

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

July 24, 2002
MAG Office, Saguaro Room
Phoenix, Arizona

MEMBERS ATTENDING

Mayor Wendy Feldman-Kerr, Queen Creek, Chair	Supervisor Don Stapley, Maricopa County
Mayor Douglas Coleman, Apache Junction	Mayor Keno Hawker, Mesa
Vice Mayor Marie Lopez-Rogers for Mayor Ron Drake, Avondale	Mayor Edward Lowry, Paradise Valley
Mayor Dusty Hull, Buckeye	Vice Mayor Ella Makula for Mayor John Keegan, Peoria
Mayor Edward Morgan, Carefree	Mayor Skip Rimsza, Phoenix
Mayor Vincent Francia, Cave Creek	Councilmember Ricardo Leonard for President Ivan Makil, Salt River Pima-Maricopa Indian Community
Mayor Boyd Dunn, Chandler	Mayor Mary Manross, Scottsdale
Mayor Roy Delgado, El Mirage	Mayor Joan Shafer, Surprise, Vice Chair
Mayor Jon Beydler, Fountain Hills	#Mayor Neil Giuliano, Tempe
* Mayor Chuck Turner, Gila Bend	Mayor Adolfo Gamez, Tolleson
* Governor Donald Antone, Gila River Indian Community	Mayor Lon McDermott, Wickenburg
Mayor Steven Berman, Gilbert	Mayor Daphne Green, Youngtown
Vice Mayor Tom Eggleston for Mayor Elaine Scruggs, Glendale	*Rusty Gant, ADOT
Mayor Bill Arnold, Goodyear	Joe Lane, ADOT
Mayor Margarita Cota, Guadalupe	F. Rockne Arnett, Citizens Transportation Oversight Committee
Mayor J. Woodfin Thomas, Litchfield Park	

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

1. Call to Order

The meeting of the Regional Council was called to order by Chairman Wendy Feldman-Kerr at 5:00 p.m. Mayor Neil Giuliano attended the meeting via telephone conference call.

2. Pledge of Allegiance

Chairman Feldman-Kerr recognized proxies Vice Mayor Marie Lopez-Rogers for Mayor Ron Drake, Vice Mayor Tom Eggleston for Mayor Elaine Scruggs, Vice Mayor Ella Makula for Mayor John Keegan, and Councilmember Ricardo Leonard for President Ivan Makil, Salt River Pima-Maricopa Indian Community.

Chairman Feldman-Kerr stated that the RPTA has agreed to provide transit tickets for those who used transit to come to the meeting.

Chairman Feldman-Kerr stated that due to the room's acoustics, audience conversations carry over to the Council table, making it difficult to hear presentations. She requested that the audience in keep conversations to a minimum during the meeting.

Chairman Feldman-Kerr stated that MAG staff, who are seated at each end of the entryways to the Regional Council table on both sides of the room, are available to assist members of the public in turning in their public comment cards.

Chairman Feldman-Kerr stated that Mayor Giuliano was attending the meeting via telephone. She reminded Council members to make sure their microphones are on when speaking so that he could hear discussion.

Chairman Feldman-Kerr stated that for agenda item #3, Approval of June 26, 2002 Meeting Minutes, a memorandum clarifying appointment of the Transportation Policy Committee members was at each place. Chairman Feldman-Kerr stated that for agenda item #15, Support of Low-Income Home Energy Assistance Program, a memorandum communicating the action taken by the Executive Committee at their meeting on July 22nd was at each place.

Chairman Feldman-Kerr introduced and welcomed Mayor Jon Beydler from Fountain Hills, and presented him with his Regional Council membership certificate.

Chairman Feldman-Kerr presented Mayor Skip Rimsza with a gift on behalf of the MAG Regional Council to acknowledge their appreciation for his service as Chair of the MAG Regional Council.

4. Call to the Audience

This agenda item was taken out of order.

