

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 Monday, August 15, 2022. Upon roll call, those present and absent were as follows:

Present: Sharon Bronson, Chair
Adelita S. Grijalva, Vice Chair
Rex Scott, Member
*Dr. Matt Heinz, Member
Steve Christy, Member

Also Present: Jan Leshar, County Administrator
Sam Brown, Chief Civil Deputy County Attorney
Melissa Manriquez, Clerk of the Board
Robert Krygier, Sergeant at Arms

*Supervisor Heinz participated remotely.

1. CONTRACT

City of Tucson, to provide an intergovernmental agreement for use and maintenance responsibilities in and adjacent to the regional watercourses, no cost/25 year term (CT-FC-23-40)

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

2. CONTRACT

Town of Oro Valley, to provide an intergovernmental agreement for maintenance of watercourses and River Park in the Town and other purposes, no cost/25 year term (CT-FC-23-41)

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

3. CONTRACT

Level 3 Communication, L.L.C., an affiliate of Lumen Technologies, Inc., to provide for relocation, adjustment, protection of telecommunications facilities - Gardner Lane/Union Pacific Railroad, Flood Control Non-Bond Projects Fund, contract amount \$752,538.40/3 year term (CT-FC-23-39)

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

4. **CONTRACT**

Pima County Regional Flood Control District and Pima County, to provide an intergovernmental agreement for the Continental Ranch Regional Force Main Capital Improvement Project, CIP Fund, contract amount \$4,497,900.00 (CT-WW-23-37)

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

5. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 11:14 a.m.

CHAIR

ATTEST:

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 Monday, August 15, 2022. Upon roll call, those present and absent were as follows:

Present: Sharon Bronson, Chair
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Rex Scott, Member
*Dr. Matt Heinz, Member
Steve Christy, Member

Also Present: Jan Leshar, County Administrator
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1. PLEDGE OF ALLEGIANCE

All present joined in the Pledge of Allegiance.

2. LAND ACKNOWLEDGEMENT STATEMENT

The Land Acknowledgement Statement was delivered by Annamarie Stevens, Tohono O'odham Community College, Baboquivari Unified School District, School Board Member.

3. PAUSE 4 PAWS

The Pima County Animal Care Center showcased animals available for adoption.

4. CALL TO THE PUBLIC

Ann Rose addressed the Board regarding new COVID-19 guidelines from the CDC.

Stephanie Kirk expressed her concerns with tax money spent by the County and the conflict of interest within the Pfizer Company.

Peter Norquest spoke about his concerns with the legislative agenda of the Health Department.

Anastasia Tsatsakis spoke in opposition to strengthening the Health Department's authority and the exemption of youth risk behavior surveillance survey from parental rights.

Robert Reus spoke about his experience with public officials.

Lisa Von Geldern expressed her opposition to recent gun legislation.

COUNTY ADMINISTRATOR

5. County Administrator's Update

Jan Leshar, County Administrator, provided the following updates:

- She acknowledged the Procurement Department, as they received the 27th Annual Achievement of Excellence in Procurement Award from the National Procurement Institute for the 18th year in a row.
- She highlighted the Adult Probation Department's work in Superior Court on the Clear my Warrant Program, which allowed eligible participants to clear their felony warrants without fear of arrest and incarceration. She added that the program helped reduce violence and saved taxpayer dollars.
- She stated that the Health Department won the 2022 Innovative Practice Award by the National Association of the County and City Health Officials for their development of the COVID-19 vaccine solutions dashboard.
- She thanked those who attended the ribbon cutting event at the Pima County Community College, Desert Vista Campus, which would start educating children from ages 3-5 who had a parent that attended Pima College.

6. Revisions to Board of Supervisors Policy

Staff recommends approval of the proposed revisions to Board of Supervisors Policy No. D 22.13, General Fund Impact of State Legislative Cost Shifts and Disclosure of these Cost Shifts to Taxpayers.

It was moved by Chair Bronson and seconded by Supervisor Scott to approve the item. No vote was taken at this time

Supervisor Scott asked about the projected amount of state cost shifts to Pima County for the upcoming fiscal year and what the largest areas of state cost shifts that were bore by the County. He believed that the juvenile detention system and long-term care insurance were the two leading cost-shifts from the State. He explained that Arizona had a balanced budget amendment which was achieved by State legislators shifting costs to Counties across Arizona, which were partially paid for with primary property tax collections. He expressed his support for the

amendment since it was the best way for the County to inform and protect the taxpayers.

Jan Leshar, County Administrator, stated that the numbers would be provided to the Board.

Supervisor Heinz stated that he supported the amendment and requested quarterly updates on the total cumulative amount of cost shifts and any new changes or costs.

Supervisor Christy asked for clarification on the difference between a pass-through to area taxpayers of state cost shifts versus a mandate. He questioned whether the Board had the right to waive implementation, as they had previously approved, or was a mandate already in place.

