

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

June 19, 2013
Sheraton Downtown Phoenix
Phoenix, Arizona

MEMBERS ATTENDING

| | |
|---|---|
| Mayor Marie Lopez Rogers, Avondale, Chair | Mayor Thomas Schoaf, Litchfield Park |
| Mayor Scott Smith, Mesa, Vice Chair | Mayor Christian Price, City of Maricopa |
| Vice Mayor Robin Barker, Apache Junction | * Supervisor Steve Chucuri, Maricopa County |
| * Mayor Jackie Meck, Buckeye | Councilmember Dan Schweiker for Mayor |
| Vice Mayor Melissa Price for Mayor David | Scott LeMarr, Paradise Valley |
| Schwan, Carefree | Councilmember Cathy Carlat, Peoria |
| * Mayor Vincent Francia, Cave Creek | Mayor Greg Stanton, Phoenix |
| Mayor Jay Tibshraeny, Chandler | * Supervisor Todd House, Pinal County |
| Mayor Lana Mook, El Mirage | * Mayor Gail Barney, Queen Creek |
| Mayor Tom Rankin, Florence | # President Diane Enos, Salt River |
| * President Clinton Pattea, Fort McDowell | Pima-Maricopa Indian Community |
| Yavapai Nation | Mayor W. J. "Jim" Lane, Scottsdale |
| * Mayor Linda Kavanagh, Fountain Hills | Mayor Sharon Wolcott, Surprise |
| Mayor Steven Holt, Gila Bend | Mayor Mark Mitchell, Tempe |
| * Governor Gregory Mendoza, Gila River Indian | * Mayor Adolfo Gamez, Tolleson |
| Community | * Mayor John Cook, Wickenburg |
| Councilmember Jenn Daniels for Mayor John | Mayor Michael LeVault, Youngtown |
| Lewis, Gilbert | Victor Flores, State Transportation Board |
| Mayor Jerry Weiers, Glendale | Joseph La Rue, State Transportation Board |
| Mayor Georgia Lord, Goodyear | Roc Arnett, Citizens Transportation Oversight |
| * Mayor Rebecca Jimenez, Guadalupe | Committee |

* Those members neither present nor represented by proxy.

Attended by telephone conference call.

+ Attended by videoconference

1. Call to Order

The meeting of the MAG Regional Council was called to order by Chair Marie Lopez Rogers at 5:00 p.m.

2. Pledge of Allegiance

The Pledge of Allegiance was recited.

President Diane Enos joined the meeting via teleconference.

Chair Rogers introduced a new member of the MAG Regional Council, Mayor Steven Holt from Gila Bend. She presented him with his membership certificate.

Chair Rogers introduced proxies: Vice Mayor Melissa Price for Mayor David Schwan, Councilmember Jenn Daniels for Mayor John Lewis, and Councilmember Dan Schweiker for Mayor Scott LeMarr.

Chair Rogers requested that members of the public who would like to comment fill out a blue public comment card for the Call to the Audience agenda item, or a yellow public comment card for Consent Agenda items or items on the agenda for action. Transit tickets for those who purchased a transit ticket to attend the meeting and parking validation were available from staff.

3. Call to the Audience

Chair Rogers noted that the Call to the Audience provides an opportunity to members of the audience who wish to speak on items not scheduled on the agenda that fall under the jurisdiction of MAG, or on items on the agenda for discussion but not for action. Citizens are requested to not exceed a three minute time period for their comments. A total of 15 minutes is provided for the Call to the Audience agenda item, unless the Regional Council requests an exception to this limit. Those wishing to comment on agenda items posted for action will be provided the opportunity at the time the item is heard.

Chair Rogers recognized public comment from Marvin Rochelle, who wished everyone a nice summer vacation. He commented on the importance of working together to be successful. Chair Rogers thanked Mr. Rochelle for his comments.

