

OFFICE OF BOARD OF SUPERVISORS

YAVAPAI COUNTY, ARIZONA

Prescott, Arizona August 16, 1999

The Board of Supervisors met in regular session on August 16, 1999.

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

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

PLEDGE OF ALLEGIANCE: Ashley Marie Christy, Honor Student and 7th Grader at Cottonwood Middle School.

ITEM NO. 1. Board of Supervisors.

1. Approve minutes of meeting of August 2, 1999, and of special meetings of July 28 and August 4, 1999. Each set of minutes was approved as written, by unanimous vote. Motion by Supervisor Brownlow, second by Supervisor Feldmeier.
2. Set primary and secondary tax rates for 1999. Mr. Holst explained that the County's primary tax rate would be \$1.7157, as compared to the 1998 tax rate of \$1.7468. He said that the tax rate for the Flood Control District would increase by 8/10 of 1%, and that the Library District tax rate would increase by 1/10 of 1%. Following brief discussion regarding the Board's statutory responsibility to set the tax rates for all jurisdictions in the County, during which Mr. Hunt explained that the Board's responsibility was only ministerial, the Board voted unanimously to approve Resolution No. 1190 approving the tax rates and providing for collection of taxes. Motion by Supervisor Brownlow, second by Supervisor Feldmeier. No comments from the public. A copy of the approved tax rates for all jurisdictions is included at the end of these minutes.
3. Consider approval of agreement with Yavapai County Fair Association for new Fairgrounds. Fair Association Attorney Ted Beck and Fair Association Executive Director Jim Grundy participated in discussion. There was very brief discussion, during which Supervisor Feldmeier said he would like the Board to be sure that as part of any agreement with the City of Prescott for the use of the current Fairgrounds, the names of those buildings that will remain on the site will be unchanged. In response to a question from Supervisor Brownlow, Mr. Beck said that when structures such as port-a-stalls are removed, if there are concrete slabs beneath them the Fair Association would not remove the slabs. Mr. Grundy said the Fair Association expected construction on the new site to begin around July 1, 2000, but that it was possible that the Association could begin moving dirt on the new site as early as March of 2000. Upon a motion by Supervisor Feldmeier, seconded by Supervisor Brownlow, and with no comments from the public, the Board voted unanimously to approve the agreement.
4. Consider approval of use of Camp Verde landfill funds for coordinated recycling program in the Verde Valley. Mr. Holst said the Board had discussed recycling, and this proposal in particular, on several occasions. He said the Board had been provided with information regarding what the County had done in the past with regard to recycling, saying that several years ago the County had a part-time recycling coordinator and that it had also provided for recycling at the County's landfills. Mr. Holst told the Board that because the County had been successful in working with the Arizona Department of Environmental Quality with regard to closing the Camp Verde landfill and the Sedona septage pits there was more money left in the Camp Verde landfill account than what had been anticipated and that funds were available to provide for this type of model recycling program. There was brief discussion regarding A.R.S. §49-836 and §49-837 and the possibility of obtaining funds for this program through the state, during which Public Works Director Richard Straub said that a small portion of the tonnage at the Gray Wolf landfill was allocated to the state for a recycling fund and that the County was eligible to apply for funding from that source. Mr. Holst said that staff would look into the possibility of acquiring funding from the state. Supervisor Feldmeier said he had not been aware of that possibility, and that it changed the complexion of the recycling proposal. He said it would open new doors that he had not

known were open to the County, and that he believed this alternate funding source needed to be explored. Supervisor Brownlow said it was true that the Camp Verde landfill had made money, but that he wanted everyone present to understand that if the opposite had been the case Districts 1 and 2 would have helped out. He said he had read in the paper that two Supervisors were opposed to this recycling proposal, and that that was not true. He said he had only wanted to be sure that the issue was discussed by the Board in the Verde Valley. Supervisor Brownlow moved to approve the recycling program on a trial basis for one year, with the understanding that alternate funding from the state would be pursued. Supervisor Feldmeier seconded the motion, saying he was the one who had questioned this proposal the most, not because he was opposed to recycling, but because he was uncomfortable using public funds for this purpose. He explained that as a resident of Prescott he is required to pay a fee to fund recycling efforts, saying he believed that if people want a recycling program they should be willing to pay for it. He said that if money was available from the state, it should be used to pay for this program instead of using Camp Verde landfill funds. Chairman Davis asked if the motion could be amended to approve the program with the understanding that if alternate funding sources are located the program could be funded through those sources, but to move forward now with the contract with the Recycling Coalition. Supervisor Brownlow said that was fine with him. Mr. Hunt said there was a question regarding procurement and that he would need to check to see if the County must go to bid for the recycling services, but that he saw no problem moving forward with program using whatever method of procurement is appropriate. The following individuals spoke in favor of the recycling program: Andy Verchek, Vice Mayor of Clarkdale, who said his council had approved a contribution of \$8,000 to the program; Cottonwood Mayor Ruben Jaurigui, who said his council had approved a \$15,000 contribution; Cottonwood City Councilman Randy Lowe, who expressed support for the program; Camp Verde Mayor Barbara Miller, who said her council had approved a \$14,000 contribution; Sedona City Manager Mike Letcher, who said he was present to represent Councilwoman Anita MacFarlane, that Sedona had supported recycling efforts for a long time, and provides lease-free land for recyclers; and Jerome Public Works Director Ron Ballatore, who said that Jerome had been involved in recycling for many years and would continue to strongly support recycling efforts. Chairman Davis said he knew there were many people present on this day from the unincorporated areas of the County, and that he appreciated their presence because it showed that there was support for the recycling program. Chairman Davis called for the vote, which carried by a 2-to-1 vote, with Chairman Davis and Supervisor Brownlow voting "Yes" and Supervisor Feldmeier voting "No", saying he was voting no for the reasons he had previously stated.

