

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, JULY 25, 2007

9:00 AM

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GREEN – APPROVED / RED – DENIED / BLUE – CONTINUED
GOLD – WITHDRAWN / BROWN – NO ACTION

SUPPLEMENTAL

New Items

Finance

S-1. RESCIND BOARD ACTION AUTHORIZING ACQUISITION OF REAL PROPERTY AND IMPROVEMENTS – (APPROVED)

Rescind previous board action taken on October 18, 2006, authorizing the acquisition of real property and improvements for the property described as: Lots 2, 4, 6, 8, 9, 10, 11,12, Block 59, and Lot I, Block 54, THE ORIGINAL TOWNSITE OF PHOENIX, according to Book 2 of Maps, Page 51 records of Maricopa County, Arizona, and Lot 1, WISOTSKY FAMILY TRUST, according to Book 550 of Maps, Page 47, records of Maricopa County, Arizona, and rescind the Chairman of the Board's authority to execute all necessary documents approved by County Counsel to complete the acquisition of the property. This item was heard in Executive Session on July 23, 2007. (C1807008B01)

Human Resources

S-2 POLICY REGARDING WORKPLACE SOLICITATIONS – (APPROVED)

Approve a new policy prohibiting unauthorized solicitations, and unauthorized postings or distributions of literature and rescind the following existing policies: A-1502 (solicitation) and A-1917 (posting).

Also, pursuant to A.R.S. §42-17106(b), approve a transfer of expenditure authority from Non-Departmental (470) General Fund (100) General Contingency (4711) to Workforce and Management Development (310) General Fund (100) in the amount not-to-exceed \$79,900. This action requires an expenditure appropriation adjustment **decreasing** the FY 2007-08 Non-Departmental (470) General Fund (100) General Contingency (4711) expenditure budget by not to exceed \$79,900 and **increasing** the FY 2007-08 Human Resources (310) General Fund (100) expenditure budget by not-to-exceed \$79,900.

These adjustments will result in a Countywide net financial impact of zero and will fund an enforcement officer position to enforce this policy. This matter was discussed in Executive Session on July 23, 2007. (Subject to approval by OMB, Legal, HR and Total Compensation) (C3108001600)

Office of the County Manager

S-3. FILE AN AMICUS CURIAE BRIEF – (TABLED – Clerk’s Note: This item is scheduled to be heard by the Board at its July 26, 2007 Special Meeting.)

Approve the filing of an Amicus Curiae Brief by Maricopa County supporting Apache County in its appeal from the lower court's decision in Hounshell v. Apache County Board of Supervisors, 1 CA-CV06-0728. The Apache County Board of Supervisors has filed an appeal to the Arizona Court of Appeals from the lower court's decision that a county board of supervisors cannot take disciplinary action against an errant county employee in a situation where an appointing authority inappropriately refuses to act. Because of the statewide importance of this matter and the potential impact of the Court of Appeals' decision on every county in Arizona, the County Manager recommends that the Board authorize the filing of an amicus curiae brief by Maricopa County supporting the position of the Apache County Board of Supervisors. This matter was discussed in Executive Session on July 23, 2007. (C2008001M00)

Management and Budget

S-4. SETTLEMENT IN JAMES J. BURKE V. ASRS – (APPROVED)

Authorize payment of settlement amount in James J. Burke v. ASRS, et al (Pima County Cause No: 316479). This item was discussed by the Board in Executive Session on July 23, 2007. (C4908002M00)

S-5. SETTLEMENT OF WORKER’S COMPENSATION LIEN – (APPROVED)

Approve Settlement of worker's compensation (lien Hidalgo v. Southwest Fastener, CV2006-002356) resulting in receipt of \$30,233.67 as full and final satisfaction of Maricopa County's worker's compensation lien against the third party claim/legal action of Ralph Ortiz in Maricopa County Superior Court No. CV2006-002356, and authorize the Chairman to sign any necessary documents upon review and approval as to form by assigned legal counsel. This item was discussed in Executive Session on July 23, 2007. (C7508001100)

S-6. SETTLEMENT WITH DANNY MILLER – (APPROVED)

Approve settlement in the amount of \$250,000 between Maricopa County and Plaintiff Danny Miller, concerning Maricopa County Superior Court No. CV2006-007782 (Claim No: GL6400030187) and authorize the Chairman to sign any necessary documents upon review and approval as to form by assigned legal counsel. This item was discussed by the Board in Executive Session on July 23, 2007. (C7508002100)

Transportation

S-7. DESIGN CONCEPT REPORT FOR IMPROVEMENTS TO EL MIRAGE ROAD – NORTHERN AVENUE TO BELL ROAD PROJECT – (APPROVED)

Approve the intergovernmental agreement (IGA) between Maricopa County, through the Maricopa County Department of Transportation (MCDOT), the City of El Mirage, and the City of Surprise, collectively referred to as the Partners, for a Design Concept Report (DCR) for the improvements to El Mirage Road – Northern Avenue to Bell Road Project (MCDOT Project T167). The estimated cost of the DCR is \$1.82 million and will be advanced to MCDOT by El Mirage in two payments: \$300,000 in FY 2007-08 and \$1.52 million in FY 2008-09. Approximately, \$1.274

million of the total \$1.82 million for the DCR will be off-set from Maricopa Association of Governments (MAG) Regional Transportation Program (RTP) Funds. The balance of \$546,000 will be borne equally by the three Partners. Surprise will reimburse El Mirage \$182,000 in FY 2011 and the County will reimburse El Mirage \$182,000 in FY 2010.

Also, approve an amendment to the current FY 2008-2012 five-year CIP for Department (640), Fund (234) – Transportation Capital Projects, adopted by the Board on June 20, 2007, by **increasing** the revenue budget for Project T167, El Mirage Road: Northern Avenue to Bell Road, by \$300,000 in FY 2007-08 (Year 1).

Also, per A.R.S. §42-17106 (B), approve an amendment to the current FY 2008-2012 five-year TIP for Fund (234) - Transportation Capital Projects Fund adopted by the Board on June 20, 2007, by **decreasing** the FY 2007-08 (Year 1) capital budget for Project T005, Candidate Assessment Reports capital budget by \$300,000.

And, **increasing** the FY 2007-08 (Year 1) capital budget for Project T167, El Mirage Road: Northern Avenue to Bell Road capital budget by \$300,000. (Supervisory District 4) (C6408001200)

SETTING OF HEARINGS

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

Planning and Development

S-8. CASES – (APPROVED)

Schedule Planning and Development public hearings on zoning cases and other matters for the August 8, 2007 meeting. (List is on file in the Clerk of the Board's office)

FLOOD CONTROL DISTRICT AGENDA

SF-1 ACQUISITION OF REAL PROPERTY – (APPROVED)

Authorize and direct the Flood Control District and the Maricopa County Attorney's Office to take all necessary action to preserve and pursue the claims of the Flood Control District under Intergovernmental Agreements No's FCD 94006 and 96008 and for the recovery of District funds advanced under those agreements. The Flood Control District for Maricopa County entered Intergovernmental Agreements Nos. FCD 94006 and 96008 pursuant to which \$2,156,100.00 has been advanced by the District for acquisition of real property for the proposed **Reata Pass/ Beardsley Wash Channel Phase I Project**. The project has been cancelled without reimbursement of the funds advanced to the District. This matter was discussed in Executive Session on July 23, 2007. (Subject to approval by OMB, Legal, and County Engineer) (C6908010M00)

REGULAR AGENDA

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

*One or more members may attend telephonically.
Members attending telephonically will be announced at the meeting.*

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

BOARD OF SUPERVISORS

PRESENTATIONS

1. SERVICE AWARDS – (NO ACTION)

Present the following employees, who have provided 30 or more years of public service to Maricopa County. (C3508001000) (ADM3341)

30 Years of Service

Name	Department	Employment Date
Frances R. Branham	Sheriff's Office	November 18, 1975
Rudy Topete	Transportation	September 19, 1976
Patricia Ann Sutton	Public Health	January 31, 1977
Robert W. Woodring	Transportation	May 1, 1977
Lynne Morton	Sheriff's Office	May 1, 1977
John G. Bell	Equipment Services	May 3, 1977
Magdalena L. Castro	Public Health	May 3, 1977
Peter C. Reinstein	Trial Courts	May 9, 1977
Barbara K. Miller	County Attorney's Office	May 16, 1977
Kevin D. Riddle	Sheriff's Office	May 16, 1977
Carol A. Mael	Superintendent of Schools	May 23, 1977
Barbara M. Herber-Baumann	Public Health	May 24, 1977
Johnnie C. Jones	Assessor's Office	May 24, 1977
Peter M. Anderson	Trial Courts	June 13, 1977
Tom J. Siegfried	Flood Control	June 20, 1977

35 Years of Service

Name	Department	Employment Date
Linda M. Jett	Trial Courts	May 30, 1972
Stephen C. Poole	Transportation	June 6, 1972

STATUTORY HEARINGS

Clerk of the Board

2. 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 Donald E. Majdecki for a Special Event Liquor License: (F23221) (SELL789) – **(APPROVED)**

Business Name: St. Clement's Men's Club
Location: 15800 Del Webb Boulevard, Sun City 85351
Date/Time: July 29, 2007

- b. Application filed by Vijay J. Kumar for a new Series 10 Liquor License: (LL6232) – **(APPROVED)**

Business Name: Lucky 7 Market
Location: 11343 East Apache Trail, Apache Junction 85220

- c. Application filed by Norman Andrus for a Person-to-Person Transfer and a Transfer-of-Location of a Series 7 Liquor License from Anthony Brett Gambino: **(This item was continued from June 20, 2007 meeting at the request of the Sheriff's Office)** (LL6230)

Business Name: Card Room 101
Location: 10908 E. Apache Trail, Apache Junction 85220
Former Location: Tiffant's Café, 1520 W. Bell Road, Phoenix 85023
(The Clerk of the Board's office is requesting this item be continued to the August 22, 2007 meeting) – (CONTINUED TO 08/22/07)

- d. Application filed by Kelly Rae Toolis for a new Series 12 Liquor License: (LL6231) – **(CONTINUED TO 08/08/07)**

Business Name: Baci Restaurant
Location: 711 E. Carefree Hwy, #160, Phoenix 85085

- e. Application filed by Deena Lynn Stevens for a new Series 7 Liquor License: (LL6234) – **(APPROVED)**

Business Name: Gordon Biersch Brewery Restaurant
Location: 18545 N 70th Street, Phoenix 85054

Animal Care and Control

3. ANIMAL CARE & CONTROL FEES – **(APPROVED)**

Convene the scheduled public hearing, to consider implementation of a new fee schedule and adjustment to existing fees, and accept the proposed fees for Maricopa County Animal Care & Control (MCACC). Pet fee increases include a differential rabies vaccination, altered dog license, and license penalty fees. MCACC also requests a differential rabies vaccination fee: cost recovery fee for shelter application and a reduced fee for special vaccination clinics as an incentive to vaccinate and license pets. Fees will become effective August 1, 2007. (List is on file in the Clerk of the Board's office.) (C7908004800) (ADM2305)

Public Health

4. PUBLIC HEALTH ADULT IMMUNIZATIONS FOR FOREIGN TRAVEL FEES – (APPROVED)

Convene the scheduled public hearing, to consider the adoption of a fee schedule for Maricopa County Public Health Adult Immunizations, effective upon Board approval. The fee increase will affect the fee changes for Adult Immunizations for Foreign Travel. The proposed fees are consistent with the adult immunization/foreign travel fee study.

This proposed fee increase is in accordance with the Board's Budgeting for Results Policy Guidelines, which requires that user fees be set at a level to allow full cost reimbursement. (List is on file in the Clerk of the Board's office.) (C8608005M00) (ADM2151)

Superior Court

5. COURT-RELATED FEES – (APPROVED)

Convene the scheduled public hearing, to consider the adoption of fees and fines for the Superior Court Law Library in Maricopa County, effective upon Board approval. (List is on file in the Clerk of the Board's office.) (C3807035700) (ADM1005)

Transportation

6. ROAD FILE DECLARATIONS – (APPROVED)

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.

Road File No. 5362 – In the vicinity of Camelback Road and Dysart Road. (Supervisorial District 4) (C6407234000)

7. ROAD FILE AMENDMENT – (APPROVED)

Approve petitions to amend the legal descriptions for the following roads. This action will serve as notice of the Board of Supervisors' acceptance of all U.S. Patent easements, reservations, right-of-way or properties along the alignments into the Department of Transportation's highway system and will also authorize the maintenance and acquisition of the necessary rights-of-way through donation, purchase, or condemnation.

Road File No. A322-R – In the vicinity of Turner Road, from the East-West Mid Section Line of Sections 2 and 3, Township 1 South, Range 4 West, to Hazen Road and Hazen Road from 52 feet West of the East line of the Southeast quarter of Section 10, Township 1 South,

Range 4 West, to 60 feet East of the West line of the Southwest quarter of Section 11,
Township 1 South, Range 4 West. (Supervisorial District 4) (C6407229000)

AGENCY ITEMS AND STATUTORY MATTERS

COUNTY OFFICERS

Assessor

8. **SOLE SOURCE CONTRACT WITH ROBERT J. GLOUDEMANS CONSULTING**
– (APPROVED)

Approve a one-year sole source contract with Robert J. Gloudemans Consulting for an estimated cost of \$96,000 to complete twelve valuation models as identified by the Assessor's Office. All Maricopa County properties are valued using mass appraisal techniques that are streamlined to produce low cost results that are equitable and highly accurate. The mass appraisal techniques used for analysis are multiple regression analysis in conjunction with a geographic information system analysis. There are very few people within the United States that provide these specific skills. Of those, most work for specific government jurisdictions. Very few actually act as consultants. In the field of Mass Appraisal Regression Modeling for taxation purposes, only one person works independently in this capacity in the State of Arizona, that person is Robert J. Gloudemans. (C1207009M00)

Clerk of the Board

9. **TRANSFER EXPENDITURE AUTHORITY FOR MARICOPA HOMELESS MANAGEMENT INFORMATION SYSTEM PROJECT** – (APPROVED)

Pursuant to A.R.S. §42-17106(b), approve the transfer of expenditure authority in the amount of \$25,000 from FY 2007-08 Non-Departmental (470) General Fund (100) General Contingency (4711) to a new line item in Non-Departmental (470) General Fund (100) Other Programs (4712) entitled "Maricopa HMIS Project." These are funds to support the on-going administration of the Maricopa Homeless Management Information System (HMIS). Approve funds to support the on-going administration of the Maricopa Homeless Management Information System. HMIS, under the guidance and approval of the Continuum of Care regional Committee on Homelessness, identified potential software vendors and chose Bowman System ServicePoint. ServicePoint allows communication among and reporting from all of the homeless provider agencies in the Maricopa geographic area. (C0608001000)

Board of Supervisors – Internal Audit

10. **EXECUTIVE COMPENSATION PACKAGE** – (APPROVED)

Approve an Executive Compensation Package for Nicholas Harrison, an unclassified Internal Auditor in the Internal Audit Department, to deposit 40 hours of PTO effective June 4, 2007. (C2308001M00) (ADM3308-002)

Clerk of the Court

11. **CLERK OF THE SUPERIOR COURT IMPREST ACCOUNT** – (APPROVED)

Authorize the Clerk of the Superior Court to:

- o Expand the use of the Clerk of the Superior Court's imprest account (#4379 46 3507) with Bank of America beyond restitution only, allowing quick resolution of processing errors or omissions.
- o Authorize an increase to the Clerk of the Superior Court's imprest account (#4379 46 3507) to \$40,000.00 by transfer of \$6,541.52 from \$53,396.43 in unidentifiable monies, held by the Clerk of the Superior Court.
- o Transfer the remaining \$46,854.91 in unidentifiable monies, held by the Clerk of the Superior Court, to the Maricopa County General Fund. (C1608001800) (ADM1005)

