

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

July 28, 2004
MAG Office, Saguaro Room
Phoenix, Arizona

MEMBERS ATTENDING

Mayor Keno Hawker, Mesa, Chair	* Mayor Ron Clarke, Paradise Valley
Vice Mayor Paul Faith for Mayor Woody Thomas, Litchfield Park, Vice Chair	Mayor John Keegan, Peoria
+ Vice Mayor R. E. Eck for Mayor Douglas Coleman, Apache Junction	Vice Mayor Peggy Bilsten for Mayor Phil Gordon, Phoenix
Mayor Ron Drake, Avondale	Councilmember Gail Barney for Mayor Wendy Feldman-Kerr, Queen Creek
Mayor Dusty Hull, Buckeye	* President Joni Ramos, Salt River Pima-Maricopa Indian Community
Mayor Edward Morgan, Carefree	Councilmember Wayne Ecton for Mayor Mary Manross, Scottsdale
* Vice Mayor Ralph Mozilo, Cave Creek	Mayor Joan Shafer, Surprise
Mayor Boyd Dunn, Chandler	Mayor Hugh Hallman, Tempe
Mayor Robert Robles, El Mirage	* Mayor Adolfo Gamez, Tolleson
Mayor Wally Nichols, Fountain Hills	+ Mayor Ron Badowski, Wickenburg
* Mayor Chris Riggs, Gila Bend	Mayor Bryan Hackbarth, Youngtown
* Governor Richard Narcia, Gila River Indian Community	* Rusty Gant, ADOT
Mayor Steven Berman, Gilbert	* Joe Lane, ADOT
Mayor Elaine Scruggs, Glendale	F. Rockne Arnett, Citizens Transportation Oversight Committee
Mayor James M. Cavanaugh, Goodyear	
Mayor Vinicio Alvarez, Guadalupe	
Supervisor Max W. Wilson, Maricopa County	

* Those members neither present nor represented by proxy.

Attended by telephone conference call.

+ Attended by videoconference call.

1. Call to Order

The meeting of the Regional Council was called to order by Regional Council Chair Keno Hawker at 5:00 p.m.

Chairman Hawker stated that the RPTA has provided transit tickets for those who used transit to come to the meeting. He stated that garage parking validation was available from staff.

Chairman Hawker welcomed new Regional Council members Mayor Hugh Hallman from Tempe and Mayor Ron Badowski from Wickenburg. Chairman Hawker announced that Mayor Badowski and Vice Mayor R. E. Eck, as proxy for Mayor Douglas Coleman, were participating via videoconference. He acknowledged proxies for the meeting: Councilman Gail Barney for Mayor Feldman-Kerr, Councilman Wayne Ecton for Mayor Manross, and Vice Mayor Paul Faith for Mayor Thomas.

Chairman Hawker noted that materials for agenda items #5C and #5F, in addition to the addendum to the agenda for agenda item #7, were at each place. He stated that agenda item #8, Maricopa Regional Arts and Culture Task Force, was deferred to the next meeting. Chairman Hawker stated that the August 25th Regional Council meeting has been cancelled and a cancellation notice is being mailed.

3. Call to the Audience

Chairman 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.

Chairman Hawker recognized public comment from Dianne Barker, who mentioned Ron Reagan's comments at the Democratic Convention on curing diseases with stem cells. Ms. Barker read a statement in regard to correspondence between herself and Nancy Wrona from ADEQ concerning Ms. Barker's concerns that MAG's modeling assumptions are faulty. This statement was entered into the public record. At the expiration of her public comment period, Chairman Hawker thanked Ms. Barker for her comments. Ms. Barker continued to speak. Chairman Hawker advised Ms. Barker that her comment period had ended. Ms. Barker continued to speak. Chairman Hawker again advised Ms. Barker that her comment period had ended, at which time Ms. Barker left the podium.

