

**FORMAL MEETING AGENDA
BOARD OF SUPERVISORS**

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

WEDNESDAY, JANUARY 2, 2008

10:00 AM

Board of Supervisors' Auditorium
205 W. Jefferson
Phoenix, Arizona

PASSING OF THE GAVEL CEREMONY

INVOCATION

Dr. Zuhdi Jasser

PLEDGE OF ALLEGIANCE

Supervisor Max Wilson

ROLL CALL

Fran McCarroll, Clerk of the Board

CHAIRMAN'S REMARKS

*Fulton Brock, Chairman
Maricopa County Board of Supervisors*

**NOMINATION AND ELECTION OF
CHAIRMAN OF THE BOARD OF SUPERVISORS
FOR 2008 AND PASSING OF THE GAVEL**

2008 CHAIRMAN'S ADDRESS

MARICOPA COUNTY BUSINESS MEETING

The Board may vote to recess into an executive session for the purpose of obtaining legal advice from the Board's attorney on any matter listed on the agenda pursuant to A.R.S. §38-431.03(A)(3).

STATUTORY HEARINGS

Clerk of the Board

1. LIQUOR LICENSE APPLICATIONS

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

- a. Application filed by Carl A. Bradshaw for a Special Event Liquor Licenses: (F23249)

Business Name: Our Lady of Lourdes Parish Men's Club
Location: 14818 W. Deer Valley Drive, Sun City West 85375
Date/Time: February 5, 2008 (SELL809)
Date/Time: March 4, 2008 (SELL810)
Date/Time: April 1, 2008 (SELL811)
Date/Time: April 26, 2008 (SELL812)
Date/Time: May 6, 2008 (SELL813)

- b. Application filed by Michael Robert Thomas for a Person-to-Person Transfer of a Series 6 Liquor License from Duane Edward Loose: (MCLL6252) (AZ#06070112)

Business Name: Gavilan Peak Sports Bar & Grill
Location: 46639 N. Black Canyon Hwy, #344, New River 85087

- c. Application filed by Douglas Ronald Bratsch for a Person-to-Person Transfer of a Series 7 Liquor License from Guy B. Sromek/Viewpoint Cafe: (MCLL6254) (AZ#07070507)

Business Name: Mojoes
Location: 10502 W. Thunderbird Boulevard, Sun City 85351

- d. Application filed by Douglas Ronald Bratsch for a Person-to-Person Transfer of a Series 7 Liquor License from Guy B. Sromek/South Grill & Deli: (MCLL6255) (AZ#07070508)

Business Name: Mojoes
Location: 11000 N. 103rd Avenue, Sun City 85351

- e. Application filed by Douglas Ronald Bratsch for a Person-to-Person Transfer of a Series 7 Liquor License from Guy B. Sromek/Lake West Snack Shop: (MCLL6256) (AZ#07070509)

Business Name: Mojoes
Location: 10433 W. Talisman Road, Sun City 85351

- f. Application filed by Douglas Ronald Bratsch for a Person-to-Person Transfer of a Series 7 Liquor License from Guy B. Sromek/Riverview Snack Shop: (MCLL6274) (AZ#07070510)

Business Name: Mojoes
Location: 16401 N. Del Webb Boulevard, Sun City 85351

- g. Application filed by Douglas Ronald Bratsch for a Person-to-Person Transfer of a Series 7 Liquor License from Guy B. Sromek/Willowcreek Grill: (MCLL6258) (AZ#07070512)

Business Name: Mojoes
Location: 10600 Boswell Boulevard, Sun City 85373

- h. Application filed by Douglas Ronald Bratsch for a Person-to-Person Transfer of a Series 7 Liquor License from Guy B. Sromek/North Grill & Deli: (MCLL6259) (AZ#07070511)

Business Name: Mojoes
Location: 12650 N. 107th Avenue, Sun City 85351

Transportation

2. ROAD FILE DECLARATIONS

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

- a. **Road File No. (A346)** – In the vicinity of 26th Street (Old New River Road to Carlise Road (Supervisorial District 3). (C6408102000)
- b. **Road File No. (A347)** – In the vicinity of 44th Avenue from one quarter mile south of Carver Road to Carver Road. (Supervisorial District 5) (C6408091000)
- c. **Road File No. (A348)** – In the vicinity of Harmony Lane, from 119th Avenue to 115th Avenue; Rose Garden Lane, from 119th Avenue to 115th Avenue; 119th Avenue, from Sun Valley Lane to Harmony Lane; 118th Avenue, from Sun Valley Lane to Rose Garden Lane and 117th Avenue, from Rose Garden Lane to Harmony Lane. (Supervisorial District 4) (C6408092000)
- d. **Road File No. (A349)** – In the vicinity of 223rd Avenue, from Ocupado Drive to Dove Valley Road. (Supervisorial District 4) (C6408093000)

3. SUMMER MESA IRRIGATION WATER DELIVERY DISTRICT

Pursuant to A.R.S. §48-3423, convene the scheduled public hearing regarding the formation petitions for the proposed Summer Mesa Irrigation Water Delivery District filed on November 13, 2007, as they have been determined to be signed by a majority of the owners of the acreage within the proposed district (the Assessor's certification is on file in the office of the Clerk).

Any land owner within the proposed district may appear and object to the organization thereof, or to the proposed boundaries thereof, or to the inclusion of his land therein. The Board will hear and consider all comments in favor and against the organization of the district and decide

whether to approve or reject the organization of the district with the boundaries proposed in the petition or with modified boundaries.

If the Board decides to proceed with the organization of the district the Clerk is directed to publish and post notice describing the boundaries and fix a date in which written protest against the organization may be filed by owners of a majority of the acreage within the district. If no protest is filed, or if one is filed and found insufficient, an order establishing the district shall be entered and will include the appointment of the three trustees of the district as set forth in the impact statement. (Supervisorial District 2) (C0608043700) (ADM4385)

4. TEMPE COUNTY ISLAND FIRE DISTRICT

Pursuant to A.R.S. §48-851, convene the scheduled public hearing regarding the formation request for the proposed Tempe County Island Fire District, located in the City of Tempe municipal planning area.

