

MINUTES OF THE
MAG MANAGEMENT COMMITTEE MEETING
September 8, 2004
MAG Office Building - Saguaro Room
Phoenix, Arizona

MEMBERS ATTENDING

Mike Hutchinson, Mesa, Chair	Tom Martinsen, Paradise Valley
Ed Beasley, Glendale, Vice Chair	Terry Ellis, Peoria
# Amy Malloy for George Hoffman, Apache Junction	Frank Fairbanks, Phoenix
Todd Hileman, Avondale	# Cynthia Seelhammer, Queen Creek
Carroll Reynolds, Buckeye	* Bryan Meyers, Salt River Pima-Maricopa Indian Community
* Jon Pearson, Carefree	Roger Klingler for Jan Dolan, Scottsdale
* Usama Abujbarah, Cave Creek	Jim Rumpeltes, Surprise
Patrice Kraus for Mark Pentz, Chandler	Jeff Kulaga for Will Manley, Tempe
B.J. Cornwall, El Mirage	Ralph Velez, Tolleson
# Tim Pickering, Fountain Hills	* Shane Dille, Wickenburg
+ Lynn Farmer, Gila Bend	Mark Fooks, Youngtown
Urban Giff, Gila River Indian Community	Dale Buskirk for Victor Mendez, ADOT
George Pettit, Gilbert	Mike Ellegood for David Smith, Maricopa County
Stephen Cleveland, Goodyear	Jim Dickey for Ken Driggs, Valley Metro/RPTA
Tom Morales, Guadalupe	
* Stuart Brackney, Litchfield Park	

* Those members neither present nor represented by proxy.

Participated by telephone conference call.

+ Participated by videoconference call.

1. Call to Order

The meeting was called to order by Chairman Mike Hutchinson, at 12:14 p.m.

2. Pledge of Allegiance

The Pledge of Allegiance was recited.

Chairman Hutchinson announced that Lynn Farmer was attending the meeting via videoconference call and Tim Pickering, Cynthia Seelhammer, and Amy Malloy were attending via teleconference call. Chairman Hutchinson stated that transit tickets were available from Valley Metro/RPTA for those using transit to come to the meeting. Parking validation was available from MAG staff for those who parked in the parking garage.

3. Call to the Audience

Chairman Hutchinson stated that Call to the Audience provides an opportunity to the public to address the Management Committee on items that are not on the agenda that are within the jurisdiction of MAG, or non-action agenda items that are on the agenda for discussion or information only. Chairman Hutchinson noted that those wishing to comment on agenda items posted for action will be provided the opportunity at the time the item is heard. Public comments have a three minute time limit and there is a timer to help the public with their presentations. When two minutes have elapsed, a yellow light will come on notifying the speaker that they have one minute to sum up. At the end of the three minute time period, a red light will come on. Chairman Hutchinson stated that for members of the audience who wish to speak, comment cards are available from the staff.

Chairman Hutchinson recognized public comment from Dianne Barker, who requested that the following sentence be stricken from the July 14, 2004 Management Committee minutes: "*Ms. Barker said that the article expresses that ADOT is ignoring what the citizens want, especially in regard to rail lines.*" She said that she believed that what citizens want in transportation is yet unknown. Ms. Barker stated that she tries to be multimodal and she described how she traveled to the Management Committee meeting on the bus. She stated that she wanted ADOT and MAG to make Grand Avenue multimodal. Ms. Barker commented on City of Phoenix expenditures for light rail and bus. Chairman Hutchinson thanked Ms. Barker for her comments.

Chairman Hutchinson recognized public comment from William "Blue" Crowley, who commented on the time allotted to public comment on the consent agenda. He said that the consent agenda contains most of the action items on the agenda and only three minutes are allowed. Mr. Crowley requested that he be counted in the Census Survey. He stated that TEA-21 says that pedestrian and bicycle have to be the first things considered on roadway projects and he wanted the State and County together on these parts. Mr. Crowley stated that he did not agree with how Grand Avenue was reconstructed. He commented that the sales tax for transportation should be more than one-half cent and modes should be blended. Mr. Crowley stated that the bus plan should be 24 hours per day, seven days per week. The rail line going from 16th Street to 24th Street then heading north should be built once, not twice. Mr. Crowley stated that the rural communities such as Gila Bend and Wickenburg need to be taken care of in the Regional Transportation Plan. Chairman Hutchinson thanked Mr. Crowley for his comments.

