

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

February 25, 2015
MAG Office, Saguaro Room
Phoenix, Arizona

MEMBERS ATTENDING

Mayor Michael LeVault, Youngtown, Chair	* Mayor Rebecca Jimenez, Guadalupe
Mayor W. J. "Jim" Lane, Scottsdale, Vice Chair	* Mayor Thomas Schoaf, Litchfield Park
Vice Mayor Robin Barker, Apache Junction	# Mayor Christian Price, City of Maricopa
# Mayor Kenneth Weise, Avondale	Supervisor Denny Barney, Maricopa County
+ Mayor Jackie Meck, Buckeye	* Mayor John Giles, Mesa
Councilmember Mike Farrar, Carefree	Mayor Michael Collins, Paradise Valley
Councilmember Reginald Monachino, Cave Creek	* Mayor Cathy Carlat, Peoria
# Mayor Jay Tibshraeny, Chandler	* Mayor Greg Stanton, Phoenix
# Mayor Lana Mook, El Mirage	* Supervisor Todd House, Pinal County
* Mayor Tom Rankin, Florence	# Mayor Gail Barney, Queen Creek
* President Ruben Balderas, Fort McDowell Yavapai Nation	* President Delbert Ray, Salt River Pima-Maricopa Indian Community
Mayor Linda Kavanagh, Fountain Hills	Mayor Sharon Wolcott, Surprise
* Mayor Chuck Turner, Gila Bend	Mayor Mark Mitchell, Tempe
* Governor Stephen Roe Lewis, Gila River Indian Community	* Mayor Adolfo Gamez, Tolleson
Mayor John Lewis, Gilbert	Mayor John Cook, Wickenburg
Mayor Jerry Weiers, Glendale	Mr. Roc Arnett, Citizens Transportation Oversight Committee
* Mayor Georgia Lord, Goodyear	* Mr. Joseph La Rue, State Transportation Board
	Mr. Jack Sellers, State Transportation Board

* 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 Michael LeVault at 11:32 a.m.

2. Pledge of Allegiance

The Pledge of Allegiance was recited.

Mayor Jackie Meck joined the meeting via videoconference. Mayor Gail Barney, Mayor Lana Mook, Mayor Christian Price, Mayor Jay Tibshraeny, and Mayor Kenneth Weise joined the meeting by teleconference.

Chair LeVault presented Mayor Michael Collins of Paradise Valley with his Regional Council membership certificate.

Chair LeVault noted that the addendum to the agenda, item #13, that was previously emailed, was at each place. He announced that on February 18, 2015, the Transportation Policy Committee recommended approval of the project changes listed in Tables A, B, C, D, and E that were included in agenda items #5F and #7.

Chair LeVault noted that hearing assisted devices were available from MAG staff. Chair LeVault 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 LeVault 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 LeVault recognized public comment from Ms. Dianne Barker, who stated that she was a resident of Maricopa County. Ms. Barker stated that this region is choking on pollution. She mentioned that a traffic management system described by Bob Hazlett during a presentation would be useful in rerouting traffic when there are incidents like the recent truck accident that resulted in traffic being stalled for six miles on US-60. Ms. Barker commented on the reply on the PM-10 lawsuit. She noted that the region is in nonattainment, the EPA has abused its discretion, EPA approving revisions to Maricopa County Rule 310 in the state implementation plan. Ms. Barker stated that MAG is very specific about jurisdictions and she has spoken on all of the jurisdictions. She noted that Mr. Rusinek's issue is with Rule 310 and she wondered how Maricopa County can be effective if it cannot do the job properly on one residence. Ms. Barker requested that the working agreement, which is more than 23 years old, be on the next MAG agenda. She said that the MOU gives the purpose and addresses jurisdiction's responsibilities. Chair LeVault thanked Ms. Barker.

4. Executive Director's Report

Mr. Dennis Smith, MAG Executive Director, reported on items of interest to the MAG region. Mr. Smith stated that Dr. Michael Crow from Arizona State University spoke at the MAG Economic Development Committee meeting in February. He said that Dr. Crow spoke of educational attainment

and economic development and made the correlation between educational attainment and gross domestic product (GDP). Mr. Smith displayed a slide comparing the per capita GDP of Arizona to that of other states and said that Dr. Crow urged that more attention be paid to educational achievement.

Mr. Smith stated that Mayor Alejandro López Caballero from Hermosillo, Sonora, Mexico, spoke on accommodating businesses and bilateral trade at the MAG Economic Development Committee meeting in February. He reported that the mayor's wife was instrumental in the City of Hermosillo accommodating people with disabilities.

Mr. Smith announced that MAG had been awarded a \$200,000 grant for technology on the Interstate 10 (I-10) corridor. He said that the project will use technology to achieve safe flow in the I-10 corridor from the Santan Freeway to Loop 101, including the adjoining streets. Mr. Smith stated that MAG partners on this effort include the Federal Highway Administration, Arizona Department of Transportation, Maricopa County, Valley Metro, the Department of Public Safety, and the cities of Phoenix, Chandler, and Tempe. He noted that Sarath Joshua will be the lead MAG staff member on the project.

