

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
July 7, 2004**

The Board of Supervisors of Maricopa County, Arizona convened in Formal Session at 9:00 a.m., July 7, 2004, in the Board of Supervisors' Auditorium, 205 W. Jefferson, Phoenix, Arizona, with the following members present: Andrew Kunasek, Chairman, District 3, Fulton Brock, District 1, Don Stapley, District 2, Max W. Wilson, District 4 and Mary Rose Wilcox, District 5 (entered late). Also present: Fran McCarroll, Clerk of the Board; Shirley Million, Administrative Coordinator; Sandi Wilson, Deputy County Administrative Officer; and Paul Golab, Deputy County Attorney.

INVOCATION

Father Bill Wack, CSC, Director of Andre House, delivered the invocation.

PLEDGE OF ALLEGIANCE

Scott Mara, Human Resources, led the assemblage in the Pledge of Allegiance.

PET OF THE MONTH

Nancy Harris introduced the "Pet of the Month" from Maricopa County Animal Care & Control, a two-year old Queensland Healer cattle dog who "is very energetic and loves to play" named Buddy. Ms. Harris said that Buddy, and many other dogs and cats looking for a new home, may be found at the pet adoption center at 5231 North 35th Avenue. Those wanting a pet are urged to go to the center to view the many animals who are waiting to be adopted by someone who will love them.

SERVICE AWARDS

Presentation of service award plaques were made by Chairman Kunasek and the appropriate department heads to honor the following employees, who have provided 30 or more years of public service as employees of Maricopa County. (C35040349) (ADM3341)

~ Supervisor Wilcox entered the meeting ~

- John T. McGuire, Juvenile Probation, 30 Years as of April 6, 1974
- Rosita T. Galvan, Trial Courts, 30 Years as of April 7, 1974
- Anna M. Harper, Assessor's Office, 30 Years as of April 18, 1974
- Robert A. Ingram, Parks & Recreation, 30 Years as of April 21, 1974
- Kim N. Stuart, County Attorney's Office, 30 Years as of April 22, 1974
- David A. Bash, County Attorney's Office, 30 Years as of April 29, 1974
- Jill L. Woods, Integrated Criminal Justice Information, 30 Years as of May 28, 1974
- Susana C. Hernandez, Human Services, 30 Years as of June 5, 1974
- June Y. Martinez, Juvenile Probation, 30 Years as of June 30, 1974

Chairman Kunasek reminded all awardees that their names will be permanently imprinted on the County's obelisk to honor long-term employees that is in front of the Court's building at 205 West Jefferson. He honored the "quiet" long-serving, employee "who serves faithfully and without recognition and who signifies what is great in public service."

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RECOGNITION AND COMMENDATION TO PARKS & RECREATION EMPLOYEES

Bill Scalzo, Director of Parks and Recreation, recognized the life-saving efforts of Parks & Recreation employees London Lacy and Lloyd Anderson to locate and assist an Estrella Mountain Regional Park visitor. (C3004034M) (ADM650)

Mr. Scalzo said that Lloyd Anderson noticed that Lonnie Pittman, who hikes at the park every day of the year, had not kept to his usual schedule and had not returned to his car to leave the park at his usual time. A search was begun and Mr. Pittman was subsequently found "dragging himself" back to a populated area. He had lost consciousness because of low blood sugar and lack of oxygen from a heart problem. The fire department took him to the hospital. Mr. Scalzo said, "These two anticipated what this customer needed, saved his life and showed how much we care about our customers." He recognized them, not only as Park employees but also as lifesavers in the community. Supervisor Wilson added, "You're in good hands when you come to the Maricopa County Park system."

PRESENTATION OF NATIONAL ASSOCIATION OF COUNTY PARKS & RECREATION OFFICIALS (NACPRO) CERTIFICATE

Presentation of National Association of County Parks & Recreation Officials (NACPRO) certificate by Supervisor Wilson to Parks & Recreation Commissioner Celeste Hamilton. (C3004030M) (ADM650)

Supervisor Wilson said that Celeste Hamilton is another one of the heroes from the Park's Department. In February 2004 Ms. Hamilton was nominated by the Parks and Recreation Department for the National Association of County Parks and Recreation Officials Outstanding Volunteer work. She has been active in many different volunteer roles dealing with local and national parks since 1991.

PROCLAMATION FOR EMPLOYEE APPRECIATION DAY AT MARICOPA COUNTY PARKS

Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to proclaim September 6, 2004, Employee Appreciation Day at Maricopa County Parks and waive the \$5 vehicle day use entry fee for county employees. Fran McCarroll, Clerk of the Board, read the following proclamation. (C6004031M) (ADM654) (ADM3210)

PROCLAMATION

**Board of Supervisors, County of Maricopa,
State of Arizona**

PROCLAIMS September 6, 2004, County Employee Appreciation Day in Maricopa County Parks

WHEREAS, the Maricopa County Parks are celebrating the 50th anniversary of the creation of Estrella Mountain Park which led to the current county regional parks system; and

WHEREAS, the Maricopa County Parks now features the nation's largest county park system; and

WHEREAS, the Maricopa County Parks with 10 regional parks total more than 120,000 acres; and

WHEREAS, more than 3 million park visitors enjoy affordable recreation each year; and

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WHEREAS, the employees of Maricopa County should be encouraged to visit one of the Maricopa County Parks.

NOW, THEREFORE, BE IT RESOLVED, that the Maricopa County Board of Supervisors do hereby proclaim Monday, September 6, 2004, County Employee Appreciation Day in Maricopa County Parks, and encourages Maricopa County employees to present their official badges to gain free entrance to the parks.

DATED this 7th day of July 2004.

/s/ Andrew Kunasek, Chairman of the Board, District 3
/s/ Fulton Brock, District 1
/s/ Don Stapley, District 2
/s/ Max Wilson, District 4
/s/ Mary Rose Wilcox, District 5

ATTEST:

/s/ Fran McCarroll, Clerk of the Board

PUBLIC HEARING – LIQUOR LICENSE APPLICATIONS

Chairman Kunasek called for a public hearing on the following liquor license application. No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Wilson and seconded by Supervisor Wilcox, to recommend approval of the following liquor license applications:

Application filed by John Stocker, for a Permanent Extension of Premises/Patio Permit: (ADM664.74)

Business Name:	Union Hills Country Club
Location:	9860 Lindgren Avenue, Sun City

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

PUBLIC HEARING – PARK PARADISE CONVERSION DISTRICT (PROPOSED)

Pursuant to ARS §40-344, Chairman Kunasek called for a public hearing on the petitions submitted regarding the creation of the Park Paradise Conversion District. (ADM2061)

Kevin Costello, County Attorney's Office, reported that SRP (Salt River Project) submitted a petition for the conversion of the Park Paradise Conversion District, which is required to be supported by 60% of the property value in the proposed district boundaries and owners of 60% of the property in the area. The petitions submitted do not meet the standards required by statute. Because of this, Mr. Costello recommended that the Board reject the requested creation of this district.

Motion was made by Supervisor Wilson, seconded by Supervisor Stapley, and unanimously carried (5-0) that the Board not issue an order establishing the Park Paradise Conversion District as staff has advised that there are not enough valid signatures on the petitions to meet the statutory requirements.

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ROAD DECLARED (ROAD FILE NO. A026)

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) that the following resolution be adopted: (C64042565)

WHEREAS, pursuant to A.R.S. §18-201 through 18-203, on the 2nd day of June 2004, the County Engineer and others filed with the Board of Supervisors of Maricopa County, Arizona, a petition praying the Board to establish, open and declare as a county highway the following described lines, to-wit:

A roadway 60 feet in width, together with all appurtenances and easements of record, lying within Section 33, Township 2 North, Range 2 West, of the Gila and Salt River Base and Meridian, said roadway herein described as follows:

The East 30 feet of the South 3/4 of the West half of the Southwest quarter of Section 33, Township 2 North, Range 2 West, of the Gila and Salt River Base and Meridian

Together with the West 30 feet of the South 3/4 of the East half of the Southwest quarter of Section 33, Township 2 North, Range 2 West, of the Gila and Salt River Base and Meridian.

(Said roadway also known as 193rd Avenue from McDowell Road to Monte Vista Road, located in Supervisor District 4 and in an unincorporated area.)

WHEREAS, the day and hour set by the Board for a public hearing on said petition has arrived, and notice of said hearing has been given to the public by advertising once a week for two consecutive weeks in The Arizona Business Gazette; and

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

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

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

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

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

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

DATED this 7th day of July 2004.

ROAD DECLARED (ROAD FILE NO. A256)

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) that the following resolution be adopted: (C64042525)

WHEREAS, pursuant to A.R.S. §18-201 through 18-203, on the 2nd day of June 2004, the County Engineer and others filed with the Board of Supervisors of Maricopa County, Arizona, a petition praying the Board to establish, open and declare as a county highway the following described lines, to-wit:

A roadway with a variable width, together with all appurtenances and easements of record, lying within Sections Two (2), Three (3), Ten, (10), Eleven (11), Fourteen (14), Fifteen (15), Twenty-two (22), Twenty-three (23), Twenty-six (26) and Twenty-seven (27), in Township Four (4) South, Range Ten (10) West, Gila and Salt River Base and Meridian, Maricopa County, Arizona; said roadway, is described as follows:

Section 27, T4S,R10W: The East 55 feet of said Section 27 lying North of the Northerly right-of-way line of the Southern Pacific Railroad (also known as the Arizona Eastern Railroad); together with the East 40 feet of said Section 27, lying Southerly of said Northerly right-of-way line;

Section 26, T4S,R10W: The West 40 feet of said Section 26 lying North of the Northerly right-of-way line of Lahman Road;

Section 22, T4S,R10W: The East 40 feet of said Section 22;

Section 23, T4S,R10W: The West 40 feet of said Section 23;

Section 15, T4S,R10W: The East 40 feet of said Section 15;

Section 14, T4S,R10W: The West 40 feet of said Section 14;

Section 10, T4S,R10W: The East 40 feet of the Southeast-quarter (SE4) and the East 100 feet of the Northeast-quarter (NE4) of said Section 10;

Section 11, T4S,R10W: The West 40 feet of said Section 11;

Section 2, T4S,R10W: The East 40 feet of said Section 2;

Section 3, T4S,R10W: The West 40 feet of said Section 3;

(Said roadway is known as 555th from Hyder Road to Lahman Road, in Supervisor District No. 5)

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WHEREAS, the day and hour set by the Board for a public hearing on said petition has arrived, and notice of said hearing has been given to the public by advertising once a week for two consecutive weeks in The Arizona Business Gazette; and

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

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

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

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

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

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

DATED this 7th day of July 2004.

ROAD DECLARED (ROAD FILE NO. A299)

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) that the following resolution be adopted: (C64042575)

WHEREAS, pursuant to A.R.S. §18-201 through 18-203, on the 2nd day of June 2004, the County Engineer and others filed with the Board of Supervisors of Maricopa County, Arizona, a petition praying the Board to establish, open and declare as a county highway the following described lines, to-wit:

A roadway 50 feet in width, together with all appurtenances and easements of record, lying within Section 33, Township 2 North, Range 2 West, of the Gila and Salt River Base and Meridian, said roadway herein described as follows:

The East 25 feet of the South 3/4 of the West half of the East half of the Southwest quarter of Section 33, Township 2 North, Range 2 West, of the Gila and Salt River Base and Meridian

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Together with the West 25 feet of the South 3/4 of the East half of the East half of the Southwest quarter of Section 33, Township 2 North, Range 2 West, of the Gila and Salt River Base and Meridian.

(Said roadway also known as 192nd Avenue from McDowell Road to Monte Vista Road, located in Supervisor District 4 and in an unincorporated area.)

WHEREAS, the day and hour set by the Board for a public hearing on said petition has arrived, and notice of said hearing has been given to the public by advertising once a week for two consecutive weeks in The Arizona Business Gazette; and

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

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

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

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

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

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

DATED this 7th day of July 2004.

ROAD DECLARED (ROAD FILE NO. A308)

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) that the following resolution be adopted: (C64042585)

WHEREAS, pursuant to A.R.S. §18-201 through 18-203, on the 2nd day of June 2004, the County Engineer and others filed with the Board of Supervisors of Maricopa County, Arizona, a petition praying the Board to establish, open and declare as a county highway the following described lines, to-wit:

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Together with the West 25 feet of the South 3/4 of the East half of the West half of the Southwest quarter of Section 33, Township 2 North, Range 2 West, of the Gila and Salt River Base and Meridian.

(Said roadway also known as 194th Avenue from McDowell Road to Monte Vista Road, located in Supervisor District 4 and in an unincorporated area.)

WHEREAS, the day and hour set by the Board for a public hearing on said petition has arrived, and notice of said hearing has been given to the public by advertising once a week for two consecutive weeks in The Arizona Business Gazette; and

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

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

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

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

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

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

DATED this 7th day of July 2004.

TAX DEEDED LAND SALE

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to accept high bids that were less than the total amount of taxes, penalties, interest and costs owed on

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properties offered for sale by auction on June 21, 2004 as reported on list on file in the Office of the Clerk of the Board and direct that deeds be prepared to convey the properties sold. High bids that exceeded the total amount of taxes, penalties, interest and costs owed on the properties were deemed accepted and deeds issued without further Board action as specified in the Board resolution and Tax Deeded Land Sale Procedures adopted on May 19, 2004. Total proceeds of the sale totaled \$148,384. (ADM656-2004)

ANNUAL PLAN FOR FY 2004-2005 FOR COUNTY AUDITOR

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve the County Auditor's annual plan for FY 2004-2005. (C2304005M) (ADM2600)

Supervisor Stapley said he wished to take this occasion of approving the annual plan for Ross Tate, Internal Audit, to thank him and his staff for the hard work and outstanding job that they do for the County.