4. Executive Director's Report

Dennis Smith reported that a \$299 billion transportation reauthorization package might be considered by Congress. He said that MAG is urging that PM-10 be included in the CMAQ formula.

Mr. Smith stated that Environmental Protection Agency wrote a letter to MAG that the motor vehicle emissions budgets in the 2004 MAG One-Hour Ozone Maintenance Plan are adequate for transportation conformity purposes.

Mr. Smith stated that the Government Finance Officers Association notified MAG that its Comprehensive Annual Financial Report for the fiscal year ended June 30, 2003 qualified for

a Certificate of Achievement for Excellence in financial reporting. He acknowledged the Fiscal Services staff for achieving this award.

Mr. Smith introduced a new MAG employee, Teresa Franquiz. Ms. Franquiz was an Americorps volunteer working at MAG for the past year on homelessness and domestic violence issues. She recently filled the vacant Planner position in the Human Services Division. Chairman Hutchinson thanked Mr. Smith for his report. No questions from the Committee were noted.

5. Approval of Consent Agenda

Chairman Hutchinson stated that public comment will be received before taking action on the consent items. Each speaker is provided with a total of three minutes to comment on the consent agenda. After hearing public comments, any member of the Committee can request that an item be removed from the consent agenda and considered individually. Chairman Hutchinson stated that agenda items #5A through #5D were on the consent agenda. No requests were noted from the Committee to hear an item individually.

Chairman Hutchinson recognized public comment from Mr. Crowley, who commented on the time allotted to public comment on the consent agenda. He said that the maps in the Work Program need to be updated, and added that the *Community Vital Signs* publication does not show 60 percent of the County. Mr. Crowley urged that the whole county be considered when doing projects, not just the metropolitan county. He said that the Work Program does not address SR 85, Mexican trucks affecting the air quality, and pedestrian accommodations. Mr. Crowley asked where was MAG's trip reduction program, which needs to be in place for employers with greater than 50 employees. Mr. Crowley complained about the 911 operator who took a call from him. During the call, she questioned whether Devonshire was north or south of Indian School Road. Mr. Crowley stated that he knew that 911 operators have maps in front of them and he could not understand why she asked him this question when his call was of an urgent nature. Chairman Hutchinson thanked Mr. Crowley for his comments.

Mr. Ellis moved to recommend approval of consent agenda items #5A, #5B, #5C, and #5D, including striking the sentence in the July 14, 2004 minutes requested by Ms. Barker. Mr. Fooks seconded, and the motion carried unanimously.

5A. Approval of July 14, 2004 Meeting Minutes

The Management Committee, by consent, approved the revised July 14, 2004 meeting minutes.

5B. Amendment of the FY 2005 MAG Unified Planning Work Program and Annual Budget for Update to MAG Specifications and Details for Public Works Construction

The Management Committee, by consent, recommended approval of an amendment to the FY 2005 MAG Unified Planning Work Program and Annual Budget in the amount of \$80,000 to provide funding for a consultant study to update the MAG Specifications and Details for Public Works Construction. The MAG Specifications and Details Committee is requesting that a consultant be hired to assist the Committee in updating the Specifications and Details for Public

Works Construction. It is anticipated that the \$80,000 would be needed for the update and MAG federal funds could be used for this effort. A request for proposals would be issued for the consultant effort and the consultant selected for the effort would be recommended at the November Management Committee meeting.

5C. Project Approval for the MAG Pedestrian Design Assistance Program - Round II

The Management Committee, by consent, recommended approval to select the Gilbert Heritage District Pedestrian Improvement Project "Creating Pathways to the Downtown Transit Center" – \$80,000 project to receive the pedestrian design assistance. As part of the FY 2003 MAG Federal Funds Interim Closeout Process, the Maricopa Association of Governments (MAG) Regional Council approved, on June 25, 2003, accelerating \$80,000 in Congestion Mitigation and Air Quality (CMAQ) funding from 2007 to provide funding for the Pedestrian Design Assistance Program - Round II. On August 3, 2004, the MAG Pedestrian Working Group recommended that the Town of Gilbert receive design assistance for the Gilbert Heritage District Pedestrian Improvement Project "Creating Pathways to the Downtown Transit Center" - \$80,000.

