



# Pima County

## Meeting Agenda

### Board of Supervisors

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

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Tuesday, August 2, 2022

9:00 AM

Board of Supervisors' Hearing Room

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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

To address the Board of Supervisors, please complete a Speaker Card. Clearly print your name/address, the item number and other requested information. Speaker Card(s) are required for Call to the Public and Public Hearing Items. Once completed place Speaker Card(s) in the basket located on the dais. When the Chair announces your name, step forward to the podium and state your name for the record.

The Chair reserves the right to ensure all testimony is pertinent or non-repetitive so matters are handled fairly and expeditiously. All attendees are advised that the Board of Supervisors strongly adhere to the rules of civility and decorum. Outbursts, breaches of peace, boisterous conduct or other unlawful interference will result in that individual being asked to leave the meeting room. Any questions pertaining to the meeting can be directed to Melissa Manriquez, 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.**

**In accordance with the latest Pima County Public Health Advisory Update, effective March 12, 2022, it is recommended that employees, County vendors and members of the public who access County facilities wear a mask in all County facilities as follows:**

- a. In common areas, lobbies and elevators.**
- b. In areas where proper physical distancing is not possible (less than 6 feet).**
- c. In areas where there is not a protective barrier.**

**In addition, it is recommended that employees, County vendors and members of the public who are 65 years of age or older or have high-risk underlying medical conditions wear a mask in all County facilities.**

**It is recommended that physical distancing be observed during seating in the Board of Supervisors Hearing Room.**

**The meeting can be streamed via the following links: BOS Agenda August 2, 2022 ([http://pima.granicus.com/ViewPublisher.php?view\\_id=3](http://pima.granicus.com/ViewPublisher.php?view_id=3)), on YouTube (<https://www.youtube.com/c/PimaCountyArizona/>), or via Cox and Comcast Cable Channel 96. Television viewing will be available in the lobby at 130 West Congress, 1st Floor.**

- 1. ROLL CALL**
- 2. PLEDGE OF ALLEGIANCE**
- 3. LAND ACKNOWLEDGEMENT STATEMENT**
- 4. PAUSE 4 PAWS**

#### **PRESENTATION/PROCLAMATION**

- 5. Presentation of a proclamation to Nicole Olvera, Community Outreach Coordinator, Division of Child Support Services, Arizona Department of Economic Security, proclaiming the month of August 2022 to be: "CHILD SUPPORT AWARENESS MONTH"**

**Attachments: [PROC\\_ChildSupportAwarenessMonth](#)**

**6. 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, August 1, 2022 at 5:00 p.m. Each speaker will be limited to 3 minutes and the number of speakers may be limited due to a high volume of requests. Please be aware that you may not be called upon to speak. eComments can also be submitted to COB\_mail@pima.gov.

**Attachments:** [CalltothePublic Barrett 8-2-22](#)  
[CalltothePublic Heaton 8-2-22](#)  
[CalltothePublic Johnson 8-2-22](#)  
[CalltothePublic Wann 8-2-22 Redacted](#)  
[CalltothePublic Woodrow 8-2-22](#)  
[CalltothePublic Young 8-2-22](#)

**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 Taylor v. Pima County, et al. (District 3)

**Attachments:** [PCA\\_ExecSession-Taylor\\_District3Submittal](#)

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

8. **Riparian Habitat Mitigation**  
Staff requests approval of a Riparian Habitat Mitigation Plan and In-Lieu Fee proposal in the amount of \$68,480.00 for a haul road at the Caterpillar Proving Grounds located at 6000 W. Caterpillar Trail, located within Regulated Riparian Habitat and classified as Important Riparian Area with underlying Xeroriparian Class B, Xeroriparian Class B and Xeroriparian Class C Habitat. (District 3)

**Attachments:** [FC RiparianHabitatMitigationPlan-CaterpillarTrailHaulRoad](#)

- 9. Riparian Habitat Mitigation**  
Staff requests approval of a Riparian Habitat Mitigation Plan and In-Lieu Fee proposal in the amount of \$173,200.00 for a 10% road at the Caterpillar Proving Grounds located at 6000 W. Caterpillar Trail, located within Regulated Riparian Habitat and classified as Important Riparian Area with underlying Hydromesoriparian Habitat. (District 3)  
**Attachments:** [FC RiparianHabitatMitigationPlan-CaterpillarTrail10%Road](#)
- 10. Riparian Habitat Mitigation**  
Staff requests approval of a Riparian Habitat Mitigation Plan and In-Lieu Fee proposal in the amount of \$7,560.00 for the Catalina Springs Apartment Complex located at 4655 W. Linda Vista Boulevard, located within Regulated Riparian Habitat classified as Xeroriparian Class C Habitat. (District 1)  
**Attachments:** [FC RiparianHabitatMitigationPlan-LindaVistaBoulevard](#)
- 11.** (Clerk's Note: Agenda Item No. 31 must be approved prior to consideration of this item. This item must be approved prior to consideration of Agenda Item No. 22.)  
**Contract**  
Envisage Living Communities, L.L.C., to provide an Exchange Agreement, RPS File No. Acq-1026, and Special Warranty Deed, for two access easements for a development adjacent to the north bank of the Rillito River west of the Chuck Huckelberry Loop Craycroft parking lot and Trailhead, no cost (CTN-RPS-23-14)  
**Attachments:** [CTN-RPS-23-14](#)
- 12. Contract**  
Borderland Construction Company, Inc., Hunter Contracting Co., KE&G Construction, Inc., Rummel Construction, Inc., and SMS Construction, L.L.C., to provide a job order master agreement for flood control and drainage improvement services, Flood Control District Levy and Various Other Funds, contract amount \$10,000,000.00 (MA-PO-23-2) Regional Flood Control District  
**Attachments:** [MA-PO-23-2](#)

