

OFFICE OF BOARD OF SUPERVISORS
YAVAPAI COUNTY, ARIZONA

Prescott, Arizona

February 3, 2003

The Board of Supervisors met in regular session on February 3, 2003.

Present: Chip Davis, Chairman (late, due to traffic); Gheral Brownlow, Vice Chairman; Lorna Street, Member; Bev Staddon, Clerk.

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

ITEM NO. 1. Board of Supervisors.

1. Consider approval of amended lease agreement with Sedona-Oak Creek Airport Authority for lease of the Sedona Airport. Mr. Hunt told the Board that for a number of years County representatives had been working with the Sedona Airport Authority (SAA) to address a number of concerns at the airport and that the result was a streamlined lease agreement. He said that in addition to answering a number of questions, the amended agreement also provided for an extension of the SAA's lease of the property until 2050. Mr. Hunt said he believed that the agreement represented what was to both parties an acceptable arrangement. Sedona resident Joseph Axline said he was the Chairman of the Board of Trustees of the Red Rock Memorial Masonic Lodge, and that he was concerned about the Lodge's interests being assigned to the SAA because of the lease amendment. He said he felt that the SAA was a quasi-public group and that he would prefer to have the Lodge's lease remain with the County. He said that if the Board felt that it must assign the lease to the SAA, he hoped the Board would provide the Lodge with a mechanism to come back to the County to mediate any disputes between the Lodge and the SAA. Mr. Hunt said that the lease provided for the SAA to operate the airport property and that he had had to spend some time with the SAA to ensure that the Lodge could remain in its present location. He said it was his feeling, and that of the SAA, that since the SAA would be charged with managing the airport it was in a better position than the County to deal with tenants. He pointed out that all of the terms and conditions of the lease with the County would continue to apply but that the Lodge's lease would now be with the SAA instead of the County. Chairman Davis said that part of the problem was that the Federal Aviation Administration did not consider the Lodge as part of the airport because it did not support aeronautics. He said that the intent of the language in the lease was to provide for the use of the Lodge facilities from time to time in order to help ensure that it stays at the airport. Mr. Hunt said that was correct and that he had made it clear that the terms of the lease agreement between the County and the Lodge would apply regardless. In response to a question from Chairman Davis regard what procedure the Lodge would use in the event of a dispute, Mr. Hunt said that in the past the parties had been told to work things out but that disputes often ended up with the Board. Mr. Schurr said that the issue regarding the Lodge went back many years, to when the County acquired the airport property from the federal government. He said that then Senator Barry Goldwater had been instrumental in the County's obtaining the property and that it was Senator Goldwater's understanding at the time that the property would include the Lodge. He said the patent for the property stated that the land must be used for aeronautic purposes, and that while there really was no dispute mechanism the Lodge had been a recognized part of the airport property for many years. Brook Cunningham said there was not a problem with the SAA, but that if a dispute arose the Lodge would like to be able to come back to the County for mediation. Mr. Hunt said there was no provision in the new agreement that specifically provided for that, but that the Lodge would continue to enjoy all of the rights it currently has. Chairman Davis asked if it would be possible to add to the lease language providing for the County to mediate all grandfathered leases. Dave Webster, President of the SAA, said he did not think the Lodge would be giving anything up because it would still have the right to come to the County if there was a problem. He said he believed that the new agreement really just clarified things for everyone. Chairman Davis asked if it was correct that the ability for the Lodge to come to the Board for dispute resolution currently existed and whether the new agreement would change that right. Mr. Hunt said that anyone could approach the Board, but that when the Board assigned the lease the SAA would be the Lodge's landlord. He said that the Lodge could ask the Board to intervene on its behalf if there was a problem. Mr. Schurr said that if the Lodge felt the SAA had violated the terms of the lease it could come to the Board. Supervisor Brownlow moved to approve the agreement with the understanding that

the Lodge could come to the Board for intervention if it felt that the SAA had violated the terms of the lease agreement. Supervisor Street seconded the motion, which carried by unanimous vote.

2. Consider approval of lease of portions of the Prescott Rodeo Grounds (old Fairgrounds) to Prescott Frontier Days, Inc. Mr. Hunt reminded the Board that at its January 6, 2003, meeting, it had authorized moving forward with leasing certain portions of the old Fairgrounds. He said that notice of the Board's intent had been duly advertised and that it was not appropriate for the Board to consider the lease. He added that although there were no changes in the language contained in the proposed lease, PFD attorney Paul Roberts had brought to his attention the fact that there were certain items of personal property owned by PFD on the grounds. Mr. Hunt said that if the Board approved the lease, he would work with Mr. Roberts to develop a schedule of those items to include with the lease agreement. Upon a motion by Supervisor Brownlow, seconded by Supervisor Street, and with no comments from the public, the Board voted unanimously to approve the lease.
3. Approve a proclamation declaring March 2003 as "Firewise Month." Prescott area resident Paul Benner, who said he was a member of the Prescott Area Wildland Urban Interface Commission told the Board that the Prescott area was facing a very serious fire threat and that he appreciated the Board declaring March as "Firewise Month." Chairman Davis said he hoped everyone would take to heart what the PAWUIC was trying to point out, because the threat of fire was greater than ever and people needed to take steps to protect residential areas. Supervisor Brownlow said he wanted to thank City of Prescott Fire Chief Darrell Willis for allowing the County to piggyback on the City's contract for tree cutting and removal. Supervisor Brownlow moved to approve the proclamation. Supervisor Street seconded the motion, which, in the absence of comments from the public, carried by unanimous vote.
4. Consider approval of items appearing on the Consent Agenda for Board of Supervisors and on the Consent Agenda for Special Districts. All items appearing on these consent agendas were approved by unanimous vote. Motion by Supervisor Brownlow, second by Supervisor Street. No comments from the public.

ITEM NO. 2. Resolve into the Yavapai County Board of Equalization and consider Petition for Notice of Proposed Correction for tax year 2002, Willow Creek Shopping Center, 115-09-091C, Currey & Associates.

ITEM NO. 3. Resolve into Board of Supervisors. Public Works Director Richard Straub.

1. Recognition of Public Works employees Dwayne Patterson, Norbert Haese and Mark Ziem for winning Robert C. Esterbrooks awards. Mr. Straub pointed out that Yavapai County received four of the 11 awards available statewide, and that at the Board's last meeting in Cottonwood, employee Bob Tate had been recognized for winning one of the awards. The Board thanked Mr. Patterson, Mr. Haese and Mr. Ziem for their fine work.
2. Request for the Board to consider accepting a petition to establish Spence Springs Road as a County highway. Mr. Straub told the Board the County had received a petition to establish a road leading to the Emmanuel Pines Camp (EPC) and that included with the petition was a proposed development agreement that would need to be considered if the Board decided to establish the road. He pointed out that Spence Springs Road was not a County maintained road, and that the only item on this day's agenda was to determine whether or not to accept the petition. Chairman Davis asked whether improving the road would require an agreement with the Forest Service for right-of-way and, if so, whether a discussion with the Forest Service had taken place. Mr. Straub said it would require an agreement but that no discussion had yet occurred. Mr. Schurr said that, legally, the request on this day was for the Board to accept the petition for establishment and that the Board could either accept it or reject it. He said that if the Board accepted the petition, the County would need to have a legal description with adequate maps in order to move forward with a public hearing on the matter. Mr. Schurr said that the owner of the camp had proposed a development agreement whereby he would pay all costs associated with the proposed improvement. He said he anticipated that if the Board established the road it would have to condemn portions of the right-of-way, and that the Board would need to consider whether the road really serves a public purpose or whether it is a private road serving a church camp. Mr. Schurr said he had some concerns about the proposal because the church camp wanted the County to pay the costs up front and then bill them. He said that because of the condemnation that would be involved, he also believed the County would have to hire another

