

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, January 10, 2023. Upon roll call, those present and absent were as follows:

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

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

*Supervisor Heinz participated remotely.

1. **CONTRACT**

Catalina Foothills Adult Care, Inc., to provide for Acquisition Agreement - Acq-1146, Flood Control Non-Bond Fund, contract amount \$1,336,900.00 (CT-RPS-23-282)

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

Supervisor Christy questioned why the appraisal company was instructed to value the property as though no flood damage had occurred and why the purchase included a business.

Carmine DeBonis, Jr., Deputy County Administrator, explained that the purpose of the Floodprone Land Acquisition Program was to move inhabitants out of harm's way and away from the floodplain. He stated that the costs associated with the business component of the agreement were nominal.

Supervisor Christy asked if the business had insurance and questioned the appropriateness of the entity authorizing the appraisal, to direct the appraiser on how to value the property.

Mr. DeBonis responded that the amount received for insurance claims had been deducted from the proposed purchase price and that the interactions with the appraiser were done in accordance with certified appraisal standards.

Chair Bronson called the question. Upon roll call vote, the motion carried 3-2, Chair Bronson and Supervisor Christy voted "Nay."

2. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 12:33 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, January 10, 2023. Upon roll call, those present and absent were as follows:

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

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

*Supervisor Heinz participated remotely.

1. PLEDGE OF ALLEGIANCE

All present joined in the Pledge of Allegiance.

2. LAND ACKNOWLEDGEMENT STATEMENT

The Land Acknowledgement Statement was delivered by Dr. Carlos Gonzales, Assistant Dean for Curricular Affairs, College of Medicine, The University of Arizona.

3. PAUSE 4 PAWS

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

BOARD OF SUPERVISORS

4. Board of Supervisors Procedural Organization

Selection of the Chair, Vice Chair and Acting Chair.

It was moved by Supervisor Christy and seconded by Chair Bronson to retain Sharon Bronson as Chair and select Rex Scott as Vice Chair. Chair Bronson called the question. Upon roll call vote, the motion failed 2-3, Supervisors Grijalva, Scott and Heinz voted "Nay."

It was then moved by Supervisor Scott and seconded by Supervisor Heinz to select Adelita S. Grijalva as Chair. Upon roll call vote, the motion carried 4-1, Supervisor Christy voted "Nay."

It was then moved by Supervisor Grijalva and seconded by Supervisor Christy to select Rex Scott as Vice Chair. Upon roll call vote, the motion unanimously carried 5-0.

It was then moved by Supervisor Scott and seconded by Supervisor Grijalva to decline selection of an Acting Chair. Upon roll call vote, the motion unanimously carried 5-0.

Supervisor Scott thanked Chair Bronson for her leadership during the previous year.

5. **CALL TO THE PUBLIC**

Ann Rose expressed her concerns with the lack of reports that disclosed COVID vaccine injury cases in the County.

Terra Radliff relayed comments and concerns of a poll worker regarding election integrity and voting day issues.

Robert Reus addressed the Board regarding his experiences with government.

Stephanie Kirk spoke about the effects vaccinations had on children and questioned drug trial methods.

Rosemary Byrd urged the Board to investigate how courts chose which agencies families were ordered to use.

Keith Van Heyningen addressed the Board regarding Call to the Public, First Amendment rights and the United States-Mexico border.

6. **CONVENE TO EXECUTIVE SESSION**

It was moved by Supervisor Scott, seconded by Supervisor Grijalva and unanimously carried by a 5-0 vote, to convene to Executive Session at 9:44 a.m.

7. **RECONVENE**

The meeting reconvened at 10:15 a.m. All members were present.

EXECUTIVE SESSION

8. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding the proposed settlement of a claim filed by Randolph Vargas.

It was moved by Supervisor Grijalva, seconded by Chair Bronson and unanimously carried by a 5-0 vote, 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 a petition for review of the Court of Appeals decision in *Rodgers v. Huckelberry*, 2 CA-CV 2021-0072.

It was moved by Chair Bronson, seconded by Supervisor Scott and unanimously carried by a 5-0 vote, to not appeal the decision.

BOARD OF SUPERVISORS

10. The Board of Supervisors on December 20, 2022, continued the following:

2022 Election

Discussion/Direction/Action regarding the After-Action Reports prepared by the Pima County Elections Director and Recorder for the 2022 General Election, as well as the new voting system implemented for the 2022 Election cycle including, but not limited to, its operational and fiscal impacts. (District 4)

Gabriella Cázares-Kelly, Pima County Recorder, provided a PowerPoint presentation regarding early voting during the 2022 General Election.

Chair Bronson asked how voters were notified when they were moved to the Inactive Voter List.