5. Consider designation of ten members of the Local Workforce Investment Board to attend the Local Planning Institute, September 16-17, 1999, in Prescott; designate "Team Contact"; and approve payment of \$400 in registration fees (may include approving designation of fiscal agent). NACOG Economic Workforce Development Director Teri Drew and Yavapai College Executive Dean of Community Campus and Economic Development Patricia Bruneau-Gaber participated in discussion. Following brief discussion, the Board voted unanimously to appoint NACOG as the fiscal agent for the transition funds, approve payment of registration fees, designate Ms. Drew as the team contact, and appoint the following persons to attend the Local Planning Institute: Jerry Winters, Nancy Van der Voort, Patricia Bruneau-Gaber, Steve Rutherford, Jill Terenzoni, Jim Makela, Teri Drew, Barbara Wright, Paul Street (with Elaine Bremner to attend if Dr. Street is unable to attend), and Chairman Davis; and Dave Hirt, Larry Bulechek and Linda Broomhead to serve as alternate attendees. Motion by Supervisor Brownlow, second by Supervisor Feldmeier. There was general agreement that the persons attending the Local Planning Institute should also serve as an ad hoc committee to begin plan preparation.
6. Consider approval of items appearing on the Consent Agenda and on the Consent Agenda for Special Districts. With the exception of items 1.b., 1.e., 1.f., 3.a., 6., 15.e. and 15.f., all items were approved by unanimous vote. Motion by Supervisor Feldmeier, second by Supervisor Brownlow. No comments from the public. See Consent Agenda for detail.

ITEM NO. 2. Chief Deputy Clerk of Superior Court Brenda Parson. Request for approval of Court Clerk Supervisor position (half-time, to be added to existing half-time position). Ms. Parson reminded the Board that it had previously directed her to search for an alternate funding source for this position, with the understanding that if she was unable to procure one she could come back to the Board for further consideration. She said the Board had recommended that a local fee be adopted to attach to the filing fees for civil and domestic filings and that the revenue from that fee be used to pay for the position. Ms. Parson told the Board that Presiding Judge of Superior Court Raymond W. Weaver, Jr. had concluded that the establishment of a fee for that purpose would not be appropriate. She added that the current filing fees set by the state are already very high and that there is a problem with collections. Supervisor Feldmeier said

he had a problem with this, and that he did not believe all County taxpayers should have to pay for those people who use court services. During brief discussion regarding collections, Mr. Holst said he believed that Finance Director Mike Danowski was ready to help coordinate collections efforts, and that the position Ms. Parson was requesting would help improve efficiency and forestall the need for individual courtroom clerks. Ms. Parson agreed, saying she needed the position in order to keep the judges happy. Supervisor Brownlow moved to approve the request with the understanding that Ms. Parson would report back to the Board regarding the collections of outstanding fees. Supervisor Feldmeier said he would not second the motion, saying that the Board had just finished the budget and voted on setting the tax rate, and that he believed additional fees should be used to pay for the position. Mr. Holst said that since budget approval, Ms. Parson had indicated that she could pay for half of the position from the Clerk's Storage & Retrieval account, but that she needed funding for the other half of the position. Supervisor Feldmeier said if the courts could come with the money to pay for the other half, then it was fine with him, but that he could not approve it otherwise. Chairman Davis said he shared Supervisor Feldmeier's concerns. He said the Board had provided an opportunity for the courts to help, and their response was to throw it back to the taxpayers. He said it was a hard pill to swallow. He said that if the County fines people but then doesn't follow up on collecting the fines, it would lose respect. Chairman Davis said he saw two possibilities; first, that Ms. Parson's request could be approved and she could tell the Board in six months how that approval has helped her achieve her goals, or secondly, that her office get on track regarding collections and then come back to the Board and ask for the position. Ms. Parson responded that approval of the position would allow her, personally, to spend less time in the courtroom and would free her up to pursue collections. Chairman Davis seconded Supervisor Brownlow's motion and called for the vote. The motion carried by a 2-to-1 vote, with Chairman Davis and Supervisor Brownlow voting "Yes" and Supervisor Feldmeier voting "No."

ITEM NO. 3. Public Works Director Richard Straub.

1. **Hearing:** Consider approval of water franchise agreement with Little Park Water Company, a subsidiary of Big Park Water Company. Approved by unanimous vote. Motion by Supervisor Brownlow, second by Supervisor Feldmeier. No comments from the public.
2. **Update on major Public Works projects.** Mr. Straub provided the Board with a very brief update regarding current projects, including Pioneer Parkway, which he said was scheduled to be open to the public on September 10, 1999, at 10:00 a.m. Chairman Davis noted that the County had received a letter from the Forest Service indicating that it is interested in acquiring property that the County will be required to acquire with regard to the Mingus Avenue Extension. He said the County had also been notified that it would not be necessary to obtain a 404 permit for the Verde River crossing portion of the project. Cornville resident Del Richards participated in discussion, asking about a time frame for the Mingus Avenue Extension project.
3. **Study session for discussion only on local drainage issues.** Flood Control District Director Ken Spedding and Assistant Planning & Building Director Enalo Lockard participated in discussion. Mr. Straub said that because so much of the buildable land in the County was already used, more and more people are building on hillsides and in gullies and the like and that it is creating a drainage problem where County roads are concerned. He said that the drainage ditches along the roads are designed to carry only water running off the roads themselves, and not that water and water coming off of private property. He asked for direction from the Board regarding how it would like these problems handled, and suggested that he, Mr. Spedding and someone from the Planning & Building Department sit down and develop a plan to deal with the issue and bring it back to the Board. Supervisor Feldmeier said he would like to see a more comprehensive review of homes built at higher elevations, with consideration given to how property owners might be required to build siltation ponds or otherwise contain all disturbed earth on their own property. Chairman Davis said he supported a combined effort by Public Works, Flood Control and Planning & Building to address this problem, saying he did not want to see all the taxpayers have to pay for solutions to problems created by some people. There was general agreement that Mr. Straub's suggestion was appropriate.

