

OFFICE OF BOARD OF SUPERVISORS
YAVAPAI COUNTY, ARIZONA

Prescott, Arizona

July 1, 2002

The Board of Supervisors met in regular session on July 1, 2002.

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

Absent: Gheral Brownlow, Member, due to a prior family commitment.

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

Due to Supervisor Brownlow's absence, references to "approved by unanimous vote" or "denied by unanimous vote" are understood to mean a unanimous vote of those present.

ITEM NO. 1. Board of Supervisors.

1. Present Certification of Appreciation to Sandy Pemberton of the County School Superintendent's Office, upon her retirement after 30 years of service to Yavapai County. Chairman Street read the Certificate of Appreciation, which expressed the Board's gratitude to Ms. Pemberton for 30 years of dedicated service to Yavapai County. Ms. Pemberton said it did not seem like she had been with the County for 30 years, and that she would miss everyone.
2. Resolve into Yavapai County Board of Equalization and conduct hearing on Petition for Notice of Proposed Correction for tax years 2002 and 2003, 408-25-040A and 040C, Dr. George Moore. Reference: Board of Equalization minutes.
3. Resolve into Board of Supervisors. Consider approval of the following out-of-state travel requests, which were held in abeyance on June 17, 2002: Health Department Director Marcia Jacobson participated in discussion. Following very brief discussion, the Board voted unanimously to approve all three travel requests because they would be paid for from funds other than County general funds. Motion by Supervisor Davis, second by Chairman Street.
 - a. Permission for Peg Anderson, Environmental Health Specialist, Health Department, to attend "Pacific Regional Food Conference", August 13-14, 2002, and "Food and Drug Administration – Strategic Planning for National Retail Food Standards", August 15-16, 2002, in Lake Tahoe, Nevada, with all costs to be paid by the U.S. Food and Drug Administration.
 - b. Permission for Health Department Medical Director Dr. Leonard Jasinski to travel to Los Angeles, California, on July 12, 2002, in order to take the Family Practice Medical Recertification exam, at an approximate cost of \$1,025 to be paid by the Primary Care program (Tobacco Tax). *Note: This item was not held in abeyance on June 17, but was added to the agenda after publication of the preliminary agenda.*
 - c. Permission for Alternative Dispute Resolution Coordinator Kathleen McCormick, Superior Court, to attend Association for Conflict Resolution International Conference, San Diego, California, August 21-24, 2002, with all expenses to be paid by the Domestic Relations Education and Mediation Fund.
4. Consider approval of items appearing on the Consent Agenda for Board of Supervisors and on the Consent Agenda for Special Districts. With the exception of items 1.e., 4. and 8., all items were approved by unanimous vote. Motion by Supervisor Davis, second by Chairman Street. See Consent Agenda for detail.

ITEM NO. 2. Elections Director Sharon Keene-Wright. Pursuant to A.R.S. §16-464(B), draw lots to determine ballot position for Republican precinct committeemen candidates for the Williamson Valley Precinct, and for Democrat precinct committeemen for the Badger Precinct and the Coffee Pot Precinct. Ms. Keene-Wright told the Board that in cases where there were more candidates than positions, it was necessary to draw lots to determine the ballot order. She noted that one candidate in the Coffee Pot Precinct had withdrawn and that there was no longer any need to draw lots for that precinct. Williamson Valley area resident Lou Smith referred to A.R.S. §16-464(D), saying he believed it would be necessary for the Board to first adopt a resolution providing for the drawing of lots, and then to proceed with the drawing. Chairman Street called for a brief recess in order to allow Mr. Hunt time to review the statute. Following the recess, Mr. Hunt said that the statute was not a model of clarity but that if there were more candidates than positions there had to be some way to provide for ballot placement and that in his opinion the Board could proceed with the drawing of lots. Chairman Street and Supervisor Davis took turns drawing names for the Williamson Valley and Badger Precincts. The drawing for Republican precinct committeemen in the Williamson Valley Precinct resulted in the candidates' names appearing on the ballot in the following order: Roger Mortensen; Lou Smith; Frank Claunch; Kenton Jones; Buck Buchanan; Bill Warren; Winnie Mortensen; Jim Buchanan; Robert Stearns; Victor Pereboom; Arlene Warren; Michael Veitsman; Sheila Buchanan; and Jan Smith. The

drawing for Democrat precinct committeemen in the Badger Precinct resulted in the candidates' names appearing on the ballot in the following order: Paul Poyner; Linda Bowen; and Jeff Stone.

ITEM NO. 3. Development Services Director Ken Spedding and Planning Manager Elise Link. Planning and zoning. Planning & Zoning Commission member Gene Kerkman was present to represent the Planning & Zoning Commission.

1. Consider approval of items appearing on the Consent Agenda for Planning & Zoning. Items 1. through 5. were approved by unanimous vote, upon a motion by Supervisor Davis, seconded by Chairman Street.

CONSENT AGENDA FOR PLANNING & ZONING: Items 1. through 5. were approved by unanimous vote, upon a motion by Supervisor Davis, seconded by Chairman Street.

