

**MINUTES OF THE
MARICOPA ASSOCIATION OF GOVERNMENTS
REGIONAL COUNCIL MEETING**

April 24, 2002
MAG Office, Saguaro Room
Phoenix, Arizona

MEMBERS ATTENDING

Councilmember Peggy Bilsten for Mayor Skip Rimsza, Phoenix, Chairman Mayor Ron Drake, Avondale	Supervisor Max W. Wilson for Supervisor Don Stapley, Maricopa County
* Mayor Dusty Hull, Buckeye	* Mayor Keno Hawker, Mesa
* Mayor Edward Morgan, Carefree	Mayor Edward Lowry, Paradise Valley
* Vice Mayor Ralph Mozilo, Cave Creek	Mayor John Keegan, Peoria
* Mayor Jay Tibshraeny, Chandler	Mayor Wendy Feldman-Kerr, Queen Creek
Mayor Roy Delgado, El Mirage	* President Ivan Makil, Salt River Pima-Maricopa Indian Community
* Mayor Sharon Morgan, Fountain Hills	* Mayor Mary Manross, Scottsdale
* Mayor Chuck Turner, Gila Bend	Mayor Joan Shafer, Surprise
* Governor Donald Antone, Gila River Indian Community	* Mayor Neil Giuliano, Tempe
Mayor Steven Berman, Gilbert	* Mayor Adolfo Gamez, Tolleson
Mayor Elaine Scruggs, Glendale	Mayor Lon McDermott, Wickenburg
Mayor Bill Arnold, Goodyear	Councilmember Lucille Retherford for Mayor Daphne Green, Youngtown
* Mayor Margarita Cota, Guadalupe	Dallas Gant, ADOT
* Mayor J. Woodfin Thomas, Litchfield Park	Joe Lane, ADOT
	F. Rockne Arnett, Citizens Transportation Oversight Committee

*Those members neither present nor represented by proxy.

Attended by videoconference or by telephone conference call.

1. Call to Order

The meeting of the Regional Council was called to order by Acting Chairman John Keegan at 5:00 p.m. He stated that non-action items would be considered until a quorum was present.

2. Pledge of Allegiance

Acting Chairman Keegan recognized Councilmember Peggy Bilsten as proxy for Mayor Skip Rimsza, Phoenix, and Councilmember Lucille Retherford as proxy for Mayor Daphne Green, Youngtown.

Acting Chairman Keegan stated that the RPTA has agreed to provide transit tickets for those who used transit to come to the meetings.

Acting Chairman Keegan stated that for agenda item #10, a memorandum and project list for recently added potentially regionally significant projects for interagency consultation were at each place. For

agenda item #15B, Errata sheet #03-2, which includes in the TIP the regionally significant projects listed in item #10, was at each place. For agenda item #17B, a memo from Mayor Hawker reporting on the Regional Council Transportation Subcommittee's recommendations for the composition of the Transportation Policy Committee was at each place. For agenda item #19, a memo from Chairman Rimsza announcing appointments to the Nominating Committee was at each place.

4. Call to the Audience

This agenda item was taken out of order.

Acting Chairman Keegan stated that according to our public comment process, members of the audience who wish to speak, are requested to fill out the cards which are available on the tables adjacent to the doorways inside the meeting room. He noted that there was a three minute time limit. Public comment is provided at the beginning of the meeting for non-agenda items. Acting Chairman Keegan noted that no public comment cards had been turned in.

5. Executive Director's Report

James M. Bourey stated that the National Conference on Aging and Mobility hosted by MAG in March was a great success. Mr. Bourey noted that more than 30 MPOs and 225 people participated in the conference. He added that copies of the conference proceedings will be provided. Mr. Bourey stated that MAG will proceed on implementing the 25 recommendations on elderly mobility that have been adopted by the Regional Council.

Mr. Bourey introduced a new MAG staff member, David Worley, Copy Room Lead. Mr. Worley has four year's previous production experience with Kinko's. Acting Chairman Keegan extended a welcome to Mr. Worley.