ITEM NO. 4. Planning & Building Director Mike Rozycki. Planning and zoning. Assistant Planning & Building Director Enalo Lockard presented all items. Planning & Zoning Commission member Helmut Woellmer was present to represent the Commission.

1. Use permit amendment, Mountain Vu Mobile Home/MiniStorage, 407-04-025A, 027L, 027P, Cornville area, Beryl Dorscht

agent for Newview, Inc., #6880. Consideration of an amendment and expansion to an existing Use Permit to allow the following: 1). the conversion of seven (7) mobile home spaces to fourteen (14) recreational vehicle spaces, 2). the use of sea transport or freight containers as mini-storage facilities and 3). an outdoor sales/display area in the C1-3 (Commercial; neighborhood sales and services; minimum 3,000 square feet per dwelling unit, 7,500 square feet minimum lot size) zoning district on approximately 2.78 acres, for the project known as Mountain Vu Mobile Home/Mini Storage. Located on the south side of Cornville Road on either side of Western Drive in the Cornville area. The Planning and Zoning Commission recommended approval of the Use Permit Amendment, subject to the following stipulations: 1). Development in conformance with the plan entitled Mountain Vu RV Court dated revised April 26, 1999 consisting of one sheet and the plan entitled Mountain Vu Storage site plan modification consisting of one sheet dated April 29, 1999 and the plan entitled Cornville Park 'N Sell consisting of one sheet dated May 1, 1999; 2). Permittee must obtain any building permits to implement the storage units, display and RV spaces 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). Use Permit to be granted on a permanent/transferable basis with staff to be notified in writing prior to transfer; 4). Applicant to obtain a driveway/ roadway access permit from the County Public Works Department, prior to construction of drive/road that accesses the County roadway; 5). A landscaping plan for area along Western Drive behind RV units, be submitted and approved by staff Commission; 6). All outdoor lighting to conform to Yavapai County Zoning Ordinance Requirements (Dark Sky Ordinance); 7). All Signage to conform to C1 Zoning District standards and permits be obtained prior to installation of same; 8). Six foot (6') high fencing with view-obscuring materials along western boundary of outside display area be appropriately permitted and installed prior to commencement of use of outside display area; 9). No further splitting of the property while the Use Permit is in effect (aggregate area to remain 3.55 acres); 10). Permits be obtained for existing storage units within thirty (30) days of Board of Supervisors action and applied for and obtained prior to installation of future units; 11). Review and approval of sanitary sewer facilities by the Environmental Services prior to park expansion; 12). Compliance with all previous applicable stipulations set forth under HA# 6204, 6220 & 6338; 13). Surfacing of self storage facility driveways be in accordance with Ordinance requirements unless otherwise approved by the Board of Adjustment; 14). Applicant to prepare and submit traffic impact analysis in order to identify necessary right-of-way improvements commensurate with traffic generated by the project per County Engineer specifications prior to issuance of building permits; 15). Density is limited to that proposed for overall site, with any future increases to be monitored by the density district for the overall 3.55 acre site; 16). Park and Sell to be strictly limited to vehicle park and sell, with no vending of goods, services, or community events to be conducted on site. Mr. Lockard provided the Board with background information regarding this application, saying that since the Planning & Zoning Commission hearing a letter had been received from the Cornville Community Association in opposition to this application. There was discussion regarding the use of sea cargo containers for mini-storage, during which Mr. Woellmer said he had voted against the application because the applicant had moved them onto the property without obtaining a permit. Chairman Davis asked Mr. Woellmer whether he believed the Commission would have approved the use of the sea cargo containers had the request been brought to the Commission before the containers were placed on the property. Mr. Woellmer responded that he believed the Commission would have voted against it. Mr. Lockard said that these types of containers are not allowed in the County without a use permit. Ms. Dorscht said she had said everything she could either in writing or verbally, and that she had not realized that she had to have a use permit for the containers. She said she had checked with Planning & Building, but was led to believe she did not need a permit for them. Chairman Davis said his biggest concern was that there was no permit obtained prior to the containers being placed on the property, and that he did not want to send a message that it was easier to ask for forgiveness than to ask for permission. Ms. Dorscht said that because of a misunderstanding she had not obtained a permit and that she was sorry. Mr. Lockard confirmed that depending upon how Mr. Dorscht asked her question of staff it may have resulted in her being told that these types of units were allowed in the County, but that it may not have been followed up with an admonition that a permit was necessary. Cornville Community Association member Rob Windham said he was opposed to the application because he believed that Ms. Dorscht had provided the Association with erroneous information. There was brief discussion regarding the use of landscaping to shield the storage units, and also brief discussion regarding the length of time that some of the RVs had been on site. Mr. Windham stated that some of the RVs had been in the same location for more than seven years, and that if they were being used for dwelling units they should pay impact fees. Cornville Community Association member Del Richards