CALL FOR ELECTION FOR CONTINUATION AND LEVY OF COUNTY TRANSPORTATION EXCISE (SALES) TAX

Pursuant to Chapter 2, Session Laws 2004, motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to call for an election for the continuation and levy of a county transportation excise (sales) tax as provided by ARS §42-6105, to be held on November 2, 2004, at the county's general election. Also, direct the County Elections Department to prepare and print publicity pamphlets, ballots and sample ballots as provided by law, and to account for the costs incurred with respect to this ballot issue for payment by the state treasurer. (C21040207) (F23140)

VEHICLE USE AGREEMENT WITH NATIONAL INSURANCE CRIME BUREAU (NICB)

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve the Vehicle Use Agreement between the National Insurance Crime Bureau (NICB) and the Maricopa County Sheriff's Office (MCSO) for the use of a 2002 Cadillac Escalade for a designated purpose in association with the Arizona Automobile Theft Authority (AATA), Law Enforcement Program, Agenda C50055003, approved by the Board on June 2, 2004. This vehicle will be leased for \$1.00 for the term of this agreement, which is 365 days after the vehicle is delivered to MCSO. (C50045514)

BUREAU OF JUSTICE ASSISTANCE, STATE CRIMINAL ALIEN ASSISTANCE PROGRAM (SCAAP)

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve acceptance of \$922,938 in funding from the Bureau of Justice Assistance, State Criminal Alien Assistance Program (SCAAP) to be deposited into the Detention Fund, Appropriated Fund Balance. Also, approve an increase to the FY 2004-2005 revenue and expenditure authority of Appropriated Fund Balance (480) Detention Fund (255) Reserved Contingency (4811) for the line item "Reserved Contingency, Jail Projects" in the amount \$922,938. 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 ARS §42-17105. (C50055083)

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The Supervisors expressed appreciation for the SCAAP funds and expressed the hope that this funding will continue.

EXEMPT VEHICLES FROM MARKINGS

Pursuant to ARS §38-538.03, motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve exemption from markings including Maricopa County seals and government plates from 16 vehicles. Agenda Item C1104007M, approved by the Board on April 7, 2004, approved the purchase of 16 vehicles and the acceptance of these vehicles into the Maricopa County fleet. These vehicles will be used by Adult Probation officers on a full-time basis for the supervision of convicted felons who reside in the community and are assigned to Adult Probation's domestic violence, sex offender, warrants, and pretrial units. Surveillance of offenders is best accomplished by the use of unmarked vehicles, and more successful when it is undercover and not easily noticed by the offender, family, and friends. It is also safer for probation officers and the community when the officers and their vehicles are not easy to identify. (C1104008M) (ADM3101-V)

INTERGOVERNMENTAL AGREEMENT WITH ARIZONA DEPARTMENT OF HEALTH SERVICES

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve an Intergovernmental Agreement between Maricopa County and the Arizona Department of Health Services (ADHS) authorizing ADHS or its contracted Regional Behavioral Health Authority (RBHA) to provide mental health screening, evaluation and treatment services to "remanded juveniles" in the Maricopa County Jails who need the services. The IGA authorizes ADHS to expend up to \$200,000 from the "Non-SMI" funds that the county already provides to ADHS pursuant to the Intergovernmental Agreement executed in connection with Arnold v Arizona Department of Health Services, et al, Maricopa County Superior Court Cause No. C432355 (Arnold v Sarn). (C39040202)

MARICOPA COUNTY AND JUDICIAL BRANCH PERSONNEL AGENDAS

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve Maricopa County (Exhibit A) and Judicial Branch (Exhibit B) Personnel Agendas. Exhibits A and B will be found at the end of this set of minutes.

AMENDMENT TO COOPERATIVE AGREEMENT WITH PHOENIX SPEEDWAY CORPORATION, INC.

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve an amendment to the cooperative agreement between Maricopa County, through its Parks and Recreation Department, and Phoenix Speedway Corporation, Inc. (PSC) thereby clarifying certain language in the agreement with respect to the county's easement. Phoenix International Raceway (PIR) is immediately adjacent to the northeast corner of Estrella Mountain Regional Park. In a parallel development, the Parks and Recreation Department provides recreational facilities at this same portion of the park, which includes group camping areas, a mountain bike competitive track, and other facilities for the benefit of the general public. In order to provide public access to this portion of the park, the county has an existing easement that crosses through the middle of PSC property. PSC does not object to such an easement remaining in place in exchange for continued reserved exclusive use of the camping and parking areas at the mountain bike competitive track for the benefit of race event spectators during NASCAR race events at PIR. PIR staff will continue to provide security, porta-jons, dust control, trash receptacles, and cleanup of the area following each race event. Parks will continue to have use of the area at all other times for group camping, daily use of the competitive track, and sponsored events on the mountain bike competitive track. The term of the amendment

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is until December 31, 2004, at which time the entire agreement is scheduled to expire or subject to renegotiation. (C3099007101)

COOPERATIVE AGREEMENT WITH YOUTH CORPS OF SOUTHERN ARIZONA

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve and execute a cooperative agreement with Youth Corps of Southern Arizona to enhance the development and maintenance of the County Parks Trail System. Youth Corps of Southern Arizona (YCOSA) is a non-profit Arizona corporation that conducts and maintains training and development programs for the purpose of providing training, education, and career enhancement of youth. YCOSA works with various federal, state, and county land management agencies throughout the west in order to provide these programs. There are benefits to cooperating with youth organizations like YCOSA, and providing youth the opportunity to learn about principles and practices of resource management and conservation. (C30040290)

AGREEMENT RESOLVING CLAIMS FOR DAMAGE DONE TO SAN TAN REGIONAL PARK

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve an agreement resolving claims of the Parks and Recreation Department for damage done to San Tan Regional Park. The agreement calls for restitution payments to the county of \$22,000, plus the construction of a stonewall to prevent further damage to the park from vehicles in the area and provides an additional access point for the park. The agreement also allows the individual charged with damaging the park to qualify for the adult diversion program for the charges. Also, authorize the Chairman to execute the agreement. (C30040331) (ADM3200-004) (ADM3233)

FEASIBILITY STUDY FOR A MULTI-USE PATH ALONG THE CENTRAL ARIZONA PROJECT AQUEDUCT SYSTEM

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve and adopt the Feasibility Study for a Multi-Use Path Along the Central Arizona Project Aqueduct System. This feasibility study was conducted in partnership between the Central Arizona Water Conservation District and the State of Arizona, U.S. Bureau of Reclamation, Maricopa County, and the Cities of Mesa, Peoria, Phoenix, and Scottsdale. This study refers to the portion of the CAP within the existing canal right-of-way/easement from the Reversible Canal (Waddell Turnout) west of Lake Pleasant Road in the City of Peoria to the southern limits of the City of Mesa. (C3004036B) (ADM3200)

FUND TRANSFERS

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

EXECUTE CAPITAL LEASE DOCUMENTS REQUIRED FOR ACQUISITION OF COUNTY DEPARTMENTAL COMPUTER EQUIPMENT

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to authorize the Chairman to execute all capital lease documents, including the "Declaration of Official Intent,"

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required for the acquisition of county departmental computer equipment approved per the FY 2004-2005 budget process. The county has determined a need to provide updated technology equipment on a three-year "refresh" basis. Therefore, most departments will not purchase computer equipment outright, but will enter into a three-year capital lease for computer equipment facilitated by the Office of the CIO. The county intends to enter into reimbursement capital lease financing for the purchase of departmental computer equipment not to exceed the approved budget amount of \$7,000,000 for FY 2004-2005. The county will be reimbursed for the expenditures with the proceeds of the lease obligation. (C18040508) (ADM1831)

RIGHT-OF-ENTRY TO THE CITY OF PHOENIX

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve and execute a grant of right-of-entry to the City of Phoenix for county-owned land between 6th and 7th Avenues on the south side of Jefferson Street. The property will be used for construction staging and contractor parking during construction of a DNA Laboratory for the Phoenix Police Department. As consideration, the City of Phoenix will make improvements to existing county-owned parking lots in the downtown area. The site is currently unused. Maricopa County will receive the benefit of work in-kind valued at approximately \$10,000. (C1804052B) (ADM810)

RELOCATION DETERMINATION REVIEW PROCEDURES

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to adopt the Relocation Determination Review Procedures for relocation benefits and assistance for persons or business displaced by a county program or project. The procedures provide a process for a displaced person or business to appeal the determination of relocation benefits to an independent hearing officer. The amount of relocation benefits is governed by state law and is not altered by this procedure. (C18040536) (ADM810)

TRIAL COURTS (SUPERIOR COURT/JUSTICE COURTS) QUARTERLY COLLECTION

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to certify Maricopa County Trial Courts (Superior Court/Justice Courts) quarterly collection for the fourth quarter of FY 2003-2004 of \$13,909,236.90 and authorize a remittance of \$401,295.61 from the county to the State of Arizona, as required by ARS §12-116.04. This remittance represents 75% of the amount collected in excess of the fourth quarter collections (the "baseline") of FY 2002-2003. Submission of this certification and remittance of the funds to the State Treasurer is due on or before July 15, 2004. (C18040558) (ADM1011)

QUIT CLAIM DEEDS

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (5-0) to approve and execute two Quit Claim Deeds to property described below. The properties were conveyed to Maricopa County without knowledge or acceptance of ownership by Maricopa County. This action is required to remove a cloud on the title created when the deed was recorded. (C1804054B) (ADM811)

- a) To Marlan Ritter: The South Half of the Southwest Quarter of the Northeast Quarter of the Northwest Quarter of Section Thirteen, Township Two North, Range Seven West of the Gila and Salt River Base and Meridian.

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- b) To Marsha Weisbeck: The South Half of the Northeast Quarter of the Southeast Quarter of the Northwest Quarter of Section Thirteen, Township Two North Range Seven West of the Gila and Salt River Base and Meridian.

CONVEYANCE OF UTILITY EASEMENT TO ARIZONA PUBLIC SERVICE

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (5-0) to authorize the conveyance of a Utility Easement to Arizona Public Service for the lighting project No. W213324, between 3rd Avenue and 4th Avenue along Madison Street. The easement is on the north side of Madison Street approximately 200 feet east of 4th Avenue. (C1804056B) (ADM2009)

SOLICITATION SERIALS

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

Award of Solicitation Serials:

- 04007-RFP SHORT TERM DISABILITY PLAN ADMINISTRATOR** (\$600,000 est./three (3) years with three one-year renewal options)
Pricing agreement for administration and claims processing services for the short-term disability program for Maricopa County employees.
- VPA Inc.
- 04041-S PUMPING SERVICES: GREASE, LINT, CESSPOOL, AND SUMP TRAP** (\$250,000 est./five (5) years with a one-year renewal options)
Pricing agreement for pumping services as requested by the Facilities Management Department.
- Ecology Control Industries
- 04058-C PLASTIC AND STYROFOAM PRODUCTS AND UTENSILS** (\$1,200,000 est./three (3) years with three one-year renewal options)
Pricing agreement to purchase plastic and styrofoam products and utensils as requested by MCSO.
- All City Distributing
 - Andrews Restaurant Supply, Inc.
 - DPI-Epicurean Fine Foods
 - Interboro Packaging Copr.
- 04070-C PRINT SHOP COPY PAPER** (\$450,000 est./three (3) years with three one-year renewal options)
Pricing agreement to purchase copy paper for the Reprographics Division of Materials Management.
- Spicers Paper
- 04071-C JET A FUEL PURCHASE AND DELIVERY** (\$200,000 est./three (3) years with three one-year renewal options)
Pricing agreement for jet A fuel purchase and delivery for MCSO.

- Western Petroleum Company

04073-C LIQUID INSECTICIDE (\$200,000 est./three (3) years with two one-year renewal options)
Pricing agreement to purchase liquid insecticide for the Environmental Services Department for use in killing adult mosquitoes.

- Public Health Equipment & Supply Company, Inc.
- Univar USA, Inc.

04088-C MORGAN CITY WASH FENCING PROJECT (\$259,704 est./one (1) year with a one-year renewal option)
Pricing agreement to purchase pipe rail fencing to control the burro population at Lake Pleasant Regional Park.

- Sky Engineering, Inc.

Contract Extension:

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

Until December 31, 2005

00143-SC DENTAL SERVICES PLAN ADMINISTRATION (\$300,000 est./one (1) year)
Pricing agreement renewal for administration services for the employee dental benefits program.

- United Concordia Companies, Inc.

Until December 31, 2006

01079-RFP VISION SERVICES, MARICOPA COUNTY EMPLOYEES (\$2,650,000 est./two (2) years)
Pricing agreement renewal for vision care services for Maricopa County employees and dependents.

- AVESIS Incorporated

01086-SC PREPAID DENTAL BENEFIT PLAN (\$1,400,000 est./two (2) years)
Pricing agreement renewal for a fully pre-paid dental plan for county employees.

- Employers Dental Services, Inc.

Until November 30, 2006

01127-SC COMMERCIAL PRINTING (\$500,000 est./two (2) years)
Pricing agreement renewal for outside commercial printing and related services for the Reprographics Division of Materials Management.

- Arizona Correctional Industries
- Buse Printing & Advertising
- Complete Printing & Mailing
- Courier Graphics Corp.

