BOARD OF SUPERVISORS AGENDA ITEM REPORT



Requested Board Meeting Date: 08/02/16

Title: Pima County Workforce Investment Board Workforce Innovation and Opportunity Act Local Governance Policy Certification

Introduction/Background:

Section 107 (c)(2) of the Workforce Innovation and Opportunity Act (WIOA) requires that Local Workforce Development Boards (LWDBs) be certified every two years by the Governor in accordance with criteria outlined in the law and detailed by state policy 02-2015: Workforce Innovation and Opportunity Act Local Governance Policy (Local Governance Policy). The Governor's Workforce Arizona Council (WAC) is responsible for making recommendations to the Governor in order to carry out this requirement. A new WAC was established in January 2016 and it has requested recertification by all local workforce areas.

The Certification Process includes the submission of a Certification Criteria; Composition Requirements; Application, Process and Timeline; Decertification if the WIB fails to meet certification requirements; Self-assessment Instructions; and a Self-assessment Tool.

At the WAC's May 26, 2016 meeting the WAC approved the Certification Process under the WAC state policy 02-2015: WIOA Local Governance Policy that requires that items (1), (2), and (3) be submitted to the WAC before July 8, 2016.

Please note that Item (4) is a Decertification process that we do not respond to. Item (4) Decertification. According to Section 107 (c)(3) of WIOA, the Governor has the authority to decertify a local board at any time after providing notice and an opportunity for comment. Reasons for decertification include the following:

- Failure to meet certification requirements;
- Fraud or abuse:
- Failure to carry out the functions of the local board as prescribed in Section 107 (d) of WIOA; or
- Failure to meet local performance accountability measures.

Items (5) Self-assessment Instructions and (6) the Self-assessment Tool are due before October 3, 2016.

Discussion:

The Workforce Investment Board (WIB) approved a recommendation on June 10, 2016 for the submission of the the Certification items (1) through (6) of the Local Board Certification Process. If the WIB's Certification is approved by the WAC, the WIB will be able to continue with its activities and functions as it transitions to the new WIOA requirements. The WAC intends to certify the WIB based on the Criteria and Self-assessment Tool that was developed to assess the extent to which the WIB is prepared to carry out its duties as prescribed by the WIOA and Arizona's Local Governance Policy.

Conclusion:

The WIB approved a recommendation on June 10, 2016 for the submission of the Certification items (1) through (6) of the Local Board Certification Process. If the WIB's Certification is approved by the WAC, the WIB will be able to continue with its activities and functions as it transitions to the new WIOA requirements. The WAC intends to certify the WIB based on the Criteria and Self-assessment Tool that was developed to

Arizona's Local Governance Policy.

Recommendation:

Pima County Community Services, Employment and Training and the WIB recommends to approve the submission of the WIB's Certification Application and items (1) through (4) before July 8, 2016 and to submit items (5) and (6) before October 3, 2016.

Fiscal Impact:

If approved, the WIB will be able to continue its required activities and functions for the Pima County workforce under the WIOA and be able to meet the requirements prescribed by the WIOA and Arizona's Local Governance Policy.

Board of Supervisor District:

Department: Community Services, Employment & Training Telephone: 520-724-6766

Department Director Signature/Date:

Deputy County Administrator Signature/Date:

County Administrator Si

Local Board Certification



(3) Certification Application, Process and Timeline

Applications for the certification process must contain the following information:

- <u>X</u> Letter signed by the Chair of the LWDB and the Chief Local Elected Official formerly requesting to be certified.
- <u>x</u> Current list of LWDB members, including name, address, title, organizational affiliation/place of business, membership category, and term appointment, along with an attached explanation of appointees if necessary.
- $\underline{\mathbf{x}}$ For those business sector representatives that are not chief executive officers or chief operating officers, the application must describe the "optimum policy-making or hiring authority of the appointee(s).
- \mathbf{x} Documentation that all nomination requirements have been met.
- Justification of any instances in which an individual will be appointed to represent more than one category. When an individual is appointed to represent more than one category, the individual must have policy-making authority in each category, nominations are required in each category, and documentation is required that the dual/multiple role is acceptable to all nominating authorities.
- **X** Copy of current bylaws. A description of the mechanism for ensuring attendance by board members complies with board bylaws and inactive members are replaced in accordance with these bylaws.
- Copy of the current shared governance agreement between the LWBD and the Chief Local Elected Official as prescribed in state policy 02-2015: Workforce Innovation and Opportunity Act Local Governance Policy.
- Completed local board self-assessment (submitted no later than 60 days following the tentative certification date as voted by the Council).

Please submit an original and two copies of the application letter and requested documentation to:

Arizona Commerce Authority Attn: Kelsey Jahntz Manager, Workforce Arizona Council 333 North Central Avenue, Suite 1900 Phoenix, Arizona 85004

Timeline

- July 8, 2016: Submit Applications.
- August 18, 2016: Council to vote on tentative certifications for local boards.
- October 3, 2016: Final date to submit the LWDB approved self-assessment.
- November 17, 2016: Final certification recommendations voted on by the Council.

SHARON BRONSON CHAIR

PIMA COUNTY BOARD OF SUPERVISORS DISTRICT 3

136 WEST CONGRESS STREET, 11TH FLOGR FUCSON, ARIZONA 85701-1317 (520) 724-8051 district3@pima.gov www.district3.pima.gov

June 10, 2016

Arizona Commerce Authority
Executive Director
Workforce Arizona Council
Arizona Department of Economic Security, Employment Administration
333 North Central Avenue, Suite 1900
Phoenix, Arizona 85004

Dear Arizona Commerce Authority/Workforce Arizona Council:

I respectfully request that Pima County be Certified as the Local Workforce Development Board (LWDB) under the new Workforce Innovation and Opportunity Act (WIOA).

Section 107 (c)(2) of the Workforce Innovation and Opportunity Act (WIOA) requires that LWDBs be certified every two years by the Governor in accordance with criteria outlined in the law and with state policy 02-2015: Workforce Innovation and Opportunity Act Local Governance Policy.

Pima County is qualified to be Certified as the LWDB and I am attaching the following requirements:

- Certification Criteria
- LWDB Composition Requirements
- Certification Process and Timeline

Pima County looks forward to continuing to work with your administration under WIOA.