County Attorney

12. GRANT FUNDS AND REVENUE AND EXPENDITURE APPROPRIATION ADJUSTMENTS – (APPROVED)

Approve the receipt of grant funds from the following entities. The grant funds may not be expended for any indirect costs that may be incurred by the Maricopa County Attorney's Office or Maricopa County for the administration of this grant. The Maricopa County Department of Finance has calculated the County Attorney's composite indirect cost rate at 13.8%. Grant revenues are not "local revenues" for the purpose of the constitutional expenditure limitation, and therefore expenditure of the funds is not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditure of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. These grant agreements will commence on July 1, 2007 and will terminate on June 30, 2008:

- a. Arizona Automobile Theft Authority in the amount of \$25,000. These grant funds are intended to be used exclusively for reimbursement of expenditures related to public awareness activities and vehicle theft prevention events. The non-recoverable indirect cost of administering this grant is \$3,450. Also, approve revenue and expenditure appropriation adjustments to the County Attorney's Office (190) Grants Fund (219) associated with the aforementioned grant in an amount of \$25,000 for FY 2007-08, which will be authorized after the FY 2007-08 budget is adopted. (C1908002300)
- b. Arizona Criminal Justice Commission (ACJC) for FY 2007-08 Crime Victim Assistance Program in the amount of \$145,000 to provide services to victims of crime. ACJC Grant Number VA-08-024. The Maricopa County Attorney recognizes that this grant requires a match of \$145,000 and has the resources to provide this match. The non-recoverable indirect cost of administering this grant is \$20,010. Also, approve revenue and expenditure appropriation increase adjustments to the County Attorney's Office (190) Grants Fund (219) associated with the aforementioned grant in an amount of \$40,700 for FY 2007-08, the latter of which will be authorized after the FY 2007-08 budget is adopted. (C1908003300)
- c. Arizona Criminal Commission for FY 2007-08 for the Crime Victim Compensation Program in the amount of \$1,558,754. The funding under Arizona Criminal Justice Commission certification number VC-08-056 shall commence on July 1, 2007 and will terminate on June 30, 2008. The non-recoverable indirect cost of administering this grant is \$215,108.05. Also, approve revenue and expenditure appropriation increase adjustments to the County Attorney's Office (190) Grants Fund (219) associated with the aforementioned grant in an amount of \$297,373 for FY 2007-08. (C1908006300)

- d. Arizona Criminal Justice Commission (ACJC) for the FY 2007-08 Gang Prosecution Program in the amount of \$334,933. ACJC number GP-08-092. These grant funds are provided to enhance efforts to prosecute gang offenders. The non-recoverable indirect cost of administering this grant is \$46,220.75. Also, authorize revenue and expenditure appropriation increase adjustments for the County Attorney (190) grant fund (219) in the amount of \$733. (C1908007300)
- e. Arizona Criminal Justice Commission (ACJC) for the FY 2007-08 Aggravated Domestic Violence Prosecution Program in the amount of \$47,028. ACJC Grant Number ADV-08-215. These grant funds are to provide victim assistance services to victims of domestic violence cases being prosecuted. The non-recoverable indirect cost of administering this grant is \$6,489.86. Approval of this action will not require any appropriation adjustments to the County Attorney's Office (190) Grants Fund (219). (C1908008300)
- f. Arizona Criminal Justice Commission (ACJC) for the FY 2007-08 Obscenity Prosecution Program in the amount of \$102,314. ACJC number OBS-08-1688. These funds are to enhance efforts to prosecute obscenity offenders. The non-recoverable indirect cost of administering this grant is \$14,119.33. Also, approve revenue and expenditure appropriation decrease adjustments to the County Attorney's Office (190) Grants Fund (219) associated with the aforementioned grant in an amount of \$53,658.00 for FY 2007-08. (C1908009300)
- g. Oversight Council on Driving or Operating Under the Influence Abatement in the amount of \$188,530. These grant funds are intended to be used exclusively for reimbursement of expenditures related to the prosecution, prevention, and abatement of driving or operating under the influence occurrences. The non-recoverable indirect cost of administering this grant is \$26,017.14. Also authorize the increase of the County Attorney's (190) Grant Fund (219) revenue and expenditure appropriations for FY 2007-08 by \$94,818. (C1908010300)
- h. State of Arizona Office of the Attorney General for award agreement A.G. #2008-008 in the amount of \$511,875. These grant funds are to be used to support the direct costs of implementing victims' rights laws pursuant to those provisions of the Arizona Revised Statutes Title 13, Chapter 40 and Title 8, Chapter 3, Article 7 impacting prosecutorial agencies as an entity type. The non-recoverable indirect cost of administering this grant is \$70,638.75. Also, approve revenue and expenditure appropriation decrease adjustments to the County Attorney's Office (190) Grants Fund (219) associated with the aforementioned grant in the amount of \$18,025.00 for FY 2007-08. (C1908011300)

Elections

13. PRINTING SERVICES – (APPROVED)

Approve the trade of a printmail wide array printer to Complete Print Shop for \$10,000 in printing services. The wide array printer was purchased in August of 2002 and is no longer in use. The fair market value is estimated to be \$2,000 to \$2,500 based on similar types of equipment of the same age. The machine was shopped around to other county vendors that could possibly "trade for service" and the only other response received was from Runbeck Election Services for \$4,000 (for all equipment & software) and as a "trade for service" deal. The other option is to send the printer to surplus for sale at minimal value. (C2107012800)

Sheriff

14. AMENDMENT TO LAW ENFORCEMENT AND BOATING SAFETY FUND PARTICIPANT AGREEMENT – (APPROVED)

Approve Amendment No. 2 to the Law Enforcement and Boating Safety Fund (LEBSF) Participant Agreement between the State of Arizona through the Arizona State Parks Board and Maricopa County through the Maricopa County Sheriff's Office to extend this agreement through December 31, 2007. The original term of this agreement is July 1, 2006 through June 30, 2007. The Sheriff's Office FY 2007-08 indirect cost rate is 11.70%. The unrecoverable indirect costs are estimated at \$5,273.48. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditure of these revenues are not prohibited by law. (C5006511302)

15. AMENDMENT FOR VEHICLE EXEMPTION FROM MARKINGS – (APPROVED)

Approve Amendment No. 1 of agenda item C5007017M00, approved on September 25, 2006, which authorized a permanent addition to fleet of six new detective vehicles to support the investigations of child abuse cases, to be issued undercover registrations and non-governmental license plates, including exemptions from markings pursuant to A.R.S. §38-538.03 and A.R.S. §28-2511. Exemptions granted pursuant to A.R.S. §38.538.03 are in effect for one year. Approval of this item will allow the six new detective vehicles to conduct undercover law enforcement investigations which are more easily accomplished without noticeable law enforcement insignia. The vehicles are part of the County's vehicle replacement pool. Continuing operational costs have been appropriated and are budgeted. A confidential list of these vehicles will be kept on file in the Clerk of the Board's Office. (C5007017M01)

16. INCREASE IN FUNDS FOR NARCOTICS ENFORCEMENT TASK FORCE – (APPROVED)

Approve acceptance of an increase of \$37,080 in grant funds from the Arizona Criminal Justice Commission (ACJC) for the Maricopa County Narcotics Enforcement Task Force (MCNNET). This increase will bring the total grant from \$374,920 to \$412,000. The Sheriff's Office FY 2007-08 indirect cost rate is 11.7%. The unrecoverable indirect costs are estimated at \$4,338. 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 law. (C5007549301)

17. DONATION – (APPROVED)

Approve the acceptance of a donation for \$1,000 to the Sheriff's Office from Xerox Corporation for use by the Maricopa County Sheriff's Office Animal Safe Hospice (MASH) Unit. (C5008001M00) (ADM3900-006)

18. ONE-TIME ADDITION TO FLEET AND VEHICLE EXEMPTION FROM MARKINGS – (APPROVED)

Approve a one-time addition to fleet of a 2004 Honda Civic LX seized under DR 06-065233 and forfeited through the County Attorney's Office as stated in court order CV2006-014607, now Sheriff's Office property. The estimated value of this vehicle is \$14,500. The annual estimated operating cost is \$4,000, which will be supported with RICO funds. Also approve an exemption from governmental markings, including non-governmental license plates, pursuant to A.R.S. §38-538.03 and A.R.S. §28-2511. Exemptions granted pursuant to A.R.S. §38.538.03 are in effect for one year. (C5008002M00)

19. AGREEMENT FOR DEVELOPMENT OF VARIOUS APPLICATION MODULES – (APPROVED)

Approve a partnership agreement between Maricopa County on behalf of the Sheriff's Office and Hyland Software that allows development of various application modules including Field Reporting, Records Management, Property and Evidence and other law enforcement software solutions. The purpose of this partnership is for the two organizations to work together, each dedicating designated leadership and technology resources to result in newer, more useful application software. If this joint venture is successful, the benefit to the Sheriff's Office will be a broader range of software solutions and maintenance at a significantly reduced cost. No contract will be required for the development effort. The term of this partnership will begin upon approval of all parties and can be cancelled at any time, if agreed-upon milestones are not met with any recourse to the other party. (C5008003100)

20. AGREEMENT FOR LAW ENFORCEMENT SERVICES – (APPROVED)

Approve the three-year Agreement for Law Enforcement Services, which includes police communications services, to be provided by Sheriff's Office to the Town of Fountain Hills effective July 1, 2007 through June 30, 2010. Termination of this agreement requires 24-months written notice and this agreement shall automatically renew for one-year terms unless re-negotiated or terminated. The charges are based on actual costs and are revised annually. The cost for the first year of this agreement is \$2,704,827, which includes an amount of \$11,030 to be reimbursed for the purchase of one-time equipment items. The level of service is 3.8 beats.

Also, approve per A.R.S. §42-17106 an increase to the Sheriff's Office General Fund (100) intergovernmental revenue appropriation of \$499,065 and expenditure appropriation of \$215,023 to cover the establishment of one sergeant position with one-time equipment (\$108,472), one civilian administrative support position (\$39,582), one telecommunications operator position and costs for Dispatch (\$55,697), and operational costs in the Sheriff's Telecommunications Technology Division (\$11,272). Intergovernmental Agreement revenues are not local revenues for the purposes of the constitutional expenditure limitation, and therefore expenditure of the funds is not prohibited by 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. (C5008004200)

21. AGREEMENT AND ACCEPT GRANT FUNDS FROM THE GOVERNOR'S OFFICE OF HIGHWAY SAFETY – (APPROVED)

Approve the agreement and acceptance of up to \$45,000 in grant funding from the Governor's Office of Highway Safety (GOHS), West Valley DUI Task Force, passed through the City of El Mirage and Maricopa County through the Maricopa County Sheriff's Office (MCSO). The term of this agreement between El Mirage and the MCSO begins December 1, 2006, and terminates on September 30, 2007. The Sheriff's Office indirect cost rate for FY 2007-08 is 11.7%. The unrecoverable indirect costs are estimated to be \$5,265. 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 law. (C5008500200)

22. ACCEPT FUNDS FROM THE BUREAU OF JUSTICE ASSISTANCE, STATE CRIMINAL ALIEN ASSISTANCE PROGRAM – (APPROVED)

Approve acceptance of \$1,946,762 in funding from the Bureau of Justice Assistance, State Criminal Alien Assistance Program (SCAAP). Also approve an increase in the revenue and expenditure authority in the amount of \$1,946,762 in Appropriated Fund Balance (480) Detention Fund 255) and the creation of a new line item in Appropriated Fund Balance (480) Detention Fund (255), Reserved Contingency (4811) called "Detention Initiatives". The purpose of this grant

program is to reimburse state and local government agencies a portion of the costs to incarcerate undocumented criminal aliens. The inmate costs calculation only includes staff whose primary responsibility is the care, custody, or supervision of persons detained (pre-trial detention) and incarcerated (convicted and sentenced) inmates. Since no other staff members are eligible, indirect costs are not-recoverable. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. 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. (C5008501300)

23. ACCEPT GRANT FUNDS FOR OPERATING UNDER THE INFLUENCE ABATEMENT – (APPROVED)

Approve acceptance of \$65,025 in continued grant funds from the Oversight Council on Driving for Operating Under the Influence Abatement. The purpose of the funding is to reimburse of overtime costs associated with DUI enforcement and investigations. The term of this funding is estimated to be from July 1, 2007, through February 15, 2008. The Sheriff’s Office FY 2007-08 indirect cost rate is 11.7%. The unrecoverable indirect costs associated with this funding are estimated to be \$7,608. 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 law. (C5008502300)

24. AGREEMENTS FOR NEIGHBORHOOD NARCOTICS ENFORCEMENT TEAM – (APPROVED)

Approve the intergovernmental agreements between the Maricopa County Sheriff’s Office and the El Mirage and Goodyear Police Departments, whereby one police officer from each agency will be assigned to the Maricopa County Neighborhood Narcotics Enforcement Team (MCNNET). The terms for these agreements are July 1, 2007, through June 30, 2008. The amount designated for salary reimbursement is \$142,000. The Sheriff’s Office is the administering agency for the MCNNET grant, funded through the Arizona Criminal Justice Commission, and approved by the Board on March 21, 2007, under C50075413ZZ; C5007549300. (C50085132ZZ)

City of El Mirage	C5008514200	\$71,000
City of Goodyear	C5008515200	\$71,000

25. AGREEMENTS FOR REIMBURSEMENT IN OVERTIME EXPENSES – (APPROVED)

Approve the agreements between the Maricopa County Sheriff’s Office and the El Mirage and Goodyear Police Departments, to reimburse \$11,000 each in overtime expenses for the Officers assigned to the Maricopa County Neighborhood Narcotics Enforcement Team. The term for these agreements is July 1, 2007, through June 30, 2008. Maricopa County Juvenile Probation is the administering agency for the MCNNET grant, funded through the Bureau of Justice Assistance, which was approved by the Board under C2007095300 on June 6, 2007. (C50085162ZZ)

City of El Mirage	C5008517200	\$11,000
City of Goodyear	C5008518200	\$11,000

Treasurer

26. ACCEPT BIDS FOR TAX DEEDED PARCELS – (APPROVED)

Pursuant to A.R.S. §42-18303, accept high bids on properties offered for sale by auction on July 2, 2007, as reported on the list on file in the Office of the Clerk of the Board, and direct that deeds be prepared to convey the properties sold. With the approval of this action, assuming all bidders

have tendered their purchase money to the Treasurer, the proceeds of the sale will total \$1,375,000 and an estimated \$1,000,000 of this amount will revert to the County General Fund. (List of parcels is on file in the Clerk of the Board's office.) (C4308001700)

JUDICIAL BRANCH

Adult Probation

27. ADDITION OF VEHICLES TO FLEET FOR SURVEILLANCE PURPOSES – (APPROVED)

Approve the addition of three intermediate vehicles to the Maricopa County fleet. The vehicles will be purchased from the Adult Probation General Fund (100) at a total purchase price not-to-exceed \$63,000. It is estimated that fuel for these vehicles will cost approximately \$9,000 annually and this amount has been budgeted within our General Fund (100) appropriation for FY 2007-08. These vehicles will be used for surveillance purposes in the course of sex offender supervision. Therefore, Adult Probation will submit a separate agenda item at a later time to request these vehicles be exempt from markings including decals and government plates pursuant to A.R.S. §38-538.03. (C1108001M00) (ADM3104)

28. VEHICLE EXEMPTION FROM MARKINGS – (APPROVED)

Pursuant to A.R.S. §38-538.03, approve the issuance of non-governmental license plates and the exemption from markings, including Maricopa County seals, for a replacement vehicle which will be used by Adult Probation officers on a full-time basis for the supervision and surveillance of convicted domestic violence offenders who reside in the community. A confidential list of this vehicle's information will be kept on file at the Clerk of the Board of Supervisors' office. (C1108002M00) (ADM3101V)

Trial Court

29. RESOLUTION FOR CREATION OF SUPERIOR COURT - DIVISION 95 – (APPROVED)

Approve the resolution to the Governor of the State of Arizona for the creation of Division 95 of the Superior Court, with an effective date of September 1, 2007 pursuant to A.R.S. §12-121. The new division is funded within the FY 2007-08 budget. (C3808001700) (ADM1003)

