

OFFICE OF BOARD OF SUPERVISORS  
YAVAPAI COUNTY, ARIZONA  
Prescott, Arizona

March 6, 2000

The Board of Supervisors met in regular session on March 6, 2000.

Present: Chip Davis, Chairman; Gheral Brownlow, Vice Chairman; John Olsen, Member; Bev Staddon, Clerk.

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

PLEDGE OF ALLEGIANCE: Nora Drutz, Fifth-Grade Student at Lincoln School

ITEM NO. 1. Board of Supervisors.

1. Approve minutes of meeting of February 22, 2000, and of special meetings of February 16 and 23, and March 1, 2000. Saying he was concerned about having been misquoted by the local press, Supervisor Brownlow asked Ms. Staddon to read aloud a portion of the minutes of the February 22, 2000, meeting related to an amendment to an intergovernmental agreement with the City of Prescott regarding the Prescott Area Regional Landfill property jointly owned by the County and the City. Ms. Staddon read from the minutes as follows: "Supervisor Brownlow said he believed this was originally part of a proposal for the City and County to develop the current Fairgrounds property for the Rodeo. He said he had heard some disturbing comments regarding a possible effort by some in the City to move the Rodeo out of downtown Prescott and that he did not know if those comments actually reflected the City's views or those of its citizens. He said he would like to hold this item in abeyance until the issue could be addressed more fully. Supervisor Brownlow moved to hold the item in abeyance. Chairman Davis seconded the motion, which carried by unanimous vote." Supervisor Brownlow then moved to approve the minutes of the meetings of February 22, 2000, and of the special meetings of February 16 and 23, and March 1, 2000, each as written. Supervisor Olsen seconded the motion, which carried by unanimous vote.
2. Present Jesse McCrackin with a Certificate of Appreciation for his donation of two basketballs to the High Desert Park in Black Canyon City. Parks Coordinator Jim Boyd told the Board that because of the inclement weather, Jesse McCrackin would not be able to attend the meeting on this day. He said that Jesse was a seven year old boy who had purchased two basketballs for High Desert Park with his own money when he discovered that the park needed them.
3. Consider awarding management contract for the Courthouse Plaza to the Prescott Downtown Association. This item, and item 4., below, were considered together. Mr. Hunt reminded the Board that at its last meeting, the Board had discussed the concept of a management agreement for the Courthouse Plaza and that as a result of that discussion staff had issued a Request for Proposals and had also advertised a hearing to consider raising fees on the Plaza. He said that the County had received only one response from to the RFP, and that it had come from the Prescott Downtown Partnership (PDP). In response to a question from Supervisor Brownlow, Mr. Hunt said staff had advertised the RFP in the same manner that bids are advertised, i.e., that it was advertised in a newspaper of general circulation in the County for four consecutive publications. Chairman Davis noted that the proposal was for the County to pay the PDP \$30,000 per year for management services, but that on the last page of the proposal the PDP had shown expenses of only \$23,060. He asked if difference between that figure and \$30,000 would be used to acquire the insurance the County was requiring. Mr. Hunt said there had been no discussion regarding the \$6,940 difference, and that there were a number of insurance issues to be resolved. He said that if the Board chose to approve the management agreement on this day, he would recommend that it do so contingent upon the parties working out the insurance issues. Chairman Davis asked if the philosophical difference regarding the insurance issues were far enough apart that the Board would be well-advised to wait on approving the management agreement. Mr.

Hunt said he believed something could be worked out. He said the County proposed requiring not only event sponsors to obtain insurance, but also the vendors. He said he had been told by a local insurance agent that both sponsors and vendors must have insurance. Chairman Davis asked if the vendors would be expected to pay the cost of the insurance so it would not become a taxpayer-subsidized program. Mr. Hunt said there had been no discussion regarding how the costs would be handled, only that the County must have the insurance coverage. Chairman Davis replied that he wanted to be sure that the County does not end up paying for the costs of the insurance. Mr. Hunt said the recommendation was that in addition to event sponsors providing insurance, individual vendors should also purchase their own insurance, and that the question was who would pay for the insurance that protects the County during events on the Plaza. In response to a question from Supervisor Brownlow, Mr. Hunt said that the County has good insurance but that it has a \$50,000 deductible. He said his suggestion was to have those who benefit from events on the Plaza cover, through insurance, the cost of the County's deductible. Supervisor Olsen said he believed some issues needed to be clarified, including what the practice had been in the past and whether in the past insurance costs had been borne by sponsors or vendors. He asked to hear from event sponsors. Sue Willoughby, representing the Phippen Art Museum, told the Board that the museum carries general liability insurance of \$2 million that also covers off-site events, and that she believed the off-site deductible was \$5,000. She said that the vendors participating in her event were told that the Museum would accept no liability for vendors' artwork if they choose to leave it on the Plaza overnight. David Sommer, CEO of the Prescott Chamber of Commerce, said the Chamber carries general liability insurance of \$1 million that also covers events on the Plaza and that the Chamber asks vendors to obtain their own insurance. Supervisor Brownlow said that the whole purpose of considering a management agreement was to enhance the shows on the Plaza and keep things going in an orderly manner. He expressed concern that if the County requires individual vendors to carry insurance it will discourage small vendors from participating in the shows. Supervisor Olsen said he believed the question was whether the County could be held harmless or named as co-insured. Chairman Davis asked if it would help to have vendors either provide insurance or sign a waiver. Mr. Hunt said that would help, but that the County needed to be named as additional insured on all policies. He said he had found that having the County named as additional insured does not necessarily help if the County is at fault for something. Supervisor Olsen said he believed if an incident was the County's fault, then the County should be liable for it. Referring to a prior event where sprinklers came on and damaged some artwork, Mr. Hunt said the County was not saying it was completely at fault for the incident because the event had security people on the Plaza when it happened and they did nothing to stop it. Jim Cline, representing Territorial Days, read to the Board a waiver that vendors are asked to sign releasing Territorial Days from liability for anything that happens on the Plaza during that event. Supervisor Olsen asked how effective waivers are. Mr. Schurr said that, generally, courts are hesitant to uphold waivers. He said one of the concerns is that events on the Plaza attract a lot of people and if someone slips and falls they will go after the County. He said that but for the events, those people would not be on the Plaza in the first place. He noted that Supervisor Olsen had indicated he was willing to have the County accept the liability. Chairman Davis said he did not agree, and that if people were going to come and play in the County's yard and then sue the County, the County would just put up a fence. He said the County should not have to carry the brunt of what happens on the Plaza during events, and that while he believed the Board was correct in moving towards a management agreement for the Plaza, the insurance issue needed to be hammered out in order to protect the County. Mr. Schurr said that Mr. Hunt had been pursuing a broad form of insurance coverage so that the County would be protected even if it was negligent. Local insurance agent Sarah McQuality recommended that all vendors carry insurance of \$1 million, and that event sponsors carry insurance of \$1 million or \$2 million. She said that the PDP would also have its own insurance policy, and that the vendor, sponsor, and PDP policies would provide layers of protection for the County while the County's policy would protect against property damage. In response to a question from Supervisor Olsen regarding costs, Ms. McQuality said a \$1 million policy for a two-day event would cost around \$80 while a similar policy could be purchased on an annual basis for about \$300. Supervisor Brownlow said events had gone away because of the fear of insurance, and that requiring vendors to carry insurance would kill the little guy. Supervisor Brownlow moved to award the management contract to the PDP and to approve the \$10 fee increase for the Food Sales Fee and All Other Sales Fee. He said he believed the County still had some negotiating to do, and that his motion was contingent upon working out details. Supervisor Brownlow's motion died for lack of a second. Supervisor Olsen then moved to award the contract to the PDP contingent upon revising the fee schedule to raise the fees by \$5 and reducing the amount that the County would pay to the PDP to \$20,000. Supervisor Brownlow seconded the motion. Ms. Willoughby said she was opposed to both

proposals. She said the Phippen Western Art Show was her organization's biggest fundraiser and that the funds raised are put back into the community through museum programs. She said she could not afford to pay another \$5,000 for the event. She told the Board the Courthouse Plaza was owned by the County and that they were elected to represent the best interests of the entire County, and not just the downtown Prescott area. Ms. Willoughby said she believed that by agreeing to a contract with the PDP, the Board was taking action that conflicts with its responsibilities and she compared it to putting the fox in charge of the henhouse. She told the Board that several downtown merchants had said that they did not want any events on the Courthouse Plaza, and that any decision to decrease the number of events on the Plaza should be a County decision. She said the most damaging event on the Plaza was the Fourth of July event, and she suggested eliminating that event, saying that if the Board was unwilling to eliminate the most damaging event then the rest of the event sponsors should have the same opportunity to use the Plaza. Ms. Willoughby said she also did not believe the PDP could improve the situation with regard to parking issues. She said she had been dismayed to hear Supervisor Brownlow's comment that he would not like to see insurance costs passed on to the vendors, and that if the vendors did not pay those costs she did not know who would. She urged the Board to vote "no" on both the management agreement and the fee increase. There was a brief exchange between Supervisor Olsen and Ms. Willoughby regarding increased costs to sponsors if the fees are increased and regarding the need for insurance, during which Supervisor Olsen emphasized that the County needs to be able to cover its \$50,000 deductible. Mr. Hunt said the idea was that if an activity on the Plaza is not a County-sponsored activity but instead is sponsored by someone else, then the County would like to be protected with regard to its insurance deductible. PDP president Gene Noel said that more than 90% of the individual vendors do have insurance policies in place, and that the small vendors Supervisor Brownlow was concerned about should have insurance if they were going to play in the same league as everyone else. He told the Board that the PDP had no intention of eliminating any events on the Plaza, and that he had never heard downtown merchants say that they did not want events on the Plaza. Mr. Noel said he did not believe the Plaza events should just be an opportunity for out-of-town vendors to sell their goods to out-of-town customers. He said that Ms. Willoughby's event was very well run, but that not all events on the Plaza were and that some had no consideration for parking. He said the PDP would like to assume management of the Plaza and that it could do some things that the County could not, such as improve on parking plans. Chairman Davis referred to Supervisor Olsen's motion, and asked Mr. Noel if the PDP was willing to provide the management service for \$20,000. Mr. Noel said that would depend, and that the PDP did not know what insurance was going to cost. He said a portion of the PDP's proposed fee was earmarked for insurance. He said the PDP would not make any money for managing the Plaza, but that it had to cover its costs. Chairman Davis asked if the PDP would cover insurance if it received \$30,000 for the management services. Mr. Noel responded that if the insurance policy cost \$10,000 or \$12,000, the PDP would not be able to do it. He said he did not think that a \$5 fee increase would be sufficient. Chairman Davis said he believed it was premature to even discuss this issue. Supervisor Brownlow said he wanted it to be clear that he had not attended PDP meetings regarding this issue and had not discussed the agreement with the PDP. Supervisor Olsen then moved to hold both issues until the Board's next meeting in Prescott. Supervisor Brownlow said that some years ago, then-Supervisor Bill Feldmeier had wanted to open the Plaza to anyone and then-Supervisor Carlton Camp had wanted to eliminate all events on the Plaza. He said he had ended up stuck in the middle. He said there had to be events on the Plaza in order to help keep downtown Prescott economically viable, and that he saw the proposals before the Board on this day as a way to do that. Supervisor Brownlow then seconded Supervisor Olsen's motion, which carried by unanimous vote. In response to a question from Supervisor Olsen, Mr. Noel said the management agreement was not important to the PDP from a financial standpoint, but that the ability to manage the Plaza was critical to the PDP. Downtown merchant Paul Gordon told the Board that it was not the events like the Phippen Western Art Show or the Bluegrass Festival that hurt downtown merchants, but instead the arts and crafts shows. Chairman Davis said it appeared that the parties involved agree on a number of things. He said that if the County subsidizes events on the Plaza, then taxpayers who don't attend the events end up subsidizing them. He said he would like to see another organization assume responsibility for management on the Plaza, but that the County had to be protected with regard to liability.