The Board will hear those who appear for and against the proposed district and shall determine whether the creation of the district will promote public health, comfort, convenience, necessity or welfare. If the Board of Supervisors determines that the public health, comfort, convenience, necessity or welfare will be promoted, it shall approve the district formation request and authorize the persons proposing the district to circulate petitions.

The revised map and list of proposed organizing board members are on file in the office of the Clerk of the Board. (Supervisorial District 1) (C0608045700) (ADM4453)

AGENCY ITEMS AND STATUTORY MATTERS

COUNTY OFFICERS

Clerk of the Board

5. AMEND FRANCHISE PREVIOUSLY GRANTED TO BALTERRA SEWER CORPORATION

Grant Balterra Sewer Corporation (applicant) its request to eliminate the Certificate of Assured Water Supply (CAWS) requirement as a condition for validation of its Public Service Franchise previously granted by the Board of Supervisors on June 21, 2006. As a condition of the franchise, the applicant was required to acquire, within six months, a Certificate of Convenience and Necessity (CC&N) from the Corporation Commission of the State of Arizona and a Certificate of Assured Water Supply (CAWS) from the Arizona Department of Water Resources. At the time of issuance, it was the Board's policy to require the applicant to procure both a CC&N and CAWS within a six month time frame. The Board no longer requires a Certificate of Assure Water Supply as a condition of a Public Service Franchise. Therefore, staff recommends granting the applicant's request to eliminate the requirement of the CAWS from the Arizona Department of Water Resources. (C0608054700) (F23205)

County Attorney

6. VEHICLE EXEMPT FROM COUNTY MARKINGS

Pursuant to ARS §38-538.03 and 28.2511, approve the issuance of non-governmental license plates and exemption from markings, five vehicles: #52817, #52818, #52819, #52820, and #52821) for the purpose of investigative activities. The vehicles were procured through standard County vehicle replacement procedures and are replacing current vehicles with undercover plates. Exemptions granted remain in effect for a period of one year. A detailed cross-referenced list of vehicle identification numbers is kept on file with the Clerk of the Board. (C1908037800) (ADM3101)

Sheriff

7. APPROPRIATION ADJUSTMENT AND ONE-TIME ADDITIONS TO SHERIFF'S FLEET OF VEHICLES

Pursuant to A.R.S. §42-17106, approve an appropriation adjustment as follows: reduce the Sheriff's Office FY 2007-08 Fund (100) revenue and expenditure appropriation by \$1,043,717 (\$1,656,244 annualized). These adjustments are precipitated by the October 13, 2007 dissolution of the Agreement for Captain Service and subsequent Addition to Staff with the City of El Mirage.

Also, approve five one-time additions to the Sheriff's fleet of five vehicles purchased for contracted service delivery (#11657, #11658, #11659, #11660, and #11661). Operational costs will be funded within the Sheriff's Office budget and no vehicle replacement cost is associated with these vehicles since they will automatically be removed from MCSO fleet at the end of their useful lives with no funding from the general fund for their replacement.

On May 17, 2006, the Board approved entering into an Addition to Staff under the Agreement for Law Enforcement Captain Services between the City of El Mirage and the County. In July 2007, the Sheriff's Office accepted the City's 90-day written notice to terminate the agreement. (C5006031203) (ADM3900-003) (ADM3104)

8. INCREASE IN EXPENDITURE AUTHORITY TO THE SHERIFF'S INMATE SERVICES

Pursuant to A.R.S. §42-17106, transfer expenditure authority in the amount of \$4,000,000 from Non-departmental (470) Non-departmental Grant Fund (249) to the Sheriff's Office (500) Sheriff's Inmate Services Fund (252). The Sheriff's Office has accumulated a significant fund balance and plans to use additional expenditure authority to fund a portion of the food program, video visitation and similar technical system maintenance costs, and other charges currently residing in the detention fund that can be otherwise appropriately charged to Inmate Services. Fund balance will be carefully monitored to ensure that it does not become overburdened with continuing costs. (C5008030800) (ADM3900-003)

9. IGA WITH ARIZONA STATE PARKS BOARD

Approve Intergovernmental Agreement (IGA), PR08-189, between the Arizona State Parks Board (ASPB) and the Maricopa County Sheriff's Office to cooperatively provide effective trail, Off-Highway Vehicle (OHV) and recreation management across the State of Arizona. The funding for this program will be from ASPB administered monies from Federal Recreational Trails Program, OHV Recreational Fund, and/or Heritage Fund. This amount could be from \$0 to an estimated \$500,000 over a five-year period, depending on number of work orders issued to Maricopa County. The Sheriff's Office indirect cost rate for FY 2007-08 is 11.7%. Unrecoverable indirect costs associated with this grant are estimated to be \$33,175.

The term of this agreement is for five years after the last signature date and is renewable for one additional five-year term by approved addendum. Either party upon 60 days written notice may terminate this agreement. The State Parks Board will issue a Work Order for each specific enforcement detail requested throughout the term of this agreement.

