

OFFICE OF BOARD OF SUPERVISORS
YAVAPAI COUNTY, ARIZONA

Prescott, Arizona

May 6, 2002

The Board of Supervisors met in regular session on May 6, 2002.

Present: Lorna Street, Chairman; Chip Davis, Vice Chairman; Gheral Brownlow, Member; Bev Staddon, Clerk.

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

ITEM NO. 1. Board of Supervisors.

1. Hearing: Consider approval of a Class B bingo license, American Legion Post #57, Ash Fork, Barry W. Sharp. Chairman Street called for comments from the public. There were none, whereupon Supervisor Davis moved to approve the license. Supervisor Brownlow seconded the motion, which carried by unanimous vote.
2. Discussion and possible action regarding lease with Head Start. Mr. Holst said he had previously provided information to the Board members regarding this matter and that it had also been discussed at a recent study session. He said what was being proposed was a ten-year lease for a portion of the old Fairgrounds property, and that locations had been identified on the property that would not interfere with the County's plans for the next ten years. Jesse Rodriguez, NACOG Headstart, told the Board that Headstart had been involved with the County since 1986 and had proven to be a good neighbor. Supervisor Brownlow asked Mr. Rodriguez if Headstart would move its trailers to the property. Mr. Rodriguez said that was the intent, but that the YMCA had asked Headstart to consider trading one of its trailers. Supervisor Davis asked if Headstart would make improvements to the leased property at the old Fairgrounds. Mr. Rodriguez said it would and that the improvements would include soils testing, developing a playground and a parking area, and looking at environmental considerations. He said he anticipated that with the improvements and playground equipment, Headstart would be making an initial investment of about \$175,000. Supervisor Davis asked if the lease agreement would allow the County to review and approve site improvements. Mr. Hunt said it would, and that after ten years the County would be able to decide whether to allow Headstart to remain on the property or do something else with it. Chairman Street asked if all the improvements would become the property of the County. Mr. Hunt said they would, with the exception of removable items such as modular units and the like. In response to a question from Supervisor Davis regarding federal guidelines on leases, Mr. Rodriguez said an in-kind match for donated space was very important and that schools in northern Arizona had very limited space for growth. He said he would probably be talking with the City of Prescott and Yavapai College about the possibility of their providing single classrooms for the program because of growth in the area. Supervisor Davis said he felt that when the lease expired, instead of the County shouldering the burden Headstart should look to the City of Prescott to pay half of the lease. He said he had no problem with allowing a ten-year lease but that once the lease was up there should be a commitment from other jurisdictions. Supervisor Davis moved to approve the lease. Mr. Hunt said that County property could be leased only following an auction unless it is being leased to a nonprofit organization, but that since the proposed lease was below market the County would have to publish notice of the lease for four weeks. He said the Board's approval on this day was only to allow staff to move forward with publishing the notice, adding that if someone came in and offered to pay the full market price for the lease the County would then have to hold an auction. Supervisor Davis amended his motion to authorize staff to begin the publication process, with the understanding that if there were no other bidders or negative comments received, the approval of the lease would go on the Consent Agenda at the end of the publication period. Supervisor Brownlow seconded the motion. Chairman Street called for the vote, which carried by a 2-to-1 vote with Supervisors Davis and Brownlow voting "yes" and Chairman Street voting "no." Chairman Street said she believed that County property should be used for County purposes.
3. Study session for discussion only, proposed 2002-2003 budget, Verde Valley Justice Court. In order to accommodate Judge Joe Butner's schedule, this item was held until later in the day. Later in the day, Judge Butner appeared before the Board to present his proposed budget. There was brief discussion regarding travel and training, which included some discussion of an idea presented by Mayer Justice of the Peace John Kennedy to have training videotapes available in order to eliminate the need for training travel. Judge Butner said he thought that was a very

good idea. Chairman Street noted that Judge Butner was proposing reduced postage costs and asked how that could be since postage was going up. Judge Butner said he had been able to reduce postage costs by eliminating unnecessary mailings. Judge Butner told the Board his major request for the next budget year was for a security system in the court.

4. Consider approval of items appearing on the Consent Agenda for Board of Supervisors and on the Consent Agenda for Special Districts. Upon a motion by Supervisor Davis, seconded by Supervisor Brownlow, the Board voted unanimously to approve items on the Consent Agenda for Board of Supervisors and on the Consent Agenda for Special Districts with the following exceptions: 1.h.; 4.a.; 7.; 8.a. and 8.b. See Consent Agenda for Board of Supervisors for details.

ITEM NO. 2. Hearing: Consider establishment of a \$400 fee for a civil mediation program in the Superior Court. Superior Court Administrator Debi Schaefer and ADR Coordinator Kathy McCormick. Presiding Judge of Superior Court Raymond W. Weaver, Jr., participated in discussion of this item. After Chairman Street noted that the Board had heard a presentation regarding this proposal at a recent meeting, Ms. McCormick briefly reviewed the purpose for the fee saying that it would provide for payment of co-mediators and also provide the Court with revenue to support the program. She said the program was modeled on a Coconino County mediation program that had been very successful. Chairman Street pointed out that the program was not mandatory but that parties to a suit could choose to use the program. Chairman Street called for comments from the public. Dr. Judith Ann Carter said she was a local psychologist and that she was present on this day to lend her support for the program. Upon a motion by Supervisor Brownlow, seconded by Supervisor Davis, the Board voted unanimously to approve the fee.

ITEM NO. 3. Teri Drew, NACOG Regional Director for Economic/Workforce Development and Single Point of Contact for the Local Workforce Investment Board. Request for approval of Memorandums of Understanding between the LWIB and following service providers: Yavapai College, Adult Literacy, Job Corps, NACOG, Arizona Department of Economic Security-Job Services, Arizona Department of Economic Security-Rehab Services. Ms. Drew introduced LWIB Chairman Larry Watson, who she said would be resigning from the LWIB and whose work was greatly appreciated by everyone involved in the LWIB. Ms. Drew told the Board that the LWIB had approved the MOUs last week. Supervisor Brownlow said he had recently attended the National Association of Counties meeting in Washington, D.C. and that while there he and others had spoken with Senators Kyl and McCain regarding membership requirements for the LWIB. He said he was pleased to learn that both Senators were aware of the problem and were trying to do something about it. Supervisor Brownlow moved to approve the MOUs. Supervisor Davis seconded the motion, saying he believed the County had made a bold move when it restructured the LWIB executive board. Ms. Drew agreed, saying that she had met with representatives of the U.S. Department of Labor and that the County had been commended for taking that action. Chairman Street called for the vote, which carried unanimously.

