



Pima County

Meeting Agenda

Board of Supervisors

MEETING LOCATION
Administration Bldg - East
130 W. Congress Street
1st Floor
Tucson, AZ 85701

Tuesday, October 2, 2018

9:00 AM

Board of Supervisors' Hearing Room

PIMA COUNTY BOARD OF SUPERVISORS

Richard Elías, Chairman, District 5
Ramón Valadez, Vice Chair, District 2
Sharon Bronson, Acting Chair, District 3
Ally Miller, Member, District 1
Steve Christy, Member, District 4

AGENDA/ADDENDUM AND BROADCAST INFORMATION

At least 24 hours before each scheduled meeting, the agenda/addendum is available online at www.pima.gov and in the Clerk of the Board's Office, 130 W. Congress St., 5th Fl., Tucson, AZ 85701, Mon-Fri, 8am to 5pm.
Cable Channels: Comcast 96 and Cox 96 Webcast: www.pima.gov

PUBLIC PARTICIPATION SPEAKERS ARE LIMITED TO 3 MINUTES

To address the Board of Supervisors, please complete a Speaker's Card available in the Hearing Room. Clearly print your name/address, the agenda/addendum item number and other requested information. Speaker Cards are required for each item of interest including Call to the Public. On items not noticed as a hearing, speakers should submit a Speaker Card for Call to the Public. Place the completed Speaker Card(s) in the labeled baskets located on the dais. When the Chairman announces your name, step forward to the podium and state your name and affiliation (if applicable) for the record.

The Chairman reserves the right to ensure all testimony is pertinent or non-repetitive so the matter will be handled fairly and expeditiously, and that all speakers abide by rules of civility. Any questions pertaining to the meeting can be directed to Julie Castañeda, Clerk of the Board.

HEARING ROOM NOTICE

Law permits that a video and/or audio recording of all or part of this meeting may be made if doing so does not interfere with the conduct of the meeting. Pima County has no control over the use and distribution of any such recordings. In addition to the official meeting proceedings, these recordings may include images of and comments made by the public prior to the start, during a recess and after adjournment of the meeting, and may be posted on social media or other internet sites.

ACCESSIBILITY

The Board Hearing Room is wheelchair and handicapped accessible. Any person who is in need of special services (e.g., assistive listening device, Braille or large print agenda material, signer for hearing impaired, accessible parking, etc.) due to any disability will be accommodated. Please contact the Clerk of the Board at (520) 724-8449 for these services at least three (3) business days prior to the Board Meeting.

Clerk's Note: Members of the Pima County Board of Supervisors will attend either in person or by telephone, video or internet conferencing.

1. ROLL CALL

2. INVOCATION

To be offered by Pastor Gilbert Garcia, Son Life Chapel.

3. PLEDGE OF ALLEGIANCE

4. PAUSE 4 PAWS

PRESENTATION/PROCLAMATION

5. Presentation of a proclamation to Suzanne Shields, Director and Chief Engineer, Regional Flood Control District; Jason Grodman, Permit Regulatory Compliance Officer, Regional Wastewater and Reclamation Department; Linda Mayro, Director, Office of Sustainability and Conservation; Karen Simms, Division Manager, Natural Resources, Parks and Recreation Department; and Ian Dowdy, Director, Sustainable Landscapes and Communities - Sonoran Institute, proclaiming the month of October 2018 to be:
"RETURN OF THE GILA TOPMINNOW MONTH"

Attachments: [PROC_GilaTopminnowMonth](#)

6. CALL TO THE PUBLIC

Attachments: [CalltothePublic_HansonFotherby](#)
[CalltothePublic_JPSalvatierra](#)

EXECUTIVE SESSION

(Clerk's Note: In addition to the executive session listed below, pursuant to A.R.S. §38-431.03(A)(3) the Board of Supervisors, or the Board sitting as other boards, may vote to go into executive session for the purpose of obtaining legal advice from its counsel with respect to any item listed on this agenda or any addendum thereto.)

7. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a settlement offer in Cutler v. Pima County, et al., U.S. District Court Case No. 18-CV-00383-FRZ.

