULTING ENGINEERS, INC.

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve an on-call consultant services contract for electrical and mechanical engineering services with Bridgers & Paxton Consulting Engineers, Inc. for a not-to-exceed amount of \$250,000. The contract is for a period of two years from February 7, 2002, through February 6, 2004. Consultant services shall include, but are not limited to, design and construction administration of various projects for MIHS. There are no renewal options. (C90020735)

CONTRACT WITH CATHOLIC HEALTHCARE WEST FOR GROUP PURCHASING ORGANIZATIONS SERVICES -- CONTINUED

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Approve a new contract with Catholic Healthcare West (CHW), for Group Purchasing Organization (GPO) Services. The term of this contract is January 3, 2002, through January 2, 2007, with an option to renew up to five additional years. Cost for this service is \$15,000 per year for a total contract cost of \$75,000. (C90020741)

This item was continued to the March 6, 2002, meeting.

PUBLIC HEARING - MARICOPA COUNTY ENVIRONMENTAL HEALTH CODE

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to schedule a public hearing for 9:00 a.m., Wednesday, April 3, 2002, to solicit comments to amend the Foreword, Chapter I, and Chapter VIII of the Maricopa County Environmental Health Code. The proposed amendments clarify the Code, enhance the Environmental Services Department's ability to permit responsible parties and modify the permit fee schedule. The proposed amendments meet the goals established in the County's economic improvement program of full cost recovery. (C88020327) (ADM2102)

PUBLIC HEARING - RIO VERDE UTILITIES, INC. FRANCHISE

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to set a public hearing for 9:00 a.m., Wednesday, March 20, 2002, on an application for an extension of area filed by Rio Verde Utilities, Inc., for a public service franchise to construct, maintain, and operate domestic water distribution and wastewater collection systems along, upon, under and across public highways, roads, alleys, and thoroughfares (excepting State highways), to the northern Scottsdale area located within a portion of Maricopa County. (F23006)

HEARING SET ON ROAD FILE PETITIONS

Petitions having been filed for declaration of the following roads into the County highway system, motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to set a hearing for 9:00 a.m. on Wednesday, March 20, 2002:

Road File 4943: General vicinity of Butcher Jones Road at Bush Highway. (C64021745) (F23017)

Road File 4945: General vicinity of Saguaro Del Norte Road from Saguaro Lake Marina Road extending to the SE to the entrance to Saguaro Del Norte Recreation Area. (C64021735) (F23018)

INDUSTRIAL DEVELOPMENT AUTHORITY MULTIFAMILY HOUSING REVENUE BONDS (SAN REMO APARTMENTS PROJECT)

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to adopt the following captioned resolution, on file in the Office of the Clerk of the Board of Supervisors and retained in accordance with Arizona State Libraries, Archives, and Public Records (ASLAPR). "This item is being considered by the Board 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 approve the proceedings under which bonds of the Industrial Development Authority of the County of Maricopa are issued." (ADM4792)

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A RESOLUTION OF THE BOARD OF SUPERVISORS OF MARICOPA COUNTY, ARIZONA, APPROVING THE ISSUANCE OF THE INDUSTRIAL DEVELOPMENT AUTHORITY OF THE COUNTY OF MARICOPA MULTIFAMILY HOUSING REVENUE BONDS (SAN REMO APARTMENTS PROJECT), SERIES 2002, IN ONE OR MORE SERIES, IN AN AGGREGATE PRINCIPAL AMOUNT NOT-TO-EXCEED \$14,200,000 (THE "BONDS").

MINUTES

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve minutes of the Board of Supervisors meeting held November 7, 2001, January 2, 3, 14, and 16, 2002.

PRECINCT COMMITTEEMEN

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to authorize the appointment of precinct committeemen to fill vacancies in various precincts, pursuant to A.R.S. § 16-231.B, and removal of precinct committeemen due to disqualification in accordance with lists dated February 20, 2002, as submitted by the Elections Director, and on file in the Office of the Clerk of the Board of Supervisors and retained in accordance with the Department of Library Archives, and Public Records retention schedule. (ADM1701)

SECURED TAX ROLL

There was no Secured Tax Roll changes presented at this time. (ADM705)

OFFICIAL APPOINTMENTS AND OATHS OF OFFICE - OFFICE OF THE CLERK OF THE SUPERIOR COURT

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to authorize the Official Appointments and Oaths of Office of Nancy Edwards, Mike Goodman, Clarissa Martinez, Denise Miller, Laura Robins, Philip Rubenstein, as special deputy clerks in the Office of the Clerk of the Superior Court.

