

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, February 6, 2024. Upon roll call, those present and absent were as follows:

Present: Adelita S. Grijalva, Chair
 Rex Scott, Vice Chair
 Dr. Matt Heinz, Member
 Dr. Sylvia M. Lee, Member
 Steve Christy, Member

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

1. **CONTRACT**

Psomas, Inc., to provide engineering design services: Santa Cruz Cortaro Narrows Training Structure (5SCNTS), Flood Control Non-Bonds Projects Fund, contract amount \$436,572.62 (CT-FC-24-293)

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

2. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 12:01 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, February 6, 2024. Upon roll call, those present and absent were as follows:

Present: Adelita S. Grijalva, Chair
Rex Scott, Vice Chair
Dr. Matt Heinz, Member
Dr. Sylvia M. Lee, Member
Steve Christy, Member

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

1. **AWARD**

Amendment of Award: Master Agreement No. MA-PO-21-106, Amendment No. 4, WAC, L.L.C., d.b.a. Stamback Septic Service, to provide for portable restroom rental and services. This amendment increases the annual award amount by \$150,000.00 from \$250,000.00 to \$400,000.00 for a cumulative not-to-exceed contract amount of \$800,000.00. Funding Source: American Rescue Plan Act and Stadium District Funds. Administering Department: Facilities Management.

Chair Grijalva inquired why this item was also listed on the regular agenda under the Procurement Department.

Jan Leshar, County Administrator, explained that the County had a master agreement with Stamback Septic Services that provided portable septic services to a variety of County facilities and that some of the funding came out of the Stadium District, which utilized Porta Johns for many of the events held at the Kino Sports Complex. She stated that the same master agreement was being used to expand facilities and additional septic services at the Drexel location which was the reason for two funding sources.

Supervisor Christy asked why American Rescue Plan Act (ARPA) funds were used along with the Kino Taxing District.

Ms. Leshar responded that the master agreement covered a variety of reasons for which septic services could be utilized and different funding sources could pay for the utilization of the contract for different services. She explained that ARPA funds were used as it related to the Drexel facility and the same funds could be utilized for the Stadium District when used at the Kino Sports Complex.

Supervisor Christy requested clarification whether Federal Emergency Management Agency (FEMA) funds or ARPA funds were being used.

Ms. Leshar clarified they were for ARPA funds.

Steve Holmes, Deputy County Administrator, explained that when the Board had previously approved the purchase of the Drexel facility with ARPA funds, there were funds set aside from the total that were approved for improvements to the facility. He stated that out of the total approved amount of \$4.1 million, \$3.2 million was used for the purchase and the remaining amount was approved for the improvements of the facility, which included restrooms.

Supervisor Christy asked what the Drexel facility and its improvements had to do with the Stadium District.

Ms. Leshar responded that the master agreement could be used by the Stadium District to allocate funds and request an increase to be used specifically for the Drexel facility under ARPA and it allowed for bifurcation and isolation of funding sources for specific purposes.

Chair Grijalva asked if the master agreement would be increased due to the utilization at the Drexel facility, if the funds would be drawn down from the agreement for other reasons than the Stadium District and whether the ARPA funds would be used when the facilities were placed at Drexel.

Ms. Leshar concurred.

Supervisor Christy asked what the cost differences were for both facilities for the services.

Ms. Leshar responded that she could provide a full breakdown of the entire contract amount that showed where it was spent, where it was utilized and for which fund.

Supervisor Christy suggested the item be continued until the breakdown was provided to the Board. He felt uncomfortable supplying taxpayer funds to encourage the Drexel facility's improvements. He stated that he typically did not support the Kino Sports Complex, but could be encouraged to support it in the future due to hygiene issues. He stated that he had an issue with comingling of funds and not knowing the amount and could not support it.

Ms. Leshar stated that the \$150,000.00 increase requested was specifically for the Drexel facility and reiterated that a review of how the contract was used since inception with the details of the allocation of funding for each would be provided to the Board. She clarified that the amount currently requested was for the Drexel facility.

Supervisor Christy asked if the funds could be separated so the Board could vote on each individually.

Ms. Leshner asked staff if the separation would bring concerns or provide a slowdown at the Stadium District.

Mr. Holmes clarified that in this case the increase was for both facilities using ARPA funds and more detailed information could be provided to the Board.

Supervisor Christy asked why Catholic Community Services (CCS) was not contracted for the septic services since they were the operators of the Drexel facility.

Ms. Leshner explained that the County's contract with CCS operated the Drexel facility and provided the ongoing services and that the County provided for the operations and maintenance of the facility under the terms of the lease. She reiterated that the Board designated \$4.1 million in ARPA funds to purchase the facility and some of the dollars were set aside for the maintenance and care at the location, which was not part of what the County paid to CCS, but went directly to the facility.

It was moved by Supervisor Lee, seconded by Chair Grijalva and carried by a 4-1 vote, Supervisor Christy voted "Nay," to approve the item.

2. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 12:01 p.m.

CHAIR

ATTEST:

CLERK

BOARD OF SUPERVISORS' MEETING MINUTES

The Pima County Board of Supervisors met in regular session at their regular meeting place in the Pima County Administration Building (Hearing Room), 130 West Congress Street, Tucson, Arizona, at 9:00 a.m. on Tuesday, February 6, 2024. Upon roll call, those present and absent were as follows:

Present: Adelita S. Grijalva, Chair
Rex Scott, Vice Chair
Dr. Matt Heinz, Member
Dr. Sylvia M. Lee, Member
Steve Christy, Member

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

1. PLEDGE OF ALLEGIANCE

All present joined in the Pledge of Allegiance.

