

SPECIAL NOTICE REGARDING PUBLIC MEETINGS

Due to the risks to public health caused by the possible spread of the COVID-19 virus at public gatherings, the Maricopa Association of Governments has determined that public meetings will be indefinitely held through technological means. Meetings will be open to the public through technological means. In reliance on, and compliance with, the March 13, 2020, Opinion issued by Attorney General Mark Brnovich, the Maricopa Association of Governments provides this special advance notice of the technological means through which public meetings may be accessed. While this special notice is in effect, public comment at meetings will only be accepted through written submissions, which may or may not be read aloud during meetings.

To attend the meeting noticed below by technological means, members of the public may:

1. To watch a live video stream of the meeting, [click here to go to MAG's YouTube channel](#).
2. Members of the public may submit written comments relating to this meeting to azmag.gov/comment. Comments may be sent at any time leading up to the meeting, but must be received at least one hour prior to the posted start time for the meeting.

If any member of the public has difficulty connecting to the meeting, please contact MAG at (602) 254-6300 for support.

October 13, 2020

TO: Members of the MAG Regional Council Executive Committee

FROM: Mayor Jerry P. Weiers, Glendale, Chair

SUBJECT: REVISED NOTIFICATION OF THE MEETING AND TRANSMITTAL OF TENTATIVE AGENDA

October 19, 2020 12:00 Noon
VIRTUAL MEETING

This agenda has been revised to allow for a change to agenda item 5, Approval Requested to Extend and Expand Fiscal Year 2020 Meeting and Office Space Safety Assessment Consultant Contract.

The Executive Committee meeting has been scheduled at the time noted above. The meeting will be **held as a virtual meeting only**, with no in-person attendance options available at this time. Instructions on how to participate will be provided to members of the committee. Members of the public will be able to view and listen to the meeting via a live video stream. You can watch the meeting online by [clicking here to go to MAG's YouTube channel](#). Public comments can be provided in written format through the MAG website at azmag.gov/comment. If you have questions, please contact the MAG office at (602) 254-6300.

In 1996, the Regional Council approved a simple majority quorum for all MAG advisory committees. If the Executive Committee does not meet the quorum requirement, members who have joined the meeting will be notified that a legal meeting cannot occur and the meeting will end. Your participation in the meeting is strongly encouraged.

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 regarding the meeting, please contact MAG at (602) 254-6300.



MAG Executive Committee

TENTATIVE AGENDA

October 19, 2020

1. **Call to Order**

2. **Call to the Audience**

An opportunity will be provided to members of the public to provide input through written comment to the Executive Committee on items that are not on the agenda that are within the jurisdiction of MAG, or on items on the agenda for discussion but not for action. Members of the public are asked to submit written comments related to this meeting through the MAG website at azmag.gov/comment, and indicate for which meeting the comment is intended. Comments may be sent at any time leading up to the meeting, but must be received at least one hour prior to the posted start time for the meeting. Comments received prior to the deadline will be read aloud during the meeting. Comments must not exceed three minutes in length. A total of 15 minutes will be provided for the Call to the Audience agenda item, unless the Executive Committee requests an exception to this limit. Please note that comments received for agenda items posted for action will be read at the time the item is heard.

Action Requested:
Information.

3. **Approval of Consent Agenda**

Committee 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 (*).

Action Requested:

Approval of the consent agenda.

ITEMS PROPOSED FOR CONSENT *

***3A. Approval of the September 21, 2020, Meeting Minutes**

Action Requested:

Approval.

***3B. Consultant Selection for the Fiscal Year 2021-2025 *Don't Trash Arizona* Litter Prevention and Education Program**

The *Don't Trash Arizona* Litter Education program is designed to increase awareness of the environmental, economic, safety, and health effects of litter on our regional roadway system and change littering behavior. On July 21, 2020, MAG issued a Request for Proposals from qualified consultants with the resources, experience, and abilities to provide an array of communication services to continue the *Don't Trash Arizona* program for FY 2021 to FY 2025, contingent upon funding availability.

On August 28, 2020, MAG received proposals from four qualified consultants in response to the Request for Proposals. Based on evaluation criteria, a seven-member multidisciplinary evaluation panel selected two consultants for in-person interviews. After group discussion and consensus, the evaluation team unanimously recommended to MAG that Off Madison Avenue be selected as the consultant to develop and implement the FY 2021-2025 Litter Prevention and Education Program, at a cost not to exceed \$1,500,000 for the five-year period, with an anticipated annual budget of \$300,000. The Program will be contingent upon annual Litter Education funding availability approved through the Unified Planning Work Program and Annual Budget and consultant performance. Please refer to the enclosed material.

