

## FLOOD CONTROL DISTRICT BOARD MINUTES

The Pima County Flood Control District Board met in regular session at their regular meeting place in the Pima County Administration Building (Hearing Room), 130 West Congress Street, Tucson, Arizona, at 9:00 a.m. on Tuesday, May 3, 2016. Upon roll call, those present and absent were as follows:

Present: Sharon Bronson, Chair  
Richard Elías, Vice Chair  
Ramón Valadez, Acting Chair  
Ally Miller, Member  
Ray Carroll, Member

Also Present: Chuck Huckelberry, County Administrator  
Thomas Weaver, Chief Civil Deputy County Attorney  
Robin Brigode, Clerk of the Board  
Charles Lopiccolo, Sergeant at Arms

### 1. **CONTRACT**

Gus Amado Jr. & Roberta Lehman, to provide a ground lease for property located in Section 29, T19S, R13E, General Fund, contract amount \$700.00 annual revenue/5 year term (CTN-PW-16-150)

It was moved by Supervisor Elías, seconded by Chair Bronson and unanimously carried by a 5-0 vote, to approve the item.

### 2. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 10:27 a.m.

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CHAIR

ATTEST:

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CLERK

## BOARD OF SUPERVISORS' MEETING MINUTES

The Pima County Board of Supervisors met in regular session at their regular meeting place in the Pima County Administration Building (Hearing Room), 130 West Congress Street, Tucson, Arizona, at 9:00 a.m. on Tuesday, May 3, 2016. Upon roll call, those present and absent were as follows:

Present: Sharon Bronson, Chair  
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Ramón Valadez, Acting Chair  
Ally Miller, Member  
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Also Present: Chuck Huckelberry, County Administrator  
Thomas Weaver, Chief Civil Deputy County Attorney  
Robin Brigode, Clerk of the Board  
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### 1. **INVOCATION**

The invocation was given by Pastor Tony Dawson, St. Paul's United Methodist Church.

### 2. **PLEDGE OF ALLEGIANCE**

All present joined in the Pledge of Allegiance.

### 3. **PERSONAL POINT OF PRIVILEGE**

Chair Bronson announced that the Caterpillar Surface Mining Division Headquarters was locating to downtown Tucson, would lease County-owned property at 97 East Congress, and added this was an economic development success for the region.

### 4. **PAUSE 4 PAWS**

The Pima County Animal Care Center showcased an animal available for adoption.

### **PRESENTATION/PROCLAMATION**

5. Presentation of a proclamation to Michael Reuwsaat, Priscilla Storm and Eric Ponce, YMCA, that recognizes and supports: "THE 2016 YMCA COMMUNITY MILITARY BALL"

It was moved by Chair Bronson, seconded by Supervisor Valadez and unanimously carried by a 5-0 vote, to approve the item. Supervisor Valadez made the presentation.

6. **CALL TO THE PUBLIC**

Joe Snell commented on Caterpillar, Inc., choosing Tucson for its Surface Mining Division Headquarters and thanked the Board for their efforts in making it possible.

Christopher Cole, Pima County Libertarian Party, addressed the Board regarding homelessness, Caterpillar, Inc., announcement and attitude of county government.

Martha Michaels, Sabino Town and Country Estates H.O.A., requested a prompt and dependable solution to road conditions in their neighborhood.

Linda Leedberg, Sabino Town and Country Estates H.O.A., spoke about the lack of road maintenance and requested improved road conditions in their neighborhood.

Richard Hernandez, spoke regarding Dia de los Niños and the children at Santa Clara Elementary School.

Paul Parisi, National Day of Prayer Committee, thanked the Board for their support and invited the community to the United for Tucson event.

Dennis Currie, commented on Caterpillar, Inc., and spoke regarding transportation funding concerns and development impact fees.

Gene Einfrank, President of Menlo Park Neighborhood Association, spoke in support of the Linda Avenue House Restoration Project.

Dr. James Webb presented concerns with the proposed roundabout and new entrance into Sabino Canyon National Park.

Raquel Baranow spoke regarding the Industrial Development Authority budget.

Brian Johnson spoke in support of the Affordable Housing Bond Projects.

7. **CONVENE TO EXECUTIVE SESSION**

It was moved by Supervisor Valadez and seconded by Supervisor Elías to convene to Executive Session at 9:51 a.m.

8. **RECONVENE**

The meeting reconvened at 10:01 a.m. All members were present.

## **EXECUTIVE SESSION**

9. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Frank Dionies, et al. v. Pima County and City of Tucson, Pima County Superior Case No. C20155895.

Thomas Weaver, Chief Civil Deputy County Attorney, stated the County Attorney's Office sought direction regarding the Offer of Judgement.

It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to accept the recommendation of the County Attorney's Office as discussed in Executive Session and not accept the Offer of Judgement.

## **COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION**

10. **Affordable Housing Bond Projects**

The Pima County Housing Commission and staff recommend approval of the following projects and authorization to begin the contract process, 2004 Bond Fund.

