

FLOOD CONTROL DISTRICT BOARD MINUTES

The Pima County Flood Control 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 14, 2020. 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
Ryan Roher, Sergeant at Arms

1. CONTRACT

Town of Marana, to provide for the El Rio Preserve Bank Protection Project, no cost/18 year term (CT-FC-20-179)

It was moved by Chairman Elías, seconded by Supervisor Bronson 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 11:04 a.m.

CHAIRMAN

ATTEST:

CLERK

BOARD OF SUPERVISORS' MEETING MINUTES

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1. INVOCATION

The invocation was given by Pastor Drew Raney, Cactus Community Church.

2. PLEDGE OF ALLEGIANCE

All present joined in the Pledge of Allegiance.

3. POINT OF PERSONAL PRIVILEGE

Chairman Elías wished Emily, his wife, a happy birthday. He also encouraged residents to attend public events and to give back to the community in honor of Martin Luther King, Jr. Day.

4. PAUSE 4 PAWS

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

PRESENTATION/PROCLAMATION

5. Presentation of a proclamation to the coaches and players of the 2019 Southwest Rams Football Team, proclaiming the day of Tuesday, January 14, 2020 to be: "SOUTHWEST RAMS FOOTBALL TEAM DAY"

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

6. **CALL TO THE PUBLIC**

Raquel Baranow addressed the Board regarding the abandonment of her property.

John Backer spoke regarding his opposition of the Banner-University Medical Campus Center sublease agreement.

Keith Van Heyningen addressed the Board regarding county spending on roads and soccer fields.

Geri Ottoboni addressed the Board regarding misusing tax funds for Operation Stonegarden.

Robert Reus outlined his Tax Reform Public Safety Program.

Brian Greer, Nelson J. Greer Painting Contractors, Inc., addressed the Board regarding his appeal of the Procurement Director's decision for the Veteran's Memorial Bridge Painting Project.

Frank Landavaso spoke regarding rezoning of his property and the lack of representation for his neighborhood.

Steve Diamond addressed the Board regarding Operation Stonegarden.

Janni Simner asked the Board to reject Operation Stonegarden.

BOARD OF SUPERVISORS

7. **Constable**

Appointment of Constable, Justice Precinct 9, effective January 31, 2020. (District 2)

It was moved by Chairman Elías and seconded by Supervisor Bronson to appoint Joe Ferguson as Constable, Justice Precinct 9. No vote was taken at this time.

Supervisor Miller opposed the appointment of Joe Ferguson due to his lack of experience. She stated that George Camacho had been a Deputy Constable for 18 years and was extremely qualified. She stated that Mr. Camacho participated in writing the Constable's Policy and Procedures manual for the State of Arizona, assisted constables in the field, and provided training for constables across the state. She asked the Board for clarification on why Mr. Ferguson was considered more qualified.

Chairman Elías responded that he appreciated and respected Mr. Camacho, but it was his belief that Mr. Ferguson would make a better constable.

Upon roll call vote, the motion carried 3-2, Supervisors Christy and Miller voted "Nay."

COUNTY ADMINISTRATOR

8. Medical/Dental Insurance for County Employees - Fiscal Year 2020/21

A. Medical Insurance

Staff recommends approval of the following:

1. Medical premium equivalents as detailed in the County Administrator's Memorandum dated January 14, 2020.
2. Continue offering up to \$35 per pay period for participating in the HLPD program.
3. Continue County HSA contributions as detailed in the County Administrator's Memorandum dated January 14, 2020.

B. Dental Insurance

Staff recommends approval of the following:

1. Sharing of costs equally with employees for all tiers of coverage.
2. Dental premium equivalents as detailed in the County Administrator's Memorandum dated January 14, 2020.
3. Continue offering two dental plans.

It was moved by Supervisor Bronson and seconded by Chairman Elías to approve the item. No vote was taken at this time.

Supervisor Miller noted that the dental insurance increase was listed at \$1 million and should be listed at \$476,000.00. She asked, for the record, that it be corrected.

Upon the vote, the motion unanimously carried 5-0, as amended.

CLERK OF THE BOARD

9. Petitions for Redemption of Property Tax Exemption Waiver

Staff recommends approval of the petitions for redemption of property tax exemption waivers.