4. Hearing: Consider amending Yavapai County 98-1 Courthouse Park Rules and Regulations Ordinance to provide for a \$10 increase in the Food Sales Fee and the All Other Sales Fee. Upon a motion by Supervisor Olsen, seconded by Supervisor Brownlow, the Board voted unanimously to hold this item in abeyance until its next regular meeting in Prescott. This item was considered in conjunction with item 3., above. See item 3., above, for details.
5. Consider approval of Amendment No. 1 to Intergovernmental Agreement with the City of Prescott for the Prescott Area

Regional Landfill, recorded in Book 2358, Pages 768 through 777, in the Office of the Yavapai County Recorder, to approve location of the 69/89 Connector Road and conveyance of right-of-way for the same. Held in abeyance February 22, 2000. Supervisor Brownlow said he believed there had been quite a bit of misunderstanding regarding this issue and for that reason he had asked on February 22 that it be held in abeyance. He said he had no intention of holding up the agreement because the Connector Road was needed. Mr. Holst said he believed that Supervisor Brownlow's prior comments on this issue had related to the right-of-way and the \$1 million contribution the County made to the City to build the road. He said that the City had indeed been re-addressing its view of the Rodeo and where it might be located, but that this right-of-way issue would not have an effect on any discussions that staff might have with the City regarding the rodeo and that the City had already developed its plans for the Connector Road. Prescott City Councilman Steve Blair told the Board the City was in the final design phase for the 69-89 Connector, and that with regard to the Rodeo, the City Council felt they needed to be visionaries in providing adequate space for the Rodeo. In response to a question from Supervisor Brownlow regarding the value of the right-of-way, Mr. Holst said that because the City would be building the road it would benefit the County because of the joint ownership of the property. Upon a motion by Supervisor Olsen, seconded by Supervisor Brownlow, the Board voted unanimously to approve the amendment to the intergovernmental agreement.

6. Consider approval of items appearing on the Consent Agenda and on the Consent Agenda for Special Districts. Approved by unanimous vote, with the exception of items 1.a., 1.d., 1.e., 1.f., 7.b., 8.g., 9. and 11.a. Motion by Supervisor Brownlow, second by Supervisor Olsen. No comments from the public. See Consent Agenda for detail.

ITEM NO. 2. Merit Award Board Chairman Vincent Gallegos. Approve Chris Bridges as Employee of the Month for December 1999, and John Waddell as Employee of the Month for January 2000. Both are employees of the Planning & Building Department. Approved by unanimous vote. Motion by Supervisor Brownlow, second by Supervisor Olsen. No comments from the public.

ITEM NO. 3. Resolve into the Board of Supervisors. County Attorney Chick Hastings and Human Resources Director Julie Ayers. Consider revision of the Yavapai County Personnel Policy with regard to Section 1.06, Political Activity. Mr. Hastings said that following the Board's last discussion of this issue he had done more research and had redrafted the proposed policy. He said that most counties do allow their employees to run for public office, but that Santa Cruz County had only recently enacted a policy similar to Yavapai County's current policy in response to a situation that had occurred in the last election in which an employee of a department had run against the incumbent of the same department. He said that was the only type of problem he had heard of in discussions with other counties. Mr. Hastings said that his original proposal was patterned after Pima County's policy, but that he had changed it following the February 23, 2000, special Board meeting, at which Supervisors Brownlow and Olsen had indicated their preference for allowing employees to run for office only if the office was vacant or was to become vacant. Chairman Davis asked if the policy anticipated that employees are not to campaign for anyone while on duty. Mr. Hastings said that was correct, and that it was a common theme with all of the counties. Chairman Davis read the proposed changes in the policy, which would prohibit any political activity during working hours; would allow employees to run for County, state or federal office without resigning or taking a leave of absence provided the office for which they are running is to become vacant or is a newly created office without an elected officer; and which would prohibit such employees from engaging in any type of activity relating to their nomination for office that would interfere with the performance of official duties, violate laws, or conflict with the interests of the County. He asked who would determine conflicts with the Hatch Act if a person who desires to run for office holds a position that may be funded in part by federal funds. Mr. Hastings responded that if 50% or more of an employee's salary is federally funded, then that person would have to comply with the Hatch Act with regard to running for office. Chairman Davis said he would like to have some kind of review to ensure that employees considering running for office do not fall into that category. Supervisor Olsen moved to approve the policy as presented by Mr. Hastings. Supervisor Brownlow seconded the motion, saying that for years people had been asking about this policy and that it was not just Mr. Hastings' idea to address it. Mr. Hastings agreed, saying he knew other elected officials also were concerned about the policy, and that he had brought a revision forward in the interest of good government and fairness. Chairman Davis said he believed that past or current employees of the County could bring a completely different perspective to County government. Supervisor Olsen said he did not believe the Board should disenfranchise qualified people from running for office. Chairman Davis called for the vote, which

carried unanimously. No comments from the public.

ITEM NO. 4. Public Works Director Richard Straub.

1. Consider entering into a co-op to double chip seal a portion of Big Chino Road, Paulden area, and acquire right-of-way for the next phase of improvements. Mr. Straub said this project would turn another approximately one-half mile from dirt to pavement. He noted that nearly two and one-half miles of Big Chino Road had been improved so far and said that this was one of the fastest growing areas in the County. He told the Board that residents had contributed about \$30,000 towards improving the road. Supervisor Olsen moved to approve the request. Supervisor Brownlow seconded the motion, noting that area developer Kevin Larson had contributed to the first phase of the improvements on a voluntary basis. Chairman Davis called for the vote, which carried unanimously. No comments from the public.

ITEM NO. 5. Planning & Building Director Mike Rozycki. Planning and zoning. Planning & Zoning Commission member Jim Buchanan was present to represent the Commission. Senior Planner Elise Link also participated.

1. Preliminary subdivision plat, Ravenscrest of Paulden Subdivision, 304-01-003A, Paulden area, Lyons Engineering agent for Lloyd Benson, #6949. Consideration of a Preliminary Subdivision Plat in order to allow the platting and future conveyance of twenty-nine (29), two (2) acre plus, single-family residential lots on a 68.74 acre portion of an unsubdivided parcel known as the Wineglass Ranch that is a total of 513.82 acres in size in an RCU-2A (Residential; rural; two (2) acre minimum lot size). Located on the north side of Big Chino Road approximately three (3) miles from its intersection with Highway 89 in the Paulden area. The Planning and Zoning Commission recommended approval of the Preliminary Subdivision Plat, subject to the following stipulations: 1). Submittal of a Final Plat as specified under Article 5 of the Subdivision Regulations in substantial conformance with the approved Preliminary Plat; 2). Development in conformance with the plat entitled Preliminary Plat for Ravenscrest of Paulden dated 12-20-99; 3). A Final (Phase III) Drainage Report shall be submitted and approved by the Flood Control District prior to Final Plat submittal and Development permit issuance. A master drainage plan for the balance of the Wineglass Ranch to be submitted as part of future phase; 4). Applicant to post financial assurances for improvements to Big Chino Road the entire length of the development in accordance with cost estimate sheet dated 2-08-2000 prior to recordation of the Final Plat; 5). Non Vehicular Access Easement (NVAE) to be included in the C.C. and R's together with a note on the plat map prior to recordation; 6). Temporary secondary access for this phase only. Any subsequent phases shall provide a secondary/emergency access and the temporary one shall be abandoned; 7). Review and approval by Environmental Services of percolation testing on twenty-five percent (25% ) of the lots prior to approval of the Final Subdivision Plat; 8). All street names and addresses shall be approved by the Address Coordinator and Fire District prior to Final Plat approval; 9). Applicant to include all portions of the balance of contiguous property within the ownership of the subdivider for purposes of regional roads, trails, drainage, access to surrounding lands and airport as part of future submittal; 10). Any future phases of development will need to address such issues as noise, setbacks, disclaimer statements in the Public Report and FAA requirements related to the airport; 11). Applicant to meet Fire District standards for water storage, turn-around easements and fire flow; 12). Final Plat submittal shall identify building envelopes prior to recordation; 13). Phasing schedule and land uses for the balance of the Wineglass Ranch development to be submitted as part of the next phase of development; 14). Disclosure statement on Final Plat map and in Public Report that states this subdivision is within twelve hundred feet (1200') of an airstrip; 15). Applicant to provide statement from ADWR regarding adequate water supply prior to submittal of Final Plat; 16). Applicant to consider a Zoning Map Change to either RMM or R1L Mr. Rozycki said there were some individuals at the Planning & Zoning Commission meeting who had expressed concern about this project moving forward without a master plan for the larger 500-acre site, and who had expressed concern about an existing airstrip. Chairman Davis said the County had grappled with wildcat subdivisions, and asked if this subdivision was a good example of the direction the County should take. Mr. Rozycki said he believed it was. He said that even though there was no overall master plan, it did provide for improved roads and the like and that this was preferable to lot splitting. Supervisor Brownlow said he had a feeling that the developers of this subdivision would cooperate with the County on a master plan at some future date. Upon a motion by Supervisor Brownlow, seconded by Supervisor Olsen, the Board

voted unanimously to approve the recommendations of the Planning & Zoning Commission. Chairman Davis suggested putting this item in the County's "history book" as a way that difficult issues can be worked out. No comments from the public.