Chairman Hawker recognized public comment from William Crowley, who commented that the *Community Vital Signs* publication does not include all of the region. Mr. Crowley stated that a better plan than MAG's plan is out there and he urged voting no on Proposition 400. He urged being more multimodal and doing more outreach. Mr. Crowley said that he wanted a tunnel at I-17 and the Grand Canal, such as the one at Peoria. He noted that a tunnel is one-third the cost of a bridge. Mr. Crowley stated that if a bridge is built at this location, it would be three stories high if I-17 is double-decked. Therefore, just build a tunnel to begin with and it will not have to be redone. Mr. Crowley said that at the CTOC meeting the Chair disallowed an update on legislation to continue the half-cent sales tax. He added that the CTOC minutes do not reflect this. Mr. Crowley said that he is tired of the CTOC representative going to dinner on his dime and the state paying for it. Chairman Hawker thanked Mr. Crowley for his comments.

2. Pledge of Allegiance

The Pledge of Allegiance was recited.

4. Executive Director's Report

Dennis Smith provided an update on reauthorization. He reported that Congress passed an extension to provide funding to September 24, 2004. Mr. Smith advised that passage of the highway bill this session does not appear likely.

Mr. Smith announced that Federal Highway Administration and Federal Transit Administration, in coordination with the Environmental Protection Agency, approved the finding of conformity for the Transportation Improvement Program and the Regional Transportation Plan, as amended that were approved by the Regional Council on June 23, 2004.

Mr. Smith reported that the Sixth Desert Peaks Awards was a great success. He said that survey feedback indicated that people preferred the casual atmosphere and to hold the event every other year. Mr. Smith reported that a record amount of sponsorships was received, which helped to reduce the cost of the event by more than half of the cost of previous events.

Mr. Smith introduced a new MAG staff member, Gary Dunagan. Mr. Dunagan is the Budget and Grants Analyst in the Fiscal Services Division, replacing a staff member who moved out of state.

Mr. Smith introduced John Godec, who announced that the MAG video featuring the Regional Transportation Plan received a Pegasus Award of Excellence in a national competition of video productions. He said the Pegasus Awards were developed by video professionals to applaud producers of educational and governmental videos. Mr. Godec stated that the video was produced jointly by MAG staff, Godec, Randal & Associates, Gunn Communications, and Small Feat Productions. A portion of the winning video was played. Mr. Godec presented the award to Chairman Hawker.

5. Approval of Consent Agenda

Chairman 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 committee can request that an item be removed from the consent agenda and considered individually. Chairman Hawker stated that agenda items #5A through #5G were on the consent agenda. No requests were received from the Council to hear an item individually.

Chairman Hawker recognized public comment from Ms. Barker, who was not present.

Chairman Hawker recognized public comment from Mr. Crowley, who stated that there was insufficient time to appropriately comment on all of the consent items. He said that no input on the East Valley extension from CTOC meetings was reflected in the information provided. Mr. Crowley pointed out that 60 percent of Maricopa County lies west of Loop 303. He said that the Plan does not take care of CANAMEX that will be routed through this area. Mr. Crowley expressed concern for pollution

generated by Mexican trucks traveling within Maricopa County. He stated that a standard was needed to show that pollution is increasing. Chairman Hawker thanked Mr. Crowley for his comments.

Mayor Shafer moved to approve consent agenda items #5A, #5B, #5C, #5D, #5E, #5F, and #5G. Mayor Drake seconded, and the motion carried unanimously.

5A. Approval of the June 23, 2004 Meeting Minutes

The Regional Council, by consent, approved the June 23, 2004 meeting minutes.

5B. Enhancement Funds Working Group Round XII 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, viz: Local Projects: Phoenix, Arcadia Portal Multi-Use Trail Enhancement Project; Tempe, Tempe Bike Station at Downtown Tempe Transit Center; Glendale, Old Roma Alley Pedestrian Enhancements and Landscape Beautification; Phoenix, Historic Street Light Rehabilitation Project; Cave Creek, Town Core Pedestrian Pathway (The Walk); Goodyear, Bullard Wash Multi-Use Path; Peoria, 84th Avenue Streetscape Improvement Project; Mesa, South Canal Multi-Use Path; Tempe, Tempe Crosscut Canal Multi-Use Path Phase II; Phoenix, Downtown Gateway Pedestrian Enhancement Project; Glendale, Grand Canal Linear Park and Trail Development (75th Ave. to 83rd Ave.); ASU East, Backus Mall; Maricopa County, Maricopa Trail from I-17 West to Lake Pleasant; Chandler, Bus Stops.