Attachments: [PCA_ExecSession-Cutler](#)

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS**FLOOD CONTROL DISTRICT BOARD**

8. **Floodplain Management Plan**
RESOLUTION NO. 2018 - FC~~6~~, of the Flood Control District Board of Directors, approving initiation of a Floodplain Management Plan Process as part of the National Flood Insurance Program's Community Rating System.
Attachments: [FC_ResoFloodplainMgmtPlan](#)
9. **Extension of Easement**
UNS Electric, Inc., has requested an easement across Pima County Flood Control District owned property lying within Section 18, T16S, R15E, G&SRM, Pima County, Arizona, \$1,742.00 revenue and \$1,500.00 reimbursement for appraisal fee. (District 4)
Attachments: [FC_EasementUNSElectric](#)
10. **Contract**
Kimley-Horn and Associates, Inc., to provide for the Santa Cruz River: Irvington to Drexel East Bank Improvements (5SCRIR), Flood Control Non-Bond Projects (Flood Control Tax Levy) Fund, contract amount \$329,405.00/2 year term (CT-FC-19-177)
Attachments: [CT-FC-19-177](#)
11. **Contract**
Arizona Board of Regents, University of Arizona, to provide for project services and related research, education and employment, Flood Control Tax Levy Fund, contract amount \$750,000.00/5 year term (CT-FC-19-154)
Attachments: [CT-FC-19-154](#)

LIBRARY DISTRICT BOARD

12. **Acceptance - Library**
Arizona State Library, Archives and Public Records, to provide for the State Grants-In-Aid 2019 Program, \$25,000.00/\$26,600.00 Library District 2051 Fund Match (GTAW 19-18)
Attachments: [GR_GTAW 19-18](#)
13. **Acceptance - Library**
Arizona State Library, Archives and Public Records, to provide for the State Grants-In-Aid 2019 Program, \$25,498.00/\$33,110.00 Library District 2051 Fund Match (GTAW 19-19)
Attachments: [GR_GTAW 19-19](#)

SITTING AS THE BOARD OF SUPERVISORS**14. APPROVAL OF CONSENT CALENDAR****CLERK OF THE BOARD****15. Petition for Relief of Taxes**

Pursuant to A.R.S. §42-11109, Arizona District Council of the Assemblies of God has petitioned the Board of Supervisors for relief of taxes and associated interest/penalty for tax years 2014, 2015, 2016 and 2017, for Parcel Nos. 137-15-106A, 137-15-1040, and 137-15-1050.

Attachments: [CL_PetitionAZDistrictCounciloftheAssembliesofGod](#)

ATTRACTIONS AND TOURISM**16. Pima County Fairgrounds/Southwestern Fair Commission Capital Improvement Project FY 2018-19**

Staff recommends approval of the Pima County Fairgrounds/Southwestern Fair Commission Capital Improvement Project FY 2018-19 budget for upgrade and re-development of the Manny's RV Park in the estimated total amount of \$180,000.00.

Attachments: [AT_FairgroundsCapitalImprovementProjectFY18-19](#)

DEVELOPMENT SERVICES**17. Final Plat With Assurances**

P18FP00015, Sonoran Desert Reserve Subdivision, Lots 1-25, Block 1 and Common Areas "A" (Private Streets & Utilities), "B" (Detention Basin), "C" (Open Area & Utilities) and "D" (Common Driveways & Utilities). (District 1)

Attachments: [DSD_P18FP00015SonoranDesertReserveSubdivision](#)

***** HEARINGS *******FRANCHISE/LICENSE/PERMIT****18. Hearing - Liquor License**

09100208/Job No. 28028, James William Boyd, Jr., Ice Cream Bar, 1135 W. Hoover Street, Ajo, Series 9, Liquor Store, Person and Location Transfer.