2. Zoning map change from R1L-36A to RMM-5A or R1-5A or RCU-5A, 300-20-012A,D,F,G,H,J,L,N,P,Q,R,T,V,X and Y, Tonto Flats area north of Iron Springs Road, Planning & Zoning Commission, #7000. Consideration of a Zoning Map Change from R1L-36A (Residential: Limited; thirty-six (36) acre minimum lot size) zoning district to RMM-5A (Residential: Multi-Sectional Manufactured Homes; five (5) acre minimum lot size) or R1-5A (Residential: Single Family; five (5) acre minimum lot size) or RCU-5A (Residential: Rural; five (5) acre minimum lot size) zoning district, consisting of a total of fifteen (15) parcels and approximately one hundred six (106) acres. Located in the Tonto Flats area generally one (1) mile southwest of the intersection of Tonto Road and Contreras Road, and approximately five (5) miles north of Iron Springs Road. The Planning and Zoning Commission recommended approval of the Zoning Map Change to RMM-5A, subject to the support of all the affected property owners. Mr. Rozycki told the Board that this application involved approximately 15 parcels, and that the proposed zoning would provide a reasonable transition between R1L-36 zoning and other zoning in the area. He noted that the zoning map change would be subject to agreement on the part of all of the affected property owners, and that if any property owner disagreed the zoning would continue to be R1L-36A. Area property owner Dale Balow told the Board he had farmed in the area since 1974 and that he was not in compliance with the proposed new zoning. He said he would support the RMM-5A zoning contingent upon obtaining a use permit that would enable him to continue operating his business. Chairman Davis asked if the Board had the ability to waive the application fee for the use permit. Mr. Rozycki responded that what he and Mr. Balow had discussed was trying to reach an understanding about the zoning and some existing dwellings without permits. He said that Mr. Balow was proposing some new buildings or structures in the future, but that there had never been a question about his ability to continue with his well drilling business. Mr. Rozycki said he had indicated to Mr. Balow that he would support the use permit, and told the Board that when Mr. Balow applies for the permit it could take action on waiving the fee. Supervisor Brownlow said he would support waiving the fee. He said that some years ago when Rancho Diamante was rezoned to 36-acre parcels, this area had been inadvertently included in the rezoning. Mr. Rozycki suggested that the Board approve the RMM-5A zoning. Mr. Balow said he had no problem with it. Mr. Schurr said he would like to see the Board impose some kind of time frame with regard to agreement by all property owners, saying that he believed a year would be sufficient time. In response to a question from Supervisor Brownlow regarding the requirement that all property owners agree to the rezoning, Mr. Rozycki said he believed the Commission's recommendation in that regard was an effort to avoid ending with a mixture of zoning. Supervisor Brownlow said he believed the Board should approve the Commission's recommendation, but strike the requirement for unanimous agreement. Mr. Rozycki said he believed the unanimous agreement requirement was important because it provided an opportunity for the neighbors to work together. Mr. Schurr noted that any lots that were split out prior to the R1L-36 zoning were considered to be legal, non-conforming lots and that this would not change. Mr. Rozycki recommended that the Board either approve the Commission's recommendation, or agree to rezone the property to RMM-5A upon written consent from the property owners. He said that requiring the RMM-5A zoning for all the property owners would require them to give and take a little. Supervisor Brownlow moved to approve the recommendation of the Planning & Zoning Commission, but to impose a one-year time frame for the property owners to reach agreement. Supervisor Olsen seconded the motion. Mr. Balow said he believed agreement could be worked out in six months. Supervisor Brownlow said he would amend his motion to provide for a six-month time frame. Supervisor Olsen agreed with the amendment. Area property owner Bernice Mager said she felt her rights had been denied in the beginning, and that the only way to rectify the situation was to go back to the rural zoning that had been in place prior to the R1L-36 zoning. She said she felt she was being forced into RMM zoning and that she was not comfortable with what type of house she would be able to put on her property. She said that if all her neighbors wanted the RMM zoning, she would go along with it but that she was not happy about it. Mr. Rozycki said that a change in zoning from RCU to R1 or R1L would not change the rural designation in any way. Chairman Davis called for the vote, which carried unanimously.
3. Special use permit for installation and operation of a wireless communication facility in an RCU-2A zoning district, 402-14-224, Prescott Country Club area, US West Wireless agent for Norman W. Fain II and Nancy Fain, #6995. Consideration of a Special Use Permit in order to allow the installation and operation of an wireless communication facility, consisting of an antennae attached to the exterior of a fifty-eight foot (58') flagpole, in an eight by eight foot (8' x 8') leased area of a thirty-nine (39) acre parcel, in a RCU-2A (Residential: Rural with two (2) acre minimum parcel size) zoning district. Located at 10800 High Point Drive in the

Prescott Country Club community directly east of the Town of Prescott Valley incorporation boundary. The Planning and Zoning Commission recommended denial of the Special Use Permit based on the fact that the application was inconsistent with the Wireless Plan and Ordinance. Mr. Rozycki located this parcel on Highpoint Drive, just east of the Prescott Valley town limits. He said that the Commission had recommended denial of the application because of concerns that this was a new structure instead of utilizing the existing water tanks for placement of the pole. He said the pole also did not provide for co-location, and that the Commission did not feel the application met the requirements of the Wireless Plan. Supervisor Brownlow asked why one Commission member had not voted with the rest of the Commission. Mr. Rozycki responded that that Commission member had a different view of the Wireless Plan than did the other Commission members. Supervisor Olsen said he believed this was a unique situation. He said he had spoken with Bill Fain, and that this application represented a chance for the Town of Prescott Valley to acquire a water tank location free of charge by allowing a new pole to be placed at the same location. He said there were already existing water tanks at the site and that he did not think a new pole would be any more unsightly than what was already there. He said he had mixed emotions about it, but that he believed there was some public benefit and that a monopole would not be out of place among water tanks. Mr. Rozycki said he appreciated Supervisor Olsen's comments. He said he thought the reason the Commission had taken such a strong position with regard to cellular towers was that it came down to the wireless companies trying to cut the best lease agreement instead of following the County's Wireless Plan. He said there was a cumulative effect and the Commission was concerned that the County would end up with a proliferation of towers. Supervisor Olsen said he was not concerned about creating tower farms, and that he was in favor of private enterprise receiving the revenue from cell towers. He said this proposal would also give Prescott Valley a free water tank site. Supervisor Brownlow said he had spent a great deal of time on the wireless issue and that it was a can of worms and that people ended up fighting over a little bit of money. He said the Fains were not worried about the little bit of money they might get for the lease, but that it bothered him that the wireless companies would not work together. He said that in this case, the County's ordinance provided for installation of poles on water tanks, but that the companies were saying that was not possible. Mr. Schurr said when the issue of wireless communications towers had first surfaced, the Town of Prescott Valley had made it clear that it intended to generate as much revenue as possible from tower sites. He said the Board had to take into consideration individual cases and applications. US West Wireless representative Gabriel D'Luzansky told the Board that the structure being proposed was, in fact, co-locatable. He said that if the structure was taller it would be more co-locatable, but that as proposed, it was a co-locatable pole. Dewey resident Lydia Chapman said if the Board approved this application it would set a precedent for having many structures on one site. US West Wireless representative Mike Campbell told the Board he believed that each case should be heard on its own merits. He said the water tanks on the site were 40 feet high, and that US West's minimum requirement was 55 feet. He said he had looked at either a new pole or putting a 17-foot structure on top of a water tank, and felt that a new pole would be less obtrusive. He said he had never actually seen a cell tower mounted on a water tank and that wireless companies had always steered clear of putting structures on water tanks. Supervisor Brownlow asked why the option of mounting cell towers on water tanks had been included in the County's ordinance if it was not viable. He asked Mr. Campbell how much US West would ask another carrier to pay in order to co-locate on the tower. Mr. Campbell said US West currently has agreements with other carriers that provide for a \$400 per month payment to co-locate on a US West pole, and that those carriers have to work out a ground agreement with the property owner. Supervisor Brownlow said he had been told that the average cost to co-locate was \$25,000 per year. Mr. Campbell expressed surprise, and said that the northern Arizona average for co-location was about \$425 per month and that the most expensive lease agreement US West had was for about \$2,000 per month for a structure in the Phoenix area. Supervisor Olsen moved to approve the application. Supervisor Brownlow noted that if the Board voted to approve this application it would be going against the County's Wireless Plan. Supervisor Olsen disagreed, saying there was an advantage because Prescott Valley would acquire a water tank site free of charge and that the pole would be so close to the tanks on the site that it would amount to nearly the same thing as being placed on a tank. Mr. Rozycki said the portion of the ordinance and Wireless Plan that this application did not comply with was using existing structures. He said that in his opinion it did not meet the Plan's expectations, and that he did not know that it was accurate to say the pole could not be mounted on a water tank. Jeff Wasowicz, representing Fain Land & Cattle Company, provided the Board with pictures of the site and said that the tower would not be very visible because it would be located within the existing and proposed tanks on the site. He said it was to the Town of Prescott Valley's great advantage to locate a new one million gallon tank at the same location, and that the

