

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

January 3, 2006

The Board of Supervisors met in regular session on January 3, 2006, at 8:20 a.m. (executive session followed by open session items beginning at 9:00 a.m.)

Present: Thomas Thurman, Chairman; Chip Davis, Vice Chairman (late); Carol Springer, Member; Bev Staddon, Clerk.

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

EXECUTIVE SESSION (Held in Room 310 of the Yavapai County Administrative Services Building, 1015 Fair Street, Prescott, Arizona.)

E – BOARD OF SUPERVISORS

- E1. Convene in executive session for legal advice, consultation and instruction, pursuant to A.R.S. §38-431.03(A)(3) and (A)(4), regarding *Merwyn C. Davis v. Yavapai County* (CV20050809). Following completion of the executive session the Board will reconvene in open session. Motion to convene approved by unanimous vote of those present. Motion by Supervisor Springer, second by Chairman Thurman.

CONSENT AGENDA Upon a motion by Supervisor Springer, seconded by Supervisor Davis, the Board voted unanimously to approve all items with the exception of items C10 and C19. No comments from the public.

C – BOARD OF SUPERVISORS

- C1. Minutes of meeting of December 19, 2005.
- C2. Appoint Norman Perry to the Yavapai County Trails Committee as a representative of District 2, to replace Michael Lamb, with term to expire January 26, 2008.
- C3. Appointment of precinct committeemen as recommended by the Yavapai County Democratic Party and also acknowledge removal of precinct committeemen, all as evidenced in Board Memorandum No. 2006-1.
- C4. Appointment of precinct committeemen as recommended by the Yavapai County Republican Party, as evidenced in Board Memorandum No. 2006-2.
- C5. Resolution canceling March 14, 2006, election for Central Yavapai Hospital District and appointing the person who filed a nominating position (Carmelite Staker). Resolution No. 1600.
- C6. Resolution supporting the continued carriage of the NBC network by Cable One at no additional cost to Yavapai County residents served by Cable One. Resolution No. 1601.
- C7. Approve vouchers.

C – DEVELOPMENT SERVICES

- C8. Zoning map change from RCU-2A to R1L-2A, 306-15-002A, 002D, 002F, 002H, 002K, 002L, 306-15-001J, 306-15-009 and 009A, west of Chino Valley, Don Shea agent for Yavapai County Planning & Zoning Commission, #H5239. Consideration of a rezoning from RCU-2A (Residential; Rural; 2 acre minimum parcel) to R1L-2A (Residential; Single Family Limited; 2-acre minimum parcel) for 9 parcels, totaling approximately 40 acres, surrounding the Sonshine Drive/Center Street intersection, approximately 1.7 miles west of the Chino Valley town limits. S19 T16 R2W G&SRBM. The Planning and Zoning Commission recommended approval of the zoning map change.
- C9. Zoning map change from RCU-2A to R1L-175, Morgan Ranch Rezoning, 306-35-191D, et. al., Williamson Valley area, Walter Kasch, #H5205. Consideration of a rezoning from RCU 2A (Residential; Rural; 2 acre minimum parcel) to R1L-175 (Residential; Single Family Limited; 175,000 sq. ft. minimum parcel) for a total of 87 parcels consisting of 74 property owners. Located in the Morgan Ranch area on the East side of Williamson Valley Road approximately 15 miles North of Iron Springs Road. S14 T16N R3W G&SRBM. The Planning and Zoning Commission recommended approval of the zoning map change, with the exception of the following 9 parcels representing 7 property owners. Storey Family Trust; APN: 306-35-041K and 306-35-041J; Berna Herkovets; APN: 306-35-041M; Allen Gregory; APN: 306-35-028D; Douglass Dowell; APN: 306-35-184P; Donald Nockleby; APN: 306-35-017C; Jeff Koth; APN: 306-35-018D; David Young; APN: 306-35-100B and 306-35-085U.
- C10. Zoning map change from PM and C-2 to RCU-2A, 301-46-298, et. al., Seligman area, Theodore Rudnyk agent for

Cattlemen's Title Guarantee, #H5185. Consideration of a Zoning Map Change from PM (Performance Industrial) and C-2 (Commercial General Sales and Services) zoning districts to RCU-2A (Residential; Rural; 2-acre minimum parcel) zoning district on 57 parcels. Located in Unit 22 of Bridge Canyon Country Estates approximately 2 miles West of Seligman off Loma Lane about 1 mile Northwest of the intersection of Bridge Canyon Parkway and Fort Rock Road. S25 T23N R07W G&SRB&M. The Planning and Zoning Commission recommended approval of the Zoning Map Change, HA# H5185, with the exception of the following 3 parcels representing 2 property owners: Mark White; APN: 301-46-332 and Kristin Ryser; APN: 301-46-353 and 301-46-352. Planning Manager Elise Link presented this item. Upon a motion by Supervisor Springer, seconded by Supervisor Davis, the Board voted unanimously to approve the recommendation of the Planning & Zoning Commission but to exclude Lot 4614 from the motion. No comments from the public.