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

### **13. APPROVAL OF CONSENT CALENDAR**

**BOARD OF SUPERVISORS**

14. **Appointment of Sergeant at Arms**  
Appointment of Lt. Robert Krygier as the Sergeant at Arms, effective July 31, 2022.  
**Attachments:** [SD\\_SergeantAtArmsAppt](#)
15. **Release of Attorney/Client Privileged Memorandum Regarding Gun Shows**  
Discussion/Action: Release to the public attorney/client privileged memorandum dated March 1, 2022, from Samuel E. Brown, Chief Civil Deputy County Attorney to Supervisors Rex Scott and Adelita Grijalva. Subject: Gun Shows at the Pima County Fairgrounds: Current and Future Contracting. (District 1)  
**Attachments:** [BOS\\_AttyClientPrivilegedMemoDated3-1-22\\_District1Submittal](#)  
[BOS\\_AttyClientPrivilegedMemoDated3-1-22\\_8-2-22](#)
16. **Release of Attorney/Client Privilege Memorandum Regarding Gun Shows**  
Discussion/Action: Release of Attorney/Client Privileged Memorandum Regarding Gun Shows Discussion/Action: Release to the public attorney/client privileged memorandum dated March 24, 2022, from Samuel E. Brown, Chief Civil Deputy County Attorney to Supervisor Rex Scott. Subject: Gun Show Memorandum Follow-Up. (District 1)  
**Attachments:** [BOS\\_AttyClientPrivilegedMemoDated3-24-22\\_District1Submittal](#)  
[BOS\\_AttyClientPrivilegedMemoDated3-24-22\\_8-2-22](#)
17. **Vacation Time Accruals**  
Discussion/Direction/Action: Directing the County Administrator and County staff to amend the County's BOS Policies, Administrative Procedures and/or Personnel Policies and Merit Rules, to make the following four adjustments to Vacation Leave:  
(a) Increase the number of vacation days accrued for all levels/tenures of employment by a total of five days per year (40.0 hours per year), as follows:  
  
**Years of Employment with Pima County/Current Vacation Days Accrued Per Year/Proposed Vacation Days Accrued Per Year/Total Additional Vacation Days per Year**  
0-2 years/ 12/ 17/ 5  
3-7 years/ 15/ 20/ 5  
8-14 years/ 18/ 23/ 5  
15+ years/ 21/ 26/ 5  
(b) Front load 40 hours (5 days) of vacation time to day 1 of someone's full-time employment with the County (prorated accordingly for part-time employees) and have the remaining hours begin accruing also on day 1

of employment.

- (c) Ensure that a returning employee is credited for previous service to the County. A returning employee (who did not retire, and left and returns on good terms) will begin to accrue at the rate they were at when they left. (I.e. if they left after 6 years of employment with the County, when they return they accrue at the same rate as those who have 6 years with the County today. They don't start over at 0.)
- (d) Make this adjustment for returning employees retroactive to the fullest extent practicable. (District 2)

**Attachments:** [BOS\\_VacationTimeAccruals\\_District2Submittal](#)

## COUNTY ADMINISTRATOR

### 18. County Administrator's Update

### 19. Request to Apply Fiscal Year 2022/2023 Employee Compensation Eligibility to Sheriff's Department Trainees in the Basic Law Enforcement Training Academy (BLETA) or Corrections Training Academy (CTA)

Staff recommends approval of the salary adjustment for BLETA and CTA Sheriff's Department employees who were in the position as of June 30, 2022, retroactive to July 3, 2022, since the BLETA and CTA employees were not included in the Board approved salary adjustment on July 5, 2022. The estimated cost for this adjustment is \$325,000.00 from the General Fund Contingency.

**Attachments:** [CA\\_CAMemo\\_FY22-23EmployeeCompensationEligibilitytoSheriffTrainees](#)

## DEVELOPMENT SERVICES

### 20. Final Plat With Assurances

P21FP00028, Rocking K South Neighborhood 2, Lots 1-143, Common Areas "A, B, C and D". (District 4)

**Attachments:** [DSD\\_P21FP00028RockingKSouthNeighborhood2](#)

### 21. Final Plat With Assurances

P22FP00008, Pontatoc Ranch, Lots 1-10, Common Area "A". (District 1)

**Attachments:** [DSD\\_P22FP00008PontatocRanch](#)

**REAL PROPERTY**

22. (Clerk's Note: Agenda Item Nos. 11 and 31 must be approved prior to consideration of this item.)

**Abandonment by Vacation**

RESOLUTION NO. 2022 - **41**, of the Board of Supervisors, for the vacation of a portion of River House Road, a public roadway, as Pima County Road Abandonment No. A-0062, within Section 26, T13S, R14E, G&SRM, Pima County, Arizona. (District 1)

Attachments: [RP\\_ResoAbandonmentbyVacation-RiverHouseRd](#)

**REGIONAL WASTEWATER RECLAMATION**

23. **Pretreatment Settlement Agreement**

Staff recommends approval of the following proposed Pretreatment Settlement Agreement, RWRD Enterprise Fund:

Busy "D" Pumping, Inc., Case Nos. C2021-D-001 and C2021-D-002. The proposed completion of the Supplemental Environmental Project terms in lieu of a monetary penalty is in accordance with the Industrial Wastewater Enforcement Response Plan.