Mr. Smith stated that the first public meeting to gather input for the Interstate 10/Interstate 17 (The Spine) Corridor Master Plan is scheduled for that evening, February 25, 2015, at the Academia Del Pueblo Elementary School Gym at 201 E. Durango Street, Phoenix. Other opportunities for the public to express what they would like to see on the corridor will be February 26 at the Deer Valley Community Center at 2001 W. Wahalla Lane, Phoenix; and on March 4 at the Sheraton Four Points Inn (formerly Grace Inn) at 10831 S. 51st Street, Phoenix. Mr. Smith noted that all meetings will take place from 6:00 p.m. to 8:00 p.m.

Mr. Smith stated that the Record of Decision for the Loop 202/South Mountain Freeway is expected to be signed and published next month. He said that the project then moves to the Public Private Partnership vendor short list. Mr. Smith stated that the freeway is a \$1.9 billion project scheduled to break ground in 2016 and expected to be open to traffic in late 2019. He noted that lawsuits are expected to be filed after the Record of Decision is issued.

Mr. Smith stated that the Joint Planning Advisory Council meeting was held February 24, 2015, at the Francisco Grande Resort in Casa Grande. He noted that the Joint Planning Advisory Council is composed of representatives from Pima, Pinal, and Maricopa counties who meet once or twice each year to discuss joint planning. Mr. Smith stated that the focus of the meeting was on manufacturing supply chains for mining and the auto sector. Mr. Smith stated that the luncheon keynote speaker was Mr. Luis Angel Mendoza, Sr., the Purchasing Manager at Ford Motor Company in Hermosillo. Mr. Smith stated that the state wants manufacturing and mining, but the question is whether the skill sets in those trades are possessed by Arizona workers. He said that a discussion on this might be beneficial; it was reported at the meeting that recently, there were job openings at a company in Gilbert. Mr. Smith noted that 250 applicants applied for the engineering position, but only two applications for the machinist position. He added that welding fabrication is another field in which workers are needed.

Chair LeVault thanked Mr. Smith for his report.

5. Approval of Consent Agenda

Chair LeVault noted that agenda items #5A, #5B, #5C, #5D, #5E, #5F, #5G, #5H, #5I, #5J, #5K, and #5L were on the Consent Agenda.

Chair LeVault asked members if they had questions or requests to hear a presentation on any of the Consent Agenda items. None were noted. No requests for public comment were received.

Vice Mayor Robin Barker moved to approve Consent Agenda items #5A, #5B, #5C, #5D, #5E, #5F, #5G, #5H, #5I, #5J, #5K, and #5L. Mayor Linda Kavanagh seconded, and the motion passed unanimously.

5A. Approval of the January 28, 2015, Meeting Minutes

The MAG Regional Council, by consent, approved the January 28, 2015, meeting minutes.

5B. Appointment of Councilmember Jenn Daniels, Town of Gilbert, to Serve as One of the Seven Largest Cities/Towns Elected Officials on the Transportation Policy Committee

The MAG Regional Council, by consent, appointed Councilmember Jenn Daniels, Town of Gilbert, as the one of the seven largest cities/towns elected officials on the Transportation Policy Committee. The composition of the Transportation Policy Committee (TPC), established by the Regional Council on April 24, 2002, includes elected officials from the seven largest cities/towns, which includes the Town of Gilbert. MAG recently received a letter from Mayor John Lewis, Town of Gilbert, requesting that Councilmember Jenn Daniels be appointed as the Town of Gilbert representative on the TPC. The appointment of Councilmember Jenn Daniels to the TPC by the Regional Council as one of the seven largest cities/towns elected officials was requested.

5C. MAG Federally Funded, Locally Sponsored Project Development Status Report

The MAG Regional Council, by consent, accepted the MAG Federally Funded, Locally Sponsored Project Development Status Report. The MAG Federal Fund Programming Guidelines and Procedures, approved by the MAG Regional Council on October 26, 2011, outline the requirements for local agencies to submit information on the development and status of their federally funded projects that is incorporated into the Project Development Status Report. The Project Development Status Report focuses on projects funded with sub-allocated Federal Highway Administration funds (Congestion Mitigation and Air Quality, Highway Safety Improvement Program, regionwide Transportation Alternatives, and Pinal County Surface Transportation Program). These projects are programmed to obligate in Federal Fiscal Year (FFY) 2015 (Tier 1 of the TIP process), 2016, and 2017. Table B lists the individual detail of project change line item listings for the requested amendments and modifications to the FY 2014-2018 MAG Transportation Improvement Program and the 2035 Regional Transportation Plan. Table B was considered under a separate agenda item. Information for Tier 2 and Tier 3 of the TIP process (Federal Fund Closeout), is also addressed in a separate agenda item. The Status Report was recommended for acceptance on January 29, 2015, by the MAG Transportation Review Committee and on February 11, 2015, by the MAG Management Committee.

