

MINUTES OF THE
MAG MANAGEMENT COMMITTEE MEETING
March 13, 2013
MAG Office, Saguaro Room
Phoenix, Arizona

MEMBERS ATTENDING

David Cavazos, Phoenix, Chair	Kari Kent for Christopher Brady, Mesa
Dr. Spencer Isom, El Mirage, Vice Chair	* Jim Bacon, Paradise Valley
# George Hoffman, Apache Junction	Carl Swenson, Peoria
Charlie McClendon, Avondale	# Patrick Flynn for John Kross, Queen Creek
# Stephen Cleveland, Buckeye	* Bryan Meyers, Salt River Pima-Maricopa Indian Community
* Gary Neiss, Carefree	* Dan Worth, Scottsdale
* Usama Abujbarah, Cave Creek	# Chris Hillman, Surprise
Rich Dlugas, Chandler	Andrew Ching for Jeff Kulaga, Tempe
Alfonso Rodriguez for Phil Dorchester, Fort McDowell Yavapai Nation	* Reyes Medrano, Tolleson
# Ken Buchanan, Fountain Hills	Joshua Wright, Wickenburg
Rick Buss, Gila Bend	# Lloyce Robinson, Youngtown
* David White, Gila River Indian Community	John Nelson for John Halikowski, ADOT
Patrick Banger, Gilbert	John Hauskins for Tom Manos, Maricopa County
Jenna Goad for Horatio Skeete, Glendale	JymeSue McLaren for Steve Banta, Valley Metro/RPTA
Brian Dalke, Goodyear	
* Bill Hernandez, Guadalupe	
Darryl Crossman, Litchfield Park	

* Those members neither present nor represented by proxy.

Participated by telephone conference call. + Participated by videoconference call.

1. Call to Order

The meeting of the MAG Management Committee was called to order by Chair David Cavazos at 12:00 p.m.

2. Pledge of Allegiance

The Pledge of Allegiance was recited.

George Hoffman, Lloyce Robinson, Chris Hillman, Ken Buchanan, Stephen Cleveland, and Patrick Flynn joined the meeting via teleconference.

Chair Cavazos announced that public comment cards were available to members of the public who wish to comment. Parking validation for those who parked in the MAG parking garage was

available from staff and transit tickets were available from Valley Metro/RPTA for those using transit to come to the meeting.

3. Call to the Audience

Chair Cavazos stated that Call to the Audience provides an opportunity to the public to address the Management Committee on items that are not on the agenda that are within the jurisdiction of MAG, or non-action agenda items that are on the agenda for discussion or information only. Those wishing to comment on agenda items posted for action will be provided the opportunity at the time the item is heard. Public comments have a three minute time limit. A total of 15 minutes will be provided for the Call to the Audience agenda item, unless the Committee requests an exception to this limit.

Chair Cavazos recognized public comment from Marvin Rochelle, who stated that for years, there have been efforts to decrease costs by setting up a refinery in Yuma, Arizona, for oil from Mexico. Mr. Rochelle suggested that this be a topic of discussion during the trip to Mexico next month. He also suggested adding veterans to MAG's work on domestic violence, which is the one thing that is missing. Mr. Rochelle stated that many veterans on the street have Post Traumatic Stress Disorder and a propensity for violence. Chair Cavazos thanked Mr. Rochelle for his comments.

Chair Cavazos recognized public comment from Dianne Barker, who said that she had walked and biked to the meeting. Ms. Barker stated that she had received a letter from MAG requesting comments by March 11, 2013, on the TIP. She expressed her disapproval of the TIP and said that she would like the elements of her submission on the next agenda for discussion and possibly adoption. Ms. Barker stated that we are not in compliance because there is no realistic emissions budget, the modeling that MAG uses is old, the control measures are unreliable, and there are a lot of accidents. She said she was glad to see signalization in conformance. Ms. Barker stated that the TIP is not fiscally constrained and is over-programmed for the alternative funds, which are now going to Mesa and are supposed to be repaid in 2018. She said that this reminded her of the \$60 million in Regional Area Road Funds that went to light rail that Phoenix was to repay to bus in 2015. Ms. Barker stated that *The Arizona Republic* published a story that the Regional Area Road Fund revenue is down by one-third. She submitted a document for the record and said she would like discussion on measures to reach conformity and be fiscally constrained. Chair Cavazos thanked Ms. Barker for her comments.