Attachments: [WW\\_PretreatmentSettlementAgreementBusyDPumping](#)

**SHERIFF**

24. **Request to Donate Unusable Capital Asset**

Staff recommends the donation of K9 Messi to the Yuma Police Department. K9 Messi is not viable for Pima County Sheriff's Department and has no value to the department.

Attachments: [SD\\_DonationofUnusableCapitalAsset](#)

**\*\*\* 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**

25. **Hearing - Liquor License**

Job No. 197921, Diane Lynn Spencer, Hustle Bustle Cafe, 5975 W. Western Way Circle, No. 106, Tucson, Series 12, Restaurant, New License.

Attachments: [FLP\\_LLHustleBustleCafe](#)

26. **Hearing - Liquor License**  
Job No. 198144, Amy S. Nations, Fuchsia Spa La Encantada, 2905 E. Skyline Drive, No. 129, Tucson, Series 7, Beer and Wine Bar, New License.  
**Attachments:** [FLP\\_LLFuchsiaSpaLaEncantada](#)
27. **Hearing - Liquor License**  
Job No. 200949, Kristine Joann Keefner, Old Tucson, 201 S. Kinney Road, Tucson, Series 6, Bar, Person Transfer.  
**Attachments:** [FLP\\_LLOldTucson](#)
28. **Hearing - Agent Change/Acquisition of Control/Restructure**  
Job No. 201137, Kevin Arnold Kramber, Tucson Expo Center, 3750 E. Irvington Road, Tucson, Acquisition of Control.  
**Attachments:** [FLP\\_ACTucsonExpoCenter](#)

## DEVELOPMENT SERVICES

29. **Hearing - Comprehensive Plan Amendment**  
P22CA00001, STINSON FAMILY TRUST - S. HEADLEY ROAD PLAN AMENDMENT  
Stinson Family Trust, represented by Projects International Inc., requests a Comprehensive Plan Amendment of approximately 15.5 acres from the Low Intensity Urban 3.0 (LIU-3.0) to the Medium Low Intensity Urban (MLIU) land use designation, located on the east side of S. Headley Road, approximately 1,400 feet south of the intersection of W. Valencia Road and S. Headley Road, and addressed as 6725 and 6765 S. Headley Road (Parcel Nos. 138-24-0310 and 138-24-0320), in Section 15, T15S, R13E, in the Southwest Planning Area. On motion, the Planning and Zoning Commission voted 7-0 (Commissioners Hanna, Membrila and Truitt were absent) to recommend **APPROVAL**. Staff recommends **APPROVAL**. (District 5)  
**Attachments:** [DSD\\_P22CA00001](#)
30. **Hearing - Comprehensive Plan Amendment**  
P22CA00002, BELL WARREN JESSICA LIVING TR - W. INA ROAD PLAN AMENDMENT  
Warren/Jessica Bell Living Trust, represented by DEIH Architecture, requests a Comprehensive Plan Amendment of approximately 0.83 acres from the Low Intensity Urban 1.2 (LIU-1.2) to the Medium Intensity Urban (MIU) land use designation, located on the north side of W. Ina Road, approximately 200 feet east of the intersection of W. Ina Road and N. San Anna Drive, and addressed as 1722 W. Ina Road (Parcel No. 225-47-0070), in Section 34, T12S, R13E, in the Catalina Foothills Planning Area. On motion, the Planning and Zoning Commission voted 7-0 (Commissioners Hanna, Membrila and Truitt were absent) to recommend



**APPROVAL.** Staff recommends **APPROVAL.** (District 1)

**Attachments:** [DSD P22CA00002](#)

31.

(Clerk's Note: This item must be heard and approved prior to consideration of Agenda Item Nos. 11 and 22.)

**Hearing - Specific Plan Rezoning and Comprehensive Plan Amendment**

**P20SP00002, RIVER HOUSE TRUST, ET AL. - N. CRAYCROFT ROAD SPECIFIC PLAN AND COMPREHENSIVE PLAN AMENDMENT**

River House Trust, et al., represented by Lazarus & Silvyn, P.C., request a Comprehensive Plan Amendment and Specific Plan Rezoning for approximately 34 acres (Parcel Nos. 109-26-003H, 109-26-005H, 109-26-005R and portions of Parcel Nos. 109-26-003D and 109-26-004D) from the Low Intensity Urban 1.2 (LIU-1.2) to the Planned Development Community (PDC) land use designation and from the SR (Suburban Ranch) and the CR-1 (Single Residence) zones to the SP (Specific Plan) zone located approximately 1,200 feet southwest of the E. River Road and N. Craycroft Road intersection in Section 26, T13S, R14E, in the Catalina Foothills Planning Area. On motion, the Planning and Zoning Commission voted 5-3 (Commissioners Becker, Hook and Maese voted NAY; Commissioners Truitt and Cook were absent) to recommend

**DENIAL.** Staff recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS.** (District 1)

**Attachments:** [DSD P20SP00002](#)

[DSD P20SP00002\\_SpecificPlan\\_Part1](#)

[DSD P20SP00002\\_SpecificPlan\\_Part2](#)

[DSD P20SP00002\\_SpecificPlan\\_Part3](#)

[DSD P20SP00002\\_DSDMemorandum](#)

[DSD P20SP00002\\_CommentLetters](#)

[DSD P20SP00002\\_DSDMemorandum2](#)

[DSD P20SP00002\\_CommentLetters2\\_Redacted](#)

[DSD P20SP00002\\_CommentLetter\\_7-28-22\\_Redacted](#)

[DSD P20SP00002\\_CommentLetters\\_7-28-22\\_Redacted](#)

[DSD\\_CoalitionforSonoranDesertProtectionCommentLetter\\_7-29-22](#)

[DSD P20SP00002\\_CommentLetters\\_7-29-22\\_Redacted](#)

[DSD P20SP00002\\_DSDMemorandum\\_7-29-22](#)

[DSD P20SP00002\\_CommentLetters2\\_7-29-22\\_Redacted](#)

[DSD P20SP00002\\_CommentLetters3\\_7-29-22\\_Redacted](#)

[DSD\\_OldFitLowellNeighborhoodAssocIncCommentLetter\\_8-1-22](#)

[DSD P20SP00002\\_CommentLetters\\_8-1-22\\_Redacted](#)

[DSD P20SP00002\\_Lazarus&SilvynPresentation\\_8-1-22](#)

[DSD P20SP00002\\_CommentLetter\\_8-2-22\\_Redacted](#)

32.

