

BOARD OF SUPERVISORS MINUTES WITH SUPPLEMENTAL TRANSCRIPT
(Where a supplemental transcript is available, it is printed in bold type)

OFFICE OF BOARD OF SUPERVISORS
YAVAPAI COUNTY, ARIZONA

Prescott, Arizona

October 4, 2004

The Board of Supervisors met in regular session on October 4, 2004, at 9:30 a.m.

Present: Chip Davis, Chairman; 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.

Clerk's note: A copy of these minutes with a supplemental transcript is available in the Office of the Clerk of the Board of Supervisors and is also available on the County website.

ITEM NO. 1. Board of Supervisors.

1. Consider approval of lease of County property located at 22585 Oak in Seligman, Arizona, to North Yavapai Community Health Services, Inc. Supervisor Brownlow moved to approve the lease contingent upon the lessee obtaining the necessary insurance and providing the County with a certificate of insurance. Supervisor Street seconded the motion, which carried by unanimous vote. No comments from the public.

Mr. Hunt noted that the Board had previously authorized the lease of this property, that the Board's intention to approve the lease had been advertised as required by law once a week for four weeks, and that no one else had come forward to express interest in leasing the property. He recommended that the Board approve the lease agreement, contingent upon the lessee providing proof of insurance.

2. Discussion and possible action regarding new Camp Verde sewer treatment plant. The Board took no action on this item.

Chairman Davis said he would like to hold this item over for at least one more Board meeting. He explained that in order to use the remaining pods at the Camp Verde jail it would be necessary to expand the wastewater treatment plant, that it might be possible for the Camp Verde Sanitary District to extend its sewer main to the jail, and that before taking action to upgrade the existing plant he wanted to see if connection to CVSD might be possible. Mr. Holst added that CVSD was supposed to have taken action last week with regard to bids it had received for construction of sewer improvements but that he did know the outcome of that action, and that once that information was available he would be able to talk with the Yavapai-Apache Nation about a gravity line to connect to the sanitary district.

3. Consider approval of items appearing on the Consent Agenda for Board of Supervisors. With the exception of item 5., all items were approved by unanimous vote. Motion by Supervisor Brownlow, second by Supervisor Street. No comments from the public. See Consent Agenda for Board of Supervisors for detail.

ITEM NO. 2. Resolve into the Yavapai County Board of Equalization and consider ratification of Hearing Officer decision for parcel 205-13-421A, Joe Propati. Held in abeyance on September 20, 2004. Reference: Board of Equalization minutes.

ITEM NO. 3. Resolve into Board of Supervisors. Development Services Director Ken Spedding and Emergency Management Coordinator Nick Angiolillo. Discussion regarding floods and early warning systems.

Chairman Davis said that what prompted this discussion was the fact that during the Board's meeting in Cottonwood on September 20, notification was received that despite

