

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, May 19, 2015. 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
Thomas Weaver, Chief Civil Deputy County Attorney
Robin Brigode, Clerk of the Board
James Ogden, Sergeant at Arms

*Supervisor Carroll left the meeting at 3:10 p.m.

1. TENTATIVE BUDGET HEARING

Review and adoption of the Flood Control District Tentative Budget for Fiscal Year 2015/2016.

It was moved by Supervisor Valadez and seconded by Supervisor Elías to close the public hearing and adopt the Tentative Flood Control District Budget in the amount of \$17,490,112.00 with an effective tax rate of \$0.3135. Upon roll call, the motion carried by a 4-1 vote, Supervisor Miller voted "Nay."

2. CONVENE TO EXECUTIVE SESSION

It was moved by Supervisor Elías, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to convene to Executive Session at 9:17 a.m.

3. RECONVENE

The meeting reconvened at 9:44 a.m. All members were present.

4. EXECUTIVE SESSION

Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a potential County appeal of the Arizona Department of Environmental Quality's refusal to consider the County's challenge to issuance of a Clean Water Act Section 401 Water Quality Certification for the Rosemont Copper Project.

Thomas Weaver, Chief Civil Deputy County Attorney, stated this item related to the County's decision to appeal the Arizona Department of Environmental Quality's refusal to consider the County's challenge to Section 401 of the Water Quality Certification for the Rosemont Copper Project. The County Attorney's Office recommended an appeal and sought direction from the Board.

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

5. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 3:31 p.m.

CHAIR

ATTEST:

CLERK

IMPROVEMENT DISTRICT BOARD MINUTES

The Pima County Improvement 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, May 19, 2015. 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
Thomas Weaver, Chief Civil Deputy County Attorney
Robin Brigode, Clerk of the Board
James Ogden, Sergeant at Arms

*Supervisor Carroll left the meeting at 3:10 p.m.

1. TENTATIVE BUDGET HEARING

Review and adoption of the following County Improvement District Tentative Budgets for Fiscal Year 2015/2016:

<u>IMPROVEMENT DISTRICT</u>	<u>FY 15-16 PROPERTY TAX LEVY</u>
<u>Other Improvement District</u>	
HAYHOOK RANCH	\$55,166
<u>Street Lighting Improvement District</u>	
DESERT STEPPES	\$ 2,178
HERMOSA HILLS ESTATES	\$ 1,872
LONGVIEW ESTATES NO. 1	\$ 3,942
LONGVIEW ESTATES NO. 2	\$ 4,572
ROLLING HILLS	\$ 7,479
MAÑANA GRANDE B	\$ 3,114
MAÑANA GRANDE C	\$ 5,085
CARRIAGE HILLS NO. 1	\$ 3,636
LAKESIDE NO. 1	\$ 2,907
CARRIAGE HILLS NO. 3	\$ 1,242
CARDINAL ESTATES	\$ 6,682
ORANGE GROVE VALLEY	\$ 3,348
PEPPERTREE	\$ 6,240
LITTLETOWN	\$20,670
MIDVALE PARK	\$ 6,797
PEACH VALLEY	\$ 1,824
OAKTREE NO. 1	\$11,338
OAKTREE NO. 2	\$ 8,918
OAKTREE NO. 3	\$11,683
SALIDA DEL SOL	\$ 9,144
MORTIMORE ADDITION	\$19,251

It was moved by Supervisor Valadez and seconded by Supervisor Carroll, to close the public hearing and adopt the Tentative Improvement District Budgets as presented. Upon roll call, the motion unanimously carried by a 5-0 vote.

2. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 3:31 p.m.

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, May 19, 2015. 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
Thomas Weaver, Chief Civil Deputy County Attorney
Robin Brigode, Clerk of the Board
James Ogden, Sergeant at Arms

*Supervisor Carroll left the meeting at 3:10 p.m.

1. TENTATIVE BUDGET HEARING

Review and adoption of the Library District Tentative Budget for Fiscal Year 2015/2016.

Supervisor Valadez stated he was not convinced that the approach that had been taken regarding proposed permanent closures, reduced hours and Sunday closures was correct. It was moved by Supervisor Valadez and seconded by Supervisor Elías to approve the Library District Tentative Budget at an effective tax rate of \$0.800 cents, to adjust the recommended budget of \$41,150,487 to correspond to that tax rate and to direct staff to conduct a utilization study to ensure the libraries were being used effectively. No vote was taken at this time.

Chair Bronson requested clarification on adoption of a budgeted dollar amount.

Chuck Huckelberry, County Administrator, stated that the recommendation had been for \$0.700 and was now being raised to \$0.800 which would be an increase of \$733,537.00. He repeated the direction given to staff that there would be no Sunday closures, no reduced hours or a closure of any of the other four branches, including Marana, and would come back to the Board with a utilization study which would be used as the basis for any future proposed modification to library schedules/services.

Supervisor Elías added this was a critical issue for the community and that setting the ceiling at 8 cents did not necessarily mean that we needed to spend that amount.

