

LIBRARY DISTRICT BOARD MINUTES

The Pima County Library District Board met in regular session at their regular meeting place in the Pima County Administration Building (Hearing Room), 130 West Congress Street, Tucson, Arizona, at 9:00 a.m. on Tuesday, January 8, 2019. Upon roll call, those present and absent were as follows:

Present: Richard Elías, Chairman
Ramón Valadez, Vice Chair
Sharon Bronson, Acting Chair
Ally Miller, Member
Steve Christy, Member

Also Present: Chuck Huckelberry, County Administrator
Andrew Flagg, Chief Civil Deputy County Attorney
Julie Castañeda, Clerk of the Board
Eric Thompson, Sergeant at Arms

1. **ACCEPTANCE - LIBRARY**

The Institute of Museum and Library Services, to provide for the Writers in Residence in Libraries Program, \$4,800.00 (GTAW 19-73)

It was moved by Supervisor Bronson, seconded by Chairman Elías and unanimously carried by a 5-0 vote, to approve the item.

2. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 11:18 a.m.

CHAIRMAN

ATTEST:

CLERK

BOARD OF SUPERVISORS' MEETING MINUTES

The Pima County Board of Supervisors met in regular session at their regular meeting place in the Pima County Administration Building (Hearing Room), 130 West Congress Street, Tucson, Arizona, at 9:00 a.m. on Tuesday, January 8, 2019. Upon roll call, those present and absent were as follows:

Present: Richard Elías, Chairman
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Sharon Bronson, Acting Chair
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Steve Christy, Member

Also Present: Chuck Huckelberry, County Administrator
Andrew Flagg, Chief Civil Deputy County Attorney
Julie Castañeda, Clerk of the Board
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1. INVOCATION

The invocation was given by Edward D. Manuel, Chairman, Tohono O'odham Nation.

2. PLEDGE OF ALLEGIANCE

All present joined in the Pledge of Allegiance.

3. PERSONAL POINT OF PRIVILEGE

Chairman Elías recognized the anniversary of the January 8, 2011 tragedy, acknowledged Anna Acosta's attendance and congratulated Andres Cano on his election to the Arizona State House of Representatives.

4. PAUSE 4 PAWS

The Pima County Animal Care Center showcased an animal available for adoption.

PRESENTATION

5. Dedication

Blessings and comments of Tohono O'odham and Pascua Yaqui leaders as their flags were added officially to the Board of Supervisors' Meeting Room. (District 5)

Edward D. Manuel, Chairman, Tohono O'odham Nation and Robert Valencia, Chairman, Pascua Yaqui Tribe addressed the Board regarding the significance of their flags and were honored that the flags would be permanently displayed in the Board of Supervisors' Hearing Room.

OATH OF OFFICE

6. Oath of Office to be administered by the Honorable Kyle A. Bryson, Presiding Judge of the Superior Court, for elected officials of Pima County:

CLERK OF THE SUPERIOR COURT

Gary Harrison

JUSTICE OF THE PEACE

Adam Watters, Precinct No. 1

John Peck, Precinct No. 3

Doug Taylor, Precinct No. 5

Raymond Carroll, Precinct No. 7

Susan Bacal, Precinct No. 8

CONSTABLES

Esther Gonzalez, Precinct No. 2

Jose Gonzalez, Precinct No. 3

Margaret Cummings, Precinct No. 5

The Honorable Kyle A. Bryson, Presiding Judge of the Superior Court, administered the Oath of Office to the elected officials present. The Board took no action.

7. CONVENE TO EXECUTIVE SESSION

It was moved by Supervisor Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to convene to Executive Session at 9:27 a.m.

8. RECONVENE

The meeting reconvened at 9:57 a.m. All members were present.

EXECUTIVE SESSION

9. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding the Petition for Relief of Taxes under A.R.S. §42-11104, filed by Daisy Education Corporation, d.b.a. Sonoran Science Academy - East for tax years 2017 and 2018, for Tax Parcel No. 136-21-0180, which was approved by the Board of Supervisors on December 18, 2018.

This item was for information only. No Board action was taken.

10. CALL TO THE PUBLIC

Barbara Crummitt addressed the Board regarding the welfare of animals in Pima County.