ITEM NO. 4. Sheriff's Lt. Andy Bacon. Request for permission to apply for COPS in Schools 2002 grant in the amount of \$474,865 with a local 25% cash match of \$158,300 and retention of five funded positions for at least one full budget cycle at the expiration of the three-year grant. Lt. Bacon told the Board that the grant was for five School Resource Officer positions and that it was the same grant submitted by the Sheriff's Office last year that was not funded. He said he was not optimistic about receiving funding on this grant application because a great deal of federal money was being diverted to fight terrorism. He said that if approved, the grant would provide 75% of the funding for each of the three years with the County providing a 25% local match. He said the grant did not include vehicles or emergency equipment. Lt. Bacon said he also anticipated requesting permission soon to submit a grant application for the COPS Universal grant. Chairman Street said it was nice to get positions like this, but that the County would have to pick them up as permanent employees. Lt. Bacon said that was true, and that the County would be required to retain the employees for one full budget cycle following the end of the three-year grant. He said that 75% of the officers' time would have to be spent with schools, but that the other 25% of their time could be spent doing patrol work and the like for the County. Supervisor Brownlow asked how much schooling the officers would need and who would pay for it. Lt. Bacon said that the COPS office would provide training, but that the Sheriff's Office would also provide some training. Supervisor Davis told Lt. Bacon that timing was everything, and that unfortunately the Board had just completed a week of budget meetings during which it had learned that there was \$5.5 million more in needs than what the County had money for. He said the County's need at this point was to take care of its current deputies. Supervisor Davis moved to deny the request to submit the grant application, saying he hoped everyone would understand that the

Board had huge budget cuts to deal with and that this type of request was not big on the priority list. Lt. Bacon said he understood, and that it was part of his job to bring grant opportunities to the Board's attention. Supervisor Brownlow seconded the motion, which carried by unanimous vote.

ITEM NO. 5. Merit Award Board Member Vincent Gallegos. Approve Bryn Stotler, Development Services, as Employee of the Month for May, 2002. Approved by unanimous vote. Motion by Supervisor Brownlow, second by Supervisor Davis.

ITEM NO. 6. Presentation of plaque to Jacquie Weedon for her years of service as a member of the Yavapai County Planning & Zoning Commission from District 2. Chairman Street announced that Ms. Weedon was unable to attend this day's meeting, and that she would give Ms. Weedon the plaque at the next Commission meeting. The Board expressed its appreciation to Ms. Weedon for the many years she had spent on the Commission.

ITEM NO. 7. Development Services Director Ken Spedding and Planning Manager Elise Link. Planning and zoning. Planning & Zoning Commission member Walter Burcham was present to represent the Commission.

1. Consider approval of items appearing on the Consent Agenda for Planning & Zoning. All items were approved by unanimous vote. Motion by Supervisor Davis, second by Supervisor Brownlow.

CONSENT AGENDA FOR PLANNING & ZONING: Each item listed below was approved by unanimous vote. Motion by Supervisor Davis, second by Supervisor Brownlow.

1. Preliminary replat, Vista Royale III Replat, 201-13-024D, Congress area, Doug Peterson agent for Vista Royale LLC, #2016. Consideration of a Preliminary Replat for a 43 lot subdivision containing two plus acre lots in an R1L-2A (Residential 2 acre minimum lot size, limited to site built homes) zoning districts, on an approximately 133 acre parcel, located on the west side of SR 93, approximately one mile north west of the SR 89/93 intersection, approximately 8 miles south of Congress. The Planning and Zoning Commission recommended approval the Preliminary Replat with the following stipulations: 1). Submittal of a final subdivision plat, as specified under Article 5 of the Yavapai County Subdivision Regulations, within 24 months of the Board of Supervisors approval of the preliminary plat and in substantial conformance with the approved preliminary re-plat for Vista Royale Phase III dated 11-13-01; 2). The previous preliminary plats that were approved for Phase III of Vista Royale shall be become null and void and replaced with the Phase III Vista Royale preliminary plat dated 11-13-01; 3). Water storage to be installed per Wickenburg Fire Department letter dated 1-28-02, prior to bringing combustible materials onto lots within Phase III; 4). Building envelopes and water well locations to appear on final plat and shall be disclosed in the subsequent public report.
2. Use permit for construction of a 40' x 100' structure to be used as a fire station in an RCU-2A zoning district, 205-17-002B, Wilhoit area, Larry E. LeForte agent for Southern Yavapai Fire Department, #2014. Consideration of a Use Permit in order to allow the construction of a 40' by 100' structure to be used as a fire station for the Southern Yavapai Fire Department on a two-acre parcel in an RCU-2A (Residential: Rural with two acre minimum parcel size) zoning district. Located approximately 960' south east on Magby Lane from it's intersection with State Route 89, in the community of Wilhoit. The Planning and Zoning Commission recommended approval of Use Permit with the following stipulations: 1). A permanent non-transferable Use Permit for a volunteer fire station/community center, as shown on the submitted site plan. All equipment storage to be contained within enclosed structures; 2). With application of building permit/zoning clearances, applicant to submit for staff review and approval, a revised site plan drawn to scale showing the location of the 20 required parking spaces; 3). No signage allowed; 4). Applicant may screen all non-residential properties with existing vegetation and proposed evergreen trees 15 foot on center as shown on the submitted site plan in lieu of a six foot solid masonry wall if he can get the written support of adjacent property owners; 5). Development of the property shall be in conformance with all other applicable standards and regulations in the Planning and Zoning Ordinance, unless waived by the Board of Supervisors; 6). Certificate of Compliance to be issued by the Land Use Unit prior to initiation of use; 7). All construction to comply with the Building Code and accompanying Technical Codes with all necessary permits being obtained prior to commencement of construction.
3. Use permit extension of time in a C-2 zoning district, Bridge Canyon Estates Rodeo Grounds, 301-19-016, Seligman area, G. Roberta Pratt agent for Provincial Properties, #2027. Consideration of the extension of an existing Use Permit to allow rodeo events throughout the year on a two plus (2+) acre parcel in a C-2 (Commercial; General Sales and Service) zoning district on Lot 316 in the Bridge Canyon Country

Estates Unit 3 subdivision. Located on the northeast corner of Interstate 40 and Vista Street, approximately 4.5 miles west of the community of Seligman. The Planning and Zoning Commission recommended approval of Use Permit Extension of Time.

