

**MEETING SUMMARY REPORT - THE MINUTES WILL BE POSTED
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SUPERVISORS**

**Pima County Board of Supervisors' Meeting
130 W. Congress St., Hearing Room, 1st Fl.
September 19, 2023 9:00 a.m.**

1. ROLL CALL

2. PLEDGE OF ALLEGIANCE

3. LAND ACKNOWLEDGEMENT STATEMENT

**To be offered by Kimberly Baeza, Permit and Regulatory Compliance Officer,
Pima County Regional Wastewater Reclamation Department.**

4. PAUSE 4 PAWS

PRESENTATION/PROCLAMATION

- 5.** Presentation of a proclamation to Isabel Garcia and Anakarina Rodriguez, Coordinators, Stop the Hate Collective, proclaiming the day of Tuesday, September 19, 2023, as a time to: "TAKE A PLEDGE TO RESIST HATE SPEECH"

**Motion by Chair Grijalva, seconded by Supervisor Scott, approved 4-1,
Supervisor Christy voted nay.**

- 6.** Presentation of a proclamation to Maria Suarez, Summer Intern Program Coordinator, Community and Workforce Development; Ofelia Jackson, Darlena Cunningham and Chris, Christopher, Leilany, Alicia, Miguel and Zoey Castillo, Yellow Heart Memorial Committee, proclaiming the day of Saturday, September 30, 2023, to be: "YELLOW HEART MEMORIAL REMEMBRANCE WALK DAY"

Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

7. CALL TO THE PUBLIC

Individuals wishing to participate telephonically at Call to the Public must contact the Clerk of the Board's Office at 520-724-8449, to register their request and obtain remote access information, by the deadline of Monday, September 18, 2023 at 5:00 p.m. Call to the Public shall be scheduled for one hour each meeting unless extended by a majority vote of the Board of Supervisors. Speakers shall have up to three minutes to speak. However, for any meeting where 20 or more individuals have submitted speaker cards, each speaker's time shall be limited to two minutes. Please be aware that you may not be called upon to speak if the time for Call to the Public expires and is not extended by a majority vote of the Board of Supervisors. eComments can also be submitted to COB_mail@pima.gov.

Motion by Chair Grijalva, seconded by Supervisor Scott, to extend Call to the Public, approved 5-0.

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

FLOOD CONTROL DISTRICT BOARD

8. Riparian Habitat Mitigation

Staff requests approval of a Riparian Habitat Mitigation Plan for a floodplain use permit to construct a wall on property located at 13571 W. Manville Road, located within Regulated Riparian Habitat, classified as Important Riparian Area Class C, Class D, and Xeroriparian Class D. (District 3)

Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

SITTING AS THE BOARD OF SUPERVISORS

BOARD OF SUPERVISORS

10. UNFINISHED BUSINESS (9/5/23)

Utilizing Surplus Fiscal Year 23 General Fund Ending Balance to Support Affordable Housing in Fiscal Year 24

Discussion/Direction/Action: Directing the County Administrator to appropriate 50% of the ADDITIONAL SURPLUS June 30, 2023, General Fund Ending Balance, above the already approved and appropriated amount of \$159.4M, to the Regional Affordable Housing Commission to bolster the upcoming Gap Funding RFP for the construction and preservation of Affordable Housing in Pima County. This recommendation comes from the Regional Affordable Housing Commission, which voted unanimously at their August 18, 2023, meeting to forward this recommendation to the Board of Supervisors. Background information for this item is provided on the memorandum attached to the online agenda. (District 2)

Staff direction

11. (Clerk's Note: This item will be heard at a time certain of 11:00 a.m.)
Westin La Paloma's July 4, 2023 Fireworks Display
Discussion/Direction/Action regarding the fire caused by the 4th of July fireworks show at Westin La Paloma Country Club on July 4, 2023, in District 1. Consideration of lessons learned and direction for future Pima County firework permits. (District 1)
board discussion