Sincerely,

Sharon Bronson, Chair

Pima County Board of Supervisors

Paul Roughton, Chair

Pima County Workforce Investment Board

Attachments

xc: Kelsey Jahntz, Manager

Workforce Arizona Council

		Ø	Business (per WIOA Section 107 (b) (2) (A))	A Section 107	(b) (2) (A))			
No.	Name emak	Organizational Affiliation/Place of Business	Title	Contact Phone and Email	Address	Memberahip Subcategory or Office	Term Appoint- ment	For Business Sector Representatives who are not chief executive officers or chief operating officers, describe the "optimum policy-making or hiring authority of the appointee(s)."
₹4	Wilette C. Diggs	Raytheon Missile Systems	Director, Human Resources	520-794-0752 WDiggs@raythe on.com	Bldg. M05/6 1151 E. Hermans Road Tucson, AZ 85756		03/31/16 to 09/30/16	Has optimum hirlng authority.
2	Kim Murray	Universal Avionics Corporate Directo Systems Corporation Human Resources	520-295-2396 3260 Corporate Director, KMurray@uasc.c Way Human Resources om Tucs	520-295-2396 KMurray@uasc.c om	3260 E. Universal Way Tucson, AZ 85756		03/31/16 to 09/30/16	Has optimum hiring authority: Develops policy and directs and coordinates human resources activities such as employment, compensation, benefits, training, and
m	Molly Gilbert	Campus Research Corporation (University of Arizona, Tech Parks Arizona)	Director, University and Community Engagement		520-382-2486 Suite 1750 MGilbert@uatec 9070 S. Rita Road hpark.org Tucson, AZ 85747		-	
4	Paul Roughton	S and S Motorsports		dSMot	4915 E. Speedway Boulevard, #150 Tucson, AZ 85712	Chair	-	Has optimum policy-making authority.
22	Judy Clinco	Catalina In-Home Judy Clinco Services, Inc.	President and Executive Director	520-327-6351 1602 JudyClinco@gma Road Il.com Tucsc	1602 E. Ft. Lowell Road Tucson, AZ 85719		03/31/16 to 09/30/16	
9	Bruce W. Grant	CBIZ Benefits and Insurance Services	Benefits Consultant m	:0-321-7531 Grant@CBIZ.co	1765 E. Skyline Drive Tucson, AZ 85718 2nd Vice-Chair		03/31/16 to 09/30/17	Has optimum policy-making authority.

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			Business (per WIOA Section 107 (b) (2) (A))	DA Section 107	(b) (2) (A))			
, Š	Nema Supplied	Organizational Affiliation/Place of Business	TIES	Contact Phone and Email	Address	Membership Subcategory or Office	Term Appoint-	For Business Sector Representatives who are not chief executive officers or chief operating officers; describe the "optimum policy-making or hiring authority of the appointments".
7	Julia Strange	TMC HealthCare	520-324-20 Vice President, Julia.Strang Community Benefit mcaz.com	520-324-2017 Julia.Strange@t mcaz.com	5301 E. Grant Road Tucson, AZ 85712			Lac outinities him
00	Aric L. Meares	Azbil North America, Executive Vice BioVigilant Division President	Executive Vice President	515 biovi		1st Vice-Chair		Allound and a control of the control
6	Beverly Price	HealthTrio, LLC	Director, Human Resources	520-748-6049 603 N Beverly.Price@H Road ealthTrio.com Tucsc	J. Wilmot on, AZ 85711			Has optimum hiring authority.
			Program Manager, Human Resources,		Mail Stop: HQE 202 88 E. Broadway			
10	Marji Morris	Tucson Electric Power Company	workforce Development & Talent Acquisition	520-917-6614 MMorris@tep.c om	Boulevard Tucson, AZ 85701- 1720		03/31/16 to 09/30/17	Has obtimim bicing airthority
11	Deron Johnson	Southwest Gas Corporation	Human Resources Generalist II	520-794-6512 Deron.Johnson @swgas.com	3401 E. Gas Road Tucson, AZ 85714			Has continuing being with the
12	Doug Jones	Sabino Electric, Inc.	President	520-623-6061 DJones@Sabino Electric.com	945 W. 29 th Street Tucson. AZ 85713			de de la
13	James Zarling	Excel Mechanical, Inc.	Chief Executive Officer	9 ech	929 S. Tyndall Tucson, AZ 85719		03/31/16 03/31/16 to 09/30/16	

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Local Board Certification - Current List of LWDB Members: Pima County Workforce Investment Board (WIB)

