

## **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 5, 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, Acting County Administrator  
Sam Brown, Chief Civil Deputy County Attorney  
Melissa Manriquez, Clerk of the Board  
Juan Carlos Navarro, Sergeant at Arms

### **1. RIPARIAN HABITAT MITIGATION**

Staff requests approval of a Riparian Habitat Mitigation In-Lieu Fee Proposal in the amount of \$3,900.00 for placement of a fence at 13720 West Yankee Ranch Road, located within Regulated Riparian Habitat and classified as Important Riparian Area with underlying Xeroriparian Class D Habitat. (District 3)

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

### **2. RIPARIAN HABITAT MITIGATION**

Staff requests approval of a Riparian Habitat Mitigation In-Lieu Fee Proposal in the amount of \$3,225.00 for placement of a single family residence located at 5452 North Avenida de la Colina, located within Regulated Riparian Habitat classified as Xeroriparian Class B Habitat. (District 4)

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

### **3. RIPARIAN HABITAT MITIGATION**

Staff requests approval of a Riparian Habitat Mitigation In-Lieu Fee Proposal in the amount of \$4,236.00 for property located at 5220 South La Cholla Boulevard located within Regulated Riparian Habitat classified as Important Riparian Area with underlying Classification of Xeroriparian C Habitat. (District 5)

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

4. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 3:26 p.m.

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CHAIR

ATTEST:

\_\_\_\_\_  
CLERK

DRAFT

## LIBRARY DISTRICT BOARD MINUTES

The Pima County Library 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 5, 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, Acting County Administrator  
Sam Brown, Chief Civil Deputy County Attorney  
Melissa Manriquez, Clerk of the Board  
Juan Carlos Navarro, Sergeant at Arms

1. The Board of Supervisors on March 15, 2022, continued the following:

### **AWARD**

Award: Master Agreement No. MA-PO-22-109, Cox Arizona Telcom, L.L.C., d.b.a. COX Business (Headquarters: Atlanta, GA), to provide for hotspots around town. This Master Agreement is for an initial term of three (3) years in the award amount of \$800,000.00 (including sales tax) and includes two (2) one-year renewal options in the annual award amount of \$260,000.00 (including sales tax). Funding Source: Library District Operations Fund. Administering Department: Library and Information Technology.

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

Supervisor Christy questioned why Wi-Fi would be used instead of broadband service for underserved communities in unincorporated Pima County and why it would be implemented in libraries when it was supposed to be for people's homes and rooftops. He also questioned the locations of hotspots and the contribution by the City of Tucson since multiple locations were located in the Tucson Metro area.

Jan Leshar, Acting County Administrator, responded that the goal was to make internet available to all areas using different forms of services and service providers. She indicated that the City of Tucson were participants of the task force meetings and they would be providing funds. She stated that she would provide their contribution amount to the Board.

Supervisor Christy asked that an accurate number be provided regarding the contribution by the City of Tucson. He questioned the number of hotspots listed and the ages stated in the contract.

Ms. Leshar responded that the public could be informed of all locations of active hotspots.

Supervisor Christy reiterated that the mission of creating internet services in rural and underserved communities should be the main focus when dealing with locations of services.

Supervisor Heinz requested that local service providers be able to bid on this contract.

Ms. Leshar responded that they could expand the reach for other providers.

Supervisor Scott questioned the goal of getting internet access into all homes.

Ms. Leshar responded that providing internet access in all homes was the goal, but the County did not have the reach yet. She stated that the additional hotspots would aid the availability for people to access the internet outside of their homes.

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

## 2. **AWARD**

Amendment of Award: Master Agreement No. MA-PO-18-3, Amendment No. 8, Insight Public Sector, Inc., to provide for the Library Print Management System. This amendment extends the termination date for this Master Agreement to 4/30/23 and increases the not-to-exceed contract amount by \$50,000.00 from \$498,400.00 for a cumulative not-to-exceed contract amount of \$548,400.00. Funding Source: Library District Ops Fund. Administering Department: Library District.

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

## 3. **GRANT ACCEPTANCE**

Institute of Museum and Library Services, to provide for the Mobile Connections Telehealth Pilot, \$16,395.00/\$1,500.00 Library District fund match (GTAW 22-97)

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

Supervisor Christy questioned if the grant's function was between the Library and the Health Department.

Dr. Francisco Garcia, MD, MPH, Deputy County Administrator and Chief Medical Officer, Health and Community Services, stated that the funds were to expand services in rural areas that were provided by the Library.

Supervisor Christy asked Dr. Garcia to elaborate on the services that would be provided.

Dr. Garcia stated that the community would be able to use Library locations for telehealth services, as needed.

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

4. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 3:26 p.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 Tuesday, April 5, 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, Acting County Administrator  
Sam Brown, Chief Civil Deputy County Attorney  
Melissa Manriquez, Clerk of the Board  
Juan Carlos Navarro, Sergeant at Arms

### 1. PLEDGE OF ALLEGIANCE

All present joined in the Pledge of Allegiance.

### 2. LAND ACKNOWLEDGEMENT STATEMENT

The Land Acknowledgement Statement was delivered by Billy Romero, a member of the Pascua Yaqui Tribe of Arizona and 8th grade student at Dodge Traditional Magnet Middle School.

### 3. PAUSE 4 PAWS

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

### 4. CALL TO THE PUBLIC

Dan Wann expressed concerns about Chuck Huckelberry's resignation and the appointment of Jan Leshar as County Administrator. He also spoke about the Board not responding during the Call to the Public.

Danielle Mierhofer addressed the Board regarding home code violations that she had received for home renovations, trailers and her potbelly pigs.

### PRESENTATION/PROCLAMATION

5. Presentation of a proclamation to Kimberly Peute, Chief Executive Officer, Parkinson Wellness Recovery, proclaiming the month of April 2022 to be: "PARKINSON'S AWARENESS MONTH"

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

6. Presentation of a proclamation to Cynnamon Woodberry, past President, and Amy Baum, President - elect, Southern Arizona Association for the Education of Young Children, proclaiming the week of April 2 through 8, 2022 to be: "WEEK OF THE YOUNG CHILD"

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

7. Presentation of a proclamation to Magdalena Verdugo, Chief Executive Officer, and Lara Ruggles, Director of Development & Marketing, YWCA Southern Arizona, proclaiming Thursday, April 28, 2022 to be: "YWCA STAND AGAINST RACISM DAY" and April 28 through May 1, 2022 to be: YWCA STAND AGAINST RACISM WEEKEND.