5D. Information Update–Revisions to the National Highway System and Principal Arterial Network in the MAG Region

The National Highway System consists of roadways important to the nation’s economy, defense, and mobility, such as Interstates, the Eisenhower Interstate System of highways, other principal arterials, the Strategic Highway Network, major strategic highway network connectors, and intermodal connectors. Congress automatically added 60,000 miles of roadways that were classified as principal arterials to the National Highway System (NHS) with the enactment of Moving Ahead for Progress in the 21st Century Act (MAP-21) in 2012. In Maricopa County, this added approximately 817 centerline miles of member agency owned roadways to the NHS. During FY 2013 and FY 2014, the Arizona Department of Transportation (ADOT) and MAG reviewed and evaluated the functional classification of the principal arterial roadway system, and those facilities included in the National Highway System. On August 27, 2014, the MAG Regional Council approved changing approximately 642 miles of roadway classifications in the MAG region. The Arizona Department of Transportation submitted the MAG requested changes to the Federal Highway Administration. On December 22, 2014, the Federal Highway Administration approved the requested modifications to the functional classification for the Principal and Minor Arterial network and of the modifications in the National Highway System in the MAG region. This item is included to inform member agencies that the requested changes to the functional classification and modifications to the NHS have been approved by Federal Highway Administration and the effective date of changes is December 22, 2014.

5E. Pinal County Surface Transportation Program Programming and Evaluation Policy

The MAG Regional Council, by consent, approved the Pinal County Surface Transportation Program into the MAG Federal Fund Programming Guidelines. On May 9, 2013, Governor Brewer approved the MAG metropolitan planning area boundary expansion into Pinal County. The new boundaries include the Town of Florence, City of Maricopa, portions of Pinal County, and the balance of the City of Apache Junction, Gila River Indian Community, and Town of Queen Creek. With the addition of this area into MAG came an increase in sub-allocation of federal Surface Transportation Program (STP) funds, which are distributed based on population and do not impact the fiscal balance of other programs. MAG is responsible for programming these funds. A working group comprising city, county, town, and tribal managers was tasked with generating regional goals and evaluative criteria to program the sub-allocated STP funds. The goals and evaluative criteria developed by the working group for technical review are included. The Pinal County Surface Transportation Program was recommended by the MAG Transportation Review Committee on January 29, 2015, and by the MAG Management Committee on February 11, 2015.

5F. Project Changes - Amendment and Administrative Modification to the FY 2014-2018 MAG Transportation Improvement Program, FY 2015 Arterial Life Cycle Program, and as appropriate to the 2035 Regional Transportation Plan, and to the FY 2015 MAG Unified Planning Work Program

The MAG Regional Council, by consent, approved amendments and administrative modifications included in Tables A, B, C, and D to the FY 2014-2018 MAG Transportation Improvement Program, FY 2015 Arterial Life Cycle Program, and as appropriate, to the 2035 Regional Transportation Plan and FY 2015 MAG Unified Planning Work Program. The Fiscal Year (FY) 2014-2018 MAG Transportation

Improvement Program (TIP) and 2035 Regional Transportation Plan (RTP) were approved by the MAG Regional Council on January 29, 2014, and have been modified seven times with the last modification approved on January 28, 2015. Since then, there is a need to make project changes. Member agency requests and general administrative modifications are also included. Non-Arterial Life Cycle Program project changes are included in Table A. Results from the MAG Federally Funded, Locally Sponsored Project Development Status Report are included in Table B. Arterial Life Cycle Program project changes are included in Tables C and D. The project changes were recommended for approval on January 29, 2015, by the MAG Transportation Review Committee, on February 11, 2015, by the MAG Management Committee, and on February 18, 2015, by the Transportation Policy Committee.

5G. Status of Remaining MAG Approved PM-10 Certified Street Sweeper Projects That Have Not Requested Reimbursement

A status report is being provided on the remaining PM-10 certified street sweeper projects that have received approval, but have not requested reimbursement. To address new Federal Highway Administration procedures to minimize inactive obligations and to assist MAG in reducing the amount of obligated federal funds carried forward in the MAG Unified Planning Work Program and Annual Budget, we are requesting that street sweeper projects for FY 2014 CMAQ funding be purchased and reimbursement requests be submitted to MAG by March 26, 2015.

5H. Conformity Consultation

The Maricopa Association of Governments is conducting consultation on a conformity assessment for an amendment and administrative modification to the FY 2014-2018 MAG Transportation Improvement Program and 2035 Regional Transportation Plan. The amendment and administrative modification involve several projects, including Arizona Department of Transportation and Arterial Life Cycle Program 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. Appointment of the MAG Economic Development Committee Maricopa County Member Position

The MAG Regional Council, by consent, appointed Supervisor Andrew Kunasek as the Maricopa County representative on the MAG Economic Development Committee. On October 27, 2010, the MAG Regional Council approved the composition of the MAG Economic Development Committee (EDC). The composition includes 18 MAG member agency positions that have one-year terms with possible reappointment by recommendation of the Executive Committee and approval of the MAG Regional Council. On January 8, 2015, a letter was received from the Maricopa County Board of Supervisors Chairman recommending Supervisor Andrew Kunasek, serve as the Maricopa County representative on the EDC. On February 17, 2015, the Executive Committee recommended approval of Supervisor Andrew Kunasek as the Maricopa County EDC representative.