	sentatives who! cers or chief the "optimum thority of the		thority.							MOTILY.									
	For Business Sector Representatives who are not chief executive officers or chief operating officers; describe the "optimum policy-making or hiring authority of the	appointee(s)	Has optimum policy-making authority.		_				Has ontimum notice making and	STATE STORY THANKING AUT									
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	Membership Subcategory										;	Small Business			Small	Business			3rd Vice-Chair
(A) (2) (A))	Address	1037 S. Alvernon Way, Suite 200	lucson, AZ 85711	1940 E. Silverlake	Tucson, AZ 85713	Mail Stop: CU-	A1U1 300 S. Craycroft	Road	Tucson, AZ 85711	Suite 154 #201	7320 N. La Cholla	boulevard, Tucson, AZ 85741		7253 E. Placita		Tucson, AZ 85715	oadway		Tucson, AZ 85719
OA Section 107	Contact Phone and Email	520-881-0570 1037 S. Alverno JorgeRivero@Re Way, Suite 200	520-623-5174.	x1112 LGulick@goodwi	lltucson.org		520-239-5263	e@bh	oenix.edu				520-603-7560	Christine@Heart 7253 E. Placita	Workforce.c	7	520-790-7677	DKret@DKAJobs.	COM
Business (per WIOA Section 107 (b) (2) (A)	Title	Operations		x1112 1940 E. Silverlai Co-President/Chief I.Gulick@goodwi Road Suite And	Executive Officer			or, Academic	Affairs		President and Chief Sandre Silver	Executive Officer	Owner/Executive	Life		i aillei/coilsuitant		President and Chief DKret@DKAJobs. Boulevard	7
	Organizational Affiliation/Place of Business	ResCare/TANF-Jobs Workforce Services, AZ		Goodwill Industries	of Southern Arizona			University of	Phoenix			Leader Discovery			Heartfelt Workforce			DK Advocates Inc	7
	N	Jorge Rivero*			Liz Gulick			٥.	Vitale		Sandra L.			Chris	Hazen- Molina	T	Darothy		
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	For Business Sector Representatives who are not chief executive officers or chief operating officers; describe the "optimum policy-making or hiring authority of the appointee(s)."	Involved in real estate acquisition and development since 1986. Graduated from law school in 1990. In addition to her law practice, she has been involved with a number of efforts to support small businesses and startups, from cotourding a small venture capital fund in 2001 to serving as a board member on the Tucson IDA, and the Pima County WIB. She is a member of the Desert Angels investment group in Tucson (now ranked #11 nationally for investments in startups, funding 19 startups in 2012 alone) and a board member of StartUp Tucson. Pam has also had a detour into politics in AZ, co-founding and running Arizona List. She is a certified Economic Development Finance Professional and served as the Economic Development Director of the Downtown Tucson Partnership from 2010-2013. Currently has her own consuiting practice.	
	Term Appoint- ment	03/31/16 to 09/30/16	Ends
	Membership Subcategory or Office	Small Business	
ion 107 (b) (2) (A))	Address	71	
DA Section 107 (Contact Phone and Email	520-548-1451 P.K.Sutherland@ P.O. Box 41796 gmail.com Tucson, AZ 8572	
Business (per WIOA Secti	Title	Owner	
Δ -	Organizational Affiliation/Place of Business	Connecting the Dots C	
	Name	Pamela K. Sutherland C	as of 09/11/15 (Jill
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Has optimum policy-making authority.	Has optimum hiring authority.
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#1096 520-390-0702 6161 E. Pima FrankWatts12@ Street hotmail.com Tucson, AZ 85712 520-792-3015 901 S. Campbell Rosborough.Carl Avenue d@jobcorps.org Tucson, AZ 85719 Suite 1103 520-319-1011 5671 N. Oracle DDuarte@Nesco Road	Tucson, AZ 85704
#1096 520-390-0702 6161 E. FrankWatts12@ Street hotmail.com Tucson, 520-792-3015 901 S. C Rosborough.Carl Avenue d@jobcorps.org Tucson, 520-319-1011 5671 N. DDuarte@Nesco Road	Resource.com
Senior Program Manager Executive Director/Chief Executive Officer	Area Manager
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Section 107 (b) (;	Address	Represen Labor Org nominate Labor Fed T50 S. Tucson managem Boulevard apprentic Tucson, AZ 85716 program.
rcent, per WIOA	Contact Phone and Email	520-622-6745 MikeV@ibew57 0.org
Workforce (not less than 20 percent, per WIOA Section 107 (b) (2) (B))	Title	Business Manager and Financial Secretary
Workforce (n	Organizational Affiliation/Place of Business	International Brotherhood of Electrical Workers (IBEW), Local 570
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7	Vamashita Local 99	Local 99	Director	om	Tucson, AZ 85711	Member	09/20/16	
				520-884-7131,		Community-	07/00/00	
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m	Bernal	Center	Executive Director	r.org	Tucson, AZ 85701	(CBO)	09/30/16	
				520-791-9522,				
				x2234	2305 S. Park		03/21/16	
		Tucson Urban	President and Chief DEmbry@tucson Avenue	DEmbry@tucson	Avenue		to to	
4	Embry	League, Inc.	Executive Officer	urbanleague.org	Tucson, AZ 85713	CBO	09/30/17	
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	- 6	Catholic Community		520-670-0802	140 W. Speedway		03/31/16	
		Services of Southern Chief Executive	Chief Executive	PegHccs@ccs-	Blvd., Suite 230		ţ	
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		Portable, Practical					T /22 /22	
		Educational	Chief	520-770-2500			03/31/16	
		Preparation, Inc.	Administrative	KHogan@ppep.o	KHogan@ppep.o 802 E. 46 th Street		to (22/ 10	
ᅃ	Kari Hogan (PPEP)	(PPEP)	Officer	50		CBO	09/30/17	
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0	Slauter	Development, Inc.	Executive Director	hs.org	Tucson, AZ 85705		09/30/18	
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n 107 (b) (2) (C))	Address	401 N. Bonita Avenue Tucson, AZ 85709		Stone	stone AZ 85701	2855 W. Master Pieces Drive
er WIOA Section	Contact Phone and Email	20	520-206-4747 LLambert@pima .edu	724-8451 a.Arzoumani schools.pim	520-724-3018 200 N. 9 Vaughn.Croft@s Avenue chools.pima.gov Tucson,	520-352-5833 AStorm@pimajt ed.ore
Education & Training (per WIOA Section 107 (b) (2) (C))	Title	Dean of Adult Basic 520-206-6500 Education for RSuitt@pima.e College and Career u	Chancellor	School Superintendent	Senior Program Coordinator	Superintendent/ Chief Executive Officer
Educa	Organizational Affiliation/Place of Business	Pima Community Dean of Adult College - Community Education for Campus College and C	Pima Community College	Dr. Linda Office of the Pima Arzoumani County School an, Ed.D Superintendent	Dr. Vaughn Office of the Pima E. Croft, County School Ed.D Superintendent	Pima County Joint Technical Education District (JTED)
	Name	Regina Suitt	Lee D. Lambert, J.D.	Dr. Linda Arzoumani an, Ed.D	Dr. Vaughn E. Croft, Ed.D	Alan L. Storm, Ph.D
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Local Board Certification - Current List of LWDB Members: Pima County Workforce Investment Board (WIB)

