

OFFICE OF BOARD OF SUPERVISORS  
YAVAPAI COUNTY, ARIZONA

Prescott, Arizona June 21, 1999

The Board of Supervisors met in regular session on June 21, 1999.

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

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

PLEDGE OF ALLEGIANCE: Jonathan Rovey, 1999 graduate of Mingus Union High School and Flinn Scholar.

ITEM NO. 1. Board of Supervisors.

1. Approve minutes of meeting of June 7, 1999, and of special meeting of June 10, 1999. Each approved by unanimous vote. Motion by Supervisor Feldmeier, second by Supervisor Brownlow.
2. 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 the following items: 1.d., 2., 3.a., 3.b., 5., 9., 10.g., 10.k., 10.l., 10.m., 12. And 13. Motion by Supervisor Brownlow, second by Supervisor Feldmeier. No comments from the public. See Consent Agenda for detail.

ITEM NO. 2. County Administrator Jim Holst. Due to a lack of time in the morning, this item was held over and was considered as the last item of the day.

1. Questions and answers regarding the proposed 1999-2000 fiscal year budget. Mr. Holst told the Board that tentative adoption of the 1999-2000 fiscal year budget had been scheduled for June 23, 1999. He updated the Board on what had occurred since the Board's last budget discussion on June 7, 1999, saying that he had met with the Sheriff to discuss his budget concerns, had added two Clerk positions to the Planning & Building Department budget, provided for two new Office Supervisor positions for the Health Department, and had made various other changes in departmental budgets. Mr. Holst said he was holding off on requests for positions from the County Attorney and Public Defender to see whether "Fill the Gap" monies might be available. There was brief discussion regarding the Parks Coordinator position, during which there appeared to be general agreement that this was a needed position but there was also concern expressed by Supervisor Feldmeier about finding the right person for the position. Supervisor Feldmeier said he also believed the person should spend the first several months of his or her tenure working out of the Board of Supervisors' office. Supervisor Brownlow agreed. There was brief discussion regarding requests for funding from the Childrens' Council and the Cooperative Extension Service, and about the possibility of using anti-racketeering funds to pay for DARE officers. Mr. Holst said he had \$1,150,000 for the Contingency account, and that as the budget currently stands there would be no reduction in the County's tax rate. He told the Board that the current proposed Flood Control District budget would require an increase in the District's tax rate from .226 to .263. There was brief discussion about whether to use the possible sale of the old Roads 3 facility in Cottonwood to help pay for new land in Cottonwood, during which Chairman Davis suggested including it in the budget and applying it to the Jail funding if the property sells. Mr. Holst told the Board that if the budget was approved as it was on this day, the County would be required to hold a Truth in Taxation hearing. Supervisor Feldmeier said that when the Board began its budget discussions in April it was looking at reducing the County's tax rate by five cents. He said that

because of legislative action, the County then lost the mining severance tax, but then the County's revenue picture changed again. He said he believed the Board should cut the tax rate by two or three cents, and that if doing that meant going back and cutting new positions then that was what the Board should do. He said he felt the same way about the Flood Control District budget, that if the past winter had been very wet then he could see the need for the proposed budget, but that that was not the case. Mr. Holst reminded the Board that the tentative adoption of the budget would only set the ceiling on the budget, and that it would still be possible to reduce the budget following tentative adoption. Chairman Davis said working through the budget had been difficult this year because people had not been available for budget discussions.

2. Consider approval of 2% increase in classified salary schedule and salary increases for unclassified employees, to be effective June 27, 1999. Upon a motion by Supervisor Brownlow, seconded by Supervisor Feldmeier, the Board voted unanimously to approve the 2% increase in the classified salary schedule. Following very brief discussion, the Board took no action on salary increases for unclassified employees, indicating that this item should be placed on the June 23, 1999, agenda.

### ITEM NO. 3. Public Works Director Richard Straub.

1. Consider approval of an intergovernmental agreement with the City of Prescott for the City to abandon and the County accept the portion of Larry Caldwell Drive right-of-way needed for the Airport Connector. (Half-cent sales tax project). Approved by unanimous vote. Motion by Supervisor Feldmeier, second by Supervisor Brownlow. No comments from the public.
2. Award contract for design of Beaverhead Flat Road to Shephard-Wesnitzer, Inc., in an amount not to exceed \$192,581 to be paid from half-cent sales tax funds. Mr. Straub said he had received proposals from three different engineering firms, and that it would be possible to obtain information about future recreational lands along this road at a reduced rate. In response to a question from Supervisor Feldmeier, Mr. Straub said there was a possibility of putting a shooting range in the area. In response to a question from Chairman Davis, Mr. Straub said there were no requirements for public meetings at this point, but that he was planning to have a public meeting anyhow. He said there would also be additional public meetings regarding the project. Supervisor Brownlow requested that this item be held until after the Board considered the Verde Valley Regional Transportation Study Update, saying he had read in the update that there were some people opposed to this project. Supervisor Feldmeier agreed, saying he would like to understand the entire picture, and that he had questions about the various projects proposed in the update and how priorities would be developed. Following the presentation and acceptance of the Verde Valley Regional Transportation Study Update (see item 3. below), the Board returned to consideration of this item. Supervisor Feldmeier asked if the Verde Valley Transportation Planning Organization had had the opportunity to review the transportation study update and whether the TPO also saw the improvement of this road as a priority. Chairman Davis responded affirmatively. Supervisor Feldmeier said the concern he had was that if Beaverhead Flat Road was improved, it would end up being a state highway bypass, much the same way as Iron Springs Road through Skull Valley has been used as a bypass for Highway 89. He said he believed there should be state money involved in this project, and that he was also concerned that the portion of Cornville Road identified in the transportation study update as a critical need for improvement be taken care of prior to Beaverhead Flat Road being improved. Iraina Nygar said she believed that many people in the Cottonwood area would use this road to get to work in Sedona and the Village of Oak Creek. Former Mayor of Sedona Thron Riggs said that traffic in the area was made worse by ADOT's move to the Village of Oak Creek, which he said was done in response to high rent and not as a measure to alleviate traffic. He said he agreed with Ron Volkman's remark during discussion of the transportation study update that Beaverhead Flat Road is a road that goes nowhere. He said he believed Shephard-Wesnitzer was the right company to do the work, but that it was the wrong time for it. Sedona resident Bill Eich said he believed Supervisor Feldmeier had made a good point, and said he wanted to thank the County for paving a road that goes nowhere because then people would be able to get out and see the countryside. Chairman Davis said he believed that all roads relieve congestion on state highways, and that it would be nice if the state would help fund this project but that he would still like to get started pursuing solutions to traffic problems. Chairman Davis moved to approve the contract for design. Supervisor Brownlow seconded the motion, noting that this would approve only the design and asking how long the design work would be good for. Mr. Straub responded that it would be good for many years, and noting that the design would go hand in hand with the contract to look at environmental issues. There was brief discussion about the cost of the NEPA process, after which Chairman Davis called for the vote. Chairman Davis and Supervisor Brownlow voted "yes." Supervisor

Feldmeier at first voted "no", saying he was concerned about whether the area on Cornville Road needing improvement would be taken care of before Beaverhead Flat Road was improved. Mr. Straub said it was in the four or five year budget for improvement. Supervisor Feldmeier said he was also concerned about the cost and about getting some money from the state, but that he did not want his concerns to hold up this project and that he would change his vote and would vote "yes." The motion carried unanimously.