DUPLICATE WARRANTS

Necessary affidavits having been filed, pursuant to A.R.S. §11-632, Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve issuance of duplicate warrants to replace county warrants and school warrants which were either lost or stolen. (ADM1823) (ADM3809)

COUNTY

Name	Warrant	Fund	Amount
Don Armstrong	AD00320533577	244	\$1,200.00
Judith Lopez	29907	General	\$818.65
Cruzita V. Mendoza	12-0195504	779	\$705.08
Mar.Co. E. Phx #1 Just. Ct.	00320516078	Expense	\$1,770.00
Karen Sawin	AD00320505342	Expense	\$90.00

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SCHOOL

Name	School	Warrant	Amount
Carrier Corporation	Madison #38	38-548391	\$6,934.98
Coca Cola Enterprises	Phoenix #1	42-24204	\$318.80
Christine Brandell	District #089	42-0071899	\$1,228.00
Michelle Downes	Mesa	72-0041948	\$376.84
James Garver	Alhambra	12-0088467	\$2016.20
Crow Heating	Litchfield #79	42-83597	\$1,242.64
Building Impressions	Alhambra	42-0082292	\$708.06
Steven Johnson	PESD #1	12-0079211	\$117.02
Kinko's Inc.	Creighton #14	49-0050776	\$202.76
James Kutina	Avondale	12-0085172	\$270.91
Joe R. Leyva	District #89	42-40956	\$361.54
Peggy L. Line	Dysart	12-64360	\$277.71
Joe Lynch	Higley Unified #60	42-0082133	\$212.87
Creative Specialties	Queen Creek #95	95520641	\$147.58
Teaching Resource Center	Queen Creek #95	95520147	\$79.90
Gareth Williams	Superintendent/Schools	42-0086311	\$971.66
Yvonne Wood	Litchfield #79	12-0088720	\$91.91

STALE DATED WARRANTS

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to find 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. (ADM1816)

Catellus Development Corp.	\$121,658.13	Town of Cave Creek	\$363.51
H. Paul Newman	\$100.00	Wilma Bagby	\$130.00
Loretta Styma	\$75.00	AZ Supreme Court	\$335.60
Town of Gila Bend	\$6,560.00		

SETTLEMENT OF TAX CASES

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the settlement of tax cases, list dated February 20, 2002. (ADM704)

2000	ST 01-000110
CV 99-021734	ST 01-000168
TX 01-000228	ST 01-000169
2001	ST 01-000170
CV 00-022265	ST 01-000201
ST 01-000267	ST 01-000225
ST 01-000272	ST 01-000233
TX 00-000639	ST 01-000266
TX 00-000746	ST 01-000267
2001/2002	TX 01-000173
TX 01-000173	TX 01-000458
2002	TX 01-000470

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HEARING SET - PLANNING AND ZONING CASES

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to schedule a public hearing on any Zoning and Building Code cases in the unincorporated areas of Maricopa County for March 6, 2002, at 9:00 a.m. in the Board of Supervisors Auditorium, as follows:

Z98-108; Z2000-144; Z2001-099; Z2001-104; Z2001-144; Z2001-151

CLASSIFICATION CHANGES

There were no classification changes recommended by the Assessor at this time. (ADM723)

COMPROMISES

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to accept the requested compromises as payment in full for the following cases: (Discussed in Executive Session held February 4, 2002.) (ADM407)

Juanita Cabellero	\$2,000.00
Judith Chavez	1,500.00
Jody Clark	1,800.00
Henry Kenneth Jackson	3,500.00
Martina Lamas-Miranda	1,700.00
Betty Lopez	2,585.92
John Ojeda	12,602.48
Manuel Ruelas	3,600.00
Maria Torres	4,400.00
John Wade	8,000.00
James Wiggins	6,440.00

WRITE-OFF

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to accept the requested write-off as payment in full for the following case: (Discussed in Executive Session held February 4, 2002.) (ADM407)

Frank Jackson	\$14,395.53
Richard Seymour	18,167.58
Ramona Morris	15,348.56
Socorro Valley	16,910.32
Margaret Campbell	3,382.85
Leroy Young	20,916.57
Rick Lee Ray	14,653.67

PUBLIC COMMENT

Blue Crowley, citizen, raised the issue of violations to the open meeting law at CTOC (Citizens Transportation Oversight Committee) meetings where he said he has twice been required to sign-in and

relinquish his anonymity. He also wants to make sure the upcoming annual budget be printed on both sides of the page so he will save half of his cost when he has it printed out for research. (ADM605)

SUPERVISORS' COMMENTS

Supervisor Wilcox thanked the City of Phoenix, Mayor and Council, for finally putting the issue of the Homeless Campus on their agenda. The city has agreed to the transfer of land at the proper time.

