



# Pima County

## Meeting Agenda

### Board of Supervisors

MEETING LOCATION  
Virtual (Television viewing  
available at  
130 W. Congress Street  
1st Floor  
Tucson, AZ 85701)

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Tuesday, January 19, 2021

9:00 AM

Virtual Meeting

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#### PIMA COUNTY BOARD OF SUPERVISORS

*Sharon Bronson, Chair, District 3*  
*Adelita S. Grijalva, Vice Chair, District 5*  
*Rex Scott, Member, District 1*  
*Dr. Matt Heinz, Member, District 2*  
*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](http://www.pima.gov) and in the Clerk of the Board's Office, 130 W. Congress St., 1st Fl., Tucson, AZ 85701, Mon-Fri, 8am to 5pm.*  
*Cable Channels: Comcast 96 and Cox 96    Webcast: [www.pima.gov](http://www.pima.gov)*

#### PUBLIC PARTICIPATION COMMENTS DURING COVID-19

*Comments to the Board of Supervisors can be submitted to the following email address: [COB\\_Mail@pima.gov](mailto:COB_Mail@pima.gov). Please provide your name, address, telephone number and remarks. All comments will be provided to the Board of Supervisors.*

*The Chair reserves the right to ensure all comments are appropriate and abide by rules of civility. Any questions pertaining to the meeting can be directed to Julie Castañeda, Clerk of the Board.*

#### ACCESSIBILITY

*The lobby at 130 West Congress, 1st Floor, 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.*

**MEETING NOTE:** Due to the impacts of the COVID-19 pandemic, which have prompted declarations of a public health emergency at the local, state and federal levels, this meeting will be conducted using measures to protect public health. This meeting will be conducted remotely through technological means, as permitted by Arizona law. Subject to technological availability, individuals interested in viewing or listening to the meeting can email [COB\\_Mail@pima.gov](mailto:COB_Mail@pima.gov) for instructions on how to remotely access the meeting. The following public viewing options are also available.

This meeting can be streamed via the following links: BOS Agenda January 19, 2021 (<http://pima.granicus.com/ViewPublisher.php?view id=3>), on Facebook (<https://www.facebook.com/pimacountyarizona/>), or via Cox and Comcast Cable Channel 96. Television viewing will be available in the lobby at 130 West Congress, 1st Floor.

**IN-PERSON ATTENDANCE BY MEMBERS OF THE PUBLIC WILL BE PROHIBITED.**

1. ROLL CALL
2. PLEDGE OF ALLEGIANCE
3. PUBLIC COMMENTS (submit public comments to [COB\\_mail@pima.gov](mailto:COB_mail@pima.gov))

#### **EXECUTIVE SESSION**

*(Clerk's Note: In addition to the executive sessions 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.)*

4. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a notice of claim and forthcoming lawsuit filed by Viva Coffee House, L.L.C., Andrea and Kelly Walker, and Richard and Cheryl Dunker.  
**Attachments:** [PCA\\_ExecSession-VivaCoffeeHouse](#)
5. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding existing and potential County policies restricting political activities of County employees.  
**Attachments:** [PCA\\_ExecSession-PoliciesRestrictingPoliticalActivities](#)
6. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a proposed settlement in Kohl's, Inc., et al. v. Pima County, Arizona Tax Court Case No. TX2020-000945.  
**Attachments:** [PCA\\_ExecSession-Kohl's](#)

**7. APPROVAL OF CONSENT CALENDAR****BOARD OF SUPERVISORS****8. Executive Session**

Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice, and for discussion or consideration of any matter within the scope of A.R.S. §38-431.03(A) (1), regarding the proposed County Administrator Employment Contract, 2021-2025. As required by §38-431.03(D), any legal action must be taken in public session. (District 5)

**Attachments:** [BOS\\_ExecSession-CntyAdminEmpContract\\_Dist5Submittal](#)

**COUNTY ADMINISTRATOR****9. UNFINISHED BUSINESS (12/1/20)****County Fair Racing Association**

RESOLUTION NO. 2020 - 93, of the Board of Supervisors, repealing Resolution No. 1987-227 and designating the Pima County Natural Resources, Parks and Recreation Advisory Commission as the "County Fair Racing Association" for all purposes set forth in A.R.S. Title 5, Chapter 1, Article 1.