3. **Consider accepting the Verde Valley Regional Transportation Study Update.** Pete Lima and Patricia Ramos of Lima & Associates presented the update, with Ms. Ramos pointing out that this was an update of the study conducted in 1993. She told the Board that she had looked at the major thoroughfares and projected population increases, saying that the population in the Verde Valley was expected to increase 72% by the year 2018. She said if nothing was done to improve transportation, there would be gridlock by that date. Ms. Ramos briefly reviewed the proposed improvements, including making SR 89A four lanes from Cottonwood to Sedona and widening SR 179 to four lanes from I-17 to Sedona. She pointed out proposed improvements within Cottonwood, and said it was recommended that a circulation study be done in Jerome. Ms. Ramos recommended that the Board accept and implement the plan, which would include beginning the design on the proposed facilities, preserving right-of-way for limited or controlled access highways, looking at alternate modes of transportation, developing a regional plan, and continuing to evaluate transportation needs. Supervisor Feldmeier asked where the Red Rock Crossing alternate route was in the plan. Ms. Ramos responded that she had tested what the crossing would provide in terms of how much traffic it would deviate from SR 179 and SR 89A, and had determined that only about 10% of the traffic would be moved off either of those two highways, with the percentage going down the closer one got to Sedona. She said she had reviewed all of the previous studies on Red Rock Crossing and had also spoken to the engineer who had done the study and that they both agreed that the route would only deter about 6,000 cars per day. Ms. Ramos also spoke briefly about paving guidelines, saying that when a road reaches 500 cars per day it should be paved. Village of Oak Creek resident Charles Aurand objected to the improvement of Beaverhead Flat Road, saying the road was inconsequential to traffic patterns in the area. He said that Red Rock Crossing was needed and gave as a reason difficulty he had personally experienced with regard to need emergency services. Chairman Davis said there were a number of traffic needs throughout the Verde Valley, and that many of the traffic problems between the Village of Oak Creek and Sedona were actually in Coconino County. He said the County had tried to resolve traffic problems, but that others had not done much to help. He said the County needs to try to resolve traffic problems where it is possible to do so, and that the report Ms. Ramos had presented showed the importance of preserving right-of-way now for future roadways. He said that many people are moving into the Verde Valley and that it was important to try to provide traffic solutions before they all arrived. Former Mayor of Sedona and CFAR representative Ivan Finley said he had attended the meeting held by Lima & Associates in February regarding the update and that he had asked at that meeting why the Verde Valley School Road/Red Rock Crossing route had been left out of the study. He said he was told that Lima & Associates was instructed to leave it out before they had even begun working on the update. Mr. Finley said if that was true, then in his opinion the update was flawed. He said that with regard to Beaverhead Flat Road, he found it ironic that the County would propose spending millions on a road that has so few cars on it. He said at some point Beaverhead Flat Road would need to be improved, but that it was not a priority at this time. Supervisor Feldmeier said he was concerned about Mr. Finley's remarks regarding Lima & Associates being instructed to leave Red Rock Crossing out of the study update. He asked Mr. Lima if Mr. Finley's statement was true. Mr. Lima said that with regard to Red Rock Crossing he had looked at the need but because of the court case had not taken it any farther. Supervisor Feldmeier asked Mr. Lima if he was asked to not look at that route. Mr. Lima said he was asked not to explore alternatives because of the court case and that he was asked to wait until there was some decision on the court case. Supervisor Feldmeier asked Mr. Lima what the rationale was for that, and who had asked him to hold off. Chairman Davis said this had to do with the lawsuit that CFAR filed against the County. Supervisor Feldmeier said he was more concerned about whether Mr. Lima was asked to not look at something that was part of a public study being paid for with public money. He asked Deputy County Attorney Randy Schurr if he had instructed Mr. Lima to disregard Red Rock Crossing. Mr. Schurr said he had not done so, and that at any time the County could elect to move forward with the Red Rock Crossing project. Supervisor Feldmeier said he was concerned about preparing a study that doesn't include all possibilities, and that he wanted to know who had asked Mr. Lima to exclude the alternate route. He asked Mr. Straub if he had instructed Mr. Lima to exclude it. Mr. Straub responded that there had been a discussion about the alternate route, and that he had told Mr. Lima that the County had moved money for that project to the Mingus Avenue Extension and that the alternate route was no longer a viable project and was no longer on the books

or in the budget. He said they had also discussed the fact that it was tied up in court. Supervisor Feldmeier asked Mr. Lima if Mr. Straub was the only person who had spoken to him about excluding it from the study. Mr. Lima said yes. Supervisor Brownlow recalled that he was the one who had made the motion to not consider the alternate route until opposing groups in the area could resolve their differences. Village of Oak Creek resident and Keep Sedona Beautiful member Bill Kestner spoke in favor of improvements to Beaverhead Flat Road. Sedona resident Dave Belskis expressed concern about the amount of traffic projected for Dry Creek Road, during which Assistant Planning & Building Director Enalo Lockard said the traffic study on that road done by Lee Engineering had been done at the request of the County and had taken into consideration Seven Canyons, Enchantment, and the Tree Farm. Planning & Building Director Mike Rozycki said the County had paid for that traffic study. West Sedona resident John Ronik said that with regard to the Red Rock Crossing issue, the Village of Oak Creek now has a new fire station staffed with paramedics, a full-service grocery store, a pharmacy, a post office and an ADOT Motor Vehicle Division office, all of which reduced the need for people in the Village to travel to Sedona for services. Jacqueline Schillet-Monroe expressed opposition to an alternate route at Red Rock Crossing. Sedona resident Ron Volkman said that if the appeal on Red Rock Crossing was overturned, then the alternate route would once again be a possible project and would make the transportation study update invalid. He said that the Board might be puzzled by it, but that there were people present on this day asking the Board not to spend money on Beaverhead Flat Road. He said that building the wrong road in the wrong place simply because there was controversy elsewhere was not the thing to do, and that unless there plans in the area for Forest Service land exchanges that would allow for development, there was no reason to pave that road. Mr. Volkman said that Beaverhead Flat Road is a road that literally goes nowhere. In response to a question from Supervisor Brownlow regarding who would use the road, Mr. Volkman said it was mostly local people but that there was not that strong a demand from contractors to have the road paved. Sedona resident Bennie Blake disputed CFAR's comments on the need for an alternate route, and, in response to a question from Supervisor Feldmeier, said she did not believe that anyone would object to the improvement of Beaverhead Flat Road. Chairman Davis said the purpose of this day's meeting was not to reopen the wounds of Red Rock Crossing, and that the issue was in the courts and would be decided by the courts. He said the County was told it would be sued if it built the alternate route or if it did not build it, and that the Board still needed to address traffic problems in the Verde Valley. He said the population expected to be in the Verde Valley by 2005 was already there, that government could not respond in an instant and that it might take many years to build the roads that would be needed to carry traffic. He said he believed that Lima & Associates had done a very good job on the study and that he hoped the Board would accept it. Supervisor Brownlow noted that someone in the audience had commented that Chairman Davis was supportive of projects in the tri-city area and that it was true. But he said he wanted the people in the Verde Valley to understand that they have received every penny they have coming to them, and that the Verde Valley had probably received more money overall for road work than Districts 1 and 2 had received. Saying that the Verde Valley had not been shortchanged, Supervisor Brownlow moved to accept the transportation study update. Supervisor Feldmeier seconded the motion, which carried by unanimous vote.