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

#### **PROCLAMATION**

8. Proclaiming the week of May 1 through 7, 2022 to be: "YOUTH WEEK IN PIMA COUNTY"

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

#### **PRESENTATION**

9. The Board of Supervisors on February 1 and March 15, 2022, continued the following:

Presentation by Lea Márquez Peterson, Chairwoman, Arizona Corporation Commission. The Chairwoman would provide an update on Arizona Corporation Commission activities and their impact on Pima County residents. (District 3)

Lea Márquez Peterson, Chairwoman, Arizona Corporation Commission, provided a PowerPoint presentation on Arizona's Energy Future.

Supervisor Scott inquired about competition within the electric market and where Arizona was headed.

Chairwoman Márquez Peterson stated that there were unintended consequences of retail competition and reviewed recent legislation on the matter.

Chair Bronson thanked Chairwoman Márquez Peterson for her work in Ajo and her understanding of rural Arizona.

Supervisor Grijalva questioned whether the initial renewable energy standard and tariff would reach its goal for renewable energy in Arizona.

Chairwoman Márquez Peterson expressed confidence that the State would meet and exceed its goal.

Supervisor Grijalva stated that she was disappointed with the update of the standard and tariff. She stated that it was time for innovating and updating technology to reduce carbon emissions.

Chairwoman Márquez Peterson explained that there were issues with affordability, but had gotten feedback on the direction and application of clean energy.

Supervisor Grijalva questioned whether companies would be monitored on their stated commitments to clean energy.

Chairwoman Márquez Peterson confirmed that companies would be held accountable.

Supervisor Heinz questioned whether there would be any reconsideration to the recent updates and standards of renewable energy.

Chairwoman Márquez Peterson responded that there could be incentives put in place to encourage distribution to families and businesses which would support renewable energy and a mandate did not need to be in place.

Chair Bronson expressed her appreciation for Chairwoman Márquez Peterson's work on the Corporation Commission and asked her to keep the Board informed.

10. **CONVENE TO EXECUTIVE SESSION**

It was moved by Supervisor Scott, seconded by Supervisor Heinz and unanimously carried by a 5-0 vote, to convene to Executive Session at 11:05 a.m.

11. **RECONVENE**

The meeting reconvened at 11:15 a.m. All members were present.

**EXECUTIVE SESSION**

12. Pursuant to A.R.S. §38-431.03(A) (3), for legal advice regarding discussion on legal issues related to the redistricting process.



It was moved by Supervisor Christy, seconded by Supervisor Scott and unanimously carried by a 5-0 vote, to release the documents as discussed in Executive Session.

## **COUNTY ADMINISTRATOR**

### **13. Teatro Carmen Stage Naming Opportunity**

Staff recommends approval of the naming of the Teatro Carmen Stage to the "Ronstadt Family Stage." Stratford Art Works, Inc., would use this naming opportunity to develop a formal fundraising work plan and future naming activities for consideration at a future Board of Supervisors meeting.

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

Herb Stratford, Stratford Art Works, Inc., provided an update on the Teatro Carmen and explained the significance of the naming of the stage.

Supervisor Heinz inquired about the grand opening date.

Mr. Stratford stated that there was no set date for the grand opening, but it would likely be in 2025.

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

## **COUNTY ATTORNEY**

### **14. Waiver of Attorney - Client Privilege**

Discussion/Action: Consideration of waiver of Attorney-Client privilege for the Redistricting Updates.

(Clerk's Note: See Minute Item No. 12, for discussion and action on this item.)

## **DEVELOPMENT SERVICES**

### **15. Final Plat With Assurances**

P21FP00030, Rocking K South, Neighborhood 3, Parcel EE, Lots 1-145 Common Areas "A" and "B". (District 4)

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

16. **Final Plat With Assurances**

P22FP00001, Rocking K South, Neighborhood 3, Parcel CC, Lots 1-123, Common Areas "A and B". (District 4)

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

**PROCUREMENT**

17. The Board of Supervisors on March 15, 2022, continued the following:

**Contract**

Barker Contracting, Inc., Chasse Building Team, Inc., Core Construction, Inc., Durazo Construction Corporation, Kapp-Con Incorporated, Kittle Design and Construction, L.L.C., Lloyd Construction Company, Inc., and SD Crane Builders, Inc., Amendment No. 4, to provide for remodel and construction services and amend contractual language, Various Funds, contract amount \$2,000,000.00 (MA-PO-20-154) Facilities Management

At the request of staff and without objection, this item was removed from the agenda.

**SUPERIOR COURT**

18. The Board of Supervisors on March 15, 2022, continued the following:

**Initial Court Appearances**

Staff requests approval of a ten (10) year extension for the Intergovernmental Agreement between Superior Court, Justice Court, and the City of Tucson Court, to provide for joint participation and pro-rata cost sharing for initial appearances and/or misdemeanor arraignments.

Dr. Cheree Meeks, President, National Association for the Advancement of Colored People, stated that the organization objected to the renewal of the Intergovernmental Agreement. She conveyed concerns with the agreement and the negative effects it would cause on bail reform and on the community. She suggested that if rejection would cause disruption to operations then the Board should only renew for one year and requested the Sheriff's Department and the Courts provide a report on the matter.

Amelia Cramer, former Pima County Deputy County Attorney, urged the Board not to renew the Intergovernmental Agreement. She stated that there were alternative ways to monitor people charged with felonies or misdemeanors. She stated that there should be accountability and suggested the Board turn the responsibility for initial court appearances over to Superior Court Judges and Justices of the Peace.

David Berkman, former Pima County Chief Criminal Deputy Attorney, described two instances in which the City Magistrates made bad decisions. He stated that there had to be accountability on the Presiding Judge of Superior Court to find a system that would work for the citizens of the County.

Laura Conover, Pima County Attorney, stated that there would be solutions to the problems in the criminal justice system and she would provide data to the Board. She stated there were suggestions made for changes to the agreement, including shortening the length of the agreement and changing the qualifications.

The Honorable Jeffrey Bergin, Presiding Judge of Pima County Superior Court, stated that the agreement allowed the courts to see initial court appearances in a timely, efficiently and fairly manner. He described that without the agreement, courts would be competing for resources, such as with the live feed needed for judges to see cases when the person was held in jail. He stated that without the agreement, the courts would be disrupted and it would slow down justice. He stated that the City Court Judges did an excellent job and were trained to do their jobs well. He expressed his strong support for approving the Intergovernmental Agreement.

Supervisor Grijalva inquired about the suggestion that Superior Court Judges and Justices of the Peace rotate and serve for initial court appearances.

Judge Bergin stated that the courts welcomed suggestions on their processes. He said that the courts have used the most efficient scheduling process. He explained that changing the location would not change the way things were done.