Ms. Cázares-Kelly explained that when return mail was received, a notification was sent to the voter to give them the opportunity to correct their address and be reactivated.

Supervisor Christy questioned if the process to inactivate voters was directed by County procedure.

Ms. Cázares-Kelly responded that State Statute dictated the process and, the specific statute would be provided to the Board.

Chair Bronson inquired about the change from Permanent Early Voting List to Active Early Voting List (AEVL).

Ms. Cázares-Kelly explained that the change to the AEVL was the result of legislation passed by the state requiring voters to meet and maintain specific criteria to automatically receive ballots by mail.

Chair Bronson asked if ballots that were picked up from the Post Office were audited.

Ms. Cázares-Kelly confirmed that receipts issued by the Post Office were compared to the scan count of mail received at the Recorder's Office.

Chair Bronson questioned which ballot calculations were used to report Pima County voter turnout.

Hilary Hiser, Chief Deputy Recorder, explained that both active and inactive voter tallies were provided to the Secretary of State, who used only Pima County's active numbers for the Arizona Statewide Canvass. She stated that the total number of voters, both active and inactive, were included in the Pima County Canvass.

Supervisor Christy asked what happened to the ballots considered undeliverable by the Post Office and how they were accounted for.

Ms. Hiser explained that election mail could not be forwarded and was returned to the Recorder's Office where it was documented and archived with all other election materials.

Supervisor Christy asked what security measures were in place to safeguard voter information when the database was accessible to a contractor from his residence and if the contract concluded with the end of the election cycle.

Ms. Hiser responded that the voter registration database was located within Pima County's servers and that the contractor was able to access only the program structure, not the content within the database.

Ms. Cázares-Kelly added that the majority of the contractor's efforts were concentrated on support of the document recording software, which was scheduled for replacement, at which time the contract would be closed.

Supervisor Christy questioned if changes to processes and procedures required edits to the Elections Procedures Manual and legislative action.

Ms. Cázares-Kelly clarified that the most recently submitted version of the Elections Procedures Manual was not signed by the previous Governor and Attorney General, which required each county to update procedures through their own County Attorney.

Supervisor Christy requested additional data on the actual costs incurred by moving to the Vote Center Model versus the estimates that were previously presented to the Board.

Constance Hargrove, Director, Elections Department, responded that she would provide the additional information to the Board.

Chair Bronson asked how the issues encountered by voters at early voting sites would be addressed.

Ms. Cázares-Kelly responded that she was not aware of complaints and felt that the early voting cycle ran smoothly, with the exception of the Green Valley site. She noted that a review of spacing issues and the number of early voting sites would be conducted. She explained that staff numbers, staff training and outreach efforts would be increased.

Chair Bronson stated that her office received several calls from constituents who were unable to reach the Recorder's Office by telephone and asked if the issue had been addressed.

Ms. Cázares-Kelly replied that the number of staff assigned to answer telephones was increased and she worked with the Information Technology Department to add a frequently asked questions section to the outgoing telephone message, as well as to the department's social media.

Ms. Hargrove reported that the Elections Department and Recorder's Office were collaborating to understand workflows and develop appropriate training. She explained that it was a statutory requirement that every voter requesting a ballot was issued one, even if they were issued an early ballot. She indicated that the procedures in place allowed staff to detect and resolve duplicate ballot issues.

Chair Bronson questioned what was done in those situations.

Ms. Hiser responded that if a voter was found to have submitted two ballots, one was disqualified.

Supervisor Christy inquired about testing poll workers after training was completed.

Ms. Hargrove responded that she had considered testing and that testing was required of those individuals that completed the eight-hour certification course.

Ms. Hargrove also provided a brief presentation regarding the 2022 General Election.

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

11. **Constable**

Appointment of Constable, Justice Precinct 1.

It was moved by Chair Bronson and seconded by Supervisor Christy to appoint Daniel F. Rowland II, as Constable, Justice Precinct 1. No vote was taken at this time.

Supervisor Grijalva asked whether background checks were performed as part of the Constable appointment process.

Jan Leshar, County Administrator, stated that background checks were not included in the process, but that it was within the Board's authority to require it in the future.

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

12. **Contribution to National Association of Counties National Center for Public Lands Counties**

Discussion/Direction/Action regarding approval of a contribution of \$79,240.00 from the General Fund to capitalize a new National Center for Public Lands Counties proposed by the National Association of Counties and the Western Interstate Region Board of Directors. (District 1)

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

Supervisor Scott reviewed plans for the center and explained how the requested contribution amount was calculated.

Chair Bronson asked if rural counties supported the center.

Supervisor Scott stated that representatives from most Arizona counties were present at the October meeting and a great deal of support was expressed.