Mr. Bourey stated that this year is MAG's 35th anniversary. The first Management Committee meeting was held March 8, 1967. The first Regional Council meeting was held April 12, 1967. Mr. Bourey read the mission and underlying concept of MAG, as stated in the By-laws: " Mr. Bourey displayed a list of early MAG Regional Council members. Mr. Bourey stated that MAG member agencies working together have accomplished the Regional Specifications and Details, Building Codes, 9-1-1 System, Wastewater System, Freeway System, Air Quality improvements, Desert Spaces Plan, and the Regional Aviation Plan. Mr. Bourey displayed the development progression maps of the region from 1955 to 2040. Acting Chairman Keegan thanked Mr. Bourey for his report and asked if there were questions.

16. Annual Report on the MAG Regional Freeway Program

This agenda item was taken out of order.

Eric Anderson stated that each year, MAG is required by statute to produce an Annual Report on the status of the MAG Regional Freeway Program. MAG has a statutory responsibility to adopt criteria for project priorities, set priorities for the Regional Freeway System, determine air quality conformity, adopt the TIP and LRTP, approve material cost changes, and provide opportunity for public input. Mr. Anderson stated that the purpose of the Annual Report is to provide a review and independent fiscal evaluation of the Regional Freeway Program. He reviewed the fiscal analysis summary, which included

a decline of \$28.8 million in sales tax and \$25.7 million in HURF through 2015. He noted that this decline in HURF represents approximately \$1.5 to \$2 million decrease per year. Mr. Anderson stated that the total system cost increased \$178 million. He reviewed the progress of the Regional Freeway System, including 91 miles of freeway opened, 7.9 miles under construction, and 47.7 miles programmed. Mr. Anderson displayed a chart that showed the cost per mile to complete freeway corridors. He noted that since the report was first issued in 1992, the Regional Freeway Program has been in fiscal balance and has met the construction schedules. Mr. Anderson stated that the cash balance in 2008, the last year of freeway construction, is zero, which means there is a limited ability for additional accelerations or design changes. Mr. Anderson stated that another major finding is to adopt best management practices for freeway/land use integration. He noted that protecting future right-of-way for the South Mountain and Loop 303 and operating and maintenance costs could be major issues. Acting Chairman Keegan thanked Mr. Anderson for his report and asked if there were any questions.

19. Announcement of Appointments to the MAG Nominating Committee

Mr. Bourey stated that each April, the Chairman of the Regional Council appoints a five-member Nominating Committee from the Regional Council. He noted that a memo from Chairman Rimsza announcing the appointments was at each place. Acting Chairman Keegan noted that Mayor Giuliano's municipality was Tempe, not Phoenix. Mr. Bourey stated that the Nominating Committee will meet and provide a slate of nominations that will be forwarded to all of the Regional Council members at least two weeks prior to the annual meeting in June.

20. Legislative Update

Dennis Smith provided an update on current state legislation. He stated that HB 2588, which increases the statutory cap on HURF parity bonds issued by the State Transportation Board to \$3 million, was signed by the Governor. Mr. Smith stated that the Regional Council position was to oppose HB 2660, which emanated from the recommendations of the Governor's Vision 21 Task Force. After an amendment was drafted addressing many of MAG's concerns, the Regional Council changed its position to neutral. The bill left the House and is in the Senate, where it has passed the committee.

Mr. Smith stated that an amendment was prepared that addressed MAG concerns on HB 2585, the Regional Haze bill. He stated that the bill is in the Senate and has passed the Natural Resources Committee. In summation, Mr. Smith noted that MAG's concerns on both HB 2660 and HB 2585 have been addressed.

Acting Chairman Keegan requested that staff research on last year's HCR on bonding authority that proposed a change to the State constitution, and present an update at next month's Regional Council meeting.