- Essential Direct
- Harris Printers
- Printworks Digital Graphics

Until June 30, 2006

- 02008-C INMATE CANTEEN PERSONAL CARE AND HYGIENE ITEMS** (\$600,000 est./two years)
Pricing agreement renewal for the purchase of inmate canteen personal care and hygiene items for MCSO.
- Amercare Products, Inc.
 - American Amenities, Inc.
 - Bob Barker Company, Inc.
 - Capital Enterprise, Inc.
 - Crawford Supply Company
 - Food Express USA
 - ICS
 - Securitas, Inc.
 - Village Sundries and Tobacco, Inc.
 - Jenny Service Company

Until August 31, 2007

- 02037-C MAINTENANCE, REPAIR AND OPERATING SUPPLIES** (\$1,391,000 est./three (3) years)
Pricing agreement renewal for the purchase of maintenance, repair and operating supplies for use by various departments throughout the County.
- Certex-West
 - Clark Security Products, Inc.
 - Copper State Bolt & Nut, Co., Inc.
 - Electric Supply, Inc.
 - Engineered Plastic Systems, LLC
 - Graybar Electric Co., Inc.
 - The Home Depot/Maintenance
 - Lowes Companies, Inc.
 - Tri-Tek Electronics
 - Eco-Air Products, Inc.
 - United Refrigeration
 - American Industrial Supply
 - Tri-Valley Electric Supply
 - The Trane Co.
 - Tri Star Industrial Co.
 - Ferguson Enterprises, Inc.
 - NAPA (Genuine Parts Co.)
 - Snap-on Industrial
 - ORCO Construction Supply
 - Thomas Pipe & Supply, Co.
 - ZEP Manufacturing Co.

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- Six Points Hardware
- Borders Turf & Tractor, Inc.
- Holman's Inc.
- Southwest Concrete Accessories
- Boerner Company
- Pauls Scottsdale Hardware, Inc.
- Ramsey Welding Supply
- Spartan Tool, LLC
- Camfil Farr Company
- Barrett Homes Contractors

Until August 31, 2006

- 02051-C REUSABLE/DISPOSABLE PRISON TRAYS AND COVERS** (\$600,000 est./two (2) years)
Pricing agreement renewal for the purchase of reusable/disposable prison trays and covers for MCSO. These will be used in the re-thermalization food preparation units in the new jail facilities.
- WNA Hopple Plastics, Inc.

Until September 30, 2007

- 02084-C ASPHALTIC CONCRETE MIX** (\$1,050,000 est./three (3) years)
Pricing agreement renewal for the purchase of asphaltic concrete mix for MCDOT.
- Mesa Materials, Inc.
 - Vulcan Materials-Western Div.

Until December 31, 2010

- 00036-RFP DIGITAL COPIERS, COST PER COPY** (\$7,000,000 est./ 5 Years) -
CONTINUED
- Price agreement renewal for the placement and use of digital copiers on a cost per copy basis. Equipment, supplies and maintenance are provided by the vendor. County furnishes copy paper. This is an early renewal. The savings for this early renewal is \$4,820,000 over seven years.
- Hughes Calihan Corporation

Continued to the August 18 meeting

Increase in the contract amount for the following contract(s). This request is due to an increased usage by County departments.

- 00192-SC CONCRETE PLACEMENT & TRAFFIC SIGNAL EQUIPMENT FOUNDATION SERVICE** (\$635,000)
Increase price agreement value from \$400,000 to \$1,035,000. This \$635,000 increase is being requested by the McDOT to purchase increased concrete placement and traffic signal equipment foundation services. The original price agreement was initially approved by the Board on February 21, 2001, and was

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renewed by the Materials Management Director in the amount of \$400,000 on January 8, 2004. This contract will expire on February 28, 2005.

- Dohrn Companies, Inc.
- Quakenbush Construction Corp.

02080-RFP LANDSCAPE SERVICES (\$800,000) CONTINUED TO AUGUST 18, 2004.

Increase price agreement value from \$770,000 to \$1,570,000. This \$800,000 increase is being requested by the Facilities Management Department for landscaping services for the remainder of the contract period. The initial price agreement was approved by the Board on December 12, 2002, in the amount of \$760,000 and subsequently increased by the Materials Management Director on June 17, 2004, in the amount of \$10,000. This price agreement will expire on December 31, 2005.

- Handyman Maintenance, Inc. (HMI)

Supervisor Wilson asked for an explanation on the funding increase of \$800,000 for this item. Steve Conner, Director of Facilities Management, responded the this increase represents "the addition of the new buildings in the jail expansion program and also represents the increased usage by MCDOT and Flood for their properties as they will also be using that contract for the next 18 months. He said that the contract calls for a unit-price base and is billed per site.

Wes Baysinger agreed that charges were priced by location and new locations are being added as the new facilities are opened. He said that additionally there has been some increased usage by other departments that had not been anticipated that has depleted the available balance for the contract award. He said that when this request is brought before the Board they estimate usage over a given period of time and "spend against that balance until we reach the limit set." He said the limit is being reached earlier than expected and supplemental funds are necessary.

Supervisor Wilson asked for additional information on this increased amount and Supervisor Stapley agreed saying it would be interesting to see how the unit price on landscaping labor and materials contracts are bid and what units are being measured as he might want to apply it to doing his yard work at home. He also asked to receive additional information since this contract amount increase is more than double the initial contract request for this time period. Mr. Baysinger said they would distribute this information to all of the Supervisors.

Supervisor Brock asked if there was any kind of agreement with the Sheriff's Office to use inmate labor for any of the County's landscaping services. Mr. Connor said that there was one facility where the Sheriff's Office does provide inmates for landscaping work and that is for the new Sheriff's training facility at the Lower Buckeye Jail. Supervisor Brock asked him to inquire if this service could be expanded and thus help conserve money assigned to landscaping costs.

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (5-0) to continue this item to the meeting on August 18th.

03038-C FUEL FOR ABOVEGROUND TANKS, PURCHASE & DELIVERY (\$303,201)

Increase price agreement value from \$202,000 to \$505,201. This \$303,201 increase is being requested by the Equipment Services Department to purchase increased fuel for aboveground tanks. This contract was initially approved by the Board on September 24, 2003, in the amount of \$120,000. Subsequently the value was increased by the Materials Management Director by \$20,000 on

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November 5, 2003, increased by the Board by \$50,000 on March 17, 2004, and again increased by the Materials Management Director by \$12,000 on June 24, 2004. This price agreement expires on September 30, 2005.

- Brown Evans Distributing Company

CAPA:

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

Total Compensation

Raylene Taylor

Human Services

Yvonne Seel

Virginia Sturgill

Treasurer

Lynda Middleton

Facilities Management

Brian Willia

Juvenile Probation

Norene (Pat) Sanfie

Patricia Murray

Contract Counsel

Erika Cano

SETTLEMENT OF DEBT OWED TO MARICOPA INTEGRATED HEALTH SYSTEM

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (5-0) to approve settlement of debt owed to Maricopa Integrated Health System for medical services in the amount of \$55,000 in the matter of Lori Bridwell. (Discussed in executive session on May 17, 2004). (C7504005101) (ADM407)

FIRST PARTY PROPERTY DAMAGE REIMBURSEMENT TO HOUSING AUTHORITY FOR FIRE DAMAGE

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and unanimously carried (5-0) to approve first party property damage of \$76,367.53 to reimburse the Maricopa County Housing Authority for the fire damage to a Housing Authority Property. (C75040111) (ADM3700-004)

KENNEL PERMITS

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (5-0) to approve issuance of the following kennel permits for the term of July 7, 2004, through July 6, 2005. The cost of the each kennel permit is \$90. These are new kennel permit requests, and are recommended by AC&C with no complaints received. (ADM2304)

- a) Michael and Jill Morris, dba Morris Kennels, 2201 South 7th Avenue, No. 4, Phoenix (C7904070C)
- b) Susan DiGregario, dba S & J Kennels, 1117 North 11th Street, Phoenix (C7904071C)
- c) Malcolm Harrison, dba Harrison Kennels, 930 West Sunland Avenue, Phoenix (C7904072C)
- d) Cheryl D. Wilson, dba Wilson's Kennel, 3301 West Corrine, Drive, Phoenix (C7904073C)

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- e) Gary Walker, dba Walker Kennels, 11404 West Olive Drive, Avondale (C7904074C)

KENNEL PERMIT RENEWALS

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (5-0) to approve the following kennel permit renewals for the term of July 7, 2004, through July 6, 2005. The cost of each kennel permit is \$90. These are renewal kennel permit requests, and are recommended by AC&C with no complaints received. (C7904075C) (ADM2304)

- Pat Taylor, dba Taylor Kennels, 3137 West Maryland Avenue, Phoenix, Permit No. 380 (Supervisory District No. 5)
- Gloria Dorsey, dba Gloria Dorsey Kennels, 213 East Elm Lane, Avondale, Permit No. 050 (Supervisory District No. 5)
- Lynn and Lerry Jech, dba Keepsake St. Bernards & Border Terriers, 11446 West Hidalgo Avenue, Tolleson, Permit No. 356 (Supervisory District No. 5)
- Emille K. Weddle-Cunningham, dba Soft Touch Rescue, 5333 North 30th Drive, Phoenix, Permit No. 332 (Supervisory District No. 4)
- Angel and Tomasa Acosta, dba Acosta Kennels, 3807 West Pierce Street, Phoenix, Permit No. 318 (Supervisory District No. 5)

ADMINISTRATIVE AMENDMENT TO LEASE WITH THE BOYS AND GIRLS CLUB OF THE EAST VALLEY, INC.

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (5-0) to approve Administrative Amendment No. 1 to Lease No. L7339 with The Boys and Girls Club of the East Valley, Inc. for a Head Start classroom and playground facility located at 44 North Oak, Gilbert. This amendment will change the action of the lease term from one year commencing September 1, 2003, through August 31, 2004, to five years commencing September 1, 2003, through August 31, 2008, with an annual rate of \$4,800, plus rental tax, as stated in the lease agreement. This agreement contains a 90-day termination clause and does not include any county general funds. (C2204107401)

AMENDMENT TO CONTRACT WITH BOYS & GIRLS CLUBS OF METROPOLITAN PHOENIX

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (5-0) to approve Amendment No. 2 to contract with the Boys & Girls Clubs of Metropolitan Phoenix to provide tobacco use prevention and education services. The amendment retroactively extends the contract from July 1, 2004, through June 30, 2005, updates work statement and compensation language and increases the contract dollar amount by \$75,000. Total funding for the contract will increase from \$125,625 to \$200,625. (C8603045102)

AMENDMENT TO INTERGOVERNMENTAL AGREEMENT WITH ARIZONA DEPARTMENT OF HEALTH SERVICES AND APPROPRIATION ADJUSTMENT

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (5-0) to approve Amendment No. 2 to Intergovernmental Agreement No. HG454008 with the Arizona Department of Health Services (ADHS) to provide Tuberculosis Control Services. The amendment revises the scope of work and increases the FY 2005 funding level by \$50,779. Funding for the budget term of July 1, 2004, to June 30, 2005, will increase from \$425,000 to \$475,779. The Board of Supervisors approved the acceptance of FY 2005 funding not-to-exceed \$425,000 for this grant on

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January 21, 2004, as part of the Department of Public Health's current Consolidated Letter of Intent (C86040453LI). Approves also, upon award of the grant funds, an appropriation adjustment to Public Health Department Grant Fund (Department 860 /Fund 532) of revenues and expenditures in the amount of the funds awarded by the Arizona Department of Health Services, not to exceed \$50,779. The appropriations adjustment is necessary because these funds were not included in the FY 2005 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. This budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to ARS §42-17105. (C8603160202)

AMENDMENTS TO CONTRACTS FOR WELL-WOMEN HEALTH CHECK SERVICES

Motion was made by Supervisor Wilson, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the following amendments to provide well-women health check services to uninsured or underinsured women.

- a) Amendment No. 4 to contract with the Arizona Board of Regents, for and on behalf of Arizona State University (ASU) and ASU's Community Health Services, retroactively increasing the contract dollar amount by \$8,000. Total funding for the contract term that ended September 30, 2003, will increase from \$65,232 to \$73,232. (C8603074104)
- b) Amendment No. 1 to contract with Catholic Healthcare West II dba St. Joseph's Hospital and Medical Center, retroactive to June 1, 2004, and increases the contract dollar amount by \$7,027. Total funding for the contract term ends June 30, 2004, will increase from \$45,973 to \$53,000. All other terms and conditions remain unchanged. (C8604080101)
- c) Amendment No. 1 to contract with the Arizona Board of Regents, for an on behalf of Arizona State University (ASU) and ASU's Community Health Services, retroactive to June 1, 2004 and increases the contract dollar amount by \$22,527. Total funding for the contract term ends June 30, 2004, will increase from \$80,453 to \$103,000. All other terms and conditions remain unchanged. (C8604084101)

NON-FINANCIAL AFFILIATION AGREEMENT WITH VHS OF PHOENIX, INC., dba PHOENIX BAPTIST FAMILY MEDICINE CENTER

Motion was made by Supervisor Wilson, seconded by Supervisor Brock, and unanimously carried (5-0) to approve a non-financial affiliation agreement with VHS of Phoenix, Inc., dba Phoenix Baptist Family Medicine Center to allow their participation in the Family Practice Residency Program in public health/community medicine. The term of the agreement is from Board of Supervisors approval to June 30, 2008. (C86040030)

DONATION OF VARIOUS VACCINES

Motion was made by Supervisor Wilson, seconded by Supervisor Brock, and unanimously carried (5-0) to accept an additional donation of various vaccines, at no cost to Maricopa County, from the Arizona Department of Health Services (ADHS) for use in the Maricopa County Department of Public Health's (MCDPH) Immunization Program. The value of the additional vaccines is estimated at \$1,000,000. This grant-like item is awarded in kind and the value of which will be booked as a revenue and expenditure in

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the Finance System. The total estimated value of the vaccines received in FY 2004 will increase from \$3,000,000 to \$4,000,000. (C8604010M01) (ADM2150)

INTERGOVERNMENTAL AGREEMENT WITH ARIZONA DEPARTMENT OF HEALTH SERVICES AND APPROPRIATION ADJUSTMENT

Motion was made by Supervisor Wilson, seconded by Supervisor Brock, and unanimously carried (5-0) to approve Intergovernmental Agreement No. HG454447 with the Arizona Department of Health Services for the HIV Prevention Promise Program. The term of the agreement is retroactive to March 1, 2004, and shall remain in effect through July 31, 2007, for a grant dollar amount not-to-exceed \$125,000. Approve, upon award of the grant funds, an appropriation adjustment to Public Health Department Grant Fund (Department 860 /Fund 532) of revenues and expenditures in the amount of the funds awarded by the Arizona Department of Health Services, not-to-exceed \$125,000. The appropriations adjustment is necessary because these funds were not included in the FY 2004 and FY 2005 budgets. 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 ARS §42-17105. (C86040652)