COUNTY MANAGER

Office of the County Manager

30. AMENDMENT TO CRIME PREVENTION GRANT INTERGOVERNMENTAL AGREEMENT – (APPROVED)

Approve Amendment No. 2 to the FY 2006-07 Crime Prevention Grant intergovernmental agreement between Maricopa County and the City of Phoenix Human Services Department for the Young First Offender Program to extend the term of the agreement until December 31, 2007. (C2006039002)

31. SALT RIVER PIMA-MARICOPA INDIAN COMMUNITY TRIBAL GAMING FUNDS – (APPROVED)

- a. Pursuant to A.R.S. §5-601.02 authorize Maricopa County to apply to Salt River Pima-Maricopa Indian Community (SRPMIC) for 12% Tribal Gaming Funds (Proposition 202, 2002) not-to-exceed \$300,000, and approve the acceptance of grant funds by entering into an intergovernmental agreement with the SRPMIC. If funds are awarded, pursuant to A.R.S. §42-17105, also approve an appropriation adjustment to Appropriated Fund Balance (480) General Fund (100) Other Programs (4812) line item titled "Meth Project," increasing FY 2007-08 revenue and expenditure budgets up to \$300,000. Maricopa County will put this grant funding toward the **Arizona Meth Project**. Indirect cost is not applicable to Tribal Gaming Grants. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. 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. (C2008003300)
- b. Pursuant to A.R.S. §5-601.02, authorize Maricopa County to apply to Salt River Pima-Maricopa Indian Community (SRPMIC) for 12% Tribal Gaming Funds (Proposition 202, 2002) not-to-exceed \$100,000, sign all necessary application materials, and approve the acceptance of grant funds by entering into an intergovernmental agreement with the SRPMIC. If funds are awarded, pursuant to A.R.S. §42-17105, also approve an appropriation adjustment to Human Services Department (220), Human Services Grant Fund (222) increasing the FY 2007-08 revenue and expenditure budgets up to \$100,000. Maricopa County will put this grant funding toward the **Human Services Department Special Transportation Services Division's (STS) fuel cost program**. Indirect cost is not applicable to Tribal Gaming Grants. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. 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. (C2008004000)
- c. Pursuant to A.R.S. §5-601.02, authorize Maricopa County to apply to Salt River Pima-Maricopa Indian Community (SRPMIC) for 12% Tribal Gaming Funds (Proposition 202, 2002) not-to-exceed \$48,000, sign all necessary application materials and approve the acceptance of grant funds by entering into an intergovernmental agreement with the SRPMIC. If funds are awarded, pursuant to A.R.S. §42-17105, also approve an appropriation adjustment to Human Services Department (220) Human Services Grant Fund (222), increasing the FY 2007-08 revenue and expenditure budgets up to \$48,000. Maricopa County will put this grant funding toward the Human Services Department **Special Transportation Division's (STS) Home Delivered Meals program**. Indirect cost is not applicable to Tribal Gaming Grants. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. 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. (C2008005300)
- d. Pursuant to A.R.S. §5-601.02, authorize Maricopa County to apply to Salt River Pima-Maricopa Indian Community (SRPMIC) for 12% Tribal Gaming Funds (Proposition 202, 2002) not-to-exceed \$77,500, sign all necessary application materials and approve the acceptance of grant funds by entering into an intergovernmental agreement with the SRPMIC. If funds are awarded, pursuant to A.R.S. §42-17105, also approve an appropriation adjustment to Human Services Department (220), Human Services Grant Fund (222), increasing the FY 2007-08 revenue and expenditure budgets up to \$77,500. Maricopa County will put this grant funding toward the Human Services Department **Special Transportation Division's (STS) Work Links Program**. Indirect cost is not applicable to Tribal Gaming Grants. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. 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. (C2008006000)
- e. Pursuant to A.R.S. §5-601.02, authorize Maricopa County to apply to Salt River Pima-Maricopa Indian Community (SRPMIC) for 12% Tribal Gaming Funds (Proposition 202, 2002) not-to-exceed \$24,000, sign all necessary application materials and approve the acceptance of grant funds by entering into an intergovernmental agreement with the SRPMIC. If funds are awarded, pursuant to A.R.S. §42-17105, also approve an appropriation adjustment to Human Services Department (220), Human Services Grant (222), increasing the FY 2007-08 revenue and expenditure budgets up to \$24,000. Maricopa County will put this grant funding toward the Human Services Department **Special Transportation Division's Work Links Fleet Replacement Program**. Indirect cost is not applicable to Tribal Gaming Grants. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. 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. (C2008007300)
 - f. Pursuant to A.R.S. §5-601.02, authorize Maricopa County to apply for Salt River Pima-Maricopa Indian Community (SRPMIC) 12% Tribal Gaming Funds (Proposition 202, 2002) in the amount not-to-exceed \$200,000, sign all necessary application materials and approve the acceptance of grant funds by entering into an intergovernmental agreement with the SRPMIC. If funds are awarded, pursuant to A.R.S. §42-17105, also approve an appropriation adjustment to the Parks and Recreation Department (300), Parks and Recreation Department Grant Fund (230), increasing the FY 2007-08 revenue and expenditure budgets up to \$200,000. Maricopa County will put this grant funding toward the **Parks and Recreation Interpretive Display Program**. Indirect cost is not applicable to Tribal Gaming Grants. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. 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. (C2008008000)
 - g. Pursuant to A.R.S. §5-601.02 authorize Maricopa County, to apply for Salt River Pima-Maricopa Indian Community (SRPMIC) 12% Tribal Gaming Funds (Proposition 202, 2002) not-to-exceed \$100,000, sign all necessary application materials and approve the acceptance of grant funds by entering into an intergovernmental agreement with the SRPMIC. If funds are awarded, pursuant to A.R.S. §42-17105, also approve an appropriation adjustment to General Department of Public Health (860), Public Health Grant Fund (532), increasing FY 2007-08 revenue and expenditure budgets up to \$100,000. Maricopa County will put this grant funding toward the Department of Public Health's **Social Marketing Program**. Indirect cost is not applicable to Tribal Gaming Grants. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. 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. (C2008009300)
 - h. Pursuant to A.R.S. §5-601.02 authorize Maricopa County to apply to Salt River Pima-Maricopa Indian Community (SRPMIC) for 12% Tribal Gaming Funds (Proposition 202, 2002) not-to-exceed the amount of \$20,350, sign all necessary application materials and approve the acceptance of grant funds by entering into an intergovernmental agreement with the SRPMIC. If funds are awarded, pursuant to A.R.S. §42-17105, also approve an appropriation adjustment to Department of Public Health (860), Public Health Grant Fund (532), increasing FY 2007-08 revenue and expenditure budgets up to \$20,350. Maricopa County will put this grant funding toward the Department of Public Health's **South Phoenix Healthy Start Program**. Indirect cost is not applicable to Tribal Gaming Grants. Grant revenues are not

local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. 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. (C2008010300)

Public Defender

32. AMENDMENT TO LEASES – (APPROVED)

- a. Approve an amendment to agenda item C33985014, dated July 23, 1997, which approved Lease No. L7256 with **Wells Fargo Bank, N.A.**, as Corporate Co-Trustee for the Southern California United Food and Commercial Workers Union and Food Employers Joint Pension Trust Fund and Northern California Retail Clerks Union and Food Employers Joint pension Trust Fund by Mc Morgan & Company, as Investment Manager, (collectively the Landlord), for 9,183 square feet of office space at 777 W. Southern Avenue, Mesa, AZ. Effective February 12, 1999, the building for the subject lease was sold to the SAIA Family Limited Partnership, an Arizona Limited Partnership.
- b. Approve and execute the second amendment to full service Lease No. L7256 with the **SAIA Family Limited Partnership, LLC**, Lessor, for 9,183 square feet of office space located at 777 W. Southern Avenue, Mesa, AZ. This leased space houses the Office of the Public Defender, Juvenile Division for the east valley. This amendment will create a new lease term commencing July 1, 2009 and expiring June 30, 2013. The base rent for the renewal lease term shall be as follows: July 1, 2009 through June 30, 2011 / \$17.75 s/f / monthly \$13,583.19 plus rental tax, July 01, 2011 through June 30, 2013 / \$18.25 s/f / monthly \$13,965.81 plus rental tax. The lease contains a 90-day termination clause. (C5203004401)

33. AMENDMENT TO LEASE WITH 1750 MESA, LLC – (APPROVED)

Approve and execute the Amendment No. 1 to full service Lease No. L7294 with 1750 Mesa, LLC, Lessor, as successor in interest to ICP 300, LLC, for 15,313 square feet of office space located at 1750 S. Mesa Drive, Mesa, AZ. This amendment will adjust the rental rate for the current lease term, identify required tenant improvements, and extend the term of the existing lease 10 years from January 1, 2008 to December 31, 2017, with an option to renew for one additional five year term. The lease contains a 180-day termination provision and a six-month holdover provision at 150% of the prevailing lease rate. The Department Number 33 is no longer in use. Department 52 is the new department number. The original agenda item number was C3300301000. (C5208002400)

The rental rate is:

Year	Rate	Monthly	Annual plus rental tax
2008	\$23.00/sf	\$29,349.92	\$352,199.00
2009	\$23.50/sf	\$29,987.96	\$359,855.50
2010	\$24.00/sf	\$30,626.00	\$367,512.00
2011	\$24.50/sf	\$31,264.04	\$375,168.50
2012	\$25.00/sf	\$31,902.08	\$382,825.00
2013	\$25.50/sf	\$32,540.13	\$390,481.50
2014	\$26.00/sf	\$33,178.17	\$398,138.00
2015	\$26.50/sf	\$33,816.21	\$405,794.50
2016	\$27.00/sf	\$34,454.25	\$413,451.00
2017	\$27.50/sf	\$35,092.29	\$421,107.50

DEPUTY COUNTY MANAGER

Correctional Health

34. **AGREEMENT WITH PIMA MEDICAL INSTITUTE – (APPROVED)**

Approve an affiliation agreement, as amended, between Correctional Health Services and Pima Medical Institute. Approval would provide medical and nursing students, interns, residents, fellows, and students in selected accredited programs the educational opportunity to work in a supervised, clinical environment within the Maricopa County jail and detention facilities. Agreement is effective upon approval date by the Board for a period of five years. There is no financial impact. This agreement replaces the agreement embodied in C2603001002, which expires in 2007. (C2607011000)

35. **AGREEMENT WITH ARGOSY UNIVERSITY/PHOENIX – (APPROVED)**

Approve an affiliation agreement, between Correctional Health Services and Argosy University/Phoenix. Approval would provide Graduate Psychology students in accredited programs the educational opportunity to work in a supervised, clinical environment within the Maricopa County jail and detention facilities. Agreement is effective upon approval date by the Board for a period of five years. There is no financial impact. (C2607012000)

36. **AMENDMENT TO IGA FOR ESTABLISHING AND OPERATING A PIMA COUNTY RESTORATION TO COMPETENCY PROGRAM – (APPROVED)**

Approve Amendment No. 1 to the intergovernmental agreement between Maricopa County and Pima County, for establishing and operating a Pima County Restoration to Competency Program in Tucson. Pima County will pay an amount not-to-exceed \$500,000 in exchange for Maricopa County's technical assistance and consulting services and to reimburse Correctional Health Services for establishing and operating a Pima County Restoration to Competency Program in Tucson, Arizona. The acceptance and approval of this amendment allows for revenue and expenditure appropriation adjustment to Correctional Health Services (260) Correctional Health Services Detention Fund (255) associated with the aforementioned IGA in the amount not-to-exceed \$500,000, in FY 2007-08. This revenue is not local revenue for the purpose of the constitutional expenditure limitations, and therefore expenditure of this revenue is not prohibited by the budget law. The approval of this budget adjustment does not alter the budget constraining the expenditures of local revenue duly adopted by the Board pursuant to A.R.S. §42-17105. (C2607007201)

General Government

37. **PERSONNEL AGENDAS – (APPROVED)**

Approve Maricopa County (Exhibit A) and Judicial Branch (Exhibit B) Personnel Agendas.

Management and Budget

38. **COMPENSATION MARKET RANGES – (APPROVED)**

Approve the addition and/or replacement of the attached Market Ranges to the authorized comprehensive listing of employee compensation Market Ranges previously approved by the

Board of Supervisors on April 18, 2007, and amended on May 16, 2007, June 6, 2007 and June 20, 2007. (C4907038604) (ADM3300-006)

39. BUDGETING FOR RESULTS ACCOUNTABILITY POLICY – (APPROVED)

Approve changes to the Budgeting for Results Accountability Policy (B1001) to provide for establishing appropriated budgets at varying levels and to make other technical adjustments. Current policy provides for the Board of Supervisors to establish appropriated budgets at the level of department and fund, and by capital project as necessary within a specific department and fund. Recommended adjustments provide for the Board of Supervisors to establish appropriated budgets at more detailed levels, such as by Program/Activity, Function or object of expenditure. (C4908001600) (ADM633)

40. TRANSFER EXPENDITURE APPROPRIATION FOR SHERIFF RECRUITING – (APPROVED)

Pursuant to A.R.S. §42-17106, transfer FY 2007-08 expenditure appropriation in the amount of \$500,000 from the Non-Departmental (470) Detention Fund (Fund 255) Justice Reserve (4711) to a new line in Non-Departmental (470) Detention Fund (Fund 255) Other Programs (4712) entitled Sheriff Recruiting. A central reserve was set aside in the Non-Departmental (formerly General Government) Detention Fund (255) budget beginning in FY 2000-01 to cover Sheriff recruiting costs associated with staffing County detention facilities, including the new Fourth Avenue and Durango Jails. Approval of this action will restore the Sheriff's recruiting reserve, which was unintentionally omitted from the FY 2007-08 budget. OMB anticipates that this reserve will not be necessary beyond FY 2007-08 as funding for recruitment and other administrative and operational staff (per a recent consultant study) will likely be approved in the Sheriff's budget in the coming fiscal year. (C4908004800) (ADM3900-003)

Office of Enterprise Technology

41. SOLE SOURCE CONTRACT WITH RJR INNOVATIONS – (APPROVED)

Approve a sole source contract with RJR Innovations beginning on July 25, 2007, for \$60,000 to provide the Help Desk software migration to the vendors current version. BMC is the maker of the Magic software used by the OET Help Desk. This software needs to be upgraded to the current version. RJR Innovations is the only approved partner of BMC Software. This item has been formally advertised for two consecutive weeks per Maricopa County Procurement code. No other company's responded. (C4108001100)

Public Health

42. AMENDMENT TO SUBLEASE AGREEMENT – (APPROVED)

Approve Amendment No. 1 to the Sublease Agreement No L-7393 between the Maricopa County Special Health Care District and Maricopa County, by and through the Department of Public Health. This Sub-lease is also known as Exhibit 14 of the Amended and Restated Intergovernmental Agreement C3905016201A between Maricopa County and the Special Health Care District. This lease is for a ground lease for a WIC office at 5141 W. Lamar, Glendale, AZ. This Amendment will increase the area of the leased land, authorizes a new modular office to be installed at the site and requires the existing modular structure to be removed from the site. Upon full operation of the new facility, the monthly rent will be adjusted from \$788.58 to \$975.00 (\$11,700.00, annual). This action request has been reviewed by the Facilities Review Committee. This action, along with the original executed lease document entitled Glendale Family Health Center Sublease Agreement, will be filed with the Amended and Restated Intergovernmental Agreement C3905016201A. (C8608016200)

43. AMENDMENT TO IGA FOR WIC NUTRITIONAL SERVICES – (APPROVED)

Approve Amendment No. 6 to the Intergovernmental Agreement (IGA) No.HR361070 with the Arizona Department of Health Services to the Department of Public Health to provide Women, Infants and Children (WIC) nutritional services. This replaces the price sheet of Amendment No. 5 and increases the total dollar amount by \$99,240. Funding for the budget term October 1, 2006 through September 30, 2007, will increase from \$8,697,625 to \$8,796,865. The Department of Public Health's FY 2006-07 indirect rate is 18.1%. Grant indirect cost is estimated at \$15,210 and is fully recoverable.

