

DR. MATT HEINZ

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Pima County Board of Supervisors

To: Melissa Manriquez, Clerk of the Board

From: Matt Heinz, Supervisor, District 2

Date: October 25, 2022

RE: Board Agenda 11/1/22 – RTA Legal and Financial Review

Please add this item to the Addendum Agenda for the 11/1/22 Board Meeting. Thank you.

Board of Supervisors:

Discussion/Direction/Action: Directing the County Administrator to have the County execute an **independent, third-party legal review of the RTA Plan implementation**, to include compliance with the terms of the 2006 RTA ballot proposal, including what was explicitly laid out in the Sample Ballot as required by state statute. The third-party legal review should include, but not be limited to, the RTA's adherence to all elements of the Plan as approved by the voters, including all roadway and categorical elements, and including handling of any scope changes/service changes along the way.

Further directing the County Administrator to have the County execute an **independent, third-party financial review of the RTA**, to include, but not be limited to:

- 1) A review of all PAG regional transportation funding and RTA revenues devoted to the delivery of RTA named projects and categorical elements, including the RTA's ½-cent sales tax revenues and any other state or federal transportation revenues administered or programmed through PAG; and including any and all PAG Regional Council or RTA Board decisions authorizing the redirection of any outside revenues to complete RTA named projects;
- 2) Any major increases or reductions in expenditures for any RTA project or element, and how decisions regarding such increases or reductions were made;
- 3) How inflation is accounted for in the RTA's budgeting, financial projections, reports to the RTA Board of Directors, and audited financial statements. Specifically, how inflation is accounted for in terms of which costs to deliver RTA projects are (to be) borne by the RTA and/or PAG vs. borne by the individual jurisdiction in which the project is located.

It shall be the position of the Pima County Board of Supervisors that any flaws or deficiencies identified by either the independent legal review or independent financial review shall be reported back to the Board of Supervisors along with Pima County staff recommendations for how to rectify them – **so that the County can advocate for needed changes at PAG/RTA well in advance of an RTA Next package being finalized and submitted to the voters for approval.**

cc: Jan Leshner, County Administrator
Carmine DeBonis, Jr., Deputy County Administrator
Sam Brown, Chief Civil Deputy County Attorney

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