



BOARD OF SUPERVISORS AGENDA ITEM REPORT

Requested Board Meeting Date: September 18, 2018

Pima County Resolution to Approve Acceptance of Tohono O'odham Nation State-Shared Revenue Program
Title: Funds and Pass-Through to the Non-Profit Entities in Pima County Designated as "Grantees" by the Tohono O'odham Nation

Introduction/Background:

In 2002, Arizona voters passed Proposition 202, which allows for the continuation of limited Indian gaming on tribal lands in Arizona. Under Proposition 202, Arizona tribes also agreed to share a portion of their revenues. Of the revenues shared, 12 percent can be made available to cities, towns, counties, or non-profits for purposes benefiting the general public (also known as "State-Shared Revenue Program"). For its 2018 revenue sharing cycle, the Tohono O'odham Nation ("Nation") intends to designate several non-profits and Pima County departments ("Grantees"). To comply with A.R.S. § 5-601.02, nonprofits must develop grant-in-aid agreements with a local jurisdiction. Recently, the Nation communicated to Pima County (County) that all such agreements must be executed no later than September 30, 2018.

Discussion:

The September 30, 2018 deadline set by the Nation is much earlier than usual. The Nation has not yet presented the County with all the completed agreements to execute for the 2018 Grantees.

Conclusion:

Given the time constraints described above, it is in the best interests of County residents to commit in advance to working with all nonprofits that: 1) are 2018 Nation Grantees of 12-percent grant funds; and 2) wish to work with Pima County as the "pass-through" jurisdiction for these funds.

Recommendation:

The recommended resolution directs County staff to work with the Nation to negotiate terms of and obtain the agreements for the distribution of 2018 12-percent grant funds to Grantees. This resolution also authorizes the Chairman of the Board of Supervisors to execute all documents related to said agreements.

Fiscal Impact:

12-percent gaming grants provide funds to local non-profits that contribute to public safety, education, health care, child advocacy, economic development, and cultural and environmental development and protection.

Board of Supervisor District:

☐ 1 ☐ 2 ☐ 3 ☐ 4 ☐ 5 ☒ All

Department: Grants Management & Innovation Telephone: (520) 724-8562

Department Director Signature/Date: _____

[Signature] 9.13.2018

Deputy County Administrator Signature/Date: _____

[Signature] 9.13.2018

County Administrator Signature/Date: _____

C. R. [Signature] 9/13/18

RESOLUTION 2018 - _____

PIMA COUNTY RESOLUTION TO APPROVE ACCEPTANCE OF TOHONO O'ODHAM NATION STATE-SHARED REVENUE PROGRAM FUNDS AND PASS-THROUGH TO THE ENTITIES IN PIMA COUNTY DESIGNATED AS "GRANTEES" BY THE TOHONO O'ODHAM NATION

The Board of Supervisors of Pima County, Arizona finds:

1. Pursuant to A.R.S. § 5-601.02, the Tohono O'odham Nation ("the Nation") and the State of Arizona have entered into a compact requiring a certain portion of funds generated from gaming operations of the Nation be distributed to governments or 501(c)(3) organizations or entities for services benefitting the general public, including public safety, promotion of commerce and economic development ("State-Shared Revenue Program).
2. The Nation has reviewed applications from and is in the process of selecting several local government and non-profit entities in Pima County ("Grantees") to receive funds from the State-Shared Revenue Program ("the Grant").
3. The Nation will provide the Grant to Pima County ("County") and County agrees to accept the Grant and pass the funds through to the Grantees in the amounts and for the purposes designated by the Nation.
4. The Tohono O'odham Nation wishes to have all agreements associated with the Grant executed no later than September 30, 2018.
5. The Nation intended to release a list of designated Grantees, award amounts and the purposes for each award ("the Grant awards") to County on or about September 15.
6. Due to this release date and the Board of Supervisors meeting schedule, County cannot prepare and complete the agreements with each Grantee before the September 30, 2018 deadline imposed by the Nation. However, this Resolution will expedite the processing of the agreements.
7. It is in the best interests of the residents of Pima County to accept the Grant and to pass-through those grant funds as designated by the Nation.

NOW, THEREFORE, BE IT RESOLVED, that:

- A. Staff is directed to work with the Nation to prepare agreements for the distribution of the State-Shared Revenue Program Grant funds to the Grantees.
- B. The Chair of the Board of Supervisors is authorized to execute all necessary agreements and other documents, if any, with the Nation to accept the Grant and with the Grantees to pass-through the Grant awards.

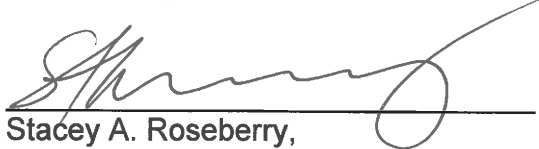
Passed and adopted, this _____ day of _____, 2018.

Chairman, Pima County Board of Supervisors

ATTEST:

APPROVED AS TO FORM

Clerk of the Board



Stacey A. Roseberry,
Deputy County Attorney