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

ATTRACTIONS AND TOURISM

10. Southern Arizona Heritage & Visitor Center

Staff recommends approval to allow for a non-exclusive license from the Arizona Daily Star to use various articles and photos from the region's past to display throughout the Southern Arizona Heritage & Visitor Center.

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

REAL PROPERTY

11. Abandonment by Vacation

RESOLUTION NO. 2020 - 1, of the Board of Supervisors, for the vacation of all rights of way in Rincon Valencia Industrial Park, a planned development as Pima County Road Abandonment No. A-0037, and release of platted easements within Section 7, T15S, R15E, G&SRM, Pima County, Arizona. (District 4)

It was moved by Supervisor Christy, seconded by Supervisor Miller and unanimously carried by a 5-0 vote, to adopt the Resolution.

RECORDER

12. Emergency Voting Locations

RESOLUTION NO. 2020 - 2, of the Board of Supervisors, authorizing emergency voting locations for the 2020 Presidential Preference Election.

F. Ann Rodriguez, Pima County Recorder, addressed the Board regarding legislative changes. She explained that under the new legislation emergency voting locations had to be approved by the Board of Supervisors and the Recorder's Office would continue to take the initiative in determining emergency voting locations. She added that the Presidential Preference Election was mandated by the state and the Democratic Party was the only political party participating. She stated that the Recorder's Office had begun an informational campaign for registered voters, registered as not designated or independent, which allowed them to re-register as Democrat and then allowed them to change their political party back after the election. She indicated that the three emergency voting locations, would be staffed at the three Recorder Offices.

Supervisor Bronson inquired whether the voting by mail ballot was an option.

Ms. Rodriguez responded that voting by mail was an option and approximately 173,988 Democratic ballots were being mailed. She stated that 90-day participation notices were mailed to voters inquiring whether they would be participating by mail or opting out. She stated that emergency voting would be held on Monday, March 16, 2020 and would be available at the three Recorder Offices and various walk-in voting sites.

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

DEVELOPMENT SERVICES

13. Hearing - Rezoning Resolution

RESOLUTION NO. 2020 - 3, Co9-00-39, Smith - La Cresta Road Rezoning. Owners: Clarence R. and Helen E. Roman. (District 1)

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

14. Hearing - Rezoning Ordinance

ORDINANCE NO. 2020 - 1, P19RZ00003, Luminex, L.L.C., et al. - E. Old Vail Road Rezoning. Owners: Luminex, L.L.C., et al. (District 4)

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

15. Hearing - Rezoning Ordinance

ORDINANCE NO. 2020 - 2, P19RZ00007, MJM Ventures One, L.L.C. - N. Oracle Road Rezoning. Owners: MJM Ventures One, L.L.C. (District 1)

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

16. Hearing - Concurrent Plan Amendment and Rezoning Resolution and Ordinance

P19CR00001, Hesser LCP, L.L.C. - N. La Cañada Drive Plan Amendment and Rezoning. Owners: Hesser LCP, L.L.C. (District 1)

If approved, adopt RESOLUTION NO. 2020 - 4 and adopt ORDINANCE NO. 2020 - 3

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

PROCUREMENT

17. Hearing - Solicitation No. IFB-PO-2000051, Veterans Memorial Bridge Painting Service

A. Appeal of Procurement Director's Decision

Pursuant to Pima County Code 11.20.010(H), Nelson J. Greer Painting Contractors, Inc., appeals the decision of the Procurement Director regarding Solicitation No. IFB-PO-2000051, Veterans Memorial Bridge Painting Service.

Mary Jo Furphy, Director, Procurement Department, explained that Nelson J. Greer Painting Contractors, Inc. had made changes to the number of hours listed on the submittal. She stated that these changes were made after the intent of the hours were questioned and answered in an amendment, and contractors were advised that no other changes should be made. She stated that all issues should have been presented at the pre-bid meeting to allow the Procurement Department time to address, amend, and clarify the amendments, if needed. She stated that page 1 of the offer agreement was not replaced, as instructed in the amendment to the solicitation, which brought into question whether the contractor understood the full scope of the contract. She added that the offer agreement's new first page contained imperative product and service specifications. She stated these two infractions meant that a completed and corrected contract had not been submitted as certified by Mr. Greer. She indicated that the Department's recommendation was to award the contract to DeLeon Painting, Inc.