Also, approve an increase to the Sheriff's Office grant fund (251) revenue and expenditure appropriations for FY 2007-08 by \$25,000. These revenues are not "local revenues" for the purpose of the constitutional expenditure limitation, and therefore expenditure of the funds is not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditure of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C5008541200)

10. RECONCILIATION APPROPRIATION INCREASE IN REVENUES AND EXPENDITURES

Approve a mid-year reconciliation appropriation increase in revenues and expenditures to the Sheriff's Office FY 2007-08 Grant Fund (251) in the amount of \$1,816,790. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditure of these revenues is not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. Grant awards and applications have been and will continue to be processed and approved by the Board according to County Policy. The FY 2007-08 adopted budget for the Sheriff's Office Grant fund was based on estimates from January 2007. The annual mid-year reconciliation of actual awards compared with budgeted amounts and new grant award amounts indicates the need to increase the 07-08 expenditure authority for the Sheriff's Office Grant Fund (251). The Sheriff's Office Grant Fund FY 2007-08 appropriation for revenue and expenditures was \$5,084,102. An appropriation adjustment of \$1,816,790 is required to reconcile the projected variance in revenues and expenditures. If approved, the new Sheriff's Grant Fund (251) appropriation for revenue and expenditures will be \$6,900,892. (C5008542300) (ADM3900-003)

Treasurer

11. COUNTY TREASURER'S STATEMENT OF COLLECTIONS AND INVESTMENT

Pursuant to A.R.S. §11-501, receive the Treasurer's Statement of Collections and Investment summary reports for November 2007 as on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule. (ADM4006) (C4308011700)

TRIAL COURTS

Adult Probation

12. ACCEPT GRANTS AND OTHER REVENUES FOR ADULT PROBATION DEPARTMENT OF THE JUDICIAL BRANCH

Accept the FY 2007-08 grants and other associated revenues for the Adult Probation Department of the Judicial Branch. The indirect cost rate as of July 2007, is 9.8% as approved by the Department of Finance. Most of the grants for FY 2007-08 do not allow the indirect cost recovery, as reflected in the funding agreements. The status of indirect costs for each grant is noted on the attached summary sheets. For FY 2007-08 we anticipate accepting fifteen new awards for Grants Fund revenue of \$4,546,837.00 and carrying over Grants Fund revenue balances of \$30,635.00 on four previously accepted awards.

On the new awards, indirect costs on eligible expenditures are estimated to be \$426,684.69 with \$64,957.70 of indirect costs recoverable and \$361,726.99 unrecoverable.

In addition, approve an **increase** to the Adult Probation Grant Fund (211) revenue and expenditure appropriation in the amount of \$323,299. This increase is necessary because actual grant funding to be received is more than anticipated and budgeted.

Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditure of these revenues are not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C1108006300)

Superior Court Judges and Commissioners

13. ACCEPT GRANTS AND ASSOCIATED REVENUE FOR THE TRIAL COURTS DEPARTMENT OF THE JUDICIAL BRANCH

Accept the FY 2007-08 grants and associated revenue for the Trial Courts Department of the Judicial Branch in the amount of \$1,681,281 total. The indirect costs (based upon a rate of 38.0% certified by the Dept of Finance) of \$628,793 are not fully recoverable from the funding, as most of the grants for FY 2007-08 do not allow for indirect cost recovery. Grant revenues are not local revenues for the purpose of constitutional expenditure limitation, and, therefore, expenditure of these revenues is not prohibited by the budget law. (C3808009300)

DEPUTY COUNTY MANAGER

Management and Budget

14. TRANSFER OF APPROPRIATED EXPENDITURE AUTHORITY FROM VARIOUS FUNDS

Pursuant to A.R.S. §42-17106(b), approve the transfer of appropriated expenditure authority from various departments and funds to Non-Departmental (470), General Fund (100), Detention Fund (255) and Non-Departmental Grants Fund (249), respectively, to a Reserved Contingency Item "Reserve for Forecasted Revenue Shortfall." These appropriated budget transfers implement administrative budget reduction plans submitted by departments as requested by the Board of Supervisors in the FY 2007-08 Budgeting for Results Budget Balancing Plan (C4908017800, approved November 14, 2007). (C4908026800) (ADM1825)

Public Health

15. AMENDMENTS TO IGAs FOR SCHOOL-BASED TOBACCO USE PREVENTION AND EDUCATION SERVICES

- a. Approve Amendment No. 2 to Intergovernmental Agreement (IGA) No. C8607407200 with the **Laveen Elementary School District** to provide school-based tobacco use prevention and education services for the Maricopa County Department of Public Health. This amendment provides additional funds to the Laveen Elementary School District in the amount of \$4,000 and is effective upon execution by both parties. This agreement is covered under Section MC1-1001 of the Maricopa County Procurement Code. (C8607407202)

- b. Approve Amendment No. 1 to Intergovernmental Agreement (IGA) No. C8607413200 with the **Scottsdale Unified School District** to provide school-based tobacco use prevention and education services for the Maricopa County Department of Public Health. This amendment is effective upon execution by both parties and exercises the option in the agreement per Section 1, paragraph 24 to extend the agreement for a one year period starting upon full-execution of the agreement to May 1, 2008. This amendment also provides additional funds to the Scottsdale Unified School District in the amount of \$40,500 for the budget period July 1, 2007 through May 1, 2008. This agreement is covered under Section MC1-1001 of the Maricopa County Procurement Code. (C8607413201)

16. AGREEMENT WITH REMUDA RANCH CENTER FOR ANOREXIA AND BULIMIA, INC. FOR CLINICAL NUTRITION TRAINING EXPERIENCE

Approve the Affiliation Agreement with Remuda Ranch Center for Anorexia and Bulimia, Inc. and the Department of Public Health to provide clinical nutrition training experience for graduate students in the dietetic internship at the Department of Public Health Office of Nutrition Services. The agreement is non-financial, and the term is from October 1, 2007 through June 30, 2012. (C8608034000)

17. STUDENT ROTATION TRAINING AGREEMENT WITH THE BOARD OF TRUSTEES OF ILLINOIS STATE UNIVERSITY FOR TRAINING EXPERIENCE

Approve the Affiliation Agreement entitled "Student Rotation Training Agreement" with the Board of Trustees of Illinois State University and the Department of Public Health to provide training experience for Illinois State University (ISU) students in the Department of Public Health Office of Health Promotion and Education. The agreement is non-financial, and is effective from January 1, 2008 until June 30, 2012. (C8608050000)