State Projects: Wickenburg/ADOT, U.S. 60 Multi-Use Path; Glendale/ADOT, Bicycle-Pedestrian Bridge (63rd Ave. at Loop 101); Goodyear/ADOT, Litchfield Road and Estrella Parkway at I-10 Beautification; Chandler/ADOT, Bicycle Lanes, Chandler Blvd. through Price/Loop 101 Corridor; Wickenburg/ ADOT, U.S. 60 Multi-Use Path; Glendale/ADOT, Bicycle-Pedestrian Bridge (63rd Ave. at Loop 101); Goodyear/ADOT, Litchfield Road and Estrella Parkway at I-10 Beautification; Chandler/ADOT, Bicycle Lanes, Chandler Blvd. through Price/Loop 101 Corridor.

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 2004, after MAG was notified by ADOT that Round XII Enhancement Fund applications will be due in early September 2004, MAG member agencies were informed of the availability of the funding and 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, scenic and historic preservation, billboard removal, archaeological research, and other projects that are related to the surface transportation system. This year, 17 enhancement fund applications for projects on local roads were received totaling \$7,778,758 with approximately \$7.5 million available statewide. Four applications for projects on ADOT right-of-way were received totaling \$3,608,331 with approximately \$5.5 million available statewide. One local application was withdrawn at the request of the applicant and two other local applications were not considered because they were submitted late.

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. The Working Group recommended that the ranked applications be forwarded to ADOT for consideration by the TERC. The Management Committee concurred with the Working Group's recommendation.

5C. Proposed Amendment and Administrative Adjustment to the FY 2004-2007 Transportation Improvement Program for ADOT Highway Projects

The Regional Council, by consent, approved an amendment and/or administrative adjustment to the FY 2004-2007 Transportation Improvement Program to add, delete, or make changes to some State Highway Program projects as shown on the table attached to the agenda material. On November 25, 2003, the FY 2004-2007 MAG Transportation Improvement Program (TIP) was approved by the MAG Regional Council. On June 18, 2004, the Arizona State Transportation Board approved the FY 2005-2009 State Highway Program and there have been several changes to projects listed in the previous program. As the FY 2005-2009 MAG TIP is not being developed, MAG staff has conducted an analysis of the ADOT changes and has produced a list of TIP amendments and/or administrative adjustments necessary to ensure that the 2005-2009 State Highway program and the FY 2004-2007 MAG TIP conform. On July 14, 2004, the Management Committee recommended approval of a TIP amendment/administrative adjustment for the changed projects, as shown in the attached Table.

5D. Federal Fiscal Year 2004 Final Closeout and Amendment/Adjustments to the FY 2004-2007 MAG Transportation Improvement Program

The Regional Council, by consent, approved the final closeout of Federal FY 2004, as shown in the attached Tables and amended/adjusted the FY 2004-2007 MAG TIP to allow the projects to proceed, viz:

Table One, Projects Requested to be Deferred From FY 2004 To FY 2005 or Later: Chandler, Ryan Rd: Arizona Ave to Consolidated Canal; Pave dirt road, FY 2005, \$162,000; Chandler, Alma School Rd at Warner Rd; Widen for dual left turn lanes in all directions and add auxiliary lanes, FY 2005, \$3,369,900; Chandler, 56th St at Chandler Blvd; Construct right turns on the north, east and westbound approaches, FY 2005, \$196,000; Chandler, Arizona Ave: Elliot Rd to Chandler Blvd; Fibre optic system, FY 2005, \$235,750; Chandler, Consolidated Canal: Ryan Rd to Riggs Rd; Construct multi-use path along canal, FY 2005, \$707,250; Gilbert, Gilbert Rd: US-60 to Guadalupe; & US-60: Dobson to Gilbert; Install fiber & conduit (joint with Mesa to link ATMS), FY 2005, \$400,660; Glendale, Bell Rd: 51st Ave to 83rd Ave; Install signal system (phase 2), FY 2005, \$665,000; Goodyear, Litchfield Rd: Wigwam Blvd to MC 85; Install conduit and fiber cabling (smart corridor), FY 2005, \$500,000; Guadalupe, Avenida Del Yaqui; Install fire station signal (STP-MAG), FY 2005, \$47,000; MCDOT, PM-10 roads various locations; Paving of dirt roads, Partial, FY 2005, \$1,680,000; MCDOT, Bell Rd: Grand Ave to Loop 101; Real-time traffic coordination and messaging system, FY 2005, \$775,000; Mesa, Country Club Dr: 8th Ave to Baseline Rd (including US-60 TI); Install real-time adaptive signal system, 2006, \$788,810;