Supervisor Grijalva voiced concern regarding whether other counties planned to contribute.

Supervisor Scott stated that counties were asked to respond to the request by the end of January, but he did not know if or what the other counties had decided.

Chair Bronson recommended that the item be continued to allow Supervisor Scott to gather additional information from other counties. She also expressed concern regarding the possibility of decreased funding at the federal level during the Fiscal Year 2024 budget cycle.

Supervisor Scott withdrew his original motion.

It was then moved by Supervisor Scott and seconded by Chair Bronson to continue the item to the Board of Supervisors' Meeting of January 24, 2023. Upon the vote, the motion unanimously carried 5-0.

COUNTY ADMINISTRATOR

13. County Administrator's Update

Jan Leshar, County Administrator, indicated that Suzanne Shields would be stepping down as Director of the Regional Flood Control District and she acknowledged her many years of service in that position.

14. Protection of Water Resources

RESOLUTION NO. 2023 - 1, of the Board of Supervisors, to protect County water resources for current and future generations through identifying and implementing initiatives needed to achieve sustainable aquifer yield and to maintain water quality.

At the request of staff and without objection, this item was continued to the Board of Supervisors' Meeting of February 7, 2023.

COUNTY ATTORNEY

15. Anti-Racketeering Revolving Funds

Staff recommends approval to utilize Anti-Racketeering Revolving Funds in the amount of \$5,000.00 for the I Am You 360's Safe Housing Model under Board of Supervisors Policy No. C 6.3.

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

OFFICE OF SUSTAINABILITY AND CONSERVATION

16. Conservation Easement Relating to Juan Santa Cruz Campground Rehabilitation Grant Project

Staff recommends approval of the conservation easement and authorizing County personnel to take all reasonable actions to comply with the terms of the grant, including documenting the conservation easement. (District 5)

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

REAL PROPERTY

17. Waiver of Right to Approve Amendments

Staff recommends approval of the Waiver of Right to approve amendments to Declaration of Establishment of Covenants, Conditions, Reservations and Restrictions of Sin Vacas. (District 1)

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

Supervisor Scott asked why the County was granted the rights in 1978 and what the benefit would be to the County if the rights were waived.

Carmine DeBonis, Jr., Deputy County Administrator, explained that it was not the County's practice to be involved in private covenants, conditions and restrictions and that waiving them would bring Sin Vacas in line with other property owners' associations. He indicated that he was unaware of the historical reasons for the rights being granted to the County.

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

FRANCHISE/LICENSE/PERMIT

18. Hearing - Bingo License

22-01-8042, Michelle Donnelly, Chaos Elite Booster Club, 2660 W. Ruthrauff Road, Tucson, Class B - Medium Game.

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

19. Hearing - Fireworks Permit

Bobby Retz, Westin La Paloma, 3660 E. Sunrise Drive, Tucson, January 19, 2023 at 7:00 p.m.

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

20. Hearing - Fireworks Permit

Erin Kallish, Caterpillar, Inc., 5000 W. Caterpillar Trail, Green Valley, January 30, 2023 at 8:00 p.m.

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

21. **Hearing - Fireworks Permit**

Erin Kallish, Caterpillar, Inc., 5000 W. Caterpillar Trail, Green Valley, February 6, 2023 at 8:00 p.m.

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

22. **Hearing - Fireworks Permit**

Bobby Retz, Westin La Paloma, 3660 E. Sunrise Drive, Tucson, February 8, 2023 at 7:30 p.m.

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

COUNTY ADMINISTRATOR

23. **World View Lease-Purchase Agreement**

Discussion/Direction/Action regarding approval of the World View Enterprises, Inc. lease-purchase agreement. (CTN-RPS-23-98)

It was moved by Supervisor Christy to continue the item to the Board of Supervisors' Meeting of January 24, 2023, to allow more time to review the contract. The motion died for lack of a second.

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

Supervisor Scott requested an overview of the contract and a total of the costs incurred by the County.

Jan Leshner, County Administrator, explained that the item was a replacement lease and purchase agreement for a term of five years with additional renewal opportunities.

Carmine DeBonis, Jr., Deputy County Administrator, reported that construction costs of the building totaled \$13.1 million and the public spaceport equaled \$2.1 million. He indicated that the total income gained from the original agreement approximated \$3.4 million.

Supervisor Scott inquired about the potential revenue from the contract and whether it exceeded the County's expenditures.

Mr. DeBonis responded that if World View Enterprises chose to exercise the option to purchase within the first 24 months, the purchase price of the property would be \$14.4 million. He stated that the lease rates over the first five year period began at approximately \$86,000.00 per month and increased by 2.5% annually. He confirmed that under the terms of the agreement, the County would more than recoup its investment.