Chair Rogers recognized public comment from Dianne Barker, who said that MAG should ask Hank Marshall from the City of Phoenix to give his presentation on economic development. She said that she has seen the presentation and she thought it was very good. Ms. Barker stated that it is important to have a plan for economic development. She noted that exports comprise 13 percent of the US GDP, 9.2 percent of the Arizona GDP, and 9.1 percent of the Phoenix GDP. Ms. Barker stated that the potential impact is 100,000 jobs and \$20 billion in trade. She submitted a document for the record. Chair Rogers thanked Ms. Barker for her comments.

4. Executive Director's Report

Dennis Smith, MAG Executive Director, reported that the agenda for the upcoming incubator tour was at each place. Mr. Smith stated that the tour is scheduled for June 25, 2013, of the incubator businesses at the MAG region's member agencies. He noted that elected officials will greet tour attendees at the

incubator businesses located in their cities. Mr. Smith noted member agencies who would like to be added to the tour could contact the MAG office.

5. Approval of Consent Agenda

Chair Rogers noted that agenda items #5A, #5B, #5C, #5D, #5E, #5F, #5G, #5H, #5I, #5J, and #5K were on the Consent Agenda. She announced that on June 12, 2013, the MAG Management Committee recommended approval of items 5B, 5E, 5F, 5G, 5I, 5J, and 5K that were on today's Regional Council agenda.

Chair Rogers asked members if they had questions or requests to hear a Consent Agenda item individually. None were noted.

Chair Rogers recognized public comment from Dianne Barker, who commented on agenda item #5A by saying that MAG does an excellent job on the minutes. She said that John Rusinek has been coming to MAG with a pollution oriented problem and she hoped he had found a solution at the City of Phoenix. Ms. Barker stated that Pat Vint was happy because he got to say what he wanted, and Marvin Rochelle thinks MAG is great. She stated that the South Mountain bypass is in an environmental impact statement and she would like to see more people providing input and more than Phoenix is needed to solve the problem. Ms. Barker commented that arterial funds are down one-third and plans are proceeding even though there is not sufficient money. She stated that light rail does not bring in more money than buses and she added that the funding going for light rail operations in the East Valley has tripled. Ms. Barker commented that this region is on maintenance plans for carbon monoxide, ozone, and PM-10 and passed by Federal Highway Administration. She remarked that they did not listen to her objections. Chair Rogers thanked Ms. Barker for her comments.

With the conclusion of public comment period, Chair Rogers called for a motion to approve Consent Agenda items #5A, #5B, #5C, #5D, #5E, #5F, #5G, #5H, #5I, #5J, and #5K. Mayor Le Vault moved approval of the Consent Agenda. Vice Mayor Barker seconded, and the motion passed unanimously.

5A. Approval of the May 22, 2013, Meeting Minutes

The MAG Regional Council, by consent, approved the May 22, 2013, meeting minutes.

5B. Project Changes – Amendment and Administrative Modification to the FY 2011-2015 MAG Transportation Improvement Program, and to the Regional Transportation Plan 2010 Update and Amendment to the FY 2013 MAG Unified Planning Work Program and Annual Budget

The MAG Regional Council, by consent, approved amendments and administrative modifications to the fiscal year (FY) 2011-2015 MAG Transportation Improvement Program, and as appropriate, to the Regional Transportation Plan 2010 Update, and amendment to the FY 2013 MAG Unified Planning Work Program and Annual Budget to add Congestion Mitigation and Air Quality Improvement (CMAQ) 2013 funds for MAG planning. 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 25 times, most recently on May 22, 2013. Since then, there is a need to modify projects in the programs. Table D lists proposed non-Arterial Life Cycle Program project changes that require a conformity determination and were recommended for approval by the Transportation Review Committee (TRC) on April 25, 2013. Table E contains the list of proposed administrative corrections and project changes in the Highway programs that the TRC recommended for approval on May 23, 2013. Changes since the TRC recommended the listings were tinted in yellow on Table E and include new projects, financial updates, proposed project changes, and transit project changes related to the closeout of Federal America Recovery and Reinvestment Act (ARRA) funds. On June 12, 2013, the MAG Management Committee recommended approval.