the fact that it was a sunny, cloudless day, people in the Bridgeport area were being evacuated because the Verde River was rising due to rains far up river. Mr. Spedding provided information about the Flood Control District's Automatic Local Evaluation in Real-Time, or ALERT, system which he said included numerous gauges for rain, streams, lakes or ponds and weather. He told the Board that while most of the gauges were clustered in the Prescott basin and in the Verde Valley, the system was being expanded farther up into the Big Chino watershed. Mr. Spedding said that the information collected from the gauges was forwarded to the National Weather Service, the Arizona Department of Water Resources, and Maricopa County and that Yavapai County also received information from Maricopa County gauges. He said it was the responsibility of the National Weather Service to issue flood watches and warnings, and that the responsibility of the Flood Control District was only to collect data but that there were ways to expand the system in order to alert more people to the potential for flooding. Mr. Spedding said that the rain even that occurred on September 19 in the Walnut Creek area was a 10-year storm event. He reminded the Board that in 1993 the County had experienced storms that were close to being 100-year storm events, and that a 100-year event on the Big Chino would result in approximately 43,000 cfs in the Verde River while the September 19 event resulted in about 19,000 cfs. He added that real-time information was available on the County's website. Mr. Angiolillo said that in the case of the September 19 storm event in the Walnut Creek area, he had not received an alert but instead was notified that the gauge at Clarkdale had peaked. He said that the hydrologist on duty at the time was not able to give him the cfs, which he said was running at about 15,500 cfs and was essentially considered a non-event. Mr. Angiolillo said one of the problems was trash in the river bed that caused water to back up. He said his office had given notification to people in the area, although in some cases it was short notice, and that the National Weather Service could have done a better job by notifying him earlier that the river was rising. He said it was the restrictions in the river bed that caused the water to rise, and that he was not sure the National Weather Service actually believed that the Walnut Creek area had received seven inches of rain. Supervisor Brownlow asked if this was the first time anyone from the Verde Valley had complained about receiving too much water from the western side of the County. He asked if there was money available to clean up the trash in the river bed. Mr. Angiolillo said that FEMA would provide money for cleaning up streets but not for stream beds. Chairman Davis noted that the "trash" in the river bed was natural vegetation that had become overgrown because there had not been a good flood on the Verde River for quite some time. Mr. Angiolillo agreed, saying that silt left behind by previous floods had also raised the river bed and that it took less water to cause a flood. Supervisor Brownlow said it was his understanding that Rinker Materials had videotape of the water that occurred above their sand and gravel operation. Mr. Spedding said the Flood Control District was putting Rinker on notice that there were concerns from the public that its activities might be diverting, redirecting or stopping flood waters. He said that Rinker had been stockpiling some materials in the floodway but that the excavation work it was doing also resulted in some retention of flood waters and that it probably resulted in a trade-off. Mr. Spedding said he had spoken with the Army Corps of Engineers about what might be done to provide more capacity on the Big Chino wash. He added that the direction of the Board since 1986 had been flood plain management and that there would always be people who choose to live in flood-prone areas. Supervisor Brownlow asked what kind of liability the County would have if it put signs in such areas to let people know they are prone to flooding. Mr. Schurr said the problem was where to put the signs and whether it would be around the outside of flood-prone areas. He said the County would not want to put someone on notice that an area was prone to flooding if, in fact, it was not, and that there were so many areas subject to flooding that it would take a great many signs. Mr. Spedding said there were signs posted on some roads and that there had been some discussion about putting signs up to warn people about flood-prone areas, but that people in those areas did not want that. Chairman Davis said that following the Board meeting on September 20, he spent the rest of the day driving along the river and that everyone he talked to said they had not known about the imminent flooding but had heard about it from friends and relatives in Phoenix who called to let them know. He asked if there was technology available that allow for an alarm to be triggered if a lot of water came into the Paulden area, saying he believed the County

should have a method to forewarn people that a flood was coming. Mr. Spedding said it was possible for property owners to purchase an ALERT radio for about \$25, and that the radio, which he said was tied into the County's Emergency Services department and the National Weather Service, would set off an alarm. He said he could work with Mr. Angiolillo on an automatic dial-up and that he could also meet with the fire districts to discuss early warning. Mr. Angiolillo said he was looking at systems that would automatically dial individuals to warn of forest fires and that the same application would also work to warn people of floods. Mr. Holst said he believed that staff had sufficient direction from the Board to be able to prepare a plan for the Board's review. In response to a question from Supervisor Brownlow about who would pay for warning equipment, Mr. Spedding said the Flood Control District collected tax money, some of which could be used for such systems, and that he would work with Mr. Angiolillo to see if grant money might also be available. Mr. Angiolillo said he had Homeland Security funds that could be used purchase equipment, and that then it would be a matter of determining how to pay for maintenance of the equipment. Chairman Davis said he would not like to see the County get caught off-guard again.

ITEM NO. 4. Resolve into Board of Supervisors. Public Works Director Richard Straub. Assistant Public Works Director Phil Bourdon participated in discussion.

1. Hearing: Consider approval of a resolution to abandon a portion of Old Black Canyon Highway with the stipulation that the property benefiting from the abandonment not be granted access directly onto Old Black Canyon Highway but shall be allowed a single common access point onto Indian Hills Drive, and with the stipulation that the resolution for the abandonment be void if the applicant does not complete all requirements within 120 days of approval. Resolution No. 1554 was approved by unanimous vote. Motion by Supervisor Street, second by Supervisor Brownlow. No comments from the public.
2. Permission to enter into a contract with ARCADIS for an Enhanced Project Assessment for conceptual plans for SR 89 from SR 89A, MP 319.2 to Road 5 South near Chino Valley, MP 324.7, in association with the City of Prescott and the Arizona Department of Transportation at a cost of \$320,000 to be paid from Regional Road Funds. Approved by unanimous vote. Motion by Supervisor Brownlow, second by Supervisor Street. No comments from the public.