15A. FY 2002 MAG Mid-Phase Public Input Opportunity

Jason Stephens stated that the purpose of the mid-phase meetings is to ensure a continued opportunity for input by the public into the draft updates of the LRTP and TIP. Mr. Stephens stated that MAG co-sponsored several public input opportunities in with ADOT and Valley Metro/RPTA. He stated that opportunities for input included MAG at the Mall, Career Day, Transportation Fair, and the Loop 101 Freeway opening. In addition, a joint public hearing was held on April 5, 2002 with Valley

Metro/RPTA and ADOT to receive input on the draft 2003-2007 TIP and LRTP 2002 Update. Mr. Stephens stated that the results of these meetings are included in the Mid-Phase Public Input Opportunity Report. He summarized input received, which included comments that the I-10 express terminal should be abandoned by Phoenix to the State, the rail system should be a rapid rail system as advertised in the campaigns, information about MAG meetings should be advertised on Valley Metro buses, and sales tax revenue should be a split between transit, commuter rail, bike and maintenance, and freeway, light rail and bullet trains. Acting Chairman Keegan thanked Mr. Stephens for his report.

Acting Chairman Keegan recognized public comment from Blue Crowley. Acting Chairman Keegan noted that Mr. Crowley had turned in ten public comment cards. He asked Mr. Crowley if he could consolidate his comments. Mr. Crowley stated that there were 20 items on the agenda he wanted to comment on each item, as provided for in the process. Mr. Bourey stated that one three minute comment period was provided for agenda items #15A, #15B, and #15C combined, and one three minute comment period was provided for agenda items #17A and #17B combined. Mr. Crowley raised a point of order. Acting Chairman Keegan informed Mr. Crowley that because he was not a member of the committee, he could not raise a point of order. Mr. Crowley stated that the body usually skips the process. He stated that only two people commented at the transportation public hearing. You are not getting the job done. Mr. Crowley stated that not all are part of RPTA. He asked how many times has he told MAG to be proactive? Mr. Crowley commented that placing a sandwich board at Central Station a couple of weeks prior to announce the event would increase attendance. Mr. Crowley stated that he wanted a letter and an explanation of actions when he tried to attend a public hearing a couple of years ago. Mr. Crowley stated that MAG did not do a good job in their interaction with the Attorney General's office on this matter, because the Attorney General's office never attempted to contact him. Mr. Crowley expressed his appreciation to Mayor Keegan for his apology. He stated that it is law that the public hearing should have been re-done. Acting Chairman Keegan thanked Mr. Crowley for his comments.

15B. Conformity Analysis of the Draft FY 2003-2007 MAG Transportation Improvement Program

Paul Ward gave a presentation on the process for the development of the MAG Transportation Improvement Program (TIP). He reported that Federal Regulations require all Title 23 Federally funded projects within the region (with some minor exceptions) must be included in a conforming TIP. In addition, all regionally significant projects within the air quality non-attainment area must be in a conforming TIP, regardless of the funding source. Finally, all regionally significant projects within a non-attainment area need to be reviewed through an approved Congestion Management System. Mr. Ward stated that, although the TIP should be developed at least every two years, to stay completely up to date with air quality plans, the MAG TIP is developed every year. In addition, the TIP acts as a reasonable guide to investments in transportation within the region.

Mr. Ward summarized the timeline for the development of the TIP to date and then showed three pie charts that displayed the financial aspects of the TIP. Mr. Ward stated that the total cost of the 1,270 projects listed in the draft TIP had increased to \$4.66 billion, a modest rise of only two percent from the previous TIP. On a chart showing the source of funds, Mr. Ward pointed out that over 72 per cent of the TIP projects were from local funding sources. On the second chart, Mr. Ward described the allocation of funds by type of projects as being roughly split into thirds between freeways, streets and transit. The third chart displayed an analysis of MAG Federal funds by mode, showing freeways receiving nearly 50 percent with streets, transit, bicycle and other alternative modes projects receiving correspondingly smaller shares.