GRANT FUNDING FROM GENERAL MILLS FOUNDATION AND APPROPRIATION ADJUSTMENT

Motion was made by Supervisor Wilson, seconded by Supervisor Brock, and unanimously carried (5-0) to approve and accept grant funding from the General Mills Foundation to enhance the MCDPH's Promoting Lifetime Activity for Youth (PLAY) Program. The one-time grant award of not-to-exceed \$10,000 was awarded on May 10, 2004, with funds to be fully expended by September 30, 2005. By approving this agenda item, the Board will be authorizing the Chairman to sign all applications, contracts and subsequent administrative amendments related to this grant. Approve, upon award of the grant funds, an appropriation adjustment to Public Health Department Grant Fund (Department 860/Fund 532) of revenues and expenditures in the amount of the funds awarded by the General Mills, not-to-exceed \$10,000. The appropriations adjustment is necessary because these funds were not included in the FY 2004 budget. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, 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 ARS §42-17105. (C86040663)

INTERGOVERNMENTAL AGREEMENT WITH ARIZONA DEPARTMENT OF HEALTH SERVICES AND APPROPRIATION ADJUSTMENT

Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve Intergovernmental Agreement No. HP454366-003 with the Arizona Department of Health Service for the Promoting Healthy Lifestyle Program. The term of the agreement is retroactive to June 1, 2004, and shall remain in effect through June 30, 2005, for a grant dollar amount not-to-exceed \$293,014. Approve, upon award of the grant funds, an appropriation adjustment to Public Health Department Grant Fund (Department 860 /Fund 532) of revenues and expenditures in the amount of the funds awarded by the Arizona Department of Health Services, not-to-exceed \$293,014. The appropriations adjustment is necessary because these funds were not included in the FY 2004 and FY 2005 budgets. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, 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 ARS §42-17105. (C86040682)

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SOLE SOURCE CONTRACT WITH BANNER HEALTH SYSTEM dba BANNER GOOD SAMARITAN MEDICAL CENTER

Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve a sole source contract with Banner Health System dba Banner Good Samaritan Medical Center to provide a West Nile Virus hotline. The contract term is from July 1, 2004, to June 30, 2005, for a dollar amount not-to-exceed \$56,000. (C86040781)

CONTRACT WITH BANNER HEALTH SYSTEM, dba BANNER GOOD SAMARITAN MEDICAL CENTER

Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve a contract with Banner Health System dba Banner Good Samaritan Medical Center to provide disease reporting line services. The contract term is from July 1, 2004, to June 30, 2005, for a dollar amount not-to-exceed \$35,000. (C86040791)

NON-FINANCIAL AFFILIATION AGREEMENT WITH CATHOLIC HEALTHCARE WEST II dba ST. JOSEPH'S HOSPITAL & MEDICAL CENTER

Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve a non-financial Affiliation Agreement with Catholic Healthcare West II dba St. Joseph's Hospital & Medical Center to allow their participation in a Pediatric and Family Practice Residency Program in public health/community medicine. The term of the agreement is retroactive from July 1, 2004, to June 30, 2006. (C86041060)

AMENDMENT TO INTERGOVERNMENTAL AGREEMENT WITH CITY OF PHOENIX FIRE DEPARTMENT

Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve Amendment No. 1 to an Intergovernmental Agreement with the City of Phoenix Fire Department to provide tobacco use prevention and education services. The amendment extends the agreement from July 1, 2004, to June 30, 2005, at no additional cost to the county. All other terms and conditions remain unchanged. (C8604357201)

AMENDMENT TO CONTRACT WITH MOUNTAIN PARK HEALTH CENTER

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve Amendment No. 1 to a Contract with Mountain Park Health Center to provide tobacco use prevention and education services to the Hispanic/Latino community within Maricopa County. The amendment increases the dollar amount by not-to-exceed \$70,000 for the budget term retroactive to July 1, 2004, through June 30, 2005. Total funding will increase from \$70,000 to \$140,000. All other terms and conditions remain unchanged. (C8604364101)

AMENDMENT TO CONTRACT WITH DELTA DENTAL PLAN OF ARIZONA

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve Amendment No. 1 to contract with Delta Dental Plan of Arizona for the provision of dental services (prepay) to individuals affected by HIV/AIDS. The amendment increases the contract dollar

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amount by \$27,000. Total funding for the term ending February 28, 2005, will increase from \$450,000 to \$477,000. (C8604830101)

NON-FINANCIAL MEMORANDUM OF AGREEMENT WITH THE NATIONAL CAPITAL CONSORTIUM

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve a non-financial Memorandum of Agreement with The National Capital Consortium, an agency of the U.S. Department of Defense, to allow their participation in a General Medicine Residency Program in public health/community medicine. The term of the agreement is from November 1, 2004, to January 31, 2005. (C86050310)

INTERGOVERNMENTAL AGREEMENTS FOR TOBACCO USE PREVENTION AND EDUCATION SERVICES

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve the following intergovernmental agreements to provide school-based tobacco use prevention and education services. The terms of the agreements are retroactive from July 1, 2004, to June 30, 2005.

- a) Gila Bend Unified School District for a contract dollar amount not-to-exceed \$2,000. (C86054122)
- b) Mobile Elementary School District for a contract dollar amount not-to-exceed \$2,000. (C86054142)
- c) Buckeye Elementary School District for a contract dollar amount not-to-exceed \$2,000. (C86054222)
- d) Morristown Elementary School District No. 75 for a contract dollar amount not-to-exceed \$2,000. (C86054242)
- e) Glendale Elementary School District for a contract dollar amount not-to-exceed \$8,000. (C86054282)
- f) Scottsdale Unified School District for a contract dollar amount not-to-exceed \$44,000. (C86054342)
- g) Isaac School District for a contract dollar amount not-to-exceed \$14,000. (C86054442)
- h) Aguila School District for a contract dollar amount not-to-exceed \$2,000. (C86054562)
- i) Laveen Elementary School District for a contract dollar amount not-to-exceed \$6,000. (C86054592)

INTERGOVERNMENTAL AGREEMENT WITH THE TOWN OF GUADALUPE

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve an Intergovernmental Agreement (IGA) between the Maricopa County Department of Emergency Management (MCDEM) and the Town of Guadalupe. This IGA is required for all municipal corporations, Indian nations/tribes, and other public agencies participating in the U.S. Department of Homeland Security (DHS), Office of Domestic Preparedness (ODP) reimbursement grant programs. This IGA shall be in effect for one year and shall automatically renew for one year periods effective from the date of execution until either party gives written notice of intent not to renew 30-days prior to the end of the one-year period. There is no financial impact with this IGA. (C15040662)

CHANGE ORDER TO CONTRACT WITH McCARTHY BUILDING COMPANIES

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Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve Change Order No. 30 to Contract JE01-04 with McCarthy Building Companies in the amount of \$38,899. This contract is for the construction of the 4th Avenue Jail Adult Detention Facility, located at 4th Avenue and Madison Street in Phoenix. Change Order No. 30 is for construction changes required to the adjacent Jackson Street improvement projects due to City of Phoenix directives, conflicts with existing conduit in the street and relocation of fire hydrants and other essential items. The increase is within the budget. (C7004082502)

CHANGE ORDER TO CONTRACT WITH DLR GROUP, INC.

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve Change Order No. 19 to Contract JE99-03 with DLR Group, Inc. in the amount not-to-exceed \$15,000. This contract is for architectural design and construction administration services for the Durango Adult Detention Facility. Change Order No. 19 incorporates additional construction administration related services required to complete construction and allow occupancy. The increase is within the budget. (C7004083501)

PUBLIC NOTICE AND AWARD OF JOB ORDER CONTRACTS

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve issuing public notices and award of job order contracts (JOC) for repairs, maintenance, construction additions, remodeling, and/or renovations of various county facilities in the following categories:

- General Commercial Contractors - 3 contracts
- Access Security Systems Contractors - 1 contract
- Civil Construction Contractors – 1 contract

The job order contracts will be issued for a three year periods, not-to-exceed \$1,000,000 per contract year, maximum of \$250,000 per individual job order, except the County Engineer may waive the individual job order limit up to the \$750,000 statutory limit upon justification by the department director. The JOC projects will be funded by the County's Capital Improvement Program fund, Major Maintenance budget, Operations and Maintenance Budget, and/or by budgeted department funds. (C70050015)

CHANGE ORDER TO CONTRACT WITH DURRANT/HOK ARCHITECTS

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve Change Order No. 12 to Contract JE99-02 with Durrant/HOK Architects, in the amount of \$48,413. This contract is for the architectural services related to the construction of 4th Avenue Jail Project, located at 4th Avenue and Madison Street in Phoenix. Change Order No. 12 incorporates additional construction administration services and providing record drawings required from July 1, 2004, to October 31, 2004, to complete construction and allow occupancy. The increase is within the budget. (C4000004102) (C70050025)

LEASE WITH KOLL BREN FUND V., LP

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve Lease No. L7355, with Koll Bren Fund V., L.P., Lessor, for 4,068 square feet of office space in Suite 740 at 411 North Central, Phoenix Arizona. The term of this lease is for five years. The county will

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have the right to terminate this lease after the third year with six months prior written notice. A Tenant Improvement Allowance of \$10 per square foot is included in the lease and is amortized over the first 36 months of the lease. An expense stop, with a base year of 2004 requires Lessee to pay a pro rata share of increases in operating expenses. Lessor will provide 16 parking spaces at no cost to the Lessee. The estimated monthly rental expenses are as follows: (C44040070)

- Months 1 through 12: \$6,528 (4,068 square feet @ \$18.25 per square feet per year divided by 12 months, plus estimated taxes and operating expenses)
- Months 13 through 24: \$6,570 (4,068 square feet @ \$18.25 per square feet per year divided by 12 months, plus estimated taxes and operating expenses)
- Months 25 through 36: \$6,578 (4,068 square feet @ \$18.25 per square feet per year divided by 12 months, plus estimated taxes and operating expenses)
- Months 37 through 48: \$5,892 (4,068 square feet @ \$16.25 per square feet per year divided by 12 months, plus estimated taxes and operating expenses)
- Months 49 through 60: \$6,074 (4,068 square feet @ \$16.75 per square feet per year divided by 12 months, plus estimated taxes and operating expenses)

EASEMENTS AND RIGHT-OF-WAY DOCUMENTS

None were presented at this time. (ADM2007)

CHANGE ORDER TO CONTRACT WITH EARTH TECH, INC.

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve Change Order No. 5 to Contract No. CY 1997-16 in the amount of \$95,000 with Earth Tech, Inc. for the design of Ellsworth Road, University Drive to McLellan Road, Phase I, Project T062, Work Order No. 68902. It is also requested that the consultant's billing rates by job classifications be incorporated into the contract, and authorized to perform post design services for Phase I of the project. The contract performance period will be extended through December 31, 2004. This change order will increase the total contract amount by \$95,000 for a revised contract amount of \$638,348. (C6497230505)

CHANGE ORDERS TO CONTRACTS TO INCORPORATE CONSULTANTS REVISED FEE SCHEDULE

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve the following no cost change orders to incorporate the consultant's revised fee schedules and extend the performance periods:

- a) Change Order No. 16 to Contract No. CY 1999-44 with David Evans & Associates, to extend the performance period through December 31, 2006. (C6499273506)
- b) Change Order No. 20 to Contract No. CY 1999-47, with AMEC Infrastructure, Inc., to extend the performance period through December 31, 2006. (C6499301508)
- c) Change Order No. 14 to Contract No. CY 2001-24 with RBF Consulting, to extend the performance period through December 31, 2006. (C6401128506)
- d) Change Order No. 1 to Contract No. CY 2002-70 with Entranco, to extend the performance period through June 30, 2004. (C6402282501)
- e) Change Order No. 1 to Contract No. CY 2003-15 with CK Engineering, Inc., to extend the contract period through June 30, 2004. (C6403045501)

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- f) Change Order No. 1 to Contract No. CY 2003-16 with DMJM & Harris, to extend the performance period through August 30, 2004. (C6403046501)
- g) Change Order No. 1 to Contract No. CY 2003-14, with Kimley Horn & Associates, to extend the contract period through June 30, 2004. (C6403049501)
- h) Change Order No. 1 to Contract No. CY 2003-34 with Kimley Horn & Associates, to extend the performance period through December 31, 2004. (C6403149501)
- i) Change Order No. 1 to Contract No. CY 2004-37 with AZTEC Engineering, to incorporate the consultant's new fee schedule. (C6404071501)

AMENDMENTS TO CONTRACTS FOR ON-CALL APPRAISAL SERVICES

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve the following Amendment No. 1 to on-call appraisal services, which will extend the performance period of the contracts by one year through June 30, 2005. Also approve a retroactive date of June 30, 2004.