Mr. Straub said that ADOT had asked the County to be the lead agency and that he was working on an intergovernmental agreement with them to get some reimbursement for this project. He said he believed the County would receive a great amount of the money that it puts up for this project, but that ADOT could not commit any money until there were preliminary plans.

3. Consider approval of funding in the amount of \$712 for contribution to the Roadway Needs Study Update, to be paid from HURF. Approved by unanimous vote. Motion by Supervisor Street, second by Supervisor Brownlow. No comments from the public.
4. Permission to begin design for turn lane improvements at the intersection of Iron Springs Road and Grandview Drive/Gressett Drive, with work to be done in-house. Approved by unanimous vote. Motion by Supervisor Brownlow, second by Supervisor Street. No comments from the public.

Mr. Straub identified this intersection as being approximately 800 feet west of the intersection of Iron Springs Road and Williamson Valley Road, just outside the Prescott city limits, saying that right and left turn lanes were needed. Chairman Davis asked if the City of Prescott had been approached about annexing the properties in that area. Mr. Bourdon said the city had just annexed up to one side of the road and that the County was still responsible for maintaining the road.

5. Award or reject bids received for Sedona Airport Runway 3/21 Widening & Overlay Project in Yavapai County, AZ, Project #2413815, AIP No. 3-04-0033-14. Bids opened on August 20, 2004, with bids received from the following vendors: C & E Paving & Grading, \$2,080,000; Tiffany Construction Co., \$2,181,173.75; and Fann Contracting, Inc., \$2,247,254. Recommend awarding to low bidder C & E Paving & Grading in the amount of \$2,080,000 to be paid by FAA (95%), ADOT (2.5%) and Sedona Airport Association (2.5%). No County funds involved. Approved by unanimous vote. Motion by Supervisor Brownlow, second by Supervisor Street. No comments from the public.

6. Permission to use HURF funds in the amount of \$74,934.92 to pay for a 6,500-gallon water trailer until reimbursement is received from a federal grant. Upon a motion by Supervisor Street, seconded by Supervisor Brownlow, the Board voted unanimously to approve this request but to make the payment from Contingency instead of HURF. No comments from the public.
7. Consider approval of Change Order #1 with NCCI, Inc., for the Ash Fork Maintenance Building Rehabilitation Project in Yavapai County, AZ, Project #2413813 in the increased amount of \$4,916. To be paid from Ash Fork Maintenance Building Rehabilitation Fund and reimbursed by ADOT. Approved by unanimous vote. Motion by Supervisor Brownlow, second by Supervisor Street. No comments from the public.
8. Consider approval of items appearing on the Consent Agenda for Public Works. Both items were approved by unanimous vote. Motion by Supervisor Street, second by Supervisor Brownlow. No comments from the public.

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

1. Award or reject bids received for Annual Contract for Supply of Aggregate Base Course (ABC) in Yavapai County, Arizona, Contract #2413819. Bids opened September 21, 2004, with bids received from the following vendors: ABC Materials (T.L. Nolan Corp.); Asphalt Paving & Supply, Inc.; Charter Materials, LLC; Hanson Aggregates Arizona, Inc./Plant 10; Rinker Materials (Prescott and Camp Verde); Yavapai-Apache Sand & Rock. Recommend awarding to all bidders at various unit prices.
2. Award or reject bids received for Annual Contract for Supply or Supply and Delivery of Sign Posts and Related Hardware and Accessories in Yavapai County, Arizona, Contract #2413818. Bids opened September 21, 2004, with bids received from the following vendors: Hall Signs, Inc.; and Pacific Products and Services. Recommend awarding to both bidders at various unit prices.

ITEM NO. 5. Development Services Director Ken Spedding and Development Services Assistant Director Enalo Lockard. Planning and zoning; Development Services Department business. Planning & Zoning Commission member Linda Bitner was present to represent the Commission.