ITEM NO. 8. Convene in executive session pursuant to A.R.S. §38-431.03(A)(3) and (A)(4) for legal advice regarding the new Fairgrounds agreement. Approved by unanimous vote. Motion by Supervisor Brownlow, second by Supervisor Davis.

ITEM NO. 9. Elisabeth Ruffner, Open Space Alliance of Central Yavapai County. Consultant's presentation of the coordination plan for the State Land Department and information regarding a management plan for state land to be acquired by the City of Prescott. Participating in discussion were Open Space Alliance president Tom Pettit, Senior Landscape Architect/Planner Peter Bourgois of Dufresne-Henry, and Bob Luzius of the Badger Mountain Conservation Association. Mr. Bourgois said that the state required the compilation of a great deal of information about the property, which he said was 1,557 acres in size. He told the Board that the preserve area was for the most part visible from downtown Prescott, that it was largely unchanged, and that it provided ample opportunities for recreation such as hiking. He provided the Board with pictures and information regarding the various and abundant types of birds and other wildlife in the area, as well as information regarding the variety of vegetation. Ms. Ruffner said the reason for this day's presentation was simply to provide the Board with information because so much of the property was in the unincorporated area of the County. She said the background information being provided to the Board on this day would be included in a document that would be provided to the State Land Department. Chairman Street asked if people would be allowed to build on the property. Ms. Ruffner said no, and that the preserve status of the property would last for three to five years or as long as the OSA could show that it was making progress in acquiring the land. She said that part of the process was to show how it would be managed after acquisition. Supervisor Davis asked Ms. Ruffner if the OSA was receiving cooperation from the City of Prescott and Town of Prescott Valley. Ms. Ruffner said the OSA had done the application for preserve status and that it was up to the City and Town to come up with the money to purchase the land. She said there was no estimate at this time of the value of the property and that it would have to be sold at public auction, but that it would be sold with the conservation designation. Mr. Bourgois said the OSA was working with leaseholders in the area as well. The Board thanked Ms. Ruffner and the OSA for its presentation on this day.

ITEM NO. 10. Public Works Director Richard Straub. Deputy County Attorney Randy Schurr participated in discussion.

1. Hearing: Consider renewal of existing electric franchise agreement with Arizona Public Service. Mr. Schurr told the Board that the APS franchise would expire in October and that there had been discussions about whether to issue a new franchise or just renew the existing franchise for 15 years under the same terms and conditions. He said he was recommending renewal of the existing franchise. Supervisor Brownlow asked if APS had been good about repairing road cuts. Mr. Straub responded that it was one of the better utilities the County had to deal with. Upon a motion by Supervisor Brownlow, seconded by Supervisor Davis, the Board voted unanimously to approve the renewal of the franchise.
2. Consider approval of Expanded and Restated Intergovernmental Agreement with the City of Peoria for County maintenance of Cow Creek Road and Castle Hot Springs Road. Supervisor Brownlow said he wanted to be sure the County was getting enough money for this work. Mr. Straub said he believed there was a \$10,000 cushion in the estimated cost and that if he found that costs would be higher he would go back to Peoria and ask for more money. Mr. Schurr said there was no problem with regard to insurance indemnity, and that if the County hit the maximum on road work because of storms in the area Public Works would tell Peoria that no more work would be done. Upon a motion by Supervisor Brownlow, seconded by Supervisor Davis, the Board voted unanimously to approve the agreement.
3. Consider approval of purchase agreements and fees for property needed for the Willow Creek Bridge Project, Williamson Valley area, in an amount not to exceed \$57,300. Half-cent sales tax project. Upon a motion by Supervisor Brownlow, seconded by Supervisor Davis, the Board voted unanimously to approve this item.
4. Consider approval of a co-op on Superstition Lane, Castle Canyon Mesa area, and if approved accept petition to establish Superstition Lane as a County highway and set hearing for May 20, 2002, at 11:30 a.m. Approved by unanimous vote, upon a motion by Supervisor Davis, seconded by Supervisor Brownlow.