- a) Johnson & Zaddack, Contract CY 2004-05 with a remaining contract balance of \$125,000. (C6404005501)
- b) Thoms & Associates Appraisal & Consulting, LLC, Contract CY 2004-13, with a remaining contract balance of \$113,250. (C6404006501)
- c) Sidney G. Hathaway, Contract CY 2004-15, with a remaining contract balance of \$122,000. (C6404007501)
- d) Nagy Property Consultants, Inc., Contract CY 2004-06, with a remaining contract balance of \$94,400. (C6404008501)
- e) Dennis L. Lopez & Associates, Contract CY 2004-07, with a remaining contract balance of \$125,000. (C6404015501)
- f) Appraisal Technology, Inc., Contract CY 2004-08, with a remaining contract balance of \$110,700. (C6404016501)
- g) Hulet & Associates, Inc., Contract CY 2004-09, with a remaining contract balance of \$85,100. (C6404017501)
- h) St. Arnauld Group, Inc., Contract CY 2004-11, with a remaining contract balance of \$98,300. (C6404018501)
- i) Harding & Associates, Contract CY 2004-14, with a remaining contract balance of \$108,600. (C6404019501)
- j) Glenveagh Associates, Contract CY 2004-16, with a remaining contract balance of \$123,000. (C6404020501)
- k) Dana Property Analysis, Contract CY 2004-17, with a remaining contract balance of \$125,000. (C6404021501)
- l) Glover Valuation Group, Contract CY 2004-18, with a remaining contract balance of \$120,500. (C6404022501)
- m) Loper & Associates, LLC, Contract CY 2004-10, with a remaining contract balance of \$125,000. (C6404033501)

REVISED INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF CHANDLER

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the revised Intergovernmental Agreement Road between Maricopa County and the City of Chandler (City) providing for improvements to McQueen from Queen Creek Road to Pecos Road. This revised IGA replaces the original IGA signed by the City on June 27, 2003, and the Board of Supervisors on August 27, 2003. The original IGA provided for the county and city to cost share the project with the

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county to lead construction. The revised IGA provides for the city to lead construction with the county participating financially. The project is scheduled for construction in FY 2005. Project T076 (McDOT Number 68949) is budgeted at \$4,270,000 in the Department's Capital Improvement Program for fiscal year ending June 30, 2005. An additional \$1,000,000 will be provided from the Department's CIP Project Reserves No. T002 (69998). An agenda item will be submitted after the final budget for FY 2005 is adopted to request an appropriation adjustment increasing Project T076, and decreasing Project Reserves No. T002, in the amount of \$1,000,000. (C6404059201)

REIMBURSEMENT TO SALT RIVER PROJECT

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve reimbursement to Salt River Project (SRP) in the amount of \$160,287 for engineering services and construction by SRP contracted forces for the relocation and installation of the private irrigation in conjunction with SRP owned irrigation in conflict with the Maricopa County Department of Transportation, (McDOT) Project T076 (68949), McQueen Rd., Queen Creek to Pecos. McDOT acknowledges that private irrigation has prior rights. The cost may not exceed the estimated amount of \$160,287.80 by more than 10%. (Supervisorial District No. 1) (C64042675) (ADM2000-006)

CONTRACT AND GRANT OF EASEMENT WITH U.S. BUREAU OF RECLAMATION

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve a contract and grant of easement from Maricopa County, a political subdivision of the State of Arizona to the United States of America as a land exchange with the United States of America by and through its Bureau of Reclamation. This contract and grant of easement pertaining to a parcel of land being 18,415 square feet located along Southern Avenue near 27th Avenue. (C64042695) (ADM2007)

GRANT EASEMENT TO SALT RIVER PROJECT

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the granting of an easement to Salt River Project for irrigation purposes, on county property located along 35th Avenue near Vineyard Road. (C64042715) (ADM2013)

CONTRACT WITH PRESTIGE ENGINEERING CONSULTANTS, LLC

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (5-0) to award Contract No. 2004-82 with Prestige Engineering Consultants, LLC for On-Call Engineering Hydrology and Hydraulic services in an amount not-to-exceed \$250,000 during the contract performance period. The contract is effective for 730 calendar days following the Board of Supervisors' approval or until the expenditure of \$250,000, whichever occurs first. Approval of this item is contingent on the Board's approval of the Department's FY 2004-2005 & 2005-2006 budget, in which an appropriation has been made for this purpose. (C64042815)

EXCESS LAND AND EXCHANGE

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (5-0) to declare a 1.6293-acre parcel as described on Exhibit "A", as excess land and authorize exchange of this parcel for 120,166 square feet of new right-of-way needed for the Estrella Roadway, plus cash paid to the property owner in the amount of \$204,555 as settlement compensation in CV2000-016582 (Maricopa County v. Khamre). (C64042865) (ADM2005)

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INTERGOVERNMENTAL AGREEMENT WITH CITY OF PHOENIX

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (5-0) to approve an Intergovernmental Agreement (IGA) between Maricopa County and the City of Phoenix for participation in the Geodetic Densification and Cadastral Survey Project, Work Order No. 69012. Funds for this project are included in the Department's Transportation Improvement Program proposed budget for FY 2004-2005. Approval of this item is contingent on the Board's approval of the Department's FY 2004-2005 budget, in which an appropriation has been made for this purpose. (C64042870)

PUBLIC RIGHT-OF-WAY AS CONVEYED IN MAP OF DEDICATION FOR RANCHO CABRILLO - CONTINUED

Item: Approve and accept public right-of-way as conveyed in the Map of Dedication for Rancho Cabrillo. Jomax Road, West Yearling Road, West Range Mule Drive, Happy Valley Road, North Litchfield Road, North El Granada Boulevard, and North Dysart Road will be improved to county standards, at no expense to Maricopa County, as part of the roadway system for the Rancho Cabrillo development. These alignments are consistent with the development master plan for Rancho Cabrillo (DMP 2000005) as approved by the Board of Supervisors on June 6, 2001. (C64042880) (ADM2007)

The Clerk announced this item has been continued to the August 18, 2004, meeting.

ANNEXATIONS OF COUNTY RIGHTS-OF-WAY BY THE CITY OF GOODYEAR

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock and unanimously carried (5-0) to approve annexations of county rights-of-way by the City of Goodyear, as follows:

City of Goodyear – within the general vicinity of Sarival Avenue (Indian School Road to Camelback Road) in accordance with City Ordinance No. 04-891.(C64042985) (ADM4208)

City of Goodyear – within the general vicinity of Reems Road (Indian School Road to Camelback Road) in accordance with City Ordinance No. 04-892. (C64042995) (ADM4208)

ANNEXATIONS OF COUNTY RIGHTS-OF-WAY BY THE CITY OF PHOENIX

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock and unanimously carried (5-0) to approve an annexation of county right-of-way by the City of Phoenix, within the general vicinity of Buckeye Road from 59th Avenue to 55th Avenue, in accordance with City Ordinance No. G-4597. (C64043005) (ADM4213)

MARICOPA INTEGRATED HEALTH SYSTEMS PERSONNEL AGENDA

Motion was made by Supervisor Wilson, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve Maricopa Integrated Health Systems Personnel Agenda (Exhibit F).

Name	Old Rate	New Rate	Class Title	Code	Effective Date
Dept: 90 Maricopa Medical Center					
Abdou, Frank	\$0.00	\$8.99	Ltc Attendant (G)	Reh	06/07/2004
Almindo, Lori L	\$0.00	\$7.88	Ltc Attendant (F)	Nhc	06/07/2004

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Armstrong, Michael	\$0.00	\$18.31	General Maint. Worker	Nhr	06/07/2004
Ayala, Lorraine	\$0.00	\$8.99	Ltc Attendant (G)	Nhc	06/10/2004
Banks, Carol A	\$0.00	\$27.20	Registered Nurse	Reh	06/10/2004
Barajas, Faustino A	\$0.00	\$8.44	Evs Associate	Nhr	06/03/2004
Barela, Evva	\$0.00	\$8.99	Ltc Attendant (G)	Reh	06/14/2004
Beene, Delphia K	\$8.19	\$7.50	Ltc Attendant (F)	Ic	06/01/2004
Blust Vass, Darlene E	\$10.36	\$12.89	Edm Trainer Specialist	Pro	05/31/2004
Bowser, Joann W	\$33.25	\$28.26	Registered Nurse	Coa	06/06/2004
Britt, Yolanda S	\$18.96	\$36.37	Registered Nurse	Coa	05/23/2004
Camacho, Angelina	\$0.00	\$7.88	Ltc Attendant (F)	Reh	06/07/2004
Chaira, Alejandro S	\$0.00	\$10.35	Evs Associate	Reh	06/07/2004
Cipriano, Patricia A	\$0.00	\$27.08	Utilization Mgmt Coord	Nhr	10/27/2003
Cornejo, Carol L	\$0.00	\$12.23	Dept Admin Assistant	Nhr	06/15/2004
Delgado, Teresa C	\$0.00	\$9.60	Medical Assistant	Nhr	06/07/2004
Ellison, Carolyn A	\$0.00	\$8.99	Ltc Attendant (G)	Reh	06/14/2004
Elquest, Karen L	\$0.00	\$15.00	Registered Nurse Intern	Nhr	06/07/2004
Farrell, Stephanie C	\$0.00	\$11.55	Radiology Scheduler	Nhr	06/06/2004
Fehr, Keith	\$19.22	\$22.38	Supervisor Maintenance	Pro	05/24/2004
Feldman, Susan J	\$0.00	\$14.21	Dept Admin Assistant	Nhr	06/07/2004
Fraire, Manuel	\$0.00	\$7.88	Ltc Attendant (F)	Nhc	06/07/2004
Fraley, Sherrie L	\$13.22	\$25.74	Supervisor Psych Legal Suprt	Pro	03/28/2004
Garcia, Francisco	\$0.00	\$7.23	Laundry Worker	Nhr	06/14/2004
Gibson, Sonya A	\$0.00	\$8.99	Ltc Attendant (G)	Nhc	06/07/2004
Hazelwood, Robert L	\$0.00	\$27.20	Registered Nurse	Nhr	06/07/2004
Hermes, April R	\$0.00	\$10.40	Medical Records Clerk	Nhr	06/01/2004
Hernandez, Maria G	\$7.88	\$7.22	Ltc Attendant (F)	Ic	06/01/2004
Herrera, Gustavo	\$13.08	\$13.31	Dialysis Tech	Cor	05/24/2004
Hewson, John D	\$0.00	\$7.88	Ltc Attendant (F)	Nhc	06/07/2004
Ichimasa, Akiko	\$0.00	\$9.43	Dietetic Tech	Nhr	06/16/2004
Jimenez, Guillermo	\$0.00	\$7.88	Ltc Attendant (F)	Nhc	06/07/2004
Jimenez, Jatniel	\$0.00	\$7.88	Ltc Attendant (F)	Nhc	06/07/2004
Johnson, Mona D	\$28.26	\$36.37	Registered Nurse	Coa	05/09/2004
Jones, Latonya M	\$0.00	\$8.99	Ltc Attendant (G)	Reh	06/10/2004
Judd, Angela N	\$0.00	\$8.30	Medical Records Clerk	Nhr	06/07/2004
Kafer, Amie E	\$0.00	\$20.60	Psych Social Worker	Nhc	06/07/2004
Kirk, Michele T	\$0.00	\$24.75	Mri Technician	Nhr	06/14/2004
Landas, Lito S	\$27.47	\$30.22	Assistant Controller	Pro	06/06/2004
Lara, Sylvia	\$9.87	\$10.94	Pharmacy Tech	Pro	03/31/2004
Liggins, Akina S	\$0.00	\$8.99	Ltc Attendant (G)	Nhc	06/07/2004
Long, Jacqueline N	\$18.96	\$24.94	Registered Nurse	Coa	05/23/2004
Lopez, Araseli	\$0.00	\$12.48	Dental Assistant	Nhc	06/07/2004
Meggars, Marla R	\$31.58	\$38.14	Nurse Manager	Pro	06/06/2004
Mendoza, Gloria	\$0.00	\$22.34	Radiologic Technologist	Nht	06/06/2004
Militello, Anna M	\$0.00	\$8.99	Ltc Attendant (G)	Nhc	06/14/2004
Moreno, Aurora	\$0.00	\$11.02	Registration Specialist	Nhr	06/09/2004
Morgan, Frances E	\$7.88	\$7.22	Ltc Attendant (F)	Ic	06/01/2004
Muhammad, Alexis D	\$0.00	\$8.99	Ltc Attendant (G)	Reh	06/07/2004
Murtic, Sifeta	\$0.00	\$7.88	Ltc Attendant (F)	Nhc	06/14/2004
Naert, Michelle A	\$0.00	\$15.00	Registered Nurse Intern	Nhr	06/07/2004
O'grady, John J	\$0.00	\$10.09	Nurse Extern	Nhc	06/07/2004

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Oleary, Kathleen A	\$0.00	\$27.20	Registered Nurse	Nhr	06/07/2004
Pierce, Emmaline L	\$0.00	\$8.99	Ltc Attendant (G)	Nhc	06/10/2004
Pulido, Alberto	\$0.00	\$7.23	Transporter	Nhr	06/14/2004
Rahm, Gerald S	\$0.00	\$13.00	Patient Care Assistant	Nhc	06/07/2004
Ramsey, M Charlene	\$0.00	\$25.50	Utilization Mgmt Coord	Nhr	02/17/2004
Ray, Heather M	\$0.00	\$7.23	Evs Associate	Nhr	05/26/2004
Rios, Georgia R	\$0.00	\$8.99	Ltc Attendant (G)	Nhc	06/14/2004
Salvatierra, Maria D	\$0.00	\$6.81	Cafeteria Service Worker	Nhr	06/18/2004
Sandfield, Nicole C	\$0.00	\$7.88	Ltc Attendant (F)	Nhc	06/07/2004
Silvas, Peter A	\$0.00	\$7.23	Evs Associate	Nhr	06/14/2004
Sims, Tonya E	\$0.00	\$8.99	Ltc Attendant (G)	Nhc	06/10/2004
Smith, Linda M	\$8.99	\$8.60	Ltc Attendant (G)	Ic	06/01/2004
Stephens, Emma M	\$11.15	\$12.47	Licensed Practical Nurse	Pro	05/25/2004
Sullivan, Morgan M	\$0.00	\$7.88	Ltc Attendant (F)	Nhc	06/14/2004
Tanner, Geraldine M	\$0.00	\$8.99	Ltc Attendant (G)	Nhc	06/14/2004
Temple, Diane L	\$0.00	\$32.00	Registered Nurse	Nhc	06/07/2004
Thomas, Phyllis W	\$14.21	\$12.85	Patient Care Assistant	Dem	06/06/2004
Tolano, Sandra L	\$8.99	\$8.60	Ltc Attendant (G)	Ic	06/01/2004
Torres, Michelle L	\$0.00	\$26.52	Registered Nurse	Reh	06/06/2004
Vasquez, Marilu C	\$0.00	\$6.78	Food Service Worker	Nhr	06/13/2004
Washington, Theron A	\$0.00	\$10.09	Sitter	Nhc	06/07/2004
Wilson, Charleston H	\$0.00	\$10.09	Sitter	Nhc	06/07/2004
Wilson, Mary L	\$35.00	\$32.00	Registered Nurse	Ach	06/06/2004

Codes

Nhc - New Hire Contract	Nhr - New Hire Regular	Nht - New Hire Temporary
Reh - Rehired	Pro - Promotion	Dem - Demotion
Adv - Salary Advancement	Coa - Change Of Appointment	Cor - Correction
Ic - Ins Chg/ Atten Care Wkrs	Swa - Special Work Assignment	

CONTRACTS FOR BEHAVIORAL HEALTH INTERMEDIATE LEVEL GROUP HOME SERVICES

Motion was made by Supervisor Wilson, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve contracts for Behavioral Health Intermediate Level Group Home Services, effective upon Board of Supervisors approval through June 30, 2006. The not-to-exceed amount for each contract is a percentage of \$18,301,318 (agenda item C60040881). The contracts may be extended for up to a total term of five years and may be terminated with 90-days written notice by either party. Maricopa County may, upon 90-days prior written notice, and without the consent of the other party hereto, assign these contracts.