5C. Arterial Life Cycle Program Status Report – December 2012 Through April 2013

The Arterial Life Cycle (ALCP) Program Status Report provides detail about the status of projects, revenues, and other relevant program information for the period between December 2012 and April 2013. This is the Program's seventeenth Status Report and the second published in FY 2013. The December 2012 through April 2013 ALCP Status Report was provided to the Transportation Review Committee on May 23, 2013, and to the MAG Management Committee on June 12, 2013, for information and discussion.

5D. Election of Officers of the Transportation Policy Committee

The MAG Regional Council, by consent, elected Mayor Jackie Meck of the Town of Buckeye as Chair and Vice Mayor Jack Sellers of the City of Chandler as Vice Chair of the Transportation Policy Committee. The adopted MAG Committee Operating Policies and Procedures provide that a Chair and Vice Chair who are duly elected members of a MAG member agency shall be elected from the members of the Transportation Policy Committee at the June Annual Regional Council meeting each year to serve one-year terms with succession of positions occurring through the ascending order of officers. The current Vice Chair, Mayor Jackie Meck from the Town of Buckeye, would succeed to the Chair position, requiring a new Vice Chair. On April 12, 2013, a memorandum was sent to Transportation Policy Committee members requesting that those interested in being Vice Chair submit a letter of interest. One letter of interest, from Vice Mayor Jack Sellers of the City of Chandler, was received.

5E. Draft Fiscal Year 2014 Arterial Life Cycle Program

The MAG Regional Council, by consent, approved (1) the Draft FY 2014 Arterial Life Cycle Program (ALCP) and (2) amendments and administrative modifications to the Regional Transportation Plan 2010 Update and to the FY 2011-2015 MAG Transportation Improvement Program, as appropriate. The Regional Transportation Plan identified 94 arterial street projects to receive funding from the regional sales tax extension and from MAG federal funds. The Arterial Life Cycle Program (ALCP) provides information for each project spanning a 20-year life cycle. Information contained in the ALCP includes project location, regional funding, fiscal year for work, type of work, status of project and the Lead Agency. As part of the ALCP Process, Lead Agencies update project information annually. MAG staff has programmed the Draft Fiscal Year (FY) 2014 ALCP based on the information provided by Lead Agencies, updated revenue streams, and direction from the Managers Working Group. The Draft FY

2014 ALCP was recommended for approval by the Transportation Review Committee on May 23, 2013. On June 12, 2013, the MAG Management Committee recommended approval.

5F. Arizona Department of Transportation Loan Program and Annual Obligation Authority Request to Loan Surface Transportation Funds

The MAG Regional Council, by consent, accepted the FY 2013 loan requests from the Central Association of Governments (CAG) and the Southeastern Arizona Governments Organization (SEAGO) with the MAG region for Surface Transportation Program (STP) funding and repayment terms in FY 2014 and FY 2015 as described in the attached memorandum and prescribed in the Arizona Department of Transportation (ADOT) loan program. ADOT has developed a loan program to assist Councils of Governments (COGs), and Metropolitan Planning Organizations (MPOs) in the state to loan STP funds that they are not able to use each year. By loaning STP funding between COGs and MPOs or with the State and implementing a loan agreement, planning agency funds are protected until their local agencies are able to utilize the STP funding. The loan program assists with reducing the risk that federal funding will be swept or lost from the region and state. Two COGs have contacted MAG programming staff and are in the process of submitting paperwork for signatures requesting MAG to enter into a loan agreement to assist them with FY 2013 STP funds that they cannot utilize this year. CAG, via the City of Maricopa, and SEAGO have requested to loan STP funds to MAG during FY 2013 and have requested repayment in FY 2014 and FY 2015. On June 12, 2013, the MAG Management Committee recommended approval.

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

The MAG Regional Council, by consent, approved the new Finding of Conformity for the FY 2011-2015 MAG Transportation Improvement Program (TIP) and Regional Transportation Plan (RTP) 2010 Update, as amended. On July 28, 2010, the MAG Regional Council approved the Fiscal Year 2011-2015 MAG TIP and RTP 2010 Update. Since that time, an amendment to the TIP and RTP 2010 Update is required for Arizona Department of Transportation projects in the Freeway Life Cycle Program and for various Arterial Life Cycle Program projects. MAG has conducted a 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 May 17, 2013, a 30-day public review period began on the conformity assessment and amendment. Comments were requested by June 19, 2013. On June 12, 2013, the MAG Management Committee recommended approval.