construction of that tank would pretty much obscure the view of the tower. Supervisor Olsen's motion died for lack of a second. Chairman Davis moved to approve the recommendation of the Planning & Zoning Commission. Supervisor Brownlow said he would not second that motion. He said he wanted to hold this item until he could get some feedback regarding whether or not towers could be mounted on water tanks. He said that if the wireless companies did not start coordinating with each other and coming in with plans that will work, he would be very difficult to live with. He said that the wireless companies were coming into the County and causing a lot of fighting. Chairman Davis' motion died for lack of a second. Supervisor Brownlow then moved to hold this item in abeyance until April 3, 2000, Board of Supervisors meeting, and to have staff provide clarification regarding whether or not towers can be mounted on water tanks. He added that he believed it was very short-sighted of the Town of Prescott Valley to oppose this application. Chairman Davis seconded the motion. Chairman Davis and Supervisor Brownlow voted "Yes." Supervisor Olsen said he was abstaining from voting on this issue. Supervisor Olsen said that before leaving this issue, we wanted to publicly recognize the passing of one of Yavapai County's most prominent citizens, Norman Fain. Chairman Davis called for a moment of silence in remembrance of Mr. Fain, after which the Board resumed its business.

4. **Special use permit for installation and operation of a wireless communication facility in an RS zoning district, 402-08-049G, Humboldt area, US West Wireless agent for American Legion Post #78, #6977.** Consideration of a Special Use Permit in order to allow the installation and operation of an wireless communication facility consisting of an antennae completely enclosed within a seventy-five foot (75') flagpole, in a ten by fifteen foot (10' x 15') leased area of a three (3) acre lot, in a RS (Residential Services) zoning district, located approximately three-fifths (3/5) of a mile south of Main Street in the community of Humboldt. The Planning and Zoning Commission recommended denial of the Special Use Permit based on the fact that the application was inconsistent with the Wireless Plan and Ordinance. Mr. Rozycki told the Board that the existing tower at the American Legion Post had been installed prior to the Ordinance and that at the time it was installed it was a permitted use. He said that meetings had been held between the American Legion and the Dewey-Humboldt Community Organization (DHCO) in an effort to work things out, and that ultimately ballots had been sent out to Dewey-Humboldt residents asking their opinion on the tower. He said the Planning & Zoning Commission had recommended denial of the application because it felt that co-location on the existing tower was a better option, and that the application was not consistent with the County's Wireless Plan. Chairman Davis said he would like to hear from a representative of the American Legion and a representative of the DHCO for a summary of what had happened since the Board had last considered this item. He asked if the existing lattice tower would be removed if the new tower was approved. Mr. Rozycki said approval of this use permit would not cause the other tower to be removed, and that it was his understanding that there were 17 years remaining on the lattice tower lease. American Legion Commander Bobby McLean and Larry Tharp spoke on behalf of the American Legion. Mr. McLean said that the result of the ballots that had been sent out was that the American Legion received more favorable votes than did the DHCO. Mr. Tharp explained that a committee representing both organizations had met and devised a ballot to be sent out to residents in the Dewey-Humboldt area asking their opinions on this application. He said that more than 1,000 ballots were returned and that they were two-to-one in favor of the new monopole. Mr. Tharp said the American Legion had been told when the lattice tower was built that it would handle five carriers, but that now there were seven carriers in the area. He said he had been told that the stealth flagpole tower would be co-locatable and that once the lattice tower is removed the other carriers could co-locate on the flagpole tower. Mr. Tharp told the Board that approval of this application would give the American Legion a flagpole that could be seen all around, and that it would also give the Legion a monument for the placement of plaques, and that it would replace the existing flagpole. He said the flagpole tower would be maintained for 25 years under a contract with US West, and that if US West did not need the pole at the end of the 25 years it would replace it with another flagpole that US West and the Legion would agree on. He summed up by saying that the flagpole tower would be a landmark and that it would provide the American Legion with much-needed revenue. Mr. McLean added that American Tower was charging a great deal of money for co-location on the existing tower, which he said they had no investment in. In response to questions from Supervisors Olsen and Brownlow, Mr. McLean said the Legion expected to receive \$250 per month from US West, but that the Legion would also be receiving a monument upon which it could place plaques for war heroes. He said that in addition, US West had agreed to furnish flags for the life of the contract, and that that represented a considerable savings to the Legion. Lydia Chapman, representing the DHCO, said that American Tower owned the lattice tower rights but that AirTouch owned the ground lease. She told the Board that if it approved this application it would set a precedent and that it would create an even more complex situation. She said that if the Board deferred the application, the situation would become more complex because of diversionary tactics



that would redirect the focus and problem-solving efforts away from the real issues. She asked the Board what would happen in the future if it ignores its own ordinances, and why it does not follow the recommendations of the Planning & Zoning Commission which is the Board's advisory commission with regard to planning and zoning matters. Ms. Chapman questioned the recent ballot that was sent out, saying that the County had not initiated the ballot and that if the Board approved the application on the basis of that ballot it would be setting a precedent for the use of unofficial ballots in the future. She said it would take courageous Supervisors to deny the application. Supervisor Olsen said Ms. Chapman's comment about "courageous Supervisors" rubbed him the wrong way. He asked Mr. Schurr how much flexibility the Board had in interpreting the ordinance and in determining possible sites for wireless communications facilities. Mr. Schurr responded that the ordinance provides priorities that the Board should consider, and not absolutes. Supervisor Olsen said that was what he wanted everyone to remember. In response to a question from Supervisor Brownlow, Mr. Schurr said the Board was not mandated to provide ultimate coverage for everyone who wants it. He said that if the Board felt that a specific location or design was not consistent with the County's ordinance, it had the right to deny the application. Supervisor Brownlow asked what legal force the citizens' ballot had. Mr. Schurr responded that anyone could take a survey and that it was not an electoral process. He said that an electoral process would only happen if there was a referendum, which he said would be a County-wide referendum. He said he did not believe the survey was binding on the Board in any way. Mr. Schurr added that just because there were seven carriers in the area now, it did not mean there would be seven carriers in the future because there would likely be mergers and acquisitions that would take place. Supervisor Brownlow noted that the Planning & Zoning Commission had heard this application twice and had recommended denial both times. He said he did not know whether the things he had heard were true or not. Chairman Davis moved to approve the application contingent upon the removal of the existing lattice tower. Supervisor Brownlow said American Tower was not going to do that, and that the Board was not that naive. He said that would effectively shut US West down because it could not take the existing tower down. He said that the wireless companies must get together and work something out and suggested that perhaps US West should locate on the existing tower. He asked US West Wireless representative Mike Campbell how much they charged for co-location. Mr. Campbell responded that US West charges an average of \$425 per month. Supervisor Olsen said the difference between \$250 per month and \$425 per month would amount to a great deal over the years. American Legion representative Judy McLean said the Legion spends about \$60 per year on small flags. Supervisor Olsen said he sympathized with the American Legion and its desire to obtain some revenue, but that if there was a way for the Legion to generate the revenue it would otherwise receive from a new monopole, it should give consideration to that option. Supervisor Brownlow seconded Chairman Davis' motion, saying he believed the Board would reconsider this matter after the wireless companies get together and renegotiate. He said he hoped that American Tower would play ball. Supervisor Olsen said it seemed to him that it was in the best interest of the community to provide the American Legion with the income it needs and that all the players should try to work together for a solution. Mr. Rozycki said he hoped the Board would make its motion subject to the existing stipulations. There appeared to be general agreement with Mr. Rozycki's request. Chairman Davis called for the vote, which carried unanimously.

5. Special use permit for operation of a retail landscaping and nursery business, Tri-City Nursery, 402-02-269, Dewey-Humboldt area, David Smith agent for David Statler, #6998. Consideration of a Special Use Permit to allow the operation of a retail landscaping and nursery business known as the Tri-City Nursery on an approximate one and one half (1 1/2) acre parcel, on the site of the former Hook-Um Fish Business. Located on the east side of SR 69, approximately one (1) mile south of the SR 69/169 intersection, in a R1-70 (Residential Single Family; 70,000 square foot minimum lot size) zoning district, in the Dewey-Humboldt area. The Planning and Zoning Commission recommended approval of the Special Use Permit, subject to the following stipulations: 1). Use Permit to be approved on a five (5) year transferable basis, with notification of staff prior to transfer; 2). Property shall be developed and operated in accordance with the applicant's site plan and letter of intent dated January 6, 2000; 3). Revised site plan to be submitted for staff review and approval within thirty (30) days of Board approval. Site Plan to depict a setback for future residential collector roadway alignment from the SR 69 median cross-over to the eastern boundary of the subject property; 4). All signage to conform to C1 standards for signage. Signage shall not exceed fifteen feet (15') in height; 5). Approval and implementation of a fire suppression plan, including access roadway improvements if necessary, shall be approved by Central Yavapai Fire District, within ninety (90) days of Board of Supervisors approval; 6). Approval of waiver of requirement for chip seal surfacing of parking area. Driveway access and parking area to be developed per the County Parking Standards with a gravel surface with fifteen (15) parking spaces delineated within thirty (30) days of Board of Supervisors approval and to be re-

evaluated in five (5) years; 7). Approval of waiver for screening requirements. Only the parking area shall be screened from the property to the east, if and when that property is developed residentially; 8). Applicant to apply for building permits and septic permits for all buildings currently on the property within thirty (30) days of Board of Supervisors approval; 9). All outdoor lighting to conform to Yavapai County Zoning Ordinance Requirements (Dark Sky Ordinance). Mr. Rozycki said he believed the applicant was in agreement with all but stipulation #8, which would require him to obtain a building permit and septic permit for an existing building on the site. Supervisor Brownlow said he was inclined to go with the Planning & Zoning Commission's recommendation except for the permits. Mr. Rozycki explained that when the building had first been constructed it was for an agricultural use and was therefore exempt. He said that if an agricultural use is changed to another use, then any existing structures must comply with the County's ordinance. He said the cost of the permits would be about \$1,300. Applicant David Statler told the Board that he had brought the plans for the building to the County in 1994 as part of a fish-raising operation, and that then-Principal Planner Richard Parker had told him that he did not need permits. He said that now he was being told that he would have to get a permit for the building and that he might have to uncover the septic tank. He said he did not see how the County could make him do something retroactively when he was not required to do it before. Supervisor Brownlow moved to approve the recommendations of the Planning & Zoning Commission, but to waive the permit fees for the existing structures. Supervisor Olsen seconded the motion, which carried by unanimous vote.