Roger Score addressed the Board regarding the Sheriff Department's allocation of Federal monies that were denied by the Board and would have been used to protect the citizens of Arizona.

Geri Ottoboni addressed the Board regarding County spending, opposition to increasing sales taxes, and the closure of Golden Pin Lanes.

Robert Reus spoke to the Board regarding the replacement of city officials in Arizona and how difficult the process was.

Russell Trask asked for the Board's definition of a need and a want.

Hanson Fotherby addressed the Board regarding opposition to the closure of Golden Pin Lanes.

Chris King addressed the Board regarding his Team Lima colleagues killed in Bagdad, Iraq, on January 7, 2007, and the prioritization of public safety and infrastructure.

Steve Diamond, on behalf of the People's Defense Initiative, addressed the Board regarding a citizen's initiative to amend the Tucson Code and invited the Board to the initiative Kickoff Party: Tucson Families Free and Together.

Robert Harris addressed the Board regarding opposition to the Rosemont Copper Mine Project.

DaNel Hogan, Director, STEMazing Project, Pima County Schools Superintendent, highlighted the no cost project and thanked the Board for their support.

11. MOMENT OF SILENCE

At 10:10 a.m., Chairman Elías observed a moment of silence for the victims of the January 8, 2011 tragedy and for the Air Service Members of Unit Team Lima killed in Bagdad.

BOARD OF SUPERVISORS

12. Census 2020 Complete Count Committee

RESOLUTION NO. 2019 - 1, of the Board of Supervisors, pledging to participate in a Census 2020 Complete Count Committee and to encourage every person in Pima County to be counted in the 2020 Census. (Districts 2 and 5)

Emily Verdugo, Partnership Specialist, U.S. Census Bureau in Southern Arizona, addressed the Board and indicated that the Resolution provided support for the 2020 Census and allowed for the formation of a Complete Count Committee (CCC). She stated that all local governments were being asked to form a CCC to ensure that hard to count populations were counted. She stated that for the first time the

Census Bureau would be utilizing online forms for the 2020 Census, which may cause concerns in the community. She indicated that representatives would be working with the community to showcase the safe and easy use of the online Census form. She stated that the U.S. Census Bureau supported the Resolution because Pima County was a Tier 1 County. She provided information about the Response Outreach Area Mapper located on the Census.gov website that tracked hard to count areas. She added that there were several hard to count populations within the County and this Resolution allowed for outreach development.

Supervisor Bronson inquired whether the Census had to be completed online.

Ms. Verdugo responded that the online method was preferred by the U.S. Census Bureau. She indicated that the online form would go live on March 23, 2019. She added that individuals could also respond by phone, by requesting a paper form, or by asking that an enumerator come to their door.

Supervisor Bronson asked whether everyone would be asked to respond or whether sampling were being conducted.

Ms. Verdugo responded that everyone was being asked to respond by the end of July 2020.

Supervisor Miller asked for an explanation of a Tier 1 County.

Ms. Verdugo explained that a Tier 1 County had a population in excess of five hundred thousand and had hard to count population areas. She stated that the Census targeted Tier 1 counties for those reasons.

Supervisor Miller asked how long the form would be available online.

Ms. Verdugo responded that it would be available from March 23, 2019 through July 23, 2020.

Supervisor Miller asked about time constraints and public outreach.

Ms. Verdugo responded that the Census kick-off would be in March and the CCC needed that time to develop an outreach plan for hard to count communities.

Supervisor Christy indicated that the Resolution presented concerns and he would not support the Resolution. He stated that he was not elected to represent individuals who were in this country illegally. He also stated that there was no indication that the questionnaire would ascertain whether the individual was in this country legally.

Chairman Elías commented that the Census, as approved by the Constitution of the United States, addressed the representation of every person living in the United States regardless of their citizenship or status in this country.

Supervisor Christy inquired whether the Resolution provided support to those individuals not here legally.

Chairman Elías responded that the Resolution enabled the formation of a CCC and did not represent any wrongdoing by the Board. He added that previous Census included undocumented counts.

Supervisor Miller inquired whether a court decision had been provided regarding the Census' question on legal status.