Mesa, Various locations; Pave dirt roads (phase 1), FY 2005, \$500,000; Mesa, Consolidated Canal: Lindsay Rd to Baseline Rd; multi-use path, FY 2005, \$447,925; Peoria, Carefree Hwy: Lake Pleasant to Beardsley Cnl; Pave dirt road, FY 2005, \$845,000; Peoria, Grand Ave at 83rd Ave and Peoria Ave; At-Grade Ped. Proj, FY 2005, \$714,123; Peoria, New River Rd: Northern to Peoria Aves; Construct multi-use path, FY 2005, \$571,142; Phoenix, Grand Canal at I-17; Construct bicycle grade separation, FY 2005, \$3,300,500; Scottsdale, Pima Rd: Via Linda to Inner Circle; multi-use path/overpass, FY 2005, \$1,372,290; Tempe, Mill Avenue and Southern Avenue Pedestrian Enhancement, FY 2005, \$317,100; Tempe, Rio Salado Pkwy: Mill Ave to Priest Dr; Construct multi-use path on south bank (Rio Salado), FY 2005, \$943,000; Tempe, Curry Rd: Scottsdale Rd to McClintock Dr; Design and construct pedestrian facilities, FY 2005, \$438,200; Tempe, Western Canal: Price Rd to Kiwanis Park - Phase 1; Design and construct multi-use path, FY 2005, \$1,250,000; Tempe, Western Canal: Ken McDonald GC to Baseline Rd (phase 2); Construct multi-use path, FY 2005, \$1,600,000.

Table Two, FFY 2004 Final Close out - Projects Recommended. Projects in Priority Order for Currently Available Funds and Expected Redistributed Funds (expected to receive funding from currently available funds.): VM Rail, Regionwide: fixed guideway corridor; design, acquire r/w and construct, \$200,000; ADOT, 60 at Gilbert Rd; Add turning lanes at interchange (1 of 2), \$600,000; Glendale, Bell Rd at 59th and Glendale Aves; Purchase new signal controllers, \$812,360; (Remaining projects plus all of those in Table Three, in order of priority, will be funded if any further projects drop out, or if any supplemental or redistributed obligation authority is received): Phoenix, Phase B of Phoenix Regional ITS Fiber Optic Backbone; Design phase, \$943,000; ADOT, 60 at Gilbert Rd; Add turning lanes at interchange (2 of 2), \$600,000.

Table Three, FFY 2004 Close out - Additional Projects. Projects in Priority Order for Any Further Funds if Table Two is Exhausted: Chandler, Citywide: purchase traffic signal cabinets, \$100,000; Scottsdale, Crosscut Canal: McDowell Rd to Thomas Rd; Design multi-use path, \$100,000; VM Rail, Regionwide: fixed guideway corridor; design, acquire r/w and construct, \$100,000; MCDOT, Sky Harbor Airport: Car Rental Facility Traveler Information Dissemination Proj, \$371,542; Chandler, Citywide: Purchase wireless traffic communications equipment, \$94,300; Chandler, Citywide: purchase traffic signal cabinets, \$461,085.. On June 23, 2004, the Regional Council approved a list of projects to be deferred from FFY 2004 to FFY 2005 or later and approved a list of projects to utilize the funds that are expected to be available as part of the Year End Closeout process. These projects included some contingency projects that could use any additional, supplemental or redistributed obligation authority that may be received. Since that time, five further projects have requested to be deferred. The complete list of contingency projects has now been funded with currently available funds and there is a surplus of approximately \$1.6 million. At its June 29, 2004, meeting, the Transportation Review Committee (TRC) agreed that the four additional projects be deferred and recommended a list of prioritized contingency projects that can utilize the currently available funds, plus any additional Final FFY 2004 Closeout funds that may become available. On July 14, 2004, the Management Committee concurred with the recommendation of the TRC.

5E. Draft FY 2006-2010 MAG TIP Guidance Report

The Regional Council, by consent, accepted the Draft FY 2006-2010 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 (TGR) that 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 and Management Committee recommended acceptance of the FY 2006-2010 MAG TGR.