Attachments: [FLP_LLIceCreamBar](#)

- 19. Hearing - Liquor License**
Job No. 28274, Michael James Corleone, The Spotted Bull, 13005 E. Benson Highway, Vail, Series 12, Restaurant, New License.
Attachments: [FLP_LLTheSpottedBull](#)
- 20. Hearing - Liquor License**
06100155/Job No. 28962, Jeffrey Craig Miller, Arizona National Golf Club, 9777 E. Sabino Greens Drive, Tucson, Series 6, Bar, Person Transfer.
Attachments: [FLP_LLArizonaNationalGolfClub](#)
- 21. Hearing - Bingo License**
18-02-8035, Krista Lange, Agua Caliente Elementary School PTG, 11420 E. Limberlost Road, Tucson, Class A - Small Game.
Attachments: [FLP_BLAguaCalienteElementarySchoolPTG](#)
- 22. Hearing - Agent Change/Acquisition of Control/Restructure**
12103036, Shoumei Fu, China Phoenix Restaurant, 7090 N. Oracle Road No. 172, Tucson, Agent Change and Acquisition of Control.
Attachments: [FLP_ACChinaPhoenixRestaurant](#)

DEVELOPMENT SERVICES

- 23. Hearing - Rezoning Ordinance**
ORDINANCE NO. 2018 - **27**, P18RZ00002, ACM Ventures, L.L.C. - E. Snyder Road Rezoning. Owner: ACM Ventures, L.L.C. (District 1)
Attachments: [DSD_OrdP18RZ00002](#)

24. ADJOURNMENT

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.

Pima County Homepage: www.pima.gov

DATE/TIME POSTED: 9/26/18 @ 3:00 p.m.

**DATE/TIME REPOSTED (combined Agenda/Addendum and additional attachments):
10/1/18 @ 5:00 p.m.**

DATE/TIME REPOSTED (additional attachments only): 10/3/18 @ 9:00 a.m.

ADDENDUM 1**PRESENTATION/PROCLAMATION**

1. Presentation of a proclamation to Laura Hagen Fairbanks, National Alliance on Mental Illness of Southern Arizona, proclaiming the week of October 7 through 13, 2018 to be:
"MENTAL ILLNESS AWARENESS WEEK"
Attachments: [PROC_MentalIllnessAwarenessWeek](#)

EXECUTIVE SESSION

2. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a proposed settlement of a claim filed April 10, 2018 by Gayle Neher.
Attachments: [PCA_ExecSession-Neher](#)
3. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding whether to authorize the filing of a lawsuit on behalf of Pima County for damages arising out of the opioid crisis.
Attachments: [PCA_ExecSession-OpioidCrisisLitigation](#)

BOARD OF SUPERVISORS

4. **Non-Interference in the Pima County Sheriff's Efforts to Secure Outside Funding**
RESOLUTION NO. 2018 - **65**, of the Board of Supervisors, of non-interference in the Pima County Sheriff's efforts to secure outside funding. (District 4)
Attachments: [BOS_ResoNon-InterferenceSheriffOutsideFunding_Dist4Submittal](#)
[BOS_CommentLetter_10-1-18_Redacted](#)
5. **Open Meeting Law Complaint**
Discussion and vote for the retention of outside counsel as related to the Attorney General's investigation of an Open Meeting Law complaint against members of the Board. (District 1)
Attachments: [BOS_OpenMeetingLawComplaint_Dist1Submittal](#)

CLERK OF THE BOARD

6. **Petitions for Redemption of Property Tax Exemption Waiver**
Staff recommends approval of the petitions for redemption of property tax exemption waivers.
Attachments: [CL_RedemptionWaiverofExemption](#)
[CL_RedemptionWaiverofExemption_Wasko](#)

FINANCE AND RISK MANAGEMENT

7. **Duplicate Warrants - For Ratification**
Catherine O'Grady \$276.50; Recorded Books, Inc. \$1,824.67; Banner-University Medical Center South Campus, L.L.C. \$9,200.00; Pima County Superior Court \$782.61; Wendy Ann Petersen \$188.24; Angelica Macias Tresvik \$59.20; Manufacturers & Traders Trust Company \$648.91; Washington Federal, N.A. \$445.37; Lazco Lath, L.L.C. \$130.00.
Attachments: [FN_DuplicateWarrants](#)

RECORDER

8. **Document Storage and Retrieval Fund**
Pursuant to Resolution No. 1993-200, ratification of the Document Storage and Retrieval Fund for the month of July, 2018.
Attachments: [RE_DocumentStorageandRetrievalFund_July2018](#)