- C11. Zoning map change from RCU-2A to C3, C and S Auto Repair, 205-25-052, Skull Valley area, Sharon Northcutt, #H5179. Consideration of a zoning map change from RCU-2A (Residential; Rural; 2-acre minimum parcel) zoning district to C3 (Commercial and Minor Industrial) zoning district to allow the continuation of the existing Auto Repair/Auto Body shop business including an impound yard facility on a 2-acre site. Located approximately 300 ft. east of the railroad on the south side of Iron Springs Road in the Community of Skull Valley. S4 T13N R4W G&SRB&M. The Planning and Zoning Commission recommended approval of the Zoning Map Change, with the following Stipulations: 1). Approval of the zoning map change to C3 for the specified uses only. Development shall be in general conformance with applicant's letter of intent and site plan dated Sept 27, 2005. (Please note prohibition against a Sex Oriented Business); 2). Development shall conform to all other applicable local, state and federal regulations; 3). Vegetative screening along the property boundary adjacent to Iron Springs Road to be provided to screen the impound yard from Iron Springs Road and adjacent properties to be reviewed and approved by Development Services Director prior to initiation of the impound yard; 4). Certificate of Compliance to be issued within one year of Board approval.
- C12. Final plat, Talking Rock Ranch Phase 6, 306-35-257, Williamson Valley area, Shepard-Wesnitzer, Inc. agent for Talking Rock Land, LLC, #H5238. The Board of Supervisors approved the preliminary plat on October 7, 2002. Consideration of a Final Plat consisting of 23 ranch cottage lots and 6½ plus acres of open space on an approximate 13.36 acre portion of a 3,500 acre property, currently zoned PAD (Planned Area Development). Located on the East side of Williamson Valley Road, approximately 3,000 ft. north of the intersection of Nancy Drive and Williamson Valley Road. S15 & 22 T16N R3W.
- C13. Accept into the Yavapai County Trails System trail easements through Whispering Canyon and Preserve at the Ranch Subdivisions and a trailhead given by Inscription Canyon Ranch off of Inscription Canyon Road.

C – FINANCE

- C14. County auction of surplus furniture and equipment, to be held on February 11, 2006.

C – HUMAN RESOURCES

- C15. Two-step increase (2%) for Laura Greenhouse, Nurse Practitioner, from Range 67, Step 8 to Range 67, Step 10. Total cost of \$1,343.47, position is 100% grant funded.
- C16. Add position of Grant Writer to the County's compensation system at Range 62, to be at-will, exempt.

C – PUBLIC WORKS

- C17. Accept dedication of Quail Ridge Drive offered by Capital Title Agency.
- C18. Change Order #1 (Final) with International Surfacing Systems for Williamson Valley Road Rubberized Chip Seal Project in Yavapai County, AZ, Project #2512862, in the decreased amount of \$12,361.14. Half-cent sales tax project.
- C19. Change Order #1 (Final) with Fann Contracting, Inc. for Iron Springs Road Pavement Reconstruction Project in Yavapai County, AZ, Project #2112125 in the decreased amount of \$221,965.26. Half-cent sales tax project. Public Works Director Phil Bourdon presented this item. Upon a motion by Supervisor Davis, seconded by Supervisor Springer, the Board voted unanimously to approve this item. No comments from the public.

HEARINGS

H – BOARD OF EQUALIZATION (The Board of Supervisors resolved into the Yavapai County Board of Equalization and following consideration of this item reconvened as the Board of Supervisors.)

- H1. Petition for Notice of Proposed Correction, Clifford Schlosberg, 402-13-015A, for tax years 2005 and 2006. Reference: Board of Equalization minutes.

H – DEVELOPMENT SERVICES Planning & Zoning Commission member Joe Jackson was present to represent the Commission.

- H2. Amendment to the Conditions of Zoning Map Change, to allow a change from a restaurant operating with a Class 12 liquor license to a restaurant operating with a Class 6 liquor license in a C2 zoning district, The Mill at Crown King, 204-05-022A, Crown King area, Michael Christie, #H5215. Elise Link, Planning Manager. Amendment to previously approved conditions of HA# H1029 (Zoning Map Change) to allow a change from a restaurant operating with a Class 12 liquor license, to a restaurant operating with a Class 6 liquor license in a C2 (Commercial General Sales and Services) zoning district. Located on a 7 acre parcel on the north east corner of Crown King Road / Main Street intersection in the Community of

Crown King. S14 T10N R01W G&SRB&M. The Planning and Zoning Commission recommended approval of the Amendment to the Conditions of Zoning Map Change, with the following stipulations: 1). Development to be in general conformance with the letter of intent dated October 17, 2005, and previously approved site plan dated December 10, 2001 and all applicable local state and federal codes and regulations; 2). The applicant must provide evidence upon request that all trash and waste generated by the business operation is disposed of at an approved waste disposal facility; 3). All previous stipulations apply; 4). No uncontained entertainment past the hours of 10 p.m. Upon a motion by Supervisor Springer, seconded by Supervisor Davis, the Board voted unanimously to approve the recommendation of the Planning & Zoning Commission.

