

July 18, 2006

TO: Members of the MAG Regional Council

FROM: Mayor James M. Cavanaugh, Goodyear, Chair

SUBJECT: MEETING NOTIFICATION AND TRANSMITTAL OF TENTATIVE AGENDA

Meeting - 5:00 p.m.

Wednesday, July 26, 2006

MAG Office, Suite 200 - Saguaro Room

302 North 1st Avenue, Phoenix

Dinner - 6:30 p.m.

MAG Office, Suite 200

The next Regional Council meeting will be held at the MAG offices at the time and place noted above. Members of the Regional Council may attend either in person, by videoconference or by telephone conference call. Members who wish to remove any items from the Consent Agenda are requested to contact the MAG office. MAG will host a dinner/reception for the Regional Council members following the meeting in the MAG Cholla Room on the 2nd floor. Supporting information is enclosed for your review.

Please park in the garage under the Compass Bank Building. Parking places will be reserved for Regional Council members on the first and second levels of the garage. Bring your ticket to the meeting, parking will be validated. For those using transit, the Regional Public Transportation Authority will provide transit tickets for your trip. For those using bicycles, please lock your bicycle in the bike rack in the garage.

Pursuant to Title II of the Americans with Disabilities Act (ADA), MAG does not discriminate on the basis of disability in admissions to or participation in its public meetings. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting the MAG office. Requests should be made as early as possible to allow time to arrange the accommodation.

If you have any questions, please call the MAG office.

**MAG REGIONAL COUNCIL
TENTATIVE AGENDA
July 26, 2006**

	<u>COUNCIL ACTION REQUESTED</u>
1. <u>Call to Order</u>	
2. <u>Pledge of Allegiance</u>	
3. <u>Call to the Audience</u> An opportunity will be provided to members of the public to address the Regional Council 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 will be requested not to exceed a three minute time period for their comments. A total of 15 minutes will be provided for the Call to the Audience agenda item, unless the Regional Council requests an exception to this limit. Please note that those wishing to comment on agenda items posted for action will be provided the opportunity at the time the item is heard.	3. Information.
4. <u>Executive Director's Report</u> The MAG Executive Director will provide a report to the Regional Council on activities of general interest.	4. Information and discussion.
5. <u>Approval of Consent Agenda</u> Council members may request that an item be removed from the consent agenda. Prior to action on the consent agenda, members of the audience will be provided an opportunity to comment on consent items. Consent items are marked with an asterisk (*).	5. Approval of the Consent Agenda.

ITEMS PROPOSED FOR CONSENT*

MINUTES

*5A. <u>Approval of the June 28, 2006 Meeting Minutes</u>	5A. Review and approval of the June 28, 2006 meeting minutes.
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TRANSPORTATION ITEMS

*5B. FY 2008-2012 MAG Transportation Improvement Program Guidance Report

MAG is starting the process to develop the FY 2008-2012 Transportation Improvement Program. This TIP is tentatively targeted for approval in July 2007. The first step in the TIP process is the distribution of the TIP Guidance Report (TGR), which has been developed to act as a guide to decision makers to facilitate programming of transportation projects in the region. Most of the technical information provided by the regional management systems on safety, bridge conditions, transit vehicle needs, intermodal projects, and congestion levels has been updated where appropriate. Information is also provided on air quality conditions, Title VI and Environmental Justice factors and congestion management strategies. The TGR also contains the application forms for MAG Federal funds and represents the formal request for projects for addition to the FY 2008-2012 MAG TIP. The MAG Transportation Review Committee has reviewed the TGR. The MAG Management Committee recommended acceptance. This item is on the July 19, 2006 Transportation Policy Committee agenda. An update will be provided on action taken by the Committee. Please refer to the enclosed material.

*5C. Federal Fiscal Year 2006 MAG Federal Funds Final Closeout and Amendment/Adjustments to the FY 2006-2010 MAG Transportation Improvement Program

On April 26, 2006, the MAG Regional Council approved the deferral of 19 projects, totaling almost \$11.2 million, from FFY 2006 to 2007 and, on June 28, 2006, the Regional Council approved the deferral of two more projects for a combined total of \$12.1 million. At the same meeting, the Council approved a list of projects to utilize the funds available and two further contingency projects, totaling \$1.3 million for any additional, supplemental or redistributed Obligation Authority (OA) that may become

5B. Acceptance of the FY 2008-2012 MAG TIP Guidance Report.

5C. Approval of the final closeout of Federal FY 2006, and approval of amending/adjusting the FY 2006-2010 MAG TIP to allow the projects to proceed.

available. Since that time, one additional project, totaling \$800,000 has requested to be deferred, which effectively reduced the list of contingency projects to only \$500,000. The MAG Transportation Review Committee and the MAG Management Committee recommended an additional list of projects for any further additional, supplemental or redistributed OA that may become available during the remaining months of the federal fiscal year. This item is on the July 19, 2006 Transportation Policy Committee agenda. An update will be provided on action taken by the Committee. Please refer to the enclosed material.

*5D. Consultant Selection for the Litter Prevention and Education Program for the Regional Freeway System in the MAG Region

On June 21, 2006, the Transportation Policy Committee (TPC) approved the proposed tasks outlined in the Request for Proposals (RFP) for a Litter Prevention and Education Program for the Regional Freeway System in the MAG Region. Four responses to the RFP were received and three consultants were called in for follow up interviews. The multi-agency review panel recommended to MAG the selection of RIESTER to design and implement the Litter Prevention and Education Program. The recommended \$600,000 in funding includes \$500,000 in funds set aside in the FY 2007 MAG Work Program and Annual Budget, and \$100,000 in ADOT funding. This item is on the July 19, 2006 Transportation Policy Committee. An update will be provided on action taken by the Committee. Please refer to the enclosed material.

*5E. Approval of the Draft FY 2007-2011 MAG Transportation Improvement Program

Each year MAG updates the Five Year Transportation Improvement Program (TIP), primarily by adding a fifth year. All federally funded projects and regionally significant transportation projects (including city and privately funded projects) must be included in the TIP for the purpose of meeting the air quality conformity analysis requirements. In April 2006, the Draft FY

5D. Approval of the selection of RIESTER to design and implement the Litter Prevention and Education Program for the Regional Freeway System in the MAG Region at a cost not to exceed \$600,000.

5E. Approval of the Draft FY 2007-2011 Transportation Improvement Program, together with the requested ADOT material cost increases, contingent upon a finding of conformity of the TIP and Regional Transportation Plan - 2006 Update with applicable state and federal air quality implementation plans.

2007-2011 TIP was approved by Regional Council to undergo this analysis, which is now complete. A copy of the necessary documents was made available prior to a public hearing scheduled earlier this month. Recent minor changes that do not affect the air quality conformity analysis on the TIP are listed separately in the attached Errata Sheets. The MAG Transportation Review Committee and the MAG Management Committee recommended approval, contingent upon a finding of air quality conformity. This item is on the July 19, 2006 Transportation Policy Committee agenda. An update will be provided on action taken by the Committee. Please refer to the enclosed material.

*5F. Approval of the Draft MAG Regional Transportation Plan - 2006 Update

As part of the ongoing regional transportation planning process, a MAG Regional Transportation Plan (RTP) - 2006 Update has been prepared. The Draft RTP - 2006 Update was approved by the Regional Council for air quality conformity analysis on April 26, 2006. The major new items in the 2006 Update are revised revenue estimates, and inclusion of the life cycle programs for freeways/highways, arterial streets, and transit. The errata sheets included with the FY 2007-2011 MAG Transportation Improvement Program (TIP) agenda item also apply to the 2006 Update. A technical conformity analysis was performed on the Draft RTP - 2006 Update and Draft TIP and demonstrated that they meet all air quality conformity requirements. On June 15, 2006, a public hearing was conducted on the Draft RTP - 2006 Update, the Draft FY 2007-2011 TIP, and the Air Quality Conformity Analysis. The MAG Transportation Review Committee and the MAG Management Committee recommended approval of the Draft 2006 Update, contingent upon a finding of air quality conformity. This item is on the July 19, 2006 Transportation Policy Committee agenda. An update will be provided on action taken by the Committee. Please refer to the enclosed material.

5F. Approval of the Draft MAG Regional Transportation Plan - 2006 Update, contingent upon a finding of conformity of the RTP - 2006 Update and TIP with applicable state and federal air quality implementation plans.

*5G. Enhancement Funds Working Group Round XIV Recommendations

The Enhancement Funds Working Group was formed by the MAG Regional Council in April of 1993 to review and recommend a ranked list of Enhancement Fund applications from this region to the State Transportation Enhancement Review Committee (TERC). This year, 14 enhancement fund applications for local funds were received totaling \$5,867,895 with approximately \$8 million available statewide. Two applications for state funds were received totaling \$1,132,494 with approximately \$4 million available statewide. The Enhancement Funds Working Group and the MAG Management Committee recommended that the attached ranked applications be forwarded to the Arizona Department of Transportation for consideration by the TERC. Please refer to the enclosed material.

5G. Forward the ranked applications from the MAG Enhancement Funds Working Group to the Arizona Department of Transportation for consideration by the State Transportation Enhancement Review Committee.

AIR QUALITY ITEM

*5H. Finding of Conformity for the Draft FY 2007-2011 MAG Transportation Improvement Program and Draft Regional Transportation Plan - 2006 Update

The Draft 2006 Conformity Analysis concludes that the Draft Transportation Improvement Program (TIP) and the Draft Regional Transportation Plan - 2006 Update meet all applicable federal conformity requirements and are in conformance with applicable air quality plans. On June 15, 2006, a public hearing was conducted on the Draft TIP, Draft Regional Transportation Plan - 2006 Update, and Draft Conformity Analysis. The MAG Air Quality Technical Advisory Committee and the MAG Management Committee recommended approval of the Draft 2006 MAG Conformity Analysis for the Draft FY 2007-2011 MAG TIP and Draft 2006 Update. Since the Management Committee meeting, a revised emissions analysis has been prepared and the results have been incorporated in the Executive Summary. Approval of the conformity finding by the Regional Council is required for MAG adoption of the TIP

5H. Approval of the Finding of Conformity for the Draft FY 2007-2011 MAG Transportation Improvement Program and Draft MAG Regional Transportation Plan - 2006 Update.

and 2006 Update. Please refer to the enclosed material.

GENERAL ITEMS

- *5I. MAG 208 Water Quality Management Plan Amendment for the City of Surprise Special Planning Area 4 Regional Water Reclamation Facility

The City of Surprise has requested that MAG amend the 208 Water Quality Management Plan to include the Special Planning Area 4 Regional Water Reclamation Facility with an ultimate capacity of eight million gallons per day. Reclaimed water from the facility would be disposed of through reuse, recharge, and potential future Arizona Pollutant Discharge Elimination System Permit discharge points to the Agua Fria River or unnamed washes located south of the facility and west of the Agua Fria River (northwest quarter of Section 28 of Township 5 North, Range 2 West). The towns of Buckeye and Wickenburg, City of Peoria, and unincorporated Maricopa County are within three miles of the project, and all have indicated no objections. A public hearing on the draft amendment was conducted on June 27, 2006. The MAG Water Quality Advisory Committee and the MAG Management Committee recommended approval of the Draft 208 Plan Amendment. Please refer to the enclosed material.

- *5J. MAG 208 Water Quality Management Plan Amendment for the City of Surprise Special Planning Area 5 Regional Water Reclamation Facility

The City of Surprise has requested that MAG amend the 208 Water Quality Management Plan to include the Special Planning Area 5 Regional Water Reclamation Facility with an ultimate capacity of eight million gallons per day. Reclaimed water from the facility would be disposed of through reuse, recharge, and potential future Arizona Pollutant Discharge Elimination System Permit discharge points to the

- 5I. Approval of the MAG 208 Water Quality Management Plan Amendment for the City of Surprise Special Planning Area 4 Regional Water Reclamation Facility.

- 5J. Approval of the MAG 208 Water Quality Management Plan Amendment for the City of Surprise Special Planning Area 5 Regional Water Reclamation Facility.

Hassayampa River, Trilby Wash, or an unnamed wash east of the facility (southwest quarter of Section 36 of Township 5 North, Range 3 West). The towns of Buckeye and Wickenburg and unincorporated Maricopa County are within three miles of the project, and all have indicated no objections. A public hearing on the draft amendment was conducted on June 27, 2006. The MAG Water Quality Advisory Committee and the MAG Management Committee recommended approval of the Draft 208 Plan Amendment. Please refer to the enclosed material.

- *5K. MAG 208 Water Quality Management Plan Amendment for the Balterra Wastewater Treatment Facility

Maricopa County has requested that MAG amend the 208 Water Quality Management Plan to include the Balterra Wastewater Treatment Facility with an ultimate capacity of 15 million gallons per day. Reclaimed water from the facility would be disposed of through reuse, recharge, and an Arizona Pollutant Discharge Elimination System Permit discharge to the adjacent wash (Section 30 of Township 2 North, Range 6 West, as identified in the Palo Verde Watershed Zone A Flood Delineation Study). The discharge point would be located along the northeast edge of the facility site, near the confluence of the adjacent wash and Winters Wash. A public hearing on the draft amendment was conducted on June 27, 2006. The MAG Water Quality Advisory Committee and the MAG Management Committee recommended approval of the Draft 208 Plan Amendment. Please refer to the enclosed material.

- 5K. Approval of the MAG 208 Water Quality Management Plan Amendment for the Balterra Wastewater Treatment Facility.

ITEMS PROPOSED TO BE HEARD

TRANSPORTATION ITEMS

- 6. FY 2006 MAG Final Phase Public Input Opportunity

The Final Phase input opportunity gives members of the public a final opportunity to provide

- 6. Acceptance of the Draft FY 2006 Final Phase Input Opportunity Report.

comment on MAG transportation plans and programs. As part of this Final Phase input opportunity, MAG co-sponsored several public input opportunities in May and June 2006 with the Arizona Department of Transportation, Valley Metro and Valley Metro Rail. A Final Phase Transportation Open House and Public Hearing was held June 15, 2006 to provide information and receive comment on the Draft FY 2007-2011 Transportation Improvement Program (TIP), the Regional Transportation Plan - 2006 Update and Draft 2006 MAG Conformity Analysis. Comments received during these input opportunities and staff responses to comments are included in the FY 2006 Final Phase Input Opportunity Report. This item will be heard prior to consideration of the Consent Agenda. The MAG Management Committee recommended acceptance. This item is on the July 19, 2006 Transportation Policy Committee agenda. An update will be provided on action taken by the Committee. Please refer to the enclosed material.

GENERAL ITEMS

7. Heat Relief Planning

In the summer of 2005, more than 30 people died of heat-related causes in the MAG region. A number of these people were homeless. Over the past year, many heat-relief efforts have been put in place to prevent people from dying this summer from heat-related illnesses. Maricopa County, the City of Phoenix and the Department of Health Services have developed heat emergency plans and the community has come together to provide services and resources. In order to help coordinate communication and raise awareness, the MAG Continuum of Care Regional Committee on Homelessness is developing two maps that show all available resources and services. This item is being presented to inform the Council of the plans in place and to gather information about any other efforts. Please refer to the enclosed material.

7. Information and discussion.

8. Arizona Centennial Celebration Update

In 2012, Arizona will celebrate its 100th anniversary of statehood. The Arizona Historical Advisory Commission is authorized by state statute to develop a centennial plan that includes funding activities and projects that will ensure a lasting legacy of accomplishments to commemorate the centennial. In the recent legislative session, HB 2870 was passed. This legislation authorized \$2.5 million for a statewide plan, activities and projects relating to the centennial celebration. The legislation required a matching amount of \$5 million from sources other than the state. An update on centennial activities will be provided.

9. 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.

8. Information and discussion.

9. Information.

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

June 28, 2006
Chase Tower
201 N. Central Avenue, 38th Floor, Executive Room
Phoenix, Arizona

MEMBERS ATTENDING

Mayor Keno Hawker, Mesa, Chair	Mayor Thomas Schoaf, Litchfield Park
* Mayor Douglas Coleman, Apache Junction	* Supervisor Max Wilson, Maricopa County
Mayor Marie Lopez-Rogers, Avondale	Mayor Ed Winkler, Paradise Valley
Mayor Bobby Bryant, Buckeye	Mayor John Keegan, Peoria
* Mayor Edward Morgan, Carefree	Councilmember Peggy Neely, Phoenix
Vice Mayor Dick Esser, Cave Creek	Mayor Art Sanders, Queen Creek
Mayor Boyd Dunn, Chandler	* President Joni Ramos, Salt River
* Mayor Fred Waterman, El Mirage	Pima-Maricopa Indian Community
* President Raphael Bear, Fort McDowell	Mayor Mary Manross, Scottsdale
Yavapai Nation	Mayor Joan Shafer, Surprise
Mayor Wally Nichols, Fountain Hills	Mayor Hugh Hallman, Tempe
Mayor Daniel Birchfield, Gila Bend	* Mayor Adolfo Gamez, Tolleson
* Governor William Rhodes, Gila River Indian	Mayor Ron Badowski, Wickenburg
Community	* Mayor Bryan Hackbarth, Youngtown
Mayor Steven Berman, Gilbert	* Joe Lane, State Transportation Board
Mayor Elaine Scruggs, Glendale	Felipe Zubia, State Transportation Board
Mayor James M. Cavanaugh, Goodyear	F. Rockne Arnett, Citizens Transportation
Mayor Bernadette Jimenez, Guadalupe	Oversight Committee

* Those members neither present nor represented by proxy.

1. Call to Order

The meeting of the MAG Regional Council was called to order by Chair Keno Hawker at 5:08 p.m.

2. Pledge of Allegiance

The Pledge of Allegiance was recited.

Chair Hawker presented Regional Council membership certificates to Mayor Bobby Bryant from Buckeye, Mayor Thomas Schoaf from Litchfield Park, Mayor Ed Winkler from Paradise Valley, and Mayor Art Sanders from Queen Creek.

Chair Hawker noted materials at each place: For agenda items #5E, #5F, #5G, #5 I, and #5J, a memorandum reporting the unanimous recommendations on these items by the Transportation Policy Committee; for agenda item #5J, a memorandum is at your place regarding an addendum to the FY 2007 Arterial Life Cycle Program. Chair Hawker noted that action taken by the Council needed to include this addendum. Chair Hawker noted that parking validation and transit tickets were available from staff. Chair Hawker stated that the Desert Peaks Awards reception and program would take place following the Regional Council meeting.

3. Call to the Audience

Chair Hawker noted that according to MAG's public comment process, members of the audience who wish to speak are requested to fill out public comment cards. The opportunity for public comment is provided to members of the public to address the Regional Council 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 will be requested not to exceed a three minute time period for their comments. A total of 15 minutes will be 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 Hawker recognized public comment from Dianne Barker, who said that she took an alternative fuel bus to the meeting. She said that she believed in multimodalism and public comment, and wanted the Regional Council to remember she was a stakeholder. Ms. Barker mentioned the Valley Metro bus that is painted red, white and blue, which reminds her of her ancestors who fought for this country. She said that she thought that this region could be the best in the world in transportation, but it will take the efforts of everyone. Ms. Barker spoke about how she educated her mother about using transit. She stated that funds come with stipulations for their use and encouraged adhering to these stipulations when moving money around. Ms. Barker referenced her public comments regarding 5309 funds at the May Regional Council meeting. She said that no one had contacted her and 5309 funds are not supposed to pay for alternatives analysis. Ms. Barker stated that she was not intending to scold anyone, she was making these comments because she cared. Chair Hawker thanked Ms. Barker for her comments.

4. Executive Director's Report

Dennis Smith stated that the results of the Mid-Decade Survey were received June 26, 2006. He noted that 3,700,516 were counted, which is an increase of 192,943 from the preliminary number in March 2006. Mr. Smith noted that this is 628,367 greater than the Census 2000 number and exceeded the DES number by 51,971. He commented that this was the first time that a survey has been used for a mid-decade census. Mr. Smith said that Census staff indicated that this effort established a precedent for federal and local government coordination. Mr. Smith stated that a great committee effort guided this process, and he expressed his appreciation to George Pettit, Manager of Gilbert, for leading the MAG Census Survey Oversight Committee. Mr. Smith expressed his thanks to all of the MAG member agencies for their hard work on the survey. He commended Rita Walton, MAG Information Services Manager, and her staff, especially Heidi Pahl, who was the coordinator of the census, and Kelly Taft, MAG Communications Manager. Mr. Smith noted that the Information Services staff was relentless in pursuing an accurate survey number. Chair Hawker thanked Mr. Smith for his report.

5. Approval of Consent Agenda

Chair Hawker stated that public comment is provided for consent items. Each speaker is provided with a total of three minutes to comment on the consent agenda. After hearing public comments, any member of the Council can request that an item be removed from the consent agenda and considered individually. He stated that agenda items #5A, #5B, #5C, #5D, #5E, #5F, #5G, #5H, #5I, #5J, #5K, #5L, #5M, #5N, #5O, #5P, and #5Q were on the consent agenda.

Chair Hawker asked members if they would like to remove any item from the Consent Agenda to be considered individually. No requests to hear an item were noted. Chair Hawker noted that no public comment cards had been turned in.

Chair Hawker called for a motion to approve consent agenda items #5A, #5B, #5C, #5D, #5E, #5F, #5G, #5H, #5I, #5J, #5K, #5L, #5M, #5N, #5O, #5P, and #5Q. Mayor Shafer moved, Mayor Keegan seconded, and the motion carried unanimously.

5A. Approval of the May 24, 2006 Meeting Minutes

The Regional Council, by consent, approved the May 24, 2006 meeting minutes.

5B. Consultant Selection for the MAG Regional Traffic Volume Survey

The Regional Council, by consent, approved the selection of United Civil Group Corporation to conduct the MAG Regional Traffic Volume Survey for an amount not to exceed \$109,915. The FY 2006 MAG Unified Planning Work Program and Annual Budget includes funding to conduct traffic counts for arterials in the MAG urbanized area. MAG has produced traffic count maps every two to four years since 1974. The previous map was produced using 2002 counts. A Request for Proposals was advertised to perform traffic counts to assist in the creation of a 2006 map. Three proposals were received in response. A multi-jurisdictional review team evaluated the proposals and recommended to MAG that United Civil Group Corporation be selected to conduct the Regional Traffic Volume Survey for an amount not to exceed \$109,915. The MAG Management Committee recommended approval of the selection.

5C. Consultant Contract for Arizona Socioeconomic Modeling, Analysis and Reporting Toolbox (AZ-SMART)

The Regional Council, by consent, approved entering into contract negotiations with University of Washington to create AZ-SMART for an amount not to exceed \$275,000. The FY 2006 MAG Unified Planning Work Program and Annual Budget contains a work element that includes the enhancement of existing MAG socioeconomic models. The objective of this project is to ensure premier modeling activities at MAG through the development of the Arizona Socioeconomic Modeling, Analysis and Reporting Toolbox (AZ-SMART) modeling suite. A Request for Qualifications was advertised and three statements of qualifications were received. A multi-agency evaluation team reviewed the responses and recommended to MAG that the University of Washington undertake the development of AZ-SMART

for an amount not to exceed \$275,000. To develop the toolbox, the Pima Association of Governments is contributing \$75,000 for the project. The MAG Management Committee recommended approval.

5D. Consultant Selection for the MAG Internal Truck Travel Survey and Truck Model Development Project

The Regional Council, by consent, approved the selection of Cambridge Systematics, Inc., to conduct the Internal Truck Travel Survey and Truck Model Development project for an amount not to exceed \$350,000. The FY 2006 MAG Unified Planning Work Program and Annual Budget includes funding to conduct an internal truck travel survey, with associated travel demand model improvements. A Request for Proposals was advertised and three responses were received. On May 19, 2006, a multi-agency evaluation team reviewed the proposals and recommended to MAG that Cambridge Systematics, Inc. be selected to complete the Internal Truck Travel Survey and Truck Model Development project for an amount not to exceed \$350,000. The MAG Management Committee recommended approval of the selection.

5E. Changes to the Approved January 25, 2006 Arterial Life Cycle Program (ALCP) Policies and Procedures

The Regional Council, by consent, approved the June 28, 2006 ALCP Policies and Procedures. A number of technical corrections need to be made to the approved January 25, 2006 ALCP Policies and Procedures. The proposed changes have been discussed with MAG member agencies at an ALCP Working Group meeting, which was held on April 25, 2006. The MAG Transportation Review Committee, the MAG Management Committee, and the Transportation Policy Committee recommended approval of the proposed changes.

5F. ADOT Request for a Quiet Pavement Project

The Regional Council, by consent, approved that a previously deferred Quiet Pavement project be initiated in FY 2006 in the amount of \$9.3 million. The Arizona Department of Transportation has requested that a previously deferred Quiet Pavement (rubberized asphalt) project be added to the FY 2006 program. The project would combine \$4.1 million of FY 2006 funds with \$5.2 million of funds that are programmed for the Quiet Pavement program in FY 2007. The FY 2007 funds were originally programmed for FY 2006, but were moved to the next fiscal year to balance the program cash flow. Due to the delay of two months in the advertisement of the construction bid for the Jomax Road/Dixileta interchange at I-17 due to a right of way acquisition issue, these funds are now available this fiscal year. This change would allow the design work for the rubberized asphalt paving of I-10 from 67th Avenue to Dysart Road to move forward this fiscal year so that the paving could begin during the fall of 2006. The MAG Management Committee and the Transportation Policy Committee recommended approval.

5G. Federal Fiscal Year 2006 MAG Federal Funds Interim Closeout and Amendments/Adjustments to the FY 2006-2010 MAG Transportation Improvement Program and FY 2006 and FY 2007 MAG Unified Planning Work Programs and Annual Budgets

The Regional Council, by consent, approved the interim closeout of Federal FY 2006, as shown in the attached Tables and approval of amending/adjusting the FY 2006-2010 MAG TIP and the FY 2006 and FY 2007 MAG Unified Planning Work Programs and Annual Budgets to allow the projects to proceed.

In April 2006, the Regional Council approved the deferral of 18 projects, totaling \$11.2 million. Since that time, two additional projects have been requested to be deferred. The deficit of funding at the beginning of the year has been increased due to two rescissions of federal funds. With the deferrals included, in this phase of the closeout process, approximately \$3.3 million is available for the interim closeout, plus a possible \$1 million in redistributed Obligation Authority. Approximately \$12.4 million in project requests have been received for the funds available. To utilize the available funds, the MAG Transportation Review Committee, the MAG Management Committee, and the Transportation Policy Committee recommended nine projects, totaling \$3.2 million, plus an additional \$1.4 million in contingency projects if any further funds become available or if any projects unexpectedly drop out.

5H. Designation of Recipient for Job Access and Reverse Commute (JARC) and New Freedom Funds

The Regional Council, by consent, approved that the City of Phoenix be recommended by ADOT to the Governor's Office as the designated recipient for JARC and New Freedom funds for the region. On May 11, 2006, MAG received a formal request from the Arizona Department of Transportation (ADOT) to recommend that the City of Phoenix be designated by the Governor as the recipient of Job Access and Reverse Commute (JARC) and New Freedom funds for the region. ADOT needs to recommend a recipient to the Governor in order for these funds to be drawn down for FY 2006. This action is required by new SAFETEA-LU regulations. The City of Phoenix is the current recipient of JARC funds and has requested to continue this responsibility. MAG will receive ten percent of the JARC and New Freedom funds to conduct these planning activities as allowed by SAFETEA-LU regulations. The City of Phoenix will apply for these planning funds and will pass the money through to MAG. The MAG Transportation Review Committee and the MAG Management Committee recommended approval of this item.

5I. Update Regarding a Litter Prevention and Education Program for the Regional Freeway System in the MAG Region

On January 25, 2006, the MAG Regional Council approved the expenditure of \$200,000 in Proposition 400 funding to be spent on Litter Prevention and Education as part of an overall funding proposal for litter control and landscape maintenance. The funding will augment \$100,000 in ADOT resources for litter education, and additional funds have been set aside for outreach in the FY 2007 MAG Unified Planning Work Program Annual Budget. Based on the available funding, the Transportation Policy Committee (TPC) Freeway Maintenance/Noise Mitigation Subcommittee directed MAG staff to develop a Request for Proposals (RFP) for a litter prevention and education program designed around the preselected campaign slogan, "Don't Trash Arizona." The TPC approved the Proposed Tasks for a Litter Prevention and Education Program for the Regional Freeway System in the MAG Region, and authorized MAG staff to publish a Request for Proposals on June 22, 2006. This item was on the agenda for information and discussion.

5J. FY 2007 Arterial Life Cycle Program (ALCP)

The Regional Council, by consent, approved the FY 2007 Arterial Life Cycle Program (ALCP), June 28, 2006. The Regional Transportation Plan (RTP) identifies a total of 94 arterial street projects, which are categorized into five-year phases within the plan. The regional share of arterial street projects is funded by the regional sales tax extension and MAG federal funds. As part of the ALCP process, Lead

Agencies are required to update ALCP Project information at least once a year. While developing the FY 2007 ALCP, participating Lead Agencies submitted project information for all ALCP Projects following the process and deadlines that were set for the FY 2007-2011 Transportation Improvement Program (TIP), and the RTP 2006 Update. MAG staff has programmed the FY 2007 ALCP using this Project information, and the projected revenue streams of the Regional Area Road Fund (RARF), MAG Surface Transportation Program funds (STP-MAG), and Congestion Mitigation and Air Quality (CMAQ) funds. The MAG Transportation Review Committee, the MAG Management Committee, and the Transportation Policy Committee recommended approval of the Draft ALCP. Subsequent to the June 21, 2006 action of the Transportation Policy Committee to recommend approval of the ALCP, it was verified that six of the projects would not be seeking reimbursement in fiscal year 2006 (FY06); therefore, these projects need to be moved to FY07. It was verified that a Project Reimbursement Request will not be submitted in FY06 due to Project readiness for six projects and these projects need to be moved from FY06 to FY07. The six project reimbursements that are requesting deferment to FY07 are for the design phase of each project. The proposed changes do not negatively impact the ALCP financial situation.

5K. Conformity Consultation

The Maricopa Association of Governments is conducting consultation on a conformity assessment for an amendment to the FY 2006-2010 MAG Transportation Improvement Program (TIP). The proposed amendment includes changes to existing projects in the TIP as part of the Federal FY 2006 Interim Year End Closeout. In addition, the Arizona Department of Transportation has requested that a new Quiet Pavement (rubberized asphalt) project be added to the FY 2006 program. The amendment includes minor project revisions that do not require a conformity determination. Comments on the conformity assessment were requested by June 23, 2006. This item was on the agenda for consultation.

5L. Social Service Block Grant Revised Allocation Recommendations

The Regional Council, by consent, approved the revised allocation recommendations for the Social Service Block Grant FY 2007. In May 2006, the Arizona Department of Economic Security (DES) notified MAG that the US Department of Health and Human Services is requiring revised allocation recommendations reflecting a 19.722 percent cut proposed at the federal level. The Social Service Block Grant Program (SSBG) currently provides more than \$4 million to non-profit agencies in this region. The funds support programs assisting people in four target groups: adults, families and children; elderly, persons with disabilities; and persons with developmental disabilities. While DES contracts directly with agencies to make these services available, the allocation recommendations are made by MAG. In response to the requirement for a revised plan, the MAG Human Services Technical Committee recommended how the proposed reduction in funding should be applied to the four target groups and services. The MAG Management Committee concurred with the Committee's proposed recommendations.

5M. Elderly Mobility Sign Project

The Regional Council, by consent, approved the Elderly Mobility Sign Project and to exchange MAG federal funds for City of Phoenix funds to expedite the implementation of the project. MAG currently

has a federally funded project totaling \$400,000 in the FY 2007 MAG Unified Planning Work Program and Annual Budget to fund Elderly Mobility Signage. This project, recommended by the Elderly Mobility Stakeholders, the MAG Safety Committee and the Transportation Review Committee, will provide funding for local jurisdictions to implement a street sign project according to the Federal Highway Administration Guidelines and Recommendations to Accommodate Older Drivers and Pedestrians. Funding is available for the production costs of the signs, including materials, extra posts, mounting brackets, and costs for Clearview font software. Funds are not provided for any installation costs. There will be a two-year time frame for cities and towns to complete the installation of the signs and participate in an evaluation of the efforts of this project. The MAG federal funds for this project will be exchanged for City of Phoenix funds to expedite the implementation of the project. The MAG Management Committee recommended approval.

5N. 2005 Census Survey Update

The Regional Council, by consent, approved the additional 2005 Census Survey costs for a total estimated cost of \$8.1 million. On May 24, 2006, the fieldwork to verify data collected in the 2005 Census Survey was completed. Since all the data have been collected, it is now being processed, reviewed and analyzed. It is anticipated that the Census Bureau will issue a final set of numbers by June 30, 2006. In a February 2006 memorandum to the Management Committee and Regional Council, it was noted that in addition to the original census cost estimate of \$7.5 million, additional costs of \$600,000 were incurred for the local census office, media campaign and a Census Bureau cost increase. The Federal Highway Administration (FHWA) has agreed that MAG FHWA funds may be used for 50 percent of the additional costs. It is anticipated that the total costs for the 2005 Census Survey will not exceed the total estimated cost of \$8.1 million. Final cost allocation will be based upon the 2005 Census Survey final results. The MAG Census Survey Oversight Subcommittee and the MAG Management Committee recommended approval of the additional costs.

5O. Ratification of the Regional Council Executive Committee's Authorization for the Executive Director to Sign a Letter of Indemnification with Kaye/Ryan for the Regional Governmental Service Center

The Regional Council, by consent, ratified the Regional Council Executive Committee action to authorize the Executive Director to sign a letter of indemnification with Kaye/Ryan for an amount not to exceed \$200,000 for pre-development costs, including preliminary architectural and interior design and structural engineering services for the Regional Governmental Service Center. At the June 12, 2006 joint meeting of the Building Lease Working Group and Regional Council Executive Committee, the Executive Committee approved authorizing the Executive Director to sign a letter of indemnification with Kaye/Ryan for pre-development costs, including preliminary architectural and interior design and structural engineering services for the Regional Governmental Service Center. This would allow MAG and the building partners to receive a preliminary design for the building. This information would also be used to move forward with the neighborhood association in developing and presenting a schematic design.

5P. Ratification of Regional Council Executive Committee Action to Authorize the Executive Director to Enter into a Contract for Financial Advisory Services Related to the Regional Office Building Project

The Regional Council, by consent, ratified the Regional Council Executive Committee action to authorize the Executive Director to enter into a contract with Peacock, Hislop, Staley & Given, Inc. for financial advisory services related to the regional office building project at a cost of \$.85 per \$1,000 of the total project with a minimum fee of \$21,250 and the maximum fee of \$63,750. On June 12, 2006, the Executive Committee authorized the Executive Director to enter into contracts for financial services to begin assessing financing opportunities, as well as individual agency costs. On May 31, 2006, a six member evaluation team interviewed RBC Dain Rauscher, Inc. and Peacock, Hislop, Staley & Given, Inc. Both firms were qualified. RBC Dain Rauscher provided a rate of \$1.05 per \$1,000 of the total project and Peacock, Hislop, Staley & Given provided a rate of \$.85 per \$1,000 of the total project with a cap of \$63,750. Staff recommended Peacock, Hislop, Staley & Given for financial advisory services at a cost of \$.85 per \$1,000 of the total project, not to exceed \$63,750.

5Q. Ratification of the Regional Council Executive Committee Action to Authorize the Executive Director to Enter into a Contract for Bond Counsel Services Related to the Regional Office Building Project

The Regional Council, by consent, ratified the Regional Council Executive Committee action to authorize the Executive Director to enter into a contract for Bond Counsel Services related to the regional office building project with Kutak Rock at a rate ranging from \$150 to \$350 per hour, not to exceed \$100,000. On June 12, 2006, the Regional Council Executive Committee approved authorizing the Executive Director to enter into a contract for bond counsel services related to the regional office building project with Kutak Rock at a rate ranging from \$150 to \$350 per hour, not to exceed \$100,000. Bond counsel is one of the key participants involved with issuing debt. Bond counsel services are needed for the Regional Governmental Service Center project to verify the tax status of each agency and develop a legal opinion on the valid authorization of debt. The opinion of bond counsel is a form of assurance for issuers and investors that the legal requirements for borrowing funds are met. Bond counsel will work closely with the financial advisor on this project. On May 8, 2006, a six member evaluation team interviewed Kutak Rock and Squires, Sanderson, Dempsey. Kutak Rock provided a rate between \$150 and \$350 per hour not to exceed \$100,000. Squires, Sanderson, Dempsey provided a rate between \$250 and \$550 per hour not to exceed \$100,000. Staff recommended Kutak Rock for bond counsel services at a rate ranging from \$150 to \$350 per hour, not to exceed \$100,000.

6. Appointment of Members and Officers for the Transportation Policy Committee

On April 24, 2002, the Regional Council approved the composition of the Transportation Policy Committee (TPC). The composition of the TPC provided that the Central City and the seven largest cities have a seat on the TPC, and five seats be selected from the remaining cities and towns. Three of the five would be from areas that need to be represented to achieve geographic balance, with the members selected from and by the under-represented geographic area and ratified by the Regional Council. Interstate 17 is used as a boundary in determining geographic balance. Two At-Large (geographically balanced) would be selected by the Regional Council. To date, three names have been submitted for the two At-Large positions. The approved composition provided for two-year terms for the three members to achieve geographic balance, the two At-Large members, and for the Native

American member. The Chair and Vice Chair serve two-year terms. The Regional Council is requested to appoint the members of the TPC and the officer positions (Chair and Vice Chair).

Chair Hawker noted that no public comment cards had been turned in on this item. He suggested that the Council take action in two separate motions due to the submittal of more than one name for one At-Large seat.

Mayor Berman moved to appoint to the Transportation Policy Committee the list of members and officers included in the agenda packet, with the exception of the one At-Large seat. Mayor Shafer seconded, and the motion carried unanimously.

Chair Hawker stated that letters of interest had been submitted from the small communities of Queen Creek and Paradise Valley for one At-Large seat on the TPC. He noted that Paradise Valley had held the seat for two cycles and he felt that a rotation would be appropriate to allow representation by a fast growing community.

Mayor Winkler spoke on behalf of Councilmember Dan Schweiker. He said that Councilmember Schweiker is a charter member of the TPC and has a long historical perspective. Mayor Winkler noted that Councilmember Schweiker helped design the Regional Transportation Plan and participated in the effort for the passage of Proposition 400. He commented that Councilmember Schweiker is a lawyer, councilman, and businessman who has an understanding of transportation issues. Mayor Winkler respectfully requested the Regional Council consider Councilmember Schweiker in filling the At-Large seat on the TPC.

Mayor Manross expressed her agreement with Mayor Winkler's comments. She said that Councilmember Schweiker really cares about the issue of transportation. Mayor Manross brought up Councilmember Schweiker's attendance at almost every TPC meeting and stated her support for his appointment.

Chair Hawker stated that he felt a change would provide more participation. He added that his preference to rotate seats had nothing to do with Councilmember Schweiker, whom he felt was an excellent committee member.

Mayor Shafer stated her agreement with a rotation. She commented that this is the first time that Surprise will have a seat on the TPC. Mayor Shafer commented that Queen Creek is a fast growing community and also needs to have a say.

Mayor Berman stated that Councilmember Schweiker had done a wonderful job and had good attendance at meetings. He commented that he would like Queen Creek to have a turn on the committee because it is so fast-growing. Mayor Berman commented on hearing new voices and new views, and expressed that he supported Queen Creek on the committee. He emphasized that his decision was not out of disrespect for Councilmember Schweiker.

Mayor Sanders stated that Councilmember Barney is on CAAG and has a great perspective on transportation. He expressed appreciation for the comments in favor of Queen Creek serving on the TPC. Mayor Sanders stated that it is important that Queen Creek have a voice in the process.

Mayor Badowski stated that Wickenburg yielded its seat on the TPC so Surprise would have an opportunity to participate. He said that this was done because he thought it was important that growing communities have a seat on the TPC.

Mayor Shafer moved to appoint Councilmember Gail Barney, Queen Creek, to the At-Large seat on the Transportation Policy Committee. Mayor Dunn seconded, and the motion carried, with Mayor Manross and Mayor Winkler voting no.

7. Election of Regional Council Officers and Executive Committee Members

On May 24, 2006, the MAG Nominating Committee recommended a slate of officers for 2006-2007. The MAG officer positions are Chair, Vice Chair and Treasurer. In accordance with the MAG Nomination Process, three At-Large members were also nominated to serve on the Executive Committee. According to the MAG Nomination Process, the Past Chair of the Regional Council also serves on the Executive Committee. The Nominating Committee recommended the following slate: Chair - Mayor James Cavanaugh, Goodyear; Vice Chair - Mayor Mary Manross, Scottsdale; Treasurer - Mayor Joan Shafer, Surprise; At-Large Member - Mayor Steve Berman, Gilbert; At-Large Member - Councilmember Peggy Neely, Phoenix; At-Large Member - Mayor Thomas Schoaf, Litchfield Park; Past Chair - Mayor Keno Hawker, Mesa.

Mayor Dunn moved to elect the Regional Council officers: Chair, Vice Chair and Treasurer, and the three At-Large Members, and the Past Chair of the Regional Council as members of the Executive Committee. Mayor Lopez-Rogers seconded, and the motion carried unanimously.

8. Legislative Update

Matthew Clark noted that the Legislature has adjourned and he provided an update on the budget highlights. Mr. Clark stated that the Statewide Transportation Acceleration Needs (STAN) account was created. The account is to be used for the acceleration of the construction or reconstruction of freeways, state highways, bridges, and interchanges that are included in the Regional Transportation Plan. Mr. Clark noted that the Maricopa County region will receive 60 percent of the \$307 million account, the Pima County area 16 percent, and the remainder of the state 24 percent. He explained that STAN monies may only be used for material and labor, acquisition of right-of-way for highway needs, design and other engineering services, and other directly related costs approved by the board. Mr. Clark stated that the legislation requires MAG to establish a process to review and approve transportation projects eligible to receive STAN funds. He explained that following approval of the projects, MAG will submit the list to the State Transportation Board for approval. Mr. Clark noted that approval of the list must be on the agenda of the next Board meeting. Mr. Clark noted that funds in the STAN account will be used to supplement, not supplant, current funding. He added that MAG would be required to report on or before Dec. 15th to the House and Senate Transportation Committees on approved projects and the money spent on these projects. Mr. Clark noted the HURF repayment of \$62 million to the STAN account.

Mr. Clark stated that HCR 2001 was signed by the Governor. This would place a measure on the ballot that would allow cities to increase bonding capacity from six percent to 20 percent.

Mr. Clark noted that no eminent domain bills were included in the bills passed.

Mayor Manross inquired about HB 2621, the liquor bill. It was noted that it had been signed by the Governor.

There being no further business, the Regional Council meeting adjourned at 5:30 p.m.

Chair

Secretary

MARICOPA ASSOCIATION OF GOVERNMENTS

INFORMATION SUMMARY... for your review

DATE:

July 18, 2006

SUBJECT:

FY 2008-2012 MAG Transportation Improvement Program Guidance Report

SUMMARY:

MAG is starting the process to develop the FY 2008-2012 Transportation Improvement Program (TIP), which is tentatively targeted for approval in July 2007. The first step in the TIP process is the distribution of the TIP Guidance Report (TGR), which was developed to act as a guide to decision makers to facilitate the programming of transportation projects in the region. Most of the technical information provided by the regional management systems on safety, bridge conditions, transit vehicle needs, intermodal projects, and congestion levels has been updated where appropriate. Information is also provided on air quality conditions, Title VI and Environmental Justice factors and congestion management strategies. The TGR also contains the application forms for MAG Federal funds and represents the formal request for projects for addition to the FY 2008-2012 MAG TIP.

PUBLIC INPUT:

Formal public notice was provided at the Transportation Review Committee meeting on June 29, 2006 and at the Management Committee meeting on July 12, 2006. No direct public input has been received at this time.

PROS & CONS:

PROS: The TIP Guidance Report provides useful information that helps MAG members to meet federal requirements.

CONS: None.

TECHNICAL & POLICY IMPLICATIONS:

TECHNICAL: The TIP Guidance Report provides useful transportation and socioeconomic information to be considered in programming TIP projects.

POLICY: Federal statutes, executive orders and regulations require consideration of the information in the TIP Guidance Report. In non-attainment areas for air quality, a Congestion Management System needs to be specifically addressed. In addition, Title VI of the Civil Rights Act and other related Environmental Justice federal laws and directives require consideration of socioeconomic factors to ensure that plans and programs do not discriminate on the basis of race, income, gender, disability or age.

ACTION NEEDED:

Acceptance of the FY 2008-2012 MAG Transportation Improvement Program Guidance Report.

PRIOR COMMITTEE ACTIONS:

This item is on the July 19, 2006 Transportation Policy Committee agenda. An update will be provided on action taken by the Committee.

Management Committee: On July 12, 2006, the Management Committee unanimously recommended acceptance of the Draft FY 2008-2012 MAG Transportation Improvement Program Guidance Report.

MEMBERS ATTENDING

- Jan Dolan, Scottsdale, Vice Chair
 - # Janine Solley for George Hoffman, Apache Junction
 - Charlie McClendon, Avondale
 - Steve Borst, Buckeye
 - * Jon Pearson, Carefree
 - * Usama Abujbarah, Cave Creek
 - Pat McDermott, Chandler
 - Mark Fooks for B.J. Cornwall, El Mirage
 - Alfonso Rodriguez for Orlando Moreno, Fort McDowell Yavapai Nation
 - # Tim Pickering, Fountain Hills
 - * Lynn Farmer, Gila Bend
 - Joseph Manuel, Gila River Indian Community
 - George Pettit, Gilbert
 - Horatio Skeete for Ed Beasley, Glendale
 - Stephen Cleveland, Goodyear
 - Mark Johnson, Guadalupe
 - * Darryl Crossman, Litchfield Park
 - Jim Huling for Christopher Brady, Mesa
 - * Tom Martinsen, Paradise Valley
 - * Terry Ellis, Peoria
 - Frank Fairbanks, Phoenix
 - John Kross, Queen Creek
 - * Bryan Meyers, Salt River Pima-Maricopa Indian Community
 - # Jim Rumpeltes, Surprise
 - Amber Wakeman for Will Manley, Tempe
 - * Reyes Medrano, Tolleson
 - Shane Dille, Wickenburg
 - Vince Micallef, Youngtown
 - Sam Elters for Victor Mendez, ADOT
 - Mike Ellegood for David Smith, Maricopa Co.
 - David Boggs, Valley Metro/RPTA
- * Those members neither present nor represented by proxy.
Attended by video-conference or by telephone conference call.

Transportation Review Committee: On June 29, 2006, the TRC accepted a copy of the TIP Guidance Report for review and comment.

MEMBERS ATTENDING

- Maricopa County: Mike Ellegood, Chairman
- ADOT: Bill Hayden for Dan Lance
- Avondale: David Fitzhugh
- Buckeye: Scott Lowe
- Chandler: Patrice Kraus
- El Mirage: Mark Fooks for B.J. Cornwall
- Fountain Hills: Randy Harrel
- * Gila Bend: Lynn Farmer
- * Gilbert: Tami Ryall
- Glendale: Terry Johnson
- Goodyear: Cato Esquivel
- Guadalupe: Jim Ricker
- * Litchfield Park: Mike Cartsonis
- Mesa: Jim Huling
- * Paradise Valley: Robert M. Cicarelli
- Peoria: David Moody
- Phoenix: Don Herp for Tom Callow
- Queen Creek: Mark Young
- RPTA: Bryan Jungwirth
- Scottsdale: Mary O'Connor
- Surprise: Stephanie Wilson for Randy Overmyer
- Tempe: Carlos De Leon
- # Wickenburg: Shane Dille
- Valley Metro Rail: John Farry

EX-OFFICIO MEMBERS ATTENDING

- * Regional Bike Task Force: Randi Alcott
 - * Street Committee: Darryl Crossman
 - * Pedestrian Working Group: Eric Iwersen
 - * ITS Committee: Alan Sanderson
- * Those members neither present nor represented by proxy.
Attended by video-conference or by telephone conference call.

CONTACT PERSON:

Paul Ward, (602) 254-6300.

MARICOPA ASSOCIATION OF GOVERNMENTS

INFORMATION SUMMARY... for your review

DATE:

July 18, 2006

SUBJECT:

Federal Fiscal Year 2006 MAG Federal Funds Final Closeout and Amendment/Adjustments to the FY 2006-2010 MAG Transportation Improvement Program

SUMMARY:

On April 26, 2006, the MAG Regional Council approved the deferral of 19 projects, totaling almost \$11.2 million, from FFY 2006 to 2007 and, on June 28, 2006, the Regional Council approved the deferral of two more projects for a combined total of \$12.1 million. At the same meeting, the Council approved a list of projects to utilize the funds available and two further contingency projects, totaling \$1.3 million for any additional, supplemental or redistributed Obligation Authority (OA) that may become available. Since that time, two further projects, totaling almost \$1.3 million have requested to be deferred, which effectively reduced the list of contingency projects to zero. The Transportation Review Committee and the Management Committee recommended an additional list of projects for any further additional, supplemental or redistributed OA that may become available during the remaining months of the federal fiscal year.

PUBLIC INPUT:

An opportunity for public input was provided at the MAG Transportation Review Committee meeting on June 29, 2006 and at the Management Committee meeting on July 12, 2006. No direct public comment was received at either meeting.

PROS & CONS:

PROS: Approval of these recommendations will allow for additional and accelerated transportation projects to be funded in the MAG region. If all MAG federal funds are obligated on time, redistributed OA may become available.

CONS: If the OA is not used by September 30, 2006, the region may not receive any redistributed OA and may lose the OA that is currently available. There is no guarantee that sufficient funds will be available in the following fiscal year to cover any or all of the deferred projects.

TECHNICAL & POLICY IMPLICATIONS:

TECHNICAL: Action to close out the FFY 2006 MAG federally funded program is needed to ensure that all MAG federal funds are fully used in a timely and equitable manner. These actions include any necessary amendments or administrative adjustments to the FY 2006-2010 MAG TIP to allow the projects to proceed.

POLICY: Previously adopted MAG policies on the allocation of uncommitted and redistributed federal funds to projects have been followed.

ACTION NEEDED:

Approval of the final closeout of Federal FY 2006, and amend/adjust the FY 2006-2010 MAG TIP to allow the projects to proceed.

PRIOR COMMITTEE ACTIONS:

This item is on the July 19, 2006 Transportation Policy Committee agenda. An update will be provided on action taken by the Committee.

Management Committee: On July 12, 2006, the Management Committee unanimously recommended approval of the final closeout of Federal FY 2006, and amending/adjusting the FY 2006-2010 MAG TIP to allow the projects to proceed.

MEMBERS ATTENDING

Jan Dolan, Scottsdale, Vice Chair	Mark Johnson, Guadalupe
# Janine Solley for George Hoffman, Apache Junction	* Darryl Crossman, Litchfield Park
Charlie McClendon, Avondale	Jim Huling for Christopher Brady, Mesa
Steve Borst, Buckeye	* Tom Martinsen, Paradise Valley
* Jon Pearson, Carefree	* Terry Ellis, Peoria
* Usama Abujbarah, Cave Creek	Frank Fairbanks, Phoenix
Pat McDermott, Chandler	John Kross, Queen Creek
Mark Fooks for B.J. Cornwall, El Mirage	* Bryan Meyers, Salt River Pima-Maricopa Indian Community
Alfonso Rodriguez for Orlando Moreno, Fort McDowell Yavapai Nation	# Jim Rumpeltes, Surprise
# Tim Pickering, Fountain Hills	Amber Wakeman for Will Manley, Tempe
* Lynn Farmer, Gila Bend	* Reyes Medrano, Tolleson
Joseph Manuel, Gila River Indian Community	Shane Dille, Wickenburg
George Pettit, Gilbert	Vince Micallef, Youngtown
Horatio Skeete for Ed Beasley, Glendale	Sam Elters for Victor Mendez, ADOT
Stephen Cleveland, Goodyear	Mike Ellegood for David Smith, Maricopa Co.
	David Boggs, Valley Metro/RPTA

* Those members neither present nor represented by proxy.

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

Transportation Review Committee: On June 29, 2006, the TRC recommended the deferral of one additional Mesa project, adding seven further projects to the prioritized list of contingency projects and unanimously recommended that the projects as shown in the attached Table should be allowed to utilize funds that may become available.