Mr. Ward then noted that errata sheet 03-2 was at each place and that it reflected changes to the draft TIP since the April 10, 2002, Management Committee meeting. He requested that three project changes also be considered, two CMAQ bicycle projects in Phoenix on Grand Avenue would not be deferred to FY 2003 after all and that a FY 2003 Avondale project on 115th Avenue from I-10 to MC-85 would be upgraded to include three through-lanes in each direction. Acting Chairman Keegan thanked Mr. Ward for his presentation and asked if there were questions. He noted that a quorum was present.

Mr. Arnett moved to approve the Draft FY 2003-2007 MAG Transportation Improvement Program for an air quality conformity analysis. Mayor Arnold seconded, and the motion carried unanimously.

15C. Conformity Analysis of the Draft MAG Long Range Transportation Plan - 2002 Update

Roger Herzog gave a presentation on the draft MAG Long Range Transportation Plan - 2002 Update. He noted that to comply with Federal Clean Air Act requirements, it is necessary to conduct an air quality conformity analysis of the Draft LRTP - 2002 Update. Mr. Herzog reviewed population and travel projections over the next 20 years. Mr. Herzog stated that changes to the LRTP - 2002 Update have been few, because of the development of the new Regional Transportation Plan (RTP). The RTP, expected to be completed in mid-2003, will address all modes. Mr. Herzog stated that items addressed in the 2002 Update include: 1) extending the time horizon to 2022, 2) addition of a half-diamond interchange on the Agua Fria Freeway at Bethany Home Road, and 3) incorporation of the West Valley Multimodal Transportation Corridor Plan. Mr. Herzog displayed maps of the freeway plan, local and express bus service, and the light rail plan. He remarked that the LRTP - 2002 Update is a multimodal plan. Acting Chairman Keegan thanked Mr. Herzog for his presentation and asked if there were any questions.

Mayor Lowry moved to approve the Draft MAG Long Range Transportation Plan - 2002 Update for an air quality conformity analysis. Mayor Delgado seconded, and the motion carried unanimously.

3. Approval of March 20, 2002 Meeting Minutes

Mayor Shafer moved to approve March 20, 2002 meeting minutes. Mayor Drake seconded, and the motion carried unanimously.

6. Approval of Consent Agenda

Acting Chairman Keegan stated that public comment is provided for consent items. Each speaker is provided with a total of three minutes to comment on the consent agenda. After hearing public comments, any member of the committee can request that an item be removed from the consent agenda and considered individually. Acting Chairman Keegan stated that agenda items #7 through #14 were on the consent agenda.

Mayor Shafer moved to approve consent agenda items #7, #8, #9, #10, #11, #12, #13, and #14. Mr. Lane seconded.

Acting Chairman Keegan recognized public comment from Mr. Crowley, who stated that for agenda item #7, he agreed with the project to preserve Tovrea Castle. For agenda item #8, Mr. Crowley stated that the State and the County need to be at the table. The general fund needs to address needs in a more comprehensive way. Mr. Crowley commented that the 40 page document in agenda item #9, the devil

is in the details. Mr. Crowley stated that he would not support agenda item #14 until Mayor Scruggs says to support it, because he trusts her financial judgment. Acting Chairman Keegan thanked Mr. Crowley for his comments.

Hearing no further discussion, Acting Chairman Keegan asked for a vote on the question, which passed unanimously.

7. Amendment to the FY 2002-2006 MAG Transportation Improvement Program

The Regional Council, by consent, approved an amendment to the FY 2002-2006 MAG Transportation Improvement Program to add to FY 2002, \$500,000 of Transportation Enhancement Funds for the Tovrea Castle project in the City of Phoenix to Preserve Historic Vistas, to accommodate earlier purchase of right-of-way. In November 2001, the State Transportation Board approved several projects for funding with Transportation Enhancement Activity Funds and notification was sent to the six affected MAG agencies in December 2001. One project in the City of Phoenix, Preserving Historic Vistas at Tovrea Castle, is requesting to purchase the right-of-way for the project as soon as possible. This will require amending the current FY 2002-2006 MAG Transportation Improvement Program (TIP) instead of placing the project in the FY 2003-2007 TIP that is being developed which will not be finally approved until September/October of this year. The Management Committee recommended amending the TIP to accommodate the purchase of the right-of-way.