**Hearing - Zoning Code Text Amendment****P22TA00001, NEW AND REVISED MARIJUANA CODE TEXT AMENDMENTS**

An Ordinance of the Board of Supervisors of Pima County, Arizona, relating to Zoning (Title 18); amending the Pima County Code Chapter 18.03 (General Definitions), Section 18.03.020 (Definitions), to repeal definitions of Medical Marijuana Dispensary and Medical Marijuana Dispensary Offsite Cultivation Location, adopt definitions of Marijuana Dispensary, Marijuana Dispensary Offsite Cultivation Location, and Marijuana Product Manufacturing Location, and amend the definition of Medical Marijuana Qualifying Patient Cultivation Location; amending Chapter 18.13 (RH Rural Homestead Zone), Section 18.13.030 (Conditional Uses), to allow Marijuana Dispensary Offsite Cultivation Location as a conditional use; amending Chapter 18.43 (CB-1 Local Business Zone), Section 18.43.030 (Permitted Uses), to allow Marijuana Dispensary, Marijuana Dispensary Offsite Cultivation Location, and Marijuana Product Manufacturing Location as permitted uses; amending Chapter 18.45 (CB-2 General Business Zone), Section 18.45.040 (Conditional Uses), to repeal the requirement that Marijuana Dispensaries and their associated uses require a Type III Conditional Use Permit; and amending Chapter 18.51 (CI-1 Light Industrial/Warehousing Zone), Section 18.51.030 (Permitted Uses), to allow Marijuana Dispensary Offsite Cultivation Location and Marijuana Product Manufacturing Location as permitted uses. On motion, the Planning and Zoning Commission voted 4-3 (Commissioners Becker, Membrilla and Hook voted NAY; Commissioners Maese, Tronsdal and Truitt were absent) to recommend **MODIFIED APPROVAL OF THE STAFF VERSION, BUT TO REQUIRE A TYPE III CONDITIONAL USE PERMIT IN THE COMMERCIAL AND INDUSTRIAL ZONES**. Staff recommends **APPROVAL**. (All Districts)

If approved, pass and adopt: ORDINANCE NO. 2022 - **16**

**Attachments:** [DSD\\_OrdP22TA00001](#)

[DSD\\_CAMemo\\_CodeAmendments](#)

[DSD\\_YourBrightHorizonCommentLetter\\_8-1-22](#)

[DSD\\_OrdP22TA00001\\_CommentLetter\\_8-1-22\\_Redacted](#)

[DSD\\_OrdP22TA00001\\_CommentLetter2\\_8-1-22](#)

[DSD\\_OrdP22TA00001\\_CommentLetter\\_8-2-22](#)

33.

**Hearing - Rezoning Ordinance**

ORDINANCE NO. 2022 - **17**, P21RZ00015, JOT Properties, L.L.C. - E. Irvington Road Rezoning. Owner: JOT Properties, L.L.C. (District 2)

**Attachments:** [DSD\\_OrdP21RZ00015](#)

- 34. Hearing - Rezoning Ordinance**  
ORDINANCE NO. 2022 - **18**, P22RZ00002, 5645 North Campbell, L.L.C. -  
N. Campbell Avenue Rezoning. Owner: 5645 North Campbell, L.L.C.  
(District 1)

**Attachments:** [DSD\\_OrdP22RZ00002](#)

- 35. Hearing - Rezoning Ordinance**  
ORDINANCE NO. 2022 - **19**, P22RZ00003, Sagu - S. Butts Road No. 2  
Rezoning. Owner: Claudio and Luz Sagu. (District 5)

**Attachments:** [DSD\\_OrdP22RZ00003](#)

**36. 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: 7/27/22 @ 3:00 p.m.**

**DATE/TIME REPOSTED (additional attachments only): 7/28/22 @ 12:30 p.m.**

**DATE/TIME REPOSTED (additional attachments only): 7/28/22 @ 5:00 p.m.**

**DATE/TIME REPOSTED (additional attachments only): 7/29/22 @ 12:30 p.m.**

**DATE/TIME REPOSTED (additional attachments only): 7/29/22 @ 5:00 p.m.**

**DATE/TIME REPOSTED (additional attachments only): 8/1/22 @ 12:50 p.m.**

**DATE/TIME REPOSTED (combined Agenda/Addendum and additional attachments):  
8/1/22 @ 5:00 p.m.**

**DATE/TIME REPOSTED (additional attachments only): 8/3/22 @ 10:30 a.m.**

**ADDENDUM 1****PRESENTATION/PROCLAMATION**

1. Presentation of a proclamation to Naomi Vega, CEO/Founder, The Enlightening Hope Project, proclaiming the day of Wednesday, August 31, 2022 to be: "INTERNATIONAL OVERDOSE AWARENESS DAY"