Supervisor Scott inquired about World View's current lease delinquencies.

Mr. DeBonis acknowledged that payments for September through December were not made due to the ruling of the appeals court, but World View agreed to pay the arrears.

Supervisor Scott noted that the agreement included certified quarterly employment and salary reports, and questioned who would be certifying the reports.

Mr. DeBonis responded that, as with the original agreement, reports would be compiled and certified by World View.

Supervisor Scott directed staff to conduct a cost benefit analysis for World View and any ancillary industries that would benefit from execution of the agreement.

Supervisor Scott asked the World View representative to summarize the differences between the previous agreement and the proposed agreement and the changes in the company's business plan. He questioned the decreased estimate in the number of jobs to be created.

Ryan Hartman, President and CEO, World View Enterprises, explained that when the original agreement was signed, World View was focused solely on space tourism, but had expanded the uses of its technology to include collecting data for monitoring critical infrastructure and defense applications. He acknowledged that the original estimate of 400 employees was unrealistic due to the size of the facility and stated that the company still expected to reach those numbers, but would have to invest in additional facilities over a period of time to make it possible.

Supervisor Scott asked if staff explored the ramifications should the Board not approve the agreement and instead chose to evict World View from the facility.

Mr. DeBonis stated that staff investigated every option with all parties and legal counsel and believed the best recommendation was to move forward with approval of the agreement.

Supervisor Christy questioned World View's financial credibility, cash flow and profit and loss analysis.

Mr. DeBonis responded that the company was financially solvent and continued to attract investors.

Mr. Hartman explained that World View was a privately held company and its financials were not publically available, but recognized that it lost money on a yearly basis. He stated that it was an early growth stage business that relied on venture capital and investors to achieve a cash flow positive status.

Supervisor Christy questioned whether the agreement included forgiveness of monies owed to the County and inquired about that amount. He voiced concerns about employment benchmarks and how World View would be able to pay the County when it was cash flow negative.

Mr. DeBonis indicated that there was no granting of forgiveness or abatement of the \$402,000.00 owed.

Mr. Hartman confirmed that the outstanding lease payments would be paid and reassured the Board that although the company was cash flow negative from an operations standpoint, it was cash flow positive due to investor financing. He stated that there were employment benchmarks in the agreement beginning with 90 heads for 2023 and increasing over the term of the lease.

Supervisor Christy questioned whether it was appropriate to allow World View to certify its own reports.

Mr. DeBonis responded that an outside agency would also obtain the data reports from World View so it was acceptable for the County to receive it directly.

Supervisor Christy indicated that he had concerns regarding World View's operational ability and financial security and was unable to support approval of the lease.

Supervisor Heinz asked how much it cost the County to maintain the property in question.

Mr. DeBonis stated that under the lease agreement, World View was responsible for all maintenance of the facility.

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

SPECIAL TAXING DISTRICT

24. Cortaro-Marana Irrigation District

Pursuant to A.R.S. §16-642(B), presentation of the certified copy of the official canvass for the November 15, 2022 election conducted by the Cortaro-Marana Irrigation District.

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

CONSENT CALENDAR

25. Approval of the Consent Calendar

At the request of Supervisor Scott to divide the question, Consent Calendar Item Nos. 5 and 19 were set aside for separate discussion and vote.

At the request of Supervisor Grijalva to divide the question, Consent Calendar Item No. 20 was set aside for separate discussion and vote.

At the request of Supervisor Christy to divide the question, Consent Calendar Item Nos. 1, 2, 3, 5, 6, 10, 12, 15, 16, 19, 20 and 21 were set aside for separate discussion and vote.

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

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PULLED FOR SEPARATE ACTION BY SUPERVISOR CHRISTY

CONTRACT AND AWARD

Community and Workforce Development

1. Interfaith Community Services, Amendment No. 8, to provide for the Emergency Services Network Program, extend contract term to 6/30/23, amend contractual language and scope of work, ADES/USHHS, STCS/TANF, CSBG and LIHEAP/LIHEAP ARPA Funds, contract amount \$422,219.25 (CT-CR-20-473)

Supervisor Christy questioned why many of the Consent Calendar items were retroactive or experienced other administrative issues.

Jan Leshner, County Administrator, explained that each item was unique and had its own delays and concerns that caused it to be retroactive. She stated that every effort was made to prevent these situations.

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

Health

2. The Arizona Partnership for Immunization, Amendment No. 1, to provide for third party billing, extend contract term to 12/1/23 and amend contractual language, contract amount \$1,425,000.00 revenue (CTN-HD-22-71)

(Clerk's Note: See Consent Calendar Item No. 1, for discussion on this item.)