Action Requested:

Approval that Off Madison Avenue be selected to design and implement the FY 2021-2025 *Don't Trash Arizona* Litter Prevention and Education Program, for an amount not to exceed \$1,500,000, with an annual expenditure of \$300,000,

contingent upon funding availability and approval, and that the contract will have a five-year term from the effective date.

ITEMS PROPOSED TO BE HEARD

4. **Fiscal Year 2020 Meeting and Office Space Safety Assessment Findings**

On April 13, 2020, the MAG Regional Council Executive Committee approved the selection of Triad Consulting and System Design Group, LLC to conduct a safety assessment of the MAG meeting and office space. The decision to assess the physical space was done out of a proactive commitment to provide a work environment that is safe as well as welcoming. Throughout the assessment, the consultant coordinated closely with MAG, member agencies, and the City of Phoenix as the owner of the 302 N 1st Avenue building. The assessment included key informant interviews, an analysis of floor plans, a virtual walk through of the meeting and office space, and the significant expertise of the consultant team. On the basis of this assessment, the consultant developed a risk register, training materials, and a Security Assessment and Strategies Report with a range of strategies varying in cost and profile. The consultant team will provide an overview of the process to conduct the assessment, the strategies, and implementation opportunities and considerations. Please refer to the confidential Security Assessment and Strategies Report. Please do not circulate the report.

Action Requested:

Information, discussion and possible action to recess the meeting to conduct an executive session to discuss a safety assessment of MAG meeting and office space with Triad Consulting and System Design Group, LLC, pursuant to any purpose allowed by ARS 38-431.03 including without limitation ARS 38-431.03(A)(9).

5. **Approval Requested to Extend and Expand Fiscal Year 2020 Meeting and Office Space Safety Assessment Consultant Contract**

On April 13, 2020, the MAG Regional Council Executive Committee approved the selection of Triad Consulting and System Design Group, LLC to conduct a safety assessment of the MAG meeting and office space for an amount not to exceed \$24,945 by December 31, 2020. The consultant has satisfactorily

completed the scope of work and produced a detailed safety assessment of the MAG meeting and office space at 302 North 1st Avenue in Phoenix. The strategies presented in the consultant's report have been reviewed by MAG and the City of Phoenix as owner of the building. Approval is requested to amend the contract to have the consultant assist with the implementation of the prioritized strategies in the plan. This amendment includes extending the period of the contract to June 30, 2021, and adding \$33,550 to support the additional implementation activities in the scope of work for a total not to exceed \$58,495.

Action Requested:

Approval to amend the contract with Triad Consulting and System Design Group, LLC to extend the period to June 30, 2021, and to add \$33,550 to the funding available for the contract for a total not to exceed \$58,495.

6. MAG Executive Director Performance Evaluation Six-Month Review

On April 13, 2020, pursuant Section 2.01(5) of MAG's Committee Operating Policies and Procedures (Policies and Procedures), the Regional Council Executive Committee conducted its annual performance evaluation of the MAG Executive Director, Eric Anderson. Mr. Anderson's performance was determined to be uniformly positive.

Simultaneously, pursuant Section 2.01(3) of the Policies and Procedures, the Executive Committee reviewed Mr. Anderson's compensation provided to him under his Employment Agreement. The Executive Council determined that, notwithstanding the positive review, current economic conditions in Maricopa County caused by the COVID-19 pandemic dictated that Mr. Anderson's compensation should not be increased at this time but would be reviewed again in six months.

The Executive Committee may vote to recess the meeting and go into executive session to discuss personnel matters relating to the MAG Executive Director's prior performance evaluation and/or compensation. The meeting may then be reconvened to take action regarding the prior positive performance evaluation and/or compensation. The authority for such an executive session is A.R.S. 38 431.03(A)(1).

Action Requested:

Information, discussion and possible action to recess the meeting to conduct an executive session to discuss the MAG Executive Director's prior performance evaluation and compensation issues. A.R.S. 38-431.03(A)(1). Possible action regarding the Executive Director's compensation.

7. Possible Action on the Compensation Package of the MAG Executive Director

The Executive Committee may reconvene the regular meeting to take action regarding the performance evaluation of the MAG Executive Director. Such action may include possible changes to the Executive Director's annual compensation and/or benefits as provided in the Employment Agreement.

Action Requested:

Information, discussion and possible action regarding the MAG Executive Director's performance evaluation.

8. Request for Future Agenda Items

Topics or issues of interest that the Executive Committee would like to have considered for discussion at a future meeting will be requested.

Action Requested:

Information.

9. Comments from the Committee

An opportunity will be provided for Executive Committee members to present a brief summary of current events. The Executive 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.

Action Requested:

Information.

Adjournment