Chair Bronson questioned why Superior Court Judges could not use the same jail courtrooms that the City Magistrates used for bail hearings in their cases. She inquired if there could be another agreement for use of video equipment.

Judge Bergin responded that scheduling was the primary issue.

Supervisor Heinz questioned the technological issues and inquired if the use of Microsoft Teams would help solve the problem.

Judge Bergin responded that the Courts were working on incorporating the use of technology.

Chair Bronson stated that the Sheriff was creating additional video courtrooms.

Judge Bergin responded that video courtrooms were not yet established and that the resources available in the jail were insufficient to fix the problems.

Chair Bronson stated that she agreed with Supervisor Heinz and that the video incorporation had already begun. She concluded that the issue was complicated and she did not think there would be a solution provided today.

The Honorable Antonio Riojas, Presiding Judge of Tucson City Court, described his background in initial appearances, the background of initial appearances, why the process was used and how difficult scheduling was. He stated that there were limited differences in racial disparities in Judges' decisions. He expressed support for the renewal of the Intergovernmental Agreement.

Chair Bronson stated that Sheriff Nanos had indicated that the video courts would be completed by the end of May.

Judge Riojas explained the process of court sessions and the struggle of resources that would occur with video court sessions.

Supervisor Grijalva asked about the felony experience of the judges presiding over initial court appearances.

Judge Riojas provided the background and experience of the current judges.

Chair Bronson explained that there should not be staffing and technological issues based on information provided from the Sheriff. She asked for Judge Riojas' opinion on electronic monitoring.

Judge Riojas responded that electronic monitoring worked if staff was available to monitor individuals using electronic devices. He stated that there was also an issue with providing electronic devices to homeless individuals since they did not have a way to charge the devices on a daily basis.

Chad Kasmar, Chief of Police, City of Tucson, spoke about the complexities of the system. He requested the Board evaluate the decision making of the entire system and the use of technology. He spoke on the need for a transparent system for the community and all the stakeholders.

Chair Bronson explained that there had been complaints about charges dropped by the City but then charged by the County.

Chief Kasmar clarified that the Chair was speaking about dropping misdemeanor charges but prosecuting felony charges.

Supervisor Scott requested that the County Attorney present an overview of the data available.

Ms. Conover responded that she had provided a memo in July 2021, to the Presiding Judge regarding the qualifications of the judges making felony decisions. She continued by explaining her previous recommendations. She explained that a proposal of her recommendations could be provided to the Board.

Supervisor Scott asked about the concerns surrounding pre-trial services.

Ms. Conover stated that data could be provided and that recommendations that had previously been made by her office were not being followed and approximately 80% of the time pre-trial services requests were being followed by the judges. She explained the need for more experienced judges and the benefits associated with them.

Supervisor Grijalva questioned when the agreement expired.

Ms. Conover stated that it had already expired.

Supervisor Heinz questioned if a six month renewal would be sufficient time to gather data.

Ms. Conover stated that a six month renewal was her preference.

Chair Bronson requested information on suggestions made by Dr. Meeks for the next meeting.

Supervisor Christy asked if postponing the topic to a later date or extending the agreement for only a year affected the operation of the Courts.

Judge Bergin expressed concerns with not having a concrete agreement process in place. He stated that he was comfortable with any extension of the current agreement.

Judge Riojas concurred.

It was moved by Supervisor Scott and seconded by Chair Bronson to continue the item to the Board of Supervisors' Meeting of April 19, 2022. Upon roll call vote, the motion carried 4-1, Supervisor Christy voted "Nay."

## **FRANCHISE/LICENSE/PERMIT**

### **19. Hearing - Liquor License**

Job No. 184016, Rafael Silva Martinez, Carniceria Wild West, 4825 N. 1st Avenue, 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 Christy 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.

### **20. Hearing - Liquor License**

Job No. 183921, Karyl Lee Wilhelm, Terra Alta Bistro, 5425 N. Kolb Road, No.119, Tucson, Series 7, Beer and Wine Bar, Location Transfer and Person Transfer.

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

21. **Hearing - Liquor License**

Job No. 181079, Jose Santiago Morales Barrera, El Campeon Tacos & More, 16560 W. Avra Valley Road, Marana, 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 Christy 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.

22. **Hearing - Fireworks Permit**

Bobby Retz, Westin La Paloma Resort, 3660 E. Sunrise Drive, Tucson, April 10, 2022 at 7:30 p.m.

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

23. **Hearing - Permanent Extension of Premises/Patio Permit**

06100009, Andrea Dahlman Lewkowitz, Westin La Paloma Hotel, 3800 E. Sunrise Drive, Tucson.

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

**DEVELOPMENT SERVICES**

24. **Hearing - Rezoning**

P21RZ00015, JOT PROPERTIES, L.L.C. - E. IRVINGTON ROAD REZONING  
JOT Properties, L.L.C., represented by Balwinder Riat, requests a rezoning for approximately 2.65 acres (Parcel Code 140-07-001B) from the CI-1 (Light Industrial/Warehousing)(1.87 acres) and the CI-1 (AE) (Light Industrial/Warehousing - Airport Environs)(0.78 acres) zones to the CB-1 (Local Business)(1.87 acres) and the CB-1 (AE) (Local Business - Airport Environs)(0.78 acres) zones on property located approximately 260 feet southeast of the 1-10 Interchange and E. Irvington Road, addressed as 3704 E. Irvington Road. The proposed rezoning conforms to the Pima County Comprehensive Plan which designates the property for Industrial.

On motion, the Planning and Zoning Commission voted 9-0 (Commissioner Matter was absent) to recommend APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS. Staff recommends APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS. (District 2)