Supervisor Carroll stated he was supportive of adopting the budget ceiling to allow keeping the libraries open but wanted to ensure the action was fair to all. He said there were efficiency concerns and cited the Catalina Library and its use by the residents of Pinal County, and the Dusenberry-River Library and its location. He stated these needed to be addressed this fiscal year.

Supervisor Miller expressed concern over the growth in the tax rate for the library system at a time when taxpayers could least afford the increase. She said that Pinal residents may be agreeable to pay a fee to use the Catalina Library and that the Dusenberry-River Library had a very high utilization and was a very popular location. She stated the State cost shift should not have been factored in the Library tax rate increase as the shifted cost did not impact separate taxing districts.

Chuck Huckelberry, County Administrator, discussed the structural imbalance of the library system due to use of the fund balance reserve to keep the library tax rate artificially low during the recession.

Supervisor Valadez stated the effective tax rate had been misstated earlier and should be \$0.5153.

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

2. **GRANT ACCEPTANCE – COUNTY FREE LIBRARY**

Arizona State Library, to provide for LSTA Youth Learning Lab(s) 101, Institute of Museum and Library Sciences Fund, \$70,000.00/\$66,743.96 Library District Fund Match (GTAW-15-72)

It was moved by Supervisor Elías, seconded by Supervisor Valadez and carried by a 4-0 vote, Supervisor Carroll absent, to approve the item.

3. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 3:31 p.m.

CHAIR

ATTEST:

CLERK

STADIUM DISTRICT BOARD MINUTES

The Pima County Stadium 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, May 19, 2015. 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
Thomas Weaver, Chief Civil Deputy County Attorney
Robin Brigode, Clerk of the Board
James Ogden, Sergeant at Arms

*Supervisor Carroll left the meeting at 3:10 p.m.

1. TENTATIVE BUDGET HEARING

Review and adoption of the Stadium District Tentative Budget for Fiscal Year 2015/2016.

It was moved by Supervisor Valadez and seconded by Supervisor Elías to close the public hearing and adopt the Tentative Stadium District Budget in the amount of \$5,209,619.00. No vote was taken at this time.

Supervisor Miller questioned the revenue of the car rental surcharge and the 2014 ruling in Maricopa County for violation of State Constitution Article 9, Section 14, and inquired if Pima County would be in violation.

Chuck Huckelberry, County Administrator, replied that the Maricopa County Sports Authority had different authority than Pima County, and that Pima County was not in violation.

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

2. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 3:31 p.m.

CHAIR

ATTEST:

CLERK

DRAFT

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, May 19, 2015. 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
Thomas Weaver, Chief Civil Deputy County Attorney
Robin Brigode, Clerk of the Board
James Ogden, Sergeant at Arms

*Supervisor Carroll left the meeting at 3:10 p.m.

1. **INVOCATION**

The invocation was given by Pastor Robert Allen, Grace Pointe Church.

2. **PLEDGE OF ALLEGIANCE**

All present joined in the Pledge of Allegiance.

3. **PERSONAL POINT OF PRIVILEGE**

Supervisor Elías recognized the Tucson Soccer Academy try-outs at the Kino Sports Complex and the benefits provided to the youth and their families by having the soccer fields available.

4. **PAUSE 4 PAWS**

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

5. **CONVENE TO EXECUTIVE SESSION**

It was moved by Supervisor Elías, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to convene to Executive Session at 9:17 a.m.

6. **RECONVENE**

The meeting reconvened at 9:44 a.m. All members were present.

EXECUTIVE SESSION

7. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a potential County appeal of the Arizona Department of Environmental Quality's refusal to consider the County's challenge to issuance of a Clean Water Act Section 401 Water Quality Certification for the Rosemont Copper Project.

Thomas Weaver, Chief Civil Deputy County Attorney, stated this item related to the County's decision to appeal the Arizona Department of Environmental Quality's refusal to consider the County's challenge to Section 401 of the Water Quality Certification for the Rosemont Copper Project. The County Attorney's Office recommended an appeal and sought direction from the Board.

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

8. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a proposed settlement agreement in Dannette Deister-Schultz v. Pima County, United States District Court Case No. 4:14-CV-2011.

Thomas Weaver, Chief Civil Deputy County Attorney, stated this item regarded a proposed settlement agreement in Dannette Deister-Schultz v. Pima County and that the County Attorney's Office sought direction to proceed with the proposed settlement and an offer of judgment as discussed in Executive Session.

It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the recommendation and to proceed as discussed in Executive Session.

9. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding legal options relating to Tucson Electric Power's application to the Arizona Corporation Commission for a new net-metering tariff as a result of increased solar energy usage by customers.

Thomas Weaver, Chief Civil Deputy County Attorney, stated the County Attorney's Office recommended the County Administrator be provided the authority to proceed with comments and/or intervention in the case relating to Tucson Electric Power's application to the Arizona Corporation Commission for a new net-metering tariff.

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

10. **CALL TO THE PUBLIC**

Mary Murphy spoke on drainage issues in Green Valley and effects on public health.

