

**OFFICE OF BOARD OF SUPERVISORS  
YAVAPAI COUNTY, ARIZONA**

Prescott, Arizona

May 18, 1998

The Board of Supervisors met in regular session on May 18, 1998.

Present: Bill Feldmeier, Chairman; Chip Davis, Vice Chairman; Gheral Brownlow, Member; Bev Staddon, Clerk.

Also present: Jim Holst, County Administrator; Dave Hunt, Board Attorney/Assistant County Administrator.

- ITEM NO. 1. Travel to Yavapai County Administrative Services Verde Valley Complex, Cottonwood, Arizona.
- ITEM NO. 2. Convene in Hearing Room, Yavapai County Administrative Services Verde Valley Complex, Cottonwood, Arizona.
1. Approve minutes of meeting of May 4, 1998, and of special meeting of April 30, 1998. **Approved as written, by unanimous vote. Motion by Supervisor Davis, second by Supervisor Brownlow. Chairman Feldmeier announced that on May 27, 1998, there would be a 2020 Forum held at the Yavapai College Performance Hall at 6:00 p.m. to discuss water issues.**
  2. Prescott National Forest Supervisor Mike King. Request to proclaim May 1998 as Prescott National Forest Month. **Mr. King gave a brief history of the Prescott National Forest, saying that it was first designated on May 10, 1998, for the purpose of providing a watershed for the Prescott area and that the original forest contained only 10,000 acres. He said that the Verde National Forest was designated in 1907, and combined with the Prescott National Forest in 1908. Upon a motion by Supervisor Brownlow, seconded by Supervisor Davis, the Board voted unanimously to proclaim May 1998 as Prescott National Forest Month. No comments from the public.**
  3. Consider approval of items appearing on the Consent Agenda and on the Consent Agenda for Special Districts. **Approved by unanimous vote, with the exception of items 1.c., 1.h., 3., 10., and 15.a. See Consent Agenda for details. Motion by Supervisor Davis, second by Supervisor Brownlow. No comments from the public.**
- ITEM NO. 3. Public Works Director Richard Straub.
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- ~~1. Consider authorizing resolution to take by eminent domain portions of land needed for Pioneer Parkway. WITHDRAWN~~
  - 1A. Consider acquisition of Jim Wilkinson property for Pioneer Parkway. **Mr. Straub said that the offer to Mr. Wilkinson had been renegotiated and that it was his recommendation to return to the original alignment and pay an additional \$50,000 for the right-of-way. He said that the original offer was \$487,000 with a new alignment, and that the most recent negotiations had resulted in an offer of \$537,000 and a return to the old alignment. Saying that he wanted to commend Mr. Straub and Mr. Hunt for their work on this issue, Supervisor Brownlow moved to approve the acquisition of the Wilkinson property, as presented by Mr. Straub. Supervisor Davis seconded the motion, which carried by unanimous vote with no comments from the public.**
  2. Consider authorizing contract with Appraisal Consultants, Inc., to perform an appraisal for acquisition of right-of-way, Pioneer Parkway (half-cent sales tax project). **Mr. Straub said that an appraisal would have been necessary to move forward with condemnation for Pioneer Parkway, and that even though this was no longer**

necessary because of the Board's previous action on this day to accept the offer for the Wilkinson property, some work had already been done. Supervisor Davis moved to authorize Mr. Straub to negotiate payment for the work already done on the appraisal. Supervisor Brownlow seconded the motion, which carried by unanimous vote. No comments from the public.

3. Consider approval of right-of-way cooperative project with A.L.&R. and accept subsequent right-of-way for portion of Big Chino Road, Paulden area, that is currently maintained by the County. Mr. Straub explained that the County has no formal right-of-way on this road, which has been maintained by the County for a long time, and that the property owner was willing to donate the right-of-way and to provide the necessary survey and legal descriptions. He said it would benefit the County to have the right-of-way. In response to a question from Supervisor Davis, Mr. Straub said the only downside to accepting the right-of-way was that the County would also be accepting liability, but that the County routinely encourages people to give right-of-way. Supervisor Brownlow provided brief information about commercial endeavors that would be taking place in the area. Chairman Feldmeier noted that Mr. Straub had indicated in his back-up memorandum that by accepting the right-of-way the County would not be required to increase the level of maintenance on the road. Upon a motion by Supervisor Brownlow, seconded by Supervisor Davis, and with no comments from the public, the Board voted unanimously to approve this request.
4. Consider sale of a portion of Airport Drive, Rimrock Airport, for which offers have been received. (*Recommendation is to reject all offers at this time in order to allow more time for review of overall traffic management plans for the area.*) Mr. Straub said this area was an old subdivision laid out many years ago, that development was now occurring around the entire area and that this would require some planning about how to safely move traffic in the area. He said the County needed to provide access to the community while minimizing risk around the airport itself. He said he was recommending rejecting all offers in order to provide more time to staff to review traffic requirements and plan for improvements. Chairman Feldmeier asked if the County was exposed with regard to liability. Mr. Straub said it was and that more signs had been put in the area in an attempt to minimize the liability. Chairman Feldmeier asked if the County would be required to spend more money to purchase property for alternate routes and whether it would cost more than the land the County wanted to sell. Mr. Straub responded "yes" to both questions. Chairman Feldmeier asked where the benefit was for the County. Supervisor Davis said the benefit would be ultimately eliminating the liability, that the situation was a mess at the present time and that he believed it was wise to pull back and develop a good overall plan. Upon a motion by Supervisor Brownlow, seconded by Supervisor Davis, and with no comments from the public, the Board voted unanimously to approve rejecting all offers for the property.

