

FLOOD CONTROL DISTRICT BOARD MINUTES

The Pima County Flood Control District Board met in special and 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, June 17, 2014. Upon roll call, those present and absent were as follows:

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

Also Present: Chuck Huckelberry, County Administrator
Chris Straub, Chief Civil Deputy County Attorney
Robin Brigode, Clerk of the Board
James Ogden, Sergeant at Arms

1. FINAL BUDGET AND TRUTH IN TAXATION HEARING

Pursuant to A.R.S. §42-17104 and §42-17107, the Board of Supervisors will conduct a public hearing on proposed expenditures and Pima County's intent to raise the primary property taxes over last year's level.

(Clerk's Note: See Board of Supervisors' Special and Regular Meeting Minutes, Item No. 5 for discussion and action related to this item.)

2. FINAL BUDGET FOR FISCAL YEAR 2014/2015.

Flood Control District Final Budget for Fiscal year 2014/2015. If approved, pass and adopt: RESOLUTION NO. 2014 - FC3.

It was moved by Supervisor Valadez and seconded by Supervisor Elías to approve the Flood Control District Final Budget in the amount of \$17,096,728.00 with an effective tax rate of \$0.3035, and to adopt the Resolution.

Supervisor Miller stated the increase to this budget utilized funds from Natural Resources, Parks and Recreation which created more projects for the parks system and "The Loop" which the County could not afford.

Supervisor Carroll stated this was a secondary tax and supported flood control efforts for all of Pima County.

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

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3. **CALL TO THE PUBLIC (for Executive Session items only)**

The Chair inquired whether anyone wished to address the Board on any item listed under Executive Session. No one appeared.

4. **CONVENE TO EXECUTIVE SESSION**

It was moved by Supervisor Elías, seconded by Supervisor Valadez and unanimously carried by a 5-0 vote, to convene to Executive Session at 12:05 p.m.

5. **RECONVENE**

The meeting reconvened at 12:44 p.m. All members were present.

6. **EXECUTIVE SESSION**

Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction concerning a potential lawsuit against Ceasar Lopez, owner of 3000 S. Cottonwood Lane, for floodplain damage and damage caused by his trespass on Flood Control District Property and property managed by Pima County located near 3000 S. Cottonwood Lane.

Chris Straub, Chief Civil Deputy County Attorney, stated this case involved actions by Ceasar Lopez, owner of property located at 3000 S. Cottonwood Lane. He stated these actions included vegetation removal, grading and excavating in the floodplain along the Old West Branch of the Santa Cruz River; dumping solid waste; and trespass on property owned by the Flood Control District. The Chief Engineer and County Attorney's Office recommended the Board authorize the County Attorney's Office to file a lawsuit on behalf of Pima County and the Pima County Flood Control District against Ceasar Lopez to recover damages and enjoin further dumping of solid waste, damage to the floodplain and trespass on District Property.

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

7. **KINDER-MORGAN SIERRITA PIPELINE PROJECT**

- A. Approve the Mitigation Agreement and Agreement for Easements between Pima County, the Pima County Regional Flood Control District, and Sierrita Gas Pipeline, L.L.C., which incorporates the Long-term Monitoring Plan, Permanent Easements from Pima County and the Pima County Regional Flood Control District, and Temporary Construction Easements from the County and Regional Flood Control District, and
- B. Grant a public utility license to Sierrita Gas Pipeline, L.L.C. (CTN-PW-14-176)

Chuck Huckelberry, County Administrator, explained these were the easement, right-of-way license and agreements for Kinder Morgan doing business as Sierrita

Gas Pipeline, L.L.C., that would provide to the County approximately \$4,000,000.00 in mitigation funds and establish a 20 year monitoring plan.

Ned Norris, Jr., Tohono O'Odham Nation Chairman, addressed the Board on the cultural significance of the aboriginal lands of the O'Odham in this area and the concern regarding the long term impact of the pipeline. He stated the Nation would like long term monitoring of cultural resource sites as part of the County's agreement, which would consist of an archeologist revisiting all 32 sites every two years; any negative impacts to the sites will be referred to the Management Strategic Group; and that the Nation be included in the Management Strategic Group. He said that Federal Energy Regulatory Commission (FERC) had not adequately consulted with the Nation on this matter.

Allen Fore, Kinder Morgan Energy Partners, Director of Public Affairs, stated the request of the Nation for an approved archeologist to revisit the sites every two years at the expense of Kinder Morgan was agreeable.

In addition to the approximately 30 attendees in support of the pipeline, the following speakers addressed the Board:

- Christina McVie, Tucson Audubon Society
- Robert Chapman
- Raymond Montoya
- Mark Witt
- Chad Gilbert
- Mark Gallego
- Mary Murphy
- Raul Garcia

They provided the following comments:

- Concerns that the Federal Energy Regulatory Commission and Kinder Morgan have not communicated with other organizations.
- Concerns of non-compliance with the Conservation Land System.
- Kinder Morgan had been a very reputable company.
- Laborers would be able to work and support their families.
- Kinder Morgan had been known for their high safety standards.
- The pipeline would create local jobs and help other local business owners.
- The workers would respect the land.

It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the Mitigation Agreement and Agreement for Easements between Pima County, the Pima County Regional Flood Control District, and Sierrita Gas Pipeline, L.L.C., which incorporated the Long-term Monitoring Plan and modification to the Plan in accordance with the following request of the Nation in their correspondence dated June 16, 2014: "To address these concerns, the Nation would like to see a monitoring provision for cultural resources in the Agreement. The Nation respectfully suggests that an archeologist revisit the sites every two years to ensure both the integrity of the sites and that the sites are not being negatively impacted by the project. If any negative impact on the site is

noted, that issue should be turned over to the management strategies group as discussed on Page 3 of the Long-term Monitoring Plan of Exhibit C to the Agreement, of which the Nation respectfully requests to be a stakeholder;" and to approve the public utility license.

8. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 2:32 p.m.

CHAIR

ATTEST:

CLERK

DRAFT

IMPROVEMENT DISTRICT BOARD MINUTES

The Pima County Improvement District Board met in special 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, June 17, 2014. Upon roll call, those present and absent were as follows:

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

Also Present: Chuck Huckelberry, County Administrator
Chris Straub, Chief Civil Deputy County Attorney
Robin Brigode, Clerk of the Board
James Ogden, Sergeant at Arms

1. FINAL BUDGET AND TRUTH IN TAXATION HEARING

Pursuant to A.R.S. §42-17104 and §42-17107, the Board of Supervisors will conduct a public hearing on proposed expenditures and Pima County's intent to raise the primary property taxes over last year's level.

(Clerk's Note: See Board of Supervisors' Special and Regular Meeting Minutes, Item No. 5 for discussion and action related to this item.)

2. FINAL BUDGETS FOR FISCAL YEAR 2014/2015

Improvement District Final Budget for Fiscal Year 2014/2015, as follows. If approved, pass and adopt:

RESOLUTION NO. 14, in the amount of \$45,000.00 for Hayhook Ranch.

RESOLUTION NO. 18, in the amount of \$14,861.00 for Mortimore Addition.

RESOLUTION NO. 21, for the following Districts:

<u>STREET LIGHTING IMPROVEMENT DISTRICT</u>	
DESERT STEPPES	\$ 2,294
HERMOSA HILLS ESTATES	\$ 1,968
LONGVIEW ESTATES NO. 1	\$ 4,147
LONGVIEW ESTATES NO. 2	\$ 4,800
ROLLING HILLS	\$ 7,862
MAÑANA GRANDE B	\$ 3,274
MAÑANA GRANDE C	\$ 5,347
CARRIAGE HILLS NO. 1	\$ 3,821
LAKESIDE NO. 1	\$ 3,053
CARRIAGE HILLS NO. 3	\$ 1,306
CARDINAL ESTATES	\$ 6,643

ORANGE GROVE VALLEY	\$ 3,446
PEPPERTREE	\$ 4,963
LITTLETOWN	\$ 14,560
MIDVALE PARK	\$ 6,758
PEACH VALLEY	\$ 1,795
OAKTREE NO. 1	\$ 11,309
OAKTREE NO. 2	\$ 8,890
OAKTREE NO. 3	\$ 11,654
SALIDA DEL SOL	\$ 7,286

It was moved by Supervisor Carroll and seconded by Supervisor Elías to approve the Improvement District Final Budgets and adopt the Resolutions. Upon roll call, the motion unanimously carried by a 5-0 vote.

3. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 2:32 p.m.

CHAIR

ATTEST:

CLERK

LIBRARY DISTRICT BOARD MINUTES

The Pima County Library District Board met in special and 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, June 17, 2014. Upon roll call, those present and absent were as follows:

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

Also Present: Chuck Huckelberry, County Administrator
Chris Straub, Chief Civil Deputy County Attorney
Robin Brigode, Clerk of the Board
James Ogden, Sergeant at Arms

1. **FINAL BUDGET AND TRUTH IN TAXATION HEARING**

Pursuant to A.R.S. §42-17104 and §42-17107, the Board of Supervisors will conduct a public hearing on proposed expenditures and Pima County's intent to raise the primary property taxes over last year's level.

(Clerk's Note: See Board of Supervisors' Special and Regular Meeting Minutes, Item No. 5 for discussion and action related to this item.)

2. **FINAL BUDGET FOR FISCAL YEAR 2014/2015**

Library District Final Budget for Fiscal Year 2014/15. If approved, pass and adopt: RESOLUTION NO. 2014 - LD1.

It was moved by Supervisor Valadez and seconded by Supervisor Elías to adopt the Library District Final Budget in the amount of \$37,772,853.00 with an effective tax rate of \$0.4353, and adopt the Resolution.

Supervisor Miller stated she would have liked the Library District to reduce their spending in the same manner as other departments.

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

* * *

3. **GRANT ACCEPTANCE**

Arizona State Library, Archives and Public Records, to provide for the Acceleration Room: An Entrepreneurship Space at PCPL Project, Institute of Museum and Library Services Fund, \$65,000.00

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

4. **GRANT ACCEPTANCE**

Arizona State Library, Archives and Public Records, to provide for the Talk, Read, Sing Play Everywhere, Everyday! Program, Institute of Museum and Library Services Fund, \$20,000.00

It was moved by Supervisor Elías, seconded by Supervisor Miller 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 2:32 p.m.

CHAIR

ATTEST:

CLERK

STADIUM DISTRICT BOARD MINUTES

The Pima County Stadium District Board met in special 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, June 17, 2014. Upon roll call, those present and absent were as follows:

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

Also Present: Chuck Huckelberry, County Administrator
Chris Straub, Chief Civil Deputy County Attorney
Robin Brigode, Clerk of the Board
James Ogden, Sergeant at Arms

1. **FINAL BUDGET AND TRUTH IN TAXATION HEARING**

Pursuant to A.R.S. §42-17104 and §42-17107, the Board of Supervisors will conduct a public hearing on proposed expenditures and Pima County's intent to raise the primary property taxes over last year's level.

(Clerk's Note: See Board of Supervisors' Special and Regular Meeting Minutes, Item No. 5 for discussion and action related to this item.)

2. **FINAL BUDGET FOR FISCAL YEAR 2014/2015**

Stadium District Final Budget for Fiscal Year 2014/2015. If approved, pass and adopt: RESOLUTION NO. 2014 - SD1.

It was moved by Supervisor Valadez and seconded by Supervisor Elías to approve the Stadium District Final Budget in the amount of \$5,253,097.00 and adopt the Resolution.

Supervisor Miller stated that the original allocation of \$1.5 million had increased to \$2.2 million and that the District had also received a subsidy from the General Fund. She felt the District needed to cut back on spending.

Upon roll call, the motion carried by a 3-2 vote, Supervisors Carroll and Miller voted "Nay."

3. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 2:32 p.m.

CHAIR

ATTEST:

CLERK

DRAFT

BOARD OF SUPERVISORS' MEETING

The Pima County Board of Supervisors met in special and 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, June 17, 2014. Upon roll call, those present and absent were as follows:

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

Also Present: Chuck Huckelberry, County Administrator
Chris Straub, Chief Civil Deputy County Attorney
Robin Brigode, Clerk of the Board
James Ogden, Sergeant at Arms

1. **INVOCATION**

The invocation was given by Reverend Larry DeLong, Valley Presbyterian Church.

2. **PLEDGE OF ALLEGIANCE**

All present joined in the Pledge of Allegiance.

3. **PERSONAL POINT OF PRIVILEGE**

Supervisor Carroll recognized the Celebration of Life which had been held for Bob Beal, long time community supporter.

4. **PAUSE 4 PAWS**

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

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5. **FINAL BUDGET AND TRUTH IN TAXATION HEARING**

Pursuant to A.R.S. §42-17104 and §42-17107, the Board of Supervisors will conduct a public hearing on proposed expenditures and Pima County's intent to raise the primary property taxes over last year's level.

The Honorable Sarah Simmons, Presiding Judge of the Pima County Superior Court, addressed the Board regarding court employees who were paid less than their counterparts in the market, in the state, and in Pima County. She stated this was exacerbated when talking about probation, surveillance, and juvenile detention officers who are the enforcement arm of the Courts. She added the court trains

probation, surveillance and detention officers to end up working in Pinal and Maricopa Counties. She asked that the Court be allowed to make adjustments for those positions that fall below market. She stated there were concerns of the jails being crowded and were asked to work with the Sheriff, County Attorney, Public Defender, Legal Defender and other justice partners to alleviate the strain on the jail and the County budget.

The Honorable Karen Adam, Presiding Judge of Pima County Juvenile Court, addressed the Board regarding the 500 employees at the Juvenile Court and stated they should be paid at the same level as their County counterparts at the least, and at best, at market rates. She added that Detention Officers were in a position that was unique to the Juvenile Court and critical to the mission of enhancing the quality of life in Pima County by providing leadership resources and the commitment of the staff to strengthen the community and services for children and families while maintaining the protection and safety of the community. She said they were the most disparately compensated and should be equal to other Detention Officers.

Ron Overholt, Deputy Superior Court Administrator serving as the Administrator for the Juvenile Court, addressed the Board regarding the obsolete touch-screen security system in the detention facility and stated a supplemental budget request had been submitted for the system be replaced to maintain the safety of the children and staff.

The following individuals addressed the Board:

- Roger Putzi
- Larry Doerfler
- Sandy Doerfler
- Steve Huffman, Government Affairs Director, Tucson Association of Realtors
- Steven Eddy, Tucson Electric Power, Government Relations Department
- Jaime Gutierrez, Arizona Multi-Housing Association
- Arlene Kutoroff, Tucson Beat Cancer Boot Camp
- Robert Medler, Tucson Metropolitan Chamber of Commerce
- Geri Ottoboni-Gilmore
- Bryan Lovitt
- Karen Cesar
- Claire Morgan
- Angela Putzi
- Lea Marquez Peterson, President, Tucson Hispanic Chamber of Commerce
- John Cesar
- Stacy Litvak
- Laurie Cuoco
- Ted Schmidt, President, Pima County Junior Soccer League
- Victoria Davis
- Susan Litvak
- Bart Pemberton
- Carol Schurwanz

- Rick Grinnell
- Chris Keeney
- Brian Johnson, Service Employees International Union member and County employee
- Bob Dorson

They offered the following comments:

- Raising property taxes would fall on the backs of the consumer.
- The County should lease the soccer field to a private investor to be able to collect property taxes.
- The roads need to be repaired.
- Fire Department and ambulances have to drive slower on the deteriorating roads.
- An increase in property tax rates would impact decisions on bond elections.
- The Board should consider a sales tax to fix roads and reduce property taxes.
- Tucson Electric Power would pay a 1.3 million increase of property taxes that will ultimately affect the consumer.
- Continue to grant and fund Brandi Fenton Park.
- The tax increase would slow down economic growth.
- The priority should be fixing the roads then purchasing a parcel for a soccer field.
- The tax increase should be collected to pay down the debt and to fund the essentials, such as the Sheriff's Department, courts, roads and parks.
- The soccer field is a luxury.
- Consider the impact for business owners and their ability to expand.
- Reconsider tax increases in the future.
- The County doesn't need to acquire more open space.
- To build more soccer fields would be a risk just like Kino Stadium and Rio Nuevo.
- More park space would enhance the community and bring in regional competition.
- Senior citizens would be unable to keep their homes with a property tax increase.
- Concern was raised regarding the debt, land acquisition and frivolous law suits.
- Highway User Revenue Funds were not being spent for direct road repair.
- Tax payers were struggling to pay their bills and the increase would be absorbed by the consumer.
- It costs more to live in Pima County than in any other county in Arizona.
- There would be an increase in tourism, new business and investor opportunities.
- Increases in wages were needed for Pima County employees who are paid the least.