Supervisor Miller inquired whether the award was time critical.

Ms. Furphy responded that per instructions from the County Administrator's Office, the award was time critical.

Carmine DeBonis, Jr., Deputy County Administrator, explained that this was a deferred maintenance project. He stated that the Department of Transportation was working with the Project Management Office and the American Legion on projects in the area. He indicated that the projects included updating the Veterans Memorial Plaza and adding a park trail for family members to honor fallen veterans. He added that the goal was to have the projects conclude simultaneously in order to have a rededication honoring the veteran community.

Supervisor Miller indicated that Mr. Greer acknowledged that the exclusion of the amendment page was a minor issue. She inquired why background materials were not included for review.

Ms. Furphy responded that only the appellant's points of contention were being addressed.

Supervisor Miller stated that background materials would have been beneficial in determining whether to grant the appeal. She asked the appellant to clarify why he changed the estimated hours.

Brian Greer, Nelson J. Greer Painting Contractors, Inc., responded that during the pre-bid meeting and on-site visit, it was voiced that more than 2,000 hours were needed to paint the bridge. He added that it was not specified that the job had to be priced at 2,000 hours.

Supervisor Bronson inquired how the 2,000 hours were determined and how had the department responded when notified by the appellant that more hours would be required.

Ms. Furphy responded that the Facilities Management Department provided the 2,000 hours estimation. She stated that all questions presented at the pre-bid meeting were published in Amendment No. 1. She stated that within the unit price, labor was listed at 2,000 hours. She stated that the contract options were either cost per item, time and material-type, or a lump sum amount. She stated that the answer published was for a one-time purchase for the repainting of the bridge. She explained that this was a maintenance and repair project and that labor needed to be priced by the hour and calculated to a total extended amount. She added that the equipment and materials needed to be listed as one total sum to be able to complete the project.

Supervisor Miller stated that the appellant's estimation of 3,000 hours was \$60,000.00 less than DeLeon Painting, Inc's bid.

Ms. Furphy responded that the Procurement Department had not changed the scheduled hours in the bid and they remained at 2,000 hours.

Supervisor Miller expressed confusion because the project was not time sensitive, the appellant provided his estimate, and the bid amount was \$60,000.00 below the contractor recommended for award.

Mr. Greer explained that the bid never specified that the bid had to be priced at 2,000 hours. He indicated that the Procurement Director's response allowed pricing by the hour. He stated that fixed labor rates were provided with the estimated 3,040 hours instead of a marked up labor rate to keep their final price the same at the incorrect 2,000 hours. He indicated that this was done in case of a change order item, so that they could charge their correct and honest labor rate and not an inflated amount.

Supervisor Miller indicated that the bid provided by the appellant was an honest estimate, along with the necessary information, therefore, his appeal should be granted.

It was moved by Supervisor Miller and seconded by Supervisor Bronson to close the public hearing and approve the Appeal of the Procurement Director's Decision for Solicitation No. IFB-PO-2000051. Upon roll call vote, the motion carried 4-1, Chairman Elías voted "Nay."

B. Award

Award: Purchase Order No. PO-PO-20-25, DeLeon Painting, Inc. (Headquarters: Tucson, AZ), to provide for Veterans Memorial Bridge painting service. This contract is for a one-time award in the discrete amount of \$355,000.00 (includes sales tax). Funding Source: Capital Improvement Project Fund. Administering Department: Facilities Management.

Chuck Huckelberry, County Administrator, stated that if the award was to be granted by the Board to Nelson J. Greer Painting Contractors, Inc., the County required confirmation from the company, in writing, that they would meet all the specifications and that documentation be provided to that effect.

Chairman Elías directed Mr. Nelson J. Greer, Painting Contractors, Inc., to provide a letter to the Clerk of the Board's Office, documenting their agreeance with all the specifications.

Brian Greer, Nelson J. Greer Painting Contractors, Inc., stated the letter would be provided by the end of the day.