ITEM NO. 4.

Planning and Building Director Mike Rozycki. Planning and zoning. **Planning & Zoning Commission member Howard Hawk was present to represent the Commission.**

1. Zoning map change from R1L-35 and RCU-2A to PAD, La Barranca, 405-33-547G and L; 548D, H and K; 552A and B; 553A and B; and 554A and B; Village of Oak Creek area, Doug Zuber, Harvard Investments, Inc., agent for Red Rocks-Sedona Estates Limited Partnership, #6705. **Consideration of a Zoning Map Change from R1L-35 (Single Family; Residential Limited to Site Built homes only; 35,000 square foot minimum lot size) and RCU-2A (Residential; Rural; two (2) acre minimum) to PAD (Planned Area Development) in order to permit the creation and eventual conveyance of a total of seventy-six (76) single family residential lots ranging in size**

from approximately twenty-four thousand (24,000) square feet to two (2) acres with an average lot size of forty-two thousand five hundred three (42,503) square feet together with twenty-eight (28) acres or twenty-five percent (25%) open space on a total of 111.86 acres for the project to be known as "La Barranca". Located along both sides of Jack's Canyon Road approximately three-fourths (3/4) of a mile east of the Jack's Canyon Road/SR 179 intersection in the Village of Oak Creek. The Planning & Zoning Commission recommended approval of the Zoning Map Change with the following stipulations: 1) Zoning Map Change to Planned Area Development in general conformance with the site plan entitled "La Barranca Preliminary Plat/Final Site Plan and dated 4/2/98 Sheet 3 of 3 and Design Review Guidelines dated 4/15/98 and draft C,C, and R's dated 4/13/98 and contingent upon final approval of the Preliminary Plat/Final Site Plan by the Planning Commission and Board of Supervisors; 2) Installation of interior and off-site road improvements and approval by the County Engineer prior to Certificate of Occupancy; 3) Non-vehicular access easement to be illustrated on lots along Jack's Canyon Road and Lee Mountain Road to prevent driveways from accessing onto this road except at the location of the public non-vehicular trail easement; 4) Review and approval of final road construction drawings by the County Engineer, including realignment of Jacks Canyon - Lee Mountain intersection and turn and deceleration lanes per letter from Shephard-Wesnitzer, Inc. dated 4/16/98; 5) Financial assurances shall be posted for required improvements prior to Final Subdivision Plat recordation; 6) Consideration of request for a variance from Resolution 1036 (Road Standards) to allow reduced roadway and surfacing widths as part of the Preliminary Plat; 7) Identify language on the Final Subdivision Plat and in the CC and R's for the provision of a public, non-motorized access trail network to be maintained as open space in perpetuity; 8) Note to be put on the Final Subdivision Plat referencing the Jack's Canyon Wash as a Class II drainage easement to identify responsibility for maintenance; 9) Identification and cross-section of non-motorized public trail system showing location of trailhead from Jack's Canyon Road to the wash and continuing in a northeasterly direction along the boundary of the development of the property as part of the Final Plat submittal Developer to coordinate with the Yavapai Trails Association for the construction of the trail along the Jacks Canyon Wash; 10) Provisions for defensible space to be addressed in the C.C. and R's; 11) Approval of the Phase II Drainage Report by the Flood Control District as part of the preliminary subdivision plat approval process; 12) Fire hydrants/fires suppression equipment to be installed and approved by the Sedona Fire Department per their letter dated 4/9/98 and prior to Certificate of Occupancy; 13) All outdoor lighting to conform to Yavapai County Zoning Ordinance Requirements (Dark Sky Ordinance) 14) County Environmental Services Department approval of line extensions and approval of annexation into the Big Park Improvement District prior to Certificate of Occupancy; 15) Preliminary Subdivision Plat submittal to include identification of sales office site and proposed signage; 16) Entry gates and signage to be confined to the two private main entrances and in conformance with "Preliminary Entry Concept Plan" dated 3/5/98; 17) Reconfigure Lots 62-64 in order to address drainage channel through Lot 63 and maintain a viable building envelope prior to Preliminary Plat approval; 18) Developer to modify the cul-de-sac accessing Lots 47 and 51 and reconfigure building envelope on that lot in order to ensure that the height of the structure will be below the horizon; 19) As part of the Preliminary Plat/Final Site Plan submittal, applicant to demonstrate that building heights on certain lots, particularly Lots 56, 57, 58 and building envelopes maintain viewsheds and do not block the horizon. Participating in discussion were the developer's representative, Craig Krumweide, who provided information about other projects in Arizona and Texas, and who said the developer

had worked with the community in developing this plan and had gained the support of the Big Park Community Council; and Neland Cook, who appeared to represent adjacent property owner John Green, and who read a letter from Mr. Green in opposition to the application because of his belief it would increase density in the area. Following brief discussion, during which Supervisor Davis said he believed the developer had attempted to address the concerns of the community with regard to density and that the plan represented a much better end product than what might otherwise be achieved, the Board voted unanimously to approve the recommendations of the Planning & Zoning Commission. Motion by Supervisor Davis, second by Supervisor Brownlow. In response to a question from Chairman Feldmeier regarding water supply, Mr. Rozycki said that the development would be provided water from the Big Park Water Company and that since the area lies outside of an active management area, the developer must only provide evidence of an adequate water supply.

