

**MEETING SUMMARY REPORT - THE MINUTES WILL BE POSTED
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SUPERVISORS**

**Pima County Board of Supervisors' Meeting
130 W. Congress St., Hearing Room, 1st Fl.
January 2, 2018 9:05 a.m.**

1. ROLL CALL

2. INVOCATION

To be offered by Reverend Robert Hendrickson, St. Philip's in the Hills
Episcopal Church.

3. PLEDGE OF ALLEGIANCE

4. PAUSE 4 PAWS

5. CALL TO THE PUBLIC

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

FLOOD CONTROL DISTRICT BOARD

6. **Riparian Habitat Mitigation**

Staff requests approval of a Riparian Habitat Mitigation Plan and In-Lieu
Fee Proposal in the amount of \$2,780.20 for property located at 4900
North Craycroft Road, located within Regulated Riparian Habitat
classified as Xeroriparian Class C Habitat. (District 1)

approve

7. (Clerk's Note: This item is related to Agenda Item Nos. 16 and 17 and Consent Calendar Item No. 19.)

Diablo Village (2018) Development Agreement and Sales Agreement

- A. Staff recommends approval of and enter into the Development Agreement between Pima County, **Pima County Flood Control District** and Diablo Partners, L.L.C., for the construction of public roads, public drainage way, "Diablo Channel" and conveyance of the basin property at Diablo Village.
- B. Staff recommends approval of and enter into a Sales Agreement with Diablo Partners, L.L.C., for the sale of surplus real property.

approve

LIBRARY DISTRICT BOARD

8. **Acceptance - Library**

The Institute of Museum and Library Services, to provide for the Southwest Books of the Year 2017 Program, Library Services and Technology Act Fund, \$4,500.00 (GTAW 18-39)

approve

SITTING AS THE BOARD OF SUPERVISORS

BOARD OF SUPERVISORS

10. **Discussion/Action**

- A. Discussion/action regarding whether to waive the attorney-client privilege regarding the Pima County Attorney's Office's legal advice regarding the Rialto Theatre Foundation's Petition for Waiver of Real Property Taxes for tax years 2016 and 2017 for Parcel Nos. 117-06-168C and 117-06-177B under A.R.S. §42-11153(B).
- B. If the privilege is waived, discussion regarding the Pima County Attorney's Office's legal advice regarding the Rialto Theatre Foundation's Petition for Waiver of Real Property Taxes for tax years 2016 and 2017 for Parcel Nos. 117-06-168C and 117-06-177B under A.R.S. §42-11153(B).

waive privilege

11.

Request for Reconsideration - District 3

On December 12, 2017, the Board of Supervisors denied the following:

A. Petition for Waiver of Real Property Taxes - Rialto Theatre Foundation

Rialto Theatre Foundation has petitioned the Board of Supervisors for a Waiver of Real Property Taxes for tax year 2017 for Parcel Nos. 117-06-168C and 117-06-177B under A.R.S. §42-11153(B).

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

B. Petition for Waiver of Real Property Taxes - Rialto Theatre Foundation

Rialto Theatre Foundation has petitioned the Board of Supervisors for a Waiver of Real Property Taxes for tax year 2016 for Parcel Nos. 117-06-168C and 117-06-177B under A.R.S. §42-11153(B).

It was moved by Supervisor Elías and seconded by Chair Bronson to deny the petition. Upon roll call vote, the motion carried 4-1, Supervisor Christy voted "Nay.

Meeting date: 2/20/2018

continue

HUMAN RESOURCES

12.

Classification/Compensation

The Sheriff's Department requests approval to create the following new classifications, associated costs will be borne by the department from within its current budget:

Class Code/Class Title/ Grade Code (Range)/ EEO Code/ FLSA Code

3232/ Fingerprint Technician-Senior/ 33 (\$32,302-\$47,632)/ 6/ NE*

3236/ Forensic Technician-Senior/ 41 (\$38,209-\$56,472)/ 6/ NE*

*NE = Not Exempt (paid overtime)

approve

ASSESSOR

13. **Distribution of State of Arizona Highway Property Rent Funds**
Pursuant to A.R.S. §28-7094(F), staff recommends approval for distribution of State of Arizona Highway Property Rent Funds for the months of July 1, 2015 through June 30, 2017, in the amount of \$9,294.34.

approve

COUNTY ATTORNEY

14. **Contract**
UNFINISHED BUSINESS (12/12/17)
Kathryn Kellner, d.b.a. Kellner Studio, Amendment No. 3, to provide presentation skills and communication strategies consultant services and extend contract term to 12/31/18, RICO Fund, contract amount \$30,000.00 (CT-PCA-15-141)

