



Pima County

Meeting Agenda

Board of Supervisors

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

Monday, August 19, 2019

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 Leon Tremmel, Vision Ministries Outreach.

3. **PLEDGE OF ALLEGIANCE**
4. **PAUSE 4 PAWS**
5. **CALL TO THE PUBLIC**

EXECUTIVE SESSION

(Clerk's Note: As of the posting date of 8/13/19, no executive session item has been placed on the regular agenda. However, this is subject to any addendum. 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.)

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

FLOOD CONTROL DISTRICT BOARD

6. **Riparian Habitat Mitigation**
Staff requests approval of a Riparian Habitat Mitigation Plan and In-Lieu Fee proposal in the amount of \$8,265.00 for placement of a pool for a single family residence at 5220 W. Spectacular Way, located within regulated riparian habitat with underlying Xeroriparian Class C Habitat. (District 1)
Attachments: [FC RiparianHabitatMitigationPlan-SpectacularWay](#)
7. **Riparian Habitat Mitigation**
Staff requests approval of a Riparian Habitat Mitigation Plan and In-Lieu Fee proposal in the amount of \$1,940.10 for placement of a single family residence at 24270 E. Tonopah Trail, located within regulated riparian habitat with underlying Xeroriparian Class C Habitat. (District 4)
Attachments: [FC RiparianHabitatMitigationPlan-TonopahTrail](#)

SITTING AS THE BOARD OF SUPERVISORS**8. APPROVAL OF CONSENT CALENDAR****CLERK OF THE BOARD****9. UNFINISHED BUSINESS (8/6/19)****Ratify and/or Approve**

Minutes: June 18, 2019

Warrants: July 2019

Attachments: [CL_6-18-19DraftMinutes](#)[CL_6-18-19DraftMinutes_Revised](#)**10. UNFINISHED BUSINESS (8/6/19)****Petition for Relief of Taxes**

Pursuant to A.R.S. §42-11104(G), Southern Arizona Association for the Visually Impaired (SAAVI) has petitioned the Board of Supervisors for relief of taxes and associated interest/penalty for tax year 2018, for Parcel Nos. 122-08-043A and 111-08-1740, and Personal Property No. 0155383.

Attachments: [CL_SouthernArizonaAssociationfortheVisuallyImpaired](#)**11. **Petitions for Redemption of Property Tax Exemption Waiver****

Staff recommends approval of the petitions for redemption of property tax exemption waivers.

Attachments: [CL_RedemptionWaiverofExemption](#)**REAL PROPERTY****12. A. **Donation Agreement****

RESOLUTION NO. 2019 - **59**, of the Board of Supervisors, accepting a donation of an approximately 120 acre parcel of undeveloped real property from Margaret M. Kidwell, as Trustee of the Margaret M. Kidwell Revocable Trust dated May 6, 1998, and designating the donation parcel as part of the County parks system.

B. **Contract**

Margaret M. Kidwell, Trustee of the Margaret M. Kidwell Revocable Trust and Pima County, to provide a donation agreement and Special Warranty Deed with restrictions and reservation of access easement for real property consisting of approximately 120 fee acres, Tax Parcel No. 306-15-013C, General Fund - Special Projects, contract amount \$3,000.00 (CT-PW-20-40)

Attachments: [RP_ResoDonationAgreement_CT-PW-20-40](#)

***** HEARINGS *******BOARD OF SUPERVISORS**

13. **Hearing - Tax Levy Resolution**
RESOLUTION NO. 2019 - **60**, of the Board of Supervisors, for the levy of taxes for Fiscal Year 2019/2020.
Attachments: [BOS_ResoTaxLevy](#)
[BOS_CAMemorandum](#)
[BOS_CAMemorandum Revised](#)
14. **Hearing - Tax Collection Resolution**
RESOLUTION NO. 2019 - **61**, of the Board of Supervisors, authorizing the delivery of tax statements and the collection of the 2019 taxes.
Attachments: [BOS_ResoTaxCollection](#)