5. Consider granting a temporary right of entry to the Arizona Department of Transportation along Robert Road for the Widening and Realignment of State Route 89A through the Prescott Valley area. Half-cent sales tax project. Mr. Straub said that he understood from the ADOT District Engineer that ADOT would be going to bid on this project right away. Approved by unanimous vote, upon a motion by Supervisor Davis, seconded by Supervisor Brownlow.
6. Consider approval of a resolution to take by eminent domain land necessary for the Willow Creek Bridge Project, Williamson Valley area. Half-cent sales tax project. Mr. Straub said he had not been able to negotiate a price on this land. Upon a motion by Supervisor Davis, seconded by Supervisor Brownlow, the Board voted unanimously to approve Resolution No. 1340.
7. Consider approval of a resolution to take by eminent domain land necessary for a temporary construction easement for the Widening and Realignment of State Route 89A through the Prescott Valley area. Half-cent sales tax project. Resolution No. 1341 was approved by unanimous vote. Motion by Supervisor Davis, second by Supervisor Brownlow.
8. Consider approval of a resolution to take by eminent domain land necessary for the Hillcrest-Butterfield Extension. Half-cent sales tax project. Mr. Straub said that the Board had originally approved a temporary easement but that he now felt it was better to purchase the parcel and reduce the amount needed for the temporary easement. He noted that he was close to being able to go to bid on this project. Supervisor Brownlow moved to approve Resolution No. 1342. In response to a question from Supervisor Davis, Mr. Straub said that ADOT would furnish \$1.1 million for the Heather Heights project. Supervisor Davis seconded the motion, which carried by unanimous vote.
9. Consider approval of a purchase agreement and fees for necessary right-of-way for the Heather Heights Project, in an amount not to exceed \$3,500. Half-cent sales tax project. Approved by unanimous vote. Motion by Supervisor Brownlow, second by Supervisor Davis.
10. Consider approval of a purchase agreement and fees for necessary right-of-way for the Widening and Realignment of State Route 89A through the Prescott Valley area in the amount of \$62,988. Half-cent sales tax project. Mr. Straub said about ten acres of land was needed and that he had reached a fair price with the Fains. He noted that the cost was 75% ADOT and 25% County. Mr. Holst asked if this was similar to the County's prior process with the Fains and whether the land would be conveyed as deeded or with the same rights. Right-of-Way Specialist Beth Federico said it would be with the same rights. Upon a motion by Supervisor Brownlow, seconded by Supervisor Davis, the Board voted unanimously to approve this item.
11. Consider approval of Authorization of Services #2209699 with Professional Valuation Services for Outer Loop Road Project Appraisal Services, in an amount not to exceed \$4,000. Half-cent sales tax project. Mr. Straub said this was the last piece needed for Outer Loop and that he wanted to acquire it before anyone builds on it. Upon a motion by Supervisor Brownlow, seconded by Supervisor Davis, the Board voted unanimously to approve this item.
12. Discussion and possible action regarding the amounts of transfer station courtesy disposal fees allowed for the Arizona Department of Transportation, U.S. Forest Service, and other agencies. Assistant to the Public Works Director Cathy Heath participated in discussion of this item. Mr. Straub said that ADOT had exceeded its cap by \$4,000 or \$5,000 but that they had agreed to pay the additional amount. He said that the Forest Service had given a number of reasons why it should have a higher cap than what the Board had allowed, including the potential for increased dumping in the forest which he said the Forest Service saw as being the County's problem. Supervisor Davis asked how much the County spends cleaning up private property. Ms. Heath said the County did not clean up private properties but that the cost of community clean-ups was running about \$20,000 a year. Supervisor Davis said he thought the Forest Service's concerns stemmed from not having accurate forecasts regarding how much trash they were bringing in, and that he could work with them this year but that there needed to be a cap. He said that as long as the Forest Service continued to act like the world's largest real estate company he would be reluctant to clean up forest lands. He asked if the Forest Service could lower the costs by hauling directly to Gray Wolf Landfill instead of to County transfer stations. Ms. Heath said that would help a little. She noted that the Board had set the caps in 1998 and had not adjusted them since that time. Supervisor Davis said if the Board increased the Forest Service cap by \$1,000 it would help them and that next year the cap would be \$4,000 and that they should be asked to start hauling to Gray Wolf. Supervisor Davis moved to approve an additional \$1,000 for the Forest Service for the remainder of the current fiscal year because they did not have accurate information regarding the amount of trash they were dumping, but to keep the cap the same for next year. Supervisor Brownlow seconded the motion, which carried by unanimous vote. Ms. Heath said that St. Vincent de Paul was showing up on reports as receiving free dumping and that she could not find

any record of their being approved for that. There was general agreement that St. Vincent de Paul should not receive free dumping.

13. Award or reject bids received for the Old Route 66 Rubberized Chip Seal or Conventional Chip Seal Project West of Seligman Approximately 13 Miles in Yavapai County, Arizona, Project #211445. Bids opened April 2, 2002, with bids received from Catlin Construction, Inc. and International Surfacing Systems. Recommend awarding to low responsive bidder, International Surfacing Systems, in the amount of \$404,491.45. Half-cent sales tax project. Supervisor Brownlow moved to approve awarding to International Surfacing Systems in the amount of \$404,491.45, saying that when the County had traded the General Crook Highway to ADOT in exchange for Old Route 66 the Board had agreed that the road would be the responsibility of all three districts. Supervisor Davis asked if chip seal would be less expensive, to which Mr. Straub responded that he had looked at that possibility but that he felt rubberized chip seal would have to be used because of the road's cinder base. Supervisor Davis seconded the motion, which carried by unanimous vote.
14. Award or reject bids received for the Construction of Fain Road Realignment, Prescott Valley, Arizona, Yavapai County Project #218874. Bids opened April 16, 2002, with bids received from the following vendors: Ames Construction, Inc.; FNF Construction, Inc.; RE Monks Construction Co.; Meadow Valley Contractors; Fann Contracting; Vastco, Inc.; CSW Constructors; MMC, Inc. Recommend awarding to low responsive bidder, Ames Construction, Inc., in the amount of \$8,652,855.25. Half-cent sales tax project. Mr. Straub said that Ames Construction had very good credentials in the state, and he recommended awarding the contract to them. Mr. Holst said this project was part of the County's five-year plan and that it might involve obtaining a loan. He said he anticipated the County obtaining a loan of between \$4 million and \$4.5 million that would be repaid over three or four years. He said the loan was not final but that he did not expect any problems with it. Chairman Street asked if there were sufficient funds to pay for half of the project. Mr. Holst said yes. Upon a motion by Supervisor Davis, seconded by Supervisor Brownlow, the Board voted unanimously to award the bid to Ames Construction, Inc. in the amount of \$8,652,855.25.
15. Consider approval of an agreement with Associated Architects of Prescott for the design of an addition to the Public Works Commerce Drive Building in an amount not to exceed \$34,250, to be paid from Capital Improvement Project fund. Mr. Holst noted that during the Board's budget meetings he had said that anything and everything should be on the table, and that he would like the Board to hold consideration of this item for a couple of weeks. Supervisor Davis said he agreed that this request was premature given the County's \$5.5 million shortfall. Chairman Street asked why an architect was necessary. Mr. Holst said another question was whether Metropolitan Planning Organization staff would be housed in the new building. Supervisor Davis moved to hold this item in abeyance until later in the budget process. Supervisor Brownlow seconded the motion, which carried by unanimous vote.
16. Consider approval of items appearing on the Consent Agenda for Public Works. With the exception of items 1. and 2., all items on this Consent Agenda were approved by unanimous vote. Motion by Supervisor Davis, second by Supervisor Brownlow. See Consent Agenda for Public Works for details.
17. Study session for discussion only of proposed 2002-2003 budget for the Public Works Department. Participating in discussion of this item were Regional Road Program Manager Phil Bourdon, Emergency Management Coordinator Nick Angiolillo, and Assistant to the Public Works Director Cathy Heath. The Board first reviewed the Emergency Management budget. Ms. Heath said that grant money provided a substantial portion of this budget, noting that the FEMA grant was expected to increase a great deal for the new fiscal year. Mr. Angiolillo said that currently the County was receiving \$41,000 from the FEMA grant but that in October it was expected to increase to \$118,000. He said the County would have to match that amount dollar for dollar but that what he would like to do is use that to pay the County back for services it had provided to Emergency Management. He told the Board that he needed an additional staff person to assist with the administrative duties related to the many new programs starting up because of the September 11 event. Mr. Straub said there had been discussions about pulling someone who is already on the County payroll to work part time in the Emergency Management division and that he had had some discussions with department heads regarding this possibility. Supervisor Brownlow asked whether some of the new federal money could be used to hire another deputy for the highline area of the County along Interstate 40. Mr. Angiolillo said the money just had to be used for efforts related to fighting terrorism. Discussion turned to the Solid Waste budget, with Ms. Heath pointing out that the proposed budget reflected the remainder of the County's contract with Waste Management and then a change to in-house transfer station attendants. Mr. Straub said that at the end of the Waste Management contract the Board had the option of either hiring attendants or going out to bid for another four-year contract. Supervisor Brownlow said he had