ITEM NO. 4 Planning & Building Director Mike Rozycki. Planning and zoning. Assistant Planning & Building Director Enalo Lockard and Senior Planner Elise Link were also present. Mr. Rozycki noted that Planning & Zoning Commission member Diane Lovett had been present earlier to represent the Commission, but due to the lateness of the hour had been unable to remain for the planning and zoning items and had left at 11:30 a.m.

1. Development agreement, Tree Farm Development Agreement, 408-23-001, Sedona area, Troy Gillenwater, agent for Sedona Tree Farm Limited Partnership, #6860. Consideration of a development agreement in order to satisfy previous conditions of the approved Zoning Map Change/Preliminary Site Plan including, but not limited to, participation in off-site improvements, phasing schedule and target completion dates including completion of the NEPA process with the USFS in a PAD (Planned Area Development) zoning district for the project known as the Tree Farm. Located on the southeast base of Doe Mountain off Forest Service Road 152, approximately two and one-half (2.5) miles northwest of the City of Sedona. The Planning and Zoning Commission recommended approval of the Development Agreement, subject to the following stipulations: 1). Modifications

requested by USFS be included in final document to be recorded; 2). Public works modification as to timing of posting of financial assurances be included in the final document prior to recordation; 3). That phasing be set out in the development agreement with road and other off site improvements being made following the approval of the final plat at which time the County will have financial assurances for the off-site and site improvements (roads, water , sewer ); 4). The following changes be made to the Development Agreement following the review of the Assistant County Attorney: 1.) Page 2, Section 2 (v), Current Verbiage: "Future imposition of taxes or filing or review fees, or modifications thereto..." Proposed Verbiage: "Future imposition of taxes or filing or review or impact fees, or modifications thereto..." ; 2.) Page 3, Section 3, Current Verbiage: "Upon compliance with stipulations of the Board approved ordinance and upon execution of this Agreement by the parties hereto..." Proposed Verbiage: "Upon compliance with stipulations of the Board approved ordinance, upon execution of this Agreement and recordation of the Final Subdivision Plat by the parties hereto..."; 3.)Page 3, Section 5, No Moratorium: Delete/eliminate entire section as done previously with Seven Canyons; 4.) Page 4, Section 7, Current Verbiage: "Therefore, County agrees that Developer shall have one (1) year from the date of final NEPA clearance and issuance of USDA access and utility easements in which to submit to County the Preliminary Plat/Final Site Plan." Proposed additional Verbiage to follow previous statement: "County also agrees if NEPA/USDA process continually and diligently pursued and no major changes in Ordinance requiring modification to stipulations, design characteristics/site plan or improvement costs, PAD can be considered for extension for up to ten (10) years in increments of two (2) years, at which time reevaluation of diligent pursuit of NEPA process will occur. If no development has occurred or diligent pursuit determined, the ZMC would become null and void"; 5.) Page 6, Section 10, Off- Site Recharge Plan, Add the following: " The status of the recharge plan/program will be reevaluated in two (2) year increments to determine if the developer has agreed to participate in the recharge plans with the City of Sedona. Mr. Rozycki explained that the Commission had recommended that the development agreement reflect that the developer "shall" enter into a recharge agreement with the City of Sedona, with the city to retain all recharge credits, as opposed to the Board's previous action calling for the developer's "best effort" to enter into such an agreement. He said the developer had met all of the Commission's recommendations with regard to the development agreement with the exception of the recharge issue and leaving out anti-moratorium language. He said the developer felt it was necessary to leave the anti-moratorium language in the agreement in the event that the Citizens Growth Initiative passes. Sedona resident Dick Ellis said Mr. Gillenwater had offered to do a recharge agreement because it was the only way he could get the Board to approve his project. He said the Commission had made recommendations at its June 9, 1999, meeting and asked why the developer had chosen not to adhere to those recommendations, which he said Mr. Lockard had set out clearly in a letter to the developer. Mr. Rozycki said the minutes of the Commission meeting had been provided to the Board, that those minutes were not as clear as Mr. Lockard's letter to Mr. Gillenwater, and that the minutes were being amended to promote clarity. He said the Commission was making a recommendation to the Board, and that the developer had chosen not to make all the changes recommended by the Commission. He said it was not unusual for someone to wait for the outcome of the Board meeting before deciding whether or not to make changes that they may not agree with. He reiterated that the Commission was recommending that the developer be required to enter into an off-site recharge program with the City of Sedona, with the city retaining any recharge credits, and that the most significant change was the elimination of "best effort" in this regard. Mr. Rozycki said the developer can still proceed with his project, that consideration on this day was only for a development agreement, and that the developer would still have to receive preliminary plat/final site plan approval and approval of a final subdivision plan, which he said would be reviewed with regard to the PAD zoning and the terms of the development agreement. In response to a question from Supervisor Brownlow, Mr. Rozycki said the development agreement would provide for the recharge plan to be reviewed in two-year increments, and that once the NEPA process is completed the developer would have one year in which to submit a preliminary plat. He said the development agreement is for 10 years and there would be up to 10 years to see that the recharge plan is implemented. Chairman Davis said he understood that if the City of Sedona does not do a recharge program, the County would not expect the developer to enter into an agreement with the city. Mr. Rozycki said that was not specifically spelled out and that it would be up to the discretion of the Board to grant or not grant two-year extensions. Supervisor Feldmeier asked Mr. Rozycki if he had reason to believe that the developer had not given his best efforts in dealing with the City of Sedona. Mr. Rozycki