Ms. Leshar explained that the policy the Board previously approved, mandated that the County automatically pass through, to the voters of Pima County, the amount of the state cost shifts. She stated that in the past the increase on the potential tax bill was 13 to 15 cents, and the revision would have the Board evaluate what the pass through amount would be, and if it would be passed through to the voters. She stated that the Board would review the policy annually and decide if they would want to implement the policy rather than the automatic shift.

Supervisor Christy questioned whether the Board had the right to waive implementation or was a mandate already in place. He asked what had been done with the additional cost shift from the previous fiscal year, if it was identified in the budget, and questioned the amount.

Ms. Leshar stated that the policy was previously adopted by the Board and staff had come to the Board and asked for affirmative action regarding adherence to the Board policy for the year which the Board voted to not implement the policy. She commented that because of the previous year's decision, staff decided that the best route moving forward would be to ask for the Board to make the decision annually. She stated that the Board absorbed the previous cost shift into the budget that was adopted for this fiscal year and confirmed the amount was delineated in all documents reviewed by the Board and those documents could be provided to the Board.

Supervisor Christy asked for clarification on whether the policy would be brought before the Board for consideration on whether the state cost shifts would blend into the budget or if there was another option.

Ms. Leshar clarified any amount that the state legislature passed through would automatically be passed forward to local taxpayers in increased costs and that the

amendment to the policy would allow the Board to evaluate as a policy decision whether the amount was passed through to taxpayers or absorbed into the General Fund budget.

Chair Bronson asked if the policy would change the delineation of state cost shifts on tax notices.

Ms. Leshar confirmed that no changes would be made and the state cost shifts would still be shown on tax notices.

Supervisor Christy asked if the tax statements would include a line item for cost shifts from the State to Pima County taxpayers.

Ms. Leshar responded that it was the intent of the line item, but was not certain on the exact wording that would appear on tax statements.

Chair Bronson stated that the amounts were usually shown in a pie chart.

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

7. Housing Affordability

Based on the work of the Task Force, staff recommends that the Board consider taking the following actions:

1. Allow the current Housing Commission to expire or sunset.
2. In its place the Board establish the Pima County Commission on Housing Affordability that is appropriately chartered.
3. Such a Commission would be populated by members from a slate provided by staff or individually appointed by each Supervisor.
4. This new Commission be directed to work with County departments to further determine the development potential of County properties and to identify groups interested in working with the County, through partnership or development agreements, to develop these properties for affordable housing.

Supervisor Christy questioned if the existing Housing Commission's bylaws could be amended, instead of disbandment of the commission, and clarify the task force recommendations.

Jan Leshar, County Administrator, explained that the Housing Commission began in 1997 for bond issues that were approved by voters to create and build housing units. She added that the activities and events for which the Housing Commission was originally structured were no longer occurring and that the Affordable Housing Task Force recommended to sunset the Housing Commission and start anew. She stated that the current Housing Commission bylaws could be amended.

Supervisor Christy asked if he could offer that as way of direction.

Chair Bronson commented that she was not comfortable moving forward with the task force recommendation.

It was moved by Supervisor Christy and seconded by Chair Bronson to continue the item until an analysis could be completed by County Administration on whether to keep the current Housing Commission in place and amend the bylaws to address the task force issues. No vote was taken at this time.

Supervisor Grijalva commented on the importance for individual Supervisors to be able to make member appointments and that City of Tucson representation was critical. She added that the City received the bulk of the funding and responsibility for the HOME Investment Partnerships Program. She stated this was something that needed to be done regionally when it came to housing affordability and that it was a health, workforce development and economic issue. She added that there was only one member that represented Pima County on the City of Tucson's commission and it did not show the level of collaboration needed to work together.

Chair Bronson stated for the record that the Town of Sahuarita and Town of Marana also had affordability issues.

Supervisor Christy commented that it was the same for Green Valley and unincorporated Pima County, but the emphasis had always been with the City of Tucson. He added that other areas were underrepresented in the whole process, which included the Green Valley Council, the Tanque Verde Homeowners' Association and the Southeast Regional Council.

Supervisor Scott requested clarification of the motion on the floor.

Supervisor Christy restated his motion, that the item be continued so that an analysis could be completed and to keep the model of housing affordability in place, amend the bylaws to address the concerns of Chair Bronson, Supervisor Grijalva and the Task Force, and to ensure the current membership and model stay in place.

Chair Bronson added that the item would be continued to the Board of Supervisors' Meeting of October 18, 2022.

Supervisor Scott commented that the Board would like any commission to be broad-based and that it would be helpful to know the composition of the Task Force and whether any of the members would be interested to continue in this capacity. He added that the Board needed an opportunity to provide input on the five specific recommendations from the task force. He stated that Recommendation No. 3 was vital there be a comprehensive assessment of an inventory of affordable workforce and market housing within the community, similar to what was seen with the City of Tempe. He added that that Board may require input for Recommendation No. 2

specific to zoning and in partnership with other jurisdictions. He stated that in his opinion, if the Board's charge to this group was to not focus first on the issue of supply then they would not get anywhere, because without working to increase the supply of affordable housing, workforce housing, and in some cases market housing within the community, they would not deal with the twin issue of affordability.