MEMBERS ATTENDING

Maricopa County: Mike Ellegood, Chairman	Mesa: Jim Huling
ADOT: Bill Hayden for Dan Lance	* Paradise Valley: Robert M. Cicarelli
Avondale: David Fitzhugh	Peoria: David Moody
Buckeye: Scott Lowe	Phoenix: Don Herp for Tom Callow
Chandler: Patrice Kraus	Queen Creek: Mark Young
El Mirage: Mark Fooks for B.J. Cornwall	RPTA: Bryan Jungwirth
Fountain Hills: Randy Harrel	Scottsdale: Mary O'Connor
* Gila Bend: Lynn Farmer	Surprise: Stephanie Wilson for Randy Overmyer
* Gilbert: Tami Ryall	Tempe: Carlos De Leon
Glendale: Terry Johnson	# Wickenburg: Shane Dille
Goodyear: Cato Esquivel	Valley Metro Rail: John Farry
Guadalupe: Jim Ricker	
* Litchfield Park: Mike Cartsonis	

EX-OFFICIO MEMBERS ATTENDING

* Regional Bike Task Force: Randi Alcott	* Pedestrian Working Group: Eric Iwersen
* Street Committee: Darryl Crossman	* ITS Committee: Alan Sanderson

* Those members neither present nor represented by proxy.

Attended by videoconference or by telephone conference call.

CONTACT PERSON:

Paul Ward, MAG, 602-254-6300

FY 2006 MAG Federally Funded Program - Interim and Final Closeouts**Total FY 2006 MAG Federally Funded Projects Already Approved for Deferral** **\$12,088,761****Projects Recently Requested for Deferral**

Proj #	Project Description	Fund Type	Fed Funds
MES04-125C	Mesa: Country Club Dr: 8th Ave to Baseline Rd; Install real-time adaptive signal system	CMAQ	\$788,810
GDY04-204C	Goodyear: Litchfield Rd: Wigwam Blvd to MC 85; Install conduit and fiber cabling (smart corridor)	CMAQ	\$500,000
Total FY 2006 New Federally Funded Projects Requested for Deferral			\$1,288,810
Total FY 2006 Federally Funded Projects Approved OR Requested for Deferral			\$13,377,571

**TABLE 1 - REGIONAL COUNCIL APPROVED CONTINGENCY PROJECTS
FOR FINAL FY 2006 CLOSEOUT FUNDS (as at 6/28/06)**

AGENCY	PROJECT	FUND TYPE	REQUESTED AMOUNT	RECOMMENDED AMOUNT
Recommended Projects for Additional or Redistributed Obligation Authority (\$1.0 million+) in order of priority:				
VM Rail	Regionwide: Construct light rail starter segment	CMAQ	\$3,000,000	\$1,000,000
Surprise	Bell Rd: US-60 (Grand Ave) to 114th Ave; Sidewalk design & ROW	CMAQ	\$400,000	\$400,000
Total of ALL Recommended Closeout Projects for Redistributed OA			\$3,400,000	\$1,400,000

**TABLE 2 - ADDITIONAL TRC CONTINGENCY PROJECT RECOMMENDATIONS
FOR FINAL FY 2006 CLOSEOUT FUNDS (as at 6/29/06)**

AGENCY	PROJECT	RECOMMENDED AMOUNT	RUNNING TOTAL
Recommended Projects for Additional, Supplemental or Redistributed OA, in order of priority (ALL CMAQ):			
VM Rail	Regionwide: Construct light rail starter segment	\$1,000,000	\$2,000,000
Avondale	McDowell Rd: Agua Fria River to 119th Ave (north side); Sidewalk design	\$50,000	\$50,000
Chandler	Germann Rd at Arizona Ave: Design regional Park and Ride (1 of 2)	\$150,000	\$150,000
Scottsdale	Hayden Rd at Via de Ventura: Intersection improvements - additional funds (1 of 2)	\$150,000	\$150,000

**TABLE 2 - ADDITIONAL TRC CONTINGENCY PROJECT RECOMMENDATIONS
FOR FINAL FY 2006 CLOSEOUT FUNDS (as at 6/29/06)**

AGENCY	PROJECT	RECOMMENDED AMOUNT	RUNNING TOTAL
Mesa	South Canal: McKellips Rd to McDowell Rd; additional funds	\$100,000	\$100,000
ADOT	Loop 101 (Agua Fria Fwy): Camelback Rd to Northern Ave; Install FMS	\$500,000	\$789,743
Chandler	Germann Rd at Arizona Ave: Design regional Park and Ride (2 of 2)	\$150,000	\$300,000
Scottsdale	Hayden Rd at Via de Ventura: Intersection improvements - additional funds (2 of 2)	\$150,000	\$300,000
Tempe	Western Canal: Multi-use pathway - additional funds	\$250,000	\$250,000
VM Rail	Regionwide: Construct light rail starter segment	\$1,000,000	\$3,000,000
ADOT	Loop 101 (Agua Fria Fwy): Camelback Rd to Northern Ave; Install FMS	\$210,257	\$1,000,000
Total of ALL Recommended Closeout Projects for Additional and Redistributed OA		\$3,710,257	\$8,089,743

Note: Final recommendation is, after all of the above contingency projects are obligated (as appropriate) to allow ADOT to utilize any surplus obligation authority that may be available and return it in FFY 2007.

MARICOPA ASSOCIATION OF GOVERNMENTS

INFORMATION SUMMARY...for your review

DATE:

July 18, 2006

SUBJECT:

Consultant Selection for the Litter Prevention and Education Program for the Regional Freeway System in the MAG Region

SUMMARY:

The voter approved Regional Transportation Plan (RTP) includes \$279 million for the freeway maintenance program. One of the objectives of this program is to improve visual aesthetics along the highway system in the MAG region.

On January 25, 2006, the MAG Regional Council approved the expenditure of \$200,000 in funding to be spent on Litter Prevention and Education, to augment \$100,000 in ADOT resources for litter education. On May 24, 2006, the Regional Council approved the FY MAG 2007 Unified Work Program and Annual Budget, which included up to \$380,000 in additional funds to further augment litter education efforts.

On June 21, 2006, a recommendation regarding proposed tasks for a Litter Prevention and Education Program for the Regional Freeway System in the MAG Region was brought forward to the Transportation Policy Committee (TPC) by the TPC Subcommittee on Noise Mitigation and Freeway Maintenance. The TPC approved the recommended tasks and authorized MAG staff to publish a Request for Proposals on June 22, 2006. An update was provided to the Regional Council on June 28, 2006.

On July 12, 2006, MAG received four proposals in response to a Request for Proposals to design and implement the *Litter Prevention and Education Program for the Regional Freeway System in the MAG Region*. Companies submitting proposals included HMA Public Relations, Keep Phoenix Beautiful, RIESTER, and Mindspace.

A multi-agency review panel made up of participants from MAG member agencies met on July 13, 2006 to evaluate the proposals and determine if follow-up interviews were warranted. Three respondents were brought in for follow-up interviews, which were conducted on July 17, 2006. Following the interview process, the multi-agency review panel unanimously recommended to MAG that RIESTER be selected as the consultant to design and implement the Litter Prevention and Education Program campaign at a cost not to exceed \$600,000.

If the recommended consultant selection is approved, the \$600,000 required to fund the Litter Prevention and Education Program will be paid for by the \$300,000 approved in January 2006 by the MAG Regional Council, with the remaining \$300,000 funded by the additional resources provided in the FY 2007 MAG Unified Planning Work Program and Annual Budget.

The Litter Education and Prevention campaign will be administered by MAG in cooperation with ADOT. It is envisioned that state funds will be combined into the MAG contract and that the regional Litter Prevention and Education campaign will be issued through MAG. All elements of the program will be cooperatively developed by MAG and ADOT.

PUBLIC INPUT:

Input was received throughout the Final Phase Input Opportunity and is included in the attached Draft FY 2006 Final Phase Input Opportunity Report.

PROS & CONS:

PROS: Research suggests that prevention programs can change public perception and habits regarding litter. Properly maintained freeways are important to the quality of life of the residents of this region and to the image projected to tourists and economic development prospects.

CONS: None.

TECHNICAL & POLICY IMPLICATIONS:

TECHNICAL: The recommended consultant will design and implement the Litter Prevention and Education Program for the Regional Freeway System in the MAG region, as part of funding included in the Regional Transportation Plan for landscape maintenance and noise mitigation.

POLICY: An effective litter prevention and education program will help change the behavior of offenders and improve visual aesthetics along the MAG Regional Freeway System.

ACTION NEEDED:

Approval of the selection of RIESTER to design and implement the Litter Prevention and Education Program for the Regional Freeway System in the MAG Region, at a cost not to exceed \$600,000.

PRIOR COMMITTEE ACTIONS:

Transportation Policy Committee: This item is on the July 19, 2006 TPC agenda. An update will be provided on action taken by the Committee.

On July 17, 2006, a multi-agency review panel unanimously recommended to MAG that RIESTER be selected as the consultant to design and implement the Litter Prevention and Education Program campaign at a cost not to exceed \$600,000.

PARTICIPANTS OF THE MULTI-AGENCY REVIEW PANEL

Matt Clark, MAG
Eric Latto, Maricopa County
Tom Remes, City of Phoenix
Sue Taafe, City of Tempe
Kelly Taft, MAG
Jerene Watson, City of Goodyear
Shannon Wilhelmsen, ADOT

CONTACT PERSON:

Kelly Taft, MAG Communications Manager, or Matt Clark, Senior Policy Planner, (602) 254-6300.

MARICOPA ASSOCIATION OF GOVERNMENTS

INFORMATION SUMMARY... for your review

DATE:

July 18, 2006

SUBJECT:

Approval of the Draft FY 2007-2011 MAG Transportation Improvement Program

SUMMARY:

Each year MAG updates the Five Year Transportation Improvement Program (TIP), primarily by adding a fifth year. All federally funded projects and regionally significant transportation projects (include city and privately funded projects) must be included in the draft TIP for the purpose of meeting the air quality conformity analysis requirements. The Draft FY 2007-2011 MAG TIP was approved by the Regional Council, in April 2006, to undergo this analysis, which is now complete. A public hearing on the draft TIP was conducted on June 15, 2006. Since the public hearing, the Transportation Review and Management Committees have recommended approval of the Draft TIP, contingent upon a finding of conformity. During this recommendation process, there have several minor changes to projects that are contained in Errata Sheets 07-6, 07-7 and 07-8, and these are attached to this summary. The action taken by the Transportation Policy Committee on July 19, 2006, will be provided at your place.

PUBLIC INPUT:

Final phase public meeting input on the Draft FY 2007-2011 MAG TIP is included in the Final Phase Opportunity Report that will be discussed as a separate agenda item. There were no direct public comments during the TRC and Management Committee meetings during June and July, 2006.

PROS & CONS:

PROS: Approval of the TIP will help ensure the timely construction of regionwide construction projects.

CONS: Approval of the TIP indicates approval of the projects included.

TECHNICAL & POLICY IMPLICATIONS:

TECHNICAL: The TIP is a listing of projects that are scheduled for construction within the next five years. The current TIP is the FY 2006-2010 MAG TIP, which is valid under Federal rules until August 31, 2007. Approval of the FY 2007-2011 MAG TIP is required to validate construction of new projects in years 2007, 2008 and 2009.

POLICY: The TIP is developed with input from all MAG jurisdictions and incorporates controls to ensure fiscal constraint. A new TIP is approved each year to ensure maximum flexibility and to ensure compliance with Air Quality Regulations.

ACTION NEEDED:

Approval of the Draft FY 2007-2011 Transportation Improvement Program, together with the requested ADOT material cost increases, contingent upon a finding of conformity of the TIP and

Regional Transportation Plan - 2006 Update with applicable state and federal air quality implementation plans.

PRIOR COMMITTEE ACTIONS:

This item is on the July 19, 2006 Transportation Policy Committee agenda. An update will be provided on action taken by the Committee.

Management Committee: On July 12, 2006, the Management Committee unanimously recommended approval of the Draft FY 2007-2011 MAG TIP.

MEMBERS ATTENDING

Jan Dolan, Scottsdale, Vice Chair
#Janine Solley for George Hoffman, Apache Junction
Charlie McClendon, Avondale
Steve Borst, Buckeye
* Jon Pearson, Carefree
* Usama Abujbarah, Cave Creek
Pat McDermott, Chandler
Mark Fooks for B.J. Cornwall, El Mirage
Alfonso Rodriguez for Orlando Moreno, Fort McDowell Yavapai Nation
#Tim Pickering, Fountain Hills
* Lynn Farmer, Gila Bend
Joseph Manuel, Gila River Indian Community
George Pettit, Gilbert
Horatio Skeete for Ed Beasley, Glendale
Stephen Cleveland, Goodyear
Mark Johnson, Guadalupe

* Darryl Crossman, Litchfield Park
Jim Huling for Christopher Brady, Mesa
* Tom Martinsen, Paradise Valley
* Terry Ellis, Peoria
Frank Fairbanks, Phoenix
John Kross, Queen Creek
* Bryan Meyers, Salt River Pima-Maricopa Indian Community
#Jim Rumpeltes, Surprise
Amber Wakeman for Will Manley, Tempe
* Reyes Medrano, Tolleson
Shane Dille, Wickenburg
Vince Micallef, Youngtown
Sam Elters for Victor Mendez, ADOT
Mike Ellegood for David Smith, Maricopa County
David Boggs, Valley Metro/RPTA

* Those members neither present nor represented by proxy.
#Attended by video-conference or by telephone conference call.

Transportation Review Committee: On June 29, 2006, the TRC unanimously recommended approval of the Draft FY 2007-2011 MAG TIP.

MEMBERS ATTENDING

Maricopa County: Mike Ellegood, Chairman
ADOT: Bill Hayden for Dan Lance
Avondale: David Fitzhugh
Buckeye: Scott Lowe
Chandler: Patrice Kraus
El Mirage: Mark Fooks for B.J. Cornwall
Fountain Hills: Randy Harrel
* Gila Bend: Lynn Farmer
* Gilbert: Tami Ryall
Glendale: Terry Johnson
Goodyear: Cato Esquivel
Guadalupe: Jim Ricker
* Litchfield Park: Mike Cartsonis

Mesa: Jim Huling
* Paradise Valley: Robert M. Cicarelli
Peoria: David Moody
Phoenix: Don Herp for Tom Callow
Queen Creek: Mark Young
RPTA: Bryan Jungwirth
Scottsdale: Mary O'Connor
Surprise: Stephanie Wilson for Randy Overmyer
Tempe: Carlos De Leon
#Wickenburg: Shane Dille
Valley Metro Rail: John Farry

EX-OFFICIO MEMBERS ATTENDING

- * Regional Bike Task Force: Randi Alcott
- * Street Committee: Darryl Crossman

- * Pedestrian Working Group: Eric Iwersen
- * ITS Committee: Alan Sanderson

* Those members neither present nor represented by proxy.
 #Attended by video-conference or by telephone conference call.

Regional Council: On April 26, 2006, the Regional Council approved the Draft FY 2007-2011 MAG TIP for an air quality conformity analysis.

MEMBERS ATTENDING

- Mayor Woody Thomas, Litchfield Park, Vice Chair
- Councilmember John Insalaco for Mayor Douglas Coleman, Apache Junction
- Mayor Marie Lopez-Rogers, Avondale
- Vice Mayor Chris Urwiller for Mayor Dusty Hull, Buckeye
- * Mayor Edward Morgan, Carefree
- Vice Mayor Dick Esser, Cave Creek
- Mayor Boyd Dunn, Chandler
- Mayor Fred Waterman, El Mirage
- * President Raphael Bear, Fort McDowell Yavapai Nation
- Vice Mayor Jay Schlum for Mayor Wally Nichols, Fountain Hills
- * Mayor Daniel Birchfield, Gila Bend
- * Governor William Rhodes, Gila River Indian Community
- Mayor Steven Berman, Gilbert
- Mayor Elaine Scruggs, Glendale
- Mayor James M. Cavanaugh, Goodyear
- * Mayor Bernadette Jimenez, Guadalupe

- Supervisor Mary Rose Wilcox for Supervisor Max Wilson, Maricopa County
- Councilmember Mike Whalen for Mayor Keno Hawker, Mesa
- Councilmember Dan Schweiker for Mayor Ron Clarke, Paradise Valley
- Vice Mayor Bob Barrett for Mayor John Keegan, Peoria
- Councilmember Peggy Neely for Mayor Phil Gordon, Phoenix
- # Mayor Wendy Feldman-Kerr, Queen Creek
- * President Joni Ramos, Salt River Pima-Maricopa Indian Community
- Mayor Mary Manross, Scottsdale
- Mayor Joan Shafer, Surprise
- * Mayor Hugh Hallman, Tempe
- * Mayor Adolfo Gamez, Tolleson
- + Mayor Ron Badowski, Wickenburg
- * Mayor Bryan Hackbarth, Youngtown
- Joe Lane, ADOT
- Felipe Zubia, ADOT
- F. Rockne Arnett, Citizens Transportation Oversight Committee

* Those members neither present nor represented by proxy.
 # Attended by telephone conference call.
 +Attended by videoconference call.

CONTACT PERSON:

Paul Ward, (602) 254-6300.

STATUS: Deferred

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
CHN03-107R	2007	Chandler	Ryan Rd: Arizona Ave to McQueen Rd	Pave dirt road	1.00	CMAQ	18,000	162,000	0	180,000	Project status changed from No Change to Deferred from FY 2006 to FY 2007
CHN06-216C1	2007	Chandler	Western Canal: Price Rd to Hamilton St (1 of 2) Price Rd to Alma School Rd	Construct multi-use path (phase 1 of 2)	1.80	CMAQ	258,400	1,033,600	0	1,292,000	Project status changed from No Change to Deferred from FY 2006 to FY 2007
CHN130-06D	2007	Chandler	Ray Rd at Alma School Rd	Design intersection improvement	1.00	RARF	150,000	0	350,000	500,000	Project status changed from Underway to Deferred from 2006 to 2007
CHN130-07RW	2008	Chandler	Ray Rd at Alma School Rd	Acquire right of way for intersection improvement	1.00	RARF	2,140,000	0	1,660,000	3,800,000	Project status changed from No Change to Deferred from 2007 to 2008
CHN130-08C	2009	Chandler	Ray Rd at Alma School Rd	Construct intersection improvement	1.00	RARF	3,759,000	0	1,341,000	5,100,000	Project status changed from No Change to Deferred from 2008 to 2009
CHN260-09AD	2010	Chandler	Ray Rd at Dobson Rd	Advance design intersection improvement for repayment in 2011	1.00	Local	850,500	0	0	850,500	Project status changed from No Change to Deferred from 2009 to 2010
CHN270-09AD	2009	Chandler	Ray Rd at McClintock Dr	Advance design intersection improvement for repayment in 2011	1.00	Local	783,000	0	0	783,000	Project status changed from No Change to Deferred from 2008 to 2009
CHN270-09ARW	2010	Chandler	Ray Rd at McClintock Dr	Advance acquire right of way for intersection improvement for repayment in 2011	1.00	Local	940,000	0	0	940,000	Project status changed from No Change to Deferred from 2009 to 2010
GLB01-114RB	2007	Gilbert	Consolidated Canal (Heritage Trail): Galveston St to Warner Rd (Chandler Segment)	Construct multi-use path (CMAQ component)	1.50	CMAQ	11,430	188,900	0	200,330	Project status changed from No Change to Deferred from FY 2006 to FY 2007
GLB02-204B	2007	Gilbert	Consolidated Canal (Heritage Trail): Freestone Park to Baseline Rd (Mesa Segment)	Construct multi-use path (CMAQ component)	1.50	CMAQ	11,430	188,900	0	200,330	Project status changed from No Change to Deferred from FY 2006 to FY 2007
GLB05-107R	2007	Gilbert	Eastern Canal: Baseline Rd to Guadalupe Rd (Santan Vista Trail phase I)	Design and construct multi-use path	1.00	CMAQ	33,231	549,769	0	583,000	Project status changed from No Change to Deferred from FY 2006 to FY 2007
GLB06-203B	2007	Gilbert	Gilbert Town Center	Design traffic management center (phase B) and purchase further equipment	.00	CMAQ	126,599	368,401	0	495,000	Project status changed from No Change to Deferred from FY 2006 to FY 2007

STATUS: Deferred

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
MMA05-214	2007	Maricopa County	PM-10 roads various locations	Pave dirt roads (FY 2005)	4.44	CMAQ	1,000,000	1,000,000	0	2,000,000	Project status changed from No Change to Deferred from FY 2006 to FY 2007
MMA06-207	2007	Maricopa County	Regionwide	Construct Aztech smart corridors, Phase 3 (design-build)	43.10	CMAQ	600,000	1,350,000	0	1,950,000	Project status changed from No Change to Deferred from FY 2006 to FY 2007
MMA06-208R	2007	Maricopa County	PM-10 roads various locations	Pave dirt roads (FY 2006)	13.31	CMAQ	1,000,000	1,000,000	0	2,000,000	Project status changed from No Change to Deferred from FY 2006 to FY 2007
TMP04-102	2007	Tempe	Curry Rd; Scottsdale Rd to McClintock Dr	Design and construct pedestrian facilities	1.00	CMAQ	105,600	438,200	0	543,800	Project status changed from No Change to Deferred from FY 2006 to FY 2007
TMP05-105	2007	Tempe	University Dr; Perry Lane to Price Rd	Design and construct pedestrian facilities	.50	CMAQ	100,000	400,000	0	500,000	Project status changed from No Change to Deferred from FY 2006 to FY 2007

STATUS: Deleted

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
CHN260-10ARW		Chandler	Ray Rd at Dobson Rd	Advance acquire right of way for intersection improvement for repayment in 2011	1.00	Local	1,220,000	0	0	1,220,000	Advance acquisition project deleted and replaced by straight right of way acquisition phase in 2011 (see CHN260-10ARWR)
CHN260-10ARWX	2011	Chandler	Ray Rd at Dobson Rd	Repayment of advance right of way acquisition for intersection improvement advance acquired in 2010	1.00	RARF	0	0	661,000	661,000	Right of way repayment project deleted and replaced by straight right of way acquisition phase in 2011 (see CHN260-10ARWR)
CHN260-11C	2011	Chandler	Ray Rd at Dobson Rd	Construct intersection improvement	1.00	RARF	3,215,000	0	2,455,000	5,670,000	Construction phase deleted from TIP (deferred from FY 2011 to 2012)
CHN270-10AC		Chandler	Ray Rd at McClintock Dr	Advance construct intersection improvement for repayment in 2012	1.00	Local	5,220,000	0	0	5,220,000	Advance construction project deleted and replaced by straight construction phase in FY 2011 (see CHN270-10C)
GDY01-101C		Goodyear	Rainbow Valley Rd; Riggs Rd to Hunt Hwy	Pave dirt road (Phase I)	1.00	CMAQ	10,000	80,000	0	90,000	Project deleted at jurisdiction's request
GDY06-203		Goodyear	Rainbow Valley Rd; Riggs Rd to Hunt Hwy	Pave dirt road (Phase II)	1.00	CMAQ	20,000	180,000	0	200,000	Project deleted at jurisdiction's request
DOT07-716		ADOT	10: Loop 303 (Estrella) to Dysart Rd	Advance design HOV and general purpose lanes	5.00	RARF	0	0	4,620,000	4,620,000	Project deleted and replaced by other advanced projects

STATUS: Deleted

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
DOT11-717	2011	ADOT	10: Loop 303 (Estrella) to Dysart Rd	Advance construct HOV and general purpose lanes	5.00	RARF	0	0	84,000,000	84,000,000	Project deleted and replaced by other advanced projects

STATUS: New

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
CHN240-11C	2010	Chandler	Queen Creek Rd: McQueen Rd to Lindsay Rd	Construct roadway widening	3.00	RARF	15,253,000	0	7,147,000	22,400,000	Project year changed from FY 2011 to FY 2010
CHN260-10RW	2011	Chandler	Ray Rd at Dobson Rd	Acquire right of way for intersection improvement	1.00	RARF	1,220,000	0	661,000	1,881,000	New right of way acquisition project added to 2011, replaces advance acquisition and repayment phases (see CHN260-10ARW in 2010 and CHN260-10ARWX in 2011)
CHN270-10C	2011	Chandler	Ray Rd at McClintock Dr	Construct intersection improvement	1.00	RARF	5,220,000	0	2,572,000	7,792,000	New construction project added to 2011, replaces advance construction phase (see CHN270-10AC in 2010)
DOT07-744	2007	ADOT	10: Dysart Rd to Loop 101 (Agua Fria Fwy)	Advance design HOV and general purpose lanes (City advancement) for repayment in 2013	4.00	Local	2,805,000	0	0	2,805,000	New project added to FY 2007 due to advancement of funds by West Valley Agencies
DOT07-745AD	2007	ADOT	10: Sarival Rd to Dysart Rd	Advance design HOV and general purpose lanes (City advancement phase 1 of 2) for repayment in 2009	4.00	Local	2,800,000	0	0	2,800,000	New project added to FY 2007 due to advancement of funds by West Valley Agencies
DOT08-747	2008	ADOT	10: Dysart Rd to Loop 101 (Agua Fria Fwy)	Advance construct HOV and general purpose lanes (City advancement) for repayment in 2014	4.00	Local	51,000,000	0	0	51,000,000	New project added to FY 2008 due to advancement of funds by West Valley Agencies
DOT08-748AD	2008	ADOT	10: Sarival Rd to Dysart Rd	Advance design HOV and general purpose lanes (City advancement phase 2 of 2) for repayment in 2009	4.00	Local	1,900,000	0	0	1,900,000	New project added to FY 2008 due to advancement of funds by West Valley Agencies
DOT08-749C	2008	ADOT	10: Sarival Rd to Dysart Rd	Construct HOV and general purpose lanes (Pavement Preservation funds)	4.00	State	6,000,000	0	0	6,000,000	New project added to FY 2008 due to advancement of funds by West Valley Agencies
DOT08-750AC	2008	ADOT	10: Sarival Rd to Dysart Rd	Advance construct HOV and general purpose lanes (City advancement phase 1 of 2) for repayment in 2011	4.00	Local	44,000,000	0	0	44,000,000	New project added to FY 2008 due to advancement of funds by West Valley Agencies

STATUS: New

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
DOT09-752AC	2009	ADOT	10: Sarival Rd to Dysart Rd	Advance construct HOV and general purpose lanes (City advancement phase 2 of 2) for repayment in 2011	4.00	Local	35,000,000	0	0	35,000,000	New project added to FY 2009 due to advancement of funds by West Valley Agencies
DOT09-753	2009	ADOT	10: Loop 303 (Estrella) to Sarival Rd	Design HOV and general purpose lanes	1.00	RARF	0	0	1,200,000	1,200,000	New project added to FY 2009 due to advancement of funds by West Valley Agencies
DOT11-754	2011	ADOT	10: Loop 303 (Estrella) to Sarival Rd	Advance construct HOV and general purpose lanes for repayment in	1.00	Local	22,000,000	0	0	22,000,000	New project added to FY 2011 due to advancement of funds by West Valley Agencies
DOT07-746	2007	ADOT	17 at Dove Valley Rd TI	Advance design new traffic interchange (City advancement) for repayment in RTP phase 3	.40	Local	1,800,000	0	0	1,800,000	New project added to FY 2007 due to advancement of funds by City of Phoenix
DOT08-751	2008	ADOT	17 at Dove Valley Rd TI	Advance construct new traffic interchange (City advancement) for repayment in RTP phase 3	.40	Local	16,600,000	0	0	16,600,000	New project added to FY 2008 due to advancement of funds by City of Phoenix

STATUS: Underway

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
CHN02-012		Chandler	Consolidated Canal: Ryan Rd to Riggs Rd	Construct multi-use path along canal bank (phase 3 of 3)	3.50	CMAQ	42,750	707,250	0	750,000	Project status changed from No Change to Underway
CHN03-108		Chandler	Arizona Ave: Elliot Rd to Chandler Blvd	Install fibre optic communication system (phase 2)	3.00	CMAQ	14,250	235,750	0	250,000	Project status changed from No Change to Underway
GLB02-204A		Gilbert	Consolidated Canal (Heritage Trail): Freestone Park to Baseline Rd (Mesa Segment)	Construct multi-use path (STP-TEA component)	1.50	STP-TEA	50,000	500,000	0	550,000	Project status changed from No Change to Underway
GLB03-301		Gilbert	Powerline Trail	Design and construct multi-use path along utility easement	.00	STP-TEA	92,000	500,000	0	592,000	Project status changed from No Change to Underway
GLB04-303		Gilbert	Various locations along the Consolidated and Eastern Canals	Design and install four pedestrian bridges	.40	STP-TEA	39,000	180,000	0	219,000	Project status changed from No Change to Underway

STATUS: Underway

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
GLN01-110		Glendale	Historic Catlin Court Alleyway	Improve 4 alleyways for multi-modal use, including enhancing pedestrian and bicycle facilities and limit vehicle parking	.00	STP-TEA	520,090	498,000	0	1,018,090	Project status changed from No Change to Underway
MES05-127C		Mesa	South Canal: McKellips Rd to McDowell Rd - Phase 1 (construction phase)	Construct multi-use path	1.50	CMAQ	94,200	1,558,000	0	1,652,200	Project status changed from No Change to Underway
MMA06-206		Maricopa County	McDowell Mountain Rd: Fountain Hills city limits to Forest Rd	Design and construct bicycle lane	8.25	CMAQ	533,314	494,870	0	1,028,184	Project status changed from No Change to Underway
PHX04-347		Phoenix	Camelback Rd at 20th St and 24th St	Design and reconstruct intersection to improve pedestrian and bicycle enhancements	.20	STP-TEA	392,491	62,500	0	454,991	Project status changed from No Change to Underway
PHX06-223		Phoenix	51st Ave at the ACDC (joint project with Glendale)	Construct multi-use underpass	.04	CMAQ	560,000	2,240,000	0	2,800,000	Project status changed from No Change to Underway
PHX06-225C		Phoenix	Citywide	Install wireless communications link to fiber optics backbone to replace ITS and ATMS telephone connections	.00	CMAQ	211,400	845,600	0	1,057,000	Project status changed from No Change to Underway
PVY06-201C		Paradise Valley	Lincoln Dr: 32nd St to Invergordon Rd	Construct pedestrian path on south side of Lincoln Dr	4.00	CMAQ	80,000	400,000	0	480,000	Project status changed from No Change to Underway
TMP01-108		Tempe	Tempe Canal: University Dr to UPRR	Construct multi-use path	.75	STP-TEA	485,000	500,000	0	985,000	
TMP06-253		Tempe	Mill Ave: Broadway Rd to Southern Ave and Southern Ave: Mill Ave to Rural Rd	Widen sidewalks and ramps	2.00	CMAQ	17,100	282,900	0	300,000	Project status changed from No Change to Underway
TMP06-253RX2		Tempe	Mill Ave: Broadway Rd to Southern Ave and Southern Ave: Mill Ave to Rural Rd	Repayment 2 of 2 of sidewalks and ramps advance constructed in 2004	2.00	CMAQ	-282,900	282,900	0	0	Project status changed from No Change to Underway
PHX01-902TR3		Phoenix	Phoenix/Glendale	Construct West Valley operations facility	.00	5309	0	18,772,800	4,693,200	23,466,000	Project status changed from No Change to Underway
PHX05-132T		Phoenix	Regionwide	Purchase bus: articulated - 5 expand	.00	5307	0	2,211,950	453,050	2,665,000	Project status changed from No Change to Underway
PHX06-219T		Phoenix	Regionwide	Associated capital maintenance - operations	.00	5307	851,200	3,404,800	0	4,256,000	Project status changed from No Change to Underway

STATUS: Underway

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
PHX06-220T		Phoenix	Regionwide	Associated capital maintenance - parts and components	.00	5307	385,880	1,543,520	0	1,929,400	Project status changed from No Change to Underway
PHX06-221T		Phoenix	Regionwide	Capital cost of contracting	.00	5307	166,600	666,400	0	833,000	Project status changed from No Change to Underway
PHX06-222T		Phoenix	Regionwide	Expend project support services	.00	5307	10,000	40,000	0	50,000	Project status changed from No Change to Underway
PHX06-223T		Phoenix	Regionwide	Purchase bus: 40 foot - lease/purchase payment	.00	5309	488,750	2,366,250	0	2,875,000	Project status changed from No Change to Underway
PHX06-224T		Phoenix	Regionwide	Purchase bus: < 30 foot - 25 replace (dial-a-ride)	.00	5307	0	1,095,519	273,880	1,369,399	Project status changed from No Change to Underway
PHX06-227T		Phoenix	Regionwide	Purchase bus: standard - 18 replace	.00	5307	0	6,038,748	1,236,852	7,275,600	Project status changed from No Change to Underway
PHX06-228T		Phoenix	Regionwide	Purchase bus: standard - 4 replace	.00	STP-Flex	0	1,508,800	91,200	1,600,000	Project status changed from No Change to Underway
PHX06-231T		Phoenix	Various locations	Design and construct upgrades - north and south	.00	5307	126,600	506,400	0	633,000	Project status changed from No Change to Underway
PHX06-232T		Phoenix	Various locations	Install bus stop passenger improvements - 40 sites	.00	5307	390,000	310,000	0	700,000	Project status changed from No Change to Underway
PHX06-601T		Phoenix	Regionwide	Purchase bus: < 30 foot - 5 expand (dial-a-ride)	.00	5307	56,000	224,000	0	280,000	Project status changed from No Change to Underway
PHX06-602T		Phoenix	Regionwide	Purchase bus: standard - 5 expand	.00	5307	0	1,489,850	305,150	1,795,000	Project status changed from No Change to Underway
PHX06-603T		Phoenix	Regionwide	Purchase new fareboxes - 10 expand	.00	5307	0	84,210	21,053	105,263	Project status changed from No Change to Underway
PHX06-604T		Phoenix	Regionwide	Purchase new radios - 10 expand	.00	5307	0	101,992	25,498	127,490	Project status changed from No Change to Underway

STATUS: Deferred

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
GLB140-06D	2007	Gilbert	Warner Rd at Cooper Rd	Design intersection improvement	.40	RAAF	200,000	0	460,000	660,000	Project deferred from FY 2006 to FY 2007
MES04-125C	2007	Mesa	Country Club Dr: 8th Ave to Baseline Rd (Including US-60 TI)	Install real-time adaptive signal system	1.50	CMAQ	581,190	788,810	0	1,370,000	Project status changed from Underway to Deferred from FY 2006 to FY 2007
DOT06-214R	2007	ADOT	17 at Greenway Rd and Thunderbird Rd	Construct drainage improvements	.00	IM	456,000	7,544,000	0	8,000,000	Project deleted (combined with DOT07-329C and replaced by DOT07-329R)
DOT06-250	2007	ADOT	85: I-8 to I-10	Design, acquire right of way & relocate utilities	34.00	State	347,000	0	0	347,000	Project status changed from Underway to Deferred from FY 2006 to FY 2007
DOT06-252	2008	ADOT	85: MP 130.71 to MP 137.00	Reconstruct roadway	6.29	NHS	1,191,300	19,708,700	0	20,900,000	Project total cost increased from \$15,665,000 to \$20,900,000
DOT06-425	2009	ADOT	85: MP 120.54 to MP 122.99	Design, acquire right of way & relocate utilities	2.40	State	1,200,000	0	0	1,200,000	Project status changed from Underway to Deferred from FY 2006 to FY 2009
DOT06-612	2007	ADOT	85: MP 139.01 to MP 141.71	Widen roadway, adding 2 through lanes	2.70	NHS	1,076,046	17,801,954	0	18,878,000	Project total cost decreased from \$18,878,000 to \$17,300,000
DOT06-613	2007	ADOT	85: Southern Ave to I-10	Widen roadway, adding 2 through lanes	2.52	State	11,200,000	0	0	11,200,000	Project total cost increased from \$8,602,000 to \$11,200,000
DOT06-614	2007	ADOT	85: Southern Ave to I-10	Design, acquire right of way & relocate utilities	2.52	State	6,231,000	0	0	6,231,000	Project status changed from Underway to Deferred from FY 2006 to FY 2007 and cost decreased from \$6,231,000 to \$3,900,000
DOT06-6C63	2007	ADOT	85: MC-85 to Southern Ave	Widen roadway, adding 2 through lanes	2.10	NHS	579,000	9,550,000	0	10,129,000	Project status changed from Underway to Deferred from FY 2006 to FY 2007 and cost decreased from \$10,129,000 to \$8,500,000
DOT06-256C	2007	ADOT	93: Wickenburg By-pass	Construct by-pass	3.00	NHS	1,704,300	28,195,700	0	29,900,000	Project total cost increased from \$26,800,000 to \$29,900,000
DOT07-323	2009	ADOT	101 (Agua Fria Fwy): I-10 to MC-85 (99th Ave)	Construct new roadway	1.70	STP-AZ	200,000	3,300,000	0	3,500,000	Project status changed from No Change to Deferred from FY 2008 to FY 2009

STATUS: Deleted

STATUS: Deleted

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
MES07-313AD		Mesa	Main St: Mesa Dr to Mill Ave	Advance design of non intrusive detection systems project for repayment in FY 2007	6.00	Local	180,000	0	0	180,000	Advance design project deleted and replaced by regular design in FY 2007
MES07-313ADX		Mesa	Main St: Mesa Dr to Mill Ave	Repayment of advance design of non intrusive detection systems project completed in FY 2006	6.00	CMAQ	-144,000	144,000	0	0	Advance design project deleted and replaced by regular design in FY 2007
DOT07-347		ADOT	10 at 43rd Ave	Improve traffic interchange	.20	CMAQ	40,000	585,000	0	625,000	Project deleted (combined with DOT07-348 and replaced by DOT07-347R in FY 2007)
DOT07-348		ADOT	10 at 51st Ave	Improve traffic interchange	.20	CMAQ	50,000	825,000	0	875,000	Project deleted (combined with DOT07-347 and replaced by DOT07-347R in FY 2007)
DOT10-6C27		ADOT	10: SR-51 (Piestewa Fwy) to 40th St (CD Road)	Design and purchase right of way for CD roads	5.20	State	20,000,000	0	0	20,000,000	Project deleted and replaced by separate design and right of way acquisition phases (see DOT10-6C27D and DOT10-6C27RW in FY 2010)
DOT06-604		ADOT	17 at Dixileta Dr	Advance construct new traffic interchange (Phoenix funds) for repayment in 2012	.40	Local	8,200,000	0	0	8,200,000	Project deleted (combined with DOT06-606R and replaced by DOT06-606S)
DOT06-606R		ADOT	17 at Jomax Rd	Construct new traffic interchange	.40	STP-AZ	0	20,274,500	1,225,500	21,500,000	Project deleted (combined with DOT06-604 and replaced by DOT06-606S)
DOT07-329C		ADOT	17 at Peoria Ave and at Cactus Ave	Construct drainage improvements	.00	IM	513,000	8,487,000	0	9,000,000	Project deleted (combined with DOT06-214R and replaced by DOT07-329R)
DOT07-643		ADOT	60 (Grand Ave): Loop 303 (Estrella Pkwy) to Loop 101 (Agua Fria Fwy)	Design roadway widening	10.00	RARF	0	0	1,320,000	1,320,000	Project deleted and replaced by DOT07-643R due to reduction in eastern limit from Loop 101 (Agua Fria Fwy) to 99th Ave
DOT07-6C62		ADOT	60 (Superstition Fwy): Gilbert Rd to Power Rd	Construct landscape	4.50	RARF	0	0	4,100,000	4,100,000	Project deleted and replaced by DOT07-6C62R due to reduction in western limit from Gilbert Rd to Val Vista Dr
DOT10-6C34	2010	ADOT	101 (Price Fwy): Baseline Rd to Loop 202 (Santan Fwy)	Design and construct FMS	5.50	CMAQ	0	5,186,500	313,500	5,500,000	Project deleted and replaced by "FMS Preservation" and/or "FMS Rehab" projects
DOT07-654	2007	ADOT	303 (Estrella Pkwy): Happy Valley Rd to I-17	Design new interim freeway and purchase right of way (FY 2007)	12.00	RARF	0	0	40,000,000	40,000,000	Project deleted and replaced by separate design and right of way phases (DOT07-654D and DOT07-654C)

STATUS: Deleted

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
DOT07-655	2007	ADOT	303 (Estrella Pkwy): I-10 to US-60 (Grand Ave)	Design and purchase right of way for roadway improvements (FY 2007)	15.00	RARF	0	0	10,000,000	10,000,000	Project deleted and replaced by straight right of way acquisition phase (DOT07-655RW)
DOT07-713	2007	ADOT	303 (Estrella Pkwy): I-10 to US-60 (Grand Ave)	Design and purchase right of way	15.00	RARF	0	0	5,000,000	5,000,000	Project deleted and replaced by straight design phase (DOT07-713D)
DOT09-6C12	2009	ADOT	303 (Estrella Pkwy): I-10 to US-60 (Grand Ave)	Design and purchase right of way for roadway improvements (FY 2009)	15.00	RARF	0	0	10,000,000	10,000,000	Project deleted and replaced by design and acquire right of way phases (DOT09-6C12D and DOT09-6C12RW)
DOT10-6C38	2010	ADOT	303 (Estrella Pkwy): I-10 to US-60 (Grand Ave)	Design and purchase right of way for roadway improvements (FY 2010)	15.00	RARF	0	0	10,000,000	10,000,000	Project deleted and replaced by design and acquire right of way phases (DOT10-6C38D and DOT10-6C38RW)
DOT07-714	2007	ADOT	MAG regionwide	Asphalt rubber noise mitigation (FY 2007 - reprogrammed from FY 2006)	.00	RARF	0	0	5,222,000	5,222,000	Project deleted as project will be underway in FY 2006

STATUS: New

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
MES07-313D	2007	Mesa	Main St: Mesa Dr to Mill Ave	Design non intrusive detection systems, cameras, dynamic message signs and one mile of fiber optic cable	6.00	CMAQ	36,000	144,000	36,000	180,000	New design project added to FY 2007 with \$144,000 CMAQ (replaces MES07-313AD in FY 2006 and MES07-313ADX in FY 2007)
DOT07-347R	2007	ADOT	10 at 43rd and 51st Aves	Improve traffic interchanges	.40	CMAQ	430,000	1,410,000	0	1,840,000	New project added to FY 2007 with \$1,410,000 CMAQ (combined project; replaces DOT07-347 and DOT07-348, both in FY 2007)
DOT07-745ADX	2009	ADOT	10: Sarival Rd to Dysart Rd	Repayment of advance design for HOV and general purpose lanes advance designed in 2007	4.00	RARF	-2,750,000	0	2,750,000	0	New project added to FY 2009 due to advancement of funds by West Valley Agencies
DOT08-748ADX	2009	ADOT	10: Sarival Rd to Dysart Rd	Repayment of advance design for HOV and general purpose lanes advance designed in 2008	4.00	RARF	-1,870,000	0	1,870,000	0	New project added to FY 2009 due to advancement of funds by West Valley Agencies
DOT08-750ACX	2011	ADOT	10: Sarival Rd to Dysart Rd	Repayment of advance construction for HOV and general purpose lanes advance constructed in 200	4.00	RARF	-84,000,000	0	84,000,000	0	New project added to FY 2011 due to advancement of funds by West Valley Agencies

STATUS: New

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
DOT10-755	2010	ADOT	10: Sarival Rd to Dysart Rd	Design landscape	4.00	State	320,000	0	0	320,000	New project added to FY 2010
DOT10-6C27D	2010	ADOT	10: SR-51 (Piestewa Fwy) to 40th St (CD Road)	Design CD roads	5.20		10,000,000	0	0	20,000,000	New project added to FY 2010 with \$10,000,000, partially replaces DOT10-6C27 (see also DOT10-6C27RW in FY 2010)
DOT10-6C27RW	2010	ADOT	10: SR-51 (Piestewa Fwy) to 40th St (CD Road)	Purchase right of way for CD roads	5.20		10,000,000	0	0	20,000,000	New project added to FY 2010 with \$10,000,000, partially replaces DOT10-6C27 (see also DOT10-6C27D in FY 2010)
DOT06-606SA	2007	ADOT	17 at Jomax Rd and Dixileta Dr	Construct new traffic interchanges and improve Skunk Creek bridge (Federal and regional funds)	.40	STP-AZ	0	20,274,500	11,525,500	31,800,000	New project added to FY 2007 with \$20,274,500 STP-AZ and \$11,525,500 RARF funds due to combination of DOT06-604 and DOT06-606R (see also DOT06-606SB)
DOT06-606SB	2007	ADOT	17 at Jomax Rd and Dixileta Dr	Construct new traffic interchanges and improve Skunk Creek bridge (Phoenix funds) for repayment in 2012	.40	Local	8,200,000	0	0	8,200,000	New project added to FY 2007 with \$8,200,000 City of Phoenix funds following combination of DOT06-604 and DOT06-606R (see also DOT06-606SA)
DOT07-329R	2007	ADOT	17: Peoria Ave to Greenway Rd	Construct drainage improvements	.00	IM	969,000	16,031,000	0	17,000,000	New project added to FY 2007 with \$16,031,000 IM funds due to combination of DOT06-214R and DOT07-329C
DOT07-643R	2007	ADOT	60 (Grand Ave): Loop 303 (Estrella Pkwy) to 99th Ave	Design roadway widening	10.00	RARF	0	0	1,900,000	1,900,000	New project added to FY 2007 with \$1,900,000 RARF, replaces DOT07-643 due to reduction in eastern limit from Loop 101 (Agua Fria Fwy) to 99th Ave and funds increased from \$1,320,000
DOT09-6C00R	2009	ADOT	60 (Grand Ave): Loop 303 (Estrella Pkwy) to Loop 101 (Agua Fria Fwy)	Widen roadway and improve interchanges	10.00	RARF	0	0	24,000,000	24,000,000	New project added to FY 2007, replaces DOT09-6C00 due to reduction in eastern limit from Loop 101 (Agua Fria Fwy) to 99th Ave
DOT07-6C62R	2007	ADOT	60 (Superstition Fwy): Gilbert Rd to Power Rd	Construct landscape	4.50	RARF	0	0	5,100,000	5,100,000	New project added to FY 2007 with \$5,100,000 RARF, replaces DOT07-6C62 due to reduction in western limit from Gilbert Rd to Val Vista Dr and funds increased from \$4,100,000
	2007	ADOT	85: I-8 to I-10	Design, acquire right of way & relocate utilities	34.00	State	9,700,000	0	0	9,700,000	New project added to FY 2007 with \$9,700,000 State funds

STATUS: New

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
	2008	ADOT	85: I-8 to I-10	Design, acquire right of way & relocate utilities	34.00	State	10,200,000	0	0	10,200,000	New project added to FY 2008 with \$10,200,000 State funds
	2009	ADOT	85: I-8 to I-10	Design, acquire right of way & relocate utilities	34.00	State	11,100,000	0	0	11,100,000	New project added to FY 2009 with \$11,100,000 State funds
	2007	ADOT	85: MP 139.01 to MP 141.71	Relocate utilities	2.70	State	1,100,000	0	0	1,100,000	New project added to FY 2007 with \$1,100,000 State funds
	2007	ADOT	87: Forest Boundary to New Four Peaks	Acquire right of way for shoulder widenings and median crossovers	9.00	State	400,000	0	0	400,000	New project added to FY 2007 with \$400,000 State funds
DOT07-705	2007	ADOT	101 (Agua Fria Fwy): I-10 to I-17	Install fibre-optic cable for FMS	.00	CMAQ	1,335,445	5,549,555	0	6,885,000	Project total cost increased from \$ 5,885,000 to \$6,885,000 by increasing State match
DOT07-706	2007	ADOT	101 (Pima Fwy): I-17 to Princess Dr	Design and construct FMS	9.30	State	6,600,000	0	0	6,600,000	Project total cost decreased from \$8,410,000 to \$6,600,000
DOT07-707	2007	ADOT	101 (Pima Fwy): Princess Dr to Loop 202 (Red Mountain Fwy)	Design and construct FMS	.00	State	8,400,000	0	0	8,400,000	Project total cost increased from \$ 6,000,000 to \$8,400,000
DOT07-654D	2007	ADOT	303 (Estrella Pkwy): Happy Valley Rd to I-17	Design new interim freeway (FY 2007)	12.00	RARF	0	0	14,000,000	14,000,000	New project added to FY 2007 with \$14,000,000 RARF funds (replaces DOT07-654, see also DOT07-654C)
DOT07-654RW	2007	ADOT	303 (Estrella Pkwy): Happy Valley Rd to I-17	Acquire right of way for new interim freeway (FY 2007)	12.00	RARF	0	0	26,000,000	26,000,000	New project added to FY 2007 with \$26,000,000 RARF funds (replaces DOT07-654, see also DOT07-654D)
DOT07-655RW	2007	ADOT	303 (Estrella Pkwy): I-10 to US-60 (Grand Ave)	Purchase right of way for roadway improvements (FY 2007)	15.00	RARF	0	0	10,000,000	10,000,000	New project added to FY 2007 with \$10,000,000 RARF funds (replaces DOT07-655)
DOT07-713D	2007	ADOT	303 (Estrella Pkwy): I-10 to US-60 (Grand Ave)	Design roadway improvements (FY 2007)	15.00	RARF	0	0	5,000,000	5,000,000	New project added to FY 2007 with \$5,000,000 RARF funds (replaces DOT07-713)
DOT09-6C12D	2009	ADOT	303 (Estrella Pkwy): I-10 to US-60 (Grand Ave)	Design roadway improvements (FY 2009)	15.00	RARF	0	0	4,500,000	4,500,000	New project added to FY 2009 with \$4,500,000 RARF funds (partially replaces DOT09-6C12, see also DOT09-6C12RW)
DOT09-6C12RW	2009	ADOT	303 (Estrella Pkwy): I-10 to US-60 (Grand Ave)	Acquire right of way for roadway improvements (FY 2009)	15.00	RARF	0	0	5,500,000	5,500,000	New project added to FY 2009 with \$5,500,000 RARF funds (partially replaces DOT09-6C12, see also DOT09-6C12D)
DOT10-6C38D	2010	ADOT	303 (Estrella Pkwy): I-10 to US-60 (Grand Ave)	Design roadway improvements (FY 2010)	15.00	RARF	0	0	4,500,000	4,500,000	New project added to FY 2010 with \$4,500,000 RARF funds (partially replaces DOT10-6C38, see also DOT10-6C38RW)

STATUS: New

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
DOT10-6C38RW	2010	ADOT	303 (Estrella Pkwy): I-10 to US-60 (Grand Ave)	Acquire right of way for roadway improvements (FY 2010)	15.00	RARF	0	0	5,500,000	5,500,000	New project added to FY 2010 with \$5,500,000 RARF funds (partially replaces DOT10-6C38, see also DOT10-6C38D)
	2009	ADOT	MAG regionwide	Design FMS rehabilitation	.00	CMAQ	120,000	280,000	0	400,000	New project added to FY 2009 with \$280,000 CMAQ funds
	2007	ADOT	MAG regionwide	Preserve and maintain FMS	.00	CMAQ	220,000	500,000	0	720,000	New project added to FY 2007 with \$500,000 CMAQ funds
	2008	ADOT	MAG regionwide	Preserve and maintain FMS	.00	CMAQ	220,000	500,000	0	720,000	New project added to FY 2008 with \$500,000 CMAQ funds
	2009	ADOT	MAG regionwide	Preserve and maintain FMS	.00	CMAQ	220,000	500,000	0	720,000	New project added to FY 2009 with \$500,000 CMAQ funds
	2009	ADOT	MAG regionwide	Preserve and maintain FMS	.00	CMAQ	220,000	500,000	0	720,000	New project added to FY 2010 with \$500,000 CMAQ funds
	2009	ADOT	MAG regionwide	Preserve and maintain FMS	.00	CMAQ	220,000	500,000	0	720,000	New project added to FY 2011 with \$500,000 CMAQ funds
	2010	ADOT	MAG regionwide	Rehabilitation FMS facilities	.00	CMAQ	1,100,000	2,500,000	0	3,600,000	New project added to FY 2009 with \$3,600,000 CMAQ funds
DOT11-734	2011	ADOT	MAG regionwide	Design and construct FMS	.00	CMAQ	192,090	3,177,910	0	3,370,000	Project total cost decreased from \$3,370,000 to \$1,270,000