always thought that attendants who were County employees were more conscious of what they were charging. Ms. Heath said that if the Board chose to not continue the contract with Waste Management it would be necessary to commit to capital investments for the transfer stations in the amount of approximately \$125,000. She said that the Solid Waste budget was \$1.5 million but that only \$360,000 was being received as revenues and that most of the cost was related to the transfer stations. She said the County would need to either make a commitment and investment to run the transfer stations properly or get out of the business. There was brief discussion about the possibility of contracting with individuals in some of the smaller communities, during which Supervisor Brownlow suggested that existing haulers could be encouraged to expand their service areas. Chairman Street asked if the Board agreed that it was in the trash business. Mr. Holst said the Board did not have to be in that business. Chairman Street said that if the County did not maintain transfer stations it would end up paying people to pick up trash along the roads. Ms. Heath said there were some areas that had no curbside services at all, and that hauling was the biggest expense. She said she thought there would be objections if the Board considered subsidizing haulers in the outlying areas. Chairman Street said she thought staff should do whatever possible to cut costs and get the best deal. Supervisor Davis said he thought the County's current approach in having transfer stations was the way to go. In response to a question from Chairman Street, Ms. Heath said the Waste Tire Fund could be used to pay for some things at the transfer stations, as long as those things were related to tires. Mr. Holst noted that while it appeared that operations had become more efficient, it was also costing the County more money. There was brief discussion regarding free dump days and community clean-ups, during which Supervisor Davis said perhaps the Board should consider cutting both of those programs for the next fiscal year. Ms. Heath said that the two programs were costing the County about \$100,000 a year. Chairman Street said she would rather retain the community clean-up program and eliminate the free dump days. Discussion turned to the HURF budget. Mr. Straub said the emphasis for the next fiscal year would be to keep up with striping and crack sealing, and that those items needed to be done even if it meant cutting back on projects. There was brief discussion regarding program change requests for a boot truck and pick-up truck. Ms. Heath said that cooperative road projects were expected to increase during the next fiscal year and that she was proposing increasing the amount of money available for such projects from \$100,000 to \$200,000. Supervisor Brownlow said he liked cooperative projects and that if people were willing to come up with the money to pay their share, the County should help them. There was brief discussion regarding heavy equipment replacement, during which Mr. Straub said that backhoes and dump trucks were probably used more than other equipment and that dirt road maintenance was the biggest expense. Ms. Heath said staff needed clarification with regard to maintenance of the County road camps and whether that was a responsibility of Public Works or of the Facilities Department. Mr. Straub said he had been informed by Facilities that it was the responsibility of Public Works. He said that if the Board would budget money for that maintenance work he would see that it was taken care of, including getting a roof put on the building at the Camp Wood site so that the building would not be lost. Discussion next turned to the Regional Roads Program budget, with Mr. Straub briefly reviewing the new projects, including a low water crossing on Dry Creek Road, bridge replacement over the Hassayampa River, a joint project with the Flood Control District on Salt Mine Road and a cooperative project with the Town of Jerome on the Jerome/Perkinsville Road. Chairman Street said that some of those projects did not sound like Regional Road projects to her. Mr. Straub said that in the case of the cooperative project with Jerome, it was only the second Regional Road project for that area. Mr. Holst reviewed the various Regional Road projects, noting that the 2002-2003 fiscal year projects would require a loan of about \$9 million that would be paid back over three years. There was brief discussion regarding reconstruction projects, which Mr. Straub said could include such things as passing lanes and aerial mapping work that would be needed for reconstruction projects. Mr. Holst noted that by the end of the current fiscal year, approximately \$64 million would have been spent on Regional Road projects since the inception of the program. Mr. Bourdon noted that the money for current projects was stretched tightly. Mr. Holst mentioned the proposed transfer of \$936,000 out of the Regional Road Fund to the General Fund. Chairman Street said that from this time forward she wanted a breakdown on Regional Roads showing spending for all three districts, a breakout of Districts 1 and 2, and a breakout of each of the three supervisorial districts and that she wanted to see that her district was receiving an equal share of the money.

18. Convene in executive session pursuant to A.R.S. §38-431.03(A)(1), annual review, Public Works Director. Approved by unanimous vote, upon a motion by Supervisor Davis, seconded by Supervisor Brownlow.

CONSENT AGENDA FOR PUBLIC WORKS: Unless otherwise noted, all items were approved by unanimous vote, upon a motion by Supervisor Davis, seconded by Supervisor Brownlow.