Approve revenue and expenditure appropriation adjustments to the Public Health Grant Fund (Department 860, Fund 532) associated with the aforementioned grant in an amount of \$99,240 for FY 2007-08. The appropriation adjustment is necessary because these funds are not included in the FY 2007-08 budget. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. Funding for this agreement is provided by a grant from ADHS and will not impact the County general fund budget. (C8603052206)

44. TERMINATION OF LEASE WITH ETHAN CHRISTOPHER ARIZONA, LLC – (APPROVED)

Approve termination of Lease No. L-7345, C86040384, with Ethan Christopher Arizona LLC, for the Women, Infants and Children (WIC), East Mesa Immunization Clinic located 6118 E. Main Street, Suite B-101, Mesa, AZ. The lease provides an early termination option by giving 180-day advance written notice. The termination will be effective on January 31, 2007. This approval will formally exercise the termination option. (C8604038401)

45. AMENDMENT TO IGA FOR NEWBORN INTENSIVE CARE PROGRAM – (APPROVED)

Approve Amendment No. 5 to the Intergovernmental Agreement (IGA) #HP461413 with the Arizona Department of Health Services (ADHS) to the Department of Public Health to extend the Newborn Intensive Care Program (NICP) through the budget term July 1, 2007 to June 30, 2008. Grant reimbursements from ADHS are on a per unit rate as per the IGA price sheet. Based on the award letter from ADHS, the total dollar amount for this above budget term is in an amount not-to-exceed \$849,001. The Department of Public Health's indirect rate for FY2007-08 is 18.0%. Grant indirect expenses are fully recoverable and are estimated at \$129,509.

Approve revenue and expenditure appropriation adjustments to the Public Health Grant Fund (Department 860, Fund 532) associated with the aforementioned grant in an amount of \$1.00. The appropriations adjustment is necessary because these funds were not included in the FY 2007-08 budget. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C8605024205)

46. AMENDMENT TO LEASE AGREEMENT WITH 5410 AND 5422 W. THUNDERBIRD ROAD, LLC AND PEA ENTERPRISES, LLC. – (APPROVED)

Approve Amendment No.1 to Lease No. L-7357 to correct the name of the Lessor approved on January 19, 2005 (C86055664) from Thunderbird Medical Plaza I to 5410 & 5422 W. Thunderbird Road, LLC, an Arizona limited liability company, and PEA Enterprises, LLC, a California limited liability company, as tenants in common, for 4,069 square feet of office space at 5422 W.

Thunderbird Rd., Phoenix, AZ. and dated January 4, 2005 as the Lessor for Lease NO. L-7357, **and** to change the name of the Lessor to NNN HC/Office REIT Thunderbird Medical, LLC. Effective May 15, 2007, the building for the subject lease was sold to NNN HC/Office REIT Thunderbird Medical, LLC. Article twenty (20) of the Lease Agreement shall also be amended to read:

Lessor's Legal Address
Triple Net Properties, LLC
1551 N. Tustin Avenue, Suite 200
Santa Ana, CA 92705

The Lessor's name and address are the only changes to the Lease Agreement, all other terms and conditions of the current lease remain the same. As such, this is an informational request. (C8605566401)

47. AMENDMENT TO LEASE WITH THE KHOSHBIN COMPANY, INC. – (APPROVED)

Approve an Amendment No. 3 to agenda item C8605913402, dated April 4, 2007, which approved Lease No. L7379 with The Khoshbin Company, Inc., for 11,294 square feet of office space for the Department of Public Health's Vital Records Office at 3221 N. 16th Street, Phoenix, AZ. Effective July 1, 2007, the building for the subject lease was sold to The Heirs of Michael & Fanny Taylor, LLC. The Lessor is the only change to the lease agreement; all other terms and conditions of the current lease remain the same. As such, this is an informational request. (C8605913403)

48. IGA FOR WELL WOMAN HEALTHCHECK SERVICES – (APPROVED)

Approve the intergovernmental agreement (IGA) between Maricopa County, through its Department of Public Health, and the Maricopa County Special Health Care District, d.b.a. **Maricopa Integrated Health System (MIHS)** to provide Well Woman Healthcheck services to uninsured or underinsured women. The term of this IGA is from July 1, 2007 to June 30, 2008 and is for an amount not-to-exceed \$120,000. MIHS was a successful respondent to a Review of Qualifications (MC1-348) issued by the Maricopa County Department of Public Health on July 1, 2005 (PH ROQ 05-010). (C8608044200)

49. AMENDMENTS TO CONTRACTS FOR WELL WOMAN HEALTHCHECK SERVICES – (APPROVED)

Approve the amendments to the following contracts/intergovernmental agreements to provide Well Woman Healthcheck services to uninsured or underinsured women:

- a. Amendment No. 3 to Contract No. C86060181 with **Clinica Adelante, Inc.** This amendment extends the term of the agreement to June 30, 2008, in an amount not-to-exceed \$8,000. All other terms and conditions of the original contract shall remain in full force and effect. Clinica Adelante, Inc. was a successful respondent to a Review of Qualifications (MC1-348) issued by the Maricopa County Department of Public Health on July 1, 2005 (PH ROQ 05-010). (C8606018103)
- b. Amendment No. 4 to Intergovernmental Agreement (IGA) C86060231, with the Arizona Board of Regents d.b.a. **Arizona State University Community Health Services Clinic**. This amendment extends the term of the agreement to June 30, 2008, in an amount not-to-exceed \$100,000. All other terms and conditions of the original contract shall remain in full force and effect. Arizona Board of Regents d.b.a. Arizona State University Community Health Services Clinic was a successful respondent to a Review of Qualifications (MC1-348) issued by the

- Maricopa County Department of Public Health on July 1, 2005 (PH ROQ 05-010). (C8606023104)
- c. Amendment No. 4 to Contract No. C86060281 with Catholic Healthcare West d.b.a. **St. Joseph's Hospital and Medical Center**. This amendment extends the term of the agreement to June 30, 2008, in an amount not-to-exceed \$60,000. All other terms and conditions of the original contract shall remain in full force and effect. Catholic Healthcare West d.b.a. St. Joseph's Hospital and Medical Center was a successful respondent to a Review of Qualifications (MC1-348) issued by the Maricopa County Department of Public Health on July 1, 2005 (PH ROQ 05-010). (C8606028104)
 - d. Amendment No. 7 to Contract No. C86070041 with **Mountain Park Health Center, Inc.** This amendment retroactively increases the contract dollar amount for the budget term July 1, 2006 to June 30, 2007, by \$6,000 to pay for services occurring within the same fiscal year. Total funding for the contract term will increase from an amount not-to-exceed \$79,571 to an amount not-to-exceed \$85,571. All other terms and conditions of the original contract shall remain in full force and effect. Mountain Park Health Center was a successful respondent to a Review of Qualifications (MC1-348) issued by the Maricopa County Department of Public Health on June 10, 2005 (PH ROQ 05-008). (C8607004103)
 - e. Amendment No. 8 to Contract No. C86040071 with **Mountain Park Health Center, Inc.** This amendment extends the term of the agreement to June 30, 2008 and provides for funding in an amount not-to-exceed \$45,000. All other terms and conditions of the original contract shall remain in full force and effect. Mountain Park Health Center Inc. was a successful respondent to a Review of Qualifications (MC1-348) issued by the Maricopa County Department of Public Health on June 10, 2005 (PH ROQ 05-008). (C8607004104)

**50. AMENDMENT TO MEMORANDUM OF UNDERSTANDING WITH TERROS, INC.
– (APPROVED)**

Approve Amendment No. 1 to the Memorandum of Understanding (MOU) C86060711 between TERROS, Inc. and Maricopa County Department of Public Health (MCDPH), HIV/HCV Services Program. This amendment modifies the compensation rate schedule. The contract will fund staff participation and associated mileage reimbursement in the needs assessment of minority populations at risk of contracting HIV and viral hepatitis associated with substance use or abuse. All other terms of this contract are to remain the same. (C8606071101)

51. ADDITIONAL FUNDING FOR PHEM PROGRAM – (APPROVED)

Approve the Purchase Order for additional funding for the Intergovernmental Agreement HG754199 between Arizona Department of Health Services and Maricopa County through its Department of Public Health. Additional funding is being provided to be used in the Department of Public Health's Emergency Management (PHEM) Program. Additional funds are in the amount of \$468,932 for funding between April 1, 2007 and August 30, 2007. The Department of Public Health's indirect rate for FY 2006-07 is 18.1%. The FY 2006-07 indirect rate was used because this grant period was previously approved using this indirect rate. Estimated total indirect costs are \$71,869, which is fully recoverable.

Also approve revenue and expenditure appropriation adjustments to the Public Health Grant Fund (Department 860, Fund 532) associated with the aforementioned grant in an amount of \$468,932. The appropriations adjustment is necessary because these funds are additional and were not included in the FY 2007-08 budget. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this budget adjustment does not alter the

budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. The Department of Public Health's Indirect Rate for FY 2006-07 is 18.1%. The FY 2006-07 indirect rate was used because this grant period was previously approved using this indirect rate. Estimated total indirect costs are \$71,869, which is fully recoverable. (C8607050201)

52. AGREEMENT FOR THE USE OF FACILITIES – (APPROVED)

Approve the agreement for the use of facilities between Maricopa County, through the Department of Public Health, and the DIRCKS Moving, Logistics and Real Estate for the use of their facilities in the event of a public health emergency. This agreement is non-financial with a term that shall begin upon Board approval and shall remain intact until terminated by either party with a 30 day written notice. (C8608004000)

**53. MEMORANDUM OF UNDERSTANDING FOR SUPPORT OF PHEM PROGRAM
– (APPROVED)**

Approve the Memorandum of Understanding (MOU) between the Grand Canyon Chapter of the American Red Cross and Maricopa County through its Department of Public Health Emergency Management (PHEM) Program. This agreement is non-financial and is effective upon Board approval and is valid until January 2012. This MOU will prioritize the provision of food, water and supportive care available from the local Chapter of the American Red Cross to the response effort of PHEM in the event of a bioterrorist attack or other public health emergency. The Red Cross will act as the primary provider of these services to the staff working at public dispensing sites or at the distribution center that will be established in an emergency to distribute federal assets brought in to Maricopa County to supplement local, County and State resources. The goal of this plan is to partner with other entities to develop and exercise appropriate public health emergency response strategies. (C8608007000)

54. RESIDENT ROTATION AGREEMENT FOR LEARNING EXPERIENCES – (APPROVED)

Approve the Intergovernmental Agreement (IGA) entitled Resident Rotation Agreement between Maricopa County, through its Department of Public Health, and the Maricopa County Special Health Care District, d.b.a. Maricopa Integrated Health System (MIHS) to allow MIHS residents to participate in learning experiences at the Maricopa County Department of Public Health. This IGA is non-financial. The term is from July 1, 2007 to June 30, 2012. (C8608008200)

55. AGREEMENT FOR USE OF FACILITIES IN EVENT OF EMERGENCY – (APPROVED)

Approve the agreement for the use of facilities between Maricopa County, through the Department of Public Health's Emergency Management Program (PHEM), and Sun City Grand for the use of their facilities in the event of a public health emergency. The term of the agreements shall begin upon Board approval and shall remain intact until terminated by either party with a 30 days written notice. (C8608012000)

56. MOU FOR USE OF PERSONNEL AND EQUIPMENT – (APPROVED)

Approve the Memorandum of Understanding (MOU) between Maricopa County, through its Department of Public Health Emergency Management Program (PHEM), and Maricopa County Sheriff's Office (MCSO) for the use of personnel and equipment in the event of a public health emergency. The term of this MOU shall begin upon Board approval and shall remain intact until terminated by either party with 30 days written notice. MCSO's responsibility under this MOU is to coordinate, direct and supervise resources and equipment to establish and maintain security of the personnel, inventory and sites used for dispensing, vaccination, or information distribution, as

well as the safety and security of the public utilizing the sites. This MOU is non-financial and does not increase the County general fund. (C8608013M00)

57. GRANT APPLICATION AND AWARD FOR TENANT IMPROVEMENTS – (APPROVED)

Approve the application and grant award #HR761070-004 from the Arizona Department of Health Services (ADHS) to the Department of Public Health, Women, Infants and Children (WIC) Nutritional Services to provide tenant improvements to the Thomas WIC Clinic relocation site. The grant term is April 18, 2007 through June 30, 2008 in an amount not-to-exceed \$289,936. The Department of Public Health's FY 2006-07 indirect rate is 18.1%. Grant indirect costs are estimated at \$44,436 and are fully recoverable. The FY 2006-07 rate was negotiated with ADHS because the contract term begins in FY 2006-07.

Approve revenue and expenditure appropriation adjustments to the Public Health Grant Fund (Department 860, Fund 532) associated with the aforementioned grant in an amount of \$289,936 for FY 2007-08. The appropriation adjustment is necessary because these funds are not included in the FY 2007-08 budget. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. Funding for this award is provided by a grant from ADHS and will not increase the County general fund. (C8608014300)

58. AMENDMENT TO IGA GRANT AWARD FROM ADHS AND WIC NUTRITIONAL SERVICES – (APPROVED)

Approve Amendment No. 1 to the Grant Contract No. HR761070-004 between the Arizona Department of Health Services (ADHS) and the Department of Public Health, Women, Infants and Children (WIC) Nutritional Services to amend language regarding vacating the property for which grant funding for tenant improvements was provided and more fully described in Grant Contract Amendment NO 1 document. The effective date of this amendment is April 6, 2007. All other terms and conditions of the Grant Contract remain the same. (C8608014301)

59. IGA FOR NEW WIC CLINIC FACILITY – (APPROVED)

Approve the Intergovernmental Agreement No.HR761304 between the Arizona Department of Health Services and the Department of Public Health, Women, Infants and Children (WIC) Nutritional Services to provide a new WIC Clinic facility. The grant term begins upon final signature and ends one year after in an amount not-to-exceed \$548,094.

The Department of Public Health's FY 2007-08 indirect rate is 18%. The total grant funds (\$548,094) are directed towards Professional and Outside Services, which are not subject to indirect charges. Therefore, the estimated indirect cost is \$0.