STATUS: No Change

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
DOT07-641R	2007	ADOT	17: Loop 101 (Pima Fwy) to SR-74 (Carefree Hwy)	Widen freeway from 6 lanes to 8	9.00	NHS	0	66,000,000	116,000,000	182,000,000	Project cost increased from \$179,000 to \$182,000
DOT09-6C00	2009	ADOT	60 (Grand Ave): Loop 303 (Estrella Pkwy) to Loop 101 (Agua Fria Fwy)	Widen roadway and improve interchanges	10.00	RARF	0	0	24,000,000	24,000,000	Project deleted and replaced by DOT09-6C00R due to reduction in eastern limit from Loop 101 (Agua Fria Fwy) to 99th Ave
DOT09-6C01	2009	ADOT	60 (Grand Ave): Loop 101 (Agua Fria Fwy) to McDowell Rd	Design roadway widening	12.50	RARF	0	0	2,700,000	2,700,000	Project cost increased from \$1,375,000 to \$2,700,000
DOT08-670	2008	ADOT	60 (Superstition Fwy): I-10 to Loop 101 (Pima/Price Fwy)	Design general purpose lanes	4.50	State	700,000	0	0	700,000	Project cost increased from \$440,000 to \$700,000
DOT07-650	2008	ADOT	202 (Red Mountain Fwy): Rural Rd to Loop 101 (Pima Fwy), WB lanes	Design roadway widening	2.00	RARF	0	0	800,000	800,000	Project total cost increased from \$495,000 to \$800,000

STATUS: No Change

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
DOT08-675	2008	ADOT	202 (Red Mountain Fwy) at I-10/SR-51 TI to Loop 101 (Pima Fwy), EB lanes	Design widening	.40	State	4,800,000	0	0	4,800,000	Project total cost increased from \$ 3,300,000 to \$4,800,000
DOT08-681	2008	ADOT	303 (Estrella Pkwy): I-10 to US-60 (Grand Ave)	Design and purchase right of way for roadway improvements (FY 2008)	15.00	RARF	0	0	10,000,000	10,000,000	Project deleted and replaced by straight design phase (DOT08-681D)
DOT08-681D	2008	ADOT	303 (Estrella Pkwy): I-10 to US-60 (Grand Ave)	Design roadway improvements (FY 2008)	15.00	RARF	0	0	10,000,000	10,000,000	New project added to FY 2008 with \$10,000,000 RARF funds (replaces DOT08-681)
DOT07-656	2007	ADOT	MAG regionwide	Asphalt rubber noise mitigation (FY 2007)	.00	RARF	0	0	14,200,000	14,200,000	Project total cost decreased from \$18,278,000 to \$14,200,000 due to advancement of funds to FY 2006

STATUS: Underway

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
TMP04-104		Tempe	Western Canal: Price Rd to Kiwanis Park - Phase 1	Design and construct multi-use path	2.50	CMAQ	300,000	1,250,000	0	1,550,000	Project status changed from "Deferred from FY 2006 to FY 2007" to Underway
TMP04-224		Tempe	Western Canal: Ken McDonald GC to Baseline Rd (phase 2)	Construct multi-use path	1.25	CMAQ	400,000	1,600,000	0	2,000,000	Project status changed from "Deferred from FY 2006 to FY 2007" to Underway

STATUS: Deferred

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
DOT98-111	2007	ADOT	PH101L10IRD -- 101L Pima Fwy: Pima Rd Extension (JPA)	Design roadway extension	3.00	RARF	0	0	297,000	297,000	Project deferred from FY 2006 to FY 2007
DOT99-124	2008	ADOT	PH101L10IRC -- 101L Pima Fwy: Pima Rd Extension (JPA)	Construct roadway extension	3.00	RARF	0	0	3,634,000	3,634,000	Project deferred from FY 2007 to FY 2008
DOT08-678	2009	ADOT	202 (South Mountain Fwy): I-10 (west) to 51st Ave	Construct new 6 lane freeway	6.00	RARF	24,800,000	0	35,200,000	60,000,000	Change funding type from \$ 60,000,000 RARF to \$24,800,000 State and \$35,200,000 RARF
GLB06-201R	2007	Gilbert	Eastern Canal: Guadalupe Rd to Elliot Rd (Santan Vista Trail phase II)	Design and construct multi-use path	1.00	CMAQ	159,000	636,000	0	795,000	Project status changed from No Change to Deferred from FY 2006 to FY 2007
GLN06-202	2007	Glendale	Various locations	Install fiber-optic cable & conduit to support computerized signal system	4.25	CMAQ	223,500	894,000	0	1,117,500	Project status changed from Underway to Deferred from FY 2006 to FY 2007
GDL04-201	2007	Guadalupe	8413 S Avenida Del Yaqui	Install emergency signal device at fire station	.10	STP-MAG	3,000	47,000	0	50,000	Project status changed from No Change to deferred from FY 2006 to FY 2007
GDL04-301	2007	Guadalupe	Calle Guadalupe: I-10 to Tempe City Limits	Design and construct roadway enhancements to complete the Sun Circle Trail	.50	STP-TEA	60,000	500,000	0	560,000	Project status changed from No Change to Deferred from FY 2006 to FY 2007
GDL05-202	2007	Guadalupe	Guadalupe Rd: Highline Canal to Calle Bella Vista	Add left and right turn lanes, curb, gutter, sidewalks, frontage road, bus stops and cross walks	.60	CMAQ	340,000	500,000	0	840,000	Project status changed from No Change to Deferred from FY 2006 to FY 2007
QNC06-201	2007	Queen Creek	Ellsworth Rd at Ocotillo Rd	Reconstruct intersection to add left turn lanes, curb, gutter, sidewalk and traffic signals.	.10	CMAQ	100,000	300,000	0	400,000	Project status changed from No Change to Deferred from FY 2006 to FY 2007

STATUS: New

STATUS: New

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
DOT07-745AD	2007	ADOT	10: Sarival Rd to Dysart Rd	Advance design HOV and general purpose lanes (City advancement phase 1 of 2) for repayment in 2009	4.00	HELP	2,800,000	0	0	2,800,000	Fund Type changed from Local Agency to \$2,800,000 HELP Loan
DOT07-703	2007	ADOT	87: Forest Boundary to New Four Peaks (Safety Funds)	Construct shoulder widenings and median crossovers	9.00	HES	171,000	2,829,000	0	3,000,000	Fund type changed from HSIP to HES and total funds reduced from \$3,181,337 to \$3,000,000
DOT07-761	2007	ADOT	SH153RWR -- 153 Sky Harbor Expwy: Sky Harbor Corridor	Reprogram right of way	2.00	RARF	0	0	6,800,000	6,800,000	New project added to FY 2007 with \$6,800,000 RARF
DOT07-762	2007	ADOT	RM202LRWR -- 202L Red Mountain Fwy: Red Mountain Corridor	Reprogram right of way	.00	RARF	0	0	7,600,000	7,600,000	New project added to FY 2007 with \$7,600,000 RARF
DOT07-763	2007	ADOT	SA202LRWR -- 202L Santan Fwy: Santan Corridor	Reprogram right of way	.00	RARF	0	0	18,000,000	18,000,000	New project added to FY 2007 with \$18,000,000 RARF
DOT08-748AD	2008	ADOT	10: Sarival Rd to Dysart Rd	Advance design HOV and general purpose lanes (City advancement phase 2 of 2) for repayment in 2009	4.00	HELP	1,900,000	0	0	1,900,000	Fund Type changed from Local Agency to \$1,900,000 HELP Loan
DOT08-756	2008	ADOT	17: Loop 101 (Pima Fwy) to SR-74 (Carefree Hwy)	Design landscape	9.00	RARF	0	0	720,000	720,000	Fund type changed from State to RARF
DOT07-745ADX	2009	ADOT	10: Sarival Rd to Dysart Rd	Repayment of advance design for HOV and general purpose lanes advance designed in 2007	4.00	RARF	-2,800,000	0	2,800,000	0	Fund Type changed from Local Agency to \$2,800,000 HELP Loan
DOT08-748ADX	2009	ADOT	10: Sarival Rd to Dysart Rd	Repayment of advance design for HOV and general purpose lanes advance designed in 2008	4.00	RARF	-1,900,000	0	1,900,000	0	Fund Type changed from Local Agency to \$1,900,000 HELP Loan
DOT09-757	2009	ADOT	17: Loop 101 (Pima Fwy) to SR-74 (Carefree Hwy)	Construct landscape	9.00	RARF	0	0	3,000,000	3,000,000	Fund type changed from State to RARF
DOT11-718	2011	ADOT	10: SR-51 (Piestewa Fwy) to 40th St (CD Road)	Construct CD roads	5.20	NHS	0	108,000,000	12,000,000	120,000,000	Fund type changed from Local Agency to NHS and RARF funds
DOT11-732	2011	ADOT	202 (South Mountain Fwy): I-10 (west) to 51st Ave	Construct new 6 lane freeway	8.00	NHS	0	38,000,000	152,000,000	190,000,000	Change funding type from \$190,000,000 RARF to \$38,000,000 NHS and \$152,000,000 RARF
DOT07-712	2011	ADOT	303 (Estrella Pkwy): I-10 to US-60 (Grand Ave)	Construct new freeway	15.00	NHS	0	30,000,000	120,000,000	150,000,000	Change funding type from \$150,000,000 RARF to \$30,000,000 NHS and \$120,000,000 RARF
VMT07-715T	2007	Valley Metro	Regionwide	Install bus stop pull-outs - 5 sites	.00	PTF	0	0	728,000	728,000	New project added to FY 2007 with \$728,000 PTF

STATUS: New

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
VMT07-703T	2007	Valley Metro	Regionwide	Install bus stop passenger improvements - 55 sites	.00	PTF	0	0	771,000	771,000	Project total reduced from \$905,000 to \$771,000 PTF
VMT08-716T	2008	Valley Metro	Regionwide	Install bus stop passenger improvements - 55 sites	.00	PTF	0	0	794,000	794,000	New project added to FY 2007 with \$794,000 PTF
VMT08-717T	2008	Valley Metro	Regionwide	Install bus stop pull-outs - 5 sites	.00	PTF	0	0	750,000	750,000	New project added to FY 2010 with \$750,000 PTF
VMT09-718T	2009	Valley Metro	Regionwide	Install bus stop pull-outs - 5 sites	.00	PTF	0	0	772,000	772,000	New project added to FY 2010 with \$772,000 PTF
VMT10-719T	2010	Valley Metro	Regionwide	Install bus stop pull-outs - 5 sites	.00	PTF	0	0	800,000	800,000	New project added to FY 2010 with \$800,000 PTF
VMT11-720T	2011	Valley Metro	Regionwide	Install bus stop passenger improvements - 55 sites	.00	PTF	0	0	868,000	868,000	New project added to FY 2011 with \$868,000 PTF

STATUS: No Change

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
DOT07-337	2007	ADOT	RM202L14ALC -- 202L Red Mountain Fwy: University Dr to Southern Ave	Construct landscape	2.70	RARF	0	0	2,700,000	2,700,000	Project total cost increased from \$1,744,000 to \$2,700,000 RARF
DOT07-338	2007	ADOT	RM202L14CLC -- 202L Red Mountain Fwy: US-60/202 TI	Construct landscape	.50	RARF	0	0	7,600,000	7,600,000	Project total cost increased from \$5,634,000 to \$7,600,000 RARF
DOT09-6C05	2009	ADOT	202 (Red Mountain Fwy): I-10/SR-51 TI to Loop 101 (Pima Fwy), EB lanes	Widen freeway ramps through interchange	.40	RARF	28,500,000	0	31,500,000	60,000,000	Change funding type from \$60,000,000 RARF to \$28,500,000 State and \$31,500,000 RARF
PEO07-309	2007	Peoria	83rd Ave at Union Hills Dr	Improve intersection and widen bridge	.50	CMAQ	200,000	800,000	0	1,000,000	Project status changed from No Change to Deferred from FY 2006 to FY 2007
VMT09-646T	2009	Valley Metro	Regionwide	Install bus stop passenger improvements - 55 sites	.00	PTF	0	0	819,000	819,000	Project total increased from \$810,000 to \$819,000 PTF
VMT10-657T	2010	Valley Metro	Regionwide	Install bus stop passenger improvements - 55 sites	.00	PTF	0	0	842,000	842,000	Project total increased from \$810,000 to \$842,000 PTF

STATUS: Underway

STATUS: Underway

ID#	FY	Agency	Location	Type of Work	Miles	Fund Type	Local Cost	Federal Cost	Regional Cost	Total Cost	Errata Reason
DOT04-409	2006	ADOT	RM202LRWR -- 202L Red Mountain Fwy: Red Mountain Corridor	Reprogram right of way	.00	RARF	0	0	30,738,000	30,738,000	Project total cost decreased from \$38,338,000 to \$30,738,000 RARF
DOT06-6C60	2006	ADOT	SA202LRWR -- 202L Santian Fwy: Santian Corridor	Reprogram right of way	.00	RARF	0	0	15,412,000	15,412,000	Project total cost decreased from \$33,412,000 to \$15,412,000 RARF
GLB01-114RB	2006	Gilbert	Consolidated Canal (Heritage Trail): Galveston St to Warner Rd (Chandler Segment)	Construct multi-use path (CMAQ component)	1.50	CMAQ	11,430	188,900	0	200,330	Project status changed from Deferred from FY 2006 to FY 2007 to Underway
GLB02-204B	2006	Gilbert	Consolidated Canal (Heritage Trail): Freestone Park to Baseline Rd (Mesa Segment)	Construct multi-use path (CMAQ component)	1.50	CMAQ	11,430	188,900	0	200,330	Project status changed from Deferred from FY 2006 to FY 2007 to Underway

MARICOPA ASSOCIATION OF GOVERNMENTS

INFORMATION SUMMARY... for your review

DATE:

July 18, 2006

SUBJECT:

Approval of the Draft MAG Regional Transportation Plan - 2006 Update

SUMMARY:

As part of the ongoing regional transportation planning process, a Draft MAG Regional Transportation Plan (RTP) - 2006 Update has been prepared. The Draft 2006 Update was approved by the Regional Council for air quality conformity analysis on April 26, 2006. The major new items in the 2006 Update are revised revenue estimates, and inclusion of the life cycle programs for freeways/highways, arterial streets, and transit. The life cycle programs are consistent with the project priorities originally identified in the RTP, and provide a detailed listing of project scheduling and funding by year. These programs would replace the project phases and costs that were originally presented in the RTP. Inclusion of the life cycle programs in the RTP will facilitate progress monitoring and establish a basis for future decision-making regarding possible program adjustments. Minor changes that are reflected in the Errata Sheets accompanying the Draft FY 2007-2011 MAG Transportation Improvement Program (see agenda item #5E), which do not affect air quality conformity analysis, also apply to the 2006 RTP Update.

The 1990 Clean Air Act Amendments require that transportation plans and programs be in conformance with applicable air quality plans. To comply with this requirement, a technical conformity analysis was performed on the RTP and TIP and demonstrated that they meet all air quality conformity requirements. On June 15, 2006, a public hearing was conducted on the Draft 2006 RTP Update, the Draft FY 2007-2011 TIP, and the Air Quality Conformity Analysis.

PUBLIC INPUT:

The results of early and mid-phase public input meetings for the Draft 2006 RTP Update and Draft FY 2007-2011 TIP were presented in the FY 2006 Early Phase Input Opportunity Report and the FY 2006 Mid-Phase Input Opportunity Report. These reports have been previously transmitted. An opportunity for input also occurred at the Final Phase/Air Quality Conformity Public Hearing held on June 15, 2006. Comments received at this hearing are provided in the FY 2006 Final Phase Input Opportunity Report, which is included with Agenda Item #6. In addition, public comment was received by phone regarding the need to prioritize adequate passenger amenities at bus stops ahead of park-and-ride lot improvements. Also, input was received concerning the need to maintain consistency between the RTP and TIP at the detailed project level. At the July 12, 2006 Management Committee meeting, public comments were received regarding the growing traffic congestion in the region and the need for a different technology for high-speed transit service.

PROS & CONS:

PROS: The RTP is a federal requirement. Approval of this Update incorporates the latest information and helps continue the region's eligibility for federal funds.

CONS: None.

TECHNICAL & POLICY IMPLICATIONS:

TECHNICAL: The Update ensures consistency between the TIP and Plan for purposes of conformity analysis.

POLICY: Inclusion of the life cycle programs in the RTP will facilitate progress monitoring and assist in the decision-making process regarding possible adjustments to project scopes and priorities.

ACTION NEEDED:

Approval of the Draft MAG Regional Transportation Plan - 2006 Update, contingent upon a finding of conformity of the RTP - 2006 Update and TIP with applicable state and federal air quality implementation plans.

PRIOR COMMITTEE ACTIONS:

Transportation Policy Committee: This item is on the July 19, 2006 Transportation Policy Committee agenda. An update will be provided on action taken by the Committee.

Management Committee: On July 12, 2006, the MAG Management Committee recommended approval of the Draft MAG Regional Transportation Plan - 2006 Update, contingent upon a finding of conformity of the RTP - 2006 Update and TIP with the applicable state and federal air quality implementation plans.

MEMBERS ATTENDING

Horatio Skeete for Ed Beasley, Glendale, Chair	Mark Johnson, Guadalupe
Jan Dolan, Scottsdale, Vice Chair	* Darryl Crossman, Litchfield Park
# Janine Solley for George Hoffman, Apache Junction	Jim Huling for Christopher Brady, Mesa
Charlie McClendon, Avondale	* Tom Martinsen, Paradise Valley
Steve Borst, Buckeye	* Terry Ellis, Peoria
* Jon Pearson, Carefree	Frank Fairbanks, Phoenix
* Usama Abujbarah, Cave Creek	John Kross, Queen Creek
Pat McDermott, Chandler	* Bryan Meyers, Salt River Pima-Maricopa Indian Community
Mark Fooks for B.J. Cornwall, El Mirage	Jim Rumpeltes, Surprise
Alfonso Rodriguez for Orlando Moreno, Fort McDowell Yavapai Nation	Amber Wakeman for Will Manley, Tempe
# Tim Pickering, Fountain Hills	* Reyes Medrano, Tolleson
* Lynn Farmer, Gila Bend	Shane Dille, Wickenburg
Joseph Manuel, Gila River Indian Community	Vince Micallef, Youngtown
George Pettit, Gilbert	Sam Elters for Victor Mendez, ADOT
Stephen Cleveland, Goodyear	Mike Ellegood for David Smith, Maricopa County
	David Boggs, Valley Metro/RPTA

* Those members neither present nor represented by proxy.

Participated by telephone conference call.

+ Participated by videoconference call.

Transportation Review Committee: On June 29, 2006, the MAG Transportation Review Committee recommended approval of the Draft MAG Regional Transportation Plan - 2006 Update, contingent upon a finding of conformity of the RTP with the applicable state and federal air quality implementation plans.

MEMBERS ATTENDING

Maricopa County: Mike Ellegood, Chair
ADOT: Bill Hayden for Dan Lance
Avondale: David Fitzhugh
Buckeye: Scott Lowe
Chandler: Patrice Kraus
El Mirage: Mark Fooks for BJ Cornwall
Fountain Hills: Randy Harrel
*Gila Bend: Lynn Farmer
*Gilbert: Tami Ryall
Glendale: Terry Johnson
Goodyear: Cato Esquivel
Guadalupe: Jim Ricker

*Litchfield Park: Mike Cartsonis
Mesa: Jim Huling
*Paradise Valley: Robert M. Cicarelli
Peoria: David Moody
Phoenix: Don Herp for Tom Callow
Queen Creek: Mark Young
RPTA: Bryan Jungwirth
Scottsdale: Mary O'Connor
Surprise: Stephanie Wilson for Randy Overmyer
Tempe: Carlos De Leon
+Wickenburg: Shane Dille
Valley Metro Rail: John Farry

EX-OFFICIO MEMBERS ATTENDING

*Regional Bicycle Task Force: Randi Alcott, RPTA
*Street Committee: Darryl Crossman

*Pedestrian Working Group: Eric Iwersen
*ITS Committee: Alan Sanderson

* - Members neither present nor represented by proxy.
+ - Attended by Videoconference
- Attended by Audioconference

CONTACT PERSON:

Roger Herzog, MAG, 602-254-6300.

MARICOPA ASSOCIATION OF GOVERNMENTS

INFORMATION SUMMARY... for your review

DATE:

July 18, 2006

SUBJECT:

Enhancement Funds Working Group Round XIV Recommendations

SUMMARY:

The Enhancement Funds Working Group (EFWG) was formed by the MAG Regional Council in April 1993 to review and recommend a ranked list of Enhancement Fund applications from this region to the Arizona Department of Transportation (ADOT) Transportation Enhancement Review Committee (TERC). In April 2006, after MAG was notified by ADOT that Round XIV Enhancement Fund applications will be due on September 1, 2006, MAG member agencies were informed of the availability of the funding and received a schedule for the ranking and evaluation for transportation enhancement projects. Transportation enhancement funds can be used for many types of non-traditional transportation projects, including the design and construction of pedestrian walkways and bicycle paths, landscaping, historic preservation, billboard removal, archeological research, and other projects that are related to the surface transportation system. This year, 14 enhancement fund applications for projects on local roads were received totaling \$5,867,895 with approximately \$8.0 million available statewide. Two applications for projects on ADOT right-of-way were received totaling \$1,132,494 with approximately \$4.0 million available statewide. The Working Group recommends that the attached ranked applications be forwarded to ADOT for consideration by the TERC.

Projects are evaluated and ranked by the Working Group using criteria established by ADOT. The Working Group reviews applications and recommends changes to strengthen the applications and improve their ability to compete on a statewide basis. Applicants are then requested to revise their applications based upon Working Group input. After the changes are considered, the Working Group ranks the applications. Applicants are also present at the ranking meeting. Extensive opportunities for agency and public input are included in the review and ranking process that has been adopted by the EFWG.

PUBLIC INPUT:

A workshop for potential enhancement fund applicants is held prior to each funding cycle to explain the transportation enhancement process. Notice of the workshop is mailed to persons interested in bicycling, the arts, landscape architecture, planning, hiking, historic preservation, and alternative mode transportation. In addition, the availability of enhancement funds is communicated to the MAG Management Committee, Transportation Review Committee, Regional Bicycle Task Force, Pedestrian Working Group, Street Committee; and planning directors of member agencies. Further, all meetings of the Enhancement Funds Working Group are held in accordance with the open meeting law. The committee co-chairs provide abundant opportunity for applicants to clarify and revise their applications before ranking by the Enhancement Funds Working Group.

Extensive opportunities for agency and public input are included in the review and ranking process that has been adopted by the EFWG. These input opportunities occur at EFWG committee meetings.

PROS & CONS:

PROS: Forwarding the ranked applications creates this region’s opportunity to obtain federal funds for projects which fall into the eleven enhancement fund categories.

CONS: None.

TECHNICAL & POLICY IMPLICATIONS:

TECHNICAL: None.

POLICY: None.

ACTION NEEDED:

Forward the ranked applications from the MAG Enhancement Funds Working Group to the Arizona Department of Transportation for consideration by the State Transportation Enhancement Review Committee.

PRIOR COMMITTEE ACTIONS:

On July 12, 2006, the Management Committee recommended that the ranked applications from the MAG Enhancement Funds Working Group be forwarded to the Arizona Department of Transportation for consideration by the State Transportation Enhancement Review Committee.

MEMBERS ATTENDING

- Horatio Skeete for Ed Beasley, Glendale, Chair
- Jan Dolan, Scottsdale, Vice Chair
- # Janine Solley for George Hoffman, Apache Junction
- Charlie McClendon, Avondale
- Steve Borst, Buckeye
- * Jon Pearson, Carefree
- * Usama Abujbarah, Cave Creek
- Pat McDermott, Chandler
- Mark Fooks for B.J. Cornwall, El Mirage
- Alfonso Rodriguez for Orlando Moreno, Fort McDowell Yavapai Nation
- # Tim Pickering, Fountain Hills
- * Lynn Farmer, Gila Bend
- Joseph Manuel, Gila River Indian Community
- George Pettit, Gilbert
- Stephen Cleveland, Goodyear

- Mark Johnson, Guadalupe
- * Darryl Crossman, Litchfield Park
- Jim Huling for Christopher Brady, Mesa
- * Tom Martinsen, Paradise Valley
- * Terry Ellis, Peoria
- Frank Fairbanks, Phoenix
- John Kross, Queen Creek
- * Bryan Meyers, Salt River Pima-Maricopa Indian Community
- Jim Rumpeltes, Surprise
- Amber Wakeman for Will Manley, Tempe
- * Reyes Medrano, Tolleson
- Shane Dille, Wickenburg
- Vince Micallef, Youngtown
- Sam Elters for Victor Mendez, ADOT
- Mike Ellegood for David Smith, Maricopa County
- David Boggs, Valley Metro/RPTA

- * Those members neither present nor represented by proxy.
- # Participated by telephone conference call.
- + Participated by videoconference call.

On June 22, 2006, the Enhancement Funds Working Group unanimously recommended forwarding the ranked list of applications to the Arizona Department of Transportation (ADOT) Transportation Enhancement Review Committee (TERC).

MEMBERS ATTENDING

Phoenix: Councilmember Michael Johnson,
Co-Chair
Glendale: Ed Beasley, Co-Chair, representing
the MAG Management Committee
Tempe: Robert Yabes, representing the
MAG Street Committee
Scottsdale: Dawn Coomer, representing
the MAG Pedestrian Working Group
Bill Lazenby: representing the
MAG Regional Bicycle Task Force

Doug Kupel, representing Archaeological and
Historic Preservation (Arizona Preservation
Foundation)
Angela Dye, representing the American
Society of Landscape Architects, Arizona
Chapter
Robert Shultz, representing the Arts
Community
* Andre Licardi, representing the Arizona
Commission of the Arts

* Those not attending.

CONTACT PERSON:

Ken Hall, (602) 254-6300

**ROUND XIV ENHANCEMENT FUND APPLICATIONS
TRANSPORTATION ENHANCEMENT FUND WORKING GROUP RECOMMENDATIONS
RANKED BY FUNDING TYPE**

APPLICANT	PROJECT	MATCH (%)	FEDERAL FUNDS	CUMM. TOTAL	RANK
LOCAL PROJECTS					
Phoenix	South Mountain Community College Pedestrian Crossing - This project will provide a 40-foot long by 10' wide pedestrian bridge over the Western Canal linking the South Mountain Community College, the Legacy Village Shopping Center, and the Arizona Agribusiness Equine Science Center. Located near the intersection of 24 th St. and Baseline Rd. Also includes a crosswalk, landscaping, and ADA ramp.	\$120,940 (19.7%)	\$491,151	\$491,151	1
Scottsdale	Arizona Canal Multiuse Path: 64th Street to Goldwater Boulevard - Involves the construction of a 10' to 12' Multiuse path along the south bank of the Arizona Canal from 64 th Street to Goldwater Boulevard, a distance of 0.9 miles. Will include landscaping, site furnishings and locally funded artist involvement. The path is in the middle of Scottsdale's Downtown, and would connect two existing TE-funded projects. It provides a critical link in the regional loop system of pathways and trails connecting Phoenix, Scottsdale and Tempe.	\$1,107,820 (68.9%)	\$500,000	\$991,151	2
Glendale	West Glendale Avenue Walkway and Connectivity Enhancements - This project involves removing approximately 3,000 linear feet of existing 4' wide sidewalk and installing a multi-use path (10' to 14' wide). Includes pedestrian and bicyclist amenities, landscaping, shade trees and crosswalk improvements on the north side of Glendale Avenue from North 59 th Avenue to North 63 rd Avenue. Improves linkages between the new Grand Avenue Underpass, local businesses, residential areas, and the Glendale High School to the north of W. Glendale Ave.	\$1,188,495 (70.4%)	\$500,000	\$1,491,151	3

**ROUND XIV ENHANCEMENT FUND APPLICATIONS
TRANSPORTATION ENHANCEMENT FUND WORKING GROUP RECOMMENDATIONS
RANKED BY FUNDING TYPE**

APPLICANT	PROJECT	MATCH (%)	FEDERAL FUNDS	CUMM. TOTAL	RANK
Glendale	Grand Canal Pedestrian Pathway Between Loop 101 and N. 107th Avenue - The Grand Avenue Canal is a 10' wide, 1.3 mile long Multiuse path to be built along the existing canal maintenance roads on the W. Bethany Home Rd. alignment, between Loop 101 and North 107 th Avenue. Includes pedestrian and bicycle amenities, lighting and landscaping. This project is the link in Western Glendale's trail system.	\$178,268 (26.3%)	\$500,000	\$1,991,151	4
Scottsdale	Arizona Canal Multiuse Path: Chaparral Road to McDonald Drive - Construction of a 10' to 12' Multiuse path along the south bank of the Arizona Canal from Chaparral Road to McDonald Drive, a distance of one mile. Will include landscaping, site furnishings, locally funded artist elements and connections to local neighborhoods at Vista Drive and Miller Rd./Jackrabbit Rd. It provides a critical link in the region's path system.	\$1,718,460 (70.9%)	\$500,000	\$2,491,151	5
Avondale	Agua Fria River Connector Trail - Phase II - Involves the construction of a 1.75 mile, 12' wide multi-use path that will connect Coldwater and Friendship parks. It provides a connection from Old Town Avondale to the Agua Fria River and many area business centers. The project incorporates Public Art at trail access points, and includes landscaping, a handrail, irrigation and pedestrian lighting.	\$988,950 (66.4%)	\$500,000	\$2,991,151	6

**ROUND XIV ENHANCEMENT FUND APPLICATIONS
TRANSPORTATION ENHANCEMENT FUND WORKING GROUP RECOMMENDATIONS
RANKED BY FUNDING TYPE**

APPLICANT	PROJECT	MATCH (%)	FEDERAL FUNDS	CUMM. TOTAL	RANK
Mesa/ASU	<p>Twining Pedestrian and Bicycle Mall, ASU Polytechnic Campus - This project is a 495' long, 250' wide roadway that will offer shade structures, seating areas, drinking fountains, bike racks, lighting, handicap access, and safe travel for pedestrians and bicyclists. The project will connect parking lots, housing units, classroom buildings, offices and common areas. Future pathways will branch off this main mall providing access to the farther reaches of campus and to other facilities and entities sharing this site, such as the Williams Gateway Airport, Chandler Gilbert Community College and the House of Refuge East.</p>	\$447,475 (53.1%)	\$395,000	\$3,386,151	7
Litchfield Park	<p>The Litchfield Road and Wigwam Boulevard Pedestrian Underpass and Public Art Project - Involves the construction of a pedestrian underpass across Litchfield Road (north of Wigwam Blvd.), which involves a 30' by 120' bridge over the underground pathway. It also includes the completion of a 12' wide pathway link, curbing, design, and construction of gateway features, ramps, a retaining wall, ramp landings, concrete stairs, railings, lighting, drainage and traffic control features. Public art will be integrated throughout the project. It completes a critical connective link to an extensive pathway system in the city, and provides children with a safer alternative to school.</p>	\$1,236,000 (71.2%)	\$500,000	\$3,886,151	8
Avondale	<p>City of Avondale Pedestrian Safety Education Program - Will allow the city to procure materials and equipment to implement a pedestrian safety education program.</p>	\$684 (5.7%)	\$11,316	\$3,897,467	9

**ROUND XIV ENHANCEMENT FUND APPLICATIONS
TRANSPORTATION ENHANCEMENT FUND WORKING GROUP RECOMMENDATIONS
RANKED BY FUNDING TYPE**

APPLICANT	PROJECT	MATCH (%)	FEDERAL FUNDS	CUMM. TOTAL	RANK
Queen Creek	Queen Creek Wash Multi-Use Trail - Involves the construction a 10' wide, one mile section of the Queen Creek Multi-Use Trail, between Hawes Road and Ellsworth Road. This section will be constructed along the bank of the Queen Creek Wash, and ties into an existing path; several locations containing bicycle lanes; Desert Mountain Park; and the municipal center at Ellsworth Road. Includes concrete construction and signage.	\$23,297 (5.7%)	\$385,428	\$4,282,895	10
Cave Creek	Cave Creek Town Core Non-Motorized Transportation System Accessible to Persons with Disabilities - Involves the installation of a 6' wide, 0.75 mile long multi-use path system at the south side of Cave Creek Rd., between Hidden Valley Dr. and Viola Lane. The path will be constructed of integral color, exposed aggregate concrete and will be ADA accessible. Includes landscaping, retention areas and signage. Project will use vertical curbing, benches and planters to serve as a buffer between pedestrians and vehicular traffic.	\$209,927 (29.6%)	\$500,000	\$4,782,895	11
Gilbert	Gilbert Heritage District Downtown Pedestrian Project - Will improve pedestrian access in Gilbert's downtown Heritage District by installing a total of 1.25 miles of 6' wide, ADA-compliant concrete sidewalks and shade trees north of Elliot Road, between Gilbert Road and North Oak Street. Provides linkages between downtown destinations, including a park-and-ride lot, the Gilbert Senior Center and the Boys and Girls Club. Existing sidewalks are inadequate, and the project will enhance safety and connectivity. Also includes benches, bike racks, trash receptacles and signage.	\$90,000 (15.3%)	\$500,000	\$5,282,895	12

**ROUND XIV ENHANCEMENT FUND APPLICATIONS
TRANSPORTATION ENHANCEMENT FUND WORKING GROUP RECOMMENDATIONS
RANKED BY FUNDING TYPE**

APPLICANT	PROJECT	MATCH (%)	FEDERAL FUNDS	CUMM. TOTAL	RANK
Surprise	Replacement of Asphalt Sidewalks: 141st Avenue to SR 303 - This project involves the construction of approximately 5 miles of concrete sidewalk along Bell Road. The sidewalks will be 6' wide, and are located between State Route 303 and 141 st Avenue, on the north and south sides of Bell Road. The existing sidewalks are in poor condition and pose a safety hazard. The city will improve pedestrian usage and connectivity by replacing the old asphalt sidewalks with concrete. The project will also include ADA compliant ramps.	\$775,000 (60.8%)	\$500,000	\$5,782,895	13
Litchfield Park	Landscape Enhancements for Two segments of the Litchfield Park Trails System - This project will consist of enhancements to beautify two areas of the existing trail system that stand out as being notably barren. To be located at along the Old Litchfield Road alignment, between Desert Avenue and La Loma Drive. Improvements will include trees, shrubs, and cactus. Decomposed granite, a drip irrigation system, 10 benches, and 10 trash receptacles will also be installed.	\$42,000 (33.1%)	\$85,000	\$5,867,895	14
STATE PROJECTS					
Wickenburg ADOT	Downtown Street Scape Project (US60 & US93) - Conversion of the 1962 US 60/US 93 bridge across the Hassayampa River into a pedestrian walkway, and the restoration of the 1946 railroad underpass on US 60. Includes landscaping and site furnishings.	\$16,730 (5.7%)	\$276,786	\$276,786	1
Wickenburg ADOT	US 60 Multi-Use Path - Involves the construction of a 10' wide, multi-use path within the right-of-way of US 60 within the Town of Wickenburg, from the Vulture Mine Road crossing to Los Altos Drive, a distance of 1.4 miles. Phase II of the original master plan for pedestrian access from the Town Core to Sunset Park. Includes landscaping (seeding) and signage.	\$51,724 (5.7%)	\$855,708	\$1,132,494	2

MARICOPA ASSOCIATION OF GOVERNMENTS **INFORMATION SUMMARY... for your review**

DATE:

July 18, 2006

SUBJECT:

Finding of Conformity for the Draft FY 2007-2011 MAG Transportation Improvement Program and Draft Regional Transportation Plan - 2006 Update

SUMMARY:

On April 26, 2006, the MAG Regional Council approved the Draft FY 2007-2011 MAG Transportation Improvement Program (TIP) and the Draft Regional Transportation Plan - 2006 Update for an air quality conformity analysis. MAG has prepared the Draft 2006 MAG Conformity Analysis for the TIP and the Regional Transportation Plan - 2006 Update. The analysis indicates that the TIP and Regional Transportation Plan - 2006 Update meet all applicable federal transportation conformity requirements and are in conformance with applicable air quality plans. A copy of the 2006 MAG Conformity Analysis Executive Summary is attached.

Following a 30-day public review and comment period, MAG conducted a public hearing on June 15, 2006 on the Draft TIP, Draft Regional Transportation Plan - 2006 Update, and Draft 2006 MAG Conformity Analysis. On June 29, 2006, the MAG Air Quality Technical Advisory Committee recommended approval of the Draft 2006 MAG Conformity Analysis. On July 12, 2006, the Management Committee concurred with the Air Quality Technical Advisory Committee recommendation. Since the Management Committee recommendation, minor technical changes were made to the transportation networks for three park-and-ride lots. The revised regional emissions analysis for conformity purposes indicates that the emissions are slightly lower and even further below the conformity emissions limits. Approval of the conformity finding by the Regional Council is required for MAG adoption of the TIP and Regional Transportation Plan - 2006 Update.

PUBLIC INPUT:

A public hearing on the Draft FY 2007-2011 MAG Transportation Improvement Program, Draft MAG Regional Transportation Plan - 2006 Update, and Draft 2006 MAG Conformity Analysis was conducted on June 15, 2006. Comments on the conformity analysis were requested by June 15, 2006, but no public comments were received. A copy of the public hearing transcript is contained in the FY 2006 Final Phase Public Input Opportunity Report.

An opportunity for public comment was also provided at the July 12, 2006 Management Committee meeting and no comments were received.

PROS & CONS:

PROS: Approval of the conformity finding is required prior to approval of a TIP or Regional Transportation Plan by a metropolitan planning organization. The purpose of conformity is to ensure that transportation actions will not cause or contribute to violations of air quality standards.

CONS: None.

TECHNICAL & POLICY IMPLICATIONS:

TECHNICAL: Implementation of the TIP and Regional Transportation Plan - 2006 Update will not cause or contribute to new violations of ambient air quality standards, increase the frequency or severity of any existing violations, or delay timely attainment of any standard or required emission reduction.

POLICY: The TIP and Regional Transportation Plan - 2006 Update cannot be adopted until the conformity finding is approved. The Draft 2006 MAG Conformity Analysis is prepared in accordance with federal regulations, MAG Conformity Consultation Processes adopted by the Regional Council in February 1996, and MAG Transportation Conformity Guidance and Procedures adopted by the Regional Council in March 1996. In addition, federal and state guidance is followed regarding transportation conformity.

ACTION NEEDED:

Approval of the Finding of Conformity for the Draft FY 2007-2011 MAG Transportation Improvement Program and Draft MAG Regional Transportation Plan - 2006 Update.

PRIOR COMMITTEE ACTIONS:

Transportation Policy Committee: This item is on the July 19, 2006 Transportation Policy Committee agenda for information.

Management Committee: On July 12, 2006, the MAG Management Committee recommended approval of the Finding of Conformity for the Draft FY 2007-2011 MAG Transportation Improvement Program and Draft MAG Regional Transportation Plan - 2006 Update.

MEMBERS ATTENDING

Jan Dolan, Scottsdale, Vice Chair
#Janine Solley for George Hoffman, Apache Junction
Charlie McClendon, Avondale
Steve Borst, Buckeye
* Jon Pearson, Carefree
* Usama Abujbarah, Cave Creek
Pat McDermott, Chandler
Mark Fooks for B.J. Cornwall, El Mirage
Alfonso Rodriguez for Orlando Moreno, Fort McDowell Yavapai Nation
Tim Pickering, Fountain Hills
* Lynn Farmer, Gila Bend
Joseph Manuel, Gila River Indian Community
George Pettit, Gilbert
Horatio Skeete for Ed Beasley, Glendale
Stephen Cleveland, Goodyear

Mark Johnson, Guadalupe
* Darryl Crossman, Litchfield Park
Jim Huling for Christopher Brady, Mesa
* Tom Martinsen, Paradise Valley
* Terry Ellis, Peoria
Frank Fairbanks, Phoenix
John Kross, Queen Creek
* Bryan Meyers, Salt River Pima-Maricopa Indian Community
Jim Rumpeltes, Surprise
Amber Wakeman for Will Manley, Tempe
* Reyes Medrano, Tolleson
Shane Dille, Wickenburg
Vince Micallef, Youngtown
Sam Elters for Victor Mendez, ADOT
Mike Ellegood for David Smith, Maricopa County
David Boggs, Valley Metro/RPTA

* Those members neither present nor represented by proxy.

Participated by telephone conference call.

+ Participated by videoconference call.

Air Quality Technical Advisory Committee: On June 29, 2006, the MAG Air Quality Technical Advisory Committee unanimously recommended approval of the Draft 2006 MAG Conformity Analysis for the Draft FY 2007-2011 MAG Transportation Improvement Program and Draft Regional Transportation Plan - 2006 Update.

MEMBERS PRESENT

Stephen Cleveland, City of Goodyear,
Chairman

*Avondale: Michael Powell

Buckeye: Michael Salisbury for Lucky Roberts

#Chandler: Jim Weiss

#Gilbert: Greg Svelund for Tami Ryall

Glendale: Doug Kukino

#Mesa: Scott Bouchie

Phoenix: Joe Gibbs for Gaye Knight

#Scottsdale: Larry Person

Surprise: Antonio DeLaCruz

*Tempe: Oddvar Tveit

*Citizen Representative: Walter Bouchard

*American Lung Association of Arizona: Bill Pfeifer

#Salt River Project: Sunil Varma

Southwest Gas Corporation: Brian O'Donnell

Arizona Public Service Company: Jim Mikula

#Western States Petroleum Association: Gina Grey

*Valley Metro: Randi Alcott

*Arizona Motor Transport Association: Dave Berry

*Maricopa County Farm Bureau: Jeannette Fish

*Arizona Rock Products Association: Russell Bowers

*Greater Phoenix Chamber of Commerce: Michelle Rill

Associated General Contractors:

Amanda McGennis

*Homebuilders Association of Central Arizona:

Connie Wilhelm-Garcia

*American Institute of Architects - Central

Arizona: Stephen J. Andros

*Valley Forward: Mannie Carpenter

*University of Arizona - Cooperative Extension:

Patrick Clay

Arizona Department of Transportation:

Beverly Chenausky

Arizona Department of Environmental Quality:

Peter Hyde

Environmental Protection Agency: Wienke Tax

Maricopa County Air Quality Department: Jo

Crumbaker

Arizona Department of Weights and

Measures: Duane Yantorno

*Federal Highway Administration: Ed Stillings

*Arizona State University: Judi Nelson

#Salt River Pima-Maricopa Indian Community:

B. Bobby Ramirez

*Citizen Representative: David Rueckert

*Members neither present nor represented by proxy.

#Participated via telephone conference call.

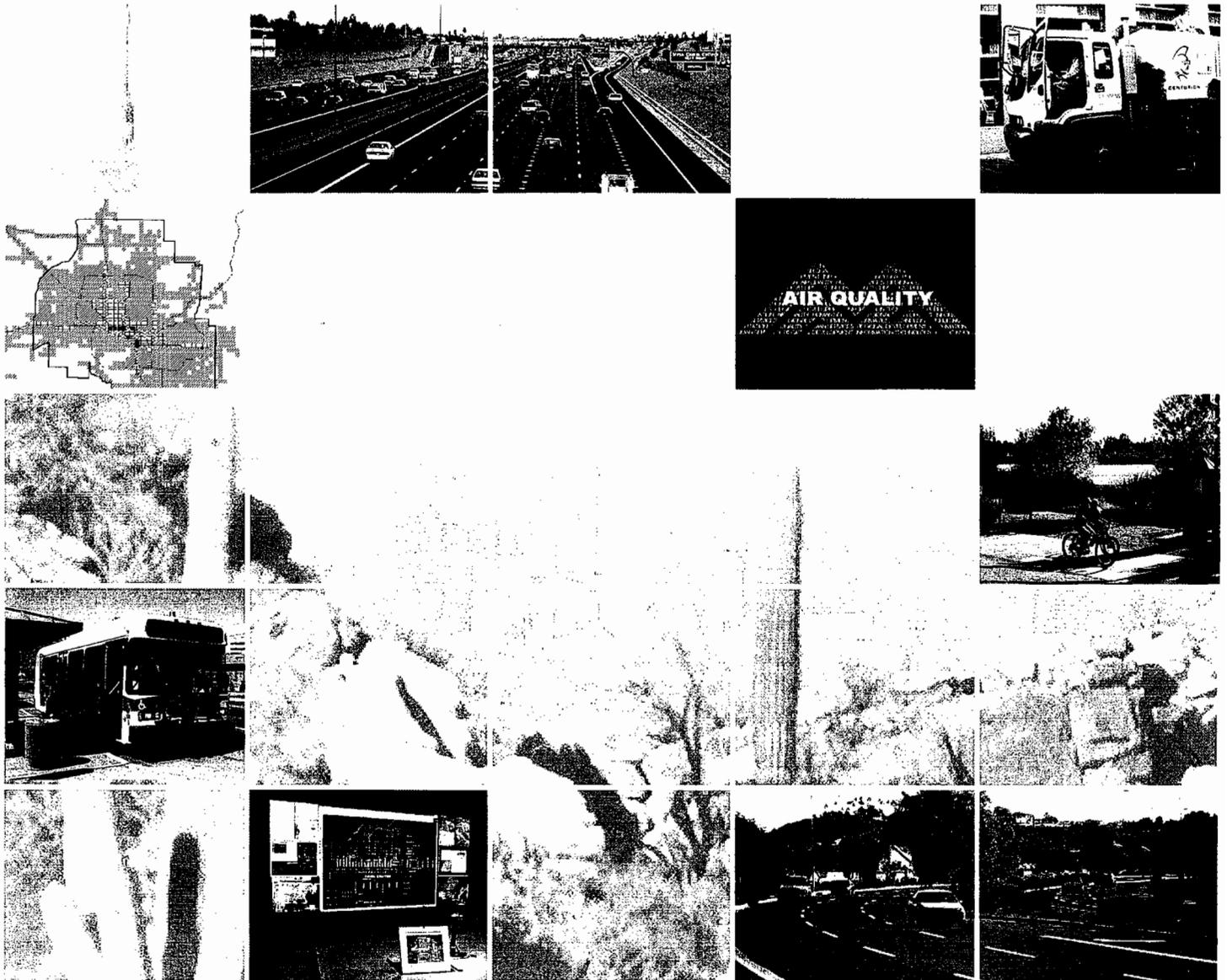
+Participated via video conference call.

CONTACT PERSON:

Dean Giles, MAG, (602) 254-6300.

2006 MAG Conformity Analysis

for the FY 2007-2011 Transportation Improvement Program
and Regional Transportation Plan—2006 Update



EXECUTIVE SUMMARY

This report presents the 2006 MAG Conformity Analysis for the FY 2007-2011 MAG Transportation Improvement Program (TIP) and the MAG Regional Transportation Plan - 2006 Update (RTP). The Maricopa Association of Governments (MAG) is the designated Metropolitan Planning Organization (MPO) in Maricopa County, Arizona, and is responsible for regional transportation and air quality planning. The analysis demonstrates that the criteria specified in the federal transportation conformity rule for a conformity determination are satisfied by the TIP and RTP. A finding of conformity for the FY 2007-2011 MAG Transportation Improvement Program and MAG Regional Transportation Plan - 2006 Update is therefore supported.

The 2006 MAG Conformity Analysis for the FY 2007-2011 MAG Transportation Improvement Program and the MAG Regional Transportation Plan - 2006 Update includes results of the regional emissions analysis for carbon monoxide, eight-hour ozone, and PM-10. Summarized below are the applicable federal criteria or requirements for conformity determinations, the conformity tests applied, emissions analysis results, and an overview of the organization of this report. Figures presenting the conformity test results and transportation control measure funding in the FY 2007-2011 MAG Transportation Improvement Program are provided at the end of the Executive Summary.

CONFORMITY REQUIREMENTS

The federal transportation conformity rule (40 Code of Federal Regulations Parts 51 and 93) specifies criteria and procedures for conformity determinations for transportation plans, programs, and projects and their respective amendments. The federal transportation conformity rule was first promulgated in 1993 by EPA, following the passage of amendments to the federal Clean Air Act in 1990. The federal transportation conformity rule has been revised several times since its initial release to reflect both EPA rule changes and court opinions. The transportation conformity rule and court opinions are summarized in Chapter 1.

The conformity rule applies nationwide to “all nonattainment and maintenance areas for transportation-related criteria pollutants for which the area is designated nonattainment or has a maintenance plan” (40 CFR 93.102). At this time, portions of Maricopa County are designated as a nonattainment or maintenance area with respect to federal air quality standards for three criteria pollutants, carbon monoxide (CO), eight-hour ozone, and particulate matter less than or equal to ten microns in diameter (PM-10). Transportation plans and programs for the nonattainment or maintenance areas in the Maricopa County area must satisfy the requirements of the federal transportation conformity rule.

Under the federal transportation conformity rule, the principal criteria for a determination of conformity for transportation plans and programs are:

- (1) the TIP and Regional Transportation Plan must pass an emissions budget test with a budget that has been found to be adequate or approved by EPA for transportation conformity purposes, or interim emissions tests;
- (2) the latest planning assumptions and emission models in force at the time the conformity analysis begins must be employed;
- (3) the TIP and RTP must provide for the timely implementation of transportation control measures (TCMs) specified in the applicable air quality implementation plans; and,
- (4) consultation.

Consultation generally occurs at the beginning of the conformity analysis process, on the proposed models, associated methods, and assumptions for the upcoming analysis and the projects to be assessed, and at the end of the process, on the draft conformity analysis report. The final determination of conformity for the TIP and RTP is the responsibility of the Federal Highway Administration and the Federal Transit Administration.

CONFORMITY TESTS

The conformity tests specified in the federal transportation conformity rule are: (1) the emissions budget test, and (2) interim emissions tests. For the emissions budget test, predicted emissions for the TIP and RTP must be less than or equal to the motor vehicle emissions budget specified in the approved air quality implementation plan or the emissions budget found by EPA to be adequate for transportation conformity purposes. If there is no approved air quality plan for a pollutant for which the region is in nonattainment or no emissions budget found to be adequate for transportation conformity purposes, interim emissions tests apply. For the 2006 MAG Conformity Analysis for the FY 2007-2011 MAG Transportation Improvement Program and the MAG Regional Transportation Plan - 2006 Update, two interim emissions tests were performed for the eight-hour ozone standard.

Motor vehicle emissions budgets established in the MAG Carbon Monoxide Redesignation Request and Maintenance Plan and the Revised 1999 MAG Serious Area PM-10 Plan must be used for conformity. In addition, adjusted budgets from the MAG One-Hour Ozone Redesignation Request and Maintenance Plan must be used for eight-hour ozone.

On March 9, 2005, EPA published the final rule in the *Federal Register* approving the Carbon Monoxide Maintenance Plan, including the conformity budgets, effective April 8, 2005. EPA published a final rule to approve the One-Hour Ozone Maintenance Plan, including the conformity budgets on June 14, 2005. EPA published the final rule

approving the Revised MAG 1999 Serious Area Particulate Plan for PM-10 and conformity budget on July 25, 2002.

Chapter 1 summarizes the applicable air quality implementation plans and conformity tests for carbon monoxide, eight-hour ozone, and PM-10. For the 2006 MAG Conformity Analysis for the FY 2007-2011 MAG TIP and RTP, the emissions budget test was applied for CO, since the CO conformity budgets have been approved by EPA. For eight-hour ozone, two interim emissions tests were performed for volatile organic compounds (VOC) and nitrogen oxides (NOx): an adjusted one-hour ozone budget test and a no-greater-than-2002 baseline emissions test. For PM-10, the emissions budget test was applied using the approved conformity budget from the Revised MAG 1999 Serious Area PM-10 Plan.

RESULTS OF THE CONFORMITY ANALYSIS

A regional emissions analysis was conducted for the horizon years 2009, 2015, 2016, and 2026 for each criteria pollutant for which the area is designated nonattainment or maintenance. All analyses were conducted using the latest planning assumptions and emissions models in force at the time the conformity analysis started on April 28, 2006. On July 19, 2006, minor technical changes were made to the transportation networks for three park-and-ride lots. The revised regional emissions analysis for conformity purposes indicates that the emissions are slightly lower and even further below the conformity emissions limits. The major conclusions of the 2006 MAG Conformity Analysis are:

- For carbon monoxide, the total vehicle-related emissions associated with implementation of the TIP and Regional Transportation Plan for the analysis year 2009 are projected to be less than the approved 2006 emissions budget, and the emissions associated with implementation of the TIP and Regional Transportation Plan for the analysis years 2015, 2016, and 2026 are projected to be less than the approved budget for 2015. The applicable conformity test for carbon monoxide is therefore satisfied. The results of the regional emissions analysis for carbon monoxide are presented in Figure ES-1.
- For eight-hour ozone, the total vehicle-related volatile organic compound and nitrogen oxide emissions associated with implementation of the TIP and Regional Transportation Plan for the analysis year 2009 are projected to be less than the 2006 emissions budgets for the adjusted one-hour ozone maintenance area. The VOC and NOx emissions associated with implementation of the TIP and Regional Transportation Plan for the analysis years 2015, 2016, and 2026 are projected to be less than the 2015 emissions budgets for the adjusted one-hour ozone maintenance area. In addition, the vehicle-related VOC and NOx emissions associated with implementation of the TIP and Regional Transportation Plan for all analysis years are projected to be less than the 2002 baseline emissions for the eight-hour ozone nonattainment area. The applicable conformity tests for eight-hour ozone are therefore satisfied. The results of the regional emissions analysis for eight-hour ozone are presented in Figures ES-2, ES-3, ES-4, and ES-5.