said no. He said it appeared that Sedona was reluctant at this time to enter into any recharge plans or agreements, and that he had no reason to believe that the developer had not given his best effort toward this end. Supervisor Feldmeier said it sounded to him like the developer was not going where he said he would go, but that he, personally, had not heard anyone say the developer had reneged on his responsibilities. Mr. Rozycki said perhaps the developer could make a presentation to the City of Sedona and enter into an agreement for recharge unless all reasonable offers are rejected by the City of Sedona. Mr. Ellis asked what "best efforts" were, and said he would like to see language in the development agreement that could be enforced. He suggested that if the City of Sedona decides not to do a recharge program, then the portion of the development agreement addressing that issue would become null and void. He said he would like to see enforcement in increments of less than two years. Supervisor Brownlow said he did not think the developer would object to what Mr. Ellis had suggested. He said he also wanted to make clear that the offer of a recharge program had nothing to do with his vote to approve this project and that what he had considered was the possibility of 89 individual lots on the property compared to the developer's proposed 27 homes and a 32-room lodge. He said he did agree that the language in the development agreement should be enforceable, but that he did not want to prevent the developer from moving forward. In response to a comment from Chairman Davis, Mr. Rozycki said the no moratorium language was standard in all development agreements, and that in the case of Seven Canyons the developer and his attorney had reluctantly agreed to have that language removed. He said that in this case, the developer, Mr. Gillenwater, had asked that the language be retained in the agreement in the event the initiative passes. Mr. Rozycki explained that with PAD zoning, the project would be reviewed every two years to ensure that it was moving to the next step in the process and that the development agreement would be reviewed on an on-going basis. There was brief discussion regarding how long it might take for development to begin, during which Mr. Rozycki said that the USDA easement had not yet been granted and that he did not know how long it would take to get it, but that the Board would have an opportunity to review the project each step of the way. City of Sedona Assistant Public Works Director and City Engineer Carol Johnson provided the Board with a letter from Sedona Mayor Alan Everett stating that the city is in the process of exploring active recharge methods and is aware of the proposed development agreement between Yavapai County and Sedona Tree Farm Limited Partnership. In response to a question from Supervisor Feldmeier, Ms. Johnson said there had been one meeting between the developer and the city regarding recharge. Director of Wastewater for the City of Sedona Jim Johnson said the city has no plan for recharge at this time and that it would be some time before the city knew what it was going to do. Keep Sedona Beautiful representative Bill Kestner said he did not believe anyone had a problem with Mr. Gillenwater, but that many times developments are sold and conditions of development need to be enforceable. Harry Easton, John Ronik, Michael Owens, Jeanne Marie Swalm, Betsy Easton, and Bill Eich all expressed concerns about the project including concerns about whether it was compatible with the Red Rock-Dry Creek Community Plan, the amount of water that the project would use, and effects on the viewshed. Mr. Gillenwater told the Board he was not sidestepping the issue of recharge, and that he had every intention of doing recharge. He said he had met with the City of Sedona in February and April, and had had at least ten different contacts with the city prior to the Commission meeting. He pointed out that even though his project was outside of an active management area, he had voluntarily agreed to limit the golf course to 90 acres of turf and to do other things to help conserve water. He said he had tried to make it clear at the Board meeting that he would do a recharge program, but that he did not want to be held hostage to the whims of the City of Sedona. Mr. Gillenwater's attorney, John DiTullio of Gallagher & Kennedy, said the problem he had with the Commission's recommended language was that it provides no protection for the developer against the City of Sedona being unreasonable. He said the developer needed to have reasonable terms in the agreement, although he did not anticipate problems with the city. Mr. Turtulio said he was also concerned about people saying that Mr. Gillenwater had ulterior motives with regard to offering a recharge plan. Mr. Turtulio said that with regard to the anti-moratorium language, the developer needed that language left in the development agreement in case the Citizens Growth Initiative passes. He said he would be willing to put language in the development agreement saying that if the initiative passes then the anti-moratorium agreement would go into effect. Deputy County Attorney Randy Schurr said the issue was academic, that it was a non-issue and that the moratorium language in the development agreement was the common law in Arizona. He said he had no objection to Mr. Turtulio's proposal, either. Supervisor Brownlow said the term "best efforts" bothered him but so did the Commission's

recommendation. He said he would like to see the developer held to participating in a recharge program, but would also like to see the developer be able to move forward with the project. Chairman Davis asked what a reasonable financial assurance would be. Mr. Schurr responded that he did not know. He said he had no problem with the idea that if the City of Sedona rejects a reasonable plan put forth by the developer the requirement for recharge participation would be null and void. Mr. Rozycki reiterated that the development agreement was valid for ten years, saying that if the Board looked at it every two years and inserted "if the City of Sedona rejects a reasonable recharge plan, this paragraph becomes null and void" it might be satisfactory. Chairman Davis said he would support that. Supervisor Feldmeier said the Board had set the stipulations up the way it wanted them previously. He said this was a good project today and was a good project the last time it had come before the Board, that there were no lot splits and the density had been reduced. He said the development had met AMA requirements on the golf course and that the Board had spent a great deal of time on much ado about nothing. Supervisor Feldmeier said he had seen nothing to indicate that Mr. Gillenwater had swayed from his commitment, and that he believed the Board should stay with the language it had approved prior to this day. Supervisor Feldmeier then moved to approve the development agreement with the language the Board had approved instead of the changes recommended by the Commission with regard to recharge and anti-moratorium language as follows: The recharge plan, as developed, shall be designed to recharge no less than one hundred fifty percent (150%) of the groundwater used for the entire project. Developer agrees to continue to use its best efforts to develop such an off-site recharge plan with the City. The status of the recharge plan/program shall be reevaluated by the County in two (2) year intervals to determine if the Developer has agreed to participate in the recharge plan with the City. Supervisor Brownlow seconded the motion. Mr. Schurr said that what a reasonable person would do in order to make something occur was an enforceable term in a contract, and that he had no problem with using the original language regarding no moratorium. Mr. Gillenwater said it was ironic that the items proposed for change were changes against him. He said at some point there would be a recharge plan, and that he had not realized that the development agreement was an opportunity to open the door to changing everything else. Chairman Davis called for the vote, which carried by a 2-to-1 vote, with Supervisors Brownlow and Feldmeier voting "yes" and Chairman Davis voting "no."

2. Preliminary plat and final site plan, Verde Santa Fe, 407-09-105T, Cornville area, Shephard-Wesnitzer, Inc., agent for Stardust Development, Inc., #6872. Consideration of a Preliminary Plat and Final Site Plan for parcels 6, 15, 16, 18 & 19 for the creation and eventual conveyance of two hundred sixty-six (266) single family residential lots and various tracts on a total of 72.7 acres. Said acreage is within the project known as Verde Santa Fe on an overall 1,130 acres in a PAD (Planned Area Development) zoning district. Located on either side of Tissaw Road, south of its intersection with Cornville Road. The Planning and Zoning Commission recommended approval of the Preliminary Plat and Final Site Plan, subject to the following stipulations: 1). Development in conformance with the plan/plat entitled " Final Site Plan and Preliminary Plat of Verde Santa Fe Parcels 6, 15, 16, 18 and 19 consisting of seven (7) sheets dated 3/23/99 with revisions to comply with road design requirements; 2). Final Plat submittal shall identify building envelopes prior to Board of Supervisors consideration; 3). A final (Phase III) drainage report be submitted and approved by the Flood Control District prior to Final Plat submittal and issuance of a Development Permit. Said drainage plans need to conform with the County Drainage Criteria Manual requirements; 4). Fire hydrants/fire suppression equipment be reviewed and approved by the Cornville/ Page Springs Fire Department prior to Final Plat approval; 5). No combustibles to be allowed on-site until access and fire suppression methods approved by the Fire Department; No certificates of occupancy will be issued until all improvements are completed; 6). ADEQ/County Environmental Services Department approval of sanitary facilities prior to Final Plat approval; 7). Installation of road improvements and approval by the County Engineer of Verde Santa Fe Parkway, Cornville Road and Tissaw Road improvements for primary and secondary access prior to Certificate of Occupancy. Road improvements to provide all-weather access to site and be in place prior to issuance of certificate of occupancy per County Road Standards; 8). Financial assurances shall be posted for required improvements prior to Final Plat recordation; 9). All street names and addresses be approved by the Address Coordinator or his/her designated person prior to Final Plat Approval; 10). Approval of final road design/location by the County Engineers office prior to final plat submittal with specific consideration given to emergency access needed to service the lots south of the intersection of Valle Brillante and Avienda Pintoesco; 11). A landscape and wall plan be submitted for review and approval by staff to address the streetscape along Tissaw Road, tract improvements adjacent to street