1. Zoning map change from R1L-35 to PAD, 106-10-015K, 151B, 148A, 148C, 023M, 148E, 148G, 148J, and 148K, Granite Dells area near Prescott, Alan Snyder, Prescott Dell Properties, L.L.C. agent for Prescott Dell Properties, L.L.C., #2050. Consideration of a Zoning Map Change from R1L-35 [Residential; Single Family Limited, minimum thirty-five thousand (35,000) square feet minimum lot size] zoning district to a Planned Area Development (PAD) zoning district to allow one hundred five (105) single family homesites on approximately one hundred six (106) acres for the project known as Granite Park PAD. Located on the east and west sides of Boulder Creek Lane approximately one thousand sixty-three (1,063) feet west of its intersection with Highway 89 in the Granite Dells area. The Planning and Zoning Commission recommended approval of Zoning Map Change, but did not approve the associated site plan of H2050 with the following stipulations: 1). Approval of ZMC to PAD. Submittal of Preliminary Plat shall be in general conformance with the Preliminary Site Plan that was submitted with the exception of the number of lots. Preliminary Plat not to exceed a maximum of 100 lots, unless it can be adequately demonstrated based on technical information submitted with the preliminary plat that a greater number of lots will not cause significant blasting of rocks or otherwise adversely impact the site; 2). This Zoning Map Change to a PAD shall be subject to the Applicants obtaining the Board's approval of the Final Site Plan/Preliminary Plat within one (1) year of the Board's approval of this zoning map change application; 3). The primary access road and all private, internal roads shall be constructed to Yavapai County road standards; 4). This approval is contingent upon the Applicants obtaining water and sewer service from the City of Prescott and obtaining a Community Plan Amendment; 5). The development shall conform to the fire prevention/fire suppression provisions in the Central Yavapai Fire District's letter dated May 7, 2002 and the secondary access route to SR 89 shall be constructed to Fire Code standards, as part of the Phase I of the development; 6). The public trail easement shall be extended to the northern property line near Lot 1 for future connectivity and language recommended by the City of Prescott's letter dated 5-6-2002 shall appear on the Plat; 7). The development shall comply with all applicable local, state and federal regulations, unless waived by the Board of Supervisors; 8). The designated trail shall remain open to the public even if the City of Prescott reverts the trail; 9). Applicant to meet all Arizona Department of Water Resources (ADWR) standards for exempt wells in the Active Management area; 10). Conformance with conditions in letter dated May 6, 2002 from the City of Prescott.
2. Use permit to allow a Series 12 liquor license to serve alcohol in conjunction with an existing restaurant in a C-1 zoning district, 115-06-140B, Iron Springs Café, Prescott area, Tudie Frank-Johnson, #2041. Consideration of a use permit to allow Series 12 Liquor license to serve alcohol in conjunction with an existing restaurant on a 1.63 acre parcel currently zoned C-1 (Commercial; Neighborhood Sales and Services) located 1501 Iron Springs Road, located on the West corner of Kile Street and Iron Springs Road one mile West on from the intersection of Willow Creek Road and Iron Springs Road in Prescott, Arizona. The Planning and Zoning Commission recommended approval of Use Permit, H2041 with the following stipulations: 1). Approval of the use permit on a permanent, transferable basis, or to run concurrently with the life of the liquor license, to allow wine, beer and margarita service exclusively to patrons dining at the restaurant; 2). The applicant shall comply with all applicable local, state and Federal regulations.
3. Final Plat, Talking Rock Ranch Final Plat Phase 2, 306-35-257B, Williamson Valley area northwest of Prescott, Doug Zuber agent for TRR Land LLC, #2063. Consideration of a Final Plat for Phase 2 consisting of 68 lots on an approximate 67.81 acre portion of a parcel on property currently zoned PAD (Planned Area Development). Located on the East side of Williamson Valley Road approximately 3,000 feet north of the intersection of Nancy Drive and Williamson Valley Road. The Planning and Zoning Commission recommended approval of #H1049, Preliminary Plat Phase II, with the following stipulations: 1). Development in general conformance with the Preliminary Plat map for Phase II

dated November 1, 2001; 2). Applicant to comply with CYFD letter dated November 28, 2001 as part of the Final Plat submittal; 3). Setbacks/Building Envelopes according to the Development Agreement to be illustrated on the Final Plat; 4). Applicant to submit street names to be reviewed and approved by the County Addressing Coordinator in cooperation with CYFD prior to submittal of the Final Plat; 5). Secondary/emergency access, constructed to Fire Code standards, to be shown on Final Plat submittal; 6). Design Review Division to review and approve roadway geometric and construction plans prior to submittal of the Final Plat; 7). A Phase III Drainage Report to be submitted and approved by the Floodplain Unit as part of the Final Plat application; 8). ADEQ/County Environmental Services Unit approval of sanitary facilities as part of Final Plat application.