- For PM-10, the total vehicle-related emissions associated with implementation of the TIP and Regional Transportation Plan for all analysis years are projected to be less than the 2006 emissions budget approved for transportation conformity purposes in the Revised MAG 1999 Serious Area Particulate Plan for PM-10. The conformity test for PM-10 is therefore satisfied. The results of the regional emissions analysis for PM-10 are presented in Figure ES-6.
- A review of the implementation status of TCMs in applicable air quality plans has indicated that the TIP and Regional Transportation Plan will provide for the timely implementation of the TCMs and there are no obstacles to the implementation of any TCM. The current status of TCMs identified in applicable air quality implementation plans is documented in Chapter 5 of this report. Figure ES-7 presents the total funding programmed in the TIP for transportation projects and programs that implement transportation control measures and other air quality measures.
- Consultation has been conducted in accordance with federal requirements.

REPORT ORGANIZATION

The report is organized into six chapters. Chapter 1 provides an overview of the applicable federal and state conformity rules and requirements, air quality implementation plans, and conformity test requirements. Chapter 2 contains a discussion of the latest planning assumptions. Chapter 3 includes a summary of the transportation model characteristics, key socioeconomic data, and other data related to the land use and transportation system forecasts, and Chapter 4 describes the air quality modeling used to estimate emission factors and mobile source emissions. Chapter 5 contains the documentation required under the federal transportation conformity rule for transportation control measures. The results of the conformity analysis for the TIP and Regional Transportation Plan are provided in Chapter 6.

Excerpts from the applicable air quality plans, consultation documentation, and other related information are contained in the Appendices. The appendices include copies of memoranda previously circulated for consultation. The appendices of the final version of this report will also include a transcript of the public hearing to be conducted on the draft report. Any comments received and responses made as part of the final 30-day consultation period on this draft report will also be included in the appendices.

Figure ES-1: Carbon Monoxide Results for Conformity Budget Test

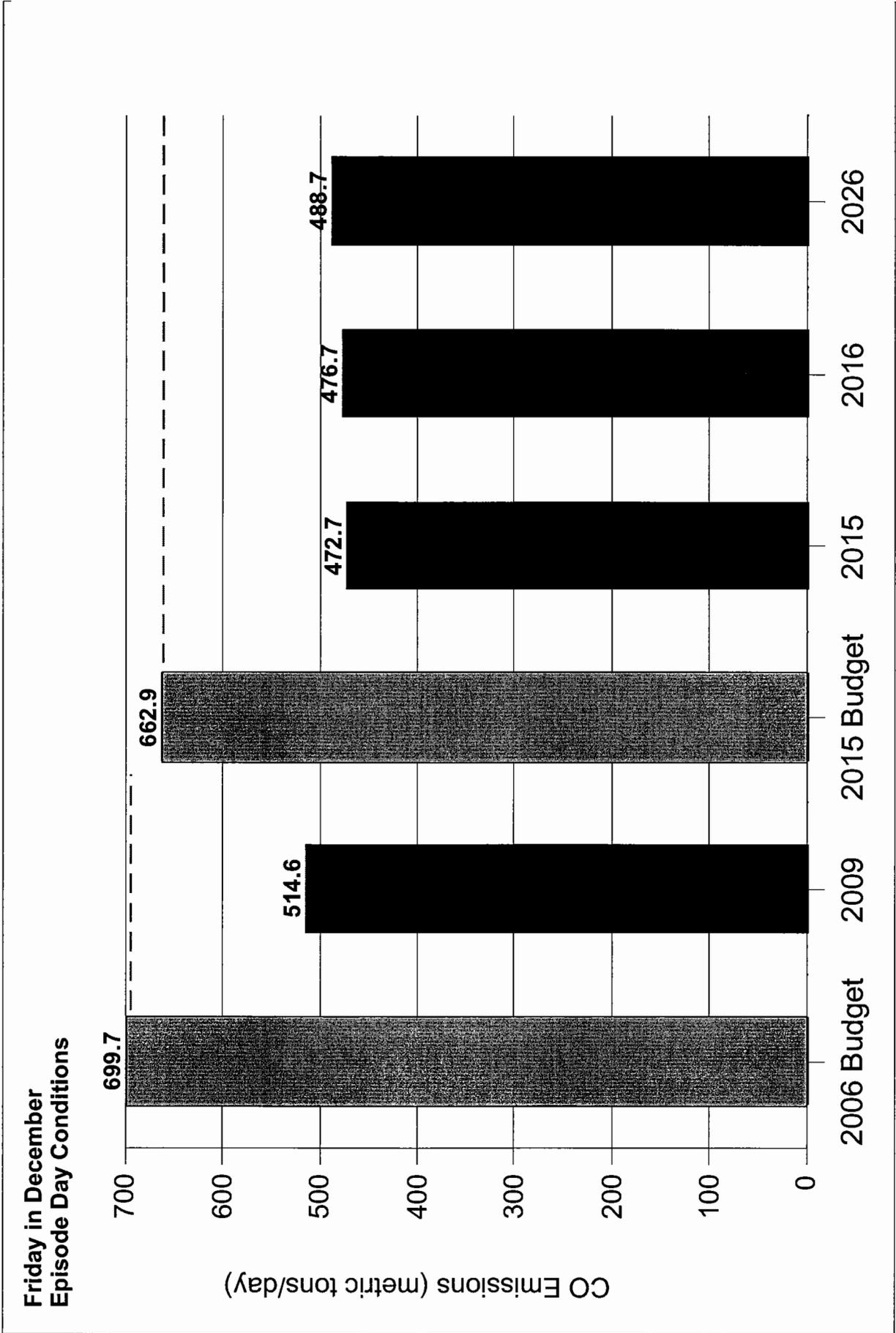


Figure ES-2: Eight-Hour Ozone: Volatile Organic Compounds (VOC) Results for Adjusted One-Hour Ozone Budget Test

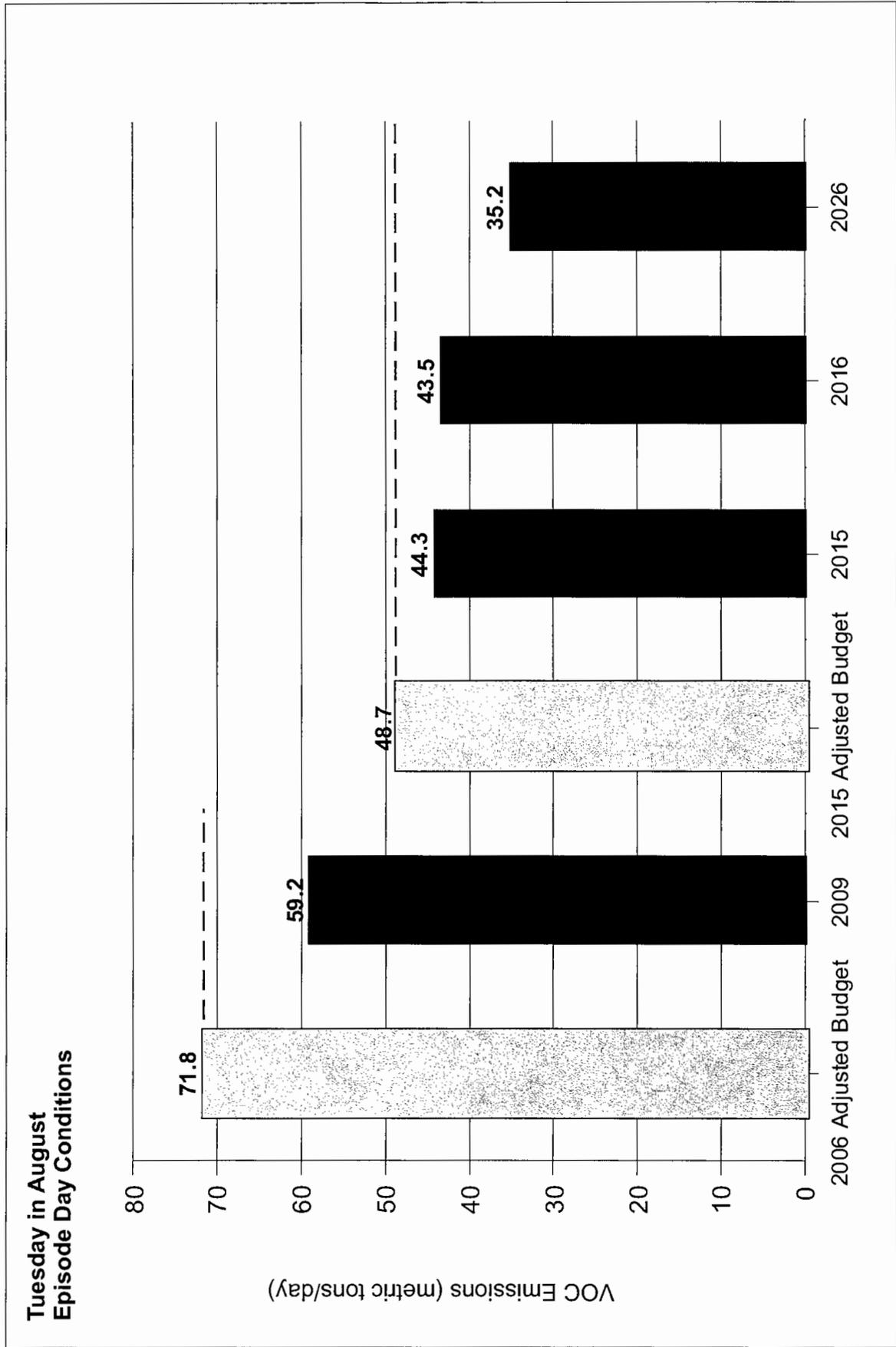


Figure ES-3: Eight-Hour Ozone: Nitrogen Oxides (NOx) Results for Adjusted One-Hour Ozone Budget Test

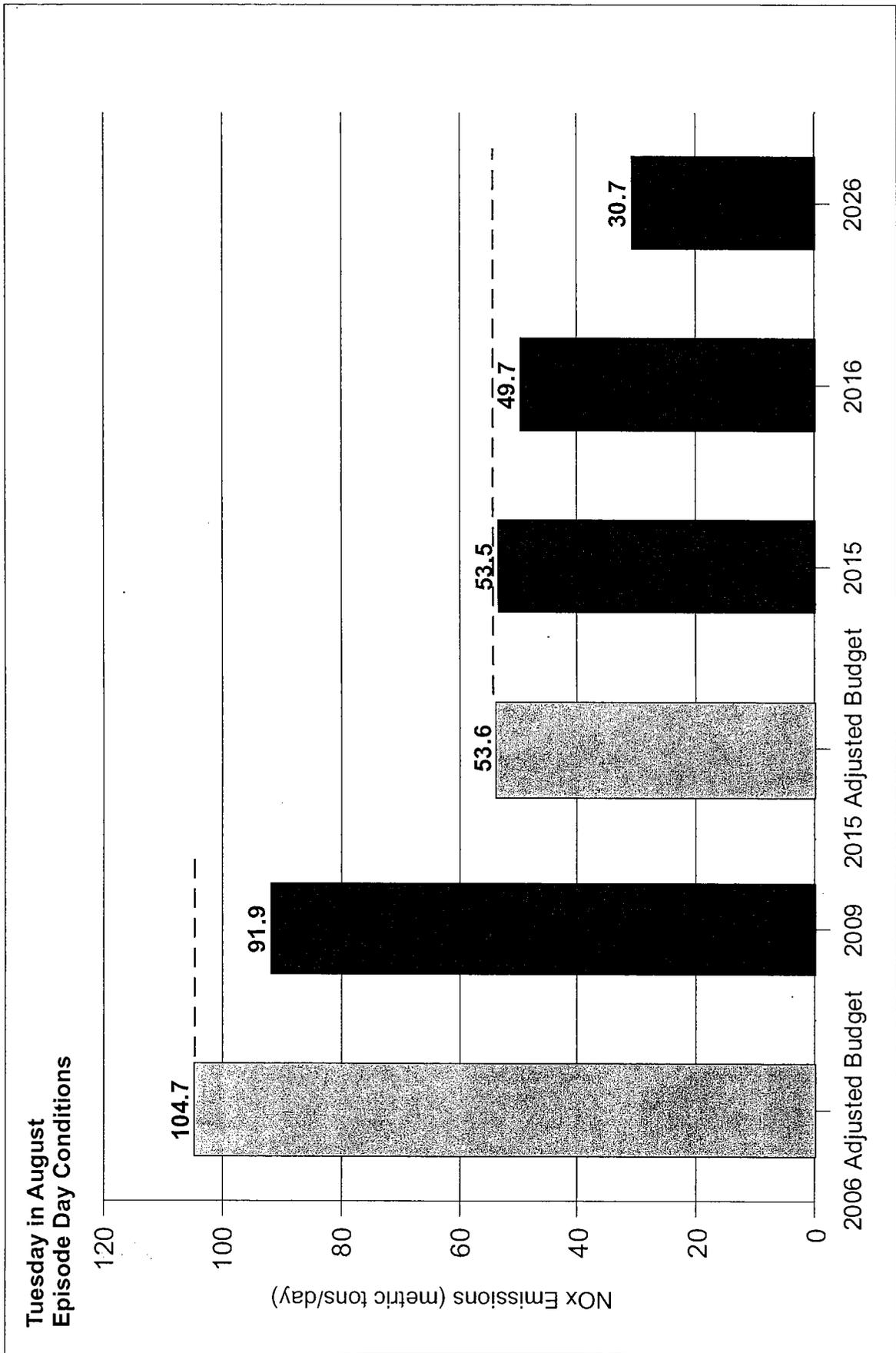


Figure ES-4: Eight-Hour Ozone: Volatile Organic Compounds (VOC) Results for the No-Greater-Than-2002 Baseline Emissions Test for the Eight-Hour Ozone Nonattainment Area

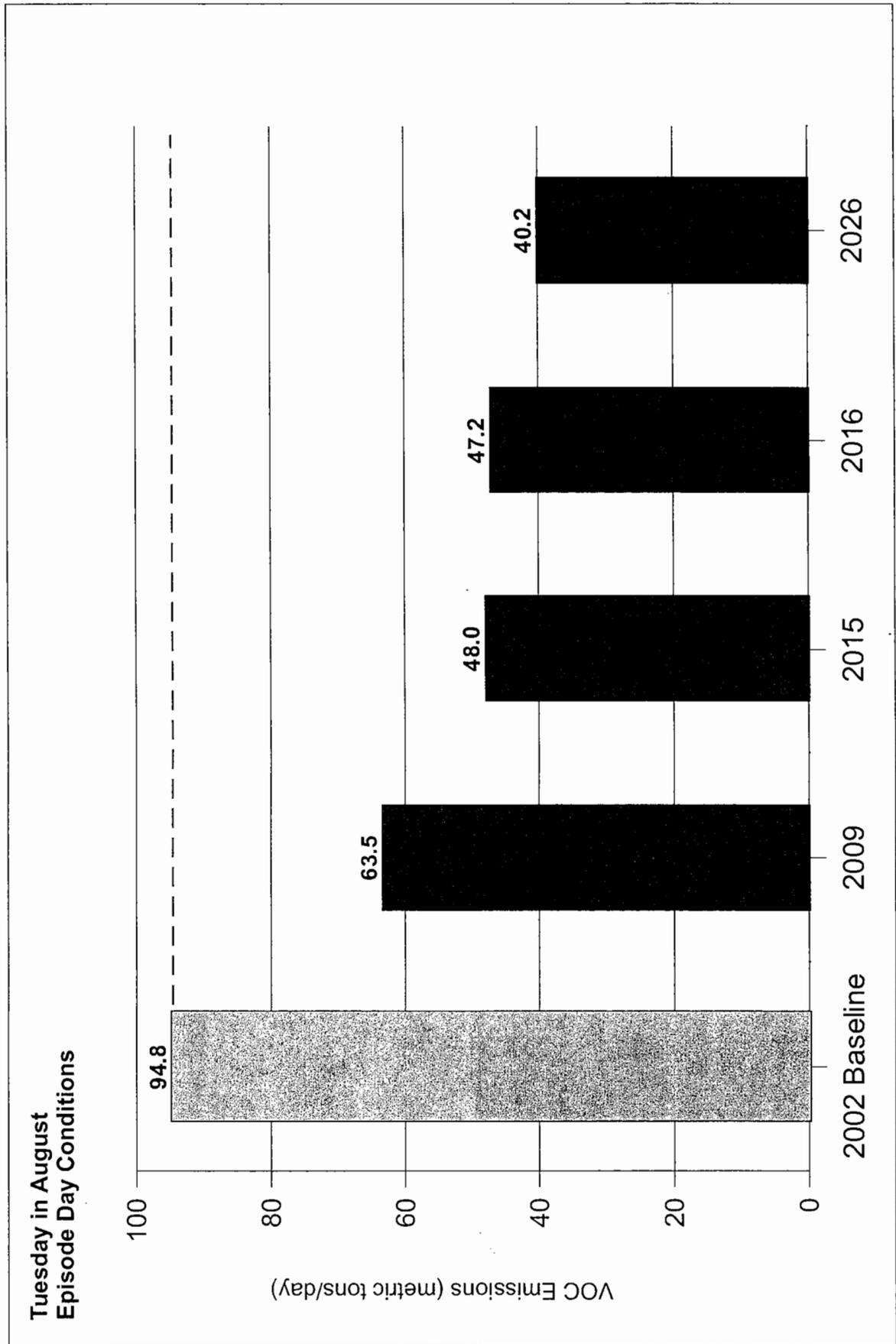


Figure ES-5: Eight-Hour Ozone: Nitrogen Oxides (NOx) Results for the No-Greater-Than-2002 Baseline Emissions Test for the Eight-Hour Ozone Nonattainment Area

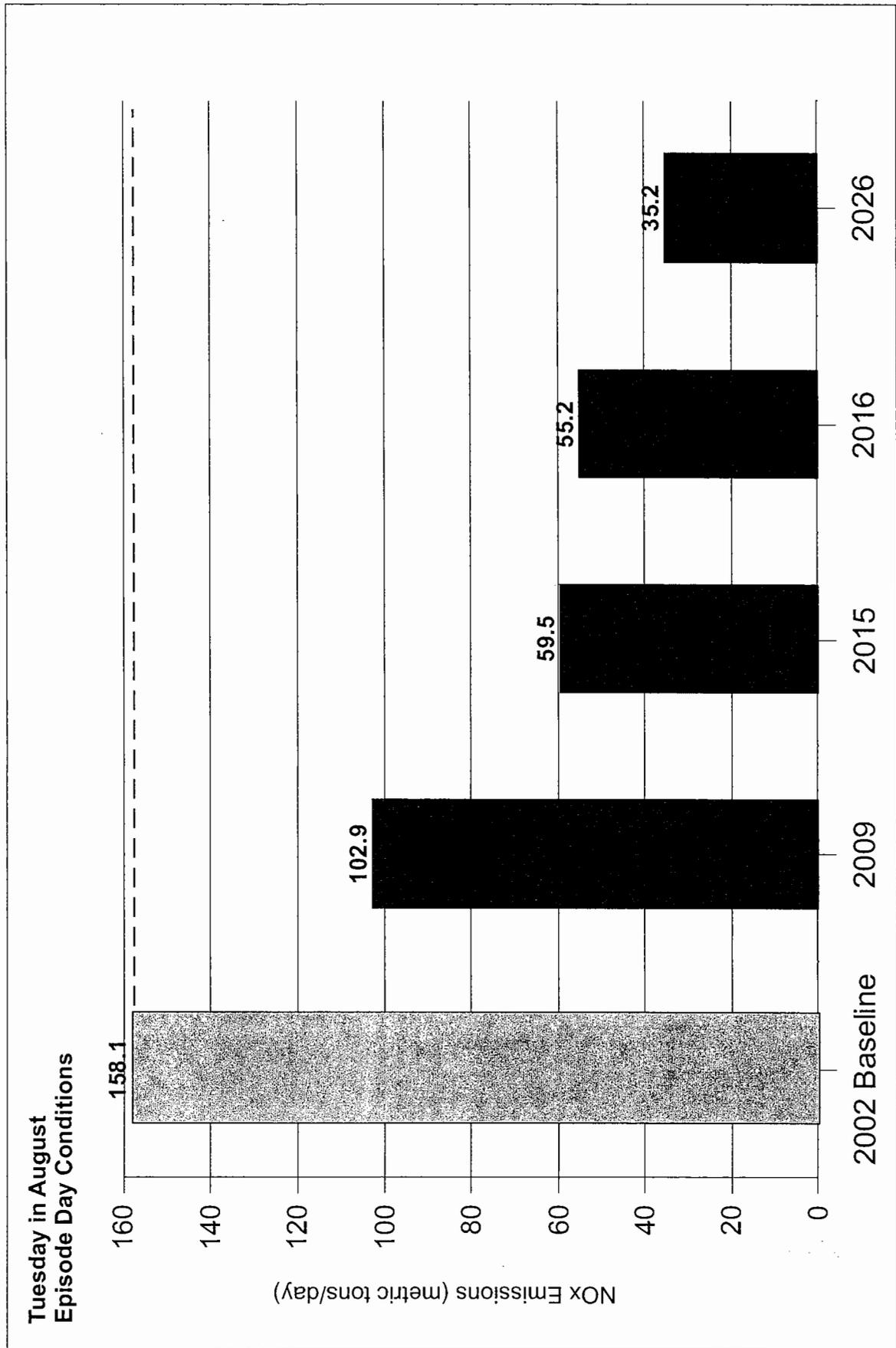


Figure ES-6: PM-10 Results for Conformity Budget Test

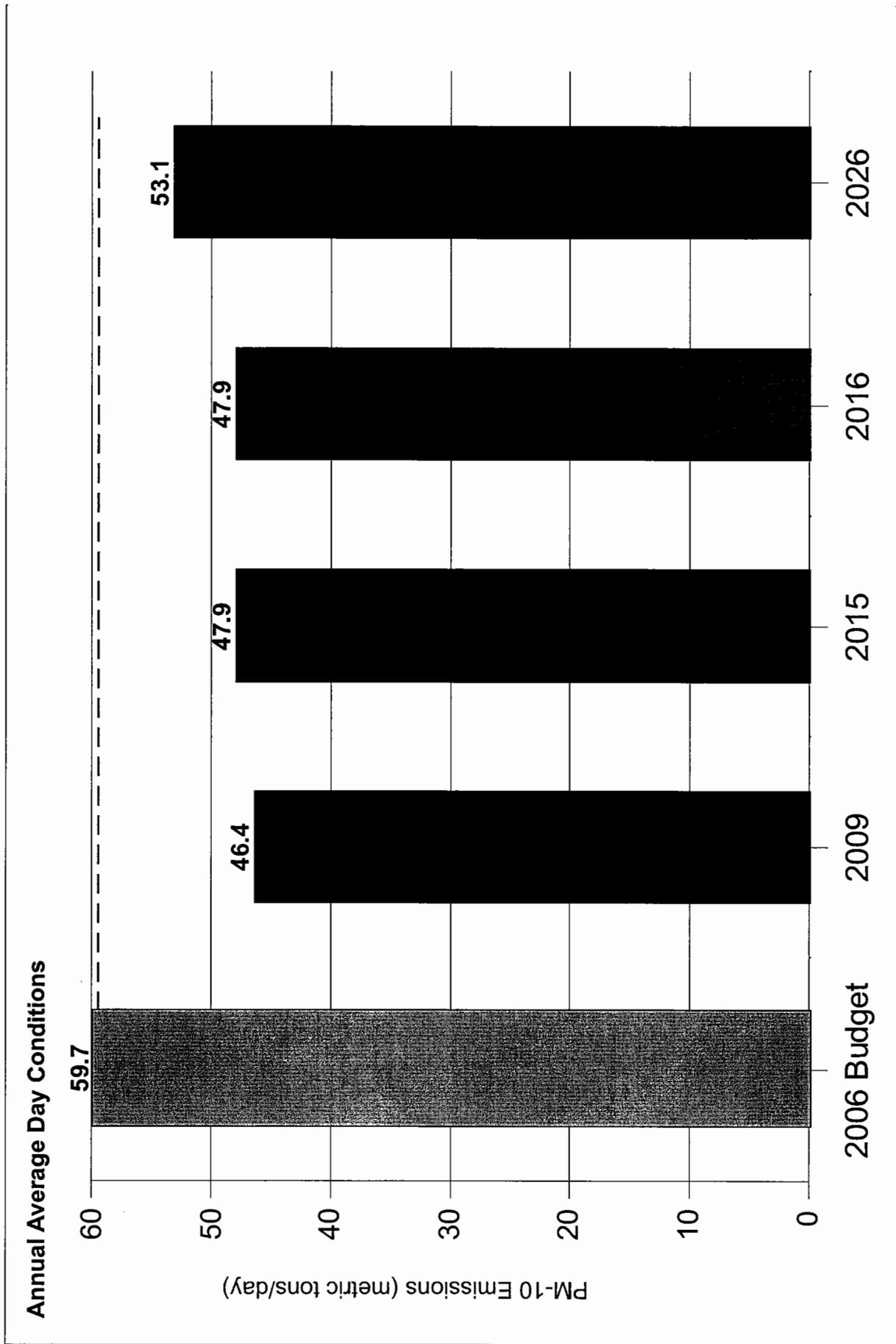
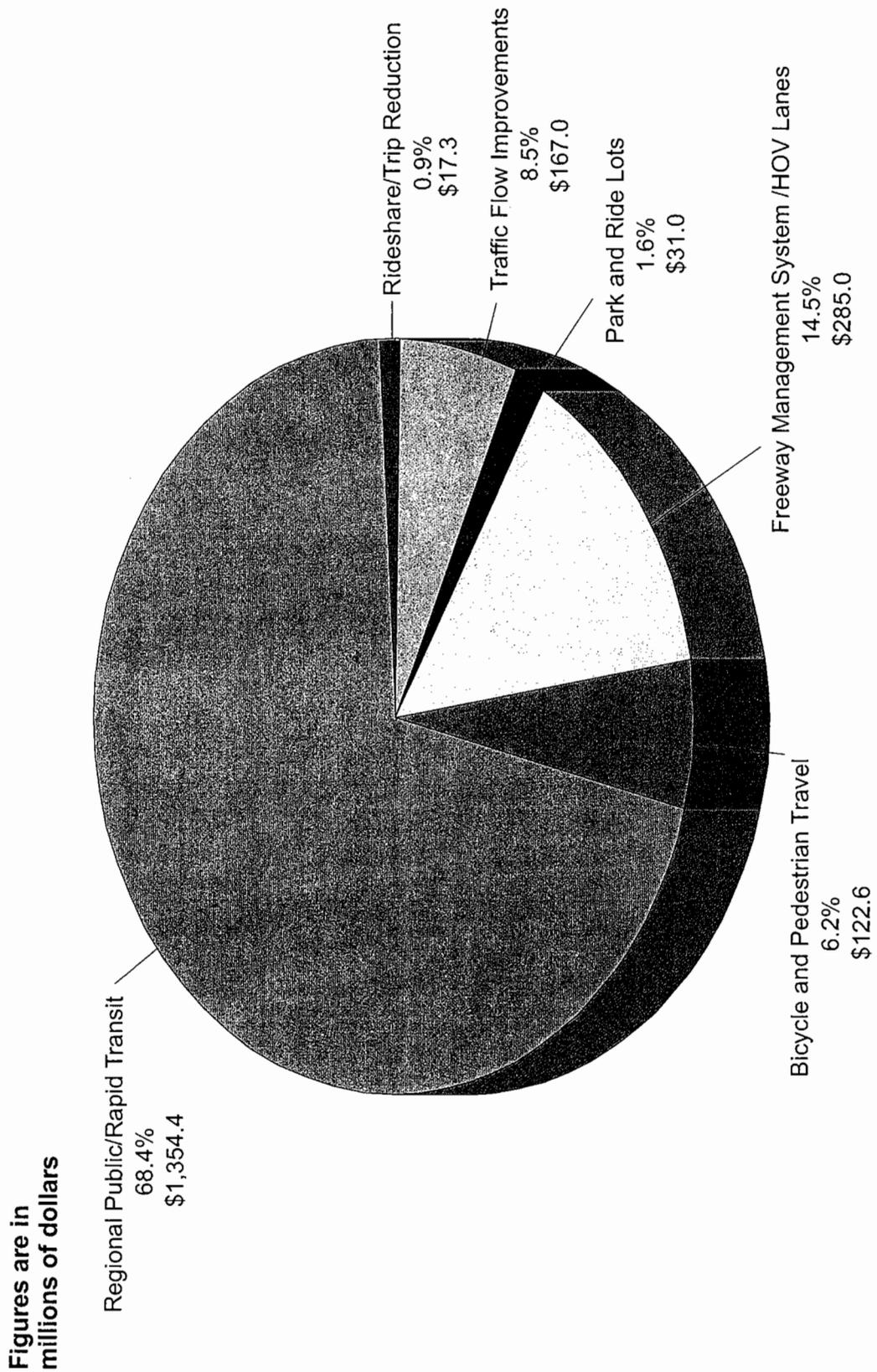


Figure ES-7: Transportation Control Measure Funding in the FY 2007-2011 MAG Transportation Improvement Program



Total = \$1,968.3 million.
 An additional \$35.8 million is programmed for paving dirt streets, street sweepers, and other air quality projects.

MARICOPA ASSOCIATION OF GOVERNMENTS

INFORMATION SUMMARY... for your review

DATE:

July 18, 2006

SUBJECT:

MAG 208 Water Quality Management Plan Amendment for the City of Surprise Special Planning Area 4 Regional Water Reclamation Facility

SUMMARY:

The City of Surprise has requested that MAG amend the 208 Water Quality Management Plan to include the Special Planning Area 4 Regional Water Reclamation Facility with an ultimate capacity of eight million gallons per day. The facility would be located in the northwest quarter of Section 28 of Township 5 North, Range 2 West. Reclaimed water would be disposed of through reuse, recharge, and potential future Arizona Pollutant Discharge Elimination System Permit discharge points to the Agua Fria River or unnamed washes located south of the facility and west of the Agua Fria River (northwest quarter of Section 28 of Township 5 North, Range 2 West). The towns of Buckeye and Wickenburg, City of Peoria, and unincorporated Maricopa County are within three miles of the project, and all have indicated no objections.

PUBLIC INPUT:

On June 27, 2006, the MAG Water Quality Advisory Committee conducted a public hearing on the Draft MAG 208 Plan Amendment. No public comments were received on the Draft 208 Amendment. An opportunity for public comment was also provided at the July 12, 2006 MAG Management Committee meeting and no public comments were received.

PROS & CONS:

PROS: Approval of the 208 Plan Amendment for the City of Surprise Special Planning Area 4 Regional Water Reclamation Facility would make the facility consistent with the MAG 208 Plan. The MAG 208 Water Quality Management Plan is the key guiding document used by Maricopa County and the Arizona Department of Environmental Quality in granting permits for wastewater treatment systems in the MAG region.

CONS: Currently, there do not appear to be any negative impacts associated with the approval of the 208 Plan Amendment.

TECHNICAL & POLICY IMPLICATIONS:

TECHNICAL: The Special Planning Area 4 Regional Water Reclamation Facility is needed to accommodate growth in the City of Surprise Wastewater Planning Area.

POLICY: The MAG 208 Water Quality Management Plan is the key guiding document used by Maricopa County and the Arizona Department of Environmental Quality in granting permits for wastewater treatment systems in the MAG region. Approval of the 208 Plan Amendment would enable the facility to be deemed consistent with the MAG 208 Plan. Consistency is necessary for permit approvals.

ACTION NEEDED:

Approval of the MAG 208 Water Quality Management Plan Amendment for the City of Surprise Special Planning Area 4 Regional Water Reclamation Facility.

PRIOR COMMITTEE ACTIONS:

Management Committee: On July 12, 2006, the MAG Management Committee unanimously recommended approval of the Draft MAG 208 Water Quality Management Plan Amendment for the City of Surprise Special Planning Area 4 Regional Water Reclamation Facility.

MEMBERS ATTENDING

- | | |
|---|--|
| Jan Dolan, Scottsdale, Vice Chair | Mark Johnson, Guadalupe |
| # Janine Solley for George Hoffman,
Apache Junction | * Darryl Crossman, Litchfield Park |
| Charlie McClendon, Avondale | Jim Huling for Christopher Brady, Mesa |
| Steve Borst, Buckeye | * Tom Martinsen, Paradise Valley |
| * Jon Pearson, Carefree | * Terry Ellis, Peoria |
| * Usama Abujbarah, Cave Creek | Frank Fairbanks, Phoenix |
| Pat McDermott, Chandler | John Kross, Queen Creek |
| Mark Fooks for B.J. Cornwall, El Mirage | * Bryan Meyers, Salt River Pima-Maricopa
Indian Community |
| Alfonso Rodriguez for Orlando Moreno,
Fort McDowell Yavapai Nation | Jim Rumpeltes, Surprise |
| # Tim Pickering, Fountain Hills | Amber Wakeman for Will Manley, Tempe |
| * Lynn Farmer, Gila Bend | * Reyes Medrano, Tolleson |
| Joseph Manuel, Gila River Indian
Community | Shane Dille, Wickenburg |
| George Pettit, Gilbert | Vince Micallef, Youngtown |
| Horatio Skeete for Ed Beasley, Glendale | Sam Elters for Victor Mendez, ADOT |
| Stephen Cleveland, Goodyear | Mike Ellegood for David Smith, Maricopa
Co. |
| | David Boggs, Valley Metro/RPTA |

* Those members neither present nor represented by proxy.

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

Water Quality Advisory Committee: On June 27, 2006, the MAG Water Quality Advisory Committee conducted a public hearing on the Draft 208 Plan Amendment for the City of Surprise Special Planning Area 4 Regional Water Reclamation Facility. Following the hearing, the Committee unanimously recommended approval of the Draft 208 Plan Amendment to the MAG Management Committee.

MEMBERS ATTENDING

- | | |
|-----------------------------------|--|
| Roger Klingler, Scottsdale, Chair | Surprise: Rich Williams Sr. |
| * Avondale: Greg Stack | Tempe: David McNeil |
| Buckeye: Lucky Roberts | Maricopa Co: Dale Bodiya for John
Power |
| # Chandler: Jacqueline Strong | Pinnacle West Capital: Maria Mahar for
John Boyer |
| * El Mirage: Michael Salisbury | *Salt River Project: Ray Hedrick |
| * Gilbert: Lonnie Frost | *U of A Cooperative Extension: Patrick Clay |
| Glendale: Chris Ochs | Citizen Representative: Eugene Jensen |
| Goodyear: David Iwanski | |
| # Mesa: Bill Haney | |
| * Peoria: Stephen Bontrager | |
| Phoenix: Robert Hollander | |

*Those members neither present nor represented by proxy.

#Attended by telephone conference call.

CONTACT PERSON:

Julie Hoffman, MAG, 602-254-6300

MARICOPA ASSOCIATION OF GOVERNMENTS

INFORMATION SUMMARY... for your review

DATE:

July 18, 2006

SUBJECT:

MAG 208 Water Quality Management Plan Amendment for the City of Surprise Special Planning Area 5 Regional Water Reclamation Facility

SUMMARY:

The City of Surprise has requested that MAG amend the 208 Water Quality Management Plan to include the Special Planning Area 5 Regional Water Reclamation Facility with an ultimate capacity of eight million gallons per day. The facility would be located in the southwest quarter of Section 36 of Township 5 North, Range 3 West. Reclaimed water would be disposed of through reuse, recharge, and potential future Arizona Pollutant Discharge Elimination System Permit discharge points to the Hassayampa River, Trilby Wash, or an unnamed wash east of the facility (southwest quarter of Section 36 of Township 5 North, Range 3 West). The towns of Buckeye and Wickenburg and unincorporated Maricopa County are within three miles of the project, and all have indicated no objections.

PUBLIC INPUT:

On June 27, 2006, the MAG Water Quality Advisory Committee conducted a public hearing on the Draft MAG 208 Plan Amendment. No public comments were received on the Draft 208 Amendment. An opportunity for public comment was also provided at the July 12, 2006 MAG Management Committee meeting and no public comments were received.

PROS & CONS:

PROS: Approval of the 208 Plan Amendment for the City of Surprise Special Planning Area 5 Regional Water Reclamation Facility would make the facility consistent with the MAG 208 Plan. The MAG 208 Water Quality Management Plan is the key guiding document used by Maricopa County and the Arizona Department of Environmental Quality in granting permits for wastewater treatment systems in the MAG region.

CONS: Currently, there do not appear to be any negative impacts associated with the approval of the 208 Plan Amendment.

TECHNICAL & POLICY IMPLICATIONS:

TECHNICAL: The Special Planning Area 5 Regional Water Reclamation Facility is needed to accommodate growth in the City of Surprise Wastewater Planning Area.

POLICY: The MAG 208 Water Quality Management Plan is the key guiding document used by Maricopa County and the Arizona Department of Environmental Quality in granting permits for wastewater treatment systems in the MAG region. Approval of the 208 Plan Amendment would enable the facility to be deemed consistent with the MAG 208 Plan. Consistency is necessary for permit approvals.

ACTION NEEDED:

Approval of the MAG 208 Water Quality Management Plan Amendment for the City of Surprise Special Planning Area 5 Regional Water Reclamation Facility.

PRIOR COMMITTEE ACTIONS:

Management Committee: On July 12, 2006, the MAG Management Committee unanimously recommended approval of the Draft MAG 208 Water Quality Management Plan Amendment for the City of Surprise Special Planning Area 5 Regional Water Reclamation Facility.

MEMBERS ATTENDING

Jan Dolan, Scottsdale, Vice Chair	Mark Johnson, Guadalupe
# Janine Solley for George Hoffman, Apache Junction	* Darryl Crossman, Litchfield Park
Charlie McClendon, Avondale	Jim Huling for Christopher Brady, Mesa
Steve Borst, Buckeye	* Tom Martinsen, Paradise Valley
* Jon Pearson, Carefree	* Terry Ellis, Peoria
* Usama Abujbarah, Cave Creek	Frank Fairbanks, Phoenix
Pat McDermott, Chandler	John Kross, Queen Creek
Mark Fooks for B.J. Cornwall, El Mirage	* Bryan Meyers, Salt River Pima-Maricopa Indian Community
Alfonso Rodriguez for Orlando Moreno, Fort McDowell Yavapai Nation	Jim Rumpeltes, Surprise
# Tim Pickering, Fountain Hills	Amber Wakeman for Will Manley, Tempe
* Lynn Farmer, Gila Bend	* Reyes Medrano, Tolleson
Joseph Manuel, Gila River Indian Community	Shane Dille, Wickenburg
George Pettit, Gilbert	Vince Micallef, Youngtown
Horatio Skeete for Ed Beasley, Glendale	Sam Elters for Victor Mendez, ADOT
Stephen Cleveland, Goodyear	Mike Ellegood for David Smith, Maricopa County
	David Boggs, Valley Metro/RPTA

* Those members neither present nor represented by proxy.

Participated by telephone conference call.

+ Participated by videoconference call.

Water Quality Advisory Committee: On June 27, 2006, the MAG Water Quality Advisory Committee conducted a public hearing on the Draft 208 Plan Amendment for the City of Surprise Special Planning Area 5 Regional Water Reclamation Facility. Following the hearing, the Committee unanimously recommended approval of the Draft 208 Plan Amendment to the MAG Management Committee.

MEMBERS ATTENDING

Roger Klingler, Scottsdale, Chair	Phoenix: Robert Hollander
* Avondale: Greg Stack	Surprise: Rich Williams Sr.
Buckeye: Lucky Roberts	Tempe: David McNeil
# Chandler: Jacqueline Strong	Maricopa County: Dale Bodiya for John Power
* El Mirage: Michael Salisbury	Pinnacle West Capital: Maria Mahar for John Boyer
* Gilbert: Lonnie Frost	* Salt River Project: Ray Hedrick
Glendale: Chris Ochs	* U of A Cooperative Extension: Patrick Clay
Goodyear: David Iwanski	Citizen Representative: Eugene Jensen
# Mesa: Bill Haney	
* Peoria: Stephen Bontrager	

*Those members neither present nor represented by proxy.

#Attended by telephone conference call.

CONTACT PERSON:

Julie Hoffman, MAG, 602-254-6300

MARICOPA ASSOCIATION OF GOVERNMENTS

INFORMATION SUMMARY... for your review

DATE:

July 18, 2006

SUBJECT:

MAG 208 Water Quality Management Plan Amendment for the Balterra Wastewater Treatment Facility

SUMMARY:

Maricopa County has requested that MAG amend the 208 Water Quality Management Plan to include the Balterra Wastewater Treatment Facility with an ultimate capacity of 15 million gallons per day. The facility would be located in unincorporated Maricopa County in the northeast quadrant of 403rd Avenue and Indian School Road within Section 19 of Township 2 North, Range 6 West and Section 24 of Township 2 North, Range 7 West. Reclaimed water would be disposed of through reuse, recharge, and an Arizona Pollutant Discharge Elimination System Permit discharge to the adjacent wash (Section 30 of Township 2 North, Range 6 West, as identified in the Palo Verde Watershed Zone A Flood Delineation Study). The discharge point would be located along the northeast edge of the facility site, near the confluence of the adjacent wash and Winters Wash.

On June 27, 2006, the MAG Water Quality Advisory Committee conducted a public hearing on the Draft MAG 208 Plan Amendment for the Balterra Wastewater Treatment Facility. Following the public hearing, Maricopa County prepared a response to public comments received on the Draft Balterra 208 Plan Amendment and the Saddle Mountain Unified School District #90 submitted a letter to MAG in support of the Draft Balterra 208 Plan Amendment. On July 7, 2006, written comments, the public hearing transcript, the response by Maricopa County to public comments, and the Saddle Mountain Unified School District #90 letter were transmitted to the MAG Management Committee. On July 12, 2006, MAG received two letters opposing the Draft Balterra 208 Plan Amendment. The letters were provided to the MAG Management Committee at their July 12, 2006 meeting. The materials provided to the MAG Management Committee are attached.

PUBLIC INPUT:

On June 27, 2006, the MAG Water Quality Advisory Committee conducted a public hearing on the Draft MAG 208 Plan Amendment for the Balterra Wastewater Treatment Facility. At the public hearing, three testimonies were submitted on the Draft Balterra 208 Plan Amendment. In addition, MAG received seven letters with written comments on the Draft Balterra 208 Plan Amendment.

Written comments were received from Sierra Negra Ranch opposing the inclusion of any part of their 2757 acres as part of the Draft MAG 208 Plan Amendment for the Balterra Wastewater Treatment Facility. The comments provided were: the Draft Balterra 208 Plan Amendment should be held for simultaneous consideration with any and all other competing applications including the pending filing by Global Water Resources; the Balterra 208 Plan Amendment was submitted without consent; Balterra has been nonresponsive to requests for information; the proposed developer owned utility cannot truly act as a nonbiased provider; service has been requested from Hassayampa Utilities Company (HUC), owned by Global Water Resources; and, support was given for the HUC 208 Plan Amendment filed on May 8, 2006 as a regional solution that would allow communities north and south of I-10 to be served, preventing one property owner from having two or more utility providers of the same service.

Advanced Commercial Real Estate Services & Development (ACRES) provided written comments opposing the inclusion of their 67 acres in the Draft MAG 208 Plan Amendment for the Balterra Wastewater Treatment Facility. Support was expressed for the Hassayampa Utilities Company 208 Plan Amendment and their service as been requested.

Written comments from Triyar Tonopah Investments opposing the inclusion of their 1400 acres in the Draft MAG 208 Plan Amendment for the Balterra Wastewater Treatment Facility were received. The comments provided were: service needs of the greater Tonopah area; concern of having two separate service providers for their property since the Draft Balterra 208 Plan Amendment only addresses the portion north of I-10; concern that Balterra will use its position as a utility provider to gain unearned competitive advantage in the marketplace; and, support was given for the HUC 208 Plan Amendment.

New World Properties provided written comments opposing the inclusion of their 1200 acres in the Draft MAG 208 Plan Amendment for the Balterra Wastewater Treatment Facility. The comments provided were: service has been requested from Hassayampa Utilities Company; support has been given for the HUC 208 Plan Amendment; concern of having two separate service providers for their property since the Draft Balterra 208 Plan Amendment only addresses the portion north of I-10; and, concern that Balterra will use its position as a utility provider to gain unearned competitive advantage in the marketplace.

Written comments were provided on the Draft Balterra 208 Plan Amendment by Christopher Benjamin regarding a 18.257 acre parcel and a 58.315 acre parcel. He objected to the inclusion of these parcels in the Draft Balterra 208 Plan Amendment. He also expressed concern that the draft amendment would not fully service the needs of the entire Tonopah Valley.

Written comments were received from Hassayampa Utilities Company/Global Water Resources. The comments included the following: the concept of regionalization; the filing of the HUC 208 Plan Amendment for 175 sections that maximizes the regionalization approach; the ability for the Hassayampa Utility Company to serve the Balterra development; and, the ability for HUC to serve the Saddle Mountain Unified School District #90. It was requested that if the Draft Balterra 208 Plan Amendment continues to move forward, that it be limited to the two section Balterra development.

A representative from Hassayampa Utilities Company/Global Water Resources provided public testimony opposing the service area proposed in the Draft MAG 208 Plan Amendment for the Balterra Wastewater Treatment Facility. She requested that the service area be limited to the two section area that is the Balterra development. Her comments also included the following: background on Global Water Resources/Hassayampa Utilities Company; the HUC 208 Plan Amendment filed on May 8, 2006 for 175 sections; and, the possibility of slowing down the Balterra 208 amendment so that the HUC 208 amendment can catch up and the applications could be compared.

Public testimony was received from a representative from the law offices of Gallagher & Kennedy on behalf of New World Properties. He expressed concern of having two separate service providers for his client's property since the Draft Balterra 208 Plan Amendment only addresses the portion north of I-10. He indicated that service has been requested from Hassayampa Utilities Company. His comments also included the following: the policy of the Arizona Corporation Commission to have consolidated water and wastewater utilities, which could be provided by Global Water Resources; the reputation of Global Water Resources; and, the current Certificate of Convenience and Necessity for the Balterra project.

A representative from Sierra Negra Ranch provided public testimony opposing the Draft Balterra 208 Plan Amendment. He indicated that their property was included without permission. Additional comments included the following: a request for a fully integrated solution; Sierra Negra Ranch has been working with Global Water Resources; the request from the Saddle Mountain Unified School District #90 for a regional solution; concern of having two separate service providers for their property

since the Draft Balterra 208 Plan Amendment only addresses the portion north of I-10; and, attempt to work with Balterra. He indicated that Sierra Negra Ranch did not comment on the Balterra plan because they were working with Global Water Resources.

At the July 12, 2006 MAG Management Committee meeting, four members of the public commented on the Draft Balterra 208 Plan Amendment. In addition, MAG received two letters with written comments on the Draft Balterra 208 Plan Amendment on July 12, 2006.

Written comments were received from Sierra Negra Ranch opposing the Draft Balterra 208 Plan Amendment. The comments provided were: the MAG Water Quality Advisory Committee approved the Draft Balterra 208 Plan Amendment with complete disregard for the consequences of approval; discussion at the June 27, 2006 MAG Water Quality Advisory Committee meeting and public hearing on what to do with two competing 208 plan amendments was ignored; the question of whether Balterra could become their sewer provider without consent; approval of the Draft Balterra 208 Plan Amendment would be detrimental since service has been requested from another, fully integrated utility; we adamantly oppose Balterra including our property in their plan; time and monies have been invested in creating a truly regional and integrated solution with a nondeveloper owned utility; our Certificates of Convenience and Necessity for water are now owned by Global Water Resources; the commitment of Global Water Resources to an integrated sewer and water solution; and, request to withhold consent on the Draft Balterra 208 Plan Amendment and taking the time to review the competing 208 plan amendment submitted by Global Water Resources to help maintain the credibility of the planning process.

Written comments were received from Hassayampa Utilities Company/Global Water Resources. The comments were: the continuation of the MAG 208 process for the Draft Balterra 208 Plan Amendment is premature; the regional plan and goals for Hassayampa Utilities Company/Global Water Resources; recommendation that the Draft Balterra 208 Plan Amendment be tabled; the Balterra Certificate of Convenience and Necessity; the requirements of the Balterra Conditional Certificate of Convenience; discussions with Maricopa County Environmental Services Department regarding regional solutions; the inclusion of properties into the Balterra service area that have requested service from Hassayampa Utilities Company/Global Water Resources; objections submitted to MAG regarding unauthorized inclusion into the Balterra service area; background on the HUC 208 Plan Amendment; the Arizona Department of Environmental Quality and Environmental Protection Agency actions on amendments where developers/owners object to unwanted inclusion into 208 plan amendments; Maricopa County has not completed processing the HUC 208 Plan Amendment; there is no first in, first approved mechanism in the Clean Water Act for considering 208 plan amendments; the HUC 208 Plan Amendment meets all the mandates for regional planning; and, the ability to serve the Balterra development in addition to the 175 sections presently planned. It was suggested that if the Draft Balterra 208 Plan Amendment continues to move forward, that it be limited to the two section Balterra development.

A representative from Sierra Negra Ranch provided public comments on the Draft Balterra 208 Plan Amendment. He stated that he had also sent a letter. His comments included the following: discussion at the June 27, 2006 MAG Water Quality Advisory Committee meeting and public hearing on what to do with two competing 208 plan amendments was ignored; the question of whether Balterra could become their sewer provider without consent; approval of the Draft Balterra 208 Plan Amendment would be detrimental since service has been requested from another, fully integrated utility; we adamantly oppose Balterra including our property in their plan; time and monies have been invested in creating a truly regional and integrated solution with a nondeveloper owned utility; we too were given the task to create a regional plan as part of our development master plan submittals; and, since our plan is a few months behind we might not have the opportunity to develop an integrated solution that could best serve the future residents of the West Valley. He indicated that he would like to know whether two 208 plan amendments can be approved and whether the Committee would table the Draft Balterra 208 Plan Amendment for consideration of both 208 plan amendments.

Public comments were received from a representative for the Copperleaf and Vaquero projects that are in the area of the Draft Balterra 208 Plan Amendment. His comments also included the following: the size of his projects; both projects are bisected by I-10; discussions with Balterra and other potential sewer providers; imperative to have one integrated provider; agreement with a provider for integrated services for the entire property; question of whether they will still have the right to obtain service from another provider if the Draft Balterra 208 Plan Amendment is approved; and, question of whether another 208 plan amendment can be approved over the Draft Balterra 208 Plan Amendment.

A representative from Global Water Resources provided public comments on the Draft Balterra 208 Plan Amendment. The comments provided were: Global Water Resources purchased West Maricopa Combine and its five utilities yesterday; background on the Hassayampa Utilities Company 208 Plan Amendment; landowners within the service area for the Balterra Wastewater Treatment Facility would like to be served by Global Water Resources; request opportunity to have Maricopa County review their plan before making decision on the Draft Balterra 208 Plan Amendment; Global Water Resources has not received a support letter from Maricopa County; the Balterra project is a few months ahead; with the acquisition of West Maricopa Combine, Global Water Resources can integrate utilities; and, landowners would like Global Water Resources to serve water and wastewater for the same development.

Public comments were received from a representative from the law firm Burch & Cracchiolo as counsel for Global Water Resources. He indicated that he personally closed the transaction yesterday for the purchase of West Maricopa Combine by Global Water Resources. His comments also included the following: goal to provide utility integration; request for the Draft Balterra 208 Plan Amendment to be pulled off the consent agenda; and, request that a full hearing be set once MAG and Maricopa County have had an opportunity to look at the acquisition and what Global Water Resources can provide.