Chairman Feldman-Kerr stated that according to MAG's public comment process, members of the audience who wish to speak are requested to fill out the cards which are available on the tables adjacent to the doorways inside the meeting room. She noted that there is a three minute time limit. Public comment is provided at the beginning of the meeting for non-agenda items.

Chairman Feldman-Kerr recognized public comment from Blue Crowley, who commented on agenda item #18, Strengthened Enforcement of Maricopa County Dust Control Rules. Mr. Crowley stated that an article appeared in The Arizona Republic, whose headline said that the Valley's air quality efforts have failed. He stated that he has asked numerous times what is being done on the particulate problem and has been told that staff is working on it. Mr. Crowley commented on levels on the west side that have been higher than the federal level for the last three years. He asked is the problem organic or inorganic? What is causing it? Is the problem rubber tires? If so, what are we doing to get people into heavy rail and buses? Mr. Crowley stated that he did not understand what was written in the document in response to comments he made on I-17 and the Grand canal tunnel. Mr. Crowley stated that it is important that citizens understand the process. He stated that the I-10 express terminal needs to be completed, according to federal regulations. Mr. Crowley stated that out of the \$4 billion in projects, this is the one that cannot be funded. He stated that transit stops are needed at Viad and Margaret Hance Park. Mr. Crowley stated that currently, a rider is able to transfer buses at the 27th Avenue/Thomas/Grand Avenue intersection. When the improvements to this intersection are completed, that will no longer be possible. Chairman Feldman-Kerr thanked Mr. Crowley for his comments.

3. Approval of June 26, 2002 Regional Council Meeting Minutes

Vice Chairman Joan Shafer moved to approve the minutes of the June 26, 2002 meeting. Mayor Roy Delgado seconded, and the motion carried unanimously.

5. Interim Executive Director's Report

Dennis Smith stated that a Storm Water Management Discussion Group was held Monday, July 22, 2002 at the MAG office. The group discussed EPA rules that will affect smaller cities in storm water management requirements. Mr. Smith noted there is a deadline of March 10, 2003. Mr. Smith expressed his thanks to the cities of Phoenix and Mesa for sharing their expertise at the function.

Mr. Smith introduced new MAG staff member, Carlos Jurado, Community Outreach Specialist. Mr. Jurado has been in the news business for 27 years, and was a pioneer in Spanish language programming. Mr. Jurado was news director for channel 33. Mr. Smith stated that Mr. Jurado will work on the Title VI requirements of TEA-21.

Mr. Smith introduced MAG's new receptionist, Doti Brown. Ms. Brown, who has worked in the banking field for the past 15 years, attended Pace University and the American Institute of Banking. Chairman Feldman-Kerr thanked Mr. Smith for his report and asked if there were any questions.

6. Approval of Consent Agenda

Chairman Feldman-Kerr 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 committee can request that an item be removed from the consent agenda and considered individually. Chairman Feldman-Kerr stated that agenda items #7, #8, #9, #10, #11, #12, #13, #14, and #15 were on the consent agenda.

Chairman Feldman-Kerr recognized public comment from Mr. Crowley, who commented on agenda item #9, Federal Fiscal Year 2002 MAG Federal Funds Final Closeout and Administrative Adjustment to the FY 2002-2006 MAG Transportation Improvement Program. He stated that it was nice to synchronize traffic signals in Peoria, but when would public transportation be available that would take riders to Lake Pleasant? For agenda item #17C, Approval of the Draft MAG Long Range Transportation Plan 2002 Update, Mr. Crowley stated that he has been urging completion of the I-10 express terminal, which has been unfinished since 1987. If it is not going to be completed, then the City of Phoenix needs to abandon the terminal to the State. For agenda item #10, Finding of Conformity for the Draft FY 2003-2007 MAG Transportation Improvement Program and the Draft Long Range Transportation Plan 2002 Update, Mr. Crowley stated that conformity cannot be achieved if outreach is not being done correctly. He stated that he was the only one to give testimony at the public hearing. For agenda item #14, Census 2000 Data Release, Mr. Crowley requested that he be counted in the next Census. For agenda item #15, Support of Low-Income Home Energy Assistance Program, Mr. Crowley stated that the area where most of those eligible for these funds live, and the area for the high dust and pollution levels are the same. Chairman Feldman-Kerr thanked Mr. Crowley for his comments.