**Attachments:** [PROC\\_InternationalOverdoseAwarenessDay](#)

**BOARD OF SUPERVISORS**

2. **Repeal of A.R.S. § 13-3108**  
RESOLUTION NO. 2022 - **44**, of the Board of Supervisors, calling for the repeal of A.R.S. Section 3108 and requesting from the Pima County Attorney's Office options to challenge its legality and/or constitutionality. (District 1)

**Attachments:** [BOS\\_ResoRepealofARS13-3108\\_District1Submittal](#)

[BOS\\_Reso\\_CommentLetters\\_8-1-22\\_Redacted](#)

[BOS\\_Reso\\_CommentLetter\\_8-2-22\\_Redacted](#)

[BOS\\_Reso\\_CommentLetter2\\_8-2-22\\_Redacted](#)

3. **Eviction Rental Assistance Program (ERAP)**  
Discussion/Direction/Action regarding the Federal ERAP update memorandum transmitted to the Board on July 21, 2022 by the County Administrator. Discussion to include, but not be limited to, an explanation by the Administrator as to why "Effective May 2022, ... all of the ... work has shifted over to the County," from the "larger cooperative effort with the City of Tucson and its subcontractor agencies." (District 4)

**Attachments:** [BOS\\_EvictionRentalAssistanceProgram\\_District4Submittal](#)

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

4. Maximus Health Services, Inc., Amendment No. 4, to provide for Contact Tracers, extend contract term to 1/5/23 and amend contractual language, Health Department Ops Fund, contract amount \$5,000,000.00 (MA-PO-20-226) Health

**Attachments:** [MA-PO-20-226](#)

[MA-PO-20-226\\_CommentLetters\\_8-1-22\\_Redacted](#)

**BOARD, COMMISSION AND/OR COMMITTEE**

5. **Animal Care Advisory Committee**  
Reappointment of Kristin Almquist. Term expiration: 6/30/26. (District 4)  
*Attachments:* [BCC AnimalCareAdvisoryCommitteeReappt](#)
6. **Planning and Zoning Commission**  
Reappointment of William Matter. Term expiration: 6/19/26. (District 4)  
*Attachments:* [BCC PlanningandZoningCommissionReappt](#)

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

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

**DATE/TIME POSTED: 7/29/22 @ 11:00 a.m.**

**DATE/TIME REPOSTED (additional attachments only): 8/1/22 @ 12:55 p.m.**

**CONSENT  
CALENDAR  
AUGUST 2, 2022**

**CONSENT CALENDAR, AUGUST 2, 2022****CONTRACT AND AWARD****Behavioral Health**

1. Connections Southern AZ, L.L.C., to provide for inpatient court ordered evaluation services pursuant to A.R.S. Title 36, Chapter 5, General Fund, contract amount \$1,300,000.00/2 year term (CT-BH-22-404)

Attachments: [CT-BH-22-404](#)

**Community and Workforce Development**

2. Christine Nybakken, d.b.a. Nybakken Group, L.L.C., Amendment No. 4, to provide for special education services, extend contract term to 6/30/23 and amend contractual language, State Equalization and Arizona Department of Education Funds, contract amount \$30,000.00 (CT-CR-21-426)

Attachments: [CT-CR-21-426](#)

3. Nancy Chow, Amendment No. 4, to provide for academic tutoring services, extend contract term to 6/30/23, amend contractual language and scope of services, State Equalization Fund, contract amount \$40,000.00 (CT-CR-21-353)

Attachments: [CT-CR-21-353](#)

4. Jessica M. Estrada, Amendment No. 4, to provide for special education services, extend contract term to 6/30/23 and amend contractual language, State Equalization and Arizona Department of Education Funds, contract amount \$33,000.00 (CT-CR-21-423)

Attachments: [CT-CR-21-423](#)

5. Compass Affordable Housing, Inc., Amendment No. 1, to provide for Arizona Department of Housing - Pima County Links Rapid Re-Housing, extend contract term to 12/1/22, amend contractual language and scope of work, no cost (CT-CR-22-45)

Attachments: [CT-CR-22-45](#)

6. Family Housing Resources, Inc., to provide for the Emergency Rental Assistance Program, U.S. Department of Treasury, Emergency Rental Assistance 1 Fund, contract amount \$153,973.00 (CT-CR-23-23)

Attachments: [CT-CR-23-23](#)

7. Compass Affordable Housing, Inc., to provide for the Emergency Rental Assistance Program, U.S. Department of Treasury, Emergency Rental Assistance 1 Fund, contract amount \$84,421.20 (CT-CR-22-403)  
**Attachments:** [CT-CR-22-403](#)
8. Pima County Amphitheater Schools, d.b.a. Amphitheater Public Schools, to provide for Pima Early Education Program Facility Improvements, Town of Oro Valley Fund, contract amount \$100,000.00 (CT-CR-23-30)  
**Attachments:** [CT-CR-23-30](#)
9. Child-Parent Centers, Inc., to provide for Pima Early Education Program Extended Day Head Start, U.S. Department of Treasury, American Rescue Plan Act Coronavirus State & Local Fiscal Recovery Funds, contract amount \$877,595.00 (CT-CR-23-1)  
**Attachments:** [CT-CR-23-1](#)
10. Town of Oro Valley, Amendment No. 1, to provide for Pima Early Education Program and amend contractual language, no cost (CTN-CR-21-142)  
**Attachments:** [CTN-CR-21-142](#)
11. Joseph M. Casey, Amendment No. 4, to provide for academic tutoring services, extend contract term to 6/30/23, amend contractual language and scope of services, State Equalization Fund, contract amount \$62,400.00 (CT-CR-21-351)  
**Attachments:** [CT-CR-21-351](#)