Paul Parisi, representing 4Tucson and the National Day of Prayer Committee, thanked the Board for the National Day of Prayer Committee Proclamation and spoke about citizens praying for the government.

Steve Hildebrand questioned the County debt, budgeting and proposed taxes on gasoline.

Geri Ottoboni spoke on County overspending.

Christopher Cole, Libertarian Party Vice-Chair, spoke on County spending and the meaning of Memorial Day as a day of remembrance.

Joanne Garry thanked the Board for the tent at the Pima Animal Care Center and explained how it had benefited the animals and volunteers of PACC.

Terry McCarthy spoke in opposition to the proposed drop off fee for animals surrendered at the Pima Animal Care Center, her personal experiences and the toll it would be on citizens who could not afford their animals.

Katya Fritzsche addressed the Board on saving the Santa Rosa Library and presented petitions opposing the closure from neighbors and parents of children attending Drachman Elementary School.

Richard Hernandez spoke on town hall meetings, the 2015 Bond elections and the detriment of added debt and higher taxes.

The following people spoke in support of the Aztlan Youth Program and its benefits to the community:

Brett Rustand
Alejandro Valenzuela
Julianna Leon
Lisa Fraser
Domonic Duran
Mario Gomez

Alana Enriquez
Roberto Rodriguez
Matthew Drexel
Menelik Bakari
Ron Kersten

Annette Agredano apologized to the Board for not providing information on the Aztlan Youth Program, she explained the benefits to the community and thanked the speakers who supported the Program.

Darla Sidles, Superintendent of Saguaro National Park, spoke regarding the Major Streets and Routes proposed plan relating to the width of Sandario Road and stated the Park was opposed to the proposed widening.

11. **TENTATIVE BUDGET HEARING**

Chuck Huckelberry, County Administrator, provided an overview of the Tentative Budgets and explained the cap on expenditures for Fiscal Year 2015/2016 would be set.

The following speakers addressed the Board:

- Deborah Pela, President of the Pima County Probation Officer's Association, spoke on the role of Probation Officers, asked for funding for Superior Court Programs and explained the benefits of the Programs to the community and the County.
- The Honorable Sally Simmons, Presiding Judge of Pima County Superior Court, addressed Court budgeting issues and asked for a budget that would allow the Superior Court to continue its programs.
- The Honorable Kathleen Quigley, Presiding Judge of Pima County Juvenile Court, asked the Board to approve the same budget that the Juvenile Court has had for the past 10 years, to return the state shifted costs for the Arizona Department of Juvenile Corrections to the County Budget and requested an assurance that the repair to the leaking roof at the Juvenile Court Building be completed.

Mr. Huckelberry stated Facilities Management would be instructed to begin the bidding process immediately and that funding would be allocated for the repair of the roof.

Mr. Huckelberry explained that vacant positions had been funded and those funds had been allocated to various programs. He stated that budgeting staff would be meeting with the Presiding Judge to reconcile the variances in the Court Budget and that a higher fund may allow for reallocation of funds to avoid eliminations of Court Programs.

Supervisor Valadez explained that the process to higher transparency in government was difficult but very important and asked that the Court Programs be given high priority because of the benefits they provided to the citizens and community.

Supervisor Elías asked what had been done regarding state shifted costs for the Arizona Department of Juvenile Corrections.

Mr. Huckelberry explained the cost shifts had not been added to the Courts Budget and once the vacancy savings had been reconciled, it would be determined who would pay for those costs. He explained that over the past few years the ending fund balance had been greater than the budgeted fund balance and the monies could be used to pay the shifted costs as well as keep Court Programs active, and County spending efficient and transparent.

- Susan Crane spoke on keeping the libraries open for the good of the community and stated that certain programs funded by the County should instead be funded through the private sector.

- Art Mendoza, Service Employees International Union, explained the importance of having paid parental leave as part of the benefit package for Pima County employees.
- Mary Murphy spoke on the washes in Green Valley and the need for improved flood control during the monsoon season.

BOARD OF SUPERVISORS

12. Review and adoption of the Tentative County Budget for Fiscal Year 2015/2016.

It was moved by Supervisor Valadez and seconded by Supervisor Elías to close the public hearing and adopt the Tentative County Budget in the amount of \$1,166,135,605.00 with an effective tax rate of \$5.9065. No vote was taken at this time.

Chair Bronson questioned whether the change to the adoption of the tentative budget for the Library District would have an effect on the dollars and rate for the total County Budget.

Chuck Huckelberry, County Administrator, stated that the budget would need to be increased by \$733,537.00 and an additional \$0.01 added to the rate.

Supervisor Valadez amended his motion to reflect the change as outlined by the County Administrator and Supervisor Elías accepted the amendment.

Supervisor Miller stated the County should be holding the tax rate the same and expressed concern that residents had difficulty paying increased property taxes, sewer and water rates and other utility increases.

Supervisor Valadez stated he would have liked to have held the tax rate. He then asked how much of Pima County's collected primary property taxes would go to the State of Arizona, how much the State had transferred in costs to Pima County for the coming fiscal year and the decrease in the County budget from prior years.