Vice Chairman Shafer moved to approve the consent agenda. Mayor Keno Hawker seconded, and the motion carried unanimously.

7. Enhancement Funds Working Group Round X Recommendations

The Regional Council, by consent, approved forwarding 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. The Enhancement Funds Working Group received 16 enhancement fund applications for local funds totaling \$5,726,274 with approximately \$7.5 million available statewide. Three applications for state funds were received totaling \$998,009 with approximately \$5.5 million available statewide. The Working Group ranked the projects and recommended that they be forwarded to the Arizona Department of Transportation (ADOT). The Working Group also recommended that two local applications not be forwarded to ADOT. The Management Committee concurred with the recommendations.

8. Draft FY 2004-2008 MAG TIP Guidance Report

The Regional Council by consent, accepted the Draft FY 2004-2008 MAG Transportation Improvement Program Guidance Report. Each year at the beginning of the cycle to develop the next Transportation Improvement Program (TIP), MAG provides a TIP Guidance Report which updates the regional Transportation Management Systems; Title VI, environmental justice and other socioeconomic factors; and other policy changes with regard to programming TIP projects. The Transportation Review Committee recommended acceptance of the Report and also recommended deferring the programming of 2008 MAG federal funds, which except for certain air quality projects, may need to be programmed for air quality conformity purposes. The Management Committee concurred with the recommendations.

9. Federal Fiscal Year 2002 MAG Federal Funds Final Closeout and Administrative Adjustment to the FY 2002-2006 MAG Transportation Improvement Program

The Regional Council, by consent, approved the following to close out the MAG Federally funded program: (1) to defer an ITS project in Mesa (\$339,480, CMAQ) and an ITS project in Scottsdale (\$780,000, CMAQ) to FY 2003; (2) provide an additional \$468,000 (CMAQ) for advancing a City of Peoria traffic synchronization project; (3) \$313,000 (CMAQ) for advancing the design of the dual left turn lane project at Stapley Drive at US-60; (4) \$303,000 (CMAQ) for advancing the design of the dual left turn lane project at Val Vista Drive; (5) "loan" any unused OA to ADOT, to be reimbursed the following fiscal year; and (6) approve an administrative adjustment to the FY 2002-2006 MAG TIP to achieve these actions. On June 25, 2002, the Transportation Review Committee recommended the final closeout to the FY 2002-2006 MAG Transportation Improvement Program. The Committee recommended utilizing any uncommitted or redistributed Obligation Authority (OA) on providing (1) an additional \$468,000 (CMAQ) for advancing a City of Peoria traffic synchronization project; (2) \$313,000 (CMAQ) for advancing the design of the dual left turn lane project at Stapley Drive at US-60 and (3) \$303,000 (CMAQ) for advancing the design of the dual left turn lane project at Val Vista Drive. All three projects are either currently shown in the first year of the TIP or are currently underway. To allow these projects to utilize the federal funds, an administrative adjustment to the FY 2002-2006 MAG TIP is necessary. The Management Committee concurred with the recommendations of the Transportation Review Committee and also recommended to defer a FY 2002 project for Mesa and a FY 2002 project for Scottsdale to FY 2003.

10. Finding of Conformity for the Draft FY 2003-2007 MAG Transportation Improvement Program and the Draft Long Range Transportation Plan 2002 Update

The Regional Council, by consent, approved the Finding of Conformity for the Draft FY 2003-2007 MAG Transportation Improvement Program and Draft MAG Long Range Transportation Plan 2002 Update. The Draft 2002 Conformity Analysis concludes that the draft Transportation Improvement Program (TIP) and the Long Range Transportation Plan (LRTP) meet all applicable federal conformity requirements and are in conformance with applicable air quality plans. Approval of the conformity finding by the Regional Council is required for MAG adoption of the TIP and LRTP. The Management Committee recommended approval of the conformity finding.