It was moved by Supervisor Miller, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to award Purchase Order No. PO-PO-20-25 to Nelson J. Greer Painting Contractors, Inc., with the condition that they provide a letter by the end of the day stating they would conform to all the terms and conditions of the contract.

BOARD OF SUPERVISORS

18. Equal Rights Amendment

RESOLUTION NO. 2020 - 5, of the Board of Supervisors, in support of Arizona Senate concurrent Resolution 1001 ratifying the proposed amendment to the Constitution of the United States providing equal rights for men and women. (District 3)

Supervisor Bronson explained that the concurrent Arizona Senate was ratifying the amendment to the Constitution of the United States providing equal rights for men and women.

It was moved by Supervisor Bronson and seconded by Supervisor Valadez to adopt the Resolution. No vote was taken at this time.

Supervisor Christy commented that women outnumbered men in the workforce. He stated that the Constitution explicitly stated liberty and justice for all and the original resolution had a 1982 deadline. He indicated that lawyers were available to help women that were being discriminated against. He added that women could also exercise their ability to leave any position in order to find a higher paying job. He stated this was another example of a resolution that would not have any effect.

Chairman Elías commented that the Constitution was written during slavery and there was no equal protection under the law. He indicated that he was grateful for the passage of civil rights and anti-discrimination laws that equally protected all individuals.

Supervisor Miller indicated that she agreed that there were several women in the workforce, but disagreed that women were being treated equally. She indicated that women were not compensated the same as men, and that many women did not have the means to afford an attorney. She stated that the resolution was largely symbolic, but it could revitalize conversations regarding equality, which might help rectify the problem.

Supervisor Christy commented that the equal rights movement had no traction 20 years ago and that this was a superfluous effort.

Supervisor Miller indicated that there was traction 20 years ago and only one state away from ratifying the amendment to the United States Constitution.

Supervisor Bronson commended Supervisor Miller for her affirmative vote and stated that while the resolution might be symbolic, sometimes symbolism mattered.

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

CONTRACT AND AWARD

COMMUNITY SERVICES, EMPLOYMENT AND TRAINING

19. SER - Jobs for Progress of Southern Arizona, Inc., Amendment No. 5, to provide for workforce development services, amend contractual language and scope of work, USDOL - WIOA Fund, contract amount \$79,920.00 (CT-CS-17-9)

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

20. Portable Practical Educational Preparation, Inc., Amendment No. 1, to provide for youth - workforce development services, extend contract term to 12/31/20, amend contractual language and scope of work, General Fund, contract amount \$26,557.14 (CT-CS-19-231)

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

GRANTS MANAGEMENT AND INNOVATION

21. Southern Arizona Legal Aid, to provide for the Grant-in-Aid Indian Gaming Revenue Funding Agreement, Tohono O'odham Nation 12% Gaming Revenue Sharing Grant Fund, contract amount \$60,000.00 (CT-GMI-20-185)

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

22. Diaper Bank of Southern Arizona, to provide for the Grant-in-Aid Indian Gaming Revenue Funding Agreement, Tohono O'odham Nation 12% Gaming Revenue Sharing Grant Fund, contract amount \$10,000.00 (CT-GMI-20-184)

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

23. Literacy Connects, to provide for the Grant-in-Aid Indian Gaming Revenue Funding Agreement, Tohono O'odham Nation 12% Gaming Revenue Sharing Grant Fund, contract amount \$25,000.00 (CT-GMI-20-188)

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

GRANT APPLICATION/ACCEPTANCE

24. **Acceptance – Sheriff**

Executive Office of the President, Office of National Drug Control Policy, Amendment No. 2, to provide for the High Intensity Drug Trafficking Areas Program, \$14,058.00 (GTAM 20-21)

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

25. **Acceptance - Pima Animal Care Center**

Arizona Companion Animal Spay and Neuter Committee, to provide for the AZ Companion Animal Free Roaming Cat Spay/Neuter Program, \$10,000.00 (GTAW 20-71)

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

BOARD, COMMISSION AND/OR COMMITTEE

26. Workforce Investment Board

Appointment of Laurie Kierstead-Joseph, representing Education and Training; Title II Adult Education and Literacy, to replace Regina Suitt. Term expiration: 9/30/22. (Commission recommendation)