attorney just to deal with that issue, and that rather than the County paying costs he would prefer to see the camp deposit funds with the County. Chairman Davis asked Mr. Schurr if he had an idea of what the costs would be. Mr. Schurr said they would be significant, and that adjacent property owners had already stated that they would fight any condemnation action. Supervisor Brownlow asked if it would be possible to grant a variance on the width of the road. Mr. Straub said that could be considered. Mr. Schurr pointed out that currently the road is a private easement and that all of the right-of-way would have to be acquired in order to make any improvements. Chairman Davis asked if it would be possible for the County to do a study to determine the cost of improvements, including condemnation. Mr. Schurr said that if the Board did indeed feel that the road served a public purpose and was not just a private drive it could authorize such expenses. Supervisor Street asked what the Board's legal obligation would be if it accepted the petition on this day. Mr. Schurr responded that if the Board accepted the petition, the County Engineer would be charged with preparing the necessary maps and legal descriptions and providing notification to the public in preparation for a public hearing. Mr. Straub said he guessed it would cost \$1 million or more to bring the road up to County standard. Chairman Davis asked how the road could be improved in terms of safety standards. Mr. Schurr said right-of-way would still have to be acquired. Mr. Straub said that currently the road was only 16 feet wide and that it would have to be widened to a full width in order to allow for two-way traffic plus drainage. Supervisor Street said one of her concerns was that EPC was not the only camp in the area and that many of the camps in the Prescott area were in a similar situation. She said she understood EPC's concern, but that if the Board did it for one camp would it be willing to do the same for other camps. Supervisor Brownlow said that EPC had agreed to pay 100% of the costs and that the County would not be out any money. He said the Board had just declared March as "Firewise Month" and he asked what would happen if there was a need to get people out of the area near the camp and the Board did not do anything to help facilitate that. He said he would like to see this matter go to a hearing so that both sides could be heard. He said that the other camps were not stepping up with a million dollars, either. Mr. Schurr said that if the Board decided to accept the petition, he would like the applicant to be required to prepare any legal descriptions and maps for the public hearing. EPC attorney Clint Brown said he would like the board to accept the petition so the hearing could go forward. In response to a question from Chairman Davis, EPC Director Ike Ulliot said what the camp would pay for was all spelled out in the development agreement. Chairman Davis asked whether the camp was willing to pay for any expenses incurred by the County in the event that the outcome of the public hearing was a decision by the Board to not establish the road. Mr. Brown and Mr. Ulliot said yes. Mr. Straub said that if the Board accepted the petition, staff would ask EPC to prepare the necessary descriptions under the County's direction. Supervisor Street moved to accept the petition, with a hearing date to be determined later. Supervisor Brownlow seconded the motion. Chairman Davis called for comments from the public. Jeanine Dike, representing the Arizona Pioneers' Home, told the Board the EPC served the local community and that the road was difficult to traverse. Muriel Rabideau, representing Sacred Heart Church, said she supported the establishment of the road and was concerned with fire hazard in the area. Spence Springs Road residents Richard and Peggy Christensen registered opposition to the establishment request. Scottsdale resident Adley Croaff said he was the owner of the road and that it varied in width from 16 feet to 22 feet in some places. He said this matter had been litigated in the past and that people had been told not to pursue it again. He said he would like to see the road remain as it is, and that the idea of widening it to 50 feet was unimaginable. Spence Springs Road resident and local attorney Christopher Jensen asked whether the primary concern with widening the road was really to mitigate fire hazard or whether it was to allow EPC's growth plans to move forward. He said that the camp had a history of leasing property for residential uses in order to avoid subdivision regulations, and that it was a question of whether a private business like EPC could use government to gain an advantage over competitors. Mr. Jensen asked who would be served by improving the road, saying that it would be mostly employees of EPC and the out-of-town people who use the camp. Kingswood resident Paul Benner expressed concern about the ability to get emergency vehicles in or out of the area. Rev Kimball Arnold said she lived on Spence Springs Road and that when this matter was litigated for a third time, EPC was told not to bring it back. She said that the camp had growth plans and that what most concerned her was the fact that this matter had been brought to the Board of Supervisors without the knowledge of the people who would be most affected by it. City of Prescott Fire Chief Darrell Willis said he would support at least looking at the issue because the subject area was a tragedy waiting to happen. Chairman

Davis said there was a motion and a second to accept the petition and begin the investigative process with the understanding that the applicant would pay for it. Supervisor Street asked if there was a way to get from the camp across the forest to Iron Springs Road, saying she believed that possibility should be looked at. Mr. Schurr said he agreed, and that there were a number of issues that would need to be explored. Supervisor Street said that in light of the history of litigation of this matter and allegations about EPC using government to condemn property, it seemed to her that it would be a smart idea to look at obtaining access across the forest. Chairman Davis called for the vote, which carried unanimously.

3. Consider approval of a right-of-way project on Yuma Drive, Chino Valley area. Approved by unanimous vote. Motion by Supervisor Street, second by Supervisor Brownlow. No comments from the public.
4. Consider approval of Intergovernmental Agreement JPA 02-173 with the State of Arizona (ADOT) for Turn Lane Improvements on State Route 89 at Bramble Road, Paulden area, in the amount of \$204,000 to be paid from Regional Road Fund – District 1 Reconstruction (half-cent sales tax). Approved by unanimous vote. Motion by Supervisor Brownlow, second by Supervisor Street. No comments from the public.
5. Award or reject bids received for Hays Ranch Road/Model Creek Crossing Improvement, Yavapai County, Arizona, Project #2212010. Bids opened January 21, 2003 with bids received as follows: Carson Construction, \$298,204.50; Pipkin Construction, \$295,724.69; Show Low Construction, \$304,590; EME West Construction, \$318,165; J. Banicki Construction, \$334,335; Bison Contracting, \$321,555; SPE Systems, \$328,037; Standard Construction, \$335,480; Vastco, Inc., \$345,544; Willow Springs Construction Co. of Northern Arizona, \$360,893; Hunter Contracting, \$381,766.50; Stonghold Contracting, \$388,880; JWW Design Builders, \$448,571; and A. Miner Contracting, \$493,359. Recommend awarding bid to low bidder Pipkin Construction in the amount of \$295,724.69. Half-cent sales tax project (\$100,000 contribution from the Yavapai County Flood Control District pursuant to an intergovernmental agreement). Approved by unanimous vote, upon a motion by Supervisor Street, seconded by Supervisor Brownlow, and with no comments from the public.
6. Hearing: Consider approval of a resolution to establish Merritt Ranch Road, Cornville area, as a County highway. Chairman Davis called for comments from the public. There were none, whereupon Supervisor Brownlow moved to approve Resolution No. 1383 establishing Merritt Ranch Road as a County highway. Supervisor Street seconded the motion, which carried by unanimous vote.
7. Consider approval of items appearing on the Consent Agenda for Public Works. All items were approved by unanimous vote, upon a motion by Supervisor Street, seconded by Supervisor Brownlow. There were no comments from the public. Supervisor Brownlow said he wanted to thank Kevin Larson for allowing the use of his property for a community cleanup in Paulden.

CONSENT AGENDA FOR PUBLIC WORKS: All items were approved by unanimous vote. Motion by Supervisor Street, second by Supervisor Brownlow. No comments from the public.