PROS & CONS:

PROS: Approval of the 208 Plan Amendment for the Balterra Wastewater Treatment Facility would make the facility consistent with the MAG 208 Plan. The MAG 208 Water Quality Management Plan is the key guiding document used by Maricopa County and the Arizona Department of Environmental Quality in granting permits for wastewater treatment systems in the MAG region.

CONS: Currently, there are concerns about the service area for the Balterra Wastewater Treatment Facility included in the 208 Plan Amendment.

TECHNICAL & POLICY IMPLICATIONS:

TECHNICAL: The Balterra Wastewater Treatment Facility is needed to accommodate growth in the Maricopa County unincorporated area.

POLICY: The MAG 208 Water Quality Management Plan is the key guiding document used by Maricopa County and the Arizona Department of Environmental Quality in granting permits for wastewater treatment systems in the MAG region. Approval of the 208 Plan Amendment would enable the facility to be deemed consistent with the MAG 208 Plan. Consistency is necessary for permit approvals.

ACTION NEEDED:

Approval of the MAG 208 Water Quality Management Plan Amendment for the Balterra Wastewater Treatment Facility.

PRIOR COMMITTEE ACTIONS:

Management Committee: On July 12, 2006, the MAG Management Committee unanimously recommended approval of the Draft MAG 208 Plan Amendment for the Balterra Wastewater Treatment Facility.

MEMBERS ATTENDING

Horatio Skeete for Ed Beasley, Glendale,
Chair
Jan Dolan, Scottsdale, Vice Chair
Janine Solley for George Hoffman, Apache
Junction
Charlie McClendon, Avondale
Steve Borst, Buckeye
* Jon Pearson, Carefree
* Usama Abujbarah, Cave Creek
Pat McDermott, Chandler
Mark Fooks for B.J. Cornwall, El Mirage
Alfonso Rodriguez for Orlando Moreno,
Fort McDowell Yavapai Nation
Tim Pickering, Fountain Hills
* Lynn Farmer, Gila Bend
Joseph Manuel, Gila River Indian
Community
George Pettit, Gilbert
Stephen Cleveland, Goodyear

Mark Johnson, Guadalupe
* Darryl Crossman, Litchfield Park
Jim Huling for Christopher Brady, Mesa
* Tom Martinsen, Paradise Valley
* Terry Ellis, Peoria
Frank Fairbanks, Phoenix
John Kross, Queen Creek
* Bryan Meyers, Salt River Pima-Maricopa
Indian Community
Jim Rumpeltes, Surprise
Amber Wakeman for Will Manley, Tempe
* Reyes Medrano, Tolleson
Shane Dille, Wickenburg
Vince Micallef, Youngtown
Sam Elters for Victor Mendez, ADOT
Mike Ellegood for David Smith, Maricopa
County
David Boggs, Valley Metro/RPTA

- * Those members neither present nor represented by proxy.
- # Participated by telephone conference call.
- + Participated by videoconference call.

Water Quality Advisory Committee: On June 27, 2006, the MAG Water Quality Advisory Committee conducted a public hearing on the Draft 208 Plan Amendment for the Balterra Wastewater Treatment Facility. Following the hearing, the Committee recommended approval of the Draft 208 Plan Amendment to the MAG Management Committee, with one member voting no (*italics*) and one member abstaining (**shaded**).

MEMBERS ATTENDING

Roger Klingler, Scottsdale, Chair
*Avondale: Greg Stack
Buckeye: Lucky Roberts
#Chandler: Jacqueline Strong
*El Mirage: Michael Salisbury
*Gilbert: Lonnie Frost
Glendale: Chris Ochs
Goodyear: David Iwanski
#Mesa: *Bill Haney*
*Peoria: Stephen Bontrager

Phoenix: Robert Hollander
Surprise: Rich Williams Sr.
Tempe: David McNeil
Maricopa County: Dale Bodiya for John
Power
**Pinnacle West Capital: Maria Mahar for
John Boyer**
*Salt River Project: Ray Hedrick
*U of A Cooperative Extension: Patrick Clay
Citizen Representative: Eugene Jensen

- *Those members neither present nor represented by proxy.
- #Attended by telephone conference call.

CONTACT PERSON:

Julie Hoffman, MAG, 602-254-6300

SIERRA NEGRA RANCH LLC

SNR MANAGEMENT LLC

June 26, 2006

Julie Hoffman, Environmental Planner
Maricopa Association of Governments
302 North 1st Avenue, Suite 300
Phoenix, AZ 85003

Re: Opposition of Sierra Negra Ranch et al to the proposed Draft Balterra Wastewater Treatment Facility, Clean Water Act, MAG 208 Amendment, Dated April 2006

Dear Ms. Hoffman;

We are the owners of the 2757 acres of land located north and south of Interstate 10 in the Tonopah area currently known as Sierra Negra Ranch and as described in the attached legal description. Currently we are in the process of submitting Development Master Plans for our property.

It has come to our attention that the above-referenced proposed Draft Balterra Wastewater Treatment Facility, Clean Water Act, MAG 208 Amendment, dated April 2006, prepared by CSA Engineering ("Draft Balterra 208") has been proposed to include and apply to our land. We hereby formally oppose such submission. In addition, we request that the submission be held for simultaneous consideration with any and all other competing applications including the pending filing by Global Water Resources. The ultimate decisions on these applications will effect a significant portion of the Tonopah and West Valley residents for many years and perhaps many lifetimes. Consequently we are hopeful that you will continue this matter as needed to schedule a combined or coordinated comprehensive hearing(s) for this and any and all other competing applications/submittals.

The Draft Balterra 208 has been submitted without our consent. Our opposition to this application includes the following additional reasons:

Sierra Negra and others have attempted to work with Balterra and create a regional solution. Instead of working together, the Balterra (a competing land owner and developer) principals decided that it was in their best interests, and the best interests of their development project, to create their own plan and include portions of Sierra Negra Ranch properties and others in their 208 application without the consent of us and other land owners.

Balterra has been non-responsive to our requests for information in spite of the time we spent on numerous occasions meeting with them and in otherwise attempting to communicate with them. They appear to have little sincere interest in creating a truly regional plan but rather only in controlling the

utilities that serve their own property so as not to have to rely on a third party for their own project and, at the same time, to create a competitive advantage for their project. This proposed Developer owned utility cannot truly act as a non-biased provider. Fortunately their lack of interest in a truly regional and potentially integrated public utility led us to work with Global Water Resources.

Currently we have requested service for Silver Water Ranch and Silver Springs Ranch from Hassayampa Utilities Company ("HUC"), owned by Global Water Resources, and as such formally support their HUC Consolidated Service Area 208 Plan Amendment ("HUC Consolidated 208") application filed on May 8, 2006. It is this application, as well as any others that might be pending, that we are requesting be considered at the same time as this Draft Balterra 208.

We believe that the regional plan for 175 sections as proposed in the Global Water Resources HUC Consolidated 208 is clearly regional and a potentially integrated solution as opposed to the plan as proposed in the Draft Balterra 208. The regional utility as proposed by Global is one that would allow those communities North and South of I-10 to be served (Balterra by comparison only proposed some lands north of I-10 be included in their Draft Balterra 208). The Global plan, unlike the Balterra plan, would therefore utilize the economies of scale to better serve the future residences of the Tonopah area and the West Valley. This truly regional plan should also prevent one property owner from having two or more utility providers of the same service.

Accordingly, once again we oppose the inclusion of any part of our 2757 acres now known as Sierra Negra Ranch as part of the Draft Balterra 208. We also encourage Maricopa County to evaluate all other submitted plans before proceeding any further with the Draft Balterra 208. To do otherwise could, we believe, create unfortunate and significant issues for the residents and property owners in Tonopah and West Valley areas.

Thank you in advance for your consideration of this important matter.

Sincerely,

Sierra Negra Ranch LLC, a Nevada limited liability company

By: SNR Management LLC, a Nevada limited liability company
Its: Manager

By: Becker SNR LLC, a Nevada limited liability company
Its: Manager

By: 
Barry W. Becker
Its: Managing Member

LEGAL DESCRIPTIONS

SILVER WATER RANCH

PARCEL NO. 4

THE WEST HALF OF SECTION 21, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA; EXCEPT THE EAST 200 ACRES THEREOF.

PARCEL NO. 5

THE NORTHWEST QUARTER OF SECTION 28, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

PARCEL NO. 6

THE NORTHEAST QUARTER OF SECTION 29, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT THAT PORTION OF THE SOUTH HALF OF THE NORTHEAST QUARTER OF SECTION 29, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA, WHICH LIES WITHIN A STRIP OF LAND 308 FEET IN WIDTH, BEING 154 FEET WIDE ON EACH SIDE OF THE FOLLOWING DESCRIPTION LINE:

BEGINNING AT A POINT ON THE WEST LINE OF SAID SECTION 29, WHICH POINT BEARS SOUTH 0 DEGREES 00 MINUTES 38 SECONDS WEST, 1476.85 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 29;

THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, 5470.76 FEET TO A POINT ON THE EAST LINE OF SAID SECTION 29, WHICH POINT BEARS SOUTH 0 DEGREES 03 MINUTES 23 SECONDS WEST, 243.12 FEET FROM THE EAST QUARTER CORNER OF SAID SECTION 29, AS CONVEYED TO THE STATE OF ARIZONA BY AND THROUGH ITS HIGHWAY COMMISSION BY WARRANTY DEED RECORDED IN DOCKET 6586, PAGE 69.

PARCEL NO. 1

THE WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER; AND

THE WEST HALF OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER; AND

THE WEST HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 28, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA

PARCEL NO. 2

THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER AND

THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 28, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA

PARCEL NO. 3

THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 28, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA

PARCEL NO. 4

THE EAST HALF OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER; AND

THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 28, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA
SILVER SPRINGS RANCH

PARCEL NO. 7

ALL OF SECTION 32, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT ALL MINERAL RESERVED UNTO THE STATE OF ARIZONA IN BOOK 334 OF DEEDS, PAGE 248 (AS TO THE SOUTHEAST QUARTER) AND IN BOOK 360 OF DEEDS, PAGE 10 (AS TO THE NORTH HALF AND THE SOUTHWEST QUARTER)

PARCEL NO. 8

THE SOUTHWEST QUARTER OF SECTION 33, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.

PARCEL NO. 1

THE WEST HALF OF THE NORTHEAST QUARTER AND THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 7, TOWNSHIP 1 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.

EXCEPT THAT PORTION OF THE FOLLOWING DESCRIBED PARCEL OF LAND LYING WITHIN A 200 FOOT STRIP, BEING 100 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

BEGINNING AT A POINT N 07° 7' 30" E, 1223.03 FEET FROM THE SOUTHEAST CORNER OF SECTION 16, MERIDIAN, MARICOPA COUNTY, ARIZONA;
THENCE N 56° 07' 30" W, 1783.55 FEET TO THE POINT OF CURVE OF A 0° 15' CURVE TO THE RIGHT, HAVING A RADIUS OF 22,918.3 FEET;

THENCE ALONG THE ARC OF SAID CURVE, A DISTANCE OF 433.33 FEET TO THE POINT OF TANGENT OF SAID CURVE;

THENCE N 55° 02' 30" W, 9949.29 FEET TO THE POINT OF CURVE OF A 4° 00' CURVE TO THE LEFT, HAVING A RADIUS OF 1432.69 FEET;

THENCE ALONG THE ARC OF SAID CURVE, 417.29 FEET TO THE POINT OF TANGENT OF SAID CURVE;

THENCE N 71° 44' W, 4963.49 FEET TO THE POINT OF CURVE OF A 2° 00' CURVE TO THE RIGHT HAVING A RADIUS OF 2864.79 FEET.

THENCE ALONG THE ARC OF SAID CURVE, 489.17 FEET TO THE POINT OF TANGENT OF SAID CURVE;

THENCE N 61° 57' W, 211.49 FEET TO A POINT ON THE WEST LINE SECTION 7, TOWNSHIP 1 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA, SAID POINT S 0° 16' W, 394.03 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 7;

THE WEST HALF OF THE NORTHEAST QUARTER OF SECTION 7, TOWNSHIP 1 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA, AS CONVEYED TO MARICOPA COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF ARIZONA BY QUIT CLAIM DEED RECORDED ON DOCKET 2747, PAGE 161.

PARCEL NO. 2

ALL OF SECTION 6, TOWNSHIP 1 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.

PARCEL NO. 3

THE SOUTH HALF AND THE NORTHWEST QUARTER OF SECTION 31, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT FROM LOTS 1 AND 2 AND THE EAST HALF OF THE NORTHWEST QUARTER THEREOF, ALL MINERALS AS RESERVED UNTO THE UNITED STATES IN THE RECORDED PATENT TO SAID LAND RECORDED IN DOCKET 2623, PAGE 394.

PARCEL NO. 9

THE NORTHEAST QUARTER OF SECTION 31, TOWNSHIP 2 NORTH, RANGE 6 WEST, OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.

STATE TRUST LAND PARCEL

THE SOUTHEAST QUARTER OF SECTION 33, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.



June 26, 2006

Julie Hoffman, Environmental Planner
Maricopa Association of Governments
302 North 1st Avenue, Suite 300
Phoenix, AZ 85003

**Re: Draft Balterra Wastewater Treatment Facility, Clean Water Act, MAG 208
Amendment, Dated April 2006**

Dear Ms. Hoffman;

We appreciate the opportunity to review and comment on the referenced Draft Balterra Wastewater Treatment Facility, Clean Water Act, MAG 208 Amendment, dated April 2006, prepared by CSA Engineering ("Draft Balterra 208"). The Draft Balterra 208 proposes to serve a 24 square mile service area shown in Figure 2A in blue, labeled as the North Tonopah's Southeast Planning Area (NTSEPA).

You will see in the enclosed letter dated May 22, 2006 that we as the owner of AZ-10 parcel # 504-34-015-M have requested service from Hassayampa Utilities Company ("HUC"), owned by Global Water Resources, and as such formally support their HUC Consolidated Service Area 208 Plan Amendment ("HUC Consolidated 208") application filed on May 8, 2006. We believe that the regional plan for 175 sections as proposed in the HUC Consolidated 208 is far superior to that proposed in the Draft Balterra 208.

Accordingly, we strongly oppose the inclusion of our 67 acres, known as AZ-10 etal, as described in the attached legal description, in the Draft Balterra 208.

Thank you in advance for your consideration of this important matter.

Sincerely,

J. Mario Sanchez
Managing Member AZ-10

cc: Ken James, P.E., MCESD
Trevor Hill, Global Water Resources

The South 132 feet of the West half of the Northwest quarter of Section 24, Township 2 North Range 7 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

PARCEL NO. 2:

The North half the Southwest quarter of Section 24, Township 2 North, Range 7 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona;

EXCEPT those portions conveyed to the State of Arizona, as follows:

(A) Beginning at a point on the West line of said Section 24, which point bears South 0 degrees 02 minutes 20 seconds East 210.50 feet from the West quarter corner of said Section 24;

Thence North 89 degrees 57 minutes 40 seconds East 40.00 feet;
Thence South 0 degrees 02 minutes 20 seconds East 24.55 feet;
Thence South 15 degrees 57 minutes 00 seconds East 144.98 feet;
Thence South 75 degrees 07 minutes 10 seconds East 335.00 feet;
Thence South 50 degrees 12 minutes 53 seconds East 308.71 feet;
Thence South 27 degrees 28 minutes 37 seconds East 460.11 feet;
Thence South 53 degrees 13 minutes 10 seconds East to the South line of said North half of the Southwest quarter of Section 24;
Thence Westerly along said South line of the North half of the Southwest quarter to the aforesaid West line of Section 24;
Thence North 0 degrees 02 minutes 20 seconds West along said West line to the Point of Beginning.

(B) Beginning at a point on the West line of said Section 24, which point bears South 0 degrees 02 minutes 20 seconds East 210.50 feet from the quarter corner thereof;

Thence North 89 degrees 57 minutes 40 seconds East 60.00 feet;
Thence South 5 degrees 16 minutes 54 seconds East 140.25 feet;
Thence South 75 degrees 07 minutes 10 seconds East 301.20 feet;
Thence South 50 degrees 12 minutes 53 seconds East 51.55 feet to the existing Northerly Right of way line of Interstate Highway 10 (Ehrenberg-Phoenix Highway);
Thence North 75 degrees 07 minutes 10 seconds West along said Right of way line 335.00 feet;
Thence South 89 degrees 57 minutes 40 seconds West to the aforesaid West line of Section 24;
Thence North 0 degrees 02 minutes 20 seconds West along said West section line to the Point of Beginning.



June 26, 2006

Julie Hoffman, Environmental Planner
Maricopa Association of Governments
302 North 1st Avenue, Suite 300
Phoenix, AZ 85003

**Re: Draft Balterra Wastewater Treatment Facility, Clean Water Act, MAG 208
Amendment, Dated April 2006**

Dear Ms. Hoffman;

We appreciate the opportunity to review and comment on the referenced Draft Balterra Wastewater Treatment Facility, Clean Water Act, MAG 208 Amendment, dated April 2006, prepared by CSA Engineering ("Draft Balterra 208"). The Draft Balterra 208 proposes to serve a 24 square mile service area shown in Figure 2A in blue, labeled as the North Tonopah's Southeast Planning Area (NTSEPA).

You will see in the enclosed letter dated May 22, 2006 that we as the owner of AZ-10 parcel # 504-34-015-M have requested service from Hassayampa Utilities Company ("HUC"), owned by Global Water Resources, and as such formally support their HUC Consolidated Service Area 208 Plan Amendment ("HUC Consolidated 208") application filed on May 8, 2006. We believe that the regional plan for 175 sections as proposed in the HUC Consolidated 208 is far superior to that proposed in the Draft Balterra 208.

Accordingly, we strongly oppose the inclusion of our 67 acres, known as AZ-10 etal, as described in the attached legal description, in the Draft Balterra 208.

Thank you in advance for your consideration of this important matter.

Sincerely,

J. Mario Sanchez
Managing Member AZ-10

cc: Ken James, P.E., MCESD
Trevor Hill, Global Water Resources

May 22, 2006

Ms. Cindy Liles
Senior Vice President of Growth Management
Hassayampa Utilities Company, Inc.
22601 N. 19th Avenue, Suite 210
Phoenix, AZ 85027

Re: MAG 208 Areawide Water Quality Management Plan Amendment
Belmont/Tonopah Regional Area

Dear Ms. Liles:

We understand that Global Water Resources, Inc. ("Global") is in the process of filing an application for an amendment to the MAG 208 Areawide Water Quality Management Plan ("208 Plan") for its subsidiary, Hassayampa Utilities Company, Inc. ("HUC") to provide wastewater and reclaimed water services west of the Hassayampa River in unincorporated Maricopa County, in an area known as the Belmont/Tonopah Regional Area.

We do not oppose now, nor will oppose in the future, any filing by HUC and/or Global or its subsidiaries to establish or expand their service area in the MAG 208 Plan over our property. Further, we desire for our property to be included in the first available CC&N expansion. The legal description of our subject property is enclosed as Exhibit A.

If you have any questions or need additional information please contact me at 702-296-8880.

Name of Authorized Owner

By: JMS
J. Mario Sanchez
Real Estate Investment Group
Its: Managing Member

Date: May 22, 2006



Maricopa Association of Governments
Phoenix

2800 N. 44th Street, Suite 150 Phone 602.748.8888
Phoenix, Arizona 85008 Fax 602.748.8889

June 26, 2006

June 26, 2006

Julie Hoffman, Environmental Planner
Maricopa Association of Governments
302 North 1st Avenue, Suite 300
Phoenix, AZ 85003

Re: Draft Balterra Wastewater Treatment Facility, Clean Water Act, MAG 208 Amendment, Dated April 2006

Dear Ms. Hoffman;

We have reviewed the referenced Draft Balterra Wastewater Treatment Facility, Clean Water Act, MAG 208 Amendment, dated April 2006, prepared by CSA Engineering ("Draft Balterra 208"). The Draft Balterra 208 proposes to serve a 24 square mile service area shown in Figure 2A in blue, labeled as the North Tonopah's Southeast Planning Area (NTSEPA).

We believe the Balterra proposal does not adequately address the service needs for the greater Tonopah area. Our property encompasses approximately 1400 acres bisected by I-10. The Balterra 208 plan only addresses property north of I-10. We are planning to develop, "Vaquero", a single cohesive master plan for our property and do not believe it is in our best interest to have two separate service providers. Additionally, we are concerned that as a developer controlled utility, Balterra, will use its position as a provider to gain unearned competitive advantage in the marketplace. We believe that the plan proposed by Hassayampa Utilities Company ("HUC"), owned by Global Water Resources, HUC Consolidated Service Area 208 Plan Amendment ("HUC Consolidated 208") application filed on May 8, 2006, is far superior in providing for a regional wastewater solution for the entire Tonopah valley.

Accordingly, we oppose the inclusion of our 1400 acres, known as Vaquero, as described in the attached legal description, in the Draft Balterra 208.

Thank you in advance for your consideration of this important matter.

Sincerely,

Bob Agahi
Triyar Tonopah Investments, LLC

cc: Ken James, P.E., MCESD
Trevor Hill, Global Water Resources

LEGAL DESCRIPTION

PARCEL 1:

THE NORTHEAST QUARTER, THE EAST HALF OF THE NORTHWEST QUARTER, AND THE SOUTH HALF OF SECTION 17, TOWNSHIP 2 NORTH, RANGE 7 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.

PARCEL 2:

THE SOUTH HALF OF THE SOUTHWEST QUARTER OF SECTION 9, TOWNSHIP 2 NORTH, RANGE 7 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

PARCEL 3:

THE NORTH HALF OF SECTION 21, TOWNSHIP 2 NORTH, RANGE 7 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT ANY PORTION LYING WITHIN INTERSTATE 10 HIGHWAY.

PARCEL 4:

THE SOUTHEAST QUARTER OF SECTION 21, TOWNSHIP 2 NORTH, RANGE 7 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.

PARCEL 5:

THE EAST HALF OF THE SECTION 20, TOWNSHIP 2 NORTH, RANGE 7 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT ANY PORTION LYING WITHIN INTERSTTE 10 HIGHWAY.



Maricopa Association of Govern
Received

JUN 27 2006

New World Properties, Inc.

June 26, 2006

Julie Hoffman, Environmental Planner
Maricopa Association of Governments
302 North 1st Avenue, Suite 300
Phoenix, AZ 85003

**Re: Draft Balterra Wastewater Treatment Facility, Clean Water Act, MAG 208 Amendment, Dated
April 2006**

Dear Ms. Hoffman;

We appreciate the opportunity to review and comment on the referenced Draft Balterra Wastewater Treatment Facility, Clean Water Act, MAG 208 Amendment, dated April 2006, prepared by CSA Engineering ("Draft Balterra 208"). The Draft Balterra 208 proposes to serve a 24 square mile service area shown in Figure 2A in blue, labeled as the North Tonopah's Southeast Planning Area (NTSEPA).

You will see in the enclosed letter dated May 10, 2006 that we as the owner and/or developer of property located at 395th Ave. & I-10 referred to as "Copperleaf" have requested service from Hassayampa Utilities Company ("HUC"), owned by Global Water Resources, and as such formally support their HUC Consolidated Service Area 208 Plan Amendment ("HUC Consolidated 208") application filed on May 8, 2006. We believe that the regional plan for 175 sections as proposed in the HUC Consolidated 208 is far superior to that proposed in the Draft Balterra 208.

We believe the Draft Balterra 208 proposal does not adequately address the service needs for the greater Tonopah area. Our property encompasses approximately 1,200 acres bisected by I-10. The Draft Balterra 208 plan only addresses property north of I-10. We are planning to develop "Copperleaf" a mixed use master plan on our property and believe being forced to utilize two different service providers on our property will harm our efforts to create a viable plan. Additionally, we are concerned that the principals in the Balterra group, who are competing developers, will use their position as a utility provider to gain unearned competitive advantage in the marketplace.

Accordingly, we strongly oppose the inclusion of our 1,200 acres known as "Copperleaf", as described in the attached legal description, in the Draft Balterra 208.

Thank you in advance for your consideration of this important matter.

Sincerely,

New World Properties, Inc.

Mark C. Brown - President



New World Properties, Inc.

May 10, 2006

Cindy Liles
Hassayampa Utility Company
21410 N. 19th Avenue
Suite 201
Phoenix, AZ 85027

RE: Sewer, Water, and Reclaimed Water Service

Ms. Liles,

As we have progressed with the entitlement for our project at 395th & I-10, referred to as Copperleaf, it has become apparent that Hassayampa Utility Company provides a viable option for coordinated water, wastewater, and reclaimed water service for the area. We recognize the necessity for having all three services provided on a regional basis and welcome your entrance into this area as a regional provider.

We, therefore request to be included in your submittal for the MAG 208 filing in the region.

Regards,

Mark C. Brown
President, New World Properties, Inc.

EXHIBIT "A"

PARCEL NO. 1:

THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 29, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.

EXCEPT THAT PORTION OF SAID EAST HALF OF THE NORTHWEST QUARTER OF SAID SECTION 29, WHICH LIES WITHIN AND SOUTH OF A STRIP OF LAND 308 FEET IN WIDTH, BEING 154 FEET WIDE ON EACH SIDE OF THE FOLLOWING DESCRIBED LINE;

BEGINNING AT A POINT ON THE WEST LINE OF SAID SECTION 29, WHICH POINT BEARS SOUTH 00 DEGREES 00 MINUTES 38 SECONDS WEST, 1476.85 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 29;

THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, 5470.76 FEET TO A POINT ON THE EAST LINE OF SAID SECTION 29, WHICH POINT BEARS SOUTH 00 DEGREES 03 MINUTES 23 SECONDS WEST, 243.12 FEET FROM THE EAST QUARTER CORNER OF SAID SECTION 29.

PARCEL NO. 2:

THE SOUTHEAST QUARTER OF SECTION 20, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 20, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.

PARCEL NO. 3:

THE NORTHEAST QUARTER OF SECTION 20, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.

PARCEL NO. 4:

THE SOUTHEAST QUARTER OF SECTION 17, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.

PARCEL NO. 5:

THE SOUTH HALF OF THE SOUTHWEST QUARTER OF SECTION 16, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT ALL MINERAL DEPOSITS AND RIGHTS AS RESERVED BY STATE OF ARIZONA IN DEED RECORDED AS BOOK 360 OF DEEDS, PAGE 10, RECORDS OF MARICOPA COUNTY, ARIZONA.

PARCEL NO. 6:

THE NORTH HALF OF THE SOUTHWEST QUARTER OF SECTION 16, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT THE NORTH 282.91 FEET OF THE SOUTH 305.26 FEET OF THE EAST 154.00 FEET OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF SECTION 16, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA; AND

EXCEPT THE SOUTH 282.91 FEET OF THE NORTH 478.97 FEET OF THE EAST 154.00 FEET OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF SECTION 16, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA; AND

EXCEPT ALL MINERALS DEPOSITS AND RIGHTS AS RESERVED BY STATE OF ARIZONA IN DEED RECORDED AS BOOK 360 OF DEEDS, PAGE 10, RECORDS OF MARICOPA COUNTY, ARIZONA.

PARCEL NO. 7:

THE NORTHWEST QUARTER OF SECTION 20, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.

PARCEL NO. 8:

THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION 29, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT THEREFROM THOSE PORTIONS LYING WITH THE FOLLOWING DESCRIBED PARCELS OF LAND;

BEGINNING AT A POINT ON THE LINE COMMON TO SAID SECTION 29 AND 30, WHICH POINT BEARS SOUTH 00 DEGREES 00 MINUTES 38 SECONDS WEST, 476.85 FEET FROM THE CORNER COMMON TO SECTIONS 19, 20, 29 AND 30;

THENCE NORTH 89 DEGREES 59 MINUTES 22 SECONDS WEST, 33.00 FEET;

THENCE SOUTH 08 DEGREES 19 MINUTES 27 SECONDS WEST, 809.17 FEET TO THE

EXISTING NORTHERLY RIGHT-OF-WAY LINE OF INTERSTATE HIGHWAY 10 (EHRENBERG-PHOENIX HIGHWAY);

THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 310.42 FEET;

THENCE NORTH 04 DEGREES 29 MINUTES 47 SECONDS WEST, 381.77 FEET;

THENCE NORTH 09 DEGREES 51 MINUTES 36 SECONDS WEST, 507.51 FEET;

THENCE NORTH 89 DEGREES 59 MINUTES 22 SECONDS WEST, 33.00 FEET TO THE POINT OF BEGINNING; AND

EXCEPT THAT PORTION OF SAID WEST HALF OF THE NORTHWEST QUARTER OF SAID SECTION 29, WHICH LIES WITHIN AND SOUTH OF A STRIP OF LAND 308 FEET IN WIDTH, BEING 154 FEET WIDE ON EACH SIDE OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT A POINT ON THE WEST LINE OF SECTION 29, WHICH POINT BEARS SOUTH 00 DEGREES 00 MINUTES 38 SECONDS WEST, 1476.85 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 29;

THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, 5470.76 FEET TO A POINT ON THE EAST LINE OF SAID SECTION 29, WHICH POINT BEARS SOUTH 00 DEGREES 03 MINUTES 23 SECONDS WEST, 243.12 FEET FROM THE EAST QUARTER CORNER OF SAID SECTION 20.

PARCEL NO. 9:

THE NORTHWEST QUARTER OF SECTION 29, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT THEREFROM THOSE PORTIONS LYING WITHIN THE FOLLOWING DESCRIBED PARCELS OF LAND:

BEGINNING AT A POINT ON THE LINE COMMON TO SAID SECTIONS 29 AND 30, WHICH POINT BEARS NORTH 00 DEGREES 00 MINUTES 38 SECONDS EAST, 2805.94 FEET FROM THE CORNER COMMON TO SECTIONS 29, 30, 31 AND 32;

THENCE NORTH 89 DEGREES 59 MINUTES 22 SECONDS WEST, 33.00 FEET;

THENCE NORTH 07 DEGREES 33 MINUTES 28 SECONDS WEST, 888.33 FEET TO THE EXISTING SOUTHERLY RIGHT-OF-WAY LINE OF INTERSTATE HIGHWAY 10 (EHRENBERG-PHOENIX HIGHWAY);

THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 310.42 FEET;

THENCE SOUTH 08 DEGREES 19 MINUTES 27 SECONDS WEST, 809.17 FEET;

THENCE NORTH 89 DEGREES 59 MINUTES 22 SECONDS WEST, 33.00 FEET TO THE POINT OF BEGINNING; AND

EXCEPT THAT PORTION OF SAID NORTHWEST QUARTER OF SAID SECTION 29, WHICH LIES WITHIN AND NORTH OF A STRIP OF LAND 308 FEET IN WIDTH, BEING 154 FEET WIDE ON EACH SIDE OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT A POINT ON THE WEST LINE OF SAID SECTION 29, WHICH POINT BEARS SOUTH 00 DEGREES 00 MINUTES 38 SECONDS WEST, 1476.85 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 29;

THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, 5470.76 FEET TO A POINT ON THE EAST LINE OF SAID SECTION 29, WHICH POINT BEARS SOUTH 00 DEGREES 03 MINUTES 23 SECONDS WEST, 243.12 FEET FROM THE EAST QUARTER CORNER OF SAID SECTION 20.

PARCEL NO. 10:

THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT THEREFROM THAT PORTION WHICH LIES WITHIN AND NORTH OF A STRIP OF LAND 308 FEET IN WIDTH, BEING 154 FEET WIDE ON EACH SIDE OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT A POINT ON THE WEST LINE OF SECTION 30, WHICH POINT BEARS SOUTH 00 DEGREES 00 MINUTES 05 SECONDS WEST, 76.94 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 30;

THENCE SOUTH 75 DEGREES 07 MINUTES 10 SECONDS EAST, 2990.74 FEET TO A BEARING EQUATION POINT, AT WHICH POINT SOUTH 75 DEGREES 07 MINUTES 10 SECONDS EAST = SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST;

THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, 2445.44 FEET TO A POINT ON THE LINE COMMON TO SAID SECTION 29 AND 30, TOWNSHIP 2 NORTH, RANGE 6 WEST, WHICH POINT BEARS SOUTH 00 DEGREES 00 MINUTES 38 SECONDS WEST, 1476.85 FEET FROM THE SECTION CORNER COMMON TO SECTIONS 19, 20, 29 AND 30, TOWNSHIP 2 NORTH, RANGE 6 EAST;

THENCE CONTINUING SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, TO THE EAST LINE OF SAID WEST HALF OF THE NORTHWEST QUARTER OF SECTION 29;
AND

EXCEPT THEREFROM THOSE PORTIONS LYING WITH THE FOLLOWING DESCRIBED PARCELS OF LAND:

BEGINNING AT A POINT ON THE LINE COMMON TO SAID SECTIONS 29 AND 30, WHICH POINT BEARS NORTH 00 DEGREES 00 MINUTES 38 SECONDS EAST, 2805.94 FEET FROM THE CORNER COMMON TO SECTIONS 29, 30, 31 AND 32;

THENCE NORTH 89 DEGREES 59 MINUTES 22 SECONDS WEST, 33.00 FEET;

THENCE NORTH 07 DEGREES 33 MINUTES 28 SECONDS WEST, 888.33 FEET TO THE EXISTING SOUTHERLY RIGHT-OF-WAY LINE OF INTERSTATE HIGHWAY 10

(EHRENBERG-PHOENIX HIGHWAY);

THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 310.42 FEET;

THENCE SOUTH 08 DEGREES 19 MINUTES 27 SECONDS WEST, 809.17 FEET;

THENCE NORTH 89 DEGREES 59 MINUTES 22 SECONDS WEST, 33.00 FEET TO THE POINT OF BEGINNING; AND

EXCEPT THEREFROM THOSE PORTIONS LYING WITHIN THE FOLLOWING DESCRIBED PARCELS OF LAND:

BEGINNING AT THE NORTHEAST CORNER OF SECTION 30;

THENCE WEST ALONG THE NORTH SECTION LINE 511 FEET;

THENCE SOUTH 90 FEET;

THENCE WEST 50 FEET;

THENCE SOUTH 1098 FEET;

THENCE EAST ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF INTERSTATE HIGHWAY 10 (EHRENBERG-PHOENIX HIGHWAY) TO A POINT COMMON TO SECTIONS 29 AND 30, TOWNSHIP 2 NORTH, RANGE 6 WEST;

THENCE NORTH ALONG THE EAST SECTION LINE TO THE POINT OF BEGINNING.

PARCEL NO. 11:

THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.

PARCEL NO. 12:

THE SOUTH HALF OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.

PARCEL NO. 13:

THE WEST HALF OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT THEREFROM THAT PORTION WHICH LIES WITHIN AND NORTH OF A STRIP OF LAND 308 FEET IN WIDTH, BEING 154 FEET WIDE ON EACH SIDE OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT A POINT ON THE WEST LINE OF SECTION 30, WHICH POINT BEARS SOUTH 00 DEGREES 00 MINUTES 05 SECONDS WEST, 76.94 FEET FROM THE

NORTHWEST CORNER OF SAID SECTION 30;

THENCE SOUTH 75 DEGREES 07 MINUTES 10 SECONDS EAST, 2990.74 FEET TO A BEARING EQUATION POINT, AT WHICH POINT SOUTH 75 DEGREES 07 MINUTES 10 SECONDS EAST=SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST;

THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, 2445.44 FEET TO A POINT ON THE LINE COMMON TO SAID SECTION 29 AND 30, TOWNSHIP 2 NORTH, RANGE 6 WEST, WHICH POINT BEARS SOUTH 00 DEGREES 00 MINUTES 38 SECONDS WEST, 1476.85 FEET FROM THE SECTION CORNER COMMON TO SECTIONS 19, 20, 29 AND 30, TOWNSHIP 2 NORTH, RANGE 6 EAST;

THENCE CONTINUING SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST TO THE EAST LINE OF SAID WEST HALF OF THE NORTHWEST QUARTER OF SECTION 29.

PARCEL NO. 14:

THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT THEREFROM THAT PORTION WHICH LIES WITHIN AND SOUTH OF A STRIP OF LAND 308 FEET IN WIDTH, BEING 154 FEET WIDE ON EACH SIDE OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT A POINT ON THE WEST LINE OF SECTION 30, WHICH POINT BEARS SOUTH 00 DEGREES 00 MINUTES 05 SECONDS WEST, 76.94 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 30;

THENCE SOUTH 75 DEGREES 07 MINUTES 10 SECONDS EAST, 2990.74 FEET TO A BEARING EQUATION POINT, AT WHICH POINT SOUTH 75 DEGREES 07 MINUTES 10 SECONDS EAST=SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST;

THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, 2445.44 FEET TO A POINT ON THE LINE COMMON TO SAID SECTION 29 AND 30, TOWNSHIP 2 NORTH, RANGE 6 WEST, WHICH POINT BEARS SOUTH 00 DEGREES 00 MINUTES 38 SECONDS WEST, 1476.85 FEET FROM THE SECTION CORNER COMMON TO SECTIONS 19, 20, 29 AND 30, TOWNSHIP 2 NORTH, RANGE 6 EAST;

THENCE CONTINUING SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST TO THE EAST LINE OF SAID WEST HALF OF THE NORTHWEST QUARTER OF SECTION 29;
AND

EXCEPT THEREFROM THOSE PORTIONS LYING WITHIN THE FOLLOWING DESCRIBED PARCELS OF LAND:

BEGINNING AT A POINT ON THE LINE COMMON TO SAID SECTIONS 29 AND 30 WHICH POINT BEARS SOUTH 00 DEGREES 00 MINUTES 38 SECONDS WEST, 476.85 FEET FROM THE CORNER COMMON TO SECTIONS 19, 20, 29 AND 30;

THENCE NORTH 89 DEGREES 59 MINUTES 22 SECONDS WEST, 33.00 FEET;

THENCE SOUTH 08 DEGREES 19 MINUTES 27 SECONDS WEST, 809.17 FEET TO THE

EXISTING NORTHERLY RIGHT-OF-WAY LINE OF INTERSTATE HIGHWAY 10
(EHRENBERG-PHOENIX HIGHWAY);

THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, ALONG SAID RIGHT-
OF-WAY LINE, A DISTANCE OF 310.42 FEET;

THENCE NORTH 04 DEGREES 29MINUTES 47 SECONDS WEST, 381.77 FEET;

THENCE NORTH 09 DEGREES 51 MINUTES 36 SECONDS WEST, 507.51 FEET;

THENCE NORTH 89 DEGREES 59 MINUTES 22 SECONDS WEST, 33.00 FEET TO THE
POINT OF BEGINNING.

PARCEL NO. 15:

THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 20,
TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND
MERIDIAN, MARICOPA COUNTY, ARIZONA.

411th & Camelback, LLC.

2151 E BROADWAY, STE 203 ♦ TEMPE, ARIZONA 85282 ♦ 480-557-7667

Maricopa Association of Governments
Received

JUN 27 2006

June 27, 2006

Julie Hoffman, Environmental Planner
Maricopa Association of Governments
302 North 1st Avenue, Suite 300
Phoenix, AZ 85003

**Re: Draft Balterra Wastewater Treatment Facility, Clean Water Act, MAG 208 Amendment,
Dated April 2006**

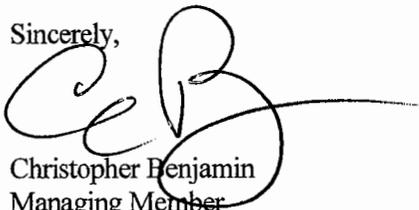
Dear Ms. Hoffman;

We appreciate the opportunity to review and comment on the referenced Draft Balterra Wastewater Treatment Facility, Clean Water Act, MAG 208 Amendment, dated April 2006, prepared by CSA Engineering ("Draft Balterra 208").

We strongly object to the inclusion of our 18.257 acre parcel, as described in the attached legal description, in the Draft Balterra 208. We feel that this Draft Balterra 208 plan will not fully service the needs of the entire Tonopah Valley.

Thank you in advance for your consideration of this important matter.

Sincerely,



Christopher Benjamin
Managing Member
411th & Camelback, LLC.

cc: Ken James, P.E., MCESD
Dale Bodiya, P.E., MCESD
Trevor Hill, Global Water Resources

LEGAL DESCRIPTIONS

THE WEST HALF OF THE SOUTHWEST QUARTER OF THE SOUTHWEST
QUARTER OF SECTION 13, TOWNSHIP 2 NORTH, RANGE 7 WEST OF THE
GILA AND SALT RIVER BASE MERIDIAN, MARICOPA COUNTY, ARIZONA

Maricopa Association of Governments
Received

JUN 27 2006

June 27, 2006

Julie Hoffman, Environmental Planner
Maricopa Association of Governments
302 North 1st Avenue, Suite 300
Phoenix, AZ 85003

**Re: Draft Balterra Wastewater Treatment Facility, Clean Water Act, MAG 208 Amendment,
Dated April 2006**

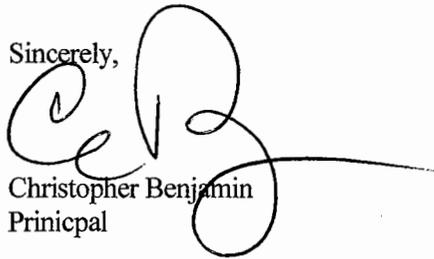
Dear Ms. Hoffman;

We appreciate the opportunity to review and comment on the referenced Draft Balterra Wastewater Treatment Facility, Clean Water Act, MAG 208 Amendment, dated April 2006, prepared by CSA Engineering ("Draft Balterra 208").

We strongly object to the inclusion of our 58.315 acre parcel, as described in the attached legal description, in the Draft Balterra 208. We feel that this Draft Balterra 208 plan will not fully service the needs of the entire Tonopah Valley.

Thank you in advance for your consideration of this important matter.

Sincerely,



Christopher Benjamin
Principal

cc: Ken James, P.E., MCESD
Dale Bodiya, P.E., MCESD
Trevor Hill, Global Water Resources

LEGAL DESCRIPTION

THE SOUTH ONE-HALF OF THE SOUTHWEST ONE-QUARTER OF SECTION THIRTEEN (13), TOWNSHIP TWO (2) NORTH, RANGE SEVEN (7) WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT THE WEST ONE-HALF OF THE SOUTHWEST ONE-QUARTER OF THE SOUTHWEST ONE-QUARTER OF SAID SECTION 13; AND EXCEPT THE SOUTH FORTY (40) FEET THEREOF.



Maricopa Association of Governments
Received

JUN 27 2006

Our File: HUC\Regulatory\MAG208

June 27, 2006

Julie Hoffman
Environmental Planner
Maricopa Association of Governments
302 North 1st Avenue, Suite 300
Phoenix, AZ 85003

2:50 u

Re: Draft Balterra Wastewater Treatment Facility, MAG 208 Amendment, Dated April 2006

Dear Ms. Hoffman:

We appreciate the opportunity to review and comment on the referenced Draft Balterra Wastewater Treatment Facility, Clean Water Act, MAG 208 Amendment, dated April 2006, prepared by CSA Engineering ("Draft Balterra 208"). In the final analysis, the concept of regionalization is what should drive the determination of plan conformance with the Regional Water Quality Management Plan. In this context, Maricopa County Environmental Services Department (MCESD) is definitely on the right track by desiring that regional treatment facilities be defined not by political or development boundaries but by geographic contours, or sewer sheds. As such, it is very important that Plan Amendments strive for and achieve this higher level of regionalization.

As you know, Hassayampa Utilities Company ("HUC"), a wholly-owned subsidiary of Global Water Resources, Inc. submitted its *HUC Consolidated Service Area 208 Plan Amendment ("HUC Consolidated 208")* application on May 8, 2006. We believe that the regional plan for 175 sections as proposed in the HUC Consolidated 208 succeeds in maximizing the regionalization approach to wastewater management. It incorporates regional collection systems, interconnected to allow for phased growth, and for the development of a reclaimed water distribution system that will not only supplant scarce water reserves in the State, but will also allow for an integrated approach to water supply: application of the appropriate water source to the appropriate use.

The HUC Consolidated 208 meets all the mandates for regional planning as required by the Clean Water Act. By enlarging the proposed service area, greater advantage of naturally occurring sewer sheds can be made, resulting in fewer treatment facilities and a more integrated servicing solution can be achieved.

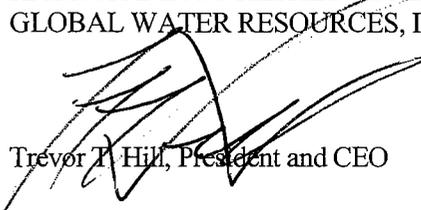
The HUC Consolidated 208 represents that HUC is able to serve the Balterra development in addition to the 175 sections presently planned, and that its flows would be treated at the proposed water reclamation facility in Copper Leaf, labeled Campus 2, in the HUC Consolidated 208.

We also note that the Draft Balterra 208 proposes to supersede the previous amendments submitted by the Saddle Mountain Unified School District No. 90 which would allow the permitting for expansion of the 15,000 gpd Water Treatment Facility (WTF) at the Ruth Fisher School to 45,000 gpd to serve the adjacent Tonopah Valley High School. As shown in the HUC Consolidated 208, HUC is prepared to serve both schools as well as to provide reclaimed water for irrigation and other reuses. Attached is a copy of a letter from Roxanne Morris of the Saddle Mountain Unified School District No. 90 dated February 2006, which states, "SMUSD is interested in acquiring sewer services from a regional provider at which time, the plant currently operating the Ruth Fisher elementary campus and Tonopah Valley High School campus will be eliminated."



Accordingly, we believe that the HUC Consolidated 208 better represents the needs of the County and its residents. In the event that MAG feels compelled to permit the continuation of the Draft Balterra 208 application, it is suggested that its boundaries be limited to the 2 section Balterra development so as not to jeopardize future regional planning. Thank you in advance for your consideration of this important matter.

Sincerely,
HASSAYAMPA UTILITIES COMPANY, INC.
GLOBAL WATER RESOURCES, INC.



Trevor T. Hill, President and CEO

cc: Ken James, P.E., MCESD



Saddle Mountain Unified School District #90

38201 West Indian School Road

Tonopah, AZ 85354

Phone 623-474-5100

Fax 623-691-6757

www.smusd.com

Roxanne Morris, Superintendent

February, 2006

To Whom It May Concern:

RE: Certificate of Convenience and Necessity Application ("CC&N") and MAG 208 Amendment ("208 Amendment") –

Dear Sir/Madam:

Please consider the following information as it pertains to the above referenced documents related to the formation of a Regional Sewer System

Saddle Mountain Unified School District ("SMUSD") is currently working with it's neighbors in order to resolve regional sewer issues.

Currently SMUSD is constructing a small package plant for the new high school, Tonopah Valley High School.

The Silver Water Ranch CC&N and 208 Amendment proposes to design and construct as well as operate and maintain a regional wastewater treatment plant which will benefit both the Silver Water Ranch development as well as SMUSD. SMUSD is interested in acquiring sewer services from a regional provider at which time, the plant currently operating the Ruth Fisher elementary campus and Tonopah Valley High School campus will be eliminated.

Respectfully,

Roxanne G. Morris

Roxanne G. Morris
Superintendent of Schools – SMUSD

Governing Board Members

Dan Blackson, President

Ken Blackson

Dan Blackson

Kathy Torres

Gary Burton, Clerk

Maricopa Association of Governments
Received

JUL 06 2006

PUBLIC HEARING ON THE DRAFT MAG 208
WATER QUALITY MANAGEMENT PLAN AMENDMENTS
FOR THE BALTERRA WASTEWATER TREATMENT FACILITY,
CITY OF SURPRISE SPECIAL PLANNING AREA 4
REGIONAL WATER RECLAMATION FACILITY, AND
CITY OF SURPRISE SPECIAL PLANNING AREA 5
REGIONAL WATER RECLAMATION FACILITY

Phoenix, Arizona

June 27, 2006

3:11 p.m.

Glennie
Reporting Services

5333 North 7th Street
Suite B110
Phoenix, Arizona 85014-2840

(602) 266-6535 Phone
(602) 266-9661 Fax

Prepared by:
Marianne S. Burton, RPR
Arizona Certified
Reporter No. 50519

(Original)

1 The Public Hearing was taken on June 27, 2006,
2 at 3:11 p.m., at the offices of the Maricopa Association
3 of Governments, 302 North 1st Avenue, Suite 200,
4 Phoenix, Arizona, before Marianne S. Burton, RPR, a
5 Certified Reporter, Certificate No. 50519.

6

7 Committee Members Present:

8 Roger Klingler, City of Scottsdale, Chair
9 Lucky Roberts, Town of Buckeye
10 Chris Ochs, City of Glendale
11 David Iwanski, City of Goodyear
12 Robert Hollander, City of Phoenix
13 Rich Williams, Sr., City of Surprise
14 David McNeil, City of Tempe
15 Dale Bodiya for John Power, Maricopa County
16 Maria Mahar for John Boyer, Pinnacle West Capital
17 Eugene Jensen, Citizen Representative

18

19 Committee Members Attending by Telephone Conference Call:

20 Jacqueline Strong, City of Chandler
21 Bill Haney, City of Mesa

22

23 Others Present:

24 Edwina Vogan, Arizona Department of Environmental Quality
25 Michael Salisbury, Town of Buckeye

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Others Present, Continued:

- Ken James, Maricopa County
- James Shano, City of Surprise
- Paul Gilbert, Beus Gilbert
- Felipe Zubia, Beus Gilbert
- John Tyldesley, CSA Engineering
- Peter Chan, CSA Engineering
- Mike Kocourek, Element Homes
- Garry Hays, Gallagher & Kennedy
- Robin Bain, Global Water/Hassayampa Utilities Company
- James Condit, JF Properties
- Keith Watkins, JF Properties
- Steve Owen, Pacific Environmental Resources Corporation
- Bryan O'Reilly, Sierra Negra Ranch
- Julie Hoffman, Maricopa Association of Governments
- Ann Wimmer, Maricopa Association of Governments

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* * *

MR. KLINGLER: Now we're going to open our public hearing on the Draft MAG 208 Plan Amendment for the -- we have three of them: One for the Balterra Wastewater Treatment Facility, one for the City of Surprise Special Planning Area 4 Regional Water Reclamation Facility, and the City of Surprise Special Planning Area 5 Regional Water Reclamation Facility.

What we'll do is begin on a briefing on each draft amendment, and then after that, any hearing participants are invited to make comment for the public record.

We do have a court reporter present to provide an official record of the hearing. Written comments are also welcome. For those that wish to speak on the draft amendments, please fill out a yellow card and hand it in to Julie, here, of the MAG staff. And I believe people have done that.

And what we will do is, we will hear presentations on all three, and then we'll go to the public comment. So we'll do it that way.

So I believe Paul Gilbert and Peter Chan of CSA are going to start with the Balterra amendment.

Correct, Paul? Are you going to do that?

MR. GILBERT: Sure.

1 One minor change, we have Jim Condit instead
2 of Peter. But Peter is here and available to answer
3 questions.

4 For your record, my name is Paul Gilbert,
5 4800 North Scottsdale Road. I'm here on behalf of
6 Balterra, and Jim will be assisting me in answering the
7 technical questions.

8 MR. CONDIT: Mr. Chair, my name is
9 Jim Condit. I'm with JF Properties. I'm a
10 water/wastewater engineer. I've been working in the
11 Valley since the
12 mid '80s.

13 MR. GILBERT: This is a request to amend the
14 MAG 208 plan. We're here basically because when we came
15 in, we had a development. The County said: You need to
16 expand and provide for a larger area; we did that. So
17 we're here at the request of the County. They asked us
18 to expand the service area to serve more than just our
19 project, which we willingly did.

20 And significantly -- and you may hear me say
21 this several times -- we're here with the sponsorship of
22 the County. They are basically sponsoring our request,
23 and we're here fully in conformance to their request to
24 include the new wastewater treatment plant and to pursue
25 this MAG 208 amendment.

1 You've heard some of this before, so with
2 your permission, Mr. Chairman, I'm going to go through
3 this very quickly, not wanting to be redundant, although
4 paid by the word, it's a temptation to do so. I'll wrap
5 this up fairly quickly just because most of you have
6 heard it before.

7 The ownership, operation, and financing is
8 with JF Properties. The ownership will be Balterra Sewer
9 Corporation, and the operation will be by Balterra Sewer
10 Corporation, with a State certified operator.

11 Little bit about the Balterra Sewer
12 Corporation: We'll provide a private utility company
13 regulated by the Arizona Corporation Commission.