Chuck Huckelberry, County Administrator, reported one third of the primary rate would be sent to the State for State Programs and that last year it was \$83 million and this year would be \$106 million. He added that \$23.2 million would be Pima County's share of the State cost shift out of the \$47 million dollars for all Counties and that the overall County budget had decreased for the fourth year in a row. Mr. Huckelberry stated the \$0.11 increase to the primary rate should be a conditional enactment and would be reversed if the County were successful in their legal challenge of the State cost shifts prior to setting the tax rate in August. He added that if a favorable ruling was awarded after the tax rate was set in August, a reduction equal to the increase would be made in the primary property tax rate next fiscal year.

Supervisor Valadez directed the County Attorney's Office to research whether there was a legal mechanism to address a change in the tax rate after the rates have been adopted so that the Board could provide assistance to the taxpayers during the current fiscal year.

Supervisor Miller commented on the 1% constitutional cap enacted in 1980 stating Pima County's increase in the primary rate last year caused a huge overage along with other jurisdictions. She stated the issue had always been who would absorb those costs as it was never defined when the law was passed.

Supervisor Valadez stated the overage was a result of Tucson Unified and other schools districts going above the 1% cap.

Upon roll call, the motion passed 3-2, Supervisors Carroll and Miller voted "Nay."

13. Review and adoption of the Debt Service Tentative County Budget for Fiscal Year 2015/2016.

It was moved by Supervisor Valadez and seconded by Supervisor Elías to close the public hearing and adopt the Debt Service Tentative County Budget in the amount of \$110,820,702.00 with an effective tax rate of \$0.7000. Upon roll call, the motion unanimously carried by 5-0 vote.

14. **RECESS/RECONVENE**

Without objection, the meeting was recessed at 11:50 a.m. and reconvened at 1:03 p.m. All members were present.

FRANCHISE/LICENSE/PERMIT

15. **Hearing - Liquor License**

10103781, Roger Kenneth Burton, Giant Store No. 624, 6855 E. Sunrise Drive, 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 Supervisor Elías, seconded by Supervisor Miller 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.

16. **Hearing - Liquor License**

10103780, Roger Kenneth Burton, Giant Store No. 625, 2075 W. Ruthrauff, 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 Supervisor Elías, seconded by Supervisor Miller 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.

17. Hearing - Fireworks Permit

Troy Finley, Tucson Country Club, 2950 N. Camino Principal, Tucson, July 4, 2015 at 9:00 p.m.

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

18. Hearing - Fireworks Permit

Ryan Prosowski, Skyline Country Club, 5200 E. Saint Andrew Drive, Tucson, July 4, 2015 at 8:30 p.m.

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

19. Hearing - Extension of Premises/Patio Permit

06100203, Randy D. Nations, Hot Rods Old Vail, 10500 E. Old Vail Road, Tucson, Temporary Extension of Premises for June 4, 13 and 27, 2015.

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

HEALTH

20. Hearings - Pima County Code Text Amendments

- A. ORDINANCE NO. 2015 - 21, of the Board of Supervisors, relating to animals; amending Pima County Code Chapter 6.04 to add a surrender fee for the impoundment of certain animals.
- B. ORDINANCE NO. 2015 - 22, of the Board of Supervisors, relating to animals; amending Pima County Code Chapter 6.04 to increase dog licensing fees.

Chuck Huckelberry, County Administrator, explained that the goal of animal care was to minimize animal euthanasia and adopt out as many animals as possible. He said the surrender fee would be identical to the fee at the Humane Society and that currently there is no fee for this service. He added it had been hoped that the fee would not need to be enacted but was needed as an enforcement mechanism and would not apply to jurisdictions that did not have an intergovernmental agreement with the County. He stated the Board had the option to adopt the surrender fee but defer enforcement until such time that it was needed.

Supervisor Elías stated as there were no intergovernmental Agreements with the Tohono O'Odham Nation or Pascua Yaqui Tribe for animal care services, the fee would not apply.

Supervisor Miller voiced concern that enactment of the fee would result in animals not being dropped off at the shelter or that the fee would be circumvented as citizens would use the name and address of residents in areas without intergovernmental agreements. She added that because the City of Tucson supported the bond for the new animal care shelter, they should be paying their portion.

Mr. Huckelberry agreed that good samaritans should not be penalized for dropping animals at the shelter.

Supervisor Elías asked for an explanation of the blended funding for animal care services.

Mr. Huckelberry reported the current funding model had been used for the past twenty years. He said animal care services were funded through licensing revenues and donations, and the cost differences are apportioned back to the jurisdictions based on use of service with special attention given to crediting jurisdictions licensing revenues. He stated that the data showed only 50% licensing compliance. He suggested that in the future it may be possible to create a special regional district for animal care funding which would require legislation.