2. LAND ACKNOWLEDGEMENT STATEMENT

The Land Acknowledgment was delivered by Desiree Cook, Founder and Executive Director, I Am You 360.

3. PAUSE 4 PAWS

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

4. POINT OF PERSONAL PRIVILEGE

Chair Grijalva presented Andrea Altamirano, Training and Education Coordinator, Health Department, with her retirement certificate. She thanked Ms. Altamirano for her 30 years of service with Pima County.

Supervisor Christy explained that he would be undergoing hip surgery and during his recovery would be participating remotely in the Board meetings. He stated that his staff would continue to do constituent services for the District 4 office.

5. CALL TO THE PUBLIC

Laurie Moore read a poem about the Democratic Party being the cause of the County's failures.

Gisela Aaron addressed the Board regarding her concern with open borders and urged them to stop funding asylum seekers. She also expressed concern with voting machines being illegally used due to lack of transparency with casted votes.

Don Hayles voiced his concerns about election integrity and signature errors on the ballot. He explained that ballots were tabulated without a verified signature.

Sharon Greene read parts of the President of Argentina's speech that was given at the World Economic Forum in Davos, Switzerland.

Raf Polo urged the Board to help the homeless population instead of funding asylum seekers. He stated that the County was faced with an illegal immigrant invasion.

Becky Ruth expressed concern regarding solar panels and the Wilmot Energy Center Solar 2 Farm would destroy any space for future infrastructure. She stated that if NextEra added a solar farm to the designated property it would eliminate future infrastructure for 20 to 30 years. She indicated that her land bordered the north end of the property.

Tracy Toland urged the Board to stop funding asylum seekers. She inquired about the 86,000 missing migrant children and that migrant children were sold into child sex trafficking.

Cory Stephens spoke about the daily 1,282 processed asylum seekers and the funds provided to Catholic Community Services. She expressed concerns with Minute Item Nos. 20 and 22 and urged the Board to stop funding illegal immigrants.

Danny Howe, Director, Earnest House, and Founder of the Howe Project, urged the Board to not build a new jail, but instead to provide help to individuals facing homelessness, substance abuse and incarceration.

David Smith commented that many Democratic leaders in the Country felt burdened by the increasing number of illegal immigrants coming into the Country and that the illegal invasion was harmful to the Black American community. He stated that there was no need for a new jail, but a need for better administration.

Susan Taraba expressed her concern with an illegal immigration invasion and that migrant children were drugged, abused, and sold into sex slavery.

Robert Reus addressed the Board regarding the number of signatures needed for each Supervisor in order to hold office again and what their opposing political party needed to win.

Lana O'Brien expressed concern with early voting sites and that the County Recorder did not follow statutory election procedures for election workers. She stated that most election workers were not intermittent and were the Recorder's personal staff.

Christine Bauserman expressed concern about the division between the Recorder's Office and the Election's Department. She stated that the poll worker compensation was a cause for concern due to the lack of information. She also urged the Board to help the homeless population instead of asylum seekers.

Keith Van Heyningen expressed support for a new jail and that the Democratic Party was the reason to blame for low school test scores, poor road conditions, and the immigration invasion.

Marion Chandler addressed the Board regarding issues with the Classification and Compensation Study and stated that the matrix used to determine compensation resulted in overpayment to over 500 County employees, which was not corrected by the Human Resources (HR) Department. She stated that the HR Director continued to provide misinformation to staff.

Janet Neustedter spoke about migrant children traveling on planes without parents and that the identities of the migrant children were kept hidden so that they could be taken anywhere with no questions asked. She urged the Board to stop funding illegal immigrants.

* * *

Supervisor Christy directed staff to get more information from Ms. Ruth regarding the solar panel issue and her situation. He also requested that the HR and Finance Departments address the concerns raised by Ms. Chandler and that their response be distributed to the Board.

* * *

6. **CONVENE TO EXECUTIVE SESSION**

It was moved by Chair Grijalva, seconded by Supervisor Scott and unanimously carried by a 5-0 vote, to convene to Executive Session at 10:59 a.m.

7. **RECONVENE**

The meeting reconvened at 11:54 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 a construction dispute near 8702 E. Broadway Boulevard.

It was moved by Chair Grijalva, seconded by Supervisor Scott 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 an update on the Louis Taylor **civil** case with outside counsel.

Chair Grijalva stated that a correction was needed to reflect this item was only regarding the civil case.

It was moved by Chair Grijalva, seconded by Supervisor Scott and unanimously carried by a 5-0 vote, to proceed as discussed in Executive Session as recommended by outside counsel.

COUNTY ATTORNEY

10 Anti-Racketeering Revolving Funds

Staff recommends approval to utilize Anti-Racketeering Revolving Funds in the amount of \$2,100.00 for Girl Scouts of Southern Arizona under Board of Supervisors Policy No. C 6.3.

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

11. Anti-Racketeering Revolving Funds

Staff recommends approval to utilize Anti-Racketeering Revolving Funds in the amount of \$2,500.00 for Pima County Teen Court under Board of Supervisors Policy No. C 6.3.

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

12. Anti-Racketeering Revolving Funds

Staff recommends approval to utilize Anti-Racketeering Revolving Funds in the amount of \$2,500.00 for 88-CRIME, Inc. under Board of Supervisors Policy No. C 6.3.

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

13. Anti-Racketeering Revolving Funds

Staff recommends approval to utilize Anti-Racketeering Revolving Funds in the amount of \$2,500.00 for Amistades, Inc. under Board of Supervisors Policy No. C 6.3.

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

ELECTIONS

14. Election Worker Compensation Rates

Staff recommends approval of the proposed election worker compensation rates.