4. Final Plat, Talking Rock Ranch Final Plat Phase 3, 306-35-257B, Williamson Valley area northwest of Prescott, Doug Zuber agent for TRR Land LLC, #2062. Consideration of a Final Plat for Phase 3 consisting of 61 lots on an approximate 46.17 acre portion of a parcel on property currently zoned PAD (Planned Area Development). Located on the East side of Williamson Valley Road approximately 3,000 feet north of the intersection of Nancy Drive and Williamson Valley Road.
5. Preliminary Plat, Talking Rock Ranch Preliminary Plat Phase 4-A, 306-35-203J, Williamson Valley area northwest of Prescott, Doug Zuber agent for TRR Land LLC, #2055. Consideration of a Preliminary Plat for Phase 4-A for 8 ranch cottages, 4 tracts and 2 custom lots on an approximate 5.36-acre parcel on property currently zoned PAD (Planned Area Development). Located on the East side of Williamson Valley Road approximately 3,000 feet north of the intersection of Nancy Drive and Williamson Valley Road. The Planning and Zoning Commission recommended unanimous approval of the Preliminary Plat, H2055 with the following stipulations: 1). Final Plat submittal shall be in general conformance with the Preliminary Plat and shall be in conformance with all other applicable codes, standards and regulations, unless waived by the Board of Supervisors; 2). ADEQ/County Environmental Services Department approval of sanitary facilities prior to Final Plat submittal; 3). All street names and addresses be approved by the Address Coordinator or his/her designated person prior to Final Plat Approval.
6. Use permit for operation of a dude ranch and Series 11 motel/restaurant liquor license, Bumble Bee Guest Ranch, 502-12-002D, Bumble Bee area, Michael Haywood agent for Bumble Bee Ranch, #2037. Consideration of a Use Permit in order to operate a dude ranch, including but not limited to trail rides, skeet shooting, gold panning, helicopter tours of the area with overnight stays along with a series 11 motel/restaurant liquor license, in order to serve liquor to ranch guests. Situated on a 15-acre portion of the approximately 200-acre Bumble Bee Ranch, in an RCU-2A (Residential: Rural two acre minimum parcel size) zoning district. Located on the east side of the Bumble Bee Road, approximately 4 miles north west of the Bumble Bee Road/I-17 intersection. The Planning and Zoning Commission recommended approval of the Use Permit, H2037 with the following stipulations: 1). Use permit to be approved on a permanent/transferable basis with notification of staff prior to transfer; 2). Guest ranch to be operated in accordance with site plan and letter of intent submitted with the applicant's use permit application and in conformance with all other applicable codes, standards and regulations, unless waived by the Board of Supervisors; 3). Remainder of Bumble Bee Ranch, surrounding the 15 acre core activity area, shall remain un-subdivided and undeveloped, except for cattle ranch related improvements and shall be used for cattle ranch and guest ranch activities, such as trail rides only, so long as the use permit is in force and effect; 4). Maximum number of guests on-site at any one time not to exceed 300; 5). No off-premise signage allowed; 6). Waiver of parking standards to allow non-surfaced parking , unless and until such time as dust becomes a problem. Supervisor Davis said he would like to see stipulation #1 changed to make the use permit non-transferable, and that he also had concerns about the helicopter tours. Ms. Link said she would ask the applicant if making the use permit non-transferable, noting that the Commission had approved it as a transferable use permit. She said the only discussion at the Commission meeting regarding the helicopter tours was that they had been taking place for quite some time. In response to a question from Supervisor Davis, Bumble Bee Ranch manager Kelly O'Shaughnessy said that the ranch was comprised of 190 acres and that the prior owner held the grazing lease rights on about 74,000 acres of BLM land and owned all the cattle. Supervisor Davis said that was why he felt the use permit should be non-transferable, that it was being developed as a dude ranch and that if it went up for sale he would like to see the use permit come back to the Board. He said he had no problem with what the applicant was doing, but would like to see it come back in the event of a sale. Ms. O'Shaughnessy said that with regard to the helicopter tours there were not many of them, and that most of them were just back and forth from the Scottsdale airport. Supervisor Davis said the Sedona area had helicopter tours and that it was a problem that he would just as soon not see spread to other parts of the County. Ms. O'Shaughnessy suggested limiting the

helicopter tours to a certain number of days per year. Supervisor Davis asked that a stipulation be added limiting the helicopter tours to 10 days per year. Supervisor Davis said he was also concerned that staff suggested that RVs using the ranch dump their waste at other locations in the Black Canyon City area, and that he did not think it was right for staff to make such a suggestion. Ms. O'Shaughnessy said the ranch was in the process of adding a septic system for the kitchen and that RVs could dump into that system. Supervisor Davis said he just did not think the County should be telling people to use someone else's facilities. He said he also had concerns about secondary access and asked Ms. O'Shaughnessy if the ranch had an evacuation plan. Ms. O'Shaughnessy replied that there were three different ways to exit the ranch, one of which could be used by a bus and that the other two were negotiable by either truck or passenger car. She said there was not a problem getting people out of the ranch, and that all three exits led back to the highway. Ms. Link said that with regard to safety issues, she believed the Commission felt comfortable with it because the fire district had reviewed the plan and said it looked okay. Supervisor Davis moved to approve the recommendation of the Planning & Zoning Commission with changes to the stipulations to make the use permit non-transferable and limit the number of helicopter tour days to 10 days per year. Chairman Street seconded the motion, which carried by unanimous vote.

7. Yavapai County Zoning Ordinance Amendment, revised fee schedules, Development Services, #2068. Commission to consider proposed revisions to Development Services Fee Schedules pertaining to Land Use, Planning And Environmental Services. The Planning and Zoning Commission recommended approval of H2068. Mr. Spedding told the Board that fees had not been increased since 1987, and that the proposed fee increases were related to zoning and land use issues. He said that at the May 29, 2002, joint session with the Planning & Zoning Commission there had been discussion about increasing fees for wells, but that staff was still working on that item and would bring it forward at a later date. He added that a fee had been developed for review of alternative wastewater systems, which he said had previously been sent outside for review but which were now being done in-house. Ms. Link said the Commission had reviewed the proposed fees and had not had any questions. She said that since the Commission meeting, the fee for minor land division review had been increased slightly from \$250 to \$300 for each new parcel being created. In response to a question from Chairman Street, Deputy County Attorney Randy Schurr said that people could request a review by the department prior to splitting property. He said that at its July 15, 2002, meeting, the Board would be asked to consider adoption of a minor land division ordinance that would require such reviews and that following adoption of the ordinance people could still record splits without the review but that building permits would not be issued for property split without the required review. Mr. Spedding continued a brief review of the fees, saying it was staff's understanding from the joint session on May 29 that the Board and Commission did not feel that fees should necessarily equal 100% of costs. He said he would recommend a review of the fees every year or every couple of years in the future in order to keep increases at reasonable levels. Supervisor Davis asked whether, with regard to fees for alternative wastewater systems, it would be appropriate to set up zones so that in areas where more review was required the applicant would be paying for most of the cost. Prescott Division Permitting & Compliance Director Alex Price said that any plan that deviated from the standard would have to be sent out for review by a professional engineer, and that that was taken into account by having two different fees. Supervisor Davis said he thought the \$50 fee for reducing density should be eliminated, and Chairman Street agreed. There was brief discussion about comparisons of fees between the County and other counties, cities and towns, in which Development Services staff member Chris Bridges participated. There was also brief discussion regarding PAD zoning, how many PADs do not follow through and the amount of work involved in extinguishing a PAD. Supervisor Davis said he thought many people had taken advantage of the fact that the County had not increased its fees since 1987, and that it was probably the reason that no objections had been received regarding the proposed increases. Jim Holt, director of the Prescott Active Management Area, referred to the joint session discussion on wells saying that the Arizona Department of Water Resources was concerned about verification of setbacks between wells and septic systems and would continue to work with County staff regarding that issue. Supervisor Davis moved to approve the recommendation of the Planning & Zoning Commission. Chairman Street seconded the motion, which carried by unanimous vote.
8. Yavapai County Zoning Ordinance Amendment, Section 111.F.3., Affidavit of Disclosure, Development Services, #2052. Add to Zoning Ordinance Section 111.F.3: (Affidavit of Disclosure) ***"If a parcel is vacant and not in an approved subdivision, and sold after May 18, 2000, proof that the disclosure affidavit required by A.R.S. § 33.422 was recorded must be provided. In the event no affidavit was recorded, the applicant must execute and record***