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

Information Technology

3. Pima County Superior Court, Amendment No. 3, to provide for co-location of computing systems, extend contract term to 8/14/24 and amend contractual language, no cost (CT-IT-17-13)

(Clerk's Note: See Consent Calendar Item No. 1, for discussion on this item.)

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

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PULLED FOR SEPARATE ACTION BY SUPERVISORS CHRISTY AND SCOTT

CONTRACT AND AWARD

Procurement

5. **Award**
Amendment of Award: Master Agreement No. MA-PO-17-163, Amendment No. 6, Goodmans, Inc., d.b.a. Goodmans Interior Structures, Corporate Interior Systems, Inc., National Design and Trade Network, d.b.a. Interior Solutions and OMNI Workspace Company, L.L.C., d.b.a. Atmosphere Commercial Interiors, L.L.C., to provide for furniture products and services. This amendment extends the termination date to 8/31/23 and increases the not-to-exceed contract amount by \$3,500,000.00 for a cumulative not-to-exceed contract amount of \$19,380,000.00, and appends the contract with the Forced Labor of Ethnic Uyghurs language pursuant to A.R.S. §35-394. Funding Source: General Fund. Administering Department: Facilities Management.

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

A substitute motion was made by Supervisor Christy to continue the item. The motion died for lack of a second.

Supervisor Christy questioned what was furnished by the funds.

Supervisor Scott asked what it meant that this was considered a cooperative contract with the State of Arizona.

Jan Leshar, County Administrator, explained that as a subdivision of the State, the County was able to enter into agreements initially procured by the State, that reflected pricing based on combined purchase quantities.

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

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PULLED FOR SEPARATE ACTION BY SUPERVISOR CHRISTY

CONTRACT AND AWARD

Procurement

6. Award

Amendment of Award: Master Agreement No. MA-PO-22-216, Amendment No. 1, Diamondback Police Supply Co., Inc., LN Curtis and Sons, d.b.a. Curtis Blue Line and Proforce Marketing, Inc., d.b.a. Proforce Law Enforcement, to provide for tactical equipment and supplies. This amendment increases the shared annual award amount by \$143,000.00 from \$127,000.00 to \$270,000.00 for a cumulative not-to-exceed contract amount of \$270,000.00. Funding Source: General Fund. Administering Department: Sheriff.

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

Supervisor Christy asked why this expense was over the original budget request.

Jan Leshar, County Administrator, explained that this contract was in excess of the amount budgeted as a result of significant increases in supplies across the board during the last year.

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

10. High Point Networks, L.L.C., to provide for VoIP System Maintenance and Upgrades, Telecom Services Fund, contract amount \$900,000.00 (PO-PO-23-13) Information Technology

(Clerk's Note: See Consent Calendar Item No. 1, for discussion on this item.)

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

12. Arizona Communication Experts, Inc., to provide for Kino South 144SM fiber connection (CLMP23), ITD-ISF Capital Projects Fund, contract amount \$289,100.00 (CT-IT-23-276) Information Technology

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

Supervisor Christy asked for an explanation of a future redundant fiber connection and the necessity of it.

Steve Holmes, Deputy County Administrator, explained that a fiber connection was damaged and in addition to making the repair, a redundant connection would be installed to prevent future interruption in service.

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

Real Property

15. City of Tucson, to provide for Exchange Agreement - Acq-1109 and Special Warranty Deed, CWD General Fund, contract amount \$6,000.00 (CT-RPS-23-280)

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

Supervisor Christy questioned why the City of Tucson had not built their own affordable housing on the property.

Dr. Francisco Garcia, MD, MPH, Deputy County Administrator and Chief Medical Officer, Health and Community Services, explained that the City of Tucson identified the County owned property as acceptable for conversion to a park. He noted that the City of Tucson's property was more suited to development, whether it was for affordable housing or an alternate use.

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

16. City of Tucson, to provide a purchase agreement for a portion of County owned land in connection with the Silverbell Road: El Camino del Cerro to Goret Road Project, contract amount \$100,100.00 revenue (CTN-RPS-23-90)

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

Supervisor Christy asked what it meant that the sale was being completed under threat of condemnation and was not a voluntary sale.

Carmine DeBonis, Jr., Deputy County Administrator, responded that if the County did not sell the property to them, the City of Tucson had the authority to condemn it and move forward with this RTA project.

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

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PULLED FOR SEPARATE ACTION BY SUPERVISORS CHRISTY AND SCOTT

GRANT APPLICATION/ACCEPTANCE

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

U.S. Department of Treasury, Amendment No. 1, to provide for the Emergency Rental Assistance 2 Project and amend grant language, \$15,000,000.00 (GTAM 23-19)

(Clerk's Note: See Consent Calendar Item No. 1, for additional discussion on this item.)