It was moved by Supervisor Elías and seconded by Supervisor Valadez, to close the public hearing. Upon roll call, the motion carried by a 4-1 vote, Supervisor Miller voted "Nay."

Chair Bronson thanked the speakers for sharing their views on the proposed budget. She stated it seemed a tax rate hike was inevitable. She added that of the nine supplemental budget packages recommended by the County Administrator, some may be questionable and could be delayed, thus delaying the fiscal impact. Chair Bronson explained that in the past the funds for the supplemental packages would flow to the department/agency immediately upon adoption of the budget and added that practice should end. No department or agency should assume that their supplemental package will be funded upon approval by the Board. She stated the approximate \$24 million for the nine supplemental packages be placed in a Budget and Tax Rate Stabilization Fund, within the General Fund/Contingency, until each agency/department provided detailed justification that satisfied the Board.

Supervisor Elías supported placing the money for the nine supplemental packages into a fund until further justification was received by the agency or department accompanied by a recommendation from the County Administrator, and with final approval by the Board for the funds to be released. He stated that County employees should receive a \$.50 an hour increase which would have a greater impact on those on the lower pay spectrum. He said that reasonable alternatives should be considered during the summer to be equitable to taxpayers across Pima County for the General Fund money placed into the Budget Stabilization Fund for road repair, minus the monies needed for the purchase of the land for the soccer complex. He added that the soccer complex would generate significant revenue and be positive for the children and the community.

Supervisor Valadez stated the Board was in a difficult position regarding raising the tax rate and added that the County had been absorbing the unprecedented drop in assessed value with no rate increase. He stated his support of the change in fiscal policy described by Chair Bronson that took back the Board's legislative authority for appropriation and allocation of funds that did not belong to any other elected official. He said that the practice of creating Information Technology silos by departments and elected officials has prohibited the County from taking advantage of economies of scale; and that staff be directed through the County Administrator, to stop that practice and centralize to make the most effective use of taxpayer monies. Supervisor Valadez supported the \$.50 an hour employee compensation package and directed staff to report back regarding the ability of the departments to absorb the increase and to develop a strategy for those that could not. In reference to the allocation of General Fund monies for road repair, he stated that 87% of District 2 was in incorporated areas of the County and would not receive any benefit from those monies and it was inequitable. He explained he had supported the monies allocated last year for repair of major arterials and would be reticent to support that action again as that had not happened. He agreed that the soccer complex would be an economic investment in the community and an investment in the kids.

Supervisor Carroll stated that though he had opposed the \$5 million allocation for road repair, he recognized that the residents of District 4 had received the benefits of that money. He added that unlimited need and limited resources called for community minded thinkers to work as stakeholders to produce bond elections and

that he would continue to support reasonable solutions to community problems. He commented on the restrictions placed on the supplemental budget packages and stated he supported the request of the Pima County Sheriff's Department but that information technology needed to be delayed until the Downtown Justice Center opened. Supervisor Carroll said he could not support the overall budget but was in favor of increased revenues through a not to exceed \$.10 per gallon gas tax for roads.

Supervisor Miller stated it was a crucial time to survive this economy and that the budget did not cut spending down to core services. She added that it was questionable as to whether there would be County money for road repair and that taking from that allocation to purchase property for a soccer complex was chasing a dream. She said the taxpayers would be facing another tax rate increase if the bond question for the soccer complex did not pass. Supervisor Miller did not believe priorities were going in the correct direction with the allocation of \$15 million to the University of Arizona for graduate medical education; a \$1 million budget for the Communications Department; the use of the Board of Supervisors' Contingency Fund for ongoing events and non-profit organizations; and with roads that had not been repaired for the past 15 years. She stated that funding public safety needs was crucial as grant monies had dried up; and that employee raises should be funded instead of funding the University of Arizona and Tucson Regional Economic Opportunities (TREO), or approving projects that the County could not afford. She said that Certificates of Participation would have a significant impact on the primary operating budget. She added that the proposed budget and resulting fiscal position could impact the County's bond rating and would raise the primary tax rate close to 17%. Supervisor Miller said that economic recovery had not yet begun in the County, core services had not been prioritized, and it would be irresponsible to support the budget.

Chair Bronson stated that justice and law enforcement made up approximately 62% of the budget and a large part of reason for the rate increase was due to their needs. She added that our trial rate was three times that of the national average. She stated it was time to reinstitute the Justice Coordinating Council and provide it with authority and budget making decisions so that no one component of the Justice and Law Enforcement System could gain advantage over another and to provide accountability.

6. FINAL BUDGET FOR FISCAL YEAR 2014/2015. IF APPROVED, PASS AND ADOPT: RESOLUTION NO. 2014 - 57

Supervisor Valadez requested a separate vote on employee compensation. It was moved by Supervisor Valadez and seconded by Supervisor Elías, to approve a \$0.50 pay increase for all employees and directed that staff prepare a report regarding the ability of County agencies/departments to absorb the increase. Upon roll call, the motion carried by a 3-2 vote, Supervisors Carroll and Miller voted "Nay."

It was then moved by Supervisor Valadez and seconded by Supervisor Elías to approve the County Final Budget in the amount of \$1,188,464,252.00 with an

effective tax rate of \$4.2779, and with the direction from the Board summarized as follows: that the funding for the nine supplemental packages be placed in the Budget Stabilization Fund until department justification and the County Administrator's recommendation are provided to the Board for final ratification of the expenditure; that the Justice Coordinating Council be reestablished; that the \$1.75 million for the down payment of the soccer fields be separated out from the road repair money for that expenditure; that a report be provided to address General Fund dollars being spent for road improvements and the funds be held in abeyance until the Board has further discussed the issue; and to include the direction regarding Information Technology coordination from Supervisor Valadez.

Upon roll call, the motion carried by a 3-2 vote, Supervisors Carroll and Miller voted "Nay."

7. **ADOPT DEBT SERVICE FINAL BUDGET FOR FISCAL YEAR 2014/2015.**

It was moved by Supervisor Valadez and seconded by Supervisor Elías to adopt the Debt Service Final Budget in the amount of \$114,953,822.00 with an effective tax rate of \$0.7000.

Supervisor Miller commented on the early repayment of bond debt which sounded like a balloon payment which could become a problem in the future.

Upon roll call, the motion carried by a 3-2 vote, Supervisors Carroll and Miller voted "Nay."

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8. **CALL TO THE PUBLIC (for Executive Session items only)**

The Chair inquired whether anyone wished to address the Board on any item listed under Executive Session. No one appeared.

9. **CONVENE TO EXECUTIVE SESSION**

It was moved by Supervisor Elías, seconded by Supervisor Valadez and unanimously carried by a 5-0 vote, to convene to Executive Session at 12:05 p.m.

10. **RECONVENE**

The meeting reconvened at 12:44 p.m. All members were present.

EXECUTIVE SESSION

11. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a request by Mesch, Clark & Rothschild that Pima County waive a conflict of interest to allow them to represent KE&G Construction, Inc. in a claim against Pima County relating to the roadway construction on Magee Road.

Chris Straub, Chief Civil Deputy County Attorney, stated that this involved a request for a waiver of conflict of interest to allow Mesch, Clark & Rothschild to represent KE&G Construction, Inc. with respect to claims that may arise against Pima County regarding alleged delays in relocation of utilities for the Magee Road construction project.