said that Mr. Windham was speaking for himself and not for the Association, that he disagreed with almost everything that Mr. Windham had said, and that the key was to have the property look good. Cornville Community Association member Christine Adams said she was not speaking as an Association board member, but as a private citizen, and that she personally did not care to see a lot of cars or trucks parked on the property nor did she care to see more RVs in that location, but that she had no problem with the mini-storage as long as it was landscaped. Manzanita Inn owner Albert Kramer said he did not understand why Ms. Dorscht was being given a bad time when there were numerous shoddy looking properties in the area. Cornville resident Hilma Roloff said she supported Ms. Dorscht's application. Supervisor Feldmeier said he was reminded of the Ted's Truck Stop issue in Ash Fork that the Board recently dealt with, saying he believed that by changing the language in stipulation #5 to include landscaping in front of the storage units, and along with the 16 stipulations placed on the applicant by the Commission, the situation should be well in hand provided the applicant complies. He said he felt strongly that this was a step in the direction of making Cornville look good. Supervisor Brownlow requested that stipulation #3 be clarified to ensure that the use permit would be permanent and transferable only if the applicant applies with the stipulations set forth by the Commission. Chairman Davis said he could understand how Ms. Dorscht might have misunderstood what she was told at the Planning & Building Department regarding a use permit for the mini-storage units. He said he would like to outdoor sales/display area to be approved only on a temporary basis, and that if the RV spaces were on a renewable basis it would give the Board an opportunity to review it at a later date. He said he had seen Ms. Dorscht's work and that she did good projects, but that if the property sold he would like some way to make sure that it stays visually acceptable to the community. There was additional brief discussion regarding the application, which included discussion regarding the applicability of impact fees and suggestions that within the next two years the Board review the impact fee ordinance and consider whether RVs being used as dwelling units for more than a specific amount of time should be assessed the fee. Supervisor Feldmeier then moved to approve the use permit amendment with the understanding that the use of sea transport or freight containers as mini-storage facilities would be permanent; that the conversion of seven mobile home spaces to 14 RV spaces and an outdoor sales/display area would be approved on a temporary basis for a two-year period; that stipulation #3 be clarified to reflect that the use permit is to be granted on a permanent/transferable basis, except for those portions approved on a temporary two-year basis, provided that the applicant complies with all stipulations and that staff be notified in writing prior to any transfer; and that stipulation #5 be changed to reflect that a landscaping plan for the area along Western Drive and the north side of the storage units be approved by the Planning & Zoning Commission. Supervisor Brownlow seconded the motion, which carried by unanimous vote.

2. Special use permit to allow for outdoor sales/vending in a C2-3 zoning district, 406-03-001 and 001E, Cottonwood area, Stephen M. Rodwin agent for Roy F. Dean, #6877. Consideration of a Special Use Permit to allow for the establishment of outdoor sales/ vending in the C2-3 (Commercial General sales and services; minimum 3,000 square feet per dwelling unit, 7,500 square feet minimum lot size) zoning district on a 1.6 acre portion of the site with outside storage of house moving equipment and other temporary items to the rear of the 5.4 acre property. Located in the Oasis Colony Subdivision on the north side of Highway 89A, one hundred eighty-seven feet (187') east of its intersection with Mt. Mingus Drive and the city limits of Cottonwood, in the Cottonwood area. The Planning and Zoning Commission recommended approval of the Special Use Permit, subject to the following stipulations: 1). Applicant to submit revised Site Plan illustrating the vendors' shows/activities and compliance with Ordinance parking requirements to be reviewed and approved by the Planning staff and the Verde Rural Fire District prior to instituting the use; 2). Special Use Permit to be granted for a period of six (6) months, with Planning and Zoning Commission review for conformance with the Use Permit and Site Plan. If at that time, the Commissioner finds the conditions of approval have been adhered to and the site plan is acceptable, the Use Permit would be extended for one (1) additional year. However, if the property was found in violation of the Use Permit, the Planning and Zoning Director could act to void the Use Permit. Decisions by the Planning and Zoning Director which result in the voiding of the Use Permit may be appealed to the Board of Supervisors, subject to an application for appeal being on file in the Planning and Zoning Department within thirty (30) days of notification of the Use Permit being voided; 3). Environmental Services Department approval of the alternative sanitary facilities prior to commencement of use and alternate facilities be located to the rear of the vendor sales area; 4). No off-site signage allowed with signage for the underlying zone being permitted; 5). No overnight self-contained recreational vehicles, including vendors, are allowed; 6). Hours of operation shall be during daylight hours; 7). Screening of the area containing allowed storage of equipment shall be installed as per Ordinance of the C2-3 zoning district, or adequate landscaping with automatic irrigation be

installed with a landscape plan to be submitted to staff within six (6) months of Board of Supervisors approval; 8). Posting of "No Parking" signs along frontage of property in conjunction with entry and exit directional signage; no parking in the public right-of-way; 9). Review by the City of Cottonwood Code Review Board with comments presented to the Commission at the six (6) month review period; 10). Obtain ADOT (Arizona Department of Transportation) encroachment/access permits for all access point prior to inception of use; 11). All construction debris be removed from the property within six (6) months of Board of Supervisors approval; 12). Use of property by Reese's Tire to cease within six (6) months of Board of Supervisors approval. Approved by unanimous vote. Motion by Supervisor Feldmeier, second by Supervisor Brownlow. No comments from the public.