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

27. Library Advisory Board

Appointment of Barbara Escobar, to fill a vacancy created by Joelyn Marlowe. Term expiration: 6/30/24. (District 2)

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

TRANSPORTATION

28. Hearing - Impact Fee Land Use Assumptions Report and Infrastructure Improvements Plan

~~Staff recommends approval of the Land Use Assumptions Report (LUAR) draft and Infrastructure Improvements Plan (IIP) revised draft, as required by state statute.~~
Staff presents the draft Land Use Assumptions Report (LUAR) and draft Infrastructure Improvements Plan (IIP) for Board consideration and Public Hearing. Per A.R.S. §11-1102, Board of Supervisor adoption of these reports may not occur until at least 30 days after this public hearing date.

The Chairman inquired whether anyone wished to address the Board. No one appeared. It was moved by Chairman Elías and seconded by Supervisor Bronson to close the public hearing and approve the item. No vote was taken at this time.

Supervisor Miller inquired whether the assumptions made, in the benefits growth areas, could be revisited because the northwest area of the County only showed a 4% growth rate. She also asked where the assumptions had derived.

Carmine DeBonis, Jr., Deputy County Administrator, responded that the growth assumptions were for unincorporated areas of the County. He stated that the projections were derived from a variety of different sources, including the Pima Association of Governments' growth and employment models. He stated he would provide the Board with more detailed information on the projections.

Supervisor Miller commented about impact fees being used in incorporated areas and inquired whether the County would continue to receive impact fees from incorporated areas.

Mr. DeBonis responded that the impact fees collected under this ordinance would be applied to Infrastructure Improvement Plan projects. He stated that impact fees from the County were committed to certain projects and those impact fees could only be applied towards the unincorporated portion of the projects.

Supervisor Miller expressed concern over Thornydale Road being absent from the report. She indicated that the widening of Thornydale Road was scheduled years ago, but due to the lack of funding from the Regional Transportation Authority, and impact fees, the Board voted to redistribute funding and fix roads in other areas.

Chuck Huckelberry, County Administrator, responded that the redirected funds were Highway User Revenue Fund Bonds. He explained that impact fees could only be spent on roads in unincorporated Pima County.

Mr. DeBonis explained that because of new state legislation the County was updating their impact fee ordinance. He stated that new regulations addressed the proportionality of infrastructure repair related to new development. He indicated that the lack of projected growth within the area, including Thornydale Road, was the reason it was not included in the report for usage of impact fees. He added that if there was a need for improvements on Thornydale Road, it would have to be funded by some other means and not by new development.

Supervisor Miller responded that several new buildings were being constructed on Thornydale Road and that the road was under capacity. She requested an evaluation on the benefits of only improving infrastructure instead of deferred roads that were neglected.

Mr. Huckelberry indicated that he would provide a report on Thornydale Road, and a report on selecting projects under the new legislation. He stated funding for Thornydale Road would not include impact fees except for those areas being built and proportionally dedicated to the program.

Supervisor Christy asked what was the purpose of having this item before the Board.

Mr. Huckelberry responded that the item before the Board was to comply with new statutory requirements.

Supervisor Christy expressed concern with the substantial increase in impact fees and requested that the fee increases be thoroughly vetted by the public before Board approval.

Chairman Elías indicated that the intent of the legislature was prescribed in state statute.

Supervisor Miller requested a copy of the proposed impact fee schedule.

Supervisor Christy inquired about the proposed impact fees increases.

Mr. Huckelberry responded that single family residential fees increased from \$6,000.00 to \$9,000.00. He stated that the fees were being increased by the method identified in the statute.

Supervisor Christy inquired whether the formula caused a delineation of classification for retail, commercial and residential.

Mr. Huckelberry responded that those delineations had always been in place for the County, but the City of Tucson differentiated between retail and office space. He added that the statutory requirements had been pushed at the State level by the Central Arizona Home Builders based in Phoenix, Arizona, and this was much to the dismay of the Southern Arizona Home Builders.

Upon roll call vote, the motion unanimously carried 5-0, as amended.