Ms. Verdugo responded that the question regarding legal status was currently listed on the census form. She stated that they were awaiting a final decision from the Supreme Court regarding the legal status question. She added that it was imperative that undocumented populations be counted because it was critical for funding and service purposes.

Supervisor Miller inquired whether the Resolution was to ensure that every individual, whether homeless, undocumented, or citizens, were counted and that it in no way meant that the Board supported or encouraged illegal immigration.

Ms. Verdugo agreed with that interpretation and indicated that the Resolution was the Board's support for a full count of individuals living in Pima County.

Supervisor Christy indicated that the Resolution should be presented after the court rendered a decision on the legal status question. He inquired whether individuals would be asked about their legal status even after the court had rendered a decision.

Ms. Verdugo responded that the Board was being asked to support a census count in Pima County and the formation of a Complete Count Committee. She stated that the CCC would require 15 months to develop an outreach plan for targeted areas. She stated that regardless of the outcome of the citizenship question, they were only forming a committee to ensure that individuals were counted. She added that every community would be targeted in order to determine what services were needed regardless of their status.

It was moved by Chairman Elías and seconded by Supervisor Bronson to approve this item. Upon roll call vote, the motion carried 4-1, Supervisor Christy voted "Nay."

DEVELOPMENT SERVICES

13. Final Plat

P18FP00008, Brockhuis Subdivision, Lots A and B, to provide for a Notice of Consent and Modification Agreement and Supplement to Deed of Trust. (District 4)

It was moved by Supervisor Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the item.

REAL PROPERTY

14. Water Easement

Community Water Company of Green Valley, to provide for a water easement to cross an existing drainageway with installation of a new eight inch water main, located in Section 14, T18S, R13E, G&SRM, Pima County, Arizona, \$400.00 revenue and \$1,250.00 reimbursement for appraisal fee. (District 4)

It was moved by Supervisor Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the item.

15. Abandonment by Sale

Staff recommends approval to proceed with abandonment by sale of Coyote Crossing Trail, a public roadway located within Section 33, T11S, R13E, G&SRM, Pima County, Arizona. (District 1)

It was moved by Supervisor Miller, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to approve the item.

FRANCHISE/LICENSE/PERMIT

16. Hearing - Liquor License

Job No. 38142, Sandra Lee Toppa, KJ's Convenient Stop, 15150 W. Ajo Highway, Tucson, Series 10, Beer and Wine Store, New License.

Supervisor Bronson inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing, approve the license subject to the Zoning Report and forward the recommendation to the Arizona Department of Liquor Licenses and Control.

17. Hearing - Liquor License

Job No. 32509, Terrance J. Hanley, Tanque Verde Guest Ranch, 14301 E. Speedway Road, Tucson, Series 11, Hotel/Motel, New License.

Supervisor Bronson inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing, approve the license and forward the recommendation to the Arizona Department of Liquor Licenses and Control.

18. Hearing - Liquor License

Job No. 37867, Natasha Rene Herzig, Tay's BBQ, 16461 S. Houghton Road, Vail, Series 12, Restaurant, New License.

Supervisor Bronson inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing, approve the license and forward the recommendation to the Arizona Department of Liquor Licenses and Control.

19. Hearing - Liquor License

Job No. 38978, Luis Carlos Lopez, Rancheros Market, 16142 N. Oracle Road, Catalina, Series 12, Restaurant, New License.

Supervisor Bronson inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing, approve the license and forward the recommendation to the Arizona Department of Liquor Licenses and Control.

20. Hearing - Fireworks Permit

Savanna Hines, Caterpillar, Inc., 5000 W. Caterpillar Trail, Green Valley, January 21, 28, February 4, 26, 27 and 28, 2019 at 8:00 p.m.

Supervisor Bronson inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing and approve the permit.

21. Hearing - Agent Change/Acquisition of Control/Restructure

Job No. 39695, Freeman Leonard Fry, Agave Grill, 1051 Solana Avenue, Ajo, Acquisition of Control.

Supervisor Bronson inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing, approve the license and forward the recommendation to the Arizona Department of Liquor Licenses and Control.