2. Special use permit for operation of home care facility for children in R1L-35 zoning district, Victory Ranch, 404-07-031, west of Camp Verde, Hershel and Wendy McCants, #6723. **Consideration of a Special Use Permit in order to allow the operation of a home care facility for children with a maximum of twelve (12) non-related persons in an R1L-35 (Residential; Limited 35,000 square feet minimum lot size) zoning district on an approximately one (1) acre parcel. Located on Vista Drive directly adjacent to the Fort Lincoln Estates Subdivision, approximately four and one half (4.5) miles from the intersection of Salt Mine Road/Highway 260 directly west of the incorporated boundaries of the Town of Camp Verde. Situs: 550 East Vista Drive, Camp Verde, Arizona. The Planning & Zoning Commission recommended approval of the Special Use Permit with the following stipulations: 1) That the septic system be reviewed by the Environmental Services Department to determine if acceptable for the intended use with written approval received within six (6) months of Board of Supervisors approval of the Special Use Permit; 2) The Special Use Permit be approved for a period of one (1) year at which time the matter will be brought back to the Planning & Zoning Commission and Board of Supervisors for review and consideration of extension; 3) The home to be licensed by the Arizona Department of Health Services as a group care facility if required by state law; 4) The owner is to ensure that the subject property and roadway easement in front of the property is to be kept clear of vehicles, trash, outside storage or other type of accumulation. Owner/applicant shall voluntarily agree to perform community service if this situation persists.** Mr. Rozycki said that since the Planning & Zoning Commission meeting, letters of opposition had been received from numerous property owners in the area and that there now appeared to be more than 20% of the adjacent property owners opposing the application, thereby necessitating a unanimous vote of the Board in order to approve the application. Applicant Wendy McCants spoke in favor of the application, saying that she did not intend to stay in the Fort Lincoln Estates area but was in the process of trying to obtain a larger piece of land elsewhere. She told the Board that she was not running a boarding house, but was taking in children who needed help and that Child Protective Services had asked for her help. Terry Lynn Hancock also spoke in favor of the application saying that she had placed her 14-year-old son in Ms. McCants' home and that it had saved her family. The following individuals spoke in opposition to the application, citing as reasons concerns for safety of the children living in the home, the number of vehicles parked in front of the home, children roaming the streets and harassing neighbors, concern that a "temporary" situation had been going on for three years or longer, concerns about septic facilities, and the inappropriateness of this use in the area: Jim Bullard,

Richard Nelson, Carmelita Wilson, Della Rolley, Judy Gilbert, Nita Carnes, Vera Ellen Hudson, Lu Bullard, and Bill Cospers. Assistant Environmental Services Director Bill Frank also participated in discussion, saying his department was working with Ms. McCants regarding documentation of septic facilities. Chairman Feldmeier said he felt strongly that it was important to uphold the Planning & Zoning Commission's recommendations and to give Ms. McCants a year to resolve her situation. He said that even after reviewing the letters in opposition and hearing comments on this day, he still felt that a one-year use permit was reasonable, saying that something had to be done for kids and that no state agency could do it as well as private individuals. In response to a question from Supervisor Davis regarding prior violations on the property, Mr. Rozycki said that in 1997 complaints had been taken to the Hearing Officer, with the result being that Ms. McCants had been ordered to clean up the outside storage, apply for a special use permit, and apply for a variance to allow someone to live in an RV on the property. There was brief discussion regarding building safety requirements and whether an inspection of the house should be done, during which Chairman Feldmeier said he had no problem with that as long as the property was located within an inspection area. Supervisor Davis said he wanted to clarify that what was being requested was not a zoning map change, but only a temporary use permit. He said what he had heard from many was that Ms. McCants' intentions were right, but the location was wrong. He asked about the ditch adjacent to the property, saying he was concerned about whether children could get through the fence and into the ditch. Ms. McCants responded that the children were not allowed to play in the ditch and that the fencing was adequate. Supervisor Davis said he would also like to see stipulation number one taken care of before approval of the permit. Supervisor Davis then moved to approve the recommendations of the Planning & Zoning Commission, adding the following stipulations: (5) The fence along the ditch will be maintained; (6) that parking on the property will be improved so as to remove vehicles from the roadway, and that Mr. McCants' 18-wheel truck not be parked on the property; (7) that the property be inspected by Building Safety and the Verde Rural Fire Department; and (8) that no one be allowed to live on the property in an RV. Mr. Rozycki noted that stipulation number eight would eliminate the need for a variance hearing and would provide for a refund of Ms. McCants' hearing application fee. Supervisor Brownlow seconded the motion, which carried by unanimous vote.

