

## 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, April 8, 2014. 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  
Chris Straub, Chief Civil Deputy County Attorney  
Robin Brigode, Clerk of the Board  
James Ogden, Sergeant at Arms

### 1. **Contract**

U.S. Department of the Interior Geological Survey, to provide for water resources investigations, Flood Control Tax Levy Fund, contract amount \$60,000.00 (CT-FC-14-368)

It was moved by Supervisor Valadez, seconded by Supervisor Elías 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 11:49 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, April 8, 2014. 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  
Chris Straub, Chief Civil Deputy County Attorney  
Robin Brigode, Clerk of the Board  
James Ogden, Sergeant at Arms

### 1. **INVOCATION**

The invocation was given by Reverend Sharon Ragland, St. Mark's United Methodist Church.

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

All present joined in the Pledge of Allegiance.

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

Supervisor Elías reminded people in the hearing room that although the County's official recording equipment was off, other devices may continue to record.

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

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

### 5. **PRESENTATION/PROCLAMATION**

Presentation of a proclamation to Jai Smith, Lanay Lindsey and Erin Butler, Southern Arizona AIDS Foundation, proclaiming the day of Thursday, April 10, 2014 to be: "YOUTH HIV/AIDS AWARENESS DAY"

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

## **SHERIFF**

### **6. Transfer Ownership and Title of Vehicle**

The Pima County Sheriff's Department requests permission to transfer ownership and title of a 2003 Ford Excursion, VIN No. 1FMNU41L63ED70754, to the Southern Arizona Rescue Association for their search and rescue missions, \$10.00 revenue.

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

## **FRANCHISE/LICENSE/PERMIT**

### **7. Liquor License**

14-04-9172, Daniel Dominic Scordato, Vivace Restaurant, 6440 N. Campbell Avenue, Tucson, Series 12, Restaurant, New License.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Carroll 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 Licenses and Control.

## **COUNTY ADMINISTRATOR**

### **8. Amendments to County Bond Ordinances and Bond Program Updates**

ORDINANCE NO. 2014 - 14, of the Board of Supervisors, of Pima County, Arizona, relating to General Obligation and Sewer Revenue Bond Projects, amending Ordinance No. 1997-35 Bond Implementation Plan, May 20, 1997 Special Election (as previously amended), for the purpose of amending the scope of certain projects and authorizing the use of additional other funds to finance certain projects and extending implementation periods.

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

### **9. Amendments to County Bond Ordinances and Bond Program Updates**

ORDINANCE NO. 2014 - 15, of the Board of Supervisors, of Pima County, Arizona, relating to General Obligation and Sewer Revenue Bond Projects, amending Ordinance No. 2004-18 Bond Implementation Plan, May 18, 2004 Special Election (as previously amended) for the purpose of amending the scope

of certain projects and amending the benefits of certain projects, and transferring remaining bond funds from certain projects.

Chuck Huckelberry, County Administrator, reported these amendments followed the standard process. Of note was the proposed change to Project 4.31, Northside Regional Park. He said this was the third phase of improvements which included increasing the number of soccer fields and displacing the barns on the west side to address flood basin issues. He explained the County was willing to look at alternatives which would expand the capacity of Rillito for park use including County Fair Horseracing and that the Bond Advisory Committee was currently considering a bond question regarding future multiple use plans for Rillito. He said the competing entities which were now interested in leasing the facility for horseracing could also offer other concepts or plans for consideration.

The following speakers addressed the Board:

- Mark White, President of the Horseman's Association
- Patti Shirley, Horseman's Association
- Ed Moore
- Ralph Comey, Preservation Architect
- Janet Parkhurst, Preservation Architect
- Richard Pasko
- Jeffrey Rogers, Director of Coaching for Soccer Academy
- Jim Coshy, Sonoita three titles
- Kurt Luscombe
- Alex Lee
- John Goodman
- Gary Davidson, Bond Advisory Committee member

They offered the following comments:

- A new plan was being offered to allow horseracing and soccer to coexist and still provide ample parking.
- Horseman were not opposed to soccer.
- The destruction of the barns would impact the historical significance of the sight.
- The provisions of the 1984 initiative had not expired.
- The history of the racetrack was the most important issue.
- The racetrack was on the national registry of historic places as it was the home of quarter horse racing.
- The racetrack was cross-border goodwill agent.
- Racetracks employed many people behind the scenes.
- Soccer had established a standard of 16 fields to host tournaments.
- If horseracing at Rillito ceased, then horseracing in Sonoita would cease which would eliminate the revenue stream for the Santa Cruz County Fairgrounds.
- There was not enough space to co-exist with soccer fields as they intend to grow.
- The expense to tear down the barns now would be wasted if the bond project were approved at the next election.
- Leave Rillito Racetrack as it was now.
- The racetrack had so much history and removing barns would take that away.