COUNTY ADMINISTRATOR

12. **Update on County Initiatives to Address Homelessness and Public Safety**
board discussion
13. **Revised American Rescue Plan Act (ARPA) Coronavirus State and Local Fiscal Recovery Fund (CSLFRF) Budget**
Staff recommends approval of the revised ARPA CSLFRF project budgets and authorization of any necessary operating transfers.
- Motion 1: Motion by Chair Grijalva, seconded by Supervisor Christy, to enhance available medical services for victims of Sexual Assault, approved 5-0.**
- Motion 2: Motion by Chair Grijalva, seconded by Supervisor Scott, to enhance Public Health Services, approved 3-2, Supervisors Bronson and Christy voted nay.**
- Motion 3: Motion by Chair Grijalva, seconded by Supervisor Scott, to fund the Justice Services: Transition Center, approved 5-0.**
- Motion 4: Motion by Chair Grijalva, seconded by Supervisor Scott, to enhance Pima County's Natural Resources, Parks and Recreation Built Environment Infrastructure, approved 5-0.**
- Motion 5: Motion by Chair Grijalva, seconded by Supervisor Scott, to fund the Congregate Shelter Facility, approved 3-2, Supervisors Bronson and Christy voted nay.**
- Motion 6: Motion by Chair Grijalva, seconded by Supervisor Scott, to enhance the TMC Emergency Room, approved 4-0, Supervisor Heinz recused.**
- Motion 7: Motion by Chair Grijalva, seconded by Supervisor Scott, to enhance PCHD Infrastructure- Electronic Medical Record, approved 3-1, Supervisor Christy voted nay, Supervisor Heinz recused.**
- Motion 8: Motion by Supervisor Scott, seconded by Chair Grijalva, to adjust the revised budgets for the remaining items listed in attachments, approved 5-0.**

14. **Proposed Additional New Classifications/Job Titles/Salary Grades**
Discussion/Direction/Action regarding proposed additional new classifications, job titles and salary grades.
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

CLERK OF THE BOARD

15. **Petition for Relief of Taxes**
Pursuant to A.R.S. §42-11109(E), Southern Arizona Community Church, has petitioned the Board of Supervisors for relief of taxes and associated interest/penalty for tax year 2020, for Tax Parcel Nos. 304-16-6010, 304-16-6020 and 304-16-6030.
Motion by Chair Grijalva, seconded by Supervisor Scott, denied 5-0.
16. **Petition for Relief of Taxes**
Pursuant to A.R.S. §42-11109(E), Saint Germain Foundation, has petitioned the Board of Supervisors for relief of taxes and associated interest/penalty for tax years 2018, 2019, 2020, 2021 and 2022, for Tax Parcel No. 107-12-0510.
Motion by Chair Grijalva, seconded by Supervisor Bronson, denied 5-0.

ELECTIONS

17. **Precinct Line Adjustments**
Pursuant to A.R.S. §16-411(A), staff and the Election Integrity Commission requests approval of the proposed precinct line adjustments and consolidation of thirteen precincts.
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

FINANCE AND RISK MANAGEMENT

18. UNFINISHED BUSINESS (9/5/23)
(Clerk's Note: A tie vote on September 5, 2023, resulted in postponement of the consideration of this item.)
Pima County Recorder Voter Registration Rolls Fund from House Bill (HB) 2862 General Appropriations
Staff recommends that budget authority from contingency be allocated to the Pima County Recorder's Office to expend the funds given to them from the State Treasurer's Office for the purpose to review the accuracy of the voter registration rolls as outlined in HB 2862.
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 4-1, Supervisor Christy voted nay.

19. **Revisions to Board of Supervisors Policy**
Staff recommends approval of the proposed revisions to Board of Supervisors Policy No. D 22.2, Budget Accountability.
Motion by Chair Grijalva, seconded by Supervisor Bronson, approved 5-0.
20. **Board of Supervisors Policy**
Staff recommends Board of Supervisors Policy No. D 22.4, Tax Reduction and Debt Retirement Fund, be rescinded.
Motion by Chair Grijalva, seconded by Supervisor Bronson, approved 5-0.
21. **Board of Supervisors Policy**
Staff recommends Board of Supervisors Policy No. D 22.5, Periodic Review of Departmental Base Budgets, be rescinded.
Motion by Chair Grijalva, seconded by Supervisor Bronson, approved 5-0.
22. **Revisions to Board of Supervisors Policy**
Staff recommends approval of the proposed revisions to Board of Supervisors Policy No. D 22.8, Operating Transfers.
Motion by Chair Grijalva, seconded by Supervisor Christy, approved as amended 5-0.
23. **Board of Supervisors Policy**
Staff recommends adoption of Board of Supervisors Policy No. D 22.15, Use of Contingency.
Motion by Chair Grijalva, seconded by Supervisor Christy, approved as amended 5-0.

FIRE DISTRICTS

24. **Green Valley Fire District**
Pursuant to A.R.S. §48-262(A) (12), validation of the petitions presented from the Green Valley Fire District for the proposed Sahuarita North Block Annexation. (District 4)
Motion by Supervisor Christy, seconded by Supervisor Bronson, approved 5-0.