1. Request to purchase six chain saws and cases for fire mitigation efforts at a total cost of \$4,122.63 to be paid from HURF and reimbursed by Emergency Management grant funds.
2. Consider accepting Coyote Springs Road as a fully-maintained County road.
3. Consider approval of indemnity agreement with private property owner Kevin Larson for use of his property for a community cleanup in Paulden on February 15, 2003.
4. Request to purchase two snow plows and two sanders for HURF trucks for corrected amount of \$40,935.86, to be paid for from HURF. Purchase was approved by the Board on January 21, 2003, but the total cost was incorrectly stated at that time.
5. Consider approval of a Contract for Professional Services and Authorization of Services No. 238894 with Coffman Associates, Inc. for a Master Plan Study for Seligman Airport in an amount not to exceed \$75,000, with ADOT Aeronautical Grant No. E3S13 providing 95% of funding and the County providing a 5% match in the amount of \$3,750 to be paid from Seligman Runway account.
6. Consider approval of ADOT Aeronautic Grant E3F35 in the amount of \$12,763 (4.47% match to FAA 12) for the pavement rehabilitation of the north apron at the Sedona Airport. To be paid from Outside Services, General Services Airport account with no County funds involved.
7. Consider approval of ADOT Aeronautic Grant E3F30 in the amount of \$6,892 (4.47% match to FAA02) for a runway rehabilitation project at the Bagdad Airport, to be paid from Outside Services, General Services Airport Account.

ITEM NO. 4. Development Services Director Ken Spedding and Planning Manager Elise Link. Planning and zoning. Planning & Zoning Commission member Tom Thurman was present to represent the Commission.

1. Consider approval of items appearing on the Consent Agenda for Planning and Zoning. Notice to the public: Items appearing on this Consent Agenda are not hearings and may all be approved by one motion. All items were approved by unanimous vote, upon a motion by Supervisor Brownlow, seconded by Supervisor

Street. There were no comments from the public.

2. Hearing: Use permit to allow the installation and operation of a 190-foot lattice tower antenna in an RCU-2A zoning district, General Dynamics Ash Fork West II Cell Tower, 302-21-069, Juniperwood Ranch area west of Ash Fork, Cyrus Ghassabeh, General Dynamics, #2173. Consideration of a Use Permit to allow the installation and operation of a one hundred-ninety foot (190) lattice tower antenna on a 40 parcel currently zoned RCU-2A (Rural Residential; two acre minimum). The tower is located on parcel 203 of Juniper Ranch unit 5, one mile south of Crookton Road, four and one quarter mile west of the intersection of Crookton Road and Interstate 40, approximately four and one half miles west of Ash Fork, Arizona. The tower is part of a wireless GSM/GPRS (mobile wireless data/internet) network along Interstate 40. The Planning and Zoning Commission recommended approval of with the following Stipulations: 1). Use Permit shall be granted on a 10 year, transferable basis, with Staff review after 5 years with staff notification prior to transfer; 2). The maximum height of the tower, including base, platform and antennae, not to exceed 150 feet above grade level; 3). That the one-to-one setback requirement be waived by the Board of Supervisors upon receipt of a certified Engineer's letter stating that in case of collapse the tower would be contained on site per Section 122-I-1 through 4; 4). Development, operation and maintenance shall be in conformance with Section 122 of the Zoning Ordinance and the site plan and specifications submitted November 17, 2002. The tower shall be painted a non-reflective sky-gray color in order to match the existing natural environment; 5). Upon receipt and approval for form of owner waiver, a waiver of Planning and Zoning Ordinance Section 122G.1.g. that prohibits wireless communication facilities within 1000 feet of residences; 6). Pursuant to Section 108-J, Yavapai County Zoning Ordinance, permittees must obtain building permits/Zoning clearance, within one (1) year from the permit date and diligently pursue completion. Failure of such shall void the permit unless a longer time has been granted or an extension of time has been applied for with the Board of Supervisors prior to the expiration of the one- (1) year period; 7). Prior to issuance of Building Permit/ Zoning Clearance, financial assurances shall be posted by the applicant for the occurrence or need for removal of the tower. The communication tower shall be removed from the property, at the owner's expense, within one hundred eighty (180) days if it becomes unused or obsolete; 8). Applicant to provide certification that the tower is co-locatable and will execute a written co-location agreement on a form approved by the County Attorney that provides for the information as set out in the Wireless Plan, prior to issuance of Building Permits/Zoning Clearances; 9). Certificate of Compliance to be issued within one year. Ms. Link told the Board that the applicant had requested that this item be held in abeyance for 30 days. Cyrus Ghassabeh told the Board that there had been some concern in the community regarding the proposed tower and that it would be reduced from 195 feet to 150 feet and would be a monopole instead of a lattice tower. He said that a significant amount of testing would be required before he would know if the changes would work, and that he had not yet had an opportunity to go back to the community with the revised plans. Supervisor Brownlow moved to hold this item in abeyance for 30 days. Supervisor Street seconded the motion. Chino Valley resident Angela Magdaleno told the Board that she had attended an earlier meeting on this matter at which people had expressed concern about the proposed tower for health reasons and because of concerns about property values. She added that many people were moving into the area of the proposed tower. Chairman Davis called for additional comments and, hearing none, called for the vote, which carried unanimously.
3. Hearing: Conditional zoning map change amendment to allow the use of the outside patio and extend hours of operation, Hailey's Grill Amendment to Stipulations, 500-16-004H, Mayer area, Linda Swalve, #2171. Consideration of an amendment to the previously approved stipulations as part of a conditional zoning map change to allow the use of the outside patio for the serving of customers and to extend the hours of operation to allow earlier opening and later closing of the restaurant on a parcel totaling approximately 2.45 acres on property currently conditionally zoned C2-1 (Commercial; General Sales and Services). Located approximately 2,500 feet North of the intersection of Main St. and Hwy 69 the community of Mayer. The Planning and Zoning Commission recommended approval of H2171, Zoning Map Change with the following Stipulations. 1). The serving of food and drinks shall be restricted to the outside patio and to the interior of the restaurant during the hours of operation only; 2). (Replaces Number 4) Hours of operation shall be limited to 7:00 a.m. to 1:00 a.m. 7 days per week; 3). Maximum patio occupancy to be reviewed and determined by the Building Safety Unit prior to initiation of use; 4). No outside live entertainment allowed. Ms. Link provided the Board with brief background information on this parcel, saying that it was zoned C2 and most recently was approved for a Harley-Davidson dealership and a restaurant. She said that the Commission and Board stipulations provided that the patio on the restaurant