1. Consider approval of items appearing on the Consent Agenda for planning and zoning. Both items were approved by unanimous vote. Motion by Supervisor Street, second by Supervisor Brownlow. No comments from the public.
2. Hearing: Zoning map change from C1-3 to C2, Yarnell Hill Restaurant and Motorcycle Shop, 203-15-006A, Yarnell area, Greg Thompson and Ray Pike, #4123. Consideration of a Zoning Map Change from C1-3 (Commercial; Neighborhood Sales and Services; 7,500 square-foot minimum) to C2 (Commercial; General Sales and Services) to allow operation of a restaurant, lounge and motorcycle shop consisting of a total of approximately 5.58 acres Located approximately 1.18 miles southwest of the S.R.-89/Mina Road intersection, in the community of Yarnell. SEC 15, TWN 10N, R 05W, SEC 22, TWN 10N, R 05W G&SRB&M. The Planning and Zoning Commission recommended to approve the Zoning Map Change with the following stipulations: 1). Conditional Zoning Map Change for the specified use only. Any substantial expansion or change of use will need to be reviewed by the Planning and Zoning Commission and Board of Supervisors 2). Development in conformance with the plan dated July 05, 2004; 3). All motorcycle repair to be performed indoors. No fabrication to take place on site; 4). Development requires Preliminary Code Review prior to applying for building permits; 5). ADEQ/County Environmental Services Department approval of sanitary facilities prior to Certificate of Compliance; 6). Necessary permits to be obtained from ADOT prior to issuance of Certificate of Compliance; 7). All parking to conform to Yavapai County Zoning Ordinance Section 602, Parking and Off-Street Loading; 8). All outdoor lighting to conform to Yavapai County Zoning Ordinance Section 603, Light Pollution Control; 9). Total aggregate signage not to exceed one hundred twenty-eight (128) square feet; 10). Hours and days of operation for the restaurant to be limited to 8:00 A.M. to 2:00 A.M. Sunday through Saturday; 11). Live entertainment to perform no later than 10:00 P.M. Sunday through Thursday nights, and 12:00 A.M. on Friday and Saturday nights; 12). The maximum number of employees shall not exceed ten (10) persons; 13). Proposal to meet state fire code requirements; 14). Permittee must obtain a building permit within one (1) year from the date of Use Permit approval and must diligently pursue completion. Failure of such shall void the permit unless a longer time has been granted or an extension of time has been applied for with the Director of the Development Services Department prior to the expiration of the one (1) year period; 15). Certificate of Compliance to be issued within one (1) year from date of Board of Supervisors approval. Planner Amy Karn presented this item. Upon a motion by Supervisor Street, seconded by Supervisor Brownlow, the Board voted unanimously to approve the recommendation of

the Planning & Zoning Commission.

Ms. Karn said the Commission had some concerns about the level of citizen participation, but that the applicant had since made efforts to contact the Yarnell Chamber of Commerce and other organizations about his plans and that as far as she knew there were no negative comments regarding this application. Supervisor Street asked the applicant if he was okay with the stipulations recommended by the Commission. Mr. Thompson said he was, and that they were all reasonable stipulations for the kind of operation he was planning.

3. Hearing: Use permit for installation of a new 60-foot monopole with three sectors and associated equipment in an RCU-2A zoning district, AT&T Wishing Well, 305-01-006D, Paulden area, Margaret Cefalu agent for AT&T/Spectrum Surveying and Engineering, #H4124. Consideration of a Use Permit to allow installation of a new sixty-foot (60') monopole with three (3) sectors and associated equipment within a nine hundred (900) square foot lease area in a RCU-2A (Residential; Single-Family; Rural; 2-acre minimum) zoning district. A six-foot (6') high block wall will enclose the lease area and facility. Located on an 8.5-acre parcel, approximately 2.02 miles northwest of the S.R.-89/Big Chino Road intersection in the vicinity of Paulden. SEC 26, TWN 18N, R 02W G&SRB&M. The Planning and Zoning Commission recommended unanimously to deny the Use Permit. Planner Amy Karn presented this item. Planning Manager Elise Link participated in the discussion. Paulden area resident Margaret Mitchell spoke in favor of the application. Paulden area resident Frank Marciante spoke in opposition to the application, and written comments in opposition were submitted by Paulden area residents Pam and Al Popik, Sharon Marciante, and Gail Betz. Upon a motion by Supervisor Brownlow, seconded by Supervisor Street, the Board voted unanimously to approve the recommendation of the Planning & Zoning Commission.