TMMFS Senior Housing Project \$545,000.00 (District 5);  
The Marist on Cathedral Square \$604,989.00 (District 2);  
The Sonora Project \$100,000.00 (District 5);  
The Ontario Project \$400,000.00 (District 5);  
The Linda Avenue House Restoration Project \$253,778.00 (District 5)

It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the item.

11. **Annual Action Plan**

RESOLUTION NO. 2016 - 32, of the Board of Supervisors, to approve submission of the Annual Action Plan 2016-2017 to the U.S. Department of Housing and Urban Development.

## **FY 2016/2017 Pima County Community Development Block Grant (CDBG) Program**

### **Applicant/Program/District/Activity/16-17 Request/Recommendation**

Ajo - International Sonoran Desert Alliance/Save the Ajo Plaza/3/pf/\$55,000/\$0

Ajo - International Sonoran Desert Alliance/Ajo Builds/3/hsg/\$40,000/\$40,000

Ajo - International Sonoran Desert Alliance/Ajo Works/3/ps/\$35,000/\$20,000

Ajo - Sun and Sage Productions/Life Enrichment - Poverty Intervention - Provide a Public Benefit Through Employment and Counseling/3/pf/\$46,950/\$0

Ajo - WALD, Inc./Ajo Youth Sports/3/pf/\$40,000/\$40,000

Ajo Ambulance, Inc./EMS Training Program/3/pf/\$150,000/\$0

Ajo Center for Sustainable Agriculture/"Adopt-a-Sonoran-Desert-Crop" Program: Preserving Agrobiodiversity Through Citizen Participation/3/ps/\$60,044/\$20,000

Ajo/Gibson Volunteer Fire Department/Ajo Fire New Turnout Gear/3/pf/\$77,037/\$0

Amado - Pasadera Behavioral Health Network, Inc./Amado Youth Center Building Improvements/3/pf/\$37,850/\$30,000

Amado - Pasadera Behavioral Health Network, Inc./Amado Teen Center Project/3/ps/\$43,200/\$0  
 Arivaca Community Center Inc./Wetlands solution to Sewage Issue/3/pf/\$45,000/\$125,000  
 Arivaca Coordinating Council - Arivaca Human Resources/Arivaca Coordinating Council - Arivaca Human Resources/3/pf/\$59,500/\$0  
 Avra Valley Fire District/Firefighter and Station Equipment, Upgrades, and Maintenance/3/infra/\$100,000/\$0  
 Avra Water Co-op, Inc./Aging Meter Replacement - MXU Install Program/3/infra/\$100,000/\$20,000  
 Avra Water Co-op, Inc./Pipeline Replacement Program/3/infra/\$32,750/\$0  
 Drexel Heights Fire District/Fire Hydrants/3,5/infra/\$27,000/\$10,000  
 Drexel Heights Fire District/Family Safety Program/3,5/ps/\$11,560/\$11,560  
 Drexel Heights - Southwest Community Center/South West Community Center Land acquisition/5/infra/\$20,000/\$0  
 Drexel Heights - Southwest Community Center/Happy Food Program/all-5/ps/\$10,000/\$10,000  
 Elephant Head Volunteer Fire Department/Fire Station Improvement/3/pf/\$157,862/\$0  
 Flowing Wells - Amistades, Inc./Ellie Towne Teen Project/3/ps/\$25,000/\$15,000  
 Flowing Wells - Northwest Fire District/Fire Hydrants for Flowing Wells/3/infra/\$24,570/\$0  
 Flowing Wells Continental Little League/Curtis Park Shade & Protective Covers/3/pf/\$34,000/\$34,000  
 Flowing Wells Neighborhood Association and Community Coalition/Operating Funds/3/ps/\$10,000/\$0  
 Flowing Wells School District/Flowing Wells School District Family Resource Center/3/ps/\$15,000/\$15,000  
 Friends of Robles Ranch/Site Manager - My Friends Closet/3/ps/\$18,490/\$12,000  
 Green Valley Assistance Services, Inc., d.b.a. Valley Assistance Services/Going Home/2/ps/\$30,000/\$0  
 Green Valley Assistance Services, Inc., d.b.a. Valley Assistance Services/Rural Senior/Transportation/2,4/ps/\$50,000/\$0  
 Green Valley Assistance Services, Inc., d.b.a. Valley Assistance Services/Senior Respite Care/2,4/ps/\$20,000/\$0  
 Helmet Peak Volunteer Fire Department/Helmet Peak Volunteer Fire Department - Turnout Gear/3/pf/\$49,564/\$0  
 Town of Marana/Administration/1,3/admin/\$20,000/\$14,800  
 Town of Marana/Colonia Neighborhood Re-Investment Program/1,3/pf/\$30,000/\$25,000  
 Town of Marana/Emergency Home Repair/1,3/hsg/\$75,000/\$20,000  
 Town of Marana/Owner-Occupied/hsg/1,3/hsg/\$85,000/\$25,000  
 Town of Marana/Colonia-Neighborhood Cleanup/1,3/ps/\$15,000/\$10,000  
 City of South Tucson/Administration/2/admin/\$56,000/\$32,375  
 City of South Tucson/Mini Park Acquisition - Construction/2/pf/\$60,000/\$40,000  
 City of South Tucson/Demolition Program/2/demo/\$120,000/\$0  
 City of South Tucson/Fire Safety Upgrades/2/infra/\$50,000/\$30,000  
 City of South Tucson/Community Cleanup/2/ps/\$10,000/\$0  
 City of South Tucson/Community Policing/2/ps/\$60,000/\$45,000  
 City of South Tucson/Graffiti Abatement Program/2/ps/\$10,000/\$0  
 City of South Tucson/Pio Decimo JVYC/2/ps/\$120,000/\$100,000  
 Pima County CDNC/Administration/all/admin/\$420,000/\$400,000  
 Pima County CDNC/Contingency/all/pf/\$50,000/\$0  
 Pima County CDNC/Our Family Services, Inc., Emergency-Transitional-Permanent Hsg/Repair/all,5/\$100,000/\$50,000  
 Pima County CDNC/Esperanza En Escalante, Emergency-Transitional-Permanent Hsg/Repair/all,2/pf/\$100,000/\$90,000  
 Pima County CDNC/Habitat for Humanity Tucson, Emergency-Transitional-Permanent Hsg/Repair/all,5/ps/\$30,000/\$0  
 Pima County CDNC/Southern Arizona Aids Foundation, HOPWA Transition/all/ps/\$50,000/\$0  
 Pima County CDNC/Emergency Demolition/all/demo/\$100,000/\$50,000  
 Pima County CDNC/Home Repair Program/all/hsg/\$800,000/\$450,000  
 Pima County CDNC/Septic Repair/all/hsg/\$150,000/\$80,000