6. Special use permit to allow a garage to serve as a woodworking shop as an adjunct use in connection with a primary residence in an R1L-70 zoning district, 402-04-270D, Dewey area, Terry Allred, #7001. Consideration of a Special Use Permit to allow a garage to serve as a woodworking shop as an adjunct use in connection with a primary residence on a six (6) plus acre parcel, in a R1L-70 (Residential; limited to site built homes and seventy-thousand (70,000) square foot minimum lot size) zoning district. Located on the south side of Prescott Dells Road, approximately one and one half (1 1/2) miles west of the Prescott Dells Road/SR 69 intersection, in the Dewey area. The Planning and Zoning Commission recommended approval of the Special Use Permit, subject to the following stipulations: 1). Use Permit to be approved on a permanent non-transferable basis; 2. Facility to be operated in accordance with site plan and letter of intent submitted with application dated 1-6-2000; 2). Facility shall not be expanded beyond its current level and no additional employees shall be allowed; 3). Wood shop shall be operated in accordance with the Yavapai County Home Occupation Ordinance, except that the applicant's brother, who resides off-site on adjacent property, shall be allowed to work at the shop; 4). Subject property, tax parcel #402-04-270D, shall remain in tact as a single, six plus (6+) acre parcel. No portion of the subject property shall be sold, so long as the Use Permit is in force and effect; 5). Facility shall be operated in compliance with Central Yavapai Fire District standards and recommendations; 6). No signage shall be allowed and all lighting shall comply with County Lighting Ordinance (Dark Sky Ordinance). No lighting allowed outside shop building beyond what would normally be associated with a private garage or outbuilding in a residential area; 7). The shop shall not utilize or rely upon delivery or service from large vehicles not customary in residential areas. The shop shall not generate vehicular traffic beyond that normal to the district in which it is located; 8). No retail sales allowed; 9). Hours of operation to be dawn to dusk. Upon a motion by Supervisor Brownlow, seconded by Supervisor Olsen, the Board voted unanimously to approve the recommendations of the Planning & Zoning Commission. There were no comments from the public.
7. Extension of time/amendment or extinguishment for an existing special use permit for rodeo events and horse boarding in an RCU-2A zoning district, 500-09-004Z, Poland Junction area, Ron Gawlitta agent for Catalyst Alpha, #6991. Consideration of an Extension of Time/Amendment or Extinguishment for an existing Special Use Permit consisting of rodeo events, as well as the rental and boarding of horses on an approximately twelve (12) acre parcel located immediately adjacent to SR 69, in a RCU-2A (Residential; rural; two (2) acre minimum lot size) zoning district, in the community of Poland Junction. The Planning and Zoning Commission recommended approval of the Extension of Time for the Special Use Permit, subject to the following stipulations: 1). Use Permit to be approved for a period of five (5) years, with staff review annually, on a non-transferable basis in accordance with the letters of intent dated August 4, 1994 and February 1, 2000 except as stipulated below; 2). Applicant to obtain Environmental Services approval of permanent sanitary facilities. Permanent sanitary facilities to be constructed and provide staff with written documentation of Environmental Services approval within six (6) months of Board of Supervisor's approval; 3). Total aggregate signage not to exceed thirty-two (32) square feet, which may be a free standing sign no higher than ten feet (10') above grade, which may also be double faced. Applicant to remove all existing signage beyond thirty-two (32) square feet and to obtain a sign permit within thirty (30) days of Board of Supervisors approval; 4). All outdoor lighting shall conform to Yavapai County Zoning Ordinance Requirements (Dark Sky Ordinance) for a residential area only with

no arena lighting; 5). Applicant to provide a specific plan for dust and fly abatement for staff review and approval within thirty (30) days of Board of Supervisors approval; 6). No public events other than Sheriff's Posse, 4-H, School related activities, charity and community events, and trail rides not to exceed a maximum of two hundred (200) people on site at any time; 7). Trail rides are limited to the hours between 9:00 a.m. and 5:00 p.m. and not to exceed a maximum of twenty (20) people per trail ride; 8). Commercial boarding of horses limited to a maximum of twenty-four (24) horses to be on site at any one time; 9). No restaurant facility allowed on site. County Health Department approval for any food served to customers; 10). Parking area(s) shall be improved with a gravel surface; 11). All activities shall terminate by 10:00 P.M. Mr. Rozycki told the Board that the applicant generally agreed with the recommendations of the Planning & Zoning Commission, except for stipulation #4 regarding lighting. Chairman Davis moved to approve the recommendations of the Planning & Zoning Commission, but to change stipulation #4 to allow arena lighting with 24-foot high shielded lights; to amend stipulation #6 to define what, specifically, are charity events; and to amend stipulation #7 to change the hours of operation from 6:00 a.m. to 8:00 p.m. Mr. Rozycki said that lighting was an issue, and that some Commission members had felt it created an impact on surrounding homes. He said there were some rather large lots located close to the arena. Supervisor Olsen seconded the motion. Ron Gawlitta told the Board that with the amendments proposed by Chairman Davis, he could live with the stipulations. He said the reason he had contained the operation to 12 acres instead of taking a larger area farther away from existing residences had to do with the cost of the use permit. He said he agreed that charity events needed to be defined. Supervisor Brownlow said he had a problem with the stipulation regarding signs because people could not get business off the highway and stay within the County's sign requirements. He told Mr. Gawlitta he would have to provide a public toilet and he asked about screening from the neighbors. Mr. Gawlitta said he could do both. There was brief discussion regarding the height of the light poles, with Mr. Gawlitta saying he had 28-foot poles but that he had no problem turning the lights off at 10:00 p.m. Mr. Rozycki said that the County's ordinance provides for 18-foot lights in residential areas. Planning & Zoning Commission member Jim Buchanan addressed the Board, saying he was doing so as an individual and not as a Commission member. He said he had no problem with extending the hours of operation for trail rides, and that the whole issue centered on lighting. He said that if the Board was going to allow the arena to be lighted the way it needed to be in order to have the kinds of roping events that Mr. Gawlitta anticipated, then the result would be a commercial facility and that this was not the place for it. Mr. Buchanan said he had been a Posse member, that he roped and kept horses, and that most roping events took place during the daylight hours. Area resident Kay Welsh said she believed that evening activities would disturb residents in the area. She said she had no problem with the sun-up to sun-down activities, but that some people had cut her fences trying to get from one place to another. She said she did not want lights, and she also complained about men on Mr. Gawlitta's property urinating in open sight, saying that she no longer felt she could go to the garden area on her property because of men urinating in plain view. In response to a question from Supervisor Olsen, Mr. Gawlitta said that none of the lighting was directed towards residential areas and that there was no residential development at all to the south of the arena. He asked the Board to not require him to use high pressure sodium lights, saying he had already purchased incandescent lights and that the cost of operating those lights would be a good incentive for him to make the switch to high pressure sodium lights as soon as possible. Following a brief discussion regarding screening, Supervisor Brownlow said he would like to add stipulation # 12 to require the applicant to work out screening with the neighbors within three months of Board approval to Chairman Davis' motion. There was general agreement that this was appropriate, and it was also noted that the 24-foot high lights proposed in Chairman Davis' motion would be changed to 18-foot lights to comply with the County's ordinance. Chairman Davis called for the vote, which carried unanimously.

8. **Final site plan, Taco Bell, 500-04-371, Cordes Lakes area, Greg Hitchens agent for Hot Tacos, Inc., #6928.**  
Reconsideration of a Final Site Plan in order to allow the construction and operation of a fast food restaurant franchise on an approximate one (1) acre parcel, currently zoned Conditional C2-7.5 (Commercial; General Sales and Services; 7,500 square foot minimum lot size), for the project known as Taco Bell. Located on the south side of Cordes Lake Road, east of the I-17/SR 69 intersection, in the community of Cordes Lakes. The Planning and Zoning Commission recommended approval of the Final Site Plan subject to the following stipulations: 1). Development shall be in conformance with the revised Final Site Plan stamped dated February 11, 2000 as approved by the Planning and Zoning Commission and Board of Supervisors; 2). Flood Control review and approval of additional Phase 3 Drainage Report information for the large truck and RV parking area prior to issuance of zoning clearance/building permits. Applicant shall submit plans that conform to the 1998 Drainage Criteria Manual; 3). Applicant to construct intersection improvements to Stagecoach Drive as identified by the