- a) Sonoran Sky Community Services (C60042591)
- b) Restoration Behavioral Health, LLC (C60042601)

CONTRACTS FOR ASSISTED LIVING ADULT CARE HOME SERVICES

Motion was made by Supervisor Wilson, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve contracts for Assisted Living Adult Care Home Services, effective on date of execution through October 31, 2004. The aggregate contract not-to-exceed amount for the pool of funds remains at \$22,561,000. Contracts related to this agenda item, may be extended not-to-exceed a total term of five

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years, and may be terminated by either party with 90-days written notice. Maricopa County may, upon 90-days prior written notice, and without the consent of the other party hereto, assign these contracts.

- a) Cheerful Living (C60042661)
- b) Heart Prints Elderly Care, Inc., dba Heart Prints Elderly Care (C60042671)
- c) Sierra Assisted Living Facility (C60042681)
- d) The Guardian Angel (C60042691)
- e) Thunderbird Assisted Living Home (C60042701)

OB/GYN RESIDENT CONTRACTS (17) AT MARICOPA MEDICAL CENTER

Motion was made by Supervisor Wilson, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve 17 resident contracts at Maricopa Medical Center (MMC) for the 2004-2005 academic year. OB/GYN salaries are slightly higher to meet the salaries being offered by our partner in the OB/GYN program, St. Joseph's Hospital. OB/GYN salaries and their comparisons to last years' salaries are: (This portion of this item was continued from meeting of June 16, 2004). (C90042131)

- 5 PGY 1: from \$41,558.40 to \$43,220.74
- 4 PGY 2: from \$43,035.20 to \$44,756.61
- 4 PGY 3: from \$45,011.20 to \$46,811.65
- 4 PGY 4: from \$47,403.20 to \$49,299.33

AMENDMENT TO REVENUE CONTRACT WITH ARIZONA DEPARTMENT OF HEALTH SERVICES

Motion was made by Supervisor Wilson, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve Amendment No. 4 to the revenue contract with Arizona Department of Health Services for Newborn Intensive Care Services to: 1) extend the current contract from June 30, 2004, through June 30, 2005. The current not-to-exceed for revenue is \$110,000 and remains unchanged. The State of Arizona may terminate this contract without notice. (C9001155104)

AMENDMENT TO INTERGOVERNMENTAL AGREEMENT WITH BUCKEYE VALLEY FIRE DISTRICT

Motion was made by Supervisor Wilson, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve Amendment No. 3 to the Intergovernmental Agreement between Buckeye Valley Fire District and Maricopa Integrated Health System (MIHS) for Emergency Base Station. This amendment extends the agreement term from July 1, 2004, through June 30, 2005. This agreement has no financial impact and may be terminated by either party with 30-days written notice. (C9002029203)

NON-FINANCIAL MASTER AFFILIATION AGREEMENT AND ONE OPHTHALMOLOGIC RESIDENCY PROGRAM ADDENDUM WITH WILLS EYE HOSPITAL

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve a new, non-financial, retroactive Master Affiliation Agreement and one Ophthalmologic Residency Program Addendum with Wills Eye Hospital. The Master Affiliation Agreement provides guidelines for students of both parties who are involved in graduate or clinical medical education and training to engage in additional training, patient care and/or research at the other party's health care facility. The term of the Master Affiliation Agreement is June 1, 2002, through May 31, 2007, with an option to renew for one additional five-year term thereafter. The paperwork to process this agreement was received in the contracts office on March 24, 2004. (C90041850)

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INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY LIBRARY DISTRICT

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to retroactively approve a new Intergovernmental Agreement between Maricopa County dba Maricopa Integrated Health System and the Maricopa County Library District. The purpose of the agreement is to enhance the library services provided by MIHS, including but not limited to, provisions for automation of the public catalog, acquisitions, cataloging and circulation operations of the MIHS library. The term of the agreement is from January 1, 2004, through December 31, 2004. The not-to-exceed for the term of this agreement is \$10,482. Either party shall have the right to cancel this agreement by giving 90-days written notice. Assignment language is included in the agreement. This agreement is retroactive due to the difficulty in achieving agreement with terms and reimbursement amounts. (C90042082)

NORTHERN ARIZONA UNIVERSITY (NAU) HEALTH ACADEMY FUNDING

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to retroactively approve Northern Arizona University (NAU) Health Academy funding in the amount of \$67,912 for the period September 30, 2003, through September 29, 2004. NAU is a recipient of a grant from the Department of Health and Human Services, Health Resources and Services Administration (DHHS/HRSA), and MIHS is a subcontractor. The grantor will reimburse MIHS according to the approved budget categories. The contract contains no provision for extension. The agreement may be terminated for convenience by either party with 90-days written notice. (C90042111)

INTERGOVERNMENTAL CLINICAL TRAINING AGREEMENT WITH ARIZONA BOARD OF REGENTS (NORTHERN ARIZONA UNIVERSITY)

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve a new Intergovernmental Clinical Training Agreement with the Arizona Board of Regents for and on behalf of Northern Arizona University, College of Health Professions, Dental Hygiene Department and Maricopa Integrated Health System to provide quality clinical/internship education experiences for students of NAU, Dental Hygiene at the MIHS facility. The agreement shall become effective upon signature and shall continue indefinitely. The agreement contains Assignment-to-District language and language that allows either party to terminate upon 30-days written notice. There is no financial impact with this agreement because no funds will be exchanged. (C90042102)

FILING OF LAWSUIT AGAINST THE CITY OF MESA

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve the filing of a lawsuit and any other appropriate action against the City of Mesa to seek recovery for unpaid liability associated with the costs of Mesa City Prisoners receiving health care at Maricopa Medical Center. (Discussed in executive session on June 1, 2004). (C9004433M) (ADM413)

REAPPOINT FRANK PEAKE, JR., TO THE TRANSPORTATION ADVISORY BOARD

Motion was made by Supervisor Wilson, seconded by Supervisor Stapley, and unanimously carried (5-0) to reappoint Frank Peake, Jr., to the Transportation Advisory Board, as the District 1 nominee. The term of the appointment will be from the date of Board approval, through May 20, 2007. (C06040559) (ADM2038-001)

REAPPOINT ALAN TURLEY TO THE TRANSPORTATION ADVISORY BOARD

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Motion was made by Supervisor Wilson, seconded by Supervisor Stapley, and unanimously carried (5-0) to reappoint Alan Turley to the Transportation Advisory Board, as the District 2 nominee. The term of the appointment will be from the date of Board approval, through October 20, 2006. (C06040569) (ADM2038-001)

APPOINT MR. LON MCDERMOTT TO THE MARICOPA COUNTY TRANSPORTATION ADVISORY BOARD

Motion was made by Supervisor Wilson, seconded by Supervisor Stapley, and unanimously carried (5-0) to appoint Mr. Lon McDermott to the Maricopa County Transportation Advisory Board as District 4 nominee. The current term for this position ends May 23, 2007. (C06040579) (ADM2038-001)

HEARING SET – PARKS & RECREATION

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to schedule a public hearing for 9:00 a.m., Wednesday, August 18, 2004, regarding approval of an access control easement for right-of-way for the Arizona Department of Transportation as it pertains to State Route 87 and Buckeye Hills Regional Park. (C3004028M) (ADM3200)

HEARING SET – FINANCE

Item: Schedule a public hearing for 9:00 a.m., Wednesday, August 18, 2004, to declare a parcel of land – approximately 1,261 acres located in Pinal County at the southeast corner of San Tan Mountain Regional Park and north of the Gila River Indian Community – to be excess property and approve an Intergovernmental Agreement (IGA) with the Gila River Indian Community whereby Maricopa County will sell the property described. Revenue from the sale will be used to develop San Tan Regional Park. (C1804051B) (ADM812)

Supervisor Brock commented on the ongoing discussions regarding the possible sale of a portion of the San Tan Park known as the “South Finger,” to the Gila River Indian Community. San Tan Park is located in Pinal County and managed by Maricopa County. He stated that a series of public meetings have been held during the past year and next month’s hearing would be another meeting on the disposition of these parklands. He said, “So much innuendo and rumor occurs whenever parklands are under consideration, our proposal to date has included the possibility of a sale of the South Finger to the Indian Community for conservation purposes.” He added that in a conservation appraisal the value of land is not quite as high as in a retail appraisal because the lands are to be permanently set-aside for one purpose (conservation) partly for its primitive appearance. He explained that these lands have been scarred by unauthorized mining of minerals and gravel, which has damaged the appearance of the natural terrain. The original master plan (1990-1991) called for fencing the park. He stated that this has been difficult because of opposition of residents who live nearby and who don’t like fences. He said that public comment would be heard from various cities located near the park and from local citizens interested in the disposition of the parklands. He assured the public that any monies received from a future transaction would be set aside in a trust to be used for the sole purpose of improving the park.

Chairman Kunasek said that the long-term efforts by all parties to resolve this matter are appreciated and he felt the key words were the “conservation easement” and the intention of the Board of Supervisors that this portion of the park’s historical and tribal values remain preserved and he believed the Indian community wants that same result. He hoped that details given on this plan would give comfort to residents.

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Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to schedule a public hearing, as given above, to consider an IGA with the Gila River Indian Community on the portion of the San Tan Park known as the "South Finger."

HEARING SET – PLANNING & DEVELOPMENT

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to schedule a public hearing for 9:00 a.m., Wednesday, August 18, 2004, to consider changing a street named Hickcock Trail/Court to Outlaw Trail/Court in the plat of Anthem Unit 29 in Anthem, Arizona. The request is made by Anthem Arizona LLC on behalf of the citizens living along the alignment to correct a platting error. (C44040080) (ADM2018)

HEARING SET - ROAD FILE DECLARATION

Petition has been filed for declaration of the following road into the county highway system. Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve a hearing scheduled for 9:00 a.m., Wednesday, August 18, 2004:

Road File A306: General vicinity of Arlington Road to Narramore Road. (C64042975)

Road File A310: General vicinity of Arlington Road from 188th Avenue to 186th Avenue. (C64042895)

HEARING SET - PLANNING AND ZONING CASES

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to schedule a public hearing on any Planning, Zoning and Building Code cases in the unincorporated areas of Maricopa County for August 18, 2004, at 9:00 a.m. in the Board of Supervisors Auditorium, as follows:

Z99-062; Z2002-139; Z2002-153; Z2003-086; Z2003-104; Z2003-111; Z2004-050; DMP2002-005; DMP2003-006.

INDUSTRIAL DEVELOPMENT AUTHORITY OF THE CITY OF TUCSON, ARIZONA, EDUCATION REVENUE BONDS (ARIZONA AGRIBUSINESS AND EQUINE CENTER, INC. PROJECT)

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to adopt the following captioned resolution, on file in the Office of the Clerk of the Board of Supervisors and retained in accordance with Arizona State Libraries, Archives, and Public Records (ASLAPR).

A RESOLUTION OF THE BOARD OF SUPERVISORS OF MARICOPA COUNTY, ARIZONA, APPROVING THE ISSUANCE OF THE INDUSTRIAL DEVELOPMENT AUTHORITY OF THE CITY OF TUCSON, ARIZONA, EDUCATION REVENUE BONDS (ARIZONA AGRIBUSINESS AND EQUINE CENTER, INC., PROJECT), SERIES 2004 (THE "BONDS") IN AN AGGREGATE PRINCIPAL AMOUNT NOT-TO-EXCEED \$15,000,000.

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MINUTES

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve minutes of the Board of Supervisors meetings held April 1, 2003, May 17, 19, 2004, and June 1, 2, 9, 14, and 21, 2004.

RATIFY NEW AND AMENDED CONTRACTS PROCURED BY MIHS

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to ratify new and amended contracts procured by MIHS in accordance with Article 13 of the Maricopa County Procurement code pursuant to the report on file in the Office of the Clerk of the Board of Supervisors. (ADM2100-005)

PAYMENT OF ASRS CLAIMS

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to authorize payment of claims submitted by the Arizona State Retirement System, on behalf of the following current or former employees regarding contributions not withheld for purposes of participation in the Arizona State Retirement System. (ADM3309)

<u>Name</u>	<u>Total Employer Cost</u>
Janet Bree	\$43,021.89
Kellie Dabrowski	32,873.56
Bihag Kakad	61,334.64
Kimberly Ludwig	82,839.77
John Moya, Sr.	2,510.98
James Roney	7,745.25

MIHS-HP CLAIMS RESOLUTION

No claims were presented at this time.