4. Executive Director's Report

Dennis Smith, MAG Executive Director, reported on items of interest in the MAG region. He displayed a photograph of the shield for the newly designated Interstate 11. Mr. Smith noted the significant amount of work on Interstate 11 by MAG staff Eric Anderson and Bob Hazlett. He stated that a NEPA study is underway and is expected to be completed by 2014, but funding for the freeway is still needed. Mr. Smith referenced an alternative name suggested for the corridor: "The American Trade Corridor." He then displayed tracking maps of heavy and medium sized trucks departing from Phoenix and pointed out that trucks already have found the route where Interstate 11 would be located and the connection to Salt Lake City. Mr. Smith remarked that Interstate 17 probably should have continued north to Kanab.

Mr. Smith stated that approximately 140 people attended the Sun Corridor Retreat on March 6, 2013. He noted that the MAG staff member for the Freight Transportation Framework project is Tim Strow. Mr. Smith stated that White Papers were presented at the Retreat. He noted that speakers included Mayor Becker from Salt Lake City and Sandra Watson from the Arizona Commerce Authority, and the event featured a panel of mayors. Mr. Smith stated that the effort is gaining momentum among the elected officials and next steps will be discussed at the League of Arizona Cities and Towns conference in Oro Valley. He stated that a report was also presented on the Kansas City SmartPort at the Retreat.

Mr. Smith stated that more than 30 people have signed up to attend the trip to Nogales, Sonora, Mexico, later this month. He announced that there was still time for elected officials to sign up for the trip. Mr. Smith stated that they would like increased attendance by businesses interested in working with Mexican businesses.

Mr. Smith stated that the International Trails Symposium, sponsored by the Fort McDowell Yavapai Nation, is requesting sponsorships and promotion of its event in April. He noted that event representative Tom Fitzgerald was present in case anyone had questions. Mr. Smith noted that a packet of material on the event was at each place.

Chair Cavazos thanked Mr. Smith for his report. No questions for Mr. Smith were noted.

5. Approval of Consent Agenda

Chair Cavazos stated that agenda items #5A, #5B, #5C, #5D, #5E, #5F, #5G, #5H, and #5I were on the Consent Agenda.

No requests for public comment were received.

Chair Cavazos asked members if they had questions or requests to hear a presentation on any of the Consent Agenda items. He asked if there were any requests to remove an item from the Consent Agenda. None were noted.

Mr. Dalke moved to recommend approval of Consent Agenda items #5A, #5B, #5C, #5D, #5E, #5F, #5G, #5H, and #5I. Mr. Buss seconded. Chair Cavazos asked if there was any discussion of the motion. Being none, the vote on the motion passed unanimously.

5A. Approval of the February 13, 2013, Meeting Minutes

The MAG Management Committee, by consent, approved the February 13, 2013, meeting minutes.

5B. FFY 2013 MAG Closeout Funds: Design Phase for FY 2015 Congestion Mitigation and Air Quality Projects

The MAG Management Committee, by consent, recommended approval of the Congestion Mitigation and Air Quality (CMAQ) projects for a design phase that will authorize in FFY 2013, up to the maximum federal share of 94.3 percent of eligible project costs and of the necessary

amendments and administrative modifications to the FY 2011-2015 MAG Transportation Improvement Program, and as appropriate, changes to the Regional Transportation Plan 2010 Update. To ensure that all estimated levels of Congestion Mitigation and Air Quality (CMAQ) Obligation Authority (OA) is fully programmed for Federal Fiscal Year (FFY) 2013, the recommendation from the modal committees in December 2012 and January 2013 was to fund a design phase for the proposed FY 2015 CMAQ construction projects. The MAG Regional Council approved the final list of FY 2015 CMAQ construction and procurement projects on February 27, 2013. For projects to receive design phase federal funding, the project sponsor must submit related project information to the Arizona Department of Transportation no later than June 28, 2013. On February 28, 2013, the MAG Transportation Review Committee recommended approval of this item.

5C. Project Changes – Amendment and Administrative Modification to the FY 2013 Arterial Life Cycle Program, FY 2011-2015 MAG Transportation Improvement Program and the Regional Transportation Plan 2010 Update

The MAG Management Committee, by consent, recommended approval of amendments and administrative modifications to the Fiscal Year (FY) 2011-2015 MAG Transportation Improvement Program, FY 2013 Arterial Life Cycle Program, and as appropriate, to the Regional Transportation Plan 2010 Update. The FY 2011-2015 MAG Transportation Improvement Program and Regional Transportation Plan 2010 Update were approved by the MAG Regional Council on July 28, 2010, and have been modified twenty-three times with the latest modification approved on February 27, 2013. Since then, there is a need to modify projects in the programs. Refer to Tables A, B, and C for a list of proposed administrative corrections and project changes in the Arterial Life Cycle, Highway, and Transit Programs. These modifications are mainly minor adjustments to financial information. On February 28, 2013, the MAG Transportation Review Committee recommended approval.