She reported that Bank One Ballpark had been transformed into a Soccer Field last week to host the high-profile game between Mexico and Yugoslavia and that 35,000 soccer fans had attended the contest. Supervisor Wilcox, attended the game and said she had been very, very glad to see Mexico finally score a point even though it had ended as a 2-1 victory for Yugoslavia. She indicated that the ballpark had been magically transformed into a soccer field and she had received compliments from many on how well run the event had been, as well as promises to return for future contests. Chairman Stapley agreed that it had been a very popular and well-received event and encouraged the Bank One management to schedule more of the same kind of event. (ADM606)

Supervisor Brock announced that an excellent opportunity for Maricopa County residents to respond to President Bush's call for volunteers would be held on February 23 at the San Tan Park where citizens could help Maricopa County crews clean up the Park from 8:00 a.m. to 2:00 p.m. Several County employee crews have volunteered to have heavy duty equipment on hand during that time to help clean and protect the park and maintain the desert landscape. There has been a long struggle to keep San Tan properly policed due to the rugged terrain and also due to the fact that it is in Pinal, not Maricopa, County. He said he hoped the public would partner with the County to help eliminate the dumping of trash, vandalism of desert plants and renegade shooting of wildlife, cactus and rocks in the vast, mountainous regions of the largely unfenced parklands.

PLANNING AND DEVELOPMENT

David Smith left the dais at the end of the regular portion of the meeting. Members, as given above, remained in session and Paul Golab also remained in attendance. Lynn Favour, Assistant Director of Planning and Development, Darren Gerard, Principal Planner, and David Benton, County Counsel, came forward to present the following Planning and Zoning cases. Votes of the members will be recorded as follows: (aye-no-absent-abstain)

CONSENT AGENDA DETAIL:

- 1. **S2001-041** **District 4**
Applicant: Standage and Associates Ltd.
Location: Northeast corner of 247th Avenue and Patton Place (in the north Buckeye area)
Request: Final Plat in the Rural-43 zoning district for Patton Place Estates Unit 1
 (Approximately 50 gross acres)

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the final plat.

- 2. **S2001-042** **District 1**
Applicant: B&R Engineering, Inc.
Location: Southeast corner of the Chandler Heights Road alignment and Riggs Road (in the Sun Lakes area)

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Request: Final Plat in the R1-6 R.U.P.D. zoning district for Sun Lakes Unit 36C (Approximately 28.57 gross acres)

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the final plat.

3. **S2001-062 District 3**
Applicant: Stanley Consultants, Inc.
Location: South side of Daisy Mountain Drive near the 27th Avenue alignment (in the Anthem area)
Request: Final Plat in the R1-6 N.U.P.D. zoning district for Anthem Unit 27 (approximately 27 gross acres)

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the final plat.

4. **S2001-074 District 2**
Applicant: Fleet Fisher Engineering, Inc.
Location: Northwest corner of 144th Street and Dixileta (in the northeast Scottsdale area)
Request: Amended Final Plat in the Rural-43 zoning district for Granite Mountain Ranch Unit 1 (Approximately 6.84 gross acres)

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the amended final plat.

5. **S2001-075 District 2**
Applicant: Fleet Fisher Engineering, Inc.
Location: Northwest corner of 144th Street and Dixileta Drive (in the northeast Scottsdale area)
Request: Amended Final Plat in the Rural-43 zoning district for Granite Mountain Ranch Unit 2 (Approximately 21 gross acres)

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the amended final plat.

6. **S2001-085 District 3**
Applicant: Stanley Consultants, Inc.
Location: North side of Daisy Mountain Drive, east of the 27th Avenue alignment (in the Anthem area)
Request: Final Plat in the R1-6 N.U.P.D. zoning district for Anthem Unit 25 (Approximately 46 gross acres)

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the final plat.