Constance Hargrove, Director, Elections Department, explained that in 2022, her department provided a one-time pay increase of \$75.00 for Poll Workers and approval of this item would make it a permanent increase. She stated that the chart attached to the item showed the different pay rates and clarified that the Judges had two different pay amounts due to one of them being a traveling Judge. She explained that the travelling Judge would go with the Inspector to the receiving stations where ballots and materials were returned. She stated that currently the Marshal went with the Inspector to return those items which was why there was an increase of \$15.00 that brought them up to what a Judge was receiving, including the \$75.00 increase. She stated that the Poll Workers had not had an increase since 2018 and this increase was a minimum amount of where their pay should be for the amount of work being required to do. She added that the other rates listed were provided for transparency because the rates had been set prior to her joining the County. She explained that she was not asking for an increase for the other workers, but instead was asking to memorialize it. She requested that the item be approved with the department's budget request instead of adopting a fee Ordinance. She explained that increases would not happen often, and they were allowed in the Elections Procedures Manual, but the Board needed to approve them. She added that election costs were separate from the department's base budget and it would be visible with each request for an increase.

Supervisor Christy asked for clarification regarding comments raised during Call to the Public that County employees were already being paid and would be receiving an increase even though they were on the County's payroll.

Ms. Hargrove responded that County employees would not be receiving an increase and explained that when County employees worked for Elections, they agreed to a set fee like everyone else. She clarified that they were not receiving their salary in addition to the stipend received when working on Election Day, they would only receive the stipend. She further explained that the rates for County employees were different due to taxes being deducted from their check and for their pay to be more equitable, they increased the amount to accommodate the deductions.

Supervisor Christy stated that those employees were being utilized in a manner that did not take into consideration that they were County employees.

Ms. Hargrove stated that in some respects that was correct.

Supervisor Lee indicated that the County employee rate should be more equalized because there was a big difference if it was really about taxes that were taken out. She asked that County Administration and the Elections Department look at the pay to ensure that it was equitable to all those involved.

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

HUMAN RESOURCES

15. Classification/Compensation

The Human Resources Department requests approval to create the following new classification, associated costs will be borne by the department from within its current budget:

Class Code/ Class Title/ Grade Code (Range)/ EEO Code/ FLSA Code

2003/ Director Office of Digital Inclusion/ 20(\$117,545-\$176,318)/ 1/ E**

**E = Exempt (not paid overtime)

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

Supervisor Christy questioned which department and budget would borne the costs of this classification.

Jan Leshar, County Administrator, responded that this was for the Office of Digital Inclusion which the Board had received reporting on and stated the County had received a \$25 million grant to work on the County's broadband services. She stated that a unit within the Library Department had been breaking out the funding and hoped to separate the unit to become its own department that would then come back to the Board in a final version with the new County budget. She stated that this item would allow the current position in the Library Department to move so that there would be a position for the director of the Office of Digital Inclusion and the finalization of the packet and movement into that department would occur with budget approval.

Supervisor Christy asked what the difference was between an office and a department.

Ms. Leshar explained that technically within the budget there was no difference between the two, other than for clarity, some offices were small and handled large amounts of money and departments involved hundreds of employees. She clarified this office had been created to deal with a grant and stated that if the Board so wished, it could be changed to department.

Supervisor Christy stated that he supported the item because there was underserved outlying areas that needed digital services and the terminology between department and office was unclear.

Ms. Leshar stated that she could provide a report on the differences between an office and a department, and how they had functioned historically.

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

CONTRACT AND AWARD

Behavioral Health

16. Arizona Health Care Cost Containment System, Amendment No. 6, to provide for inmate hospitalization and amend contractual language, no cost (CT-BH-20-6)

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

County Attorney

17. Audilett Law, P.C., Amendment No. 5, to provide for legal representation of the Pima County Sheriff's Department, Sheriff Chris Nanos, Sergeant Mosely and Deputy Caudillo pertaining to the Bradley Lewis Matter and amend contractual language, Risk Management Tort Fund, contract amount \$100,000.00 (CT-FN-22-61)

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

Supervisor Scott requested an update on the matter and inquired about the necessity for outside counsel.

Sam Brown, Chief Civil Deputy County Attorney, responded that the Pima County Attorney's Office investigated the incident and for that reason had sent the case to outside counsel. He stated this contract had reached its procurement amount limit and required approval by the Board.

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

18. CBS Consulting Group, Amendment No. 3, to provide for professional grant writing services, amend contractual language and scope of services, Anti-Racketeering Fund, contract amount \$30,000.00 (CT-PCA-22-375)

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

Facilities Management

19. Catholic Community Services of SO AZ, Inc., Amendment No. 2, to provide for a Cooperative Agreement for Provision of Humanitarian Services, extend contract term to 3/6/25 and amend contractual language, no cost (CTN-FM-23-118)

Chair Grijalva commented that this item was related to several other items on the agenda and read a brief description of each of the items. She stated they were related to asylum seeker services and suggested that the items be considered altogether.

It was moved by Chair Grijalva and seconded by Supervisor Scott to approve Minute Item Nos. 19, 22, 32, 39, 40, 41, 42, 43 and 44. No vote was taken at this time.

Supervisor Christy stated that he was confused about the different funding sources for the items and asked about the Directorate Fund and Phase HR22 Fund.