intersections and to address traffic control features/devices for the end of Valle Brillante, Calle Horizonte and Calle Colina. Jim Binick of Shephard-Wesnitzer participated in discussion. Chairman Davis asked Mr. Binick if he could guarantee that Tissaw Road would be paved before the end of the year. Mr. Binick said he could not make such a guarantee. He said there had been a change in ownership of the project, that the new owner was very interested in moving forward but that there were economic concerns related to sale of parcels and the ability to pave the road, and that since the owner would have to pay for the paving he wanted to be able to establish an economic basis for having that work done. He said the owner would like to begin the road construction this year but would not be able to complete it this year. Mr. Binick said he anticipated the road would take six to eight months to complete, that the owner would like to have sales occur on new units in the spring of 2000 and that in order for that to happen Tissaw Road would probably have to be finished by that time. Chairman Davis said he was concerned because the Board had addressed the road issue every step of the way, and it had always been a manana issue. Mr. Binick said his best guess was that the road would be finished sometime in 2000. Following additional brief discussion regarding the road improvements, Mr. Binick said the owner was willing to make a commitment that prior to building permits being issued on the new units, Tissaw road would have to be under construction, and that the road would have to be built by the time the certificate of occupancy is issued. Supervisor Brownlow moved to approve the preliminary plat and final site plan with the understanding that Tissaw Road would be under construction prior to issuance of building permits and would be completed prior to issuance of the certificate of occupancy. Supervisor Feldmeier seconded the motion, which carried by unanimous vote.

3. Final subdivision plat, Seven Canyons, 408-34-003, 004, 005, 006, Sedona area, Suzanne Drake agent for N/Z Corporation, #6653. Consideration of a Final Subdivision Plat for Phase I in order to allow the construction and eventual conveyance of three hundred (300) residential timeshare units without lock-out units, together with an eighteen (18) hole golf course on a total of approximately one hundred thirty-four (134) acres in an existing PAD (Planned Area Development) zoning district, for the project known as Seven Canyons (formerly known as Rancho Del Oro). Phase I consists of one hundred thirty-four (134) residential time-share units without lock-out units on approximately 115.7 acres and including the construction of an eighteen (18) hole golf course. Located at the end of Long Canyon Road, approximately one and one-half (1.5) miles north of its intersection with Boynton Pass/Dry Creek Road in the Sedona area. On July 21, 1997, the Preliminary Plat/Final Site Plan was unanimously approved as recommended by the Planning and Zoning Commission, subject to the six (6) stipulations as noted in the minutes of the July 21, 1997 meeting. On April 19, 1999, the Development Agreement was unanimously approved, subject to modifications noted in the minutes of the April 19, 1999 meeting. Mr. Rozycki told the Board that the final plat appeared to conform to the County's subdivision regulations. He said the Board had requested that the developer look at a number of water conservation measures. He stated that he had received information from the Arizona Department of Water Resources indicating that the developer has the physical supply of water for the residential units and the golf course and would use the standards set out for golf courses in active management areas. He said the developer had also made a commitment to use the effluent from the project to water the golf course, and that with regard to the issue of tree removal the developer intended to replant trees and dispose of dead ones. Mr. Rozycki pointed out that the developer would also be required to obtain an individual Aquifer Protection Permit prior to the issuance of building permits when building exceeds 44 units. In response to a question about rental rates, Ms. Drake said the occupancy rate would probably be 89% to 92% during the week. She said there had been some discussion about selling quarter shares, which would be for 16 weeks at a time, and which would result in lower occupancy. Sedona resident David Belskis expressed numerous concerns about the project including secondary access and concerns about who would be responsible should a fire occur on the forest and the project is damaged and lives are lost. Mr. Rozycki said the Commission and Board had addressed the issue of secondary access with Red Canyon Road being designated for this purpose. Deputy County Attorney Randy Schurr said the County was not a guarantor of everyone's safety, and that anywhere that an urban-rural interface occurs there's potential for fire. Mr. Belskis suggested that the property be purchased for retention as open space, saying the owner had indicated a willingness to sell it for \$13 million. Supervisor Brownlow suggested that Mr. Belskis look into the possibility of acquiring Heritage Funds for that purpose. Jacqueline Schillelt-Monroe, Jeanne Marie Swalm and Patrick Hinkey expressed their opposition to the project. Canyon del Oro property owner Earl Prinzey expressed his support of the project, saying that his



property as well as the property on which the project is located is surrounded by forest and that when one chooses to live in such an area, one also assumes a certain amount of risk. There was additional brief discussion regarding the individual aquifer protection permit, during which Ms. Drake said she had already begun the application process and expected to have the permit in about three months. Mr. Rozycki said that if the developer failed to obtain the individual APP his department would not issue any additional building permits beyond the authorized 44 timeshare units. Supervisor Brownlow said he wanted to point out that the Board was not revisiting this issue, that it had been around for a long time and that NZ had proposed a plan that would have much less impact on the property than the original zoning. Upon a motion by Supervisor Brownlow, seconded by Supervisor Feldmeier, the Board voted unanimously to approve the final site plan.

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. Special use permit for establishment of a four-unit RV park and use of a sea cargo or freight container for storage purposes, in conjunction with an existing church in an R1-35 zoning district, 405-14-016B, Lake Montezuma area, Reverend Ken Miller agent for Beaver Creek Baptist Church. Consideration of a Special Use Permit to allow the following: 1. The establishment of a four (4) unit RV Park and 2. the use of a sea cargo or freight container for storage purposes, in conjunction with an existing church, on an approximately 3.65 acre parcel in an R1-35 (Residential, Single Family, 35,000 square foot minimum lot size per dwelling unit) zoning district located on the east side of Beaver Creek Road, approximately three hundred feet (300') north of its intersection with Stoneman Lake Road. The Planning and Zoning Commission recommended approval of the Special Use Permit subject to the following stipulations: 1). Development in conformance with the revised site plan stamped received 5/20/99; 2). Permittee must obtain necessary electrical permits for the RV Park within thirty (30) days and any other permits required to implement the development within one year from the date of Use Permit approval and must diligently pursue completion. Failure of such shall void the permit unless a longer time has been granted or an extension of time has been applied for with the Director of the Planning and building Department prior to the expiration of the one year period; 3). The RV park shall provide for individual trailer spaces access driveways and parking; 4). Each trailer space shall be at least fifteen hundred (1500) square feet in area, and at least thirty feet (30') in width and have a compacted gravel surface at least ten feet (10') in width and twenty feet (20') in depth; 5). A landscaping plan and automatic irrigation system around the north, east, and south sides of the RV park shall be submitted and approved by staff within one year of Board of Supervisors approval; 6). Paving of the church parking lot shall be completed within two years of Board of Supervisors action; 7). Driveway to the RV Park shall be at least twenty feet (20') wide with an ABC base or compacted gravel surface and completed in one year from Board of Supervisors approval; 8). All outdoor lighting for the RV park and the church shall conform to Yavapai County Zoning Ordinance Requirements (Dark Sky Ordinance); 9). The sea cargo container shall be removed within six (6) months of Board of Supervisors action or the Use Permit shall become null and void; 10). Use Permit to be granted on a permanent basis in conjunction with the ongoing operation of the existing church. Use Permit shall become null and void if church activity ceases; 11). ADEQ/County Environmental Services Department approval of sanitary facilities prior to Certificate of Compliance; 12). No further splitting of the property may occur and parcel to remain its 3.6 acre size while the Use Permit is in effect. Approved by unanimous vote. Motion by Supervisor Brownlow, second by Supervisor Feldmeier. No comments from the public.
2. Special use permit for establishment of outdoor sales/vending in a C2-3 zoning district, together with outside storage of house moving equipment including trailers, 406-03-001E, Cottonwood area, Stephen M. Rodwin agent for Roy F. Dean, #6877. *The Planning & Zoning Commission continued this matter to its August 4, 1999, meeting to allow the applicant time to respond to issues raised and to have the applicant or an authorized representative present to respond.*
3. Use permit amendment, Mountain Vu Mobile Home/Mini Storage, 407-04-025A, 027L and 027P, Cornville area, Beryel Dorscht agent for Newview, Inc., #6880. *The applicant has requested that Board of Supervisors' consideration of this matter be deferred until August 16, 1999, as she will be out of the country on June 21<sup>st</sup>.*

Planning & Building Department business:

1. Appeal of a decision by the Assistant Planning & Building Director denying a Home Occupation Permit for a hypno-therapist/energy healer to include sales of air and water purifier products on parcel 405-27-585, Big Park area (zoned R1L). The appeal was denied by unanimous vote. Motion by Supervisor Feldmeier, second by Supervisor Brownlow. There were no comments from the public, nor was the appellant present.