It was moved by Supervisor Elías, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to waive the conflict of interest.

12. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a proposed settlement in Pima County v. DFA, L.L.C., et al., Pima County Superior Court Case No. C20112935.

Chris Straub, Chief Civil Deputy County Attorney, stated that this case involved a filing of an action by Pima County to condemn an easement for multi-use paths along a portion of a 1.38 acre parcel owned by DFA, L.L.C., in the vicinity of Frontage Road and Diamond Street. The parties reached a tentative settlement. He explained that under the terms of the tentative settlement Pima County would convey a 2.78 acre portion of nearby County owned property to DFA and had agreed to contribute \$10,000.00 towards the construction of a future access drive in exchange for DFA conveying its 1.38 acre parcel and payment to Pima County in the amount of \$173,727.25. The proposed settlement would also provide access easements, if it required DFA to construct and pave a driveway access, and would hold DFA harmless from any existing contamination on the County portion conveyed to DFA. He stated the County Administrator and County Attorney's Office recommended approval of the proposed settlement.

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

13. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a settlement conference in Pima County v. Fidelity National Title Agency, Inc., et al., Pima County Superior Court Case No. C20126948.

Chris Straub, Chief Civil Deputy County Attorney, stated this case involved 2.28 acres of a 16.75 acre parcel along with associated easements for construction of roadway improvements as part of the Valencia Road Alvernon to Wilmot Project and that a settlement conference was scheduled for June 20, 2014. The County Attorney's Office recommended proceeding as discussed in Executive Session.

It was moved by Supervisor Elías, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to accept the recommendation.

14. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction concerning a potential lawsuit against Ceasar Lopez, owner of 3000 S. Cottonwood Lane, for floodplain damage and damage caused by his trespass on Flood Control District Property and property managed by Pima County located near 3000 S. Cottonwood Lane.

Chris Straub, Chief Civil Deputy County Attorney, stated this case involved actions by Ceasar Lopez, owner of property located at 3000 S. Cottonwood Lane. He stated these actions included vegetation removal, grading and excavating in the flood plain along the Old West Branch of the Santa Cruz River; dumping solid waste; and trespass on property owned by the Flood Control District. The Chief Engineer and the County Attorney's Office recommended authorization to file a lawsuit on behalf of Pima County and the Flood Control District against Mr. Lopez.

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

COUNTY ADMINISTRATOR

15. **Kinder Morgan Sierrita Pipeline**

- A. **Mitigation Impacts**

The Board of Supervisors on April 8, May 6, and June 3, 2014, continued the following:

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

- B. **Public Utility License**

The Board of Supervisors on June 3, 2014, continued the following:

Sierrita Gas Pipeline, L.L.C., to provide a public utility license, no cost/15 year term (CTN-PW-14-176)

(Clerk's Note: Minute Item Nos. 15A and 15B were replaced by Minute Item No. 31.)

16. **Revisions to Merit System Rules and Personnel Policies**

A. The Board of Supervisors on June 3, 2014, continued the following:

Staff requests approval of the revisions to the following Merit System Rules:

- Merit System Rule 1 – Definitions
- Merit System Rule 4 - Selection: Recruitment, Announcements and Applications
- Merit System Rule 5 – Examinations
- Merit System Rule 6 - Application Files
- Merit System Rule 7 - Certification and Appointment
- Merit System Rule 8 - Promotion, Demotions, Reappointment, Open Range Reappointment, Reassignment and Detail
- Merit System Rule 11 - Terminations

B. Staff requests approval of the revisions to the following:

- Merit System Rule 1 – Definitions
- Personnel Policy 8-102 - Premium Pay
- Personnel Policy 8-104 – Attendance
- Personnel Policy 8-105 - Annual Leave
- Personnel Policy 8-106 - Sick Leave
- Personnel Policy 8-107 - Special Leaves of Absence with Pay
- Personnel Policy 8-117 - Pay Plan
- Personnel Policy 8-122 - Group Insurance
- Personnel Policy 8-123 - Termination

Brian Johnson, Service Employees International Union Member and County employee, addressed the Board and requested that the revisions regarding overtime, shift differential and flex schedules not be implemented.

Allyn Bulzomi, Human Resources Director, stated the revisions were being recommendation for alignment with the Fair Labor Standards Act.

Chuck Huckelberry, County Administrator, explained that all of these revisions were at the discretion of the Board and addressed concerns regarding overtime, shift differential and flexible work schedules.

Supervisor Elías requested information regarding the feasibility and cost of making the new ADP system available in Spanish and asked for a cost analysis by the last meeting in August.

Mr. Bulzomi addressed the requirements and costs for translation of the applicant tracking system which allowed people to apply for positions and stated he would report back with further information on the feasibility of translation of the entire system.

Supervisor Valadez requested data on the need to provide a Spanish translation for the entire system, not just applications.

Supervisor Elías made a motion to approve the revisions to the Merit System Rules and Personnel Policies with the exception of the policies that addressed computation of overtime, shift differential and flex scheduling. The motion died for a lack of a second.

It was thereupon moved by Supervisor Valadez, seconded by Supervisor Miller and carried by a 4-1 vote, Supervisor Elías voted "Nay," to approve the item and to direct staff to report to the Board regarding Spanish speakers and the need for translation of the ADP system; and to report on the fiscal and operational consequences if the rules regarding calculation of overtime, shift differential and flex scheduling had remained the same.

OUTSIDE AGENCY ADVISORY COMMITTEE

17. Outside Agency Advisory Committee Funding Recommendations for Fiscal Year 2014/15

Community Development and Neighborhood Conservation Department Outside Agency Funding Recommendations FY 2014-15

Community Services

Agency/Program/Funding Recommendation

Our Family Services, Inc./Center for Community Dialogue/38,000

Catholic Community Services dba Community Outreach Program for the Deaf(COPD)/Support Services for the Deaf, Deaf-Blind, and Hard of Hearing/40,000

Catholic Community Services Robles Ranch/Information & Referral/-

Chicanos Por La Causa, Inc/CPLC Housing Counseling Program/-

Community Investment Corporation/CIC/-

JobPath, Inc./Long-term Job Training & Education for Adults/-

Southern Arizona Legal Aid, Inc. (SALA)/Homeowner and Tenant Protection Program/73,333

Southwest Fair Housing Council/Don't Borrow Trouble - Pima County/15,833

United Community Health Center/Green Valley Transportation Assistance/31,360

TOTAL COMMUNITY SERVICES 198,526

Emergency Food & Clothing

Agency/Program/Funding Recommendation

Arivaca Coordinating Council/Human Resource Group, Inc/Emergency Food and Clothing/49,000

Impact of Southern Arizona (aka Catalina Community Services)/Catalina Community Services Emergency Food Bank/31,500

Impact of Southern Arizona (aka Catalina Community Services)/Clothing Bank/32,000

Catholic Community Services of Southern Arizona, Inc. dba Pio Decimo Center/ Emergency Food and Clothing/27,000

Catholic Community Services Robles Ranch/My Friends Closet Resale/-

Community Food Bank, Inc./Caridad Feeding and Training Program/25,000

Community Food Bank, Inc./Emergency Food Assistance/350,000

Community Food Bank, Inc./Rural Branch Banks/75,000

Diaper Bank of So. Arizona/Diapers for Infants, Disabled, Seniors/15,000

The Good Shepherd United Church of Christ/Sahuarita Food Bank Cold Box/Efficiency Support/-

Picture Rocks Community Center Inc. PRCCI/Food Line/-

Southern Arizona AIDS Foundation/Food, Nutrition and Basic Needs Services for Low-Income People with HIV/AIDS/103,414
TMM Family Services, Inc./Community Closet/20,900
YWCA - Tucson/Your Sisters Closet/-
TOTAL EMERGENCY FOOD & CLOTHING 728,814