11. Conformity Consultation

MAG is conducting consultation on a conformity assessment for an amendment to the Draft FY 2003-2007 MAG Transportation Improvement Program and Draft Long Range Transportation Plan 2002 Update to reflect modifications to Mill Avenue in the City of Tempe. An administrative adjustment to the Draft FY 2003-2007 MAG TIP is also necessary to incorporate minor project revisions. In addition, consultation is being conducted on the closeout of the FY 2002 MAG Federal funds. This item was on the agenda for consultation.

12. Draft MAG Comments on the Implementation of the New Eight Hour Ozone Standard

The Environmental Protection Agency is requesting comments on the implementation of the new eight hour ozone standard. Key issues include: classification of areas, attainment dates, transport, transportation conformity, and CMAQ funding implications. On May 30, 2002, the MAG Air Quality Technical Advisory Committee reviewed and discussed a draft list of MAG comments.

Issue: Classification of Areas The Environmental Protection Agency should use the actual monitoring data for the three most recent years at the time of designation, rather than an older, higher design value.

Issue: Attainment Dates The Environmental Protection Agency should take into account the benefits from the federal Tier II Light Duty Engine Standards and Heavy Duty Engine Standards when establishing the attainment dates for the eight hour ozone standard. Some areas may be able to attain the standard with the federal measures only. This approach would be cost effective by minimizing the need for additional control measures.

Issue: Transport The Environmental Protection Agency should ensure that downwind areas have attainment dates consistent with upwind areas which transport emissions. Downwind areas need sufficient time to attain the standard. If the downwind area has an earlier attainment date, the area could be at risk for noncompliance and ultimately, sanctions.

Issue: Transportation Conformity Conformity requirements for the one hour ozone standard should not apply, after the one hour standard is revoked. If the one hour and eight hour ozone standards are imposed concurrently, agencies conducting conformity should have the option of meeting one or the other, but not be required to meet both. The build/no build test for hydrocarbons may be more difficult to pass since the speed correction curves in MOBILE6 are “flatter” than the curves in MOBILE5a.

Issue: Congestion Mitigation Air Quality Funds (CMAQ) Implications When the Transportation Efficiency Act -21 is reauthorized (TEA-3), the Congestion Mitigation Air Quality Funds Program should be continued. The CMAQ Program is the principal source of funds for transportation control measures in air quality plans and conformity demonstrations. Under TEA-3, the CMAQ apportionment formula should continue to consider the population of nonattainment and maintenance areas in each state and their classification for ozone and carbon monoxide. The new CMAQ apportionment formula should

take into account PM-10 nonattainment and maintenance areas. Additional weight should be given to areas that have been in violation of both the one hour and eight hour ozone standards. These areas are likely to be the major source of transportation-related ozone precursors.

13. Small Plant Review and Approval Process for the Proposed Quintero Wastewater Treatment Facility

The Regional Council, by consent, approved the proposed Quintero Wastewater Treatment Facility as part of the MAG 208 Water Quality Management Plan. The City of Peoria has requested that MAG review the proposed Quintero Wastewater Treatment Facility through the Small Plant Review and Approval Process of the MAG 208 Water Quality Management Plan. The facility would have an ultimate capacity of 150,000 gallons per day and excess reclaimed water would be disposed of through reuse. The City of Surprise and the Maricopa County unincorporated area are within three miles of the project, and both have indicated they do not object to the proposed facility. On July 8, 2002, the MAG Water Quality Advisory Committee recommended approval of the Quintero facility. The Management Committee concurred with this recommendation.