Jan Leshner, County Administrator, explained that there were three different federal funding sources that covered any cost incurred by the County or its partners. She stated one of the funding sources was the Federal Emergency Management Agency (FEMA) Emergency Food and Shelter Program (EFSP) Phase HR22 administered through the FEMA National Board, another was the FEMA EFSP Phase HR23, and the third was the Fiscal Year 2023 Shelter and Services Program (SSP) administered jointly by the FEMA Grants Directorate Division under the Department of Homeland Security umbrella that, at times, assisted with Customs and Border Protection (CBP), which could be confusing to understand.

Supervisor Christy asked what was the difference for “legally processed asylum seekers” and “non-citizen migrants”.

Ms. Leshner explained that the County and the Board had supported the program as it dealt with legal asylum seekers who arrived in the community. She stated that neither the County nor its partners had made the determination on whether someone was here legally or not. She explained that they were brought by CBP and it was CBP’s responsibility to determine someone’s legal asylum-seeking status. She stated the words “legal asylum seeker” were regularly used, but was unsure about the context of the other term Supervisor Christy referenced and asked for clarification.

Supervisor Christy stated that since the items were bundled it would be too difficult to sort it out, but he read both terms listed in the background materials. He stated that another issue that he thought the public had not been made aware of was that everyone was led to believe that in order to seek legal asylum a sponsor was needed, and someone would pay for their transportation, but clearly that was not the case. He stated that in addition to providing shelter and hotel rooms with the funds at the Best Western, Quality Inn Airport, Ramada Las Palmas, and Quality Inn Starr Pass, taxpayer money was also used for facilitation of a service provider for transportation of eligible non-citizen migrants to Tucson International Airport through the City of Tucson (COT) Sun Tran bus service. He stated that the COT did not have to worry about bus fares because the bus services were subsidized by the transportation grant. He stated another common threat was the high amount of airline tickets purchased using taxpayer money as opposed to a sponsor or a Non-Governmental Organization (NGO) that paid for the tickets. He stated that the

background material indicated there were 375 tickets being purchased in one tranche and another 700 plus in another tranche, and it did not seem like the County was experiencing enough influx to utilize the service. He stated it was always understood that taxpayers were not going to be paying for it.

Ms. Leshar clarified that when individuals were brought to the County by CBP, part of their determination was to ensure they had a sponsor. She explained that when there were numbers of over 1,000 individuals there was often a smaller number of tickets being purchased.

Dr. Francisco Garcia, MD, MPH, Deputy County Administrator and Chief Medical Officer, Health and Community Services, concurred with Ms. Leshar and stated that the vast majority of time, greater than 96% of asylum seekers were reaching their final destination on their own. He stated that on occasion the County had facilitated, at a de minimis amount, air travel for slightly larger family groups. He clarified that those instances were rare and not standard procedure and, on every occasion, the federal partner that brought the asylum seekers identified a final destination and a sponsor and reiterated that on occasion the County facilitated tickets when it meant that they could get people out faster rather than taking up bed space.

Supervisor Christy commented that it was done at the taxpayer's expense.

Dr. Garcia responded that it was at FEMA's expense as underwritten by the taxpayer.

Supervisor Christy read from the background material for Minute Item No. 22 and stated that to date, \$1.7 million had been spent for over two and a half years on utilization of cab services to transport asylum seekers. He asked about the role of County employees since the administering department was Fleet Services and how they received their pay.

Ms. Leshar responded that there was an individual who worked with Fleet Services and the Office of Emergency Management (OEM) that was paid out of federal dollars to coordinate transportation.

Dr. Garcia further explained that the County had a Transportation Coordinator that essentially performed transportation coordination with cab services and also long-distance transportation with the Arizona Department of Emergency and Military Affairs partners and the County's humanitarian partners. He explained that the employee's salary was underwritten with federal contract dollars.

Supervisor Christy asked if the Transportation Coordinator strictly dealt with asylum seekers.

Dr. Garcia responded in the affirmative and stated that the individual was hired to perform transportation coordination in response to the southwest border issue.

Supervisor Christy asked why AAA Cab Service had not worked directly with Catholic Community Services as it had done with World Dining.

Dr. Garcia responded that there were a variety of County vendors that were used when better rates were achieved, and the County's OEM Southwest Border Team had done the majority of transportation coordination and that made sense to have the AAA Cab Service contract.

Supervisor Christy commented that he noticed a similar thread throughout and had heard about volunteers at the Drexel facility and the Casa Alitas Welcoming Center, but when reviewing the reimbursements that were given to employees and staff at Catholic Community Services, with highly technical staffers being reimbursed, they could not be considered volunteers due to the amount of money being paid. He stated that the presentation of it was that it was volunteer driven, but in reality, the grant amounts were going to hire high level employees. He stated that it was an eye opener of where the money went since 2019. He asked what the total amount was for the bundled items.

Chair Grijalva commented it was \$13,319,186.00 and asked if that was correct.

Ms. Leshar clarified the County had received \$5 million and the expenditures were closer to \$8 million.

Supervisor Christy asked if the County charged an administration fee on the grants.

Ms. Leshar responded that the County was able to charge a fee on some grants, but not on all of them. She stated that she could provide a breakdown of all the grants that included an administration fee.

Supervisor Christy inquired about the revenue generated from the fee.

Ms. Leshar responded that it went to the Grants Management and Innovation (GMI) Department and then allocated to decrease costs that other departments paid to GMI and would be reflected in this year's budget.

Supervisor Christy asked if the County received economic benefit from the grants.

Ms. Leshar stated that the County received dollars that paid for the individual who might be working on the project and clarified that it was not a profit center.

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

Procurement

20. Award

Amendment of Award: Master Agreement No. MA-PO-21-106, Amendment No. 4, WAC, L.L.C., d.b.a. Stamback Septic Service, to provide for portable restroom rental

and services. This amendment increases the annual award amount by \$150,000.00 from \$250,000.00 to \$400,000.00 for a cumulative not-to-exceed contract amount of \$800,000.00. Funding Source: American Rescue Plan Act and Stadium District Funds. Administering Department: Facilities Management.