Chair Bronson concurred.

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

8. **2023 Legislative Agenda**

RESOLUTION NO. 2022 - 45, of the Board of Supervisors, adopting a Pima County Legislative Program for 2023.

It was moved by Chair Bronson and seconded by Supervisor Grijalva to adopt the Resolution. No vote was taken at this time.

Supervisor Grijalva stated that she would like the County to push for more green energy, rent control and increase access to quality healthcare, including reproductive health.

Chair Bronson concurred, but indicated that she was not willing to amend the item at this time.

Supervisor Scott questioned if the Arizona Youth survey and the Youth Risk Behavior Surveillance survey were not administered at every Arizona school, but were administered at random schools each academic year. He added that Dr. Theresa Cullen proposed as part of the Legislative Agenda, a seven-day parental opt-out clause that did not currently apply to the Arizona Youth survey or the Youth Risk Behavior Surveillance survey, and that it would need to be acted on by the Legislature.

Dr. Francisco Garcia, MD, MPH, Deputy County Administrator and Chief Medical Officer, Health and Community Services, responded that Supervisor Scott was correct.

Supervisor Heinz questioned if there was a possibility to have the lobbyists add that Cities and Counties additional flexibility with regard to disposition of tax lien parcels as a proposed use by the City or County that benefitted the public good to fix housing affordability.

Chair Bronson indicated that the County Supervisors Association (CSA) policy stated that counties made their own determinations to have more authority and, if adopted, was implicit in terms of this Resolution.

Supervisor Scott concurred and encouraged Board members to attend the CSA Legislative Policy Summit in October, and added that the Legislative Agenda for the entire CSA would be determined at the Summit.

Upon the vote, the motion carried 4-1, Supervisor Christy voted “Nay.”

DEVELOPMENT SERVICES

9. Final Plat With Assurances

P22FP00004, Founders Ridge, Lots 1-129 and Common Area “A”. (District 4)

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

ELECTIONS

10. Canvass

Pursuant to A.R.S. §16-645(B), canvass of the August 2, 2022, Primary Election.

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

FINANCE AND RISK MANAGEMENT

11. Certificates of Participation

RESOLUTION NO. 2022 - 46, of the Board of Supervisors, authorizing the lease and lease-purchase back of certain real property, including buildings and structures, in order to finance and refinance projects for the county; authorizing the execution and delivery of amendments and supplements to a lease purchase agreement and a trust agreement and other necessary agreements, instruments and documents; approving the execution and delivery of certificates of participation and refunding certificates of participation to provide the necessary financing and refinancing therefor; and authorizing other actions and matters in connection therewith.

It was moved by Chair Bronson, seconded by Supervisor Grijalva and unanimously carried by a 5-0 vote, to adopt the Resolution.

12. Sewer System Revenue Obligations

RESOLUTION NO. 2022 - 47, of the Board of Supervisors, providing for the execution, delivery and sale of (a) sewer system revenue obligations in an aggregate principal amount sufficient to provide up to \$40,000,000 to purchase property constituting additions and improvements to the sewer system of the county, plus an amount to fund a debt service reserve account and plus an amount to pay costs of delivery, and (b) sewer system revenue refunding obligations in an aggregate principal amount sufficient to accomplish the refinancing of outstanding sewer revenue obligations being refunded thereby, to fund a debt service account and to pay costs of delivery; authorizing the execution and delivery of one or more obligation indentures in connection therewith and the execution and delivery of one or more purchase agreements providing for installment payments by the county for the purchase or refinancing of said property to be made from revenues of the sewer system of the county; and authorizing the completion, execution and delivery of all necessary or appropriate agreements or documents and the taking of all actions and matters in connection therewith.

It was moved by Chair Bronson, seconded by Supervisor Grijalva and unanimously carried by a 5-0 vote, to adopt the Resolution.

HUMAN RESOURCES

13. Classification/Compensation

The County Free Library 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

6106/Library Delivery Services Driver/21(\$32,801-\$47,718)/8/NE*

6112/Library Public Information Officer/54(\$52,662-\$82,077)/2/E**

*NE = Not Exempt (paid overtime)

**E = Exempt (not paid overtime)

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

14. Revisions to Personnel Policy

Staff recommends approval of the proposed revisions to Personnel Policy No. 8-119, Rules of Conduct.

Supervisor Heinz stated that it was important to require a disclosure on arrest or charge and that no action could be taken by the County unless there was a conviction. He expressed his concern with Rule B-11, which prohibited the

consumption of any alcohol during meal breaks since he felt the rule was excessive and indicated that the Board needed to focus on physical impairment and how it would lead to adverse effects on work productivity, with the exception of anyone operating a vehicle.

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

INFORMATION TECHNOLOGY

15. Enabling Middle Mile Infrastructure Grant

RESOLUTION NO. 2022 - 48, of the Board of Supervisors, to approve the submission of an application to the National Telecommunications and Information Administration for grant funding from the Enabling Middle Mile Infrastructure Grant Program.

It was moved by Chair Bronson, seconded by Supervisor Scott and unanimously carried by a 5-0 vote, to adopt the Resolution.