Phone and Email Address Subcategory or Office Appoint-ment Email Address or Office ment 520-724-3992 130 W. Congress Dislocated 03/31/16 Jan.Lesher@pim Street Workers, and to s.gov Tucson, AZ 85701 Youth 09/30/18 Camila.Bekat@t East 08/02/16 Camila.Bekat@t 255 W. Alameda to ucsonaz.gov Tucson, AZ 85701 09/30/17 520-401-3959 1443 E. Broadway 03/31/16 ctor I.com Tucson, AZ 85719 09/30/16 S20-243-1909 Tucson, AZ 85719 09/30/16 Michael.Guymon Tucson, AZ 85718 09/30/16 @SunCorridorln Tucson, AZ 85718 09/30/16	Governmental, Economic, and Community Devel	nic, and	Communi	ity Development	opment (per WIOA Section 107 (b) (2) (D))	n 107 (b) (2) (D)	Contract of the Contract of th	Justification of any instances in which an individual will be appointed to represent more than one category. When an individual is appointed to represent more than one category, the individual must have policymaking authority in each category, no making authority in each category.	
Deputy County 10th Floor Adults, Deputy County Jan.Lesher@pim Street Workers, and to Administrator a.gov Tucson, AZ 85701 Youth 09/30/18 City Hall, 4th Floor Camila.Bekat@t 25 W. Alameda to Development Camila.Bekat@t 25 W. Alameda to City Hall Specialist ucsonaz.gov Tucson, AZ 85701 Ciarence540@ao Boulevard to Ciarence540@ao Boulevard to Ciarence540@ao Tucson, AZ 85719 to O9/30/16 S20-243-1909 Tucson, AZ 85718 to O3/31/16 to S20-243-1909 Wichael.Guymon Regional @SunCorridorln 1985 E. River Road to Development c.com Tucson, AZ 85718 o9/30/16 to O9/30/16 to Obevelopment c.com Tucson, AZ 85718 o9/30/16 to O9/30/16 to Obevelopment c.com Tucson, AZ 85718 obja0/16 to Os/30/16 t	Name of Bus	Affiliation/Place of Business	Title	Phone and Email	Address	Membership Subcategory or Office	Appoint- ment	norminations are required in each category, and documentation is required that the dust/multiple role is acceptable to all nominating authorities.	
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				Has optimum policy-making authority
03/31/16 to 09/30/16	03/31/16 to 09/30/17	08/02/16 to 09/30/18	03/31/16 to 09/30/17	03/31/16 to 09/30/18
		WIOA Title III — State Employment Service Office under Wagner- Peyser	WIOA Title IV - Vocational Rehabilitation Services	TANF
520-620-0005 823 E. Speedway President@tucso Boulevard nhispanicchamb Tucson, AZ 85719 er.org	465 W. St. Mary's Road Tucson, AZ 85701	Suite 420 400 W. Congress Street Tucson, AZ 85701		. 200 ' S. Alvernon on, AZ 85711
520-620-0005 823 E. Spe President@tucso Boulevard nhispanicchamb Tucson, AZ er.org	520-792-2250, x152 LBanzhaf@tucso nchamber.org	520-209-1042 Smoncada@azd es.gov	19-1049 gov	Suite 520-881-0570 1037 JorgeRivero@Re Way sCare.com Tucs
President/Chief Executive Officer	Executive Vice President	Workforce Manager	Region II Assistant Program Manager	Operations Manager
Tucson Hispanic Chamber of Commerce	Tucson Metro Chamber of Commerce	Arizona Department of Economic Security, Employment/ Workforce Administration	Az Dept of Economic Security, Rehabilitation Services Administration	ResCare-Jobs Workforce Services, AZ/TANF
Lea Márquez Peterson	Lori J. Banzhaf	Susan "Susy" Moncada	Mary K. Boegeman n	Jorge Rivero*
20	9		00	6

Local Board Certification - Current List of LWDB Members: Pima County Workforce Investment Board (WIB)

Affiliation and Title	Phone and	Address
	Email	





BY-LAWS OF THE WORKFORCE INVESTMENT BOARD OF PIMA COUNTY

ARTICLE I - NAME AND AUTHORITY

- A. The organization will be called "The Workforce Investment Board of Pima County." From time to time it may also be referred to as the "WIB", "Pima County WIB" or "Local Board."
- B. The WIB is authorized, established and guided pursuant to the Workforce Innovation and Opportunity Act ("WIOA"), Public Law 133-128. WIOA was signed into law on July 22, 2014. WIOA replaces and supersedes the Workforce Investment Act of 1998 ("WIA").
- C. As the chief elected officials, the Pima County Board of Supervisors ("BOS") has the final authority over the contents of these by-laws and the formal implementation of policy that may be recommended by the WIB.

ARTICLE II – AREA SERVED

- A. Pursuant to the State of Arizona designation and in compliance with WIOA, the local workforce development area served by the WIB will be all of Pima County, excluding areas under tribal jurisdiction.
- B. The WIB, in cooperation with the BOS, may also provide services and cooperation with other local workforce development areas in Southern Arizona and, to a lesser extent, throughout the State of Arizona.

ARTICLE III – PURPOSE

- A. The WIB is established to assist the BOS in strategic planning, oversight and evaluation of the local workforce development area to reduce unemployment in Pima County and provide a forum for creatively solving local workforce problems.
- B. The WIB will help develop and promote policies and recommend investments that will support the development of an effective and cohesive workforce investment system to maximize return on investment for all stakeholders.
- C. The WIB will develop and maintain strategic and strong relationships with business organizations, chambers of commerce, labor and trade associations, education providers, and others to build a cohesive regional workforce development system meeting the needs of both employers and job seekers.



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ARTICLE IV - DUTIES AND RESPONSIBILITIES

- A. In carrying out the duties set forth in 20 CFR §379.370,the WIB will comply with all applicable Federal, State and local laws and regulations including WIOA and associated regulations and any future amendments to and guidance issued regarding the laws and regulations.
- B. In cooperation with the Pima County Community Services, Employment and Training Department ("CSET") and subject to the approval of the BOS, the WIB will undertake the following duties and responsibilities:
 - 1. <u>Local Plan</u>: Develop the multi-year local workforce development area plan required by regulation to be submitted by Pima County to the Governor of Arizona.
 - 2. <u>Regional Plan</u>: If Pima County becomes a part of a planning region, collaborate with other local boards and local government leaders, or their designees, to prepare and submit a regional plan.
 - 3. Workforce Research and Regional Labor Market Analysis: Conduct various research projects to analyze the status of the regional and local economies, labor markets and workforce to assist the BOS in the implementation and funding of programs and the Governor in the development of the statewide workforce and labor market information system.
 - 4. <u>Stakeholder Engagement</u>: Convene and collaborate with local workforce development system stakeholders to ensure the development of an effective local area plan and identify non-federal expertise and resources to leverage support for local workforce development area activities.
 - 5. <u>Employer Engagement</u>: Bring together a diverse range of private and public sector employers, educators and economic development authorities to: promote cooperation with the BOS economic development strategies; develop effective linkages with employers; encourage employer utilization of the Arizona@Work Pima County system, a proud partner of the American Job Center network, (formally the Pima County One-Stop) and programs; and ensure WIB activities meet the needs of current employers and support future growth.
 - 6. <u>Career Pathways</u>: Collaborate with secondary and post-secondary education institutions to develop and implement programs that lead to careers paying livable wages and opportunities for advancement.
 - 7. <u>Proven and Promising Practices</u>: Identify and promote the use of proven and promising strategies, initiatives, and practices from across the nation for the development of quality jobs and a workforce to fill the jobs.
 - 8. <u>Technology</u>: Develop strategies for using technology to maximize the accessibility and effectiveness of the local workforce development system for employers, workers, job seekers, and those with barriers to employment. Consult with CSET on intake and case management information systems, remote access to systems, and improving digital literacy skills. Leverage resources and capacity within the system.
 - 9. <u>Program Oversight</u>: Oversee operations and activities at the Arizona@Work Pima County, workforce development programs for local youth, adults and dislocated workers. Monitor the use, management and investment of workforce development funds. Based on evidence, suggest changes to improve performance where needed.
 - 10. <u>Local Performance and Accountability</u>: With the BOS and, when appropriate, the Governor, develop local performance and accountability measures.