the affidavit prior to issuance of a zoning clearance. The Planning and Zoning Commission recommended approval of Amendment, H2052. Supervisor Davis said he felt this amendment warranted some public discussion because it was an important change to the way things had been done in the past. He said the Affidavit of Disclosure would assist the County in addressing safety concerns and the like. Chairman Street agreed, saying that buyers often had no idea what they could or could not do. Upon a motion by Supervisor Davis, seconded by Chairman Street, the Board voted unanimously to approve the recommendation of the Planning & Zoning Commission.

ITEM NO. 4. Development Services Director Ken Spedding. Special recognition of Joe Polzien for receiving "Property Maintenance & Housing Inspector Certification, and of Jim Wilson for receiving "Building Inspector Certification", each through the International Conference of Building Officials. Building Safety Official Dick Busby participated in this item.

ITEM NO. 5. Resolve into Board of Directors of Bryce Canyon Drive Sewer Improvement District. Reference: Special district minutes.

1. Approve minutes of meeting of May 6, 2002.
2. Consider approval of Resolution No. 2002-2, Establishing a Policy for Additional Connections and Setting a Buy-In Fee.
3. Consider approval of request from Mark Temple, Temple Builders, Inc., agent for DS Prescott, for a total of three additional sewer connections on parcels 107-09-018A and 107-09-018B, contingent upon proof of ownership and contingent upon final approval of the Bryce Canyon Drive Sewer Improvement District sewer line project by the Arizona Department of Environmental Quality.

ITEM NO. 6. Resolve into Board of Supervisors. Convene in executive session pursuant to A.R.S. §38-431.03(A)(3) and (A)(4), for legal advice regarding Worm v. Yavapai County. Approved by unanimous vote. Motion by Supervisor Davis, second by Chairman Street.

ITEM NO. 7. Reconvene in open session and consider approval of settlement agreement, Worm v. Yavapai County. Upon a motion by Supervisor Davis, seconded by Chairman Street, the Board voted unanimously to approve the settlement agreement.

ITEM NO. 8. Human Resources Director Julie Ayers.

1. Consider request to allocate 2.6 performance points per eligible employee to each department to distribute for the 2002-2003 fiscal year's Annual Increase Program, pursuant to Personnel Policy 4.02. Ms. Ayers said that if the Board approved this request, it would result in an average 4.6% increase for employees. Supervisor Davis asked why the Board was being asked to set the amount on this day when it had not yet completed all the details on the budget. Ms. Ayers said that departments would start doing employee evaluations soon. Supervisor Davis said he had no problem with departments anticipating 2.6 as the number, but that he was not comfortable with approving it on this day. He said he would rather wait until the Board knew what it would be doing with the rest of the budget, and moved to hold this item in abeyance until the meeting of July 15, 2002. Chairman Street seconded the motion, which carried by unanimous vote.
2. Consider request to adjust the width of the compensation table and approve transition worksheet. Ms. Ayers said she had compared the County's wages to five other comparable counties and that she was recommending extending the ranges on the compensation table by four steps. She said that one of the goals of the compensation program was to have a consistently applied program and that currently the County was not competitive with regard to the maximum pay for some jobs. She said that extending the compensation table would enable some people to come back into the system. Supervisor Davis said that at one point the Board had been told that every job had a certain value regardless of how long the person had been in it. He said the Board had tried to make the ranges reflect the value of the various jobs, and asked if the Board was now being asked to look at something different. Ms. Ayers said she thought that if the starting pay was to be competitive the end pay should also be competitive, adding that the program was designed to move people forward through merit increases. Supervisor Davis referred to Coconino County's method of moving people forward faster early on, and then slowing advancement somewhat after the mid-point is reached. He said he would like to see some kind of process to equalize the percentage of increases between the lower paid positions and the higher paid positions, pointing out that a two percent increase for someone making \$20,000 a year was

substantially lower than the same percent increase for someone making a lot more than that. Chairman Street said that even if more steps were added, by the time those employees currently off the scale received merit increases they would once again be off the scale. She asked where it would stop, saying she had some problems with the transition portion of the request but probably had no problem with adding four steps to the ranges. Supervisor Davis moved to deny the request, saying it could be brought back at a later time when more information could be provided. He said the whole issue was very confusing and that there was not enough information about it. He said that during its budget talks the Board had noted the need to keep an eye on revenues and that once the revenue picture looked a little better the Board could revisit issues such as this one. Mr. Holst said that Ms. Ayers was trying to show the Board how the County compared to other counties, but that they could look at how things might work differently. Chairman Street seconded the motion, which carried by unanimous vote.