Meeting date: 1/16/2018

continue

ATTRACTIONS AND TOURISM

15. **Fair Horse Racing Meet 2018**
Staff recommends approval of up to six days of County Fair Racing at Rillito Race Track in 2018 or other horse race tracks if there is no racing at Rillito Race Track, subject to final approval by the Arizona Department of Racing.

approve

DEVELOPMENT SERVICES

16. (Clerk's Note: This item is related to Agenda Item Nos. 7 and 17 and Consent Calendar Item No. 19.)
Diablo Village (2018) Development Agreement
Staff recommends approval of and enter into the Development Agreement between **Pima County**, Pima County Flood Control District and Diablo Partners, L.L.C., for the construction of public roads, public drainage way, "Diablo Channel" and conveyance of the basin property at Diablo Village.

approve

17. (Clerk's Note: This item is related to Agenda Item Nos. 7 and 16 and Consent Calendar Item No. 19.)
Final Plat With Assurances
P17FP00012, Valhalla Ranch Estates, Lots 1-24, and Common Area "A"
(Private Drainage and Public & Private Utilities). (District 3)

approve

REAL PROPERTY

18. **Grant of Easement**
City of Tucson, to provide a relocation of easement to accommodate a future planned development within the area at property located south of West Starr Pass Boulevard, lying within Section 20, T14S, R13E, G&SRM, Pima County, Arizona, \$10,974.00 revenue. (District 5)

approve

TRANSPORTATION

19. **Acceptance of Project/Roadway for Maintenance**
P15SC00034, Sonoran Ranch Estates II, Phase I, Lots 1-43, 53-79, 80, 105, 106 and 128. Developer: KB Homes. (District 3)

approve

20. **Acceptance of Project/Roadway for Maintenance**
P1203-090, Santa Rita Ranch II, Lots 234-271 and 272-301. Developer: KB Homes (District 4)

approve

*** HEARINGS ***

FRANCHISE/LICENSE/PERMIT

21. **Hearing - Liquor License**
12104549, Reyna Elena Duarte, Trattoria Ragazzi, 101 S. La Cañada Drive, No. 51, Green Valley, Series 12, Restaurant, New License.

approve

22. **Hearing - Fireworks Permit**
Savanna Hines, Caterpillar, Inc., 5000 W. Caterpillar Trail, Green Valley,
January 8, 15 and 22, 2018 at 8:00 p.m.
approve

HUMAN RESOURCES

23. **Hearing - Code Text Amendment**
ORDINANCE NO. 2018 - **1**, of the Board of Supervisors, relating to
personnel and employee matters, amending Chapter 2.20 of the Pima
County Code to provide for procedures for transfer of one authorized
representative to another and to make technical and conforming
changes. (All Districts)

approve

DEVELOPMENT SERVICES

24. **Hearing - Rezoning**
P17RZ00006, WONG FAMILY L.P. - W. SUMTER DRIVE REZONING
Request of Wong Family L.P., represented by MJM Consulting, Inc., for a
rezoning of approximately 77.95 acres from SR (Suburban Ranch) to the
CR-4 (Mixed-Dwelling Type) zone, Parcel Codes 224-44-060A and
224-44-0710 on the south side of W. Sumter Drive, between N.
Thornydale Road and N. Shannon Road. The proposed rezoning
conforms to the Pima County Comprehensive Plan Medium Low Intensity
Urban designation. On motion, the Planning and Zoning Commission
voted 7-0 (Commissioners Becker and Cook were absent) to
recommend **APPROVAL SUBJECT TO STANDARD AND SPECIAL
CONDITIONS**. Staff recommends **APPROVAL SUBJECT TO
STANDARD AND SPECIAL CONDITIONS**. (District 1)

approve

25. **Hearing - Rezoning**
P17RZ00008, LANDMARK TITLE TR 7792-T - S. NOGALES HIGHWAY
REZONING
Request of Landmark Title TR 7792-T, represented by JAS Engineering,
for a rezoning of approximately 1.64 acres from GR-1 (Rural Residential)
to the CB-1(Local Business) zone, Parcel Code 304-32-4640 located on
the west side of the T-Intersection of W. Arivaca Road and S. Nogales
Highway. The proposed rezoning conforms to the Pima County
Comprehensive Plan Neighborhood Activity Center designation. On
motion, the Planning and Zoning Commission voted 6-1 (Commissioner
Gungle voted NAY, Commissioner Membrila voted in ABSTENTION,
Commissioners Becker and Cook were absent) to recommend
APPROVAL SUBJECT TO STANDARD AND SPECIAL