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11. <u>Training</u>: Identify qualified adult and youth training providers in numbers and career areas sufficient to maximize consumer choice. Ensure that individuals with disabilities have training opportunities that will lead to competency for employment with livable wages and opportunities for advancement.

ARTICLE IV - MEMBERSHIP

- A. Size: The number of members will:
 - 1. Not be less than the number required to comply with WIOA requirements and fulfill the WIB's duties and responsibilities;
 - 2. Not be more than forty-five (45); and
 - 3. Always be an odd number.
- B. <u>Composition</u>: The BOS must ensure that the membership conforms to all requirements of the WIOA and the following:
 - 1. <u>Business Representatives</u>: The majority (at least 51%) of the members must be representatives of both large and small employers in the local area. Each of these members must meet the following criteria:
 - a. Be an owner, chief executive or operating officer of businesses, or other individual with optimum policymaking or hiring authority; and
 - b. Be from a business which provides employment opportunities in in-demand industry sectors or occupations in Pima County.
 - 2. <u>Workforce Representatives</u>: Workforce representatives must comprise at least 20% of the members:
 - a. <u>Labor Representatives</u>. Members must be selected from the following sectors:
 - i. Two (2) or more must be from labor organizations; and
 - ii. One (1) or more must represent a joint labor-management, or union-affiliated, registered apprenticeship program. The member(s) must be a training director or member of the labor organization.
 - b. <u>Specialized Community Based Service Representatives</u>. Workforce Representatives may also be selected from one or more of the following categories:
 - i. From an agency which addresses the education or training needs for individuals with barriers to employment from disabilities;
 - ii. From an agency successful in providing employment or training services to veterans; and
 - iii. From an agency successful in addressing the employment, education or training needs of WIOA eligible youth.
 - 3. Education Representatives: Members must be selected from the following categories:
 - a. One (1) or more shall be from an eligible provider administering adult education and literacy activities under title II; and
 - b. One (1) or more shall be a representative of an institution of higher education providing workforce development activities.

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- 4. Economic Development Representatives: At least one (1) member must be from an entity that undertakes economic and community development activities from the private sector and/or small business development centers.
- 5. Core Partner Representatives: Members must be selected from the following categories:
 - a. One (1) or more must be from the Arizona employment office which provides services under the Wagner-Peyser Act (29 U.S.C. 49 et seq.);
 - b. One (1) or more must be from the Arizona office which provides services under Title I of the Rehabilitation Act of 1973, other than sec. 112 or part C.; and
 - c. One (1) or more must be from an eligible provider administering adult education and literacy activities under Title II.
- 6. <u>BOS Representatives</u>. The BOS may select additional members from sectors that the BOS believes will improve and enhance the functioning of the WIB.
- C. Qualifications: Members of the WIB must meet the following qualifications:
 - 1. All members must have:
 - a. Optimum policy-making authority the individual must be able to commit the entity he or she represents to a course of action; and
 - b. Demonstrated experience and expertise in the area he or she represents the individual is either a workplace learning advisor as defined in WIOA sec. 3(70) or has documented leadership in developing or implementing workforce development, human resources, training and development, or a core program function.
 - 2. <u>Multi-Category Representation by One Member</u>: An individual may be appointed as a representative of more than one of the categories described in Subparagraphs IV(B)(1) thru (5), so long as all qualifications are met for each category.
 - 3. Nomination and Appointment:
 - a. <u>Business representatives</u> must be nominated by local business organizations and trade representatives.
 - b. Labor representatives must be nominated by local labor federations.
 - c. <u>Education representatives</u> must be nominated by the institution, or in the case of WIOA title II the lead administrator.
 - d. All other representatives will be nominated through solicitation of entities in the areas to be represented.
 - e. CSET will review nominations with the WIB Chair to:
 - i. Confirm eligibility of each nominee;
 - ii. Receive input regarding the nominees from interested parties; and
 - iii. Present the nominee to the BOS for review and, if satisfactory, appointment.
 - f. All members will be appointed by a majority vote of the BOS.

D. Term of Office:

1. All members serving on the WIB as of October 1, 2015, will retain their appointments, providing the criteria set forth in Paragraph IV(C) are met, through March 31, 2016.

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- 2. On March 31, 2016:
 - a. One-third of the members will be selected to serve until September 30, 2016;
 - b. One-third of the members will be selected to serve until September 30, 2017; and
 - c. One-third of the members will be selected to serve until September 30, 2018.
- 3. The members who will serve the terms set forth in Paragraph D(2) above, will be determined by lot and proportionately distributed to ensure that the categories of membership remain compliant with WIOA requirements and these by-laws.
- 4. All members appointed after March 31, 2016, will serve three (3) years terms, unless appointed to fill a vacancy. Members appointed to fill vacancies will serve the remaining term of the member's predecessor.
- 5. Members may be reappointed by the BOS for successive terms pursuant to the nomination process outlined in these by-laws.

E. Resignations:

- 1. Resignations must be submitted in writing to the WIB Chair, with a copy to the Director of CSET.
- 2. The Director of CSET will immediately notify the Clerk of the BOS of the resignation.
- 3. The resignation will be placed on the agenda for the next regularly scheduled WIB meeting and will be effective:
 - a. When acknowledged by the WIB at the meeting, if the resignation will not affect the required composition of the WIB; or
 - b. When a replacement is appointed by the BOS, if the resignation will affect the required composition of the WIB.