Ms. Karn reminded the Board that a few months ago it had approved a tower at the Paulden Fire Department, and that this application was to place a tower further up Highway 89 at the Wishing Well Bar. She said that 17 letters of opposition had been received and that since the Commission's hearing two letters of support had been received from people who did not live in the immediate area. Ms. Link told the Board that because of opposition from adjacent property owners, it would take a unanimous vote of the Board to override the Commission's recommendation and approve the application. Ms. Cefalu said the proposed tower would improve AT&T coverage in the area, and that the main concern of homeowners in the area seemed to be the Nextel tower at the fire station. She said that co-location was the way to go, but that in this case it just did not work because the Nextel tower was two miles farther south and about 150 feet lower. She provided the Board with petitions she said contained the signatures of 79 people who were in support of her application. Chairman Davis read the comments submitted by Mr. and Mrs. Popik, which expressed concern that the view from their home would be blocked by the tower, and comments submitted by Ms. Betz indicating that the Paulden Area Community Organization (PACO) had approved the Nextel tower at the fire station because of the ability of other companies to co-locate on it. Ms. Mitchell said that over the weekend a young man who had run into difficulties on the highway had come to her asking to use her phone because his cell phone did not work in the area. She said she believed an additional tower could only benefit people in the area. Mr. Marciante said he lived within 1,000 feet of the proposed tower and that 100% of the people who lived within 1,000 feet of the proposed tower were opposed to it while approximately 95% of the people living within one mile of the proposed tower were opposed to it. He said one of the questions that had arisen with regard to this application was whether AT&T would discontinue its service in the area if it did not get the tower at the Wishing Well Bar, and that the answer was no but that it would be able to provide better coverage with the new tower. He said he believed that most people preferred to see co-location instead of a proliferation of towers and that there should be a greater effort to co-locate. Mr. Schurr said that because the Planning & Zoning Commission was considering revisions to the Ordinance, if the Board decided on this day to uphold the Commission's recommendation there would have to be evidence to support that decision and a written determination. He said that if the Board voted to deny the application he would ask staff to draft a determination statement to place on the Board's consent agenda for the next meeting. He said there were many adjacent property owners opposed to the application, and that

the applicant had not taken the stand that there was no other area where the proposed tower could be located. Mr. Schurr said the Board did have a basis to deny the application. Chairman Davis asked what had happened to the wireless plan the County had paid for. Mr. Schurr said the plan does not specify location and that the initial plan only specified areas where the County would like to see towers. Mr. Lockard said the Commission had already considered the revisions that Mr. Schurr had referred to, and that part of that process would be to have the consultant review the wireless plan with an eye toward identifying the best locations for towers. In response to a question from Supervisor Street, Mr. Schurr said that depending upon the application the Board could require co-location. He said that in this case the applicant had looked at the existing pole at the fire station and determined that it was not sufficient. He said it was easier for a person to obtain a permit to co-locate and that the County had required towers to be built to accommodate co-location and had required permit holders to allow for co-location. Supervisor Brownlow said he had some concerns about this application, and that it all came down to money. He said that the first person to put up a tower would have to pay the property owner on whose land the tower was located \$400 to \$1,000 per month and that when cell towers had first begun to show up in the County applicants tried to have them at places like VFW posts and the like. Supervisor Brownlow said that at first everyone was fighting the towers and now everyone wanted them. He said he did not like hearing false information, and that AT&T's assertion that the tower at the Paulden Fire Station was in a hole was not true. He said he thought that if AT&T had filed its application before the tower at the fire station was approved, it might have gained approval for a tower at the Wishing Well Bar, but that companies did not seem inclined to work together when it came to cell towers.

CONSENT AGENDA FOR PLANNING & ZONING: Approved by unanimous vote. Motion by Supervisor Street, second by Supervisor Brownlow. No comments from the public.