Senior Support

Agency/Program/Funding Recommendation

Administration of Resources & Choices/Elder Shelter Project/35,100
Alzheimer's Association Desert Southwest Chapter, So. AZ/Care & Support Program/-
Green Valley Council/Preferred Vendor Program/-
Interfaith Community Services (ICS)/Special-Diets Meals for At-Risk Seniors/21,400
Interfaith Community Services (ICS)/Transportation Services for At-Risk Seniors/22,200
Mobile Meals of Tucson, Inc./Mobile Meals/21,700
Our Family Services, Inc./Senior Companion Program (SCP)/31,000
San Ignacio Yaqui Council Inc./Old Pascua Senior Nutrition & Socialization Program/24,800
Southern Arizona Association for the Visually Impaired/Health & Wellness Program for Blind Seniors/15,000
St. Luke's in the Desert, Inc. dba St. Luke's Home/Senior Resident Dietary Program/24,000
Tucson Urban League, Inc./Seniors' Breakfast and Transportation Services/27,000
United Way of Tucson & So. AZ/Elder Alliance Sahuarita Community Mobilization/-
TOTAL SENIOR SUPPORT 222,200

Support Services, Shelter and Domestic Violence

Agency/Program/Funding Recommendation

Emerge! Center Against Domestic Abuse dba Tucson Center for Women and Children/ Comprehensive Domestic Abuse Program/122,583
Green Valley Assistance Services, Inc./Temporary Monetary Assistance Program MAP/17,583
Habitat for Humanity/Shelter and Transition Housing Infrastructure Support and Maintenance/34,167
Interfaith Community Services (ICS)/Eastside Emergency Financial Assistance/16,667
International Rescue Committee: Tucson Office/Refugee Early Employment Program/18,000
Our Family Services, Inc./New Beginnings for Women & Children Emergency Shelter Services/38,333
Our Family Services, Inc./Common Unity Program/18,333
Picture Rocks Community Center PRCCI/Domestic Violence Program/-
Primavera Foundation, Inc./Casa Paloma Drop-In Center and Transitional Shelter/25,000
Primavera Foundation, Inc./Catalina Men's House/34,583
Primavera Foundation, Inc./Relief & Referral (R&R)/29,250
San Ignacio Yaqui Council Inc./Emergency, Employment & Social Service Program/23,917
TMM Family Services, Inc./Emergency Housing Assistance Program/16,000
Tucson Urban League, Inc./Case Management Emergency Assistance Service/30,583
Young Women's Christian Association of Tucson/Women's Counseling Network/20,667
Young Women's Christian Association of Tucson/Employment Education, Training and Support Services/20,833
TOTAL SUPPORT SERVICES, SHELTER AND DOMESTIC VIOLENCE SERVICES 466,499

Youth, Young Adult & Family Support

Agency/Program/Funding Recommendation

Arivaca Action Center/Early Childhood Center/-
Arizona's Children Association/Independent Living Program/-
Arizona's Children Association dba The Parent Connection/Parent's as Teachers First Steps/22,500
Arizona's Children Association dba Las Familias/Las Familias-Children's Sexual Abuse Treatment Program/24,500
Arizona Youth Partnership/Rural After School Program/25,019
Casa de los Ninos/Family Respite Care/18,800
Catholic Community Services dba Pio Decimo Center/Child Care for the Working Poor/100,500
Chicanos Por la Causa Inc./Corazon De Aztlan Wellness Program/18,500

Child & Family Resources, Inc./Happy Hours School Age Program/-
 Child & Family Resources, Inc./Pre-Adolescent Diversion Program/16,600
 CODAC/Families Unite/-
 Girl Scout Council of Southern Arizona, Inc. (GSC)/Adelante Jovencitas (AJ)/22,400
 International Sonoran Desert Alliance (ISDA)/Ajo Las Artes GED and Jobs Program/45,250
 Herencia Guadalupana Lap Schools/Internship Program/-
 Jewish Family and Children's Services of Southern Arizona/Project Safe Place/21,400
 Make way for Books/Cover to Cover book club/-
 One on One Mentoring/Volunteer Mentoring Program/15,500
 Our Family Services, Inc./At Risk Kids- Homeless/20,000
 Our Family Services, Inc./La Escuelita After School Education & Prevention Program (La Escuelita)
 SOUTH TUCSON/97,500
 Parent Aid Child Abuse Prevention Center/Parent Partners In-Home Parenting Support/-
 Pima Prevention Partnership/Pima County Teen Court/23,600
 SAAVI/Educational Core Competency Program for Blind Children/-
 Southern AZ Aids Foundation/Project Ally/39,000
 Tu Nidito Children and Family Services/Children to Children Grief Support/19,500
 Tu Nidito Children and Family Services/Pathways: Support for Seriously-ill Children/18,750
 Tucson Urban League/Project Yes/35,000
 University of Arizona Pima County Cooperative Extension/4-H Challenge Program/22,250
 Wingspan/Eon Youth Program/26,500
 Wingspan/Anti-Violence Program/27,000
 Youth On Their Own/Stipend Program/73,250
TOTAL YOUTH, YOUNG ADULT AND FAMILY SUPPORT 733,319

General Services

Agency/Program/Funding Recommendation

Catholic Community Services dba Pio Decimo Center/Case Management for Homeless
 Families/39,261
 Catholic Community Services dba St. Elizabeth Clinic/Medical Home for Uninsured/50,000
 Child and Family Resource/Healthy Families/40,896
 Community Food Bank, Inc./Ajo Summer Meals/20,865
 El Rio Santa Cruz Neighborhood Health Center, for El Pueblo Health Center/TCE Program/166,506
 Jewish Family and Children's Services/Tucson Loan Chest/40,062
 La Frontera Center, Inc/Robles Community Connections/20,000
 Metropolitan Education Commission/Operating Costs/51,416
 Metropolitan Education Commission/College Access/32,462
 *Pima Association of Governments/Regional Planning/298,000
 Pima Council on Aging/Elder Rights and Benefits/135,000
 Pima Council on Aging/Neighbors Care/60,000
 Pima Council on Aging/Retired & Senior Volunteer Program/32,000
 Pima Council on Aging/Home Delivered Meals/20,076
 Pima Council on Aging/Family Caregiver Support/20,000
 Pima County Community Land Trust/Operational Support/50,000
 Rise (Desert Waste Not Warehouse)/Computer Recycling and Refurbishment/21,500
 Southern Arizona Buffelgrass Coordination Center, Inc./Buffelgrass Coordination Efforts/48,265
 Tucson Clean and Beautiful/Operating Costs/40,896
 U of A, Board of Regents/FCM Mobile Health Program/46,110
 U of A, Pima County Cooperative Extension/Pima County Cooperative Extension/36,806
 United Way of Tucson and Southern AZ/Tax Credit Program/16,693
TOTAL GENERAL SERVICES 1,286,814
 *PAG: \$185,226 DOT & RWRD

Economic Development and Tourism Programs Outside Agency Recommendations FY 2014-15

Economic Development

Agency/Recommended Amount

Ajo District Chamber of Commerce/35,000

El Tour/ Perimeter Bicycling/26,063

Santa Cruz Valley Heritage Alliance/15,000

Tucson Botanical Gardens/37,140

Children's Museum Tucson/37,140

Tucson Meet Yourself/25,000

Tucson-Pima Arts Council/113,236

TREO/450,000

Job Path/431,473

Tucson Jewish Community Center (Tucson Grand Prix Bicycling event)/7,500

TOTAL 1,177,552

Steve Huffman, Outside Agency Committee Member, addressed the Board regarding the process for the allocation of these monies and the scrutiny these programs go through during the review process.

Supervisor Miller stated she approved the funding for all of the agencies listed except for Tucson Regional Economic Opportunities (TREO) and the Ajo Chamber of Commerce.

It was moved by Supervisor Valadez and seconded by Supervisor Elías to approve the funding recommendations. Upon roll call, the motion carried by a 4-1 vote, Supervisor Miller voted "Nay."

INDUSTRIAL DEVELOPMENT AUTHORITY

18. **Hillcrest Academy Project**

RESOLUTION NO. 2014 - 58, of the Board of Supervisors of Pima County, Arizona, approving the proceedings of the Industrial Development Authority of the County of Pima regarding the issuance of its education facility revenue bonds (Hillcrest Academy Project), Series 2014 in an aggregate principal amount not to exceed \$35,000,000.00 and declaring an emergency.