CONSENT AGENDA FOR BOARD OF SUPERVISORS: Approved by unanimous vote unless otherwise noted. Motion by Supervisor Brownlow, second by Supervisor Feldmeier. No comments from the public.

1. Requests from Board of Supervisors:

- a. Liquor license, Series 10 Original, Route 66 Chevron, Seligman, Edward Harold Johnson. Approved by Sheriff.
  - b. Approve agreement with Arizona Counties Research Foundation to serve as the Federal Programs (SOBRA) fiscal intermediary for the 1999-2000 fiscal year.
  - c. Approve Change Order No. 5 with Shrader & Martinez for Juvenile Detention Addition Project, which reflects a credit to the County of \$947.91.
  - d. Approve appointment of the following precinct committeemen, as recommended by the Republic Committee of Yavapai County: Thom Strawn, Yavapai Hills Precinct; Doris Tarin, Antelope Precinct; and Sandy Evans, Senator Precinct. Approved by unanimous vote, but deleting the appointment of Ms. Tarin. There were no precinct committeeman vacancies in the Antelope Precinct, therefore Ms. Tarin could not be appointed. Motion by Supervisor Feldmeier, second by Supervisor Brownlow.
  - e. Approve appointment of the following precinct committeemen as recommended by the Yavapai County Democratic Committee: Betty Classen, Clarkdale Precinct; Stephen F. Currie, Clarkdale Precinct; Pauline Smith, Cornville Precinct; Donald F. Smith, Cornville Precinct; Constance B. D. Gilmore, Clemenceau Precinct; Feliz R. Fields, Verde Village Precinct; Don R. Roberts, Verde Village Precinct; Lill Shotwell, Prescott South Precinct.
  - f. Consider payment of 1999 dues in the amount of \$100 to the Verde Watershed Association.
2. Request from Superior Court for blanket approval of justices of the peace pro tempore for the period July 1, 1999 through June 30, 2000 provided that budgeted funds are available to pay for the same. After clarification that this blanket approval was being requested at the suggestion of the Board, Chairman Davis moved to approve it. Supervisor Brownlow seconded the motion, which carried by unanimous vote.
3. Requests from Sheriff's Office:
- a. Permission to transfer \$50,000 from Regular Salaries-Jail Medical to Doctors and Clinics account to pay for inmates' medical bills. Approved by unanimous vote after Mr. Holst explained that because the Jail had not had a doctor on staff at the beginning of the year, salary savings were available. Motion by Supervisor Davis, second by Supervisor Brownlow.
  - b. Permission to accept a grant from the Arizona Department of Public Safety, Criminal Justice Enhancement Fund, in the amount of \$39,000 for overtime, laptop computers, high resolution scanners and high resolution digital cameras. No grant match is required. Chairman Davis asked if it would be possible to ensure that the equipment to be purchased would be compatible with existing County equipment. Mr. Holst said he would look into it. Supervisor Feldmeier referred to \$20,000 for overtime, asking if it would be possible to reduce the Sheriff's 1999-2000 budget request for overtime by that amount. Mr. Holst said he had already taken care of it. Upon motion by Chairman Davis, seconded by Supervisor Brownlow, the Board voted unanimously to approve this request.
  - c. Permission to accept agreement with the Verde Valley Humane Society to pay \$33,805 for the 1999-2000 fiscal year for animal shelter services.
  - d. Permission for new vehicle to remain unmarked with government plates.
4. Requests from Adult Probation:
- a. Approve contract amendments for Mental Health & Substance Abuse Services for 1999-2000 with the following providers: Amity, Inc.; Shelley Taylor; West Gurley Counseling, Greta Stromberg; Heartsong Counseling Services, Helen Ireland; Nonviolence Education Groups, Jan Burke; Judy Mahanna; Karen Sullivan; Kathleen Shannon; Marylyn Clark; New Alternatives for Families, Robert Gibson; Patricia J. Mumaw; Russell F. Wagner; WestWinds Counseling, Sondra Wilkening; Suzanne M. Connolly; TASC, Inc.; The Guidance Center, Inc.; Verde Valley Guidance Clinic, Inc.; West Yavapai Guidance Clinic; The Haven, Inc.; Dale Ryder; Sandi Galbreth; Aspen Hills Behavioral Health System; Laurie Walker.
  - b. Permission to renew building lease at 231 N. Marina Street for one year, from July 1, 1999 through June 30, 2000 at \$3,553 per month plus tax, to be paid by State Intensive Probation Supervision funds.
  - c. Permission to contract with World Class Janitorial for janitorial services at 231 N. Marina Street at a cost of \$205 per

month to be paid from State Intensive Probation Supervision funds.