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Supervisor Christy asked why American Rescue Plan Act (ARPA) funds were used along with the Kino Taxing District.

Ms. Leshar responded that the master agreement covered a variety of reasons for which septic services could be utilized and different funding sources could pay for the utilization of the contract for different services. She explained that ARPA funds were used as it related to the Drexel facility and the same funds could be utilized for the Stadium District when used at the Kino Sports Complex.

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Ms. Leshar clarified they were for ARPA funds.

Steve Holmes, Deputy County Administrator, explained that when the Board had previously approved the purchase of the Drexel facility with ARPA funds, there were funds set aside from the total that were approved for improvements to the facility. He stated that out of the total approved amount of \$4.1 million, \$3.2 million was used for the purchase and the remaining amount was approved for the improvements of the facility, which included restrooms.

Supervisor Christy asked what the Drexel facility and its improvements had to do with the Stadium District.

Ms. Leshar responded that the master agreement could be used by the Stadium District to allocate funds and request an increase to be used specifically for the Drexel facility under ARPA and it allowed for bifurcation and isolation of funding sources for specific purposes.

Chair Grijalva asked if the master agreement would be increased due to the utilization at the Drexel facility, if the funds would be drawn down from the

agreement for other reasons than the Stadium District and whether the ARPA funds would be used when the facilities were placed at Drexel.

Ms. Leshar concurred.

Supervisor Christy asked what the cost differences were for both facilities for the services.

Ms. Leshar responded that she could provide a full breakdown of the entire contract amount that showed where it was spent, where it was utilized and for which fund.

Supervisor Christy suggested the item be continued until the breakdown was provided to the Board. He felt uncomfortable supplying taxpayer funds to encourage the Drexel facility's improvements. He stated that he typically did not support the Kino Sports Complex, but could be encouraged to support it in the future due to hygiene issues. He stated that he had an issue with comingling of funds and not knowing the amount and could not support it.

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Ms. Leshar asked staff if the separation would bring concerns or provide a slowdown at the Stadium District.

Mr. Holmes clarified that in this case the increase was for both facilities using ARPA funds and more detailed information could be provided to the Board.

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Ms. Leshar explained that the County's contract with CCS operated the Drexel facility and provided the ongoing services and that the County provided for the operations and maintenance of the facility under the terms of the lease. She reiterated that the Board designated \$4.1 million in ARPA funds to purchase the facility and some of the dollars were set aside for the maintenance and care at the location, which was not part of what the County paid to CCS, but went directly to the facility.

It was moved by Supervisor Lee, seconded by Chair Grijalva and carried by a 4-1 vote, Supervisor Christy voted "Nay," to approve the item.

21. **Award**

Amendment of Award: Master Agreement No. MA-PO-19-126, Amendment No. 5, Multiple Contractors, to provide for Special Interest Class Instructors. This amendment extends the termination date to 6/30/24. The estimated shared annual revenue amount remains at \$31,250.00 and the shared annual expense amount remains at \$125,000.00 for a cumulative not-to-exceed contract amount of \$157,000.00. No additional funds are required at this time. Administering Department: Natural Resources, Parks and Recreation.

Contractor Name:

Sarah K. Adams
Marilyn Cleavinger, d.b.a. Cleavinger, Marilyn
Diane Perkins
Larry D. Wollam
Lee Anna Woolery
D&C Commercial Service, d.b.a. Artemesia Soaps Salts 7 Scrubs
Isaac Ost, d.b.a. Crafted Thought, L.L.C.
Garden Play Space, L.L.C.
Browns Boot Camp, L.L.C., d.b.a. SOUL Fitness
Hilary Jones-Wujcik, d.b.a. Jones-Wujcik, Hilary

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

22. **Award**

Amendment of Award: Master Agreement No. MA-PO-22-26, Amendment No. 9, AAA Cab Service, Inc., d.b.a. AAA Full Transportation, to provide for short distance transportation services for Asylum Seekers. This amendment extends the termination date to 8/15/24. No additional funds are required at this time. Administering Department: Fleet Services.

(Clerk's Note: See Minute Item No. 19, for discussion and action on this item.)

23. **Award**

Amendment of Award: Master Agreement No. MA-PO-21-188, Amendment No. 6, Tucson Audubon Society, RECON Environmental, Inc., and EnviroSystems Management, Inc., to provide for backcountry invasive plant inventory and treatment. This amendment is for a one-time increase in the shared annual award amount of \$150,000.00 for a cumulative not-to-exceed contract amount of \$1,100,000.00. Funding Source: Grants and General (20%) Funds. Administering Department: Natural Resources, Parks and Recreation.

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

24. Aetna Life Insurance Company and Aetna, Inc., d.b.a. Aetna Behavioral Health, L.L.C., Amendment No. 6, to provide for medical benefits administrative services - Third Party Administration and Employee Assistance Program, amend contractual language and scope of services, no cost (MA-PO-18-189) Administering Department: Human Resources

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

25. Aurigo Software Technologies, Inc., Amendment No. 1, to provide for Aurigo Masterworks Cloud and amend contractual language, Non-Bond Project Fund (Capital Project Funds), contract amount \$79,102.28 (DO-IT-23-20283) Administering Department: Information Technology

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

Real Property

26. RESOLUTION NO. 2024 - 8, of the Board of Supervisors, for the conveyance of Pima County property, situated within Section 11, T14S, R13E, G&SRM, Pima County, Arizona, to the Pima County Community Land Trust, \$375,000.00 revenue (CTN-RPS-24-108)

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

Supervisor Christy indicated that in the background information it stated that under certain statutes the Non-Governmental Organizations (NGO) had the right to purchase property at a reduced rate off of the appraisal and that the Board had to be unanimous in its vote otherwise the land would go to auction. He asked if it would be beneficial for Pima County to get the highest amount of money for it at auction instead of selling the property.