Administration of Resources and Choices/Care Home Business Development Assistance/1/ed/\$27,000/\$27,000  
 Arizona Board of Regents, University of Arizona/Mobile Health Program/2/pf/\$63,285/\$42,000  
 Arizona Board of Regents, University of Arizona/University of Arizona Mortgage & Consumer Finance Law Group/all/ps/\$100,000/\$0  
 Catholic Community Services of Southern AZ, Inc., d.b.a. Community Outreach Program for the Deaf/COPD Fence Project/all-5/pf/\$51,845/\$30,000  
 Chicanos Por La Causa, Inc./Casa Del Pueblo Roof Project/all/pf/\$74,500/\$0  
 Chicanos Por La Causa, Inc./CPLC Housing Counseling/all/ps/\$30,000/\$0  
 Chicanos Por La Causa, Inc./CPLC Youth Prevention and Education Program (Nahui Ollin)/all/ps/\$25,000/\$12,500  
 Community Food Bank, Inc./Marana Community Food Bank Expansion Project/1/pf/\$75,000/\$40,000  
 Community Home Repair Projects of Arizona/Emergency Home Repair Program/all/hsg/\$150,000/\$150,000  
 Compass Affordable Housing, Inc./Alvord Court Community Garden Project/2/pf/\$10,000/\$10,000  
 DIRECT Center for Independence/Home Access Program at DIRECT ILC/all,5/hsg/\$65,000/\$55,000  
 Dunbar Coalition, Inc./The Dunbar Project/all,5/pf/\$98,700/\$0  
 Dunbar Coalition, Inc./Tucson Urban League Home Repair Program/2/hsg/\$53,188/\$53,188  
 Habitat for Humanity Tucson/Habitat Home Repair Owner-Occupied/all,5/hsg/\$150,000/\$50,000  
 Interfaith Community Services/Job Resource Center/all,1/ps/\$25,000/\$0  
 M.I.K.I.D. - Mentally Ill Kids in Distress/Peer Support for Mental Illness/all/ps/\$40,000/\$0  
 Picture Rocks Fire District/New Cardiac Monitor/3/pf/\$41,000/\$0  
 Pima County Cooperative Extension/The Garden Kitchen/all,2/pf/\$139,514/\$139,514  
 Pima Prevention Partnership/Pima County Teen Court/all,5/ps/\$25,000/\$12,500  
 PowerSource Tucson, Incorporated/Experience Counts - Training Women Living with HIV as Peer Support Specialists/all/ps/\$28,000/\$0  
 Primavera Foundation, Inc./Greyhound Emergency Family Shelter/all,2/pf/\$74,000/\$0  
 Rancho Del Conejo Comm Water Co-op, Inc./Back Up Emergency Generator/3/pf/\$18,000/\$0  
 Rancho Del Conejo Comm Water Co-op, Inc./Office Building/3/pf/\$28,000/\$0  
 Sahuarita Unified School District #30/Sopori Elementary Park Revitalization/3/pf/\$60,000/\$60,000  
 Southern Arizona AIDS Foundation (SAAF)/Affordable Housing Expansion & Rehabilitation for People Living with HIV-AIDS/all,3/pf/\$100,000/\$100,000  
 Southern Arizona AIDS Foundation (SAAF)/Health and Safety improvements SAAF/all,2/pf/\$68,000/\$0  
 Southern Arizona Association for the Visually Impaired (SAAVI)/New HVAC Unit for the Southern Arizona Association for the Visually Impaired/all,5/pf/\$80,280/\$0  
 Southwest Fair Housing Council/Fair Housing Enforcement, Education, and Outreach/all,5/admin/\$50,000/\$25,000  
 TMM Family Services, Inc./Home Rehabilitation for Low Income Homeowners/all/hsg/\$50,000/\$0  
 YWCA of Southern Arizona/House of Neighborly Service/2/pf/\$75,000/\$75,000