REAL PROPERTY

16. Surplus Property

Staff requests approval to sell surplus property consisting of 43,570 square feet of an undeveloped vacant residential lot located at 4360 N. Green Valley Drive, within Section 19, T13S, R14E, Tax Parcel No. 108-21-0030, by auction to the highest bidder. (District 3)

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

SCHOOL SUPERINTENDENT

17. 2022 General Election - School District Cancellations

Staff requests cancellation of those uncontested school district governing board positions for the General Election on November 8, 2022 and appointment of those who filed the required nominating petitions or nomination papers.

Baboquivari Unified School District No. 40 - 3 Positions - Juan C. Buendia, Kathleen Vance, Sylvia Hendricks

Empire Elementary School District No. 37 - 3 Positions - Three (3) Vacancies

Pima County JTED No. 11 (District 2) - 1 Position - Cindy Rankin (Write-in)

Pima County JTED No. 11 (District 3) - 1 Position - Alex Jacome (Write-in)

Redington Elementary School District No. 44 - 3 Positions - Three (3) Vacancies

San Fernando Elementary School District No. 35 - 1 Position - One (1) Vacancy

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

BOARD OF SUPERVISORS

18. Hearing - Tax Levy Resolution

RESOLUTION NO. 2022 - 49, of the Board of Supervisors, for the levy of taxes for Fiscal Year 2022/2023.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Chair Bronson and seconded by Supervisor Grijalva to close the public hearing and adopt the Resolution. Upon roll call vote, the motion carried 4-1, Supervisor Christy voted "Nay."

19. Hearing - Tax Collection Resolution

RESOLUTION NO. 2022 - 50, of the Board of Supervisors, authorizing the delivery of tax statements and the collection of the 2022 taxes.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Chair Bronson and seconded by Supervisor Grijalva to close the public hearing and adopt the Resolution. Upon roll call vote, the motion unanimously carried 5-0.

FRANCHISE/LICENSE/PERMIT

20. Hearing - Liquor License

Job No. 201322, Michael Basha, AJ's No. 122, 2805 E. Skyline Drive, Tucson, Series 9, Liquor Store Sampling Privileges.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Chair Bronson, seconded by Supervisor Grijalva 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.

BOARD OF SUPERVISORS

21. 2022 Primary Election

Discussion/Direction/Action regarding the Early, Emergency, and Election Day activities conducted by the Elections Director and the Pima County Recorder from early July through August 15, 2022. Discussion to include, but not be limited to, an explanation from both officials of the challenges that arose during the Primary Election activities, and the steps being taken to address same prior to the General Election on November 8, 2022. Given the timing of this discussion, both officials are invited to participate in-person or via video conferencing. (District 4)

Supervisor Christy commented that through the Primary Election there was controversy and concern over the system generated at voting centers. He stated there was concern with interference by the equipment utilized, internet voting centers, removal of precincts which could lead to misconceptions and issues with the voting process. He requested the County Recorder and the Elections Department work together to provide an after-action report that could be reviewed by the Election Integrity Commission at their meeting in September, and then presented to the Board at the first meeting in October. He added that his office received numerous anecdotal information about voting problems that led to dissatisfaction with the process and concern about how this would be reflected in the final vote. He stated that it was important to allay the fears in the community by the officials who conducted Elections, particularly when new systems would be used that had not been used in prior elections. He stated that in the after-action report, he would like to receive clarification regarding what type of writing utensil could be used when filled out ballots; sample ballots not mirroring actual voting ballots; delays and hour-long wait times due to printers not working and vote centers running out of supplies. He added that the Bear Canyon Library vote center ran out of ballots and was shut down for 2 hours and it was not initially on the list as a vote center. He stated that an additional issue was that federal ballots were issued as a result of being registered as Independent and questioned who were the recipients of the federal ballots. He also requested clarification on federal ballots, provisional ballots and their respective issuance and under what circumstances were they required for voters. He stated that a significant concern was that the training of the workers in the polls and voting centers was inadequate and that an Elections Trainer had provided incomplete and inaccurate information during training sessions. He asked how that would be addressed and if there was a need for a different training method. He questioned if there were enough poll watchers and a proper breakdown of poll watchers by party affiliation, and clarification of terminology of poll watcher, poll observer and poll worker. He stated that out of the 129 vote centers, 45 Boards were unbalanced, which meant there was not a fair dichotomy breakdown between parties, 6 vote centers had no Republican watchers and 2 had no Democrat watchers. He questioned why the Recorder would not allow

observers during early voting, due to pandemic issues when there were no pandemic issues at the start of early voting. He stated that the mock-up or trial run elections were not elections since there were no tallies, no candidates and no end result and that inaccurate expectations were set. He added that the Board was sold on a new system with promises and expectations that were not met. He stated that there was an increase in provisional ballots processed during the primary election and questioned why promises were made of a reduction of provisional ballots. He questioned if there were cost savings, faster results, what the trend and impact of voters were who dropped off vote by mail ballots on Election Day, and the reporting results. He added that the Elections Director had provided a synopsis of outstanding issues in early August, and it was time to find out the results of those issues. He indicated that he could provide a copy of the comments his office had received regarding voting problems to the Recorder and Elections Director to make sure they were aware of problems and insecurity permeating the County. He commented that one constituent shared that his sample ballot listed two districts and did not match the official ballot, and that his wife never received a sample ballot, was told that since she had a provisional ballot she needed to place it in a blue box and were concerned that the ballot was not counted. He requested assurances from the Recorder, Elections Director and the County Administrator that the issues could be addressed in a community-wide setting with the Election Integrity Commission and brought before the Board.