Ms. Link provided background information, noting that this property had acquired a use permit in 1996 and a zoning map change in 2002. She said that two letters of support had been received and three letters of opposition, with the letters of opposition focusing primarily on the applicant's dumping of trash on another property he owns. Ms. Link said the applicant had been through the Hearing Officer process on that issue and had until the end of the month to clean up the property. Mr. Christie said he owned The Mill restaurant, that it had been in Crown King for ten years, and that his request was to change from a Class 12 liquor license to a Class 6 license in order to be able to provide evening entertainment.

H3. Zoning map change from R1L-2A, R1L-5A, R1L-175, R2-2 and C2-2 to PAD, Wickenburg Ranch Estates Master Planned Community, 201-02-100B, 149E and 156; 201-07-002 and 003C; and 201-06-001H, Wickenburg area, Bill Brownlee agent for AR Wickenburg LLC, #H5214. Elise Link, Planning Manager. Consideration of a zoning map change for approximately 2,160 acres from: R1L-2A [690 acres] (Residential; Single Family Limited; 2 acre minimum parcel) and R1L-5A [1,276 acres] (Residential; Single Family Limited; 5 acre minimum parcel) and R1L-175 [110 acres] (Residential; Single Family Limited; 175,000 sq. ft. minimum parcel) and R2-2 [45 acres] (Residential; Multi-Family; 2 acre minimum parcel) and C2-2 [39 acres] (Commercial General Sales and Services) zoning districts to - PAD (Planned Area Development) in order to allow: 2,324 residences, (1,200 of those will be multi-family residences); an 18 hole golf course with a golf clubhouse; a community center with a community store, fitness center & restaurant; an equestrian facility allowing horse boarding for up to 200 horses and public equestrian events; a dude ranch with a 180 unit resort hotel, a public facilities site and an RV/large vehicle storage site for up to 200 vehicles. Located on the north east corner of the SR89/93 intersection, approximately 4 miles northwest of the Town of Wickenburg. S7, 8, 17 & 18 T8N R5W G&SRB&M. The Planning and Zoning Commission recommended approval of the zoning map change, with the following stipulations: 1). Development to be in accordance with the applicant's 19 page Letter of Intent and attached exhibits dated November 10, 2005, unless stipulated to the contrary. The PAD zoning shall be vested upon commencement of development of the first phase of the project; 2). Overall housing density for the project shall not to exceed 2,324 dwelling units with the flexibility to transfer units between parcels, as described in the applicant's Letter of Intent. A maximum of 1,200 multi-family units shall be allowed; 3). The aggregate total of the acreage contained within all final plats shall comprise of a minimum of 25% open space at all times, however, each individual final plat may not contain 25% open space; 4). Waiver of Road Standards shall be as referenced in applicant's Letter of Intent. Prior to or concurrent with recordation of the final plat for the first phase of the development, Developer shall dedicate a public trail for hiking, equestrian and other non-motorized travel through or adjacent to the Martinez Wash; 5). Waiver of County Hillside Development Standards for the project, shall be approved, subject to financial assurances being posted for re-vegetating hill side slopes disturbed by the developer. Hillside slopes disturbed by the developer or individual lot owners shall be re-vegetated within 90 days of completion of construction of the phase within which the graded slopes are located; 6). Regarding the proposed Public Facilities Site, the developer shall provide in the HOA covenants, conditions and restrictions, the obligation on the part of the HOA to dedicate a maximum of seven (7) gross acres of land (Parcel V) to Yavapai County, with deed restrictions restricting the parcel for the public uses mentioned in the applicant's Letter of Intent, as part of the first phase of development. The public facilities site and development thereon shall be subject to the Wickenburg Ranch Estates CC&Rs and Architectural Design Guidelines; 7). Development shall be in accordance with the applicant's Water Balance Report Summary, not to exceed 68 acres of irrigated turf, 49 acres of drip irrigation, 8 acres of lakes and not to exceed 450 ac. ft. of water used per year for turf, drip and lakes. Developer shall have the right to supplement the irrigation needs for the golf course until such time as the effluent generation of the project meets the irrigation demand; 8). Developer shall submit an annual ground water/reuse water consumption report for staff review. If and when the development generates excess effluent, above and beyond 450 ac. ft. per year, a plan for dealing with the excess effluent needs to be submitted for Board approval; 9). The golf course shall have at-grade crossings for golf carts across the internal road network. Such crossings shall provide for site visibility of no less than 200 feet in each direction; 10). In the event that all or a portion of the Equestrian Center (Parcel D) is developed for residential uses, the units will be single family attached homes at a maximum density of 6 dwelling units/acre and the total number of dwelling units within the property, including the development of Parcel D, shall not exceed the approved density of 2,324; 11). The Developer shall work with the School District to either 1) contribute to the school district money in an amount to fund WRE proportionate share (600/the number of students planned in the new school) to the acquisition of a 10 to 15-acre K-8 school site at a nearby location or 2) locate a school site on the Wickenburg Ranch property, subject to the approval of the Wickenburg School District and gift the site to the School District. In the event that