1. Final plat, American Ranch Phase 4A, 100-18-081V, Williamson Valley area, American Ranch LLC, #H4137. Consideration of a final plat for an approximately 73 acre parcel, depicting 15 single family residential lots, ranging in size from approximately two to four acres in a PAD (Planned Area Development) zoning district. Sixteen plus acres of the parcel will be reserved as common open space. Located on the west side of Williamson Valley Road, approximately one mile south of the Williamson Valley Road/Outer Loop Road intersection in Williamson Valley. SEC 23 TWN 15N R 3W G&SRB&M. The Preliminary Plat was approved by the Board subject to the following conditions: 1). The final plat for American Ranch Phases 4A shall be in general conformance with the approved preliminary plat and shall be in conformance with: all applicable conditions of the American Ranch PAD zoning and development agreement, along with all other applicable codes, standards and regulations, unless waived by the Board of Supervisors; 2). Approval of excessive cul-de-sac length as proposed by the applicant; 3). Development shall occur in accordance with recommendations that have been provided by CYFD in letter dated 7-7-04; 4). Language shall appear on the final plat to notify lot purchasers of the requirements for fire suppression sprinkler systems to be installed in all residences and for the requirement to create and maintain defensible space around each residence, for purposes of fire safety.
2. Final Re-Plat, American Ranch Phase 3A Re-Plat, 100-18-123 through 150, Williamson Valley area, American Ranch LLC, #H4154. Consideration of a re-plat to combine six, one-acre lots into three two-acre lots of Phase 3A of the American Ranch subdivision. The final plat had been previously platted with 6 lots, approximately 1 acre in size, in a PAD (Planned Area Development) zoning district. Located on the west side of Williamson Valley Road, approximately one mile south of the Williamson Valley Road/Outer Loop Road intersection in Williamson Valley. SEC 14 TWN 15N R 3W G&SRB&M.

Development Services Department Business:

1. Consider adopting the Antelope Meadows Trail into the Yavapai County Master Trails Plan. Planning Manager Elise Link presented this item. Approved by unanimous vote. Motion by Supervisor Brownlow, second by Supervisor Street. No comments from the public.

Ms. Link noted that the land the trail is on was annexed by the Town of Prescott Valley.

She said the town would be looking at how it can work the trail into its own trail system. Chairman Davis asked if there was any liability for the County accepting a trail within the Prescott Valley town limits. Mr. Schurr said no, that the trail would merely be shown on the trails plan.

ITEM NO. 6. Convene in executive session pursuant to A.R.S. §38-431.03(A)(3) and (A)(4) for legal advice regarding for-profit and non-profit uses of the Courthouse Plaza. Approved by unanimous vote. Motion by Supervisor Street, second by Supervisor Brownlow.

ITEM NO. 7. Reconvene in open session for discussion and possible action regarding profit and non-profit uses of the Courthouse Plaza. Williamson Valley Fire Department board chairman Paul Glinski and Fire Chief Jim Koile and Phippen Museum trustee Merry Nebeker all spoke in favor of continuing events on the Plaza. Prescott Downtown Partnership members Pat Forrest and Kendall Jaspers participated in discussion. Supervisor Street moved to amend the major events schedule for the Courthouse Plaza to add one major event for July 23-24, 2005, saying this would allow the County to await the outcome of a pending appeal and to address any other issues related to Plaza events at a later time. She said her motion also included directing the Prescott Downtown Partnership to process the applications for 2005. Supervisor Brownlow seconded the motion, which carried by unanimous vote.

Mr. Glinski urged the Board to continue events on the Plaza, saying that if the Board had to allow commercial enterprises to run events he felt the existing events should be grandfathered and that the Board should allow only one commercial event. Mr. Schurr said that with regard to any newly authorized events the Board would not make the distinction between profit or non-profit. Chief Koile said he wanted to reiterate Mr. Glinski's comments and that the money raised by the fire district's event was used to provide training and equipment for firefighters. Ms. Nebeker said she felt the Board had to continue the events through 2005, and that the Phippen Memorial Day Art Show was the museum's largest fundraiser. There was brief discussion regarding whether vendors pay sales tax, during which Ms. Forrest assured the Board that they did.

ITEM NO. 8. Convene in executive session pursuant to A.R.S. §38-431.03(A)(3) and (A)(7) for legal advice and to consider the County's position with regard to the sale of property. Approved by unanimous vote. Motion by Supervisor Street, second by Supervisor Brownlow.

ITEM NO. 9. Reconvene in open session and consider awarding or rejecting bids received for the purchase of County property, bids having been opened on September 21, 2004, with bids received as follows: Parcel 1, intersection of Larry Caldwell and SR 89A, no bids received; Parcel 2, Side Road and SR 89A, bids received from Kendall W. Jaspers in the amount of \$76,159 and from Chamberlain & Myers Development, LLC, in the amount of \$50,500; Parcel 3, west side of Viewpoint Drive and SR 89A, bids received from Robert & Mary Hamill in the amount of \$1,111,111.11, from Casa Southwest Properties, LLC in the amount of \$776,055, from Northgate Properties, LLC, in the amount of \$750,105, from CSB Properties, Inc. in the amount of \$580,000, and from Entrusted, LLC in the amount of \$565,000; and Parcel 4, east side of Viewpoint Drive and SR 89A, bid received from Brown Family Communities in the amount of \$180,000. Recommend awarding to high bidders as follows: Parcel 2 – Jaspers, \$76,159; Parcel 3 - Hamill, \$1,111,111.11; Parcel 4 – Brown Family, \$180,000. Supervisor Street moved to approve awarding the bids to the highest bidders as noted. Supervisor Brownlow seconded the motion, which carried by unanimous vote. No comments from the public.