5J. Approval of the MAG Solar Ready Construction and Solar Installation Checklists

The MAG Regional Council, by consent, approved the Solar-Ready Single-Family Residential Construction Checklist and the Solar Inspection Checklist for Single-Family Residences into the MAG Building Code Amendments and Standards Manual. As part of the MAG Solar Ready II project, the MAG Building Codes Committee and Solar Ready Stakeholder Group have completed work on two documents that can be used to make residential solar installations safer and faster. The Solar-Ready Single-Family Residential Construction Checklist is an optional checklist that homebuilders can use if they build solar-ready houses, which are designed to ease the installation of solar panels at a later date. The Solar Inspection Checklist for Single-Family Residences is a checklist that solar installers can use to help avoid the most common errors found during residential solar inspections. Both checklists are optional to use and will be available at member agency building departments. Both checklists were recommended for approval on January 21, 2015, by the MAG Building Codes Committee and on February 11, 2015, by the MAG Management Committee.

5K. Social Services Block Grant Allocation Recommendations

The MAG Regional Council, by consent, approved forwarding the Social Services Block Grant (SSBG) allocation recommendations for FY 2016 to the Arizona Department of Economic Security. Through a partnership with the Arizona Department of Economic Security (DES), the MAG Human Services Coordinating Committee (HSCC) prioritizes services to receive funding with locally planned Social Services Block Grant (SSBG) dollars. Services funded by SSBG assist the most vulnerable people in the region, including four target groups of Older Adults; People with Disabilities; People with Developmental Disabilities; and Adults, Families, and Children. Each year, HSCC conducts a service ranking exercise to determine a prioritized listing of services to assist people in these four target groups. The service ranking exercise was conducted in December 2014 and the draft results were released for public comment in January 2015. The results reflect the prioritized listing of services as determined by the service ranking exercise completed by members of the MAG Human Services Coordinating Committee and MAG Human Services Technical Committee. The draft allocations were recommended for approval by the MAG Human Services Technical Committee on January 8, 2015, by the HSCC on January 28, 2015, and by the MAG Management Committee on February 11, 2015.

5L. Technical Correction to Approve Continuing the Current Compensation and Benefits of the Executive Director

The MAG Regional Council, by consent, ratified the action by the Regional Council Executive Committee to continue the current compensation and benefits of the MAG Executive Director. At the January Regional Council Executive Committee and Regional Council meetings, action was taken to continue the current compensation and benefits for the MAG Executive Director. Due to a drafting error on the January Regional Council Executive Committee agenda, the Executive Committee took action at its next meeting (February 17, 2015), to approve continuing the existing compensation and benefits for the Executive Director.

6. Reducing Violence Through Data and Collaborations

Amy St. Peter, MAG staff, expressed appreciation to the Regional Council for efforts to increase collaboration and reduce domestic violence. Ms. St. Peter also expressed her appreciation to Vice Mayor Robin Barker for serving as the Vice Chair of the Domestic Violence Council. She stated that member agency staff are active in the Domestic Violence Protocol Evaluation Project and she extended her appreciation to the Governor's Office for funding for the program. Ms. St. Peter stated that the project is looking at opportunities to hold more abusers accountable by improving communication and sharing data. She introduced the Honorable Bill Montgomery, Maricopa County Attorney, and Mr. J.R. Blackburn, Jr., the Executive Director of the Arizona Criminal Justice Commission. Ms. St. Peter noted that both agencies are partners in the Domestic Violence Protocol Evaluation Project.

County Attorney Montgomery stated that he was at the meeting in his capacity as Chair of the Arizona Criminal Justice Commission and as County Attorney on the shared mission with all jurisdictions to provide public safety. County Attorney Montgomery stated that his report would underscore the importance of timely, accurate, and complete data, particularly in holding accountable domestic violence abusers and how the data are used by law enforcement and the courts.

County Attorney Montgomery stated that almost 25 percent of domestic violence arrest cases in Maricopa County and 29 percent in Arizona in 2013 did not have a disposition of what happened with the case. He explained that case disposition is very important because Arizona needs to report certain information to the National Instant Criminal Background Check System, which allows those who have a right to purchase a firearm to do so and disallow purchases to those who have a criminal background. County Attorney Montgomery stated that previous arrest information is also important to patrol officers, particularly when arriving at a domestic violence call; it sets the scene for the officer's safety assessment. He stated that this type of information helps the courts and prosecutors decide how best to address an offender, what charges to file, and the punishment to seek.

County Attorney Montgomery stated that all law enforcement agencies are required under Arizona state law to provide fingerprints and arrest information for all felony arrests and misdemeanor arrests for driving under the influence, domestic violence, and sex offenses to the Arizona Computerized Criminal History Record System, which is fed into the National Instant Criminal Background Check System. County Attorney Montgomery stated that they could be dealing with repeat offenders and not realize it if case information, such as fingerprints, is not available. He noted that offenders have been released due to missing information. County Attorney Montgomery stated that they want to improve this process because more accurate data will result in a more focused effort, from prevention to offender accountability.