The following speakers addressed the Board:

- Cathy Surman, Pima Animal Care Center Volunteer
- Jack Newman, Pima Animal Care Advisory Committee Chairman

They offered the following comments:

- The fee was opposed as it would stop citizens from dropping unwanted animals off at the shelter and would create 'dog patches.'
- Animal drop-offs at Pima Animal Care Center went up after the Humane Society enacted their surrender fee.
- The City of Tucson should take responsibility to pay their arrears.

Mr. Huckelberry stated that the intergovernmental agreement with the City would be placed on the Board's next agenda, the City Manager had been advised and they have been given the opportunity to state their position.

It was moved by Supervisor Valadez and seconded by Supervisor Carroll, to continue Ordinance No. 2015-21 to the Board of Supervisors' Meeting of June 2, 2015. No vote was taken at this time.

Supervisor Elías asked that the item be continued to the Board of Supervisors Meeting of July 7, 2015, to allow time for action to be taken by the City Council.

It was then moved by Supervisor Valadez, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to continue Ordinance No. 2015-21 to the Board of Supervisors Meeting of July 7, 2015.

Chair Bronson stated an option would be to call a joint meeting with the City Council on this matter.

* * *

Supervisor Miller asked that Ordinance No. 2015-22 be amended to exempt police dogs who are adopted by their handlers from the licensing fee.

Jeannie Davis, Chief of Staff for Supervisor Miller's Office, clarified that upon retirement the handlers adopt the K-9 dogs and are required to pay the licensing fees.

Chair Bronson questioned whether the Ordinance under consideration would need to be re-advertised if amended to include the exemption for the retired K-9s.

Chuck Huckelberry, County Administrator, stated the exemption would be treated as direction to staff and separate from the Ordinance.

It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing and adopt Ordinance No. 2015-22.

DEVELOPMENT SERVICES

21. Hearing - Comprehensive Plan Update - Pima Prospers

Co7-13-10, PIMA COUNTY COMPREHENSIVE PLAN UPDATE, PIMA PROSPERS

Proposal to update the Pima County Comprehensive Plan (Co7-00-20) by adopting the document known as Pima Prospers. Pima Prospers contains goals, policies and implementation strategies addressing all state statutory content required for a Comprehensive Plan as well as a number of other elements, including but not limited to economic development, health services, cultural resources, housing and community design, communications and other services provided by the County. Thirteen Planning Area maps and an updated land use legend are included in the Plan, which govern land use for unincorporated Pima County. Special area policies, specific rezoning policies, an implementation section and five appendices are also included. On motion, the Planning and

Zoning Commission voted 9-1 (Commissioner Membrilla voted Nay) to recommend APPROVAL PER STAFF RECOMMENDATION WITH AMENDMENTS. Staff recommends APPROVAL OF PIMA PROSPERS, THE COMPREHENSIVE PLAN UPDATE, AND THE ADDITIONAL STAFF RECOMMENDATIONS. (All Districts)

Arlan Colton, Planning Director, provided the staff report and stated the Plan worked on a regional level as well as assisted smaller communities. He stated that over time Pima Prospers would link the Comprehensive Plan, the budget, capital improvement projects and other implementing documents, including the Zoning Code. He spoke on the commitment and contributions of staff, the Commission and all of the stakeholders. He explained that the Board should consider the recommendation of the Planning and Zoning Commission and amend the Commission recommendation as needed, that the adoption of the Plan would require a super majority vote, and the statutory deadline for adoption was July 1.

The following speakers addressed the Board:

- Ivy Schwartz, Tucson Mountains Association
- Carolyn Campbell, Coalition for Sonoran Desert Protection
- Bonnie Gil
- Stacia Ringer
- Fred Black
- Scott Madden
- Paul Oland, WLB Group
- Eileen Fitzmaurice
- Duane Sherrill
- Milo Meacham
- Gene Mash
- Myron Smith

They offered the following comments:

- Concern was voiced that the proposed land use on request IR-20 would not preserve the rural nature of the Silverbell Corridor.
- Support was provided for the Planning and Zoning Commission's recommendations especially for the eight northwest side parcels to stay at LIU 0.3 status.
- There was opposition to the change of land use designation for request IR-06 from low intensity use to medium intensity use.
- Concern for traffic congestion and school overpopulation for the area near land use requests IR-08, IR-10 and the Thornydale and Linda Vista parcel.
- Opposition to the designation change for ST-14 from low intensity rural to urban industrial.
- Opposition to the plan change for ST-19 and the ramifications of a proposed annexation by the Town of Sahuarita.
- Confusion on how a CLS compliant cluster development with a LIU 1.2 land use designation for land use request IR-06 would be a better fit for the neighborhood.
- A request was made to have IR-21 classified as Low Intensity Urban.
- Request to have a classification consistent with current homes and neighborhood.

- Concern that the change for IR-21 would be detrimental to the character of the neighborhood and agreement with the Planning and Zoning Commission's recommendation of LIU 1.2.
- Request that IR-21 be down planned to LIU 1.2 for the benefit of the neighborhood.
- Request LIU 1.2 for the Dixon Acres Properties.

Mr. Colton explained the Plan proposed a zoning code amendment to allow a second annual plan amendment submittal window, otherwise the earliest opportunity to apply would be February 1, 2016.