DEVELOPMENT SERVICES

22. Hearing - Comprehensive Plan Amendment Resolution

RESOLUTION NO. 2019 - 2, P18CA00002, Luminex, L.L.C. - E. Old Vail Road Plan Amendment. Owner: Luminex, L.L.C. (District 4)

Supervisor Bronson inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing and adopt the Resolution.

23. Hearing - Comprehensive Plan Amendment Resolution

RESOLUTION NO. 2019 - 3, P18CA00003, Harbour Trust, et al. - N. La Cholla Boulevard Plan Amendment. Owner: Harbour Trust, et al. (District 1)

Supervisor Bronson inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing and adopt the Resolution.

24. Hearing - Comprehensive Plan Amendment Resolution

RESOLUTION NO. 2019 - 4, P18CA00004, Quest Land Group, L.L.C., et al. - N. La Cholla Boulevard Plan Amendment. Owners: Quest Land Group, L.L.C. and Northwest Bible Church. (District 1)

Supervisor Bronson inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing and adopt the Resolution.

25. Hearing - Comprehensive Plan Amendment Resolution

RESOLUTION NO. 2019 - 5, P18CA00006, Dynacare Properties, L.L.C. - W. Desert Harbor Circle Plan Amendment. Owner: Dynacare Properties, L.L.C. (District 1)

Supervisor Bronson inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing and adopt the Resolution.

REGIONAL WASTEWATER RECLAMATION

26. Hearing - Code Text Amendment

- A. ORDINANCE NO. 2019 - 1, of the Board of Supervisors, relating to Sewer User Fee Surcharges applicable to Mt. Lemmon residents; amending the Pima County Code by amending Chapter 13.28 (Mt. Lemmon Sewer Connections)
- B. ORDINANCE NO. 2019 - 2, of the Board of Supervisors, relating to Sewer User Fee Surcharges applicable to Mt. Lemmon residents; amending the Pima County Code by amending Chapter 13.32 (Mt. Lemmon Conservation Fees)

At the request of staff and without objection, this item was continued to the Board of Supervisors' Meeting of February 5, 2019.

TRANSPORTATION

27. Hearing - Traffic Ordinance

ORDINANCE NO. 2019 - 3, of the Board of Supervisors, relating to traffic and highways; establishing pedestrian crosswalks on Esperanza Boulevard in Pima County, Arizona. Staff recommends APPROVAL. (District 4)

Supervisor Bronson inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing and adopt the Ordinance.

28. Hearing - Traffic Ordinance

ORDINANCE NO. 2019 - 4, of the Board of Supervisors, relating to traffic and highways; regulating traffic at the intersection of Los Pinos Vista and Yucca Via in Pima County, Arizona. Staff recommends APPROVAL. (District 1)

Supervisor Bronson inquired whether anyone wished to address the Board. No one appeared. It was moved by Supervisor Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to close the public hearing and adopt the Ordinance.

COUNTY ADMINISTRATOR

29. Medical Insurance for County Employees - Fiscal Year 2019/20

Staff recommends approval of the following:

1. Health insurance premiums at the same rate as the current fiscal year.

2. Dental rates at the same rate for Pima County Dental and at the increased rates for Employers Dental Service.
3. Continue offering up to \$35 per pay period for participating in the HLPD program.

It was moved by Supervisor Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the item.

CONTRACT AND AWARD

COMMUNITY SERVICES, EMPLOYMENT AND TRAINING

30. Regina Serrano, d.b.a. Pinnacle Workforce Strategies, to provide for the Pima County Career Pathways Analysis and Resource Guide Program, USDOL and ADES Funds, contract amount \$20,000.00 (CT-CS-19-294)

It was moved by Chairman Elías, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the item.

INFORMATION TECHNOLOGY

31. Verizon Wireless, L.L.C., d.b.a. Verizon Wireless, to provide for an In-Building Radio Rebroadcast Agreement, no cost/5 year term (CTN-IT-19-111)

It was moved by Supervisor Bronson, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the item.

BOARD, COMMISSION AND/OR COMMITTEE

32. **Election Integrity Commission**

Reappointment of Jeffrey Rogers. Term expiration: 1/6/21. (District 2)

It was moved by Supervisor Valadez, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to approve the item.

CONSENT CALENDAR

33. **Approval of the Consent Calendar**

Without Board objection, Consent Calendar Item Nos. 5, 10 and 11 were set aside for separate action.