**Attachments:** [CA\\_ResoCountyFairRacingAssociation](#)

[CA\\_PCFairHorseRacingCommisionCommentLetter\\_11-23-20](#)

[CA\\_PCFairHorseRacingCommisionCommentLtr\\_11-24-20\\_Redacted](#)

[CA\\_PCFairHorseRacingCommisionCommentLtr\\_1-15-21\\_Redacted](#)

[CA\\_CAMemo\\_MergerofFairHorseRacingCommission\\_1-15-21](#)

[CA\\_PCFairHorseRacingCommisionCommentLtrs\\_1-19-21\\_Redacted](#)

**10. UNFINISHED BUSINESS (1/5/21)****Contract**

County Administrator Employment Contract, 2021 through 2025.  
Discussion/Action.

**Attachments:** [CA\\_EmploymentContract](#)  
[CA\\_CommentLetters\\_1-4-21](#)  
[CA\\_CommentLetters2\\_1-4-21\\_Redacted](#)  
[CA\\_CommentLetters3\\_1-4-21\\_Redacted](#)  
[CA\\_CommentLetters\\_1-5-21\\_Redacted](#)  
[CA\\_CommentLetters\\_1-6-21\\_Redacted](#)  
[CA\\_TucsonAudubonSocietyCommentLetter\\_1-11-21](#)  
[CA\\_CommentLetters\\_1-12-21\\_Redacted](#)  
[CA\\_CommentLetters\\_1-13-21\\_Redacted](#)  
[CA\\_CommentLetterHuckelberry-COVID-19\\_1-13-21\\_Redacted](#)  
[CA\\_CommentLetters2\\_1-13-21\\_Redacted](#)  
[CA\\_CommentLetters\\_1-14-21\\_Redacted](#)  
[CA\\_CommentLetter2\\_1-14-21\\_Redacted](#)  
[CA\\_CommentLetterHuckelberry-COVID-19\\_1-15-21\\_Redacted](#)  
[CA\\_CommentLetters\\_1-15-21\\_Redacted](#)  
[CA\\_CommentLetters\\_1-19-21\\_Redacted](#)

11. (Clerk's Note: All COVID-19 items and/or COVID-19 emergency items will be discussed under this agenda item.)

**Updates and Action on COVID-19**

**Attachments:** [CA\\_COVID-19\\_CommentLetters\\_Redacted](#)  
[CA\\_COVID-19\\_CommentLetter\\_1-12-21\\_Redacted](#)  
[CA\\_CommentLetterHuckelberry-COVID-19\\_1-13-21\\_Redacted](#)  
[CA\\_COVID-19\\_CommentLetter\\_1-14-21\\_Redacted](#)  
[CA\\_CommentLetterHuckelberry-COVID-19\\_1-15-21\\_Redacted](#)  
[CA\\_COVID-19\\_CommentLetter\\_1-15-21\\_Redacted](#)  
[CA\\_CAMemo\\_COVID-19PandemicUpdate\\_1-15-21](#)  
[CA\\_COVID-19\\_CommentLetters\\_1-19-21\\_Redacted](#)

**CLERK OF THE BOARD**

12. (Clerk's Note: Taxes due for the first half of 2020 are not eligible for refund or abatement.)

**Petitions for Redemption of Property Tax Exemption Waiver**

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

**Attachments:** [CL\\_RedemptionWaiverofExemption](#)

13. **Petition for Relief of Taxes**  
Pursuant to A.R.S. §42-11109(E), Iglesia Apostolica de la fe en Cristo Jesus, has petitioned the Board of Supervisors for relief of Real Property taxes and associated interest/penalty for tax year 2020, for Parcel No. 131-04-4000.

**Attachments:** [CL\\_IglesiaApostolicaDeLaFeEnCristoJesus](#)

14. **Petition for Relief of Taxes**  
Pursuant to A.R.S. §42-11104(G), Society of Mount Carmel, Inc. - Salpointe Catholic High School, has petitioned the Board of Supervisors for relief of Real Property taxes and associated interest/penalty for tax year 2020, for Parcel No. 113-10-001A.