CONDITIONS. Staff recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS.** (District 3)

approve

26. ADJOURNMENT

ADDENDUM 1

COUNTY ADMINISTRATOR

1. **Employment of Outside Counsel for Anti-Racketeering Funds Review**
Discussion/action regarding use of RICO Funds to pay legal fees for outside counsel.
Meeting date: 1/16/2018

continue

REAL PROPERTY

2. **Abandonment by Vacation**
RESOLUTION NO. 2018 - 1, of the Board of Supervisors, for the vacation of portions of Iberia and Portugal Avenues, a planned development roadway as Pima County Road Abandonment No. A-0023 within Section 16, T15S, R12E, G&SRM, Pima County, Arizona. (District 3)

approve

CONTRACT AND AWARD

COMMUNITY SERVICES, EMPLOYMENT AND TRAINING

3. Catholic Community Services of Southern Arizona, Inc., Amendment No. 1, to provide workforce development services, extend contract term to 9/30/18 and amend contractual language, HPOG Fund, contract amount \$45,070.75 (CT-CS-17-445)

approve

REAL PROPERTY

4. Alltel Communications Southwest Holdings, Inc., d.b.a. Verizon Wireless, Amendment No. 5, to provide a lease agreement for property located at Rillito Racetrack, 4502 N. First Avenue and amend contractual language, no cost (CTN-IT-CMS140419)

approve

GRANT APPLICATION/ACCEPTANCE

5. **Application - Natural Resources, Parks and Recreation**
RESOLUTION NO. 2018 - 2, of the Board of Supervisors, in support of a grant application to the Arizona Game and Fish Department for the construction of a shade canopy at the Southeast Regional Park Archery Range. This grant request will be for \$27,000.00. (\$27,000.00 General Fund match is required, amount budgeted in NRPR 2019 budget.) (GTAP 18-50)

approve

CONSENT CALENDAR

Approval of the Consent Calendar

see items below

CONTRACT AND AWARD

Community Development and Neighborhood Conservation

1. Southern Arizona AIDS Foundation, to provide for the Positive Directions Program, HUD Fund, contract amount \$1,316,553.00 (CT-CD-18-176)
approve on the Consent Calendar

Community Services, Employment and Training

2. American Indian Association of Tucson, Inc., d.b.a. Tucson Indian Center, to provide for the Emergency Services Network Program, HPOG Fund, contract amount \$14,045.91 (CT-CS-18-174)
approve on the Consent Calendar

County Attorney

3. Squire Patton Boggs (US), L.L.P., to provide for bond counsel services, GO, HURF and COPS Funds, contract amount \$150,000.00 (CT-FN-18-187)
approve
4. Greenberg Traurig, L.L.P., to provide for special counsel services, Sewer Revenue Obligation Fund, contract amount \$100,000.00 (CT-FN-18-188)
approve on the Consent Calendar

Procurement

5. McGann & Associates, Inc., to provide for design services at the Kino South Sports Complex, 2019 Certificates of Participation Fund, contract amount \$1,496,285.00 (CT-PW-18-184)
approve
6. **Award**
Award: Purchase Order No. PO-PO-18-44, AZ Wastewater Industries, Inc., (Headquarters: Phoenix, AZ) for the purchase of a Camel 1200 combination sewer truck. This contract is for a one-time award in the not-to-exceed amount of \$445,684.50 (including sales tax). Funding Source: Wastewater Enterprise Fund. Administering Department: Regional Wastewater Reclamation.
approve

7. **Award**
Award: Purchase Order No. PO-PO-18-49, Courtesy Chevrolet, (Headquarters: Phoenix, AZ) to provide for electric plug in vehicles. This contract is for a one-time award in the not-to-exceed amount of \$706,607.20 (including sales tax). Funding Source: Internal Services Fund. Administering Department: Fleet Services.
approve

8. **Award**
Award: Purchase Order No. PO-PO-18-50, Lodox NA, L.L.C., (Headquarters: Painesville, OH) to provide for a digital x-ray unit. This contract is for a one-time award in the not-to-exceed amount of \$526,384.20 (including sales tax). Funding Source: General Fund. Administering Department: Forensic Science Center.
approve on the Consent Calendar

Real Property

9. Sprint Spectrum Realty Company, L.L.C., Amendment No. 1, to provide a tower license for wireless communications facilities at the Nanini Governmental Center located at 7300 N. Shannon Road and amend contractual language, no cost (CTN-PW-17-195)
approve on the Consent Calendar
10. United States of America, to provide a lease agreement for property located at a portion of Section 8, T15S, R15E, containing approximately .69 acres, contract amount \$10.00 revenue (CTN-PW-18-93)
approve on the Consent Calendar
11. United States of America, to provide a lease agreement for property located at the part of Section 8, T15S, R15E, North of Union Pacific Railroad right-of-way, containing approximately 2.48 acres, contract amount \$10.00 revenue (CTN-PW-18-94)
approve on the Consent Calendar