could not be used and that the restaurant must close by 10:00 p.m. each night. Ms. Link said the applicant was now requesting extended hours of operation and the ability to have customers on the patio. She said that staff had received a petition from several property owners who were opposed to noise, but that upon investigating the complaint it was discovered that the noise was not coming from the restaurant but instead from the dealership, where live bands occasionally played. Ms. Link said that live entertainment was not an allowed use at the dealership and that Development Services would pursue the matter. She said the Commission had recommended approval of the applicant's request to extend the hours of operation and to use the patio. Supervisor Brownlow noted that the restaurant had a liquor license and asked whether the Board even had the ability to stipulate hours of operation. Mr. Schurr said that recent clarification from the Court of Appeals indicated that the Board could indeed limit hours of operation. Supervisor Street said she was a little disappointed in the process where applicants promise the sky and then come back within a year to adjust things. She said that, generally speaking, she did not like to see that happen on a regular basis. Supervisor Street said she had no problem with the restaurant being open at 7:00 a.m. and that she could understand the desire to open until 1:00 a.m. on weekend nights, but that during the week she believed the restaurant should close at 11:00 p.m. She said she also did not have a problem with people eating and drinking on the patio as long as there was no music on it and that she was just concerned for the neighbors. Mr. Schurr said that it was typical with zoning applications to have some unanswered questions and that sometimes the applicant had to begin operations and then look at potential changes. Ms. Link pointed out that the noise issue had been addressed in the stipulations. There was brief discussion regarding stipulation #2, after which Mr. Thurman said that sometimes the Commission ended up trying to mediate things, and that if the applicant was limited to weekends for extended evening hours there would be questions about how to handle New Year's Eve, the Fourth of July, Monday night football, and so on. He said there were too many exceptions to make extended hours only on weekends workable, and that if there was no business, Ms. Swalve would not keep the restaurant open. Supervisor Street moved to approve the recommendation of the Planning & Zoning Commission. Supervisor Brownlow seconded the motion. Chairman Davis called for comments from the public. Kyle Rose, who said he was associated with the Harley-Davidson dealership, told the Board he had no problem with what Ms. Swalve wanted to do but that because the dealership and restaurant shared the same parcel, he was concerned about the stipulation regarding no live entertainment. He said the dealership sometimes had live bands for promotional purposes, but that he was not aware of any complaints about having live bands. Ms. Link said the fact that the two businesses shared the same parcel was not a problem, and that staff was looking into the question of live bands at the dealership and might be bringing that issue back to the Board in the future. Mayer resident Louis Passarelli said he was representing neighbors who live near the restaurant. He said he had spoken with Ms. Swalve and that they were on friendly terms. He told the Board that noise was the problem, that there was already a lot of traffic on Highway 69 and that it was getting worse. Mr. Passarelli said that people's concerns about bikers had been alleviated, but that every 30 to 45 minutes one could hear the sound of a Harley pulling into the restaurant and that most of the people who lived close by had to be in bed by 10:00 p.m. in order to get up and go to work the next morning. He asked if some compromise might be made, adding that the noise problem was really at night because of a different kind of crowd. Paradise Valley resident Richard Doughton said he was one of the owners of the dealership, and that shared Mr. Rose's concerns about live entertainment. Ms. Link said the stipulations applied only to the restaurant. Prescott resident Dean Mull said he was associated with the dealership and that the dealership just wanted to be a good neighbor. He added that because the dealership closed at 5:00 or 6:00 p.m., it was not his customers who were making noise. Supervisor Brownlow quipped that he had never seen a Harley in front of a restaurant at 7:00 a.m. Chairman Davis called for the vote, which carried unanimously.

4. Hearing: Use permit to allow for periodic swap meets and to allow for parking of RVs on a vacant lot in an R1L-70 zoning district, Rock Springs Swap Meet and RV Park, 501-03-002A, Black Canyon City area, Rock LTD Partnership, #2022. Consideration of a Use Permit in order to allow for periodic swap meets and to allow for the parking of RVs on a vacant lot. Situated on an approximately 6 acre portion of an approximate 30 acre metes and bounds parcel, in an R1L-70 (Residential: Rural 70,000 sq. ft minimum parcel size) and an R2 (Residential Multi-Family) zoning district. Located on the West Side of I-17 and directly north of the Rock Springs Café and Saloon. The Planning and Zoning Commission forwarded this Use Permit to the Board of Supervisors with no recommendation. The following are Staff recommended Stipulations: 1). Activities to occur on site in keeping with

the applicant's letters of intent and site plan that was submitted with the use permit application and in accordance with all applicable codes and ordinances; 2). Applicant to install septic dump station, per Yavapai County Environmental Services Department (YCES) standards. No overnight parking of RV's on-site, until such time as the system has been installed and approved by YCES. Applicant to provide potable toilets for swap meets and or RV campers, if deemed necessary by YCES; 3). An adequate number of trash dumpsters shall be available on-site and the applicant shall be responsible for trash containment to prevent blowing trash; 4). No swap meets or RV camping allowed on-site until the existing trash dumping violation has been resolved by the applicant; 5). Any area where open fires are allowed shall be cleared of brush, per the recommendations of the Black Canyon City Fire Department; 6). Applicant to submit a legal description of subject property as depicted on use permit site plan, within 60 days of Board approval. Ms. Link told the Board that this item was forwarded to it from the Commission without a recommendation because of a tie vote at the Commission level. She said the issue at the Commission level was not so much the land use but whether a dump station was appropriate. She said that some Commission members also felt it would be difficult or impossible to enforce the stipulations. Ms. Link added that it was her understanding that the applicant was willing to install a dump station. Applicant Richard Spain said the smallest size dump station he could install was one that would hold 10,000 gallons and that it would cost him \$30,000 to do it. He said that at the present time he could not afford it, especially when there were three or four other dump stations in the area. He said he had believed that Planner Mike Kelly was okay with his proposal until he saw things that had been dumped in the adjacent wash. Mr. Spain said the people with RVs who parked on his property were all senior citizens who would not dump things in the wash. In response to a question from Chairman Davis about who was responsible for the dumping, Mr. Spain said he believed it was local people dumping tires and other debris. He said he had since put a locked gate on the property to stop any further dumping. Chairman Davis said he believed there was established criteria for RV parks, and he asked how this application was different. Supervisor Brownlow said he did not believe that Mr. Spain was going to charge people for parking on his property. Chairman Davis asked if this application was being called something that it was not. Mr. Schurr said it was a question of definitions, and that it was not an RV park but that RVs would park on the property. Supervisor Street said she had an RV and that this was a touchy and difficult issue for her. She said there were RV groups that had rallies and just got together in various locations. She said that most of the people involved had rigs worth more than \$100,000 and that they were pretty good about taking care of the environment. Mr. Spedding pointed out that the property in question was zoned for residential uses. Chairman Davis called for comments from the public. Stan Chernecki, who said he was associated with Bradshaw Mountain RV Resort, told the Board that in the course of obtaining permits and putting in a 111-space RV resort in Black Canyon City he had been required to go through a great deal and that he had ended up putting in a \$250,000 sewer treatment plant. He said his concern with the proposed use permit was that it could result in the Black Canyon City area looking like Quartzsite. Onorio DiPede, who said he was associated with the Black Canyon City KOA Kampground, said he was opposed to the use permit because he and Mr. Chernecki had been required to follow all kinds of regulations and that Mr. Spain was apparently not being required to go through the same thing. He said that he tried to accommodate people with RVs when they came just to dump at his campground, but that sometimes there were large groups that he could not accommodate and that they often became irate. Ms. Link said she had spoken to the Environmental Services division regarding a 20-unit dump station and that she was told it would cost between \$6,000 and \$10,000. She said that Environmental Services had also indicated that it was willing to work with the applicant. Chairman Davis asked if it would be possible for the Board to approve just overnight parking of semi-trucks and swap meets. Ms. Link responded that semi-truck parking was actually a grandfathered use on the property. Mr. Spain said his property was not a swap meet like Quartzsite. He said that once a year there was a big Harley-Davidson ride and he had some vendors on the property for that but that he had never operated a swap meet. Supervisor Brownlow asked if Mr. Spain would be allowed to charge if he put in a dump station. Mr. Schurr said he would. Supervisor Street said she was concerned that the property would end up being something it was never intended to be, asking what would prevent it from becoming an RV park. Chairman Davis said that if this use permit was actually an application for an RV park, the Board would want to see a plan. Supervisor Street said her other concern was that if the Board approved this small-scale operation, it would set a County-wide precedent. Mr. Chernecki said his primary concern was the environmental impact. Mr. Thurman said the main reason the Commission included a stipulation regarding putting in a septic system was that there

actually is a spring at Rock Springs. Chairman Davis said he believed the property was more appropriate for overnight semi-truck parking than for RV parking. Supervisor Street noted that Mr. Spain already was allowed to have semi-truck parking. Chairman Davis said that if the applicant wanted an RV park, he would need to come in with a plan for one. Supervisor Street moved to deny the application with regard to RV parking, but to allow swap meets. Supervisor Street then withdrew her motion, and moved to approve the recommendation of the Planning & Zoning Commission. Ms. Link said that if the motion was to deny the application, the applicant could still have overnight truck parking and people parking for events. Supervisor Street's motion died for lack of a second. Supervisor Brownlow moved to deny the application with the understanding that the applicant can have overnight semi-truck parking and parking for events. Chairman Davis seconded the motion, which carried by unanimous vote.