Chair Bronson commented that she concurred with Supervisor Christy's comments and requested he share his constituent comments with all of the Board members. She stated that her office had received many of the same concerns and that if there was an issue with a ballot constituents were placed on hold for over 20 minutes when they tried to call the Recorder's Office. She stated this was unacceptable and needed to be fixed before the General Election. She added that her office had also received a number of complaints regarding incorrect residential addresses listed on voter ID cards. She questioned how that happened and if it was an IT issue.

Supervisor Christy stated that customer service needed to be elevated in the whole process. He urged that both departments look at systems in place to show if any enhancements could be made to address issues more expediently and for that to be included in the after-action report.

Supervisor Grijalva congratulated the Elections Department and the Recorder for their remarkable job considering that the Director was new to Tucson. She stated that they had dealt with new redistricting, an entire new system and several new staff. She commented that her office received several calls asking about the new process and one call asking where to go to vote and everyone that she spoke to were happy. She added that it was a significant change for the community and thanked them for getting the County in line with what everyone else in the State was doing.

Supervisor Heinz commented that he agreed the process was very well done. He explained that he looked up the closest vote center to him and when he arrived, it took less than four minutes to complete the process.

Supervisor Scott requested that the after-action report address issues raised when Pima County became the last of the 15 Arizona Counties to use E-poll books and the 12th County to use vote centers. He stated that there were issues with long lines, long wait times and internet connectivity. He added that E-poll books were used to check voters in and to check their status, not for voting and that paper ballots were still in use. He stated there was a concern that E-poll books could be hacked into and questioned if that was a possibility and to revisit the benefits of choosing Tenex as the vendor in terms of their security measures. He questioned what the reason for provisional ballots was this year when compared to prior years and asked about the backup plan for issues at vote centers. He asked which system were the most secure and cost effective when comparing on-demand printers to pre-generated ballots. He inquired about the key lessons learned in the first round of using vote centers and E-poll books that could be applied during the General Election. He commented that when vote by mail started, Republicans were more likely to vote by mail and Democrats were more likely to vote in person, but that had changed in recent years. He stated that if there was a high volume of voters during the Primary Election than it was more than likely that those voters would also be acting in the General Election. He congratulated the Elections Director and the Recorder and stated that comments to his office regarding voter experience during the Primary Election were positive.

Chair Bronson stated that by way of direction, Supervisor Christy requested an after-action report be provided at the Board of Supervisors' Meeting of October 4, 2022, after review by the Elections Integrity Commission at their meeting in September.

22. Health Department Update

Discussion/Direction: Update from the Pima County Health Department on the status of the COVID-19 pandemic in the county, a Health Department report on its response to the monkeypox threat. (District 5)

Supervisor Grijalva stated that this item was added due to changes in COVID-19 protocols and recent memorandums on monkeypox. She stated that there had not been public discussions regarding the concerns of monkeypox. She requested the Health Department discuss the COVID-19 protocol changes they would be recommending relating to schools and in Pima County.

Dr. Francisco Garcia, MD, MPH, Deputy County Administrator and Chief Medical Officer, Health and Community Services, stated that even though there was a significant number of COVID-19 cases, the County's ability to manage them had improved significantly. He shared that 75% of the County's population had been fully vaccinated and 15% had been boosted. He stated that the Centers for Disease Control (CDC) would be releasing new guidance for schools to follow, but expected the approach to be more liberal. He highlighted the County's ability to combine testing and treatment resources.

Supervisor Christy asked if it would be fair to make an official statement that COVID-19 was an endemic instead of a pandemic and asked if the Health Department was willing to provide an after-action report, as suggested by the Small Business Commission, on the effects of COVID-19 in the community.

Dr. Garcia stated that the pandemic was not over and there was lower community transmission, but there were still a high number of cases. He explained that the resources to help with COVID-19 have increased with therapeutics, vaccines, testing and mitigation measures. He commented that the measures that the Board and the Health Department imposed were not only the actions of the Board, but of the recommendations from the Governor, the State Department of Health and Human Services, and the Federal Government. He stated that multiple after-action reports would need to be looked at for different phases of the response to COVID-19, and once completed, would be provided to the Board and the public. He stated that a report was being generated in regards to the Small Business Commission to look at all of the effects of COVID-19. He explained that monkeypox was a different situation than COVID-19. He confirmed that 14 cases had been identified in Pima County that were given support, testing and assistance. He explained that those whom were at the greatest risk were prioritized to receive the vaccine due to the low supply in the community. He stated that Pima County was asked by the Arizona Department of Health Services to serve as a hub for Graham, Greenlee, Cochise and Yuma Counties, which would also be reflected in the prevention activity.