5F. Conformity Consultation

MAG is conducting consultation on a conformity assessment for an amendment to the FY 2004-2007 MAG Transportation Improvement Program (TIP). The amendment includes projects as part of the Federal FY 2004 Final Closeout of the MAG Federally Funded Program. In addition, the amendment includes Arizona Department of Transportation changes to some State Highway Program projects for consistency between the FY 2005-2009 State Highway Program currently being developed by ADOT and the FY 2004-2007 MAG TIP. The amendment includes projects that may be categorized as exempt from conformity determinations and minor project revisions that do not require conformity determinations. This item was on the agenda for consultation.

5G. Department of Housing and Urban Development Stuart B. McKinney Continuum of Care Consolidated Application Process for Maricopa County

On December 18, 1999, the Regional Council approved MAG becoming the responsible entity for a year round planning process. This includes the submittal of the Department of Housing and Urban Development (HUD) Stuart B. McKinney Continuum of Care Consolidated Application for Maricopa County. The Continuum of Care grant supports permanent and transitional housing services. It is anticipated that the region could receive up to \$17 million in 2004. Last year, the region received \$15.9 million. This year, MAG received 49 renewal applications and eight new applications. A ranking and review process, administered by Valley of the Sun United Way, was provided to the Management Committee for review. Those rankings were then strategically ranked on July 16th and presented for review by the Regional Council Executive Committee on July 19th.

6. Requested Change to the MAG Regional Freeway Program

Eric Anderson reported on the Arizona Department of Transportation request for a material change to the FY 2004 MAG Regional Freeway Program for the four and one-half mile segment of the Red Mountain Freeway, from Power Road to University Drive. He noted that final cost estimates have shown a cost increase of \$54 million. Mr. Anderson advised that state statute requires that MAG approve any change in priorities, new projects, or requests that materially increase the cost of a project. Mr. Anderson provided a history of the project's cost history. He said that this is one of the most challenging segments in the entire freeway system because of physical constraints and growth. Mr. Anderson reviewed the changes to the project, which included earthwork, drainage and freeway levee items, pavement quantity increases, and structure items. He advised that MAG has examined the need for this change and found that it is warranted. Mr. Anderson noted that a review of the net impact of this change indicates that the cash balances for the MAG Regional Freeway Program are adequate to accommodate the requested changes. He stated that the Life Cycle Budget process, which has been in place since 1992, has been a major factor in being able to address these kinds of freeway program changes.

Vice Mayor Bilsten moved to approve the cost increase for the Red Mountain Freeway from Power Road to University Drive. Mayor Scruggs seconded, and the motion carried unanimously.

7. Update on Maricopa County Fugitive Dust Control Rules

Lindy Bauer addressed the Council on PM-10 issues facing the region. She said that the region must be in compliance by 2006, with no violations in 2004, 2005 and 2006 to reach attainment. Ms. Bauer stated that the PM-10 air quality monitor at 43rd Avenue has already had high readings in the first half of 2004. She said that both the public and private sectors have been working hard to reduce these numbers. Ms. Bauer advised that if violations continue, the region must implement a plan that will show a five percent reduction in PM-10 emissions each year until attainment is reached. She stated that this is a severe consequence. Ms. Bauer introduced Colleen McKaughan, EPA Region IX.

Ms. McKaughan addressed the Council on PM-10 issues facing the region. She said that EPA is requesting the support of ADEQ and County efforts by MAG to get additional controls and measures in place. Ms. McKaughan stated that the region is a PM-10 nonattainment area with an approved PM-10 Serious Area Plan that has withstood a lawsuit. She said that the State has strengthened measures for the Salt River area. Ms. McKaughan stated that there is sufficient time to demonstrate attainment by 2006 if everyone focuses on solution of the problem. She said that the County is trying to hire additional personnel and implement new requirements. Ms. McKaughan advised that 25 to 30 County inspectors are needed. She requested that member agencies support the County's efforts to fund these positions. Ms. McKaughan stated that EPA feels the added inspectors are vital. She said that noncompliance has been witnessed throughout the entire region. Ms. McKaughan stated that she would like to ensure that people get the message that there are regulations and consequences for dust pollution. She added that a five percent reduction plan would be quite demanding for a region already implementing some of the most stringent measures in the country.