14. Census 2000 Data Release

On May 24, 2002, the United States Bureau of the Census released additional Census 2000 data for Arizona, its counties and its places. These data include, but are not limited to, education, employment, income, industry, language at home, occupation, poverty, housing units and housing value. MAG staff has extracted these data for MAG member agencies and incorporated them into a series of tables. Later this summer, these data will be released at the Census Tract and Block Group level of geography.

15. Support of Low-Income Home Energy Assistance Program

The Regional Council, by consent, ratified the Executive Committee action to urge the President to release the Low-Income Home Energy Assistance Program Emergency Contingency Block Grant Funds that have been appropriated by Congress to Arizona. On June 20, 2002, the MAG Human Services Technical Advisory Committee (HSTC), recommended urging the President to release the Low-Income Home Energy Assistance Program Emergency Contingency Block Grant Funds. On July 15, 2002 the MAG Human Services Coordinating Committee (HSCC) Executive Committee recommended approval to urge the President to release the Low-Income Home Energy Assistance Program Emergency Contingency Block Grant Funds that have been appropriated by Congress to Arizona. On July 22, 2002, the Executive Committee approved urging the President to release the Low-Income Home Energy Assistance Program Emergency Contingency Block Grant Funds that have been appropriated by Congress to Arizona.

16. Appointment of the Chair and Vice Chair of the MAG Transportation Policy Committee

Chairman Feldman-Kerr stated that there has been great interest in the offices of Chair and Vice Chair of the new Transportation Policy Committee. This committee will carry great weight. Chairman Feldman-Kerr stated that this is the time for all to come together for the common good. She stated that one the goals during her tenure as Chair will be communication. Chairman Feldman-Kerr stated that because more than one individual has expressed interest in the offices, she would take nominations for the Chair of the Transportation Policy Committee.

Vice Chairman Shafer nominated Mayor Neil Giuliano. Supervisor Don Stapley nominated Mayor Keno Hawker. A roll call vote was taken.

Voting for Mayor Giuliano:

Vice Mayor Marie Lopez-Rogers
Mayor Dusty Hull
Mayor Edward Morgan
Mayor Vincent Francia
Mayor Roy Delgado
Vice Mayor Tom Eggleston
Mayor Margarita Cota
Mayor Woody Thomas
Vice Mayor Ella Makula
Mayor Mary Manross
Vice Chairman Joan Shafer
Mayor Neil Giuliano
Mayor Adolfo Gamez
Mayor Lon McDermott
Mayor Daphne Green

Voting for Mayor Hawker:

Mayor Boyd Dunn
Mayor Jon Beydler
Mayor Steve Berman
Mayor Bill Arnold
Supervisor Don Stapley
Mayor Keno Hawker
Mayor Edward Lowry
Mayor Skip Rimsza
Chairman Wendy Feldman-Kerr
Councilmember Ricardo Leonard
Mr. Joe Lane
Mr. Roc Arnett

Mayor Giuliano was elected Chair of the Transportation Policy Committee by a vote of 15-12.

Mayor Thomas questioned whether it was appropriate that CTOC and ADOT cast votes. Chairman Feldman-Kerr remarked that the Transportation Policy Committee is a transportation issue. Mr. Smith noted that 85 percent of MAG's budget is transportation. CTOC represents \$300 million per year in transportation sales tax funds. ADOT represents \$157 million per year that MAG cooperatively programs with ADOT. Mr. Smith stated that they have a large stake in what we do. Mayor Thomas commented that the issue could be more appropriately discussed by the TPC. Mr. Smith stated that, in April when the TPC was appointed, the guidelines said that the Regional Council would appoint a Chair and Vice Chair, and there was no distinction made at that time. Chairman Feldman-Kerr stated that it was her belief that the appointment would be made by the entire Regional Council.

Chairman Feldman-Kerr called for nominations for the Vice Chair of the Transportation Policy Committee. Vice Chair Shafer nominated Mayor Elaine Scruggs. Mayor Steve Berman nominated Councilmember Peggy Bilsten. A roll call vote was taken.