5D. 9-1-1 Budget Request to the Arizona Department of Administration for Equipment and Operating Funds

The Management Committee, by consent, recommended approval of the MAG FY 2006 PSAP Annual Element/Funding Request and FY 2006-2010 Equipment Program, and the request for 9-1-1 operating funds for submittal to the Arizona Department of Administration. Each year, the Public Safety Answering Point (PSAP) Managers submit inventory and upgrade requests that are used to develop a five year equipment program that forecasts future 9-1-1 equipment needs of the region and will enable MAG to provide estimates of future funding needs to the Arizona Department of Administration (ADOA). The ADOA Order of Adoption stipulates allowable funding under the Emergency Telecommunications Services Revolving Fund. The PSAP Managers and the 9-1-1 Oversight Team recommended approving the MAG FY 2006 PSAP Annual Element/Funding Request and FY 2006-2010 Equipment Program, and the request for 9-1-1 operating funds for submittal to the Arizona Department of Administration.

7. Update on Maricopa County West Nile Efforts

This agenda item was taken out of order. Al Brown, Director of the Maricopa County Environmental Services Department, provided an update on the efforts to control the West Nile Virus in the County. He displayed a map of the West Nile Virus breeding site clusters. Mr. Brown stated that the number of reported cases of the virus has decreased since peaking in mid-July. He said that they are hoping that the trend will continue throughout the months of September and October. Mr. Brown displayed a map of the areas that have been fogged by 32 fogging rigs during the past seven days. He advised that the rigs are capable of fogging 40,000 acres per evening. Mr. Brown noted that natural control measures were exhausted before proceeding with chemical controls. He noted that a poll showed that the majority of those contacted were in favor of fogging. Mr. Brown expressed his appreciation to MAG for helping the County with outreach and by participating in the weekly conference calls. Mr. Brown stated

that the outreach resulted in increased knowledge by residents of the situation. He noted that cities have been extremely helpful by controlling problems in their areas.

Chairman Hutchinson thanked Mr. Brown for his report. He commented that the County has done a remarkable job on controlling the West Nile Virus. Chairman Hutchinson stated that the cooperation among agencies has been outstanding.

Mr. Ellegood asked what should be expected next year. Mr. Brown replied that a lot has been learned since the virus first appeared in 1999. He explained how the virus outbreaks work in cycles with the second year being worse than the first year. Mr. Brown noted that opinions differ as to whether 2004 is the first or second year of the current cycle. He advised that there is a lot of uncertainty in what to expect. Mr. Brown noted that the region has the unique aspect of a multitude of green pools, one of which can breed millions of mosquitos in a neighborhood.

6. Update on Maricopa County Fugitive Dust Control Rules

Mr. Brown then continued with a report on the County's efforts to reduce particulate matter in the MAG region since the report given at the July meeting. Materials were handed out. Mr. Brown reported that since the July meeting, the Maricopa County Board of Supervisors has approved an additional \$1 million to hire 19 staff, 16 of which are field staff. Mr. Brown said that EPA and ADEQ have indicated that this number is still insufficient, and they recommend as many as 25 new staff. He stated that the cities have done a great job by helping with the reduction efforts. Mr. Brown noted that the City of Phoenix has put up walls to control access to open areas by ATVs. He displayed charts of source contributions for high wind and low-moderate wind exceedances, and noted that wind blown dust is the biggest source of particulate matter. Mr. Brown referred to the bar chart for PM-10 data for Maricopa County sites that were collected on August 13, 2004. He noted that the Higley, 43rd Avenue, and Durango monitors went over the standard on this date. Mr. Brown stated that the County needs to continuously monitor the three sites and go to a more sophisticated monitor to avoid a five percent reduction plan. He advised that a monitor is allowed an average of one exceedance per year over a three year period. Mr. Brown requested that cities support the counties and ADEQ in being given access to in lieu testing fees when the Legislative session starts. He said that this fund has been swept the past two years and he hoped that the funds could be used this year to address dust control for large lots. Mr. Brown indicated that in discussions with the OMB office that fees could be raised again to pay for additional positions and large lot dust control. He requested that member agency building officials could assist by calling in to the complaint line about construction violators.

Mr. Buskirk commented that at its September meeting, the State Transportation Board adopted a resolution of commitment to implement a protocol to address dust emissions from paved roads in the PM 10 nonattainment area.

Mr. Pettit asked what criteria are used in siting the monitors. He commented on the proximity of monitors to railroad tracks, which can cause some particulate problems. Mr. Brown stated that responsibility for siting the monitors is designated to the County and it must follow criteria to find the worst spot in each nonattainment area.