CONSENT CALENDAR

29. Approval of the Consent Calendar

Upon the request of Supervisor Miller to divide the question, Consent Calendar Item Nos. 4 and 5 were set aside for separate discussion and vote.

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

* * *

PULLED FOR SEPARATE ACTION BY SUPERVISOR MILLER

CONTRACT AND AWARD

Economic Development

4. DM50, to provide for a Davis Monthan Air Force Base Advocate; Economic Development Activities, General Fund, contract amount \$60,000.00 (CT-CA-20-189)

It was moved by Chairman Elías and seconded by Supervisor Bronson to approve the item. No vote was taken at this time.

Supervisor Miller inquired why funding was being provided to DM50 for economic development activities at Davis-Monthan, when Sun Corridor provided funding and \$150,000.00 was provided yearly for a lobbyist. She asked whether this would set a precedent that the County would provide large employers with funding for a lobbyist. She also inquired whether DM50 had hired an employee to fill the position.

Chuck Huckelberry, County Administrator, responded that DM50 was a nonprofit group that preserved and protected the mission of Davis-Monthan. He stated that funding would also be provided to Southern Arizona Defense Alliance for Fort Huachuca, and for Yuma County. He indicated that the contract was to protect military installations and the economic value they provided to the community and Southern Arizona.

Supervisor Miller requested assurance that DM50 would not allocate monies towards hiring additional personnel but would use the funding to assist in their mission.

Mr. Huckelberry responded that there were no employees employed by DM50. He stated that funding would be used towards operations and support of Davis-Monthan and the 162nd Fighter Group. He added that DM50 secured new security gates for both installations, and invested \$30 million into the community.

Supervisor Miller commented that funding should be provided by the federal government. She inquired whether other counties were providing funding towards the military installations in Southern Arizona.

Mr. Huckelberry responded that Davis-Monthan had won the Commander-In-Chief's Installation Excellence Award multiple times and that one of the factors in receiving the award was community support. He stated that the air force base enhanced the economy.

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

Facilities Management

5. Banner-University Medical Campus Center South Campus, L.L.C., Amendment No. 15, to provide a sublease agreement for property located at 2800 E. Ajo Way, Suite 300, extend contract term to 12/31/24 and amend contractual language, no cost (CT-FM-15-474)

It was moved by Supervisor Bronson and seconded by Chairman Elías to approve the item. No vote was taken at this time.

Chuck Huckelberry, County Administrator, explained that hospitals commonly subleased to ambulance services and the sublease was \$45,000.00 a year, which was a negligible amount.

Supervisor Miller commented on Banner-University Medical Campus' (Banner) \$10.00 a year lease agreement with the County. She indicated that Banner would be profiting by subleasing 3,260 square feet to Southwest Ambulance for \$45,000.00 a year. She noted that the University of Arizona (U of A) received state funding which benefited Banner. She stated that this was an abuse of County properties and funding for subleases should be returned to the taxpayers.

Chairman Elías indicated that a public hospital, south of Broadway Boulevard, was critical to the community and Banner had significantly invested in the community. He stated that when the County was operating the hospital it was consistently losing money.

Supervisor Valadez inquired whether Banner and the U of A were the same entity. He also asked if there were implications for Banner if the U of A received money from the State.

Mr. Huckelberry responded that Banner and the U of A were different entities. He indicated that one was an educational institution and the other was a nonprofit medical hospital. He added that Banner was not impacted if the U of A received State funding.

Supervisor Valadez asked for the total in losses when the County was operating the facility and the services that had been provided by the County.

Mr. Huckelberry responded that in 2004, \$34 million was the total loss. He stated that the hospital had one medical specialty, an emergency room and provided a psychiatric specialty.

Chairman Elías indicated that the County had maintained an acute care hospital license because it was critical for the public.

Supervisor Valadez recalled that the hospital primarily served as a psychiatric hospital with few general public services being provided.

Mr. Huckelberry indicated that the inpatient psychiatric facility had an average census of 60 and the medical/surgical component averaged five.

Supervisor Valadez asked what the current daily census was and what services were provided.