**TOTAL REQUESTED \$5,811,689 / TOTAL RECOMMENDED \$2,746,437**

Note: Total available CDBG includes FY 2016/17 HUD allocation at \$2,613,490 and \$132,947 in recaptured funds from cancelled or completed projects under budget. HUD Eligible Activity Abbreviations: admin = Administration; ps = Public Service; pf = Public Facility Improvement; infra = Infrastructure Improvement; hsg = Housing Rehabilitation; ed = Economic Development; land = Land Acquisition; demo = Demolition; bf = Brownfields and Clearance.

**Emergency Solutions Grant Award - FY2016 – 2017**

**ESG Component/Agency/Program/Activity Focus/District/16-17 Request/Recommendation**

Street Outreach/Pasadera Behavioral Health/Street Outreach/Families, Individuals/2,4/\$19,675/\$16,952  
 Emergency Shelter/Admin of Resources and Choices/Elder Shelter-Motel Voucher/Elderly Individuals/1,2,3/\$10,000/\$ -  
 Emergency Shelter/Emerge!/Emergency Shelter/DV Families/ALL/\$20,000/\$20,000

Emergency Shelter/Our Family Services/Emergency Shelter/Families, Individuals/  
 ALL/\$30,000/\$10,000  
 Emergency Shelter/PC Sullivan Jackson Employment/Motel Voucher/Families, Individuals/  
 ALL/\$20,000/\$20,000  
 Emergency Shelter/Primavera Foundation/Casa Paloma/Single Women/ALL/\$20,000/\$10,000  
 Emergency Shelter/Primavera Foundation/Greyhound EFS/Families/ALL/\$25,000/\$10,000  
 Emergency Shelter/Salvation Army/Safe Hands: Human Trafficking/Families, Individuals/  
 ALL/\$30,000/\$ -  
 Emergency Shelter/Salvation Army/Emergency Shelter/Families, Individuals/ALL/\$90,000/\$ -  
 Homeless Prevention/Green Valley Assistance Svs/Valley Assistance Family MAP (Map a  
 Plan)/Families, Individuals/4/\$12,000/\$10,000  
 Homeless Prevention/Interfaith Community Svs/Homeless Prevention/Families, Individuals/  
 1,4/\$60,000/\$46,917  
 Homeless Prevention/Our Family Services/Homeless Prevention/Families, Individuals/  
 ALL/\$30,000/\$10,000  
 Homeless Prevention/Salvation Army/Homeless Prevention/Families, Individuals/ALL/\$50,000/\$ -  
 Homeless Prevention/PC CSET/Emergency Solutions/Families, Individuals/ALL/\$30,000/\$20,000  
 Rapid Rehousing/CCS of Southern AZ, Pio Decimo/Three Points/Families, Individuals/3/\$ -/\$ -  
 Rapid Rehousing/Compass Affordable Housing/Housing Solutions/Families, Individuals/  
 ALL/\$32,600/\$20,000  
 Rapid Rehousing/Emergel/Rapid Rehousing/DV Families/ALL/\$14,500/\$12,000  
 Rapid Rehousing/Pasadera Behavioral Health/The Outreach to Rapid Re-Housing/Families,  
 Individuals/2,4/\$21,400/\$ -  
 Rapid Rehousing/Green Valley Assistance Svs/Valley Assistance Family MAP (Map a  
 Plan)/Families, Individuals/4/\$18,000/\$10,000  
 Administration/Pima County CDNC/Program Coordination/Administration/ALL/\$16,705/\$17,503

**TOTAL REQUESTED \$549,880 / TOTAL RECOMMENDED \$233,372**

It was moved by Supervisor Elías, seconded by Supervisor Valadez and unanimously carried by a 5-0 vote, to adopt the Resolution and approve the allocations.

**FRANCHISE/LICENSE/PERMIT**

**12. Hearing - Liquor License**

10103803, Clare Hollie Abel, Dollar General Store No. 14667, 12355 N. Trico Road, Marana, Series 10, Beer and Wine Store, New License.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Chair Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing, approve the license and forward the recommendation to the Arizona Department of Liquor License and Control

**13. Hearing - Liquor License**

12104428, Paolo Robert DeFilippis, Truland Burgers and Greens, 7332 N. Oracle Road, Tucson, Series 12, Restaurant, New License.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Chair Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing, approve the license subject to the Sheriff's Report and forward the recommendation to the Arizona Department of Liquor Licenses and Control.