1. Consider approval of a resolution imposing a ban on open fires on private and public lands in the unincorporated areas of Yavapai County. Chairman Street said that if the Board was going to approve a ban on fires, it should have been an item on the regular agenda. She said that where she lived this ban would be a problem and she asked where this item had come from. Emergency Management Coordinator Nick Angiolillo said the Board had approved a similar resolution three years ago and that the intent was to put this resolution into the hands of the controlling agencies, such as fire districts or the state land department. Chairman Street said that where she lived most people had burn barrels, and she asked if she would still be able to burn. Mr. Angiolillo said that would not be a problem as long as she called the controlling fire agency to let them know what she was doing. He said the intent of the resolution was to put all open fires in the hands of the controlling fire departments. Mr. Schurr said he was not sure why the County was involved in this except to support and encourage other agencies. He said that if a person was in a fire district the district had the authority to issue burn permits, and that if someone was not in a fire district the authority for that rested with the Arizona Department of Environmental Quality. He said he believed all the resolution would do is lend support to local agencies. Kirkland resident and owner of the Kirkland Bar Herb Carabeo said it had taken him ten years to get a dumpster at his property and that if he could not burn trash he would need a bigger dumpster. He said he was always very careful about burning and that he was more responsible than people who volunteer for the fire departments. Supervisor Brownlow asked if getting permission to burn meant the fire department would come out and watch someone burn trash. Mr. Angiolillo said it did not. He said he thought everyone knew the County had experienced the driest period in history this year and that the resolution was really just a controlling mechanism and support for agencies. Supervisor Davis it had been very dry and that there could be problems because of it. He said he had called for burn permits many times and that it was really just a way to let the controlling agency know what was happening so if a neighbor called in they could be told the agency was aware of the burning. He said it was to help the agency avoid responding to unnecessary calls. Kirkland area resident Sharon Schaefer said that people in her area did burn responsibly and that if there was a ban on burning there would be more dumping on the forest. She said it was also a problem to have to call the fire department because members of the department could not always be located easily. Supervisor Davis asked if it would be possible to replace the word "ban" with "discourage", saying the Board was just trying to get the message out to the public that conditions were dry and burning under those conditions was dangerous. Chairman Street said she would rather see the Board support something or someone than to say it was against the law to burn. Mr. Schurr suggested using language to indicate that limiting fires would be encouraged. Supervisor Davis moved to approve Resolution No. 1343 with modifications to replace "ban" with language encouraging limitations on fires. Supervisor Brownlow seconded the motion, which carried by unanimous vote.
2. Consider accepting an easement from Phelps Dodge for the Bagdad Landfill Road. In response to a question from Supervisor Davis, Mr. Straub said the County was already maintaining this road, that trucks from the mine used the road and that he had been working with the mine on a cooperative project for the road. Chairman Street said the mine was the largest taxpayer in the County and that she had said "no" to a number of requests from the mine, but that this was the last thing still pending. Upon a motion by Supervisor Davis, seconded by Supervisor Brownlow, the Board voted unanimously to accept the easement.
3. Consider approval of Settlement Agreement between Yavapai County, Dibble & Associates, and Marion and Barbara Miller, in the amount of \$15,000 plus construction costs, to be paid from Liability Insurance Deductible Account.
4. Consider approval of Authorization of Services #2212007 with Sunrise Engineer, Inc. until July 1, 2003, in an amount not to exceed \$50,000 for the Fain Road Project Post Design Services. Half-cent sales tax project.
5. Award or reject bids received to Supply and Deliver Corrugated Metal Pipe, Contract No. 2212004. Bids opened April 23, 2002, with bids received from Arizona Culvert/Pacific Corrugated Pipe Company and Contech Construction Products, Inc. Recommend awarding to both bidders at various unit prices.
6. Award or reject bids received for Supply or Supply and Delivery of Cover Material, Contract No. 2212016. Bids opened April 23, 2002, with bids received from the following vendors: Flintstone Industries; Hanson Aggregate of Arizona, Inc. (Clarkdale); Hanson Aggregate of Arizona, Inc. (Wickenburg); Meadow Valley Contractors; and United Metro Materials. Recommend awarding to all bidders at various unit prices.

CONSENT AGENDA FOR BOARD OF SUPERVISORS: Unless otherwise noted, all items were approved

by unanimous vote. Motion by Supervisor Davis, second by Supervisor Brownlow.

1. Requests from Board of Supervisors:
 - a. Approve minutes of meeting of April 15, 2002.
 - b. Liquor license for which there are no protests, Series 12 Restaurant, Hailey's Grill, Mayer area, Linda Kay Swalve.
 - c. Consider renewal of contract with the Arizona State Board of Equalization for services related to appeals of property valuations, to be paid from Outside Services account.
 - d. Consider approval of a resolution amending Resolution No. 986, Delegating Authority for Approval of Special Event Liquor Licenses, Temporary Premises Extension/Patio Permits, Fireworks Permits and Parade Permits, and Establishing Administrative Procedures. (Resolution No. 1339)
 - e. Consider appointing Betty Robinson, Redwood Memorial Gardens in Dewey (private), to replace Ed Maestro on the Local Workforce Investment Board Executive Committee as a representative of District 2.
 - f. Set hearing to consider approval of the 2002-2003 fee schedule for services provided to fire districts and other special districts in the County, pursuant to A.R.S. §11-251.06, §11-251.08, and §48-419, for May 20, 2002, at 9:30 a.m.
 - g. Permission for Supervisor Chip Davis to travel out of state to Montgomery, Alabama, May 27-31, 2002, in order to attend the 49th Annual National Security Forum of the Air War College, in the approximate amount of \$857 to be paid from Training/Travel Account.
 - h. Consider approval of contract with the Verde Valley Humane Society for animal shelter services for the period February 1 through June 30, 2002. Chairman Street asked if staff was exploring the possibility of other options once the contract was up at the end of June. Mr. Holst said staff was collecting information regarding another option. Upon a motion by Supervisor Brownlow, seconded by Chairman Street, the Board voted unanimously to approve the contract.
2. Request from Recorder for permission for County Recorder Patsy C. Jenney-Colon to attend the International Association of Clerks, Recorders, Elected Officials and Treasurers (IACREOT) meeting in Kansas City, Missouri, June 17-21, 2002, at an approximate cost of \$1,400 to be paid from budgeted Storage and Retrieval Funds.
3. Request from Sheriff to award bid for IBM RS/6000 server and operating system for the Sheriff's Office internal records management system to Key Information Systems in the amount of \$59,409.62, to be paid for from Jail Enhancement Fund. Bids opened April 16, 2002, with bids received from the following vendors: Key Information Systems, MainLine; Pacific Infosystems; Compucom; and IBM Direct WSCA.
4. Requests from Assessor:
 - a. Permission for Assessor Tony Martinez and Cartographer Karen Barker to attend Environmental System Regional Institute (ESRI) Conference in San Diego, California, July 5-12, 2002, in the amount of \$5,800 to be paid for from the Assessor Surcharge Fund, 2002-2003 fiscal year budget. Supervisor Davis said this request was for the next budget year and that it was premature, after which he moved to deny the request. Supervisor Brownlow seconded the motion, saying he hoped that other elected officials and department heads were paying attention to the fact that the Board was turning down a request for out of state travel. Chairman Street called for the vote, which carried unanimously.
 - b. Pursuant to A.R.S. §42-12054, approve the conversion of various parcels from Legal Class 4 to Legal Class 5 as of their date of conversion, as evidenced in Board Memorandum No. 2002-03.
5. Request from Finance for approval of the Single Audit Reporting Package for the year ended June 30, 2001, and the Expenditure Limitation Reports for the years ended June 30, 2000 and June 30, 2001.
6. Requests from Facilities/Parks:
 - a. Consider approval of an agreement with the Verde Valley Fire District for the purpose of granting the fire district access via a dry hydrant to water in the pond at Windmill Park in the Cornville area for fire suppression, at no cost to the County.
 - b. Consider approval of extension of agreement with Contract Wastewater Operations for routine operation and maintenance of the Camp Verde Justice Facility wastewater treatment plant for the period July 1, 2002 through June 30, 2003, at an annual base cost of \$29,506.60 with additional hours on an as-needed basis being billed at \$40.42 per hour, to be paid from Outside Services account.
7. Request from Medical Assistance for permission to hire a part-time person for six months to assist with the transition to electronic billing for Long Term Care, at a cost not to exceed \$25,000 to be paid for from Long Term Care Funds. Chairman Street said that over the last year the Board had taken the position that it would not allow for outside MIS people. Mr. Holst said it was his understanding that MIS was in favor of this request, that it was not a permanent position, and that it had more to do with data entry. MIS Director Stephen Welsh said that if approved by the Board, this process would be run out of his office and that it was to help Medical Assistance get on track with billing. Upon a motion by Supervisor Davis, seconded by Supervisor Brownlow, the Board voted unanimously to approve the request.
8. Requests from Fleet Management:

- a. Permission to purchase three utility golf carts, each equipped with four seats and a pickup bed, for Facilities Department, at a cost of \$6,303.06 per unit, to be paid from Motor Vehicles account. Fleet Management Director Dave Burnside told the Board that the carts would be ideal for use on the Plaza and other County properties, and that they would be less expensive to operate than regular vehicles. He noted that the carts would be licensed for use on the streets. Upon a motion by Supervisor Brownlow, seconded by Supervisor Davis, the Board voted unanimously to approve the purchase of the carts.
 - b. Consider approval of intergovernmental agreement with the Camp Verde Marshal's Office for motor vehicle fuel and motor vehicle repair and maintenance. Supervisor Davis asked Fleet Management Director Dave Burnside if the agreement had been signed by the Camp Verde Town Council. Mr. Burnside said it had, and that at this point the Marshal's Office was looking only at utilizing the agreement for heavy equipment. Supervisor Davis asked Mr. Burnside when he had received direction to enter into negotiations with another entity. Mr. Burnside responded that he had been working with Camp Verde for some time and had believed the Board was aware of it. Supervisor Davis asked Mr. Burnside how he would tell the private auto shops in Camp Verde that the County was taking business away from them. Mr. Burnside said that was a good question, and that he had left that issue up to the other jurisdiction. Supervisor Davis asked Mr. Burnside who he thought the private auto shops would blame when they start losing business, and who he thought the Town of Camp Verde would blame if the Board did not approve the agreement. Saying he had been placed in a no-win situation, Supervisor Davis moved to deny the agreement saying perhaps the process could be improved. Mr. Burnside pointed out that the County had a similar agreement with the Town of Jerome and with the Camp Verde Fire District. He asked if he was to not pursue any more agreements of this nature, adding that he had also been talking with the Arizona Department of Public Service about providing similar services. Chairman Street asked if the agreements would help the County pay for an employee to do the work. Mr. Burnside said that was correct. Chairman Street asked if an employee would have to be laid off if the Board did not approve the agreement. Mr. Burnside said he had not yet hired anyone, and that if he did not have the Board's support in this matter he would no longer pursue it. Supervisor Davis said the Town of Jerome had no auto repair shops, and that the agreements with Jerome and the fire district had come through the Board office. He said he would stand by his motion to deny the agreement. Supervisor Brownlow told Mr. Burnside it appeared that he had proceeded without involving Supervisor Davis in the process. Supervisor Brownlow seconded the motion, which carried by unanimous vote.
9. Requests from Human Resources:
 - a. Permission to place the Technical Support Supervisor (MIS Department) in Range 65 of the compensation program effective July 1, 2001, to correct an error made during the at-will transition, at a cost of \$281 to be paid from the MIS Salaries account.
 - b. Consider approval of job descriptions and range placements for the following positions in the Health Department: Public Health Preparedness Response Coordinator, Range 65 (\$43,554-59,291); Public Health Epidemiologist, Range 64 (\$39,594-53,901). Both positions grant-funded.
 - c. Permission for Risk Manager Donna Thompson to attend the Public Risk Managers' Association conference in San Antonio, Texas, May 14-17, 2002, at a cost to the County of \$195 for travel/meal expenses, with all other costs to be paid by the Arizona Counties Insurance Pool.
10. Request from MIS for permission to move \$7,000 from Furniture/Equipment to Computer Equipment in order to fund the purchase of two IBM Thinkpad laptop computers for Adult Probation.
11. Request from County School Superintendent for permission for Ken Shuck to use a County vehicle on a full-time basis.
12. Requests from Health Department:
 - a. Appoint the following individuals to the Yavapai County Food Safety Industry Council: Kathy Flowers and Liz Therlault, representing District 1, each for three-year terms; Bob Bouchard and Linda Rose, representing District 2, each for three-year terms; Elaine Bremner and Frances Morgan, representing District 3, each for three-year terms; Karl Klein, Jeanne Briggs, Richard Harges, and Andre Herbert, representing District 1, each for two-year terms; Denise Parra, John Fitzgerald, and Fernando Gonzales, representing District 2, each for two-year terms; Romano Scaturro, Randall Hauk, and John McRenolds, representing District 3, each for two-year terms.
 - b. Permission for Health Department Director Marcia Jacobson to attend "Success and Sustainability, Community Access Program Spring 2002 Grantee Meeting", June 9-11, 2002, Washington, D.C. at a cost of approximately \$1,250 to be paid by the Community Access Program grant.
13. Approve vouchers.