Supervisor Grijalva asked if the Health Department had provided guidance to schools and school districts on the recommendations given by the CDC for monkeypox.

Dr. Garcia stated that guidance would be provided when all the information had been processed by the Health Department.

Supervisor Christy asked what approach would be used to prevent the spread of monkeypox, to whom the approaches would be directed, and if the restrictions would be similar to those that happened during COVID-19.

Dr. Garcia responded that none of the restrictions that were implemented during the COVID-19 pandemic were being contemplated to be used for monkeypox. He stated that the focus would be geared to those at highest risk and that the vaccine and other resources would be available to them. He stated that education, awareness, vaccines and therapies were the main resources that would be utilized in the County for prevention.

This item was for discussion only. No Board action was taken.

CONTRACT AND AWARD

PROCUREMENT

23. Award

Amendment of Award: Master Agreement No. MA-PO-22-84, Amendment No. 4, World Dining, L.L.C., to provide for food service county congregate and non-congregate shelters. This amendment increases the award amount by \$850,000.00 from \$1,455,300.00 to \$2,305,300.00 for a cumulative not-to-exceed contract amount of \$2,305,300.00 and adds four (4) one-year renewal options. Funding Source: American Rescue Plan Act Corona-Virus Local Fiscal Recovery Funds. Administering Department: Grants Management and Innovation.

It was moved by Chair Bronson and seconded by Supervisor Scott to approve the item. No vote was taken at this time.

Supervisor Christy commented on the amount of money the County passed for congregate and non-congregate shelters and shared background information on the other amendments had previously been approved by the Procurement Director. He asked for clarification on the meaning of legally present homeless individuals and asked if asylum seekers would automatically become homeless, since there were programs in place to prevent that. He recalled that the asylum seeking process required proof of a sponsor, which would not consider them homeless.

Jan Leshner, County Administrator, responded that legally present homeless individuals were legal asylum seekers in the United States compared to those who were believed to have crossed the border illegally. She stated that the hope was for the asylum seekers who were dropped off in the County to not become homeless in the community before they were taken to their final destination. She stated that the sponsor was at their final destination and the asylum seekers were dropped off in the County for a limited number of days before they were able to find transportation to their final destination. She indicated that the hope was for asylum seekers to have the ability to have a place to stay while they passed through the County and not be on the streets.

Supervisor Heinz commented that the federal funds were being used correctly and that no person should lack basic nutrition in the United States.

Supervisor Scott asked for clarification on the Federal Emergency Management Agency (FEMA) EFSP.

Ms. Leshar responded that EFSP stood for Emergency Food and Shelter Program. She stated that the County would be receiving additional funding so that all expenses would be covered by the federal FEMA EFSP.

Upon the vote, the motion carried 4-1, Supervisor Christy voted "Nay."

CONSENT CALENDAR

24. Approval of the Consent Calendar

Upon request of Supervisor Christy to divide the question, Consent Calendar Item Nos. 18 and 21 were set aside for separate discussion and vote.

It was then moved by Chair Bronson, seconded by Supervisor Scott and unanimously carried by a 5-0 vote, to approve the remainder of the Consent Calendar.

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PULLED FOR SEPARATE ACTION BY SUPERVISOR CHRISTY

GRANT APPLICATION/ACCEPTANCE

18. Acceptance - Community and Workforce Development

City of Tucson, to provide for the USHUD Continuum of Care Program - End of Chronic Homelessness Supportive Housing Program, \$50,334.00/\$12,583.50 General Fund match (GTAM 23-1)

It was moved by Chair Bronson and seconded by Supervisor Scott to approve the item. No vote was taken at this time.

Supervisor Christy requested that Consent Calendar Item Nos. 18 and 21 be heard together.

Chair Bronson withdrew her motion.

It was then moved by Chair Bronson and seconded by Supervisor Scott to approve Consent Calendar Item Nos. 18 and 21. No vote was taken at this time.

Supervisor Christy questioned the delay of the grants and why they were retroactive to October 2021.

Dr. Francisco Garcia, MD, MPH, Deputy County Administrator and Chief Medical Officer, Health and Community Services, stated that due to a variety of issues, the amendments had not been received until June 30, and July 7, 2022.

Chair Bronson asked for clarification as to why the funds were just received from the City of Tucson and if it was acceptable for the funding to be received so late.

Dr. Garcia explained that a variety of administrative issues caused the delay, including legal reviews.

Jan Leshner, County Administrator, responded that the delay was due to a concern by the City of Tucson (COT) and that the County wanted to ensure the continuance of the documents. She stated it was preferred that the COT processed these on a timelier basis, but the main concern was to make sure that anyone who received services would not be punished because of the lack of timeliness by the COT.

Chair Bronson and Supervisor Christy requested that staff follow-up with the COT on the matter and for the response to be provided to the Board.