14. **Hearing - Liquor License**

10103804, Clare Hollie Abel, Dollar General Store No. 14973, 16355 N. Oracle Road, Tucson, Series 10, Beer and Wine Store, New License.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Chair Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing, approve the license and forward the recommendation to the Arizona Department of Liquor License and Control

15. **Hearing - Fireworks Permit**

Stephanie Paynter, Loews Ventana Canyon, 7000 N. Resort Drive, Tucson, May 14, 2016 at 8:45 p.m.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Chair Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing and approve the permit.

16. **Hearing - Fireworks Permit**

Engrid Pittenridge, Walden Grove High School, 15510 S. Sahuarita Park Road, Sahuarita, May 19, 2016 at 9:00 p.m.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Chair Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing and approve the permit.

**DEVELOPMENT SERVICES**

17. **Hearing – Rezoning**

Co9-15-06, JUSTINS RV PARK & WATER WORLD L.L.C. - S. SAN JOAQUIN ROAD REZONING NO. 2

Request of Justins RV Park & Water World L.L.C., represented by Norris Design, for a rezoning of approximately 25.22 acres from the TH (BZ) (Trailer Homesite - Buffer Overlay) zone and the GR-1 (BZ) (Rural Residential - Buffer Overlay) zone to the TH (BZ) (Trailer Homesite - Buffer Overlay) zone, on property located on the

north side of S. San Joaquin Road approximately 1000 feet northwest of the intersection of West Bopp Road and San Joaquin Road. The proposed rezoning conforms to the Pima County Comprehensive Plan Co7-13-10. On motion, the Planning and Zoning Commission voted 7-0 (Commissioners Holdridge, Bain, and Cook were absent) to recommend APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS, AS AMENDED. Staff recommends APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS, with a revision to Condition No. 12 replacing the word "lots" with "spaces". (District 3)

Completion of the following requirements within five years from the date the rezoning request is approved by the Board of Supervisors:

1. Submittal of a development plan if determined necessary by the appropriate County agencies.
2. Recording of the necessary development related covenants as determined appropriate by the various County agencies.
3. Provision of development related assurances as required by the appropriate agencies.
4. Prior to the preparation of the development related covenants and any required dedication, a title report (current to within 60 days) evidencing ownership of the property shall be submitted to the Development Services Department.
5. Adherence to the preliminary development plan as approved at public hearing subject to modifications as necessary to meet county ordinances and rezoning conditions including conditions numbered 12 and 13.
6. Transportation condition: The property shall be limited to one access point as shown on the preliminary development plan.
7. Flood Control conditions:
  - A. An updated Drainage Report conforming to current requirements shall be submitted with the Development Plan. Based on this information, modifications to the existing improvements as shown PDP may be required.
  - B. Post development floodplains, Erosion Hazard Setbacks and Pima County Regulated Riparian Habitat shall be contained in permanently identified open space through easement or dedication.
  - C. Water conservation measures identified in the Preliminary Integrated Water Management Plan shall be implemented with the development. Where necessary, some measures may also be required to be included in the project's CC&Rs and a Final Integrated Water Management shall be submitted to the District for review and approval with the Development Plan.
8. The owner/developer must secure approval from the Pima County Department of Environmental Quality (PDEQ) to use on-site sewage disposal systems within the rezoning area at the time a tentative plat, development plan or request for building permit is submitted for review.
9. Upon the effective date of the Ordinance, the owner(s)/developer(s) of the rezoned property shall have a continuing responsibility to remove buffelgrass (*Pennisetum ciliare*) from the property. Acceptable methods of removal include chemical treatment, physical removal, or other known effective means of removal. This obligation also transfers to any future owners of property within the rezoning site; and, Pima County may enforce this rezoning condition against the property owner. Prior to issuance of the Certificate of Compliance, the owner(s)/developer(s) shall record a covenant, to run with the land, memorializing the terms of this condition.
10. The property owner shall execute and record the following disclaimer regarding Prop 207 rights. "Property Owner acknowledges that neither the rezoning of the Property nor the conditions of rezoning give Property Owner any rights, claims or causes of action under the Private Property Rights Protection Act (Arizona Revised Statutes Title 12, chapter 8, article 2.1). To the extent that the rezoning or conditions of rezoning may be construed to give Property Owner any rights or claims under the Private Property Rights Protection Act,

Property Owner hereby waives any and all such rights and/or claims pursuant to A.R.S. § 12-1134(I).”