Upon the request of Supervisor Miller to divide the question, Consent Calendar Item No. 3 was set aside for separate discussion and vote.

It was then moved by Chairman Elías, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to approve the remainder of the Consent Calendar, as amended:

* * *

PULLED FOR SEPARATE ACTION

CONTRACT AND AWARD

Procurement

5. **Award**

Amendment of Award: Master Agreement No. MA-PO-18-292, Miovision Technologies Incorporated, for Miovision signal analytics equipment. This revision is to process an increase in the amount of \$427,000.00 for a cumulative not-to-exceed contract amount of \$650,000.00. This increase is to support the planned purchase of Miovision equipment for additional intersections allowing capability to review traffic operations. Annual award amount remains at \$223,000.00. Funding Source: Traffic Engineering Fund. Administering Department: Information Technology.

At the request of staff and without objection, this item was continued to the Board of Supervisors' Meeting of January 22, 2019.

GRANT APPLICATION/ACCEPTANCE

10. **Acceptance - Community Development and Neighborhood Conservation**

U.S. Department of Housing and Urban Development, to provide for the Community Development Block Grant FY 2018-2019, \$2,903,833.00 (GTAWR 19-4)

At the request of staff and without objection, this item was removed from the agenda.

11. **Acceptance - Community Development and Neighborhood Conservation**

U.S. Department of Housing and Urban Development, to provide for the Emergency Solutions Grant FY 2018-2019, \$233,076.00 (GTAWR 19-5)

At the request of staff and without objection, this item was removed from the agenda.

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PULLED FOR SEPARATE ACTION BY SUPERVISOR MILLER

CONTRACT AND AWARD

Economic Development

3. Rio Nuevo Multipurpose Facilities District, to provide for a Ground Lease and Purchase Agreement for property located at 75 E. Broadway Boulevard, contract amount \$3,109,500.00 revenue/5 year term (CTN-CA-19-109)

Supervisor Miller inquired about the minimum square footage that would be used for retail.

Chuck Huckelberry, County Administrator, responded that it was approximately 40,000 sq. ft., for both the first and second floor. He added that it would also depend upon the abandonment and transfer of the alley adjacent to the property.

Supervisor Miller inquired about the Ground Lease for the alleyway. She also asked whether the alleyway had been acquired from the City of Tucson.

Mr. Huckelberry responded that the alleyway had not been acquired. He indicated that the City of Tucson was waiting for a proposal from J.E. Dunn before selling the property to the County and that the County would be reimbursed by Rio Nuevo Multipurpose Facilities District (RNMFD) for the property's purchase.

Supervisor Miller inquired about the square footage of the alleyway.

Mr. Huckelberry stated that the alleyway was 15 feet and was the length of a block.

Supervisor Miller inquired about the parking leases and lost revenues.

Mr. Huckelberry responded that approximately \$30,000.00 in revenues were lost annually, because the parking was not regulated.

Supervisor Miller asked how Logan Simpson, the contractor, would be paid for performing mitigation, archeological and cultural investigations.

Mr. Huckelberry stated that RNMFD would be responsible for those costs and County staff would oversee the mitigation and archeological investigations.

Supervisor Miller inquired whether RNMFD would reimburse the County for investigation costs.

Mr. Huckelberry responded that RNMFD would be paying those expenses directly to Logan Simpson.

Supervisor Miller inquired whether contamination testing on Phase I and Phase II had been completed.

Mr. Huckelberry explained that the sites were excavated for archeological artifacts and contamination, and no contamination had been found.

Supervisor Miller inquired whether RNMFD would be responsible for the abatement on the property and asked if there was a cost estimate.

Mr. Huckelberry responded that no significant issues had been reported. He indicated that soil vapor testing was performed during Phase I of the excavation and that would have revealed any issues with the former occupation of the property. He added that there were no known burials on the site, but indicated that precluded any burials that occurred prior to recorded records.

Supervisor Miller inquired about a memo from Linda Mayro, Director, Office of Sustainability and Conservation, which indicated that the buildings had been demolished but there was a potential for buried historical archeological features which would require treatment.