TREASURER

9. **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 \$53,858.14.
Attachments: [TR_CertificateofRemovalAbatement](#)

CONTRACT AND AWARD**PROCUREMENT****10.****Award**

Amendment of Award: Master Agreement Nos. MA-PO-14-313 (AWASA), MA-PO-14-314 (Spay and Neuter Solutions), and MA-PO-14-315 (The Animal League of Green Valley), to provide for spay/neuter services. This revision increases the shared annual award amount by \$265,000.00 from \$400,000.00 to \$665,000.00 for a cumulative not-to-exceed contract amount of \$2,265,000.00 and increases the scope of services to include pets living in foster care but in the legal custody of Pima County. Funding Source: PACC Companion Animal Fund. Administering Department: Pima Animal Care Center.

Attachments: [PO_AwardMA-PO-14-313_14-314_14-315](#)

11.**Award**

Amendment of Award: Master Agreement No. MA-PO-18-76, Central Pet Partners, L.L.C., to provide for kennel and pet care services. This revision increases the annual award amount by \$30,000.00 from \$670,000.00 to \$700,000.00 for a cumulative not-to-exceed contract amount of \$1,370,000.00 to allow for the mandated living wage increase of 2.65%. Funding Source: PACC Special Revenue Fund. Administering Department: Pima Animal Care Center.

Attachments: [PO_AwardMA-PO-18-76](#)

GRANT APPLICATION/ACCEPTANCE**12.****Acceptance - Sheriff**

State of Arizona Department of Homeland Security, Amendment No. 2, to provide for the Operation Stonegarden Grant Program - Overtime and Mileage, \$47,350.00 (GTAM 19-13)

Attachments: [GR_GTAM 19-13](#)

[GR_GTAM 19-13 CAMemorandum](#)

13.**Acceptance - Sheriff**

State of Arizona - Department of Public Safety, to provide for the Border Strike Task Force, \$166,666.66 (GTAW 19-26)

Attachments: [GR_GTAW 19-26](#)

[GR_GTAW 19-26 CAMemorandum](#)

BOARD, COMMISSION AND/OR COMMITTEE

14. **Community Law Enforcement Partnership Commission**
- Appointment of Colin Oglesbee. Term expiration: 12/31/20. (District 1)
 - Appointment of Gabe Ruiz. Term expiration: 12/31/20. (District 2)
- Attachments: [BCC_CLEPC_Dist1Appt](#)
[BCC_CLEPC_Dist2Appt](#)
15. **Parks and Recreation Commission**
- Appointment of Robert Owens, to replace Karen Cesare. Term expiration: 6/30/24. (District 1)
- Attachments: [BCC_ParksandRecreationCommissionAppt](#)

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.

Pima County Homepage: www.pima.gov

DATE/TIME POSTED: 9/28/18 @ 11:00 a.m.

DATE/TIME REPOSTED (additional attachments only): 9/28/18 @ 5:00 p.m.

CONSENT CALENDAR OCTOBER 2, 2018

CONSENT CALENDAR, OCTOBER 2, 2018**CONTRACT AND AWARD****Community Services, Employment and Training**

1. Dorothy Kret and Associates, Inc., f.k.a. DK Advocates, Inc., Amendment No. 3, to provide for workforce development services and amend contractual language, no cost (CT-CS-19-113)

Attachments: [CT-CS-19-113](#)

2. Dorothy Kret and Associates, Inc., f.k.a. DK Advocates, Inc., Amendment No. 3, to provide for workforce development services in the ARIZONA@WORK - workshops and amend contractual language, no cost (CT-CS-19-119)

Attachments: [CT-CS-19-119](#)

Procurement

3. Crafc0, Inc., to provide for four (4) spray injection patcher trailers, Fleet Services Operations Fund, contract amount \$277,213.63 (PO-PO-19-18) Fleet Services

Attachments: [PO-PO-19-18](#)

4. Whelcon Contractors, L.L.C., to provide for the Benson Highway at Drexel Road Intersection Improvements (4DRXXL), Transportation CIP Projects (Federal (FHWA) - 94.3%) (HURF Bonds (DOT-57) - 5.7%) Funds, contract amount \$734,104.14 (CT-TR-19-165) Transportation