ITEM NO. 10. Convene in executive session pursuant to A.R.S. §38-431.03(A)(1), personnel matter. Approved by unanimous vote. Motion by Supervisor Street, second by Supervisor Brownlow.

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

1. Requests from Board of Supervisors:
 - a. Approve minutes of meeting of September 20, 2004, and of special meetings of September 14, 18 and 27, 2004.
 - b. Liquor licenses for which there are no protests: (1) Series #12 Restaurant, Pizza Tyme and Grill, Rimrock area, Daniel Eugene Nash; (2) Series #10 Original Beer and Wine Store, Carol S. Boles dba Crown King General Store, Crown King; (3) Series #12 Restaurant, Leff-T's Steakhouse and

- Grill, Dewey area, Kevin Leffler; (4) Series #12 Restaurant, The Ranch House Restaurant, Lake Montezuma area, Paul Matthew Crane; and (5) Series #10 Original Beer and Wine Store, Mandy's Market, Ash Fork area, Renda Rena Haney, approval contingent upon obtaining necessary permits from Development Services Department.
- c. Consider approval of payment in the amount of \$4,696.10 to Investigative Research, Inc., for the Assessor's Office investigation. To be paid from Contingency.
 - 2. Request from Assessor for permission for Jessica Barker and Louise Stahl to travel to Golden, Colorado for Statistical Package for the Social Sciences (SPSS) Training, November 14-18, 2004, at a cost of \$3,200 to be paid from the Assessor Surcharge Fund.
 - 3. Request from Sheriff for permission to have a Hewlett-Packard laptop computer seized by PANT accepted in the Yavapai County computer inventory, to be assigned to the Sheriff's Office Deputy assigned to PANT.
 - 4. Requests from Finance:
 - a. Award bid for Medical Examiner transportation services to Arizona Professional Transport, LLC, at Board-approved rate of \$125 per body and \$1.75 per mile. Bids opened September 7, 2004, with bids received from Arizona Professional Transport, LLC and Central Removal and Mortuary Support, Inc.
 - b. Approve final accounting entries regarding budgets and transfers for fiscal year 2003-2004.
 - 5. Request from Human Resources for permission to close the recruitment for the Legal Defender position and defer until 2005. Human Resources Director Julie Ayers participated in discussion of this item. Approved by unanimous vote, upon a motion by Supervisor Brownlow, seconded by Supervisor Street.

Supervisor Brownlow asked whether the people who had already applied for the Legal Defender position would have to reapply after the first of the year and whether any requirements of the job would be changed. Ms. Ayers said she believed that at some point it would be a good idea to reopen recruitment for the position. She said she would contact the seven people who had applied for the position and let them know action would be postponed and that she would be in touch with them later.

- 6. Request from Elections for designation of polling places for the November 2, 2004, General Election and approval of poll workers, early board workers, central board workers and troubleshooters for the November 2, 2004, General Election and approval of any workers obtained after October 4, 2004.
- 7. Request from Development Services for permission to transfer funds from Contingency to Development Services (Computer Equipment account) for the purchase of four new desktop PCs previously approved by the Board on September 7, 2004.
- 8. Approve vouchers.

CLAIMS AGAINST YAVAPAI COUNTY

<u>ACCOUNT</u>	<u>AMOUNT</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
General Fund	1,932,525.31	Jail District	331,435.48
District 1 Park Fund	6,162.30	District 2 Park Fund	3,234.25
District 3 Park Fund	305.32	Verde Valley Sr Center	37.92
Adult Center Ctwd	14,032.44	WMD Planner	409.80
HS 2003 Supplement	4,667.52	Improve. Of Education	30,989.59
AZ Coop Purchas. Net	8,117.78	Adult Prob Fees – 40	540.86
Environmental Health	9,551.89	Susan Komen Breast H.	591.79
Medical Reserve Corps	814.92	Resep Radiation Exp.	434.70
Comm. Health Center	25,301.43	AMPPHI	1,734.91
Family Planning	1,974.52	MCH Programs	7,263.05
Health Promotion	4,047.32	Cost Allocation	1,891.58
Nutrition	1,306.71	T.B. Control	2,126.94
WIC Program	16,115.56	Title X Family Plann.	2,965.63
Jail Enhancement	2,339.26	Juvenile Delinq. Reduct	10,180.53
Juvenile IPS	15,739.47	Juvenile Food Prog	1,829.35
Probation Serv	4,402.43	Adult IPS	31,244.94
Adult Probation Fees	12,380.99	Prob Enhance	39,002.06