the school site is located on the Wickenburg Ranch property, the developer shall submit an amendment to the Master Site Plan for County approval. Deputy County Attorney Randy Schurr participated in discussion. The following persons spoke in favor of the application, generally expressing the opinion that it was a well-planned project and would benefit the area: Bill Green, Wickenburg; Walter Burcham, Prescott area; Lon McDermott, Wickenburg (letter submitted in his absence and read by Julie Brooks); and Julie Brooks, Wickenburg (Executive Director of the Wickenburg Chamber of Commerce). The following persons submitted public participation forms in favor of the application, but did not speak: Todd and Kelley Nixon, Wickenburg; Mark and Patsy Workman, Vista Royale; Frank and Ranea Macias, Vista Royale; and Steve and Whitney Blodgett, Wickenburg. The following persons spoke in opposition to the application, generally citing concerns about traffic, density, water use, the loss of the rural character of the area, and lack of constituent representation on the part of the Wickenburg Town Council: Roger Collinson, Vista Royale; Eileen Collinson, Vista Royale; Richard Wertz, Moonlight Mesa area; Rich Reithal, Wickenburg; Jim Ferman, Wickenburg; Vince Rawlin, Vista Royale; Michael Sweeney, Vista Royale; Dianna Tangen, Moonlight Mesa area; Paula Brill, Vista Royale; Jim Hartman, Wickenburg; and Karen McKenna, Scenic Loop area. Elizabeth Pierce Shaw, Wickenburg, filed a public participation form in opposition but did not speak. Georgene Lockwood, representing the Williamson Valley Residents for Responsible Growth, complimented the applicant on the use of native plants but expressed dismay over the inclusion of the golf course as open space and asked how long it would be before effluent would provide water for the golf course. Supervisor Springer moved to approve the recommendation of the Planning & Zoning Commission. Chairman Thurman seconded the motion, which carried by a vote of 2-to-1, with Chairman Thurman and Supervisor Springer voting "yes" and Supervisor Davis voting "no."

Ms. Link provided brief background information, noting that the subject property included the Child Help property that had been sold, that the applicant was requesting a total of 2,324 units, that the project would have a town center and would also have 25% open space. She noted that there was no increase in density from what would currently be allowed under the existing zoning. Ms. Link said that there was opposition from people living in the Moonlight Mesa area while neighboring property owners, residents of Maricopa County and the Town of Wickenburg were in favor of the project. She briefly reviewed the stipulations set forth by the Planning & Zoning Commission. Mr. Brownlee made a brief presentation, saying that the project was a combination of two communities; one a ranch community and the other a family community. He said the character of the area would be preserved through open space and architecture, that the town center would be built around the existing Wickenburg Inn, and that a public facilities site would be provided. Mr. Brownlee said that jobs would be created as a result of the project and that it was estimated that at build-out the project would generate about \$3.5 million in property tax for Yavapai County. He said that as a result of public meetings regarding the proposed project a trail easement would be dedicated, the highest density would be placed in the middle of the project, commercial uses along State Route 93 had been eliminated, and that he had stipulated that there would be no timeshares. Chairman Thurman asked Mr. Brownlee why he had not annexed the property into the Town of Wickenburg. Mr. Brownlee responded that from the standpoint of contiguity it was not possible to annex at this time. In response to a question from Chairman Thurman regarding water, Mr. Brownlow said the property had its own water but that there had been discussions with the Town of Wickenburg regarding possible connection to the Town's water and sewer system. At this point, Chairman Thurman opened the floor to public comment. Those who spoke in favor of the application generally expressed the opinion that it was a good, quality development that would benefit the area. Those who spoke in opposition generally cited concerns related to traffic, density, water, loss of rural character of the area, and complaints about the Wickenburg Town Council. Mr. Brownlee responded to comments in opposition to the application, saying that 90% of the property owners who surround the subject property are in favor of the project; that it was allowable to include the golf course as open space and that it accounted for only 2% of the total open space in the project; that the issue of roundabouts on the highways was a decision for ADOT; that the number of accidents on S.R. 93 had been exaggerated; and that the development would trigger the need for a K-8 school but would not result in overcrowding at the high school, and that he had agreed to contribute to a new K-8 school. He noted that a study of wells in the area had been done, that the area was not in an active management area, and that the project would not affect the aquifer outside the development. Chairman Thurman asked Mr. Brownlee how he would educate people who move into the subdivision about the fact that adjacent properties would have horses. Mr. Brownlee said that type of information would be disclosed in the public report and also in the sales literature. In response to a question from Chairman Thurman regarding the minimum price for a home in the subdivision, Mr. Brownlee said that neither a minimum nor a maximum price had been established but that it was an oxymoron to say that it was possible to create large but affordable properties. Supervisor Davis said he thought this type of proposal was more appropriate for an incorporated community. He said the annexation process would get worse before it would get better, giving as an example Verde Village, which he said was larger than the city of Cottonwood but whose residents refused to annex into Cottonwood. Supervisor Davis said that the Town of Wickenburg would receive the benefit of sales tax from those living in the development while Yavapai County would be stuck paying for law enforcement, road