County Engineer and in conformance with Resolution 1036; 4). Construction of interior roadway improvements, including the private drive and large truck and RV parking area, to commercial road standards per Resolution 1036 County Road Standards and approved by the County Engineer prior to initiation of use; 5). ADEQ/County Environmental Services Department approval of sanitary facilities and grease interceptor prior to issuance of zoning clearance/building permits; 6). Lighting poles to be a maximum of eighteen feet (18') in height; 7). Signage to conform to the C2 zoning district standards. Any signage exceeding these requirements will require review and approval by the Yavapai County Board of Adjustment and Appeals; 8). Building Permits/Zoning Clearance shall be obtained within one year of revised Final Site Plan approval and shall diligently pursue completion. Failure of such shall void the Final Site Plan approval 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; 9). Applicant to provide a traffic plan adequate to route all traffic to egress onto Stagecoach Trail. Mr. Rozycki explained that the Planning & Zoning Commission had unanimously recommended approval of the final site plan subject to the nine stipulations listed above. He told the Board that the site plan provided for an area for truck and RV parking, and that since the Commission meeting he had met with Craig Kuhse regarding removing the truck parking. Mr. Rozycki said he had also received a letter from Carioca Oil indicating its support for the proposal to direct trucks away from Taco Bell and towards the Texaco facility. He said that in some respects the revised plan represented new information, but that he felt if the County could get a site plan that would commit the developer to improving traffic circulation it would have achieved something. There was brief discussion regarding plans by the Arizona Department of Transportation to realign the interchange at this location, during which Supervisor Olsen said it was his understanding that if it was determined at some point that ADOT needed area on which businesses were located it would purchase them, and that the Board must move forward and do whatever was appropriate for this point in time. Supervisor Olsen moved to approve the recommendations of the Planning & Zoning Commission with the site plan amendments described by Mr. Rozycki. Mr. Rozycki noted that he was recommending curbs to discourage traffic from going the wrong way on the one-way street and to ensure that traffic exiting the Taco Bell would use Stagecoach Road, and that the applicant might disagree with that. He noted that stipulation #1 had been changed to read in accordance with the revised site plan dated February 29, 2000, and in accordance with the conditions outlined in his March 2, 2000, letter to the applicant. Supervisor Brownlow seconded the motion. Craig Kuhse said his family owned the subject property and that the only concern he had with putting in curbs was that there were already problems with vehicles turning because of curbs between McDonald's and the Chevron station and that vehicles tended to get hung up on the curbs. He said he would like the opportunity to start out with domed pavement markers instead of curbs, with the understanding that if they don't work he would be agreeable to coming back at a later date and adding concrete curbs. Mr. Rozycki said he had no problem with that proposal. Chairman Davis called for the vote, which carried unanimously.

9. Final subdivision plat, Inscription Canyon Ranch Planned Area Development Phase 4, Unit 1, including: (1) Dedication of 25 feet of additional right-of-way along the entire project boundaries on both sides of Williamson Valley Road; (2) dedication of the Inscription Canyon cultural site; (3) dedication of and recordation of trail easement through Long Meadow Ranch; (4) dedication of public facilities site; (5) posting of financial assurances for the construction of the public trailhead site and public restroom; (6) maintenance agreement for the public restroom; 306-35-005, Williamson Valley area, Dava and Associates agent for Swayze McCraine, Williamson Valley Investors, #7007. Consideration of a Final Subdivision Plat in order to allow the future platting and eventual conveyance of thirty-nine (39) single-family residential lots ranging in size from one acre to two (2) acres on 71.3 acres for an overall density of 0.5 units per acre and including a 2.2 acre tract for open space/trails in a Planned Area Development zoning district which encompasses a total of approximately three thousand six hundred (3,600) acres for the project known as Inscription Canyon Ranch Planned Area Development Phase I Unit I including:
- A. Dedication of twenty-five feet (25') of additional right-of-way along the entire project boundaries on both sides of Williamson Valley Road;
  - B. Dedication of the Inscription Canyon cultural site;
  - C. Dedication of and recordation of trail easement through Long Meadow Ranch;
  - D. Dedication of public facilities site;
  - E. Posting of financial assurances for the construction of the public trailhead site and public restroom;
  - F. Maintenance agreement for the public restroom.

Located on the west side of Williamson Valley Road approximately three (3) miles north of Outer Loop Road and approximately twelve (12) miles north of the Iron Springs/Williamson Valley Road intersection. The Planning and Zoning Commission recommended approval of the Preliminary

Plat/Final Site Plan, subject to the following stipulations: 1). Approval of the Preliminary Subdivision Plat for the ICR PAD Phase I Unit I in conformance with map dated 10-28-99. Applicant to submit Final Subdivision Plat within two (2) years of the Board of Supervisors approval of the Preliminary Plat; 2). Applicant to dedicate twenty-five feet (25') of additional right-of-way along the entire project boundaries on both sides of Williamson Valley Road prior to submittal of the Final Subdivision Plat for Unit I Phase I of the ICR Planned Area Development; 3). Applicant to submit executed agreement demonstrating that the Inscription Canyon cultural site has been dedicated to an appropriate conservation entity mutually agreed upon by the developer and the County prior to submittal of the Final Subdivision Plat for Unit I Phase I; 4). Applicant to demonstrate that the temporary trail easement through Long Meadow Ranch as depicted on map dated 12-6-99 has been recorded and agreement executed prior to submittal of the Final Plat for Phase I Unit I of the Inscription Canyon Ranch Planned Area Development; 5). Final Subdivision Plat for Unit I Phase I to include the entire Tract extending to the southern boundary of the equestrian lot section and connecting to the temporary trail easement. This tract or trail easement will need to be dedicated to the County by the developer prior to recordation of the Final Subdivision Plat for Unit I Phase I. Trail easement along this tract shall be constructed by the developer to Yavapai Trails Plan standards within one year of recordation of the Final Plat; 6). Applicant to demonstrate that a minimum of fifteen (15) acres for a Public Facilities Site has been deeded to the County prior to submittal of the Final Subdivision Plat for Unit I Phase I; 7). Applicants to dedicate a temporary trailhead site at its designated location in the Inscription Canyon Ranch subdivision prior to recordation of the Final Plat for Phase I. This trailhead shall remain in effect until such time as it is extinguished and replaced by a permanent public trailhead as part of a future phase. Applicant to clear and grade an area at temporary trailhead site and provide suitable access for parking cars and horse trailers as part of Phase I. Applicant to provide cost estimates for the construction of the permanent trailhead site as well as a maintenance arrangement for the public restroom as referred to in the Development Agreement as part of the last unit of the equestrian lots; 8). Applicants to provide a phasing schedule for the entire PAD development prior to recordation of the Final Plat for Unit I Phase I.

On January 3, 2000, the Board of Supervisors approved the Preliminary Plat/Final Site Plan, as recommended by the Planning and Zoning Commission, and modified stipulations #2, 3 and 6, striking the phrase "prior to submittal of the Final Subdivision Plat" in each of those stipulations and inserting " together with the Board of Supervisors approval of the Final Plat." Senior Planner Elise Link told the Board that a portion of the Inscription Canyon Ranch project had been sold to Harvard Investments, and that the final plat before the Board on this day had to do with the portion of the project still owned by Williamson Valley Investors. She said that the PAD and development agreement would require a number of dedications for the overall project to be provided with the first development phase. Ms. Link said that with regard to the dedication of right-of-way for Williamson Valley Road, a survey had been completed and a legal description provided. She said that with regard to dedication of the cultural site, it was her understanding that some outstanding issues still remained regarding public access to the site and the type of conservancy that would be utilized. She told the Board that a minor administrative amendment to the development agreement would be required in order to finalize those issues. Supervisor Brownlow said he had a problem with the restrictive visitation levels proposed for the cultural site, saying the site was capable of handling more than just a few people per day. He said he also would not agree to eventually eliminating a County representative on the board of directors in favor of a homeowner representative, thereby giving the homeowners a majority on the conservancy. Ms. Link said that the dedication of the trail easement had been surveyed and recorded. She said the developer would be required to improve the easement to trail standards, but that because of the difficulty in improving the trail along this easement, the Yavapai Trails Association and staff were requesting the developer to provide an easement following the old jeep trail through Section 33. She said the developer would be required to improvement the easement through the equestrian lots connecting to the old jeep trail to trail standards, and also to extend from the old jeep trail south through the Mint Wahs/Puttney property to connect to the forest. She said that with regard to dedication of the public facilities site, the agreement had been distributed to fire districts, school districts and the like, and that the agreement needed only to be signed and the site dedicated to the County prior to final plat recordation. Ms. Link said that the developer was proposing a temporary trailhead, and that the development agreement anticipated the developer providing a public restroom if and when that type of facility was needed. She said that with regard to the maintenance agreement for the public restroom, the development agreement would not require that until the last phase of the

development. She said a letter had been received from the developer explaining how they would work on that agreement and that a phasing schedule for the entire development had also been received. Ms. Link said staff felt that the final plat was in conformance with the terms and conditions of the Subdivision Regulations, but that the developer had just seen some of staff's recommended changes earlier on this day. Applicant's agent, Dava Hoffman of Dava and Associates, told the Board the County was getting miles of improved streets, a cultural site, trails and other amenities as a result of this development. She noted that the property owner to the south of the temporary hiking trail had indicated a willingness to allow the trail to go through the Mint Creek area on his property if that was a better location for the trail than following the section line of Long Meadow Ranch. She said she would also like to discuss stipulations #7 and #8. Ms. Hoffman said the Yavapai Trail Association had said it would like an easement all the way to Forest Service property, and that she believed that desire had been met. She told the Board that the trailhead site was a temporary site and that the developer would like the ability to move it south into another project if there are equestrian uses in that new subdivision. She said that Old Capital Investments was also interested in developing property to the south. Ms. Hoffman said that with regard to Stipulation #7, it seemed a little out of place to require the developer to post financial assurances for a public restroom that might never be built, and for which a location had not even been determined. She said the financial assurances should be established with the last phase of the unit when the maintenance arrangement is also required, because by that time the developer would know whether or not the public restroom was warranted. In response to a question from Supervisor Brownlow regarding which phase the golf course was in, Ms. Hoffman replied that it was in Phase I of the Harvard Investments portion of the project. John DiTullio, representing Harvard Investments, said he wanted to address Supervisor Brownlow's concerns about the cultural site. He said that the visitation figures provided by the developer were based on recommendations from Sharlot Hall Museum. Mr. DiTullio said that since the homeowners' association would actually be funding the conservancy, it needed a majority representation on the conservancy board of directors at some point in the future and that was the reason for eliminating the County representative in favor of a homeowners' representative. Supervisor Brownlow moved to approve the final plat, saying he believed this project would be used as a guideline for the County for quite some time to come, and to amend Stipulation #7 to allow the revised cost estimate to be submitted for a restroom facility as part of the last unit of the equestrian lots (Unit 4, Phase 4). Supervisor Olsen seconded the motion, which carried by unanimous vote.