F. Vacancies:

- 1. A member's position is deemed vacant when:
 - a. Resignation is accepted;
 - b. A vacancy defined in A.R.S. § 38-291 occurs;
 - c. As required by these by-laws;
 - d. By operation of law; or
 - e. Upon removal from office.
- 2. The WIB Chair will notify the Director of CSET when a vacancy occurs.
- 3. The Director of CSET will notify the Clerk of the BOS of the vacancy.
- 4. Positions will be filled in compliance with these by-laws. In addition:
 - a. If needed to maintain the required composition of the WIB, the BOS will fill the vacancy within 120 days with an individual that meets the same membership requirement as the outgoing member.
 - b. If the required composition of the WIB is not affected by the vacancy, the BOS may fill the position at its discretion.

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5. Appointment to fill a vacancy, other than by the expiration of a member's term, will be for the unexpired portion of outgoing member's term.

G. Removal:

- 1. All members serve at the pleasure of the BOS and may be removed for any reason.
- 2. A member will be removed if the member:
 - a. Fails to attend meetings as required by these by-laws; or
 - b. Fails to comply with the laws and policies set forth in Article VIII of these by-laws.
- 3. The Director of CSET, in consultation with the WIB Chair, may recommend that the BOS remove a member if the member:
 - a. No longer possesses the qualifications of membership which were the basis for the member's initial appointment and the member is not qualified to fill a different slot;
 - b. Fails to represent the WIB in a manner deemed appropriate;
 - c. Is absent for three (3) consecutive meetings without submitting a written leave of absence to the WIB Board Development Committee; or
 - d. Fails to actively participate in meetings.
- H. <u>Compensation</u>: Members are not entitled to compensation or to reimbursement for travel expenses for duties performed for the WIB.

ARTICLE V – OFFICERS

- A. Officers: The officers will be:
 - 1. Chair;
 - 2. First Vice-Chair (Performance and Accountability):
 - 3. Second Vice-Chair (Planning);
 - 4. Third Vice-Chair (Board Development); and
 - 5. Fourth Vice-Chair (Youth Council).

B. Election and Terms of Office:

- 1. One individual will be elected by the membership for each designated office.
- 2. Each officer will serve a two (2) year term.
- 3. Elections will be held at the last regularly scheduled meeting before July 1 of each year.
- 4. Terms of office will begin on July 1 of the year in which the officer is elected.
- 5. The Chair:
 - a. Must be from the Business Representative group;
 - b. Will be elected by majority vote of the Business Representatives of the WIB;
 - c. May serve no more than two (2) consecutive terms.
 - d. Will be elected in years ending in even numbers.



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6. The First Vice-Chair:

- a. Must be a member of the private sector groups;
- b. Will be elected by majority vote of the WIB Executive Committee; and
- c. Will be elected in years ending in even numbers.

7. The Second Vice-Chair:

- a. Must be a member of the private sector groups;
- b. Will be elected by majority vote of the WIB membership in attendance on the date of the election; and
- c. Will be elected in years ending in odd numbers.

8. The Third and Fourth Vice-Chairs:

- a. May be from any of the representative groups;
- b. Will be elected by a majority vote of the WIB membership in attendance on the date of the election; and
- c. Will be elected in years ending in odd numbers.

C. <u>Duties of the Chair</u>: The Chair will:

- 1. Preside over all regular, special, and Executive Committee meetings of the WIB;
- 2. Serve as Chair of the Executive Committee:
- 3. Encourage the best and broadest participation possible from all WIB members;
- 4. Provide guidance to CSET staff for the preparation of WIB meeting agendas;
- 5. In consultation with the Director of CSET, appoint chairs of committees, except as defined in these by-laws, and all committee members;
- 6. Represent the WIB as appropriate;
- 7. Assign and delegate duties to Vice-Chairs, within their discipline, as needed; and
- 8. After the conclusion of the term in office, mentor the incoming Chair regarding WIB operations and activities.

D. Duties of the First Vice-Chair (Performance and Accountability): The First Vice-Chair will:

- 1. In the absence of the Chair, perform all duties of the Chair;
- 2. Fulfill the assignments of the Chair, delegating to the membership as appropriate; and
- 3. Serve as the Chair of the WIB Performance and Accountability Committee.

E. <u>Duties of the Second Vice-Chair (Planning)</u>: The Second Vice-Chair will:

- 1. In the absence of the Chair and First Vice-Chair, perform all duties of the Chair;
- 2. Fulfill the assignments of the Chair, delegating to the membership as appropriate; and
- 3. Serve as the Chair of the WIB Planning Committee.

F. Duties of the Third Vice-Chair (Board Development): The Third Vice-Chair will:

1. In the absence of the Chair, First Vice-Chair and Second Vice-Chair, perform all duties of the Chair;

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- 2. Fulfill the assignments of the Chair, delegating to the membership as appropriate; and
- 3. Serve as the Chair of the WIB Board Development Committee.

G. <u>Duties of the Fourth Vice-Chair (Youth Council)</u>: The Fourth Vice-Chair will:

- 1. In the absence of the Chair, First Vice-Chair, Second Vice-Chair, and Third Vice-Chair, perform all duties of the Chair;
- 2. Fulfill the assignments of the Chair, delegating to the membership as appropriate; and
- 3. Serve as the Chair of the WIB Youth Council Committee.
- H. Removal of Officer: An officer may be removed from office for cause with a vote of at least two-thirds (2/3) of the appointed members.

ARTICLE VI – MEETINGS

A. Public Meetings:

- 1. All regular and special meetings of the WIB, its standing committees, special committees, and workgroups, will be conducted in compliance with Arizona Open Meeting Law, A.R.S. § 38-431 et seq.
- 2. Where these by-laws and other applicable law do not provide adequate procedure for the conduct of a meeting, Robert's Rules of Order will be used as a guide.

3. Meeting Schedule:

a. Regular meetings.

- i. The WIB will meet a minimum of six (6) times each federal fiscal year (July 1 June 30).
- ii. Standing committees will meet a minimum of four (4) times each federal fiscal year (July 1 June 30).
- iii. The Executive Committee will establish the annual calendar for regular meetings each June. The calendar of these meetings will be posted on the WIB's web page no later than July 1 of each year.

b. Special Meetings.