NACo CONTRIBUTIONS

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to authorize the acceptance of cash and in-kind contributions generated for the 2004 NACo Annual Conference through corporate sponsorships and donations. These contributions will support the expenses associated with Maricopa County's responsibilities as the July 2004 conference host. Itemized listing of commitments and donations received will be on file in the Office of the Clerk of the Board of Supervisors. (C2003015M) (ADM652)

PRECINCT COMMITTEEMEN

There were no requests to approve the appointment or removal of precinct committeemen pursuant to A.R.S. 16-231.B. (ADM1701)

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OFFICIAL APPOINTMENT AND OATH OF OFFICE – OFFICE OF THE COUNTY ATTORNEY

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to authorize the Official Appointment and Oath of Office for Alfred Steinmetz as special deputy county attorney, in the Office of the County Attorney.

SECURED TAX ROLLS

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve requests from the Assessor for corrections of the Secured Tax Rolls in accordance with the report on file in the Office of the Clerk of the Board of Supervisors. (ADM705)

Tax Roll	From No.	To No.	Net Result
2003	33536	33536	-\$58,891.11
2003	33537	33537	-\$313.28
2003	33538	33538	-\$30,011.56
2003	33539	33539	\$1,726.50

TAX ABATEMENTS

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve requests for tax abatements from the Treasurer's Office. (ADM708)

Parcel #	Year	Proposed Abatement
116-07-009-7	1996	\$720.94
116-07-009-7	1997	\$670.32
116-07-009-7	1998	\$585.04
116-07-009-7	1999	\$297.54
116-07-009-7	2000	\$307.04
116-07-009-7	2001	\$264.80
116-07-009-7	2002	\$262.34
116-07-009-7	2003	\$184.98
164-55-029-2	1997	\$835.89
164-55-029-2	1998	\$718.32
164-55-029-2	1999	\$561.21
164-55-029-2	2000	\$876.70
164-55-029-2	2001	\$795.31
164-55-029-2	2002	\$987.67
164-55-029-2	2003	\$918.88
304-04-010B-7	2002	\$5,105.90

DUPLICATE WARRANTS

Necessary affidavits having been filed, pursuant to A.R.S. §11-632, motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the issuance of

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duplicate warrants to replace county warrants and school warrants which were either lost or stolen.
(ADM1823) (ADM3809)

COUNTY

NAME	WARRANT	FUND	AMOUNT
Sitetek Financial Arts	340548275	Expense	\$2,951.25
Joy Messer	240025593	Payroll	\$2,647.82
Paloma SD	340544337	Expense	\$5,000.00
Martha Mendez	340546824	Expense	\$68.91
Mike Misner	AD00340547132	715	\$645.00
Ampco System Parking	340549786	Expense	\$1,390.00
Ernest Bradfield	240033658	General	\$1,808.33
Marabe Laughlen	240032300	General	\$100.00
Monica Hill	340558541	Expense	\$352.80
Monica Hill	340558196	Expense	\$28.00
Jan Salazar	340527107	Expense	\$336.36

SCHOOL

NAME	SCHOOL	WARRANT	AMOUNT
Saguaro Behavioral Health	Pendergast SD #92	44-0087210	\$3,940.00
Patricia J Smith	Osborn SD	14-118084	\$1,145.62
Joanne Woods	Alhambra SD	14-115684	\$3,968.95
Devon Richards	Balsz SD #31	14-0118920	\$3,038.33
Jacaranda Motta	Alhambra SD	14-119981	\$595.29
Lauro Arter	Phoenix Elem SD #1	14-112570	\$311.59
Ruben Acosta	Roosevelt SD #66	14-0123319	\$187.29
Christina Cruz	Higley USD #60	14114702	\$124.62
Barnes & Noble Boodsellers	Phoenix Elem SD #1	44-0058368	\$434.84
Anna B Jobe	Littleton Elem SD	14-0119446	\$501.61
Jody Malone	Roosevelt SD #66	14-129652	\$237.16
George Martinez	Treasurer	14-0123975	\$742.03
Annarely Barrow	Isaac SD	14-106698	\$184.70
Annarely Barrow	Isaac SD	14-122141	\$184.70
Annarely Barrow	Isaac SD	14-112859	\$184.70

STALE DATED WARRANTS

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to find that claims presented pursuant to A.R.S. §11-644 are legitimate and that claimants have demonstrated good and sufficient reason for failure to present the original check or warrant within the allotted time. Accordingly, the claims are allowed. (ADM1816)

NAME	AMOUNT
Steven Miller	\$199.50
Conseco Finance	\$2,304.71

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SETTLEMENT OF TAX CASES

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the settlement of tax cases, as follows. (ADM704)

2001	2004
CV 02-020444	ST 03-000067
	ST 03-000169
2002	ST 04-000027
BK-01-11851-ECF-RJH	ST 04-000070
CV 03-014147	ST 04-000071
	TX 03-000581
2003	TX 03-000631
ST 03-000159	TX04-000084
TX 02-000448	2004/2005
TX 02-000470	ST 04-000018
	ST 04-000028
2003/2004	ST 04-000031
ST 03-000091	TX 03-000666

CLASSIFICATION CHANGES

Pursuant to A.R.S. §42-12054, motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the Assessor recommendations to change classification and/or reduce the valuation of certain properties which are now owner occupied. (ADM723)

PARCEL NO.	YEAR	OWNER	FROM	TO
101-16-078	2001	Faustino Brabo	Lc/4	Lc/3
101-16-078	2002	Faustino Brabo	Lc/4	Lc/3
101-16-078	2003	Faustino Brabo	Lc/4	Lc/3
102-17-077	2001	Nancy Clark	Lc/4	Lc/3
102-17-077	2002	Nancy Clark	Lc/4	Lc/3
102-17-077	2003	Nancy Clark	Lc/4	Lc/3
122-21-126	2003	Anita Carillo	Lc/Mixed	Lc/Mixed
133-37-294	2001	Matt Brassell	Lc/4	Lc/3
133-37-294	2002	Matt Brassell	Lc/4	Lc/3
133-37-294	2003	Matt Brassell	Lc/4	Lc/3
149-02-394	2001	Joan Granito	Lc/4	Lc/3
149-02-394	2002	Joan Granito	Lc/4	Lc/3
149-02-394	2003	Joan Granito	Lc/4	Lc/3
149-18-019	2001	Ron Maceyko	Lc/4	Lc/3
149-18-019	2002	Ron Maceyko	Lc/4	Lc/3
149-18-019	2003	Ron Maceyko	Lc/4	Lc/3
150-14-201	2001	John Healy	Lc/4	Lc/3
150-14-201	2002	John Healy	Lc/4	Lc/3
150-14-201	2003	John Healy	Lc/4	Lc/3
162-20-040	2002	Laura Reso	Lc/4	Lc/3

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200-76-415	2001	Ron Waggoner	Lc/4	Lc/3
200-76-415	2002	Ron Waggoner	Lc/4	Lc/3
200-76-415	2003	Ron Waggoner	Lc/4	Lc/3
207-25-008	2001	Orene Anderson	Lc/4	Lc/3
207-25-008	2002	Orene Anderson	Lc/4	Lc/3
207-25-008	2003	Orene Anderson	Lc/4	Lc/3
214-20-332	2001	Charles Swartz	Lc/4	Lc/3
214-20-332	2002	Charles Swartz	Lc/4	Lc/3
214-20-332	2003	Charles Swartz	Lc/4	Lc/3
302-53-065	2003	Thomas Velic	Lc/Mixed	Lc/Mixed

COMPROMISES

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to accept the requested compromises as payment in full for the following cases: (Discussed in executive session held June 14, 2004). (ADM407)

Abraham Cabrera	\$2,800.00	Daniel Cloyd	\$ 1,210.00
Aisha Elagha	750.00	Roberto Gonzalez	250,316.53
Natasha Hebert	639.97	Judith Labat	1,532.18
Jeffrey Lamb	4,000.00	Ernest Patterson	5,100.00
Patricia E. Vogel	4,600.00		

WRITE-OFFS

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to accept the requested write-offs as payment in full for the following cases. (Discussed in executive session held June 14, 2004). (ADM407)

Chad Harty	\$ 958.65	Michael Jackson	\$10,607.97
Mia Pileggi	5,213.91		

PUBLIC COMMENT

No member of the public came forward to comment at this time. (ADM605)

SUPERVISORS'/COUNTY ADMINISTRATIVE OFFICER SUMMARY OF CURRENT EVENTS

Supervisor Wilcox reported on the recent Arizona-Sonoran Mexico Commission Conference and said she brought each Supervisor a book of the resolutions that had been considered. She said there was much talk of the CANAMEX Highway and the economic gains it will bring to all regions. She said that Healthcare was also a hot topic. She commented on the good "vibes" between the two business communities of Sonora and Arizona. She also commented on how beautiful the weekend's fireworks display at Lake Pleasant had been and how well the Maricopa County Water District had managed it. She added that the Sheriff's Office had handled traffic concerns for the 30,000 attendees very well.

Supervisor Wilcox also read from a statement written by Al Brown on Bill Kicksey, a long time County employee and director of the Trip Reduction Program for the County, who died recently. She asked the Clerk to write these remarks as a Memoriam to Mr. Kicksey. She also thanked Tom Manos for his work

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with the IDA Board and any influence he may have had in their recent award of \$2 million to the County to be used towards the Homeless Campus. (ADM606)

Supervisor Stapley said that Bill Kicksey had worked very closely with him and his office when they first approached the Legislature on the Vehicle Emissions Repair and Retrofit Program and he had testified several years in a row to get legislative approval. He said this program enables those owning older cars to retrofit them with emission control systems for a reasonable amount of money. He said he was very saddened on learning of his death and extended his personal condolences to Mr. Kicksey's family and friends on their loss.

Mr. Stapley also reported that he had learned, through participation in several national programs during the past few weeks, that Maricopa County is very well respected and well thought of around the country. He referenced the County's hosting of the National Association of Counties (NACo) Annual Conference next week and said, "We will have a lot of folks here looking at us and hopefully examining the many positive things that we do and taking those 'best practices' back to their counties." He recommended the NACo and NYU Wagner School's sponsored program, Leadership Institute in New York City, which he recently attended, as being "excellent." He said this had been the pilot year and it will be offered every year for County Commissioner's and Supervisors around the country. He also attended the Harvard-Kennedy School's State and Local Government Executive Program at Harvard University, which he termed "really an awesome experience." He said he had been greatly encouraged by the appeals he'd heard for improved relationships between the County and Cities and would encourage a greater level of cooperation from his fellow Board members in future dealings with cities and towns in the County.

Supervisor Wilson reported that a pilot from Luke Air Force Base had joined the Thunderbird's after being selected from a nationwide program where 12 pilots competed to qualify for this distinction. He said that some of the pilots who were not selected left the competition to go overseas and commented on how highly qualified America's Air Force pilots fighting the war really are.

PLANNING AND ZONING

David Smith left the dais at the end of this portion of the Board meeting. All Board Members, as listed above, remained in session. Joy Rich, Chief Regional Development Services Officer, Darren Gerard, Deputy Planning and Development Director, and Terry Eckhardt, County Counsel, came forward to present the following Planning and Zoning cases. Votes of the Members will be recorded as follows: (aye-no-absent-abstain).

CONSENT AGENDA DETAIL:

- | | | |
|-----------|-------------------|---|
| 1. | S2003-004 | District 2 |
| | Applicant: | Schuler Homes of Arizona |
| | Location: | Northwest corner of McDowell Rd. & 90 th St. (in the Mesa area) |
| | Request: | Replat in the R1-35 R.U.P.D. zoning district for Lot 1 of Madrid (approximately 5.53 acres) |

Motion was made by Supervisor Wilson, seconded by Supervisor Stapley and unanimously carried (5-0) to approve this replat.

- | | | |
|-----------|-------------------|-----------------------------------|
| 2. | S2003-094 | District 4 |
| | Applicant: | DEI Professional Services, L.L.C. |

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- Location:** North of the northwest corner of Deer Valley Rd. & the realigned portions of El Mirage Rd. of the Corte Bella Country Club subdivision (in the Sun City West area)
Request: Final Plat in the R1-6 R.U.P.D. zoning district for Corte Bella Unit K – Calle Real (approximately 23.48 gross acres)

Motion was made by Supervisor Wilson, seconded by Supervisor Stapley and unanimously carried (5-0) to approve this final plat.

3. **S2004-001 District 3**
Applicant: Stanley Consultants, Inc.
Location: South of Anthem Way along the west side of Gavilan Peak Parkway (in the Anthem area)
Request: Final Plat in the R-2 R.U.P.D. zoning district for Anthem Unit 67 (approximately 19.1 gross acres)

Motion was made by Supervisor Wilson, seconded by Supervisor Stapley and unanimously carried (5-0) to approve this final plat.

4. **Z2002-129 District 4**
Applicant: Ramon P. Trujillo
Location: 41550 West Indian School Rd. (in the Tonopah area)
Request: Special Use Permit (S.U.P.) for a feed store in the Rural-43 zoning district – Ray's Feed and Tack Store (1.14 ac.)

COMMISSION ACTION: Commissioner Jones moved to recommend approval of Z2002-129, subject to the following stipulations "a" through "q". Commissioner Munoz seconded the motion, which passed with a unanimous vote of 8-0.