5D. Consultant Selection for the Cave Creek/Carefree Transportation Framework Study

The MAG Management Committee, by consent, recommended approval of the selection of Michael Baker Jr, Inc., to conduct the Cave Creek/Carefree Transportation Framework Study at a cost not to exceed \$250,000. The Fiscal Year (FY) 2013 MAG Unified Planning Work Program and Annual Budget, approved by the MAG Regional Council in May 2012, includes \$250,000 for the Cave Creek/Carefree Transportation Framework Study. MAG is working with three partners who are contributing to the total cost of the project: the Maricopa Department of Transportation for \$25,000, and the Towns of Cave Creek and Carefree for \$5,000 each. The study's main objectives are to integrate pedestrian/bicycle non-motorized transportation into existing corridors in the Cave Creek-Carefree area in a safe manner, determine improvements and develop a plan to address special events traffic, address local and regional mobility, and consider access-management issues, while understanding the communities' values and future transportation needs. The project will be completed in a maximum of eighteen (18) months from the date of the notice to proceed at a cost not to exceed \$250,000. On November 13, 2012, MAG issued a Request for Proposals to conduct the study. On February 21, 2013, a multi-agency evaluation team interviewed two consultant teams and recommended to MAG the selection of Michael Baker Jr, Inc., to conduct the study.

5E. MAG Regional Programming Guidelines for Federal Transit Formula Funds

The MAG Management Committee, by consent, recommended approval of the MAG Regional Programming Guidelines for Federal Transit Formula Funds. The Regional Programming Guidelines for Federal Transit Formula Funds outlines the process for programming Federal Transit Funds in the region. The set of guidelines was developed in coordination with working group meetings and MAG Transit Committee input through various phases of the development cycle. It includes the roles of the various agencies and the process of developing the projects for inclusion in the Transportation Improvement Program. In order to meet the deadline for development and approval of the Transportation Improvement Program, the competitive evaluation process is required to be initiated prior to Regional Council approval of the Guidelines. On February 28, 2013, the MAG Transportation Review Committee recommended approval of this item.

5F. Proposed Major Amendment to the MAG Regional Transportation Plan to Add the Light Rail Transit Extension on Main Street: Mesa Drive to Gilbert Road

The MAG Management Committee, by consent, recommended approval of the proposed major amendment to the Regional Transportation Plan to add a 1.9 mile light rail transit extension on Main Street, from Mesa Drive to Gilbert Road, the removal of federal Surface Transportation Program (STP) funds totaling \$153,366,043 (2011\$) from sixteen (16) Arterial Life Cycle Program (ALCP) projects, and of the amendments and administrative modifications the Regional Transportation Plan 2010 Update, Arterial Life Cycle Program, and the FY 2011-2015 MAG Transportation Improvement Program. On October 24, 2012, the MAG Regional Council requested consultation on the proposed major amendment to the Regional Transportation Plan to add a 1.9 mile light rail transit (LRT) extension on Main Street, from Mesa Drive to Gilbert Road. In November 2012, the State Transportation Board, the Regional Public Transportation Authority (RPTA), and the Maricopa County Board of Supervisors recommended approval of the major amendment. On January 30, 2013, the MAG Regional Council recommended the proposed major amendment undergo the necessary air quality conformity analysis. The air quality conformity analysis is complete, and the final step in the major amendment process is to approve the technical amendments and modifications to the Regional Transportation Plan, Arterial Life Cycle Program, and the FY 2011-2015 MAG Transportation Improvement Program. This includes the removal of federal Surface Transportation Program funds totaling \$153,366,043 (2011\$) from sixteen (16) Arterial Life Cycle Program projects. On February 28, 2013, the Transportation Review Committee recommended approval of this item.

5G. New Finding of Conformity for the FY 2011-2015 MAG Transportation Improvement Program and Regional Transportation Plan 2010 Update, As Amended

The MAG Management Committee, by consent, recommended approval of the new Finding of Conformity for the FY 2011-2015 MAG Transportation Improvement Program and Regional Transportation Plan 2010 Update, as amended. On January 30, 2013, the MAG Regional Council approved a proposed major amendment to the Regional Transportation Plan to add a 1.9-mile light rail transit extension on Main Street, from Mesa Drive to Gilbert Road and that the Regional Transportation Plan (RTP) 2010 Update and the FY 2011-2015 MAG Transportation

Improvement Program (TIP) be amended subject to the necessary air quality conformity analysis. MAG has conducted the conformity analysis for the proposed amendment and the results of the regional emissions analysis, when considered together with the TIP and RTP as a whole, indicate that the amendment will not contribute to violations of federal air quality standards. On February 8, 2013, a 30-day public review period began on the conformity assessment and amendment. Comments were requested by March 11, 2013.