Voting for Mayor Scruggs:

Vice Mayor Marie Lopez-Rogers
Mayor Dusty Hull
Mayor Edward Morgan
Mayor Vincent Francia
Mayor Roy Delgado
Vice Mayor Tom Eggleston
Mayor Margarita Cota
Mayor Woody Thomas
Mayor Edward Lowry
Vice Mayor Ella Makula
Vice Chairman Joan Shafer
Mayor Neil Giuliano
Mayor Adolfo Gamez
Mayor Lon McDermott
Mayor Daphne Green

Voting for Councilmember Bilsten:

Mayor Boyd Dunn
Mayor Jon Beydler
Mayor Steve Berman
Mayor Bill Arnold
Supervisor Don Stapley
Mayor Keno Hawker
Mayor Skip Rimsza
Chairman Wendy Feldman-Kerr
Councilmember Ricardo Leonard
Mayor Mary Manross
Mr. Joe Lane
Mr. Roc Arnett

Mayor Scruggs was elected Vice Chair of the Transportation Policy Committee by a vote of 15-12.

Chairman Feldman-Kerr expressed her congratulations to Mayor Giuliano and Mayor Scruggs. She mentioned that a retreat of the Committee is scheduled for September 20-21, 2002. At the retreat, the Committee will get to know one another and discuss goals.

17A. FY 2002 MAG Final Phase Public Input Opportunity

Jason Stephens gave a presentation on the FY 2002 Final Phase Public Input Opportunity. He stated that MAG co-sponsored several events with ADOT, Valley Metro, and Valley Connections during the year. Mr. Stephens stated that the Final Phase Open House and Public Hearing was conducted on Monday, July 1, 2002 and provided information on the Draft FY 2003-2007 TIP, the Draft Long Range Transportation Plan 2002 Update and the Draft FY 2002 Conformity Analysis. He summarized comments received at the hearing. Those comments included no more rumble strips in bicycle lanes; the County should have more input in the MAG planning process; there should be public representation on the Transportation Policy Committee; there needs to be 24-hour bus service; there needs to be a comprehensive Regional Transportation Plan with a significant transit component. Chairman Feldman-Kerr thanked Mr. Stephens for his presentation and asked if there were questions.

Chairman Feldman-Kerr recognized public comment from Mr. Crowley, who stated that he has a problem with the process. Mr. Crowley stated that there was not a quorum of MAG members at the public hearing, which was a MAG function. MAG members were outnumbered by the State Transportation Board, and there are only seven of them. Mr. Crowley expressed his thanks to Mr. Smith for the placard placed by Mr. Stephens at Central Station. He encouraged placing the placard more in advance of the function to increase attendance. Mr. Crowley stated that he was the only one who spoke, out of four attendees. Mr. Crowley urged completion of the I-10 express terminal. If you are going to do the job right, it is not just the 400 lb. gorilla. He stated that the County does not have as much input as it should. Even though he appreciated the smaller cities having sway, he did not see the leadership that there should be. Mr. Crowley asked where is the heavy rail connecting all of the cities? The railroad has been in most cities since the century before last. Mr. Crowley noted that his comments

stated that Grand Avenue was not sensitive to bike and pedestrian, and also needed to include not being sensitive to transit. He stated that flyovers are not multi-modal, because it will be more difficult to transfer transit lines. Chairman Feldman-Kerr thanked Mr. Crowley for his comments.

Mayor Thomas moved to accept the FY 2002 MAG Final Phase Input Opportunity Report. Vice Chairman Shafer seconded, and the motion carried unanimously.