11. In the event the subject property is annexed, the property owner shall adhere to all applicable rezoning conditions, including, but not limited to, development conditions which require financial contributions to, or construction of infrastructure, including without limitation, transportation, flood control, or sewer facilities.
12. ~~The seven lots in the northeast portion of the subject site as shown on the preliminary development plan shall be removed, revegetated with native vegetation according to the Buffer Overlay zone (BZ) plant list, and maintained as natural open space contiguous with the proposed natural open space in the north/northwest portion of the site.~~
13. 12. A maximum of ~~205~~ 212 RV park spaces shall be allowed.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Chair Bronson and seconded by Supervisor Carroll, to close the public hearing and approve Co9-15-06, subject to amended standard and special conditions. No vote was taken at this time.

Christ Poirier, Chief Planning Official, stated for clarification, that there were differences in the recommendations of staff and the Planning and Zoning Commission, and the applicant.

Chair Bronson amended the original motion to delete Condition No. 12, renumber Condition No. 13, and amend the language of No. 13 to change the number of spaces to 212. Supervisor Carroll accepted the amendment. Upon the vote, the motion unanimously carried 5-0.

## **REGIONAL WASTEWATER RECLAMATION**

### **18. Hearing - Code Text Amendment**

ORDINANCE NO. 2016 - 29, of the Board of Supervisors, relating to wastewater; amending Pima County Code, Title 13, Chapter 24, Sanitary Sewer User Fees and Title 13, Chapter 20, Sanitary Sewer Construction, Connection and Fees.

The Chair inquired whether anyone wished to address the Board. No one appeared.

It was moved by Supervisor Valadez and seconded by Supervisor Elías to close the public hearing and adopt the Ordinance. No vote was taken at this time.

Supervisor Miller questioned why fees for cost recovery had not previously been implemented and asked for an analysis of what the omission had cost the County in revenue over the past 30+ years. She also asked about the use of an outside consultant to analyze and make recommendations regarding the fees.

Jackson Jenkins, Regional Wastewater Reclamation Department Director, stated that as a result of an extensive review undertaken in 2015, it was discovered some fees for services had not been identified or collected. He stated that outside consultants had historically been used by the department.

Supervisor Miller asked about the purchase of the discharge meters and stated this should be handled in a different manner.

Mr. Jenkins replied residents would need to purchase the meters from the water companies who established their own meter pricing. He added the department did not have the resources to monitor the use of the discharge meters.

Supervisor Miller questioned a previously proposed rate increase that was rejected by the Board, and later found to be unnecessary.

Mr. Jenkins responded there had been a miscommunication regarding the potential impact of dropping below a specific debt service ratio which could have included a negative rating from regulatory agencies, and had since been resolved.

Supervisor Elías asked if a consultant had been used for the previous rate increases presented to the Board, and about the overdue account fee.

John Bernal clarified the use of the consultant was for administrative fees, not for user and connection fees.

Jackson Jenkins responded there were approximately 30,000 directly billed sewer only accounts and it was hoped an overdue fee would provide incentive to pay on time. He added that authority to waive fees for certain circumstances would be given to the director.

Upon the vote, the motion unanimously carried 5-0.

## **COUNTY ADMINISTRATOR**

### **19. Acceptance of Grant**

MacArthur Foundation, Safety and Justice Challenge Phase II, \$1,500,000.00 (GTAW 16-66)

It was moved by Supervisor Valadez and seconded by Supervisor Elías, to approve the item. No vote was taken at this time.

Chair Bronson commented that members of justice and law enforcement should seriously consider Early Deposition Court as part of this project.

Supervisor Miller questioned if this project would result in fewer people in the jail system and would it impact probation services.

Mr. Huckelberry responded that a portion of the grant would support probation services.

Upon the vote, the motion carried 5-0.

## **CONTRACT AND AWARD**

### **COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION**

20. Habitat for Humanity, to provide for the Corazon Del Pueblo 2016 Project, HUD/HOME Funds, contract amount \$60,000.00 (CT-CD-16-301)

It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the item.

21. International Sonoran Desert Alliance, Amendment No. 1, to provide for the Ajo Community Plaza CDBG facility improvements, extend contract term to 8/31/17, amend contractual language and scope of work, HUD Fund, contract amount \$75,000.00 (CT-CD-16-25)

It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the item.

### **COMMUNITY SERVICES, EMPLOYMENT AND TRAINING**

22. Joint Technical Education District, to provide a student internship program, no cost (CTN-CS-16-151)

It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the item.

### **GRANT APPLICATION/ACCEPTANCE**

23. **Acceptance - Community Services, Employment and Training**

Arizona Department of Economic Security, Amendment No. 3, to provide for the AZ DES - Employment and Training Program Workforce Innovation and Opportunity Act, USDOL Fund, \$145,814.00 (GTAM 16-70)

It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the item.

24. **Acceptance - Community Services, Employment and Training**

Arizona Department of Economic Security, Amendment No. 4, to provide for the AZ DES Employment and Training Program Workforce Innovation and Opportunity Act, USDOL Fund, \$7,058.00 (GTAM 16-72)

It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the item.