Mr. Blackburn noted that a third misdemeanor domestic violence offense will be filed as a felony, but if a previous disposition does not show up on a record, the person would be charged with a misdemeanor, not a felony. Mr. Blackburn remarked that the courts and law enforcement are doing great things. He stated that resources are tight, but obtaining complete information is vital. Mr. Blackburn noted an upcoming meeting with police chiefs statewide to discuss fingerprinting issues.

Mr. Blackburn stated that fingerprinting is not the only issue; a case can be filed, but if there is no arrest record entered, there is no disposition. He said that another issue is charges that are changed. Mr. Blackburn remarked that getting fingerprints is vital and he mentioned how Judge Finn from the City of Glendale located an under-utilized fingerprint machine and brought it into the courtroom to ensure that fingerprints would be taken and a record generated.

Chair LeVault thanked County Attorney Montgomery and Mr. Blackburn for their presentation. He asked members if they had questions.

Mayor Linda Kavanagh asked if there was a current bill in the Legislature regarding information sharing on arrests between states. Mr. Blackburn replied that people assume that the federal criminal record system is superior to state record systems, when actually, the state records comprise the federal records. He stated that each state is looking for improvements so the National Instant Criminal Background Check System will be more robust. Mr. Blackburn stated that Arizona is leveraging the National Instant Criminal Background Check System to improve the national system and Arizona's system and he added that is where the federal government is dedicating funding.

Mayor Sharon Wolcott asked if there were issues or barriers in state law regarding sharing of this type of information between state agencies. She noted that sometimes the issue can be privacy concerns.

Mr. Blackburn replied that there are systemic problems that are not allowing sharing of information with law enforcement through DPS and they are working on making improvements. Mr. Blackburn stated that there are privacy concerns with such things as HIPAA and mental health, which they do not deal with, but those at the level of County Attorney Montgomery work on sharing that information. He said they are working on building systems that will allow them to share information.

County Attorney Montgomery stated that there are no statutory or legal barriers to law enforcement agencies sharing data within Arizona. He noted that they do not have a coordinated data information sharing network among law enforcement agencies. County Attorney Montgomery stated that accessing criminal information is reliant upon various jurisdictions, such as the arresting officer or the prosecutor, uploading information to the criminal history database for Arizona and an agency then running a query. He said there is no impediment beyond that. County Attorney Montgomery stated that when data are not timely provided an offender could have been convicted in another county but another jurisdiction might not be aware. He stated that the creation of the Office of Child Welfare and Investigation was a great improvement for CPS and DPS. County Attorney Montgomery noted that CPS (now DCS) in the past did not have the authority to query the data, there is now an entity in DCS that does have the authority.

Councilmember Michael Farrar asked the root cause of those arrests with no final disposition and how can communities help strengthen the process.

County Attorney Montgomery replied that just one step in the process is not the issue, but rather a result of cumulative errors. He said from the first phase (fingerprinting), the prosecutors and then the courts have a responsibility to enter their information into the database in a timely and accurate fashion. County Attorney Montgomery stated that at each step of the process they are relying on a human being,

not an automated system, to enter the information,. Due to this, processes, supervision, and quality control need to be applied at all steps along the way. County Attorney Montgomery added that entities need a commitment to emphasize the importance of timely and accurate information.

Chair LeVault asked if there was a national model for making their systems more reliable. Mr. Blackburn replied that one state, he thought was either Michigan and Minnesota, spent approximately \$32 million to build a statewide system. Mr. Blackburn stated that in Arizona, each agency, each court system, has its own individual system. He stated that past research indicated \$32 million for a statewide system and \$22 million to implement it. Mr. Blackburn remarked that there is hesitation by jurisdictions to scrap the systems they built.

County Attorney Montgomery noted that interoperability of the record systems is important to consider as changes are made and new record systems implemented.

Chair LeVault remarked that domestic violence is a scourge on all communities and MAG is doing important work to mitigate it. He added that domestic violence calls are among the most dangerous calls for law enforcement officers. Chair LeVault stated that the communities around the table are willing to help with common sense ideas to make the system more responsive.

Mayor John Cook asked for clarification that all police chiefs in the region had been sent the announcement for the police chiefs' meeting. Mr. Blackburn replied that the meeting announcement had been sent through several different venues, including the Arizona Association Chiefs of Police. He noted that the meeting will take place at the City of Surprise and he added that the Wickenburg Police Chief is quite active in law enforcement organizations.

Mr. Smith stated that one of the problems was cities using old technology, such as facsimile machines, and records are sometimes lost. He stated that he heard that the Justices of the Peace in Maricopa County were moving toward an automated system, however, it appears the municipal courts are on different systems. Mr. Smith suggested a meeting of the municipalities to find out if there was an option for them to dovetail with the Justices of the Peace.