maintenance, court services and so on. He said the project would have an impact on traffic on S.R. 89 and S.R. 93, and that the Board had not heard anything from people living in the Congress area. Supervisor Springer said she thought the proposal was well-planned, and that if one looked at the issue of density in terms of overall RCU-2A zoning, it would be possible to end up with lot splits of 1,000 homes with no infrastructure at all. She said she believed the trade-off for higher density was sewer, water and roads and that this plan was a better alternative than lot splits. Supervisor Springer added that, personally, she hated roundabouts. Chairman Thurman asked Ms. Link what the minimum lot sizes were in the Vista Royale and Moonlight Mesa areas. Ms. Link said that Vista Royale was a minimum of two acres while Moonlight Mesa was a minimum of four acres. Chairman Thurman said he received calls from people in those areas all the time asking that the roads be graded and watered. He said the problem with lot splits is that the result is dirt roads and a lot of dust. He said he could see both sides of this issue. Chairman Thurman said that even though the town of Wickenburg was not in Yavapai County it was the hub for that part of the County and that many municipalities needed jobs and commercial enterprise and that closing the door would not help those people who are already living in the area. He said the County's General Plan also needed to be taken into consideration, and that it called for clustered housing which he said would create open space and buffers and make infrastructure less expensive to build. Chairman Thurman noted that the applicant had greatly reduced the size of the golf course, which he said would reduce the amount of water needed to water the course and that apparently there was not a problem with water supply in the area. He said he had seen lot splits all over the County and that they were just horrible, and he added that he concurred with Supervisor Springer's opinion of roundabouts. Supervisor Davis said that Yavapai County has more holes of golf per capita than Maricopa County and that he had never seen a lot split build a golf course. He asked if the Board would consider putting a time limit on the start and finish of the project. Supervisor Davis said he thought the County should have an intergovernmental agreement with the Town of Wickenburg whereby the Town would pay to the Jail District \$1,000 per resident in the proposed project and that they should also pay into ADOT's costs for interchanges. He asked if it would be possible to stipulate that the golf course would not be built until it could be watered with effluent. Chairman Thurman said it was not the same scenario as in the Prescott area, adding that the golf course would be a public golf course. Mr. Hunt said that municipalities within the Jail District could not be charged but that he was not certain as to whether Wickenburg could be asked to contribute to the District. Mr. Schurr said the Board could continue this day's hearing to a future date in order to allow time for staff to talk to Town of Wickenburg officials regarding this matter. Supervisor Davis said the Board had budget issues to deal with and was now on the verge of approving a subdivision for which it would receive no revenues. He said that every time someone from the proposed project gets in their car to buy anything they will be doing so in Maricopa County so Yavapai County would not have any sales tax benefit but would still be responsible for providing services. Supervisor Springer said that people would be living in the area and shopping in Wickenburg whether they were living in a subdivision or on lot splits, and that she would rather see people living in a well-planned subdivision. Mr. Hunt noted that law enforcement activities are primarily funded through the General Fund and not through the Jail District. Mr. Brownlee said the streets in the project would be built to County standard but would be private and maintained through the homeowners' association, and that the project would generate approximately \$3.5 million in property tax for Yavapai County. He said that the Town of Wickenburg had offered to establish a police substation on the public facilities site in the project but that the Sheriff had indicated he wanted a Sheriff's substation there. Mr. Brownlee said he had also offered to include as part of the project a 25-acre commercial property area along S.R. 93 but that people in the area said they did not want that and that they were content driving to Wickenburg to shop. Chairman Thurman said he did not like lot splits, that the subject property had been in front of the Planning & Zoning Commission a number of times and that someone was going to do something with it, and that it was very close to a municipality.