FRANCHISE/LICENSE/PERMIT

15. (Clerk's Note: Pursuant to Pima County Zoning Code, must secure and meet Home Occupation Permit and adhere to standards.)
Hearing - Liquor License
Job No. 68523, Davidson Dougall Hall, Desert Owl Wines, 4731 N. Campbell Avenue, Tucson, Series 1, In-State Producer, New License.
Attachments: [FLP_LLDesertOwlWines](#)
16. **Hearing - Fireworks Permit**
Eddie Robinson, Skyline Country Club, 5200 E. Saint Andrew Drive, Tucson, September 2, 2019 at 9:30 p.m.
Attachments: [FLP_FWSkylineCountryClub_9-2-19](#)
17. **Hearing - Fireworks Permit**
Danithza Castro, Skyline Country Club, 5200 E. Saint Andrew Drive, Tucson, September 14, 2019 at 9:00 p.m.
Attachments: [FLP_FWSkylineCountryClub_9-14-19](#)
18. **Hearing - Permanent Extension of Premises/Patio Permit**
14100003, Michael Seeley, BPOE Elks Lodge No. 1576, 350 N. Yermo, Ajo. AZ.
Attachments: [FLP_EPBPOEElksLodgeNo1576](#)

REGIONAL WASTEWATER RECLAMATION

- 19. Hearing - Pima County Code Text Amendment**
ORDINANCE NO. 2019 - 20, of the Board of Supervisors, relating to wastewater; amending Pima County Code, Title 13, Chapter 20, sanitary construction, connections and fees.
Attachments: [WW OrdCodeTextAmendment Title13](#)
- 20. Hearing - Non-Code Ordinance**
ORDINANCE NO. 2019 - 21, of the Board of Supervisors, relating to sanitary sewer construction and fees; to establish a new fee schedule for permits, inspections, and related services provided by the Development Services Department under Title 13, Chapter 20 of the Pima County Code.
Attachments: [WW OrdCustomerServiceandConstructionPermitFees](#)

21. ADJOURNMENT

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

Pima County Homepage: www.pima.gov

DATE/TIME POSTED: 8/13/19 @ 3:00 p.m.

DATE/TIME REPOSTED (combined Agenda/Addendum): 8/16/19 @ 5:00 p.m.

DATE/TIME REPOSTED (additional attachments only): 8/19/19 @ 1:50 p.m.

ADDENDUM 1**PRESENTATION/PROCLAMATION**

1. Presentation of a proclamation to the Sunnyside Little League Baseball Team: Ernest Moraga, Francisco Rivero and Cristobal Lorta, Coaches; Izaiah Moraga, Michel Muniz, Jr., Jorge Zazueta, Miguel Siqueiros, Andrew Romo, Francisco Rivero, Antonio Ochoa, Jordan Mayboca, Cristobal Lorta, Juan Hernandez, Aciel Guillen, Juan Abril and Angel Armenta, Jr., Players; proclaiming the day of Monday, August 19, 2019 to be: "SUNNYSIDE LITTLE LEAGUE - 2019 MAJOR DIVISION BASEBALL DAY"

Attachments: [PROC_SunnysideLittleLeague-2019MajorDivisionBaseballDay](#)

BOARD OF SUPERVISORS

2. **Community Law Enforcement Partnership Commission**
Discussion/direction/action regarding effective operation of Pima County Community Law Enforcement Partnership Commission. (District 2)
Attachments: [BOS_CLEPCOperation_District2Submittal](#)
3. **Community Law Enforcement Partnership Commission**
Discussion/vote to disband the Community Law Enforcement Partnership Commission. (District 4)
Attachments: [BOS_CLEPCDisband_District4Submittal](#)
[BOS_Dist4RemovalRequest_8-16-19](#)
4. **Stonegarden Approval and the Open Meeting Law**
Discussion and action to release to the public the August 13, 2019, attorney-client privilege memorandum from Chief Civil Deputy County Attorney, Andrew Flagg. Re: May 7, 2019 Stonegarden Approval and the Open Meeting Law. (Districts 1 and 3)
Attachments: [BOS_StonegardenApprovalandOpenMeetingLaw_District3Submittal](#)
[BOS_StonegardenApprovalandOpenMeetingLaw_District1Submittal](#)
[BOS_Atty-ClientPrivilegeMemoDated8-13-19](#)
5. **Off Track Pari-Mutuel Wagering Location**
Pursuant to Arizona Administrative Code R19-2-415, approval of an Off Track Pari-Mutuel Wagering Location for Turf Paradise: Craft Republic, 7625 N. La Cholla Boulevard, Tucson, Arizona (in unincorporated Pima County). (District 1)
Attachments: [BOS_TurfParadiseCraftRepublic](#)

COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION

6. **Subordination Agreement**
Staff recommends approval of a Subordination Agreement and an Estoppel Certificate for Rocky Mountain Community Reinvestment Corporation, pursuant to CT-CD-17-190, Amendment No. 1. (District 2)
Attachments: [CD_SubordinationAgreement_Part1](#)
[CD_SubordinationAgreement_Part2](#)

HUMAN RESOURCES

7. **Classification/Compensation**
The Facilities Management Department requests approval to create the following new classifications, associated costs will be borne by the department from within its current budget:
- Class Code/ Class Title/ Grade Code (Range)/ EEO Code/ FLSA Code
2101/ FM - Specialty Trade Technician/ 41(\$38,209-\$56,472)/ 7/ NE*
2103/ FM - Specialty Trade Specialist/ 49(\$45,988-\$68,120)/ 7/ NE*
2105/ FM - Specialty Trade Specialist Senior/ 52(\$48,672-\$73,092)/ 7/ NE*
2107/ FM - Specialty Trade Supervisor/ 61(\$60,320-\$89,711)/ 7/ E**
*NE = Not Exempt (paid overtime)
**E = Exempt (not paid overtime)
- Attachments: [HR_ClassificationCompensation](#)

REAL PROPERTY

8. **Dedication of Right-of-Way**
Dedication of a Right-of-Way for Kino Sports Complex. (District 2)
Attachments: [RP_RightofWayDedicationKinoSportsComplex](#)

CONTRACT AND AWARD**COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION**

9. Southern Arizona Aids Foundation, to provide for affordable housing expansion and rehabilitation for people living with HIV/AIDS, USHUD Fund, contract amount \$141,647.00 (CT-CD-19-525)
Attachments: [CT-CD-19-525](#)

COMMUNITY SERVICES, EMPLOYMENT AND TRAINING

10. Portable Practical Educational Preparation, Inc., Amendment No. 8, to provide for workforce development services, amend contractual language and scope of work, USDOL - WIOA and HPOG Funds, contract amount \$96,441.75 decrease (CT-CS-17-10)

Attachments: [CT-CS-17-10](#)

ECONOMIC DEVELOPMENT

11. JobPath, Inc., Amendment No. 2, to provide for workforce development services, extend contract term to 6/30/20, amend contractual language and scope of work, General Fund, contract amount \$706,000.00 (CT-ED-18-4)

Attachments: [CT-ED-18-4](#)

FACILITIES MANAGEMENT

12. Southern New Hampshire University, to provide for a lease agreement for property located at 97 E. Congress, contract amount \$9,630,898.69 revenue/10 year term (CTN-FM-20-32)

Attachments: [CTN-FM-20-32](#)

PROCUREMENT

13. Design and Production Incorporated, Amendment No. 1, to provide for the Historic Courthouse - Exhibit Fabrication for Pima County Visitor Center and University of Arizona Mineral Museum Project, amend contractual language and scope of services, Capital Non-Bond Projects Fund, contract amount \$4,100,000.00 (CT-FM-18-415)

Attachments: [CT-FM-18-415](#)

14. Lloyd Construction Company, Inc., Amendment No. 4, to provide for Construction Manager at Risk Services for Historic Courthouse Final Phase Construction (XOCH03), extend contract term to 3/31/21, amend contractual language and scope of work, FM Capital Non-Bond Projects Fund (Transfer in from General Fund), contract amount \$3,448,814.57 (CT-FM-19-416) Facilities Management