ASSISTANT COUNTY MANAGER – JUSTICE PLANNING AND INFORMATION

Medical Examiner

18. AGREEMENT FOR CLINICAL EDUCATION LEARNING EXPERIENCES

Approve a non-financial Agreement C2908005000 between Catholic Healthcare West (CHW), a California nonprofit public benefit corporation d.b.a. St. Joseph's Hospital and Medical Center and the Maricopa County Office of the Medical Examiner (OME) to allow CHW residents and/or medical students to participate in clinical education learning experiences through OME. This agreement is non-financial and will be effective upon Board approval with an expiration date of November 14, 2009. (C2908005000)

19. AGREEMENT FOR MEDICAL PATHOLOGY CLINICAL EDUCATION TRAINING

Approve non-financial agreement C2908006000, between A.T. Still University of Health Services, d.b.a. Kirksville College of Osteopathic Medicine and the Maricopa County Office of the Medical Examiner (OME) to provide medical students with medical pathology clinical education training through OME. This agreement is non-financial and will be effective upon Board approval with an expiration date of May 31, 2010. (C2908006000)

20. AGREEMENT WITH WESTAT FOR DATA ON DRUG-RELATED DEATHS

Approve a financial affiliation agreement between Westat and the Maricopa County Office of the Medical Examiner (OME) through the Drug Abuse Warning Network (DAWN) to provide data on drug-related deaths that have been reviewed by the medical examiner staff. OME will be compensated an incentive payment of \$0.60 per file reviewed and \$3.00 per DAWN case reported. Payments will be made monthly for all data submitted in the previous month. This payment is above and beyond the \$500 annual incentive payment for providing access to records requiring review for DAWN. This agreement will be effective upon Board approval with an expiration date of October 30, 2009. (C2908007000)

ASSISTANT COUNTY MANAGER – COMMUNITY SOLUTIONS AND INNOVATION

Human Services

21. AMENDMENT TO IGA WITH CITY OF PHOENIX COMMUNITY ECONOMIC DEVELOPMENT DEPARTMENT FOR A WORKFORCE INVESTMENT ACT PARTNERSHIP

Approve Amendment No. 2 to the cost-sharing Intergovernmental Agreement (IGA) between the City of Phoenix Community Economic Development Department and the Maricopa County Human Services Department to establish a Workforce Investment Act (WIA) Partnership. The period of performance is from January 1, 2008 to June 30, 2008. The total cost will not exceed \$125,000. This contract does not contain any County general funds. (Subject to the review and approval of Materials Management) (C2207065202)

22. AMENDMENT TO CONTRACT WITH ARIZONA CALL-A-TEEN YOUTH RESOURCES, INC.

Approve Amendment No. 7 to Contract C2207073100 between Arizona Call-A-Teen Youth Resources, Inc. and Maricopa County Human Services Department. This amendment incorporates the carry-over numbers from program year 2006-2007, which were inadvertently omitted. All other terms and conditions of this contract shall remain unchanged. (Subject to the review and approval of Materials Management) (C2207073107)

23. AMENDMENT TO CONTRACT WITH CENTRAL ARIZONA SHELTER SERVICES (CASS)

Approve Amendment No. 1 to Contract C22080901, between the Department and Central Arizona Shelter Services and Maricopa County Human Services, to increase funding in the amount of \$72,000. This Amendment is effective for the contract period of July 1, 2007 through June 30, 2008. (Subject to the review and approval of Materials Management) (C2208090101)

Research & Reporting

24. INTERGOVERNMENTAL AGREEMENT WITH THE GOVERNOR'S OFFICE FOR CHILDREN, YOUTH, & FAMILIES, DIVISION FOR SCHOOL READINESS

Approve and execute an intergovernmental agreement (IGA) between the Governor's Office for Children, Youth, & Families, Division for School Readiness (GOCYF) and the Maricopa County Office of Research and Reporting (R&R) in the amount of \$50,000 to conduct research related to Child Care Compensation and Credentialing.

Also, approve the transfer of revenue and expenditure authority between the Non-Departmental (470) Grants Fund (249) and Researching and Reporting (460) General Fund (100). This action will require an expenditure and revenue appropriation adjustment decreasing the FY 2007-08 Non-Departmental Grants fund by \$50,000 and increasing the FY 2007-08 Research and Reporting Fund (100) by \$50,000.

The term of this agreement is three months beginning November 1, 2007, and ending January 31, 2008. (C4608001200)

CHIEF FINANCIAL OFFICER

Animal Care & Control

25. APPLY AND ACCEPT GRANT FUNDS FROM THE ARIZONA COMPANION ANIMAL SPAY AND NEUTER COMMITTEE

Approve the application and acceptance of grant funds from the Arizona Companion Animal Spay and Neuter Committee, in the amount of \$10,000. These grant funds are for the Uno por Uno Spay/Neuter Project. Authorize the Chairman to sign all documents related to these grant funds. The grant funds may be expended for indirect costs which may be incurred by Maricopa County Animal Care & Control (MCACC) or Maricopa County for the administration of this grant. The Maricopa County Department of Finance has calculated MCACC's composite indirect cost rate at 11.8%. The recoverable indirect cost of administering this grant is \$1,180. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore, expenditure of the funds is not prohibited by the budget law. The approval of this action requested does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. The term of the grant is from December 7, 2007 through October 1, 2008. (C7908061300)

26. KENNEL PERMIT

Pursuant to A.R.S. §11-1009, approve the following kennel permits. The cost of each kennel permits is \$328:

- a. Manuel Diaz, d.b.a. Manuel Diaz Kennels, located at 602 E. Cody Drive, Phoenix AZ 85040, for the term of December 19, 2007 through December 18, 2008, permit #440. (Supervisory District 5) (C7908052C00) (ADM2304)
- b. Dean and Hollie Schwandt, d.b.a. Red Rock Ranch, located at 3603 S. Citrus Road, Goodyear AZ 85338, for the term of January 16, 2008 through January 15, 2009, permit #429. (Supervisory District 5) (C7908054C00) (ADM2304)
- c. Yolanda Martin, d.b.a. My Song Pekinese Park, located at 3221 W. Alice Avenue, Phoenix AZ 85051, for the term of January 16, 2008 through January 15, 2009, permit #295. (Supervisory District 3) (C7908057C00) (ADM2304)