- a. Development shall be in general conformance with the site plan entitled, "Site Plan Ray's Feed and Tack Store", consisting of one (1) full-size sheet, dated stamped by the engineer March 29, 2004 and stamped received March 30, 2004, except as modified by the following stipulations.
- b. Development of the site shall be in general conformance with the narrative report entitled "Title Page: Ray's Feed & Tack Store", consisting of one (1) page, stamped received October 8, 2002, except as modified by the following stipulations.
- c. Dedication of additional right-of-way to bring the total half-width dedication to 55 feet fro Indian School Road shall occur within 6 months of approval of the request by the Board of Supervisors and prior to zoning clearance. Prior to zoning clearance, the applicant shall provide evidence that a total of 55 feet of half width right-of-way along Indian School Road has been dedicated.
- d. Prior to zoning clearance, developer(s) and/or builder(s) shall establish emergency fire protection services, covering all real property contained within the project area during course of construction and shall obtain a 'will serve' letter substantiating coverage from the appropriate Fire Department servicing the site.
- e. The hours of operation shall be limited to a period beginning at 6:00 a.m. and terminating no later then 8:00 p.m.
- f. All signs shall conform to C-1 zoning requirements, except that illumination of signs shall not be permitted.

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- g. The Special Use Permit shall expire 20 years from the date of approval by the Board of Supervisors, or upon termination of the use, whichever occurs first.
- h. The applicant shall submit a written report outlining the status of the development at the end of one year from the date of approval by the Board of Supervisors. The status report shall be reviewed by staff to determine whether the Special Use Permit remains in compliance with the approved stipulations.
- i. In the event that the property owner to the east removes the wrought iron fence that is encroaching into their property as shown on the site plan, the applicant will replace said fence with a like fence within their property.
- j. Prior to zoning clearance, the applicant shall reconfigure the parking spaces shown on the site plan to provide for an 18-foot length with no overhang.
- k. After zoning approval but prior to any construction, a drainage clearance must be obtained from the Flood Control District's Permitting Office.
- l. All outdoor lighting shall conform with the Maricopa County Zoning Ordinance.
- m. Development and use of the site shall comply with requirements for fire hydrant placement and other fire protection measures as deemed necessary by the applicable fire department.
- n. Major changes to this Plan of Development (the site plan and narrative report) shall be process as a revised application in the same manner as the original application. With final determination made by the Board of Supervisors following recommendation by staff and the Planning and Zoning Commission. Minor changes may be administratively approved by staff of the Planning and Development Department.
- o. Non-compliance with the regulations administered by the Maricopa County Environmental Services Department, Maricopa County Department of Transportation or the Maricopa County Flood Control District may be grounds for initiating a revocation of this Special Use Permit as set forth in the Maricopa County Zoning Ordinance
- p. Noncompliance with the Plan of Development (the site plan and narrative report) and conditions of approval will be treated as a violation in accordance with provisions of the Maricopa County Zoning Ordinance.
- q. The applicant shall bond for one-lane of strip pavement improvement to Indian School Road adjacent to the site.

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

REGULAR AGENDA DETAIL:

- 5. Z2002-135 District 1** (This case requires a $\frac{3}{4}$ majority vote to approve, due to opposition from adjacent property owners). **CONTINUED**
- Applicant:** Joanne & Kelly Jarman, et. al.
- Location:** East side of McQueen Rd, approx. $\frac{1}{2}$ mile north of Queen Creek Rd (in the Chandler area)
- Request:** Special Use Permit (S.U.P.) for a wedding chapel in the Rural-43 zoning district – Rosewood Manor (4.8 ac.)

COMMISSION ACTION: Commissioner Pugmire moved to recommend approval of Z2002-135, subject to the following stipulations "a" through "x". Commissioner Aster seconded the motion, which passed with a majority vote of 4-3.

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Commissioner Aster	-	yes	Commissioner Porter	-	no
Commissioner Jones	-	yes	Commissioner Munoz	-	no
Commissioner Smith	-	yes	Commissioner Barney	-	no
Commissioner Pugmire	-	yes			

- a. Development shall be in general conformance with the site plan entitled, "Rosewood Manor" consisting of two (2) full-size sheets, prepared by HEC Engineering LLC, dated revised December 10, 2003 and stamped by the Engineer January 30, 2004, and stamped received February 3, 2004, except as modified by the following stipulations.
- b. Development of the site shall be in general conformance with the narrative report entitled, "Revised Narrative Report – Rosewood Manor", consisting of seven (7) pages, dated December 30, 2003, and stamped received December 30, 2003, except as modified by the following stipulations.
- c. Striping for the handicap accessible parking area shall conform to the current ADA requirements.
- d. Within 30 days of Board of Supervisors' approval of this Special Use Permit, the applicant shall obtain a pool barrier permit and shall request an inspection of said barrier immediately upon issuance of said permit. Any deficiencies in the pool barrier shall be immediately corrected.
- e. Within 60 days of Board of Supervisors approval of this Special Use Permit, the applicant shall apply for a building permit for the existing membrane structure (tent). Said submittal shall include details for any and all existing and/or proposed sound attenuation measures associated with this tent. The applicant shall bring into compliance with the commercial building code any deficiencies and shall make satisfactory progress towards the completion of any retrofit needed to bring said structure up to code such that a Certificate of Occupancy for the retrofitted structure is received no later than 180 days from the date of approval of the Special Use Permit by the Board of Supervisors.
- f. Within 60 days of Board of Supervisors approval of this Special Use Permit, the applicant shall apply for a building permit to retrofit the existing single-family residence to meet current commercial building code requirements as applicable. The applicant shall make satisfactory progress towards the completion of the retrofit and shall obtain a Certificate of Occupancy for the retrofitted building no later than one year from the date of approval of this Special Use Permit by the Board of Supervisors.
- g. Within 60 days of Board of Supervisors' approval of this Special Use Permit, the applicant shall apply for all applicable building permits for any remaining un-permitted structures located on site that were not included in the permitting activity as discussed in stipulations "e" and "f" above. Record permits shall be obtained for any such structures erected on site prior to the applicant having taken possession of the subject property. As-Built permits shall be obtained for any such structures erected on site after the applicant having taken possession of the subject property.
- h. Prior to zoning clearance for any permit on the subject property, the property owners shall provide evidence of legal and physical secondary access to the site. Said

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secondary access shall occur either adjacent to the north or south property lines. Should such secondary access be unattainable, the applicant shall submit an application for an amendment to the Special Use Permit to allow the evaluation of an alternative location for said secondary access. Said amendment will be evaluated at that time to determine whether the proposed changes should be processed administratively or through a Major Amendment.

- i. Prior to zoning clearance, the applicant shall provide satisfactory evidence that Rural/Metro Fire Department has been properly apprised of the development on the subject property and that an offer to extend fire protection services has been made with regard to the subject property and the proposed use as a reception center.
- j. After zoning approval but prior to any construction, a drainage clearance in conjunction with a building permit must be obtained from the Flood Control District's Permitting Office.
- k. Prior to issuance of any permits for development of the site, the applicant/property owner shall obtain the necessary encroachment permits from the Maricopa County Department of Transportation for landscaping or other improvements in the right-of-way.
- l. In conjunction with the right-of-way improvements, the property owners shall provide a sidewalk along McQueen Road adjacent to the site. Said sidewalk shall be constructed to minimum County standards.
- m. Review and approval of plans for this public establishment may be required by MCESD for food preparation. If persons are employed for food preparation then review and approval by MCESD is required. The applicant shall submit information to MCESD sufficient in detail to determine if the review and approval requirement applies prior to any on-site food preparation.
- n. This Special Use Permit (SUP) shall expire upon the fifth anniversary of the original approval of the SUP by the Board of Supervisors. Any time extensions shall be treated a Major Amendment.
- o. The applicant shall submit a written Status Report to the Planning and Development within 30 days of the first anniversary of the approval of this Special Use Permit by the Board of Supervisors. This Status Report shall be reviewed by staff to determine whether the property is in compliance with the stipulations of approval and to ensure compatibility with the neighborhood. The Status Report may be approved by staff or, if in the opinion of staff the stipulations have not been met or the facility is not compatible with the neighborhood, the Status Report may be forwarded to the Planning and Zoning Commission for further action, including initiating action for a possible revocation of the Special Use Permit.
- p. All outdoor lighting shall conform to the Maricopa County Zoning Ordinance.
- q. Major changes to this Plan of Development (the site plan and narrative report) shall be processed as a revised application in the same manner as the original application, with final determination made by the Board of Supervisors following recommendation by staff and the Planning and Zoning Commission. Minor changes may be administratively approved by staff of the Planning and Development Department.

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- r. Noncompliance with the Plan of Development (the site plan and narrative report) and conditions of approval will be treated as a violation in accordance with provisions of the Maricopa County Zoning Ordinance.
- s. Events shall be limited to 8:00 a.m. – 8:00 p.m. Monday through Thursday and 8:00 a.m. – 9:30 p.m. Friday and Saturday. No events will occur on Sundays. Only one event will be held at a time.
- t. Events will be limited to 250 guests plus associated vendors and staff.
- u. All musical acts not associated with the actual wedding ceremony shall be performed from within the tent shown on the site plan. An insulated, soundproof roof shall be constructed on the tent. Said roof shall meet all applicable building code requirements.
- v. All freestanding light fixtures shall be shielded to reduce glare on adjacent properties.
- w. A row of low water use trees, such as Mondel pines or willow acacia, set 20' on-center shall be planted along the north side of the block wall located along the southern property line.
- x. The applicant shall effect the repairs necessary to the water feature located adjacent to the south wall such to eliminate the water leak.

Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and unanimously carried (4-0) to continue this item to August 18, 2004.

6. **Z2003-044** **District 4**
 Applicant: Lars O. Lagerman with Bryan Cave LLP for Volvo Cars of America
 Location: 20715 West Happy Valley Road (in the Surprise area)
 Request: Major Amendment to an existing Special Use Permit (S.U.P.) for a proving ground in the Rural-43 zoning district, to increase the overall size of the facility and review proposed changes to the property – Volvo Proving Grounds (1,498 ac.)

COMMISSION ACTION: Commissioner Jones moved to recommend approval of Z2003-044, subject to the following stipulations “a” through “p”. Commissioner Porter seconded the motion, which passed with a unanimous vote of 8-0.

- a. Development and use of the site shall comply with the site plan entitled “Amendment to Special Use Permit Application Case No. Z 99-122”, consisting of seven (7) sheets, dated revised January 29, 2004 and stamped received February 18, 2004 except as modified by the following stipulations.
- b. Development and use of the site shall comply with the narrative report referred to as exhibit A and entitled “Updated Narrative Report”, consisting of seventeen (17) total pages, dated February 17, 2004, and stamped received February 18, 2004, except as modified by the following stipulations.
- c. Major changes to this Special Use Permit shall be processed as a revised application in the same manner as the original application, with final determination made by the Board of

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Supervisors following recommendation by staff and the Planning and Zoning Commission. Minor changes may be administratively approved by staff of the Planning and Development Department.

- d. Non-compliance with the Special Use Permit (the site plan and narrative report) or the conditions of approval will be treated as a violation in accordance with the provisions of the Maricopa County Zoning Ordinance.
- e. Prior to construction a drainage clearance must be obtained from the Flood Control District of Maricopa County. A Floodplain Use Permit shall be obtained prior to any development within the floodplain.
- f. A continuous parapet shall screen all roof-mounted equipment.
- g. All trees shall be double-staked when installed.
- h. Perimeter landscaping shall be sufficient to screen site from arterial roadways.
- i. Non-compliance with the regulations administered by the Maricopa County Environmental Services Department, Maricopa County Department of Transportation or the Maricopa County Flood Control District may be grounds for initiating a revocation of this Special Use Permit as set forth in the Maricopa County Zoning Ordinance.
- j. This Special Use Permit shall expire 75 years from the date of approval by the Board of Supervisors, or upon expiration of the lease to the applicant, or upon termination of the use, whichever occurs first. Removal of site improvements shall be based on the terms of the lease agreement between the applicant and the State of Arizona Land Department.
- k. Outside lighting shall be downward directed and minimal in nature. All outdoor lighting shall conform to the Maricopa County Zoning Ordinance with the exception of the proposed parking lot lighting that may be installed at a height of 30'.
- l. The proposed use shall not be operated in a manner that would impair visibility or otherwise interfere with operating aircraft from Luke Air Force Base Auxiliary Field #1, with such determination made by Luke Air Force Base.
- m. Prior to each new construction phase subsequent to Construction Phase 1, or every five years from the date of this approval by the Board of Supervisors, or whichever occurs first, the applicant shall submit a written report outlining the status of the development. This written status report shall include a detailed description of both the existing and proposed development to occur within said construction phase. This written status report shall include the predicted average and maximum number of people expected to be on the property during that given phase of development. This written status report shall be routed to Luke Air Force Base for review and comments as necessary.
- n. The maximum number of employees in any given year shall not exceed 200 full time personnel (based on seven consecutive months of employment at the facility). In addition, total attendance, including special events, shall not exceed 500 persons at any one time.

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- o. Dedication of additional right-of-way to bring the total half-width dedication to 65 feet for Deer Valley Road within 2 years of approval of this request by the Board of Supervisors, and prior to zoning clearance.
- p. Prior to zoning clearance, developer(s) and/or builder(s) shall establish emergency fire protection services, covering all real property contained within the project area during course of construction and shall obtain a 'will serve' letter substantiating coverage from the appropriate Fire Department servicing the site.

Joy Rich gave background details on this request to increase the overall size of the Volvo proving grounds at the Aux 1 Field near Luke Air Force Base. She said there is no known opposition to it and that it complies with both the City of Surprise and Maricopa County General Plans, and Luke is also in favor of it.

Lars Lagerman was present for Volvo and said he had nothing to add but would answer questions, of which there were none.

Comments from several Supervisors attested to the fact that Luke Air Force Base and Volvo Cars of America are good neighbors to each other and that Luke has approved this as a good place for the Volvo proving grounds to be located.

Motion was made by Supervisor Wilson, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve this amendment to the original Special Use Permit with stipulations "a" through "p."

MEETING ADJOURNED

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

Andrew Kunasek, Chairman of the Board

ATTEST:

Fran McCarroll, Clerk of the Board