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

1. There shall be no further lot splitting or subdividing of residential development without the written approval of the Board of Supervisors.
2. Transportation conditions
  - A. Prior to the submittal of building permits, a Traffic Impact Study (TIS) shall be submitted for review and approval by the Department of Transportation. The TIS shall include the trip generation of the existing restaurant to the north. Offsite improvements determined by the TIS as a result of the traffic impact study shall be provided by the property owner/developer.
  - B. Prior to the TIS approval, proof of coordination with the Arizona Department of Transportation (ADOT) and the City of Tucson shall be provided to Pima County Development Services.
  - C. A right-of-way use permit is required for any work within Pima County right-of-way.
3. Regional Wastewater Reclamation Department conditions
  - A. The owner(s) shall construe no action by Pima County as a commitment of capacity to serve any new development within the rezoning area until Pima County executes an agreement with the owner(s) to that effect.
  - B. The owner(s) shall obtain written documentation from the Pima County Regional Wastewater Reclamation Department (PCRWRD) stating that treatment and conveyance capacity is available for any new development within the rezoning area, no more than 90 days before submitting any tentative plat, development plan, preliminary sewer layout, sewer improvement plan, or request for building permit for review. Should treatment and / or conveyance capacity not be available at that time, the owner(s) shall enter into a written agreement addressing the option of funding, designing and constructing the necessary improvements to Pima County's public sewerage system at his or her sole expense or cooperatively with other affected parties. All such improvements shall be designed and constructed as directed by the PCRWRD.
  - C. The owner(s) shall time all new development within the rezoning area to coincide with the availability of treatment and conveyance capacity in the downstream public sewerage system.
  - D. The owner(s) shall connect all development within the rezoning area to Pima County's public sewer system at the location and in the manner specified by the PCRWRD in its capacity response letter and as specified by PCRWRD at the time of review of the tentative plat, development plan, preliminary sewer layout, sewer construction plan, or request for building permit.
  - E. The owner(s) shall fund, design and construct all off-site and on-site sewers necessary to serve the rezoning area, in the manner specified at the time of review of the tentative plat, development plan, preliminary sewer layout, sewer construction plan or request for building permit.
  - F. The owner(s) shall complete the construction of all necessary public and/or private sewerage facilities as required by all applicable agreements with Pima County, and all applicable regulations, including the Clean Water Act and those promulgated by ADEQ, before treatment and conveyance capacity in the downstream public sewerage system would be permanently committed for any new development within the rezoning area.
4. Adherence to the Development Plan as approved at public hearing.
5. Tucson Airport Authority conditions
  - A. An Avigation Easement must be executed and recorded with the Pima County Recorder's Office, by the property owner/developer/applicant or other person

authorized to sign on behalf of the current property owner, to cover the entire project area and in accordance with the requirement of the Tucson Airport Authority. The Avigation Easement must run with the property and would serve to educate future purchasers and tenants of the property of potential aviation impacts.

- B. According to the Federal Aviation Administration (FAA) Notice Criteria Tool, this project area is located in proximity to a navigation facility and could impact navigation signal reception. As the project site develops every project applicant must file FAA Form 7460 with the FAA at least 45 days before construction activities begin for every proposed project unless FAA staff, with the Obstruction Evaluation / Airport Airspace Analysis (OE/AAA), provides the project applicant with written communication that filing FAA Form 7460 is not required. It is highly recommended that the applicant file earlier than 45 days to provide the applicant with sufficient time to respond to any concerns which are identified by the FAA. Any cranes which are used must also be identified with Form 7460. Please file Form 7460 at <https://oeaaa.faa.gov/oeaaa/external/portal.jsp>
  - C. Applicable to residential uses only: The property owner/developer/applicant must provide the Airport Disclosure Statement form, at time of sale, to the new property owners with all new unit purchases. In the event the development of any residential uses does not involve the sale of new units, but is instead offering rental residential units to the public, the new tenant of the rental unit must be provided a copy of the Airport Disclosure Statement form. The intent of the Airport Disclosure Statement form is to educate and notify the new residents that they are living near an airport. The content of such documents shall be according to the form and instructions provided. The property owner (for itself or its tenants) must forward a signed copy of the Airport Disclosure Statement form to the Tucson Airport Authority within ten (10) days of signature.
- 6. 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.
  - 7. The property owner shall execute the following disclaimer regarding the Private Property Rights Protection Act: "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(l)."

Carmine DeBonis, Jr., Deputy County Administrator, provided a staff report and noted that approval of this item required a super majority vote.

It was moved by Supervisor Heinz and seconded by Chair Bronson to close the public hearing and approve P21RZ00015, subject to standard and special conditions. No vote was taken at this time.

Supervisor Christy asked what would be the benefits of repurposing the building to apartments and who would be housed at the property. He inquired about the current occupants of the property who were infected with COVID-19. He questioned what new contracts would be made with the new developer. He asked when the project was completed, would the developer contract with agencies to fill vacancies.

Josh Prettyman, applicant representative, Newmark, responded that the building would be sold to owners that specialized in this area. He stated that he was unable



to identify who was housed at the property and the building was contracted with the City. He stated that the second property owned by the City would be used to provide housing to asylum seekers, migrants and COVID-19 positive individuals. He responded that the contracts were ongoing and explained that renovations would cost approximately \$20,000.00 per unit. He stated that, if needed, they would contract with agencies.

Supervisor Christy questioned if there was a plan for individuals that would be displaced.

Jan Leshner, Acting County Administrator, stated that once the sale occurred the property would no longer be available to the County and staff had begun discussions on how to accommodate the needs of the community.

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

**25. Hearing - Rezoning Resolution**

RESOLUTION NO. 2022 - 18, Co9-62-84, Valley View Acres Subdivision Rezoning (Lot 63). Owners: Donald and Dessie Adams. (District 3)

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 and adopt the Resolution.

**BOARD OF SUPERVISORS**

**26. Health Department Funding**

Discussion/Direction/Action: Directing the County Administrator and County staff to allocate an additional \$6 million in General Fund revenues to the FY23 Budget for the Pima County Health Department, with an eye toward additional increases in the Department's base funding in future years. As the Health Department leads us out of the pandemic and toward greater community health and wellbeing, we must ensure it has the dedicated personnel and other resources needed to accomplish its long-term goals. (District 2)

Supervisor Heinz explained that during the start of the pandemic, the Health Department was underfunded and the job of the Health Department was to prevent pandemics from happening. He stated that research showed that the County was below market value with staffing and more than \$6 million would be needed to retain staff. He stated that he would like the Health Department to be able to implement the vision it had for the County.

It was moved by Supervisor Heinz and seconded by Supervisor Grijalva to approve the allocation of an additional \$6 million in General Fund revenues to the FY23 Budget for the Health Department with an eye towards additional increases in the department's base funding in future years. No vote was taken at this time.

Supervisor Christy stated that he could not support this item because he felt the Health Department should be downsized and constricted to allow funding to go elsewhere. He also questioned what would happen to the General Fund with the potential state cost shifts.

Supervisor Grijalva restated the services provided by the Health Department and suggested that funds that were specific for other programs would be needed when grants started to expire.

Dr. Francisco Garcia, MD, MPH, Deputy County Administrator and Chief Medical Officer, Health and Community Services, explained how the budget for the Health Department was created and how resources were allocated to programs and would be in the future. He stated that the Health Department would continue to seek federal support for programming when grant funding ended.

Supervisor Scott asked what the impact of additional funding would have on the overall budget of the County.