Chair Bronson stated the following parcels had been discussed and would need to be addressed IR-06, IR-20, IR-21, IR-14, ST-14, and ST-19. She requested clarification from the County Attorney on the process to amend the plan.

Thomas Weaver, Chief Civil Deputy County Attorney, suggested approval of the amendments prior to the approval of the Plan by a super majority.

Chair Bronson asked to divide the question and make individual motions on each amendment.

It was moved by Supervisor Carroll to change the Planning and Zoning Commission's recommendation for IR-06 to MIU. The motion died for lack of a second.

It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to designate IR-20 as LIU 0.3.

It was moved by Supervisor Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to designate IR-21 as LIU 1.2.

It was moved by Chair Bronson, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to designate IR-14 as LIU 3.0.

The Chair inquired if there would be an amendment for ST-19. Supervisor Valadez responded it should remain as recommended by the Planning and Zoning Commission. The Board took no action.

It was moved by Supervisor Carroll, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to designate ST-14 as LIR.

It was then moved by Supervisor Elías, seconded by Supervisor Valadez and unanimously carried by a 5-0 vote, to close the public hearing and approve Co7-13-10, Pima County Comprehensive Plan Update – Pima Prospers as recommended by the Planning and Zoning Commission, and as amended by the separate motions for IR-20, IR-21, IR-14, and ST-14.

22. **Hearing - Major Streets and Scenic Routes Plan Amendment - Pima Prospers**
Co14-14-02, PIMA COUNTY MAJOR STREETS AND SCENIC ROUTES PLAN
AMENDMENT

Proposal to update the Major Streets and Scenic Routes Plan (Co14-79-02). The Major Streets and Scenic Routes Plan identifies major routes in unincorporated Pima County, sets future right-of-way widths for those major routes, and identifies certain routes as scenic routes. The proposed changes include additions of and deletions to major route designations, realignment of certain major routes, and additions and reductions in required future right of way. No changes are proposed to the scenic route component other than division of combined major and scenic routes plan map into two separate more readable maps and deletion of an un-built scenic route in conjunction with a major route deletion. On motion, the Planning and Zoning Commission voted 9-1 (Commissioner Membrilla voted Nay) to recommend APPROVAL PER STAFF RECOMMENDATIONS WITH AMENDMENTS. Staff recommends APPROVAL WITH ALL THE COMMISSION'S AMENDMENTS EXCEPT FOR SANDARIO ROAD. (All Districts)

Arlan Colton, Planning Director, provided the staff report and explained this was the first update of this proportion in decades which streamlined and removed roads that would never be built and right sized major streets throughout the County. He reported that 85 comments had been received and that the Planning and Zoning Commission recommended approval of the Plan with several amendments to the staff recommendation. He stated staff concurred with the Planning and Zoning recommendation with two additional changes. One would be to establish the Sandario Road right-of-way at 150 feet and the second change would be to realign Swan Road to connect to Alvernon Way between Hermans Road and Los Reales Road. He stated the Airport Authority had requested a continuance and felt it may be appropriate to revisit their concern at a later date.

The following speakers addressed the Board:

- Danette Bewley, Vice-President of Operations and Projects for the Tucson Airport Authority
- Tom Coyle, Director of Planning for the Tucson Airport Authority
- Carolyn Campbell, Coalition for Sonoran Desert Protection
- Albert Lannon, Avra Valley Coalition

They offered the following comments:

- A continuance was requested to allow the Tucson Airport Authority and Pima County to find a compromise to support the road and preserve the surrounding land for a third runway.
- Suggested the Board consider comprehensive additions to the Scenic Route Plan.
- Support was given for a change to an 80 foot right-of-way for Sandario Road.
- Opposition to the widening of Sandario Road, the proposed I-11 through Avra Valley by way of Sandario Road, the Sonoran Corridor and the widening of the right-of-way of Sanders Road.

Supervisor Valadez requested information on the proposed Alvernon Way change and the impact to the potential third runway and thoughts on resolution of the issues.

Chuck Huckelberry, County Administrator, explained the Major Streets and Scenic Routes Plan was only a planning document and did not guarantee that any improvement would be imminent. He said the main concern was to ensure the north-south continuity of Alvernon Way, where it would deviate and how it would get back into the system of the Sonoran Corridor. He added there would be discussions with the Tucson Airport Authority and the County would like to be provided with assurances that the right-of-ways through the airport property would be set aside and reserved for the purpose of the third runway only and certainty would be given that alternate alignments could and would be implemented before giving up the existing rights-of-way on Alvernon Way. He explained the Board could always revisit the Major Streets and Routes Plan.

Supervisor Valadez stated this was the first time he had seen the proposed alignment and saw no reason to postpone action on the Plan as it could be amended if necessary.

Supervisor Valadez requested information on the designation of Tanque Verde Loop Road, and Supervisor Elías inquired about Sanders Road.