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 and Regional Transportation Plan 2010 Update. The amendment and administrative modification involve several projects, including various projects for the Arizona Department of Transportation, El Mirage, Glendale, Litchfield Park, Maricopa County, and Phoenix. 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. Resolution of Support for the Start By Believing Campaign

The MAG Regional Council, by consent, approved the Resolution of Support for the Start By Believing Campaign through End Violence Against Women International. Start By Believing is an international awareness campaign focusing on the public's response to sexual assault, which is a common component of domestic violence. Developed by End Violence Against Women International, the purpose of the campaign is to improve the way communities respond to sexual assault. According to the United States Department of Justice, only 40 percent of sexual assaults are reported. The goal is for communities to address sexual crimes in a way that helps to remove victims' fears of not being believed by the criminal justice system. Support of the Start By Believing campaign will increase the safety of victims of sexual assault and hold more offenders accountable. The resolution was recommended for approval by the MAG Regional Domestic Violence Council on June 6, 2013, and by the MAG Management Committee on June 12, 2013.

5J. Approval of the 2013 MAG Socioeconomic Projections for Resident Population, Housing and Employment by Municipal Planning Area and Regional Analysis Zone for July 1, 2020, 2030 and 2040

The MAG Regional Council, by consent, approved the MAG resident population, housing and employment by Municipal Planning Area (MPA) and Regional Analysis Zone (RAZ) for July 1, 2020, 2030 and 2040 and the resolution. In accordance with Executive Order 2011-04, MAG prepares sub-regional socioeconomic projections. These projections are used as input to the transportation and air quality models and County projections prepared by the Arizona Department of Administration and approved by the Regional Council in December 2012. In collaboration with member agency staff, MAG has prepared draft socioeconomic projections for population, housing, and employment for July 1, 2020, 2030, and 2040 by Municipal Planning Area and Regional Analysis Zone. All input data, methods, and assumptions used to prepare the draft projections have been reviewed by members of MAG Population Technical Advisory Committee (POPTAC) and other member agencies. Three draft sets of projections were reviewed by member agencies and revised based on input and updated data received. A resolution was also prepared. The resulting projections of population, housing and employment by Municipal Planning Area (MPA) and Regional Analysis Zone (RAZ) for July 1, 2020, 2030, and 2040 and the resolution were recommended for approval by the MAG POPTAC on May 28, 2013, and by the MAG Management Committee on June 12, 2013. The complete drafts of the MAG 2013 Socioeconomic Projections and documentation are available on the MAG website:
https://www.azmag.gov/Information_Services/Draft_2013_Socioeconomic_Projections.asp.

5K. MAG 2013 Building Code Amendments and Standards Manual

The MAG Regional Council, by consent, approved the MAG 2013 Building Code Amendments and Standards (BCAS) Manual and MAG BCAS Historical Archive as a regional model to be adopted at the discretion of individual jurisdictions. Since January 2012, the MAG Building Codes Committee has been reviewing documents related to amendments to international building codes and other building

code related standards. The reviewed documents have been compiled into the draft Building Code Amendments and Standards (BCAS) Manual. The BCAS provides a set of documents that supplements the standard building codes in order to address building issues specific to the MAG region. Adoption and use of the BCAS and the documents within it are completely optional at the discretion of the jurisdictions. Jurisdictions may adopt the BCAS in whole, or may adopt specific documents within the BCAS as they see fit. Jurisdictions may amend documents within the BCAS if desired. The BCAS will be reviewed on an ongoing basis, and as individual documents are deemed no longer current, they will be removed from the BCAS and placed in the BCAS Historical Archive. The 2013 MAG Building Code Amendments and Standards Manual and the Building Code Amendments and Standards Historical Archive were recommended for approval on May 15, 2013, by the MAG Building Codes Committee and on June 12, 2013, by the MAG Management Committee. These documents are posted on the MAG website at: https://www.azmag.gov/Information_Services/2013_Building_Code_Amendments.asp.