Jan Leshar, Acting County Administrator, responded that the budget had not been finalized and would accommodate the funds, if the item was approved.

Chair Bronson questioned how the County would respond to cost shifts from the state in the upcoming budget.

Ms. Leshar stated that the current legislation had not been finalized so it was hard to know what the response would be but it would be decided when the time came.

Supervisor Scott asked about right-sizing department funds.

Ms. Leshar stated that funds would be allocated based on need.

Dr. Garcia added that departments had the resources to properly serve the County and funds were used effectively.

Supervisor Heinz provided background on the funding of Health Departments across the United States and the need to invest in Public Health.

Supervisor Christy voiced his concerns with the overreach of the Health Department. He questioned how other groups would be affected by an increase in funding for the Health Department.

Ms. Leshar explained that the health of the community had been at risk, but the Health Department continued to protect the health of businesses and the community, as directed by County policies.

Supervisor Christy asked that a statement be made that the policies the Health Department implemented during the pandemic would not be used again.

Ms. Leshar stated that lessons were learned during the pandemic and moving forward, changes would be made to policies as necessary.

Supervisor Scott explained that the Health Department had enforced policies set by the Board. He stated that there were issues with approving the item before a final budget was confirmed.

Supervisor Heinz stated that if the budget needed to be finalized before a decision was made, he could bring the item back at a later date. He asked for guidance regarding the appropriate time to bring the item back to the Board.

Ms. Leshar responded that staff understood the intent of this item and would review the current proposed budget and would come back to the Board with additional drafts of the proposed budget.

Supervisor Christy requested a report on the impacts of cost shifting from the state to the budget.

Supervisor Heinz withdrew his original motion.

**27. Fiscal Year 2022/2023 Tax Rate**

Discussion/Direction/Action regarding the development of various scenarios for the overall combined Fiscal Year 2022/2023 tax rate, with the objective of preventing or minimizing any increase in the amount of property taxes paid by Pima County taxpayers. (District 4)

Supervisor Christy requested that the various scenarios proposed for the 2022/2023 tax rate be provided to the Board.

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

Chair Bronson requested that expenditure and levy limits be included in the analysis provided to the Board.

**28. Differential Water Rate Lawsuit**

Discussion/Direction/Action regarding the status of the differential water rate lawsuit brought by Pima County against the City of Tucson. (District 4)

Supervisor Christy spoke about the need to update the public on the lawsuit.

Jan Leshar, Acting County Administrator, restated the updates from the latest memorandum and would continue to update the Board and the public.

Supervisor Heinz inquired about the number of hours and cost that Pima County has been charged by Snell and Wilmer.

Ms. Leshar stated that information would be provided to the Board.

29. **County Attorney's Office Victim Services Division**

Discussion/Direction/Action regarding the restructuring of the Pima County Attorney's Office Victim Services Division and the impact on residents of rural Pima County. (District 4)

Supervisor Christy stated his office had received concerns regarding funding for the Victim Services Division and its implementation. He questioned why the program would be scaled down and requested a status update.

Laura Conover, Pima County Attorney, gave an overview of the history of the Victim Services Division in Pima County and the recent data associated with the division. She stated that the division was functioning and continued to work out the best practice for the resources provided.

Chair Bronson expressed concerns with crimes in the rural areas of District 3. She questioned how to best serve the rural community in the County.

Ms. Conover responded that there were two unique structures within the Victim Services Division and staff was able to make assignments based on where the advocates resided and could make strategic choices that would ensure fastest response time to victims. She stated that the Board and the County Attorney's Office could work together to help solve some of the issues that were stated.

Supervisor Christy requested that the County Attorney reach out to the public more diligently to aid concerns expressed about the Victim Services Division.

Ms. Conover agreed that it was important for more open communication with the public.

Supervisor Scott commented on a recent news article about the Victim Services Division and whether other people could access the satellite services referenced in the article.

Ms. Conover stated that anyone could access the services and that due to limited resources, the advocates would be used on a more as-needed basis over satellite in more rural areas.

## **COUNTY ATTORNEY**

### **30. Anti-Racketeering Revolving Funds**

Staff recommends approval to utilize Anti-Racketeering Revolving Funds for the following:

- \$1,000.00 for National Crime Victims' Rights Week - Pima County Attorney's Office Victims Services Event.
- \$5,000.00 for the New Jerusalem Food Pantry.

It was moved by Chair Bronson, seconded by Supervisor Scott and carried by a 4-0 vote, Supervisor Heinz was not present for the vote, to approve the item.

## **CONTRACT AND AWARD**

### **PROCUREMENT**

31. Dalberg Design, L.L.C., d.b.a. Dalberg Design, to provide for Human Centered Design Consultant Services (Healthcare), U.S. Department of Health and Human Services and Office of Minority Health Fund, contract amount \$420,000.00 (MA-PO-22-144) Health

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

Supervisor Christy stated that the money would be going to areas different than what the contract was designed for and he would be voting against this item.

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

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

### **32. Library Advisory Board**

Appointment of Barbara Blake, to fill a vacancy created by Nancy Puckett. Term expiration: 6/30/26. (District 4)

It was moved by Chair Bronson, seconded by Supervisor Scott and carried by a 4-0 vote, Supervisor Heinz was not present for the vote, to approve the item.

## **FRANCHISES/LICENSES/PERMITS**

### **33. Hearing - Liquor License**

Job No. 181365, Perry Charles Huellmantel, Quik Trip No. 1468, 2670 W. Ruthrauff 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 Scott 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.

34. **CONVENE TO EXECUTIVE SESSION**

It was moved by Supervisor Grijalva and seconded by Supervisor Scott to convene to Executive Session at 2:30 p.m. No vote was taken at this time.

Supervisor Christy stated that he disagreed with going into Executive Session because he felt that the topic should be discussed in regular session to provide transparency to the public.

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

35. **RECONVENE**

The meeting reconvened at 3:19 p.m. All members were present.

**EXECUTIVE SESSION**

36. Pursuant to A.R.S. §38-431.03(A) (1), for discussion of any matter within the scope of A.R.S. §38-431.03(A) (1) regarding the appointment of a County Administrator. (Districts 5, 2 and 1)

This item was informational only. No Board action was taken.

37. Pursuant to A.R.S. §38-431.03(A) (1), for discussion of legal advice with the attorney of the public body within the scope of A.R.S. §38-431.03(A)(3) regarding the resignation of the current County Administrator and the potential need for outside counsel. (Districts 5, 2 and 1)

This item was informational only. No Board action was taken.

**BOARD OF SUPERVISORS**

38. **County Administrator**

- A. Acceptance of the resignation of Chuck Huckelberry, County Administrator, effective immediately.