5H. Conformity Consultation

The Maricopa Association of Governments is conducting consultation on a conformity assessment for an amendment and administrative modification to the FY 2011-2015 MAG Transportation Improvement Program (TIP) and Regional Transportation Plan 2010 Update. The amendment and administrative modification involve several projects, including Arterial Life Cycle Program projects for Mesa and Scottsdale, the addition of the design phase for several FY 2015 Congestion Mitigation and Air Quality funded projects, and other miscellaneous projects. The amendment includes projects that may be categorized as exempt from conformity determinations. The administrative modification includes minor project revisions that do not require a conformity determination.

5I. Enhancing Age-Friendly Cities Consultant Selection

The MAG Management Committee, by consent, recommended approval of the selection of NCB Capital Impact for Enhancing Age-Friendly Cities Initiative technical assistance for an amount not to exceed \$75,000. On November 19, 2012, the MAG Regional Council Executive Committee approved amending the FY 2013 MAG Unified Planning Work Program and Annual Budget to accept \$150,000 from Grantmakers in Aging and Pfizer Foundation as part of the region's participation in the Enhancing Age-Friendly Cities Initiative. The goal of this project is to implement pilot projects such as villages that assist people to live independently in their homes. The grant funding includes up to \$75,000 for a consultant to analyze local focus group and survey results, recommend the most appropriate intervention, and develop business plans for each of the pilot sites. NCB Capital Impact is the parent organization of the Village to Village Network. The Village to Village Network is the only national association for villages. In addition, NCB Capital Impact offers a range of other community development services. Given this experience, it is uniquely able to provide the detailed technical assistance and support to develop aging in place interventions. Staff is recommending that NCB Capital Impact be selected as a sole source to provide technical assistance in an amount not to exceed \$75,000.

6. Update on the MAG 3-1-1 Business Plan Committee

Audrey Skidmore, MAG Information Services Manager, reported on recent efforts by the 3-1-1 Business Plan Committee on a possible implementation of a regional 3-1-1 system. On July 13, 2011, the MAG Management Committee voted to form a 3-1-1 Business Plan Committee composed of representatives from local governments Ms. Skidmore stated that to ensure coordination, the existing MAG Technology Advisory Group (MAGTAG) advised the 3-1-1 Business Plan Committee on technical issues, a representative from the MAG 9-1-1 Oversight Team served on the 3-1-1 Business Plan Committee, and a representative from the MAG 9-1-1 Public Safety Answering Point Managers Group served on the MAGTAG.

Ms. Skidmore stated that the 3-1-1 Business Plan Committee evaluated and reviewed different models and learned about successful implementations across the country. She noted that on April 11, 2012, the Management Committee directed the 3-1-1 Business Plan Committee to focus on the investigation of an Interactive Voice Response system model for a 3-1-1 deployment, and a Request for Information on cost was issued. Ms. Skidmore stated that following the completion of this research, committee members felt the examination was a good exercise but it was not ready to move forward with a recommendation for implementation.

Ms. Skidmore stated that the 3-1-1 Business Plan Committee is recommending to not proceed with a regional 3-1-1 implementation, and that the 3-1-1 Business Plan Committee be disbanded effective April 1, 2013. Ms. Skidmore stated that the committee also recommended the creation of an Ad hoc Local Government Communication Group to meet as needed. She advised that action to disband the Committee also would include the removal of the 9-1-1 Public Safety Answering Point Managers Group representative from MAGTAG.

Chair Cavazos thanked Ms. Skidmore for her report. No questions from the committee were noted.

Mr. Dalke moved approval to disband the MAG 3-1-1 Business Plan Committee effective April 1, 2013, and create an Ad hoc Local Government Communication Group to meet as needed. Mr. Crossman seconded, and the motion passed unanimously.

7. Proposed Funding Scenarios and Project Changes for the Transportation Alternatives Program

Teri Kennedy, Transportation Improvement Program Manager, provided a report on the new Transportation Alternatives program that is in the new federal legislation, Moving Ahead for Progress in the 21st Century (MAP-21). Ms. Kennedy stated that MAP-21 programs are authorized for two years and it allocates funding to regional planning organizations for programming.