Mayor Michael Collins stated that the Town of Paradise Valley recently invested considerable funds on technology upgrades for its public safety station and vehicles. He indicated that the Town has reached out to DPS numerous times to integrate its data with the Town's public safety program, but to no avail. Mayor Collins asked if the County Attorney's office could assist.

Mr. Blackburn noted that DPS has a new Director, Frank Milstead, who previously was Police Chief at the City of Mesa. He stated that he himself had worked at the Mesa Police Department with Director Milstead, whom he described as very supportive of these types of issues. Mr. Blackburn remarked that some of the technology used by DPS is almost dial-up speed and it is difficult for them if they do not have the money. He stated that Director Milstead is a member of the Commission and he looked forward to having a beneficial conversation with him.

County Attorney Montgomery reported that last year, the Legislature authorized different agencies that participate in Coplink, which provides for information sharing. He stated that there is no cost for

agencies to participate, but they need to add technology and infrastructure, which can cost an average of \$25,000. County Attorney Montgomery stated that a bill was introduced this legislative session to create a new division that would be responsible for managing the statewide data information sharing network. He noted that this does entail a cost and no funds are available. County Attorney Montgomery stated that there is a current conversation on how to proceed at the appropriate time. He indicated that under state statute, DPS has the responsibility to coordinate with and support local law enforcement. County Attorney Montgomery stated that currently, the Joint Powers Executive Committee (composed of agencies that participate in Coplink) is the only entity in Arizona that can request grant money and help additional agencies to get on board with data information sharing. He indicated this could continue for a few more years unless or until DPS gets funding to take over that responsibility. County Attorney Montgomery stated that a number of technology improvement projects are currently underway to keep them up to date. He added that there will be a cost on top of that to fulfill the coordinating function. County Attorney Montgomery stated that the gap between the identified problem and the solution is great. He said that he participates in an information sharing network and 50 sworn officers serve his office.

Vice Chair Jim Lane asked how a statewide database fits in with Fusion.

County Attorney Montgomery stated that Fusion Centers function as places where agencies co-locate to share information and to develop a joint approach on addressing specific criminal problems, although the information is mostly at an investigatory stage. He stated that it would be incorporated into a data sharing network. County Attorney Montgomery further explained that the two systems might help each other information-wise, but they are not linked in that regard.

Chair LeVault thanked County Attorney Montgomery and Mr. Blackburn for attending the meeting.

7. Federal Fiscal Year 2015 Sub-allocated Federal Highway Administration Funds and Funding Levels for Tier 3 Programming – Amendment and Administrative Modification to the FY 2014-2018 MAG Transportation Improvement Program, 2035 Regional Transportation Plan, and to the 2015 Unified Planning Work Program

Ms. Teri Kennedy, MAG staff, reported on the closeout of federal fiscal year (FFY) 2015 funding. She stated that the purpose of closeout is to ensure all Federal Highway Administration sub-allocated funds are obligated each year or they will be lost. Ms. Kennedy stated that closeout funding is not guaranteed.

Ms. Kennedy reported that MAG staff reviewed the ADOT ledger for the MAG region and the TIP listed projects, and located approximately \$6.3 million available for closeout in FFY 2015. She said that MAG issued a notice to submit requests for closeout on December 10, 2014, with a due date of January 14, 2015. Ms. Kennedy stated that more than \$15.6 million in project requests were received for the \$6.3 million in closeout funds.

Ms. Kennedy stated that MAP-21 is under a Continuing Resolution through May 2015, and the assumption is that Congress will provide an additional Continuing Resolution for the full year. She explained that staff used FFY 2014 funding levels for the FFY 2015 closeout model. Ms. Kennedy stated that ADOT estimates \$4 million for final vouchers and cost savings. She indicated that staff

included an additional \$1.3 million in options developed. Ms. Kennedy stated that this amount is subject to substantial change. She added that over the past three years, the MAG region has realized \$8 million each year from final vouchers and cost savings. Ms. Kennedy stated that all projects receiving FFY 2015 closeout funding must submit their project initiation information at ADOT prior to June 1, 2015.

Ms. Kennedy stated that the MAG Transportation Review Committee and MAG Management Committee reviewed four options and recommended approval of Option 4A. She explained that no project advancements were submitted for Option 4A. Ms. Kennedy noted that Option 4A includes funding for 3.7 sweepers (Surprise #3 that was partially funded under Regional Council action on January 28, 2015, Surprise #4, Pinal County #1, and Buckeye). She stated that Option 4A includes funding to cover updated engineering cost estimates or bid returns for current year projects (\$600,000 cap per project and \$800,000 cap per agency). Ms. Kennedy stated that additional funding also was included to cover ADOT awarded current year projects based on bid returns. She indicated that Option 4A would fund design for future Transportation Alternatives or Safe Routes to School projects, and contingency funding of the last seven sweepers for the City of Maricopa #1 and #2, Chandler #2, Scottsdale, Chandler #1, and Pinal County #2 and #3 if additional funding is available prior to June 1.