It was moved by Supervisor Scott and seconded by Supervisor Heinz to accept Mr. Huckelberry's resignation that was received from his attorney, Lawrence M. Hecker, as authorized and directed by Mr. Huckelberry, with the understanding that the acceptance terminated the employment relationship and terminated the employment contract. No vote was taken at this time.

Chair Bronson and Supervisors Grijalva, Scott, and Christy thanked Mr. Huckelberry for his service to the County.

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

B. Discussion/Action. Appointment of Jan Leshar, Acting County Administrator, as County Administrator. (District 3)

It was moved by Supervisor Christy to reassign Acting County Administrator Jan Leshar to Interim County Administrator until such time as the County, through its Board of Supervisors was able to conduct an application process that would begin with Pima County employees, expand to a regional search, if necessary, and then to a national search. The motion died for lack of a second.

It was then moved by Supervisor Heinz and seconded by Chair Bronson to appoint Jan Leshar as County Administrator. No vote was taken at this time.

Supervisor Grijalva inquired if an executive session would be scheduled to discuss the contract process if Ms. Leshar was appointed as County Administrator.

Sam Brown, Chief Civil Deputy County Attorney, stated that if an executive session was needed, it would be placed on a future agenda.

Supervisor Scott commended Ms. Leshar on her work as Acting County Administrator and expressed his support for her appointment.

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

## **CONSENT CALENDAR**

### **39. Approval of the Consent Calendar**

Supervisor Scott requested to divide the question for Consent Calendar Item Nos. 7 and 15.

Supervisor Christy requested to divide the question for Consent Calendar Item Nos. 1, 5, 7, 8, 22, 26, 27, 30 and 38.

Supervisor Heinz requested to divide the question for Consent Calendar Item Nos. 11, 16 and 18.

On consideration, Chair Bronson stated each item on the Consent Calendar would be set aside for separate discussion and vote.

\* \* \*

## **CONTRACT AND AWARD**

### **Community and Workforce Development**

1. Flowing Wells Unified School District No. 8, d.b.a. Flowing Wells School, Amendment No. 1, to provide for the Pima Early Education Program, extend contract term to 5/31/24, amend contractual language and scope of services, CSLFRF Funds, contract amount \$904,968.00 (CT-CR-21-410)

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

Supervisor Christy asked whether the money was directed to a Pre-k program.

Jan Leshar, Acting County Administrator, stated that it would provide for the Pima Early Education Program through the Flowing Wells partnership. She confirmed it would be for Pre-k.

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

2. Joseph M. Casey, Amendment No. 3, to provide for academic tutoring services and amend contractual language, State Equalization Fund, contract amount \$12,000.00 (CT-CR-21-351)

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

### **Elections**

3. City of South Tucson, to provide for election services, contract amount \$7,000.00 revenue/3 year term (CTN-EL-22-120)

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

4. Town of Sahuarita, to provide for election services, contract amount \$67,784.00 revenue/3 year term (CTN-EL-22-118)

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

### **Grants Management and Innovation**

5. Pima Community College District, to provide for job training programs infrastructure enhancement, U.S. Department of Treasury, American Rescue Plan Act - Coronavirus State and Local Fiscal Recovery Funds, contract amount \$5,340,676.00/2 year term (CT-GMI-22-277)



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

Supervisor Christy questioned the length of the contract and asked if funding would continue after the contract expired. He asked why the contract was retroactive.

Jan Leshner, Acting County Administrator, replied that funding would stop when the contract ended and that the Board had previously approved the funds for past dates.

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

## **Health**

6. Pause for Change, L.L.C., Amendment No. 1, to provide for a Public Schools Task Force Group, extend contract term to 4/20/23, amend contractual language and scope of services, Healthy People Healthy Communities Grant Fund, contract amount \$80,000.00 (CT-HD-21-336)

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

7. Surgo Ventures, Inc., to provide for Data License Agreement, no cost/perpetual (CTN-HD-22-119)

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

Supervisor Christy inquired about the original agreement and the costs associated with that agreement.

Dr. Francisco Garcia, MD, MPH, Deputy County Administrator and Chief Medical Officer, Health and Community Services, responded that the vendor had developed data dashboards for the federal government that included County data and this agreement would give the County access to the County data in perpetuity at no cost to the County.

Supervisor Scott asked about the uses for the data being acquired with this contract.

Dr. Garcia replied that the County would use the data to integrate case information with economic and social vulnerability information. He stated that in the future it could be used for chronic disease prevention or infectious disease prevention.

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

## Human Resources

8. United Way of Tucson and Southern Arizona, Inc., Amendment No. 3, to provide for the Employees Care about Pima County 2022 Campaign, extend contract term to 12/31/22 and amend contractual language, General Fund, contract amount \$40,595.10 (CT-CED-19-401)

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

Supervisor Christy objected to the contract since the County paid the United Way of Tucson to help with fundraising efforts for County employees. He stated that the United Way of Tucson should have the capability of conducting campaigns without County funds.

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

## Information Technology

9. Drexel Heights Fire District on behalf of Valley Emergency Communication Center, Amendment No. 2, to provide for data center racks and GIS services, extend contract term to 6/30/23, amend contractual language and scope, contract amount \$18,000.00 revenue (CTN-IT-20-89)

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

## Procurement

10. **Award**  
Amendment of Award: Master Agreement No. MA-PO-17-219, Amendment No. 8, Airwave Communication Enterprises, Inc., to provide for emergency code equipment and labor. This amendment extends the contract termination date to 10/17/22 to allow time for re-solicitation of contract. No additional funds required at this time. Administering Department: Fleet Services.

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

11. **Award**  
Amendment of Award: Master Agreement No. MA-PO-17-71, Amendment No. 5, CDW Government, L.L.C., to provide for software value added reseller services. This amendment extends the termination date to 10/7/22 and is for a one-time increase of \$4,000,000.00 for a cumulative not-to-exceed contract amount of \$25,350,000.00. Funding Source: General Fund. Administering Department: Information Technology.

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

Supervisor Heinz asked for clarification on the contract.

Jan Leshar, Acting County Administrator, stated that the contract was used for program licensing on County computers.