Approve revenue and expenditure appropriation adjustments to the Public Health Grant Fund (Department 860, Fund 532) associated with the aforementioned grant in an amount of \$548,094 for FY 2007-08. The appropriation adjustment is necessary because these funds are not included in the FY 2007-08 budget. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. Funding for this agreement is provided by a grant from ADHS and will not increase the County general fund budget. (C8608015200)

ASSISTANT COUNTY MANAGER - COMMUNITY SERVICES

Human Services

60. **AMENDMENT TO IGA WITH EAST VALLEY INSTITUTE OF TECHNOLOGY – (APPROVED)**

Approve Amendment No. 6 to the Financial Intergovernmental Agreement between East Valley Institute of Technology (EVIT) and Maricopa County's Human Services Department (HSD). This amendment will extend the term of this agreement from July 1, 2007, through June 30, 2008. EVIT provides HSD with facilities to operate five Head Start and Early Head Start classrooms and two playgrounds at a cost not-to-exceed \$15,000. EVIT is located at 1601 W. Main Street, Mesa, Arizona. (C2202064208)

61. **AMENDMENT TO IGA FOR EARLY HEAD START HOME-BASED PROGRAM – (APPROVED)**

Approve Amendment No.5 to the non-financial intergovernmental agreement (IGA), between the Arizona Department of Juvenile Corrections on behalf of the Black Canyon Facility and the Maricopa County Human Services Department regarding roles and responsibilities related to the Black Canyon facility and the Early Head Start home-based program for select female youth. This amendment extends the term of this agreement to July 1, 2007, through June 30, 2008. (C2202131205)

62. **AMENDMENT TO IGA FOR ADOBE MOUNTAIN FACILITY – (APPROVED)**

Approve Amendment No.5 to the non-financial Intergovernmental Agreement (IGA), between the Arizona Department of Juvenile Corrections on behalf of the Adobe Mountain Facility and the Maricopa County Human Services Department, regarding roles and responsibilities related to the Adobe Mountain Facility and the Early Head Start home-based program for select male youth. This amendment extends the term of this agreement from July 1, 2007, through June 30, 2008. (C2203112005)

63. **AMEND CONTRACT WITH ARIZONA CALL-A-TEEN YOUTH RESOURCES – (APPROVED)**

Approve a contract amendment for services with Arizona Call-A-Teen Youth Resources, Inc. to increase the contract value by \$7,110 (from \$929,317 to \$936,299) to provide Workforce Investment Act (WIA) youth healthcare industry work experience services and activities to northern area special population in-school and southeastern area in-school and out-of-school youth. This amendment is effective from July 1, 2007, to December 31, 2007. (C2207073104)

64. **IGA FOR EARLY HEAD START SERVICES – (APPROVED)**

Approve a non-financial intergovernmental agreement between the Tempe Union High School and Maricopa County's Human Services Department for the provision of Early Head Start services. The Tempe Union High School will provide two classrooms and a playground at Tempe Compadre High School, located at 2500 W. Guadalupe Road, Tempe, AZ 85283. This Lease is effective February 1, 2007, through June 30, 2012. (C2207130200)

65. **IGA WITH TOWN OF BUCKEYE FOR OPERATION OF COMMUNITY ACTION PROGRAM – (APPROVED)**

Approve an intergovernmental agreement (IGA) with the Town of Buckeye, for the operation of the Community Action Program to provide community services and case management & emergency services for low-income residents in the Town of Buckeye and surrounding identified geographic area. This intergovernmental agreement will provide the Town of Buckeye funding in a not-to-exceed amount of \$117,294 for the period of July 1, 2007, to June 30, 2008. This IGA may be renewed for two additional one year terms based on successful financial and program performance. Funding for this IGA is being provided by the Arizona Department of Economic Security (\$85,982) and Maricopa County (\$31,312). This intergovernmental agreement is contingent upon final approval of the County's FY 2007-08 budget, and the receipt of a fully executed IGA between Maricopa County and the Arizona Department of Economic Security. There is no long-term commitment on the part of Maricopa County to continue this program beyond the term of this agreement. This IGA requires that the Buckeye Community Action Program develop and implement programs and services that address the following federal goals for Community Action Programs: (C2208067200)

- Securing and Maintaining Employment
- Securing Adequate Education
- Better Income Management
- Securing Adequate Housing
- Providing Emergency Services
- Improving Nutrition
- Creating Linkages Among Anti-Poverty Programs; and, Achieving Self-Sufficiency

**66. IGA WITH CITY OF EL MIRAGE FOR OPERATION OF COMMUNITY ACTION PROGRAM
– (APPROVED)**

Approve an intergovernmental agreement with the City of El Mirage for the operation of the Community Action Program to provide community services and case management & emergency services for low-income residents in the City of El Mirage and surrounding identified geographic area. This intergovernmental agreement will provide the City of El Mirage funding in a not-to-exceed amount of \$137,505 for the period of July 1, 2007 to June 30, 2008. Funding for this intergovernmental agreement is being provided by the Arizona Department of Economic Security (\$102,802) and Maricopa County (\$34,703). This agreement is contingent upon final approval of the County's FY 2008 budget, and the receipt of a fully executed intergovernmental agreement between Maricopa County and the Arizona Department of Economic Security. In addition to the one year base contract period, the Department has two one-year options to renew this contract based on successful financial and program performance. This intergovernmental agreement requires that the El Mirage Community Action Program develop and implement programs and services that address the following federal goals for Community Action Programs: (C2208068200)

- Securing and Maintaining Employment
- Securing Adequate Education
- Better Income Management
- Securing Adequate Housing
- Providing Emergency Services
- Improving Nutrition
- Creating Linkages Among Anti-Poverty Programs
- Achieving Self-Sufficiency

**67. HEAD START PROGRAM - SERVICES TO PRESCHOOL CHILDREN WITH DISABILITIES
– (APPROVED)**

Approve the following non-financial intergovernmental agreement (IGA) with Maricopa County Human Services Department to collaboratively provide the Maricopa County Head Start program

with services to preschool children with disabilities, as defined in A.R.S. §15-761, who are enrolled in the Head Start program. These agreements are effective from July 1, 2007, to June 30, 2010:

- a. **Queen Creek Unified School District** – Pursuant to A.R.S. §15-771, Queen Creek Unified School District will provide classroom and playground facilities as well as services for preschool children with disabilities, who are enrolled in the Head Start program. (C2208082200)
- b. **Gilbert Unified School District #41** – Gilbert Unified School District will provide services for preschool children with disabilities, who are enrolled in the Head Start program. (C2208083200)
- c. **Scottsdale Unified School District** – Scottsdale Unified School District will provide classroom and playground facilities as well as services for preschool children with disabilities, who are enrolled in the Head Start program. (C2208087200)

**68. IGA FOR IMPLEMENTATION AND DELIVERY OF SPECIAL PROJECT SERVICES
– (APPROVED)**

Approve an intergovernmental agreement (IGA) with the City of Scottsdale for the implementation and delivery of Special Project services, specifically the purchase of necessary equipment for the emergency food pantry and provision of the Back to School Program for low-income families residing in the City of Scottsdale. This intergovernmental agreement will provide the City of Scottsdale funding in a not-to-exceed amount of \$29,375 for the period of July 1, 2007 to June 30, 2008. Funding for this intergovernmental agreement is being provided by the Arizona Department of Economic Security (\$29,375). This intergovernmental agreement is contingent upon final approval of the County's FY 2007-08 budget, and the receipt of a fully executed intergovernmental agreement between Maricopa County and the Arizona Department of Economic Security. There is no long-term commitment on the part of Maricopa County to continue this program beyond the term of this agreement. This IGA requires that the Vista Del Camino Community Action Program develop and implement programs and services that address the following federal goals for Community Action Programs: (C2208088200)

- o Securing Adequate Education;
- o Providing Emergency Services;
- o Improving Nutrition

69. ADMINISTRATIVE CORRECTION – (APPROVED)

Approve an administrative correction to agenda item number C22080944 to authorize execution of the Intergovernmental Agreement with the City of Scottsdale for Lease No. L7244. (C2208094001)

70. DONATIONS – (APPROVED)

Approve the acceptance of the following cash donations from the Wal-Mart Foundation. Donation funds 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:

- a. Acceptance by the Human Services Department Workforce Development Division of a cash donation of \$15,000 in support of the Wal-Mart Foundation's JOZ Activity. (C2208099M00) (ADM2500-006)

- b. Acceptance by the Human Services Department Special Transportation Services program of a cash donation of up to \$900 to defray the cost of providing transportation services to Department clients to and from a Maricopa Workforce Connection's Job Fair on August 4, 2007. (C2208107M00) (ADM2500-006)

71. APPLY FOR FUNDS TO THE MAXIMUS CORPORATION AND THE VIRGINIA G. PIPER FOUNDATION – (APPROVED)

Authorize the Maricopa County Human Services Department Special Transportation Services Program to submit two funding applications to the Maximus Corporation and the Virginia G. Piper Foundation. Also, authorize the Chairman to approve the receipt of all such funds awarded during FY 2007-08 as a result of the corresponding grant requests. Indirect cost recovery and, unless otherwise indicated all overhead/indirect costs are allowable and the FY 2007-08 authorized rate will be applied to the respective grants. The funding requested will not exceed \$180,000 in total. The Department's FY 2007-08 authorized indirect cost rate of 16.5% will be applied and total estimated indirect costs are \$25,494. (C22081000ZZ)

Parks and Recreation

72. EASEMENT FOR BUILDING A NON-VEHICULAR PUBLIC TRAIL – (APPROVED)

Authorize the Maricopa County Parks and Recreation Department to spend \$10,000.00 to acquire an appraisal value of an Arizona State Land Department (ASLD) perpetual right-of-way easement for the purpose of building a non-vehicular public trail. Funding for the expenditures is available in the FY 2007-08 General Fund County Improvement Fund (445) for this purpose. (C3003028B01) (ADM3205)

73. AMENDMENT TO IGA WITH THE ARIZONA BOARD OF REGENTS – (APPROVED)

Approve Amendment No. 1 to the intergovernmental agreement between Maricopa County and the Arizona Board of Regents on behalf of Northern Arizona University C3006021200. Amendment No. 1 will extend the basic agreement until September 30, 2007. The total term of the amended agreement would be from August 18, 2005 to September 30, 2007. There are no renewal options. There is no increased financial commitment to extend this agreement and the original funding can still be absorbed in the FY 2006-07 and FY 2007-08 budget as recommended. (C3006021201)

74. PUBLIC AUCTION, BID AND PURCHASE AN ASLD PERPETUAL RIGHT-OF-WAY EASEMENT – (APPROVED)

Authorize the Maricopa County Parks and Recreation Department to spend \$2,500.00 for the Arizona State Land Department (ASLD) estimated advertising for a public auction. Authorize the Maricopa County Parks and Recreation Department representative to be present to bid on and purchase an Arizona State Land Department (ASLD) perpetual right-of-way easement for the purpose of building a non-vehicular public trail for a combined appraisal value of \$811,751.00. Funding for the expenditures is available in the FY 2007-08 General Fund County Improvement Fund (445) for this purpose. (C3006024101) (ADM3205)

75. AMENDMENT TO USE MANAGEMENT AGREEMENT WITH FORT ADOBE PAINTBALL COMPLEX, LLC – (APPROVED)

Approve Amendment No. 1 to the Use Management Agreement between Maricopa County and Fort Adobe Paintball Complex, LLC (C3007028100) to reduce the amount of public liability

coverage as outlined in the agreement. The original agreement required \$3,000,000 of public liability coverage; however, the industry standard is \$2,000,000. (C3007028101)

76. TRANSFER OF REVENUE AND EXPENDITURE AUTHORITY FOR THE PARKS & RECREATION FEE SCHEDULE – (APPROVED)

Pursuant to A.R.S. §42-17106(B), approve the transfer of revenue and expenditure authority between Non-Departmental (470) General Grants Fund (249) and the Park's and Recreation Department (300) Enhancement Fund (241). This action will require a revenue and expenditure appropriation adjustment decreasing the FY 2007-08 Non-Departmental (470) General Grants Fund (249) by \$205,000 and increasing the FY 2007-08 Parks and Recreation Department (300) Enhancement Fund (241) by \$205,000. This increase is resulting from the recent approval by the Board on June 20, 2007, to increase some Park and Recreation fees. These adjustments will result in a countywide net impact of zero. (C3008001800) (ADM3200-003)

ASSISTANT COUNTY MANAGER – CRIMINAL JUSTICE

Justice System Planning

77. MOU WITH THE ADMINISTRATIVE OFFICE OF THE SUPREME COURTS – (WITHDRAWN)

Approve a Memorandum of Understanding (MOU) between Maricopa County Integrated Criminal Justice Information System (ICJIS) and the Administrative Office of the Supreme Courts (AOC). ICJIS has developed the Justice Web Interface (JWI) Application which consists of a browser application used for data entry, server application, reporting module and database schema, the corresponding source code and support documentation, which ICJIS has offered to furnish to the Administrative Office of the Supreme Courts. ICJIS shall transfer ownership of the Software to Administrative Office of the Courts at no charge. AOC shall release ICJIS and its agents and employees from all claims and demands associated with the Software. ICJIS shall provide AOC with the Software within 15 days upon execution of this MOU. (C4207002M00)

CHIEF FINANCIAL OFFICER

Animal Care & Control Services

78. NEW HOPE PROGRAM ANIMAL RESCUE – (APPROVED)

Approve an agreement between Maricopa County through the Maricopa County Animal Care & Control and English Springer Rescue America, Inc., for the purpose of rescuing animals that have been deemed eligible for the New Hope program. Maricopa County will provide a rabies vaccination, dog license tag and new owner transfer fee within the first year of rescue for each dog three months of age or older at no cost to the contractor. The cost for these services is \$39 for each animal rescued. Animal Care & Control estimates five new hope rescues over the term of the agreement, for a total of \$195. This agreement is effective from date of execution by both parties through June 30, 2008. (C7908007100)

79. KENNEL PERMITS RENEWALS – (APPROVED)

Approve kennel permit renewal #415 pursuant to A.R.S. §11-1009 for Tiffany Koester, d.b.a. Koester Kennels, located at 2041 W. Georgia Avenue, Phoenix, AZ 85015, for the term of July 25, 2007 through July 24, 2008. The cost of a kennel permit is \$328, plus a penalty fee of \$25; totaling \$353. (Supervisory District 3) (C7908013700) (ADM2304)

80. DONATIONS – (APPROVED)

- a. Accept the monetary donation from Lisa Hamilton of Phoenix, AZ in the amount of \$500 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. (C7907127700) (ADM2300-006)
- b. Accept the monetary donation from Valley View Elementary School of Phoenix, AZ in the amount of \$250.03 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. (C7908014700) (ADM2300-006)

81. IGA WITH CITY OF SCOTTSDALE – (APPROVED)

Approve an Intergovernmental Agreement between Maricopa County through Maricopa County Animal Care & Control and the City of Scottsdale, for Animal Control Field Services in the amount of \$150,680.00 for FY 2007-2008. This IGA is effective from July 1, 2007 through June 30, 2010. (C7908012000)

Finance

82. FUND TRANSFERS; WARRANTS – (APPROVED)

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.

83. AMENDMENT LICENSE AGREEMENT FOR SECURITY BUILDING – (APPROVED)

Approve and execute an amendment to License Agreement No. Mc-10165 for use of County owned real property by the Silver Spoon Café, L.L.C. The County owned property is located at 222 and 234 North Central Avenue, in Phoenix (the Security Building). The amendment will reduce the liability insurance requirement of the License from \$5,000,000 to \$2,000,000. The lowered amount is less onerous and more appropriate for a small business. (C1807038101) (ADM645)

84. LICENSE AGREEMENT WITH MEADOW VALLEY CONTRACTORS, INC – (APPROVED)

Approve a license agreement with Meadow Valley Contractors, Inc., that provides for Licensee, to use a County owned parcel for use only as a staging and material stockpile area in support of freeway improvement work. The parcel is adjacent to the County owned Paradise Valley golf course southwest of the intersection of SR-51 and Union Hills Drive. The term will commence on August 15, 2007, and expire on August 15, 2008. The Licensee will pay a one-time license fee of \$20,000 and assume responsibility for maintenance and repairs while on the property. (C1808002B00) (ADM2004)

85. AMENDMENT TO IGA FOR USE OF GILBERT RODEO GROUNDS – (APPROVED)

Approve a First Amendment to an Intergovernmental Agreement (IGA) with the Town of Gilbert for use of a county-owned parcel of land known as the "Gilbert Rodeo Grounds", located near Val Vista Drive and Ray Road, in the Town of Gilbert. This IGA was entered into on August 17, 1982, for a 25-year term that expires on August 16, 2007. The site is an approximately 40-acre closed landfill located within the Town limits and has been used as a Rodeo venue and for other public events. This amendment provides a six-month extension of the term that will expire on February 16, 2008. The Town will pay a nominal fee of \$10.00, for use of the parcel during the extension period. (C1808003200)

86. LICENSE AGREEMENT FOR VEHICLE PARKING SPACES – (APPROVED)

Approve and execute a license agreement with Phoenix Newspapers Inc (PNI) for vehicle parking spaces on PNI-owned property at 455 E. Baseline Road in Gilbert, Arizona. The license term will commence on or about September 1, 2007, and will terminate on or about August 31, 2009, unless terminated earlier as provided for in the license agreement or unless extended on a month-to-month basis by mutual agreement. The license provides parking for up to 900 vehicles. The County may use the parking spaces for its staff and visitors during the hours of 7:00 am and 6:00 pm. The County will pay a fee of \$50.00 per space per month to PNI for the use of the parking spaces. (C1808004C00)

87. FILL THE GAP – (APPROVED)

Certify by authority of A.R.S. §41-2421 (the so-called "Fill the Gap" legislation) that total revenues received in FY 2006-07 by the Justice Courts and the Superior Court including the Clerk of Superior Court are greater than court revenues received in FY 1997-98; and, authorize the County Treasurer to immediately distribute the 2006-2007 revenue deposited with the Maricopa County Treasurer pursuant to A.R.S. §41-2421 (amounting to five percent of total court revenues from fees) as follows: 21.61% to State Aid to County Attorney Fund \$941,487.86; 20.53% to State Aid to Indigent Defense fund \$894,435.25; 57.37% to Local Courts Assistance Fund \$2,499,452.06; 0.49% to State Treasurer for Dept of Law \$21,347.94. (C1808005800) (ADM1819)

88. PURCHASE OF SUNNYSLOPE PROBATION OFFICE – (APPROVED)

Authorize the Chairman of the Board to execute all necessary documents approved by County Counsel to complete the purchase of the Sunnyslope Probation Office (land and improvements) located at 333 West Hatcher, Phoenix, Arizona, and also authorize the Chairman to execute all necessary documents with current non Maricopa County lessee and with any existing services contractors, deemed necessary by the Facilities Management Department to continue service and operation of the building.