8. Recommendations to Arizona Department of Transportation for the FTA Elderly and Persons with Disabilities Transportation Program (EPDT)

The Regional Council, by consent, approved forwarding the priority listing of applicants for FTA Elderly and Persons with Disabilities Transportation Program to the Arizona Department of Transportation. On March 19, 2002, the MAG FTA Elderly and Persons with Disabilities Transportation Ad Hoc Committee ranked applications for the Federal Transit Administration (FTA) Section 5310 funding. These funds provide capital assistance to agencies and public bodies that provide transportation services for people who are elderly and for people who have a disability. The ranking provided by MAG is considered by ADOT in determining which applicants are to be awarded. The Management Committee recommended forwarding the priority listing to ADOT.

9. Consultation on Proposed Transportation Conformity Processes for the 2002 MAG Conformity Analysis

Federal and state conformity regulations require that MAG consult with federal, state, and local air quality and transportation agencies on proposed processes for the conformity analysis on the Transportation Improvement Program and Plan. MAG distributed for comment the proposed processes to be applied in the upcoming conformity analysis for the FY 2003-2007 MAG Transportation Improvement Program and the MAG Long Range Transportation Plan - 2002 Update. Comments regarding this material were requested by March 29, 2002.

10. Consultation on Potentially Regionally Significant Projects of the FY 2003-2007 MAG Transportation Improvement Program

Federal and State conformity regulations require Metropolitan Planning Organizations such as MAG to consult with State and local air quality and transportation agencies, the U.S. Environmental Protection Agency, and the U.S. Department of Transportation regarding which transportation projects

will be considered "regionally significant" for the purposes of regional emissions analysis. Regionally significant projects are subject to conformity requirements. A list of potentially regionally significant projects from the proposed FY 2003-2007 MAG Transportation Improvement Program has been prepared. Comments regarding the list were requested by April 19, 2002.

11. Conformity Consultation

MAG is conducting consultation on a conformity assessment to amend the FY 2002-2006 MAG Transportation Improvement Program. The amendment is necessary to include a new right-of-way acquisition project, Preserving Historic Vistas at Tovrea Castle in the City of Phoenix.

12. MAG 208 Small Plant Review and Approval for the Proposed Desert Gardens II Wastewater Treatment Facility

The Regional Council, by consent, approved the proposed Desert Gardens II Wastewater Treatment Facility as part of the MAG 208 Water Quality Management Plan. The City of Glendale has requested that MAG review the proposed Desert Gardens II Wastewater Treatment Facility through the Small Plant Review and Approval Process of the MAG 208 Water Quality Management Plan. The City of Peoria, City of Avondale, City of Goodyear, City of Litchfield Park, City of El Mirage, and the Maricopa County unincorporated area are within three miles of the project, and all have indicated they do not object to the proposed facility. On April 2, 2002, the MAG Water Quality Advisory Committee recommended approval of the amendment. The Management Committee recommended approval of the facility.