Al Brown, Maricopa County Environmental Services Department, stated that Rule 310, which applies to dust generating operations, was recently revised, and the new requirements have implications. Mr. Brown noted that the County is in the process of revising earthmoving application forms, revising Rule 310 guidance in regard to minimum water availability, and updating the training of inspectors on fugitive dust sources. He stated that since the County started the enhanced program of enforcement in May 2000, 915 notices of violations have been issued, and approximately \$1.6 million in penalties have been collected. Mr. Brown said that the County will be hiring 12 new inspectors using bridge balance funds. He added the County wants to have a fee package at the end of the year to sustain inspectors. Mr. Brown stated that the County plans to address recidivism of violations, with higher penalties for repeat violators. Mr. Brown stated that an open area/vacant lot inspection program needs to be developed. He added that future rule changes include revising Rule 310 fugitive dust from open areas, vacant lots, unpaved parking lots, and unpaved roads; enhancement of Rule 316 non-metallic mineral processing; and development of a new rule for brick and clay product manufacturing.

David Martin from the Arizona Chapter of Associated General Contractors, presented a slide show of photographs that he and Rusty Bowers from the Rock Products Association had taken of "hot spots" in the Salt River area. Mr. Martin explained that the pictures showed that some of the roads are paved with unpaved right-of-way. He stated that this is a concern because of fugitive dust emissions and trackout.

Mr. Martin's pictures also showed the problem of illegal ingress and ingress to the Salt River bottom. He said that Mr. Bowers wants to partner with the County and State on placing excess concrete as barriers about six feet in height that will thwart people who tear down fences to gain entry to the area. Mr. Martin proposed a solution of notification upon issuance of permits. He stated that he would like the County to research exceptional events and urged the County to acquire bridge funds for dust control use. He commented that he would like to find a long term solution—to create a corpus for the County to solve this problem. Mr. Martin noted that the Legislature swept air quality funding for two years. He stated that Arizona Rock Products and Associated General Contractors are committed to working with MAG, ADEQ, and EPA to solve this problem.

Mike Ellegood, Director of Maricopa County Department of Transportation and Public Works, displayed aerial photos of the Salt River monitor area. He said that MAG, the County and the City of Phoenix met to discuss solutions to the problem in this area. Mr. Ellegood reviewed steps being taken. He said that a project to pave unpaved shoulders will begin shortly and should be finished by August 13th. He added that the material companies have promised him their complete cooperation and have volunteered to sweep the streets. Mr. Ellegood stated that half of the street is within the City of Phoenix. Phoenix has agreed to provide maintenance by sweeping the street, and the County will pave. Mr. Ellegood explained the new "Dust Busters" program, and provided informational materials. He said that 22 inspectors from his department have attended classes to train them in assisting the inspectors in the Environmental Services Department. An additional 22 inspectors will be trained shortly.

Chairman Hawker recognized public comment from Mr. Crowley, who asked how much of the dust is organic or inorganic. Mr. Crowley stated that he would like more city and county cooperation on this. He suggested that building inspectors become more aware of the problem and violators. Mr. Crowley stated that the heat island part is causing a greater problem. He added that any County road project gets bicycle, transit, and pedestrian facilities. Cities and the State are not doing this. Mr. Crowley commented that he did not want Mr. Bowers dumping his wasted concrete in the area. It should be done to be aesthetically pleasing. Chairman Hawker thanked Mr. Crowley for his comments.

Chairman Hawker asked Mr. Smith to inform members of possible actions that could be considered. Mr. Smith stated that the fact that a representative from EPA had traveled to the meeting to update the Council and there were five presentations given indicate the importance of the situation. He indicated that we are out of time and mentioned that the consequences could be significant if the PM-10 issue is not addressed within the next six months. Mr. Smith stated that cities will need to redouble their sweeping efforts. He said that MAG could encourage the County to get 25 to 30 inspectors as soon as possible, and possibly utilize other staff. Mr. Smith stated that MAG could support the Board of Supervisors in increasing the fee schedule so there will be a funding source. In addition, MAG could ensure the Legislature does not sweep funding. Mr. Smith noted that it is appalling what encroachers are doing in the riverbed.

Mayor Keegan suggested adding the adoption of dust abatement as a part of the permitting process that includes training member agency inspectors to help out with enforcement. Mayor Keegan also suggested that recreational vehicle dealers could provide information to vehicle buyers of the severity of the problem and that they could be ticketed for violations.