Mr. Huckelberry responded that several services were being provided and the percentage of services had increased by the thousands. He indicated that the County provided \$15 million a year in support of Banner, which was minor in comparison to Maricopa County.

Supervisor Valadez inquired whether there was a benefit to having an ambulance company adjacent to the hospital.

Mr. Huckelberry responded that the benefit was the ability to provide medical services to people in need, especially those who were insured. He stated that the detriment was individuals that were uninsured, as the Emergency Medical Treatment and Labor Act (EMTALA) made it illegal to turn away individuals unable to pay.

Supervisor Valadez stated that his intent was to clarify that there was no connection between Banner and the U of A. He added that the County's partnership with Banner saved the County \$19 million and Banner provided exponentially better services for the community.

Supervisor Miller indicated that the two entities were connected, hence, Banner – University Medical Hospital. She stated that U of A medical students worked at Banner and the County approved \$82.5 million for graduate medical education. She indicated that in 2017 the Board allocated \$3 million, in taxpayer money, for improvements to the facility. She added that the allocation was disbursed to the U of A for construction activities. She pointed out that Banner was using a County facility to make a profit.

Chairman Elías indicated that graduate medical assistants were at every hospital in the community. He added that doctors were inclined to remain in the community after their residency, which was an important function in providing adequate medical care for the community.

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

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CONTRACT AND AWARD

Community Services, Employment and Training

1. Southern Arizona Veterans Health Care System, Department of Housing and Urban Development Veterans Affairs Supportive Housing, Amendment No. 3, to provide for a Memorandum of Understanding for co-location of services at Kino Veterans' Workforce Center, extend contract term to 3/31/21 and amend contractual language, no cost (CTN-CS-17-190)

County Administrator

2. Jasper Kinsley, Jr., to provide for a Tribal Partner Community Engagement Specialist and Subject Matter Expertise for the Safety and Justice Challenge, Safety and Justice Challenge Fund, contract amount \$126,000.00/2 year term (CT-CA-20-148)

County Attorney

3. The Human Communication Studio, L.L.C., to provide for a Presentation Skills and Communication Strategies Consultant, Criminal Justice Enhancement Fund, contract amount \$50,000.00 (CT-PCA-20-183)

Economic Development

4. DM50, (PULLED FOR SEPARATE ACTION)

Facilities Management

5. Banner-University Medical Campus Center South Campus, L.L.C., Amendment No. 15, (PULLED FOR SEPARATE ACTION)

Human Resources

6. YMCA of Southern Arizona, Amendment No. 1, to provide for the County/YMCA Membership Partnership Program, extend contract term to 12/31/20 and amend contractual language, Healthcare Benefits Trust Fund, contract amount \$60,000.00 (CT-HR-19-279)

Information Technology

7. Drexel Heights Fire District, d.b.a. Valley Emergency Communications Center, to provide for supporting Valley Emergency Communications Center's Computer Aided Dispatching System on the Pima County IT Environment, contract amount \$54,438.00 revenue (CTN-IT-20-89)

Procurement

8. **Award**
Amendment of Award: Master Agreement No. MA-PO-19-201, Amendment No. 2, Simpson Norton Corporation, to provide for Toro parts and equipment. This amendment is for a one-time increase in the amount of \$115,000.00 for a cumulative not-to-exceed contract amount of \$490,000.00. Funding Source: General Fund. Administering Department: Natural Resources, Parks & Recreation.

9. **Award**
Award: Master Agreement No. MA-PO-20-94, RWC International, Ltd., d.b.a. RWC Group (Headquarters: Phoenix, AZ), to provide for international heavy trucks. This Master Agreement is for an initial term of one (1) year in the annual award amount of \$1,600,000.00 (including sales tax) and includes four (4) one-year renewal options. Funding Source: Fleet Services Operations Fund. Administering Department: Fleet Services.
10. **Award**
Amendment of Award: Master Agreement No. MA-PO-19-61, Amendment No. 2, Desert Mountain Corporation, to provide for de-icing and dust control agents. This amendment adds additional items and increases the annual award amount by \$343,000.00 from \$250,000.00 to \$593,000.00 for a cumulative not-to-exceed contract amount of \$843,000.00. Funding Source: Wastewater Enterprise Fund. Administering Department: Regional Wastewater Reclamation.
11. American Western of Arizona, L.L.C. and Arizona Style Construction, L.L.C., Amendment No. 2, to provide for mobile home weatherization, Various Funds, contract amount \$100,000.00 (MA-PO-18-287) Community Development and Neighborhood Conservation
12. Hunter Contracting Co., to provide for Construction Manager at Risk Services - Mabel Sewer Improvements (3SAC15), Regional Wastewater Reclamation Department Obligations Fund, contract amount \$101,164.92 (CT-WW-20-191) Regional Wastewater Reclamation