7. **S2001-086 District 3**
Applicant: Stanley Consultants, Inc.
Location: West side of Gavilan Peak Parkway, south of Venture Court (in the Anthem area)

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Request: Final Plat in the R-2 N.U.P.D. zoning district for Anthem Unit 41B (Approximately 23 gross acres)

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the final plat.

8. **S2001-090 District 1**
Applicant: B&R Engineering, Inc.
Location: North side of Riggs Road between Sun Lakes Boulevard and Dobson Road (in the Sun Lakes area)
Request: Final Plat in the R1-6 R.U.P.D. zoning district for Sun Lakes Unit 32B (Approximately 6.54 gross acres)

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the final plat.

REGULAR AGENDA DETAIL:

9. **Z2000-174 District 4**
Applicant: James Dunn for JND Enterprises
Location: Southeast of the southeast corner Sarival Road and Northern Avenue (in the west Glendale area)
Request: Special Use Permit for a horse riding and roping arena in the Rural-43 Airport Overlay Zone 4 zoning district, for Dunn's Riding and Roping Arena (12.4 acres)

COMMISSION ACTION: Commissioner Clayburg moved to recommend approval of Z2000-174, subject to the following stipulations "a" through "t". Commissioner Beckley seconded the motion, which passed with a majority vote of 6-2, with Commissioner's Pugmire and Smith dissenting.

- a. Development and use of the site shall comply with the site plan entitled "Special Use Permit for Dunn's Riding and Roping Arena", consisting of one full-size sheet, dated September 14, 2001, and stamped received September 21, 2001, except as modified by the following stipulations.
- b. Development and use of the site shall comply with the narrative report entitled "Dunn Riding Arena", consisting of two sheets, dated received September 21, 2001, except as modified by the following stipulations.
- c. There shall be no public boarding of animals on site. If at any point the owners wish to provide public on-site boarding of animals, a major amendment to the Special Use Permit shall be required, with the stable structures located a minimum of 100 feet from any property line.
- d. Events shall be limited to 500 participants unless subject to an approved Temporary Use Permit.
- e. The property owner shall submit to MCDOT a Traffic Impact Statement (TIS) addressing the impact of any special event or show, and the off-site improvements to be made to mitigate any potential traffic impacts the proposed use may have. MCDOT must approve

- the TIS and the property owner must make any off-site improvements deemed necessary by MCDOT.
- f. The property owner shall dedicate the necessary portion of land to bring the total half-width of Sarival Avenue to 55 feet adjacent to APN 501-49-092.
 - g. There shall be no signage other than what is otherwise allowed in the underlying zoning district. No signs shall be placed within the MCDOT right-of-way. Said signage shall comply with all zoning regulations with respect to size and location.
 - h. Prior to zoning clearance, the property owner shall obtain recorded easements over the adjacent properties that are located to the north and to the south of the entrance to the facility, adjacent to Sarival Avenue. Said easements shall be for the purpose of providing a 25-foot by 25-foot sight visibility triangle (SVT) over the neighboring properties. The SVT shall be of sufficient size so as to provide sight visibility protection for the ultimate half-width condition of Sarival Avenue. Nothing greater than two (2) feet tall shall be located within the SVT on either a temporary or permanent basis.
 - i. All outdoor lighting shall be designed as recommended by the International Dark-Sky Association and shall be in compliance with Section 2318 of the Maricopa County Zoning Ordinance. In no case shall any outdoor lighting be directed such that it will cast light directly on to neighboring properties or interfere with the safe operations of Luke Air Force Base.
 - j. Public address systems shall not be audible from any neighboring properties at any time.
 - k. Additional screening shall be provided along the north and east sides of Parcel "C" of the SUP area. Said screening to meet the standards established for parking lot screening in the C-2 zoning district.
 - l. The property owner shall take the necessary steps to ensure that dust emissions emanating from the property do not exceed the maximum levels allowed. The property shall be subject to a two-year review period to monitor intensity of said dust emissions. After the two-year review period, the property owner shall make improvements necessary to mitigate said dust levels.
 - m. The property owner shall comply with Chapter XI of the Maricopa County Health Code.
 - n. The property owner shall obtain all necessary permits prior to commencing construction of any structures on the property.
 - o. The property owner shall submit a Status Report two (2) years from the date of approval of this Special Use Permit by the Board of Supervisors. Said Status Report shall indicate the status of the project and whether or not the project remains in compliance with the stipulation of approval.
 - p. This Special Use Permit shall expire fifteen (15) years from the date of approval of this request by the Board of Supervisors. Upon termination of this Special Use Permit, the lot coverage must be reduced to the maximum figure allowed in the underlying zoning district

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and the steel building removed if said buildings are not established as a primary use or an accessory building to such a primary use.