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

1. Special use permit for manufactured home sales lot in an RCU-2A zoning district, Pioneer Homes, 500-05-050, Cordes Lakes area, William Mayo agent for Cordes Development, Inc., #6992. Consideration of a Special Use Permit to allow a manufactured home sales lot on an approximate two (2) acre parcel, in an RCU-2A (Residential; rural; two (2) acre minimum lot size) zoning district, located approximately five hundred feet (500') north of Cordes Lakes Drive in the immediate vicinity of the interstate 17/SR 69 interchange, near the community of Cordes Lakes. The Planning and Zoning Commission recommended approval of the Special Use Permit, subject to the following stipulations: 1). Use Permit to be approved for a period of five (5) years on a transferable basis, with staff notification of transfer in writing prior to transfer; 2). Applicant to submit a paving plan for review and approval by the County Engineer for Stagecoach Trail prior to issuance of zoning clearance/building permit and paving shall be completed prior to initiation of use. County staff to determine the fair share of road improvements to Stagecoach Trail by Lucky 7 and assign proportionate costs; 3). Applicant to obtain Environmental Services approval of sanitary facilities prior to issuance of zoning clearance/building permit; 4). Applicant to submit for review and approval by the Flood Control District a drainage plan addressing pre and post development flows prior to issuance of zoning clearance/building permit; 5). Development to be in general conformance with the site plan and the letter of intent dated December 26, 1999 and be in conformance with Section 109.1.2.o of the Planning and Zoning Ordinance; 6). All lighting to conform to Yavapai County Zoning Ordinance Requirements (Dark Sky Ordinance); 7). Signage to conform to the C2 zoning district requirements. Commissioner Wood seconded the motion; 8). No pre-HUD mobiles to be allowed on site. Upon a motion by Supervisor Olsen, seconded by Supervisor Brownlow, the Board voted unanimously to approve the recommendations of the Planning

& Zoning Commission. No comments from the public.

2. Zoning Ordinance Amendment, Design Review Overlay Amendment, Planning & Zoning Commission, #6997.

Consideration of an amendment to the Yavapai County Planning and Zoning Ordinance, to eliminate the requirement for obtaining fifty-one percent (51%) of adjacent landowners by number and area within three hundred feet (300') on consent petitions to pursue a DRO as State Statute removed such a requirement in 1993. The document is available for viewing in the Verde Planning and Building office (10 S. 6<sup>th</sup> Street, Cottonwood) and the Prescott Planning and Building office (500 S. Marina Street, Prescott). Questions or comments may also be directed to Enalo Lockard, Assistant Planning Director, at (520) 639-8151. The Planning and Zoning Commission recommended approval of the Zoning Ordinance Amendment. Upon a motion by Supervisor Olsen, seconded by Supervisor Brownlow, the Board voted unanimously to approve the recommendations of the Planning & Zoning Commission. No comments from the public.

Planning & Building Department business:

1. Authorization to expend up to \$5,785 in Contingency funds to demolish dangerous building on parcel 205-14-014, Lot 14 of Breezy Pine Acres, owned by Marilyn Warren. Request to file lien to recover costs will be made in the future. Mr. Rozycki informed the Board that his department had not provided proper notice of this item, and that it would have to be held to a future date. Supervisor Brownlow said the County would have no chance to recover its costs because its lien would be in back of two previous liens. He said he was not sure the County should expend funds on trash clean-up projects like this. Mr. Hunt said discussions in the past had indicated that this type of situation still needs to be addressed, and that it was an appropriate expenditure of County funds in order to address a nuisance. Chairman Davis said he believed the problem in this case was that there were existing liens amounting to more than what the property was worth. Supervisor Olsen asked if the County would be liable if it did nothing. Mr. Hunt replied that it was discretionary and that he did not believe the County would be liable. Mr. Rozycki told the Board this matter could be directed through the Hearing Officer as an enforcement action. Supervisor Olsen moved to hold this item in abeyance. Mr. Rozycki said if the Board took no action, staff would pursue the issue as an enforcement action. Supervisor Olsen's motion died for lack of a second. The Board took no action with regard to this item.

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

1. Requests from Board of Supervisors:

- a. Consider approval of a resolution guaranteeing that right-of-way easements donated to Yavapai County with respect to the Coyote Springs Road Improvement District II project will revert to the respective property owners if the District fails to have the road paving project under construction within two years (March 6, 2002). Held in abeyance February 22, 2000. Supervisor Brownlow said he thought this should apply only to property owners who request to have the right-of-way back. He asked how much work this would make for the Assessor's Office. Mr. Schurr said the blanket resolution under consideration was the best approach and that if property owners did not want their right-of-way back they could request that the County not relinquish it to them. Ms. Staddon said she had spoken with County Assessor Lorna Street, who had indicated that excepting out right-of-way and then including it back in property was a routine matter for her office and occurred all the time. Mr. Holst noted that approval of the resolution was a necessary part of the improvement district being able to move forward with the project. Resolution No. 1222 was approved by unanimous vote. Motion by Supervisor Olsen, second by Supervisor Brownlow.
- b. Consider approval of a reimbursable contribution of up to \$100,000 to Sun-Up Ranch Road Improvement District to pay for engineering services. Half-cent sales tax request, requires unanimous vote. Held in abeyance on February 22, 2000.
- c. Appoint the following individuals as precinct committeemen, as recommended by the Yavapai County Democrats: Lucy Mayorga, Cottonwood II Precinct; Ranny Moss, Red Rock East Precinct; Henery Camarot, Pine Lakes Precinct; and Wil Gilbert, Jacks Canyon Precinct.
- d. Appoint Ken Whittaker to the Local Workforce Investment Board, as a representative of Business, to replace Chris Taylor, with term to expire in September, 2001. Held in abeyance by unanimous vote, upon a motion by

Chairman Davis, seconded by Supervisor Brownlow.

- e. Approve resolution designating the month of March as American Red Cross Month in Yavapai County. Following a brief presentation from American Red Cross Supervisor Gladys Kastrup, the Board voted unanimously to approve Resolution No. 1223. Motion by Supervisor Brownlow, second by Supervisor Olsen.
  - f. Approve letter to Congress regarding Waste Tires Cleanup. Chairman Davis noted that it was a state mandate that required counties to have a recycling program for waste tires, and now the counties were asking the federal government to bail them out. He said perhaps the federal government would use this issue to remind the state about comments it had made about unfunded federal mandates. Chairman Davis moved to approve the letter. Supervisor Brownlow seconded the motion. Mr. Schurr said the reason for federal involvement had to do with the fact that the Gila River Indian Community was also involved. Chairman Davis called for the vote, which carried unanimously.
2. Request from Finance for approval to transfer budgeted appropriation and actual expenditure of \$700,000 and \$2,000,000 for the FY 1999 and 2000 ALTCS payments from the Long Term Care Fund to the General Fund.
  3. Request from Planning & Building Department to appoint Lynn Reddell to the Yavapai County Trails Committee, as a representative of District 3, to replace Dennis Lockhart, with term to expire June 7, 2002.
  4. Request from County School Superintendent, Special Programs Division, for permission to attend the 12<sup>th</sup> Annual International Conference of Hands Across the Border, San Carlos, Sonora, Mexico, March 16-19, 2000, at approximate cost of \$325 to be paid from budgeted funds.
  5. Request from Juvenile Probation for approval to submit Juvenile Accountability Incentive Block Grant application in the amount of \$89,075 to the Governor's Office.
  6. Requests from Assessor:
    - a. Permission to purchase modular furniture from Corporate Express per quote of \$57,319 to be paid for from budgeted Capital Improvement funds.
    - b. Permission to purchase HP 4050 printer at a cost of \$1,505 to replace a broken printer, and permission to transfer budgeted funds from Office Supplies to Data Processing Equipment.
    - c. Permission for Victor Hambrick to attend GIS and CAMA Conference, April 16-19, 2000, Miami Beach, Florida, at approximate cost of \$1,800 to be paid from existing budgeted funds.
  7. Requests from Sheriff:
    - a. Permission to submit Criminal Justice Enhancement Fund Grant application in the amount of \$26,544.85 to purchase covert video equipment and criminal tracking software. One-year grant for equipment with no cash match.
    - b. Pursuant to A.R.S. §38-538.03, approve exemptions for 12 vehicles used in investigations. In response to a question from Chairman Davis, Ms. Staddon said the reason a list of vehicles had not been provided was that the information was confidential because the vehicles were unmarked and used for investigative purposes. Approved by unanimous vote. Motion by Chairman Davis, second by Supervisor Olsen.
  8. Requests from Health Department:
    - a. Set public hearing for adoption of Yavapai County Health Code for April 3, 2000, at 1:00 p.m.
    - b. Approve Amendment No. 3 to Contract 85-2013 HIV Prevention-Targeted Populations.
    - c. Approve submission of proposal in response to Solicitation HO-025, Health Start Services.
    - d. Approve submission of proposal in response to Solicitation E-ICC-0021-AzEIP Case Management.
    - e. Approve submission of proposal in response to Solicitation E-ICC-00022-AzEIP Coordination.
    - f. Permission for Rita Carey to attend Healthy People 2000 – Special Symposium, March 9-10, 2000, Loma Linda, California, at approximate cost of \$150 to be paid from the Community Nutrition Contract.
    - g. Change one vacant Health Educator Journey position to unclassified, with a salary of \$28,900. In response to a question from Supervisor Brownlow, Health Department Director Marcia Jacobson said that this item had not gone through the Human Resources Department. She said he had been converting vacant positions to unclassified prior to recruiting, but that if the Board wanted the Human Resources Department to review the request she had no problem with that. Supervisor Brownlow moved to approve the request contingent upon review by the Human Resources Department. Supervisor Olsen seconded the motion, which carried by unanimous vote.
  9. Request from Fleet Management to award bid for Air, Fuel and Oil Filter Contract. Bids opened February 15, 2000, with bids received from Rio Verde Auto Parts, \$454.42; Carquest, \$1,824.72; Fleet Pride, \$1,255.07; Yavapai Fleet, \$1,769.19; C.W. Carter, \$1,802.75; and Hudson's Auto, \$1,930.11. After Fleet Management Director Dave Burnside explained that the reason for the large discrepancy in the bids was that one vendor had bid the filter kits at no charge, Supervisor Brownlow moved to award the bid to Rio Verde Auto Parts. Supervisor Olsen seconded the motion, which carried by unanimous vote.
  10. Request from Parks Department for authorization for the Jeep Posse to patrol Pioneer Park for security reasons on evenings and weekends on a month-to-month basis, and for authorization to pay \$300 per month for fuel costs, to be paid from the



Parks budget.