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

JUVENILE COURT

19. **Family Counseling Programs**

RESOLUTION NO. 2014 - 59, of the Board of Supervisors, electing participation by Pima County in the Family Counseling Programs for Fiscal Year 2014-2015 and providing \$21,553.00 in budgeted matching funds.

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

FRANCHISE/LICENSE/PERMIT

20. Liquor License

14-07-9175, James Alexander Fowler, Sunset Mead, L.L.C., 7705 W. Yedra Road, Tucson, Series 13, Domestic Farm Winery, New License.

Chris Poirier, Assistant Planning Director, reported on the use of the property and the current zoning and stated the request was not a permitted use however the application could follow the process to seek a conditional use permit.

Chris Straub, Chief Civil Deputy County Attorney, stated the Board had options regarding the recommendation for this permit and could condition it upon obtaining the correct permit.

James Fowler, applicant, addressed the Board and explained that his operation would be a meadery which involved the fermenting of honey and it didn't fit the definitions in the zoning code.

Chris Poirier stated that Development Service would work with the applicant on the feasibility of other alternatives to the conditional use permit.

It was moved by Chair Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to close the public hearing, approve the license subject to compliance with zoning regulations and forward the recommendation to the Arizona Department of Liquor Licenses and Control.

21. Liquor License

14-08-9176, Kaiye Yu, Chopstix, 3820 S. Palo Verde Road, Tucson, Series 12, Restaurant, New License.

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

14-09-9177, Randy D. Nations, Skyline Country Club, 5200 E. St. Andrews Drive, Tucson, Series 6, Bar, New License.

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

23. **Extension of Premises/Patio Permit**

Grant Darien Krueger, Union Public House, 4340 N. Campbell Avenue, Suite 103, Tucson, Temporary Extension of Premises for July 24, 2014.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Chair Bronson, seconded by Supervisor Elías 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. Major Streets and Scenic Routes Plan Amendment
Co14-14-01, SONORAN CORRIDOR MAJOR STREETS AND SCENIC ROUTES
PLAN AMENDMENT

Without objection, this item was removed from the agenda.

TRANSPORTATION

25. **Traffic Ordinance**

ORDINANCE NO. 2014 - 28, of the Board of Supervisors, establishing Los Reales Road as a through street in Pima County, Arizona. Staff recommends APPROVAL. (Districts 2, 3, 4 and 5)

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

26. **Traffic Ordinance**

ORDINANCE NO. 2014 - 29, of the Board of Supervisors, regulating parking on Michigan Street in Pima County, Arizona. Staff recommends APPROVAL. (District 2)

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

27. **Traffic Ordinance**

ORDINANCE NO. 2014 - 30, of the Board of Supervisors, regulating parking on Milber Street in Pima County, Arizona. Staff recommends APPROVAL. (District 2)

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

28. **Traffic Resolution**

RESOLUTION NO. 2014 - 60, of the Board of Supervisors, permitting the temporary closure of 5th Street and Arivaca Road in Arivaca, Arizona for the Arivaca Red, White and Blue Parade on Friday, July 4, 2014. Staff recommends APPROVAL. (District 3)

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

COUNTY ADMINISTRATOR

29. **Waiver of Assessed Penalties**

Pursuant to A.R.S. §42-12052, staff requests a waiver of penalties.

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

30. **Sustainable Action Plan**

RESOLUTION NO. 2014 - 63, of the Board of Supervisors, in support of the adoption of the 2014 Sustainable Action Plan for County operations.

Supervisor Elias stated the reference to methane gas and the report that the County did not secure electrical rates as previously discussed, do not fit a plan for sustainability.

It was moved by Supervisor Valadez, seconded by Supervisor Miller and carried by a 4-1 vote, Supervisor Elías voted "Nay," to adopt the Resolution.

31. **Kinder-Morgan Sierrita Pipeline Project**

- A. Approve the Mitigation Agreement and Agreement for Easements between Pima County, the Pima County Regional Flood Control District, and Sierrita Gas Pipeline, L.L.C., which incorporates the Long-term Monitoring Plan,

- Permanent Easements from Pima County and the Pima County Regional Flood Control District, and Temporary Construction Easements from the County and Regional Flood Control District, and
- B. Grant a public utility license to Sierrita Gas Pipeline, L.L.C. (CTN-PW-14-176)

Chuck Huckelberry, County Administrator, explained these were the easement, right-of-way license and agreements for Kinder Morgan doing business as Sierrita Gas Pipeline, L.L.C., that would provide to the County approximately \$4,000,000.00 in mitigation funds and establish a 20 year monitoring plan.

Ned Norris, Jr., Tohono O'Odham Nation Chairman, addressed the Board on the cultural significance of the aboriginal lands of the O'Odham in this area and the concern regarding the long term impact of the pipeline. He stated the Nation would like long term monitoring of cultural resource sites as part of the County's agreement, which would consist of an archeologist revisiting all 32 sites every two years; any negative impacts to the sites will be referred to the Management Strategic Group; and that the Nation be included in the Management Strategic Group. He said that Federal Energy Regulatory Commission (FERC) had not adequately consulted with the Nation on this matter.

Allen Fore, Kinder Morgan Energy Partners, Director of Public Affairs, stated the request of the Nation for an approved archeologist to revisit the sites every two years at the expense of Kinder Morgan was agreeable.

In addition to the approximately 30 attendees in support of the pipeline, the following speakers addressed the Board:

- Christina McVie, Tucson Audubon Society
- Robert Chapman
- Raymond Montoya
- Mark Witt
- Chad Gilbert
- Mark Gallego
- Mary Murphy
- Raul Garcia

They provided the following comments:

- Concerns that the Federal Energy Regulatory Commission and Kinder Morgan have not communicated with other organizations.
- Concerns of non-compliance with the Conservation Land System.
- Kinder Morgan had been a very reputable company.
- Laborers would be able to work and support their families.
- Kinder Morgan had been known for their high safety standards.
- The pipeline would create local jobs and help other local business owners.
- The workers would respect the land.

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

Easements between Pima County, the Pima County Regional Flood Control District, and Sierrita Gas Pipeline, L.L.C., which incorporated the Long-term Monitoring Plan and modification to the Plan in accordance with the following request of the Nation in their correspondence dated June 16, 2014: "To address these concerns, the Nation would like to see a monitoring provision for cultural resources in the Agreement. The Nation respectfully suggests that an archeologist revisit the sites every two years to ensure both the integrity of the sites and that the sites are not being negatively impacted by the project. If any negative impact on the site is noted, that issue should be turned over to the management strategies group as discussed on Page 3 of the Long-term Monitoring Plan of Exhibit C to the Agreement, of which the Nation respectfully requests to be a stakeholder;" and to approve the public utility license.

CONTRACT AND AWARD

COMMUNITY SERVICES, EMPLOYMENT AND TRAINING

32. Rise, L.L.C., d.b.a. Rise Equipment Recycling Center, Amendment No. 1, to provide computer skills workshops and amend contractual language, General Fund, contract amount \$10,000.00 (CT-CS-14-95)

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

33. Tucson Youth Development, Inc., Amendment No. 1, to provide for the Summer Youth Activities Program and amend contractual language, General Fund, contract amount \$21,269.55 (CT-CS-14-414)

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

34. Tucson Urban League (TUL), Inc., Amendment No. 1, to provide for the Summer Youth Activities Program and amend contractual language, General Fund, contract amount \$18,816.54 (CT-CS-14-416)

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

COUNTY ATTORNEY

35. Fletcher, Struse, Fickbohm and Marvel, P.L.C., Amendment No. 5, to provide legal representation of the Public Fiduciary in a claim by Ginger Rodgers Rappeport and amend contractual language, Risk Management Tort Fund, contract amount \$25,000.00 (CT-FN-12-1410)

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

OFFICE OF MEDICAL SERVICES

36. Community Partnership of Southern Arizona, Amendment No. 4, to provide for administration of the County-wide Behavioral Health Crisis System, extend contract term to 6/30/15 and amend contractual language, General Fund, contract amount \$4,922,345.00 (CT-OMS-14-131)

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

PROCUREMENT

37. **Ratification of Emergency Procurement**

AECOM Technical Services, Inc., Amendment No. 11, to provide architectural services for the Pima County Downtown Court Complex and amend contractual language, Certificates of Participation, contract amount \$444,753.00 (CT-PO-11021149-P) Facilities Management

It was moved by Supervisor Elías, seconded by Supervisor Valadez and carried by a 3-2 vote, Supervisors Carroll and Miller voted "Nay," to approve the item.