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

Supervisor Scott requested confirmation that these funds were originally intended for the Arizona Department of Economic Security and then granted to the County. He asked if the same community partners would be utilized.

Dr. Francisco Garcia, MD, MPH, Deputy County Administrator and Chief Medical Officer, Health and Community Services, responded in the affirmative and stated that the community partners previously established would remain in place.

Supervisor Scott inquired about the remaining community needs and how these funds would help meet those needs.

Dr. Garcia stated that the funds had the potential to meet the needs of the community until mid- to late February, and alternative options continued to be explored in order to continue to meet the needs of the community once federal resources were expended.

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

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PULLED FOR SEPARATE ACTION BY SUPERVISORS CHRISTY AND GRIJALVA

GRANT APPLICATION/ACCEPTANCE

20. Acceptance - Health

Department of Health and Human Services, Centers for Disease Control and Prevention, to provide for the SPRING Initiative for an Equitable and Healthy Community, \$11,924,381.00/5 year term (GTAW 23-83)

(Clerk’s Note: See Consent Calendar Item No. 1, for additional discussion on this item.)

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

Supervisor Grijalva inquired about specific plans for the funds.

Dr. Francisco Garcia, MD, MPH, Deputy County Administrator and Chief Medical Officer, Health and Community Services, responded that to strengthen the public health infrastructure, investment in personnel resources would expand capabilities in epidemiology, analysis, and consumer health and food safety.

Supervisor Christy commented that this grant would increase the number of employees in the Health Department and questioned what would happen to the positions once grant funds were depleted.

Jan Leshner, County Administrator, explained that grant funded positions were eliminated when the related grant funds were exhausted.

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

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PULLED FOR SEPARATE ACTION BY SUPERVISOR CHRISTY

GRANT APPLICATION/ACCEPTANCE

21. Acceptance - Health

Arizona Department of Health Services, to provide for the Traveler's Health Project, \$520,008.00/2 year term (GTAW 23-82)

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

Supervisor Christy questioned what traveler's health meant and if the grant was specific to COVID.

Dr. Francisco Garcia, MD, MPH, Deputy County Administrator and Chief Medical Officer, Health and Community Services, explained that the grant funded COVID related testing and treatment of individuals transiting through the community.

Supervisor Christy asked about the venues for the services provided and who were considered travelers.

Dr. Garcia responded that the grant provided a different fund source to offset expenses for services that were already provided at existing venues. He explained that the State defined travelers as asylum seekers, refugees and other people in transit.

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

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CONTRACT AND AWARD

Community and Workforce Development

1. Interfaith Community Services, Amendment No. 8, (PULLED FOR SEPARATE ACTION)

Health

2. The Arizona Partnership for Immunization, Amendment No. 1, (PULLED FOR SEPARATE ACTION)

Information Technology

3. Pima County Superior Court, Amendment No. 3, (PULLED FOR SEPARATE ACTION)

Procurement

4. **Award**
Amendment of Award: Master Agreement No. MA-PO-19-200, Amendment No. 4, GEA Mechanical Equipment US, Inc., to provide for centrifuge parts and services. This amendment is for a one-time increase in the amount of \$139,000.00 for a cumulative not-to-exceed contract amount of \$758,800.00. Funding Source: WW Ops Fund. Administering Department: Regional Wastewater Reclamation.
5. **Award**
Amendment of Award: Master Agreement No. MA-PO-17-163, Amendment No. 6, Goodmans, Inc., d.b.a. Goodmans Interior Structures, Corporate Interior Systems, Inc., National Design and Trade Network, d.b.a. Interior Solutions and OMNI Workspace Company, L.L.C., d.b.a. Atmosphere Commercial Interiors, L.L.C., (PULLED FOR SEPARATE ACTION)
6. **Award**
Amendment of Award: Master Agreement No. MA-PO-22-216, Amendment No. 1, Diamondback Police Supply Co., Inc., LN Curtis and Sons, d.b.a. Curtis Blue Line and Proforce Marketing, Inc., d.b.a. Proforce Law Enforcement, (PULLED FOR SEPARATE ACTION)
7. **Award**
Amendment of Award: Master Agreement No. MA-PO-21-129, Amendment No. 3, Senergy Petroleum, L.L.C., to provide for bulk oil, grease and automotive fluids. This amendment increases the annual award amount by \$60,000.00 from \$240,000.00 to \$300,000.00 for a cumulative not-to-exceed contract amount of \$300,000.00 due to volatile oil market pricing increases. Funding Source: Fleet Service Ops Fund. Administering Department: Fleet Services.
8. B&K Fencing Services (Joint Venture of TB Contractors, Inc. and BBK Fencing, L.L.C.), Brown and White, Inc. and Canyon Fence Company, Inc., Amendment No. 7, to provide for fencing services and amend contractual language, Various Funds, contract amount \$750,000.00 (MA-PO-19-12) Facilities Management
9. Empire Southwest, L.L.C., d.b.a. Empire Machinery, to provide for Caterpillar 150 Series Motor Graders, Fleet Services Ops Fund, contract amount \$970,000.00 (MA-PO-23-109) Fleet Services
10. High Point Networks, L.L.C., (PULLED FOR SEPARATE ACTION)