In accordance with A.R.S. 42-17106(B), authorize the following amendments to the FY 2007-08 Five-Year Capital Improvement Plan:

- o Create a new project in the General Fund County Improvement Fund (445) entitled "Sunnyslope Probation Facility" (SSPR) with revenue and expenditure budgets in the amount of \$1,400,000 in Year 1.
- o Transfer FY 2007-08 expenditure appropriation in the amount of \$1,400,000 from Appropriated Fund Balance (480) General Fund (100) General Contingency (4811) "General Contingency" to Appropriated Fund Balance (480) General Fund (100) Other Programs

(4812) "Transfer to CIP funds". Then approve an FY 2007-08 fund transfer of \$1,400,000 from there to the Appropriated Fund Balance (480) General Fund County Improvement Fund (445) for the "Sunnyslope Probation Facility" (SSPR) project. This action requires appropriation adjustments increasing the FY 2007-08 revenue and expenditure budgets of the Appropriated Fund Balance (480) General Fund County Improvement Fund (445) by \$1,400,000, with offsetting revenue and expenditures eliminations in the Eliminations (980) Eliminations Fund (900).

Also pursuant to A.R.S. 42-17106(B), transfer FY 2007-08 expenditure appropriation of \$141,195 from the Juvenile Probation (270) General Fund (100) to Non-Departmental (470) General Fund (100) Unreserved Contingency (4711). Also transfer FY 2007-08 expenditure appropriation of \$70,597 from Appropriated Fund Balance (480) General Fund (100) General Contingency (4811) "General Contingency" to Appropriated Fund Balance (480) General Fund (100) Infrastructure/CIP (4813) "Lease Terminations. (C1808006100) (ADM811-016)

Materials Management

89. SOLICITATION SERIALS – (APPROVED)

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

- 05082-RFP** **Automated Central Payment Processing System (\$750,000 revenue contract estimate/three years with two one-year renewal options)** Revenue contract for an automated central payment processing system as requested by MCSO.
- Touchpay Holdings LP
- 06113-RPF** **Electronic Health Record System, CHS (\$6,000,000 estimate/six years with five one-year renewal options)** Contract to provide an electronic health record system for CHS to track in-mates health records. This is a Hybrid ASP Model with hardware located in the County's data centers and the vendor operating the system remotely.
- Business Computer Applications
- 07012-C** **Personal Hygiene, Grooming Supplies and Medicines (\$2,000,000 estimate/three years with three one-year renewal options)** Price agreement to provide personal hygiene, grooming supplies and non-prescription medicine as requested by MCSO.)
- Amercare Products, Inc.
 - American Amenities, Inc.
 - Bob Barker Company, Inc.
 - Food Express USA
 - ICS
 - Keefe Supply Company
 - Jenny Service Co.
 - Village Distributors
- 07052-C** **Protective Services and O/M Uniforms for FMD (\$300,000 estimate/three years with three one-year renewal options)** Price agreement for Protective Services and operations/maintenance uniforms for FMD.
- Martins Uniforms

Renewals/Extensions:

It is recommended that the Board of Supervisors approve the renewal/extension of the following contracts: (These are recommended with the concurrence of the using agencies and the vendors, upon satisfactory contract performance and, when appropriate, after a market survey is performed).

Until July 31, 2012

- 01134-RFP Food Rethermalization System (\$7,000,000 estimate/five years)** Contract renewal to provide equipment, supplies and service for the food rethermalization system for the Sheriff's Office.
- o Burlodge USA, Inc.

Approve an increase in the price agreement amount for the following contracts. This request is due to an increased usage by County departments.

- 04149-C Dairy Products (\$600,000 increase)** Increase price agreement value from \$2,100,000 to \$2,700,000. This \$600,000 is requested by MCSO for Dairy Products. The original award was approved by the Board of Supervisors on December 1, 2004, for the amount of \$2,100,000 and has an expiration date of December 31, 2007.
- o Lively Distributing Inc.
- 04174-C Detergents, Synthetic and Laundry Alkalis and Sours (\$300,000 increase)** Increase price agreement value from \$400,000 to \$700,000. This \$300,000 increase is requested by MCSO for detergents for the Laundry Division. This contract was originally awarded by the Board of Supervisors on March 9, 2005, in the amount of \$400,000 and has an expiration date of March 31, 2008.
- o Ecolab Inc.
- 05116-S Welding Services (\$300,000 increase)** Increase price agreement value from \$260,000 to \$560,000. This \$300,000 increase is requested by the Sheriff's Office to cover additional services required by their office. This agreement was initially approved by the Materials Management Director on November 10, 2005, and was subsequently increased by \$10,000 on March 8, 2007. This price agreement was increased again by \$150,000 on May 02, 2007 Board of Supervisors' agenda. Expiration date is November 30, 2008.
- o Hernandez Companies Inc.

Risk Management

**90. AGREEMENT WITH APS FOR SOIL, VAPOR, AND GROUNDWATER MONITORING
– (APPROVED)**

Approve Agreement between Maricopa County, and Arizona Public Service (APS), allowing APS access to County property for soil, vapor, and groundwater monitoring. This Agreement is non-financial and is effective from date the agreement is approved by the Board through May 8, 2008. (C7507036000)

91. SETTLEMENT – (APPROVED)

Approve Settlement in the amount of \$750,000 between Maricopa County and Plaintiff Jerrie Ortiz, concerning Maricopa County Superior Court Case No. CV2006-004412 (Claim No.: GL6400029884) and authorize the Chairman to sign necessary documents upon review and approval as to form by assigned legal counsel. This item was discussed with the Board in Executive Session on June 18, 2007. (C7507037100) (ADM409)

ASSISTANT COUNTY MANAGER - REGIONAL DEVELOPMENT SERVICES

Air Quality Department

**92. COOPERATIVE AGREEMENT AND ACCEPT GRANT FUNDS FOR AIR QUALITY ACTIVITIES
– (APPROVED)**

Approve the United States Environmental Protection Agency (EPA) Cooperative Agreement and accept grant funding in the amount of \$933,602. The duration of the grant funding period is from October 1, 2006 through September 30, 2007. This EPA grant supports the following Air Quality activities: 1) ambient air quality monitoring; 2) stationary source engineering reviews; 3) site inspections to determine compliance with federal regulations and 4) vacant lot inspectors.

The department's indirect cost rate is 14.70%. Indirect costs are estimated to be \$119,650.82 and are fully recoverable. Cash matching funds are not required. In-kind matching funds of 40% (\$373,440) and Maintenance of Effort are required. The matching funds will come from existing budgeted expenditures to the other party.

Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. 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. (C8506007303)

93. APPLY AND ACCEPT FUNDS FOR EXISTING MONITORING ACTIVITIES – (APPROVED)

Approve the application and acceptance for a total of \$412,546.82 from the United States Department of Homeland Security (DHS), #2006-ST-091-000003, to enhance the existing monitoring activities of the Maricopa County Air Quality Department program. An amount of \$375,076 is for the period starting July 1, 2007, and ends April 30, 2008, with an additional amount of \$37,470.82 for pre-award costs covering May through June, 2007. The grant may be renewed for a period of up to two additional years. All indirect costs are allowable and fully recoverable. The Department's FY 2006-07 authorized rate of 14.70% will be applied for indirect costs in the amount of \$4,802.28, and for FY 2007-08 the authorized rate of 17.00% will be applied for total estimated indirect costs of \$54,498.22. This is a reimbursement grant and no matching funds are required in the grant. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. 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. (C8506025301)

94. GOVERNMENT SERVICES CONTRACT AND AMENDMENT FOR THE TRAVEL REDUCTION PROGRAM – (APPROVED)

Approve a grant like Government Services Contract EV06-0006, and Amendment No. 2 between Arizona Department of Environmental Quality and Maricopa County in the amount of \$948,575 for the Maricopa County Travel Reduction Program (TRP). The award period will be 12 months beginning July 1, 2007, and ending June 30, 2008. All indirect costs are allowable and fully recoverable. The Department's FY 2007-08 authorized indirect cost rate is 17.00% and will be applied. The total estimated indirect costs are \$79,707.48. This is a reimbursement grant and no

County matching funds are required. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. 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. (C8506028301)

95. AMENDMENT TO GOVERNMENTAL SERVICES CONTRACT AND ACCEPT FUNDS FOR VOLUNTARY VEHICLE REPAIR AND RETROFIT PROGRAM – (APPROVED)

Approve Amendment No. 2 to the Governmental Services Contract (GSC) EV06-0008 between the State of Arizona Department of Environmental Quality (ADEQ) and Maricopa County Air Quality to approve a new scope of work and extend the contract period through June 30, 2008.

Also, approve acceptance of \$725,000 in grant like funds from ADEQ to provide funding to the Maricopa County Voluntary Vehicle Repair and Retrofit (VVR&R) Program. The award period is from July 1, 2007 through June 30, 2008. The base GSC allowed renewals for up to four additional years with this amendment being the second renewal. All indirect costs are allowable and fully recoverable. The department's FY 2007-08 authorized indirect cost rate is 17.00% and will be applied and the total estimated indirect costs are \$24,350.48. This grant is a reimbursement grant and no matching funds are required. The original grant was approved under C85050233 on July 6, 2005. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. 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. (C8506029301)

96. EXTENSION OF SOLE SOURCE CONTRACT WITH KACHINA AUTOMOTIVE EQUIPMENT, INC. – (APPROVED)

Approve a one year extension of the sole source contract with Kachina Automotive Equipment, Inc. as the exclusive distributor for Neutronics Enterprises, Inc. The contract, in the amount of \$575,000, will allow the Maricopa County Air Quality Department to meet requirements set forth in A.R.S. §49-474.03. The duration of the contract period will be from July 1, 2007 through June 30, 2008. This extension will continue the Voluntary Vehicle Repair and Retrofit (VVR&R) program. Administrative costs have been reserved through this appropriation. (C8507001101)

97. PROFESSIONAL SERVICES TO THE REGIONAL TRAVEL REDUCTION PROGRAM – (APPROVED)

Approve an intergovernmental agreement between Maricopa County and the Regional Public Transportation Authority (RPTA)/Valley Metro in the amount of \$400,000 for professional services to the Maricopa County Regional Travel Reduction Program (TRP). Funding to support these activities is from a grant to Maricopa County from the Arizona Department of Environmental Quality (ADEQ). The RPTA will carry out project work activities such as issuing requests for proposals and hiring consultants as necessary. This agreement becomes effective upon filing with the County Recorder and remains in effect for the period necessary to complete activities specified in the IGA, such period not-to-exceed June 30, 2008. (C8507003102)

Environmental Services

98. ADDITION TO VEHICLE FLEET – (APPROVED)

Approve an addition to the Department of Environmental Health's vehicle fleet with the purchase of 12 vehicles at a cost of \$180,500. The composition is five trucks and seven compact sedans

for the Department of Environmental Services. These vehicles will be used by the Enforcement Activity (EHEN), and Field Service Inspection Activity (FSIA). These vehicles will be purchased with Arizona Department of Health Services (ADHS) Smoke Free Arizona Contract funds. The vehicles will remain County-owned vehicles at the end of the ADHS contract. (C8807011M00)

Facilities Management

**99. CONSTRUCTION MANAGER AT RISK CONTRACT FOR SOUTHEAST JUSTICE CENTER
– (APPROVED)**

Approve and authorize the execution of Construction Manager at Risk (CMR) GMP #2, Contract No. FMD-08-018 with Holder Construction Company of Phoenix, Arizona, in the amount of \$14,238,218, to provide general construction services for the Southeast Justice Center located in Mesa, Arizona, Project No. 2827-07-108. (C7006047503)

100. BUILDING COMMISSIONING ENGINEERING SERVICES – (APPROVED)

Approve the following professional service contracts to provide “as needed” building commissioning engineering services for a five year period. The consultants will provide planning, programming, estimating, design, and construction administration services for various County projects. Consultant fees for this five year period shall be \$500,000 or less and are paid by the County's Major Maintenance budget or by budgeted department funds:

- a. **Pearson Engineering, Inc.** (Contract No. FMD-08-005) (C7008001500)
- b. **TMCx Arizona** (Contract No. FMD-08-010) (C7008002500)

101. ELECTRICAL ENGINEERING SERVICES – (APPROVED)

Approve the following professional service contracts to provide “as needed” electrical engineering services for a five year period. The consultants will provide planning, programming, estimating, design, and construction administration services for various County projects. Consultant fees for this five year period shall be \$500,000 or less and are paid by the County's Major Maintenance budget or by budgeted department funds.

- a. **Bridgers & Paxton Engineers, Inc.** (Contract No. FMD-08-001) (C7008003500)
- b. **Pearson Engineering Associates, Inc.** (Contract No. FMD-08-006) (C7008004500)

102. ENVIRONMENTAL ENGINEERING SERVICES – (APPROVED)

Approve the following professional service contracts to provide “as needed” environmental engineering services for a five year period. The consultants will provide planning, programming, estimating, design, and construction administration services for various County projects. Consultant fees for this five year period shall be \$500,000 or less and are paid by the County's Major Maintenance budget or by budgeted department funds.

- a. **SCS Engineers** (Contract No. FMD-08-016) (C7008005500)
- b. **Four Corners Environmental, Inc.** (Contract No. FMD-08-003) (Contract No. FMD-08-003) (C7008006500)
- c. **Terracon Consultants, Inc.** (Contract No. FMD-08-011) (C7008007500)

103. FIRE PROTECTION ENGINEERING SERVICES – (APPROVED)

Approve the following professional service contract to provide “as needed” fire protection engineering services for a five year period. The consultant will provide planning, programming, estimating, design, and construction administration services for various County projects. Consultant fees for this five year period shall be \$500,000 or less and are paid by the County's Major Maintenance budget or by budgeted department funds.

- a. **Rolf Jensen Associates, Inc.** (Contract No. FMD-08-012) (C7008008500)

104. MECHANICAL ENGINEERING SERVICES – (APPROVED)

Approve the following professional service contracts to provide “as needed” mechanical engineering services for a five year period. The consultant will provide planning, programming, estimating, design, and construction administration services for various County projects. Consultant fees for this five year period shall be \$500,000 or less and are paid by the County's Major Maintenance budget or by budgeted department funds.

- a. **Bridgers & Paxton Engineers, Inc.** (Contract No. FMD-08-002) (C7008009500)
- b. **Pearson Engineering Associates, Inc.** (Contract No. FMD-08-007) (C7008010500)

105. CIVIL ENGINEERING SERVICES – (APPROVED)

Approve a professional service contract with **Dibble & Associates Consulting Engineers, Inc.** to provide “as needed” civil engineering services for a five year period (Contract No. FMD-08-015). The consultant will provide planning, programming, estimating, design, and construction administration services for various County projects. Consultant fees for this five year period shall be \$500,000 or less and are paid by the County's Major Maintenance budget or by budgeted department funds. (C7008011500)

106. BUDGET ADJUSTMENTS – (APPROVED)

Pursuant to A.R.S. §42-17106(B), approve the following changes to the FY 2007-08 Non-Departmental (470) General Fund (100) Major Maintenance (4732) budget, Year 1:

- o Create a new project entitled, “Public Health Clinic HVAC Upgrade” (PBHV), with an expenditure budget in the amount of \$1,038,000.
- o Decrease the following project expenditure budget; Southeast Regional Infrastructure Improvement (SICU) in the amount of \$1,038,000.