Consent agenda for planning and zoning items, for which there were no protests at the Planning & Zoning Commission hearing, and which provides for acknowledgement of deferred or withdrawn items which have been advertised for hearing on this date.

1. General Plan Amendment, Big Park Community Plan, Planning & Zoning Commission, #6731. *The Commission deferred this item until its June 3, 1998, meeting. No action required by Board of Supervisors.*
2. Special use permit for commercial venture consisting of American West-type adventures in RCU-2A zoning district, A Day in the West, 408-33-008C, Sedona area, Rex Manz agent for A Day in the West, L.L.C., #6720. *The Commission deferred this item until its June 3, 1998, meeting. No action required by Board of Supervisors.*
3. Special use permit to allow overflow/auxiliary parking on Lots 135 and 136, Bell Rock Vista Subdivision, R1L-10 zoning district, Artisan's Galleria, 405-33-306 and 307, Village of Oak Creek area, The Artisan's Guild, L.L.C., #6719. *This item was withdrawn at the request of the applicant prior to the Commission's May 6, 1998, meeting. No action required by Board of Supervisors.*
4. Special use permit for continued operation of construction trailer and existing fenced storage yard in PAD zoning district, 405-50-017, Village of Oak Creek area, Mark

Hartman agent for Golden Heritage Homes, #6713. **Consideration of a Special Use Permit in order to allow the continued operation of an eight foot by twenty foot (8'x20') construction trailer together with an existing, fenced storage yard in a PAD (Planned Area Development) zoning district on Lot 10 in the Sedona Golf Resort, parcel G. Located along Bent Tree Drive east of Saddlehorn Road, approximately three-tenths (.3) of a mile west of Highway 179 in the Village of Oak Creek. The Planning & Zoning Commission recommended approval of the Special Use Permit. Approved by unanimous vote, with no comments from the public. Motion by Supervisor Brownlow, second by Supervisor Davis.**

Planning and Building Department business:

1. Hearing to consider public right-of-way name change, Rim Trail Circle to Rim Trail Court, Village of Oak Creek. **Resolution No. 1119 Changing the Name of Rim Trail Circle to Rim Trail Court, Village of Oak Creek Area, was approved by unanimous vote. Motion by Supervisor Davis, second by Supervisor Brownlow. No comments from the public.**

ITEM NO. 5.

Assistant Environmental Services Director Bill Frank. Consider fee reduction request from Ron Arnold for the Montezuma School. **Participating in discussion were Environmental Services Director Alex Price, Assistant Environmental Services Director Bill Frank, and Ron Arnold. Chairman Feldmeier said he had reviewed the agenda early last week and this item was not on it. He said he was not comfortable with this item being on the agenda because of past discussions regarding fees. He said he was concerned about giving people breaks because the service they required was easier to accommodate than someone else's might be and that doing so might open the door for more requests. Supervisor Davis said the school had asked him to look into the issue and he asked Environmental Services to determine exactly what the County's costs were. He said the school did not have a lot of money but that it is a benefit to the community and that it had asked for his help. He said the school's current septic system is very old and they are trying to upgrade to a better system. Supervisor Davis said he understood Chairman Feldmeier's concerns about setting precedents, but that he did not believe anyone in the community would ever question the Board's looking favorably on Montezuma School because it gives back so much to the community. Brief discussion ensued, during which Mr. Frank said that when he has four permits on the same site, his efficiency is increased. He said he also believed that commercial fees were somewhat out of line and that more was being charged than what the services actually cost. Mr. Price agreed, saying that he did not know how the former Environmental Services Director had arrived at the figures currently being charged for these fees. Mr. Arnold said he had not yet applied for the permit, that school would be out June 2 and that he would like to have the digging and other work done before school reconvenes. Supervisor Brownlow said that in the past the Board had not allowed fee waivers for anyone because it opened the door to everyone asking for them. He asked Mr. Arnold if he was going to do the work regardless of what he was charged. Mr. Arnold responded that he was. Mr. Hunt said that the Board had provided for retroactive fee adjustments in the past, and that since Mr. Price anticipated coming to the Board soon with changes to the fee schedule, it would be possible to set back the effective date of the changes, which would provide for refunds to people who pay the full price now. Supervisor Brownlow said he had no problem with that approach, but that he really had trouble with the idea of giving anyone special considerations. Supervisor Davis moved that if the fee schedule is changed resulting in a reduction in fees, a refund be sent to the school. Supervisor Brownlow seconded the motion, which carried by unanimous vote.**