H – PUBLIC WORKS

- H4. Resolution to abandon a portion of Allen Drive adjacent to Lot 56, Rancho Vista Hills, Prescott area. Phil Bourdon, Public Works Director. Resolution No. 1602 was approved by unanimous vote. Motion by Supervisor Springer, second by Supervisor Davis. No comments from the public.
- H5. Resolution to abandon a portion of View Point Road adjacent to the northeast corner of Lot 161, Rancho Vista Hills II, Prescott area. Phil Bourdon, Public Works Director. Resolution No. 1603 was approved by unanimous vote, upon a motion by Supervisor Davis, seconded by Supervisor Springer. Prescott resident Arnold Sodikoff participated in discussion, commenting on item H3 (above).

ACTION ITEMS

A – BOARD OF SUPERVISORS

- A1. Approve settlement with JP Morgan and its affiliates, National Century Financial Enterprises Litigation. Dave Hunt, Board Attorney. Supervisor Davis moved to approve subject to final approval by counsel with regard to details. Supervisor Springer seconded the motion, which carried unanimously. No comments from the public.
- A2. Discussion and possible action regarding including General Fund revenues in the 2006-2007 budget for the Yavapai County Jail District in order to open a new POD at the Camp Verde Jail in July 2006. Sheriff Steve Waugh presented this item. Supervisor Davis moved to pre-obligate an amount not to exceed \$2 million from the General Fund to the Jail District in the 2006-2007 fiscal year budget. Supervisor Springer seconded the motion, which carried by unanimous vote. No comments from the public.

Sheriff Waugh updated the Board regarding some questions that had arisen during the December 5, 2005, Board meeting, saying that it did not appear that electronic monitoring would be cost effective and that it was difficult to assess the cost of rehabilitation as opposed to keeping people in jail in part because of the limited resources in the area for this type of rehabilitation. Sheriff Waugh said there had also been further discussions with the U.S. Marshal's Office regarding housing prisoners at the Camp Verde Jail and that the Marshal's Office was willing to rent space on a per bed basis. He noted that the Early Disposition Court had reduced the population in the jail by 24% in the first two years. There was brief discussion regarding the number of prisoners currently in the jail and problems that were resulting from overcrowding. Chairman Thurman said he had requested this item be on the agenda because he wanted to be sure that the new detention officers the Sheriff would be recruiting would have a job to go to. Supervisor Davis said the Sheriff had forewarned the Board of the necessity to open a new POD and that it did not appear the Board really had any choice in the matter. Supervisor Davis asked Mr. Holst how the \$2 million shortfall could be made up in the 2006-2007 budget. Mr. Holst noted that if the Board approved this item, it would actually mean that the Board would need to permanently provide \$2 million each year. Supervisor Davis asked if it was a question of cutting services or raising taxes. Mr. Holst said the County's revenues were coming in at a rate which would result in additional funds being available next year, and that the sales tax revenue portion of the Jail District was expected to increase by about \$1 million as well. He said he thought there would be about \$6 million in additional revenues available next year, after taking care of some important issues that needed to be addressed.

A – FLOOD CONTROL DISTRICT (The Board of Supervisors resolved into the Board of Directors of the Yavapai County Flood Control District and following consideration of this item reconvened as the Board of Supervisors.)

- A3. Amend District's intergovernmental agreement with the City of Prescott (FC0053) to include additional funds in the amount of \$700,000 to be budgeted in fiscal year 2006-2007 for flood mitigation improvements associated with the Iron Springs Road project. Ken Spedding, Development Services Director. Reference: Flood Control District minutes.

A – HUMAN RESOURCES

- A4. Appoint replacement for vacant public position on the Public Safety Retirement Board for a term from December 1, 2005 through November 30, 2009. Julie Ayers, Human Resources Director. Upon a motion by Supervisor Davis, seconded by Supervisor Springer, the Board voted unanimously to appoint Nick LaBarbera to this position. Ms. Ayers introduced Mr. LaBarbera to the Board. No comments from the public.
- A5. Appoint replacement for a vacant public position on the Corrections Officer Retirement Board for a term from December 1, 2005 through November 30, 2009. Julie Ayers, Human Resources Director. Upon a motion by Supervisor Davis, seconded by Supervisor Springer, the Board voted unanimously to appoint Christy Dinsman to this position. No comments from the public.

A – JAIL DISTRICT (The Board of Supervisors resolved into the Board of Directors of the Yavapai County Jail District and following consideration of this item reconvened as the Board of Supervisors.)

- A6. Discussion and possible action regarding authorizing the opening of a new POD at the Camp Verde Jail in July 2006 and authorizing the Sheriff to begin recruitment, selection and training of Detention Officers in anticipation of the opening. Steve Waugh, Sheriff. Reference: Jail District minutes.