REGIONAL WASTEWATER RECLAMATION

38. City of Tucson, to provide wastewater billing services, RWRD Enterprise Fund, contract amount \$9,439,200.00 estimated/3 year term; \$396,000,000.00 estimated/3 year term revenue (CT-WW-14-485)

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

GRANT APPLICATION/ACCEPTANCE

39. **Acceptance - Community Development & Neighborhood Conservation**

Governor's Office of Energy Policy, Amendment No. 4, to provide for low-income weatherization services, U.S. Department of Health and Human Services Fund, \$97,090.00

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

40. **Acceptance - Community Services, Employment & Training**

U.S. Department of Housing and Urban Development, Amendment No. 1, to provide for the 2012 Continuum of Care Program-Homeless Management Information System, \$36,974.00

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

41. **Acceptance - Community Services, Employment & Training**

U.S. Department of Housing and Urban Development, Amendment No. 1, to provide for the 2013 Continuum of Care Program-Homeless Management Information System, \$184,518.00

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

42. **Acceptance - Health**

Susan G. Komen Foundation, to provide for breast cancer screening for underserved women, \$25,000.00

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

43. **Acceptance - Health**

Arizona Community Foundation, to provide for the Mobile TB Compliance Program, \$11,200.00

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

44. **Acceptance - County Attorney**

Arizona Criminal Justice Commission, to provide for the Crime Victim Assistance Program, \$106,900.00

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

45. **Acceptance - Sheriff**

Arizona Department of Homeland Security, to provide for aircraft equipment, U.S. Department of Homeland Security Fund, \$103,685.00

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

46. **Acceptance - Sheriff**

Arizona Department of Homeland Security, to provide for aircraft equipment, U.S. Department of Homeland Security Fund, \$45,225.00

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

BOARD, COMMISSION AND/OR COMMITTEE

47. **Regional Wastewater Reclamation Advisory Committee**
Appointment of Charles H. Matthewson, to fill the vacancy created by John E. Carlson, Sr. Term expiration: 3/1/16. (District 4)

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

48. **Planning and Zoning Commission**

Reappointment of William Matter. Term expiration: 6/19/18. (District 4)

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

49. **Pima County Fair Commission**

Appointments of Marvin Selke and Donald E. Clark. Term expirations: 12/31/17. (County Administrator nominations)

It was moved by Supervisor Carroll, seconded by Supervisor Valadez and carried by a 4-1 vote, Supervisor Miller voted, "Nay," to approve the item.

CONSENT CALENDAR

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

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

51. **Approval of the Consent Calendar**

PULLED FOR SEPARATE ACTION

34. **Fair Horse Racing Commission**
Appointment of Diane Maroscia, to fill the expired term of Burton J. Kinerk. Term expiration: 1/18/16. (District 1)

Without objection, this item was removed from the agenda.

* * *

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

* * *

CONTRACT AND AWARD

Community Development and Neighborhood Conservation

1. City of Tucson, Amendment No. 3, to provide for the NSP2 Consortium Funding Agreement, extend contract term to 2/28/15 and amend contractual language, HUD Fund, contract amount \$30,617.39 decrease (CT-CD-12-352)
2. Catholic Community Services of Southern Arizona, Inc., d.b.a. Pio Decimo Center, Amendment No. 3, to provide childcare for the working poor and amend contractual language, General Fund, contract amount \$10,000.00 (CT-CD-13-130)
3. El Rio Santa Cruz Neighborhood Health Center, Inc., d.b.a. El Pueblo Health Center, Amendment No. 2, to provide for the Trichloroethylene (TCE) Program, ~~extend contract term to 6/30/14~~ and amend contractual language, no cost (CT-CD-13-153)
4. Our Family Services, Inc., Amendment No. 2, to provide for emergency shelter and amend contractual language, no cost (CT-CD-13-522)
5. Town of Marana, Amendment No. 1, to provide management and implementation of the Community Development Block Grant Program, extend contract term to 12/31/15 and amend contractual language, CDBG Fund, contract amount \$124,238.39 (CT-CD-14-109)
6. Habitat for Humanity Tucson, to provide for the Marana Housing Partnership Project, HUD Fund, contract amount \$54,000.00 (CT-CD-14-472)

Community Services, Employment and Training

7. Altar Valley School District, to provide work experience and academic instruction for participants in the Three Points area, General Fund, contract amount \$78,200.70 (CT-CS-14-420)
8. Catholic Community Services of Southern Arizona, Inc., d.b.a. Pio Decimo, to provide for One Stop staff, U.S. DOL, ADES WIA Grant Funds (30%) and other Workforce Funds (70%), contract amount \$67,726.00 (CT-CS-14-450)

9. Goodwill Industries of Southern Arizona, Inc., to provide for the Summer Youth Activities 2 Program, U.S. DOL, ADES WIA Grant Funds, contract amount \$18,483.50 (CT-CS-14-455)
10. Tucson Preparatory School, Inc., to provide transitional housing and supportive services to homeless people, HUD Fund, contract amount \$67,258.00 (CT-CS-14-459)
11. Old Pueblo Community Services, Inc., to provide transitional housing and supportive services to homeless people, HUD Fund, contract amount \$123,244.00 (CT-CS-14-461)
12. Arizona Housing and Prevention Services, Inc., to provide transitional housing and supportive services to homeless people, HUD Fund, contract amount \$147,353.00 (CT-CS-14-462)

County Attorney

13. Errol L. Montgomery & Associates, Inc., Amendment No. 1, to provide professional consultation services for the Shannon Road/El Camino del Cerro Water Quality Assurance Revolving Fund Site and amend contractual language, Risk Management Environmental Liability Fund, contract amount \$25,000.00 (CT-FN-14-402)

Economic Development and Tourism

14. Ajo Community Golf Course, Amendment No. 1, to provide a lease for property located at 77 W. Mead Road, Ajo, Arizona, extend contract term to 6/30/19 and amend contractual language, contract amount \$50.00/5 year term revenue (CTN-ED-14-184)

Facilities Management

15. Accelerate Diagnostics, Inc., Amendment No. 3, to provide a lease for property located at 3950 S. Country Club Road, Suite Nos. 440 and 420 and amend contractual language, no cost (CTN-FM-13-55)

Procurement

16. Willis of Arizona, Inc., Amendment No. 3, to provide insurance broker/consultant services, extend contract term to 6/30/15 and amend contractual language, Self-Insurance Trust Fund, contract amount \$4,000,000.00 (MA-PO-12-736) Finance and Risk Management
17. Employers Dental Services, Amendment No. 4, to provide group pre-paid dental services, extend contract term to 6/30/15 and amend contractual language, Employee Contributions (50%) and Various Department Funds (50%), contract amount \$660,000.00 (MA-PO-12-532) Human Resources