3. Special use permit for temporary operation of a real estate office in a PAD zoning district, 405-46-115C, Village of Oak Creek area, Michael Jett agent for Canyon Mesa III Associates, L.L.C., #6907. Consideration of a Special Use permit to allow the establishment of a temporary operation of a real estate sales office within a twelve foot by fifty-six foot (12' x 56') trailer in a PAD (Planned Area Development) zoning district. Located on Lot 20 of the Canyon Mesa III Subdivision along the east side of the future Canyon Creek Lane, four hundred fifty feet (450') southeast of its future intersection with Jacks Canyon Road just north of the existing clubhouse, in the Big Park/ Village of Oak Creek area. The Planning and Zoning Commission recommended approval of the Special Use Permit, subject to the following stipulations: 1). Development in accordance with the site plan dated June 22, 1999; 2). Use Permit to be granted for a period of two (2) years on a non-transferable basis, and to be nullified upon completion of lot sales, at which time all signs, the trailer and other improvements associated with the non-residential use be removed from the site; 3). Sales for on-site Canyon Mesa Country Club III lots only; 4). Hours of operation to be from 10:00 am to 6:00 p.m. seven (7) days per week; 5). Signage not to exceed Ordinance specifications set forth under Section 118.D.2; No outside lighting allowed; 6). No operations shall interfere with the adjoining or nearby residential uses; 7). All Sedona Fire Department requirements be adhered to; 8). Use of banner for Grand Opening be limited to two (2) months from Board of Supervisors approval. Village of Oak Creek area resident Joanne Johnson participated in discussion. Approved by unanimous vote. Motion by Supervisor Brownlow, second by Supervisor Feldmeier.

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. Village of Oak Creek area resident Joanne Johnson and Verde Valley School representative Guy Grant participated in discussion. Items were approved by unanimous vote. Motion by Supervisor Brownlow, second by Supervisor Feldmeier.

1. Special use permit for outdoor sales/vending in a C2-1 zoning district, 405-41-067 and 071, Village of Oak Creek area, Stephen M. Rodwin agent for Ruben Canut, #6878. *At the applicant's request, this item was withdrawn. No action by Planning & Zoning Commission, and none required by the Board of Supervisors.*
2. Special use permit for location of a cellular antenna on an existing commercial structure in a C1-2 zoning district, 405-27-295, Village of Oak Creek area, Darcey Rushing, VoiceStream Wireless agent for Raymond and Lynn Crowe, #6898. *The Planning & Zoning Commission deferred this matter to its September 8, 1999, meeting to allow time to address issues raised at the Commission hearing.*
3. Special use permit to conduct outdoor events at an existing amphitheater in an R1L-70 zoning district, 408-30-020B, Village of Oak Creek area, Guy Grand agent for Verde Valley School, #9606.

Consideration of a Special Use Permit renewal on a permanent basis in order to conduct outdoor events at an existing amphitheater facility in a R1L-70 (Residential; Single Family Limited; minimum 70,000 square foot lot size) zoning district on approximately nine (9) acres. Located approximately two and one-half (2 ½) miles west of Highway 179, along the southwest side of Verde Valley School Road, on the Verde Valley School Campus, in the Big Park Area. The Planning and Zoning Commission recommended approval of the Special Use Permit, subject to the following stipulations: 1). Applicant to continue to submit a long-range parking plan to run concurrently with the Use Permit identifying properties to be utilized for parking purposes and associated temporary or permanent improvements to same; 2). Applicant to submit specific event schedules on an annual basis and obtain Certificate of Compliance for each authorized event thirty (30) days prior to conducting same; 3). Use Permit shall be for five (5) years on a temporary, non-transferable basis; 4). Applicant to submit detailed plans and be responsible for

dust abatement during scheduled events; 5). Number of events be limited to six (6) major events exceeding three hundred (300) participants annually.

4. Special use permit to allow the continuance of off-site parking for three annual events on property in an R1L-35 zoning district, 405-34-002A, 002E, 002F and 004A, Village of Oak Creek area, Guy Grand agent for Verde Valley School, #6908. Consideration of a Special Use Permit to allow the continuance of off-site parking for three (3) annual events on property in the R1L-35 (Residential, Single Family Limited, 35,000 square feet minimum lot size) zoning district on approximately forty-six (46) acres. Located on both sides of Hutson Lane immediately south of its intersection with Wild Horse Mesa Drive east of Hwy. 179 in the Big Park/Village of Oak Creek area. The Planning and Zoning Commission recommended approval of the Special Use Permit, subject to the following stipulations: 1). Use Permit be granted to coincide/run concurrently/ with the Use Permit for Jazz on the Rocks/Verde Valley School Music Festival (HA#6906); 2). Use Permit to be issued on a temporary, non-transferable basis for a period of five (5) years with staffs review on a yearly basis; 3). Any VVS (Verde Valley School) events needing additional parking require staff to be contacted thirty (30) days prior to ensure safety issues/notification of adjacent landowners and BPRCC are accomplished; 4). Dust abatement measures be taken to insure adjacent landowners are not impacted in accordance with County Engineers requirements; 5). All Fire District requirements be complied with at each event; 6). Traffic control be operated in conformance with ADOT requirements; 7). Access aisles are required to be twenty-four feet (24') in width to assure maneuverability and spaces must be a minimum of nine feet by twenty feet (9' x 20'); 8). Clean up after the festival/event is applicant's responsibility; 9). Signage to be removed when the event is completed; 10). Parking areas to be cleared of tall weeds to reduce potential of fire hazard, but mature trees are not to be removed; 11). Applicant to carry and prove adequate liability insurance for parking lot; 12). Requests for more than three (3) events, but not exceeding six (6) events, to be approved by the Big Park Regional Coordinating Council.
5. Special use permit to allow Verde Village Property Owners Association to operate community center on property in an R1L-70 zoning district, 406-47-480, 481, 482 and 455A, Verde Village area near Cottonwood, Dr. Ruth Johnson agent for Verde Village Property Owners Association, #6909. Consideration of a Special Use Permit renewal on a permanent basis in order to allow the Verde Village Property Owners Association to operate their community center on property in the R1L-10 (Residential, Single Family Limited, 10,000 square feet minimum lot size) zoning district on approximately five (5) acres. Located at the southeast end of Broken Saddle Drive, eight hundred ten feet (810') from its intersection with Rock Trail in the Verde Village area. The Planning and Zoning Commission recommended approval of the Special Use Permit, subject to the following stipulations: 1). Use permit to be granted on a permanent, non transferable basis; 2). No bar or restaurant uses in the community building or premises; 3). No rental to outside groups for fund raising purposes.