**Attachments:** [CL\\_SocietyofMountCarmelIncSalpointeCatholicHighSchool](#)

### \*\*\* HEARINGS \*\*\*

Individuals wishing to address the Board on a Public Hearing item will need to contact the Clerk of the Board's Office at 520-724-8449, to register their request and obtain remote access information.

#### FRANCHISE/LICENSE/PERMIT

15. **Hearing - Liquor License**  
Job No. 126720, Jorge Manuel Leon Uribe, Ragazzi, 101 S. La Cañada Drive, No. 51, Green Valley, Series 12, Restaurant, New License.

**Attachments:** [FLP\\_LL\\_Ragazzi](#)

#### DEVELOPMENT SERVICES

16. **Hearing - Comprehensive Plan Amendment**  
P20CA00004, DE SANTIAGO - W. YEDRA ROAD PLAN AMENDMENT  
Tony and Carmen De Santiago, represented by Judith De Santiago,  
request a Comprehensive Plan Amendment of approximately 4.77 acres from Low Intensity Rural (LIR) to Medium Intensity Rural (MIR) land use designation, located approximately 1200 feet east of the intersection of W. Yedra Road and S. Vahalla Road, and addressed as 7600 W. Yedra Road, in Section 21, T15S, R12E, in the Southwest Planning Area. On motion, the Planning and Zoning Commission voted 8-0 (Commissioners Bain and Hook were absent) to recommend **APPROVAL SUBJECT TO A REZONING POLICY**. Staff recommends **APPROVAL SUBJECT TO A REZONING POLICY**. (District 3)

**Attachments:** [DSD\\_P20CA00004](#)

17. **Hearing - Rezoning**  
P20RZ00010, CAMFE, L.L.C. - W. OKLAHOMA STREET REZONING  
Request of Camfe, L.L.C., represented by Jose Campillo, for a rezoning of approximately 4.05 acres from the SR (Suburban Ranch) to the CR-1 (Single Residence) zone, located at the northwest corner of the intersection of W. Oklahoma Street and S. Sheila Avenue and addressed as 6520 W. Oklahoma Street. The proposed rezoning conforms to the Pima County Comprehensive Plan which designates the property as Low Intensity Urban 3.0 (LIU-3.0). On motion, the Planning and Zoning Commission voted 8-0 (Commissioners Bain and Hook were absent) to recommend **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. Staff recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. (District 3)  
*Attachments:* [DSD P20RZ00010](#)
18. **Hearing - Rezoning Ordinance**  
ORDINANCE NO. 2021 - 2, P16RZ00010, 6500 Westover Ave., L.L.C. - S. Westover Avenue Rezoning. Owner: 6500 Westover Ave., L.L.C. (District 5)  
*Attachments:* [DSD OrdP16RZ00010](#)

## 19. ADJOURNMENT

**POSTED: Levels A & B and 1st Floor, Pima County Administration Bldg.**

**Pima County Homepage: [www.pima.gov](http://www.pima.gov)**

**DATE/TIME POSTED: 1/12/21 @ 3:00 p.m.**

**DATE/TIME REPOSTED (additional attachments only): 1/13/21 @ 11:15 a.m.**

**DATE/TIME REPOSTED (additional attachments only): 1/14/21 @ 10:15 a.m.**

**DATE/TIME REPOSTED (additional attachments only): 1/14/21 @ 5:00 p.m.**

**DATE/TIME REPOSTED (combined Agenda/Addendum and additional attachments):  
1/15/21 @ 5:00 p.m.**

**DATE/TIME REPOSTED (additional attachments only): 1/15/21 @ 5:20 p.m.**

**DATE/TIME REPOSTED (additional attachments only): 1/19/21 @ 3:30 p.m.**

**ADDENDUM 1****EXECUTIVE SESSION**

1. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Next Level Arcade Tucson, L.L.C., et al. v. Pima County, Pima County Superior Court Case No. C20210057.  
**Attachments:** [PCA\\_ExecSession-NextLevelArcadeTucsonLLC](#)
2. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Pima County Board of Supervisors v. Bill Staples, Arizona Tax Court Case No. TX2019-000118, and the processing of petitions for redemption of waiver under A.R.S. §42-11153.  
**Attachments:** [PCA\\_ExecSession-PCBOSvStaples](#)
3. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding what measures Pima County can take to extend the federal eviction moratorium beyond January 31, 2021 within Pima County.  
**Attachments:** [PCA\\_ExecSession-FederalEvictionMoratoriumExtension](#)