Ms. Kennedy stated that the requested action was to approve proceeding with Option 4A and of the necessary amendments and administrative modifications to the FY 2014-2018 MAG Transportation Improvement Program included in Table E, and as appropriate, to the 2035 Regional Transportation Plan and 2015 Unified Planning Work Program.

Chair LeVault thanked Ms. Kennedy for her report and asked if there were questions.

Mr. Smith noted that in past years closeout helped to fund all of the requests for street sweepers. Ms. Kennedy added that a call for projects will be issued in August for projects not receiving funding currently. She added that MAG has been very successful for the last two years with closeout and has not lost any federal funding.

With no further questions, Vice Chair Jim Lane moved, Mayor John Lewis seconded, and the motion passed unanimously.

8. Regional Community Network Update

Audrey Skidmore, MAG staff, reported that the Regional Community Network (RCN) is a fiber optic “private Internet” created from agency-owned fiber that helps cities and towns with operations ranging from traffic control to police and fire calls. She noted that MAG staff would be providing an update on the status of the network, opportunities for expansion and no-cost service additions approved through the committee process to maximize the use of this infrastructure and improve government operations through the efficient use of resources.

Ms. Skidmore stated that the RCN started out as a study in 2003 that was concerned with the amount of fiber member agency IT and ITS departments were laying and looking for ways to best use that investment. Ms. Skidmore stated that one of the primary recommendations of the study was to create a private fiber network connecting MAG member agencies to support the sharing of traffic cameras and

videoconferencing. The goal was to “bridge the gaps” in fiber infrastructure between the agencies and create a dependable network. Even in these early stages, there was hope the network would be used for more and they were assured that other public uses would be acceptable as long as the primary transportation use was respected.

Ms. Skidmore reported that in 2008, using \$1.6 million in previously dedicated funding, the first phase of the network became a reality with ADOT overseeing the construction and participating agencies dedicating two and sometimes more fibers to the project. Construction was complete on this phase in 2010 and control of the network was passed to MAG. Since that time, the RCN has been able to expand as additional agencies add fiber paths. Ms. Skidmore stated that currently, RCN participants represent almost 79 percent of the region’s population and 11 of the 16 Traffic Management Centers. She displayed a graphic that shows the existing reach and plans for the immediate future. Ms. Skidmore stated that the goal remains to eventually connect all of the member agencies. It also shows how the agencies are interconnected so that even if there is a fiber break, most of the agencies will still be able to communicate. Ms. Skidmore noted that Queen Creek is currently not connected, but will be connected as currently planned fiber becomes available.

Mr. Ryan Gish, MAG staff, provided a list of what this project is providing to the member agencies. He said that the traffic camera sharing is the primary goal of the network and one of the most heavily used functions. In support of this use and at the request of the agencies, MAG is supporting a pilot project using new camera sharing software that eases the sharing of cameras between agencies. Mr. Gish stated that he also visits the agencies to assist in the troubleshooting and repair of various ITS related infrastructure.

Mr. Gish stated that the second biggest use is support for 9-1-1 communications. The RCN provides a diverse additional fiber path into many of the region's Public Safety Answering Points. Mr. Gish stated that additional paths are critical in an emergency and in at least one location, the RCN was the only available secondary provider. This path is available to the 9-1-1 system at no additional cost.

Mr. Gish stated that in April 2009, the Regional Council approved a number of processes that allowed the MAG Technology Advisory Group and the MAG Intelligent Transportation Systems Committee to jointly oversee the network. In particular, these two committees can jointly approve the use of the network for additional purposes beyond the original videoconferencing and traffic camera sharing. Mr. Gish stated that these committees have taken action to do just that on several occasions.

Mr. Gish stated that the most recent addition was approved very quickly by a unanimous vote at a joint meeting of both committees in January. This action allowed the RCN to support the Multi Agency Coordination Center for the Super Bowl, Pro Bowl and Waste Management Open. The center was able to view cameras from across the Valley using the RCN to help with incident management.

Mr. Gish stated that staff is often asked when additional agencies will be added to the network. He said they are always looking for opportunities to identify and bridge the existing gaps. For example, working with Avondale and Goodyear, they were able to get a small addition to an ADOT Freeway Management System project that will add them to the network by 2016. Mr. Gish stated that they are also planning to try to connect one or more agencies via wireless as a stopgap while they wait for more fiber

opportunities. Mr. Gish stated that they are collecting information on existing and planned fiber from member agencies in hopes of finding more locations where limited investment will help the most. Mr. Gish stated that this information is sensitive and is not being distributed beyond the agencies. He said that the goal is to eventually connect all the agencies in a way that really capitalizes on existing and planned infrastructure spending. Mr. Gish stated that the RCN is providing a functional, secure network that supports a variety of transportation and public safety needs by using existing investments as efficiently as possible.

Chair LeVault asked if RCN was part of the network that accommodates cameras at the ADOT Traffic Operations Center. Mr. Gish replied yes, RCN is one of the ways that traffic operations cameras can be shared throughout the Valley.