CONTRACT AND AWARD

Behavioral Health

25. Community Bridges, Inc., Amendment No. 1, to provide for Inmate Navigation Enrollment Support and Treatment Program, extend contract term to 9/30/24 and amend contractual language, no cost (CT-BH-21-378)
Motion by Chair Grijalva, seconded by Supervisor Bronson, approved 5-0.

County Attorney

26. Goering, Roberts, Rubin, Brogna, Enos & Treadwell, Amendment No. 5, to provide for legal advice and analysis regarding insurance coverage, claims and litigation, extend contract term to 9/30/24 and amend contractual language, no cost (CT-HR-20-181)

Motion by Chair Grijalva, seconded by Supervisor Bronson, approved 5-0.

Information Technology

27. COPE Community Services, Inc., Amendment No. 2, to provide a Rooftop License Agreement for Wireless Communications Facilities, located at 32 N. Stone Avenue, extend contract term to 8/19/28, amend contractual language and scope of services, contract amount \$69,552.96 (CTN-IT-19-16)

Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

28. Arizona Supreme Court, Administrative Office of the Courts, Amendment No. 1, to provide a Rooftop License Agreement for Wireless Communications Facilities, located at 150 W. Congress Street, extend contract term to 11/5/28 and amend contractual language, no cost (CTN-IT-19-49)

Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

Procurement

29. **Award**
Amendment of Award: Master Agreement No. MA-PO-19-24, Amendment No. 5, Sierra Auction Management, Inc., to provide for auctioneering services. This amendment extends the termination date to 3/31/24. No additional funds are required at this time. Administering Department: Procurement and Fleet Services.

Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

30. **Award**
Award: Master Agreement No. MA-PO-24-34, Trinity Services Group, Inc. (Headquarters: Oldsmar, FL), to provide temporary inmate food services. This master agreement is for an initial term of one (1) year in the not-to-exceed award amount of \$1,874,421.00 and includes one (1) year renewal option. Funding Source: General Fund. Administering Department: Sheriff.

Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

31. Securian Life Insurance Company, Amendment No. 1, to provide for supplemental benefits and amend contractual language, Employee Contributions Fund, contract amount \$3,500,000.00 (MA-PO-22-82) Administering Department: Human Resources
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.
32. Westland Resources, Inc., Amendment No. 3, to provide for SELC-Water District Formation, extend contract term to 6/30/24 and amend contractual language, General Fund, contract amount \$17,375.36 (CT-PW-21-161) Administering Department: Project Design and Construction
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.
33. E-Z-GO Division of Textron, Inc., to provide for electric golf carts, Various Funds, contract amount \$515,000.00 (MA-PO-23-195) Administering Department: Regional Wastewater Reclamation
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.
34. Jot Redroof Properties, L.L.C. and Jot Comfort Properties, L.L.C., Amendment No. 10, to provide for hotel shelter services and amend contractual language, FEMA EFSP, HR23 Humanitarian Relief Fund, contract amount \$1,186,598.13 (MA-PO-22-30) Administering Department: Health and Community & Workforce Development
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 3-2, Supervisors Bronson and Christy voted nay.
35. PSOMAS, Inc., to provide for design engineering services for West Valencia Road Improvements: Mission Road to Camino de la Tierra (4VALMR), Transportation CIP Projects Fund, total contract amount \$3,515,275.29/3 year term (\$1,171,758.43 per year) (CT-CPO-24-80) Administering Department: Project Design and Construction
Motion by Chair Grijalva, seconded by Supervisor Bronson, approved 5-0.
36. Durazo Construction Corporation, to provide for Town of Ajo Fuel Island - Refurbishment (XAJOFI), Fleet Services - Capital Projects Fund, contract amount \$2,244,000.00 (CT-CPO-24-90) Administering Department: Project Design and Construction
Motion by Chair Grijalva, seconded by Supervisor Bronson, approved 5-0.

GRANT APPLICATION/ACCEPTANCE

37. **Acceptance - Health**
Arizona Department of Health Services, Amendment No. 2, to provide for oral health dental sealant services and amend grant language, \$132,000.00 (GTAM 24-21)
Motion by Chair Grijalva, seconded by Supervisor Bronson, approved 5-0.