11. Requests from Public Works Department:

- a. Consider accepting a petition to establish various roads in the Prescott, Chino Valley, Congress, Dewey, Humboldt, Mayer and Black Canyon City areas as County highways and set hearing for April 3, 2000, at 10:00 a.m. Chairman Davis questioned a statement on some back-up material indicating that the Board could establish any road without regard to right-of-way, dedication or acceptance. He said he had been under the impression that the County could not expend funds on private roads, but that this statement seemed to be in conflict with that belief. Mr. Schurr explained that there was a state statute that provides for establishment as a means to expend County funds. He said the County could expend funds for right-of-way and the like, but that a road must be established prior to the County actually doing construction work. Chairman Davis said he was concerned because there were many roads in the County that were private and created as a result of lot splits, and that Board members' responses to questions regarding improvement of those roads had always been that the County could not help them because the roads were not County roads. He said the statement in the back-up material indicated that the County could in fact establish roads anytime and anyplace. Mr. Schurr confirmed that the Board has the authority to do that. Mr. Holst said that as part of prior discussions regarding what would be brought into the County road system formally, his understanding was that it could only be roads on which the County was performing some kind of maintenance. He said what needed to happen was to square the definition of establishment with previous Board discussions and limit roads that could be established only to those roads for which the County was already providing some maintenance. Chairman Davis said his understanding was that the County would only take care of roads maintained prior to 1975. Mr. Schurr clarified that state statutes provide that if a road was open to the public prior to 1975 the County can continue to expend funds and maintain it. He said that after 1975, roads had to be built to County standards in order to expend funds or maintain them. He told the Board there was another statute dating to 1911 that gives the Board the authority to establish any road as a County highway. Mr. Holst agreed that with regard to regional road projects, specifically new roads, the County did use the 1911 statute as authority to establish. He said that technically, if a road came into existence after 1975 and the Board wanted to establish it and assume maintenance on it, it could do so. Public Works Director Richard Straub pointed out that all of the roads on the list being considered on this day were currently being maintained and had money budgeted for improvements. Mr. Schurr suggested adding a statement to the list that roads must be currently maintained by the County and have funds budgeted for improvement in order to be established. Upon a motion by Chairman Davis, seconded by Supervisor Olsen, the Board voted unanimously to approve this request.
- b. Consider approving a co-op project for Elm Drive, Lake Montezuma area, and if approved accept petition to establish Elm Drive as a County highway and set hearing for March 20, 2000 at 10:00 a.m.
- c. Consider accepting petition to establish Tohono Way, Lake Montezuma area, as a County highway and set hearing for March 20, 2000, at 10:00 a.m.
- d. Consider approval of Authorization of Services #999001 with Archaeological Research Services, Inc., for Williamson Valley Road Widening Archaeological Data Recovery, in an amount not to exceed \$13,110.83. Half-cent sales tax project.
- e. Approval to participate in the update of the Statewide Counties' Roadway Needs Study at a cost of \$1,084.80, to be paid from existing HURF budget.
- f. Consider approval of Change Order #5 with A. Miner Contracting for Verde Valley School Road Reconstruction Phase III, Project #997575. Increase of \$9,096. Half-cent sales tax project.
- g. Consider approval of Change Order #1 with SPE Systems, Inc., for Crookton Bridge Repair, Seligman, Arizona, Project #986515. Increase of \$2,915. HURF project.
- h. Permission to advertise for bids for purchase of a new generator for the Camp Verde Transfer Station.
- i. Accept the Central Yavapai County Governments Unified Construction (YAG) Standards as a supplement to the 1998 Edition of the Uniform Standard Specifications and Details for Public Works Construction (MAG Standards) as Sponsored and Distributed by the Maricopa Association of Governments.

12. Request from MIS for permission for Scott Edwards to attend GIS and CAMA Conference, April 16-19, 2000, Miami Beach, Florida, at approximate cost of \$1,800 to be paid from existing budgeted funds.

13. Approve vouchers.

DISTRICTS, AND COUNTY IMPROVEMENT DISTRICTS:

- 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.

CLAIMS AGAINST YAVAPAI COUNTY

<u>ACCOUNT</u>	<u>AMOUNT</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
General Fund	1,299,366.54	Family Planning	2,904.65
Family Planning Fees	753.58	Home Health Ser	10,405.73
Health Promotion	1,230.09	Teen Pregnancy	22.96
Nutrition	2,081.57	T.B. Control	1,656.50
WIC Program	9,531.84	Cable TV	490.00
Jail Enhance	5,212.38	Diversion Intak	7,637.49
Juvenile IPS	11,539.43	Family Counseling	628.00
Juvenile Food Prog	538.23	Probation Serv	3,200.69
Adult IPS	26,140.21	Adult Probation Fees	14,480.96
Prob Enhance	23,386.42	Recorders Surcharge	4,279.01
Indigent Def/Dg	1,697.19	Crim Just/Atty	4,249.42
Bad Check Prog	4,289.67	CDBG Grant	1,638.93
Juv Prob Sys	2,881.13	Commodity Fd	427.79
Azeip Case Mgmt	1,489.74	Five Day Hispanic	52.85
Sexual Trans Disease	135.00	Hi Risk Chld HI	2,081.53
Clerk's Storage	1,559.43	WIC/TOB Intervention	1,482.43
HIV Prevention	2,060.02	Atty Anti-Racket	73,878.45
PANT	2,391.83	Law Library	460.00
CASA	2,806.52	Case Process	1,186.40
Childrens Justice	0.00	Teen Prenatal	65.67
Azeip Coordinator	466.64	Vict Witns Prog	4,141.63
Court Enhancement	384.63	Concil Court	4,331.05
Yct Wellness Pr	4,141.63	Drug Enf Fndg	1,608.15
Vital Statistic	1,054.25	COPS Universal	0.00
Victims Rights Impl	2,875.58	JAIBG Juv Acctabty	1,431.12

Recycl Educ Program	11.13	Yav Indian Agreement	3,145.69
Hassayampa/LTC	2,919.15	Dietetic Intern	445.48
Immuniz Service	442.92	Anti-Drug Grant	0.00
Idea-Preschool	1,040.46	Subs Abuse/DARE	312.99
Family Drug Court	828.97	Juvenile Drug Court	1,669.68
Chem Abuse	116.47	Juv Det/PACE	103.39
Collab Comp Rev	310.17	Special Program	9,003.67
Sm Schools Ecia	1,065.78	Sm Schools Beha	7,768.26
Prevent Child Abuse	856.99	Identify/Prosecution	18,460.47
Public Works	272,899.85	Health Fund	46,623.43
Jail Commissary	5,021.54	Environ Svcs Di	14,049.05
W Yav Solid Waste	45,975.29	V V Solid Waste	149,663.64
Develop Clinic	2,281.32	Tire Recycle	1,571.04
Technology Upgrades	679.75	Safe School Pro	3,219.98
Adhs-Svs Coord	1,052.02	Family Law Commiss.	3,643.99
Comm Punish Pro	863.95	Pace Chapter 1	82.71
Regnl Road Project	48,684.82	Gohs Safety Grant	895.22
Health Start	1,364.18	Victim Comp	6,210.03
Intstcomp Prog	2,170.73	Ryan White II	1,056.33
COPS More	2,242.65	Perinatal Block	1,701.38
Tobacco Educ	35,260.51	Equal Ad Det Ed	41.36
HOPWA Housing Op	1,254.23	Grant in IAS #98	886.82
DTEF	908.24	W Yav Serv Integrated	0.00
Attendant Care	13,214.16	HIV/WYGC	416.12
Network Develop	7,108.37	HIV Targeted	162.68
Children's Justice	1,049.94	Child Sup & Vis	496.92
Domestic Relations Ed	239.31	Case Flow	769.26
COPS Hiring	1,969.37	VOCA	2,582.51
Prenatal Outreach	0.00	NACOG Vlt	809.35
JTSF Treatment	2,861.87	Divrsn Consequ	1,209.07
Tobacco Donation Fund	228.04	Alt Dispute	558.38
Resource Offcr	1,379.74	Auto Theft Authority	1,301.06

Court Imp Proj	1,290.89	Dom Vlnc Prevent	354.19
COPS 99	5,659.81	Inmate Food	829.60
Capital Projects	648.00	ALTCS	291,196.39

In addition, payroll was issued on February 25 for the pay period ending February 19; warrant numbers 2383537 through 2384099, in the amount of \$376,167.83. Jury certificates were also issued, warrant numbers 6844165 through 6844232; 6844234 through 6844419; 6844420 through 6844448. Warrants issued for March 6 Board day, 4121987 through 4122295; 4122296 through 4122858.

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

ATTEST:

\_\_\_\_\_Clerk \_\_\_\_\_Chairman