- The School of Racetrack Management at the University of Arizona utilized Rillito.
- The park was in an excellent area for youth access and needed to be where the children live.

Mr. Huckelberry stated this amendment would accept the City of Tucson's recommendation to build more soccer facilities at the site and that any plan to destroy the barns would come back to the Board.

It was moved by Supervisor Elías, seconded by Supervisor Valadez and unanimously carried by a 5-0 vote, to close the public hearing and adopt the Ordinance.

## **PRESENTATION**

### **10. Mexican Consulate of Tucson**

Presentation by Ricardo Pineda Albarrán, Consul of Mexico, regarding the services offered to Pima County residents by the Mexican Consulate Office in Tucson.

This item was informational only, the Board took no action.

## **PRESENTATION/PROCLAMATION**

### **11. Presentation of a proclamation to Shirley Muney, American Association of University Women, Tucson Branch, proclaiming the day of Tuesday, April 8, 2014 to be: "EQUAL PAY DAY"**

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

Supervisor Elías requested an internal pay evaluation be performed to review how wages were structured in Pima County.

### **12. Presentation of a proclamation to Mark Reynolds and Elliot Lax, Tucson Service Learning Group; and Ana Robles De Monge and Mayra Reynoza, AmeriCorps, Pima Family and Adult Literacy, proclaiming April 11 through April 13, 2014 to be: "GLOBAL YOUTH SERVICE DAYS"**

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

## COUNTY ADMINISTRATOR

### 13. Mitigation Impacts - Kinder Morgan Sierrita Pipeline

RESOLUTION NO. 2014 - 42, of the Board of Supervisors, seeking full mitigation for damages and costs to Pima County that result from the construction and operation of the West Route Alternative for the Kinder Morgan Sierrita Pipeline to be sited through the Altar Valley , west of the Buenos Aires Wildlife Refuge crossing the international border with Mexico near Sasabe, Arizona.

Chuck Huckelberry, County Administrator, stated he had been contacted by Kinder Morgan the evening before this meeting to request a continuance. He recommended the continuance be granted with the understanding that Kinder Morgan continue to work with Pima County and the ranchers in the Altar Valley to minimize the impacts of the planned pipeline. Mr. Huckelberry also referred to the lengthy correspondence from Kinder Morgan and stated many of the elements of the letter he would agree with if the alignment was parallel to Route 286 within the already disturbed corridor in Altar Valley and would not create a new corridor in the region. He stated the recent response from the US Fish and Wildlife regarding improvements to the dirt roadways from the pipeline was inconsistent with their previous determination and was a concern.

Chair Bronson stated Kinder Morgan would be employing accelerated depreciation as a utility creating a decline in the tax base over time, while Pima County's needs would increase. She stated the mitigation outlined by Kinder Morgan was grossly underestimated.

Supervisor Elías stated the proposals for this pipeline will seriously change the landscape of the Altar Valley and would create a new corridor. He said that maybe the US Border Patrol should be asked for their input regarding increased services. He also stated consideration needed to be given to the Tohono O'odham people and their relationship with the Baboquivari Mountains and the protection of their cultural resources. He said the correspondence from Kinder Morgan did not address all of the required mitigation and commented that a continuance of this matter to the beginning of May might not allow enough time to address all of the issues.

It was then moved by Supervisor Elías and seconded by Supervisor Carroll to continue the item to the Board of Supervisors' Meeting of May 6, 2014. Chair Bronson requested the motion be amended to require Kinder Morgan to meet with stakeholders which included the Altar Valley Conservation Alliance, the Tohono O'odham Nation, the Sonoran Desert Protection Coalition, the U.S. Fish and Wildlife Service and a representative for Congressman Grijalva, prior to any public meeting with the Board. Supervisors Elías and Carroll accepted the amendment to the motion which unanimously carried by a 5-0 vote.

## **CONTRACT AND AWARD**

### **ECONOMIC DEVELOPMENT AND TOURISM**

14. Southern Arizona Raceway, L.L.C., to provide a ground lease agreement at the Southeast Regional Park for a Motorsports Raceway Attraction, estimated contract amount \$3,029,750.00 revenue/25 year term (CTN-ED-14-150)

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

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

15. **Bond Advisory Committee**

Appointment of Edward D. Buster, to fill the vacancy created by Susan Romero. Term expiration: 4/8/20. (District 4)

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

16. **Call to the Public (for Consent Calendar items only)**

The Chair inquired whether anyone wished to address the Board on any item listed on the Consent Calendar. No one appeared.

17. **Approval of the Consent Calendar**

Without objection, Consent Calendar Item No. 12 was pulled for separate action.