Jan Leshner, County Administrator, responded that the County had purchased the property and it had been leased to the organization who was now trying to purchase the property. She stated that, historically, the Board believed the highest and best use of that location was to allow it to be used by the Pima county Community Land Trust, since it was bordering a neighborhood.

Chair Grijalva stated that the property was located at 17 N. Linda Vista Avenue.

Supervisor Christy asked if there was a chance the property could be auctioned at a higher price.

Ms. Leshner stated it was possible that it could be auctioned at a higher price than from the sale to the current occupants.

Chair Grijalva asked how long the current occupants had leased the property.

Ms. Leshar responded approximately 7 to 8 years.

Carmine DeBonis Jr., Deputy County Administrator, stated the current occupants had been tenants in the building since 2018.

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

27. Rocking K South Master Association, Inc., Amendment No. 1, to provide an Amendment to License Agreement for new entryway monuments and theme walls within the County's rights-of-way and amend contractual language, contract amount \$66,150.00 revenue (CTN-RPS-24-107)

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

Transportation

28. City of Tucson, to provide an intergovernmental agreement for Valencia Road between Kolb Road to Houghton Road, Impact Fees Fund, contract amount \$4,000,000.00/5 year term (CT-TR-24-300)

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

29. State of Arizona, to provide an intergovernmental agreement to construct traffic interchanges between Country Club Road and Kino Parkway, General Fund PAYGO, contract amount \$6,628,217.00/5 year term (CT-TR-24-318)

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

Supervisor Christy asked if this item was regarding the tunnel underneath Interstate 10 (I-10).

Jan Leshar, County Administrator, responded in the affirmative.

Supervisor Christy asked if PAYGO funds were being used for this project.

Ms. Leshar responded in the affirmative and that it had been targeted for the use of PAYGO funds and this project was moved up because the Arizona Department of Transportation (ADOT) was starting construction and it made sense for the County to align with the ADOT construction timeline.

Carmine DeBonis Jr., Deputy County Administrator, stated that ADOT was going to be making improvements to I-10 and that the traffic interchanges at Country Club Road and Kino Parkway were separate projects, but were now combined with the I-

10 improvements because ADOT was accelerating their project. He stated the project included the stretch of the I-10 underpass. He explained that since ADOT was moving forward with the project it was more cost effective for the County to construct their interchanges or have ADOT construct the interchanges and utilize PAYGO funds that would otherwise go unspent this fiscal year.

Supervisor Christy inquired if the underpass was for vehicles or pedestrians.

Mr. DeBonis, Jr., responded that it would be a controlled access underpass that would accommodate vehicle, bicycle, and pedestrian access during events at the Kino Sports Complex. He stated that when some of the larger events took place at the complex, fields on the main campus were used, which was located between I-10 and Ajo Way, and the north campus as well as the south campus fields. He stated this would facilitate movement of the attendees between the different portions of the complex. He clarified that it would not be open for general usage when there was no event scheduled at the complex. He stated that Kino staff would control the opening of the gates and the flow of pedestrians, vehicles, bicycles, and equipment through the main campus, north of I-10 and the south campus.

Supervisor Christy asked if that was under I-10.

Mr. DeBonis, Jr., responded yes.

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

GRANT APPLICATION/ACCEPTANCE

30. Acceptance - Community and Workforce Development

Arizona Department of Housing, to provide for the SFY2024 Homeless Shelter and Services Fund, \$3,513,944.00/2 year term (GTAW 24-97)

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

Supervisor Scott directed the Board to the County Administrator's Memorandum dated February 2, 2024, which also included an additional memorandum from the director of Community and Workforce Development. He read from the memorandum and indicated it described one type of homeless individual being helped that was temporarily homeless due to a recent eviction. He directed staff to report to the Board on the overall need for all types of shelter in the County for different types of homelessness. He stated that it could be the role of the Office of the Housing Opportunities and Homeless Solutions that was created and outlined in the County Administrator's Memorandum dated December 22, 2023, to develop a strategic and continuous improvement plan. He requested a detailed breakdown of the shelter needs for different segments of the homeless populations because it was unclear what the entire need was for the homeless population.

Supervisor Christy suggested the report include more clarity on other things, as well and asked if the building that the County leased was owned by the City of Tucson (COT).

Dr. Francisco Garcia, MD, MPH, Deputy County Administrator and Chief Medical Officer, Health and Community Services, responded in the affirmative and stated that the facility was owned by the COT, but operated by Pima County.

Supervisor Christy asked who paid for the facility improvements.

Dr. Garcia responded that some of the improvements were paid by the COT and others were paid by the County. He explained that the COT had paid for renovations and continued to build out interior spaces while the County was responsible for minor improvements, such as the gate that was mentioned in this agreement.

Supervisor Christy stated that this was part of the Emergency Eviction Legal Services (EELS) and that it was institutionalizing a "COVID era" program even though the emergency was over. He explained it was an example of federal, state, and local programs continuing something that had ended. He read from the background material and asked when there had been a delegation of authority to the Chair in a manner like this. He stated it seemed irregular and strange.

