



**BOARD OF SUPERVISORS AGENDA ITEM REPORT
CONTRACTS / AWARDS / GRANTS**

Award Contract Grant

Requested Board Meeting Date: July 2, 2019

* = Mandatory, information must be provided

or Procurement Director Award

***Contractor/Vendor Name/Grantor (DBA):**

Marana Unified School District ("District").

***Project Title/Description:**

Arthur Pack Regional Park First Amendment to License Agreement

***Purpose:**

The First Amendment to License Agreement ("First Amendment") will extend the term of the License Agreement (the "License") with District for an additional term of five (5) years, effective as of July 1, 2019, and terminating on June 30, 2024. The License permits and regulates the District's use of a portion of the parking lot (the "Parking Area") at County's Arthur Pack Regional Park, as well as the access road which links the Parking Area to Linda Vista Road. Wildcat Golf Partners, an original party to the subject License, will no longer be a party to this License as of the Effective Date. Lic-0303.

***Procurement Method:**

Exempt pursuant to Pima County Code 11.04.020.

***Program Goals/Predicted Outcomes:**

District will complete certain improvements to the Parking Area and access road at its sole expense and to County's satisfaction, as of the deadlines set forth in Sections 11 and 12 of the First Amendment. In addition, District will reimburse County for 38% of County's cost of repairing and maintaining the entrance road and Parking Area, as set forth in Section 13 of the First Amendment. The estimated amount of District's share is \$30,000

***Public Benefit:**

Public access road and the Parking Area will be maintained by County and District, for the benefit of users of Arthur Pack Regional Park and students and teachers at Mountain View High School.

***Metrics Available to Measure Performance:**

Work performed timely and satisfactorily by District, and District's timely reimbursement of its share of County expenses.

***Retroactive:**

Yes. Retroactive to July 1, 2019. District's Board will not convene to approve and execute until August, 2019.

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To: COB-6-25-19
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Addendum

Contract / Award Information

Document Type: _____ Department Code: _____ Contract Number (i.e., 15-123): _____

Effective Date: _____ Termination Date: _____ Prior Contract Number (Synergen/CMS): _____

Expense Amount: \$* _____ Revenue Amount: \$ _____

***Funding Source(s) required:**

Funding from General Fund? Yes No If Yes \$ _____ % _____

Contract is fully or partially funded with Federal Funds? Yes No

If Yes, is the Contract to a vendor or subrecipient?

Were insurance or indemnity clauses modified? Yes No

If Yes, attach Risk's approval.

Vendor is using a Social Security Number? Yes No

If Yes, attach the required form per Administrative Procedure 22-73.

Amendment / Revised Award Information

Document Type: CTN Department Code: PR Contract Number (i.e., 15-123): 14-196

Amendment No.: One (1) AMS Version No.: Two (2)

Effective Date: July 1, 2019 New Termination Date: June 30, 2024

Prior Contract No. (Synergen/CMS): _____

Expense or Revenue Increase Decrease Amount This Amendment: \$ 30,000.00

Is there revenue included? Yes No If Yes \$ _____

***Funding Source(s) required:** Not Applicable

Funding from General Fund? Yes No If Yes \$ _____ % _____

Grant/Amendment Information (for grants acceptance and awards) Award Amendment

Document Type: _____ Department Code: _____ Grant Number (i.e., 15-123): _____

Effective Date: _____ Termination Date: _____ Amendment Number: _____

Match Amount: \$ _____ Revenue Amount: \$ _____

***All Funding Source(s) required:**

*Match funding from General Fund? Yes No If Yes \$ _____ % _____

*Match funding from other sources? Yes No If Yes \$ _____ % _____

*Funding Source: _____

***If Federal funds are received, is funding coming directly from the Federal government or passed through other organization(s)?**

Contact: Michael D. Stofko

Department: Real Property

Telephone: 520-724-6667

Department Director Signature/Date: [Signature] 6/19/19

Deputy County Administrator Signature/Date: [Signature] 6/19/19

County Administrator Signature/Date: [Signature] 6/20/2019
(Required for Board Agenda/Addendum Items)

Pima County Department of Natural Resources, Parks & Recreation

Project: License Agreement

Licensee: Marana Unified School District ("District")