Mr. Smith noted that Mr. Gish has the technical expertise, puts on a hard hat and climbs into manholes to splice the fiber. He expressed his appreciation to Maricopa County for lending its splicing machine to MAG. Mr. Smith added that the passion behind the project from the beginning has been Ms. Skidmore. He stated that the only way the RCN could be accomplished is through the great cooperation with member agency IT departments. Mr. Smith explained how RCN is an example of utilizing a federal investment in many different ways for the benefit of the residents. He noted that the redundancy for 9-1-1 through the RCN is very important.

9. Development of the FY 2016 MAG Unified Planning Work Program and Annual Budget

Ms. Becky Kimbrough, MAG staff, reported that each January, staff begins to develop the MAG Unified Planning Work Program and Annual Budget. She noted that the Work Program is presented incrementally each month to MAG committees. Ms. Kimbrough stated that this month, the agenda material includes new projects, the draft dues and assessments, and the budget timeline. She noted that the dues and assessments were lower this year due to the decrease in the 2014 Consumer Price Index to 1.62 percent from 2.07 percent.

Ms. Kimbrough stated that the MAG Work Program is reviewed each year by the federal agencies in the spring. She announced that the meeting this year will take place on March 17, 2015. Ms. Kimbrough stated that MAG's federal and local partners attend the meeting. She noted that MAG's budget is lower than last year, and a number of projects is anticipated to extend into FY 2016.

Chair LeVault thanked Ms. Kimbrough for her report.

Mr. Smith noted that the final approval of the Work Program by the MAG Regional Council is anticipated for May 2015. He added that there are months until then to answer any questions members might have.

No questions from the Council were noted.

10. Legislative Update

Nathan Pryor, MAG staff, provided an update on legislative issues of interest. He noted that House Bill 1274 is the ADOT Omnibus bill and is sponsored by Senator Worsley. Mr. Pryor stated that one of the bill's provisions would transfer staff support of the Citizens Transportation Oversight Team (CTOC) from ADOT to MAG. Mr. Pryor stated that CTOC was created through legislation to provide citizen input and oversight of the MAG Regional Transportation Plan.

Mr. Pryor reported that the state performance audit in 2011 recommended that MAG provide staff support of CTOC. On December 13, 2011, MAG responded in agreement to the auditor, and on June 25, 2012, CTOC responded they were not in favor of the audit's recommendation. Mr. Pryor reported that staff discussed the provision with Senator Worsley and it was noted that since the MAG letter to the auditor, CTOC indicated it did not favor moving staff support to MAG. In addition, MAG staff discussed CTOC's opposition to staff support by MAG and to not include it in the bill.

Mr. Pryor stated that MAG staff reported to the Transportation Policy Committee regarding CTOC's opposition to being staffed by MAG and that leaving staff support at ADOT would be preferable. He reported that Senator Worsley indicated he would propose an amendment to remove the provision. Mr. Pryor added that Mr. Roc Arnett, Chair of CTOC, contacted Senator Worsley and requested that the provision be removed from the bill.

Mr. Pryor stated that an amendment to remove the provision was proposed this week by Senator Worsley. Discussion noted MAG's earlier agreement to staff CTOC, however, CTOC's opposition was not noted. Mr. Pryor stated that the amendment was defeated and the provision for MAG to provide staff support to CTOC remains. He added that the bill passed a third read on February 24 and is now headed to the House of Representatives. Mr. Pryor stated that staff will continue to monitor this bill as it moves through the House.

Mr. Smith stated that the purpose of CTOC is to have oversight of the MAG Regional Transportation Plan. It does not make sense for MAG to staff CTOC, which means that MAG will be staffing the body who reviews MAG. Mr. Smith stated that staff will make the issue known as it moves through the House.

Chair LeVault asked for clarification if the bill passed MAG would be providing oversight over itself. Mr. Smith replied yes.

13. Update on the Arizona Center for Law in the Public Interest Lawsuit on the MAG 2012 Five Percent Plan for PM-10

This agenda item was taken out of order.

Ms. Lindy Bauer reported that on February 13, 2015, the Arizona Center for Law in the Public Interest submitted a reply brief in the lawsuit filed by the Center to challenge the Environmental Protection Agency (EPA) approval of the MAG 2012 Five Percent Plan for PM-10. She noted that the reply brief

is in response to the EPA brief, the Arizona Department of Environmental Quality brief, and MAG brief submitted in December 2014.

Ms. Bauer stated that the issues expressed by the Center remain the same: with exceptional events, the best available control measures, most stringent measures, contingency measures, and control measures outside the nonattainment area.

Ms. Bauer stated that EPA staff indicated that the Department of Justice thinks the case will not be heard until early 2016. She added that the MAG Washington, D. C., legal counsel is looking into this timeframe as well.

Chair LeVault thanked Ms. Bauer for her report. No questions were noted.

11. 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 will be requested.

No requests were noted.

12. Comments from the Council

An opportunity will be 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 LeVault introduced his guest at the meeting, Youngtown Councilmember June Miller.

Mayor John Cook informed Vice Chair Lane that the Town of Wickenburg has the largest spurs in the United States.

Adjournment

There being no further business, the meeting adjourned at 12:40 p.m.

Chair

Secretary