

**ARIZONA STATE LEGISLATURE**  
**Forty-fifth Legislature – Second Regular Session**

**LEGISLATIVE GOVERNMENTAL MALL COMMISSION**

**Minutes of Meeting**  
**Wednesday, July 17, 2002 – 3:30 PM**  
**House Hearing Room 5**

**MEMBERS PRESENT:**

Tom Knapp, Chair	Bob Teel for Elliott Hibbs
Senator Tom Smith	Donald P. Keuth, Jr.
David Richert	Joy Rich
John Clements	

**MEMBERS ABSENT:**

Representative Roberta Voss	William McMullen
Norman Hintz	Leroy Brady
Polly Rosenbaum	

**STAFF PRESENT:**

Lucky Chesley, Legislative Research Analyst, Arizona House of Representatives

Chairman Knapp called the meeting to order at 3:33 p.m. and attendance was noted.

**Follow up on Grace Court School Redevelopment**

Chairman Knapp announced that there is nothing to report today on the Grace Court School Redevelopment item on the agenda.

**PRESENTATIONS**

**Revisions to the Industrial Commission's Generator Building**

Chairman Knapp stated that he and Mr. Thom Wilson, presenter, are both employed by the same company and he is the majority stockholder. Therefore, Chairman Knapp stated he will excuse himself as Chairman for this agenda item, and Senator Smith (non-voting member) would replace him in this discussion.

**Thom Wilson, Architect, TRK Architecture & Facilities Management, Inc.** stated that he represents the Industrial Commission of Arizona, and that TRK is in the process of major building renovations at 800 W. Washington Street. He indicated that the emergency generator building was first approved on October

17, 2000 (see letter dated October 18, 2000 attached to handout). He provided a handout outlining TRK's request for approval of additional items regarding exterior work on the property (Attachment A). He stated he is present to seek approval for exterior stairs leading to the parking garage, and to extend covered parking on the north side of the facility.

Mr. Wilson stated that one of the conditions of the Commission was that horizontal architectural elements be incorporated from the main building. He said the owner of the building approved that item as well as the City of Phoenix and a building permit has been issued. He commented that following approval of the facility, the owner made a change that required increasing the length of the building. He said he is present to seek approval of that change. He pointed out that Drawing #1 shows the original location of the building as approved by the Commission. He noted that Drawing #2 highlights the increase in the size of the building from 35' 8" to 48' 8" long because of the increased size of the generator. Due to the increased length of the wall, the dumpster enclosure had to be relocated. The dumpster enclosure will be concrete masonry with the same finish and appearance as the boundary walls on that property at the present time. He stated that the building remains at 19' 8" in height, which is consistent with the two-story building on the site. He said Drawing #2A is a close-up version of Drawing #2. Mr. Wilson stated that this item has been forwarded to the City of Phoenix for permitting of the increase in size, and the City has requested approval by this Commission.

Senator Smith asked whether the City has tentatively approved the increase in size. Mr. Wilson replied that the City is waiting for the Commission to respond. Senator Smith asked whether the 13' increase in length would have any impact on the main building. Mr. Wilson responded in his opinion it does not, and is solely to accommodate the equipment that the owner has purchased.

Mr. Teel asked whether the trash container would be visible from the street. Mr. Wilson responded that the enclosure walls will be the same height as the trash container.

**Mr. Keuth moved for approval of this item as discussed and highlighted on Drawing #2, which was seconded by Mr. Richert. The motion CARRIED by voice vote.**

Mr. Wilson explained the need for two additional exterior stairs at the top level of the parking garage for security reasons. The construction of the two stairs would necessitate removal of certain trees (Drawing #2A). He noted that the stairwells will remain to be used by employees, who will gain access with cards. He stated that the City has requested these items receive approval by the Commission. In response to Mr. Clements, Mr. Wilson stated that the owner does not have any plans to enclose the stairwells with vegetation primarily for security reasons. He added the stairwells will be painted the same color as the building structure to

blend in with the building. Mr. Clements stated that it would be helpful in the future to have elevation drawings submitted prior to voting on this type of item. Mr. Wilson replied he would be happy to provide that information.

**Mr. Keuth moved for approval of the addition of two stairs on the east side of the parking garage and the removal of two trees, which was seconded by Mr. Richert. The motion CARRIED by voice vote.**

Mr. Wilson explained the item highlighted on Drawing #3 regarding a request for additional covered parking spaces.

Mr. Teel asked whether anyone from the Department of Administration (ADOA) is familiar with this item. Mr. Wilson explained that this is a unique situation and the project under construction is the first time that the building has been declared under the control of the City of Phoenix rather than the State. He said all permitting approval is handled by the City of Phoenix, and ADOA has no control over the building. Mr. Teel said ADOA would probably be interested in reviewing the project from an architectural standpoint.

**Roger Burna, General Manager for General Services, ADOA,** stated the Industrial Commission is not in the ADOA building system. He said ADOA has not had any plan review or maintenance authority in that building. He said ADOA is proceeding the same way as any other private developer would build in the Capitol Mall area, which is to go through the City of Phoenix. He said many City and County issues are only brought to the attention of ADOA after review by the Industrial Commission. He understands the request includes additional canopied parking spaces and stairs for the parking garage.

Mr. Richert suggested perhaps these types of items could be made available for review by ADOA prior to an agenda being distributed. Senator Smith stated it would be a matter of courtesy to provide a copy to ADOA with no approval required. Mr. Wilson responded he would be glad to accommodate ADOA. Mr. Richert said it would be helpful to have all the information available prior to meetings of the Industrial Commission and the approval process.