Dr. Garcia stated that the rationale was due to the timing of the State of Arizona Department of Housing's need to move the grant documents forward. He explained that it was in the best interest of the County to bring the item forward for Board consideration and approval as soon as possible since the final contract document had not been given to the County. He stated that it would allow the Chair to execute the grant should the Board approve the item.

Chair Grijalva clarified that the Board would vote on the item, and if approved, she would sign the contract once it was received, which would be at a later date.

Dr. Garcia concurred.

Chair Grijalva asked if that clarified Supervisor Christy's question.

Supervisor Christy responded yes.

Supervisor Scott asked if it was clear what he had requested.

Ms. Leshar responded in the affirmative.

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

31. **Acceptance - County Attorney**

Governor's Office of Youth, Faith, and Family, to provide for Arizona STOP Violence Against Women Grant, \$147,348.80/\$162,084.78 General Fund match (GTAW 24-98)

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

Supervisor Scott stated that early in the Board's term there were concerns shared by Green Valley and Marana regarding the unavailability of victims' advocates in those areas when they had previously been available. He asked if this grant would address any of those areas.

Sam Brown, Chief Civil Deputy County Attorney, stated that he was unsure, but would provide that information to the Board.

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

32. **Acceptance - Grants Management and Innovation**

U.S. Department of Homeland Security (DHS)/Federal Emergency Management Agency (FEMA)/Emergency Food and Shelter Program National Board, to provide for the Fiscal Agent Pima County/FEMA Emergency Food and Shelter to Families and Individuals encountered by the DHS - Phase HR22, \$5,216,146.91 (GTAW 24-100)

(Clerk's Note: See Minute Item No. 19, for discussion and action on this item.)

33. **Acceptance - Health**

Department of Health and Human Services, Centers for Disease Control and Prevention, Amendment No. 1, to provide for the Pima County - SPRING Initiative for an Equitable and Healthy Community and amend grant language, \$1,076,426.00 (GTAM 24-46)

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

Supervisor Scott stated that the background information included that the Health Department would develop an evaluation plan with performance measures in the spring of 2024 and it listed the anticipated outcomes. He commented that since this item was to help address staffing issues within the department, he requested that the Board receive a copy of the evaluation plan, as well as updates on the plan.

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

34. **Acceptance - Health**

Arizona Department of Health Services, Amendment No. 3, to provide for the Well Woman Health Check Program and amend grant language, \$20,000.00 (GTAM 24-48)

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

35. **Acceptance - Justice Services**

U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, Amendment No. 1, to provide for the FY 2022 Collaborative Crisis Response and Intervention Training Program and amend grant language, no cost (GTAM 24-44)

It was moved by Chair Grijalva, seconded by Supervisor Scott and carried by a 4-1 vote, Supervisor Christy voted "Nay," to approve the item.

36. **Acceptance - Sheriff**

Arizona Law Enforcement Canine Association, to provide for the donation of equipment: Dual purpose Police K9, \$20,000.00/5 year term (GTAW 24-93)

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

Lieutenant Patrick Hilliker, Pima County Sheriff's Department, stated that the Arizona Law Enforcement Canine Association was located in Arizona and in the southwest region of the area. He explained they worked together with canine handlers and trainers and provided education and training to agencies that had canine units or those that wanted to start a canine unit. He stated that the Association worked well with the community and received donations and they wanted to provide a donation to replace Kenzo, the canine who was killed in the line of duty.

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

FRANCHISE/LICENSE/PERMIT

37. **Hearing - Fireworks Permit**

Erin Kallish, Caterpillar, Inc., 5000 W. Caterpillar Trail, Green Valley, February 29, 2024 at 8:30 p.m.

The Chair inquired whether anyone wished to address the Board. No one appeared. It was moved by Chair Grijalva, seconded by Supervisor Scott and carried by a 4-1

vote, Supervisor Heinz voted "Nay," to close the public hearing and approve the permit.

BOARD OF SUPERVISORS

38. Board of Supervisors Representative Updates on Boards, Committees and Commissions

Discussion/Direction/Action: Creation of a standing Board of Supervisors regular agenda item providing for Board Members' reports on the county-pertinent activities and actions of entities for which they represent the Board, including the following:

- Arizona Border Counties Coalition
- County Supervisors Association
- Pima Association of Governments/Regional Transportation Authority
- Sun Corridor, Inc.
- Visit Tucson
- Pima County Board of Health
- Metropolitan Education Commission
- **Any other Municipalities**

If approved this standing item would be placed on the Board of Supervisors Regular Agendas beginning February 20, 2024. (District 5)

Chair Grijalva stated that after creating the item she thought it was important to add other municipalities that Board members represented, like the City of South Tucson, Oro Valley, Marana or Green Valley, so Board members could provide an update on anything pertinent to Pima County or to provide a community update, this would be an appropriate time to do it.

Supervisor Christy stated that Board meetings were lengthy and Board members were loquacious and provided the tendency for continued discussions. He suggested a time limit for each area like the time limits given at Call to the Public. He explained that many of the organizations listed had minutes, which could be accessed publicly and that Board members that represented them could provide a memorandum of pertinent information, if needed.

Chair Grijalva stated that if there was not anything significant to report then no update was needed. She explained that this item was a really important function to the Board because there were members that were appointed to represent the County and updates were not always given. She stated that some of the Boards currently had critical timing and felt it was important to give an update. She stated that she assumed most updates would be short and only given when important information needed to be shared. She stated that her suggestion was for the item be placed on every meeting, but the Board could opt for once a month or on a quarterly basis. She felt it was part of shared governance and being held accountable to each other and the community.