Mr. Huckelberry stated that the inclusion of that statement was typical for any development occurring in historic downtown where properties had gone through several generations of occupation and use. He indicated that the notation with regards to the building being gone meant that the foundations were still in tack and archeological artifacts were found in the privies that used to occupy the properties.

Supervisor Miller inquired about the memo's reference to four underground gas tanks on the property.

Mr. Huckelberry responded that any tanks on the property would be found during excavations.

Supervisor Miller inquired about an email between Regina Nassen, Deputy County Attorney, and Ms. Mayro, which referenced substantial cultural resources on the Broadway property.

Andrew Flagg, Chief Civil Deputy County Attorney, interjected that discussions pertaining to emails between Attorneys and staff may be subject to Attorney Client Privilege.

Supervisor Miller indicated that the document was not marked privilege.

Mr. Flagg responded that whether or not the document was marked privileged, it was the substance of the email that mattered. He indicated that since he was unable to view the document a determination on its privilege could not be made and it would require a Board vote to waive the privilege before discussion by the Board.

Chairman Elías recommended that Supervisor Miller pose her questions in an email to the Board and Counsel.

Supervisor Miller indicated that her concern was whether taxpayers were paying for the remediation of archeological contamination. She then inquired about building permits and inspection costs and who would be responsible for those costs.

Mr. Huckelberry responded that the fees would be paid by the developer.

Supervisor Miller asked Counsel to provide an explanation of the Consent and Subordination to Lenders language of the contract.

Mr. Flagg responded that he would provide clarification.

Supervisor Miller inquired about the Consent and Subordination to Lenders language in the contract and what it meant to the County in terms of executing subordination agreements as required by the lenders.

Mr. Flagg indicated that he was not familiar with the details, but generally speaking it was related to the execution of subordination agreements, and it meant that the County had an interest, and was subordinating its interest to the lender. He added that the priority would be lower for the County.

Supervisor Miller asked whether a default would place the County at the bottom in terms of receiving the lease payments.

Mr. Flagg responded that it would not place the County at the bottom but would put the County below whatever interest was subordinate.

Supervisor Miller inquired about salary requirements and penalties if they did not complying with the requirements.

Mr. Huckelberry responded that the economic development incentive was an agreement between the developer and RNMFD. He added that RNMFD would withhold the incentive if they did not comply with the agreed upon terms.

Supervisor Miller inquired about the documents submitted to the Office of Sustainability and Conservation and what would be the consequences if the documents were not approved or accepted within the 5-day time limit. She

also asked why the Office of Sustainability and Conservation's approval was needed.

Mr. Huckelberry responded that the Archeological Investigative Report, by Logan Simpson, was sent to the Office of Sustainability and Conservation for their review and concurrence. He indicated that the timeframe was to ensure that it was reviewed in a timely manner. He added that documents had never been rejected, but did proceed through a review and comment period before acceptance of the final report.

Supervisor Miller indicated that her concern was that taxpayers would be assuming the costs related to this property, but it appeared that would not be the case. She stated that she had concerns with RNMFD's concept and did not approve of the tax incentives for businesses and companies. She referred to those incentives as corporate welfare. She stated that taxpayers were expected to pay taxes and it was not fair that companies received tax rebates. She commented that bailing out businesses was not sustainable. She also stated that these businesses had an unfair advantage over private sector businesses and private sector businesses would not be able to compete.

It was moved by Chairman Elías and seconded by Supervisor Valadez. No vote was taken at this time.

Upon roll call vote, the motion carried 4-1, Supervisor Miller voted "Nay."

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CONTRACT AND AWARD

County Attorney

1. Kathryn Kellner, d.b.a. Kellner Studio, Amendment No. 4, to provide for presentation skills and communication strategies consultant services, extend contract term to 12/31/19 and amend contractual language, Criminal Justice Enhancement Fund, contract amount \$32,000.00 (CT-PCA-15-141)
2. Community Bridges, Inc., to provide for the implementation of the Felony Drug Diversion Program by ensuring access to needs-based drug treatment and wraparound recovery support services, Arizona Criminal Justice Commission Pre-Trial Intervention Fund, contract amount \$100,000.00 (CT-PCA-19-293)