5. Request from the County Attorney's Office, Victim Witness Division, for permission to accept \$138,670 in grant funds from the Arizona Department of Public Safety and execute all associated documents. Approved by unanimous vote. Motion by Supervisor Brownlow, second by Supervisor Feldmeier.
6. Request from Medical Assistance for approval of a contract with Triad Healthcare Systems, Inc. for MIS Services for Medical Assistance, Long Term Care Division.
7. Requests from MIS:
  - a. Permission to transfer \$65,700 from Regular Salaries to Data Processing Software to pay Cochise County/IBM for Treasurer's System software.
  - b. Permission to hire Skip Repetto as a GIS Analyst, Sr. at a starting salary of \$45,000.
8. Requests from County School Superintendent, Special Programs Division:
  - a. Approve bid from Vocations Unlimited, Inc., in the amount of \$129,440 to provide services in the Juvenile Detention Center for the 1999-2000 fiscal year.
  - b. Permission for Fred Czarnowski to attend the Correctional Education Association Conference in Philadelphia, Pennsylvania, August 1-4, 1999 at a cost of \$1,079 to be paid from budgeted funds.
9. Request from Public Defender for approval of fiscal year 1999-2000 Indigent Defense Contracts with the following attorneys: Ray Hanna, Eileen Bond, James Bond, Dan Furlong, Billy Lee Hicks, Sherman Jensen, Jim Lerch, Chet Lockwood, Dave Stoller, Dave Wilson, Linda Williamson, Scott Sulley, Dennis Reuter, Ken Ray and Tom Kelly. Public Defender Dan DiRienzo and contract attorney Dan Furlong participated in discussion. Mr. DiRienzo asked that Janet Lincoln be added to the list of attorneys being approved on this day. He briefly explained to the Board changes he had made to the contracts, concentrating primarily on a change that would prohibit a contract attorney from representing a client he or she defended should that client decide to sue the County as a result of an injury or the like suffered while the client was incarcerated. Mr. DiRienzo said there were questions about this change related to ethics and to First Amendment rights, and that some of the attorneys were not happy with the change but that all had signed their contracts. He said he had already requested that the state Supreme Court look at the clause and said if it was determined to be unconstitutional the subject could be revisited later. Mr. Hunt said this issue had arisen in the first place because of concerns that the County is paying an attorney to provide indigent defense and that such an attorney should not be able to use information gained in that capacity to turn around and sue the County. Mr. Furlong said if something was not broken, it shouldn't be fixed and that he did not believe that clause needed to be included in the contract. He said this type of clause would put indigent defense attorneys in a very difficult situation with their clients, and that it would compromise an individual's right to the counsel of his or her choice. Mr. Hunt noted that the County Attorney's Office was also looking into concerns expressed by Mr. Furlong. Chairman Davis said it was the Board's responsibility to County taxpayers to do everything possible to minimize the County's exposure. Supervisor Feldmeier moved to approve the contracts with the understanding that the clause prohibiting representation in suits against the County would not be enforced until the questions regarding ethics and constitutionality had been answered. Supervisor Brownlow seconded the motion, which carried by unanimous vote.
10. Requests from Public Works:
  - a. Consider approval of Contract Extension for Rental Equipment in Yavapai County, Contract #986393, with various vendors, until July 19, 2000, at unit prices bid.
  - b. Consider approval of Contract Extension for Pavement Marking in Yavapai County, Contract #986533, with Traffic Safety, Inc., until August 2, 2000, at unit prices bid.
  - c. Consider approval of Contract Extension for Miscellaneous Pavement Marking in Yavapai County, with Traffic Safety, Inc., and Road Markings, Inc., until August 2, 2000, at unit prices bid.
  - d. Consider approval of Contract Extension for Guardrail Repair and Installation in Yavapai County, Contract #986394, with Arizona Highway Safety Specialists, Inc., until July 23, 2000, at unit prices bid.
  - e. Consider approval of Contract Extension for Supply and Delivery of Smooth Bore Polyethylene Pipe in Yavapai County, Contract #986396 with Turf Irrigation and Water Works Supply until July 19, 2000, at unit prices bid.
  - f. Consider approval of Contract Extension for Supply or Supply and Deliver Asphaltic Cold Mix Material in Yavapai County, Contract #986388, with Asphalt Paving & Supply Co., and Mesa Materials, Inc., until July 5, 2000, at unit prices bid.
  - g. Award or reject bids received for Penetration and Double Chip Seal in Yavapai County, Contract #998122. Bids opened June 1, 1999, with only one bid received. Recommend awarding to International Surfacing Systems at various unit prices bid. Approved by unanimous vote. Motion by Supervisor Brownlow, second by Supervisor Feldmeier.
  - h. Award or reject bids received for Single Chip Seal Application in Yavapai County, Contract #998121. Bids opened June 1, 1999, with bids received from Domino Road Coatings and International Surfacing Systems. Recommend awarding to low bidder International Surfacing Systems at various unit prices bid.

- i. Award or reject bids received for Supply or Supply and Delivery of Concrete Sand Material in Yavapai County, Contract #998125. Bids opened June 8, 1999, with bids received from Paulden Sand & Rock and Superior Materials. Recommend awarding to both bidders at various unit prices bid.
- j. Award or reject bids received for Supply or Supply and Delivery of Fill Material in Yavapai County, Contract #998124. Bids opened June 8, 1999 with bids received from the following: B & B Materials; G & S Sand & Rock; Material Delivery, Inc.; Superior Materials; and T & H Construction, Inc. Recommend awarding to all bidders at various unit prices bid.
- k. Consider approval of a co-op project on Montezuma Castle Highway, Verde Valley. This item, and items l. and m. below were all considered together. Supervisor Brownlow expressed concern about the half-cent sales tax policy regarding cooperative projects, saying he believed the Board should revisit that policy. Supervisor Feldmeier said as he recalled, the Board had set aside a certain percentage of money for cooperative projects but had not turned anyone down if that percentage was exceeded. Supervisor Brownlow moved to approve this item, and items l. and m. His motion died for lack of a second. In response to a question from Chairman Davis, Supervisor Feldmeier said he had pulled items k. and l. for discussion only because Chairman Davis had pulled item m. for discussion. He said he had no problem with any of the cooperative projects being considered on this day, and believed that either all three projects should be approved or none of them should be approved. In response to a question from Chairman Davis, Public Works Director Richard Straub said the County does not have right-of-way on all portions of Bumble Bee Road being considered for the cooperative project. Assistant Public Works Director Juanita Barnett said that normally co-ops are begun with one person coming forward to request it. She said that a cost estimate was currently being prepared for Bumble Bee Road, but that it would probably cost more than \$200,000. She said that the rancher who had requested the co-op was aware of the scope of the project and the fact that the improvements might have to be phased in. Chairman Davis asked if the Board had determined whether it would provide \$50,000 to each supervisorial district for co-op projects. Mr. Straub said he needed Board approval to do any work on these projects, and that he would ask for funding for the projects at a later date. Supervisor Feldmeier said he had a problem with this issue. He said he did not think it was appropriate for the Board to change the way it was handling co-ops that come up before the end of the current fiscal year, and that he was not comfortable in holding up these projects in order for the Board to adjust its policy. Chairman Davis said the Bumble Bee project was not a little neighborhood, and that it would involve \$100,000 of County money to help pave a road for someone who wants to develop an area. Supervisor Feldmeier responded that Bumble Bee was also a neighborhood, and that he did not even know the individual who had requested the co-op. Chairman Davis asked if the County had \$100,000 to spend on this project in the next nine days or if the Board was being asked to obligate funds for the next fiscal year. Mr. Straub responded that the funding for the Bumble Bee project would have to come from next year's budget, or possibly be spread out over multiple years. Chairman Davis said that until he knew where the funding was coming from, he could not approve the Bumble Bee project. Supervisor Feldmeier replied that what was good for one was good for all three. Chairman Davis said if funds for co-ops were split up equally, he was sure he could get his projects done, and if the Board was going to re-establish a policy on co-op money, then he was willing to hold off on his projects. There was brief discussion regarding the origin of co-op money, during which Mr. Holst said that the Regional Road Construction Program provides for 10% of half-cent sales tax revenues to be used toward residential collectors or special road improvement districts and that in the past a half million dollars had been transferred from the Regional Road Construction Program to HURF for the co-op program. Supervisor Feldmeier said if the policy was going to change, it would be as of July 1, 1999. Supervisor Brownlow moved to hold all three projects in abeyance until June 23, 1999. Chairman Davis said he would not second the motion. The motion died for lack of a second. Supervisor Brownlow then moved to approve all three projects with no funding at this time. Supervisor Feldmeier said he wanted information provided to the Board on June 23, 1999 regarding whether or not the Bumble Bee project was a two or three year project. He then seconded the motion. Rancho Rojo Estates resident Bill Kestner said he found it hard to compare a 3 ½ mile project in Bumble Bee with what his neighborhood needed, and that his neighborhood had begun working on its project a year ago. Chairman Davis called for the vote, which carried unanimously.
- l. Consider approval of a co-op project on roads in Rancho Rojo Estates, Verde Valley. Approved by unanimous vote as a project, with no funding at this time. Motion by Supervisor Brownlow, seconded by Supervisor Feldmeier. See item k. (above) for detail.
- m. Consider approval of a right-of-way and co-op project on Bumble Bee Road, Black Canyon City area. Approved by

unanimous vote as a project, with no funding at this time. Motion by Supervisor Brownlow, seconded by Supervisor Feldmeier. See item k. (above) for detail.