## ITEM NO. 6.

Board of Supervisors Hearing Room, First Floor, Yavapai County Administrative Services Building, 1015 Fair Street, Prescott, Arizona. Present information and receive public comment regarding proposed implementation of impact fees in the unincorporated areas of the County. Supervisor Davis was unable to attend this portion of the meeting due to a previously scheduled meeting in his district. Planning & Building Director Mike Rozycki and Public Works Director Richard Straub were also present and participated in discussion. Mr. Holst gave a brief overview of the proposed fee, including information regarding the benefit areas and proposed road projects, and he provided overhead graphics showing that if a fee was set at 40%, the revenue generated would represent 13% of the total revenue available over the next 20 years for regional road construction. Mr. Rozycki explained the impact fee ordinance, adding that since the last meeting on this issue, Mr. Hunt had determined that the County may waive development fees for all development that constitutes affordable housing to moderate, low or very low income households provided that the waiver does not result in an increase in the development fee for other properties in the benefit area. The following individuals addressed the Board with questions and/or concerns about the proposed impact fee: Jim Taylor, Jim Stein, Ike Olliot, Dewey Levie, Austin Deggenhardt (child), Lee Lawless, Rachel Deggenhardt, Rob Windham, Tom Devereaux, Dan Sullivan, David Green, Terry Nolan, Austin Deggenhardt (father), Judy Stanley, and Mike Windham. Mr. Stein, who said he represented Prescott Alternative Transportation, requested that the Board give consideration to using some of the revenue generated from the fee to construct bicycle paths along County roads. Mr. Olliot said he was the director of a year-round childrens' camp on Iron Springs Road and he asked how the fee would affect his organization with regard to cabins that are built to house children on a short-term basis. Mr. Rozycki said this question had not come up before, that it was a good question, and that he would have to look into it because it was a unique situation. Mr. Levie expressed concern about what an impact fee would do to people in the Chino Valley and Paulden areas, saying that he sells property mostly to low-income people who cannot afford this type of fee. He said he was opposed to the impact fee, but was in favor of improving roads, and believed that the fee would kill growth in the Chino Valley and Paulden areas. Young Austin Daggenhardt asked why his father should have to pay thousands of dollars when he gets nothing in return for it. Ms. Deggenhardt asked the purpose of public hearings and whether the Board would have to vote according to what it hears at those hearings. Chairman Feldmeier explained that a public hearing is held for the purpose of obtaining input from the public, but that he and the other Board members receive input from a variety of sources such as talking with people in forums other than public hearings. Ms. Deggenhardt said that no one she had spoken to was in favor of the impact fee and that she would not benefit from the fee because the money would be used to improve or build roads that she will not use. Rob Windham said this was the third meeting he had attended and that he had spoken to many people, none of whom were in favor of the fee. He said he was forming a committee to fight the impact fee. Mr. Devereaux referred to the public report that subdividers must file with the Arizona Department of Real Estate, saying that such reports must include a listing of all fees and that there could be a problem for subdividers who have already filed their reports and sold lots. Mr. Rozycki said there are a number of reports filed for subdivisions and that for certain types of changes in a subdivision the subdivider is required to file a revised report, but that a subdivider would not be held responsible for impact fees that are implemented after the fact. Mr. Devereaux said he agreed with Mr. Levie about the effect the fees would have in the Chino Valley and Paulden areas, and that he would be in favor of the fees if the revenues generated were going to be used for police protection, parks, or maintenance of existing roads. He said he believed the Board was doing a great job, and that there was a

need for regional roads, but that this was the wrong way to do it. Mr. Sullivan asked about fees for sub-regional areas, to which Mr. Holst responded that state statutes allow for an additional fee to be assessed in a smaller, sub-regional area for local improvements such as a collector street to a subdivision. Mr. Sullivan asked questions about the cost of improving Walker Road, to which Chairman Feldmeier responded that the costs of road projects are based on estimates and sometimes the actual cost is less, which allows the County to reallocate the remaining balance to other projects. Mr. Sullivan asked if the Board would place a moratorium on building permits until the fee is effective, in order to avoid a deluge of permit applications. Chairman Feldmeier said no, but that he did have some concerns about the volume of permits and the Planning & Building Department's ability to handle them. Mr. Green said he was a contractor and that he was opposed to the fee because it would make it more difficult for him and other contractors to stay in business. He said he believed a sales tax was more fair. Mr. Nolan said he believed the fee would be detrimental and that since everyone uses roads, everyone should pay and a sales tax would be fairer. Mr. Deggenhardt said he was a builder trying to start over in this area, that he was opposed to the impact fee but in favor of a sales tax. Ms. Stanley said the fee would not affect her but that she was concerned about its effect on young people, older people, and on those living in apartments and trying to save money to build a home. She said she also believed that if everyone uses roads, then everyone should help pay for them, particularly tourists. Mike Windham said he was opposed to the impact fee, that there was already a sales tax in place for roads, and that 99% of the people who had attended the Board's meetings on this issue were opposed to the fee. He said he had not spoken to anyone who was in favor of it. Chairman Feldmeier said he did not disagree with the idea of a sales tax, and that he had some interest in pursuing that approach. Supervisor Brownlow spoke briefly about roads in the Paulden and Diamond Valley areas, saying that most of the roads in those areas are not public roads, but private easements. He added that anyone questioning the need for regional roads should try to drive from Paulden to Prescott anytime between 6:30 a.m. and 9:00 a.m. on weekdays, and should try to get through the intersection of Highways 69 and 89 in Prescott from 4:00 p.m. to 6:00 p.m. weekday afternoons. He said he believed a sales tax would be voted down by the County's residents.