5. Hearing: Zoning map change from RCU-2A to R1L-2A, all of Section 25, Township 17 North, Range 3 West and including the following parcels in Section 31, Township 17 North, Range 2 West: 306-44-008M, 008A, 019 014Y, 014S, 014T, 014U, 014Z, 014N, 014Q, 014E, 022A, 027B, 027E, 027D, 026B, 026C, 008T, 008C, 008S, 008N, 008R, 008Q, 008M, 018, Cairn Vandenbosch agent for Planning & Zoning Commission, #2180. Consideration of a Zoning Map Change from RCU-2A (Residential; Rural; two (2) acre minimum) to R1L-2A (Residential; Limited; two (2) acre minimum). Located off Yuma Road, approximately six (6) miles west of the Intersection of Road 5 North and Highway 89 between Chino Valley and Paulden. The Planning and Zoning Commission recommended approval of H2180, Zoning Map Change. Ms. Link told the Board that there was no opposition to this application and that the only reason it was on the regular agenda as a hearing was that staff had not yet heard back from all property owners in the area. She said the rezoning would not change anything currently existing in the area, but would prohibit any new mobile homes or manufactured homes. Ms. Vandenbosch was present, but had no comments. Upon a motion by Supervisor Brownlow, seconded by Supervisor Street, the Board voted unanimously to approve the recommendation of the Planning & Zoning Commission.
6. Hearing: Zoning map change from RCU-2A to C3, Rock Headquarters, 201-10-024G, Wickenburg area, Rick Thomas agent for Jim and Jean Thomas, #2144. Held in abeyance by the Board on January 6, 2003. Consideration of a zoning map change from RCU-2A (Residential; Rural, minimum 2-acre lot size) zoning district to C3 (Commercial and Minor Industrial) zoning to allow the operation of a rock yard including retail sales and exterior storage of rock material and the exterior storage of equipment used to load and move the rock material. Located on the north side of State Route 93 approximately 300 feet from the west side of Vulture Mine Road and approximately one thousand four hundred fifty feet (1,450') from the southern Yavapai County and northern Maricopa County boundary line. The Planning and Zoning Commission recommended denial of this request for a zoning map change, HA #H2144. Chairman Davis noted that discussion of this item should be brief because the Board had been through it in detail on January 6. Ms. Link said that staff had received a letter from the applicant but that the letter did not really address the County's concerns about fabrication on the property. Supervisor Street said that after the January 6 meeting she had visited the property and talked to the applicant. She said she had told him she did not believe the current use of the property was appropriate. Chairman Davis called for comments from the public. Applicant Rick Thomas said he had heard enough and did not want to say anything. Jubal Ahlstrom said he was the sole proprietor of Rock Headquarters, and that he had been told his business would be shut down today. He said that he and Mr. Thomas were first told that they needed to have C3 zoning and then were told they needed M1 zoning. He said he had asked Planner Margaret Collison if he was being held to a higher standard than other rock yards and that she had said he was being held to a different standard. Mr. Ahlstrom said he would like something in writing to explain why that was the case. He told the Board that one of the members of the Commission had said that he and Mr. Thomas were violators and should receive no consideration from the Commission. He said he was not feeling very good about the situation and that he would suggest that in the future the Board have only one person on the Commission because it appeared that one person on the Commission throwing a fit resulted in a unanimous decision. Mr. Ahlstrom said he would also appreciate it if members of the Board would stop saying how sorry they are and just vote their conscience and be done with it. He said there was a need for a rock yard in the Wickenburg area and that all of the neighbors in the area wanted them to stay in business. Supervisor Brownlow asked what the applicant could do to amend his activities and still be in compliance. Ms. Link said that the property was zoned residential and that as a matter of right it could only be used for residential purposes. She told the Board that the reason staff had first recommended C3 zoning was that it did not include an fabrication or allowed for only light fabrication in a building, but that at the Commission meeting it became

clear that the applicant was doing fabrication outside and that as a result the property needed to be zoned M1. Mr. Thomas told the Board that last week in his State of the Union address President Bush had said that small business was the backbone of the country, and that the bottom line in this case was that the County was cutting off its nose to spite its face. He said he was a small businessman and that there were businesses across the highway from his property. Supervisor Brownlow asked Mr. Thomas exactly what he was doing on the property. Mr. Thomas responded that he had some flagstone and granite boulders for sale on the property and that he made stone pathway lights. He added that the traffic on the highway made more noise than he did. Supervisor Brownlow asked Mr. Thomas if he could make the lights inside a shop. Mr. Thomas said he was already doing that. Supervisor Brownlow said it sounded to him like the only problem was outside storage. Mr. Thomas said he could store the lights inside the shop but that he would still have the rocks on the front part of the property. Mr. Ahlstrom said he had asked the Commission if he could store things at the rear of the property and was told he could not do anything. Mr. Thomas said that Margaret Collison was the Planner on their application and then when they got to the Commission they had to deal with her brother (Richard Collison). Mr. Ahlstrom said he would appreciate it if the Board would let him and Mr. Thomas have a way to make a living, but that if the Board was going to deny them that it would need to talk about what the zoning people could do and how long they would have to remove things. Supervisor Brownlow asked again if the pathway lights could be made in the shop. Mr. Thomas said yes. Supervisor Brownlow asked Mr. Thurman if the Commission would like to review this application again. Mr. Thurman said there was no reason why the applicants could not come back in and change their letter of intent to C1 zoning, but that if the Board wanted to consider changing it to C1 on this day he had no problem with it. Chairman Davis said that when a person buys residential property it had to be with their eyes open. He said that one of the things the Board looked at with regard to zoning map changes was the investment that people put into infrastructure. He asked why this application was not for a conditional use permit. Mr. Thurman said the Commission had discussed that possibility but that the applicants did not want to go to the expense of putting in a turn lane if all they had was a conditional use permit. He said he did not believe that ADOT would give any ground on its requirement for a turn lane. Chairman Davis asked if it would make a difference if the use permit was for five years. Mr. Thomas said he could not justify the cost of a turn lane for a five-year permit. Mr. Thurman added that the Commission had been told to look at zoning map changes instead of use permits. Supervisor Street said she believed this situation was an example of how times are changing, and that before people buy property they should have a complete education about what they can and cannot do with it. She said there was not anyone with a heart who wanted to deny this application but that this issue was about zoning and the use of property. Mr. Spedding said he believed that many things related to this application had been passed around. He said he agreed that the property was residential and that there was no guarantee that it could be rezoned. He said he believed that staff had been as frustrated in dealing with Mr. Thomas and Mr. Ahlstrom as they had been in dealing with staff. Mr. Spedding said he felt that the Town of Wickenburg was concerned about the property not becoming a heavy industrial property, and that another option to resolve the situation might be to consider rezoning the property to C1 and then giving the applicants a use permit to allow them to have heavier commercial uses. Chairman Davis asked if anyone had a motion. Supervisor Brownlow said he was not ready to make a motion. Supervisor Street moved to approve the recommendation of the Planning & Zoning Commission, which was to deny the application. Supervisor Brownlow seconded the motion, which carried by unanimous vote.