Attachments: [CT-FM-19-416 Part1](#)

[CT-FM-19-416 Part2](#)

GRANT APPLICATION/ACCEPTANCE

- 15. Acceptance - Health**
Arizona Department of Health Services, to provide for the Family Planning Program (Title X), \$127,000.00 (GTAW 20-16)
Attachments: [GR GTAW 20-16](#)
- 16. Acceptance - Sheriff**
State of Arizona - Office of the Attorney General, to provide for the FY20 Victims' Rights Program, \$39,200.00 (GTAW 20-17)
Attachments: [GR GTAW 20-17](#)
- 17. Acceptance - Health**
Centers for Disease Control and Prevention, Amendment No. 1, to provide for the REACH Pima Partnership Project, \$762,685.00 (GTAM 20-3)
Attachments: [GR GTAM 20-3](#)

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

Pima County Homepage: www.pima.gov

DATE/TIME POSTED: 8/15/19 @ 11:00 a.m.

DATE/TIME REPOSTED (additional attachments only): 8/16/19 @ 1:45 p.m.

**CONSENT
CALENDAR
AUGUST 19, 2019**

CONSENT CALENDAR, AUGUST 19, 2019**CONTRACT AND AWARD****Community Services, Employment and Training**

1. Compass Affordable Housing, Inc., Amendment No. 4, to provide for the Arizona Department of Housing - Pima County Links Rapid Rehousing Program, extend contract term to 6/30/20, amend contractual language and scope of work, State of Arizona Housing Program Fund, contract amount \$257,437.00 (CT-CS-17-404)
Attachments: [CT-CS-17-404](#)

2. Old Pueblo Community Services, Amendment No. 3, to provide for the Arizona Department of Housing - Pima County Links Rapid Rehousing Program, extend contract term to 6/30/20, amend contractual language and scope of work, State of Arizona Housing Program Fund, contract amount \$101,359.00 (CT-CS-17-441)
Attachments: [CT-CS-17-441](#)

Facilities Management

3. Arizona Board of Regents, University of Arizona, Amendment No. 1, to provide for a lease agreement for property located at 115 N. Church Avenue and amend contractual language, contract amount \$3,652,752.00 revenue (CTN-FM-18-124)
Attachments: [CTN-FM-18-124](#)
[CTN-FM-18-124 CAMemorandum](#)

4. IMPACT of Southern Arizona, Amendment No. 2, to provide for a lease agreement for property located at 3535 E. Hawser Street and amend contractual language, contract amount \$209,773.07 revenue (CTN-FM-CMS143190)
Attachments: [CTN-FM-CMS143190](#)

5. Arizona Board of Regents, University of Arizona, Amendment No. 1, to provide for a lease agreement for property located at 240 N. Stone, Nos. 550, 551 and 507, extend contract term to 2/10/25 and amend contractual language, contract amount \$5.00 revenue (CTN-FM-15-6)
Attachments: [CTN-FM-15-6](#)

Procurement

6. Whelcon Contractors, L.L.C., Amendment No. 1, to provide for the Benson Highway at Drexel Road Intersection Improvements (4DRXXL), extend contract term to 4/23/20 and amend contractual language, no cost (CT-TR-19-165) Transportation
Attachments: [CT-TR-19-165](#)
7. Southwest Hazard Control, Inc., to provide for the Pima County Northwest Service Center asbestos abatement (XNWHLC), FM Capital Non-Bond Projects Fund, contract amount \$254,814.00 (CT-FM-20-36)
Attachments: [CT-FM-20-36](#)

Real Property

8. Skyline Bel Air Estates Community Association, Amendment No. 3, to provide a Right-of-Way Encroachment License for landscaped medians, vegetation, and entry walls, extend contract term to 7/22/44 and amend contractual language, contract amount \$6,125.00 revenue (CTN-PW-20-22)
Attachments: [CTN-PW-20-22](#)
9. Gallery ROW Group, L.L.C., to provide for a Right-of-Way Encroachment License for a freestanding sign located at 3001 E. Skyline Drive, Tax Parcel No. 108-11-056E, contract amount \$4,375.00 revenue/25 year term (CTN-PW-20-21)
Attachments: [CTN-PW-20-21](#)