Recorder's Surcharge	13,854.62	Indigent Def/Dg	3,998.48
Crim Just/Atty	1,069.95	Bad Check Prog	2,308.29
CDBG Grant	76,237.64	Juv Prob Svs	1,985.89
Commodity Fd	1,386.32	Hi Risk Chld HI	6,677.41
Clerk's Storage	1,417.70	HIV Counsel & Test	1,966.63
Atty Anti-Racket	4,926.05	PANT	7,846.51
Law Library	5,267.51	CASA	4,401.42
Case Processing	5,184.06	Prim. Care – V.V.	4,616.33
DARE	768.20	Vict Witns Prog	9,305.98
Court Enhancement	1,910.08	Council Court	4,233.34
Drug Enforcement Fund	6,479.34	Probate Fund	770.52
Primary Care Svs	19,038.43	PC Fees VV	4,892.09
Local ADR	675.44	Victims Rights Impl	3,402.61
JAIBG Juv Acct P-II	751.02	Yav. Indian Agree.	1,482.83
Dietetic Intern	587.04	Immuniz Service	3,485.08
Personal Care Svs	3,193.94	Idea-Preschool	1,153.98
Subs Abuse/DARE	402.06	Chem Abuse	584.29
Family Drug Court	1,034.37	Juv Det/PACE	6,422.10
Collab. Comp Rev Gr	4,718.19	Special Program	25,431.11
Sm Schools Ecia	627.69	Sm Schools Beha	17,700.69
Professional Develop.	210.00	Fill the Gap – Courts	5,622.08
Hurf Road Funds	559,047.12	Assessor Surcharge	2,817.15
Assessor App Dev	8,119.73	Health Fund	65,399.15
Jail Commissary	5,690.83	Yav. Cemetery Assoc	64.55
Landfill Administ.	62,053.87	Judge Pro Tem Div B	9,549.73
Water Advisory Comm	62,606.62	Tire Recycle	2,567.67
Safe School Pro	8,017.41	Adhs-Svs Coord	12,918.04
ELL Consortium 2003	639.73	Fill the Gap – Attorney	8,124.45
Family Law Commiss.	6,095.60	Comm Punish Pro	7,201.55
Juven. Detent Ed Pro	1,597.88	Regnl Road Project	79,421.88
Library Auto Consor	525.00	Health Start	2,406.74
Victim Compens. ACJC	14,400.77	Interstate Compact Pro	2,255.75
Ryan White II	3,040.79	Prepared. Bioterror	7,672.11
Primary Care Fees	38,114.90	Perinatal Block	3,078.18
Well Woman Health	6,600.17	Tobacco Educ	11,663.05
St Imple. Grant	95.79	School Reso. – Mayer	888.39
St Grant in Aid	3,059.42	Az Region Support	6,002.10
Direct Treatment Fund	4,042.39	Mental HealthRWJF	3,338.44
Mental Health Part.	5,301.07	Field Trainer	2,234.08
Comm. Access Pro	37.74	Attendant Care	25,953.79
HIV/CT	178.94	Childrens Justice	776.29
Child Sup & Vis	738.03	Domestic Relations Ed	330.26
Self Service	310.37	VOCA	9,299.35
JTSF Treatment	5,012.68	Diversion Conseq.	1,119.10
Capital Projects	150,867.37	Jail Construction	33,766.00
Bagdad Airport	4,955.22	Sedona Airport	312.50
ALTCS	939,335.40		

In addition, payroll was issued on October 1 for the pay period ending September 25; warrant numbers 2446881 through 2447277, in the amount of \$313,024.48. Jury certificates issued during this time; 6867156 through 6867277. Warrants issued for October 4 Board day, 4227248 through 4227748; 4227749 through 4228262.

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

ATTEST:

Clerk

Chairman