Regional Wastewater Reclamation

12. Arizona Department of Transportation (ADOT), to provide a Utility Agreement for Phase II of public sanitary sewer relocations necessary to resolve conflicts within the ADOT roadway improvements on Highway I-19 located at State Route 86, RWRD Obligation Fund, contract amount \$327,852.00/2 year term (CT-WW-18-173)
approve on the Consent Calendar

BOARD, COMMISSION AND/OR COMMITTEE

13. **Tucson-Pima County Bicycle Advisory Committee**
Reappointments of Eric Post, Collin Forbes and David Bachman-Williams. Term expirations: 9/30/19. (Committee recommendations)
approve on the Consent Calendar
14. **Environmental Quality Advisory Council**
Reappointments of Jeffrey Yockey and Eric Betterton. Term expirations: 12/30/20. (Staff recommendations)
approve on the Consent Calendar

SPECIAL EVENT LIQUOR LICENSE/TEMPORARY EXTENSION OF PREMISES/ PATIO PERMIT/WINE FAIR/WINE FESTIVAL APPROVED PURSUANT TO RESOLUTION NO. 2016-62

15. **Special Event**
- Jeffrey Peter Schneider, Knights of Columbus Council 8077, St. Elizabeth Ann Seton Church, 8650 N. Shannon Road, Tucson, December 31, 2017.
 - Andrew S. Heideman, Rotary Club of Green Valley, West Center, Green Valley Recreation Center, Inc., 1111 S. GVR Drive, Green Valley, January 24, 2018.
 - Cathlene L. Lolwing, Izi Azi Foundation, d.b.a. Felicia's Farm, Felicia's Farm, 3761 E. River Road, Tucson, January 25, 2018.
- approve on the Consent Calendar**

ELECTIONS

16. **Precinct Committeemen**
Pursuant to A.R.S. §16-821B, approval of Precinct Committeemen resignations and appointments:
- RESIGNATIONS-PRECINCT-PARTY
Diane J. De Milt-029-DEM; Roy B. Verdery-056-DEM; Luke O. Knipe-072-DEM; Fred Yamashita-099-DEM; Virginia L. Lynns-107-DEM; James Holcomb-125-DEM; Mark Goldstein-163-DEM; Patricia J. Ludwig-187-DEM; Anthony L. Johnson-202-GRN
- APPOINTMENTS-PRECINCT-PARTY
Robin L. Hiller-078-DEM; Zoey R. Fife-080-DEM; Nicklaus G. Arnold-082-DEM; John M. Ericson-109-DEM; Karen L. Ericson-109-DEM; Loraine G. Adams-120-DEM; Joan T. Sadick-125-DEM; Marilyn Hesse Calhoun-127-DEM; Irma M. Rubin-132-DEM; Luke O. Knipe-170-DEM; Mary A. Keerins-171-DEM; Wendy N. Reed-171-DEM; Steven F. Larsen-179-DEM; Connor J. Welton-201-DEM; Lyla C. Michelson-239-DEM; Robert M.

FINANCE AND RISK MANAGEMENT

17. **Duplicate Warrants - For Ratification**
The State of Arizona \$65.00; Michelle Cohen Metzger \$52.00; Craig Tennant McHattie \$40.02; Sonora Behavioral Health \$20,082.84; Ryan LaMaster \$227.23; Joseph Klein \$158.00.
approve on the Consent Calendar

RECORDER

18. Pursuant to Resolution No. 1993-200, ratification of the Document Storage and Retrieval Fund for the month of November, 2017.
approve on the Consent Calendar

TRANSPORTATION

19. (Clerk's Note: This item is related to Agenda Item Nos. 7, 16 and 17.)
Permission to Advertise
Jeffrey Road and Teton Road
Road Establishment No. 3027
January 16, 2018 (District 3)
approve on the Consent Calendar

SPECIAL TAXING DISTRICT

20. **Irrigation District Canvass**
Pursuant to A.R.S. §16-642(B), presentation of the certified copy of the official canvass for the November 14, 2017 Election conducted by the following:
- Cortaro-Marana Irrigation District
 - Flowing Wells Irrigation District
- approve on the Consent Calendar

RATIFY AND/OR APPROVE

21. Minutes: November 21, 2017
Warrants: December, 2017
approve on the Consent Calendar