ITEM NO. 5. Resolve into the Board of Directors of the Yavapai County Flood Control District. Flood Control District Director Ken Spedding. Discuss options for disposing of Lot 2035, Verde Village Unit 5, 406-47-592. Reference: Special District minutes.

ITEM NO. 6. Resolve into Board of Supervisors. Convene in executive session pursuant to A.R.S. §38-431.03(A)(3) for legal advice regarding creation of a sixth division of Superior Court. Approved by unanimous vote. Motion by Supervisor Brownlow, second by Supervisor Feldmeier.

ITEM NO. 7. Discussion regarding proposed Yavapai County Jail District. Question and answer forum for the public. There was brief discussion regarding the proposed jail district, including whether or not the duration of the proposed district should be 20 years. There was general agreement that 20 years was appropriate. Supervisor Feldmeier suggested that if, following the public hearing on August 26, the Board decides to establish the district contingent upon voter approval that ads be put in the newspaper to encourage people to get out and vote. Mr. Holst that as drafted, the proposal provides for a maximum sales tax of one-quarter cent and that he believed that amount would be adequate for the 20 year period and that the Board might want to try to hold the amount down to something less than one-quarter cent. There were no comments from the public, and the only members of the public who were present for this item were reports from three newspapers.

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

1. Requests from Board of Supervisors:

- a. Liquor licenses for which there are no protests, and which are approved by the Sheriff: (1) Series 6 Person Transfer, Tufa Tavern, Kirkland/Wilhoit area, Bertha Bacon; (2) Series 12 Original, Ropers at Casey's Corner, Cornville area, Kurt Martin Jacobsen; and (3) Series 12 Original, Top of Sedona at the Village, Village of Oak Creek area, Tricia Andreozzi.
- b. Approve sending letter to the Arizona Department of Water Resources requesting a re-measuring of wells in the Big Chino and Middle Verde areas in the fall of 1999, as recommended by the Yavapai County Water Advisory Committee. Approved by unanimous vote, after Ms. Staddon said that Senator Ken Bennett had been contacted and asked to present an update to the Board regarding the Water Advisory Committee's activities at the September 7, 1999, regular Board meeting. Motion by Chairman Davis, second by Supervisor Feldmeier.
- c. Approve call for bids for addition/remodeling of Yavapai County Verde Valley Administrative Services Complex, Cottonwood.
- d. Ratify action taken in emergency session on July 28, 1999, to hire Kevin Blake as a GIS Analyst II, MIS Department, at a starting salary of \$43,000.
- e. Elect Craig Dible to the Yavapai County Industrial Development Authority, to replace John B. Conway, with term to expire April 1, 2003. Chairman Davis said this item was being withdrawn, at his request. The Board took no action with regard to this item.
- f. Consider approval of Intergovernmental agreement with the City of Cottonwood for a public transit system. Approved by unanimous vote, after Mr. Holst said the County had been participating in this transit system for more than 15 years. Motion by Supervisor Brownlow, second by Supervisor Feldmeier.
- g. Consider appointment of the following precinct committeemen, as recommended by the Republican Committee of Yavapai County: Rozalind Holbrook, West Chino Precinct; Rex E. Mason, Badger Precinct; John H. Carpenter, Glassford Precinct; Robert Lockett, Willow Precinct.
- h. Remove the following individuals as precinct committeemen: Karen Hunt, Prescott Valley I Precinct and Helen Chance, Glassford Precinct, both as recommended by the Republican Committee of Yavapai County; and Mary (Jan) Robblin, Wild Horse Precinct, appointed in error on August 2 (later determined there was no vacancy available in that precinct).

2. Request from the Yavapai County Industrial Development Authority for adoption of a resolution approving the issuance of Health Care Institution Revenue Bonds (West Yavapai Guidance Clinic Project) Series 1999A and Taxable Series 1999B of the Industrial Development Authority of the County of Yavapai. Resolution No. 1191.

3. Requests from Sheriff:

- a. Transfer \$40,000 from the General Fund to the Psychiatric Exams line item in the Jail Medical budget, as recommended by the U.S. Department of Justice. Approved by unanimous vote, after Mr. Holst explained that he had been working with Jail Commander Capt. Ron Klein and Medical Assistance Director Mona Berkowitz, that this was one of the items identified by the U.S. Department of Justice as needing attention, and that it was a critical need. Motion by Supervisor Brownlow, second by Supervisor Feldmeier.
- b. Permission to accept a \$13,070 grant from the Governor's Community Policing Office for the Stop Violence Against Women program. No grant match required.

4. Requests from Management Information Systems:

- a. Permission for Laurie Smith to attend IBM AS/400 Technical Conference in Nashville, Tennessee, October 24-29, 1999, at approximate cost of \$1,126 to be paid from budgeted funds.
- b. Permission for Ken Barwick to attend IBM Training Course for AS/400 Backup & Recovery Media Services, Omaha, Nebraska, August 16-20, 1999, at approximate cost of \$773 to be paid from budgeted funds.
- c. Award bid for RS/6000 Memory to DataSource Direct of Atlanta, Georgia, in the amount of \$7,600. Bids opened August 3, 1999. Bids also submitted by Computer Management International (CMI), International Data Sales, Inc., Innovative Business Systems Inc., and Computers, Parts & Commodities (CPAC).