3. Consider all reclassification requests submitted for the 2002-2003 fiscal year. Ms. Ayers said she had asked department heads to submit any reclassification requests as part of the budget process. She provided the Board with a list of all requests, saying that any requests that were based on job responsibilities had to show a change of at least 25% over previous responsibilities. She noted that there were four pending requests that were filed timely, but which she would need to bring back to the Board at its July 15, 2002, meeting. Chairman Street said she believed this was a budget item. Supervisor Davis said reclassifications had been a problem for a long time. He said the Board had asked Human Resources to take all reclassification requests and develop some kind of criteria for reviewing the requests and to come up with objective recommendations. He said he believed that had been accomplished. He said he knew this was a difficult issue, and that every department had its needs, but that he was comfortable with the process that Human Resources was using and that he was prepared to approve the reclassification recommendations. Chairman Street said her problem wasn't so much how the requests were evaluated. She said the Board had approved a set number of positions, but that people started working outside their job descriptions and that just because they were working outside their job descriptions did not mean they needed to be upgraded. She said that when the compensation program was approved two years ago it was supposed to take care of the reclassification issue, but that now there were all these people working outside their job classification. She said she did not know how much the Board could continue adjusting the scale and upgrading people. Supervisor Davis said that the Board encouraged employees to always do better and that when they did those employees would ask for recognition and compensation. He said the County had more than 1,500 employees and that fewer than two-tenths of one percent of them were asking for reclassification. Supervisor Davis said that in the past these requests had come to the Board at nearly every meeting and that department heads were not going through Human Resources. He said the Board had asked Human Resources to take responsibility for reclassification requests, that Human Resources had done so, and that employees relied on the Board to follow through. He said he was happy with the process. Chairman Street asked Supervisor Davis whether it was more important to him that everyone received 2.6% on merit increases or that just a few employees be upgraded. She said the reclassification requests reflected about a 10% increase, and that it was a lot of money for relatively few people. She said she guessed the Board would have to hold this item because she had problems with it. Ms. Ayers said that the Health Care Aide I and Health Care Aide II positions would have to be reclassified or the County would have to pay back money it had received for funding those positions. Upon a motion by Supervisor Davis, seconded by Chairman Street, the Board voted unanimously to approve reclassification of the Health Care Aide I and Health Care Aide II positions, and to hold consideration of the remaining reclassification requests until the meeting of July 15, 2002.

4. Consider allowing five grandfathered classified employees to transition to at-will status. Ms. Ayers said that the five employees were in the County Attorney's office and wanted to become at-will employees. Chairman Street said that all of the employees were on staff at the time the Board offered at-will status, and that none of them had taken advantage of the opportunity. She said it was made clear at the time that the decision to remain classified would be a binding one, and that she was not keen on allowing them to move to at-will status now. Supervisor Davis said he agreed, and moved to deny the request. Chairman Street seconded the motion, which carried by unanimous vote.

ITEM NO. 9. MIS Director Stephen Welsh. Request for permission to complete intergovernmental agreements, begin recruiting personnel, and start development of the Assessor's

Package pending the inclusion of at least one additional county member in a Consortium. Estimated cost of \$750,000 for a three-year period, with actual cost to be determined by the Yavapai County Board of Supervisors, other County Boards of Supervisors, and County Managers as coordinated by County Administrator Jim Holst. In response to a question from Chairman Street, Mr. Welsh said the other counties expected to be involved in the consortium were Apache, Navajo and Greenlee counties and that Mohave and Coconino counties were not sure whether they wanted to join. Supervisor Davis asked if counties could join in later if the project was successful. Mr. Holst said that Yavapai County had taken the lead on this issue and that staff intended the project to be successful regardless of whether it cost a little more or a little less. He said that once the project's success was known there might be a number of counties wanting to join and that it might cost them twice as much to join later as it would to join now. He said that any money coming in from counties joining the consortium in the future would be funneled back to the original members of the consortium. He noted that counties currently using the Arizona Department of Revenue computer system are required to pay a secondary assessment of 40 cents per parcel, and that DOR had indicated that any county actively working on developing its own system would not be subject to that secondary assessment. Chairman Street said the County Assessors' group had been trying to develop something like this for years. County Assessor Tony Martinez said he had funds available for this project, and that not having to pay the secondary assessment to DOR would free up even more funding. In response to a question from Supervisor Davis, Mr. Holst said the project would be paid for through the Assessor's Surcharge Fund. He said the County was currently charging that account for computer support services, but that it could not pay the DOR data processing contract from that account. He said he believed that 100% of the costs of the project could be covered from the surcharge fund and the revenue that would be available by not having to pay DOR the secondary assessment. Chairman Street asked how much money the surcharge fund generated. Mr. Martinez said it was generating about \$384,000 per year. Mr. Holst said he was looking at \$250,000 a year that would be split between the counties in the consortium. Supervisor Davis asked Mr. Welsh if he had found personnel for the project. Mr. Welsh said he had identified one individual that he hoped to entice away from another entity, and that this individual was key to the project's success. He said he would open two other technical positions in-house. Upon a motion by Supervisor Davis, seconded by Chairman Street, the Board voted unanimously to approve this request.

ITEM NO. 10. Public Works Director Richard Straub.

1. Hearing: Consider approval of franchise agreement for Midvale Telephone Exchange, Inc. for telephone service. Approved by unanimous vote. Motion by Supervisor Davis, second by Chairman Street.
2. Hearing: Consider establishment of various roads in the Bagdad, Black Canyon City, Dewey, Prescott and Wilhoit areas as County highways. Resolution No. 1354 was approved by unanimous vote. Motion by Supervisor Davis, second by Chairman Street.
3. Consider approval of overlay project for Willow Lake Road. Approved by unanimous vote. Motion by Supervisor Davis, second by Chairman Street.
4. Consider approval of the Fort Rock railroad crossing as a project. Approved by unanimous vote. Motion by Supervisor Davis, second by Chairman Street.
5. Consider approval of a co-op project on Verde Ranch Road in the Paulden area, and contingent upon approval accept petition to establish Verde Ranch Road as a County highway and set hearing for July 15, 2002. Assistant to the Public Works Director Cathy Heath participated in discussion. Mr. Straub noted that \$24,000 had already been received from the residents for their share of the cost. Supervisor Davis moved to approve this item. Chairman Street seconded the motion and asked how much co-op money was available. Mr. Straub said that generally, \$100,000 a year was made available for co-ops on a first-come, first-served basis. Ms. Heath said that Public Works had requested \$200,000 for co-ops in the 2002-2003 fiscal year budget. Chairman Street called for the vote, which carried unanimously.
6. Request for permission to purchase heavy equipment for use at the tire yards and illegal dump sites, in the amount of \$222,000 to be paid from the Waste Tire Fund. Mr. Straub noted that the Waste Tire Fund could only be used to pay for things related to waste tires. He said this fund was \$500,000 in the black and that he was concerned the state might take some of the money back if it wasn't used. He told the Board that it would be very helpful to have heavy equipment at the tire dumps and that if emergencies arose the equipment could be used elsewhere as long as the Waste Tire Fund was reimbursed. Supervisor Davis asked Mr. Straub if he needed two trucks and two trailers instead of just one of each. Mr. Straub said that would be very good, but that he could make one of each work. Supervisor Davis moved to approve this item, but to allow for the purchase of two trucks and two trailers instead of just one of each. Chairman Street seconded the motion,

which carried by unanimous vote.