Ms. Kennedy stated that the Transportation Alternatives program combines the Recreational Trails, Transportation Enhancements, and Safe Routes to School programs and reduces the funding level of the combined old levels. She noted that it is the responsibility of large urbanized areas over 200,000 in population to program Transportation Alternatives funding. Ms. Kennedy stated that Federal Fiscal Year (FFY) 2013 and 2014 Transportation Alternatives funds, estimated at \$4.2 million and \$4.3 million, need to be programmed.

Ms. Kennedy stated that the Transportation Enhancement Program and Safe Routes to School Program have been sunsetted, but approximately \$9.8 million in projects in the MAG region are in the ADOT program for 2013 and 2014, with only \$8 million available. Ms. Kennedy stated that in addition to this, MAG has its own funds that need to be programmed immediately.

Ms. Kennedy stated that a short term programming proposal was developed to deal with the Transportation Alternatives funding, and for the long term, a scenario will be developed by the Managers Working Group for programming projects. Ms. Kennedy stated that for the short-term, they want to protect the Obligation Authority. She stated that the average project development timeline is three to five years, however, they do not have that amount of time so they are looking

at currently programmed projects in the region. Ms. Kennedy stated that the process goal is to ensure the projects continue and will address over-programming from the old SAFETEA-LU funds.

Ms. Kennedy referenced material in the agenda packet that outlined how they would like to enhance the Safe Routes to School and Transportation Enhancement projects that needed additional federal funding. She noted that this amount is approximately \$2 million for FY 2013 and approximately \$3.7 million for FY 2014. Ms. Kennedy stated that the amount for FY 2015 (includes the MAG Allocation and the Carryforward) totals approximately \$7 million for a new call for projects. She added that these amounts are contingent upon federal legislation.

Ms. Kennedy stated that the Management Committee was requested to recommend approval of the scenario for short term and long term programming methodologies and of the associated amendments and modification to the FY 2011-2015 Transportation Improvement Program (TIP), the Regional Transportation Plan 2010 Update, and for inclusion in the Draft FY 2014-2018 TIP and Draft 2035 Regional Transportation Plan as appropriate.

Chair Cavazos thanked Ms. Kennedy for her report and asked if there were questions. No questions from the committee were noted. Mr. Swenson moved, Mr. Crossman seconded, and the motion passed unanimously.

8. Development of the FY 2014 MAG Unified Planning Work Program and Annual Budget

Rebecca Kimbrough, MAG Fiscal Services Manager, provided a report on the development of MAG's draft Unified Planning Work Program and Annual Budget for Fiscal Year 2014. She stated that the Work Program is developed each year in conjunction with member agency and public input. Ms. Kimbrough stated that the draft dues and assessments are presented in January, new projects are presented in February and the draft budget document and Programs in Brief are presented in March. She noted that the budget is approximately 60 percent complete. She pointed out that one additional new project was added, "The MAG Regional Multimodal Level of Service Map" in the amount of \$125,000, and is listed in the Programs in Brief document.

Ms. Kimbrough noted that the Intermodal Planning Group meeting has been scheduled for April 3, 2013. She stated that the federal agencies review the MAG work program at this meeting, and any comments received will be brought forward at the April Management Committee meeting. Ms. Kimbrough stated that this item was on the agenda for information and input on the development of the Work Program and Annual Budget.

Chair Cavazos thanked Ms. Kimbrough for her report. No questions from the committee were noted.

9. Domestic Violence Protocol Model Implementation Survey

Steve Campbell, Police Chief for the City of El Mirage and Vice Chair of the MAG Regional Domestic Violence Council, provided a report on the Domestic Violence Protocol Model implementation survey. Chief Campbell, with more than 30 years of law enforcement experience

including 29 years with the Phoenix Police Department, said that he has seen first-hand the cost of domestic violence on governments, families and businesses.

Chief Campbell stated that the Misdemeanor Domestic Violence Protocol Model is making a difference for victims of domestic violence. He said that they took a survey to see where in the City incidents were occurring and how they could be mitigated with the greatest impact for the least amount of resources. Chief Campbell stated that domestic violence calls are the most common, the most dangerous, and the most expensive calls for service, especially when responding to repeat calls from the same household. He noted that one household in the City had more than 40 calls in five years. Chief Campbell pointed out the time spent on each of these calls: the police officer, the police dispatcher, victim advocates, and crisis intervention and social services staff.

Chief Campbell stated that the Misdemeanor Domestic Violence Protocol Model provided the information they needed to completely overhaul the protocols and practices his department uses when responding to domestic violence calls. Chief Campbell stated that the next goal is to extend use of the Protocol Model statewide.