- q. Major changes to this Special Use Permit shall be processed as a revised application in the same manner as the original application, with final determination made by the Board of Supervisors following recommendation by staff and the Planning and Zoning Commission. Minor changes may be administratively approved by staff of the Planning and Development Department. For purposes of this Special Use Permit, the proposed future permanent restroom facility may be considered a minor amendment.
- r. Non-compliance with the site plan and narrative report or the conditions of approval will be treated as a violation in accordance with provisions of the Maricopa County Zoning Ordinance.
- s. Liquid waste disposal facilities shall be approved by the Maricopa County Environmental Services Department prior to the first event held on the site.
- t. Hours of operation shall be from 6:00 a.m. to 10:00 p.m. on weekdays (Monday – Thursday) and from 6:00 a.m. to 12:00 a.m. weekends (Friday – Sunday).

Lynn Favour, Acting Director of Planning and Development, presented the Commission action in this request for a Special Use Permit for a horse riding and roping arena in the West Glendale area of the Valley. She said the Planning Commission had approved the request subject to modified staff stipulations, listed above. There were no speakers.

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (5-0) to concur with the Planning Commission’s recommendation for approval subject to stipulations “a” through “t” as given above.

- 10. Z2000-182 District 3 (This case continued from meeting of January 3, 2002.)
WITHDRAWN**
Applicant: Randy Hancock
Location: Southeast corner of 7th Street and Cloud Road (in the Desert Hills area)
Request: Rezone from Rural-43 to C-O P.D. with a Concept Plan of Development for Randy Hancock (2.46 acres)

COMMISSION ACTION: Commissioner Jayne moved to recommend denial of Z2000-182. Commissioner Smith seconded the motion, which passed with a unanimous vote of 10-0.

This item was withdrawn by the applicant.

- 11. Z2001-130 District 3**
Applicant: Starbridge Communications for Sprint PCS and the Arizona State Land Department
Location: North of Mingus Road, east of 23rd Avenue (in the New River area)
Request: Special Use Permit for a wireless communication facility in the Rural-43 zoning district, for WAPA Lattice Tower Cell Site (0.032 acres)

COMMISSION ACTION: Commissioner Smith moved to recommend approval of Z2001-130, subject to the following stipulations “a” through “k”. Commissioner DiCiccio seconded the motion, which passed with a unanimous vote of 8-0.

- a. Development and use of the site shall comply with the site plan entitled "SPRINT PCS YOUNG PH54XC022-A", consisting of eight (8) full-size sheets, dated revised November 14, 2001, and stamped received November 20, 2001, except as modified by the following stipulations.
- b. Development and use of the site shall comply with the narrative report entitled "Narrative Report for Sprint PCS Antenna Attachment To Western Area Power Administration Lattice Tower, Z2001-130, East Side of 23rd Avenue Alignment North of Mingus Road", consisting of four (4) pages, dated November 19, 2001, and stamped received November 20, 2001, except as modified by the following stipulations.
- c. This Special Use Permit shall expire 25 years from the date of approval by the Board of Supervisors, or upon expiration of the lease to the applicant, or upon termination of the use, whichever occurs first. All of the site improvements, installed by Sprint, shall be removed within 60 days of such termination or expiration.
- d. The applicant shall submit a written report outlining the status of the development at the end of five years from the date of approval by the Board of Supervisors. The status report shall be reviewed by staff to determine whether the Special Use Permit remains in compliance with the approved stipulations.
- e. The applicant shall submit an executed Facilities Lease Agreement between the Sprint PCS and Western Area Power Administration that is specific to this site prior to zoning clearance.
- f. Prior to any construction or placement of any equipment, the applicant shall obtain the necessary construction permits from the Planning and Development Department.
- g. All tower-mounted equipment shall be painted a neutral, non-reflective, gray color to match the existing lattice tower.
- h. The masonry portion of the perimeter wall shall be constructed of 8" x 8" x 16" CMU, with the appropriate grouting and reinforcement. All portions of the perimeter enclosure, including gates, shall be painted a neutral color to match the surrounding desert.
- i. The facility shall utilize permanent underground electrical power, which shall be installed to the site prior to final inspection of the facility.
- j. Major changes to this Special Use Permit (the site plan and narrative report), shall be processed as a revised application in the same manner as the original application, with final determination made by the Board of Supervisors, following recommendation by staff, as well as the Planning and Zoning Commission. Minor changes to the Special Use Permit may be administratively approved by the staff of the Planning and Development Department. Co-location on this site shall be considered a major amendment.
- k. Non-compliance with the plan of development (the site plan and narrative report) or the conditions of approval will be treated as a violation in accordance with provisions of the Maricopa County Zoning Ordinance.