13. Amendment to the FY 2002 MAG Unified Planning Work Program and Annual Budget to Accept Additional Funding

The Regional Council, by consent, approved an amendment to the FY 2002 MAG Unified Planning Work Program and Annual Budget to add \$44,066.73 in FY 2002 Planning Funds, \$5,000 in FY 2002 State Planning and Research Funds and \$125,000 in FY 2002 Congestion Mitigation Air Quality Funds. Three modifications are being requested to the FY 2002 MAG Unified Planning Work Program and Annual Budget: (1) The Arizona Department of Transportation has notified MAG that the amount of FHWA PL (planning) funds has been increased by \$44,066.73; (2) ADOT agreed to be a sponsor of the MAG National Conference on Aging and Mobility by allocating \$5,000 in State Planning and Research (SPR) funds; (3) To reconcile the FY 2002-2006 Transportation Improvement Program with the FY 2002 MAG Work Program, \$125,000 of 2002 Congestion Mitigation Air Quality funding for the Regional Pedestrian Planning project needs to be added to the FY 2002 MAG Work Program. The Management Committee recommended approval of the amendment.

14. Financial Auditor Selection for the Maricopa Association of Governments

The Regional Council, by consent, approved that Deloitte and Touche, L.L.P. to perform the MAG annual financial audit for fiscal years 2002 through 2006. The Maricopa Association of Governments requested proposals from qualified firms of certified public accountants to audit the financial statements for five consecutive years beginning in fiscal year 2002. In response to the Request for Proposals released in February 2002, MAG received two proposals from qualified certified public accountant firms. The MAG Audit Selection Committee reviewed the proposals and reached a consensus that

Deloitte and Touche, L.L.P. perform the financial audit at MAG for the period beginning FY 2002 through FY 2006. The Management Committee recommended approval of the auditor.

17A. Report on Management Committee Subcommittee on Governance

Mr. Bourey stated that a subcommittee of the Management Committee was formed to continue discussions on Governance issues. At their meeting, they assigned potential functions for the Executive Committee, Transportation Policy Committee and Regional Council. The Subcommittee recommended that the composition of the Executive Committee be increased to seven members, with the two new at-large members being nominated and placed on a slate to be voted on by the Regional Council. The Subcommittee also discussed options to the current weighted voting system and the consensus by the members present was to not change the voting system. Mr. Bourey stated that in April, the Management Committee concurred with the recommendations of the Subcommittee.

Acting Chairman Keegan recognized public comment from Mr. Crowley, who stated that he had a problem with the supporting agenda material, because there was no public input section. He stated that having only one Indian community representative was a problem. Each tribe has different problems. He commented on RPTA being a member representing transit. Mr. Crowley commented on having the ranking House and Senate members, but what does that do for the minority? He stated that having business representation is good, but what about a citizen representative? Mr. Crowley suggested including a union representative. He mentioned that when he worked for Orange Freight, they were unaware of MAG studying a Canamex route. Mr. Crowley stated that he did not see representation by heavy rail. He commented that only Mr. Arnett extends outreach to heavy rail. Mr. Crowley stated that the job needs to be done in a concrete way. Acting Chairman Keegan thanked Mr. Crowley for his comments.

Mayor Scruggs asked for clarification of approvals for MAG plans, for example, Human Services, Aviation, and 911 plans. Mr. Bourey explained that it is anticipated that approvals for any regional or spending plans would be approved by the Regional Council. He added that only contracts selections and approval or amendments would be designated to the responsibility of the Executive Committee. Mr. Bourey stated that this could be specified in the motion, if desired.

Mayor Scruggs suggested adding clarifying language to the Regional Council responsibilities for the for regional plans and spending plans. She suggested clarifying language that all administrative responsibilities not retained by the Regional Council would be the responsibility of the Executive Committee. Mayor Scruggs asked if there were any foreseeable problems with this language. Mr. Bourey replied that the only issue might be day to day business vs. what is currently the responsibility of the Regional Council. Mayor Scruggs suggested that the Executive Committee approve day to day administrative business not retained by the Regional Council.

Mayor Scruggs moved to approve of the functions of the Regional Council, Executive Committee and Transportation Policy Committee, also to expand the Executive Committee from five to seven members, adding to the responsibilities of the Regional Council approval of regional plans and spending plans; under Those Delegated for Approval by the Executive Committee, to revise the first bullet to state, "All day to day administrative responsibilities not retained by the Regional Council." Councilmember Bilsten seconded.