- 38. Acceptance - Health**
National Association of County and City Health Officials, to provide for community engagement to strengthen approaches to decreasing Syphilis, \$146,655.00 (GTAW 24-28)
Motion by Chair Grijalva, seconded by Supervisor Bronson, approved 5-0.
- 39. Acceptance - Health**
Department of Health and Human Services, Centers for Disease Control and Prevention, to provide for the Pima County Overdose Data to Action: LOCAL - Pima CARES, \$2,544,375.00 (GTAW 24-30)
Motion by Chair Grijalva, seconded by Supervisor Bronson, approved 5-0.
- 40. Acceptance - Sheriff**
The State of Arizona, Department of Public Safety, Amendment No. 2, to provide for the Arizona Vehicle Theft Task Force and extend grant term to 6/30/24, \$77,533.00/\$25,845.00 General Fund match (GTAM 24-20)
Motion by Chair Grijalva, seconded by Supervisor Bronson, approved 5-0.

***** HEARINGS *****

Individuals wishing to address the Board on a Public Hearing item, but wish to participate remotely, can contact the Clerk of the Board's Office at 520-724-8449, to obtain remote access information.

FRANCHISE/LICENSE/PERMIT

- 41. Hearing - Fireworks Permit**
Bobby Retz, Westin La Paloma, 3800 E. Sunrise Drive, Tucson, September 23, 2023 at 9:00 p.m.
Motion by Supervisor Bronson, seconded by Chair Grijalva, closed the public hearing and approved 4-1, Supervisor Heinz voted nay.
- 42. Hearing - Fireworks Permit**
Bobby Retz, Westin La Paloma, 3800 E. Sunrise Drive, Tucson, September 24, 2023 at 9:00 p.m.
Motion by Supervisor Bronson, seconded by Chair Grijalva, closed the public hearing and approved 4-1, Supervisor Heinz voted nay.
- 43. Hearing - Fireworks Permit**
Bobby Retz, Westin La Paloma, 3800 E. Sunrise Drive, Tucson, October 2, 2023 at 8:45 p.m.
Motion by Supervisor Bronson, seconded by Chair Grijalva, closed the public hearing and approved 4-1, Supervisor Heinz voted nay.

- 44. Hearing - Fireworks Permit**
Alyssa Rodriguez, Westin La Paloma, 3800 E. Sunrise Drive, Tucson,
October 3, 2023 at 7:20 p.m.
Motion by Supervisor Bronson, seconded by Chair Grijalva, closed the public hearing and approved 4-1, Supervisor Heinz voted nay.
- 45. Hearing - Fireworks Permit**
Bobby Retz, Westin La Paloma, 3800 E. Sunrise Drive, Tucson, October
6, 2023 at 9:15 p.m.
Motion by Supervisor Bronson, seconded by Chair Grijalva, closed the public hearing and approved 4-1, Supervisor Heinz voted nay.
- 46. Hearing - Fireworks Permit**
Erin Kallish, Caterpillar, Inc., 5000 E. Caterpillar Trail, Green Valley,
October 4, 2023 at 9:00 p.m.
Motion by Supervisor Bronson, seconded by Chair Grijalva, closed the public hearing and approved 4-1, Supervisor Heinz voted nay.
- 47. Hearing - Bingo License**
23-02-8044, Joseph C. Melhorn, American Legion Madera Post 131,
249 W. Esperanza Boulevard, Green Valley, Class B - Medium Game.
Motion by Supervisor Bronson, seconded by Chair Grijalva, closed the public hearing and approved 4-1, Supervisor Heinz voted nay.

SUPERIOR COURT

- 48. Hearing - Fee Ordinance**
ORDINANCE NO. 2023 - **15**, of the Board of Supervisors, adopting a
schedule of fees for court services as provided to the public by the Pima
County Clerk of the Superior Court, establishing the Pima County Clerk of
the Superior Court Case Flow Management Fund (CFMF) and
authorizing expenditures therefrom.
Motion by Chair Grijalva, seconded by Supervisor Scott, closed the public hearing and approved 4-1, Supervisor Christy voted nay.