11. Minnesota Life Insurance Company, Amendment No. 3, to provide for Group Term Life and Accidental Death and Dismemberment Insurance, extend contract term to 6/30/28, amend contractual language and scope of services, Health Benefit Self-Insurance (\$2,165,500.00) and Employee Contributions (\$10,034,500.00) Funds, contract amount \$12,200,000.00 (MA-PO-15-256) Human Resources
12. Arizona Communication Experts, Inc., (PULLED FOR SEPARATE ACTION)
13. Professional Pipe Services, Inc., Amendment No. 2, to provide for conveyance system closed circuit television inspection services and amend contractual language, RWRD Obligations Fund, contract amount \$91,650.00 (CT-WW-21-396) Regional Wastewater Reclamation
14. Consultant Engineering, Inc., HDR Construction Control Corporation, and Horrocks Engineers, Inc., to provide for construction surveillance and inspection services for Pima County Right of Way Projects, Various Funds, contract amount \$4,000,000.00 (MA-PO-23-100) Transportation

Real Property

15. City of Tucson, (PULLED FOR SEPARATE ACTION)
16. City of Tucson, (PULLED FOR SEPARATE ACTION)

Transportation

17. Town of Marana, to provide an intergovernmental agreement for the joint administration of Public Works projects, Highway User Revenue Funds, contract amount \$1,000,000.00/\$1,000,000.00 revenue/5 year term (CT-TR-23-271)

GRANT APPLICATION/ACCEPTANCE

18. **Acceptance - Community and Workforce Development**
Arizona Community Action Association, d.b.a. Wildfire, Amendment No. 1, to provide for the Utility Repair Replacement and Deposit Program and amend grant language, no cost (GTAM 23-46)
19. **Acceptance - Community and Workforce Development**
U.S. Department of Treasury, Amendment No. 1, (PULLED FOR SEPARATE ACTION)
20. **Acceptance - Health**
Department of Health and Human Services, Centers for Disease Control and Prevention, (PULLED FOR SEPARATE ACTION)

21. **Acceptance - Health**
Arizona Department of Health Services, (PULLED FOR SEPARATE ACTION)
22. **Acceptance - Sheriff**
Governor's Office of Highway Safety, Amendment No. 1, to provide for the Governor's Office of Highway Safety STEP Enforcement and amend grant language, \$26,110.00 (GTAM 23-48)
23. **Acceptance - Sheriff**
Governor's Office of Highway Safety, Amendment No. 1, to provide for the Governor's Office of Highway Safety DUI/Impaired Driving Enforcement and amend grant language, \$20,698.00 (GTAM 23-49)
24. **Acceptance - Sheriff**
Governor's Office of Highway Safety, to provide for the Governor's Office of Highway Safety Occupant Protection Project, \$3,835.00 (GTAW 23-84)

BOARD, COMMISSION AND/OR COMMITTEE

25. **Outside Agency Citizen Review Committee**
Appointment of Jess Losoya, to replace Steve Huffman. No term expiration. (County Administrator recommendation)
26. **Tucson-Pima County Bicycle Advisory Committee**
 - Appointment of Randy Ford, to fill a vacancy created by Sean Pantellere. Term expiration: 8/9/23. (Commission recommendation)
 - Reappointment of Joseph Mais. Term expiration: 10/31/24. (Commission recommendation)

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

27. **Special Event**
 - Ken Gallagher, St. Rita in the Desert Catholic Church, 13260 E. Colossal Cave Road, Vail, December 17 and 18, 2022.
 - Aaron Michael Cooper, International Sonoran Desert Alliance, Ajo Plaza Rec Hall, 38 W. Plaza Street, Ajo, February 18, 2023.