Sheriff

10. Town of Oro Valley, to provide for incarceration of municipal prisoners, contract amount \$183,000.00 estimated revenue (CTN-SD-19-213)
Attachments: [CTN-SD-19-213](#)
11. Green Valley Sheriff Auxiliary Volunteers (SAV), Amendment No. 6, to provide for property loss protection - Green Valley SAV vehicles, amend contractual language and scope of services, no cost (CT-SD-18-41)
Attachments: [CT-SD-18-41](#)
12. City of Tucson and Drexel Heights Fire District, Amendment No. 1, to provide for 911 backup facility sharing services at PECOC and TOPSC, extend contract term to 5/19/24, amend contractual language and scope of services, contract amount \$553,500.00 revenue (CTN-SD-14-153)
Attachments: [CTN-SD-14-153](#)

13. Pima County Community College District, to provide for the Adult Basic Education College and Career Program at the Pima County Adult Detention Center, General Fund, contract amount \$141,372.38 (CT-SD-20-16)

Attachments: [CT-SD-20-16](#)

BOARD, COMMISSION AND/OR COMMITTEE

14. **Metropolitan Education Commission**
- Appointment of Clarisa Nido, representing Building Principal (AZ School Administrators), to replace Rex Scott. Term expiration: 2/16/21. (Commission recommendation)
 - Appointment of Rex Scott, At-Large Commission Appointee, to replace Patricia Wiedhopf. Term expiration: 3/19/22. (Commission recommendation)

Attachments: [BCC MetropolitanEducationCommissionAppts_Redacted](#)

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

15. **Temporary Extension**
- 07100326, Thomas Robert Aguilera, Tucson Hop Shop, 3230 N. Dodge Boulevard, Tucson, August 24, 2019.
 - 012100004276, Sharron Fisher, Dominicks Green Valley, 77 E. Paseo De Golf, Green Valley, September 14, 2019.
16. **Special Event**
- Shelby Kristen Scheer, Southern Arizona Arts and Cultural Alliance, La Encantada Shopping Center, 2905 E. Skyline Drive, Tucson, September 1, 2019.

ELECTIONS

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

RESIGNATION-PRECINCT-PARTY

Julie A. Roush-074-DEM

APPOINTMENT-PRECINCT-PARTY

Marcia L. Wohlhueter-057-DEM; Martha P. Fankhauser-078-DEM; Delores K. Horne-078-DEM; Gene T. Fisher-237-DEM; Kim M. Bayne-239-DEM; James E. Pollack-010-REP; Teresa M. Shevlin-033-REP; Caroline F. Wren-112-REP; Marian F.

Hirschhorn-130-REP; Dyana L. Sprouse-141-REP; Brenda F. Zenan-141-REP; Carol A. Surowiec-145-REP; Tina L. Black-158-REP; Mabelle P. Gummere-178-REP; Steven A. Gummere-178-REP; Ernest Shack-181-REP; James H. Mais-193-REP; Thomas E. Nelson-210-REP; Darlene M. Franklin-216-REP; Donald T. Woolley-227-REP; Patricia K. Woolley-227-REP; Scott A. Stewart-116-LBT; Ida "Dru" Drucilla Heaton-178-LBT

Attachments: [EL PrecinctCommitteemen](#)

FINANCE AND RISK MANAGEMENT

18. Duplicate Warrants - For Ratification

Leonel Lucero \$58.68; Rudy G. Robles \$32.50; William Terry Newman \$306.00; Denis W. Barr \$150.00; John Thomas Bouley \$60.00.

Attachments: [FN DuplicateWarrants](#)

RATIFY AND/OR APPROVE

19. Minutes: July 2 and 22, 2019

Attachments: [CL_07-02-19DraftMinutes](#)

[CL_07-22-19DraftMinutes](#)