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

- 1. Resolve into the Boards of Directors of the Yavapai County Flood Control, Free Library and Jail Districts and other County improvement districts as follows, for the purpose of approving vouchers: Ash Fork Street Lighting Improvement District; Coyote Springs Road Improvement District II; Prescott East Sanitary District; Yarnell Street Lighting Improvement District; Seligman Street Lighting Improvement District; Sun-Up Ranch Road Improvement District; Seligman Sanitary District; Pine Valley Street Improvement District.
- 2. Resolve into the Board of Directors of the Yavapai County Flood Control District:
 - a. Approve minutes of meeting of April 15, 2002.
 - b. Consider selling a portion of a District-owned parcel in the Spring Valley area to the adjacent property owner for \$1,015.81 and authorize the Development Services Director to sign the necessary paperwork. Lot 674, Spring Valley Unit 2 (500-03-674).
- 3. Resolve into the Board of Directors of Bryce Canyon Drive Sewer Improvement District.
 - a. Approve minutes of meetings of October 15, October 23, November 19, 2001; and January 22, 2002.
 - b. Consider approval of change order with Frontier Excavation in the amount of minus \$3,882.98, as recommended by the District Engineer.

CLAIMS AGAINST YAVAPAI COUNTY

<u>ACCOUNT</u>	<u>AMOUNT</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
General Fund	2,935,139.86	Forest Projects	24,779.97
Jail District	512,963.78	District 1 Park Fund	21,405.13
District 2 Park Fund	8,116.20	District 3 Park Fund	6,426.92
Family Planning	10,524.63	MCH Programs	3,654.13
Home Health Ser	23,565.67	Health Promotion	6,262.44
Nutrition	3,540.02	T.B. Control	2,833.70
WIC Program	24,339.29	Jail Enhancement	5,679.23
Juvenile Delinq. Reduct	16,242.08	Juvenile IPS	30,774.55
Family Counseling	448.00	Juvenile Food Prog	2,676.96
Community Adv. Bd.	2,500.00	Probation Serv	7,531.52
Adult IPS	53,570.44	Adult Probation Fees	41,059.83
Prob Enhance	60,655.27	Recorder's Surcharge	1,949.14
Indigent Def/Dg	2,108.78	Crim Just/Atty	20,451.94
Bad Check Prog	6,667.48	CDBG Grant	29,906.44
Juv Prob Svs	9,007.47	Commodity Fd	599.25
Azeip Case Mgmt	5,298.45	Sexual Trans Disease	184.04
Hi Risk Chld HI	4,687.44	Clerk's Storage	825.26
WIC/TOB Intervention	3,499.89	HIV Counsel & Test	3,048.71
Atty Anti-Racket	6,635.98	PANT	7,913.11
Law Library	8,854.74	CASA	9,351.00
Case Process	7,902.76	Childrens Justice	3,349.14
Primary Care V.V.	16,155.00	Azeip Coordinator	4,245.13
DARE	60.00	Vict Witns Prog	13,083.69
Court Enhancement	2,969.38	Council Court	4,283.18
Drug Enf Fndg	2,337.23	Primary Care Svs	32,132.51
Yav. Roundup Ph II	9,062.40	Victims Rights Impl	6,894.79
JAIBG Juv Acct 3	4,377.10	Yav Indian Agreement	3,733.28
Hassayampa/LTC	2,325.99	Dietetic Intern	1,753.58
Immuniz Service	4,457.44	Personal Care Svs	960.03
Idea-Preschool	1,902.76	Public Defender Train.	1,106.00
Subs Abuse/DARE	591.16	Chem Abuse	505.34
Family Drug Court	1,719.60	Juvenile Drug Court	6,941.45
Juv Det/PACE	5,517.34	Collaborative Comp Gr	1,600.00
Special Program	17,436.87	Sm Schools Ecia	1,406.15
Sm Schools Beha	33,328.04	Cops in School	8,300.35
Fill the Gap - Courts	9,001.83	Hurf Road Funds	648,908.42
Assessor Surcharge	77.36	Health Fund	125,575.98
Jail Commissary	9,344.90	Yav. Cemetery Assoc	5,328.95

Landfill Administ.	78,911.55	Water Advisory Comm	8,378.29
Osteoporosis	220.29	Clinical NICP	1,776.03
Tire Recycle	16,307.82	Safe School Pro	11,845.47
Adhs-Svs Coord	1,431.38	Local Incentive Awards	2,468.51
Fill the Gap – Attorney	5,249.30	Family Law Commiss.	7,996.97
Comm Punish Pro	4,991.16	Idea Education	223.24
Juv. Detent Ed Pro	3,482.69	Regnl Road Project	123,650.10
Library Auto. Consor	70.53	Health Start	7,338.43
Victim Compensation	8,630.12	Interstate Compact Pro	4,536.48
Ryan White II	4,161.15	Primary Care Fees	1,234.19
Perinatal Block	5,410.45	Well Woman Health	4,007.29
Tobacco Educ	24,004.12	Hopwa Housing Op	2,086.25
Cops Fast	6,703.62	Ad Prob Education	665.54
Detention Education	166.37	School Res. Mayer	2,660.46
St. Grant in Aid	913.73	Direct Treatment Fund	3,952.50
Mental HealthRWJF	2,223.30	Mental Health Part.	8,523.10
Field Trainer	3,535.56	Comm. Access Pro	13,130.72
Attendant Care	49,534.86	HIV/CT	922.00
HIV Targeted	3,774.08	Childrens Justice	1,603.92
Child Sup & Vis	1,334.41	Domestic Relations	226.81
NIBRS Reporting Sys.	595.00	Self Service	1,122.16
VOCA	9,427.71	LTAF Vlt Local Trans	51,439.93
Yav. Drug Court	5,657.94	JTSF Treatment	7,351.38
Diversion Conseq.	2,337.93	Tobacco Donation Fund	89.45
Transferred Youth	2,397.25	Capital Projects	685,357.52
Jail Construction	4,343.33	Bagdad Airport	1,865.00
Sedona Airport	3,160.00	ALTCS	655,115.88

In addition, payroll was issued on May 3 for the pay period ending April 27; warrant numbers 2418661 through 2418660, in the amount of \$358,229.19. Jury certificates were also issued, warrant numbers 6855026 through 6855509. Warrants issued for May 6 Board day, 4169020 through 4169420; 4169421 through 4169910; 4169911 through 4170310.

There being no further business, the meeting was adjourned.

ATTEST:

_____Clerk _____Chairman