- i. The Chair, or the Executive Committee by majority vote, may call special meetings of the WIB or of committees as deemed necessary;
- ii. The WIB may, by majority vote of those in attendance at a regular meeting, vote to hold a special meeting.

B. Quorum:

- 1. A simple majority of the appointed members will constitute a quorum for the transaction of WIB and committee business.
- 2. Failure to establish a quorum within twenty (20) minutes of the scheduled time for a meeting will result in cancellation of the meeting.
- 3. If quorum, once established, is lost, no further business may be conducted and the meeting must be adjourned.



C. Voting:

- 1. Each member, including the Chair, is entitled to one (1) vote on all matters before the WIB and any committees upon which the member serves.
- 2. Members must be present at a meeting in order to cast a vote. No voting by proxy is allowed.
- 3. No member may cast a vote for any item which has a direct bearing on the organization with which the member is associated or employed or when the member has a conflict of interest under WIOA or A.R.S. § 38-503. Such conflicts must be declared on the record.
- 4. Except for the reasons set forth in paragraph 3 above, abstention from voting is not encouraged. If a member does abstain, the abstention is not counted as either a vote for or against the measure.
- 5. Unless required otherwise in these by-laws or by law, a simple majority of the members present will carry the action.
- 6. At the request of any member, or at the discretion of the Chair, a roll-call or ballot vote may be taken for any action of the WIB.

D. Attendance:

- 1. Every member is expected to attend all regularly scheduled meetings of the WIB and any committees upon which the member serves.
- 2. Unexcused absences for three (3) consecutive meetings may result in a recommendation to the BOS that the member be removed from the WIB.

ARTICLE VII – COMMITTEES

A. General:

- 1. All committees established by the WIB will comply with and be conducted pursuant to the Arizona Open Meeting Law, including the taking and preparation of minutes, and these by-laws.
- 2. All members of the WIB are expected to actively participate on a committee or through a designee on one of the Board's committees.
- 3. The WIB Chair, in consultation with the CSET Director, will determine the appropriate membership number for a committee.
- 4. Members of each committee will, to the greatest extent possible, possess expertise in the topic areas or tasks of the committee.
- 5. Except as set forth in these by-laws, the WIB Chair will appoint the Chair of any committee. The committee chair's term will coincide with the term of the WIB Chair.
- 6. All actions of a committee are advisory to, and not binding upon, the WIB.
- 7. The Chair of each committee will, in consultation with the WIB Chair and CSET Director, set the agenda for committee meetings.
- 8. Any member who works or contracts with or represents the ARIZONA@WORK Pima County One-Stop may not serve on any committee that oversees the ARIZONA@WORK Pima County One-Stop system.
- 9. No member will serve on any committee whose activities and oversight may present a conflict of interest for the member.



10. A member may resign from a committee by giving written notice to the committee Chair and WIB Chair. The resignation will be effective upon acceptance by the WIB Chair.

B. Executive Committee: The Executive Committee will:

- 1. Be made up of the officers of the WIB;
- 2. Provide strategic leadership and direction for the WIB;
- 3. Report to the full membership, all action taken by the committee;
- 4. Elect the First Vice-Chair:
- 5. In consultation with the CSET Director, make recommendations for membership on standing and other committees, ensuring compliance with the requirements of the WIOA; and
- 6. Perform other duties as the WIB deems necessary.

C. Standing Committees:

1. General:

- a. There will be four (4) standing committees: The Performance and Accountability Committee; the Planning Committee; the Board Development Committee; and the Youth Council.
- b. Non-WIB member standing committee members, will be voting members of the standing committee.
- 2. <u>Performance and Accountability Committee</u>: The Performance and Accountability Committee will:
 - a. Be chaired by the First Vice-Chair;
 - b. Review the performance of all agencies receiving funding under the WIOA;
 - c. Oversee the development of Requests for Proposals ("RFP") for WIOA services;
 - d. Review and evaluate requests for the Eligible Training Provider List ("ETPL");
 - e. Perform other activities assigned by the WIB Chair; and
 - f. Report to the WIB Chair and full membership, all actions taken by the committee.
- 3. Planning Committee: The Planning Committee will:
 - a Be chaired by the Second Vice-Chair;
 - b. Review local economic factors to provide guidance for WIB activities;
 - c. Develop strategic plans to meet the workforce needs of local employers;
 - d. Develop strategic plans to further training opportunities for workers that coincide with the workforce needs of local employers;
 - e. Perform other activities assigned by the WIB Chair; and
 - f. Report to the WIB Chair and full membership, all actions taken by the committee.
- 4. Board Development Committee: The Board Development Committee will:
 - a. Be chaired by the Third Vice-Chair;
 - b. Recruit potential WIB members focusing on:
 - i. Composition requirements for the WIB;

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- ii. Education and expertise; and
- iii. Connections to the community.
- c. Perform other activities assigned by the WIB Chair; and
- d. Report to the WIB Chair and full membership, all actions taken by the committee.

5. Youth Council: The Youth Council will:

- a. Be chaired by the Fourth Vice-Chair;
- b. Have a least two (2) members from community-based organization with a demonstrated record of success in serving eligible youth and other individuals with appropriate expertise and experience who are not members of the WIB;
- c. Reflect the needs of the local area;
- d. Have committee members who are appointed for their experience and expertise and who will bring their expertise to help the committee address the employment, training, education, human and supportive service needs of eligible youth including out-of-school youth;
- e. Have members who may represent agencies such as education, training, health, mental health, housing, public assistance, and justice, or be representatives of philanthropic or economic and community development organizations, and employers;
- f. Have members who include parents, participants, and youth;
- g. Establish and maintain partnerships with local employers and organizations that provide services to youth in order to develop youth into successful members of the community;
- h. Perform other activities assigned by the WIB Chair; and
- i. Report to the WIB Chair and full membership, all actions taken by the committee.

D. Other Committees:

- 1. The WIB Chair, the Executive Committee by majority vote or the WIB by majority vote may establish other committees as deemed necessary to assist the WIB in carrying out its duties.
- 2. Each committee will be active for as long as necessary to accomplish the specific purpose of the committee.
- 3. Members will serve on the committee until the committee is dissolved or for the term of the WIB Chair, whichever is shorter.