The adjustments have a net zero impact on the overall County budget. (C7008012800) (ADM800-003)

107. DONATION AND ADJUSTMENTS TO THE FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM – (APPROVED)

Accept a donation from the Arizona Peace Officer Standards and Training Board (AzPOST) in the amount of \$377,990, to construct a Modular Armored Tactical Combat House, as part of the Buckeye Hills Shooting Range Capital Improvement Project, for use by the Sheriff's Office.

Also, approve the following adjustments to the FY 2007-08 Five-Year Capital Improvement Program:

- o Increase the FY 2007-08 Appropriated Fund Balance (480) Intergovernmental Capital Projects Fund (422) revenue and expenditure appropriations by \$377,990.

- Increase the Appropriated Fund Balance (480) Intergovernmental Capital Projects Fund (422) Buckeye Hills Shooting Range (BBHS) project revenue and expenditure budgets in Year 1 (FY 2007-08) by \$377,990.

Donations are not local revenues for the purpose of the Constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. 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. (C7008013800) (ADM3917)

108. AMENDMENTS TO THE FY 2007-08 MAJOR MAINTENANCE PROGRAM – (APPROVED)

Pursuant to A.R.S. 42-17106(B):

- Authorize the following amendments to the FY 2007-08 Appropriated Fund Balance (480) General Fund (100) Major Maintenance (4832) Program: Add the Chambers Building (CHBD) project with an expenditure budget of \$2,399,870 in Year 1 (FY 2007-08).
- Transfer FY 2007-08 expenditure appropriation of \$2,399,870 from the Appropriated Fund Balance (480) General Fund (100) General Contingency (4811) line to the Appropriated Fund Balance (480) General Fund (100) Major Maintenance (4832) line.
- Transfer FY 2007-08 expenditure appropriation of \$700,130 from the Non-Departmental (470) General Government Grants Fund (249) Expenditure Authority Reserve (4711) "Potential Fee Increases" line to the Office of Enterprise Technology (410) Telecommunications Fund (681).

Approval of this item will provide for the remodel of the basement, second, and third floors of the Chambers building. The remodel will provide office space for the Office of Enterprise Technology (OET), the Public Information Office, and Employee Health Initiatives, as well as restroom and break room facilities. OET Telecommunications Fund balance will be utilized to fund the Telecommunication portions of the project. (C7008014800) (ADM800-003)

Planning and Development

109. MOUs WITH PROJECT PARTNERS FOR EL RIO WATERCOURSE MASTER PLAN – (APPROVED)

Approve Memorandum of Understanding (MOU) FCD2007U002 between the following parties, hereinafter called the Project Partners: City of Avondale; Town of Buckeye; Flood Control District of Maricopa County; City of Goodyear; Maricopa County Parks and Recreation Department (MCPARKS) and Maricopa County Planning and Development (MCP&D). The Memorandum of Understanding establishes the framework of cooperation between the Project Partners for the development of an implementation strategy for the El Rio Watercourse Master Plan (WCMP). (C4407010000)

110. SOLE SOURCE CONTRACTS FOR DRAINAGE PLAN REVIEW FOR FY 2007-08 – (APPROVED)

Approve the following one year sole source contracts for Drainage Plan Review for FY 2007-08:

- **Prestige Engineering** – not-to-exceed amount of \$100, 000
- **Willdan** – not-to-exceed amount of \$186,019

Approval of this action will allow the Department to continue to provide drainage plan reviews in a timely manner to the public and the County-wide development community. The County is not aware of any other providers of this services that could provide the expertise and continuity that is required for seamless services delivery. (C4408001100)

Transportation

111. EASEMENT, RIGHT-OF-WAY, AND RELOCATION ASSISTANCE DOCUMENTS – (APPROVED)

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)

112. CHANGE ORDERS – (APPROVED)

Approve the following change orders:

- a. Change Order No. 21 to Contract No. CY 2004-138 with **Haydon Building Corp**, in the amount of \$18,330 for Ellsworth Road from Germann Road to Ray Road – Phase 1, Project No. T068. Pursuant to A.R.S. §42-17106 (B), also approve an amendment to the current FY2008-2012 five-year TIP for Fund (234) – Transportation Capital Projects Fund adopted by the Board on June 20, 2007, by decreasing the FY 2007-08 (Year 1) capital budget for Project T002, Project Reserve Account capital budget by \$225,000. And, **increasing** the FY2007-2008 (Year 1) capital budget for Project T068, Ellsworth Road from Germann Road to Ray Road – Phase 1 capital budget by \$225,000. The budget adjustment will cover the amount required for Change Order No. 21 and the final payment to the contractor. (Supervisory District 1) (C6405180502)
- b. Change Order No. 1 to Consultant Services Contract No. 2005-057 with **Premier Engineering Corporation** to decrease approved contract amount by \$669,287. The contract was approved on June 21, 2006, for an amount of \$1,279,075 for design services on 7th Street: Carefree Highway to Desert Hills Drive, Project No. T177. FY 2007-08 expenditures in this agenda are contingent upon the Board approving the recommended FY 2007-08 budget. (Supervisory District 3) (C6406277501)

113. REIMBURSEMENT AGREEMENT BUCKEYE WATER CONSERVATION AND DRAINAGE DISTRICT – (APPROVED)

Approve the expenditure of the balance, \$2,503.26, of the reimbursement agreement with Buckeye Water Conservation and Drainage District (BWCDD) in FY 2007-08. BWCDD costs are for review and construction over-sight of the new bridge needed in support of MCDOT's Project T180, Cotton Lane Bridge. The total cost may not exceed the estimated amount of \$25,100 by more than 10%. FY 2007-08 expenditures in this agenda are contingent upon the Board approving the recommended FY 2007-08 budget. (Supervisory District 5) (C6405231502) (ADM2000-006)

114. ACCEPT BID FOR MCDOWELL MOUNTAIN ROAD – (APPROVED)

Accept the low bid of \$1,419,904.35 from FNF Construction, Inc., for McDowell Mountain Road: Town of Fountain Hills City Limits to Forest Road, Project No. T108, Contract No 2007-022.

Pursuant to A.R.S. §42-17106(B), also approve an amendment to the current FY 2008-2012 five-year TIP for Fund (234) – Transportation Capital Projects Fund adopted by the Board on June 20,

2007, by **decreasing** the FY 2007-08 (Year 1) capital budget for Project T002, Project Reserve Account capital budget by \$1,000,000.

And, **increasing** the FY2007-08 (Year 1) capital budget for Project T108, McDowell Mountain Road: Town of Fountain Hills City Limits to Forest Road (District 2) capital budget by \$1,000,000. (Supervisorial District 2) (C6407189501)

115. REIMBURSEMENT TO SRP FOR ENGINEERING SERVICES – (APPROVED)

Approve reimbursement to Salt River Project (SRP) in the amount of \$169,800 in accordance with the referenced SRP Design and Construction Contract, dated May 24, 2007, for engineering services and construction by SRP contracted forces for the relocation and installation of the SRP owned electrical facilities in conflict with Maricopa County Department of Transportation (MCDOT) Project T090, Power Road: Guadalupe Road to Baseline Road. MCDOT acknowledges that SRP facilities have prior rights. The cost may not exceed the estimated amount of \$169,800 by more than 10%. FY 2007-08 expenditures in this agenda are contingent upon the Board approving the recommended FY 2007-08 budget. (Supervisorial District 1) (C6407261100) (ADM2000-006)

116. REIMBURSEMENT TO SRP FOR ENGINEERING SERVICES – (APPROVED)

Approve reimbursement to Salt River Project (SRP) in the amount of \$855,840 in accordance with the referenced SRP Design and Construction Contract, dated May 24, 2007, for engineering services and construction by SRP contracted forces for the relocation and installation of the SRP owned electrical facilities in conflict with Maricopa County Department of Transportation (MCDOT) Project T090, Power Road: Guadalupe Road to Baseline Road. MCDOT acknowledges that SRP facilities have prior rights. The cost may not exceed the estimated amount of \$855,840 by more than 10%. FY 2007-08 expenditures in this agenda are contingent upon the Board approving the recommended FY 2007-08 budget. (Supervisorial District 1) (C6407262100) (ADM2000-006)

117. IMPROVEMENTS TO VAL VISTA DRIVE FROM GERMANN ROAD TO PECOS ROAD – (APPROVED)

Approve the intergovernmental agreement between Maricopa County Department of Transportation and the Town of Gilbert for the improvements to Val Vista Drive from Germann Road to Pecos Road. Although improvements to Val Vista Drive extend from Germann Road to Ray Road, the County's cost share participation is towards the cost of construction of the project between Germann Road and Pecos Road. The County will participate financially in the amount of \$1,650,000. (Supervisorial District 2) (C6407264000)

118. REIMBURSEMENT TO APS FOR ENGINEERING DESIGN AND CONSTRUCTION COSTS – (APPROVED)

Approve the reimbursement to Arizona Public Services (APS) in the amount of \$190,326 for engineering design, construction and modification of APS facilities in conflict with the Maricopa County Department of Transportation (MCDOT), Project T180, Cotton Lane Bridge. The cost may not exceed the estimated amount of \$190,326 by more than 10%. MCDOT acknowledges that APS has prior rights. FY 2007-08 expenditures in this agenda are contingent upon the Board approving the recommended FY 2007-08 budget. (Supervisorial District 5) (C6407273M00) (ADM2000-006)

119. CONTRACT FOR CRACK SEALING SERVICES – (APPROVED)

Approve the award of Job Order Contract (JOC) No. 2007-013 with CBJ Asphalt and Concrete Contractors, LLC for not-to-exceed amount of \$15,000,000 for Crack Sealing Services performed when requested by the Maricopa County Department of Transportation through a specific Work Assignment. Five firms submitted a Statement of Qualifications for this contract. From these five firms, three firms were shortlisted and interviewed. CBJ was selected after the interviews. (Supervisory District 1, 2, 3, 4, and 5) (C6407278100)

120. IGA FOR A CANDIDATE ASSESSMENT REPORT – (APPROVED)

Approve an intergovernmental agreement (IGA) between Maricopa County, through the Maricopa Department of Transportation (MCDOT), and the City of Surprise (Surprise) for a Candidate Assessment Report (CAR) for improvements to Rose Garden Lane from 109th Avenue to El Mirage Road, including a low-flow crossing of the Agua Fria River Project. MCDOT will provide staff support and Surprise will reimburse MCDOT for On-Call design consultant services. The IGA will not result in any additional expenditures by MCDOT.

Also, approve an amendment to the current FY 2008-2012 five-year CIP for Dept. (640), Fund (234) -- Transportation Capital Projects, adopted by the Board on June 20, 2007, by **increasing** the FY 2007-08 (Year 1) revenue budget for Project Number T005, Candidate Assessment Reports, by \$75,000. (Supervisory District 4) (C6407279200)

121. DECLARE PROPERTIES AS EXCESS LAND – (APPROVED)

Approve to declare seven properties as excess land. These properties were all purchased for the 303 roadway and have been recommended to be declared as excess land by project staff. All properties will be sold at public auction per A.R.S. §11-251. The following is a breakdown of the properties recommended to be declared excess. (Supervisory District 4) (C6407280000) (ADM2005)

- o A Portion of the Southwest 1/4 of Section 10 Township 4 North, Range 1 West: Approximately 67.65 acres.
- o A Portion of the Southeast ¼ of Section 10, Township 4 North, Range 1 West: Approximately 108.65 acres.
- o A Portion of the Southwest ¼ of the Southeast ¼ of Section 5, Township 4 North, Range 1 East: Approximately 5.44 acres.
- o A portion of the South ½ of Section 12, Township 4 North, Range 1 West: Approximately 75.2 acres.
- o All of the Northwest ¼ of the Southwest ¼ of the Southeast ¼ of Section 5, Township 4 North, Range 1 East: Approximately 3.5657 acres.
- o A Portion of the South half of Section 18, Township 4 North, Range 1 West, Approximately 100 acres.
- o A portion of the SW corner of Section 10, 4 North, Range 1 West, Approximately 1.5 acres.

122. TRAFFIC CONTROL CHANGES – (APPROVED)

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

- a. **Baseline Road and 67th Avenue** – A Four Way Stop (from a two-way north/south stop). This partially rescinds the Through Street Resolution on Baseline Road dated November 12, 1974. (Supervisory District 5) (C6407268000) (F23223)

- b. **67th Avenue from Southern Avenue to Baseline Road** – A 45 MPH Speed Limit Zone (from a 50 MPH Speed Limit Zone). This partially rescinds the 50 mph speed limit zone dated November 11, 1971. (Supervisory District 5) (C6407269000) (F23223)
- c. **Camelback Road and Perryville Road** – A Four Way Stop (from a two-way east/west stop). (Supervisory District 4) (C6407270000) (F23223)

123. NEW TRAFFIC CONTROLS – (APPROVED)

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

- a. **Hunt Highway from SR 87 to .25 miles east of McQueen Road** – A Weight Limit of 5 Tons. (Supervisory District 1) (C6407271000) (F23223)
- b. **McQueen Road from Hunt Highway to .25 miles north of Hunt Highway** – A Weight Limit of 5 Tons. (Supervisory District 1) (C6407271000) (F23223)
- c. **Shaw Road at 96th Place for East and Westbound traffic** – A Two-Way Stop. (Supervisory District 2) (C6407272000) (F23223)
- d. **7th Street from 1270 Feet North of Carefree Highway to 2060 Feet North of Carefree Highway (West Side Only)** – A No Stopping, Standing, Parking Anytime Zone. (Supervisory District 3) (C6407273000) (F23223)
- e. **Carefree Highway from 160 Feet East of 16th Street to 320 Feet East of 16th Street (South Side Only)** – A No Stopping, Standing, Parking Anytime Zone. (Supervisory District 3) (C6407274000) (F23223)
- f. **Carefree Highway from 100 Feet East of 12th Street to 265 Feet East of 12th Street (South Side Only)** – A No Stopping, Standing, Parking Anytime Zone. (Supervisory District 3) (C6407275000) (F23223)
- g. **12th Street from 160 Feet South of Carefree Highway to 265 Feet South of Carefree Highway (East Side Only)** – A No Stopping, Standing, Parking Anytime Zone. (Supervisory District 3) (C6407275000) (F23223)
- h. **Erie Street from 100 Feet east of Mountain Road to 100 Feet west of Meridian Road** – All Traffic to stop before entering or crossing a Through Street. (Supervisory District 1) (C6407277000) (F23223)

124. ROAD FILE AB-196 VACATE AND ABANDON – (APPROVED)

Adopt Resolution AB-196 to abandon a portion of Yearling Road in the vicinity of Yearly Road and 15th Avenue, per A.R.S. §28-7214, by extinguishing the easement which was conveyed to Maricopa County by means of an Easement and Agreement for Roadway Purposes on May 2, 1980, and recorded by the Maricopa County Recorder as docket number 14394, page 30. (Supervisory District 3) (C6407263000)

BOARD OF SUPERVISORS

Clerk of the Board

125. APPOINTMENTS/REAPPOINTMENT – (APPROVED)

- a. **Ryan White Planning Council** – Appoint John David Hasna, representing General Public, Regina Addie Lechuga, representing Service Provider (Ebony House), and Bradley Scott Allen, representing General Public, for three year terms from August 1, 2007 through July 31, 2010. (C2008002000) (ADM2153-001)
- b. **Maricopa Workforce Connections Board** – Appoint of Patrick Burkhart, Workforce Development Division Assistant Director, which serves as the workforce investment board for the balance of Maricopa County, outside the city of Phoenix, as required under the Workforce Investment Act (WIA) of 1998. The term of the appointment is from July 1, 2007, to June 30, 2009. (C2208106M00) (ADM2512-001)
- c. **Community Development Advisory Committee (CDAC)** – Appoint the following members to serve a one-year term from July 1, 2007 thru June 30, 2008. (C1708031900) (ADM1501-001)