Supervisor Scott clarified that all five elected board members, as well as every County Supervisor in Arizona were members of the County Supervisors Association and he represented Pima County on the Legislative Policy Committee (LPC) that met every Friday while the Legislature was in session to discuss bills coming to the County. He stated that all board members received the minutes from the LPC. He clarified that he would not provide an update for LPC unless there was questions from the Board about items or topics discussed in the LPC minutes.

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

Supervisor Heinz offered a friendly amendment to modify the language of the item to include any other municipalities.

Chair Grijalva accepted the amendment to the original motion.

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

CONTRACT AND AWARD

GRANTS MANAGEMENT AND INNOVATION

39. Catholic Community Services of Southern Arizona, Inc., to provide for Fiscal Year 2023 Shelter and Services Program, DHS/FEMA/Grant Programs Directorate Fund, contract amount \$1,280,868.66 (CT-GMI-24-265)

(Clerk's Note: See Minute Item No. 19, for discussion and action on this item.)

40. Catholic Community Services of Southern Arizona, Inc., to provide for Fiscal Agent Pima County/FEMA Emergency Food and Shelter to Families and Individuals encountered by the DHS - HR22, FEMA/Emergency Food and Shelter to Families and Individuals encountered by the DHS - Phase HR22 Fund, contract amount \$774,427.87 (CT-GMI-24-324)

(Clerk's Note: See Minute Item No. 19, for discussion and action on this item.)

41. City of Tucson, to provide for Fiscal Agent Pima County/Emergency Food and Shelter to Families and Individuals encountered by the DHS, FEMA/Emergency Food and Shelter to Families and Individuals encountered by the DHS - Phase HR22 Fund, contract amount \$2,273,437.03 (CT-GMI-24-325)

(Clerk's Note: See Minute Item No. 19, for discussion and action on this item.)

42. City of Tucson, to provide for Fiscal Year 2023 Shelter and Services Program, DHS/FEMA/Grant Programs Directorate Fund, contract amount \$3,774,485.54 (CT-GMI-24-266)

(Clerk's Note: See Minute Item No. 19, for discussion and action on this item.)

43. Catholic Community Services of Southern Arizona, Inc., Amendment No. 2, to provide for Fiscal Agent Pima County/Pima County Emergency Food and Shelter to Families and Individuals encountered by the DHS, extend contract term to 2/29/24 and amend contractual language, no cost (CT-GMI-23-334)

(Clerk's Note: See Minute Item No. 19, for discussion and action on this item.)

44. City of Tucson, Amendment No. 2, to provide for Fiscal Agent Pima County/Pima County Emergency Food and Shelter to Families and Individuals encountered by the DHS, extend contract term to 2/29/24 and amend contractual language, no cost (CT-GMI-23-335)

(Clerk's Note: See Minute Item No. 19, for discussion and action on this item.)

BOARD, COMMISSION AND/OR COMMITTEE

45. **Fair Horse Racing Commission**

Appointment of Ronnie Reyna, to replace Geronimo Ramirez, Jr. Term expiration: 1/19/26. (District 5)

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

46. **Regional Wastewater Reclamation Advisory Committee**

Reappointment of Ann Marie Wolf. Term expiration: 3/1/28. (District 5)

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

47. **Public Art and Community Design Committee**

Appointment of Melissa Brown-Dominguez, to replace Mel Dominguez. No term expiration. (District 2)

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

CONSENT CALENDAR

48. **Approval of the Consent Calendar**

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

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

1 Special Event

- Julie P. Ciruli, Continental School District Educational Foundation, Historic Canoa Ranch, 5375 S. I-19 Frontage Road, Green Valley, February 10, 2024.
- Geoffrey William Hill, Tucson Conquistadores Foundation, La Paloma Country Club and The Westin La Paloma Resort & Spa, 3660 E. Sunrise Drive, Tucson, March 3 through 10, 2024.
- Andrew Heideman, Rotary Club of Green Valley, Green Valley Recreation West Center, 1111 S. GVR Drive, Green Valley, February 7, 2024.
- Leslie Marissa Mokhtarian, Valley View Preschool Family Faculty Organization, La Encantada Courtyard, 2905 E. Skyline Drive, Tucson, March 2, 2024.

2. Temporary Extension

07100326, Thomas Robert Aguilera, Tucson Hop Shop, 3230 N. Dodge Boulevard, Tucson, April 13 and June 1, 2024.

ELECTIONS

3. Precinct Committeemen

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

RESIGNATION-PRECINCT-PARTY

Andrew Gardner-033-DEM, Barbara Wayne-061-DEM, Tiffany Tom-075-DEM, Leslie Schellie-088-DEM, Linda Tumarkin-088-DEM, Bruce Myers-054-REP, Lois Longobardi-082-REP, Gloria Reynolds-187-REP, Jeffrey Reynolds-187-REP

APPOINTMENT-PRECINCT-PARTY

Melvina Strijdonk-077-DEM, Catherine Davis-178-DEM, Vieri Tenuta-179-DEM, Martha Schulte-Nafeh-195-DEM, Elizabeth Dean-209-DEM, William Kennedy-213-DEM, Savina Lipchak-219-DEM, Cheryl Barnett-013-REP, John Horvath-118-REP, Judy Ingram-188-REP, Barbara Hall-197-REP, Thomas Rogers-211-REP

TREASURER

4. **Request to Waive Interest**

Pursuant to A.R.S. §42-18053, staff requests approval of the Submission of Request to Waive Interest Due to Mortgage Satisfaction in the amount of \$191.22.

RATIFY AND/OR APPROVE

5. Minutes: November 21, 2023
Warrants: January, 2024

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49. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 12:01 p.m.

CHAIR

ATTEST:

CLERK