Mr. Smith commented on the Higley monitor. He said that an aerial photo by the Cooperative Extension Service shows agriculture surrounding this monitor. Mr. Smith stated that Lindy Bauer has been in discussions with the agricultural community about the need to control particulate matter.

Mr. Buskirk noted that the wind exceedance charts showed that tillage accounted for zero percent contribution. Mr. Brown replied that the percentages were developed by ADEQ. Chairman Hutchinson requested that Mr. Brown provide a followup on the question. Mr. Brown added that agricultural violations are the responsibility of ADEQ, not cities or the county. He said that violations are complaint-driven.

8. Domestic Violence Awareness

Commander Kim Humphrey, Phoenix Police Department, and Vice Chair of the Domestic Violence Council, reported on activities for Domestic Violence Awareness Month during the month of October 2004. Commander Humphrey stated that Domestic Violence Awareness Month is being held to communicate that domestic violence is an epidemic. Commander Humphrey stated that many people do not associate domestic violence with being a crime, much the same way that drunk driving was not perceived as being a crime years ago. He remarked on the costs in medical and mental health care and lost productivity at work that results from domestic violence assaults.

Commander Humphrey said that among the Domestic Violence Awareness Month activities are daily news articles in *The Arizona Republic*, a training forum for hospitality and retail employers on October 12th, weekly presentations to the public at area hospitals, an education panel discussion at ASU West on October 19th, and Domestic Violence Awareness Day at the State Capitol on October 20th. He stated that domestic violence awareness packets were sent out to more than 200 local employers last week and a copy was at each place. The packets contain sample safety plans, shoe cards, and resource materials. Commander Humphrey indicated that information on October's activities was included in the agenda packet. He encouraged cities to get involved and sponsor events in their communities. Commander Humphrey stated that employers can get involved by participating in training sessions, distributing materials at work, hosting speakers at workplaces or organizations, and committing to participating in the Walk to End Domestic Violence in April 2005. He indicated that there is a great deal of friendly competition among various city council members in the Walk. Chairman Hutchinson thanked Commander Humphrey for his report. No questions from the Committee were noted.

9. Preparations for Conducting the 2005 Census Survey

Heidi Pahl reported on the upcoming 2005 Census Survey. She said that to be prepared for the census survey, general oversight and coordination is needed to develop and implement a strategic plan for obtaining a successful survey of population in households and a full count of group quarters and outdoor locations in the MAG Region. Ms. Pahl stated that several options for providing oversight functions were prepared to assist in coordinating the effort: 1) The Population Technical Advisory Committee, with monthly reports to the Management Committee who retains principal responsibility; 2) The Population Technical Advisory Committee in coordination with stakeholder groups, with monthly reports to the Management Committee who

retains principal responsibility; 3) The Population Technical Advisory Committee in coordination with stakeholder groups, an expanded Population Options Subcommittee that has principal responsibility and reports to the Management Committee. Ms. Pahl noted that the Population Options Subcommittee was the group that recommended that MAG undertake a census survey instead of a full census count. Ms. Pahl advised that in all options, the Population Technical Advisory Committee would be responsible for coordinating the technical aspects of the census survey. She explained that the stakeholder groups could include business, media, minority outreach, and neighborhood and schools.

Chairman Hutchinson asked Mr. Pettit, Chair of the Population Options Subcommittee, what option he preferred. Mr. Pettit replied that options two or three would work better than option one because they offer more extensive outreach capabilities. Mr. Pettit added that the oversight functions could be handled by an expanded Populations Options Subcommittee.

Mr. Klingler expressed that Mr. Pettit and the Population Options Subcommittee had done a good job. He said that oversight calls for coordination with city departments, public awareness, and management. Mr. Klingler moved to accept option three for the creation of an oversight committee to coordinate the 2005 Census Survey. Mr. Fairbanks seconded.

Mr. Fairbanks extended his appreciation to Mr. Pettit and the Population Options Subcommittee. He said that the survey will be a new sort of census and it is important to do a good job and connect with the public. He indicated that many need to be involved in the effort. Mr. Fairbanks stated that he supported the motion because it includes those who need to be involved in the survey.

With no further discussion, the vote on the motion passed, with Mr. Buskirk abstaining.

10. Comments from the Committee

An opportunity was provided for Management Committee members to present a brief summary of current events. The Management Committee is not allowed to propose, discuss, deliberate or take action at the meeting on any matter in the summary, unless the specific matter is properly noticed for legal action. No comments from the Committee were noted.

There being no further business, the meeting adjourned at 1:15 p.m.

Chairman

Secretary