14 Significantly, the Arizona Corporation
15 Commission has already issued a Certificate of
16 Convenience and Necessity defining the initial area to be
17 served, and that area is the Balterra development itself,
18 as well as the Ruth Fisher School District. So we have
19 the CC&N; that's already been issued. I can't emphasize
20 that enough as we reason together on this application
21 here today.

22 We will operate the facility in accordance
23 with APP, and all permits will be issued by the Arizona
24 Department of Environmental Quality.

25 The treatment facility is at the 90 percent

1 design phase. We have also received the Arizona
2 Department of Water Resources' availability notice for
3 groundwater, and we have submitted the application for
4 the Aquifer Protection Permit with ADEQ.

5 If it appears to you we are well down the
6 road, that is absolutely the case.

7 Our next PowerPoint shows basically the
8 vicinity map and the precise discharge location. We are
9 asking for a relatively small area for this MAG 208 plan
10 amendment. It is in the southeast portion of the Tonopah
11 Wastewater Planning Area, and that is indicated in the
12 blue stripe. That is the only area that we are
13 requesting service in the MAG 208 Amendment.
14 Significantly, we are not asking for the northeast or the
15 west planning area to be included.

16 We included this -- and again, you may hear
17 this ad nauseam from me in this presentation. We
18 included this because that's what the County asked us to
19 do. So we're here again proposing to serve an area in
20 complete conformance with what the County had requested.

21 I'm aware that the Saddle Mountain Unified
22 School District is in a serious problem which needs to be
23 corrected as soon as possible. I think that they are in
24 the position they want to ride the horse that's going to
25 get there the fastest. They have given us a letter

1 indicating their support to be included in this district,
2 and significantly, they are part of the CC&N that has
3 been awarded by the Arizona Corporation Commission.

4 The population of this area by 2026 will be
5 150,000 people. We have broken that down; won't go into
6 a lot of detail there.

7 The wastewater treatment facility will be
8 designed in phases, capable to expand to accommodate the
9 ultimate buildout of the entire service area. We've
10 allocated enough land for that to take place and, as the
11 County required, we ensured that we had this capability
12 to expand beyond the Ruth Fisher School District and our
13 own facility.

14 The wastewater flows by gravity to the
15 treatment plant. We have sufficient setbacks, effective
16 use of the land, and we are very close, of course, to the
17 discharge location.

18 Our Corporation was formed with the ACC, and
19 the ACC approved, again, as I mentioned before, in June,
20 our CC&N.

21 Significantly, the Maricopa County Board of
22 Supervisors has also authorized the sewer franchise for
23 the Balterra Sewer Corporation. So that is behind us as
24 well.

25 We can talk about the facility design. We

1 went through this before with you. If you have any
2 questions, we can go through it in detail. If you don't
3 have any, we'll move on.

4 Seeing none, we'll keep going.

5 Again, we have the outline of how the
6 wastewater treatment facility will operate. Jim is dying
7 to talk on that, but I don't think it's necessary.

8 Here are standards, and we went through this
9 with you last time we appeared. Again, if you have some
10 specific questions, we can go over them, but I think we
11 meet all requirements in that regard. And, as Jim
12 whispers in my ear, we're Class A+. So we can skip the
13 permitting and other requirements.

14 We're on track. We've indicated where we
15 are. Here is our schedule. We've been working on the
16 design since December of 2005 up to date. We are in the
17 process of obtaining County approval. Our startup is
18 fall of 2008.

19 Our effluent disposal, again we talked about
20 that last time. Here's a quick summary of it. Happy to
21 go over that in detail if there are any questions.

22 Mr. Williams is pondering that, so while he
23 ponders, I'll move on if there are no other questions.

24 So we're here again requesting approval of
25 the 208 amendment. And let me just summarize, then, our

1 position and where we're at.

2 Mr. Chairman, I've not had opposition at
3 these hearings before. Do we get an opportunity to
4 respond to the opposition later on?

5 MR. KLINGLER: Yes. We can certainly
6 provide that. I think what we'll do is, if you want
7 to -- you made some points, I think, in anticipation
8 already. If there's anything else you want to add at
9 this time, and then after we hear the public testimony,
10 we'll give you an opportunity to discuss it some more. I
11 think that's fair.

12 MR. GILBERT: I think the bottom line is
13 we're well down the road. We're here with County
14 sponsorship, with Maricopa County approval of the
15 franchise, and with the CC&N from the Arizona Corporation
16 Commission and a plant that's 90 percent designed. I
17 think those are the highlights of our position.

18 MR. KLINGLER: Okay. Appreciate that.

19 Is that -- are you ready for questions at
20 this point? If not, what we'll do is, we'll have you
21 hang loose and come back after we hear some other
22 testimony, unless there is any questions at this point
23 from the Committee.

24 We probably will. Appreciate that. If you
25 just would hang around.

1 MR. GILBERT: We'll be here.

2 MR. KLINGLER: Thank you.

3 Let's go on with the other presentations.

4 Rich, did you want to introduce Steve Owen
5 of PERC, or did you want him to step up, or how do you
6 want to do this?

7 MR. WILLIAMS: If it's acceptable,
8 Mr. Chairman, I'd like to just say a few words for the
9 record since it is the public hearing, before Steve Owen,
10 with PERC, does the presentation again.

11 Both of these amendments, the Special
12 Planning Area 4 and Special Planning Area 5, are City
13 amendments. They're very similar to Special Area 1, 2,
14 and 3 that we've already brought before this board and
15 amended over the last few years. They're part of the
16 City's general plan, 2020 Municipal Planning Area,
17 approximately 300 square miles. That City of Surprise
18 Municipal Planning Area has an integrated water master
19 plan where the water resources, water and wastewater
20 systems and infrastructure, had been identified at the
21 master plan level.

22 The City of Surprise is moving forward with
23 a general plan five-year midterm amendment to capture the
24 recent aggressive development that's going on since 2001
25 when the plan was approved by the voters. Following

1 that, that mid five-year term amendment, we would be
2 updating, in fiscal year 2007, our existing integrated
3 water master plan to match the densities and the
4 expectations of the amendment.

5 We're partnering with the developers in this
6 effort. Many of these developments are currently
7 unincorporated county areas; however, we're actively
8 negotiating pre-annexation development agreements that
9 would provide -- the City would be the sewer service
10 provider in these areas until the mandate within the
11 preannexation development agreement would require
12 annexation once the connectivity in the annexation
13 formula is satisfied.

14 If there are any questions, I think Steve
15 could make the presentation.

16 MR. KLINGLER: Steve.

17 MR. OWEN: Thank you.

18 I appreciate the opportunity to be here
19 today and to walk you through the City of Surprise SPA-4
20 Regional Water Reclamation Facility and our plans for
21 that and the City's plans for that.

22 As I mentioned before, the City of
23 Surprise -- as also Rich just mentioned -- has the
24 various planning areas, and the SPA-4 is one of now six
25 areas for new water reclamation facilities. SPA-4 will

1 serve Sunhaven and other developments located in that
2 area. We'll talk about those developments and then the
3 population and the wastewater projection for that area
4 for SPA-4. We'll talk about the specifics of the SPA-4
5 water reclamation facility as well as what our plans are
6 and the City's plans are for that effluent disposal.

7 The financing initially on the design, build
8 and startup O&M will come from Sunhaven I, LLC. The
9 ownership will then be transferred, upon completion,
10 substantial completion of the facility, to the City of
11 Surprise, and operations will then continue on an ongoing
12 basis through City of Surprise city staff and/or contract
13 operations.

14 This lays out the different planning areas.
15 I don't have my pointer, but SPA-4 is this area here,
16 north of SPA-2. And both SPA-2 and SPA-3 have already
17 been approved through 208 amendments.

18 So SPA-4 is this area here. The Sunhaven
19 development is outlined there in the red. The water
20 reclamation facility will be there as it's indicated on
21 the map.

22 As far as population, population of about --
23 64,000 is the population in the SPA-4 area, the dwelling
24 units of about 22,000 -- close to 23,000 dwelling units.

25 Phase 1 will be a 1.2 MGD initial developer

1 phase that you see there indicated on the site.
2 Ultimately, the plant, the regional facility will expand
3 up to -- again, ultimately, it will expand to
4 8 MGD for capacity in that area, in the SPA-4 area.

5 Why this site was selected is simply because
6 the wastewater flows by gravity to the treatment
7 facility. It's close to the discharge locations. It
8 meets sufficient setbacks, and it's an effective use of
9 this land.

10 Again, as we mentioned before, PERC, hybrid
11 sequential batch reactor, biological oxidation of organic
12 matter, biological nutrient removal, tertiary treatment
13 utilizing disk filtration and UV disinfection. We will
14 meet ADEQ Title 18 Class A+ effluent standards and we
15 have the ability to meet EPA Class B biosolids.

16 This just gives you an overview or insight
17 into what the facility will look like. This is the
18 treatment process schematic, which we can go into that in
19 detail if anyone has any questions.

20 The Class A+ effluent is pretty
21 self-explanatory as far as water quality. These are the
22 permits that we're obtaining, obviously, through
23 Maricopa County, ADEQ, and the City.

24 This is the anticipated project schedule,
25 and we're pretty close to that -- staying within that.

1 Obviously, some things move around, but, hopefully, we'll
2 complete design by October and start construction the
3 first quarter of '07, with the completion of first
4 quarter of '08, and startup around that time.

5 Primary disposal of effluent will be the
6 percolation, percolation basins or recharge and reuse,
7 onsite reuse, as well as potential other sources for
8 reuse within the communities.

9 Secondary disposal: Discharge into adjacent
10 recharge basins, which may be off the site or down the
11 road for future -- the ultimate 8 MGD. There may be
12 other adjacent recharge basins added on, and additional
13 land purchased for that, ASR wells, those type of things,
14 and then possibly in the far future, NPDES.

15 Any questions and answers on that one right
16 now or --

17 MR. KLINGLER: We've had a thorough
18 presentation of this previously. I think we had a chance
19 to ask and answer questions previously, and I think we've
20 got those. And if there's no other questions from the
21 Committee, do you want to go ahead with SPA-5 at this
22 time?

23 MR. OWEN: Oh, sure.

24 MR. KLINGLER: Okay.

25 MR. OWEN: This is SPA-5, which is the other

1 regional water reclamation facility located in Surprise.
2 Obviously, we've been through this, so I'll be very brief
3 on this one and just highlight the key points.

4 This project in SPA-5, the water reclamation
5 facility, financing will initially come from Elliott
6 Homes, Whittman, which is now Woodside Homes and Anderson
7 Land. Those are the three major builders and developers
8 involved at this point.

9 As I mentioned, just like the model with
10 SPA-4, the City of Surprise will retain ownership once
11 the substantial completion is completed and operations
12 will then be under the responsibility of the City of
13 Surprise and/or contract operations.

14 The planning areas, as you see here, just to
15 point this out quickly, SPA-5 is this area here. And the
16 facility is located here, down on the south end of the
17 SPA-5 area, near the canal there.

18 Population 17 -- approximately 17,600 units,
19 with a population just about 50,000 people.

20 Again, this site initially starts at 1.2 and
21 goes to an ultimate capacity of 8 MGD, as well, which is
22 more than enough capacity for that area out there.

23 Again, this site was a good location because
24 the gravity collection system flows without lift stations
25 and close to the discharge, and sufficient setbacks were

1 met by using this land, and an effective use of the land.

2 Process, we've been through that, on the
3 PERC ASP system. This is a similar layout. And effluent
4 quality, A+ effluent.

5 All the necessary permits will be obtained
6 from the proper regulatory agencies.

7 On this schedule, again, it's a mirror image
8 of the other, give or take a couple months. So beginning
9 quarter '08, which is substantial completion. It's the
10 target date.

11 Primary disposal, again, percolation basins,
12 irrigation for other uses, reuse within the communities
13 there in the SPA-5 area, and then secondary disposal
14 discharge to adjacent other recharge basins and/or NPDES.

15 Any questions on the SPA-5?

16 MR. KLINGLER: Anybody have any questions
17 for Steve at this time? If not --

18 Thank you. If you would also hang around
19 and, after the public comment, we'll see if there's any
20 more questions, and we'll take action then.

21 Thank you, Steve.

22 Now, at this time, public comments are
23 invited. And we've got some cards here, so, please, if
24 you would adhere to the three-minute time limit.

25 And let's start with -- I've got the name of

1 Robin Bain.

2 Good afternoon. If you could give your name
3 and address for the record, we'd appreciate it.

4 MS. BAIN: My name is Robin Bain. I work
5 for Global Water Resources and Hassayampa Utilities
6 Company, 21410 North 19th Avenue, Phoenix, Arizona 85027.

7 First of all, I'd like to thank you for the
8 opportunity to speak this afternoon.

9 We certainly do applaud the efforts of MAG
10 with their regional wastewater planning and, in this
11 case, of the Balterra folks for their application.

12 However, even though we recognize they're
13 capabilities and abilities to provide service in that
14 area, we do oppose the service area as proposed, and we
15 propose instead that this Committee consider shrinking
16 the application of the service area to the approximate
17 two sections that is now apparently in their certificated
18 area, which is the Balterra development itself.

19 And let me just take my few minutes here to
20 list some of our thoughts and comments on this matter.

21 Hassayampa Utilities Company is a
22 wholly-owned subsidiary of Global Water, and Global Water
23 is a private water and wastewater utility that is
24 regulated by the Arizona Corporation Commission, as many
25 of you know. We are not affiliated with any developer.

1 We are locally and privately owned and very well
2 capitalized.

3 We have submitted a 208 also in western
4 Maricopa County. We submitted that on May 8th, and our
5 208 is for 175 sections, approximately. That's about 151
6 sections more than Balterra's current proposed 208.

7 Our 208 was of that magnitude largely at the
8 suggestion and encouragement of Maricopa County, who
9 encouraged us to submit a regional plan, we certainly
10 feel very confident that we have done just that.

11 And it's a very comprehensive regional plan
12 that discusses at great length both wastewater and
13 reclaimed water, comprehensive integrated services, a
14 phased approach, looking at probably seven water
15 reclamation facilities in this area over the fullness of
16 time and could -- you know, could well see the avoidance
17 of having another 151 208 plan amendments come in here,
18 or 50, or whatever the development community would have
19 it be.

20 MR. KLINGLER: If you have one concluding
21 sentence to --

22 MS. BAIN: Absolutely.

23 In conclusion, we do oppose the service area
24 as proposed. We do believe that the 208 does not have a
25 first in, first approval kind of mandate from the Clean

1 Water Act, but instead the mandate is for area wide water
2 quality full master planning and regionalization, which
3 we believe our May 8th Hassayampa Utilities Company 208
4 does indeed provide.

5 Thank you.

6 MR. KLINGLER: Can you answer just a couple
7 questions real quick, if I may just to clarify?

8 One of the comments that the Balterra folks
9 made was they had a Certificate of Convenience and
10 Necessity for this area.

11 Does Global Water or HUC have that or what's
12 the status?

13 MS. BAIN: Global Water has not yet filed a
14 CC&N. But we'll be able to do so with the property
15 owners who have requested service of Hassayampa Utility
16 Company, which includes a number of those which are
17 currently shown in Balterra service area.

18 MR. KLINGLER: Then one other clarifying
19 question: One of your comments in the letter from
20 Global Water was something about Ruth Fisher School
21 District and some interest that they had in joining a --
22 some sort of regional solution treatment plant. There's
23 a vague letter attached that says they're interested in
24 joining with someone.

25 Balterra submitted us some letters that say

1 specifically they're interested in partnering with
2 Balterra.

3 So is there some letter we don't have that
4 says they're specifically interested in HUC or
5 Global Water or was that a general letter, they're
6 interested in just getting rid of their treatment plant?

7 MS. BAIN: The letter we submitted was that
8 general letter we received which expressed interest in a
9 regional solution.

10 MR. KLINGLER: Any other questions from
11 the --

12 MS. BAIN: I might just add that our 208
13 does provide for services to the Ruth Fisher School if
14 indeed they would request that service.

15 MR. KLINGLER: Question?
16 Rich.

17 MR. WILLIAMS: Thank you, Mr. Chairman.
18 Global Water Company's current CC&N
19 application is for how large, in that specific area of
20 the West Valley?

21 MS. BAIN: We currently have an application
22 for the 2000-acre CC&N in what we call Hassayampa Ranch,
23 which is west of the Hassayampa River, and it was the 208
24 that was submitted to Maricopa County and to MAG last
25 summer.

1 MR. WILLIAMS: From the Corporation
2 Commission side though the CC&N area, you've applied for
3 additional area, you've applied for the MAG 208
4 amendment. Do you currently have an entitlement to an
5 existing CC&N area in the MAG 208 service area in that
6 same specific area?

7 MS. BAIN: No. For wastewater, no, we do
8 not. We just had our first hearing with the ACC last
9 Thursday, and that went fine. And now we're teeing up
10 for the remainder of the public meetings on that CC&N for
11 Hassayampa Ranch, which is under the Hassayampa Utilities
12 Company. We've not yet made application for the oh,
13 gosh, 80-some sections that have requested service of us,
14 but we will be doing so this summer under the umbrella of
15 Hassayampa Utility Company, and that will include
16 Belmont, Copper Leaf, Silver Water Ranch, Silver Springs
17 Ranch, the 339th Avenue Development, and many others.

18 MR. WILLIAMS: Please bear with me. I just
19 received this information here today and haven't had a
20 chance to read all of it.

21 So, correct me if I'm wrong, but I heard you
22 state that you do not currently have a CC&N entitlement
23 for wastewater in this general area.

24 MS. BAIN: Not that is finally approved, no,
25 we do not.

1 MR. WILLIAMS: You are in the process of
2 applying for some number of square miles?

3 MS. BAIN: Yes.

4 MR. WILLIAMS: A CC&N area extension?

5 MS. BAIN: Correct.

6 MR. WILLIAMS: How many square miles is
7 that?

8 MS. BAIN: Whatever 2000 acres turns out to
9 be. I don't know that number.

10 MR. WILLIAMS: Three point something.

11 MS. BAIN: Right. That's our current
12 application, sir. But we will be expanding that upwards
13 of 80 or so in our application this summer. Again, to
14 cover Belmont, Copper Leaf, Silver Water Ranch, Silver
15 Springs Ranch, 339th Avenue Development, and many others.

16 MR. WILLIAMS: Do I also understand
17 correctly that the ranch that you mentioned that's
18 Hassayampa Ranch or whatever, that's further west in this
19 new 208 amendment request, and the potential 2000 acres
20 of CC&N request are an effort beyond that earlier CC&N
21 effort?

22 MS. BAIN: No. The Hassayampa Ranch 208
23 amendment is the original Hassayampa Utilities Company
24 venture, if you will, opportunity, in western Maricopa
25 County. It is immediately to the west of the

1 Hassayampa River. It is just north of Indian School Road
2 at approximately 339th Avenue, something like that,
3 tucked into the southeast corner of what is also known as
4 Belmont.

5 MR. WILLIAMS: Thank you. Okay. Thank you.

6 MR. KLINGLER: The next comment card I had
7 wishing to speak is from Garry Hays.

8 Garry, if would you state your name and
9 association for the record, please.

10 MR. HAYS: My name is Garry Hays, and I'm a
11 member of the law firm of Gallagher & Kennedy, appearing
12 on behalf of New World Properties, who is developing
13 1200 acres commonly referred to as Copper Leaf.

14 This 1200-acre, a portion of it is included
15 in the 208 file you have in front of you. Another
16 portion, the southern portion of I-10 or south, south of
17 I-10, is not included in this.

18 By granting this 208, you're going to have a
19 master-planned community of 1200 acres with two sewer
20 providers. It doesn't really work well to bifurcate a
21 master plan with the utilities.

22 Copper Leaf -- and you have a letter from
23 the president, Mark Brown -- has made a request for
24 service from Hassayampa Utilities Company, not from
25 Balterra.

1 And we've talked a lot about the ACC, and if
2 I could, just by way of background, I spent a few years
3 there as an advisor to a commissioner, so I can talk
4 about ACC issues and answer some questions.

5 One thing you have to think about that's
6 very important -- and my time is quickly going away -- is
7 consolidating utilities. The ACC, three or four years
8 ago, adopted a policy that said they wanted consolidated
9 wastewater and water utilities.

10 Balterra, as far as I know, is not in the
11 water business nor will ever be in the water business,
12 however, Global is. Global is and has become, in the
13 past three or four years, the largest game in town.

14 Global has a great reputation with ACC.
15 Global is someone who the ACC uses as a model because
16 they do have consolidated water and wastewater.

17 In regards to the CC&N, my client's
18 development is not included in the Balterra CC&N. I
19 could be wrong, but I think their CC&N is only limited to
20 the two square miles that is their development. It does
21 not include my client's. And I think there are two other
22 developments that have the same issue of being bifurcated
23 by I-10. I don't think any of those other developments
24 are included in Balterra's current CC&N.

25 So, in answer to Mr. Williams' question,

1 anybody who wants to serve my client's development, or
2 some of the other developments that are out there, will
3 still have to go in and get a CC&N extension. But I
4 think it's very important to remember that the people who
5 regulate these utilities want water and wastewater.

6 Now, I'm not saying that Global is going to
7 provide water tomorrow, but the worst secret in town is
8 they're trying to buy some of the utilities out there.
9 So they, Global, will be able to provide water and
10 wastewater to the developments out there. And I don't
11 think Balterra will ever be able to do that.

12 That's all I have.

13 Do you have any questions for me?

14 MR. KLINGLER: Mr. Hays, just quickly, you
15 say your clients have requested service from Hassayampa
16 Utilities Company for both north and south of I-10?

17 MR. HAYS: That is correct.

18 MR. KLINGLER: And Balterra's proposing just
19 to serve north, if I understand right.

20 And your client also is concerned that there
21 would be more than one sewer provider or that there would
22 be a different water and sewer provider? What?

23 MR. HAYS: Well, a bigger concern is having
24 two sewer providers for one master plan.

25 MR. KLINGLER: In any case, there were two

1 sewer providers to an area, and this is in an
2 unincorporated part of Maricopa County, right? When
3 there are two sewer providers in the Valley, what
4 typically happens?

5 MR. HAYS: I don't really know the answer to
6 that question. I can't think of anything off the top of
7 my head.

8 MR. KLINGLER: I think one buys another one
9 out.

10 MR. HAYS: You said it, not me, Chairman.

11 MR. KLINGLER: If there is a conflict, I
12 think that usually happens at some point.

13 MR. HAYS: But I don't think it's quite that
14 easy. I mean, you have to go through the ACC process of
15 reorganization or selling an asset and transfer of a
16 CC&N. It's at least a year process, if not more.

17 I don't know if you guys are aware, they're
18 pretty busy down there at the ACC, and you can't get
19 anything through in a timely manner. But don't tell them
20 I said that.

21 MR. KLINGLER: They lost some good staff.

22 MR. HAYS: Staff is the real workers. I sat
23 in the back of the room.

24 MR. KLINGLER: Any other questions from the
25 Committee?

1 If not, thank you very much.

2 Next I have a card from Bryan O'Reilly.

3 Mr. O'Reilly, if you would state your name
4 and address and affiliation, please, for the record.

5 MR. O'REILLY: My name is Bryan O'Reilly.
6 I'm a partner with Sierra Negra Ranch, 50 South Jones
7 Boulevard, Las Vegas 89107.

8 I too am here to oppose the Balterra 208
9 plan amendment. We've been put in this plan without our
10 permission. We too would like a fully integrated
11 solution and have been working with Global for some time
12 now in hopes they could provide that to us.

13 We are -- actually, as you can see, that
14 letter from the school district was the letter they sent
15 to us in regards to having a regional solution. We too,
16 as the County proposed, we're looking for a regional
17 solution. And, in trying to work with Balterra, the
18 regional solution proposed was only north of I-10,
19 splitting, therefore, Sierra Negra Ranch in half and
20 putting us in the same position as Copper Leaf. Those
21 are probably my biggest gripes.

22 As you can see, I wrote a long letter. It's
23 there in front of you. And if there are any other
24 questions, we can be contacted through the letter.

25 MR. KLINGLER: Any questions from the

1 Committee at this point?

2 MR. HOLLANDER: This question may go to some
3 of the other individuals and concerns that provided
4 letters to this effort, and that is, you indicated that
5 your property is intersected by the freeway, so part of
6 it is in the area that Balterra is considering for this
7 208 amendment.

8 MR. O'REILLY: Correct. The northern part
9 of our property is included, the southern part is not.

10 MR. HOLLANDER: Okay. Thank you.

11 MR. IWANSKI: Mr. Chairman, Mr. O'Reilly,
12 did you have a chance to voice these objections to the
13 Balterra principals?

14 MR. O'REILLY: Yes.

15 MR. IWANSKI: When did you do that, please?

16 MR. O'REILLY: I have letters actually
17 dating that I could send to you if you need to --

18 MR. IWANSKI: Just ballpark. When did you
19 first raise the objections?

20 MR. O'REILLY: Prior to their submittal.

21 MR. IWANSKI: Okay. Thank you.

22 Thank you, Mr. Chairman.

23 MR. KLINGLER: And you've indicated you
24 talked to them, and what was their response?

25 MR. O'REILLY: Their response to us was that

1 we need to move forward. The only way we're going to get
2 approved is if we move forward, and it's in our best
3 interest to go ahead and start with an application.

4 MR. KLINGLER: If we could, if -- how can we
5 do this? I guess --

6 Paul and Jim, if you'd like to comment here.
7 I guess, if there's -- we may have some questions, and if
8 there's anything that you'd like to respond to the public
9 comment we have had so far, we would appreciate it.

10 MR. GILBERT: Thank you. We would like to
11 comment.

12 MR. CONDIT: Could we get our graphics back
13 up? I think it's much clearer if we could show it on the
14 map to everybody.

15 MR. GILBERT: We too initially want to
16 reciprocate the respect that Global indicated for us. We
17 hold them in the same regard. They're a very fine
18 company, and we're not here to say they're not qualified
19 just as they avoided saying we weren't qualified. I
20 appreciate keeping this on the merits. And we will
21 acknowledge they're a fine company and we wish them well.

22 Their request, however, to shrink our
23 application to the two sections that's approved by the
24 CC&N, that's where we started, and we were happy to do
25 that.

1 But you've heard time after time from all
2 three speakers: We want a regional solution. I looked
3 to the County, and the County said to us: We want you to
4 go beyond just your project and the Ruth Fisher School
5 District. So the shrinking to the two sections is just
6 the antithesis of what the County asked us to do.

7 So we're not this big octopus trying to take
8 over all the sewer systems out there; that's not our
9 goal. We're cooperating with the County and trust that
10 we should be rewarded for doing what we were instructed
11 to do.

12 In fact, we were much further along than
13 anyone else. That has become apparent from the questions
14 that you've asked here. And so we carved out, frankly, a
15 relatively small area, and we'll leave the rest of the
16 175 sections to Global. They can have them with our
17 blessing, and we're happy to see them proceed.

18 A point was made that they're proceeding
19 with the 175 sections, but not one speaker today has told
20 you, including Global, that the County wanted them to
21 proceed in the area we are. We stand here alone with the
22 County support for this southeastern area of the Tonopah
23 general area. We're the only ones that the County has
24 asked to come in and process this 208 amendment for this
25 particular area.

1 Let me clear up Ruth Fisher. I think
2 Ruth Fisher, they're in a bind. They need help in a
3 hurry, and Ruth Fisher is going with the one that can
4 deliver the fastest. They chose us because of that, and
5 some of your questions, I think, vindicate that
6 assessment. That's why they're in favor of us.

7 We have a specific letter, not a general
8 letter, but a specific letter saying they're ready to go
9 with us, and they're in our CC&N. So we already have
10 that established.

11 We are the only ones that are standing
12 before you in the posture today with an approved
13 Certificate of Convenience and Necessity from the
14 Corporation Commission.

15 I thought -- frankly, the second speaker
16 puzzled me a little bit. He said: Well, I can speak for
17 the Arizona Corporation Commission because they're
18 interested in consolidation.

19 They're the ones that approved our CC&N. I
20 rest my case. They've approved us. We're here. So
21 don't tell us that somehow we're violating the policy.
22 The Arizona Corporation Commission, they've approved us;
23 we're here. So I don't think it can be challenged that
24 somehow we are not proceeding in harmony with the Arizona
25 Corporation Commission.

1 And then the interesting thing to me is if
2 the Arizona Corporation Commission says they want to
3 consolidate water and sewer, the water company is
4 separate from Global right now. Now, they may be in the
5 process of attempting to purchase it, which they may be,
6 but we are here, having worked out and worked with the
7 holder of the CC&N for the water company for our 208
8 amendment. So -- and that company is the Water Utility
9 Company of Greater Tonopah. They hold the CC&N, and we
10 have worked everything out with them. There are no
11 problems. We've got an agreement with them, and we've
12 worked closely and in conjunction with what they have
13 offered.

14 A point has been made that there are some
15 hardships that may be encountered because part of the
16 development might be in our 208 plan and in Global's or
17 some other source.

18 First of all, I point out that that happens
19 all over the Valley. You've got LPSCo serving in several
20 communities sewer and water, but primarily sewer, that I
21 think of, where the sewer is also being provided in the
22 community with the same development with two sewer
23 providers. That has not seemed to be a hindrance to
24 growth or to things going forward smoothly in any sense.

25 Secondly, I submit that if you really want

1 to know what separates it, it's the freeway. So much of
2 the concern that's been expressed, there's already a
3 barrier there and that's in the form of the freeway.
4 That separates us from some of these other developers.
5 That's a much more significant barrier than the lines of
6 the 208 amendment. So it's already split.

7 I want to end with this comment on the
8 regional solution. That's what I thought we were. So
9 we're here. You've got representatives from the County.
10 If I've said anything that's incorrect, I'm sure they
11 will hasten to correct me. They always have in the past.
12 And we're doing the regional solution that they asked us
13 to do.

14 We're well down the road and we're asking
15 for a relatively small area here that we can serve and
16 serve very well. And we didn't try to include or exclude
17 anyone in this area.

18 Now, you have some representatives here from
19 some people in the area that are indicating reticence to
20 join in our 208 plan, but we also have many other
21 developers that are also in this area that are in
22 enthusiastic support. Frankly, we didn't anticipate
23 developers appearing in opposition or we would have had
24 them here in support. But that's really not -- it isn't
25 a popularity contest.

1 I just want to emphasize, in closing, we're
2 doing what the County told us to do. This is where they
3 said they wanted the region for this area. We have a
4 strategically located wastewater treatment plant that
5 goes exactly where it drains; it functions well, and
6 we're here with the support of the County.

7 We'll be happy to answer any other questions
8 that you have.

9 MR. KLINGLER: Thank you, Mr. Gilbert.

10 I just have a couple here, and maybe you've
11 done this before, but the two original sections on the
12 map, is there a way to show that? And then how many
13 others did you say were included?

14 MR. CONDIT: This is the Balterra project
15 here, and the Ruth Fisher School District. This is where
16 the existing CC&N is.

17 The particular projects of question are this
18 area in the purple. Here is the Copper Leaf. This area
19 here is what was previously called Sierra Negra.

20 I'd like to point out that not only does
21 I-10 separate the pieces of Sierra Negra, but there's
22 also some land in between them too. They're not two
23 contiguous pieces of property.

24 MR. KLINGLER: So the border there is your
25 whole area?

1 MR. CONDIT: This border right here is
2 the --

3 MR. KLINGLER: Which is how many sections,
4 did we establish?

5 MR. CONDIT: 24 square miles, approximately.

6 MR. KLINGLER: One thing that I didn't hear
7 an answer to at some point is -- was a concern that this
8 Committee would hear 51 or additional 208 amendments in
9 this area. I don't know.

10 MR. GILBERT: Well, as fond as I am of your
11 company, I'm not -- this is the only area that we're
12 seeking to serve sewer in, and it's the area that the
13 County designated. We have no expansion plans. This is
14 all we're doing.

15 My understanding is that Global has an
16 interest in doing the rest, and we wish them well in
17 that. So I don't think you're going to get that many
18 applications. I think you're going to get ours and maybe
19 Global's.

20 MR. KLINGLER: All right. Thank you. That
21 was my understanding.

22 Any other comments from the Committee?
23 Jacqueline?

24 MS. STRONG: You said the original area was
25 two sections, and it was expanded to how many sections?

1 MR. CONDIT: 24.

2 MR. GILBERT: It went from two to 24 at the
3 request of the County.

4 MR. KLINGLER: Did you have a question?

5 MR. IWANSKI: I have two questions, and I
6 appreciate your comments.

7 I asked Mr. O'Reilly when he raised
8 objections. Were you aware of all the objections from
9 Global Water, from the New World Properties, and
10 Sierra Negra Ranch? When were you first aware of those?

11 MR. GILBERT: I'll have to defer to Jim to
12 answer that.

13 MR. CONDIT: I'll briefly -- this is
14 Jim Condit.

15 I'll briefly go over what we did as far as
16 planning.

17 This started in October of '05, when we met
18 with Maricopa County Environmental Services and were told
19 that we needed to provide a regional solution.

20 We were also told that the County Board of
21 Supervisors were going to have a regional planning
22 meeting to discuss water and wastewater, as well as other
23 regional planning issues in Tonopah, and that was held in
24 November of '05.

25 We then met with Maricopa County again in

1 December '05, with all the developers, and began talking
2 about what it would take to do a water and sewer master
3 plan, at which time, we said that we would volunteer to
4 do this north Tonopah area.

5 We presented a plan to Maricopa County and
6 the other developers, of which Sierra Negra and
7 Copper Leaf were both present, in January of '06. We
8 asked for comments at that time. None were received.

9 We did the master plan, presentation of the
10 actual document in February of '06. We distributed the
11 report to all in February, as well as the County. We
12 asked for comments. None were received. And we had some
13 letters talking and requesting what our service rates
14 were going to be, and we explained to them that we were
15 not in the position to set rates because we had not
16 completed our application with the Arizona Corporation
17 Commission, and that we'd be glad to share our rates with
18 them once we knew what they were. And we are still in
19 that process of finalizing the rates. We think it will
20 be done next month.

21 We even had a separate meeting with
22 Rick Jellies (phonetic) and Brian O'Reilly, with
23 Morrison-Maierle in January of '06. I was present, and
24 we discussed in detail with Morrison-Maierle how they
25 could assist in planning the remainder of this area with

1 those developers.

2 They walked away from the meeting and we
3 never heard again from them.

4 Our master plan was submitted to Maricopa
5 County officially in April of '06, and again we have not
6 heard any comments until today.

7 MR. IWANSKI: That chronology is extremely
8 helpful to me. I appreciate it from both of you. Thank
9 you.

10 Because there were indications in several of
11 those letters that mention that information was not
12 received from the Balterra representatives, and if people
13 are asking for exact rates or ranges of rates that early
14 in the process, I don't think is fair to you all. But
15 that chronology was extremely helpful. Thank you.

16 Thank you, Mr. Chairman.

17 MR. KLINGLER: Bob, did you have a question?

18 MR. HOLLANDER: I guess I have a question.
19 First question, I guess, is regarding the 208 amendment
20 components. Had the Balterra 208 plan, aside from the
21 public comment portions, met all the requirements under
22 the 208 plan based on MAG evaluation?

23 MR. GILBERT: The answer is yes.

24 MR. KLINGLER: Yeah. The MAG staff has
25 indicated that they have -- and I believe this one, again

1 normally we would have a City that would bring it forward
2 or would have a letter of no objection. In this case, it
3 was an unincorporated area of the County.

4 The County was, I guess, a sponsor. It has
5 to come through a MAG member agency to get this far.

6 I'd like to know, is there anything that
7 Dale or Ken want to comment on, while we're still in the
8 public comment portion of the hearing, from the County
9 perspective since your name has been invoked?

10 MR. JAMES: The MAG 208 was submitted to us
11 in December of '05. We went through three iterations
12 where the County issued comments and the Balterra Sewer
13 Company responded to those until we were satisfied that
14 the project satisfied all the technical merits of the 208
15 plan. And so that's why we were, at that point -- and
16 this was in May -- that we submitted a letter of
17 sponsorship to the MAG Committee.

18 MR. KLINGLER: And I don't know -- and just
19 to follow up a little bit, did this happen before, that
20 you have two applications for the same area? Has that
21 ever happened before? I don't know if there is a process
22 for that, but, generally, you respond to whoever you have
23 in front of you, I guess?

24 MR. BODIYA: Yeah. For Maricopa County,
25 correct, yes.

1 And just as a clarification, and I know both
2 sides have -- you know, point out that we, you know, were
3 searching for regional solutions. We do that in all
4 situations. We try to make sure that we have a good
5 project for an area. We don't like to see isolated
6 pieces of property left out hanging, which we often get
7 in submittals where developers say: I'm just going to
8 treat my part. We want to see that we cover adjacent
9 properties, and so that's where we start with on looking
10 for regional solutions. So we're in support of that, and
11 we encourage that.

12 Normally we're doing it in municipal areas
13 and we get the support of a municipality when we're doing
14 that. This one is held out in the rural area right now.
15 It's moving towards urbanization, but not quite there
16 yet. But we try to plan ahead and look for what's best
17 for the area. And if we just accept each developer, then
18 we could be in a situation where we have, you know,
19 50 plants.

20 Global's proposing seven treatment plants
21 for that area. It's not one service area, it's actually
22 seven plants that we are currently reviewing a submittal
23 for.

24 MR. KLINGLER: In the process -- again, it
25 just maybe difficult to do, but if they have submitted an

1 application in May of this year and this other one came
2 in whenever -- last year, October, I guess --

3 When did you say? '05?

4 MR. JAMES: It came to us in December.

5 MR. KLINGLER: If they go through their
6 application, presumably they would -- if this is approved
7 through the whole MAG process with Balterra, then Global
8 would go through their process and not include that. You
9 wouldn't have an overlapping application, would you?

10 Again, it might be difficult because you
11 haven't done this before. But I'm assuming that they
12 wouldn't have competing applications for the same area if
13 one gets resolved some way.

14 MR. BODIYA: There are some conflicts right
15 now that we are addressing in the Global application, but
16 there are some lines crossing -- some service areas that
17 cross. And so --

18 MR. KLINGLER: It will come here when it
19 gets all straightened out through you guys, is what
20 you're saying?

21 MR. BODIYA: Correct. We would also be the
22 sponsor of that project once it meets our criteria.

23 MR. KLINGLER: Any other questions from the
24 Committee?

25 MR. McNEIL: Mr. Chairman, this appears to

1 be an issue of two entities competing for the rights or
2 exclusions to provide sewer service in certain areas.
3 While I think that the Committee is empowered with
4 determining whether or not certain visions for
5 wastewater, for providing wastewater, are consistent with
6 our regional vision, I'm not certain that this Committee
7 and the 208 plan is the place where service areas are
8 actually established.

9 Can we approve overlapping service areas in
10 the 208 plan, if we see both options as consistent with
11 our regional vision? It certainly does not -- our
12 approval of a certain planning area does not establish a
13 right or an exclusion to provide service in a certain
14 area, and I would request maybe a discussion and comments
15 from other members.

16 MR. KLINGLER: Yeah, I don't think we've
17 done that, and I do think our task is kind of limited to
18 good planning for the sewer service. And again, yeah,
19 our purview is not the service providers, it's kind of
20 looking at the consistency with the MAG 208 plan and
21 where we do amendments.

22 And I think that, you know -- I don't speak
23 for everybody, but it makes sense to me that we would go
24 through the analysis and be clear we don't have
25 overlapping -- that we would do something that would be

1 consistent with what makes good planning sense.

2 And so I think Bob's question is valid. Is
3 this before us properly through the process and we could
4 look at that, and then anything else that would seek to
5 amend, that we'd have to look at as to whether that makes
6 good planning sense? That would be my suggestion.

7 MR. HANEY: Mr. Chairman, I'm assuming
8 that -- was it Bob that was speaking before you?

9 MR. KLINGLER: David McNeil from Tempe.

10 MR. HANEY: I was going to make exactly the
11 same comment that David made.

12 I believe that it's the duty of the ACC to
13 determine service areas, not this Committee. Once those
14 service areas are determined, then we decide whether a
15 wastewater plant is consistent with the 208 plan.

16 I think that we're kind of put in -- I
17 wouldn't say put the horse before -- or the cart before
18 the horse, but I think we're kind of mixing the issues,
19 and I think that ACC needs to do their job before we
20 start determining whether the wastewater facilities are
21 consistent with the 208 plan.

22 MR. KLINGLER: Okay. Thank you.

23 And also, I think we do have another check
24 in the system, so to speak, where we have the local
25 jurisdiction that brings forward or sponsors whatever

1 amendment has determined what's best in their area too.
2 So we've got another check and balance in the system, if
3 you will, beyond the ACC.

4 MR. HOLLANDER: Mr. Chairman, I have another
5 comment.

6 Like most of us here, I support
7 regionalization and consolidation of utilities wherever
8 it's possible. Certainly Global Water has a good
9 reputation, well-proven.

10 But it appears to me that Balterra has done
11 everything that was requested of them and probably more,
12 have CC&N in the area, as they've indicated. And it
13 would appear to me that, at this stage, they have a right
14 to carry out their plan.

15 MR. KLINGLER: Rich?

16 MR. WILLIAMS: Mr. Chairman, I concur.

17 And isn't there an issue, also, we're not
18 supposed to be the legal arm of this process. We're an
19 advisory board. Isn't there an obligation to act on the
20 applications, viable applications before us, and not to
21 look too deeply and drill down too far into how many
22 maybes and possibilities there are?

23 MR. KLINGLER: One of the things I'd like to
24 do here is see if we can go to our next step. We haven't
25 done this before in the past, but generally we get public

1 comments and then we close the public hearing, and then
2 we have an agenda item where we consider the public
3 comments and we have the kind of discussion. It opened
4 up a little bit to get a few questions here, but if there
5 aren't any other questions of Mr. Gilbert and Mr. Condit
6 at this point, then why don't we consider the public
7 comments and -- which is part of what we're doing here --
8 or have other discussions or continue this.

9 Is there any other questions at this point?

10 If not, thank you.

11 MR. O'REILLY: I'd like to -- is there
12 another way to comment on what was said?

13 MR. KLINGLER: What we would like to do is
14 close the public comment. Then we have an agenda item
15 for discussing this, and then you can comment on that, if
16 you want to do it that way.

17 MR. O'REILLY: The timeline which was given
18 in regards to our comments and our issue and our
19 questions that were given to them, weren't exactly just
20 about rates. It was about a developer-owned utility,
21 because having two or three significant developments at
22 one time --

23 MR. IWANSKI: Just as a matter of courtesy,
24 please accept my apology.

25 But Mr. Chairman, if we could get those

1 comments for the record -- and I don't know how you want
2 to handle it -- because we gave Mr. Gilbert an
3 opportunity to respond to those speakers. My suggestion,
4 if it's all right with the rest of the Committee, is
5 allow -- if there's incorrect information or questionable
6 information, I feel that we need to give Mr. O'Reilly an
7 opportunity to respond as part of this public record.
8 You can't have just one party respond and not give equal
9 time if there is additional information.

10 So I'll defer to the judgment of my brethren
11 here, but you heard my -- how I feel about it.

12 MR. KLINGLER: Well, again, I don't want to
13 have a whole debate here. Generally we just say a
14 three-minute comment period.

15 If you just want to correct something
16 briefly, I guess we can allow that for the public record,
17 because your discussion was on the record. So if we
18 could just limit it to that.

19 MR. O'REILLY: Thank you.

20 Bryan O'Reilly, Sierra Negra Ranch.

21 Our attempt in our letters is a timeline as
22 a developer-owned utility or a proposed utility. It was
23 our request that we try and work together, as opposed to
24 work separately on an integrated utility.

25 They decided it was in their best interest

1 to work alone and not with the two other people that are
2 their next-door neighbors and go out and look for the
3 people who would request service from them besides us.

4 We spent the time to work with an
5 independent utility looking for a regional solution that
6 could be integrated, therefore, there was no comments on
7 their plan because we were in the process of working with
8 Global for the past five months to do the 208 application
9 with them and request service from Global. So,
10 therefore, there's no reason for us to comment on their
11 plan. Their plan was good for Balterra, not for us.

12 MR. KLINGLER: Okay. Thank you. Appreciate
13 the correction.

14 All right. Give you just a brief comment,
15 Ms. Bain, if you would, if there's something that needs
16 to be corrected. Again, I don't want to have a debate on
17 this, but if you could just correct anything that was
18 incorrect for the record.

19 MS. BAIN: Thank you, Chairman.

20 Just for the record, I just wanted to
21 mention that Hassayampa Utility Company is also way down
22 the road with our plans in Hassayampa Ranch, which is a
23 part of the consolidated 208 that we submitted on
24 May 8th. We do have an APP application as well as an
25 AZPDES application that's been filed, and, essentially,

1 we're waiting for consistency from the 208 process so we
2 can get those permits.

3 So I just wanted to make you aware of that,
4 that we are well into the process as well. We actually
5 own and operate a 3 MGD facility in Pinal County that is
6 our standard water reclamation facility A+ effluent.

7 We'll be very pleased when it's our turn to
8 come back and present the Hassayampa Utility Company to
9 expand on that plan and what we currently do and what
10 we're planning to do to this region.

11 I also just wanted to mention that it is
12 true that Balterra is ahead of HUC consolidated 208 by
13 six months, it might seem.

14 But I do think that the merits of the
15 regional comprehensive approach that we are proposing may
16 be worth slowing down the Balterra proposal 208 before
17 you today so we would catch up, and then you can really
18 compare apples and apples, so to speak, in terms of what
19 is best in terms of meeting the charges of this Committee
20 and of MAG, in terms of meeting the water quality
21 management planning in this region.

22 Thank you so much.

23 MR. KLINGLER: Okay. I think we've got the
24 public comment.

25 I do appreciate everybody's interest and the

1 public comments, and we will be considering those.

2 So, at this time, I'd like to close the
3 public hearing and request the court reporter to end the
4 transcription.

5 (The public hearing portion of the
6 proceedings concluded at 4:19 p.m.)

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**RESPONSE TO PUBLIC COMMENTS ON THE
DRAFT MAG 208 WATER QUALITY MANAGEMENT PLAN AMENDMENT
FOR THE BALTERRA WASTEWATER TREATMENT FACILITY**

JUNE 27, 2006 PUBLIC HEARING

The Maricopa Association of Governments (MAG) appreciates the comments made during the public comment period for the Draft MAG 208 Water Quality Management Plan Amendments for the Balterra Wastewater Treatment Facility, City of Surprise Special Planning Area 4 Regional Water Reclamation Facility, and City of Surprise Special Planning Area 5 Regional Water Reclamation Facility. An advertised public hearing on the draft amendments was conducted by MAG on June 27, 2006. At the public hearing, three testimonies were submitted on the Draft MAG 208 Water Quality Management Plan Amendment for the Balterra Wastewater Treatment Facility. In addition, MAG received seven letters with written comments on the Draft Balterra 208 Plan Amendment.

These comments were forwarded to Maricopa County for response, since Maricopa County officially requested that MAG initiate the 208 amendment process for the Draft MAG 208 Plan Amendment for the Balterra Wastewater Treatment Facility. The Maricopa County response to comments is provided below.

COMMENTS FROM SIERRA NEGRA RANCH LLC
(Letter from Barry W. Becker, dated June 26, 2006)

Comment: We are the owners of 2757 acres of land located north and south of I-10 in the Tonopah area currently known as Sierra Negra Ranch. The legal description has been provided. Currently we are in the process of submitting Development Master Plans for our property. It has come to our attention that the Draft 208 Plan Amendment for the Balterra Wastewater Treatment Facility, dated April 2006, has been proposed to include and apply to our land. We hereby formally oppose such submission.

Response: From the submitted legal descriptions, it appears that less than 640 of Sierra Negra's 2757 acres are located north of I-10 and it is these acres that are included in the Balterra MAG 208 Amendment.

Comment: We request that the Draft Balterra 208 Plan Amendment submission be held for simultaneous consideration with any and all other competing applications including the pending filing by Global Water Resources. The decisions on these applications will effect a significant portion of the Tonopah and West Valley residents for many years and perhaps many lifetimes. Consequently, we are hopeful that combined or coordinated comprehensive hearing(s) be scheduled for this and any and all other competing applications/submittals.

Response: The Global Water Resources/Hassayampa Utilities Company (HUC) Consolidated Service Area MAG 208 application was submitted to Maricopa County on May 24, 2006, approximately five months after the Balterra 208 Plan Amendment was submitted. The Balterra submittal meets all the technical requirements of a MAG 208 Water Quality Management Plan Amendment and, on that basis, it received County sponsorship. The HUC Consolidated Service Area 208 application has been reviewed by Maricopa County. The County determined that the

submittal does not meet the technical and planning requirements of a MAG 208 Amendment and returned comments to the originator.

Comment: The Draft Balterra 208 Plan Amendment has been submitted without our consent.

Response: There is no planning requirement for a 208 Plan Amendment to have the approval of all properties within its proposed service area. The objectives of a 208 Plan Amendment include determining the optimum location and ultimate size of a wastewater treatment facility to serve the planning area.

Comment: Sierra Negra and others have attempted to work with Balterra and create a regional solution. Instead of working together, the Balterra (a competing land owner and developer) principals decided that it was in their best interest, and the best interest of their development project, to create their own plan and include portions of Sierra Negra Ranch properties and others in their 208 application without the consent of us and other land owners.

Response: The Balterra development schedule is far ahead of any other development in the proposed Balterra service area. In addition to having submitted a complete 208 Water Quality Management Plan Amendment, Balterra has: submitted a wastewater and reclaimed water master plan for the 60-square mile North Tonopah Region (including three service areas); received Arizona Corporation Commission (ACC) approval for a Certificate of Convenience and Necessity (CC&N) for its own development and for the Ruth Fisher School; received a franchise to install pipelines within County roadways; and submitted the engineering design of the initial phase of an ultimate 15 million gallons per day wastewater treatment facility.

Comment: Balterra has been nonresponsive to our requests for information in spite of the time we spent on numerous occasions meeting with them and in otherwise attempting to communicate with them. They appear to have little sincere interest in creating a truly regional plan but rather only in controlling the utilities that serve their own property so as not to have to rely on a third party for their own project and, at the same time, to create a competitive advantage for their project. This proposed Developer-owned utility cannot truly act as a nonbiased provider. Fortunately their lack of interest in a truly regional and potentially integrated public utility led us to work with Global Water Resources.

Response: Balterra's draft *North Tonopah Wastewater Master Plan* was distributed to developers during a meeting hosted by the County in February 2006. Balterra states that it received no comments from neighboring property owners. During the MAG Water Quality Advisory Committee Meeting and Public Hearing on June 27, 2006, Balterra stated that the requests for information it received were requests for financial information regarding connection charges and fees. Balterra stated that this was something it was not in a position to discuss until the Arizona Corporation Commission granted a CC&N. Now that the CC&N has been approved, Balterra has no objection to discussing financial issues with any party in their proposed service area. As a utility regulated by the ACC, Balterra Sewer Corporation is obligated to treat all customers fairly and equitably.

Comment: Currently we have requested service for Silver Water Ranch and Silver Springs Ranch from Hassayampa Utilities Company, owned by Global Water Resources, and as such formally support their HUC Consolidated Service Area 208 Plan Amendment application filed

on May 8, 2006. It is this application, as well as any others that might be pending, that we are requesting be considered at the same time as the Draft Balterra 208 Plan Amendment.

Response: Silver Springs Ranch is located south of I-10 and therefore it is not included in the Balterra MAG 208 Amendment service area. The HUC Consolidated Service Area 208 Amendment does not yet meet the technical and planning requirements of Maricopa County.

Comment: We believe that the regional plan for 175 sections as proposed in the Global Water Resources HUC Consolidated Service Area 208 Plan Amendment is clearly regional and a potentially integrated solution as opposed to the plan proposed in the Draft Balterra 208 Plan Amendment. The regional utility as proposed by Global Water Resources is one that would allow those communities north and south of I-10 to be served (Balterra by comparison only proposed some lands north of I-10 be included in their amendment). The Global plan, unlike the Balterra plan, would therefore utilize the economies of scale to better serve the future residences of the Tonopah area and the West Valley. This truly regional plan should also prevent one property owner from having two or more utility providers of the same service.

Response: The County does not agree that the plan presented by Global Water Resources/HUC is either regional or an integrated solution. It is a combination of plans for seven sub-regions, most of which have treatment plants that are smaller than the one proposed in the Balterra MAG 208 Plan Amendment. The Global Water Resources/HUC Consolidated Service Area MAG 208 Amendment treats the I-10 as an impassable barrier to wastewater or reclaimed water flow and, as such, Sierra Negra and other developments that straddle the I-10 would be split into different service areas. The Arizona Corporation Commission would require that each service area be self-supporting and not permit one area to subsidize another.