Chief Campbell stated that he has personally called police chiefs to share his success with the Protocol Model and he also requested they complete a survey indicating their agencies' level of implementation of the protocol. He stated that 19 law enforcement agencies in Maricopa County responded to the survey, and their responses showed that 95 percent of them are using the Protocol Model in some fashion.

Chief Campbell stated that the Protocol Model was sent to agencies statewide and they could adapt them to their individual needs. He noted that seven agencies outside Maricopa County responded to the survey and 89 percent of those agencies reported some use of the Protocol Model. Chief Campbell stated that MAG's work in the domestic violence field has spread throughout the state. He will be giving a presentation to the Arizona Association of Chiefs of Police on March 22, 2013, and will continue to seek opportunities to speak about the benefits of using the Protocol Model.

Chief Campbell stated that using the Protocol Model will save cities money by making law enforcement's response to domestic violence calls more efficient. He encouraged support and leadership of the City Managers to help the Police Chiefs. Chief Campbell noted the support he received from the El Mirage City Council and City Manager Spencer Isom. He reported that a STOP grant from the Governor's Office provided funding for a part-time victim advocate and this position has now become a full-time position. Chief Campbell stated that the Protocol Model will help save lives.

Vice Chair Isom stated that he wanted to take this opportunity to recognize Chief Campbell and his colleagues for the important work they have done for the City of El Mirage. He also expressed his appreciation to Domestic Violence Council Chair Barbara Marshall from the Maricopa County Attorney's Office, and all of the Domestic Violence Council members for their important work. Vice Chair Isom stated that Chief Campbell and the Police Department produced 12 public service announcements that are currently being aired on the public access channel. He offered them to other cities for their use and suggested they contact Chief Campbell if interested.

Chair Cavazos, on behalf of the MAG Management Committee, expressed gratitude to Chief Campbell for the important work being done by himself and his colleagues.

10. Draft MAG 2013 Carbon Monoxide Maintenance Plan for the Maricopa County Area

Lindy Bauer, MAG Environmental Director, presented the Draft MAG 2013 Carbon Monoxide Maintenance Plan for the Maricopa County Area. She stated that carbon monoxide (CO) is a colorless, odorless, tasteless gas that used to be a problem in the region during the winter months. However, the region has met the standard and been clean for several years. On April 8, 2005, the Environmental Protection Agency (EPA) approved the Revised MAG 1999 Serious Area Carbon Monoxide Plan with an attainment date of 2000. Ms. Bauer indicated that EPA also approved the MAG 2003 Carbon Monoxide Redesignation Request and Maintenance Plan with a maintenance date of 2015. In addition, EPA redesignated the Maricopa County Nonattainment Area to attainment status. Ms. Bauer commented that there have been no violations of the one-hour CO standard since 1984 and the eight-hour CO standard since 1996.

Ms. Bauer reviewed the carbon monoxide maintenance area. She stated that the maintenance area encompasses 1,882 square miles. There are 13 carbon monoxide monitors in Maricopa County of which 12 are inside the maintenance area.

Ms. Bauer discussed the carbon monoxide monitoring data. She noted that MAG closely tracks the air quality monitoring data. Ms. Bauer added that several measures implemented by local governments, the State, and the federal government have resulted in tremendous progress in reducing carbon monoxide. She stated that in 1984 there were 86 exceedance days of the carbon monoxide standard. However, the region has had no exceedances for over a decade. Ms. Bauer indicated that CO concentrations have also decreased significantly. She noted that in 2012, the second highest eight-hour carbon monoxide concentration was 2.5 parts per million (ppm) against the standard of 9 ppm, which is way below the standard.

Ms. Bauer stated that the MAG 2013 Carbon Monoxide Maintenance Plan is designed to meet the requirements of section 175A(b) of the Clean Air Act. The Clean Air Act requires an additional plan demonstrating maintenance of the standards ten years beyond the initial ten year period. Ms. Bauer indicated that the prior plan demonstrated maintenance through 2015. She commented that the maintenance plan is due eight years after redesignation to attainment which is April 8, 2013. The plan must demonstrate attainment ten years after 2015, in this case through 2025.

Ms. Bauer presented the 2008 average weekday carbon monoxide emissions during the winter season in the carbon monoxide maintenance area. She noted that the 2008 Maricopa County Carbon Monoxide Emissions Inventory serves as the base for the Maintenance Plan. In 2008, the total CO emissions were 901.6 metric tons per day. Ms. Bauer mentioned that a majority of CO emissions, 64.5 percent, are vehicle tailpipe related. Nonroad sources make up 31.2 percent of the CO emissions. Ms. Bauer commented that area and point sources contribute the smallest percentages.