- 11. Requests from Health Department:
  - a. Permission for Marcia Jacobson to attend annual conference of the National Association of City and County Health Officers, July 14-17, 1999, Dearborn, Michigan, with all costs to be paid by the Arizona County Health Officers Association.
  - b. Approve agreement between Hassayampa Home Health and Occupational Therapy Services of Verde Valley, Inc., to provide therapy services through June 30, 2000.
  - c. Approve agreement between Hassayampa Home Health and Harriet M. McGovern, P.T., to extend therapy services through June 30, 2000.
  - d. Approve contract agreement with Bradshaw Mountain Laboratory to continue to provide lab services through June 30, 2000.
  - e. Approve contract agreements with Marvin Colvin, D.O.; Stephen W. Dahn, M.D.; George Sein, M.D.; Wayne E. Beck, M.D.; Robert T. Abt, M.D.; Jean R. Selanders, M.D.; to continue to provide services through June 30, 2000.
- 12. Requests from Facilities/Parks for permission to accept All Clean Services for janitorial services for the Health and Adult Probation leased office space in the Prescott Valley Civic Center, in the total annual amount of \$11,923.68. Approved by unanimous vote after Mr. Holst clarified that the cost of this service would be shared by Adult Probation, the Health Department and also Juvenile Probation. Motion by Supervisor Brownlow, second by Supervisor Feldmeier.
- 13. Request from Planning & Building for appointment of Howard Armstrong to the Planning & Zoning Commission as a representative of District 2, to replace Richard Herlocker, with term to expire September 1, 2002. Supervisor Feldmeier introduced Mr. Armstrong to the Board, after which he moved to approve this appointment. Supervisor Brownlow seconded the motion, which carried by unanimous vote.
- 14. 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: No voucher list was submitted, and the vouchers for approval on this date will be placed on the Board agenda for July 7, 1999.
- 2. Resolve into the Board of Directors of the Yavapai County Flood Control District:
  - a. Approve minutes of meeting of June 7, 1999.
  - b. Consider reallocation of \$10,650 from Devil's Kitchen Road (FCD989-007) to Bridgeport area (FCD-967-006), for drainage-related improvements necessary in conjunction with ongoing road work in the Bridgeport area.
- 3. Resolve into the Board of Directors of South Aspaas Street Improvement District.
  - a. Approve minutes of meeting of July 6, 1998.
  - b. Approve Order of Dissolution.

CLAIMS AGAINST YAVAPAI COUNTY

ACCOUNT AMOUNT ACCOUNT AMOUNT

General Fund	1,201,120.96	Family Planning	10,884.21
Fam Plng Fees	355.88	Home Health Ser	10,473.38
Health Promotio	3,675.30	Teen Pregnancy	362.00
Nutrition	2,363.57	T.B. Control	933.75

W.I.C. Program	9,061.60	Jail Enhance	81,145.30
Diversion Intak	6,444.05	Juvenile IPS	12,163.78
Family Councel	4,042.00	Juv Food Prog.	272.98
Probation Ser	4,088.93	Adult IPS	23,842.25
Adult Prob Fee	8,833.95	Prob Enhance	21,428.98
Stor/Ret Conv	7,824.65	Indigent Def/Dg	1,628.78
Nutrition Fees	373.36	Crim Just/Atty	3,999.05
Bad Check Prog	3,777.36	CDBG Grant	29,207.84
Juv Prob Svs	1,455.64	Commodity Fd	400.16
Azeip Case Mgmt	1,730.82	Sex Trans Disea	401.61
Hi Risk Chld HI	1,987.50	Clerk's Storage	3,096.02
WIC/TOB Interve	9,377.81	HIV Prevention	1,503.72
Atty Anti-Rack	16,466.22	P.A.N.T.	2,283.17
Law Library	336.90	C.A.S.A.	2,972.44
Case Process	1,526.74	Childrens Justi	80.55
Teen Prenatal E	3,255.26	Azeip Coordin	781.24
Vict Witns Prog	3,525.02	Court Enhanceme	823.90
Concil Court	7,563.23	Juv Scholarship	278.31
Yct Wellness Pr	1,876.51	Drug Enf Fndg	1,563.70
Vital Statistic	3,100.73	COPS Universal	2,946.31
Heritage Rndup	146.23	Victims Impleme	2,772.64
Recycl Educ Pro	711.81	Yav Indian Agre	3,743.92
Hassayampa /LTC	3,367.18	Dietetic Intern	451.91
Immuniz Service	1,665.98	Juv Det/PACE	4,569.56
Special Program	2,923.92	Sm Schools Beha	2,684.84
Public Works	257,136.65	Health Fund	49,339.10
Jail Commissary	9,700.13	Yav Cemetery As	211.60
Environ Svcs Di	12,224.40	W Yav Sol Waste	13,368.88
V V Solid Waste	597.02	Develop Clinic	1,040.30
Tire Recycle	1,740.70	Safe School Pro	3,092.54
Adhs-svc Coord	1,230.96	Famly Law Comm	3,507.22
Comm Punish Pro	932.02	Pace Chapter 1	84.01

Regnl Road Proj	476,660.70	Health Start	2,105.27
Intst Comp Prog	2,105.27	Ryan White II	3,108.97
St Grnt in Aid	2,308.73	Perinatal Block	2,487.32
Tobacco Educ	2,487.32	Equal Ad Det Ed	42.02
ALTCS	1,172,607.05	D.T.E.F.	35,820.00
Netwk Tch Updat	150.00	Resid Care Home	19.50
C.I.S.S.	10.64	Attendant Care	12,392.80
HIV/W.Y.G.C.	400.76	Netwrk Develop	9,938.49
HIV Targeted	39.26	Children's Issu	60.00
Child Sup & Vis	229.09	Case Flow	1,108.48
Court Automat	14,409.41	COPS Hiring	3,185.03
VOCA	2,537.34	Prenatal Outrch	1,201.11
NACOG Vlt	45,873.49	JTSF Treatment	1,456.12
Divrsn Consequ	465.04	Tobacco Donatio	156.29
Resource Offcr	1,474.02	Court Imp Proj	569.10
Head Start	16.60	Auto Theft	740.15
K-9 Maintenance	310.00	Dom Vlnc Preven	1,200.98
COPS 99	8,716.74	Capital Proj	17,867.66

In addition, payroll was issued on June 18 for the pay period ending June 12; warrant numbers 25372674 through 25372676; 25372678 through 25373214, in the amount of \$354,782.29. Jury certificates were also issued, warrant numbers 840886 through 841063. Warrants issued for June 21 Board day, 106674 through 106680; 106688 through 107041; 107046 through 107052; 107060 through 107471.

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

ATTEST:

\_\_\_\_\_  
Clerk \_\_\_\_\_Chairman