25. **Acceptance - Community Services, Employment and Training**

Arizona Department of Economic Security, Amendment No. 5, to provide for the Senior Community Services Employment Program and extend contract term to 6/30/17, USDOL Fund, \$77,430.00/\$8,603.00 General Fund Match (GTAM 16-65)

It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the item.

26. **Acceptance - Community Services, Employment and Training**

Arizona Department of Economic Security, Amendment No. 4, to provide for the AZ DES CAA Emergency Services Program, U.S. Department of Health and Human Services Fund, \$2,016,841.00 (GTAM 16-66)

It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the item.

**BOARD, COMMISSION AND/OR COMMITTEE**

27. **Workforce Investment Board**

A. Staff recommends approval of the revised Workforce Investment Board By-laws.

B. Amendment to the term expiration for the following members:

Term Expirations: 9/30/16. Judith Clinco, Wilette Diggs, Christine Hazen-Molina, Doug Jones, Dorothy Kret, Kim Murray, Beverly Price, Paul Roughton, Pamela Sutherland, Julia Strange, Frank Watts, Jr., James Zarling, Mike Verbout, Fred Yamashita, Jacob Bernal, Regina Suitt, Lee D. Lambert, Clarence Boykins, Michael Guymon, Lea Marquez-Peterson.

Term Expirations: 9/30/17. Sandra Abbey, Molly Gilbert, Bruce Grant, Liz Gulick, Aric L. Meares, Marji Morris, Deborah Embry, Peg Harmon, Kari Hogan, Linda Arzoumanian, Vaughn Croft, Lori Banzhaf, Mary K. Boegemann. Vacancy (GECD), 2 Vacancies (Business)

It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the item.

28. **Animal Care Advisory Committee**

Appointment of Pat Hubbard. Term expiration: To be determined. (District 3)

It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the item.

## **PROCLAMATION**

29. Proclaiming Saturday, May 7, 2016 to be: "SCHUYLER LININGER DAY"

It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the item.

## **CONSENT CALENDAR**

30. **Approval of the Consent Calendar**

It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the Consent Calendar in its entirety.

\* \* \*

## **GRANT APPLICATION/ACCEPTANCE**

1. **Acceptance - Health**  
University of Arizona, to provide for the University of Arizona Nutrition Network/Supplemental Nutrition Assistance Education Program, USDA Fund, \$30,312.36 (GTAW 16-61)
2. **Acceptance - Health**  
Arizona Family Health Partnership, to provide for the Arizona Family Health Partnership - Title X Family Planning Program, U.S. Department of Health and Human Services Fund, \$733,129.00 (GTAW 16-63)
3. **Acceptance - Health**  
Health Services Advisory Group, to provide for Diabetes Education - Subaward from the Health Services Advisory Group, Inc., Health Services Advisory Group Fund, \$11,250.00 (GTAW 16-65)
4. **Acceptance - Sheriff**  
Arizona Department of Homeland Security, to provide for the purchase of specialized law enforcement equipment, Department of Homeland Security Fund, \$53,362.00 (GTAW 16-64)
5. **Acceptance - Sheriff**  
Arizona Peace Officer Standards and Training Board, Amendment No. 1, to provide an AZ POST Lt. position, AZ POST Fund, \$212,000.00 (GTAM 16-67)

## **BOARD, COMMISSION AND/OR COMMITTEE**

6. **Board of Health**  
Reappointment of Miguel Rojas. Term expiration: 11/30/18. (District 2)  
Reappointment of Rene Gastelum. Term expiration: 4/30/20. (District 2)

**SPECIAL EVENT LIQUOR LICENSE/TEMPORARY EXTENSION OF PREMISES/PATIO PERMIT APPROVED PURSUANT TO RESOLUTION NO. 2015-64**

7. **Temporary Extension**  
03103027, Scott Alan Petersen, Green Feet Brewing, L.L.C., 3669 E. 44th Street, Tucson, Temporary Extension of Premises for May 28, 2016.
8. **Special Event**  
Kris Goins, Tucson Police Officers Charitable Foundation, USA Raceway, 4300 E. Los Reales Road, Tucson, April 18, 2016.
9. **Special Event**  
Alison Ruth Lee, St. Philip's in the Hills Episcopal Church, 4440 N. Campbell Avenue, Tucson, May 1, 2016.
10. **Temporary Extension**  
06100203, Randy D. Nations, Hot Rods Old Vail, 10500 E. Old Vail Road, Tucson, Temporary Extension of Premises for May 7 and 21, 2016.
11. **Special Event**  
John S. Brell, Santa Catalina Roman Catholic Parish-Tucson, Santa Catalina Catholic Church, 14380 N. Oracle Road, Tucson, May 7, 2016.