7. Consider approval of lease agreement with The Zonia Company to store millings on a site near the landfill in Prescott Valley. Approved by unanimous vote. Motion by Supervisor Davis, second by Chairman Street.
8. Consider approval of indemnity agreement with private property owners in the Verde Valley for use of their property during the July 2002 emergency brush chipping program. Assistant to the Public Works Director Cathy Heath participated in discussion, saying that there were eight different locations in the County where brush chipping was available and that two of the locations were on private property. She said the property owners had requested indemnity agreements because of liability and that they had also requested certificates of insurance from the County. She noted that the indemnity agreements for which she was requesting approval were slightly different from the agreements provided to the Board as part of their back-up materials for the meeting. Supervisor Davis moved to approve the agreements with the changes noted by Ms. Heath. Chairman Street seconded the motion, which carried by unanimous vote.
9. Consider approval of items appearing on the Consent Agenda for Public Works. All items on this Consent Agenda were approved by unanimous vote. Motion by Supervisor Davis, second by Chairman Street.

CONSENT AGENDA FOR PUBLIC WORKS: All items were approved by unanimous vote. Motion by Supervisor Davis, second by Chairman Street.

1. Consider accepting petition to establish roads in the Camp Verde, Cornville, Lake Montezuma, Verde Village, and Village of Oak Creek areas as County highways and set hearing for July 15, 2002, at 11:30 a.m.
2. Award or reject bids received for Supply or Supply and Delivery of Asphaltic Cold Mix Material in Yavapai County, Contract No. 2211082. Bid opened June 18, 2002, with bids received from the following vendors: Asphalt Paving & Supply; Hanson Aggregates; Mesa Materials; and United Metro. Recommend awarding to all bidders at various unit prices.
3. Award or reject bids received for Annual Contract for Rental Equipment in Yavapai County, Contract No. 2209581. Bids opened June 18, 2002, with bids received from the following vendors: ECCO Equipment, Empire Machinery, Falcon Power-Sandpiper, Hertz Equipment Rental, Ingersoll-Rand, Red Mountain Machinery, RSC Rental Service Corporation, Sunstate Equipment Co., United Rentals. Recommend awarding to all bidders at various unit prices.
4. Approve five-year renewal of lease with State Land Department for the Mayer transfer station, in the amount of \$6,161 per year, subject to future increases, to be paid from Solid Waste budget.

ITEM NO. 11. Discussion and possible action regarding 2002-2003 fiscal year budget. Budget requests from department heads. Mr. Holst said that, overall, the budget was in pretty much the same situation as it was the last time the Board discussed it. He said there had been some improvement in the revenue picture, but that the expenditure side had also increased, leaving the budget in basically the same condition. He told the Board that the Contingency fund was set at approximately \$1.3 million, and that he had reviewed comments from departments and had made some changes as a result. Supervisor Davis noted that the \$1.3 million allocated for Contingency included expenses related to court cases and abatement of dangerous buildings that the Board thought would come up during the next fiscal year, and that people should not assume that the money in Contingency was available to pay for departmental requests. He said that most of the money in Contingency was already spoken for. Chairman Street read a letter from Supervisor Brownlow that explained his absence on this day was due to attending an event for his grandson, who would be taking command of an entire unit of the Army Intelligence Branch. The letter further expressed Supervisor Brownlow's opinion that the budget was firm at this time and that it would be more prudent to look at program additions, changes and amendments when more information was available regarding state shared revenues, probably after Christmas. Presiding Judge of Superior Court Raymond W. Weaver, Jr. asked the Board for reconsideration of expenses for security and for a Court Services Coordinator position to assist Superior Court Administrator Debi Schaefer. In response to a question from Supervisor Davis, Ms. Schaefer said that if the Coordinator position was approved she would find a place to house the person. Verde Valley Justice of the Peace Joe Butner asked the Board to approve his original request for printing, saying he had requested \$6,500 and was granted only \$3,500. He provided statistics regarding the work his court performs. Clerk of Superior Court Jeanne Hicks said she had asked for a Records Clerk position for the Verde Valley office, but had not received it. She provided the Board with statistics indicating that 34% of the total filings in the Clerk's office were in the Verde Valley, while her staff in that office comprised only 16% of her total staff. She said she would also like reconsideration of her request for \$5,000 in overtime, which she said had been cut to \$3,000 in her budget. Public Defender Dan DiRienzo said that a contract attorney who handled misdemeanors was