ARTICLE VIII - CONFLICT OF INTEREST AND ETHICS

A. Members must be familiar with and comply with:

- 1. The Conflict of Interest and Ethics provisions of the WIOA;
- Arizona Conflict of Interest Laws, A.R.S. § 38-502 et seq.;
- 3. Pima County Board of Supervisors Policy C 2.1 -- Workplace Ethics, Conduct and Compliance;
- 4. Pima County Board of Supervisors Policy D 21.2 Prevention of Sexual Harassment;
- 5. Pima County Board of Supervisors Policy D 21.3 Prevention of Workplace Harassment; or
- 6. Pima County Board of Supervisors Policy D 23.1 Preventing, Identifying and Addressing Workplace Bullying.

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B. Conflict of Interest:

- 1. Each member is responsible for determining whether any potential or actual conflict of interest exists or arises in fulfilling the duties on the WIB or any committee.
- 2. Any member with a potential or actual conflict of interest must comply with applicable law including requirements for public disclosure and recusal.

ARTICLE IX – STAFF SUPPORT

Pima County, through CSET, will provide the following services for the WIB:

- A. Prepare and disseminate all notices, as required by law or these by-laws.
- B. At the direction of the Chair and the CSET Director, prepare and disseminate the WIB agenda, associated materials and other necessary communications.
- C. Take minutes at WIB meetings. In compliance with Arizona Open Meeting Law, a draft of the minutes will be available and posted no later than three (3) business days after each meeting.
- D. Maintain the records of the WIB for the time periods required under applicable federal or state law.
- E. Prepare reports and provide other information to the WIB, as requested.
- F. Prepare a monthly program report summarizing County activities under WIOA for the Executive Committee.

ARTICLE X - AMENDMENT OF BY-LAWS

- A. These by-laws may be amended only by the BOS on its own motion or upon request of the WIB.
- B. The WIB may, by vote of a majority in attendance at a WIB meeting, request that the BOS amend the by-laws. Provided, however, that before the WIB considers an amendment, the proposed amendment is provided to the WIB members at least 14 calendar days prior to the meeting at which the amendment will be considered.
- C. The CSET Director and the Pima County Attorney's Office must review and be allowed to comment on the proposed amendment prior to it being circulated to the membership.
- D. Any amendment will become effective when approved by the BOS.

ARTICLE XI – SEVERABILITY

If any part of these by-laws is declared unconstitutional or null and void for any reason, the validity of the remaining portions will not be affected by such declaration.

ARTICLE XII - ENACTMENT

These by-laws will become effective upon adoption by a majority vote of the WIB and approval of the BOS and will remain in effect, as amended pursuant to Article X, until dissolution of the WIB.



GLOSSARY

Arizona Conflict of Interest Law A.R.S. § 38-503

Arizona Open Meeting Law

A.R.S. § 38-431 et seq.

BOS

Pima County Board of Supervisors

CSET

Pima County Department of Community Services, Employment and Training

WIA

Workforce Investment Act of 1998

WIB

Pima County Workforce Investment Board

WIOA

Workforce Innovation and Opportunity Act, Public Law 133-128 and applicable

regulations in Title 20, Code of Federal Regulations. 20 CFR Part 679 Subpart C applies

specifically to WIB.



PIMA COUNTY RESOLUTION AUTHORIZING PIMA COUNTY, ARIZONA TO SEEK DESIGNATION AS A LOCAL WORKFORCE DEVELOPMENT AREA FROM THE GOVERNOR OF ARIZONA AND THE CONTINUATION OF WORKFORCE INVESTMENT BOARD ACTIVITIES DURING THE TRANSITION FROM THE WORKFORCE INVESTMENT ACT TO THE WORKFORCE INNOVATION AND OPPORTUNITY ACT.

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The Board of Supervisors of Pima County, Arizona finds:

- 1. Pima County was designated as a local workforce area and received funds under the federal Workforce Investment Act of 1998, Pub.L. 105–220 ("WIA").
- 2. Pima County's Community Services, Employment and Training Department ("CSET") is the One-Stop Operator under the WIA.
- 3. On July 22, 2014, President Barack Obama signed the Workforce Innovation and Opportunity Act, Pub.L.113-128 ("WIOA") to help job seekers and workers access employment, education, training, and support services to succeed in the labor market and to match employers with skilled workers needed to compete in the global economy.
- WIOA replaces WIA and becomes generally effective July 1, 2015.
- 5. Under the terms of WIOA, Pima County will continue to: receive federal workforce funds; prepare and implement a local workforce plan; authorize and seek the advice of a Workforce Investment Board ("WIB"); and coordinate the One-Stop Career Center system.
- 6. The transition from WIA activities to WIOA activities should not disrupt services, currently being provided under WIA, to employers and job seekers.
- 7. Section 106(b)(2) of WIOA states: "During the first 2 full program years following the date of enactment of this Act, the Governor shall approve a request for initial designation as a local area from any area that was designated as a local area for purposes of the Workforce Investment Act of 1998 that, for the 2-year period preceding the date of enactment of this Act, performed successfully, and sustained fiscal integrity."
- 8. Pima County's local area workforce system has performed successfully and sustained fiscal integrity and should be designated as a local area under WIOA.
- Pima County's WIB, at a public meeting on March 13, 2015, reviewed the WIOA and
 recommended that the Pima County Board of Supervisors request that Governor Doug Ducey
 designate Pima County as a local workforce area pursuant to Section 106(b)(2) of WIOA.

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NOW, THEREFORE, BE IT RESOLVED:

- Section 1. That the Chair of the Pima County Board of Supervisors is authorized to petition the Governor of Arizona to designate Pima County as a local workforce development area pursuant to Section 106(b)(2) of WIOA.
- Section 2. That WIB is authorized to continue operating and to adjust WIB membership as appropriate pursuant to WIOA.
- Section 3. That CSET is authorized to continue One-Stop Operations under WIOA.
- Section 4. That WIB is authorized, after consultation with CSET and One-Stop staff, to make technical amendments to the Pima County One-Stop System Plan dated January 21, 2014 to conform to WIOA. These technical amendments will be effective until a WIOA Plan is developed and approved by the State of Arizona.

Passed and adopted, this 2nd day of June , 2015

Chair, Pima County Board of Supervisors

ATTEST:

Clerk of the Board

APPROVED AS TO FORM