Economic Development

3. Rio Nuevo Multipurpose Facilities District, (PULLED FOR SEPARATE ACTION)

Information Technology

4. Arizona Superior Court in Pima County, Pima County Consolidated Justice Court and Pima County, Amendment No. 1, to provide for co-location of computing systems and extend contract term to 8/14/20, no cost (CT-IT-17-13)

Procurement

5. **Award**
Amendment of Award: Master Agreement No. MA-PO-18-292, Miovision Technologies Incorporated, (PULLED FOR SEPARATE ACTION)
6. Aetna Life Insurance Company, Amendment No. 1, to provide for Medical Benefits Administrative Services-Third Party Administration and Employee Assistance Program, amend contractual language and scope of services, no cost (MA-PO-18-189)

Real Property

7. Halle Properties, L.L.C., to provide for a Sales Agreement and Special Warranty Deed for surplus property located at 2632 S. 6th Avenue, Tax Parcel No. 119-02-029A, contract amount \$30,000.00 revenue (CTN-PW-19-105)

School Superintendent

8. Flowing Wells Unified School District, to provide for the Flowing Wells STEMAZing Teacher Leader Program, no cost (CTN-SS-19-108)

Transportation

9. State of Arizona, Department of Transportation, to provide for bridge inspections according to National Bridge Inspection Standards, no cost/25 year term (CTN-TR-19-103)

GRANT APPLICATION/ACCEPTANCE

10. **Acceptance - Community Development and Neighborhood Conservation**
U.S. Department of Housing and Urban Development, (PULLED FOR SEPARATE ACTION)
11. **Acceptance - Community Development and Neighborhood Conservation**
U.S. Department of Housing and Urban Development, (PULLED FOR SEPARATE ACTION)

12. **Acceptance - Health**

Arizona Board of Regents, University of Arizona, Amendment No. 2, to provide for the Bridges to Wellness (B-Well) Program, \$17,755.02 (GTAM 19-27)

13. **Acceptance - Health**

Arizona Department of Health Services, to provide for the STD Control Services Program, \$122,074.00 (GTAW 19-74)

BOARD, COMMISSION AND/OR COMMITTEE

14. **Tucson-Pima County Bicycle Advisory Committee**

Appointment of Cyndi Tuell, to fill a vacancy created by Collin Forbes. Term expiration: 9/30/19. (Commission recommendation)

SPECIAL EVENT LIQUOR LICENSE/TEMPORARY EXTENSION OF PREMISES/PATIO PERMIT/WINE FAIR/WINE FESTIVAL APPROVED PURSUANT TO RESOLUTION NO. 2016-62

15. **Special Event**

- Jeffrey Peter Schneider, Knights of Columbus Council 8077, St. Elizabeth Ann Seton Catholic Church, 8650 N. Shannon Road, Tucson, December 31, 2018.
- Andrew Heidman, Rotary Club of Green Valley, West Center, Green Valley Recreation Center, Inc., 1111 S. GVR Drive, Green Valley, January 16, 2019.

ELECTIONS

16. **Precinct Committeemen**

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

APPOINTMENT-PRECINCT-PARTY

Maryclare T. Abatecola-070-REP; William R. Abatecola-070-REP; Sergio A. Arellano-084-REP; Evelina M. Feldman-119-REP; Edwin C. Brousseau-122-REP; Lea P. Marquez Peterson-214-REP

FINANCE AND RISK MANAGEMENT

17. **Duplicate Warrants - For Ratification**

CNS Business Forms, Inc. \$3,479.54; Consuelo R. Aguilar \$590.00; Larry Kong \$620.00; Gale W. Bundrick; \$2,361.59; Richard Orozco \$70.00; Silvia M. Burneo \$46.73; Pima County Justice Court \$33,016.13; Patricia Esparza \$109.74; Patricia Esparza \$339.10.

TREASURER

18. Certificate of Removal and Abatement - Certificate of Clearance

Staff requests approval of the Certificates of Removal and Abatement/Certificates of Clearance in the amount of \$66,065.70.

RATIFY AND/OR APPROVE

19. Minutes: November 20, 2018
Warrants: December, 2018

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34. ADJOURNMENT

As there was no further business to come before the Board, the meeting was adjourned at 11:18 a.m.

CHAIRMAN

ATTEST:

CLERK