Community	Primary	Alternate
Town of Buckeye	Council Member Robert Doster	Vice Mayor Levi Beard
City of El Mirage	Council Member Adam Super	Vice Mayor Michele Kern
Town of Gila Bend	Council Member James "Bud" Turner	Council Member Ron Henry
City of Goodyear	Council Member Frank Cavalier	Council Member Joanne Osborne
Town of Guadalupe	Mayor Bernadette Jimenez	Council Member Yolanda Solarez
Town of Queen Creek	Vice Mayor Gail Barney	Council Member Lisa Coletto-Cohen
City of Tolleson	Council Member Jose "Diego" Espinoza	Mayor Adolfo Gamez
Town of Wickenburg	Council Member John Zerby	Mayor Ron Badowski
Town of Youngtown	Vacant	Mayor Michael LeVault

126. DISSOLUTION OF PATIO DEL SOL IRRIGATION WATER DELIVERY DISTRICT NO. 4 – (APPROVED)

Pursuant to A.R.S. §48-3428, approve the petition to dissolve Patio Del Sol Irrigation Water Delivery District No. 4 in Supervisorial District 3 and order the district dissolved. The petition has been verified to be signed by the majority of the owners of acreage of lots or parcels of land entitled to receive irrigation water from the district. The Assessor's certification and the petition are on file in the Clerk of the Board's Office. (C0607113700) (ADM4343)

127. REGIONAL SCHOOL DISTRICT #509 VOUCHERS/WARRANTS – (APPROVED)

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 205 W. Jefferson, Phoenix, unless otherwise noted~

Clerk of the Board

128. ANNEXATIONS/DEANNEXATIONS – (APPROVED)

- a. Pursuant to A.R.S. §9-41.02, set a public hearing for 9:00 a.m. Wednesday, August 22, 2007, regarding ordinances filed by the City of Tolleson and the City of Phoenix deannexing and annexing certain territory within their present corporate limits. The City of Tolleson, by Ordinance 456, will deannex, and the City of Phoenix, by Ordinance 4934, will annex a portion of 75th Avenue between Van Buren Street and Buckeye Road. (ADM 4217)(ADM4213)
- b. Pursuant to A.R.S. §9-41.02, set public hearing for 9:00 a.m. Wednesday, August 22, 2007, regarding ordinances filed by the City of Phoenix and the Town of Paradise Valley deannexing and annexing certain territory within their present corporate limits. The City of Phoenix, by Ordinance G-4941, will deannex, and the Town of Paradise Valley, by Ordinance 591, in the vicinity of Tatum Boulevard and Mockingbird Lane. (ADM 4213)(ADM4211)

129. SUMMER MESA IRRIGATION WATER DELIVERY DISTRICT – (APPROVED)

Pursuant to A.R.S. §48-261 and §48-263, set a public hearing for 9:00 a.m., Wednesday, August 8, 2007, for the impact statement of the proposed Summer Mesa Irrigation Water Delivery District, located in the Summer Mesa Subdivision Community in Supervisorial District 2.

At the hearing, the Board will hear those who appear for and against the proposed district and shall determine whether the creation of the district will promote public health, comfort, convenience, necessity or welfare. If the Board of Supervisors determines that the public health, comfort, convenience, necessity or welfare will be promoted, it shall approve the district impact statement and authorize the persons proposing the district to circulate petitions. The impact statement is one file in the office of the Clerk of the Board.

Also, approve pursuant to A.R.S. §48-261(C), at the hearing, a bond in the amount of \$500 to be filed with the Board by the persons proposing the district to cover costs incurred by the County if the district is not finally organized. (C0607112700) (ADM4385)

Transportation

130. ROAD FILE DECLARATION – (APPROVED)

Set a public hearing to declare the following roads into the county highway system for 9:00 a.m., Wednesday, August 22, 2007.

Road File No. A384. In the vicinity of Old Stagecoach Road from South Line of the Southeast quarter of said Section 22 to a point on the Mid Sec Line of said Section 22. (Supervisory District 3) (C6407276000)

CONSENT AGENDA

Clerk of the Board

- 131. 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) – (APPROVED)
- 132. Appointments** – Approve the Official Appointments of Alice Crespín, John E. Fort, Monica Rae Minton, and Tammy L. Patrick as Deputy Recorders. – (APPROVED)
- 133. 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. – (APPROVED)
- 134. 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) – (APPROVED)
- 135. Compromises** – Accept the requested compromises **as payment in full**. This item was discussed in Executive Session on June 18, 2007. (List is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule.) (ADM407) – (APPROVED)
- 136. Donations** – Accept the donation reports received from county departments for June 2007 as on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule. (ADM1810) – (APPROVED)
- 137. 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) – (APPROVED)
- 138. Minutes** – Approve the minutes of the Board of Supervisors meetings held November 27, 2006, December 4, 2006, December 18, 2006, January 16, 2007, February 28, 2007, March 21, 2007,

April 2, 2007, April 16, 2007, April 18, 2007, and May 2, 2007, and May 21, 2007. - **(APPROVED AS MODIFIED)**

139. **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) – **(APPROVED)**
140. **Secured Tax Roll Corrections** – Approve requests from the Assessor for corrections of the Secured Tax Rolls. (List is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule.) (ADM705) – **(APPROVED)**
141. **Settlement of Tax Cases** – Approve the settlement of tax cases dated July 25, 2007. (List is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule.) (ADM704) – **(APPROVED)**
142. **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) – **(APPROVED)**
143. **Tax Abatements** – Approve requests for tax abatements from the Treasurer's Office pursuant to A.R.S. §41-18353. (List is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule.) (ADM708) – **(APPROVED)**
144. **Write-Offs** – Accept the requested **write-offs for accounting purposes only**. This item was discussed in Executive Session held June 18, 2007. (List is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule.) (ADM407) – **(APPROVED)**

FLOOD CONTROL DISTRICT AGENDA

- FCD-1. Approve minutes of meeting held December 4, 2006, December 18, 2006, March 21, 2007, April 18, 2007, and May 2, 2007, and May 21, 2007. – **(APPROVED AS MODIFIED)**
- FCD-2. Approve Flood Control District Personnel Agenda (Exhibit C). – **(APPROVED)**
- FCD-3. 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) – **(APPROVED)**
- FCD-4. **BUDGETING FOR RESULTS ACCOUNTABILITY POLICY** – **(APPROVED)**

Approve changes to the Budgeting for Results Accountability Policy (B1001) for the Flood Control District to provide for establishing appropriated budgets at varying levels and to make other technical adjustments. (C4908006600)
- FCD-5. **RESOLUTION - NORTHERN PARKWAY DRAINAGE IMPROVEMENTS** – **(APPROVED)**

Adopt Resolution FCD 2007R002, Northern Parkway Drainage Improvements. The Resolution authorizes and directs the Chief Engineer and General Manager of the Flood Control District of Maricopa County to develop and negotiate intergovernmental agreements (IGA) and/or agreements for the cost sharing, design, construction, construction management, rights-of-way acquisition, operation and maintenance with the Maricopa County Department of Transportation, and others and authorization to perform design; authorization for rights-of-way acquisition, and program funding for Northern Parkway Drainage Improvements (Project). (C6907069600)

FCD-6. MOU WITH PROJECT PARTNERS FOR EL RIO WATERCOURSE MASTER PLAN
– (APPROVED)

Approve Memorandum of Understanding (MOU) FCD 2007U002 between the following parties, hereinafter called the Project Partners: City of Avondale; Town of Buckeye; Flood Control District of Maricopa County; City of Goodyear; Maricopa County Parks and Recreation Department and Maricopa County Planning and Development. The MOU establishes the framework of cooperation between the Project Partners for the strategy development for the Implementation of the El Rio Watercourse Master Plan. (C6907070000)

FCD-7. ON-CALL STRUCTURES ASSESSMENT GEOTECHNICAL INVESTIGATIONS, PHASE II,
– (APPROVED)

Award Contract FCD 2006C020 On-Call Structures Assessment Geotechnical Investigations, Phase II, to AMEC Earth and Environmental Inc. The contract will be effective for a period of two years from date of execution or until the contract expenditure of \$500,000, whichever occurs first. The Flood Control District of Maricopa County and AMEC Earth and Environmental Inc, will mutually agree to a detailed scope of work for each work assignment prior to the commencement of any work. A not-to-exceed fee will be negotiated for each work assignment prior to notice to proceed with each assignment. (C6907071500)

FCD-8. ON-CALL STRUCTURES ASSESSMENT GEOTECHNICAL INVESTIGATIONS, PHASE II
– (APPROVED)

Award Contract FCD 2006C021 On-Call Structures Assessment Geotechnical Investigations, Phase II, to Gannett Fleming, Inc. The contract will be effective for a period of two years from date of execution or until the contract expenditure of \$500,000.00, whichever occurs first. The Flood Control District of Maricopa County and Gannett Fleming, Inc. will mutually agree to a detailed scope of work for each work assignment prior to the commencement of any work. A not-to-exceed fee will be negotiated for each work assignment prior to notice to proceed with each assignment. (C6907072500)

FCD-9. IGA FOR FLOODPROOFING PROJECT – (APPROVED)

Approve Intergovernmental Agreement (IGA) FCD 2006A015 between the Flood Control District of Maricopa County and the Town of Carefree, which identifies and defines the responsibilities of the District and Carefree for a floodproofing project. The District will reimburse Carefree up to \$220,000 for the construction of this project. (C6907073200)

FCD-10. RESOLUTION REGARDING THE DELEGATION OF DUTIES TO THE FLOODPLAIN REVIEW BOARD – (APPROVED)

Adopt Resolution FCD 2007R006 which outlines the Delegation of Duties to the Floodplain Review Board in accordance with A.R.S. §48-3603(C)(24) that mandates the Board of Directors of the Flood Control District of Maricopa County establish a board of hearing review for the

Enforcement Rules of the Flood Control District of Maricopa County. The Board of Directors of the Flood Control District of Maricopa authorize the five members of the Flood plain Review Board representing the Board of Directors' five districts to serve on and act as the Board of Hearing Review.(C6908002600) (ADM1912)

FCD-11. RESOLUTION AUTHORIZING REHABILITATION OF LAND – (APPROVED)

Adopt Resolution FCD 2007R005 authorizing the rehabilitation of Flood Control District of Maricopa County(District) land previously leased to the Surprise Sportsman's Club (formerly the Peoria Rod and Gun Club), located south of McMicken Dam and east of Grand Avenue in the City of Surprise. Rehabilitation by the District is required to achieve environmental regulatory compliance. Requests for specific funding authorization will follow pending contract award. (C6908003600)

**FCD-12. ADJUSTMENTS TO FISCAL YEAR 2007-08 CAPITAL IMPROVEMENTS PROGRAM
– (APPROVED)**

Approve the following adjustments to the Maricopa County Flood Control District (690) FY 2008-2012 five-year Capital Improvement Program (CIP), which result in a net decrease of \$207,000:

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

Project Number	Name	Amount
F120	PVSP (Paradise Valley, Scottsdale, Phoenix)	\$274,000
F420	Spook Hill Watershed	\$551,000
F450	Glendale-Peoria	\$1,662,000
F480	Queen Creek	\$3,030,000
F565	Durango ADMP	\$339,000
F625	Metro	\$234,000

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

Project Number	Name	Amount
F117	South Phoenix Drainage Improvement	\$102,000
F126	Salt/Gila	\$10,000
F343	Wickenburg ADMP	\$523,000
F371	Upper New River ADMP	\$77,000
F442	East Mesa	\$18,000
F470	White Tanks	\$4,032,000
F491	Higley ADMP	\$8,000
F520	Adobe Dam ADMP	\$34,000
F580	ACDC	\$17,000
F620	Maryvale	\$58,000
Project Reserve (FCPR)		\$1,004,000

Reduce the approved fund transfer from the Flood Control Fund (991) to the Flood Control Capital Projects Fund (990) by \$207,000. These funds will be reallocated in the Flood Control Fund (991) to provide for non-capital flood proofing objectives in the Town of Carefree. This action requires an appropriation adjustment reducing the Flood Control Capital Projects Fund

(990) revenue and expenditure appropriations by \$207,000 and increasing the Flood Control Eliminations Fund (900) revenue and expenditure appropriations by \$207,000. (C6908006800)

LIBRARY DISTRICT AGENDA

LD-1. Approve the minutes of meeting December 4, 2006, March 21, 2007, April 18, 2007, and May 2, 2007. – **(APPROVED)**

LD-2. Approve Library District Personnel Agenda (Exhibit D). – **(APPROVED)**

LD-3. DONATIONS – (APPROVED)

- a. Accept the donation reports received for June 2007 as on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule. (ADM2800-006)
- b. Approve and accept cash donations to the District's 2007 Summer Reading Program from the New Friends of the Maricopa County Library District in Sun Lakes in the amount of \$915.00 and the Friends of the Queen Creek Library in the amount of \$500.00. Approve and accept donations of furniture for "baby space" valued at \$1,855.00 and Weston Woods DVD/book kits for the juvenile collection valued at \$4,062.74 for the Southeast Regional Library donated by the Friends of the Southeast Regional Library. Material donations total \$5,947.74. Cash donations total \$1,415.00. Approve to amend the budget for the Library District (650), Library District Fund (244) increasing revenues and expenditures in the amount of \$1,415.00. (C6508001000) (ADM2800-006)

LD-4. BUDGETING FOR RESULTS ACCOUNTABILITY POLICY – (APPROVED)

Approve changes to the Budgeting for Results Accountability Policy (B1001) for the Library District to provide for establishing appropriated budgets at varying levels and to make other technical adjustments. (C4908008600)

LD-5. SOLICITATION SERIAL – (APPROVED)

Approve the following solicitation serial item. The action on the following item is subject to Civil Division's review and approval of the respective contract and subsequent execution of contract. It is recommended that the Board of Supervisors approve the renewal/extension of the following contract: (This is recommended with the concurrence of the using agency and the vendor, upon satisfactory contract performance and, when appropriate, after a market survey is performed). (ADM2810)

Until July 31, 2008

03032-S Digital Library Materials Flow Management System (\$550,000 estimate/one-year) Price agreement renewal to provide for maintenance and additional equipment and supplies to support and expand the Library Districts Digital Materials Flow Management System.

- **3M Company**

STADIUM DISTRICT AGENDA

SD-1. Approve minutes December 4, 2006, December 18, 2006, March 21, 2007, April 18, 2007, and May 2, 2007. – **(APPROVED)**

SD-2. Approve Stadium District Personnel Agenda (Exhibit E). – **(APPROVED)**

SD-3. RESIGNATION/APPOINTMENT – **(APPROVED)**

Arizona Diamondbacks Foundation Board of Directors – Accept the resignation of Tom Patterson, and appoint William K. Perry representing Supervisorial District 3, whose term is effective from the date of Board approval through June 30, 2009. (C0607110900)

SD-4. BUDGETING FOR RESULTS ACCOUNTABILITY POLICY – **(APPROVED)**

Approve changes to the Budgeting for Results Accountability Policy (B1001) for the Stadium District to provide for establishing appropriated budgets at varying levels and to make other technical adjustments. (C4908007600)

CALL TO THE PUBLIC AND SUMMARY OF CURRENT EVENTS

145. 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) – **(NO ACTION)**

146. Supervisors'/County Manager's summary of current events. (ADM606) – **(NO ACTION)**

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

PLANNING AND ZONING AGENDA

CONSENT AGENDA: (Detailed below)

1. S2005-060, Final Plat in the R1-18 RUPD zoning district, located at the northwest corner of Olive Avenue & 173rd Avenue (in the west Glendale area) (District 4) – **(APPROVED)**
2. S2006-004, Replat in the R1-35 zoning district, located at 8540 E. McDowell Road (in the east Mesa area) (District 2) – **(APPROVED)**

CONSENT AGENDA DETAIL:

1. **S2005-060** District 4
Applicant: Gary Wagner with CMX, LLC
Location: Northwest corner of Olive Avenue & 173rd Avenue (in the west Glendale area)
Request: Final Plat in the R1-18 RUPD zoning district for Zanjero Pass Parcel 4, Phase 1 (approximately 43.02 gross acres)
2. **S2006-004** District 2
Applicant: Pearce Homes
Location: 8540 E. McDowell Road (in the east Mesa area)
Request: Replat in the R1-35 zoning district for Lot 30 of Thunder Mountain (approximately 0.81 gross acres)