A – PUBLIC WORKS

- A7. Right-of-way project on Camp Wood Road. Phil Bourdon, Public Works Director. Approved by unanimous vote. Motion by Supervisor Springer, second by Supervisor Davis. No comments from the public.
- A8. Approval of \$28,631 for the City of Prescott as Yavapai County's participation in the Central Yavapai Metropolitan Planning Organization's Regional Transit Study, to be paid from Regional Road funds, CYMPO Studies account. Phil Bourdon, Public Works Director. Supervisor Springer moved to approve, and Supervisor Davis seconded the motion. Following brief discussion, Supervisor Springer amended her motion to approve the request and to use 20% LTAF funds for payment if such funds are available. Supervisor Davis seconded the motion, which carried by unanimous vote. No comments from the public.

- A9. Bids received for purchase and delivery of two Seven-Ton Steel Wheel Rollers, Contract #2516020. Bids opened November 1, 2005, with bids received from Empire Machinery in the amount of \$103,453.79 (seven-year ownership) and Ingersoll-Rand Equipment in the amount of \$86,997 (five-year ownership) for each piece of equipment. Recommend awarding to Empire Machinery in the total amount of \$81,907.58 (\$206,907.58 minus \$125,000 trade-in value for motor grader – 1997, Model 140H, Serial No. 2ZK01939 – for a total contract amount of \$81,907.58). Phil Bourdon, Public Works Director. Approved by unanimous vote. Motion by Supervisor Davis, second by Supervisor Springer. No comments from the public.

STUDY SESSIONS

S – BOARD OF SUPERVISORS

- S1. Discussion only regarding applications for the Forest Fee Projects. Chairman Thurman. Sheriff's Commander Andy Bacon and Captain John Russell participated in discussion.

Supervisor Davis noted that the application from COCOPAI, which was listed on the spreadsheet as being ineligible, had been amended and should now be eligible. Mr. Hunt said that was correct. There was brief discussion regarding two applications from the Sheriff's Office for a total of three officers, which Commander Bacon said would allow the Sheriff's Office to regionalize forest patrol and assign officers accordingly. Chairman Thurman said if the positions were approved there would hardly be any money left for other projects. Mr. Hunt noted that at the present time only one more year was remaining on the Forest Fee Projects program and that there was a possibility that in the future funds would no longer be available. Supervisor Springer said she could not deny that the Forest Patrols were significant needs but that the County General Fund was also available as a funding source for them, whereas the other projects being requested had no other funding sources. She said the Forest Patrols were something the Board should fund, but not necessarily out of the Forest Fee Projects funds. Supervisor Davis said his favorite projects for funding were COCOPAI, the Dead Horse Ranch Trails Coalition, Adult Probation and the Forest Patrols. Chairman Springer said she did not support funding for the Mayer Fire District because of past money management problems in that district, and that she also did not support the request from Sedona Fire District. She said she did not support the request from the Sheriff's Office for one position but had no problem with providing one-half funding on the other two positions, and that she was okay with the other projects on the list but not necessarily at the full amounts being requested.

- S2. Discussion only regarding community clean-ups. Chairman Thurman. Public Works/Solid Waste Special Project Manager Russ St. Pierre and Development Services Land Use Division Manager Steven Mauk participated in discussion.

Chairman Thurman said he was worried that community clean-ups were becoming a 900-lb. Gorilla. Supervisor Springer said she had told some of her areas that they would have to alternate years for clean-ups. She asked if the Board was going to start doing something like a voucher program, saying that it had both advantages and disadvantages. Supervisor Springer said she would support continuing to do community clean-ups, even if they had to be every other year or spaced out farther than that. Chairman Thurman said he had done a clean-up in Peebles Valley that included the area from Wilhoit to Congress and that it had cost a little over \$30,000 and that he had many communities that really needed clean-ups. Supervisor Davis said he was doing clean-ups every other year and in some cases every third year in his district. Mr. St. Pierre noted that the first community clean-up was done in 2001. Supervisor Davis said he had hoped that decades of trash would be eliminated as a result of the clean-ups. Chairman Thurman said he understood that some people probably abuse the program and wait for the clean-ups to get rid of junk. Supervisor Springer said she also favored the clean-ups because volunteers took advantage of them to help clean up public lands. In response to a question from Chairman Thurman regarding the voucher system, Mr. Mauk said he had given out only three vouchers so far and that they were given because of physical or income limitations. He noted that he used the vouchers to abate current violations. Chairman Thurman said that something had to be done and that he could not go every three years on community clean-ups in his district.