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

12. **Award**

Amendment of Award: Master Agreement No. MA-PO-21-166, Amendment No. 1, TW Associates, d.b.a. MISCOWater, to provide for Evoqua Sludge Collector Parts. This amendment is for a one-time increase in the amount of \$233,000.00 for a cumulative not-to-exceed contract amount of \$285,300.00. This increase is required to fund an unscheduled overhaul of Collector Primary drives at the Tres Rios Water Treatment Facility and provide sufficient funding through the contract renewal date. Funding Source: WW Ops Fund. Administering Department: Regional Wastewater Reclamation

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

13. PSOMAS, Inc., Amendment No. 2, to provide for design engineering services for Kolb Road: Sabino Canyon Road to Sunrise Drive Project (4KSCSD) and extend contract term to 9/30/23, no cost (CT-TR-18-499) Transportation

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

14. Borderland Construction Company, Inc., Granite Construction Company, KE&G Construction, Inc., Southern Arizona Paving and Construction, Inc., and Sunland Asphalt & Construction, L.L.C., to provide a job order master agreement for paving services, Various Funds, contract amount \$4,000,000.00 (MA-PO-22-115) Capital Program Office

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

15. Old Tucson Entertainment, L.L.C., to provide an Operating Agreement for Old Tucson Studios, contract amount \$60,000.00 revenue/5 year term (CTN-ED-22-41) Attractions and Tourism

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

Supervisor Scott questioned the 4% rent figure that would go to the County, if it would meet the capital maintenance and expansion needs of the County

and if any other funds from the County would be used. He also requested information on the quarterly metric meetings. He asked about the youth education programs that would be supported by the operator. Supervisor Scott asked about the filming history and future of the facility.

Carmine DeBonis, Jr., Deputy County Administrator, clarified that the percentage came from an outside appraiser and confirmed that all needs of the County would be met. He stated that only ARPA funds from the County would be used for maintenance repairs. He stated that the quarterly meetings were between the operator and the County to maintain open communication regarding the project and the Board would receive general updates of the topics discussed. He stated that the operator would work with the County to identify the County's need for certain programming. He confirmed that the goal was to have film making at the facility and would maintain the history.

Supervisor Grijalva questioned the plan and timeline of the facility.

John Harper, Chief Operating Officer, Old Tucson Entertainment, L.L.C, stated that the goal was to bring the historical presence of the property to a new environment. He explained that the facility would film production, commercials, host races and would bring back Nightfall. He stated that there would be activity for the holidays that would bring in seasonal employees from the community.

Supervisors Christy and Grijalva expressed excitement for the facility and what it would bring to the community.

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

16. SHI International, Corp., to provide for Information Technology solutions and services, Various Funds, contract amount \$6,000,000.00 (MA-PO-22-93) Information Technology

Supervisor Heinz stated that his question has been answered regarding this contract.

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

17. Rummel Construction, Inc., to provide for Ina Road Construction Debris Landfill Phase 2 - Closure (PH21NA), Non-Bond Projects and General (\$3,627,867.41) Funds, contract amount \$7,403,811.05 (CT-CPO-22-287) Capital Program Office

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

18. Cornerstone Detention Products, Inc., Amendment No. 1, to provide for Construction Manager at Risk Services for Pima County Adult Detention Complex - Security Electronics Replacement (XADSEC), amend contractual language and scope of work, FM Capital Non-Bond Projects Fund, contract amount \$10,377,535.08 (CT-FM-21-326) Facilities Management

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

Supervisor Heinz asked for clarification on the contract.

Jan Leshar, Acting County Administrator, responded that previously approved contracts had a preconstruction services agreement that this contract would enforce.

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

### **Regional Wastewater Reclamation**

19. Arizona Board of Regents on behalf of the University of Arizona, to provide for membership in the Water, Energy & Technology Center, RWRD Enterprise Fund, contract amount \$30,000.00 (CT-WW-22-278)

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

20. Arizona Department of Transportation, to provide for Utility Agreement No. 3781-22 PCRWRD Interstate 10 - Ina Road to Ruthrauff Road, RWRD Obligations Fund, contract amount \$654,396.88/2 year term (CT-WW-22-282)

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

### **Transportation**

21. State of Arizona, Department of Transportation, to provide an Intergovernmental Agreement for the ADOT Ina - Ruthrauff Project, no cost/5 year term (CT-TR-22-289)

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

### **GRANT APPLICATION/ACCEPTANCE**

22. **Acceptance - Community and Workforce Development**  
U.S. Department of Treasury, Amendment No. 1, to provide for the Emergency Rental Assistance 1 Program, \$11,000,000.00 (GTAM 22-70)

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

Supervisor Christy asked about previous grants related to eviction prevention and how the funds were used.

Jan Leshar, Acting County Administrator, stated that past grants had been successful.

Dr. Francisco Garcia, MD, MPH, Deputy County Administrator and Chief Medical Officer, Health and Community Services, stated that this grant was a second wave of funding. He stated that the federal government awarded this money to programs that had done well and since Pima County has been successful with past grants, they received this grant.

Supervisor Christy asked about the amount of the previous grant and if those funds had been spent. He questioned how other expenses related to housing were determined, and how many families were helped by this specific funding.

Dr. Garcia confirmed that all previous grant resources were expended but did not have an exact number for the amount of the last grant. He explained that the other expenses related to housing had not been exercised and elaborated on the primary use of funding. He stated that to date, 10,763 families had been served with this funding.

Supervisor Christy requested receipts of the expenditures of this grant.

Supervisor Scott asked for clarification on the funds and whether they were previously awarded to the State but had then been granted to Pima County.

Dr. Garcia concurred and explained that the funding came from funds that the rest of the State of Arizona could not otherwise use.

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

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

Arizona Department of Housing, Amendment No. 2, to provide for the Weatherization Assistance Program, amend grant language and scope of work, no cost (GTAM 22-60)

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

24. **Acceptance - County Attorney**

U.S. Department of Justice, Amendment No. 1, to provide for the Crime Victim Compensation Program and amend grant language, \$43,000.00 (GTAM 22-57)

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

25. **Acceptance - County Attorney**

U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, Amendment No. 1, to provide for the Tucson/Pima County Problem Solving Court Initiative and extend grant term to 12/31/22, no cost (GTAM 22-68)

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

26. **Acceptance - Grant Management and Innovation**

Federal Emergency Management Agency (FEMA), Emergency Food and Shelter Program (EFSP), National Board, Amendment No. 3, to provide for the FEMA, EFSP, Humanitarian Relief Fund - Advance Grant Award, \$2,100,000.00 (GTAM 22-67)

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

Supervisor Christy outlined the uses of the funds and questioned the current status of the mission that was addressed in the grant. He asked about the inclusion of the homeless population and inquired about the number of people who were helped with this grant.

Jan Leshar, Acting County Administrator, stated that the County used the federal funds to help legal asylum seekers find safe and secure locations upon release and how it changed due to the COVID-19 pandemic. She stated that the County had paid for hotel rooms that were not in use, so other services provided by the County were utilized to fill those rooms. She stated that she did not have an exact number but that information would be provided to the Board.