27. KENNEL PERMITS RENEWALS

Pursuant to A.R.S. §11-1009 approve the following kennel permit renewals, for the term of December 19, 2007 through December 18, 2008. The cost of each kennel permit is \$328. Total for the three permits is \$1,033:

- a. Jessie Disney Diaz, d.b.a. Diaz Kennels, located at 876 W. Harvard Avenue, Gilbert AZ 85233, permit #433. (Supervisorial District 2) (C7908053C00) (ADM2304)
- b. Philip Benway, d.b.a. Benway Kennels, located at 7327 N. 181st Avenue, Waddell AZ 85355, permit #411. In addition, Benway Kennels had a return trip charge of \$49. (Supervisorial District 4) (C7908053C00) (ADM2304)
- c. Howard Marshall, d.b.a. Marshall Kennels, located at 6102 W. Dobbins Road, Laveen AZ 85339, permit #431. (Supervisorial District 5) (C7908053C00) (ADM2304)

28. DONATIONS

Approve and accept the following donations:

- a. Monetary donation from **Anupama Venkatabalaji** of Mesa, AZ in the amount of \$250, **Phoenix Animal Care Coalition** of Phoenix, AZ in the amount of \$308, and **Best Friends Animal Society** of Kanab, UT in the amount of \$799.46 for the care of the animals. Donation revenue funds are deposited into Fund (573) as they are received. Donation funds are not local revenues for the purpose of the constitutional expenditure limitations, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this action requested does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C7908055700) (ADM2300-006)
- b. Restricted monetary donation from **PETCO Foundation** of San Diego, CA in the amount of \$10,000 for the 2008 Uno por Uno Project. Donation revenue funds are deposited into Fund (573) as they are received. Donation funds are not local revenues for the purpose of the constitutional expenditure limitations, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this action requested does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C7908056700) (ADM2300-006)
- c. Monetary donation from **PetSmart Charities** of Phoenix, AZ in the amount of \$300 for the care of the animals. Donation revenue funds are deposited into Fund (573) as they are received. Donation funds are not local revenues for the purpose of the constitutional expenditure limitations, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this action requested does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C7908059700) (ADM2300-006)
- d. **SCF Arizona** of Phoenix, AZ professional printing of comic books valued at \$3,297.05 for the Uno por Uno Project. (C7908060700) (ADM2300-006)

Finance

29. FUND TRANSFERS; WARRANTS

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

Materials Management

30. SOLICITATION SERIALS

Approve the following solicitation serial items. The action on the following items is subject to Civil Division's review and approval of the respective contracts and subsequent execution of contracts. (ADM3005)

Award

07032-C **Air Quality Monitoring Equipment (\$1,000,000 estimate/three years with three one-year renewal options)** Price agreement to provide Air Quality Monitoring Equipment and Accessories as requested by the Air Quality Department.

- Agilaire LLC
- American Ecotech LLC
- Hi-Q Environmental Products Co
- Sonoma Technology Inc.
- Teledyne API

Parks and Recreation

31. RECREATION AND PUBLIC PURPOSES ACT (LEASE RENEWAL) PERTAINING TO CAVE CREEK REGIONAL PARK

Approve and ratify the Recreation and Public Purposes Act (R&PP) Lease renewal of Lease AZA-17005-01 for 170 acres pertaining to Cave Creek Regional Park for a period of 25 years with an effective date of December 21, 2007. The original Lease agreement, entered into on December 7, 1982, between Maricopa County and the Department of the Interior Bureau of Land Management, will terminate on December 6, 2007. There is no financial expenditure. (C3008015400)

ASSISTANT COUNTY MANAGER – REGIONAL DEVELOPMENT SERVICES

Air Quality

32. AMENDMENT TO LEASE WITH CENTRAL ROOSEVELT I, LLC FOR ADDITIONAL OFFICE SPACE

Approve and execute Amendment No. 2 to full service Lease No. L7365 with Central Roosevelt I, LLC, Lessor, for approximately 11,300 square feet of additional office space located on the 9th Floor at 1001 N. Central Avenue, Phoenix, AZ. This amendment will adjust the total rental expense for the current lease term and amend the lease premises to include Suite 900. The additional space will be made ready by the Lessor in phases beginning on or about April 1, 2008 and ending on or about June 30, 2008. Tenant Improvements in an amount not to exceed \$250,000 and Furniture, Fixtures, and Equipment plus Telecom in an amount not to exceed \$400,000 will be expensed and absorbed within the FY 2007-08 Air Quality Budget, Fund (504). The additional rental expense for the additional leased space is as follows:

YEAR	RATE	MONTHLY	ANNUAL plus rental tax
April 1, 2008 to June 30, 2008	\$18.00/sf	\$8,475.00	\$25,425
July 1, 2008 to June 30, 2009	\$18.25/sf	\$17,185.42	\$206,225
July 1, 2009 to June 30, 2010	\$18.75/sf	\$17,656.25	\$211,875
July 1, 2010 to June 30, 2011	\$19.25/sf	\$18,127.08	\$217,525
July 1, 2011 to August 31, 2011	\$19.25/sf	\$18,127.08	\$18,127

Direct the Office of Management and Budget to increase the FY 2008-09 budget target to accommodate the annualized operating costs. (C8505007002)

ASSISTANT COUNTY MANAGER – PUBLIC WORKS

Transportation

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

Approve easements, right-of-way documents, and relocation assistance for highway and public purposes as authorized by road file resolutions or previous Board of Supervisors' action. (The list is on file in the Clerk of the Board's office.) (ADM2007)

34. AMENDMENT TO IGA WITH THE TOWN OF GILBERT AND THE CITY OF MESA FOR IMPROVEMENTS TO POWER ROAD FROM GUADALUPE ROAD TO BASELINE ROAD

Approve Amendment No. 1 to the intergovernmental agreement between the Town of Gilbert and the City of Mesa and Maricopa County, acting through the Maricopa County Department of Transportation, for improvements to Power Road from Guadalupe Road to Baseline Road (TT090).