Acting Chairman Keegan asked for discussion. Hearing no discussion, he called for a vote on the question, which passed unanimously.

17B. Proposed Formation of the Transportation Policy Committee

Mayor Scruggs stated that the Regional Council Transportation Subcommittee met April 17, 2002 and discussed the composition of the proposed Transportation Policy Committee. She stated that the Subcommittee developed and recommended a draft composition to submit to the Regional Council for consideration.

Mayor Scruggs reviewed the composition of the draft Transportation Policy Committee. The draft Committee would include Phoenix as the central city and the seven largest cities elected officials. Mayor Scruggs stated that currently, the seven largest are Mesa, Glendale, Scottsdale, Chandler, Gilbert, Peoria, and Tempe. She noted that those not participating would create an additional opportunity for other cities or towns to serve. Mayor Scruggs stated that the process that would be used for determining the seven largest will cities would be the resident population estimate that is approved annually by the Regional Council. Mayor Scruggs stated that the draft Committee would also include five cities or towns elected officials from the second group, which includes Apache Junction/Pinal County, Avondale, Buckeye, Carefree, Cave Creek, El Mirage, Fountain Hills, Gila Bend, Goodyear, Guadalupe, Litchfield Park, Paradise Valley, Queen Creek, Surprise, Tolleson, Wickenburg, Yavapai County, and Youngtown. She stated that members would serve for two years and would be eligible for reappointment.

Mayor Scruggs explained that five of the seven largest cities are east valley cities, and two are west valley cities. In order to achieve a geographic balance, the Subcommittee recommended that three members be selected from and by the under represented geographic area of the second group. She added that the selection would be ratified by the Regional Council. Mayor Scruggs stated that two geographically balanced At-Large members would also be selected by the Regional Council from the second group. The At-Large members would allow additional opportunity for smaller communities to serve. Mayor Scruggs noted that Interstate 17 will be used as a boundary in determining geographic balance.

Mayor Scruggs stated that the draft Committee would include one Maricopa County Board of Supervisors member, one Native American Indian Community member, one Maricopa County State Transportation Board member that rotates each year, the Chair of CTOC, the ranking Maricopa members of the Senate and House Transportation Committees, five business community representatives, and one freight representative. Mayor Scruggs explained that the business community members would represent businesses with region-wide interests, and associations with MAG member agencies represented would not be considered. She added that one of the business members would represent transit interests. Mayor Scruggs stated that the draft Transportation Policy Committee recommended by the Regional Council Transportation Subcommittee totals 25 members.

Mayor Scruggs moved to approve the concepts and composition of the Transportation Policy Committee, as recommended by the Regional Council Transportation Subcommittee. Councilmember Bilsten seconded.

Mayor Feldman-Kerr asked for clarification of quorum for the Transportation Policy Committee. Mr. Bourey referred to attachment three included in the agenda material that showed the general concepts. The concepts state that a quorum of the Transportation Policy Committee will equal a majority of the

Regional Council members or their elected official proxies on the Committee. Mr. Bourey added that the concepts were part of both agenda items #17A and #17B.

Supervisor Wilson commented that two Maricopa County members on the Transportation Policy Committee were proposed, but one was removed from the Subcommittee's final recommendation. He stated that having only one County representative would not provide good representation to Sun City and Sun City West.

Supervisor Wilson moved to amend the motion on the table to include representation on the Transportation Policy Committee for Sun City and Sun City West. Councilmember Retherford seconded.

Councilmember Bilsten asked for clarification of the increase would be by supervisor or responsibility. Supervisor Wilson replied by number. Councilmember Bilsten stated that the Transportation Subcommittee and the Governance Task Force labored intensively to arrive at the final recommendations. She appealed to the Council to take into account the hard work that has been done.

Mayor Shafer stated that providing the County with two representatives would be similar to providing the City of Phoenix with two representatives, for example, one for north Phoenix and one for south Phoenix. She stated that Sun City's and Sun City West's County Supervisor is like their mayor. Mayor Shafer stated that if they desire privileges, they could incorporate.