Mr. Colton explained that Tanque Verde Loop Road, along with Twin Buttes Road and Twin Peaks Road had been withdrawn from consideration. He added that the recommendation designated a portion of Sanders Road as having a future right-of-way of 60 feet.

It was moved by Supervisor Elías, seconded by Supervisor Valadez and carried by a 4-0 vote, Supervisor Carroll was absent, to close the public hearing and approve Co14-14-02, Pima County Major Streets and Scenic Routes Plan Amendment as recommended by the Planning and Zoning Commission with the two additional changes to address the width of the right-of-way on Sandario Road and the realignment of Swan Road to connect to Alvernon Way.

23. Not A Hearing - Industrial Pre-Rezoning for Economic Development

Staff requests direction to perform further analysis, including contacting property owners for their concurrence, and if appropriate, initiate these industrial rezonings in the southeast Interstate-10 economic development corridor to enhance economic development opportunities. Site analysis and preliminary development plan requirements would be waived for this process. (Districts 2 and 4)

It was moved by Supervisor Valadez, seconded by Chair Bronson and carried by a 4-0 vote, Supervisor Carroll was absent, to direct staff to proceed as requested.

24. **Hearing - Rezoning Resolution**

RESOLUTION NO. 2015 - 31, Co9-06-38, Amado Crossroads L.L.C. - Arivaca Road Rezoning. Owner: Amado Crossroads, L.L.C. (District 4)

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Supervisor Carroll was absent, to close the public hearing and adopt the Resolution.

25. **Hearing - Rezoning Resolution**

RESOLUTION NO. 2015 – 32 Co9-09-01, Vail UPRR South L.L.C., et al. - Rocket Road Rezoning. Owner: Vail UPRR South L.L.C. and Vail UPRR Russo L.L.C. (District 4)

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Elías, seconded by Supervisor Miller and carried by a 4-0 vote, Supervisor Carroll was absent, to close the public hearing and adopt the Resolution.

PRESENTATION/PROCLAMATION

26. Presentation of a proclamation to Veronica Soto, Director of Community Development for COPE Community Services, proclaiming the day of Tuesday, May 19, 2015 to be: "NATIONAL HEPATITIS C TESTING DAY"

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

BOARD OF SUPERVISORS

27. **Aztlan Youth Program Contract**

Discussion and request for documentation regarding the Aztlan Youth Program contract approved on May 5, 2015, including discussion and contract compliance with the contract dated May 4, 2010 - May 3, 2015 (District 1)

Supervisor Miller stated the item had been placed on the agenda for clarification on the contract terms and compliance. The Board took no action on this item.

CONTRACT AND AWARD

COMMUNITY AND ECONOMIC DEVELOPMENT

28. The Board of Supervisors on May 12, 2015 continued the following:

Jose Gabriel Loyola, Amendment No. 2, to provide for technical assistance, consultation, facilitation, coordination and marketing services and amend contractual language, General Fund, contract amount \$20,000.00 (CT-CED-14-30)

Supervisor Miller stated the continuance had been requested to receive information on the deliverables under this contract and indicated only invoices had been provided to her office. She also questioned whether a competitive bidding process had been used.

Hank Atha, Deputy County Administrator, stated a memorandum had been issued that explained the services provided as well as hours worked, invoices and examples of prepared materials, and added that a competitive bid had been performed in 2012 or 2013.

It was moved by Supervisor Elías, seconded by Supervisor Valadez and carried by a 3-1 vote, Supervisor Carroll was absent and Supervisor Miller voted "Nay," to approve the item.

INFORMATION TECHNOLOGY

29. Sprint Spectrum, L.P., Amendment No. 5, to provide a non-exclusive right-of-way use license agreement for wireless communications facilities, extend contract term to 6/6/15 and amend contractual language, General Fund, contract amount \$690.41 revenue (CTN-IT-CMS142320)

It was moved by Supervisor Elías, seconded by Supervisor Valadez and carried by a 4-0 vote, Supervisor Carroll was absent, to approve the item.

REAL PROPERTY

30. Native Seeds/Southwestern Endangered Aridland Resources Clearing House, Inc. and National Bank of Arizona, to provide a lessor's agreement for property located at 3584 E. River Rd., no cost (CTN-PW-15-154)

It was moved by Supervisor Elías, seconded by Supervisor Valadez and carried by a 4-0 vote, Supervisor Carroll was absent, to approve the item.

CONSENT CALENDAR

31. Approval of the Consent Calendar

It was moved by Supervisor Valadez, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to approve the Consent Calendar in its entirety.