### **PULLED FOR SEPARATE ACTION**

#### **PROCLAMATION**

12. Proclaiming the week of May 1, 2014 through May 7, 2014 to be: "YOUTH WEEK IN PIMA COUNTY"

It was moved by Supervisor Valadez, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to approve the item. Supervisor Valadez made the presentation to Peggy Nelson, Chairman of Youth Activities, Elks Lodge.

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It was moved by Supervisor Miller, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to approve the remainder of the Consent Calendar as amended.

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## **CONTRACT AND AWARD**

### **Community Development and Neighborhood Conservation**

1. Catholic Community Services, d.b.a. Pio Decimo Center, Amendment No. 1, to provide for the Micro Loan Program and extend contract term to 9/30/14, no cost (CT-CD-13-358)
2. City of Tucson, Amendment No. 1, to provide for the NSP1 Subrecipient Agreement and amend contractual language , no cost (CT-CD-13-645)
3. United Community Health Center, Inc., Amendment No. 1, to provide for the UCHC Pediatric Dental Program and extend contract term to 9/30/14, no cost (CT-CD-13-677)
4. Southern Arizona Land Trust, Inc., to provide for the Corona Road Estates Project, 2004 Bond Fund, contract amount \$240,000.00 (CT-CD-14-350)
5. Northwest Fire District, to provide for purchase and installation of fire hydrants, CDBG Fund, contract amount \$15,000.00 (CT-CD-14-364)

### **Community Services, Employment and Training**

6. Portable Practical Education Preparation, Inc., to provide for behavioral health counseling services, U.S. DOL, ADES WIA Grant Funds (80%) and other Workforce Funds (20%), contract amount \$6,000.00 (CT-CS-14-360)
7. **Metropolitan Education Commission**  
Appointment of Steven Freeman, representing the Disabled Community, to fill the unexpired term of Peri Jude Radevic. Term expiration: 12/31/15. (Commission recommendation)

### **SPECIAL EVENT LIQUOR LICENSE APPROVED PURSUANT TO RESOLUTION NO. 2002-273**

8. Dorothy K. Walker, American Cancer Society, Inc., The Westin La Paloma Resort and Spa, 3800 E. Sunrise Drive, Tucson, April 26, 2014.

### **ELECTIONS**

9. Pursuant to A.R.S. §16-821B, approval of Precinct Committeemen resignations and appointment:

#### RESIGNATIONS-PRECINCT-PARTY

Peter Hormel-042-DEM; Salomon F. Baldenegro-062-DEM; Susana O. Bravo-075-DEM; Matthew A. Kopec-132-DEM; Janice L. Streitmatter-210-

4-8-2014 (7)

**JUSTICE COURT**

10. **Small Claims Hearing Officers Appointments**

Appointments of Small Claims Hearing Officers of the Consolidated Justice Court for the period of July 1, 2014 through June 30, 2015: Vera Beil-Adaskin; Carolyn Aiko Classen; Ben E. Davis; Michael Figueroa; Michael Hellon; David Kryder; Carol Larson; Lesley Potts; James Anthony Rendon; Bryan Schwartz; William B. Shope, Jr.

**TREASURER**

11. **Certificates of Clearance**

Pursuant to A.R.S. §42-19118, staff requests approval of the following:

|                                    |                    |
|------------------------------------|--------------------|
| Unsecured Mobile Homes:            | \$ 2,842.30        |
| Business Personal Property:        | <u>\$77,712.64</u> |
| Total Unsecured Personal Property: | \$80,554.94        |

**PROCLAMATION**

12. Proclaiming the week of May 1, 2014 through May 7, 2014 to be: "YOUTH WEEK IN PIMA COUNTY" (PULLED FOR SEPARATE ACTION)

**RATIFY AND/OR APPROVE**

13. Minutes: March 4 and 11, 2014

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18. **CALL TO THE PUBLIC**

Mary Murphy spoke about the American Legion, Honor Flight Tucson, CMG Engineering and Green Valley drainage way issues.

Stephanie Maben addressed the Board regarding fees for non-profit organizations to conduct events at Rillito Racetrack.

Robert Harris spoke about Rosemont Copper Mine, sales taxes and the radio show titled "Miller Time."

Ed Moore talked about Rillito Park Racetrack and Tucson Soccer Academy.

Sofia Blue, Service Employees International Union, Local Vice Chair, spoke regarding the Pima County Budget and employee wages and a dollar increase in compensation.

Mark White submitted a proposal to the Board for Rillito Park that would accommodate all activities.

Kurt Luscombe stated all costs presented to the Board regarding Rillito could be documented.

Fabian Gomez, Stall Superintendent at Rillito Park spoke on the history of the racetrack and asked the Board to save Rillito Park.

Pat Shirley spoke about the lease for use of the Rillito Racetrack.

19. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 11:49 a.m.

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CHAIR

ATTEST:

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CLERK