The original agreement was approved by the Board under C6406217000 on April 5, 2006, and recorded in the office of the Maricopa County Recorder on September 20, 2006, under #2006-1243602. The original agreement identifies and defines the responsibilities of the County, the Town, and the City for the cost sharing, design, construction, and construction management of the Project. This amendment identifies the revised reimbursement schedule for the Arterial Life Cycle Program (ALCP). (Supervisorial Districts 1 and 2) (C6406217001)

35. SALE OF SURPLUS PROPERTY

Approve the sale of Maricopa County Department of Transportation property, known as MCDOT Parcel Numbers X-0167-EX1 and X-0167-EX2 for signing the escrow documents and Special Warranty Deeds. The parcels are being sold to Donita S. Cole for a total of \$265,000. The parcels are a remnant from the MCDOT Gilbert Road widening, approved by the Board to sell on November 15, 2006, agenda item C6407105B00.

Also, approve an amendment to the current FY 2008-2012 five-year Transportation Improvement Program (TIP) in the Department of Transportation (640) Transportation Capital Projects Fund (234) by **increasing** the Year 1 (FY 2007-08) revenue budget for the following project: (C6408115M00) (ADM2005)

- Project T008, Property Management Prior Years Projects, by \$265,000.

36. IGA WITH THE CITY OF PEORIA FOR IMPROVEMENTS TO DEER VALLEY ROAD FROM 91ST AVENUE TO 83RD AVENUE

Approve an intergovernmental agreement between the City of Peoria and Maricopa County, through the Maricopa Department of Transportation, for improvements to Deer Valley Road from 91st Avenue to 83rd Avenue Project. The estimated total cost of the Project is \$3,000,000. Peoria is providing 100% of the funding and MCDOT/PW is providing staff support only for the Project. (Supervisorial District 4) (C6408116200)

37. ADDITION OF PROJECT AND CORRESPONDING EXPENDITURE BUDGET TO THE TRANSPORTATION IMPROVEMENT PROGRAM

Pursuant to A.R.S. §42-17106(B), approve the addition of the following project and corresponding expenditure budget to the FY 2008-2012 five-year Transportation Improvement Program (TIP) in the Department of Transportation (640) Transportation Capital Projects Fund (234), Year 1 (FY 2007-08):

- Project T093, 99th Avenue: McDowell - Glendale with a budget of \$10,000.00.

Also, approve an amendment to the current FY 2008-2012 five-year TIP in the Department of Transportation (640) Transportation Capital Projects Fund (234) by **decreasing** the Year 1 (FY 2007-08) expenditure budget for the following projects:

- Project T006, Unallocated Force Account capital budget by \$1,000.
- Project T257, Olive Avenue at 114th Avenue capital budget by \$9,000

The requested adjustments result in a net budget impact of zero. (Supervisor Districts number 4 and 5) (C6408118800) (ADM2000-003)

38. IGA WITH THE TOWN OF BUCKEYE FOR PAYMENT OF THE COST OF ANTICIPATED IMPROVEMENTS

Approve the intergovernmental agreement between the Town of Buckeye and Maricopa County, through the Maricopa County Department of Transportation (MCDOT), for payment of \$1,500,000 for the cost of anticipated improvements or reconstruction of several sections of County Right-of-Way (ROW) totaling 15 lane miles within Buckeye south of I-10. In exchange, Buckeye will annex the ROW. A map setting out the ROW is attached to the IGA.

Pursuant to A.R.S. §42-17106(B), also approve the addition of the following project and corresponding expenditure budget to the FY 2008-2012 five-year Transportation Improvement Program (TIP) in the Department of Transportation (640) Transportation Capital Projects Fund (234), Year 1 (FY 2007-08):

- Project T284, IGA with Town of Buckeye: ROW Improvements South of I-10 with a budget of \$1,500.00

Also, approve an amendment to the current FY 2008-2012 five-year TIP in the Department of Transportation (640) Transportation Capital Projects Fund (234) by **decreasing** the Year 1 (FY 2007-08) expenditure budget for the following project:

- Project T006, Unallocated Force Account capital budget by \$1,500.00

The requested adjustments result in a net budget impact of zero. (Supervisorial District 4) (C6408119200)

39. ANNEXATION BY THE TOWN OF BUCKEYE

Pursuant to A.R.S. §9-471(N), approve the annexation by the Town of Buckeye of County right-of-way within: Van Buren Street from North/South Mid Section line of Section 8 to Jackrabbit Trail, in accordance with Ordinance No. 58-07. (Supervisorial District 4) (C6408120000) (ADM4202-002)

40. ANNEXATION BY THE CITY OF PHOENIX

Pursuant to A.R.S. §9-471(N), approve the annexation by the City of Phoenix of County right-of-way within: Southern Avenue from 37th Avenue to 39th Avenue, in accordance with Ordinance No. G-5029. (Supervisorial District 4) (C6408121000) (ADM4213-002)