**County Attorney**

12. Southern AZ Children's Advocacy Center, Inc., Amendment No. 2, to provide for evidence collection services for children - evidentiary consultations and extend contract term to 6/30/23, no cost (CT-PCA-20-415)  
**Attachments:** [CT-PCA-20-415](#)
13. Arizona Supreme Court Administrative Office of the Courts, to provide for a case records access agreement, no cost (CTN-PCA-23-1)  
**Attachments:** [CTN-PCA-23-1](#)
14. Audilett Law, P.C., to provide for legal representation of Pima County and Sheriff Nanos in the Branden Roth matter, Walker v. Napier, et al., C20181773, Risk Management Tort Fund, contract amount \$100,000.00 (CT-FN-22-450)  
**Attachments:** [CT-FN-22-450](#)



15. Struck Love Bojanowski & Acedo, P.L.C., Amendment No. 5, to provide for legal representation of Pima County in Taylor v. Pima County, et al., extend contract term to 8/23/23 and amend contractual language, Risk Management Tort Fund, contract amount \$100,000.00 (CT-FN-21-151)  
Attachments: [CT-FN-21-151](#)

### Forensic Science Center

16. Cochise County, to provide for medical examiner services, contract amount \$1,875,000.00 revenue/5 year term (CTN-FSC-22-194)  
Attachments: [CTN-FSC-22-194](#)

### Health

17. El Rio Santa Cruz Neighborhood Health Center, Inc., d.b.a. El Rio Health Center, to provide for the Well Woman HealthCheck Program, Centers for Disease Control and Prevention via ADHS Funds, contract amount \$100,000.00 (CT-HD-22-420)  
Attachments: [CT-HD-22-420](#)
18. Candlelighters Childhood Cancer Foundation of Southern Arizona, to provide for Youth and Sibling Support Program, U.S. Department of Health and Human Services, Centers for Disease Control and Prevention Fund, contract amount \$9,999.00 (CT-HD-23-14)  
Attachments: [CT-HD-23-14](#)
19. Liberty Partnership Community Council, d.b.a. LPKNC, to provide for supporting mental health of youth, U.S. Department of Health and Human Services, Centers for Disease Control and Prevention Fund, contract amount \$9,999.00 (CT-HD-23-15)  
Attachments: [CT-HD-23-15](#)
20. Muslim Community Alliance, to provide for youth connections, U.S. Department of Health and Human Services, Centers for Disease Control and Prevention Fund, contract amount \$9,999.00 (CT-HD-23-16)  
Attachments: [CT-HD-23-16](#)
21. Portable Practical Educational Preparation, Inc., to provide for One Heart, Many Voices in Amado-Un Corazon, Muchas Voces en Amado, U.S. Department of Health and Human Services, Centers for Disease Control and Prevention Fund, contract amount \$9,999.00 (CT-HD-23-17)  
Attachments: [CT-HD-23-17](#)

22. Southern Arizona Adaptive Sports, to provide for juniors active in wheelchair sports, U.S. Department of Health and Human Services, Centers for Disease Control and Prevention Fund, contract amount \$9,999.00 (CT-HD-23-18)  
*Attachments:* [CT-HD-23-18](#)
23. Culture of Peace Alliance, Inc., to provide for We Can Build Wealth in Mental Health (Healing and Recovery Youth Empowerment), U.S. Department of Health and Human Services, Centers for Disease Control and Prevention Fund, contract amount \$9,999.00 (CT-HD-23-19)  
*Attachments:* [CT-HD-23-19](#)
24. Groundworks Tucson, to provide for the creative youth alliance, U.S. Department of Health and Human Services, Centers for Disease Control and Prevention Fund, contract amount \$9,999.00 (CT-HD-23-20)  
*Attachments:* [CT-HD-23-20](#)
25. Tucson Unified School District, Amendment No. 1, to provide for the provision and administration of childhood immunizations and other health services and amend contractual language, no cost (CTN-HD-22-69)  
*Attachments:* [CTN-HD-22-69](#)
26. Arts Foundation for Tucson and Southern Arizona, to provide for SaludArte - Building a Culture of Health by Increasing Health Literacy, Advancing Health Literacy Grant, Office of Minority Health, U.S. Department of Health and Human Services Fund, contract amount \$100,000.00 (CT-HD-22-407)  
*Attachments:* [CT-HD-22-407](#)  
[CT-HD-22-407 CommentLetter 8-2-22 Redacted](#)
27. Arts Foundation for Tucson and Southern Arizona, to provide for SaludArte - Building a Culture of Health to Address Health Disparities, Health Disparities Grant, Centers for Disease Control, Health and Human Services Fund, contract amount \$148,150.00 (CT-HD-22-408)  
*Attachments:* [CT-HD-22-408](#)  
[CT-HD-22-408 CommentLetter 8-2-22 Redacted](#)
28. Arts Foundation for Tucson and Southern Arizona, to provide for SaludArte - Building a Culture of Health through Vaccine Equity, Immunization Grant, Centers for Disease Control, U.S. Department of Health and Human Services Fund, contract amount \$75,570.00 (CT-HD-22-409)  
*Attachments:* [CT-HD-22-409](#)  
[CT-HD-22-409 CommentLetter 8-2-22 Redacted](#)

**Justice Services**

29. City of Tucson, to provide for the Pima County Safety and Justice Challenge - Data Analyst employed by the City Manager's Office, John D. and Catherine T. MacArthur Foundation Safety and Justice Challenge Fund, contract amount \$110,000.00 (CT-JS-22-452)

Attachments: [CT-JS-22-452](#)

[CT-JS-22-452 CommentLetter 8-1-22 Redacted](#)

**Procurement**

30. **Award**  
Award: Master Agreement No. MA-PO-23-3, A&G Turf Equipment, Inc. (Headquarters: Peoria, AZ), to provide for gas powered small equipment and related repair parts. This master agreement is for an initial term of one (1) year in the annual award amount of \$324,000.00 (including sales tax) and includes four (4) one-year renewal options. Funding Source: General Fund. Administering Department: Natural Resources, Parks and Recreation.