7. Hearing: Major Plan Amendments, modification to the submittal deadline in the criteria for processing a major plan amendment pursuant to A.R.S. §11-806, #3009. Modification to the submittal deadline in the criteria for processing a major plan amendment pursuant to ARS § 11-806. At this point, Supervisor Street left the room for a period of time. Chairman Davis called for comments from the public. There were none, whereupon Supervisor Brownlow moved to approve the recommendation of the Planning & Zoning Commission. Chairman Davis seconded the motion, which carried by unanimous vote of those present.

CONSENT AGENDA FOR PLANNING AND ZONING: All items were approved by unanimous vote, upon a motion by Supervisor Brownlow, seconded by Supervisor Street. There were no comments from the public.

1. Zoning map change from RCU-2A to R1-25, 205-13-005C, Walker area, Charles and Carol Schoenfeldt, #2177. Consideration of a Zoning Map Change from an RCU-2A [Residential, Rural; minimum two (2)

- acres lot size] zoning district to an R1-25 [Residential; minimum twenty-five thousand (25,000) square feet lot size] zoning district to allow an existing, approximately thirty-three thousand one hundred and five (33,105) square foot parcel (.76 ac.) to be a legal, conforming parcel for purposes of zoning administration and a request for a permanent Use Permit for an approximately 2,500 square foot portion of the parcel that contains a private cemetery. Located on the south side of Pine Mountain Road, approximately fifty feet (50') north of the intersection of Pine Mountain Road and Morning Star Lane in the community of Walker. The Planning and Zoning Commission recommended approval with the following Stipulations: 1). Zoning Map Change from RCU-2A to R1-25 and Permanent Use Permit for the cemetery shall be granted on a permanent and transferable to the Mantooth Family only; 2). Development shall remain in conformance with the Letter of Intent dated September 16, 2002 and the Site Plan dated February 11, 2002 and the cemetery survey and legal description as enclosed; 3). The cemetery to conform to all applicable local, state and federal regulations pertaining to private cemeteries; 4). The cemetery shall be limited in size to one (1) gravesite and a maximum of eight (8) memorial stones; 5). Certificate of Compliance to be issued within one year to verify that the survey for the Cemetery has been recorded and is being taxed as a separate, stand-alone parcel.
2. Use permit to allow a dog breeding, training and indoor kennel facility in an RCU-2A zoning district, Sonoran Desert Sport Dogs, 500-04-009S, near the intersection of Crown King Road and Bradshaw Mountain Ranches Road approximately four miles west of the intersection of I-17 and Bloody Basin Road, Marc Underwood and Nathan Goding, #2170. Consideration of a use permit to allow a dog breeding, training and indoor kennel facility with 24 individual kennels known as Sonoran Desert Sport Dogs on a parcel totaling approximately 36 acres on property currently zoned RCU-2A (Residential; Rural – 2 acre minimum lot size). Located on the North side of Crown King Rd. approximately 3,000 feet North of the intersection of Crown King Rd. and Bradshaw Mountain Ranches Rd. and approximately 4 miles West of the intersection of Interstate 17 and Bloody Basin Rd in the Bradshaw Mountain Ranches Subdivision lot number 26. The Planning and Zoning Commission recommended approval with the following Stipulations: 1). Use permit shall be approved for a period of 5 years on a non-transferable basis with staff review on an annual basis for conformance to stipulations; 2). Development shall conform to the letter of intent dated September 9, 2002 and the site plan dated December 26, 2002; 3). A maximum of 24 dogs and 50 game birds shall be on site at any one time; 4). Applicant shall obtain a certificate of compliance prior to initiation of use from the Development Services Department.
 3. Preliminary plat, Unit 5, Inscription Canyon Ranch, 306-35-202F, 033A and a portion of 202G, Williamson Valley area northwest of Prescott, Dava and Associates agent for Williamson Valley Investors II, #2163. Consideration of a Preliminary Plat for Unit 5 of the Inscription Canyon Ranch subdivision, consisting of 35 lots, ranging in size from 1.2 acres to 3.4 acres, along with a 2.6 acre equestrian trail tract, on an approximate 93 acre parcel on property currently zoned PAD (Planned Area Development). Located directly west of the Williamson Valley Road/Nancy Drive intersection, in Williamson Valley. The Planning and Zoning Commission recommended approval of H2163, Preliminary Plat with the following Stipulations: 1). The final plat for Inscription Canyon Ranch Unit 5 shall be in general conformance with the approved preliminary plat and shall be in conformance with: all applicable conditions of the ICR PAD zoning and development agreement, along with all other applicable codes, standards and regulations, unless waived by the Board of Supervisors; 2). Waiver of Article 603.13 of the subdivision regulations to allow for Thunderbird Road and Grey Bears Trail to exceed the maximum cul-de-sac length as depicted on the Unit 5 preliminary-plat.
 4. Use permit for the installation and operation of a 190-foot lattice tower antenna in an RCU-2A zoning district, General Dynamics Fort Rock Road Cell Tower, 301-09-002K, approximately 14 miles west of Seligman, Cyrus Ghassabeh, General Dynamics, #2174. Consideration of a Use Permit to allow the installation and operation of a one hundred-ninety foot lattice tower antenna on a 160 parcel currently zoned RCU-2A (Rural Residential; two acre minimum) located one mile north of the intersection of Interstate 40 and Fort Rock Road, approximately fourteen miles west of Seligman, Arizona. The tower is part of a wireless GSM/GPRS (mobile wireless data/internet) network along Interstate 40. The Planning and Zoning Commission recommended approval of H2174, Use Permit with the following Stipulations: 1). Use Permit shall be granted on a 10 year, transferable basis, with Staff review after 5 years and with staff notification prior to transfer; 2). The maximum height of the tower, including base, platform and antennae, not to exceed 190 feet above grade level; 3). Development, operation and maintenance shall be in conformance with Section 122 of the Zoning Ordinance and the site plan and specifications submitted November 17, 2002. The tower shall be painted a non-reflective sky-gray color in order to match the existing natural environment; 4). Pursuant to Section 108-J, Yavapai County Zoning Ordinance, permittees must

obtain building permits/Zoning clearance, within one (1) year from the permit date and diligently pursue completion. Failure of such shall void the permit unless a longer time has been granted or an extension of time has been applied for with the Board of Supervisors prior to the expiration of the one- (1) year period; 5). Prior to issuance of Building Permit/ Zoning Clearance, financial assurances shall be posted by the applicant for the occurrence or possible need for removal of the tower. The communication tower shall be removed from the property, at the owner's expense, within one hundred eighty (180) days if it becomes unused or obsolete; 6). Applicant to provide certification that there are no co-location options for this tower and if the tower is approved, the applicant will execute a written co-location agreement on a form approved by the County Attorney that provides for the information as set out in the Wireless Plan, prior to issuance of Building Permits/Zoning Clearances; 7). Certificate of Compliance to be issued within one year of application approval by the Board of Supervisors.