**BOARD OF SUPERVISORS SITTING AS OTHER BOARDS****ROCKING K SOUTH COMMUNITY FACILITIES DISTRICT BOARD**

4. **Canvass**  
Pursuant to A.R.S. §48-707(D), canvass of the election results for the January 12, 2021, Special Election.  
**Attachments:** [RK\\_SpecialElectionCanvass](#)

**SITTING AS THE BOARD OF SUPERVISORS****BOARD OF SUPERVISORS**

5. **Appointment of Sergeant at Arms**  
Appointment of Sgt. Charles Lopiccolo as the Sergeant at Arms, effective January 10, 2021. (District 3)  
**Attachments:** [BOS\\_SDMemorandum\\_ApptSgtAtArms\\_1-14-21](#)
6. **Open Meeting Law**  
Discussion/action. Chief Civil Deputy County Attorney Andrew Flagg to provide a review of the Arizona Open Meeting Law as it applies to the Pima County Board of Supervisors and their staff members. (District 5)  
**Attachments:** [BOS\\_OpenMeetingLaw\\_Dist5Submittal](#)

**COUNTY ADMINISTRATOR**

7. **Consumer Health and Food Safety Fee Schedule**  
Staff requests authorization to temporarily waive the current (January 1, 2021) increase in the operating permit fees associated with food establishments and allow for a credit to be provided to those that have paid during the current calendar year.  
**Attachments:** [CA CAMemo ConsumerHealthFoodSafetyFeeSchedule](#)
8. **COVID-19 Vaccination Agreement**  
Discussion/action. COVID-19 Vaccination Agreement between Tucson Medical Center and Pima County.  
**Attachments:** [CA CAMemo COVID-19VaccinationAgreement](#)  
[CT-HD-21-291\\_1-15-21](#)

**CONTRACT AND AWARD****PROCUREMENT**

9. Paradigm Laboratories, L.L.C., Amendment No. 5, to provide for COVID-19 test kits, processing, and reporting and amend contractual language, Health Department Operations and Federal Grant Funds, contract amount \$16,000,000.00 (MA-PO-20-166) Health  
**Attachments:** [MA-PO-20-166](#)

**GRANT APPLICATION/ACCEPTANCE**

10. **Acceptance - County Administrator**  
John D. and Catherine T. MacArthur Foundation, Amendment No. 1, to provide for the Safety and Justice Challenge and amend grant language, no cost/3 year term (GTAM 21-65)  
**Attachments:** [GR GTAM 21-65](#)
11. **Acceptance - Health**  
National Association of County and City Health Officials, to provide for addressing needs of people with disabilities in COVID-19 local preparedness planning, mitigation and recovery efforts, \$49,778.19 (GTAW 21-99)  
**Attachments:** [GR GTAW 21-99](#)
12. **Acceptance - Recorder**  
U.S. Election Assistance Commission, to provide for the 2020 HAVA Election Security Sub-Grant, \$50,000.00/5 year term (GTAW 21-100)  
**Attachments:** [GR GTAW 21-100](#)



13.                   **Acceptance - Sheriff**  
Arizona Department of Homeland Security, to provide for the FFY2019 Homeland Security Grant Program Award for a tactical surveillance system, \$6,879.00 (GTAW 21-101)  
*Attachments:* [GR GTAW 21-101](#)