18. Humana Insurance Company, d.b.a. Humana Specialty Benefits, Amendment No. 4, to provide life insurance benefits, extend contract term to 6/30/15 and amend contractual language, General Fund (12%) and Employee Contributions (88%), contract amount \$2,600,000.00 (MA-PO-12-533) Human Resources
19. Application Software, Inc., d.b.a. ASI Flex and/or ASI COBRA, Amendment No. 1, to provide COBRA and flexible spending account, dependent care and qualified transportation benefit administration services and amend contractual language, Employee Contributions, contract amount \$810,000.00 (MA-PO-13-512) Human Resources
20. Achen-Gardner Construction, Inc., B&F Contracting, Inc. and KE&G Construction, Inc., Amendment No. 2, to provide a job order master agreement for wastewater conveyance and related facilities maintenance, repair, rehabilitation and construction services and extend contract term to 6/30/15, RWRD Obligation Fund, contract amount \$25,000,000.00 (MA-WW-13-303) Regional Wastewater Reclamation
21. **Award**
Amendment of Award: MA-12-410, Version 10, Verizon Wireless, to provide cellular phone service to Pima County users approved by their Department Directors and the Information Technology Department; to extend the contract term from June 30, 2015 to June 30, 2016; to increase the contract amount by \$570,000.00, adding \$210,000.00 to allow payment of expenditures contemplated during the current term of the contract and \$360,000.00 for the extended term of the contract to June 30, 2016. This will align the contract with all the other cell phone contracts with Verizon, AT&T and Sprint which terminate on June 30, 2016. The scope of service and pricing remains unchanged. Funding Source: General Fund. Administering Department: Information Technology.
22. **Award**
Amendment of Award: MA-PO-13-536, Version 5, Infor (US) Inc., to provide Infor software maintenance and support services for the payroll mainframe system, extend contract term to June 30, 2015 and increase contract amount by \$337,014.30. Funding Source: General Fund. Administering Department: Information Technology.
23. **Award**
Low Bid: Award of Contract, Requisition No. 14-281, CDW Government, L.L.C. (Headquarters: Vernon Hills, IL) for Microsoft equipment and accessories to be provided in the annual amount of \$587,842.75. Contract is for a one-year term and includes four one-year renewal periods. The award includes the authority for the Procurement Director to authorize renewals without further action by the Board of Supervisors provided that the renewal amount does not exceed the annual award amount. Funding Source: General Fund. Administering Department: Information Technology.

24. Westland Resources, Inc., Amendment No. 1, to provide for the Continental Ranch Regional Pump Station Upgrade Design Project, extend contract term to 6/30/16 and amend contractual language, RWRD Obligation Fund, contract amount \$421,628.00 (CT-WW-13-830) Regional Wastewater Reclamation

Real Property

25. Ventana Canyon Alliance, L.L.C., to provide a license for two golf cart crossings in the right-of-way encroachment of Kolb Road, contract amount \$8,750.00 revenue (CTN-PW-14-183)
26. City of Tucson, to provide a license for drilling, installing, operating, maintaining and accessing rights-of-way at Frances Avenue and Comstock Road for monitor wells and amend contractual language, contract amount \$16,590.00 revenue (CTN-TR-CMS142438)

Sheriff

27. Town of Sahuarita, Amendment No. 4, to provide public safety dispatch services, extend contract term to 6/30/15 and amend contractual language, contract amount \$146,000.00 revenue (CTN-SD-12-42)
28. Town of Marana, to provide video-court hearings of municipal prisoners, contract amount \$10,000.00 revenue (CTN-SD-14-181)
29. Pima Community College District, to provide for the Adult Basic Education Program at the Pima County Adult Detention Center, Inmate Welfare Fund, contract amount \$142,594.00 (CT-SD-14-482)

GRANT APPLICATION/ACCEPTANCE

30. **Acceptance - Community Services, Employment & Training**
Arizona Department of Economic Security, Amendment No. 1, to provide for the Senior Community Services Employment Program, U.S. Department of Labor/Employment and Training Assistance Fund, \$2,653.84
31. **Acceptance - Community Services, Employment & Training**
Arizona Department of Economic Security, Amendment No. 2, to provide for the Senior Community Services Employment Program, U.S. Department of Labor/Employment and Training Assistance Fund, \$76,088.00
32. **Acceptance - Community Services, Employment & Training**
U.S. Department of Labor/Employment and Training Assistance, to provide for the Youth Career Connect Program, \$5,351,690.00

BOARD, COMMISSION AND/OR COMMITTEE

33. **Metropolitan Education Commission**
Reappointment of Vicky Mullins, representing Minority Group (Native American Community). Term expiration: 5/16/17. (Commission recommendation)
34. **Fair Horse Racing Commission**
Appointment of Diane Maroscia, (PULLED FOR SEPARATE ACTION)

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

35. Terry Henley, Ajo Why Lukeville Health Care District, 1 Plaza Street, Ajo, July 4, 2014.

ELECTIONS

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

RESIGNATIONS-PRECINCT-PARTY

David J. Joseph-173-DEM; Mary Kay Carlson-212-DEM; Laura C. Hogan-221-DEM; Mary Lingle-132-REP

APPOINTMENTS-PRECINCT-PARTY

Mark W. Stegeman-073-DEM; Linda C. Meade-Tollin-148-DEM; Jess L. Thompson-169-REP; Paul S. Fitch-209-REP; Dolores M. Testerman-254-REP; Tyeshia S. Harvey-256-REP; Maureen L. Tozzi-260-REP

37. Pursuant to A.R.S §16-531, appointment of all election boards and tally boards recruited and on file in the Elections Department for the Primary Election on August 26, 2014 and the General Election on November 4, 2014.
38. Staff requests cancellation of those uncontested elections for Precinct Committeeman on the August 26, 2014 Primary Election ballot and appointment of those who filed nomination petitions or write-in nomination papers.

FINANCE AND RISK MANAGEMENT

39. **Duplicate Warrants - For Ratification**
Nicholas Norris \$78.00; Laura J. Samuelson \$197.14; Law Office of Barbara Magee \$1,469.00; Adam Louis Bernal \$86.78; Old Ina Corp. \$958.65; Stewart Law Firm, L.L.P. \$60.00; Thomas James Kehoe \$76.05; AZ Wastewater Industries, Inc. \$642.88; Copper State Bolt & Nut Co. \$45.79; Stephanie M. Zavala \$185.69; Howard E. Jackson \$150.00; Howard E.

Jackson \$150.00; Goodman's, Inc. \$5,923.15; Donald R. Schuessler \$3,187.50; Tanque Verde Unified School District \$1,000.00

REAL PROPERTY

40. Abandonment by Vacation and Quit Claim Deed

- A. RESOLUTION NO. 2014 - 61, of the Board of Supervisors, for the vacation of Ajo Industrial Way, as Pima County Road Abandonment No. A-14-03, lying within Section 33, T14S, R14E, G&SRM, Pima County, Arizona. (District 2)
- B. Quit Claim Deed to Fidelity National Title Agency, Inc., an Arizona Corporation, as Trustee under Trust No. 60,037, to convey all rights, title and interest in the public right-of-way of Ajo Industrial Way, as Pima County Road Abandonment No. A-14-03 within Section 33, T14S, R14E, G&SRM, Pima County, Arizona. No cost. (District 2)

41. Abandonment by Vacation and Quit Claim Deed

- A. RESOLUTION NO. 2014 - 62, of the Board of Supervisors, for the vacation of Forty Niner Drive, as Pima County Road Abandonment No. A-13-07, lying within Section 5, T14S, R16E, G&SRM, Pima County, Arizona. (District 4)
- B. Quit Claim Deeds (3) to Randall K. and Laurel C. Decker, husband and wife; MACCO, L.L.C., an Arizona limited liability company; and Gilbert and Joanne Castillo, husband and wife, to convey all rights, title and interest in the public right-of-way of Forty Niner Drive, as Pima County Road Abandonment No. A-13-07, within Section 5, T14S, R16E, G&SRM, Pima County, Arizona. \$3,215.00 revenue (District 4)

TRANSPORTATION

42. Acceptance of New Subcontractor

Pursuant to the conditions of award to Select Development and Construction, Inc. (CT-TR-14-99) for the Magee Road-La Canada Drive to Oracle Road Project, approval of Contractors West, Inc., as subcontractor for electrical work.

RATIFY AND/OR APPROVE

- 43. Minutes: May 6, 2014 and May 13, 2014

* * *

52. CALL TO THE PUBLIC

Mary Murphy addressed the Board regarding issues in Green Valley and flood control matters.

53. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 2:32 p.m.

CHAIR

ATTEST:

CLERK

DRAFT