**CONSENT AGENDA FOR BOARD OF SUPERVISORS:** Unless otherwise noted, all items were approved by unanimous vote. Motion by Supervisor Davis, second by Supervisor Brownlow. No comments from the public.

1. Requests from Board of Supervisors:

- a. Approve bid from NACOG for renovation of Beaver Creek Senior Center, with project money to come from HUD Community Block Grant, Arizona Department of Commerce, CDBG contract #089-98.
- b. Consider donation of 1989 Chevrolet pick-up, long wheel base, with approximate value of \$3,000, to the Town of Jerome.
- c. Consider awarding contract in amount not to exceed \$6,300 to JBL for Marina Street Remediation Project. **Approved by unanimous vote after Mr. Hunt said drilling monitoring holes would help to determine whether there are any remaining problems from old heating oil at the Marina Street Annex. Motion by Supervisor Brownlow, second by Supervisor Davis. No comments from the public.**
- d. Consider approval of Sedona Airport Authority Subleases for Dakota Territory Tours and Interstate Communications.
- e. Consider approval of Resolution No. 1120 Opposing Second Application to Place Lot 282, Lake Montezuma Hills, Into Trust.
- f. Approve County Department Fee Schedules for fire districts and other special districts pursuant to A.R.S. §11-251.06 and §48-819.
- g. Adopt Resolution No. 1121 approving the issuance of not to exceed \$3,200,000 aggregate principal amount of Residential Care Facility Revenue Bonds (GNMA Collateralized-Margaret T. Morris Center Project)



Series 1998A and not to exceed \$200,000 aggregate principal amount of Residential Care Facility Revenue Bonds (GNMA collateralized-Margaret T. Morris Center Project) Taxable Series 1998B, of the Industrial Development Authority of the County of Yavapai.

- h. Approve payment of \$45,727 from Contingency for 20% match with federal funds for Sedona Bellrock Pathway Transportation Enhancement Project, per the terms of a Cooperative Agreement between Coconino County, the City of Sedona and Yavapai County. **Approved by unanimous vote after Mr. Holst explained that this request had actually been approved by the Board some three or four years ago, but that payment had not been made because Coconino County owed Yavapai County money in another area and the Finance Director had held payment of this match until Coconino County's debt had been satisfied. Motion by Supervisor Brownlow, second by Supervisor Davis. No comments from the public.**
- i. Award the following four properties on tax sale list, for which there were no previous bids placed, to the Town of Camp Verde in the amount of \$1 for each parcel: 404-19-012A, 404-12-029R, 404-16-387, and 404-02-039C. All properties are located within the Town of Camp Verde incorporated limits.
- j. Eliminate Clerk position, Range 23, in Board of Supervisors' office, effective May 30, 1998.
2. Request from Facilities/Parks for permission to purchase equipment (Pentascanner 350 W/2-Way Injector) needed for testing of data and computer circuits during installation, with equipment to be used jointly between MIS and Facilities, at approximate cost of \$4,037.51 not including tax or s/h, and to transfer \$1,000 from Landscaping Supplies and \$1,000 from Materials/Buildings & Grounds to Maintenance Equipment/Building in Facilities/Parks budget; and \$2,000 from Outside Services in MIS budget to Maintenance Equipment/Building in Facilities/Parks budget to pay for the same.
3. Request from Public Defender for approval of Indigent Defense contracts for 1998-99 and for permission to purchase computers from 1998-99 budget. **This item was held until later in the day for more information. Later in the day, Mr. Hunt said Public Defender Dan DiRienzo had informed him that contracts had been offered to all current contractors, but that some of them would become employees of the Public Defender's Office instead of continuing as contract attorneys, and that appeals would be done by the Public Defender's Office. Approved by unanimous vote. Motion by Supervisor Davis, second by Supervisor Brownlow. No comments from the public.**
4. Requests from Public Works:
  - a. Consider approving Authorization of Services #986384 with ATL, Inc. for "Geotechnical Investigation and Pavement Design Recommendations for Seligman Airport Runway, Apron, Taxiway and Access Road", \$3,480.
  - b. Consider awarding bids opened April 28, 1998, for construction and improvements to Sedona Airport (ADOT Grants N514 and N614). Recommend awarding to Combs Construction Co., \$386,923.45. No County funds involved.
  - c. Consider approving changes to County Maintained Roads List.
  - d. Award or reject bids received for Material Pit for Cover of Seligman Landfill, Contract #986383. Bids opened May 12, 1998. Recommend awarding to Joe Campbell, Campbell Ranch, for 50 cents per cubic yard.
  - e. Award bids received May 5, 1998 for Annual Contract to Supply and Deliver Corrugated Metal Pipe in Yavapai County, Contract #985139. Recommend awarding to Pacific Corrugated Pipe Co., dba Arizona Culvert of Casa Grande, AZ, \$170,612.20.
  - f. Consider approval of one year contract extension to Annual Contract to Supply and/or Supply and Deliver Fill Material in Yavapai County, Contract #973077, at unit prices bid.
5. Requests from Planning & Building:
  - a. Permission to Transfer \$4,350 from Outside Services Account to Data Processing Equipment Account to purchase computer and printer.
  - b. Permission to transfer \$6,000 from Regular Salaries to Temporary/Overtime Salaries.
6. Request from School Superintendent, Special Programs Division, to award bid for services in Juvenile Detention Center for 1998-99 to sole bidder Vocations Unlimited, Inc., \$112,500.
7. Requests from Health Department:

- a. Permission for Kris Papp, Health Educator, to attend "Training of Trainers - Peer Leadership - Preventing Tobacco", June 1-3, 1998, Boston, Massachusetts, at cost of \$1,615 to be paid from Tobacco Education contract.
- b. Approve Amendment #3 to Contract 661104 with Arizona Department of Health Services to extend Prenatal Block Grant through June 30, 1999.
- c. Approve Amendment #2 to Contract 661083 with Arizona Department of Health Services to provide home visiting Nursing Services to children with medical conditions, through June 30, 1999.
8. Requests from Superior Court:
  - a. Blanket approval of appointments of justices of the peace pro tempore for the period July 1, 1998 through June 30, 1999, provided that budgeted funds are available to pay for the same.
  - b. Clarify that request for 1997-98 budget increase of \$47,558 to pay for Court Interpreters, Justices of the Peace Pro Tempore, Temporary Salaries and Court Transcripts, approved May 4, 1998, will be paid from Contingency.
  - c. Set public hearing on June 15, 1998, at 8:30 a.m. to consider establishment of a Forms and Instructions Production Fee to recover costs incurred by the Court in the distribution of forms, instructions and information through the Self Service Center.
9. Request from Fleet Management for approval of change order for Verde Company for underground fuel line upgrades on Commerce Drive. +\$2,220.39.
10. Approve out-of-state travel for Jim Ayers to attend shooting range development course offered by National Rifle Association, Spokane, Washington, June 24-28, 1998, at approximate cost of \$960 to be paid from Facilities/Parks budget (Cable Television Fees). Mr. Ayers has been asked by Supervisor Davis to represent the County in the development of a Shooting Sports Facility to be owned by the County and operated by citizens' group. **Following brief discussion, during which Supervisor Brownlow said he wanted the public to know that the Board was not just going to build parks or provide money for them without assurance that community volunteers would be involved, the Board voted unanimously to approve this request. Motion by Supervisor Brownlow, second by Supervisor Davis. No comments from the public.**
- ~~11. Request from Sheriff for permission to retain four 4X4 vehicles, marked Sheriff's Office utility vehicles, as an increase in patrol fleet. **WITHDRAWN**~~
12. Request from Prescott Justice Court to transfer \$1,500 from Permanent Salaries to Temporary/Overtime Salaries.
13. Liquor license for which there are no protests and which is approved by the Sheriff: Series 6 Person Transfer, Express Food, Bagdad, Maya Trivedi.
14. Requests from MIS Department:
  - a. Permission to replace laptop PC which is beyond economical repair, at cost of \$2,000 to be paid from Capital Hardware account.
  - b. Permission to transfer the following amounts into Temporary/Overtime Salaries: \$187.56 from Office Machines; \$82.20 from Office Equipment Maintenance; \$264.12 from Office Equipment Lease; \$200 from Duplicating and Printing; \$200 from School/Training Travel; \$300 from Survey Supplies; \$200 from Postage; and \$2,200 from Outside Services.
15. Requests from Medical Assistance:
  - a. Consider approval for three FTE, General Funded, Behavioral Health positions for the Jail. **Mr. Holst explained that Medical Assistance Director Mona Berkowitz felt that this was an important step towards getting a handle on liability with regard prisoners in the Jail. Supervisor Brownlow moved to approve the positions, with the stipulation that adequate security and facilities are provided to the satisfaction of Ms. Berkowitz. Supervisor Davis seconded the motion, saying that he wanted the public to know that this was not a case of the Board adding more staff but that it would save the County money by lowering the number of prescribed medications that prisoners receive and the number of times that prisoners see doctors. The motion carried by unanimous vote, with no comments from the public.**
  - b. Consider making the following positions unclassified in exchange for 5% salary increase: Eligibility Supervisor; Administrative Aide; Business Office Manager; Health Nurse III.

16. Approve contract with Durrant Architects for architectural services for Juvenile Detention building expansion.  
 17. Approve vouchers.

**CONSENT AGENDA FOR DIRECTORS OF YAVAPAI COUNTY FLOOD CONTROL AND FREE LIBRARY DISTRICTS AND COUNTY IMPROVEMENT DISTRICTS: Reference: Special District minutes.**

1. Resolve into the Boards of Directors of the Yavapai County Flood Control and Free Library Districts, and other County improvement districts as follows, for the purpose of approving vouchers: Granite Gardens Sanitary District, Prescott East Sanitary District, Seligman Sanitary District.