5. Zoning map change from R1-175 to M1, Harley Gray Stone Company Stone Yard, 302-07-014L, Ash Fork area, Harley Gray Stone Company, #2179. Consideration of a zoning map change to M1 (Industrial; General Limited) to allow the operation of a flagstone distribution, fabrication and storage facility on a 41.98 portion of a parcel totaling approximately 122 acres on property currently zoned R1-175 (Residential; Single Family - 175,000 sq. ft minimum lot size). Located on the East Side of Double A Ranch Rd approximately 1,700 feet North of the intersection of Lewis Ave and Double A Ranch Rd. and on the North side of the Train Tracks just south of the Cemetery in the community of Ash Fork. The Planning and Zoning Commission recommended approval of H2179, Zoning Map Change with the following Stipulations: 1). Zoning map change from R1L-175 (Residential; Single Family - 175,000 sq. ft minimum lot size) to M1-175 (Industrial; General Limited - 175,000 sq. ft minimum lot size) for the specified use only; 2). Development shall be in conformance with the letter of intent dated October 11, 2002 and site plan dated October 9, 2002 / revised November 8, 2002; 3). Applicant shall submit a revised parking and landscaping plan meeting ordinance requirements for staff review and approval prior to issuance of a building permit/zoning clearance; 4). Applicant shall obtain a Certificate of Compliance form the Development Services Department prior to initiation of use.

DEVELOPMENT SERVICES DEPARTMENT BUSINESS: Supervisor Street was out of the room when the following items were considered.

1. Consideration of an appeal by Rosewood Ranch of the decision of the Development Services Department to rescind a special use permit (HA #6882 and HA #6707) to operate an inpatient clinic/health care facility on parcels 201-04-007X and Z, Wickenburg area. This matter was held in abeyance by the Board on October 7, 2002. Chairman Davis moved to hold this item in abeyance until March 3, 2003. Supervisor Brownlow seconded the motion, which, in the absence of comments from the public, carried by unanimous vote of those present.
2. Hearing: Consider adoption and enactment of a new well rules, well evaluation program and well program fees pursuant to A.R.S. §11-251.08. Chairman Davis called for comments from the public and, hearing none, moved to approve this item. Supervisor Brownlow seconded the motion, which carried by unanimous vote of those present.
3. Request for permission to proceed with a call for bids for a general demolition and clean-up project on property located at 10905 and 10995 East Cornville Road, Cornville area, 407-13-015C and 407-13-015E. Supervisor Brownlow said he had concerns about this item and about items 4. and 5., below, because of potential cost. Mr. Schurr said that all the Board was being asked to do on this day was to approve the call for bids. Supervisor Brownlow then moved to approve this item, as well as items 4. and 5., below. Chairman Davis called for comments from the public and, hearing none, seconded the motion, which carried by unanimous vote of those present.
4. Request for permission to proceed with a call for bids for a general demolition and clean-up project on property located off Old Highway 89, Paulden area, 306-40-019L. Approved by unanimous vote of those present. Motion by Supervisor Brownlow, second by Chairman Davis. No comments from the public.
5. Request for permission to proceed with a call for bids for a general demolition and clean-up project on property located at 2615 S. Horton Drive, Cornville area, 407-07-522. Approved by unanimous vote of those present. Motion by Supervisor Brownlow, second by Chairman Davis. No comments from the public.

ITEM NO. 5. Fleet Management Director Dave Burnside. Request for approval of Accident Report for the period July 1 through December 31, 2002. Fleet Management employee Angie Davis was also present and participated in discussion of this item. Supervisor Street returned to the meeting and was present for the remainder of the day. Supervisor Brownlow asked if there was any training available for employees who have accidents. Mr. Burnside responded that there was a recent case in

which the abuse of a Sheriff's vehicle was extreme, but that the Merit System Commission had rejected it. He said that on the whole, the Sheriff's Office was very concerned about accidents. He added that the Public Works Department had recently set up a committee to review accidents in that department. He said he was receiving the support of County departments with regard to accidents. There was brief discussion regarding some departments with high accident rates, during which Supervisor Street pointed out that some of the damage to Sheriff's vehicles was incurred by prisoners. Mr. Burnside noted that his department had replaced 61 windshields since July 1, 2002. Upon a motion by Supervisor Brownlow, seconded by Supervisor Street, the Board voted unanimously to approve the Accident Report. There were no comments from the public.

ITEM NO. 6. Medical Assistance Director Mona Berkowitz. Discussion regarding Medical Assistance response to Acute Care Services RFP for Yavapai County residents who are AHCCCS eligible and receiving AHCCCS acute care services. Medical Assistance Program Development Coordinator Dana Evans participated in discussion of this item, reminding the Board that she and Ms. Berkowitz had last spoken with the Board regarding this matter in April of 2002. She said that since that time, it had become clear that the Medical Assistance Department was already engaged in a very similar program. Ms. Berkowitz said she believed the RFP would be to provide services only in Yavapai County, adding that there were currently about 22,000 people in the County enrolled in AHCCCS acute care programs. She said she would use internal staff to respond to the RFP and that if the County was selected to provide the services she would bring the matter back to Board for consideration. There was general agreement that Ms. Berkowitz should proceed, but that she should also obtain formal approval to submit the RFP by placing an item on the consent agenda for an upcoming meeting.

CONSENT AGENDA FOR BOARD OF SUPERVISORS: All items were approved by unanimous vote, with no comments from the public. Motion by Supervisor Brownlow, second by Supervisor Street.

1. Requests from Board of Supervisors:

- a. Approve minutes of meeting of January 21, 2003. (Approved as written.)
 - b. Approve appointment of the following precinct committeemen, as recommended by the Republican Committee of Yavapai County: Sandra Laney and Sanford Cohen, Yavapai Hills Precinct; Edna "Tiny" Bettencourt, Montana Precinct; Roy Lietz, Gregory Sober and Steele Coddington, Antelope Precinct; John A. Sirovy and Sharon Sirovy, Prescott Country Club Precinct; Joan Fleming and Mark David Yadron, Mountain Club Precinct; Laura Flood Cougar Precinct; Winifred Richenda Fink and Richard Anderson, Superstition Precinct; Darlene Packard, Donald Packard, Andrew Tobin, and Stefania Schollaert, Taylor Hicks Precinct; Paul R. Feirick, Sandretto Precinct; Diana Minette, Humboldt Precinct; Anne Danglemeyer, Cordes Lakes Precinct; Michael Elliott, Mountain View Precinct; Robert E. Holt, Yarnell Precinct; Lindsey Shaffer, Prescott Southwest Precinct; Harry Westbay, Wild Horse Precinct; Rose Mary James, Coyote Springs Precinct; Larry Anderson, Chino Valley 2 Precinct; George Anderson, Northside Precinct; James Joseph Jackson and Jane Jackson, Camp Wood Precinct; and Betty Davison, Castle Hot Springs.
 - c. Consider appointment of R. Scott Zern and Warren Darrow, Deputy Public Defenders, as Pro-Tempore Hearing Officers for zoning violations.
 - d. Consider appointment of Albert Wood as a Pro-Tempore Hearing Officer for zoning violations, and approve contract for services.
 - e. Permission to purchase a copy machine for Development Services in the amount of \$11,872.93 to be paid from Contingency.
 - f. Consider approval of a contract with Prescott Fence Company for fencing at Pioneer Park in the amount of \$23,739.47, to be paid out of District 1 Park Funds. Other quotes were obtained from the following companies: American Fence, \$26,387.65 and Aztec Tri-City Fence, \$24,669.29.
 - g. Approve request from the Town of Clarkdale for permission to hold a mail ballot election on May 20, 2003, as provided for in A.R.S. §§16-225(C), 204 and 558.
 - h. Consider transferring \$9,000 from Contingency to the HURF Fund in order for the Facilities Department to receive a backhoe from the Road Division of the Public Works Department.
 - i. Proclaim February 17-22, 2003, as "Patriotism Week."
2. Request from Assessor for permission to purchase software upgrades and renewal fees for Auto Cad for Cartography and renewal fees for Statistical Package for the Social Sciences for the CAMA and Land Departments at an approximate cost of \$6,000 to be paid from the Assessor's Surcharge Fund.
3. Requests from Development Services:
- a. Nomination of the trail known as the Aspen Creek Trail into the Yavapai County Trails System.
 - b. Permission to attempt to purchase parcel 204-09-136 and parcel 405-21-006 from the Treasurer's Tax Lien Certificate Sale on February 11, 2003, at an approximate total cost of \$645 to be paid from Contingency.
4. Request from Facilities for approval of changes to the scope of work in construction of the Congress Library modular