5. Request from County Attorney for approval of Drug Control and System Improvement Grant.
6. Request from County School Superintendent, Special Programs Division, for permission to add one vehicle to the Special Programs Division fleet. Approved by unanimous vote after Mr. Holst said he believed that Fleet Management would bill Special Programs for the maintenance of this vehicle. Motion by Supervisor Brownlow, second by Supervisor Feldmeier.
7. Request from Adult Probation for approval of one new Probation Supervisor position, to be funded 100% from Probation Service Fees.
8. Requests from Planning & Building:
 - a. Consider approval of salary increases of 5% each for Administrative Aides Peggy Mackey and Bryn Foss, both of whom have agreed to become unclassified.
 - b. Reappoint Doug Longfellow as a representative of District 3 on the Board of Adjustment & Appeals, with term to expire July 14, 2003.
9. Request from Human Resources for permission to purchase an IBM laptop computer in an amount not to exceed \$2,500 to be used with an In-focus projector for new employee orientation, and transfer \$600 from Furniture & Equipment, \$1,000 from Training & Travel, and \$900 from Dues, Memberships & Subscriptions to pay for the same.
10. Request from Fleet Management for clarification that funding for previously approved quotes for Whipple Street water analysis is to be paid from Contingency.
11. Requests from Finance Department:
 - a. Approve surplus property auction date of Saturday, October 9, 1999. Items to be auctioned will include vehicles, heavy equipment, office furniture and computer equipment.
 - b. Approve June 30, 1998 Single Audit and Expenditure Limitation Reports.
12. Request from Facilities/Parks for permission to call for bids for replacement of the low-pressure steam 2.3 mil BTU boiler unit at the Courthouse.
13. Request from Planning & Building for approval of 5% salary increase for Chief Zoning Inspector Luther D. Maggard, who has agreed to become unclassified.
14. Requests from Health Department:
 - a. Approve submission of grant proposal for Housing Opportunities for People with AIDS.
 - b. Approve recruitment and hiring of budgeted Nursing Supervisor (Health Nurse III) position as unclassified with a starting salary 5% above the classified salary amount.
 - c. Approve contract with George Sein, M.D., to provide TB Control services through June 30, 2000.
 - d. Approve agreement with Roni Rummel, P.T., to provide evaluation services to the Developmental Program through June 30, 1999.
 - e. Approve submission of grant proposal for Community Nutrition Education Project.
 - f. Approve intergovernmental agreement No. 952023 with the Arizona Department of Health Services extending the Coronary Heart Disease program through December 31, 2000.
 - g. Approve intergovernmental agreement No. 761120 with the Arizona Department of Health Services extending the Commodity Supplemental Food Program through December 31, 2000.
 - h. Approve contract with David C. Shillington, M.D., to provide TB Control services through June 30, 2000.
 - i. Approve contracts with Mona Helal, Physical Therapist, and Richard Adler, Speech Therapist, to provide Therapy services to home health clients through June 30, 2000.
15. Requests from Public Works Department:
 - a. Consider approval of Forest Service Special Use Permit for the Camp Verde Landfill Solid Waste Facility.
 - b. Consider approval of Extension to Authorization of Services for Monthly Gas Monitoring at the Camp Verde Landfill with Emcon, in the amount of \$900 per month.
 - c. Permission to purchase a strip of land off the Antelope Hills Golf Course from the City of Prescott for the Airport Connector, in an amount not to exceed \$34,000. Half-cent sales tax project.
 - d. Consider accepting petition to establish various roads in the Verde Valley and, if approved, set the hearing for September 7, 1999 at 10:00 a.m.
 - e. Consider approval of stop signs and traffic calmers for Commerce Drives and the Pioneer Parkway access road at the north entrance to the City of Prescott ball fields. Public Works Director Richard Straub participated in discussion. Following brief discussion regarding average speeds on Commerce Drive and the dangerous situation it presents especially in light of the proposal to move ADOT, MVD and DPS to that location, the Board voted unanimously to approve this request. Motion by Supervisor Brownlow, second by Supervisor Feldmeier.
 - f. Consider approval of design, right-of-way and construction of turn lane project on Zalesky Road at SR 89A.

Chairman Davis said he wanted everyone to be aware that ADOT had dropped this project off its list, but that it was now back on track thanks to the efforts of residents and County staff. Approved by unanimous vote. Motion by Chairman Davis, second by Supervisor Brownlow.

- g. Consider approval of wage correction for unclassified, non-exempt Survey Party Chief. Approved August 2, 1999, at annual salary of \$33,480 and it should have been \$34,317.
- h. Permission to fund refrigerator evacuation program from the Recycling Fund in the approximate amount of \$3,200.
- i. Permission for Survey Crew Chief Mark Bunn to attend workshop on boundary law, September 11, 1999, San Diego, California, at approximate cost of \$165 to be paid from budgeted funds.
- j. Award or reject bid received for Hauling and Recycling/Disposal of Passenger Vehicle Tires, Contract #998143, Bids opened August 3, 1999, with one bid received from Polytek Southwest. Recommend awarding bid to Polytek Southwest in the amount of \$69.50 per ton.
- k. Consider approval of replacement radio for Solid Waste vehicle.