Comment: We oppose the inclusion of any part of our 2757 acres now know as Sierra Negra Ranch as part of the Draft 208 Plan Amendment for the Balterra Wastewater Treatment Facility. We also encourage Maricopa County to evaluate all other submitted plans before proceeding any further with the Draft Balterra 208 Plan Amendment. To do otherwise could, we believe, create unfortunate and significant issues for the residents and property owners in Tonopah and West Valley areas.

Response: The County has already evaluated the HUC Consolidated Service Area MAG 208 Plan and returned comments that must be addressed before the amendment can be considered complete.

COMMENTS FROM ADVANCED COMMERCIAL REAL ESTATE SERVICES & DEVELOPMENT (ACRES)

(Letter from J. Mario Sanchez, dated June 26, 2006)

Comment: The letter dated May 22, 2006 states that we as the owners of AZ-10 parcel # 504-34-015-M have requested service from Hassayampa Utilities Company, owned by Global Water Resources, and as such formally support their HUC Consolidated Service Area 208 Plan Amendment application filed on May 8, 2006. We believe that the regional plan for 175 sections as proposed in the HUC Consolidated Service Area 208 Plan Amendment is far superior to that proposed in the Draft Balterra 208 Plan Amendment. Accordingly, we strongly oppose the

inclusion of our 67 acres, known as AZ-10 etal in the Draft 208 Plan Amendment for the Balterra Wastewater Treatment Facility. The legal description has been provided.

Response: The AZ-10 property is contiguous to the Balterra development and it is located along the I-10 approximately one-half mile west of the proposed Balterra wastewater treatment facility. Any wastewater generated within AZ-10 would naturally flow by gravity to the Balterra wastewater treatment facility. The HUC Consolidated Service Area MAG 208 Amendment offers no better alternative to serve this property.

COMMENTS FROM TRIYAR TONOPAH INVESTMENTS, LLC
(Letter from Bob Agahi, dated June 26, 2006)

Comment: We believe the Balterra proposal does not adequately address the service needs for the greater Tonopah area. Our property encompasses approximately 1400 acres bisected by I-10. The Draft Balterra 208 Plan Amendment only addresses property north of I-10. We are planning to develop, “Vaquero”, a single cohesive master plan for our property and do not believe it is in our best interest to have two separate service providers.

Response: No portion of the Vaquero property is located within the proposed Balterra MAG 208 Amendment service area. However, the County notes that any wastewater generated within Vaquero could flow by gravity to the Balterra wastewater treatment facility if the Balterra 208 Plan service area is expanded in the future. The HUC Consolidated Service Area MAG 208 Amendment offers no better alternative to serve this property.

Comment: We are concerned that as a developer controlled utility, Balterra, will use its position as a provider to gain unearned competitive advantage in the marketplace. We believe that the plan proposed by Hassayampa Utilities Company, owned by Global Water Resources, HUC Consolidated Service Area 208 Plan Amendment application filed on May 8, 2006, is far superior in providing for a regional wastewater solution for the entire Tonopah valley. Accordingly, we oppose the inclusion of our 1400 acres, known as Vaquero in the Draft Balterra 208 Plan Amendment. The legal description has been provided.

Response: No portion of the Vaquero property is located within the proposed Balterra MAG 208 Amendment service area. As a utility regulated by the Arizona Corporation Commission, the Balterra Sewer Corporation is obligated to treat all customers fairly and equitably.

COMMENTS FROM NEW WORLD PROPERTIES, INC
(Letter from Mark C. Brown, dated June 26, 2006)

Comment: The letter dated May 10, 2006 states that we as the owner and/or developer of property located at 395th Avenue and I-10 referred to as Copperleaf have requested service from Hassayampa Utilities Company, owned by Global Water Resources, and as such formally support their HUC Consolidated Service Area 208 Plan Amendment application filed on May 8, 2006. We believe that the regional plan for 175 sections as proposed in the HUC Consolidated Service Area 208 Plan Amendment is far superior to that proposed in the Draft Balterra 208 Plan Amendment.

Response: The County does not consider the plan presented by Global Water Resources/HUC to be a regional plan. It is a conglomeration of seven wastewater sub-regions, four of which are located north of I-10 and three of which are located south of I-10, with the freeway being an impassable barrier.

Comment: We believe the Draft Balterra 208 Plan Amendment does not adequately address the service needs for the greater Tonopah area. Our property encompasses approximately 1200 acres bisected by I-10. The Draft Balterra 208 Plan Amendment only addresses property north of I-10. We are planning to develop Copperleaf as a mixed use master plan on our property and believe being forced to utilize two different service providers on our property will harm our efforts to create a viable plan.

Response: Under the HUC Consolidated Service Area MAG 208 Amendment, any development that is bisected by the I-10 will be served by at least two wastewater treatment facilities. Having two different service providers, both regulated by the Arizona Corporation Commission, would not adversely impact the development master planning or individual homeowners.

Comment: We are concerned that the principals in the Balterra group, who are competing developers, will use their position as a utility provider to gain unearned competitive advantage in the marketplace. We strongly oppose the inclusion of our 1200 acres known as Copperleaf in the Draft Balterra 208 Plan Amendment. The legal description has been provided.

Response: The Balterra Sewer Corporation will be regulated by the Arizona Corporation Commission and, as such, all parties will be treated in a nondiscriminatory manner.

COMMENTS FROM CHRISTOPHER BENJAMIN REGARDING A 18.257 ACRE PARCEL
(Letter from Christopher Benjamin, dated June 27, 2006)

Comment: We strongly object to the inclusion of our 18.257 acre parcel in the Draft Balterra 208 Plan Amendment. We feel that the Draft Balterra 208 Plan Amendment will not fully service the needs of the entire Tonopah Valley. The legal description has been provided.

Response: The 18.257-acre property is contiguous to the Balterra development on Balterra's north side and it is located approximately one mile northwest of the proposed Balterra wastewater treatment facility. Any wastewater generated within the property would naturally flow by gravity to the Balterra wastewater treatment facility. The HUC Consolidated Service Area MAG 208 Amendment provides no better alternative to serve this property.

COMMENTS FROM CHRISTOPHER BENJAMIN REGARDING A 58.315 ACRE PARCEL
(Letter from Christopher Benjamin, dated June 27, 2006)

Comment: We strongly object to the inclusion of our 58.315 acre parcel in the Draft Balterra 208 Plan Amendment. We feel that the Draft Balterra 208 Plan Amendment will not fully service the needs of the entire Tonopah Valley. The legal description has been provided.

Response: The 58.315-acre property is located on the north side of the Balterra development and it is approximately one and one-half miles northwest of the proposed Balterra wastewater treatment facility. Any wastewater generated within the property would naturally flow by

gravity to the Balterra wastewater treatment facility. The HUC Consolidated Service Area MAG 208 Amendment provides no better alternative to serve this property.

COMMENTS FROM HASSAYAMPA UTILITIES COMPANY, INC., GLOBAL WATER RESOURCES, INC.

(Letter from Trevor T. Hill, dated June 27, 2006)

Comment: In the final analysis, the concept of regionalization is what should drive the determination of plan conformance with the Regional Water Quality Management Plan. In this context, Maricopa County Environmental Services Department is definitely on the right track by desiring that regional treatment facilities be defined not by political or development boundaries but by geographic contours, or sewer sheds. As such, it is very important that plan amendments strive for and achieve this higher level of regionalization.

Response: Regional wastewater planning determines the optimum location and size of a wastewater treatment facility for a given service area and the infrastructure needed to return reclaimed water to all points of use. The HUC Consolidated Service Area MAG 208 Amendment proposes seven wastewater treatment facilities to serve seven sub-regions. The County considers the HUC Consolidated Service Area MAG 208 Amendment to be a conglomeration of seven regional wastewater planning efforts, not a single regional plan. The Balterra wastewater treatment facility could serve one of those planning areas.

Comment: Hassayampa Utilities Company, a wholly-owned subsidiary of Global Water Resources, Inc. submitted its HUC Consolidated Service Area 208 Plan Amendment application on May 8, 2006. We believe that the regional plan for 175 sections as proposed in the HUC Consolidated Service Area 208 Plan Amendment succeeds in maximizing the regionalization approach to wastewater management. It incorporates regional collection systems, interconnected to allow for phased growth, and for the development of a reclaimed water distribution system that will not only supplant scarce water reserves in the State, but will also allow for the integrated approach to water supply: application of the appropriate water source to the appropriate use.

Response: The draft HUC Consolidated Service Area 208 Plan Amendment is dated May 8, 2006. The complete submittal was received by the County on May 24, 2006. The County reviewed the submittal and returned comments on June 19, 2006. The HUC submittal proposes to develop seven sub-regional service areas. The HUC submission vaguely mentions interconnecting the regional collection systems, but provided no details of the additional infrastructure that would be needed to accomplish the interconnections. According to Global Water Resources, it has no intention of crossing I-10 to interconnect service areas.

Comment: The HUC Consolidated Service Area 208 Plan Amendment meets all the mandates for regional planning as required by the Clean Water Act. By enlarging the proposed service area, greater advantage of naturally occurring sewer sheds can be made, resulting in fewer treatment facilities and a more integrated servicing solution can be achieved. The HUC Consolidated Service Area 208 Plan Amendment represents that HUC is able to serve the Balterra development in addition to the 175 sections presently planned, and that its flows would be treated at the proposed wastewater treatment facility in Copperleaf, labeled Campus 2, in the HUC Consolidated Service Area 208 Plan Amendment.

Response: The HUC Consolidated Service Area 208 Plan Amendment was reviewed by Maricopa County and was found to be incomplete, contain errors, and require modification. The HUC Consolidated Service Area 208 Plan Amendment does not result in fewer treatment facilities: it proposes seven facilities in total.

Comment: The Draft Balterra 208 Plan Amendment proposes to supersede the previous amendments submitted by the Saddle Mountain Unified School District No. 90 which would allow the permitting for expansion of the 15,000 gallons per day (gpd) Water Treatment Facility at the Ruth Fisher School to 45,000 gpd to serve the adjacent Tonopah Valley High School. As shown in the HUC Consolidated Service Area 208 Plan Amendment, HUC is prepared to serve both schools as well as to provide reclaimed water for irrigation and other reuses. The letter from Roxanne Morris of the Saddle Mountain Unified School District No. 90 dated February 2006, which states, "SMUSD is interested in acquiring sewer services from a regional provider at which time, the plant currently operating the Ruth Fisher elementary campus and Tonopah Valley High School campus will be eliminated" has been provided.

Response: The letter prepared by SMUSD in February, 2006, is addressed to "To Whom it May Concern". Maricopa County considers that this general letter is superseded by SMUSD's agreement to join the CC&N formed by the Balterra Sewer Corporation, which has already been approved by the Arizona Corporation Commission.

Comment: We believe that the HUC Consolidated Service Area 208 Plan Amendment better represents the needs of Maricopa County and its residents. In the event that MAG feels compelled to permit the continuation of the Draft Balterra 208 Plan Amendment application, it is suggested that its boundaries be limited to the two section Balterra development so as not to jeopardize future regional planning.

Response: Both the HUC Consolidated Service Area MAG 208 Amendment and the Balterra MAG 208 Amendment equally satisfy the needs of their proposed service areas. The HUC Consolidated Service Area MAG 208 Amendment provides wastewater master planning for seven sub-regional areas that are packaged as a single 208 Plan Amendment. In contrast, Balterra performed wastewater master planning of three areas and chose to submit one of those areas as its 208 Plan Amendment. Reducing the size of the proposed Balterra MAG 208 Amendment service area would not serve the interest of regional planning.

COMMENTS FROM HASSAYAMPA UTILITIES COMPANY, INC., GLOBAL WATER RESOURCES, INC.

(Testimony from Robin Bain, dated June 27, 2006)

Comment: I would like to thank you for the opportunity to speak and applaud the efforts of MAG with their regional wastewater planning and Balterra for their application. However, even though we recognize their capabilities and their abilities to provide service in the area, we do oppose the service area as proposed, and we propose instead that the Water Quality Advisory Committee consider shrinking the service area in the application to the approximate two sections that is now apparently in the Balterra certified area, which is the Balterra development.

Response: Reducing the size of the proposed Balterra MAG 208 Amendment service area would not serve the interest of regional planning. The Balterra Sewer Corporation already has a CC&N

to serve the Balterra development and the SMUSD Ruth Fisher School located approximately three miles east of the Balterra wastewater treatment facility. The Balterra Sewer Corporation has proposed constructing a trunk sewer between Ruth Fisher School and the Balterra wastewater treatment facility and a reclaimed water transmission main to convey irrigation water back to the school. These pipelines will pass through the Copperleaf and Silver Water Ranch properties. It would be poor regional planning to construct a separate wastewater treatment facility to serve properties that already have access to a regional trunk sewer.

Comment: Hassayampa Utilities Company is a wholly-owned subsidiary of Global Water Resources. Global Water is a private water and wastewater utility that is regulated by the Arizona Corporation Commission. We are not affiliated with any developer. We are locally and privately owned and very well capitalized. We submitted a 208 Plan Amendment also in western Maricopa County on May 8, 2006. Our 208 amendment is for approximately 175 sections, which is about 151 sections more than the proposed Balterra 208 Plan Amendment. Our 208 amendment was of that magnitude largely at the suggestion of Maricopa County that encouraged us to submit a regional plan. It is a very comprehensive regional plan that discusses at great length both wastewater and reclaimed water, comprehensive integrated services, and a phased approach. The plan would include probably seven wastewater treatment facilities in the area over the fullness of time and could well see the avoidance of having another 151 amendments come before the Committee, or 50, or however the development community would have it.

Response: The County, in its role as the sponsor of any future MAG 208 Amendments in unincorporated Maricopa County, will ensure that there is not a proliferation of small treatment plants in the Tonopah region. The County reviewed the HUC Consolidated Service Area MAG 208 Amendment and responded on June 19, 2006. The County agrees that seven wastewater treatment facilities could adequately serve the entire 175 sections of land.

Comment: We oppose the service area in the Balterra 208 Plan Amendment as proposed. We believe that the 208 process does not have a first in first approval mandate from the Clean Water Act, but instead the mandate is for areawide water quality master planning and regionalization, which we believe our May 8, 2006 Hassayampa Utilities Company 208 Plan Amendment provides.

Response: The County is obligated to review each MAG 208 Plan Amendment that is properly submitted and generally does so in the order that they are received. In the case of the Balterra MAG 208 Amendment, the plan was submitted in December 2005. The County reviewed the plan and returned its comments to the originators. The originators responded with the submission of revised material. There were several iterations of comments and responses before the County accepted the amendment and issued its sponsorship letter to MAG on March 13, 2006. The HUC Consolidated Service Area MAG 208 Amendment is far behind the Balterra submissions which include not only the MAG 208 Amendment but also its CC&N approval and submission of an engineering design for construction of the Balterra wastewater treatment facility. Further, the County does not agree that the HUC Consolidated Service Area 208 Plan Amendment is an areawide water quality master plan. It proposes serving seven sub-regions with separate wastewater treatment facilities.

Comment: Hassayampa Utilities Company is also way down the road with our plan in Hassayampa Ranch, which is part of the HUC Consolidated Service Area 208 Plan Amendment

submitted on May 8, 2006. We have an Aquifer Protection Permit application as well as an Arizona Pollutant Discharge Elimination System Permit application filed. We are waiting for consistency for the 208 process so we can get those permits. We own and operate a 3 million gallons per day facility in Pinal County that is our standard wastewater treatment facility that produces A+ effluent and we will be pleased to come back and present the Hassayampa Utilities Company consolidated 208 Plan Amendment.

Response: At its closest point, the proposed Global Water Resources Hassayampa Ranch MAG 208 Amendment service area is more than two and one-half miles from the Balterra MAG 208 Amendment service area. The Hassayampa Ranch MAG 208 Amendment was submitted to the County in June 2005. After several exchanges of County comments and Global Water Resources responses, the Hassayampa Ranch MAG 208 Amendment was determined to be complete, but a letter of no objection from the adjacent Town of Buckeye is needed. The Town has not yet submitted its letter. Meanwhile, Global Water Resources submitted the HUC Consolidated Service Area MAG 208 Amendment which includes the Hassayampa Ranch development. In its communication to Global Water Resources on June 19, 2006, the County commented that the seven sub-regions included in the 175-section HUC Consolidated Service Area MAG 208 Amendment need to have the same level of planning detail as the Hassayampa Ranch MAG 208 Amendment.

Comment: It is true that Balterra is ahead of the Hassayampa Utilities Company Consolidated Service Area 208 Plan Amendment by six months, but I think the merits of the regional comprehensive approach that we are proposing may be worth slowing down the Balterra 208 Plan Amendment so we can catch up so the Committee can compare the two applications in terms of what is best, in terms of meeting the charges of the Committee and MAG, in terms of meeting water quality management planning in the region.

Response: As previously stated, the County does not consider the HUC Consolidated Service Area MAG 208 Amendment to be a regional plan. The HUC submittal proposes seven sub-regional service areas. The HUC submission vaguely mentions interconnecting the regional collection systems, but provides no details about the additional infrastructure that would be required to accomplish the interconnections. The Balterra 208 Plan Amendment meets all the technical and planning requirements of a MAG 208 Water Quality Management Plan Amendment.

COMMENTS FROM GALLAGHER & KENNEDY
(Testimony from Garry Hays, dated June 27, 2006)

Comment: I am here on behalf of New World Properties who is developing 1200 acres commonly referred to as Copperleaf. A portion of the 1200 acres is included in the Balterra 208 Plan Amendment. The other portion, located south of I-10 is not included in the amendment. By granting approval of the Balterra 208 Plan Amendment, there will be a master planned community of 1200 acres with two sewer providers. It does not work well to bifurcate a master plan with the utilities. A letter from the Copperleaf President Mark Brown has been provided to the Committee. He has made a request for service from Hassayampa Utilities Company, not Balterra.

Response: The HUC Consolidated Service Area MAG 208 Amendment treats the I-10 as an impassable barrier. Therefore their plan would also require that the property be served by separate wastewater treatment facilities. The Balterra Sewer Corporation has proposed constructing a trunk sewer between Ruth Fisher School and the Balterra wastewater treatment facility and a reclaimed water transmission main to convey irrigation water back to the school. These pipelines will pass through the Copperleaf properties. It would be poor regional planning to construct a separate wastewater treatment facility to serve properties that already have access to a regional trunk sewer.

Comment: I have spent a few years at the Arizona Corporation Commission as an advisor to a commissioner. The ACC three to four years ago, adopted a policy that says they want consolidated water and wastewater utilities. As far as I know, Balterra is not nor will ever be in the water business. However, Global Water is and has become in the past three to four years the largest game in town. Global has a great reputation with the ACC. Global is also used by the ACC as a model because they do have consolidated water and wastewater.

Response: The Arizona Corporation Commission is not known to have a policy favoring consolidated utilities. In its recent Decision No. 68453 (February 2, 2006), ACC ruled in favor of a consolidated water and sewer provider but made it clear that it has not adopted a formal policy regarding consolidation. For the Balterra MAG 208 Amendment service area, both Balterra Sewer Corporation and HUC would receive drinking water from the Water Utility of Greater Tonopah, the certificated water utility in the region.

Comment: My client's development is not included in the Balterra Certificate of Convenience and Necessity. I think their CC&N is only limited to the two square miles that is their development. I think there are two other developments that have the issue of being bifurcated by I-10. I do not think any of the other developments are included in the Balterra CC&N. Anyone who wants to serve my client's development or some of the other developments that are out there will still have to get a CC&N extension.

Response: The Balterra CC&N includes both the Balterra Development and the Ruth Fisher School, located approximately three miles east of the proposed Balterra wastewater treatment facility. Otherwise, Maricopa County agrees that a CC&N extension will be needed to serve other properties.

Comment: It is very important to remember that those who regulate the utilities want water and wastewater. I am not saying that Global is going to provide water tomorrow, but the worst secret in town is that they are trying to buy some of the utilities out there. So Global will be able to provide water and wastewater to the developments out there. I do not think Balterra will ever be able to do that.

Response: The Water Utility of Greater Tonopah has an established CC&N that includes the majority of the Tonopah Area. Balterra Sewer Corporation has executed a formal cooperation agreement with Water Utility of Greater Tonopah to provide joint water and wastewater service planning for the Balterra service area.

COMMENTS FROM SIERRA NEGRA RANCH LLC
(Testimony from Bryan O'Reilly, dated June 27, 2006)

Comment: I am a partner with Sierra Negra Ranch. I am here to oppose the Balterra 208 Plan Amendment. We have been put in this plan without our permission.

Response: There is no planning requirement for a 208 Plan Amendment to have the approval of all properties within its proposed service area. The Balterra Sewer Corporation has proposed constructing a trunk sewer between Ruth Fisher School and the Balterra wastewater treatment facility and a reclaimed water transmission main to convey irrigation water back to the school. These pipelines will pass through the Sierra Negra Ranch properties. It would be poor regional planning to construct a separate wastewater treatment facility to serve properties that already have access to a regional trunk sewer.

Comment: We would like a fully integrated solution and have been working with Global Water. The letter from the Saddle Mountain Unified School District No. 90 is the letter provided to us in regards to having a regional solution. As Maricopa County proposed, we are looking for a regional solution. In trying to work with Balterra, the regional solution proposed was only north of I-10, therefore splitting Sierra Negra Ranch in half and putting us in the same situation as Copperleaf.

Response: The letter prepared by Saddle Mountain Unified School District No. 90 in February, 2006, is a general letter that is superseded by SMUSD's agreement to join the CC&N formed by the Balterra Sewer Corporation, which has already been approved by the Arizona Corporation Commission. The HUC Consolidated Service Area 208 Amendment also proposes that the I-10 would split the Sierra Negra Ranch into two of the sub-regional areas included in that plan.

Comment: It is our request to try and work together as opposed to working separately on an integrated utility. Balterra decided it was in their best interest to work alone and not with the two others who are their next-door neighbors and go out and look for people who would request service from them besides us. We spent that time to work with an independent utility looking for a regional solution that could be integrated. Therefore, there were no comments on the Balterra plan because we were in the process of working with Global Water for the past five months. There was no reason for us to comment on their plan. Their plan was good for Balterra, but not for us.

Response: Per Balterra's *Wastewater Master Plan for the North Tonopah Area*, the Balterra Sewer Corporation plans to construct a 30-inch diameter truck sewer that will pass through Copperleaf and Sierra Negra Ranch, with sufficient capacity to serve these developments.



Saddle Mountain Unified School District #90
38201 West Indian School Road
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Phone 623-474-5101 - NEW
FAX 623-691-6757
www.smusd.com

July 7, 2006

Julie Hoffman
Environmental Planner
Maricopa Association of Governments
301 North First St. #300
Phoenix, AZ 85003

RE: MAG 208 Amendment/Balterra Sewer Corp.

Dear Ms. Hoffman:

This letter is in response to comments made at the MAG Water Quality Management Committee on June 27, 2006 that I wish to include in the record.

As stated in previous correspondence, the Ruth Fisher Elementary School has historically operated with either a septic system or a small "package plant," as there have been no regional sewer resources available in our area of western Maricopa County known as Tonopah. As the area has grown, so too has the necessity for the District to expand. Because of this growth, we opened the new Tonopah Valley High School adjacent to the Ruth Fisher Elementary School in 2005. With the population of our students increasing monthly, we have forecasted the need to expand and upgrade our package plant accordingly. SMUSD No. 90 filed a 208 Water Quality Management Plan for Small Plant Review and Approval, dated October 2004, which states in part "...at such time as there is a regional utility, we will join that system." In the meantime, Balterra Sewer Corp. has received a CC&N and we have requested service from them to include our two schools and District office as part of their utility service area. This has been granted by the Arizona Corporation Commission.

Our current package plant is under increasing pressure to keep up with the increasing demands and will require upwards of one million dollars in upgrades to meet water quality standards. This expenditure would only be a temporary fix to perpetuate a plant that will eventually be eliminated in the future. This is not a wise use of our taxpayer dollars.

Approving the Balterra Sewer Corp. water quality Management Plan Amendment will allow SMUSD No. 90 the ability to work with a regional wastewater utility provider to evaluate the current facility and possibly make interim modifications to the existing on-site wastewater treatment facility. The interim facility would allow the school facilities to continue operations at a much reduced cost until the permanent regional wastewater facility is constructed by the Balterra Sewer Corp.

The timing of the 208 approval process and the need for the near term opening of the Balterra Sewer Corp's wastewater treatment facility is a very critical path item for us. Any delays in the 208 amendment approval process would directly force us to expend \$1 million of our limited resources on a facility that we could avoid building if the process allowed a qualified utility with an existing CC&N to provide the service we need. We are in the business of educating children and are anxious to relieve ourselves of water and wastewater management and operations. By partnering with the Balterra Sewer Corp., the District would be able to remove ourselves from the business of operating and maintaining sewer plants.

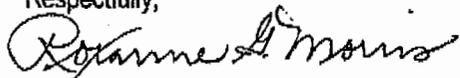
Governing Board Members

Dan Blackson, President Gary Burton, Clerk Kathy Torres Gary Burton

Ms. Hoffman
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July 7, 2006

We respectfully request important consideration be given to such and urge you to take all steps necessary to bring the Proposed Balterra 208 Amendment approval process to a rapid and successful conclusion.

Respectfully,



Roxanne G. Morris, Superintendent of Schools
Saddle Mountain Unified School District

Governing Board Members

Dan Blackson, President Gary Burton, Cleric Kathy Torres Gary Burton

Julie Hoffman, Environmental Planner
Maricopa Association of Governments
302 North 1st Avenue, Suite 300
Phoenix, AZ 85003

Re: Sierra Negra Ranch Second Letter in Opposition of Consent and Inclusion of the Draft Balterra Wastewater Treatment Facility, Clean Water Act, MAG 208, Dated April 2006

Dear Ms. Hoffman,

We would like to again oppose the Balterra 208 submittal and have attached our previous letter for your reference. It includes the legal description of Sierra Negra Ranch that consists of 2757 acres located north and south of I-10 between Ruth Fisher School and the proposed Balterra development. This letter stated the many reasons for our opposition of being included without our permission in the Balterra submittal and that we have requested service and are included in the competing Global Water Resources 208 submittal dated May 8, 2006.

I attended and spoke at the previous hearing where the Balterra proposed 208 was approved with complete disregard for the consequences of approval. The officials brought up a valid discussion point that was ignored. The question was: What happens when we have two competing 208's ? The answer: **We don't know**, but maybe we can approve both of them?

If you approve or consent to the Balterra 208 Draft Wastewater Facility, will or could Balterra become our sewer provider without our consent? This would be detrimental to our development plans as we have requested service from another, fully integrated utility and adamantly oppose Balterra including our property in their plan. We have invested time and monies into creating a truly regional and integrated solution with a non-developer owned utility. Our water CCN's are now owned by Global Water Resources, through their acquisition of West Maricopa Combine, and they have committed to an integrated sewer and water solution that will ensure sustainable water resource management in the region.

With the best interest of the future property owners in mind and with a compelling, competing regional integrated solution in the queue, would it not be reasonable to review the two competing 208 submittals and make an educated decision? Which plan will best serve the future residents? Does the plan integrate sewer and water? What plan is best for the preservation of water and the environment? Which plan is truly regional?

There are many future residents and developers that will thank you for withholding your consent and taking the time to review the competing 208 submittal from Global's Hassayampa Utilities Company. This will be time well spent and will only help maintain the credibility of the planning process.

Respectfully yours,

Sierra Negra Ranch LLC, a Nevada limited liability company

By: SNR Management LLC

By: West Phoenix Development Company LLC,
A Nevada limited-liability company

By: _____
Bryan P. O'Reilly, President

June 26, 2006

Julie Hoffman, Environmental Planner
Maricopa Association of Governments
302 North 1st Avenue, Suite 300
Phoenix, AZ 85003

Re: Opposition of Sierra Negra Ranch et al to the proposed Draft Balterra Wastewater Treatment Facility, Clean Water Act, MAG 208 Amendment, Dated April 2006

Dear Ms. Hoffman;

We are the owners of the 2757 acres of land located north and south of Interstate 10 in the Tonopah area currently known as Sierra Negra Ranch and as described in the attached legal description. Currently we are in the process of submitting Development Master Plans for our property.

It has come to our attention that the above-referenced proposed Draft Balterra Wastewater Treatment Facility, Clean Water Act, MAG 208 Amendment, dated April 2006, prepared by CSA Engineering ("Draft Balterra 208") has been proposed to include and apply to our land. We hereby formally oppose such submission. In addition, we request that the submission be held for simultaneous consideration with any and all other competing applications including the pending filing by Global Water Resources. The ultimate decisions on these applications will effect a significant portion of the Tonopah and West Valley residents for many years and perhaps many lifetimes. Consequently we are hopeful that you will continue this matter as needed to schedule a combined or coordinated comprehensive hearing(s) for this and any and all other competing applications/submittals.

The Draft Balterra 208 has been submitted without our consent. Our opposition to this application includes the following additional reasons:

Sierra Negra and others have attempted to work with Balterra and create a regional solution. Instead of working together, the Balterra (a competing land owner and developer) principals decided that it was in their best interests, and the best interests of their development project, to create their own plan and include portions of Sierra Negra Ranch properties and others in their 208 application without the consent of us and other land owners.

Balterra has been non-responsive to our requests for information in spite of the time we spent on numerous occasions meeting with them and in otherwise attempting to communicate with them. They appear to have little sincere interest in creating a truly regional plan but rather only in controlling the

utilities that serve their own property so as not to have to rely on a third party for their own project and, at the same time, to create a competitive advantage for their project. This proposed Developer owned utility cannot truly act as a non-biased provider. Fortunately their lack of interest in a truly regional and potentially integrated public utility led us to work with Global Water Resources.

Currently we have requested service for Silver Water Ranch and Silver Springs Ranch from Hassayampa Utilities Company ("HUC"), owned by Global Water Resources, and as such formally support their HUC Consolidated Service Area 208 Plan Amendment ("HUC Consolidated 208") application filed on May 8, 2006. It is this application, as well as any others that might be pending, that we are requesting be considered at the same time as this Draft Balterra 208.

We believe that the regional plan for 175 sections as proposed in the Global Water Resources HUC Consolidated 208 is clearly regional and a potentially integrated solution as opposed to the plan as proposed in the Draft Balterra 208. The regional utility as proposed by Global is one that would allow those communities North and South of I-10 to be served (Balterra by comparison only proposed some lands north of I-10 be included in their Draft Balterra 208). The Global plan, unlike the Balterra plan, would therefore utilize the economies of scale to better serve the future residences of the Tonopah area and the West Valley. This truly regional plan should also prevent one property owner from having two or more utility providers of the same service.

Accordingly, once again we oppose the inclusion of any part of our 2757 acres now known as Sierra Negra Ranch as part of the Draft Balterra 208. We also encourage Maricopa County to evaluate all other submitted plans before proceeding any further with the Draft Balterra 208. To do otherwise could, we believe, create unfortunate and significant issues for the residents and property owners in Tonopah and West Valley areas.

Thank you in advance for your consideration of this important matter.

Sincerely,

Sierra Negra Ranch LLC, a Nevada limited liability company

By: SNR Management LLC, a Nevada limited liability company
Its: Manager

By: Becker SNR LLC, a Nevada limited liability company
Its: Manager

By: _____
Barry W. Becker
Its: Managing Member

LEGAL DESCRIPTIONS

SILVER WATER RANCH

PARCEL NO. 4

THE WEST HALF OF SECTION 21, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA; EXCEPT THE EAST 200 ACRES THEREOF.

PARCEL NO. 5

THE NORTHWEST QUARTER OF SECTION 28, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

PARCEL NO. 6

THE NORTHEAST QUARTER OF SECTION 29, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT THAT PORTION OF THE SOUTH HALF OF THE NORTHEAST QUARTER OF SECTION 29, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER

BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA, WHICH LIES WITHIN A STRIP OF LAND 308 FEET IN WIDTH, BEING 154 FEET WIDE ON EACH SIDE OF THE FOLLOWING DESCRIPTION LINE:

BEGINNING AT A POINT ON THE WEST LINE OF SAID SECTION 29, WHICH POINT BEARS SOUTH 0 DEGREES 00 MINUTES 38 SECONDS WEST, 1476.85 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 29;

THENCE SOUTH 75 DEGREES 04 MINUTES 23 SECONDS EAST, 5470.76 FEET TO A POINT ON THE EAST LINE OF SAID SECTION 29, WHICH POINT BEARS SOUTH 0 DEGREES 03 MINUTES 23 SECONDS WEST, 243.12 FEET FROM THE EAST QUARTER CORNER OF SAID SECTION 29, AS CONVEYED TO THE STATE OF ARIZONA BY AND THROUGH ITS HIGHWAY COMMISSION BY WARRANTY DEED RECORDED IN DOCKET 6586, PAGE 69.

PARCEL NO. 1

THE WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER;
AND

THE WEST HALF OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER; AND

THE WEST HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 28, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA

PARCEL NO. 2

THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER AND

THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 28, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA

PARCEL NO. 3

THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 28, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA

PARCEL NO. 4

THE EAST HALF OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER; AND

THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 28, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA

SILVER SPRINGS RANCH

PARCEL NO. 7

ALL OF SECTION 32, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT ALL MINERAL RESERVED UNTO THE STATE OF ARIZONA IN BOOK 334 OF DEEDS, PAGE 248 (AS TO THE SOUTHEAST QUARTER) AND IN BOOK 360 OF DEEDS, PAGE 10 (AS TO THE NORTH HALF AND THE SOUTHWEST QUARTER)

PARCEL NO. 8

THE SOUTHWEST QUARTER OF SECTION 33, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.

PARCEL NO. 1

THE WEST HALF OF THE NORTHEAST QUARTER AND THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 7, TOWNSHIP 1 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.

EXCEPT THAT PORTION OF THE FOLLOWING DESCRIBED PARCEL OF LAND LYING WITHIN A 200 FOOT STRIP, BEING 100 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

BEGINNING AT A POINT N 07° 7' 30" E, 1223.03 FEET FROM THE SOUTHEAST CORNER OF SECTION 16, MERIDIAN, MARICOPA COUNTY, ARIZONA;

THENCE N 56° 07" 30' W, 1783.55 FEET TO THE POINT OF CURVE OF A 0° 15' CURVE TO THE RIGHT, HAVING A RADIUS OF 22,918.3 FEET;

THENCE ALONG THE ARC OF SAID CURVE, A DISTANCE OF 433.33 FEET TO THE POINT OF TANGENT OF SAID CURVE;

THENCE N 55° 02" 30' W, 9949.29 FEET TO THE POINT OF CURVE OF A 4° 00' CURVE TO THE LEFT, HAVING A RADIUS OF 1432.69 FEET;

THENCE ALONG THE ARC OF SAID CURVE, 417.29 FEET TO THE POINT OF TANGENT OF SAID CURVE;

THENCE N 71° 44" W, 4963.49 FEET TO THE POINT OF CURVE OF A 2° 00" CURVE TO THE RIGHT HAVING A RADIUS OF 2864.79 FEET.

THENCE ALONG THE ARC OF SAID CURVE, 489.17 FEET TO THE POINT OF TANGENT OF SAID CURVE;

THENCE N 61° 57" W, 211.49 FEET TO A POINT ON THE WEST LINE SECTION 7, TOWNSHIP 1 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA, SAID POINT S 0° 16" W, 394.03 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 7;

THE WEST HALF OF THE NORTHEAST QUARTER OF SECTION 7, TOWNSHIP 1 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA, AS CONVEYED TO MARICOPA COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF ARIZONA BY QUIT CLAIM DEED RECORDED ON DOCKET 2747, PAGE 161.

PARCEL NO. 2

ALL OF SECTION 6, TOWNSHIP 1 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.

PARCEL NO. 3

THE SOUTH HALF AND THE NORTHWEST QUARTER OF SECTION 31, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

EXCEPT FROM LOTS 1 AND 2 AND THE EAST HALF OF THE NORTHWEST QUARTER THEREOF, ALL MINERALS AS RESERVED UNTO THE UNITED STATES IN THE RECORDED PATENT TO SAID LAND RECORDED IN DOCKET 2623, PAGE 394.

PARCEL NO. 9

THE NORTHEAST QUARTER OF SECTION 31, TOWNSHIP 2 NORTH, RANGE 6 WEST, OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.

STATE TRUST LAND PARCEL

THE SOUTHEAST QUARTER OF SECTION 33, TOWNSHIP 2 NORTH, RANGE 6 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.



Maricopa Association of Governments
Received

Our File: HUC\Regulatory\MAG208

JUL 12 2006 July 12, 2006

Julie Hoffman
Environmental Planner
Maricopa Association of Governments
302 North 1st Avenue, Suite 300
Phoenix, AZ 85003

Re: MAG Management Committee July 12, 2006 Consent Agenda Item, Draft Balterra Wastewater Treatment Facility, MAG 208 Amendment, Dated April 2006

Dear Ms. Hoffman:

Thank you for the opportunity to provide comment to the MAG Management Committee on the referenced Draft Balterra Wastewater Treatment Facility, Clean Water Act, MAG 208 Amendment, dated April 2006, prepared by CSA Engineering ("Draft Balterra 208"). The continuation of the MAG 208 process for the Draft Balterra 208 is premature. As a group, we have the opportunity to establish a true regional plan that allows for the integration of water¹, wastewater and reclaimed water services that will achieve the necessary goals of reducing reliance on groundwater supplies, increasing the availability and opportunity for water re-use and the introduction of renewable surface water supplies to the region. These goals, so necessary for sustainable growth in Arizona, simply cannot be achieved under the proposed Draft Balterra 208. Accordingly, it is recommended that the MAG Management Committee table the Draft Balterra 208 until the committee has had an opportunity to review the relative merits of either a reduced 208 service area for Balterra (coincident with Balterra' Certificate of Convenience & Necessity) or consolidation of the applications within the *Hassayampa Utilities Company ("HUC") Consolidated Service Area 208 Plan Amendment ("HUC Consolidated 208")*, submitted to MCESD for review and sponsorship on May 8, 2006.

Specifically, this action is appropriate for the following reasons:

1. Paul Gilbert, representing Balterra at the public hearing, predicated his appeal for approval to the Water Quality Committee on two points:
 - a. *Balterra has already received the CC&N to provide wastewater services in the "service area"*

HUC/Global response:

- The CC&N (Decision No. 68742, enclosed) is only for the approximately 2 sections, 1.7 sections owned by the Balterra Developers and 0.1 owned by the Saddle Mountain Unified School District, for which formal requests for service accompanied the CC&N application, and upon which, the ACC was able to approve a CC&N. The remaining 22 of the 24 sections proposed in the Draft Balterra 208 service area do NOT have a CC&N. As many of the land owners in the remaining 22 sections have formally requested integrated water, wastewater and reclaimed water services from

¹ Global Water Resources, which owns HUC, recently acquired West Maricopa Combine and its utility subsidiaries, and therefore owns Water Utility of Greater Tonopah – the water utility in the area that holds the water CC&N service area.

HUC and Water Utility of Greater Tonopah, it is doubtful that area could be included in any subsequent CC&N filing by Balterra.

- The CC&N is a Conditional CC&N, requiring among other stipulations that Balterra obtain an approved 208 over this 2 section CC&N area. There is no requirement in the CC&N that the 208 be approved beyond this 2 section CC&N area, and thus the argument made by Mr. Gilbert persuading that MAG needs to honor the ACC's actions to approve Balterra's 208 at 24 sections is not valid.

b. *Balterra was asked by MCESD to expand their 208 service area from Balterra's development of approximately 2 sections into a regional solution which they did by proposing a 24 section service area, so why not "reward" them (Balterra) for doing what MCESD asked them to do, and approve the 24 section service area?*

HUC/Global response:

- Maricopa County Environmental Services Department (MCESD) has made it clear that it is charged with overseeing the master planning of unincorporated western Maricopa County, and as such has requested the development community to bring regional solutions to the table. HUC met with MCESD in January 2006 to begin discussions about regional water, wastewater and reclaimed water master planning in this area. MCESD also requested that HUC present a regional 208 plan.
 - Responding to MCESD's direction, Balterra proposed a 24 section 208 service area and included portions of the Silver Water Ranch and Copperleaf developments, in addition to numerous smaller properties, that have requested service from HUC and have submitted objections to MAG regarding their unauthorized inclusion into Balterra's 208 service area.
 - HUC responded to MCESD's direction by proposing a 175 section service area including the following developments that formally have requested wastewater and reclaimed water service from HUC : Belmont, Silver Water Ranch, Silver Springs Ranch, Copperleaf, 339th Avenue development, Hassayampa Ranch, and other smaller developments (see enclosed Exhibit), incorporating regional collection systems, interconnected to allow for phased growth, and for the development of a reclaimed water distribution system.
 - It is our understanding that both ADEQ and EPA have denied and remanded, respectively, 208 amendment(s) in Arizona, even though they have been approved by the Council of Government with jurisdiction, because of developer/owner objections to unwanted inclusion into such 208 amendment(s).
2. There was much discussion among the Water Quality Committee members at the public hearing suggesting that the Draft Balterra 208 has standing over the HUC Consolidated 208, since it had been reviewed and approved by MCESD which then sponsored the amendment for MAG's consideration, while the HUC Consolidated 208 was submitted to MCESD approximately 3.5 months after the Balterra 208 was submitted in late January 2006 and MCESD has not completed processing the HUC Consolidated 208.



HUC/Global response:

- The Clean Water Act (CWA) does not expressly provide for a “first in, first approved” mechanism when considering whether a 208 amendment has merit for approval. Instead, Section 208, entitled “AREAWIDE WASTE TREATMENT MANAGEMENT”, part 7.B.2.C.i. states that the 208 plan must “implement the waste treatment management requirements of section 201(c), which itself states, “To the extent practicable, waste treatment management shall be on an areawide basis and provide control or treatment of all point and nonpoint sources of pollution, including in place or accumulated pollution sources.”
- We respectfully suggest that because MAG has knowledge of the proposed HUC Consolidated 208 which exemplifies regional planning that is the hallmark of the 208 program, the Draft Balterra 208 should be tabled until the HUC Consolidated 208 has been given the same consideration by MCESD, and once approved and submitted under its sponsorship to MAG, such consideration can be extended to the HUC Consolidated 208. The two plans, competing in essence for 22 of the 24 sections proposed within the Draft Balterra 208, then can be judged on their respective merits as regional plans that best meet all of the CWA Section 208 criteria.

We believe that the HUC Consolidated 208 meets all the mandates for regional planning as required by the CWA, MCESD and MAG. By enlarging the proposed service area, greater advantage of naturally occurring sewer sheds can be made, resulting in fewer treatment facilities and a more integrated servicing solution can be achieved. In fact, it is only through large scale planning that a truly integrated solution is possible where water, wastewater and reclaimed water are managed for the benefit of the region. Without a true areawide approach, many of the requirements necessary to reduce demand on non-renewable water resources simply will not exist.

As mentioned in our June 27, 2006 letter, the HUC Consolidated 208 represents that HUC is able to serve the Balterra development in addition to the 175 sections presently planned, and that its flows would be treated at the proposed water reclamation facility in Copper Leaf, labeled Campus 2, in the HUC Consolidated 208. Accordingly, we believe that the HUC Consolidated 208 better represents the needs of the County and its residents. In the event that MAG feels compelled to permit the continuation of the Draft Balterra 208 application, it is suggested that its boundaries be limited to the 2 section Balterra development so as not to jeopardize future regional planning, denial from ADEQ, and/or remanding from EPA.

Thank you in advance for your consideration of this important matter.

Sincerely,
HASSAYAMPA UTILITIES COMPANY, INC.
GLOBAL WATER RESOURCES, INC.

Cindy M. Liles
Cindy M. Liles, Senior Vice President- Growth Management

cc: Ed Beasley, City of Glendale, Chair, Management Committee
Ken James, P.E., MCESD
Trevor T. Hill, President and CEO



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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

COMMISSIONERS

DOCKETED

JEFF HATCH-MILLER, Chairman
WILLIAM A. MUNDELL
MARC SPITZER
MIKE GLEASON
KRISTIN K. MAYES

JUN 05 2006

DOCKETED BY RB

IN THE MATTER OF THE APPLICATION OF
BALTERRA SEWER CORP. FOR A
CERTIFICATE OF CONVENIENCE AND
NECESSITY TO PROVIDE WASTEWATER
SERVICE IN MARICOPA COUNTY, ARIZONA.

DOCKET NO. SW-20403A-05-0586

DECISION NO. 68742

OPINION AND ORDER

DATE OF HEARING: April 10, 2006
PLACE OF HEARING: Phoenix, Arizona
ADMINISTRATIVE LAW JUDGE: Amy Bjelland
APPEARANCES: Jay L. Shapiro, FENNEMORE CRAIG, on behalf of Applicant; and
Mr. Keith Layton, Staff Attorney, Legal Division, on behalf of the Utilities Division of the Arizona Corporation Commission.

BY THE COMMISSION:

On August 12, 2005, Balterra Sewer Corporation ("Balterra" or "Applicant") filed with the Arizona Corporation Commission ("Commission") an Application for a Certificate of Convenience and Necessity ("Certificate").

On September 9, 2005, the Commission's Utilities Division Staff ("Staff") filed an Insufficiency Letter.

On November 15, 2005, Balterra filed documents in response to Staff's Insufficiency Letter as well as its Notice of Filing Amended Legal Description and its Notice of Filing Direct Testimony of James L. Condit.

On January 3, 2006, Balterra filed documents in response to a December 7, 2005 meeting with Staff.

On January 23, 2006, Staff filed a Sufficiency Letter.

On April 10, 2006, a hearing was convened before a duly authorized Administrative Law

1 Judge of the Commission at its offices in Phoenix, Arizona. At the conclusion of the hearing, the
 2 matter was taken under advisement pending submission of a revised legal description of the area for
 3 which the Certificate was sought.

4 On April 14, 2006, Balterra filed its Notice of Filing Amended Legal Description.

5 * * * * *

6 Having considered the entire record herein and being fully advised in the premises, the
 7 Commission finds, concludes, and orders that:

8 **FINDINGS OF FACT**

9 1. Applicant is a corporation formed for the purpose of providing wastewater utility
 10 service to an approximately two-square mile area including the Balterra mixed-use
 11 residential/commercial development ("Development") and the Ruth Fisher Elementary and Tonopah
 12 Valley High School, both within the Saddle Mountain Unified School District ("District"). The
 13 requested area is in the vicinity of 411th Avenue and Camelback Road. At full build-out, Balterra
 14 proposes that the Development will require water and wastewater services for a maximum of 6,100
 15 equivalent residential units. Water service is expected to be provided to the requested area by the
 16 Water Utility of Greater Tonopah, with which Balterra witness Mr. Bradley A. Simons, Director of
 17 Utilities for JF Properties and Wastewater Management Coordinator for Balterra, stated Balterra is
 18 working closely.

19 2. Both Fronterra Village, the owner of the Development, and the District have requested
 20 wastewater service of Balterra.

21 3. At hearing, Mr. Simons testified that the District's schools are located to the east of
 22 the Development by about two and one-half miles. Currently Ruth Fisher Elementary is served by a
 23 wastewater package plant, and the District is constructing a new larger wastewater facility to replace
 24 the existing one and provide service to Tonopah Valley High School. Balterra and the District have
 25 conducted a preliminary analysis and have concluded that a public-private partnership in a regional
 26 wastewater system for the Southeast 208 Planning Area ("Planning Area")¹ will best serve the public
 27

28 ¹ The Planning Area is bordered by I-10 to the south, Glendale Avenue to the north, 419th Avenue to the west and along
 the east by a jagged line running along, from north to south, 371st Avenue, 367th Avenue, and 363rd Avenue.

1 interest. This application is the first step toward a regional wastewater treatment facility as
2 contemplated by Balterra and the District for the larger Planning Area.

3 4. The proposed facility is a membrane bioreactor treatment plant designed to treat 2.2
4 million gallons per day ("MGD") of wastewater flow. It will be constructed and installed in three
5 phases to accommodate growth in the area. Treated effluent will be disposed of in a surface water
6 impoundment system consisting of a two-cell evaporation/transportation pond structure.

7 5. Phase I includes installation of a 0.275 MGD treatment plant, which will be extended
8 to 1.1 MGD in Phase II. Balterra expects Phase II to occur within six years of initial operation of the
9 plant. Balterra expects to serve 2,770 residential customers and one school customer within five
10 years. Balterra has estimated a cost of \$18.8 million for the wastewater treatment system through
11 Phase II of the development, equating to a unit cost of approximately \$17 per gallon of treated
12 effluent. Staff concluded that the proposed plant will have adequate capacity to serve customers
13 within the requested area and it is reasonable to expect that additional capacity can be developed
14 when needed.

15 6. Sewer companies are required by the Arizona Department of Environmental Quality
16 ("ADEQ") to obtain an Aquifer Protection Permit ("APP") and/or Arizona Pollutant Discharge
17 Elimination System ("AZPDES") permit before the plant can be placed in service. Mr. Simons
18 testified that a draft was submitted to ADEQ for review and approval and that Balterra has received
19 comments and submitted responses, but is still awaiting a determination of sufficiency from ADEQ.
20 Staff recommended that Balterra file with Docket Control, as a compliance item in this docket, a
21 copy of the notice issued by ADEQ that Applicant's APP and/or AZPDES has been approved no later
22 than October 31, 2007.

23 7. The Maricopa County Environmental Services Department ("MCESD") requires the
24 proposed treatment plant and sewage collection system to obtain Certificates of Approval to
25 Construct ("ATC") and Approval of Construction ("AOC"). Staff recommended that Balterra file
26 with Docket Control, as a compliance item in this docket, a copy of the ATC that MCESD will issue
27 for the proposed Phase I treatment plant no later than June 30, 2007. Staff further recommended that
28 Balterra file with Docket Control, as a compliance item in this docket, a copy of the AOC that

1 MCESD will issue for the proposed Phase I sewer collection system no later than October 31, 2007.
2 In Balterra's Response to Staff Report, Balterra objected to Staff's recommended deadline of October
3 31, 2007. Mr. Simons testified that given the timeframes as Balterra is aware of them, Balterra will
4 need until June 30, 2008 to file the AOC that MCESD will issue for the proposed Phase I sewer
5 collection system. At hearing, Dorothy Hains, Utility Engineer for the Commission, testified that
6 Staff wished to revise its recommendation to provide for a deadline of March 31, 2008. Mr. Simons
7 testified that this revised recommendation of March 31, 2008 to file the AOC is satisfactory to
8 Balterra.

9 8. Pursuant to Section 208 of the Federal Water Pollution Control Act, each state is
10 required to develop and implement area-wide water quality management plans for pollution control
11 purposes. The Maricopa Association of Governments ("MAG") has been designated as the area-wide
12 water quality management planning agency for Maricopa County and must approve an amendment to
13 the MAG Section 208 plan for the sewer system. Mr. Simons testified that the 208 plan amendment
14 has been drafted and submitted to MAG for review and approval. Balterra has submitted its request
15 to MAG for the amendment. Staff recommended that Balterra file with Docket Control, as a
16 compliance item in this docket, a copy of the MAG approved 208 plan no later than January 31,
17 2007. In Balterra's Response to Staff Report, Balterra objected to this recommended deadline. Mr.
18 Simons testified that given the timeframes as Balterra is aware of them, Balterra will need until April
19 30, 2007 to file a copy of the MAG approved 208 plan. However, at hearing, Ms. Hains testified that
20 Staff wished to revise its recommendation to provide for a deadline of April 30, 2007. Mr. Simons
21 testified that Staff's revised recommended deadline was satisfactory to Balterra.

22 9. Regarding the issue of the legal description of the proposed service area, Mr. Simons
23 testified that there was some discussion with Staff prior to the hearing that, due to an incorrect legal
24 description contained in Balterra's previous filings, the District site was not reflected as part of the
25 requested area in Staff's Report. Mr. Simons testified that the entire District site of 60 acres was
26 contemplated in the initial CC&N request of 1,170 acres, as the Balterra property itself is 1,110 acres,
27 leaving 60 acres for the school site. Balterra filed a late filed exhibit with an accurate legal
28 description including the District.

1 10. Mr. Simons testified that, other than the items cited in Balterra's Response to Staff
2 Report, which with the revisions noted above he found to be satisfactory, Applicant accepted all of
3 Staff's remaining recommendations and conditions, including the schedule of rates and charges.