Attachments: [PO AwardMA-PO-23-3](#)

31. **Award**  
Award: Master Agreement No. MA-PO-22-174, various vendors listed below, to provide for heavy equipment rentals. This master agreement is for an initial term of one (1) year in the shared annual award amount of \$1,300,000.00 (including sales tax) and includes four (4) one-year renewal options. Funding Source: Various and General (\$150,000.00) Funds. Administering Department: Fleet Services.

**Vendors (Headquarters)/Groups**

Bingham Equipment Company, d.b.a. Earhart Tractor & Equipment (Mesa, AZ)/ Primary, Group A

RDO Construction Equipment Co., d.b.a. RDO Equipment Co. (Fargo, ND)/ Secondary, Group A & C

H&E Equipment Services, Inc. (Baton Rouge, LA)/ Secondary, Group B, Tertiary, Group A & C

Road Machinery, L.L.C. (Phoenix, AZ)/ Primary, Group C

Herc Rentals, Inc. (Bonita Springs, FL)/ Primary, Group B

Attachments: [PO AwardMA-PO-22-174](#)

- 32. Award**  
Amendment of Award: Master Agreement No. MA-PO-20-105, Amendment No. 3, Home Depot USA, Inc., to provide for building materials. 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 \$1,022,000.00. Funding Source: General Fund. Administering Department: Natural Resources, Parks and Recreation.  
Attachments: [PO AwardMA-PO-20-105](#)
- 33.** A-O Painting, Inc., Nelson J. Greer, Painting Contractor, Inc., and Wiese Painting Contractors, Inc., to provide a job order master agreement for painting services, Various Funds, contract amount \$300,000.00 (MA-PO-22-194) Facilities Management  
Attachments: [MA-PO-22-194](#)

## Real Property

- 34.** Ray Water Company, Amendment No. 1, to provide for a Public Utility License Agreement (LIC-0218), extend contract term to 6/4/47 and amend contractual language, no cost (CTN-RPS-22-147)  
Attachments: [CTN-RPS-22-147](#)
- 35.** Zayo Group, L.L.C., Amendment No. 6, to provide for a Nonexclusive Right-of-Way use license for a communications system, extend contract term to 8/19/27 and amend contractual language, contract amount \$1,980.00 revenue (CTN-IT-13-8)  
Attachments: [CTN-IT-13-8](#)

## Sheriff

- 36.** RESOLUTION NO. 2022 - **42**, of the Board of Supervisors, authorizing the approval of the Memorandum of Understanding between the United States Secret Service and Pima County for law enforcement assistance in conducting official investigations by the Arizona Cyber Fraud Task Force, contract amount \$15,000.00 perpetual revenue (CTN-SD-23-3)  
Attachments: [CTN-SD-23-3](#)
- 37.** RESOLUTION NO. 2022 - **43**, of the Board of Supervisors, authorizing the approval of Organized Crime Drug Enforcement Task Forces FY 2022 Agreement for Case No. SW-AZT-930 between the Federal Bureau of Investigation and Pima County for assistance in Law Enforcement Operations during Fiscal Year 2021 - 2022, contract amount \$25,000.00 revenue (CTN-SD-22-190)  
Attachments: [CTN-SD-22-190](#)

38. United States Department of Justice, Drug Enforcement Administration, to provide for High Intensity Drug Trafficking Area State and Local Task Force Agreement, no cost (CTN-SD-23-2)  
*Attachments:* [CTN-SD-23-2](#)
39. Town of Marana, to provide for video court hearings of municipal prisoners, contract amount \$5,000.00 estimated revenue (CTN-SD-22-133)  
*Attachments:* [CTN-SD-22-133](#)
40. Town of Sahuarita, to provide for video court hearings of municipal prisoners, contract amount \$5,000.00 estimated revenue (CTN-SD-22-135)  
*Attachments:* [CTN-SD-22-135](#)
41. Sheriff's Auxiliary Volunteers of Pima County, Inc., to provide for property loss protection - Sheriff Auxiliary Volunteer vehicles, General Fund, contract amount \$200,000.00/\$4,342.80 revenue (CT-SD-22-414)  
*Attachments:* [CT-SD-22-414](#)

## Transportation

42. Department of Transportation, Federal Aviation Administration ("FAA")/LCP-00123, to provide an agreement for transfer of Entitlement Funds for FY 2019 (the "2019 Funds") to the Payson Municipal Airport, City of Payson, no cost (CTN-TR-23-5)  
*Attachments:* [CTN-TR-23-5](#)

## GRANT APPLICATION/ACCEPTANCE

43. **Acceptance - Community and Workforce Development**  
Arizona Department of Education, to provide for Elementary and Secondary Education - Title I, \$28,742.03 (GTAW 22-143)  
*Attachments:* [GR GTAW 22-143](#)
44. **Acceptance - Community and Workforce Development**  
Arizona Department of Education, to provide for Elementary and Secondary Education - Title II, \$2,629.00 (GTAW 22-144)  
*Attachments:* [GR GTAW 22-144](#)
45. **Acceptance - Community and Workforce Development**  
Arizona Department of Education, to provide for Elementary and Secondary Education - Title IV, \$10,029.87 (GTAW 22-145)  
*Attachments:* [GR GTAW 22-145](#)