## **BOARD, COMMISSION AND/OR COMMITTEE**

14.                   **Community Action Agency Board**  
Reappointment of John Vasquez Bedoy. Term expiration: 12/31/21. (District 5)  
*Attachments:* [BCC CommunityActionAgencyBoardReappt](#)
15.                   **Fair Horse Racing Commission**  
Reappointment of John Ochoa. Term expiration: 1/16/23. (District 4)  
*Attachments:* [BCC FairHorseRacingCommissionReappt](#)
16.                   **Housing Commission**  
Reappointment of Sharayah Jimenez. Term expiration: 12/31/24. (District 5)  
*Attachments:* [BCC HousingCommissionReappt](#)
17.                   **Merit System Commission and Law Enforcement Merit System Council**  
Reappointment of Paul Rubin. Term expiration: 12/31/24. (District 5)  
*Attachments:* [BCC MeritSystemCommissionReappt](#)
18.                   **State Board of Equalization**  
Reappointment of Peter E. Pearman. Term expiration: 12/31/24. (District 5)  
*Attachments:* [BCC StateBoardofEqualizationReappt](#)

**POSTED: Levels A & B and 1st Floor, Pima County Administration Bldg.**

**Pima County Homepage: [www.pima.gov](http://www.pima.gov)**

**DATE/TIME POSTED: 1/14/21 @ 11:00 a.m.**

**DATE/TIME REPOSTED (additional attachments only): 1/14/21 @ 5:00 p.m.**

**CONSENT  
CALENDAR  
JANUARY 19, 2021**

**CONSENT CALENDAR, JANUARY 19, 2021****CONTRACT AND AWARD****County Attorney**

1. Assistance Dogs of the West, Amendment No. 3, to provide for the Courthouse Dog Program, amend contractual language and scope of services, Anti-Racketeering Fund, contract amount \$7,500.00 (CT-PCA-19-245)  
*Attachments:* [CT-PCA-19-245](#)
  
2. Avertest, L.L.C., d.b.a. Averhealth, Amendment No. 1, to provide for the Tucson/Pima County Problem Solving Court Initiative Project, extend contract term to 10/31/21 and amend contractual language, SAMHSA (\$67,689.00) and DOJ BJA (\$12,311.00) Funds, contract amount \$80,000.00 (CT-PCA-20-155)  
*Attachments:* [CT-PCA-20-155](#)

**Facilities Management**

3. Downtown Tucson Partnership, Inc., to provide for the Downtown Tucson Partnership Lease Agreement located at 220 N. Stone Avenue, Suite 170, no cost/2 year term (CTN-FM-21-51)  
*Attachments:* [CTN-FM-21-51](#)

**Natural Resources, Parks and Recreation**

4. Maricopa Trail and Park Foundation, d.b.a. Sun Corridor Trail Alliance, to provide a Memorandum of Understanding to support the development of the Sun Corridor Trail, no cost/5 year term (CTN-PR-21-54)  
*Attachments:* [CTN-PR-21-54](#)

**Procurement**

5. MW Morrissey Construction, L.L.C., to provide for the Joel Valdez Main Library - 4th Floor Renovation Project (XLIN21), FM Capital Non-Bond Projects Fund, contract amount \$529,365.00 (CT-FM-21-272) Facilities Management  
*Attachments:* [CT-FM-21-272](#)

**GRANT APPLICATION/ACCEPTANCE**

6. **Acceptance - Community and Workforce Development**  
Tucson Electric Power Company (TEP), Amendment No. 6, to provide for TEP Low Income Weatherization Program services and amend grant language, \$145,000.00 (GTAM 21-67)  
**Attachments:** [GR\\_GTAM 21-67](#)

**BOARD, COMMISSION AND/OR COMMITTEE**

7. **Tucson-Pima County Historical Commission**
- Appointment of Joel Ireland, to replace Josephine Hilliard. Term expiration: 12/31/24. (District 5)
  - Reappointment of Rikki Lynn Riojas. Term expiration: 12/31/24. (District 5)
- Attachments:** [BCC\\_HistoricalCommissionApptReappt](#)

**FINANCE AND RISK MANAGEMENT**

8. **Duplicate Warrants - For Ratification**  
Metro Water District \$400.00; City of South Tucson \$50,629.33; Ernest Lambert Moss \$1,902.80; Nutrien AG Solutions, Inc. \$1,650.00; Rachel Marie Callaway \$3,366.90; Tucson Hispanic Chamber of Commerce \$3,183.62; Sunnyside Unified School District Foundation \$155,913.00; Daniel C. Fulmer \$2,665.00; WSP USA, Inc. \$10,946.50.  
**Attachments:** [FN\\_DuplicateWarrants](#)