GRANT APPLICATION/ACCEPTANCE

13. **Acceptance – Health**
Arizona Board of Regents - University of Arizona, Amendment No. 3, to provide for the Bridges to Wellness Program (B-Well), \$18,751.00 (GTAM 20-23)

BOARD, COMMISSION AND/OR COMMITTEE

14. **Flood Control District Advisory Committee**
Ratification of Town of Oro Valley appointment: John Spiker, to fill a vacancy created by Mike Todnem. No term expiration. (Jurisdictional recommendation)
15. **Public Safety Personnel Retirement Board**
Correction to term expiration: Costaki Manoleas, Elected representative, term expiration: 12/31/22.

**SPECIAL EVENT LIQUOR LICENSE/TEMPORARY EXTENSION OF PREMISES/
PATIO PERMIT/WINE FAIR/WINE FESTIVAL/JOINT PREMISES PERMIT
APPROVED PURSUANT TO RESOLUTION NO. 2019-68**

16. Special Event

Edward P. Sheffer, St. Thomas the Apostle Life Teen, St. Thomas Apostle Parish, 5150 N. Valley View Road, Tucson, March 28, 2020.

17. Temporary Extension

- 06100203, Randy D. Nations, Hot Rods Old Vail, 10500 E. Old Vail Road, Tucson, January 2, 4, 5, 11, 12, 18, 19, 25, 26, February 1, 2, 6, 8, 9, 15, 16, 22, 23, 29, March 1, 5, 7, 8, 14, 15, 21, 22, 28 and 29, 2020.
- 07100326, Thomas Robert Aguilera, Tucson Hop Shop, 3230 N. Dodge Boulevard, Tucson, January 10 and February 9, 2020.

ELECTIONS

18. Polling Places

Pursuant to A.R.S. §16-248, designation of polling places for the March 17, 2020, Presidential Preference Election.

19. Precinct Committeemen

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

RESIGNATION-PRECINCT-PARTY

Elizabeth R. Morgan-021-DEM; Margaret "Peggy" Hansen-024-DEM; Stephen M. Birdman-088-DEM; Tom Cuevas-186-DEM; Morgan Abraham-230-DEM

APPOINTMENT-PRECINCT-PARTY

Beth G. Smith-012-DEM; Stephanie S. Hamilton-082-DEM; Carol F. Casey-084-DEM; Shirley Matlick-088-DEM; Alan W. Gilbert-106-DEM; Barbara L. Gilbert-106-DEM; John-Robert W. Granger-185-DEM; Alissa G. Rothpletz-191-DEM; André P. Mixon-229-DEM

FINANCE AND RISK MANAGEMENT

20. Duplicate Warrants - For Ratification

Holmes Tuttle Ford, Inc. \$6,424.58; Frances Walker \$270.90; Lisa M. Longo \$8.90; Pima County JTED School District No. 11 \$2,352.88; Arni Vikingur Sveinsson \$204.00; Sarah Lee \$414.74; Verizon Wireless \$58.25; Dion A. Kalastro \$146.19; Graffiti Protective Coatings, Inc. \$310.80; Graffiti Protective Coatings, Inc. \$12,488.00.

RECORDER

21. Pursuant to Resolution No. 1993-200, ratification of the Document Storage and Retrieval Fund for the months of May, June, July, August, September, October and November, 2019.

TREASURER

22. **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 \$30,772.73.

RATIFY AND/OR APPROVE

23. Minutes: December 3, 2019
Warrants: December, 2019

* * *

30. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 11:04 a.m.

CHAIRMAN

ATTEST:

CLERK