Supervisor Christy inquired about the number of people crossing the border and the predicted significant increase in this number.

Ms. Leshar responded that all funds came from the federal government and there had been communications with emergency management and federal partners regarding re-evaluation of the program. She stated that she would come back to the Board for policy direction.

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

27. **Acceptance - Health**

Arizona Family Health Partnership, Amendment No. 1, to provide for the Family Planning Program (Title X) and amend grant language, \$23,932.00 (GTAM 22-61)

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

Supervisor Christy questioned emergency contraception on the list of services.

Dr. Francisco Garcia, MD, MPH, Deputy County Administrator and Chief Medical Officer, Health and Community Services, explained the funding sources and clarified that it did not mean abortion, but was regarding hormonal contraceptives pre-conception.

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

28. **Acceptance - Health**

Arizona Department of Health Services, Amendment No. 1, to provide for the ELC COVID-19 containment, extend grant term to 2/28/23 and amend grant language, no cost (GTAM 22-69)

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

29. **Acceptance - Health**

Arizona Board of Regents, University of Arizona, Amendment No. 2, to provide for the Health Promotion and Disease Prevention Research Centers, extend grant term to 9/29/22 and amend grant language, \$20,000.00 (GTAM 22-64)

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

30. **Acceptance - Health**

Arizona Department of Health Services, Amendment No. 1, to provide for the Public Health Emergency Preparedness Program and amend scope of work, \$1,211,107.00 (GTAM 22-71)

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

Supervisor Christy stated that his concerns with this grant related to the over-bearing presence of the Health Department and asked for an explanation of the purpose of the grant and the need for preparedness.



Dr. Francisco Garcia, MD, MPH, Deputy County Administrator and Chief Medical Officer, Health and Community Services, explained that the grant would be used to help the Health Department maintain a state of readiness for issues that may rise in the community where Health Department services were needed.

Supervisor Heinz stated that the pandemic was not over and elaborated on the need for the Health Department.

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

**31. Acceptance - Health**

Arizona Family Health Partnership, to provide for the Chlamydia and Syphilis Screening Contract, \$11,250.00 (GTAW 22-99)

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

**32. Acceptance - Public Defense Services**

U.S. Department of Health and Human Services, Administration for Children and Families, Children’s Bureau, Amendment No. 8, to provide for the Title IV-E Federal Foster Care Matching Funds Project, \$389,318.16 (GTAM 22-62)

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

**BOARD, COMMISSION AND/OR COMMITTEE**

**~~34.~~33. Regional Wastewater Reclamation Advisory Committee**

Reappointments of Asia Philbin, AZ Water Association and Alison Jones, Citizens Water Advisory Committee. Term expirations: 3/1/26. (Organizational recommendations)

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

**~~35.~~34. Fair Horse Racing Commission**

Reappointment of Geronimo Ramirez, Jr. Term expiration: 1/15/24. (District 5)

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

**~~36.~~35. Community Action Agency Board**

Reappointment of John Vasquez Bedoy. Term expiration: 12/31/22. (District 5)

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

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

**37.36. Special Event**

William Dean Woodruff, Corpus Christi Roman Catholic Parish - Tucson, 300 N. Tanque Verde Loop Road, Tucson, April 1, 2022.

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

**38.37. Temporary Extension**

- 03103030, Jeffrey A. Kaber, Copper Mine Brewing Company, 3455 S. Palo Verde Road, Suite 135, Tucson, March 26, 2022.
- 14101009, Kevin Arnold Kramber, American Legion No. 109, 15921 S. Houghton Road, Corona de Tucson, April 23 and 24, 2022.

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

**FINANCE AND RISK MANAGEMENT**

**39.38. Duplicate Warrants - For Ratification**

Robinwood, L.L.C. \$3,110.00; GEA Mechanical Equipment US, Inc. \$856.42; PPG Architectural Finishes, Inc. \$574.22; Wick Communications Co. \$24.06; Cortland Growth and Income OP, L.P. \$5,414.41; Southwest Gas Corporation \$773.03; Southwest Gas Corporation \$20.54; Southwest Gas Corporation \$363.63; Southwest Gas Corporation \$48.86; Southwest Gas Corporation \$259.59; Southwest Gas Corporation \$303.19; Southwest Gas Corporation \$294.67; Southwest Gas Corporation \$338.28; Southwest Gas Corporation \$350.00; Southwest Gas Corporation \$600.00; Southwest Gas Corporation \$300.00; Southwest Gas Corporation \$400.00; Southwest Gas Corporation \$400.00; Southwest Gas Corporation \$400.00; Southwest Gas Corporation \$400.00; Southwest Gas Corporation \$200.00; Southwest Gas Corporation \$300.00; Southwest Gas Corporation \$400.00; Southwest Gas Corporation \$200.00; Southwest Gas Corporation \$240.00; Southwest Gas Corporation \$300.00; Southwest Gas Corporation \$300.00; Southwest Gas Corporation \$340.00; Southwest Gas Corporation \$100.00; Southwest Gas Corporation \$600.00; Southwest Gas Corporation \$200.00; Southwest Gas Corporation \$200.00; Southwest Gas Corporation \$140.00; Southwest Gas Corporation \$90.00; Southwest Gas Corporation \$450.00; Southwest Gas Corporation \$371.07; Southwest Gas Corporation \$400.00; Southwest Gas Corporation \$400.00; Southwest Gas Corporation \$200.00; Southwest Gas Corporation \$500.00; Southwest Gas

Corporation \$560.00; Southwest Gas Corporation \$200.00; Southwest Gas Corporation \$100.00; Mission Vista Apartments \$6,955.00; City of Tucson \$24,322.07.

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

Supervisor Christy pointed out that there were numerous checks lost by Southwest Gas Corporation and one by the City of Tucson. He questioned how that could happen.

Jan Leshar, Acting County Administrator, stated that the companies acknowledged the checks had been lost and requested reissuance.

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

## **SUPERIOR COURT**

### **40.39. Judge Pro Tempore Appointment**

Appointment of Susan A. Kettlewell (Ret.), Interim Judge Pro Tempore of the Superior Court, effective March 14, 2022.

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

## **TREASURER**

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

Mary Therese Harrington \$1,359.16; TIMIOS, Inc. \$886.88

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

## **RATIFY AND/OR APPROVE**

42.41. Minutes: February 15, 2022  
Warrants: March, 2022

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

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40. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 3:26 p.m.

\_\_\_\_\_  
CHAIR

ATTEST:

\_\_\_\_\_  
CLERK

DRAFT