Ms. Leshner stated she would follow-up and provide the response to the Board.

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

21. **Acceptance - Community and Workforce Development**

City of Tucson, Amendment No. 1, to provide for the USHUD Continuum of Care Program - Supportive Services - Coordinated Entry Project and extend grant term to 9/30/22, \$44,100.00/\$11,025.00 General Fund match (GTAM 22-74)

(Clerk's Note: See Consent Calendar Item No. 18, for discussion and action on this item.)

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CONTRACT AND AWARD

Behavioral Health

1. CODAC Health, Recovery and Wellness, Inc., d.b.a. CODAC, Amendment No. 4, to provide for medical forensic examination and evidence collection for victims of sexual assault, extend contract term to 6/30/23 and amend contractual language, General Fund, contract amount \$240,000.00 (CT-BH-20-268)
2. Mohave County and Arizona Superior Court in Mohave County, to provide an intergovernmental agreement for restoration to competency services, contract amount \$390,000.00 revenue/5 year term (CTN-BH-23-4)

Community and Workforce Development

3. Kuehl Enterprises, L.L.C, Amendment No. 3, to provide for consulting services for planning, technical/training assistance and report planning, extend contract term to 3/31/23 and amend contractual language, USHUD, CDBG Fund, contract amount \$50,000.00 (CT-CR-21-341)
4. Habitat for Humanity Tucson, Inc., Amendment No. 1, to provide for Habitat Home Repair Program - HUD CDBG Owner-Occupied Home Repair Activity, extend contract term to 9/30/23 and amend contractual language, USHUD CDBG Fund, contract amount \$40,000.00 (CT-CR-22-179)
5. Goodwill Industries of Southern Arizona, Inc., to provide for an on-the-job training program administrator, USDOL WIOA, ADES Fund, contract amount \$267,439.20/2 year term (CT-CR-22-406)

Facilities Management

6. Community Performing Arts Center Foundation, Inc., to provide for community performing arts center operating agreement, contract amount \$24,000.00 revenue (CTN-FM-22-152)

Pima Animal Care Center

7. Pascua Yaqui Tribe, Amendment No. 1, to provide for animal sheltering and veterinary services, extend contract term to 6/30/24 and amend contractual language, contract amount \$129,730.00 revenue (CTN-PAC-20-137)

Pima County Wireless Integrated Network

8. Tucson Unified School District, to provide for Public Safety Service participant, contract amount \$101,904.00 revenue/5 year term (CTN-WIN-22-129)
9. Tucson Unified School District, to provide for PCWIN subscriber services, contract amount \$35,905.00 revenue/5 year term (CTN-WIN-22-130)

Procurement

10. **Award**
Award: Master Agreement No. MA-PO-23-14, Power Product Services, Inc. (Headquarters: Aurora, CO), to provide for 48 volt DC battery plant maintenance. This master agreement is for an initial term of one (1) year in the annual award amount of \$615,000.00 (including sales tax) and includes four (4) one-year renewal options. Funding Source: Wireless Integrated Network SRF Fund. Administering Department: Pima County Wireless Integrated Network.
11. **Award**
Amendment of Award: Master Agreement No. MA-PO-22-56, Amendment No. 1, Inflow Communications, L.L.C., to provide for Mitel VoIP System maintenance. This amendment increases the annual award amount by \$81,000.00 from \$280,000.00 to \$361,000.00 for a cumulative not-to-exceed contract amount of \$361,000.00. Funding Source: Telecom Services Fund. Administering Department: Information Technology.
12. **Award**
Award: Master Agreement No. MA-PO-23-29, Automated Presort Services, Inc., d.b.a. Automated Presort Services, Inc. (Headquarters: Tucson, AZ), to provide for outgoing U.S. mail service. This master agreement is for an initial term of one (1) year in the annual award amount of \$400,000.00 (including sales tax) and includes four (4) one-year renewal options. Funding Source: General Fund. Administering Department: Treasurer.
13. **Award**
Award: Master Agreement No. MA-PO-23-19, PTG International, Inc. (Headquarters: Germantown, MD), to provide for E-course design and development. This master agreement is for an initial term of one (1) year in the initial award amount of \$490,000.00 (including sales tax) and includes four (4) one-year renewal options in the annual award of \$75,000.00. Funding Source: Workforce Development Grant Fund. Administering Department: Health.