- unit in the additional amount of \$1,692.50, Facilities Department Project No. 01-009. To be paid from Capital Improvements and Library District. (Approval also required for Library District, see Consent Agenda for Special Districts, below.)
- 5. Request from MIS Department to consider approval of a purchase of a database server to replace an existing unit that is out of warranty at an approximate cost of \$10,000, to be paid from Long Term Care Contingency funds.
 - 6. 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: Coyote Springs Road Improvement District II; Bryce Canyon Drive Sewer Improvement District; Prescott East Sanitary District; Yarnell Street Lighting Improvement District; Seligman Street Lighting Improvement District; Seligman Sanitary District; Pine Valley Street Improvement District; Ash Fork Street Lighting Improvement District.
- 2. Resolve into the Board of Directors of the Yavapai County Free Library District:
 - a. Approve minutes of meeting of January 6, 2003.
 - b. Approve changes to the scope of work in construction of the Congress Library modular unit in the additional amount of \$1,692.50, Facilities Department Project No. 01-009, to be paid from Capital Improvements and Library District.
 - c. Request for permission to accept and expend State Grants-In-Aid funds of \$23,0000 and to transfer \$15,000 grant match funds from the general budget.
- 3. Resolve into the Board of Directors of the Yavapai County Jail District:
 - a. Approve minutes of meeting of January 6, 2003.
 - b. Consider approval of Change Order #8 with Sletten Construction in the amount of an additional \$7,730 for the Camp Verde Jail Expansion Project.
 - c. Permission to purchase plus or minus 5.30 acres from Luke Land and grant roadway easement through County property at Camp Verde for a cost of \$120,609 to be paid from Jail District funds.
- 4. Resolve into the Board of Directors of Seligman Street Lighting Improvement District:
 - a. Approve minutes of meetings of July 6, 1998; June 23 and August 2, 1999; July 3 and August 7, 2000; July 2 and July 25, 2001; July 15 and August 5, 2002.
 - b. Consider adding one street light to the area of Railroad Avenue east of Lamport Street.

- CLAIMS AGAINST YAVAPAI COUNTY

<u>ACCOUNT</u>	<u>AMOUNT</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
General Fund	1,635,286.01	Jail District	241,979.41
District 1 Park Fund	1,508.39	District 2 Park Fund	4,268.07
District 3 Park Fund	17.61	Child Health Grant	7,360.24
AMPPHI	1,330.29	Family Planning	6,440.50
MCH Programs	1,467.35	Home Health Ser	12,936.51
Health Promotion	2,585.95	Nutrition	1,674.91
T.B. Control	2,022.89	WIC Program	13,507.76
Stop Violence Women	1,580.00	Jail Enhancement	2,278.25
Juvenile Delinq. Reduct	8,249.78	Juvenile IPS	15,092.16
Juvenile Food Prog	2,629.83	Community Adv. Bd	19.32
Probation Serv	3,001.36	Adult IPS	26,114.32
Adult Probation Fees	23,652.73	Prob Enhance	37,472.21
Recorder's Surcharge	25,018.33	Indigent Def/Dg	1,436.60
Misc Small Grants	1,052.67	Crim Just/Atty	5,374.06
Bad Check Prog	3,603.48	Juv Prob Svs	3,559.16
Commodity Fd	413.16	Azeip Case Mgmt	2,942.97
Sexual Trans Disease	358.96	Hi Risk Chld HI	4,686.07
Clerk's Storage	1,198.38	WIC/TOB Intervention	2,222.79
HIV Counsel & Test	1,884.83	Atty Anti-Racket	61,038.37
PANT	3,929.76	Law Library	496.83
CASA	3,976.59	Case Process	4,138.14
Prim. Care – V.V.	3,234.14	Azeip Coordinator	2,057.96
Vict Witns Prog	9,388.47	Court Enhancement	1,825.68

Council Court	1,414.69	Juvenile Dent. Enhanc.	3,565.29
Drug Enforce Fund.	1,094.17	Primary Care Svs	12,091.99
PC Fees Verde V.	91.69	Local ADR	250.00
Victims Rights Impl	3,647.21	Hassayampa/LTC	986.60
Dietetic Intern	632.77	Immuniz Service	4,427.52
Personal Care Svs	269.28	Idea-Preschool	1,179.84
Public Defender Tr.	890.00	Subs Abuse/DARE	267.05
Chem Abuse	205.80	Family Drug Court	3,902.23
Juvenile Drug Court	3,902.23	Juv Det/PACE	5,336.22
Special Program	19,981.54	Sm Schools Ecia	1,966.13
Sm Schools Beha	13,306.99	Cops in School	4,136.39
Fill the Gap - Courts	4,632.02	Hurf Road Funds	335,061.76
Assessor Surcharge	5,134.18	Assessor App Dev	6,942.44
Health Fund	63,557.27	Jail Commissary	11,089.22
Landfill Administ.	13,461.28	Water Advisory Comm	2,949.22
Clinical NICP	1,143.05	Tire Recycle	1,735.55
Safe School Pro	6,253.42	Adhs-Svs Coord	855.28
Local Incentive Awards	1,001.02	Fill the Gap – Attorney	1,100.76
Family Law Commiss.	6,091.38	Comm Punish Pro	75.00
Juv. Detent Ed Pro	791.56	Regnl Road Project	34,912.37
Library Automation	106.08	Health Start	3,527.82
Emerg. Respon Gr.	1,599.73	Victim Compensat.	5,133.17
DUI Comm.. Gov Off	1,412.70	Interstate Compact Pro	1,799.46
Ryan White II	2,596.46	Prepared. Bioterror	10,801.95
Primary Care Fees	4,085.43	Perinatal Block	2,149.69
Well Woman Health	2,881.15	Tobacco Educ	11,656.37
Ad Prob Ed. H2002	62.38	School Reso. – Mayer	1,361.80
St Grant In Aid	120.54	Direct Treatment Fund	2,583.78
Mental HealthRWJF	3,536.53	Mental Health Part.	5,221.98
Field Trainer	1,927.35	Comm. Access Pro	7,776.02
Attendant Care	29,814.30	HIV/CT	189.10
HIV Targeted	1,977.64	Childrens Justice	623.61
Child Sup & Vis	752.91	VOCA	3,944.80
Yav. Drug Court	2,040.13	JTSF Treatment	3,713.63
Diversion Conseq.	1,618.55	Transferred Youth	1,023.50
Capital Projects	1,916.93	Jail Construction	28,633.65
ALTCS	596,205.99		

In addition, payroll was issued on January 24 for the pay period ending January 18; warrant numbers 2427705 through 2428157, in the amount of \$348,308.64. Jury certificates issued during this time; 6858976 through 6859077. Warrants issued for February 3 Board day, 4187425 through 4187762; 4187763 through 4188240.

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

ATTEST:

_____Clerk _____Chairman