17B. Approval to the Draft FY 2003-2007 MAG Transportation Improvement Program

Mr. Ward stated that the Draft FY 2003-2007 TIP contains most of the transportation projects that will be completed within the region during the next five years. He reviewed the process for the Transportation Improvement Program (TIP) schedule. Mr. Ward stated that the air quality conformity process has been completed, and an approval of the Draft TIP is being requested. He stated that input on the TIP is received from the public; federal, state, and local agencies; private developers through local agencies; Valley Metro/RPTA; and MAG transportation plans, Work Program, technical advisory committees, models, and staff. Mr. Ward reviewed the types of projects included in the TIP, which contains 1,264 projects and totals approximately \$4.5 billion. He reviewed the sources of funding in the TIP. Mr. Ward noted that there were a couple of recent changes to the funding for two projects, from federal to local funding. He stated that a City of Tempe project needs to be added to the TIP as amendment number one, and would be covered under a separate agenda item. He mentioned that any future changes to regionally significant projects will require emissions analyses and TIP amendment process. Mr. Ward stated that approval of the TIP by the Governor or her designee is anticipated in August 2002, and will then be incorporated into the State Transportation Improvement Program. Chairman Feldman-Kerr thanked Mr. Ward for his presentation and asked if there were any questions.

Mayor McDermott moved to approve the Draft FY 2003-2007 MAG Transportation Improvement Program contingent upon a finding of conformity of the TIP with the applicable state and federal air quality implementation plans. Mayor Lowry seconded, and the motion carried unanimously.

17C. Approval of the Draft MAG Long Range Transportation Plan 2002 Update

Roger Herzog stated that 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 conformity analysis was conducted on the update to the MAG Long Range Transportation Plan. Mr. Herzog highlighted items addressed in the 2002 Update, which included extending the time horizon to 2022, addition of a half-diamond interchange on the Agua Fria Freeway at Bethany Home, and incorporation of the West Valley Multi-modal Transportation Corridor Plan. Mr. Herzog displayed a map of the freeway/expressway plan. He noted that during the year, Loop 101 was completed and the Red Mountain Freeway was extended. He indicated that over the next 20 years, it is expected that local bus service will triple and express bus service will quadruple. Mr. Herzog displayed a map of the 39-mile light rail system, where progress is being made. He stated that the LRTP is a multimodal plan that includes transit, freeways, bike, pedestrian, airport, streets, demand and system management, and safety planning. Chairman Feldman-Kerr thanked Mr. Herzog for his presentation and asked if there were questions.

Vice Chairman Shafer asked for clarification that the Loop 303 was planned as an expressway or a parkway and not planned as a freeway. Mr. Herzog replied that is what is currently in the Plan.

Mayor Thomas stated the light rail system needs to complement and integrate with other transportation services. He indicated that the Regional Council could provide some advice on achieving this and other improvements to the system, even though MAG has a limited role in this respect. Mayor Thomas stated his support that the City of Phoenix has cracked down on jaywalkers and cars that do not stop for pedestrians in crosswalks. He noted that a new dimension of concern is added when the light rail stops are in the middle of the street.

Vice Chairman Shafer moved to approve the Draft MAG Long Range Transportation Plan 2002 Update contingent upon a finding of conformity of the LRTP with the applicable state and federal air quality implementation plans. Mayor Delgado seconded, and the motion carried unanimously.

17D. Amendment to the FY 2003-2007 MAG Transportation Improvement Program and MAG Long Range Transportation Plan

Mr. Ward stated that an amendment to the FY 2003-2007 MAG TIP and the LRTP is requested to reflect modifications to Mill Avenue in the City of Tempe. He stated that this project was submitted after the Draft TIP was approved by the Regional Council for a conformity analysis, so an amendment is needed. Mr. Ward noted that the modifications have undergone the necessary air quality conformity consultation process. Chairman Feldman-Kerr thanked Mr. Ward for his report and asked if there were any questions.

Mayor Hawker asked if the cost to do an amendment, such as reprinting costs, would exceed the cost of the project, which is only a \$5,000 project. Mr. Ward replied that there would not be a formal reprinting, just letters to ADOT. In addition, the amendment would also be posted on the MAG website.