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Lynn Favour, Acting Director of Planning and Development, presented the Commission action of approval subject to listed stipulations in this request for a Special Use Permit for a wireless communication facility in the New River area.

Supervisor Kunasek said he had spoken with the applicant about concerns expressed by the State Land Department and other interested parties about limiting access to this tower. He asked the applicant to stipulate to their agreement to fund a fence or gate to work with the State regarding increased problems with vehicles speeding through the area on the tower's access road.

Mike Cronin, was present for the applicant, Starbridge Commuications for Sprint PCS, and confirmed their complete agreement to any limitations on the road that the State may request.

Supervisor Kunasek said he would like some kind of financial commitment rather than just a verbal statement to do what the state asked.

Mr. Cronin said, "if the state wants to fence it off, Sprint can accommodate the cost of the gate for that portion of the fence."

David Benton, County Counsel, replied to a question from Supervisor Kunasek by saying that the financial commitment could and would be put in the form of a new stipulation "l."

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilson, and unanimously carried (5-0) to concur with the Planning Commission recommendation for approval subject to stipulations "a" through "k" with the addition of a new stipulation "l" which the Chairman clarified would reflect the financial cooperation of Sprint with the placement of a gate if the State erects a fence along their state boundary.

- I. **THE APPLICANT SHALL AGREE TO PARTICIPATE FINANCIALLY WITH THE INSTALLATION OF A GATE ALONG THE ACCESS ROAD FROM 23RD AVENUE SHOULD THE STATE LAND DEPARTMENT ERECT A FENCE ALONG THE 23RD AVENUE PROPERTY LINE AT SOME POINT IN THE FUTURE.**

- 12. **Z2001-140** **District 4**
Applicant: Mesa Materials
Location: Approximately 3,000' south of Broadway Road between 75th Avenue and 83rd Avenue (in the Estrella/southwest Phoenix area)
Request: Special Use Permit for a concrete batch plant/asphalt batch plant in the Rural-43 zoning district for Mesa Materials (Approximately 32.19 gross acres)

COMMISSION ACTION: Commissioner Harris moved to recommend approval of Z2001-140, subject to the following stipulations "a" through "j". Commissioner DiCiccio seconded the motion, which passed with a unanimous vote of 7-0.

- a. Development of the site shall comply with the site plan and landscape plan entitled "Mesa Materials Site Plan" consisting of a total of six full-size sheets, dated-stamped by the engineer November 27, 2001, and stamped received January 4, 2002, except as modified by the following stipulations.
- b. Development of the site shall comply with the narrative report entitled "Mesa Materials, Inc., Narrative Report, Hot Mix Asphalt Batch Plant and Ready Mixed Concrete Batch

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Plant”, consisting of five pages, dated August 31, 2001 and stamped received January 4, 2002, except as modified by the following stipulations.

- c. This Special Use Permit shall expire twenty (20) years from the date of approval by the Board of Supervisors or upon termination of the use, whichever occurs first. All of the site improvements shall be removed within 60 days of such termination or expiration.
- d. Dedication of additional rights-of-way to bring the total half-width dedication to 65’ for Broadway Road shall occur within 6 months of approval of this request by the Board of supervisors, and prior to zoning clearance.
- e. The applicant shall maintain a 100’ setback to the top bank of excavations from all new or existing rights-of-way.
- f. The site shall comply with Section 2318 of the Maricopa County Zoning Ordinance regarding outdoor lighting.
- g. Major changes to this Special Use Permit (the site plan and narrative report) shall be process as a revised application in the same manner as the original application with final determination made by the Board of Supervisors following recommendation by staff and the Planning and Zoning Commission. Minor changes may be administratively approved by staff of the Planning and Development Department.
- h. Non-compliance with the regulations administered by the Maricopa County Environmental Services Department, Maricopa County Department of Transportation or the Maricopa County Flood Control District may be grounds for initiating a revocation of this Special Use Permit as set forth in the Maricopa County Zoning Ordinance.
- i. Noncompliance with the Special Use Permit (the site plan and narrative report) conditions of approval will be treated as a violation in accordance with provisions of the Maricopa County Zoning Ordinance.
- j. A Status Report shall be submitted by the applicant within ten (10) years form the date of Special Use Permit approval by the Board of Supervisors. The report shall be reviewed by staff of the Planning and Development Department to determine compliance with the stipulations of Special use Permit approval.