Ms. Bauer discussed the MAG 2013 Carbon Monoxide Maintenance Plan measures. She indicated that the general approach for this plan was to rely on the measures from the prior

Serious Area Plan and Maintenance Plan, which were approved by EPA. Ms. Bauer stated that there are ten measures, most of which are related to the Vehicle Emissions Testing Program.

Ms. Bauer discussed the MAG 2013 Carbon Monoxide Maintenance Plan contingency measures. The plan includes contingency measures that have air quality benefit above and beyond what is used to demonstrate maintenance of the CO standard. The contingency measures include: gross polluter option for I/M Program waivers; increased waiver repair limit options; and reinstatement of the Vehicle Emissions Inspection Program for motorcycles. Ms. Bauer indicated that with regard to the third contingency measure, in November 2012, EPA proposed to approve a plan revision submitted by the Arizona Department of Environmental Quality (ADEQ) to eliminate the requirement for motorcycles to be tested in the Vehicle Emissions Testing Program. ADEQ has made a commitment to reinstate the program if a violation of the CO standard occurs.

Ms. Bauer reviewed the Maintenance Plan analyses and results. She reminded the Committee of the CO standards. The second highest monitored value each year should not exceed 35 ppm for one-hour or 9 ppm for an eight-hour average. Ms. Bauer stated that three different analyses were performed, these included: Emissions Inventory Comparison, Scaling Maximum Concentrations, and Intersection Analysis. She added that two Weight of the Evidence Evaluations were also conducted in which actual air quality trends and meteorological data were utilized. The results of the analysis are that the maximum 2025 eight-hour carbon monoxide concentration is 4.0 ppm, which is half the CO standard.

Ms. Bauer stated that the plan also produced a Motor Vehicle Emission Budget for 2025. The Motor Vehicle Emission Budget, for the purpose of conformity, will be 559.4 metric tons per day. She stated that the conformity analysis is done to ensure that transportation plans, programs, and projects will not contribute to violations of the air quality standards.

Ms. Bauer presented the schedule for the MAG 2013 Carbon Monoxide Maintenance Plan. On January 18, 2013, the draft plan was available for public review. The public hearing was conducted on February 19, 2013 in which no public comments were received. Ms. Bauer stated that February 28, 2013, the AQTAC recommended adoption to the MAG Management Committee. The MAG Management Committee may then make a recommendation to the MAG Regional Council and the MAG Regional Council may adopt the plan on March 27, 2013. The MAG submission of the plan to ADEQ and EPA would occur on March 29, 2013. Ms. Bauer indicated that the plan deadline for submission to EPA is April 8, 2013.

Chair Cavazos thanked Ms. Bauer for her report. No questions from the committee were noted.

Mr. McClendon moved to recommend adoption of the Draft MAG 2013 Carbon Monoxide Maintenance Plan for the Maricopa County Area. Mr. Swenson seconded, and the motion passed unanimously.

11. Update on the MAG 2012 Five Percent Plan for PM-10 and Exceptional Events Issues

Ms. Bauer then provided an update on the MAG 2012 Five Percent Plan for PM-10 and exceptional events issues. Ms. Bauer stated that the new plan was submitted to the Environmental Protection Agency (EPA) by May 25, 2012, and employs existing measures from the prior 2007

plan. She stated that the plan is designed to reduce emissions by five percent per year until attainment is reached. Ms. Bauer noted that the plan also included one new measure: the general dust action permit.

Ms. Bauer stated that the focus of the new plan is high winds. She advised that there were no violations of the PM-10 standard during stagnant conditions since the last plan was submitted. Ms. Bauer noted that the last plan was withdrawn. She stated that the region needs three years (2010, 2011, 2012) of clean data at the monitors to demonstrate attainment of the standard.

Ms. Bauer then reviewed the timeline of the 2012 plan. On May 23, 2012, the MAG Regional Council adopted the plan; on May 25, 2012, MAG submitted the plan to ADEQ/EPA; on July 20, 2012, the EPA issued a completeness determination on the plan which stopped the 18 month and 24 month sanctions clocks; on September 6, 2012, EPA approved the first high wind exceptional event package for July 2-8, 2011 (the first ever approved by EPA). Ms. Bauer remarked on the extensive amount of work to prove that exceedances at the monitors were exceptional events caused by high winds and not manmade. Ms. Bauer stated that ADEQ obtained consultant assistance at an estimated cost of \$500,000 and all of the documentation is now at EPA. She noted that on January 28, 2013, ADEQ transmitted 10 packages of exceptional events to EPA; on February 13, 2013, ADEQ transmitted the remaining seven packages of exceptional events.