BOARD OF SUPERVISORS

Clerk of the Board

41. APPOINTMENTS

- a. **Flood Control Advisory Board** – Reappoint **Melvin Martin**, as nominated by Supervisorial District (5), whose term is effective from the date of Board approval through November 14, 2012. (C0608050900) (ADM1902-001)
- b. **Citizens' Transportation Oversight Committee** – Reappoint **Nelson Ladd**, representing Supervisorial District (3), whose term is effective from January 19, 2008 through January 18, 2011. (C0608051900) (ADM2047-001)
- c. **Industrial Development Authority Board of Directors** – Reappoint **Tifton Simmons, Jr.**, nominated by Supervisorial District (2), whose term is effective as of the date of Board approval through December 17, 2013. (C0608052900) (ADM4500-001)
- d. **Merit System Commission** – Reappoint **Jean McGrath**, nominated by Supervisorial District (4), whose term is effective as of the date of Board approval through December 31, 2011. (C0608053900) (ADM3315-001)
- e. **Travel Reduction Program Regional Task Force** – Reappoint **Len Pape**, representing Supervisorial District (4), whose term is effective February 1, 2008 through January 31, 2010. (C8508014900) (ADM2350-001)
- f. **Travel Reduction Program Regional Task Force** – Resignation **Matt McMahon**, representing Supervisorial District (1), whose term is effective upon Board of Supervisors acceptance. (C8508015900) (ADM2350-001)

42. REGIONAL SCHOOL DISTRICT #509 VOUCHERS/WARRANTS

The Board of Supervisors, pursuant to its authority granted in A.R.S. §15-1001, will consider for approval vouchers presented by the County School Superintendent of Maricopa County to draw warrants on the County Treasurer against Maricopa County Regional School District #509 School District funds for necessary expenses against the school district and obligations incurred for value received in services (except for payroll vouchers) as shown in the Vouchers. (ADM3814-003)

The Board of Supervisors may consider ratifying any Maricopa County Regional School District #509 vouchers and/or warrants (except for payroll vouchers) approved in accordance with the procedures of A.R.S. §15-321 since the last meeting of the Board of Supervisors. The Board of Supervisors may hear staff reports on the vouchers and warrants being considered. The Vouchers are on file in the Maricopa County's Clerk of the Board's office and are retained in accordance with ASLAPR approved retention schedule. (ADM3814-003)

Staff may update the Board of Supervisors on regional schools operations and finances. (ADM3814-005)

SETTING OF HEARINGS

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

Public Health

43. FEES RELATED TO DIETETIC INTERNSHIP ACCREDITATION PROGRAM

Pursuant to A.R.S. §11-251.08, set a public hearing for Wednesday, February 6, 2008 to consider an increase in the existing fee schedule for the Maricopa County Public Health Dietetic Internship Accreditation Program. The proposed fee will be attributable to and defray or cover the expense of the product or service for which the fee will be assessed. No fee will exceed the actual cost of the product or service provided. The fee schedule is consistent with the current market range. The revised fee schedule is as follows:

Dietetic Internship Tuition Fee - \$2,500 per enrolled student

The Commission on Accreditation for Dietetic Education (CADE) of the American Dietetic Association granted initial Accreditation of the Dietetic Internship program at Maricopa County on October 1, 2003, ending in April 2013. The Accreditation is granted for a non-degree Dietetic Internship. The Dietetic Internship program enrolls four full-time interns, for 10 month cycles, annually and is conducted through the Maricopa County Public Health Arizona Nutrition Network program. The fee increase is in anticipation of an increase in administrative costs for the Dietetic Internship program

These fees are effective upon Board approval. (List is on file in the Clerk of the Board's office.) (C8608047M00) (ADM2151)

CONSENT AGENDA

Clerk of the Board

- 44. ASRS Claims** – Authorize payment of claims submitted by the Arizona State Retirement System, on behalf of current or former employees regarding contributions not withheld for purposes of participation in the Arizona State Retirement System. Amounts may be recalculated employer payments to show accrued interest payments. (Claims are on file in the Clerk of the Board's office and are retained in accordance with ASLAPR approved retention schedule.) (ADM3309-001)
- 45. Canvass of Elections** – Pursuant to A.R.S. §16-642(B), accept the canvasses of elections submitted by special districts as on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule. (ADM4300)

46. **Classification Changes** – Approve the Assessor’s recommendation pursuant to A.R.S. §42-12054, that the Board change classification and/or reduce the valuation of certain properties which are now owner-occupied. (List is on file in the Clerk of the Board’s Office and retained in accordance with ASLAPR approved retention schedule.) (ADM723)
47. **Duplicate Warrants** – Necessary affidavits having been filed, pursuant to A.R.S. §11-632, approval and ratification is requested for duplicate warrants issued to replace county warrants and school warrants which were either lost or stolen. (The list is on file in the Clerk of the Board’s office and retained in accordance with ASLAPR approved retention schedule.) (ADM1823) (ADM3809)
48. **Precinct Committeemen** – Pursuant to A.R.S. §16-821, authorize the appointment and cancellation of appointment of Precinct Committeemen. The list is on file in the Clerk of the Board’s office and retained in accordance with ASLAPR approved retention schedule. (ADM1701)
49. **Redemption of Waivers for Individuals and Organizational Exemptions** – Pursuant to A.R.S. §42-11153B, approve the redemption of waivers for individuals and organizations requesting exemptions for the 2007 tax year during the period of July 21, 2007 through December 11, 2007. The list is on file in the Clerk of the Board’s office and retained in accordance with the Department of Library, Archives, and Public Records retention schedule. (ADM721)
50. **Secured Tax Roll Corrections** – Approve requests from the Assessor for correction of the Secured Tax Roll Resolutions. This reflects actual tax dollar corrections to the County tax rolls due to administrative corrections of the Assessor and as a result of property tax appeals. (List is on file in the Clerk of the Board’s office and retained in accordance with ASLAPR approved retention schedule.) (ADM705)
51. **Settlement of Property Tax Cases** – Approve the settlement of tax cases dated January 2, 2008. (List is on file in the Clerk of the Board’s office and retained in accordance with ASLAPR approved retention schedule.) (ADM704)
52. **Stale Dated Warrants** – The Board of Supervisors finds that claims presented, pursuant to A.R.S. §11-644, are legitimate and that claimants have demonstrated good and sufficient reason for failure to present the original check or warrant within the allotted time. Accordingly, the claims are allowed. (A list of claims is on file in the Clerk of the Board’s office and retained in accordance with ASLAPR approved retention schedule.) (ADM1816)
53. **Tax Abatements** – Approve requests for tax abatements from the Treasurer’s Office pursuant to A.R.S. §42-18353. (List is on file in the Clerk of the Board’s office and retained in accordance with ASLAPR approved retention schedule.) (ADM708)