- 49. ADJOURNMENT**

ADDENDUM 1

PRESENTATION/PROCLAMATION

1. Presentation of a proclamation to Dr. Daniella (Dani) DellaGuistina, Assistant University of Arizona Professor, Deputy Principal Investigator, OSIRIS-REx, Principal Investigator, OSIRIS-APEX, proclaiming the day of Sunday, September 24, 2023, to be: "OSIRIS-REx SAMPLE RETURN MISSION DAY"
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.
2. Presentation of a proclamation to Richard Noel, Director, Jam2Grow, L.L.C., and Ron Burton, Retired Administrator, City of Tucson Parks and Recreation Department, proclaiming the day of Saturday, September 30, 2023, to be: "INTERNATIONAL PEACE DAY IN PIMA COUNTY"
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

EXECUTIVE SESSION

3. (Clerk's Note: This item will be heard at a time certain of 11:30 a.m.) Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding defense and indemnification of County employees.
Motion by Chair Grijalva, seconded by Supervisor Bronson, proceed as discussed 5-0.
4. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding DeConcini McDonald Yetwin & Lacy, P.C.'s request for a conflict of interest waiver.
Informational only
5. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Mesch, Clark & Rothschild, P.C.'s request for a conflict of interest waiver.
Informational only
6. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a World View Lease update.
Informational only

BOARD OF SUPERVISORS

7. **Request for Independent Investigation**
Discussion/Direction/Action: Request for an independent investigation by the office of the Arizona Attorney General and/or the office of the Arizona Department of Public Safety with respect to Sheriff Nanos' alleged failure to conduct a timely and thorough investigation into the alleged sexual assault of a female deputy. (District 3)
Motion by Supervisor Bronson, seconded by Supervisor Christy. Upon roll call, approved as amended 3-2, Chair Grijalva and Supervisor Scott voted nay.

COUNTY ATTORNEY

8. **Conflict of Interest Waiver**
Discussion/Direction/Action regarding DeConcini McDonald Yetwin & Lacy, P.C.'s request for a conflict of interest waiver.
Motion by Chair Grijalva, seconded by Supervisor Bronson, approved 5-0.
9. **Conflict of Interest Waiver**
Discussion/Direction/Action regarding Mesch, Clark & Rothschild, P.C.'s request for a conflict of interest waiver.
Motion by Chair Grijalva, seconded by Supervisor Bronson, approved 4-1, Supervisor Heinz voted nay.

CONTRACT AND AWARD

PROCUREMENT

10. **Award**
Award: Master Agreement No. MA-PO-23-27, Enterprise Fleet Management, Inc. (Headquarters: Saint Louis, MO), to provide for vehicle leasing. This master agreement is for an initial term of two (2) years in the not-to-exceed award amount of \$550,000.00 (including sales tax) and includes two (2) two-year renewal options. Funding Source: General Fund. Administering Department: Sheriff.
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

SCHOOL SUPERINTENDENT

11. Pima County Community College District, to provide an intergovernmental agreement for Adult Education Collaboration, General Fund, total contract amount \$2,250,000.00/5 year term (\$250,000.00 for first year, up to \$500,000.00 each additional fiscal year, up to 4 years) (CT-SS-24-100)

Motion by Chair Grijalva, seconded by Supervisor Heinz, approved 5-0 vote.

BOARD, COMMISSION AND/OR COMMITTEE

12. **Pima County Regional Affordable Housing Commission**
Appointment of Rey Robles, to replace Betty Villegas. Term expiration: 10/31/26. (District 5)

Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

ADDENDUM 2

EXECUTIVE SESSION

1. Pursuant to A.R.S. §38-431.03(A) (3), for legal advice and discussion regarding the request for an independent investigation by the office of the Arizona Attorney General and/or office of the Arizona Department of Public Safety of the Pima County Sheriff's Department's investigation related to an alleged sexual assault.

Informational only

CONSENT CALENDAR

Approval of the Consent Calendar

Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

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**
 - Michael J. Kwinn, Corpus Christi Roman Catholic Parish - Tucson, 300 N. Tanque Verde Loop Road, Tucson, September 30, 2023.
 - Meredith E. Bode, TMC Foundation, Westin La Paloma Resort and Spa, 3800 E. Sunrise Drive, Tucson, November 18, 2023.

This item was approved on the Consent Calendar.

2. **Temporary Extension**

12104529, Kevin Arnold Kramber, Wild Garlic Grill, 2870 E. Skyline Drive, Tucson, November 1, 2023 through March 31, 2024.

This item was approved on the Consent Calendar.

SUPERIOR COURT

3. **Fill the Gap**

Staff requests approval to submit a Fill-the-Gap Application to the Arizona Supreme Court Administrative Office of Courts for Fiscal Year 2024.

This item was approved on the Consent Calendar.

TREASURER

4. **Certificate of Removal and Abatement - Certificate of Clearance**

Staff requests approval of the Certificates of Removal and Abatement/Certificates of Clearance in the amount of \$5,152.24.

This item was approved on the Consent Calendar.

RATIFY AND/OR APPROVE

5. Minutes: July 11, 2023

This item was approved on the Consent Calendar.