leaving and that he would like to use the money from that contract, which he estimated at \$50,000, to purchase a vehicle for his office and to pay for a Secretary position. He said his office could handle misdemeanor cases in-house. Ms. Hicks told the Board that she wanted to express support of Judge Weaver's request for a Court Services Coordinator position. She said that Ms. Schaefer had worked extremely hard with limited staff and had made many positive changes for the court, and that she really could use some help. County Assessor Tony Martinez said he was the Arizona Association of Counties representative for Yavapai County and that he needed money to attend AACo conferences and meetings. He said he was also president of the Arizona Chapter of the International Association of Assessing Officers and would like funding in order to attend that organization's meetings. Mr. Martinez also asked for funding to attend the County Assessors group meetings, saying he was secretary/treasurer of that group. Development Services Director Ken Spedding asked for reconsideration of a Records Clerk position for the land use division. He said he had asked for \$100,000 in the Contingency account for abatement of dangerous buildings but that he felt that with \$10,000 to \$15,000 in his Outside Services account he might be able to take care of some abatements without having to dip into Contingency. Health Department Director Marcia Jacobson asked the Board to reconsider her request for a seasonal Environmental Health Specialist to assist with inspections during the summer months when inspections increased due to summer camps, swimming pools and the like. She said she would also like reconsideration of a request to increase a .7 time Account Clerk position to full time in order to assist with contract management, and of a request for a full time Medical Receptionist for the Prescott Valley facility. Assistant to the Public Works Director Cathy Heath said she had just learned that the Seligman Airport was out of compliance with the FAA because of the fence location, and that it would cost \$14,000 to relocate the fence. She said that \$3,000 was also needed for overlays. Supervisor Davis asked Ms. Heath to check into whether the individual who located the fence in the first place was bonded and whether there was any way to make that individual responsible for the cost of relocating the fence. Sheriff Buck Buchanan told the Board that even though the Verde Valley Humane Society contract had come in lower than anticipated, he was sure it would go up substantially next year and believed the County should explore the possibility of having its own shelter. He told the Board that he had requested \$90,000 in Overtime Salaries for deputies, and had received \$20,000. He said that during the period July 1, 2001 to May 31, 2002 his department had spent \$199,000 on overtime, an amount which he said included grant money for overtime. He said that with regard to the Jail, he would need additional money for equipment maintenance. Sheriff's Office staff member Jennifer Grey explained that the Jail had a new copy machine that did not require a maintenance agreement during the 2001-2002 fiscal year, but that it would require such an agreement for the 2002-2003 fiscal year. Sheriff Buchanan said he had not received anything under the Ammunition line item and his request of \$9,771 under this line item was necessary in order to ensure that Detention Officers remained qualified. Sheriff Buchanan said he was also concerned about salaries, saying he had just lost a lieutenant and that it would probably cost about \$75,000 to replace him. He added that he had at least 12 to 18 deputies job-shopping.

CONSENT AGENDA FOR BOARD OF SUPERVISORS: Unless otherwise noted, all items were approved by unanimous vote. Motion by Supervisor Davis, second by Chairman Street.

1. Requests from Board of Supervisors:

- a. Approve minutes of meeting of June 17, 2002.
- b. Consider approval of a Series 12 restaurant liquor license contingent upon a use permit being in place, Iron Springs Café, Prescott, Tudie Lynn Frank-Johnson. Approved by Sheriff. Use permit approval requested under Consent Agenda for Planning & Zoning, Item 2.
- c. Consider approval of agreement with DLR Group for additional cost estimating services for the Fair Street Administration Building Expansion project, in the amount of \$3,890 to be paid from project funds within Capital Improvements.
- d. Request from David Johnson, Turf Paradise, for approval of Off-Track Parimutuel Wagering permit for the Rock Springs Store, Black Canyon City area, to be effective through May 31, 2003. Approved by Development Services.
- e. Consider approval of contract with the Verde Valley Humane Society for animal shelter services during the 2002-2003 fiscal year in the amount of \$4,318 per month (\$51,816 annual total), to be paid from Sheriff's budget. Mr. Holst said the contract amount was less than anticipated and that as a result he had been able to reduce the Sheriff's budget line item for shelter services by \$20,000. Approved by unanimous vote. Motion by Supervisor Davis, second by Chairman Street.

2. Requests from Development Services:

- a. Reappoint Bob Billings to District 2 Board of Adjustment and Appeals, with term to expire July 14, 2006.

- b. Reappoint Len Parmet to District 1 Board of Adjustment and Appeals, with term to expire July 14, 2006.
3. Request from County School Superintendent for approval of contract with Merrill Enterprises, Inc. in the amount of \$23,976 for Professional Occupational Therapy Services during the 2002-2003 fiscal year. To be paid from IDEA-Basic fund.
4. Request from Superior Court for permission to accept grant from the Arizona Department of Economic Security for the Family Division in the amount of \$98,914. At Supervisor Davis' request, this item was held until later in the day. Later in the day, the Board considered this item following brief discussion of the Superior Court budget. Presiding Judge of Superior Court Raymond W. Weaver, Jr. and Superior Court Administrator Debi Schaefer participated in brief discussion regarding the grant and what positions it pays for. Upon a motion by Supervisor Davis, seconded by Chairman Street, the Board voted unanimously to approve this request.
5. Request from Recorder/Voter Registration for permission to award bid for Mail Creation/Mailing System, bids for which were opened June 11, 2002, to sole bidder Pitney Bowes in the amount of \$22,956 to be paid from Storage and Retrieval fund.
6. Request from MIS Department for permission to replace a loaner projector used for PC presentations, at a cost of \$3,809.04 to be paid from Computer Equipment.
7. Request from Finance for permission to reissue an outlawed checked in the amount of \$129.18 to Roger Bunch, pursuant to A.R.S. §11-644.
8. Request from Sheriff for permission to enter into an agreement with Justice Benefits, Inc. for a period of three years to research and procure reimbursable federal funds. Supervisor Davis noted that Justice Benefits, Inc. would receive 22% of any grant it procured, and asked if that rate was negotiable. Following brief discussion, Supervisor Davis asked that this item be held until later in the day. Later in the day, following discussion of the Sheriff's budget, Supervisor Davis asked Sheriff Buck Buchanan if the 22% rate was negotiable. Sheriff Buchanan said it was a national rate and that it was not negotiable. Upon a motion by Supervisor Davis, seconded by Chairman Street, the Board voted unanimously to approve this request.
9. 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; 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 June 17, 2002.
 - b. Consider approval of Change Order #1 to Professional Services Contract with Dibble & Associates, Inc. for the UVX Road Drainage Project FCD 002-007, in the reduced amount of \$2,023.
3. Resolve into the Board of Directors of the Yavapai County Jail District:
 - a. Approve minutes of meetings of February 19 and May 2, 2002.
 - b. Consider approval of Change Order No. 2 with Sletten Construction in the amount of an additional \$4,349.65 for the Camp Verde Jail Expansion Project.
4. Resolve into the Board of Directors of the Yavapai County Free Library District:
 - a. Approve minutes of meetings of March 4, March 18 and April 29, 2002.
 - b. Permission to receive and expend Library Services and Technology Act grant funds in the amount of \$10,000 and transfer up to \$2,000 from the Library District general budget Grant Match account to the Children in Poverty 01/02 account.