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CONTRACT AND AWARD

Community Development and Neighborhood Conservation

1. Primavera Foundation, Inc., Amendment No. 1, to provide for the Greyhound Emergency Family Shelter Program and amend contractual language, Emergency Solutions Grant Fund, contract amount \$5,000.00 (CT-CD-15-61)
2. Primavera Foundation, Inc., Amendment No. 1, to provide for the Casa Paloma Drop-In Shelter and amend contractual language, Emergency Solutions Grant Fund, contract amount \$21,165.00 (CT-CD-15-62)

Community Services, Employment and Training

3. Goodwill Industries of Southern Arizona, Inc., to provide for the Summer Youth Program, General Fund, contract amount \$106,921.14 (CT-CS-15-441)
4. Goodwill Industries of Southern Arizona, Inc., to provide for the Workforce Investment Act (WIA) Summer Youth Activities Program, USDOL and ADES Funds, contract amount \$32,313.98 (CT-CS-15-466)
5. Tucson Urban League, Inc., to provide for the Summer Youth Program, General Fund, contract amount \$146,691.12 (CT-CS-15-437)
6. Tucson Urban League, Inc., to provide for the Workforce Investment Act (WIA) Summer Youth Activities Program, USDOL and ADES Funds, contract amount \$15,185.08 (CT-CS-15-464)
7. SER - Jobs for Progress of Southern Arizona, Inc., to provide for the Summer Youth Program, General Fund, contract amount \$161,626.16 (CT-CS-15-438)
8. Tucson Youth Development, Inc., to provide for the Summer Youth - Southern Arizona Manufacturing Partners (SAMP) Program, General Fund, contract amount \$24,257.63 (CT-CS-15-462)

9. Tucson Youth Development, Inc., to provide for the Summer Youth Program, General Fund, contract amount \$265,147.18 (CT-CS-15-440)
10. Portable Practical Educational Preparation, Inc., to provide for the Summer Youth Program, General Fund, contract amount \$121,068.00 (CT-CS-15-439)
11. Portable Practical Educational Preparation, Inc., to provide for the Workforce Investment Act (WIA) Summer Youth Activities Program, USDOL and ADES Funds, contract amount \$33,087.60 (CT-CS-15-465)

County Attorney

12. The Haven, Amendment No. 1, to provide implementation of enhancements to the Pima County Drug Court Program and establishment of a new Drug Treatment Alternative to Prison Program (DTAP) and amend scope of work, no cost (CT-PCA-15-139)
13. Old Pueblo Community Services, to provide implementation enhancements to the Pima County Drug Court Program and establishment of a new Drug Treatment Alternative to Prison Program, Special Revenue Fund, contract amount \$72,000.00 (CT-PCA-15-417)

Information Technology

14. El Paso Natural Gas Company, Amendment No. 4, to provide a reciprocal non-exclusive license agreement for communication facility sites, extend contract term to 4/19/20 and amend contractual language, no cost (CTN-IT-12-256)

Procurement

15. **Award**
Most Qualified: Award of Contract, Requisition No. 15-128, Line and Space, L.L.C. (Headquarters: Tucson, AZ) for the authority to enter into contract negotiations for the architectural design and construction administrative services for the new Pima Animal Care Center, to the highest ranked/most qualified respondent. Anticipated design and construction administration fee not to exceed \$2,000,000.00. Funding Source: 2014 Bond Fund. Administering Department: Facilities Management.

16. **Award**
Amendment of Award No. 2, MA-14-475, Adair Funeral Homes, Inc., d.b.a. Adair Funeral Homes, to provide mortuary and cremation services and increase the total award amount by \$100,000.00. Funding Source: General Fund. Administering Department: Public Fiduciary.

Real Property

17. Santa Catalina Roman Catholic Parish - Tucson, to provide an exchange agreement, driveway easement and natural vegetation screen easement for a wildlife corridor on portions of Tax Parcel Nos. 222-45-009C, 0050, 0060 and 0070, General Fund, contract amount not to exceed \$2,500.00, including closing costs; \$35,000.00 revenue (CT-PW-15-458)
18. State Land Department, State of Arizona, to provide a right-of way across State lands for property located in Sections 8 and 16, T16S, R16E, G&SRM, no cost (CTN-PW-15-148)

GRANT APPLICATION/ACCEPTANCE

19. **Acceptance - Community Services, Employment and Training**
U.S. Department of Housing and Urban Development, to provide for the Continuum of Care Program - New Chance, \$343,529.00 (GTAW 15-70)
20. **Acceptance - Community Services, Employment and Training**
Pima Community College, to provide for the Arizona Aviation, Mining, and Manufacturing Program, USDOL Fund, \$259,548.00 (GTAW 15-71)
21. **Acceptance - County Attorney**
Arizona Governor's Office for Children, Youth and Families, to provide for the STOP Violence Against Women - Prosecution Urban Program, U.S. Department of Justice Fund, \$202,131.00/\$137,656.00 General Fund Match (GTAW 15-67)

ELECTIONS

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

APPOINTMENT-PRECINCT-PARTY

Zachary W. Busch-153-DEM; Anthony D. Sizer-229-REP

FINANCE AND RISK MANAGEMENT

23. Replacement Warrants

Pueblo Sands-MOJP, L.L.C. \$635.00; Walter Cruz \$335.00; First Avenue Investment, Inc. \$1,633.17; Treatment Assessment Screen Center \$20,912.05; Creighton W. Cornell \$454.00.

32. ADJOURNMENT

As there was no further business to come before the Board, the meeting was adjourned at 3:31 p.m.

CHAIR

ATTEST:

CLERK