Mayor Dunn moved that the MAG Regional Council acknowledge the need for a partnership between municipalities, the County, and business and agriculture and that this partnership work to assist in gaining the necessary resources to fund 25 to 30 additional inspectors to enforce Rule 310. Mayor Dunn further stated that he felt immediate action needs to be taken to reduce PM-10 pollution throughout the region, with special attention to areas located near the monitors. Supervisor Wilson seconded.

Mayor Shafer extended her appreciation to the County Supervisors and the Environmental Department on their efforts for a gravel pit problem in her city. She said that her city had nothing but cooperation from them.

Councilmember Wayne Ecton stated that a significant improvement cannot be expected without sufficient enforcement staff. He asked if the motion included fines as a tool. Councilmember Ecton also asked what would be the penalty if the region did not demonstrate attainment after the five percent reduction plan? Ms. Bauer explained that the EPA would allow time to correct a plan it found deficient. If the situation is not corrected, EPA could levy sanctions—a two-to-one offset for business and industry, and possibly the loss of federal highway funds. Councilmember Ecton stated that this clarifies the importance of taking action on this matter. He stated that improving the County rules is good, but not without enforcement. Councilmember Ecton stated that we need partnering and he supported the motion.

Chairman Hawker asked the County how this motion would affect them and how they would address it if passed. Mr. Brown replied that he thought the motion was excellent and compatible with the County's intentions. He said that the Supervisors want to do more and make it a successful effort. Mr. Brown added that the County welcomes training member agency inspectors. Chairman Hawker requested that a model be sent to member agencies.

Mr. Ellegood stated his support for the motion and his comments echoed that of Mr. Brown. Mr. Ellegood added that the County needs member agency help and eyes, especially in trespassing situations and at construction sites.

Mayor Scruggs asked if places frequented by recreational vehicles had posted trespassing and penalty signs and who would be responsible for the signs? Mr. Ellegood stated that the County posts signs on its property. He explained the extensive vandalism to these signs. Mr. Ellegood stated that the Flood Control District owns 25,000 acres, where people trespass every weekend. He reported that the County worked closely with the City of Phoenix using Flood Control Department money to subsidize policing efforts in a certain troublesome area. He added that the vandals just moved to another location. Mr. Ellegood stated that the County needs to work with member agencies. This needs to be a sustained effort and way of doing business. Mayor Scruggs stated that notification on signs is a prerequisite because some recreational vehicle users do not realize that what they are doing is illegal.

Vice Mayor Eck commented on the problems his city has had on State land in the area. He said that enforcement efforts included fences and officers who educated recreational vehicle users that they could not ride in the area and sometimes wrote citations. Vice Mayor Eck stated that a track was built in the area and that helped immensely. He also expressed concern with water usage at construction sites because of the water shortage.

With no further discussion, the vote taken on the motion passed unanimously.

8. Maricopa Regional Arts and Culture Task Force

This item was deferred to the September meeting.

9. Preparations for Conducting the 2005 Census Survey

Harry Wolfe reported on preparations for the upcoming 2005 Census Survey. He stated that the Survey is important because the 2005 population figures will be used to distribute nearly \$1 billion in state shared revenue annually from 2006 to 2010. Mr. Wolfe stated that a table and a letter had been sent to member agencies notifying them of the schedule for their payment of the costs of the Survey. He added that invoices will be sent July 1, 2005, with payment due by July 30, 2005. Mr. Wolfe informed members of the office space, equipment and supplies that will be needed to conduct a successful Survey. He stated that at the September Management Committee meeting, staff will present the timeline and request a recommendation on an oversight committee for the Survey.

Chairman Hawker thanked Mr. Wolfe for his report. He asked the consequences if a member agency did not pay its share. Mr. Smith replied that MAG had never had a member agency that did not pay.

10. 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.

Chairman Hawker extended his congratulations to Supervisor Don Stapley on being named the County Leader of the Year.

Mayor Cavanaugh introduced the new Assistant to the Goodyear City Council, Linda Snidecor.

Mayor Hull introduced Buckeye's Interim Town Manager, Carroll Reynolds.

There being no further business, the meeting adjourned at 6:20 p.m.

Chair

Secretary