- 46. Acceptance - Community and Workforce Development**  
Arizona Department of Housing, Amendment No. 7, to provide for the Pima County Links Rapid Re-Housing Program and amend grant language, no cost (GTAM 22-107)  
*Attachments:* [GR GTAM 22-107](#)
- 47. Acceptance - Community and Workforce Development**  
Arizona Community Action Association, d.b.a. Wildfire, to provide for 2022-2023 Utility Assistance Programs, \$267,544.00 (GTAW 23-4)  
*Attachments:* [GR GTAW 23-4](#)
- 48. Acceptance - Constables**  
Arizona Constables Ethics Standards and Training Board (CESTB), Amendment No. 2, to provide for the FY21 CESTB Cycle VII Equipment Grant - firearms and ammunition, extend grant term to 9/30/22 and amend grant language, no cost (GTAM 22-106)  
*Attachments:* [GR GTAM 22-106](#)
- 49. Acceptance - County Attorney**  
U.S. Department of Justice and Arizona Criminal Justice Commission (ACJC), to provide for the FY23 ACJC Drug, Gang and Violent Crime Control Program, \$269,394.00/\$89,798.01 General Fund match (GTAW 23-1)  
*Attachments:* [GR GTAW 23-1](#)
- 50. Acceptance - County Attorney**  
Arizona Automobile Theft Authority, to provide for the FY23 Auto Theft Vertical Prosecution Program Grant, \$216,056.00 (GTAW 23-3)  
*Attachments:* [GR GTAW 23-3](#)
- 51. Acceptance - Environmental Quality**  
United States Environmental Protection Agency, to provide for the Clean Air Act Section 103 PM2.5 Air Monitoring for PPC OT2223, \$97,199.00 (GTAW 23-2)  
*Attachments:* [GR GTAW 23-2](#)
- 52. Acceptance - Grants Management and Innovation**  
Federal Emergency Management Agency (FEMA), Emergency Food and Shelter Program (EFSP), National Board, to provide for the FEMA, EFSP, Humanitarian Relief - Advance Grant Award, \$3,250,000.00 (GTAW 23-5)  
*Attachments:* [GR GTAW 23-5](#)

- 53. Acceptance - Health**  
The Johns Hopkins University, Amendment No. 3, to provide for the Enhancing Women, Infants, and Children Services: Utilizing Innovation Technology to Maximize Participation and Retention, extend grant term to 9/30/22 and amend grant language, no cost (GTAM 22-108)  
*Attachments:* [GR GTAM 22-108](#)
- 54. Acceptance - Health**  
Governor's Office of Youth, Faith and Family, to provide for the Arizona Parents Commission on Drug Education and Prevention Grant Program, HealthySPACE (Students, Parents and Community Engagement) Project, \$199,765.00 (GTAW 22-146)  
*Attachments:* [GR GTAW 22-146](#)
- 55. Acceptance - Justice Services**  
John D. and Catherine T. MacArthur Foundation, Amendment No. 2, to provide for the Safety and Justice Challenge, extend grant term to 12/31/22 and amend grant language, no cost (GTAM 22-42)  
*Attachments:* [GR GTAM 22-42](#)

## BOARD, COMMISSION AND/OR COMMITTEE

- 56. Natural Resources, Parks and Recreation Advisory Commission**  
Appointment of Jim Darling, to fill a vacancy created by Robert Owens. Term expiration: 8/1/28. (District 1)  
*Attachments:* [BCC NRPRAdvisoryCommissionAppt](#)
- 57. Planning and Zoning Commission**  
Reappointment of Bruce Gungle. Term expiration: 6/19/26. (District 5)  
*Attachments:* [BCC PlanningandZoningCommissionReappt](#)

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

- 58. Special Event**  
Francisco R. Maldonado, Our Lady of the Valley Parish, Holy Family Center - Hall at Our Lady of the Valley Parish, 505 N. La Cañada Drive, Green Valley, August 26 and October 14, 2022.
- 59. Temporary Extension**  
07100326, Robert Thomas Aguilera, Tucson Hop Shop, 3230 N. Dodge Boulevard, Tucson, July 16, 2022.

**ELECTIONS**

60.

**Precinct Committeemen**

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

**RESIGNATION-PRECINCT-PARTY**

William Wilke-010-REP, Robin Fawlknor-158-REP, Christopher Fawlknor-158-REP, Carolyn Cox-199-REP, Domonique Phillips-199-REP, Garland Cox-199-REP, Bonita Guyer-239-REP, Kris Crowe-239-REP

**APPOINTMENT-PRECINCT-PARTY**

Mary Spencer-121-REP, David McCord-180-REP, Gerald Wade-199-REP, Bruce Bishop-199-REP, Deana Dirks-220-REP

**Attachments:** [EL\\_PrecinctCommitteemen](#)

**FINANCE AND RISK MANAGEMENT**

61.

**Duplicate Warrants - For Ratification**

Shirley Molina \$100.00; Electric Supply, Inc. \$191.16; Goble Sampson Associates, Inc. \$6,584.54; Jason K. Hartman \$300.00; 4283929 Delaware, L.L.C. \$4,550.00; Salvation Army \$41,729.71.

**Attachments:** [FN\\_DuplicateWarrants](#)

**TREASURER**

62.

**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 \$2,720.69.

**Attachments:** [TO\\_RequesttoWaiveInterest](#)

**RATIFY AND/OR APPROVE**

63.

Minutes: May 17, 2022

Warrants: July, 2022

**Attachments:** [CL\\_05-17-22DraftMinutes](#)