CLAIMS AGAINST YAVAPAI COUNTY

<u>ACCOUNT</u>	<u>AMOUNT</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
General Fund	1,419,848.74	Jail District	234,083.10
District 1 Park Fund	858.92	District 2 Park Fund	1,982.75
District 3 Park Fund	37.45	Family Planning	6,228.99
MCH Programs	1,830.86	Home Health Ser	9,613.05
Health Promotion	2,290.76	Nutrition	1,813.46

T.B. Control	2,298.57	WIC Program	15,236.35
Stop Violence Women	3,295.96	Jail Enhancement	6,202.43
Juvenile Delinq. Reduct	8,316.92	Juvenile IPS	14,107.12
Juvenile Food Prog	1,469.26	Community Adv. Bd.	50.00
Probation Serv	3,349.22	Adult IPS	23,296.05
Adult Probation Fees	16,845.20	Prob Enhance	29,997.19
Recorder's Surcharge	424.74	Indigent Def/Dg	1,054.41
Crim Just/Atty	10,225.97	Bad Check Prog	2,760.59
CDBG Grant	33,440.18	Juv Prob Svs	4,114.19
Commodity Fd	329.11	Azeip Case Mgmt	2,604.61
Sexual Trans Disease	149.94	Hi Risk Chld HI	3,127.23
Clerk's Storage	400.97	WIC/TOB Intervention	2,545.43
HIV Counsel & Test	1,112.47	Atty Anti-Racket	8,927.62
PANT	4,411.83	Law Library	7,280.54
CASA	4,268.49	Case Process	3,817.55
Prim. Care – V.V.	34,497.00	Azeip Coordinator	2,049.61
Vict Witns Prog	8,129.86	Court Enhancement	1,682.01
Council Court	2,957.60	Juvenile Dent. Enhan.	246.16
Drug Enf Fndg	460.64	Primary Care Svs	25,968.32
Yav. Roundup Ph II	7,578.71	Victims Rights Impl	3,485.12
JAIBG Juv Acct 3	1,638.14	Yav Indian Agreement	1,807.88
Hassayampa/LTC	946.90	Dietetic Intern	806.94
Immuniz Service	2,827.58	Personal Care Svs	645.60
Idea-Preschool	69.55	Public Defender Train	1,040.40
Subs Abuse/DARE	30.56	Chem Abuse	27.82
Family Drug Court	2,023.42	Juvenile Drug Court	4,626.15
Juv Det/PACE	3,259.80	Special Program	6,116.55
Sm Schools Ecia	54.94	Sm Schools Beha	11,984.07
Motorcycle	14,790.90	Cops in School	4,080.94
Mobile Command	5,258.65	Fill the Gap - Courts	4,197.80
Hurf Road Funds	543,062.95	Assessor Surcharge	326.68
Health Fund	69,626.39	Jail Commissary	4,324.16
Yav. Cemetery Assoc	32.32	Landfill Administ.	83,293.45
Water Advisory Comm	29,831.30	Clinical NICP	977.96
Tire Recycle	13,756.57	Hazardous Materials	80.20
Safe School Pro	5,964.12	Adhs-Svs Coord	1,442.04
Local Incentive Awards	1,017.50	Fill the Gap – Attorney	2,755.97
Family Law Commiss.	3,232.33	Comm Punish Pro	1,745.58
Idea Education	7,316.28	Juv. Detent Ed Pro	2,452.42
Regnl Road Project	106,298.26	Contributions SO	624.20
Sterilization Svs	2,200.00	Health Start	2,717.67
Victim Compensation	10,913.20	Interstate Compact Pro	2,268.26
Ryan White II	2,508.81	Prepared. Bioterror	3,201.85
Primary Care Fees	316.35	Perinatal Block	2,070.51
Well Woman Health	3,357.14	Tobacco Educ	12,275.20
Hopwa Housing Op	1,391.88	Cops Fast	3,351.83
Ad Prob Education	359.81	Detention Education	89.95
Youth Summer Train	7,920.85	School Reso. – Mayer	1,414.18
Grant in Aid	7,932.24	Direct Treatment Fund	1,446.00
Mental HealthRWJF	1,124.31	Mental Health Part.	8,656.40
Field Trainer	1,767.78	Comm. Access Pro	3,945.29
Attendant Care	23,341.22	HIV/CT	441.72
HIV Targeted	2,630.77	Childrens Justice	1,484.46
Child Sup & Vis	539.49	Domestic Relations	53.63
Self Service	612.43	VOCA	4,547.21
LTAf Vlt Local Trans	5,000.00	Yav. Drug Court	2,737.60
JTSF Treatment	5,418.68	Diversion Conseq.	1,898.70
Tobacco Donation F.	20.02	Transferred Youth	1,220.01
Capital Projects	34,684.36	Jail Construction	1,069,316.80
ALTCS	617,159.98		

In addition, payroll was issued on June 28 for the pay period ending June 22; warrant numbers 2420561 through 2421045, in the amount of \$352,412.92. Jury certificates were also issued, warrant numbers 6856099 through 6856333. Warrants issued for July 1 Board day, 4172798 through 4173242; 4173243 through 4173660.

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

ATTEST:

_____ Clerk _____ Chairman