**CLAIMS AGAINST YAVAPAI COUNTY**

| <u>ACCOUNT</u>  | <u>AMOUNT</u> | <u>ACCOUNT</u>  | <u>AMOUNT</u> |
|-----------------|---------------|-----------------|---------------|
| General Fund    | 1,105,973.20  | Family Planning | 3,556.20      |
| Fam Plng Fees   | 271.64        | Home Health Ser | 12,899.24     |
| Health Promotio | 2,167.43      | Nutrition       | 1,945.30      |
| T.B. Control    | 406.12        | W.I.C. Program  | 9,302.97      |
| Jail Enhance    | 4,959.59      | Diversion Intak | 9,588.01      |
| Juvenile IPS    | 9,239.93      | Family Council  | 665.00        |
| Juv Food Prog.  | 2,939.68      | Probation Ser   | 3,554.30      |
| Adult IPS       | 22,595.99     | Adult Prob Fee  | 7,225.78      |
| Prob Enhance    | 22,198.78     | Stor/Ret Conv   | 1,413.58      |
| Indigent Def/Dg | 2,604.87      | Crim Just/Atty  | 3,481.95      |
| Bad Check Prog  | 3,591.76      | Juv Prob Svs    | 1,222.22      |
| Commodity Fd    | 552.47        | Azeip Case Mgmt | 1,362.56      |
| Sex Trans Disea | 8.79          | Hi Risk Chld HI | 1,154.88      |
| Clerk's Storage | 1,284.35      | HIV Prevention  | 981.29        |
| Atty Anti-Rack  | 1,301.90      | P.A.N.T.        | 2,634.95      |
| Law Library     | 971.46        | C.A.S.A.        | 3,614.70      |
| Case Process.   | 5,738.75      | Childrens Justi | 356.02        |
| Teen Prenatal E | 610.78        | Azeip Coordin   | 344.33        |
| Vict Witns Prog | 6,651.80      | Court Enhanceme | 40.97         |
| Concil Court    | 2,724.15      | YCT Wellness Pr | 497.52        |
| Drug Enf Fndg   | 893.41        | Vital Statistic | 1,278.96      |
| COPS Universal  | 2,896.27      | Recycl Educ Pro | 221.67        |
| Yav Indian Agre | 1,643.39      | Hassayampa/LTC  | 3,870.82      |
| Immuniz Service | 1,658.89      | Subs Abuse/DARE | 302.98        |
| Chem Abuse      | 120.57        | Juv Det/PACE    | 4,314.18      |
| Special Program | 6,992.75      | Sm Schools ECIA | 910.43        |
| Sm Schools BEHA | 4,776.15      | Public Works    | 196,048.25    |
| Health Fund     | 30,180.50     | Jail Commissary | 5,651.50      |
| Yav Cemetery As | 284.78        | Environ Svcs Di | 13,993.05     |
| W Yav Sol Waste | 3,937.43      | V V Solid Waste | 227.12        |
| Develop Clinic  | 721.86        | Tire Recycle    | 5,988.68      |
| Haz Mat Plng Gr | 48.67         | N C H I P       | 47.75         |
| Safe School Pro | 2,010.91      | Adhs-Svc cord   | 229.61        |
| Famly Law Comm  | 2,029.32      | Comm Punish Pro | 1,792.72      |
| Pace Chapter 1  | 41.06         | Regnl Road Proj | 94,589.57     |
| Library Automat | 64.68         | Health Start    | 2,870.15      |
| Victim Comp     | 2,875.60      | Child Sup Auto  | 219.32        |
| Intst Comp Prog | 1,881.65      | Ryan White II   | 507.12        |

|                 |            |                 |          |
|-----------------|------------|-----------------|----------|
| COPS More       | 1,881.46   | Perinatal Block | 1,700.61 |
| Tobacco Educ    | 7,433.39   | COPS Fast       | 2,912.94 |
| Equal Ad Det Ed | 61.57      | Cont Libr Auto  | 427.78   |
| ALTCS           | 916,487.40 | Grt in Aid 98A1 | 563.35   |
| D.T.E.F.        | 27,883.00  | Netwk Tch Updat | 4,183.50 |
| CJEF/Children   | 709.48     | Resid Care Home | 170.04   |
| Attendant Care  | 9,988.43   | HIV/CT          | 383.76   |
| Netwrk Develop  | 5,968.65   | HIV Targeted    | 162.88   |
| Access & Visita | 15.51      | Child Sup & Vis | 283.26   |
| Case Flow       | 5,136.45   | Court Automat   | 10.75    |
| COPS Hiring     | 1,859.48   | Domestic Violen | 1,508.17 |
| JTSF Treatment  | 1,814.06   | Divrsn Consequ  | 1,062.43 |
| Capital Proj    | 7,181.93   | Bagdad Apt 803  | 986.00   |
| Sedona DSN&CONS | 5,535.00   | Sedona Muni Apr | 1,870.40 |
| Sedona Airport  | 9,930.00   |                 |          |

In addition, payroll was issued on May 8 for the pay period ending May 2; warrant numbers 25356549 through 25356557 and 25356559 through 25357055; and 25357058 through 25357099, in the amount of \$335,747.44. Jury Certificates were also issued, warrant numbers 834904 through 835296. Warrants issued for May 18 Board day; 83228 through 83235; 83243 through 83661; 83666 through 83667; and 83675 through 83972. An itemized list of the above-numbered claims is filed in the official record of the Yavapai County Board of Supervisors.

There being no further business to discuss, the meeting was adjourned.

ATTEST:

\_\_\_\_\_  
Clerk \_\_\_\_\_ Chairma  
n