FLOOD CONTROL DISTRICT AGENDA

- FCD-1. Approve easements and right-of-way acquisition documents, appraisal and relocation assistance services contracts under \$5,000 per Resolution FCD 87-12; Escrow Instructions per Resolution FCD 87-13; Payment of Tax Notices per Resolution FCD 97-07; License Procedures and Fee Schedules per Resolution FCD2002R002; and disposal of easements, excess real property and fixtures under \$250,000 documents per FCD 1999R016 for Flood Control purposes. (ADM1910)

FCD-2. RESCIND REAPPOINTMENT OF MELVIN MARTIN TO FLOOD CONTROL ADVISORY BOARD

Rescind the action taken on December 5, 2007, under C0608042900 to reappoint Melvin Martin to the Flood Control Advisory Board as nominated by Supervisorial District 5. Pursuant to A.R.S. 48-3611, appointments to the Flood Control Advisory Board are made by the Board of Supervisors. There is a corresponding agenda item under the Board Supervisors' agenda under C0608050900. (C0608042901) (ADM1902-001)

FCD-3. IGA WITH THE CITY OF PHOENIX FOR PHOENIX DETENTION BASIN NO. 7 DAM REHABILITATION PROJECT

Approve IGA FCD2007A012 between the Flood Control District of Maricopa County and the City of Phoenix for cost sharing and implementation of; design, construction and construction management of the Phoenix Detention Basin No. 7 Dam Rehabilitation Project (Project). The estimated cost of the Project, including, design, construction and construction management is \$1.2 million. These project costs will be shared equally, 50% for the District and 50% for the City. (C6908028200)

FCD-4. SALE OF EXCESS LAND

Approve and Authorize the Chairman of the Board of Directors of the Flood Control District of Maricopa County to sign the purchase agreement and special warranty deed for the sale of excess land, a portion of Parcel No 301-10-008E, to the Town of Guadalupe in the amount of \$463,937, which is the appraised value. (C6908031B00) (ADM1903-002)

FCD-5. AMEND FIVE YEAR CAPITAL IMPROVEMENT PROGRAM

Approve the following adjustments to the Flood Control District of Maricopa County (District) (690) FY 2008-2012 five-year Capital Improvement Program (CIP), which result in a net change of \$0: (C6908032800) (ADM1900-003)

Decrease Flood Control Capital Projects Fund (990) Year 1 (FY 2007-08) project expenditure budgets as follows:

Project Number	Name	Amount
F117	South Phoenix Drainage Improvements	\$523,000
F120	Paradise Valley, Scottsdale, Phoenix	\$4,000
F121	East Maricopa Floodway	\$3,000
F130	Salt River Upstream of Indian Bend Wash	\$3,000
F371	Upper New River	\$3,000
F420	Spook Hill ADMP	\$769,000
F450	Glendale / Peoria ADMP	\$28,000
F480	Queen Creek ADMP	\$60,000
F565	Durango ADMP	\$1,418,000
F580	ACDC ADMP	\$53,000
F590	Scatter Wash Channel	\$3,000
F620	Maryvale ADMP	\$54,000
Project Reserve (FCPR)		\$609,000

Increase Flood Control Capital Projects Fund (990) Year 1 (FY 2007-08) project expenditure budgets as follows:

Project Number	Name	Amount
F026	City of Phoenix	\$55,000
F201	White Tanks Dam No. 4	\$3,000
F202	McMicken Dam	\$10,000
F300	Spook Hill FRS	\$15,000
F343	Wickenburg ADMS	\$61,000
F362	Skunk Creek	\$3,000
F400	Skunk Creek / New River	\$1,000
F442	East Mesa ADMP	\$4,000
F470	White Tanks ADMP	\$3,371,000
F491	Higley ADMP	\$1,000
F520	Adobe Dam ADMP	\$4,000
F625	Metro ADMP	\$2,000

STADIUM DISTRICT AGENDA

SD-1. DESIGNATION OF OFFICERS

Pursuant to A.R.S. §48-4203(C), consider the nominations and appoint the Chairman and Secretary of the Stadium District for 2008. Nominations are as follows: (C0608048900) (ADM5500)

- o Supervisor Kunasek, Chairman
- o Supervisor Wilson, Secretary

SD-2. COMPREHENSIVE ANNUAL FINANCIAL REPORT

Accept the Comprehensive Annual Financial Report of the Maricopa County Stadium District which includes an Independent Auditors' Report for the year ended June 30, 2007, filed by Heinfeld, Meech & Co., PC, and file a certified copy with the State Auditor General pursuant to A.R.S. §48-4231(D). (C0608055700) (ADM5508-003)

CALL TO THE PUBLIC AND SUMMARY OF CURRENT EVENTS

54. Public comment on matters pertaining to Maricopa County government. Please limit comments to two to three minutes. Note that pursuant to the Arizona Open Meeting Law, Board members may not discuss matters raised under this public comment portion of the meeting; however, an individual Board member may respond to criticism made by those who have addressed the Board, ask staff to review an issue raised or may ask that the matter be placed on a future agenda. (Public comment is at the discretion of the Chairman.) (ADM605)
55. Supervisors'/County Manager's summary of current events. (ADM606)

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

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

CODE ENFORCEMENT REVIEW

PZ-1. William Russell – This is the time for the review of the Hearing Officer's Order of Judgment in Zoning Code Violation Case Nos. V2006-01093 and V2006-01094, William Russell (Supervisory District 5) (ADM3417-053)