Real Property

14. Alltel Corporation, d.b.a. Verizon Wireless, Amendment No. 8, to provide for a tower license agreement at the Nanini Governmental Center located at 7300 N. Shannon Road and amend contractual language, no cost (CTN-RPS-22-12)

Regional Wastewater Reclamation

15. Pima County Regional Flood Control District and Pima County, to provide an intergovernmental agreement for the Continental Ranch Regional Force Main Capital Improvement Project, CIP Fund, contract amount \$4,497,900.00 (CT-WW-23-37)

Sheriff

16. City of South Tucson, to provide for incarceration of municipal prisoners, contract amount \$83,000.00 estimated revenue (CTN-SD-22-170)
17. Town of Marana, to provide for incarceration of municipal prisoners, contract amount \$222,000.00 estimated revenue (CTN-SD-22-172)

GRANT APPLICATION/ACCEPTANCE

18. **Acceptance - Community and Workforce Development**
City of Tucson, (PULLED FOR SEPARATE ACTION)
19. **Acceptance - Community and Workforce Development**
Arizona Department of Housing, Amendment No. 3, to provide for the Weatherization Assistance Program and extend grant term to 9/30/22, no cost (GTAM 23-2)
20. **Acceptance - Community and Workforce Development**
Arizona Department of Economic Security, Amendment No. 6, to provide for the Community Action Services Program and amend grant language, \$7,338,067.13 (GTAM 23-6)
21. **Acceptance - Community and Workforce Development**
City of Tucson, Amendment No. 1, (PULLED FOR SEPARATE ACTION)
22. **Acceptance - Community and Workforce Development**
Tucson Electric Power Company (TEP), to provide for the TEP low income weatherization program services, \$145,000.00 (GTAW 23-14)

23. **Acceptance - Community and Workforce Development**
RESOLUTION NO. 2022 - 51, of the Board of Supervisors, authorizing the approval of the Continuum of Care "Scope of Work for Fiscal Year 2022 Renewal Grant Agreement" from the U.S. Department of Housing and Urban Development ("HUD"), for the Coalition Assisting Self-Sufficiency Attainment Program, \$469,845.00/\$117,461.25 General Fund match (GTAW 23-7)
24. **Acceptance - Community and Workforce Development**
RESOLUTION NO. 2022 - 52, of the Board of Supervisors, authorizing the approval of the Continuum of Care "Scope of Work for Fiscal Year 2022 Renewal Grant Agreement" from the U.S. Department of Housing and Urban Development ("HUD"), for the Homeless Management Information System, \$421,492.00/\$105,373.00 General Fund match (GTAW 23-9)
25. **Acceptance - Community and Workforce Development**
RESOLUTION NO. 2022 - 53, of the Board of Supervisors, authorizing the approval of the Continuum of Care "Scope of Work for Fiscal Year 2022 Renewal Grant Agreement" from the U.S. Department of Housing and Urban Development ("HUD"), for La Casita, \$212,295.00/\$53,073.75 General Fund match (GTAW 23-10)
26. **Acceptance - Community and Workforce Development**
RESOLUTION NO. 2022 - 54, of the Board of Supervisors, authorizing the approval of the Continuum of Care "Scope of Work for Fiscal Year 2022 Renewal Grant Agreement" from the U.S. Department of Housing and Urban Development ("HUD"), for Project Advent, \$451,001.00/\$112,750.25 General Fund match (GTAW 23-11)
27. **Acceptance - Community and Workforce Development**
RESOLUTION NO. 2022 - 55, of the Board of Supervisors, authorizing the approval of the Continuum of Care "Scope of Work for Fiscal Year 2022 Renewal Grant Agreement" from the U.S. Department of Housing and Urban Development ("HUD"), for One Stop Rapid Rehousing, \$224,069.00/\$56,017.25 General Fund match (GTAW 23-12)
28. **Acceptance - Health**
Department of Health and Human Services, Amendment No. 1, to provide for the human-centered design to identify and eliminate barriers; increased providers' use of accessibility standards; and promote health literacy among minority populations and amend grant language, no cost (GTAM 23-3)

BOARD, COMMISSION AND/OR COMMITTEE

29. **Self-Insurance Trust Fund Board**
Appointment of Ellen Moulton, to fill a vacancy created by Michelle Campagne. Term expiration: 12/31/24. (Staff recommendation)
30. **Building Code Committee/Board of Appeals**
Reappointments of Fred Knapp and Kenneth Cawthorne. Term expirations: 11/7/25. (Staff recommendations)
31. **Metropolitan Education Commission**
Appointment of Matthew Schmidgall, representing Health Care Community, to fill a vacancy created by Brian Eller. Term expiration: 12/31/24. (Chair recommendation)

SPECIAL EVENT LIQUOR LICENSE/TEMPORARY EXTENSION OF PREMISES/PATIO PERMIT/WINE FAIR/WINE FESTIVAL/JOINT PREMISES PERMIT APPROVED PURSUANT TO RESOLUTION NO. 2019-68

32. 03103030, Jeffrey Kaber, Copper Mine Brewing Co., 3455 S. Palo Verde Road, Suite 135, Tucson, August 20, 2022.

FINANCE AND RISK MANAGEMENT

33. **Duplicate Warrants - For Ratification**
Bluebonnet Ventures, L.L.C., d.b.a. Keller Williams Southern Arizona \$7,520.00; Ruben Huerta \$8,100.00; Advance Forensic Assessments, Inc. \$700.00; Dan E. Smyre, Jr. \$199.44; Southern Arizona Television \$96.53; Geile Brothers, L.L.C. \$6,070.00.

RATIFY AND/OR APPROVE

34. Minutes: June 7, 2022

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25. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 11:14 a.m.

CHAIR

ATTEST:

CLERK