Contract No.: CTN-PR-14-196

Contract Amendment No.: One (#01)

ORIG. CONTRACT TERM: 07/01/2014 – 06/30/2019
TERMINATION DATE PRIOR AMENDMENT: N/A
TERMINATION THIS AMENDMENT: 06/30/2024

ORIG. CONTRACT AMOUNT: \$ -0-
PRIOR AMENDMENTS: N/A
AMOUNT THIS AMENDMENT: \$30,000.00 REV
REVISED CONTRACT AMOUNT: \$30,000.00 REV

FIRST AMENDMENT TO LICENSE AGREEMENT

1. Background and Purpose.

2. On July 1, 2014, COUNTY entered into a License Agreement (the "**License**") with Marana Unified School District ("**District**") and Wildcat Golf Partners, LLC, as Lessee of the Crooked Tree Golf Course, pursuant to which County permitted District to use specific portions of the parking lot at the County-owned Arthur Pack Regional Park, located at 9101 N. Thornydale Road, Tucson, AZ 85742, (the "**Parking Area**") as well as the access road that links the Parking Area to Linda Vista Road (the "**Access Road**").
3. The License will expire on June 30, 2019.
4. The License provides in Section 1 thereof, that the term of the License could be extended upon request by District, and at the sole discretion of the County.
5. District has requested and County has agreed to extend the term of the License for a five (5) year period, effective as of July 1, 2019; and
6. District has agreed to perform certain repairs to the Parking Area during certain time frames.
7. Wildcat's agreement with County acknowledges the existence and potential extension of a license for MUSD to use the Parking Area and Access Road, and it is not a necessary party to this License.

8. Upon execution by District and the Pima County Board of Supervisors, the effective date of this First Amendment shall be retroactive to July 1, 2019 (the “**Effective Date**”).
9. The term of the License is hereby extended to June 30, 2024.
10. Wildcat Golf Partners will no longer be a party to this License as of the Effective Date.
11. On or before June 30, 2019, District shall complete, at its sole expense and to the County’s satisfaction, a seal coat and stripe of the main entrance road from Thornydale Road to the entrance of the golf course/student parking area that is currently used by District busses as ingress/egress. After District performs this asphalt maintenance, the expense of all future repairs/improvements will be shared between both COUNTY and District as provided in Section 13 below.
12. On or before June 30, 2020, District shall complete, at its sole expense and to the County’s satisfaction, a mill and fill of the Access Road. During the term of this License, District will maintain the Access Road at its own expense.
13. Except for the seal coat and striping of the entrance road as set forth in Section 11, County will repair and maintain the Parking Area and the entrance road during the term of this License, but not the Access Road, which is District’s responsibility. District will reimburse County for 38% of the County’s cost of repairing and maintaining the entrance road and Parking Area. The estimated amount of District’s share is \$30,000.
14. All other terms and provisions of the License not specifically changed by this First Amendment shall remain in effect and are binding upon the Parties.

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SIGNATURE PAGE FOLLOWS

PIMA COUNTY:

Chairman, Board of Supervisors

Date

ATTEST:

Clerk of the Board of Supervisors

Date

APPROVED AS TO CONTENT:

Chris Cawein

Chris Cawein, Director
Pima County Department of Natural Resources,
Parks & Recreation

6/17/19

Date

APPROVED AS TO FORM:

Regina Nassen

Regina Nassen, Deputy County Attorney

6-17-2019

Date

MARANA UNIFIED SCHOOL DISTRICT:

Signature

Name and Title (Please Print)

Date

WILDCAT GOLF PARTNERS, LLC

Name and Title (Please Print)

Date

PIMA COUNTY:

Chairman, Board of Supervisors

Date

ATTEST:

Clerk of the Board of Supervisors

Date

MARANA UNIFIED SCHOOL DISTRICT:

Signature

Name and Title (Please Print)

Date

WILDCAT GOLF PARTNERS, LLC

 VICE PRESIDENT

Name and Title (Please Print)

6/17/14

Date

APPROVED AS TO CONTENT:

Chris Cawein, Director
Pima County Department of Natural Resources,
Parks & Recreation

Date

APPROVED AS TO FORM:

Regina Nassen, Deputy County Attorney

Date