CLAIMS AGAINST YAVAPAI COUNTY

ACCOUNT	AMOUNT	ACCOUNT	AMOUNT
General Fund	2,479,506.81	Jail District	384,245.41
WMD Planner	1,834.04	HS 2003 Supplement	2,637.37

Improve of Education	942.71	Enhance Ed thru Tech	2,394.89
Reading Special. H&S	1,684.31	Adult Prob Fees – 40	1,255.93
Dewey Humboldt Agree	7,062.42	Public Health Reserve	7,838.72
Environmental Health	12,170.12	Susan Komen Breast H	487.34
Medical Reserve Corps	856.37	Resep Radiation Exp.	480.49
Comm. Health Center	20,631.78	AMPPHI	1,379.32
Family Planning	3,714.83	MCH Programs	188.54
Breast Feed. Couns.	2,942.04	Health Promotion	2,587.33
Cost Allocation	1,738.70	Nutrition	597.99
TB Control	652.78	WIC Program	16,407.98
Title X Family Plann.	4,620.77	Jail Enhancement	5,426.40
Juvenile Delinq. Reduct	16,414.70	Juvenile IPS	16,915.11
Juvenile Food Prog	1,734.53	Probation Serv	4,896.52
Adult IPS	36,155.52	Adult Probation Fees	13,237.33
Prob Enhance	47,383.16	Recorder's Surcharge	4,624.48
Indigent Def/Dg	4,123.14	Misc Small Grants	118.87
Crim Just/Atty	7,020.24	Bad Check Prog	3,028.11
Juv Prob Svs	2,221.45	Commodity Fd	914.49
Hi Risk Chld HI	6,283.84	Clerk's Storage	1,806.00
HIV Counsel & Test	1,561.61	Atty Anti-Racket	40,679.39
PANT	9,227.46	Law Library	1,171.00
CASA	3,868.72	Case Processing	6,222.35
Prim. Care – V.V.	2,488.28	Victim Witness Prog	10,546.03
Conciliations Court	2,563.75	Enhance Drug Court	3,810.58
Inmate Health Svs	7,601.20	Drug Enforce. Fund	2,007.00
Probate Fund	1,257.71	Primary Care Services	14,635.87
PC Fees VV	547.85	Local ADR	246.39
FTG Indigent Def.	5,973.00	Victims Rights Impl	3,315.95
JAIBG Juv Acct P IV	25.28	JAIBG Juv Acct P-7	1,876.98
Yavapai Indian Agree	1,586.25	Dietetic Intern	312.07
Immuniz Service	3,182.44	Personal Care Svs	3,306.66
Idea-Preschool	1,376.72	Subs Abuse/DARE	334.10
Chem Abuse	445.43	Family Drug Court	1,275.94
Juv Det/PACE	6,202.25	Collab. Comp Rev Gr	1,199.58
Special Program	17,726.95	Sm Schools Ecia	610.59
Sm Schools Beha	23,031.18	Professional Develop.	20.00
Fill the Gap – Courts	8,949.82	Hurf Road Funds	516,441.62
Assessor Surcharge	9,893.08	Assessor App Dev	8,332.27
Health Fund	128,013.66	Jail Commissary	8,201.36
Landfill Administ.	34,613.77	Judge Pro Tem Div B	10,817.65
Water Advisory Comm.	2,918.73	Tire Recycle	20,945.77
Safe School Pro	9,770.55	Adhs-Svs Coord	783.97
Local Incentive Awards	466.34	Fill the Gap – Attorney	5,622.67
Family Law Commiss.	9,479.62	Comm Punish Pro	5,714.78
Juven. Detent Ed Pro	1,488.40	Regnl Road Project	2,832,144.52
Library Auto Consor	473.51	Health Start	2,533.23
DUI Comm Gov Off.	486.00	Interstate Compact Prog	2,056.18
Ryan White II	3,601.06	Prepared. Bioterror	12,361.01
Primary Care Fees	31,462.26	Perinatal Block	2,402.81
Well Woman Health	4,573.06	Tobacco Educ	11,813.29
Victim Assist. ACJC	186.01	St Implement Grant	76.52
School Reso. – Mayer	992.74	Az Region. Support	76.52
Direct Treatment Fund	3,056.34	Mental HealthRWJF	2,027.78
Mental Health Part.	2,027.81	Field Trainer	2,495.96
Attendant Care	22,136.19	HIV WYGC	193.11
Access & Visitation	1,400.00	Childrens Justice	1,618.11
Child Sup & Vis	930.73	Domestic Relations Ed	5,169.71
Self Service	147.36	VOCA	10,514.99
JTSF Treatment	5,067.36	Diversion Conseq.	2,999.79
Capital Projects	43,519.74	ALTCS	775,040.81

Prescott East Loan 5,009.59

In addition, payroll was issued on December 23 for the pay period ending December 17; warrant numbers 2458089 through 2458417, in the amount of \$297,585.40. Jury certificates issued during this time; 6873925 through 6874083. Warrants issued for January 3 Board day, 4256028 through 4256526; 4256527 through 4256827.

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

ATTEST:

_____ Clerk _____ Chairman