**ELECTIONS**

12. **Precinct Committeemen**  
Pursuant to A.R.S. §16-821B, approval of Precinct Committeemen resignations and appointments:

RESIGNATION-PRECINCT-PARTY

Martin A. Bastidas-026-DEM; Elizabeth R. Whitthorne-179-DEM; Vera Berkman-239-DEM

APPOINTMENT-PRECINCT-PARTY

Sonja K. Denton-054-DEM; Anthony J. Nutini-169-DEM; Franklyn J. Bergen-199-DEM; Patricia C. Bergen-199-DEM; Joanne M. Hall-013-REP; Warren A. Hatcher-014-REP; Mark P. Furrer-075-REP; Richard M. Augur-079-REP; Martha T. Cunningham-079-REP; Gina M. Romero Bastidas-088-REP; Mariano A. Rodriguez-093-REP; Debe A. Campos-Fleener-125-REP; Sandra M. Northcutt-127-REP; Tyler C. Mott-149-REP; Jerilyn K. Mott-169-REP; Richard C. Mott-169-REP; Regis W. Autret-172-REP; Wendell R. Holmes-180-REP; B. Athene Gilmore-187-REP; Scott C. Oldendorph-187-REP; Tony G. Flynn-192-REP; David A. Aufmuth-194-REP; Anna M. Orth-194-REP; Melissa Triano Gee-199-REP; Marek R. Rychlik-211-REP; Sindy E.

Rychlik-211-REP; Paul L. Faust-218-REP; Christopher M. King-218-REP; Scott C. Barnett-220-REP; Bret W. Summers-223-REP; David Penny-228-REP; Sylvania F. Pereira-Smith-238-REP; Martin A. Bastidas-026-GRN; Wayne R. Wheeler-072-GRN; Ariel B. Fry-246-GRN

## **FINANCE AND RISK MANAGEMENT**

### **13. Duplicate Warrants - For Ratification**

George H. Mancuso \$28.46; George H. Mancuso \$85.38; George H. Mancuso \$28.46; George H. Mancuso \$42.69; George H. Mancuso \$42.69; George H. Mancuso \$56.92; Ruth Charlene Maki \$171.25; Mickey Ray Parker \$250.00; Kristine B. Valdez \$306.90; Tohono Oodham Gaming Enterprise \$2,500.00; Arizona Jet Mail Services, LLC \$1,752.58; Precision Tool & Construction \$35.04; Arizona Children's Association \$578.02; James Grisham \$195.00; Gordon Huether & Partners, Inc. \$5,000.00; Miguel Soto \$38.00; Adam Kirchler \$428.00; Amy Fish \$117.00; Heather Marie Ruder \$75.21; Denise M. Warren \$734.70; Christian T. Edwards \$112.14; Gabriela Quintero \$47.56; Banner University Medical Group \$83.59; Eye Site Surveillance, Inc. \$3,115.42; Eye Site Surveillance, Inc. \$3,115.42; Sam Chia \$75.21; Vander Intermediate Holding III Corp. \$6,086.40; Amelia P. Reyes-Hendricks \$170.00; Robert A. Kerry, PLLC \$6,502.50; HDS Truck Driving Institute \$24,600.00.

## **TREASURER**

### **14. Duplicate Warrants - For Ratification**

Brenda Byrne \$932.89

## REAL PROPERTY

15. **Quit Claim Deed**

Pima County grants Pima County, all rights, title and interest in portions of real property of Oracle Heights Estates, Lots 288 through 297. For the sole purpose of designating a select portion of Pima County Property as public road right-of-way, located within Section 4, T13S, R13E, G&SRM. (District 1)

16. **Revocation of Restrictions and Covenants Running with the Land**

Release and revocation of restrictions executed by Josie H. Montgomery, an unmarried woman, recorded on January 23, 1990, in Docket 8710, Page 748 on Tax Parcel No. 222-38-082E. \$100.00 (District 1)

## REGIONAL WASTEWATER RECLAMATION

17. **Public Announcement**

Pursuant to A.R.S. §49-391(C), a public comment period of 30 days must occur before any Pretreatment Consent Decree or Negotiated Settlement Agreement is made final. The Public Information Enforcement File for the following case will be made available for public review or copies may be obtained for \$.35 per page at the Public Works Building, Regional Wastewater Reclamation Department's reception desk, 201 North Stone, 8th Floor, Tucson, Arizona, 85701. Comments will be taken for the next thirty days and written comments may be sent to Industrial Wastewater Control, 2955 W. Calle Agua Nueva, Tucson, Arizona 85745-9750. If sufficient interest is expressed, a public hearing may be held by the Board of Supervisors. After the comment period, the Board of Supervisors will vote on acceptance of the following Settlement Agreement:

Amphitheater Unified School District, Case No. 2016-D-001. The proposed settlement in which Amphi Unified School District will retain its discharge permit and monitor discharge on a quarterly basis; pay the \$800.00 penalty for failing to notify IWC when exceeding the discharge limit; and the attendance of at least one representative to attend the IWC's Pollution Prevention School in accordance with the Industrial Wastewater Enforcement Response Plan.

## RATIFY AND/OR APPROVE

18. Minutes: April 5, 2016

Warrants: April, 2016

\* \* \*

31. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 10:27 a.m.

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CHAIR

ATTEST:

\_\_\_\_\_  
CLERK

DRAFT