Mayor Dunn moved to approve amending the FY 2003-2007 MAG Transportation Improvement Program and the MAG Long Range Transportation Plan to include the modifications to Mill Avenue in Tempe between Rio Salado and University Drive. Mayor Berman seconded, and the motion carried unanimously.

Mr. Smith commented on the significant accomplishment of the elected officials that the Outer Loop system has been completed. He noted the cooperative effort of Phoenix, RPTA, ADOT, and MAG to program the TIP. Mr. Smith acknowledged the efforts to complete the air quality conformity process.

18. Strengthened Enforcement of Maricopa County Dust Control Rules

Al Brown, Director of Maricopa County Environmental Services Department, gave a presentation on the status of the strengthened enforcement efforts by Maricopa County. Mr. Brown displayed a map that showed the locations of the 1,404 citizen complaints made during 2001. He noted that complaints have actually decreased, which shows the program is working. Mr. Brown stated that there are 18 full time staff in the program. Mr. Brown stated that there were 906 notices of violations issued during 2001, with 238 cases referred to the County Attorney. He added during 2000, there were 554 notices of violations and 109 cases referred. Mr. Brown stated that the average fine is \$2,077, and the maximum fine paid to date is \$30,000 and more than \$800,000 in fines and penalties have been collected.

Mr. Brown stated that he would like to respond to comments made by Mr. Crowley on the newspaper article. Mr. Brown stated that EPA has asked to open the PM-10 SIP only for the area dealing with the

Salt River monitor. He indicated that the rest of the Valley is doing quite well. Mr. Brown stated for the 24 hour standard, the Salt River is the only site having problems.

Mayor Manross asked the location of the Salt River monitor. Mr. Brown replied it is located in the area of 27th Avenue and the Durango Curve, in the Salt River industrial area. He mentioned that a special study will begin in May. Four monitors will be run simultaneously.

Mayor Delgado asked the timeframe when most complaints are received. Mr. Brown replied that typically, Monday morning is the busiest time for reporting complaints. He added that the County has an emergency hotline that can be called 24 hours a day, seven days a week. The non-emergency line is staffed only during business hours. Mr. Brown noted that the pollution levels are high in the Salt River area when business starts up and are elevated in the morning. Mayor Delgado asked how complaints would be enforced if a call is made to the emergency hotline and staff does not arrive until Monday. Mr. Brown replied that if a complainant believes it is an emergency situation or there is a safety risk, staff goes out as soon as possible. He added that cases are handled on a case-by-case basis on the weekends. Mr. Brown stated that generally, there is not an emergency response for routine dust complaints. He indicated that if the Regional Council so desires, that could be discussed with the County.

Mayor Thomas asked about other areas that are above the 150 health standard, as noted in the newspaper article. Mr. Brown replied that others are special purpose monitors. The County is working with EPA and the City of Phoenix to find a new location for the Salt River monitor, because the site is currently under construction and it is not feasible to have it there. Mr. Brown noted other locations of special purpose monitors, at 43rd Avenue and the river bottom, and at Durango on the County property. He indicated they are running concurrently. Mr. Brown stated that the South Phoenix monitor is not exceeding the 24 hour standard and is running concurrently. The Higley monitor is an annual standard problem, not a 24 hour standard problem. Mayor Thomas requested information on the monitors. Mr. Brown replied that he would provide the annual network review.

Lindy Bauer stated that the EPA will publish approval of the Valley Particulate Plan in the Federal Register on July 25th. Ms. Bauer commented that the newspaper article was confusing because it mixed the 1997 microscale plan with the Regional Serious Area Plan. Ms. Bauer stated that the Regional Serious Area Plan has 77 measures to reduce particulate pollution and we should be able to attain the standard in 2006. Mr. Smith noted that the MAG PM-10 Plan has been held up as a model in Region IX, and was one of the first PM-10 plans done for a large urban area.

There being no further business, Mayor Thomas moved to adjourn the meeting. Mayor Berman seconded, and the meeting adjourned at 6:00 p.m.

Chairman

Secretary