**Mr. Keuth moved for approval on a parking cover for additional parking spaces, which was seconded by Mr. Richert. The motion CARRIED by voice vote.**

Mr. Wilson stated he would like to submit a recommended wording of the letter to the City of Phoenix to include the additional items as approved. Senator Smith asked Mr. Chesley to handle that request.

## **Mines and Mineral Museum Mural**

**Scott Boland, Curator of Education, Department of Mines and Mineral Resources, Arizona Mining and Mineral Museum** presented an update since the initial presentation at the January meeting. He reviewed the plans for the outside exhibits including the tire, bucket, and mural. He explained the issue of the color of the truck in the mural and distributed photo handouts of the mural as well as the tire that is installed in front of the museum (Attachment B). He said approximately 20,000 children visit the museum annually. He indicated that the artist of the mural project, Bonnie Milster, was present to answer any questions. Mr. Keuth said that the name of the manufacturer should be deleted from the truck unless it is being paid for by the manufacturer. Ms. Milster confirmed that the naming rights are being handled through private funding.

**Mr. Richert moved for approval of the mural color scheme, which was seconded by Mr. Keuth.**

In response to Mr. Keuth, Ms. Milster explained that a clearcoat will be applied to protect against graffiti.

**The motion CARRIED by voice vote.**

## **Report from Subcommittee regarding Wesley Bolin Plaza and Memorials within the Plaza**

Mr. Clements stated that the subcommittee did not have the opportunity to meet on this issue. He said he would follow-up and report at the next meeting.

Senator Smith stated he reviewed the memorials and he noted that the only name not listed on the handout (Attachment C) is Father Braun, which was approved last year. He commented that the Vietnam Memorial is a magnificent tribute. Senator Smith noted that the Father Braun memorial would be located between items 15 and 16 as indicated on the handout.

## **Discussion on Development Guidelines and Suggested Changes**

Mr. Chesley clarified the suggested presentation format regarding the Development Guidelines (Attachment D). He indicated that Senator Smith and he reviewed the items, which resulted in the suggested format. He commented that any suggestions made for ease of presentations is advantageous for the Commission. Senator Smith stated that individuals appearing before the Commission with a presentation need to be aware of the requirements and expectations. Mr. Chesley noted that it is important for any presenter to make arrangements with the staff in the House of Representatives or the Senate in advance of any meetings of the Commission.

Mr. Chesley referred to item 3 in the handout and indicated that the presenters should submit the "action" desired to him in writing, and in turn, he will submit it to the Commission at least 24 hours in advance of a meeting. Senator Smith said it is very important to have the information at least 24 hours in advance so that the Commission is aware of any requests being submitted.

Chairman Knapp stated that if the presentation format is adopted, he would recommend deleting the word "suggested" in the title. Also, in item #3, second sentence, strike the first two words "Suggest presenters" and capitalize the word "write."

Mr. Keuth referred to item #1 regarding equipment and asked whether presenters are required to provide their own equipment. Mr. Chesley responded that the equipment is available, if he is notified in advance that it is needed for a presentation. Mr. Keuth suggested a statement be included that the equipment is available for presenters.

Mr. Clements referred to item #2 and asked whether the focus should be on those not agreeing to the development plan as opposed to those who do agree. He believes it may be better to ask the presenter to detail and delineate the issues that do not apply to the development guidelines. Mr. Chesley responded that although it is a good idea, he believes some confusion may result.

Senator Smith stated that he believes this item should not be voted at this time, and members should review it thoroughly prior to any action being taken. He referred to item #2 on the suggested presentation format and recommended deleting the second and third sentences.

Mr. Clements stated he agrees that item #3 is a good idea because there may be instances when the Commission is not provided enough information on the action desired. Mr. Chesley agreed that this item is perhaps the most important item on the list so that the Commission is fully informed.

Senator Smith referred to item #3 and suggested deleting the first two words in the third sentence. The sentence would then read "Get the information to the Senate or House staff member serving the Governmental Mall Commission five days in advance, and they will get the information to the members."

Mr. Chesley suggested moving item #3 as the first item, and the members agreed. Mr. Keuth suggested changing the first sentence in item #3 to read: "Be clear about what action you desire and why." Chairman Knapp asked if he is referring to the "why" as to the next step because the "why" is required by law. Mr. Keuth replied that the "why" could include many different facets other than statutory, such as clarification of a request made by the Commission in a previous meeting.

In response to Chairman Knapp's request, Mr. Chesley indicated he would make the changes discussed and email everyone on Thursday with the new wording. Mr. Clements stated it should be recognized that this is a living process that is subject to change at any time.

Mr. Keuth stated he would like to recommend for the next agenda that any presenters be forwarded a draft copy of the changes discussed today to enable them to be prepared. Chairman Knapp agreed that would be a good idea and Mr. Chesley said he would provide draft copies.

Chairman Knapp commented that the corrected format would be presented to the Commission at the next meeting for formal action. In the interim period, a draft copy would be forwarded to any presenters in preparation for the next meeting.

## **PUBLIC TESTIMONY**

There was no public testimony.

Mr. Teel stated that Tim Brand has accepted a position at the School Facilities Board. He announced that Mr. Roger Burna has accepted the position of General Manager for General Services at ADOA replacing Mr. Brand. Chairman Knapp and Commission members congratulated Mr. Burna on his new position with ADOA.

Chairman Knapp commended the individuals responsible for the new State buildings and said he was very impressed. Mr. Teel replied that \$300,000 will be saved annually from the amount that was being paid to the private sector for that space.

There being no further business, the meeting was adjourned at 4:26 p.m.

Respectfully submitted,

Nancy L. DeMichele  
Committee Secretary

(Tapes and attachments on file in the Secretary of the Senate's Office/Resource Center, Room 115.)