Attachments: [CT-TR-19-165](#)

Real Property

5. Family Life Broadcasting, Inc., Amendment No. 1, to provide a Consent to Assignment of a Lease Agreement for property located at 2401 W. Zinnia Avenue, Tax Parcel No. 103-05-024F, between SCRIPPS Media, Inc. and Pima County and amend contractual language, no cost (CTN-PW-19-40)

Attachments: [CTN-PW-19-40](#)

Transportation

6. Green Valley Fire District, to provide for Emergency Vehicle Preemption equipment access at signalized intersections, no cost/10 year term (CTN-TR-19-34)

Attachments: [CTN-TR-19-34](#)

GRANT APPLICATION/ACCEPTANCE

7. **Acceptance - Community Development and Neighborhood Conservation**
U.S. Environmental Protection Agency, Amendment No. 1, to provide for the Agency Southside Brownfields Assessment Cooperative Agreement, no cost (GTAM 19-9)
Attachments: [GR GTAM 19-9](#)
8. **Acceptance - Sheriff**
State of Arizona, Department of Public Safety, to provide for the Gang Intelligence Immigration Team Enforcement Mission Program, \$350,000.00/\$116,666.67 General Fund Match (GTAW 19-20)
Attachments: [GR GTAW 19-20](#)

BOARD, COMMISSION AND/OR COMMITTEE

9. **Flood Control District Advisory Committee**
Appointment of Chris Rod, to replace Ian P. Sharp. No term expiration. (District 4)
Attachments: [BCC_FCDistrictAdvisoryCommitteeAppt](#)
10. **Flood Control District Board of Hearing Review**
Appointment of Chris Rod, to replace Ian P. Sharp. No term expiration. (District 4)
Attachments: [BCC_FCDistrictBoardofHearingReviewAppt](#)

**SPECIAL EVENT LIQUOR LICENSE/TEMPORARY EXTENSION OF PREMISES/
PATIO PERMIT/WINE FAIR/WINE FESTIVAL APPROVED PURSUANT TO
RESOLUTION NO. 2016-62**

11. **Temporary Extension**
- 07100326, Thomas Robert Aguilera, Tucson Hop Shop, 3230 N. Dodge Boulevard, Tucson, October 21 and 31, 2018.
 - 06100228, Scott A. Busse, Territorial, 3727 S. Palo Verde, Tucson, September 29 and November 10, 2018.
 - 06100203, Randy D. Nations, Hot Rods Old Vail, 10500 E. Old Vail Road, Tucson, October 4, 6, 7, 13, 14, 20, 21, 27, 28, November 1, 3, 4, 10, 11, 17, 18, 24, 25, December 1, 2, 6, 8, 9, 15, 16, 22, 23 and 29, 2018 and January 1, 2019.

12. Special Event

- Keith Daniel Stoltzfus, Interfaith Community Services, Plaza Colonial, 2870 E. Skyline Drive, Tucson, October 5, 2018.
- William Dean Woodruff, Corpus Christi Catholic Church, 300 N. Tanque Verde Loop Road, Tucson, October 6, 2018.
- Chloe L. Weeks, Green Fields School, 6000 N. Camino de la Tierra, Tucson, October 13, 2018.
- Michelle Lynn Garmon, St. Thomas the Apostle, 5150 N. Valley View Road, Tucson, November 3, 2018.

ELECTIONS**13. Relocation of Polling Place**

Staff requests approval for relocation of Voting Area 112 (which is a combination of Precincts 112 and 163) to St. Alban's Episcopal Church for the November 6, 2018 General Election.

Attachments: [EL ElectionPollingPlaceRelocation](#)

14. Precinct Committeemen

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

RESIGNATION-PRECINCT-PARTY

Nanci A. Nelson-082-GRN

Attachments: [EL PrecinctCommitteemen](#)

RATIFY AND/OR APPROVE

15. Minutes: September 4, 2018

Warrants: September, 2018

Attachments: [CL_9-4-18DraftMinutes](#)