Councilmember Retherford commented that what Supervisor Wilson speaks is right. She stated that there are 70,000 people in Sun City and Sun City West. Councilmember Retherford stated that if Pinal County and business are going to be represented, representation for Sun City and Sun City West should be included, as well.

Mayor Drake explained that the Transportation Subcommittee had discussed including two County Supervisors to balance both sides of I-17. He stated that there has been discussion at other meetings that other planned communities would also want representation. Rather than having one representative for all planned communities, it was felt that adding another County Supervisor would be preferable. Mayor Drake stated that the County representation was limited to one because of the size of the committee. He stated that if you consider Sun City and Sun City West, it is better to add a County Supervisor than a planned community representative. Acting Chairman Keegan asked Mayor Drake if his intent was to make a motion, because it sounded like a motion in the third degree. Mayor Drake responded his comments were discussion only.

Mayor Scruggs stated that the issue was discussed extensively. She mentioned Mayor Hawker's comments at another meeting that the planned community of Sun Lakes would want to have a representative. In the West Valley, Sun City and Sun City West do not always speak the same mind, so that would mean one representative from each community. Mayor Scruggs stated that a County Supervisor represents the entire county, even though each is elected from a district. She stated that, as Mayor Drake had indicated, the Subcommittee considered balancing Supervisors, but this did not pass through the Subcommittee.

Supervisor Wilson expressed his appreciation for Mayor Scruggs's comments. He commented on the attempt to open up the committee. Supervisor Wilson stated that Sun City and Sun City West are strong constituents. The County will do its best to represent them.

Acting Chairman Keegan stated that a yes vote would amend Mayor Scruggs's motion. He explained that if the vote on the amended motion does not pass, the motion would revert to Mayor Scruggs's motion. The vote on the amended motion failed, by a vote of 3-13, with Supervisor Wilson, Mayor Keegan, and Councilmember Retherford voting yes, and Mayor Drake, Mayor Delgado, Mayor Berman, Mayor Scruggs, Mayor Arnold, Mayor Lowry, Mayor Feldman-Kerr, Mayor Shafer, Mayor McDermott, Mr. Gant, Mr. Lane, and Mr. Arnett voting no.

A vote on Mayor Scruggs's motion passed, with Supervisor Wilson and Councilmember Retherford voting no.

18. Preparations for a 2005 Special Census

Harry Wolfe addressed the Council on the possible options for determining 2005 population for distributing state-shared revenue, including conducting a Special Census or using population estimates. The use of population estimates would require a change in state law. Mr. Wolfe stated that it is anticipated that the League of Arizona Cities and Towns staff may draft legislation for next year. Mr. Wolfe stated that a Special Census could cost approximately \$30 million. He explained that preliminary information from FHWA is for MAG to use at least \$6 million of MAG federal funds to conduct a Special Census. Mr. Wolfe added that this could require \$24 million from MAG member agencies. The FHWA has indicated that it may be appropriate for MAG federal funds to pay for 50 percent of an estimate process to at least \$6 million. Mr. Wolfe stated that MAG options could be kept open by reserving at least \$6 million in MAG federal funds over a four year period, and developing an assessment schedule for member agencies based on possible 2005 population and a \$24 million cost. Acting Chairman Keegan thanked Mr. Wolfe for his report.

Hearing no discussion, Acting Chairman Keegan asked for a motion. Mayor Lowry moved to approve reserving at least \$6 million of MAG federal funds over a four year period (\$1.5 million per year) to keep our options open regarding taking a 2005 Special Census or to develop an estimate and to forward an assessment schedule to the MAG member agencies reflecting \$24 million over a four year period. Mayor McDermott seconded, and the motion carried, with Councilmember Bilsten voting no.

There being no further business, the meeting adjourned at 6:15 p.m.

Chairman

Secretary