Ms. Bauer stated that EPA approval of the plan was required by February 14, 2013, to stop the imposition of a federal implementation plan, however, EPA has not taken action on the plan. On February 15, 2013, the Arizona Center for Law in the Public Interest filed a 60-day Notice of Intent to sue EPA for not taking action on the plan.

Ms. Bauer stated that issues with the EPA exceptional events process still exist. She noted that EPA has acknowledged that its rule is flawed. Ms. Bauer stated that while some improvements have been made, it is very resource-intensive and expensive to document exceptional events. She noted that it took a 200-page document to prove the July 5, 2011, haboob was not manmade. Ms. Bauer then showed a photograph of all 18 packages of documentation submitted to EPA – more than nine inches thick. She also indicated that EPA Region IX staff had provided assistance in further streamlining the documentation for 17 of the packages.

Ms. Bauer then addressed next steps. She said that EPA needs to concur with the 17 packages of exceptional events documentation (EPA is currently reviewing the documentation and has assigned a staff person full-time for this task). Ms. Bauer stated that EPA needs to take approval action on the Five Percent Plan to avoid imposing a federal implementation plan. EPA could issue a clean data finding if the region has at least three years of clean data and has attained the standard. She said this is a key step to attainment. Ms. Bauer said that the EPA has said informally that the exceedances look like exceptional events. She also noted that the EPA intends to issue revised guidance for exceptional events.

Ms. Bauer then described plan B. Ms. Bauer said that ADEQ has indicated these are exceptional events and this region should not be penalized. If EPA disapproves MAG's plan, MAG will work with its Washington special legal counsel on legislation that EPA is not allowed to disapprove or take any action against the plan when the state has determined that the standard would have been

met except for exceptional events. Ms. Bauer stated that they hope they will not have to use plan B.

Chair Cavazos thanked Ms. Bauer for her report. No questions from the committee were noted.

12. Legislative Update

Nathan Pryor, MAG Government Relations Manager, provided an update on legislative issues of interest. He noted that a summary of legislation was at each place.

Mr. Pryor first reported on state legislative issues, beginning with House Bill (HB) 2005, which if enacted, would subject political subdivisions, such as MAG, to open meeting laws. Mr. Pryor stated that MAG complies with the Open Meeting Law although extra measures might need to be implemented in regard to archiving. He stated that HB 2005 has moved from the House to the Senate.

Mr. Pryor stated that if enacted, HB 2006 would prevent new employees of political subdivisions (such as MAG) from joining the Arizona State Retirement System. He stated that HB 2006 was held in committee last week and he would continue to monitor it in case it comes back at a later date. Mr. Pryor expressed appreciation to member agencies who assisted in addressing this bill

Mr. Pryor reported on SB 1080, which was a bill that failed earlier in the session and has now come back as a striker. He explained that this bill would require the Joint Committee on Capital Review to review transportation projects that exceed \$15 million. Mr. Pryor stated that there is already a well established process for project development and this would only add an additional layer of review. He said that this bill has moved from the Senate to the House and he will continue to monitor it.

Mr. Pryor then reported on the state budget. He stated that since 2000, more than \$1 billion has been diverted from the Highway User Revenue Fund, most of it to support the Department of Public Safety. Mr. Pryor stated that the Governor has indicated there will be another transfer of \$127 million in the FY 2014 budget.

Mr. Pryor reported on federal issues. He said that sequestration is now in effect, and spending reductions range from five to nine percent. Mr. Pryor stated that the impacts of sequestration might take time to be known. He noted that in order to avoid the shutdown of the federal government, a Continuing Resolution must be passed by March 27 and is likely to be at the same levels as FFY 2013.

Mr. Pryor stated that the next set of obstacles are the appropriations process for FFY 2014 and raising the debt ceiling. He said he would monitor the situation and report back.

Chair Cavazos thanked Mr. Pryor for his report. No questions from the committee were noted.

13. Request for Future Agenda Items

Topics or issues of interest that the Management Committee would like to have considered for discussion at a future meeting were requested.

No requests were noted.

14. Comments from the Committee

An opportunity was provided for Management Committee members to present a brief summary of current events. The Management Committee is not allowed to propose, discuss, deliberate or take action at the meeting on any matter in the summary, unless the specific matter is properly noticed for legal action.

No comments were noted.

Adjournment

There being no further business, Mr. Crossman moved, Mr. Dalke seconded, and the meeting was adjourned at 12:50 p.m.

Chair

Secretary