6. Approval of Pinal County as a New MAG Member and Issuance of a New Member Certificate

Mr. Smith stated that on May 22, 2013, the MAG Regional Council approved the Amendment to the MAG By-Laws recognizing MAG's new Metropolitan Planning Area (MPA) Boundary and providing for new members from Pinal County within the MAG MPA Boundary. He reported that on June 5, 2013, the Pinal County Board of Supervisors approved a resolution to join MAG.

Mr. Smith stated that approval from the Regional Council is requested of Pinal County, representing the unincorporated portion of Pinal County within the MAG MPA Boundary, as a new member. Mr. Smith stated that the name of Supervisor Todd House has been provided as the Pinal County representative. He noted that Supervisor House was attending a funeral in California and upon approval of membership in MAG, would be presented with his member certificate at a future Regional Council meeting.

Chair Rogers thanked Mr. Smith for his report. No questions from the Council were noted.

Mayor Lord moved approval. Mayor LeVault seconded, and the motion passed unanimously.

7. Appointment of a Member to Fill the Unexpired Portion of an At-Large Seat on the Transportation Policy Committee

Mr. Smith reported that recently, Councilman Dick Esser from the Town of Cave Creek announced he would not seek re-election to the Cave Creek Town Council, which created a vacancy on the Transportation Policy Committee (TPC) for an At-Large seat. He stated that on May 24, 2013, a memorandum was sent to Regional Council members requesting that the names of those who wish to be considered for the unexpired portion of the vacant At-Large seat be submitted to MAG. Mr. Smith noted that two letters had been received: from Mayor Tom Rankin of the Town of Florence, and from Mayor Christian Price from the City of Maricopa. He stated that the Regional Council is requested to select a city/town elected official to fill the unexpired portion of the term (June 2014).

Chair Rogers thanked Mr. Smith and asked if there were any questions.

Mayor Tibshraeny expressed his understanding that the two members who had submitted letters had a discussion and he was ready to make a motion.

Chair Rogers asked if there were any questions from the Council. None were noted.

Mayor Tibshraeny moved the appointment of Mayor Tom Rankin from the Town of Florence to fill the unexpired portion of the At-Large, two-year term (June 2014) on the Transportation Policy Committee. Vice Mayor Barker seconded, and the motion passed unanimously.

8. Election of Regional Council Officers and Executive Committee Members

Mayor Schoaf, Chair of the 2013 Nominating Committee, stated that on May 22, 2013, the MAG Nominating Committee met and made recommendations for the Executive Committee for the coming year (2013-2014). The slate nominated: Chair, Mayor Scott Smith, City of Mesa; Vice Chair, Mayor Michael LeVault, Town of Youngtown; Treasurer, Mayor W. J. "Jim" Lane, City of Scottsdale; At-Large Members, Mayor Greg Stanton, City of Phoenix; Mayor Gail Barney, Town of Queen Creek; and Mayor Lana Mook, City of El Mirage. The Past Chair, Mayor Marie Lopez Rogers from the City of Avondale, would also serve on the Executive Committee.

Chair Rogers thanked Mayor Schoaf for his report. No questions from the Council were noted.

Mayor Lord moved approval to elect the slate recommended by the 2013 Nominating Committee. Mayor Tibshraeny seconded, and the motion passed unanimously.

President Enos offered her congratulations to those elected and expressed her support for the transition.

9. Legislative Update

No report was required.

10. Request for Future Agenda Items

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

No requests were noted.

11. Comments from the Council

An opportunity was provided for Regional Council members to present a brief summary of current events. The Regional Council 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.

Chair Rogers noted that the July 31, 2013, Regional Council meeting had been cancelled and a cancellation memorandum mailed to members. She added that the next Regional Council meeting is August 21, 2013.

Adjournment

There being no further business, the meeting adjourned at 5:20 p.m.

Secretary

Chair