4 11. Pursuant to the Commission's rules, Applicant provided five-year projections for plant
5 values, operating revenues and expenses, and number of customers. Such projections are necessary
6 to establish rates for new companies due to the lack of historical data. Staff reviewed Applicant's
7 projections and recommended that the Commission find that the projected fair value rate base will be
8 \$9,116,397 at the end of five years.

9 12. Balterra's proposed capital structure for the fifth year of operation is made up of
10 common equity of \$8,696,627 and advances in aid of construction of \$8,331,700 for total
11 capitalization of \$17,028,327. The resulting capital structure consists of 51.07 percent equity and
12 48.93 percent advances. Staff recommended approval of Balterra's capital structure.

13 13. Balterra's projected revenue is derived according to meter size and rates are proposed
14 as a monthly flat fee. For a 5/8 x 3/4 meter, the monthly rate is \$70. Staff reviewed and concurred
15 with Balterra's proposed rates except for the three inch meter size, which was inconsistent with the
16 other meter size percentages. Applicant's proposed rates and charges for initial wastewater service
17 and Staff's recommendations are as follows:

- 18 ...
- 19 ...
- 20 ...
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- 24 ...
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- 26 ...
- 27 ...
- 28 ...

	<u>Company Proposed</u>	<u>Staff Recommended</u>
<u>Minimum Monthly Flat Charge</u>		
1 5/8 x 3/4 inch	\$70.00	\$70.00
2 3/4 inch	105.00	105.00
One inch	175.00	175.00
3 1-1/2 inch	350.00	350.00
Two inch	560.00	560.00
4 Three inch	1,120.00	1,050.00
5 Four inch	1,750.00	1,750.00
Six inch	3,500.00	3,500.00
6 Treated Effluent per 1,000 gallons	\$0.62	\$0.62
7 Treated Effluent per acre foot	202.00	202.00
8 <u>Service Line Charge</u>		
9 Service Line connection Charge	\$350.00	\$350.00
10 Establishment of Service – Regular Hours	\$25.00	\$25.00
Establishment of Service – After Hours	40.00	40.00
11 (collected only if customer is sewer only)		
12 Re-establishment of Service (Within 12 Months)	*	*
Reconnection (delinquent) after hours	30.00	30.00
13 After hours service charge per hour	50.00	40.00
Customer Deposit	2x mo. bill	**
14 NSF Check Charge	15.00	15.00
Late Payment Charge		***
15 (per month on unpaid balance)		
16 * Per A.A.C. R14-2-603(D)		
17 ** Per A.A.C. R14-2-603(B)		
18 *** 1.50% interest applied on the unpaid balance monthly		

18 14. Balterra expects to retain Pivotal Utility Management (“Pivotal”) to provide the
19 operations and management functions of the wastewater treatment facility and infrastructure. Pivotal
20 operates and manages several Arizona utilities² and has applications currently under consideration by
21 the Commission to purchase and finance the wastewater facilities at San Manuel.

22 15. Pivotal shares ownership and management with its affiliate, Santec Corporation
23 (“Santec”). Far West Water and Sewer (“Far West”) hired Santec in February 2001 to conduct repair
24 and upgrade work at its wastewater facilities. On October 25, 2001, while entering a sewer collection
25 tank to deflate a stopper in a gravity line, a Far West employee collapsed and died from asphyxiation.
26 A Santec employee who entered the tank to rescue the Far West employee also died. On December

27 _____
28 ² These include Pine Meadows Utilities, LLC, Sweetwater Creek Utilities, Bensch Ranch Utilities, LLC, Cross Creek Ranch Water Company and Verde Santa Fe Wastewater Company.

1 23, 2002, a Grand Jury Indictment was filed in the Superior Court charging Far West and Santec with
2 knowingly violating "a standard or regulation and that violation caused death to an employee." On
3 June 30, 2005, Santec and the State of Arizona filed a plea agreement in the Superior Court, in which
4 Santec agreed to plead guilty to a Class 6 felony, Violating Safety Standard and Causing Death of an
5 Employee. This issue has been addressed by the Commission in the Coronado Utilities Certificate
6 and financing cases³, Decision No. 68608 (March 23, 2006).

7 16. Staff stated that it believes the actions and inaction on the part of Santec at Far West
8 regarding safety are relevant to this proceeding due to the common ownership and management of
9 Santec and Pivotal. Therefore, Staff recommended that the Commission order that all operators,
10 agents or employees including employees and agents of contractors and/or subcontractors
11 constructing or operating the Balterra wastewater facilities must comply with all Arizona Division of
12 Occupational Safety and Health ("ADOSH") requirements including any and all training required by
13 ADOSH to operate wastewater facilities. Staff further recommended that the Commission order
14 Balterra to file in Docket Control annually for three years, certification from ADOSH that Balterra
15 has availed itself of ADOSH consultation services and certification that its operators, agents,
16 employees, including employees and agents of contractors and/or subcontractors operating or
17 constructing the Balterra wastewater facilities, have taken appropriate safety training.

18 17. Balterra does not object to Staff's recommendations concerning safety.

19 18. In recognition of ongoing drought conditions in Arizona, the Company shall provide
20 the Commission within one year of the effective date of this order a detailed report describing the
21 Company's progress toward working with the water company for the requested area, Water Utility of
22 Greater Tonopah, to increase the use of effluent specifically as it pertains to golf courses, ornamental
23 lakes and other aesthetic water features. This report shall be filed each January beginning 2007 with
24 the Commission's Docket Control until the Company's next general rate case.

25 **Staff's Recommendations**

26 19. Based on its review, Staff recommended that the Commission find a projected fair
27

28 ³ Docket Nos. SW-04305A-05-0086 and SW-04305A-05-0087.

1 value rate base in year five to be \$9,116,397, and that the decision in this matter should allow
2 Balterra to collect from its customers a proportionate share of any privilege, sales or use tax for the
3 sales of any effluent only. Staff also recommended that the Commission grant Balterra's Application
4 for a Certificate to provide wastewater services, subject to the following conditions (including Staff's
5 revisions as noted above):

6 (1) Balterra must charge Staff's recommended rates and charges as shown in
7 Exhibit B, attached;

8 (2) Balterra must file in Docket Control a schedule of its approved rates and
9 charges within 30 days after this Decision is issued;

10 (3) Balterra must maintain its books and records in accordance with the National
11 Association of Regulatory Utility Commissioners ("NARUC");

12 (4) Balterra must use the wastewater depreciation rates by individual NARUC
13 category as delineated in Exhibit C, attached;

14 (5) Balterra must file with Docket Control, as a compliance item in this docket, a
15 copy of the notice issued by ADEQ that Balterra's APP and/or AZPDES has been approved no later
16 than October 31, 2007;

17 (6) Balterra must file with Docket Control, as a compliance item in this docket, a
18 copy of the MAG approved 208 Plan no later than April 30, 2007;

19 (7) Balterra must file with Docket Control, as a compliance item in this docket, a
20 copy of the ATC that MCESD will issue for the proposed Phase I treatment plant no later than June
21 30, 2007;

22 (8) Balterra must file with Docket Control, as a compliance item in this docket, a
23 copy of the AOC that MCESD will issue for the proposed Phase I sewer collection system no later
24 than March 31, 2008;

25 (9) Balterra must file documentation with Docket Control, as a compliance item
26 in this docket, a notification of service to its first customer within 15 days of serving its first
27 customer;

28 (10) Balterra must file a rate application no later than three months following the

1 fifth anniversary of the date it begins providing service to its first customer;

2 (11) Balterra's operators, agents, or employees, including employees and agents of
3 contractors and/or subcontractors operating or constructing the Balterra wastewater facilities, must
4 comply with all ADOSH requirements including any and all training required by ADOSH to operate
5 wastewater facilities; and

6 (12) On an annual basis, on the anniversary date of the Decision in this matter, for
7 three years, Balterra must file with Docket Control, as a compliance item in this docket, certification
8 from ADOSH that it has availed itself of ADOSH consultation services and its operators, agents, or
9 employees, including employees and agents of contractors and/or subcontractors operating or
10 constructing the Balterra wastewater facilities have taken appropriate training.

11 20. Staff further recommended that the Commission's Decision granting Balterra's
12 application for a Certificate be considered null and void, after due process, should Balterra fail to
13 meet conditions (2), (5), (6), (7), (8), or (12) within the time specified.

14 **CONCLUSIONS OF LAW**

15 1. Applicant is a public service corporation within the meaning of Article XV of the
16 Arizona Constitution and A.R.S. §40-281 *et seq.*

17 2. The Commission has jurisdiction over Applicant and the subject matter of the
18 application.

19 3. Notice of the application was provided in accordance with law.

20 4. There is a public need and necessity for wastewater utility service in the proposed
21 service territory as set forth in Exhibit A attached hereto.

22 5. Applicant is a fit and proper entity to receive a wastewater CC&N to include the
23 service area more fully described in Exhibit A attached hereto, subject to compliance with the
24 conditions set forth above.

25 6. Staff's recommendation for approval of the application is reasonable and should be
26 adopted.

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ORDER

1
2 IT IS THEREFORE ORDERED that the application of Balterra Sewer Corporation for a
3 Certificate of Convenience and Necessity to provide wastewater service to the area in Maricopa
4 County, Arizona, as described in Exhibit A attached hereto, is approved.

5 IT IS FURTHER ORDERED that the projected fair value rate base in year five is estimated to
6 be \$9,116,397.

7 IT IS FURTHER ORDERED that Balterra Sewer Corporation may collect from its customers
8 a proportionate share of any privilege, sales or use tax for the sales of any effluent only.

9 IT IS FURTHER ORDERED that Balterra Sewer Corporation shall charge Staff's
10 recommended rates and charges as shown in Exhibit B, attached.

11 IT IS FURTHER ORDERED that Balterra Sewer Corporation shall maintain its books and
12 records in accordance with the National Association of Regulatory Utility Commissioners.

13 IT IS FURTHER ORDERED that Balterra Sewer Corporation shall use the wastewater
14 depreciation rates by individual National Association of Regulatory Utility Commissioners category
15 as delineated in Exhibit C, attached.

16 IT IS FURTHER ORDERED that Balterra Sewer Corporation shall file documentation with
17 Docket Control, as a compliance item in this docket, a notification of service to its first customer
18 within 15 days of serving its first customer.

19 IT IS FURTHER ORDERED that Balterra Sewer Corporation shall file a rate application no
20 later than three months following the fifth anniversary of the date it begins providing service to its
21 first customer.

22 IT IS FURTHER ORDERED that Balterra Sewer Corporation's operators, agents, employees
23 or operators, including employees and agents of contractors and/or subcontractors operating or
24 constructing the Balterra Sewer Corporation wastewater facilities, shall comply with all Arizona
25 Division of Occupational Safety and Health requirements including any and all training required by
26 Arizona Division of Occupational Safety and Health to operate wastewater facilities.

27 IT IS FURTHER ORDERED that this Decision shall be considered null and void, after due
28 process, should Balterra fail to meet the following conditions within the time specified.

1 IT IS FURTHER ORDERED that Balterra Sewer Corporation, on an annual basis, on the
2 anniversary date of the Decision in this matter, for three years, shall file with Docket Control, as a
3 compliance item in this docket, certification from Arizona Division of Occupational Safety and
4 Health that it has availed itself of Arizona Division of Occupational Safety and Health consultation
5 services and its operators, agents, employees or operators, including employees and agents of
6 contractors and/or subcontractors operating or constructing the Balterra Sewer Corporation
7 wastewater facilities have taken appropriate training.

8 IT IS FURTHER ORDERED that Balterra Sewer Corporation shall file with Docket Control a
9 schedule of its approved rates and charges within 30 days after this Decision is issued.

10 IT IS FURTHER ORDERED that Balterra Sewer Corporation shall file with Docket Control,
11 as a compliance item in this docket, a copy of the notice issued by the Arizona Department of
12 Environmental Quality that Balterra Sewer Corporation's Aquifer Protection Permit and/or Arizona
13 Pollutant Discharge Elimination System has been approved no later than October 31, 2007.

14 IT IS FURTHER ORDERED that Balterra Sewer Corporation shall file with Docket Control,
15 as a compliance item in this docket, a copy of the Maricopa Association of Governments approved
16 Section 208 Plan no later than April 30, 2007.

17 IT IS FURTHER ORDERED that Balterra Sewer Corporation shall file with Docket Control,
18 as a compliance item in this docket, a copy of the Approval to Construct that Maricopa County
19 Environmental Services Department will issue for the proposed Phase I treatment plant no later than
20 June 30, 2007.

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1 IT IS FURTHER ORDERED that Balterra Sewer Corporation shall file with Docket Control,
2 as a compliance item in this docket, a copy of the Approval of Construction that Maricopa County
3 Environmental Services Department will issue for the proposed Phase I sewer collection system no
4 later than March 31, 2008.

5 IT IS FURTHER ORDERED that in recognition of ongoing drought conditions in Arizona,
6 the Company shall provide the Commission within one year of the effective date of this order a
7 detailed report describing the Company's progress toward working with the water company for the
8 requested area, Water Utility of Greater Tonopah, to increase the use of effluent specifically as it
9 pertains to golf courses, ornamental lakes or other aesthetic water features. This report shall be filed
10 each January beginning in 2007 with the Commission's Docket Control until the Company's next
11 general rate case.

12 IT IS FURTHER ORDERED that this Decision shall become effective immediately.

13 BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

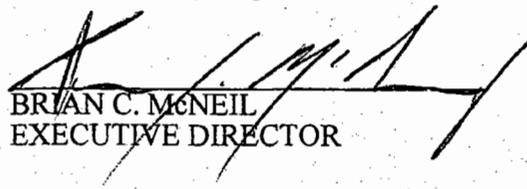
14

15  
 16 CHAIRMAN COMMISSIONER

17   
 18 COMMISSIONER COMMISSIONER COMMISSIONER

19

20 IN WITNESS WHEREOF, I, BRIAN C. McNEIL, Executive
21 Director of the Arizona Corporation Commission, have
22 hereunto set my hand and caused the official seal of the
23 Commission to be affixed at the Capitol, in the City of Phoenix,
24 this 5th day of June, 2006.

25 
26 BRIAN C. McNEIL
27 EXECUTIVE DIRECTOR

28 DISSENT _____

DISSENT _____

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SERVICE LIST FOR: BALTERRA SEWER CORP.

DOCKET NO.: SW-20403A-05-0586

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Patrick J. Black
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Ernest G. Johnson, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
1200 West Washington
Phoenix, AZ 85007

PROPERTY DESCRIPTION**BALTERRA**

THE DESCRIPTION FOR THAT PORTION OF THE PROPERTY DESCRIBED BELOW, LYING WITHIN SECTION 23, TOWNSHIP 2 NORTH, RANGE 7 WEST, GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA, IS BASED ON AN ALTA/ACSM LAND TITLE SURVEY BY MORRISON MAJERLE, INCORPORATED, DATED SEPTEMBER 22, 2004.

THAT PORTION OF SECTION 19, TOWNSHIP 2 NORTH, RANGE 6 WEST, AND SECTION 24, TOWNSHIP 2 NORTH, RANGE 7 WEST, GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT AN ARIZONA DEPARTMENT OF TRANSPORTATION BRASS CAP AT THE SOUTHEAST CORNER OF SAID SECTION 19;

THENCE NORTH 89°28'08" WEST, ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 19, A DISTANCE OF 2,640.04 FEET TO A BRASS CAP AT THE SOUTH QUARTER CORNER OF SAID SECTION 19;

THENCE NORTH 89°28'43" WEST, ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 19, A DISTANCE OF 1,687.12 FEET TO A HALF INCH REBAR AND YELLOW CAP MARKED "DEA 40622" AT THE SOUTHEAST CORNER OF THAT CERTAIN TRACT OF LAND CONDEMNED FOR HIGHWAY AS RECORDED UNDER DOCKET NO. 7553, PAGE 749, RECORDS OF MARICOPA COUNTY, ARIZONA;

THENCE NORTH 00°31'17" EAST, ALONG THE EAST LINE OF THAT CERTAIN TRACT OF LAND CONDEMNED FOR HIGHWAY AS RECORDED UNDER DOCKET NO. 7553, PAGE 749, RECORDS OF MARICOPA COUNTY, ARIZONA, A DISTANCE OF 65.22 FEET TO AN ARIZONA DEPARTMENT OF TRANSPORTATION BRASS CAP;

THENCE NORTH 85°42'56" WEST, ALONG THE NORTH LINE OF THAT CERTAIN TRACT OF LAND CONDEMNED FOR HIGHWAY AS RECORDED UNDER DOCKET NO. 7553, PAGE 749, RECORDS OF MARICOPA COUNTY, ARIZONA, A DISTANCE OF 629.08 FEET TO AN ARIZONA DEPARTMENT OF TRANSPORTATION BRASS CAP;

THENCE NORTH 74°33'19" WEST, ALONG THE NORTH LINE OF THAT CERTAIN TRACT OF LAND CONDEMNED FOR HIGHWAY AS RECORDED UNDER DOCKET NO. 7553, PAGE 749, RECORDS OF MARICOPA COUNTY, ARIZONA, A DISTANCE OF 308.20 FEET TO A HALF INCH REBAR AND YELLOW CAP MARKED "DEA 40622" AT A POINT ON THE WEST LINE OF SAID SECTION 19, ALSO BEING THE NORTHEAST CORNER OF THAT CERTAIN TRACT OF LAND DEEDED FOR HIGHWAY AS RECORDED UNDER DOCKET NO. 6412, PAGE 55, RECORDS OF MARICOPA COUNTY, ARIZONA;

EXHIBIT A**DECISION NO. 68742**

THENCE NORTH 74°32'33" WEST, ALONG THE NORTH LINE OF THAT CERTAIN TRACT OF LAND DEEDED FOR HIGHWAY AS RECORDED UNDER DOCKET NO. 6412, PAGE 55, RECORDS OF MARICOPA COUNTY, ARIZONA, A DISTANCE OF 1,142.11 FEET TO AN ARIZONA DEPARTMENT OF TRANSPORTATION BRASS CAP;

THENCE NORTH 74°32'55" WEST, ALONG THE NORTH LINE OF THAT CERTAIN TRACT OF LAND DEEDED FOR HIGHWAY AS RECORDED UNDER DOCKET NO. 6412, PAGE 55, RECORDS OF MARICOPA COUNTY, ARIZONA, A DISTANCE OF 1,300.16 FEET TO AN ARIZONA DEPARTMENT OF TRANSPORTATION BRASS CAP;

THENCE NORTH 74°32'56" WEST, ALONG THE NORTH LINE OF THAT CERTAIN TRACT OF LAND DEEDED FOR HIGHWAY AS RECORDED UNDER DOCKET NO. 6412, PAGE 55, RECORDS OF MARICOPA COUNTY, ARIZONA, A DISTANCE OF 294.08 FEET TO A ONE HALF INCH REBAR ON THE WEST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 24;

THENCE NORTH 00°32'56" EAST, ALONG THE WEST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 24, A DISTANCE OF 1751.55 FEET TO A ONE INCH REBAR AT THE CENTER OF SAID SECTION 24;

THENCE NORTH 89°27'44" WEST, ALONG THE SOUTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 24, A DISTANCE OF 1321.24 FEET TO A FIVE EIGHTHS INCH REBAR AT THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24;

THENCE NORTH 00°33'08" EAST, ALONG THE WEST LINE OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24, A DISTANCE OF 132.00 FEET TO A HALF INCH REBAR ON THE NORTH LINE OF THE SOUTH 132.00 FEET OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24;

THENCE NORTH 89°27'44" WEST, ALONG THE NORTH LINE OF THE SOUTH 132.00 FEET OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24, A DISTANCE OF 660.61 FEET TO A HALF INCH REBAR MARKED "DON MILLER, LS 15335" AT THE WEST LINE OF THE EAST HALF OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24;

THENCE NORTH 00°33'16" EAST, ALONG THE WEST LINE OF THE EAST HALF OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24, A DISTANCE OF 528.12 FEET TO A HALF INCH REBAR MARKED "DON MILLER, LS 15335" AT THE SOUTHEAST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24;

THENCE NORTH 89°27'40" WEST, ALONG THE SOUTH LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24, A DISTANCE OF 660.59 FEET TO A HALF INCH REBAR AND YELLOW CAP MARKED "DEA 40622" AT THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24;

THENCE NORTH 00°33'24" EAST, ALONG THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 24, A DISTANCE OF 660.13 FEET TO A HALF INCH REBAR AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24;

THENCE SOUTH 89°27'36" EAST, ALONG THE NORTH LINE OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF SAID SECTION 24, A DISTANCE OF 2642.28 FEET TO A FIVE EIGHTHS INCH REBAR AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24;

THENCE NORTH 00°32'53" EAST, ALONG THE EAST LINE OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 24, A DISTANCE OF 1320.15 FEET TO A HALF INCH REBAR AT THE NORTH QUARTER CORNER OF SAID SECTION 24;

THENCE SOUTH 89°31'19" EAST, ALONG THE NORTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 24, A DISTANCE OF 2645.96 FEET TO A GLO BRASS CAP AT THE NORTHEAST CORNER OF SAID SECTION 24;

THENCE SOUTH 00°33'36" WEST, ALONG THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 24, A DISTANCE OF 1320.00 FEET TO A HALF INCH REBAR AT THE SOUTH LINE OF THE NORTH 1320.00 FEET OF THE NORTHWEST QUARTER OF SAID SECTION 19;

THENCE SOUTH 89°29'19" EAST, ALONG THE SOUTH LINE OF THE NORTH 1320.00 FEET OF THE NORTHWEST QUARTER OF SAID SECTION 19, A DISTANCE OF 1320.00 FEET TO A HALF INCH REBAR AT THE SOUTHEAST CORNER OF THE WEST 1320.00 FEET OF THE NORTH 1320.00 FEET OF THE NORTHWEST QUARTER OF SAID SECTION 19;

THENCE NORTH 00°33'36" EAST, ALONG THE EAST LINE OF THE WEST 1320.00 FEET OF THE NORTHWEST QUARTER OF SAID SECTION 19, A DISTANCE OF 1320.00 FEET TO A HALF INCH REBAR ON THE NORTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 19, ALSO BEING THE NORTHEAST CORNER OF THE WEST 1320.00 FEET OF THE NORTH 1320.00 FEET OF THE NORTHWEST QUARTER OF SAID SECTION 19;

THENCE SOUTH 89°29'19" EAST, ALONG THE NORTH LINE OF THE OF THE NORTHWEST QUARTER OF SAID SECTION 19, A DISTANCE OF 1286.27 FEET TO A GLO BRASS CAP AT THE NORTH QUARTER CORNER OF SAID SECTION 19;

THENCE SOUTH 89°29'54" EAST, ALONG THE NORTH LINE OF THE OF THE NORTHEAST QUARTER OF SAID SECTION 19, A DISTANCE OF 2643.72 FEET TO A REBAR WITH ALUMINUM CAP MARKED "LS 36563, 2004" AT THE NORTHEAST CORNER OF SAID SECTION 19;

THENCE SOUTH 00°32'10" WEST, ALONG THE EAST LINE OF THE OF THE NORTHEAST QUARTER OF SAID SECTION 19, A DISTANCE OF 2643.21 FEET TO A REBAR WITH ALUMINUM CAP MARKED "LS 36563, 2004" AT THE EAST QUARTER CORNER OF SAID SECTION 19;

THENCE SOUTH 00°32'12" WEST, ALONG THE EAST LINE OF THE OF THE SOUTHEAST QUARTER OF SAID SECTION 19, A DISTANCE OF 2643.45 FEET TO AN ARIZONA DEPARTMENT OF TRANSPORTATION BRASS CAP AT THE SOUTHEAST CORNER OF SAID SECTION 19 AND THE POINT OF BEGINNING;

TOGETHER WITH THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 2 NORTH, RANGE 7 WEST, GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA,

BEING ALSO DESCRIBED AS FOLLOWS:

BEGINNING AT A HALF-INCH REBAR AT THE NORTHEAST CORNER OF SECTION 23, TOWNSHIP 2 NORTH, RANGE 7 WEST, GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA;

THENCE SOUTH 00°33'24" WEST, ALONG THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 23, A DISTANCE OF 2640.55 FEET TO A GLO BRASS CAP AT THE EAST QUARTER CORNER OF SAID SECTION 23;

THENCE NORTH 89°26'32" WEST, ALONG THE SOUTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 23, A DISTANCE OF 2636.57 FEET TO A HALF INCH REBAR WITH TAG MARKED "L.S. 12218" AT THE CENTER OF SAID SECTION 23;

THENCE NORTH 00°35'09" EAST, ALONG THE WEST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 23, A DISTANCE OF 2641.17 FEET TO A GLO BRASS CAP AT THE NORTH QUARTER CORNER OF SAID SECTION 23;

THENCE SOUTH 89°25'44" EAST, ALONG THE NORTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 23, A DISTANCE OF 2635.23 FEET TO A GLO BRASS CAP AT THE NORTHEAST CORNER OF SAID SECTION 23 AND THE POINT OF BEGINNING.

EXCEPT THAT PORTION OF THE SOUTHWEST QUARTER OF SAID SECTION 19 DESCRIBED AS FOLLOWS:

COMMENCING AT A BRASS CAP FOUND AT THE SOUTH QUARTER CORNER OF SAID SECTION 19, FROM WHICH AN ARIZONA DEPARTMENT OF TRANSPORTATION BRASS CAP AT THE SOUTHEAST CORNER OF SAID SECTION 19 BEARS SOUTH 89°28'08" EAST, A DISTANCE OF 2640.04 FEET; THENCE NORTH 89°28'43" WEST, ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 19, A DISTANCE OF 1482.82 FEET; THENCE NORTH 00°31'17" EAST, A DISTANCE OF 40.00 FEET TO A HALF IN REBAR AT A POINT ON A LINE LYING 40.00 FEET NORTH OF AND PARALLEL TO THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 19 AND THE TRUE POINT OF BEGINNING;

THENCE CONTINUING NORTH 00°31'17" EAST, A DISTANCE OF 200.00 FEET TO A HALF IN REBAR AT A POINT ON A LINE LYING 240.00 FEET NORTH OF AND PARALLEL TO THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 19;

THENCE SOUTH 89°28'43" EAST, ALONG SAID LINE LYING 240.00 FEET NORTH OF AND PARALLEL TO THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 19, A DISTANCE OF 200.00 FEET TO A HALF IN REBAR;

THENCE SOUTH 00°31'17" WEST, A DISTANCE OF 200.00 FEET TO A HALF IN REBAR AT A POINT ON SAID LINE LYING 40.00 FEET NORTH OF AND PARALLEL TO THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 19;

THENCE NORTH 89°28'43" WEST, ALONG SAID LINE LYING 40.00 FEET NORTH OF AND PARALLEL TO THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 19, A DISTANCE OF 200.00 FEET TO A HALF IN REBAR AT THE POINT OF BEGINNING;

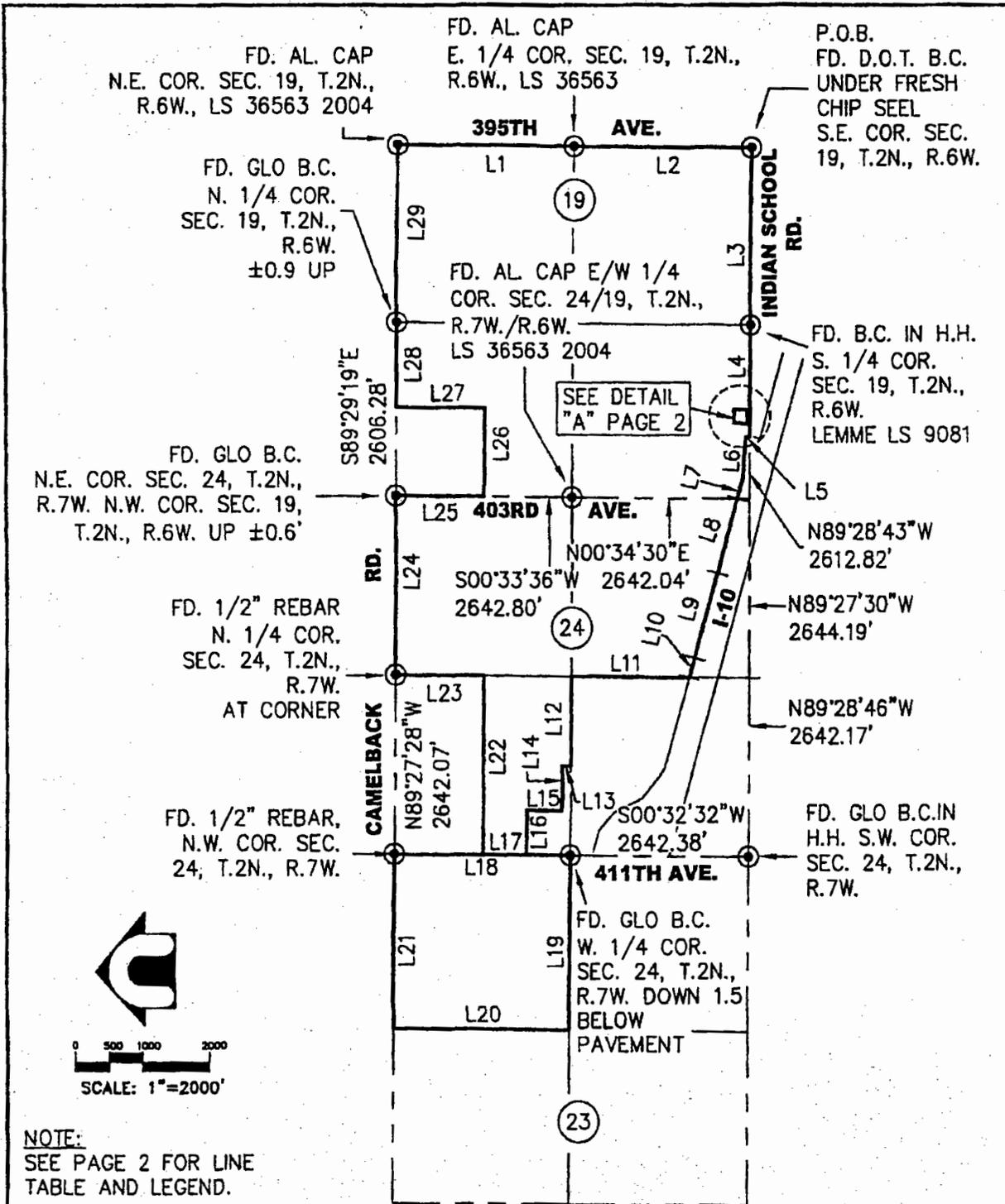
SITUATE IN THE COUNTY OF MARICOPA, STATE OF ARIZONA.

CONTAINS 1,110.083 ACRES MORE OR LESS. (GROSS)

CONTAINS 1,082.750 ACRES MORE OR LESS. (NET)



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NOTE:
SEE PAGE 2 FOR LINE
TABLE AND LEGEND.

SCALE: 1"=2000'	BOUNDARY EXHIBIT FOR BALTERRA	DAVID EVANS AND ASSOCIATES INC. 2141 East Highland Avenue, Suite 200 Phoenix Arizona 85016 Phone: 602.678.5151	DRAWN BY: <i>APC</i>
SHEET 1 OF 2			CHECKED BY:
JOB NO.: CYFG0002			DATE: <i>4/05</i>

DESCRIPTION

SADDLE MOUNTAIN UNIFIED SCHOOL DISTRICT PROPERTY

The following description is based on information available from the Maricopa County Assessors Web Site and Warranty Deeds Recorded under Recording No.'s 89245589 and 050777775.

The northwest quarter of the northeast quarter and the west half of the northeast quarter of the northeast quarter of Section 28, Township 2 North, Range 6 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona;

Except any portion lying within the dedicated right of way for Indian School Road per road declaration recorded in Docket 3124, Pages 573-575, Records of Maricopa County, Arizona;

Except any portion lying within that property described in document recorded under Recording No. 870106857 Records of Maricopa County, Arizona.

Contains 57.6 Acres more or less.

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Balterra Sewer Corporation
Docket Number SW-020403A-05-0586

Schedule CRM-WW-5

RATE DESIGN-WASTEWATER

	Company Proposed Rates	Staff Recommended Rates
<u>Minimum Monthly Flat Charge</u>		
5/8 x 3/4 inch	\$70.00	\$70.00
3/4 inch	105.00	105.00
one inch	175.00	175.00
1-1/2 inch	350.00	350.00
two inch	560.00	560.00
three inch	1,120.00	1,050.00
four inch	1,750.00	1,750.00
six inch	3,500.00	3,500.00
Treated Effluent per 1,000 gallons	0.62	0.62
Teated Effluent per acre foot	202.00	202.00
<u>Service Line Charge</u>		
Service Line connection Charge	350.00	350.00
Establishment of Service	25.00	25.00
Establishment of Service (after hours) (collected only if customer is sewer only)	40.00	40.00
Re-establishment of Service (Within 12 months)	**	**
Reconnection (delinquent) after hours	30.00	30.00
After hours service charge per hour	50.00	40.00
Deposit	2x mo. Bill	*
NSF Check	15.00	15.00
Late Payment Charge (per month on unpaid balance)		***

* Per Commission Rules (R14-2-403B).

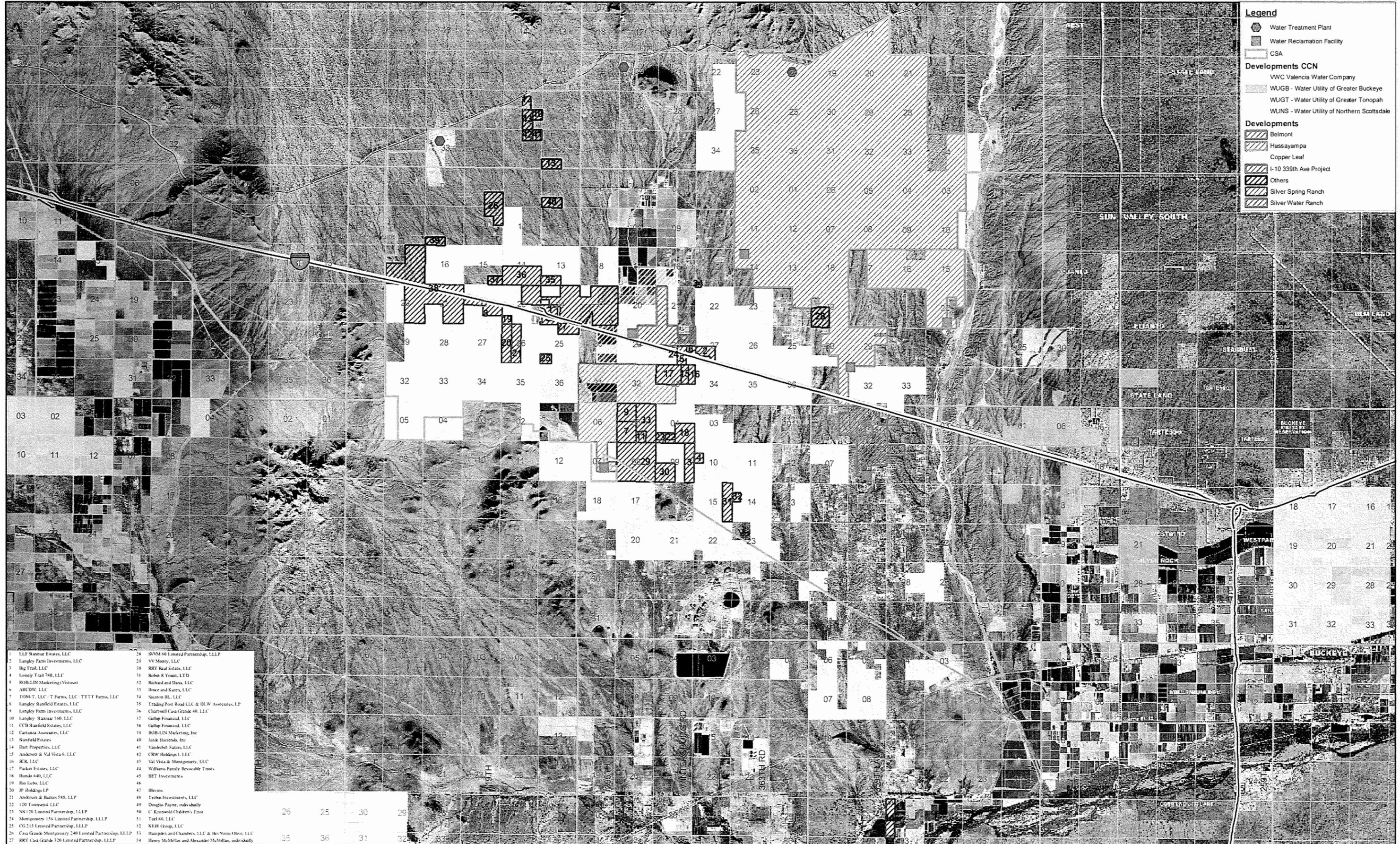
** Per Commission Rules (R-14-2-409.G(6)).

*** 1.50% per month on the unpaid balance monthly.

Table 1
DEPRECIATION RATES FOR WASTEWATER SYSTEM

Acct. No.	Depreciable Plant	Average Service Life (Years)	Annual Accrual Rate (%)
354	Structures & Improvements	30	3.33
355	Power Generation Equipment	30	3.33
360	Collection Sewers – Force	50	2.00
361	Collection Sewers – Gravity	50	2.00
362	Special Collecting Structures	50	2.00
363	Services to Customers	50	2.00
364	Flow Measuring Devices	10	10.00
365	Flow measuring Installations	20	5.00
366	Reuse Services	50	2.00
367	Reuse Meters and Meter Installations	30	3.33
370	Receiving Wells	30	3.33
371	Pumping Equipment	10	10.00
374	Reuse Distribution Reservoirs	40	2.50
375	Reuse Transmission and Distribution System	50	2.00
380	Treatment and Disposal Equipment	20	5.00
381	Plant Sewers	20	5.00
382	Outfall Sewer Lines	25	4.00
389	Other Plant & Misc Equipment	15	6.67
390	Office Furniture & Equipment	15	6.67
390.1	Computers & Software	5	20.00
391	Transportation Equipment	5	20.00
392	Store Equipment	25	4.00
393	Tools, Shop & Garage Equipment	20	5.00
394	Laboratory Equipment	10	10.00
395	Power Operated Equipment	20	5.00
396	Communication Equipment	10	10.00
397	Miscellaneous Equipment	10	10.00
398	Other Tangible Plant	----	----

WEST VALLEY PLAN



Legend

- Water Treatment Plant
- Water Reclamation Facility
- CSA

Developments CCN

- WVC Valencia Water Company
- WUGB - Water Utility of Greater Buckeye
- WUGT - Water Utility of Greater Tonopah
- WUNS - Water Utility of Northern Scottsdale

Developments

- Belmont
- Hassayampa
- Copper Leaf
- I-10 339th Ave Project
- Others
- Silver Spring Ranch
- Silver Water Ranch

1	LLP Summit Estates, LLC	28	SVM 80 Limited Partnership, LLLP
2	Langley Farm Investments, LLC	29	VV Monty, LLC
3	Big Trail, LLC	30	RRY Real Estate, LLC
4	Lonely Trail 780, LLC	31	Robin R Young, LTD
5	ROB-LIN Marketing (Visions)	32	Richard and Dana, LLC
6	ABCDW, LLC	33	Howe and Karen, LLC
7	FOM-T, LLC / T Farms, LLC / TTTT Farms, LLC	34	Sutton HL, LLC
8	Langley Summit Estates, LLC	35	Trading Post Road LLC & DLW Associates, LP
9	Langley Farm Investments, LLC	36	Chartwell Casa Grande 40, LLC
10	Langley Summit 180, LLC	37	Gallo Financial, LLC
11	CCB Summit Estates, LLC	38	Gallo Financial, LLC
12	Carriana Associates, LLC	39	ROB-LIN Marketing, Inc
13	Summit Estates, LLC	40	Jocki Hlavinka, Inc
14	Dan Properties, LLC	41	Vandokshi Farms, LLC
15	Anderson & Val Vista 6, LLC	42	CRW Holdings I, LLC
16	SCR, LLC	43	Val Vista & Montgomery, LLC
17	Packer Estates, LLC	44	Williams Family Revocable Trust
18	Hondo 940, LLC	45	BET Investments
19	Rio Lobo, LLC	46	
20	JP Holdings LP	47	Blevins
21	Anderson & Barnes 580, LLP	48	Terba Investments, LLC
22	120 Townsend, LLC	49	Douglas Payne, individually
23	NS 120 Limited Partnership, LLLP	50	C. Krosswald Children's Trust
24	Montgomery 156 Limited Partnership, LLLP	51	Tael 80, LLC
25	CG 215 Limited Partnership, LLLP	52	KEB Group, LLC
26	Casa Grande Montgomery 240 Limited Partnership, LLLP	53	Hanaples and Chambers, LLC & Bev Norma Olive, LLC
27	RRY Casa Grande 120 Limited Partnership, LLLP	54	Henry McMillan and Alexander McMillan, individually

MARICOPA ASSOCIATION OF GOVERNMENTS

INFORMATION SUMMARY...for your review

DATE:

July 18, 2006

SUBJECT:

FY 2006 MAG Final Phase Public Input Opportunity

SUMMARY:

The Maricopa Association of Governments conducts a four phase public involvement process: Early Phase, Mid-Phase, Final Phase and Continuous Involvement. The Early Phase was completed in October 2005. The Mid-Phase concluded in April 2006. During the Final Phase Public Input Opportunity, MAG participated in and cosponsored events which took place from early May 2006 through June 15, 2006, with the Arizona Department of Transportation, Regional Public Transportation Authority (Valley Metro), and Valley Metro Rail (METRO). Various forums for input were used during the FY 2006 Final Phase Input Opportunity. MAG received public comment at all MAG policy committees during the phase. In addition, MAG also received comment via telephone and online correspondence. MAG also hosted an information booth at the Santan Freeway Opening on Wednesday, June 7, 2006, where staff was available to answer questions and respond to citizen comments. On Thursday, June 15, 2006, MAG, ADOT, Valley Metro and METRO co-hosted the Final Phase Transportation Open House and Public Hearing. Staff from all of the agencies provided information, responded to comments and answered questions.

PUBLIC INPUT:

No input was provided on this agenda item at the July 12, 2006 Management Committee meeting. Input was received throughout the Final Phase Input Opportunity and is included in the attached Draft FY 2006 Final Phase Input Opportunity Report.

PROS & CONS:

PROS: The FY 2006 Final Phase Public Input Opportunity provides an opportunity for the public to provide comment on transportation plans and programs prior to approval by MAG policy committees, in accordance with federal law. The input process also provides information regarding the meeting process, content, and results to participants, staff, decision makers, federal agencies and other interested parties.

CONS: None.

TECHNICAL & POLICY IMPLICATIONS:

TECHNICAL: This input will be considered in the development of the Draft FY 2007-2011 Transportation Improvement Program.

POLICY: MAG adopted an expanded public involvement process for the annual update of MAG transportation plans and programs, in accordance with the Transportation Equity Act for the 21st Century (TEA-21). The public involvement process is divided into four phases: early input, mid-phase, final phase and continuous involvement. The Final Phase process fulfills both the federal requirements and MAG policy, while the report conveys these results to policymakers.

ACTION NEEDED:

Acceptance of the Draft FY 2006 Final Phase Input Opportunity Report.

PRIOR COMMITTEE ACTIONS:

Management Committee accepted the Draft FY 2006 Final Phase Input Opportunity Report at the July 12, 2006 meeting.

MEMBERS ATTENDING

- Jan Dolan, Scottsdale, Vice Chair
- # Janine Solley for George Hoffman, Apache Junction
- Charlie McClendon, Avondale
- Steve Borst, Buckeye
- * Jon Pearson, Carefree
- * Usama Abujbarah, Cave Creek
- Pat McDermott, Chandler
- Mark Fooks for B.J. Cornwall, El Mirage
- Alfonso Rodriguez for Orlando Moreno, Fort McDowell Yavapai Nation
- # Tim Pickering, Fountain Hills
- * Lynn Farmer, Gila Bend
- Joseph Manuel, Gila River Indian Community
- George Pettit, Gilbert
- Horatio Skeete for Ed Beasley, Glendale
- Stephen Cleveland, Goodyear
- Mark Johnson, Guadalupe
- * Darryl Crossman, Litchfield Park
- Jim Huling for Christopher Brady, Mesa
- * Tom Martinsen, Paradise Valley
- * Terry Ellis, Peoria
- Frank Fairbanks, Phoenix
- John Kross, Queen Creek
- * Bryan Meyers, Salt River Pima-Maricopa Indian Community
- Jim Rumpeltes, Surprise
- Amber Wakeman for Will Manley, Tempe
- * Reyes Medrano, Tolleson
- Shane Dille, Wickenburg
- Vince Micallef, Youngtown
- Sam Elters for Victor Mendez, ADOT
- Mike Ellegood for David Smith, Maricopa County
- David Boggs, Valley Metro/RPTA

- * Those members neither present nor represented by proxy.
- # Participated by telephone conference call.
- + Participated by videoconference call.

CONTACT PERSON:

Jason Stephens, MAG Public Involvement Planner, (602) 254-6300.

MARICOPA ASSOCIATION OF GOVERNMENTS

INFORMATION SUMMARY... for your review

DATE:

July 18, 2006

SUBJECT:

Heat Relief Planning

SUMMARY:

In the summer of 2005, more than 30 people died of heat-related causes in the MAG region. A number of those people were homeless. Over the past year, many heat-relief efforts have been put in place to prevent people from dying this summer from heat-related illnesses. Maricopa County, the City of Phoenix and the Department of Health Services have developed heat emergency plans and the community has come together to provide services and resources. In order to help coordinate communication and raise awareness, the MAG Continuum of Care Regional Committee on Homelessness is developing two maps that show all available resources and services. The maps will be provided to the Management Committee at the meeting. This item is presented to inform the Council of the plans in place and to gather information about any other efforts. The MAG Management Committee heard a presentation on this item at their July 12, 2006 meeting.

PUBLIC INPUT:

Opportunities for public input were provided at the May meeting of the MAG Continuum of Care Regional Committee on Homelessness, at the June meeting of the MAG Human Services Coordination Committee and at the July meeting of the MAG Management Committee. No public comment was received.

PROS & CONS:

PROS: Planning and prevention efforts will reduce the number of deaths from heat-related illnesses. Joint planning efforts ensure collaboration throughout the community and will help to raise awareness about the issue. Such coordination also uses resources more efficiently.

CONS: It can be difficult and labor intensive to provide information and preventative services to homeless people. It is anticipated that this will be an ongoing priority for the outreach teams, social services agencies and municipalities.

TECHNICAL & POLICY IMPLICATIONS:

TECHNICAL: The City and County plans are initiated by National Weather Service messages. Four determining factors are considered to initiate a message: temperature, humidity, amount of cloudiness, and expected duration of heat. There are three types of heat-related messages; heat advisory, excessive heat watch, and excessive heat warning. Each message will trigger action steps ranging from public awareness campaigns to temporary emergency shelter. Two maps are being created to aid in the prevention efforts. One map will list water collection sites where donations of water and other appropriate items can be dropped off. The second map will list water hydration sites where homeless people can go to get hydrated, respite locations where homeless people can go to get out of the heat and receive water, and the low-demand shelters that have opened this summer.

POLICY: The coordination effort for water collection, distribution and respite locations is extensive and requires additional outreach and volunteer efforts. However, prevention efforts and planning are much more cost effective and proactive than responding to medical emergencies. Careful planning in advance will reduce the number of deaths, the cost of facing a crisis unprepared, and bad publicity received when a crisis occurs.

ACTION NEEDED:

Information and discussion.

PRIOR COMMITTEE ACTIONS:

MAG Management Committee: A presentation was made to the MAG Management Committee at the July 12, 2006 meeting.

MEMBERS ATTENDING

- | | |
|---|--|
| Jan Dolan, Scottsdale, Vice Chair | Mark Johnson, Guadalupe |
| # Janine Solley for George Hoffman,
Apache Junction | * Darryl Crossman, Litchfield Park |
| Charlie McClendon, Avondale | Jim Huling for Christopher Brady, Mesa |
| Steve Borst, Buckeye | * Tom Martinsen, Paradise Valley |
| * Jon Pearson, Carefree | * Terry Ellis, Peoria |
| * Usama Abujbarah, Cave Creek | Frank Fairbanks, Phoenix |
| Pat McDermott, Chandler | John Kross, Queen Creek |
| Mark Fooks for B.J. Cornwall, El Mirage | * Bryan Meyers, Salt River Pima-Maricopa
Indian Community |
| Alfonso Rodriguez for Orlando Moreno,
Fort McDowell Yavapai Nation | Jim Rumpeltes, Surprise |
| # Tim Pickering, Fountain Hills | Amber Wakeman for Will Manley, Tempe |
| * Lynn Farmer, Gila Bend | * Reyes Medrano, Tolleson |
| Joseph Manuel, Gila River Indian
Community | Shane Dille, Wickenburg |
| George Pettit, Gilbert | Vince Micallef, Youngtown |
| Horatio Skeete for Ed Beasley, Glendale | Sam Elters for Victor Mendez, ADOT |
| Stephen Cleveland, Goodyear | Mike Ellegood for David Smith, Maricopa
County |
| | David Boggs, Valley Metro/RPTA |

- * Those members neither present nor represented by proxy.
- # Participated by telephone conference call.
- + Participated by videoconference call.

MAG Human Services Coordinating Committee: A presentation to the MAG Human Services Coordinating Committee was provided on June 15, 2006.

COMMITTEE MEMBERS ATTENDING

- | | |
|---|---|
| + Councilmember Rob Antoniak, Goodyear | Councilmember Manuel Martinez, Glendale |
| + Councilmember Dave Crozier, Gilbert | + Jim McCabe, Area Agency on Aging |
| + Councilmember Roy Delgado, El Mirage | Judy Bowden for Carol McCormack, Mesa
United Way |
| Charlene Moran Flaherty, DES/CSA | Jayson Matthews for Janet Regner,
Representative for Tempe Community Council |
| * Councilmember Hut Hutson, Tempe | * Supervisor Mary Rose Wilcox, Maricopa
County, Chair |
| * Councilmember Kyle Jones, Mesa | |
| Mayor Marie Lopez-Rogers, Avondale, Vice
Chair | |

- *Those members neither present nor represented by proxy.
- +Those members present by audio/videoconferencing.

MAG Continuum of Care Regional Committee on Homelessness: A presentation was provided to the MAG Continuum of Care Regional Committee on Homelessness on May 22, 2006.

MEMBERS ATTENDING:

- Greg Stanton, Councilmember, Phoenix, Chair
- Roberto Armijo, Community Information & Referral Services
- Karen Zienta for Maryann Beerling Thomas, New Arizona Family
- Allison Blanchard, Governor's Office
- Heather Ellis for Allie Bones, DES/CPM
- * Judy Bowden, Mesa United Way
- Brad Bridwell, US Vets
- Kathryn Brown, AZ Dept of Corrections
- * Tom Canasi, City of Tempe, Co-Vice Chair
- Kendra Cea, APS
- * Kelly Dalton, City of Goodyear
- Trinity Donovan, Valley of the Sun United Way
- Steve Frate, City of Glendale, Councilmember
- Theresa James, City of Tempe
- Don Keuth, Phoenix Community Alliance, Co-Vice Chair
- * Dan Lundberg, City of Surprise
- Mike McQuaid, HSC
- Carrie Mascaro, Catholic Charities
- Terra Masias for Chicanos Por La Causa
- Meggan Medina, AZ Dept of Housing
- * Guy Mikkelsen, Foundation for Senior Living
- Carolyn Mitchell, Wells Fargo
- Darlene Newsom, United Methodist Outreach Ministries
- * Brenda Robbins, Department of Health Services
- Laura Skotnicki, Save the Family
- Annette Stein, Maricopa County HS
- * Jeff Taylor, Phoenix Rescue Mission
- Jacki Taylor, ACEH
- * Margaret Trujillo, Maricopa County Courts
- * Judie Welch, Phoenix Police Department
- * Mike Whalen, Councilmember of Mesa
- * Mary Rose Wilcox, Maricopa County, Supervisor
- Ted Williams, AZ Behavioral Health Corporation
- Diana Yazzie Devine, Native American Connections

*Those members neither present nor represented by proxy.

+Those members present by audio or video-conference.

CONTACT PERSON:

Amy St. Peter, Human Services Manager, 602-254-6300