ELECTIONS

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

RESIGNATION-PRECINCT-PARTY

William Apple-009-REP, Dale Ragland-257-REP, Marrell Livesay-257-REP

APPOINTMENT-PRECINCT-PARTY

Rafael Leidy-009-REP, Kristen Bitgood-015-REP, Henry Samiento-016-REP, Denise Martin-032-REP, Raoul Garza-036-REP, Barton Magellan-040-REP, George Green-047-REP, Pamela Hendrickson-049-REP, Bruce Myers-054-REP, Brossie Cerniglia-061-REP, Lacey Nagao-061-REP, Ed Wood-063-REP, Alan Haswell-067-REP, Sonya Mooney-068-REP, Wendy Szajek-069-REP, Eric Jeffers-077-REP, William Stefano-081-REP, Margot Wen-084-REP, Stephen Herzog-088-REP, Carol Nicolet-089-REP, Colleen Lienhard-092-REP, Larry Rounsaville-101-REP, Bruce Westbell-104-REP, Michael Swalko-106-REP, Irvine Ramirez-107-REP, Lora Gruner-109-REP, Cathy Blake-117-REP, Tammie Rouse-117-REP, Robert Hunt-126-REP, Karen Greene-126-REP, Kim Gordon-134-REP, Lois Wagner-140-REP, Karen Velasquez-142-REP, Susan Schmitt-145-REP, Martha Alvarado-146-REP, Robert Logreco-149-REP, Janet Wittenbraker-164-REP, Raf Polo-169-REP, Laurie McCain-169-REP, Zone Lewis-169-REP, Joseph Pennington-170-REP, Joseph Trulla-172-REP, Lynn Nix-173-REP, Naomi Osgood-173-REP, Daniel Stringham-174-REP, Charles Petitti-174-REP, Kevin Stogsdill-177-REP, Alexis Russo-184-REP, Robin Shipley-184-REP, Mary Dipper-184-REP, Connie Widman-184-REP, Kim Tonery-191-REP, Heidi Bradley-198-REP, Riley Dike-201-REP, Kim Butler-202-REP, Judy Butler-202-REP, Dorothy Allen-205-REP, Timothy Ensign-210-REP, Neville Campbell-213-REP, Sharon Walker-216-REP, Amir Kaholi-219-REP, Linda Burreon-220-REP, James Hughson-220-REP, Melanie Hughson-220-REP, Michael Ivan-224-REP, Rey Masterson-225-REP, Greg Heale-229-REP, Victor Marrero-231-REP, Leoma Rittoff-232-REP, Heidi Nietent-237-REP, Jennie Bennett-238-REP, Lesley Van Borssum-238-REP, John Bujak-239-REP, Michael Grimes-241-REP, Reva Nickel-242-REP, James Nickel-242-REP, Kevin OBrien-252-REP, Richard Valeuzuela-275-REP

FINANCE AND RISK MANAGEMENT

29. Duplicate Warrants - For Ratification

Natalie Cevallos \$360.00; Georgetown Apartments \$9,289.00; Trico Electric Cooperative, Inc. \$1,712.15; Krista Timm \$1,266.62; Community Bridges, Inc. \$172.04; IDtag.com \$4,935.00; Carla Blackwell \$684.50; Parkview Apartments 144, L.P. \$2,915.00; Lago Del Oro Water Company \$23.76; Veronica Borquez \$76.50; The State of Arizona \$68.00; SREIT Las Villas De Kino, L.L.C. \$1,363.00; Interfaith Community Services \$3,211.95; Broadmoor Apartments, L.L.C., d.b.a. Broadmoor Apartments \$5,434.00; Markham Contracting Co., Inc. \$159,348.03; Julie Castaneda \$150.00; Marleen Ibarra \$113.06.

REGIONAL WASTEWATER RECLAMATION

30. **Public Announcement**

Pursuant to A.R.S. §49-391(C), a public comment period of 30 days must occur before any Pretreatment Consent Decree or Negotiated Settlement Agreement is made final. The Public Information Enforcement File for the following case will be made available for public review or copies may be obtained for \$.35 per page at the Public Works Building, Regional Wastewater Reclamation Department's reception desk, 201 North Stone Avenue, 3rd Floor, Tucson, Arizona, 85701. Comments will be taken for the next thirty days and written comments may be sent to Industrial Wastewater Control, 2955 W. Calle Agua Nueva, Tucson, Arizona 85745-9750. If sufficient interest is expressed, a public hearing may be held by the Board of Supervisors. After the comment period, the Board of Supervisors will vote on acceptance of the following Settlement Agreement:

Enterprise Leasing Company of Phoenix, L.L.C. ("Enterprise"). The proposed settlement in which Enterprise, located at 1198 S. Kolb Road, agrees to pay a penalty of \$800.00 and submit to Pollution Prevention School is in accordance with the Industrial Wastewater Enforcement Response Plan.

RATIFY AND/OR APPROVE

31. Minutes: November 1, 2022
Warrants: December, 2022

* * *

26. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 12:33 p.m.

CHAIR

ATTEST:

CLERK