Lynn Favour, Acting Director of Planning and Development, presented the Commission action in this request for a Special Use Permit for a concrete and asphalt batch plant in the Estrella area of the West Valley. She noted that this request is not consistent with the City of Phoenix Plan but an existing asphalt plant did operate in the area for years before that plan was adopted and this proves existing use. The Planning Commission recommended approval with the modified staff stipulations that are stated above. Ms. Favour said that Mesa Materials would upgrade the existing facilities and add a new concrete batch plant and all necessary equipment. A buffer zone surrounding the project and increased traffic near the site were discussed.

Supervisor Wilcox said she had taken some time to study this application and commended staff and the Planning Commission for their care in moulding this request to benefit all involved parties and said, “This application was done in the right way.” She commented on the truck traffic and the planned and present buffering, which she indicated would be a viable buffer for the next 20 years. She asked that a new

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stipulation "k" be added to direct that the status report on traffic be submitted on a continual basis and the applicant had agreed to it.

Stipulation "k" was added, "The status report shall also be submitted five years after Board of Supervisors' approval in order to review truck traffic to and from the site."

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (5-0) to concur with the Planning Commission's recommendation for approval subject to stipulations "a" through "j" and with the inclusion of additional Stipulation "k" as given below.

K. THE APPLICANT SHALL SUBMIT A STATUS REPORT FIVE YEARS FROM THE DATE OF SPECIAL USE PERMIT APPROVAL BY THE BOARD OF SUPERVISORS. THE PURPOSE OF THIS REPORT IS TO ALLOW THE DEPARTMENT OF TRANSPORTATION TO REVIEW TRUCK TRAFFIC TO AND FROM THE SITE.

13. **Z2001-146 District 3**
Applicant: Centex Homes, Inc. for Anthem Arizona L.L.C.
Location: Northwest corner of Triumph Court and Gavilan Peak Parkway (in the Anthem area)
Request: Plan of Development for housing in the R-4 N.U.P.D. zoning district for Anthem Parcel 10 Condominiums (14.2 acres)

COMMISSION ACTION: Commissioner Smith moved to recommend approval of Z2001-146, subject to the following stipulations "a" through "c". Commissioner Harris seconded the motion, which passed with a unanimous vote of 6-0.

- a. Development of the site shall be consistent with the plan of development entitled "Plan of Development, Centex Homes Anthem Parcel 10...", prepared by DEI Professional Services, L.L.C., consisting of two full-size sheets, dated revised December 4, 2001 and stamped received December 5, 2001.
- b. Development of the site shall be consistent with the project narrative entitled "Plan of Development Narrative Report for Centex Homes Anthem Parcel 10", prepared by Centex Homes December 4, 2001, date stamped by the project engineer December 7, 2001 and stamped received December 7, 2001.
- c. All previous stipulations of the Anthem Plan of Development (Z2000-098, as amended) shall remain in effect as may be applicable.

Lynn Favour, Acting Director of Planning and Development, presented the Commission action in this request for a plan of development for 10 new condominiums in Anthem. Staff and Planning Commission both recommend approval.

Supervisor Kunasek indicated that he wanted Board and public awareness on how many housing units had originally been included in the Development Master Plan for Anthem. Ms. Favour said this request is for significantly fewer multi-housing units at the site than originally approved, and she had been told by the planner that it was a 25% reduction.

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilson, and unanimously carried (5-0) to concur with the recommendation from the Planning Commission for approval subject to stipulations "a" through "c."

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MEETING ADJOURNED

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

Don Stapley, Chairman of the Board

ATTEST:

Fran McCarroll, Clerk of the Board