16. 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: Ash Fork Street Lighting Improvement District; Prescott East Sanitary District; Yarnell Street Lighting Improvement District; Seligman Street Lighting Improvement District; Seligman Sanitary District.
- 2. Resolve into the Board of Directors of the Yavapai County Flood Control District:
 - a. Approve minutes of meetings of June 21, June 23, July 6, and August 2, 1999.
 - b. Approve and sign Community Rating System (CRS) Worksheet AW-214-1 for 1999 credit for the unincorporated areas of Yavapai County.
 - c. Permission to extend an intergovernmental agreement with the City of Prescott for Sandretto Hills Drainage Improvements until June 30, 2000, and approve additional funding in the amount of \$212,000, FCD989-013.
 - d. Permission to extend an intergovernmental agreement with the City of Sedona for local drainage improvements until June 30, 2000, and approve additional funding in the amount of \$180,000, FCD978-006.
 - e. Permission to extend an intergovernmental agreement with the City of Cottonwood for Railroad Wash Drainage Improvement in the amount of \$375,000, FCD989-014.
- 3. Resolve into the Board of Directors of the Seligman Sanitary District:
 - a. Approve minutes of meetings of April 19, June 23, July 28, and August 2, 1999.
 - b. Approve letter requesting an extension of time to submit Aquifer Protection Permit application.
- 4. Resolve into the Board of Directors of the Prescott East Sanitary District:
 - a. Approve minutes of the meetings of April 19, June 23, and August 2, 1999.
 - b. Approve intergovernmental agreement with the Prescott Valley Water District to provide for the discontinuation of water services to properties for which user fees are delinquent.
 - c. Consider approval of gravity line concept to connect the District to the Town of Prescott Valley's sewer system, and authorize moving forward with engineering design work.

CLAIMS AGAINST YAVAPAI COUNTY

ACCOUNT AMOUNT ACCOUNT AMOUNT

General Fund	1,298,748.19	Family Planning	3,936.48
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Family Planning Fees	288.62	Home Health Ser	8,167.08
Health Promotion	2,541.21	Teen Pregnancy	30.60
Nutrition	1,467.41	T.B. Control	1,559.33
WIC Program	11,812.36	Jail Enhance	2,752.20
Diversion Intak	7,917.84	Juvenile IPS	13,521.48
Family Counseling	2,134.00	Juvenile Food Prog	347.33
Probation Serv	4,038.58	Adult IPS	28,887.32
Adult Probation Fees	12,279.60	Prob Enhance	26,302.89
Stor/Ret Conv	26,526.11	Indigent Def/Dg	1,928.78
Crim Just/Atty	4,505.92	Bad Check Prog	4,615.56
CDBG Grant	991.07	Juv Prob Sys	1,632.28
Commodity Fd	406.23	Azeip Case Mgmt	1,879.73
Sexual Trans Disease	133.36	Hi Risk Chld HI	1,740.29
Clerk's Storage	1,788.11	WIC/TOB Intervention	11,105.39
HIV Prevention	1,529.22	Atty Anti-Racket.	5,212.63
PANT	2,692.16	Law Library	0.00
CASA	2,666.67	Case Process	1,271.08
Childrens Justice	80.55	Teen Prenatal	0.00
Azeip Coordinator	545.47	Vict Witns Prog	4,932.52
Court Enhancement	450.30	Concil Court	4,905.79
Yct Wellness Pr	626.28	Drug Enf Fndg	1,981.13
Vital Statistic	1,741.63	COPS Universal	1,663.42
Victims Rights Impl	3,351.72	Recycl Educ Program	97.09
Yav Indian Agreement	3,993.96	Hassayampa/LTC	2,543.94
Dietetic Intern	495.28	Immuniz Service	911.15
Idea-Preschool	9.72	Subs Abuse/DARE	12.96
Chem Abuse	40.50	Juv Det/PACE	10,068.46
Collab Comp Rev	355.21	Special Program	3,036.05
Sm Schools Ecia	27.54	Sm Schools Beha	1,893.33
Public Works	338,530.51	Health Fund	44,138.71
Jail Commissary	6,129.12	Environ Svcs Di	15,264.50
W Yav Solid Waste	55,399.42	V V Solid Waste	29,928.90

Develop Clinic	1,100.76	Tire Recycle	1,123.02
Haz Mat Plng Gr	2,296.57	Safe School Pro	3,926.28
Adhs-Svs Coord	1,080.78	Family Law Commiss.	4,067.74
Comm Punish Pro	2,202.04	Pace Chapter 1	89.23
Regnl Road Project	1,003,799.08	Library Automation	2,500.00
Health Start	293.07	Intstcomp Prog	2,349.42
Ryan White II	1,148.90	Great Parenting	498.50
Perinatal Block	2,370.08	Tobacco Educ	5,600.39
Equal Ad Det Ed	44.61	DTEF	4,235.00
Attendant Care	13,657.86	HIV/WYGC	451.64
Network Develop	8,483.18	HIV Targeted	55.89
Children's Justice	1,530.51	Child Sup & Vis	554.20
Domestic Relations Ed	263.61	Case Flow	852.10
Court Automation	0.00	COPS Hiring	2,255.98
Self Service	726.50	Sedona Air-Taxiway	49,786.50
VOCA	4,116.46	Prenatal Outreach	1,915.99
NACOG Vlt	902.09	JTSF Treatment	2,878.
Divrsn Consequ	776.14	Tobacco Donation Fund	0.00
Alt Dispute	617.24	Resource Offcr	2,977.37
Court Imp Proj	656.67	Auto Theft	0.00
Dom Vlnc Prevent	1,329.31	FDA Inspection	66.56
Capital Projects	19,775.47	Seligman Arpt Prep	501,008.70
ALTCS	1,056,789.72		

In addition, payroll was issued on August 13 for the pay period ending August 7; warrant numbers 2374881 through 2375454, in the amount of \$371,812.35. Jury certificates were also issued, warrant numbers 6841810 through 6841867; 6841870 through 6841914. Warrants issued for August 16 Board day, 4109766 through 4110096; 4110097 through 4110524.

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

ATTEST:

Clerk _____Chairman