

**MEETING SUMMARY REPORT - THE MINUTES WILL BE POSTED
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SUPERVISORS**

**Pima County Board of Supervisors' Meeting
130 W. Congress St., Hearing Room, 1st Fl.
November 19, 2024 9:00 a.m.**

1. ROLL CALL

2. PLEDGE OF ALLEGIANCE

3. LAND ACKNOWLEDGEMENT STATEMENT

To be offered by Bruce Donahue, Justice Services Navigator, Pima County Transition Center.

4. PAUSE 4 PAWS

PRESENTATION/PROCLAMATION

5. Presentation of a proclamation to Janay Arenas, Chair, and Valerie Pullara, Commissioner, Pima County Small Business Commission, proclaiming the day of Saturday, November 30, 2024 to be: "SMALL BUSINESS SATURDAY IN PIMA COUNTY"

Motion by Chair Grijalva, seconded by Supervisor Christy, approved 4-0, Supervisor Heinz not present.

6. CALL TO THE PUBLIC

Individuals wishing to participate telephonically at Call to the Public must contact the Clerk of the Board's Office at 520-724-8449, to register their request and obtain remote access information, by the deadline of Monday, November 18, 2024 at 5:00 p.m. Call to the Public shall be scheduled for one hour each meeting unless extended by a majority vote of the Board of Supervisors. Speakers shall have up to three minutes to speak. However, for any meeting where 20 or more individuals have submitted speaker cards, each speaker's time shall be limited to two minutes. Please be aware that you may not be called upon to speak if the time for Call to the Public expires and is not extended by a majority vote of the Board of Supervisors. eComments can also be submitted to COB_mail@pima.gov.

EXECUTIVE SESSION

7. Pursuant to A.R.S. §38-431.03 (A)(3) and (4), for legal advice, and for discussion or consideration of any matter within the scope of A.R.S. §38-431.03 (A)(1), regarding the employment contract for County Administrator Jan Leshner. As required by A.R.S. §38-431.03 (D), any legal action must be taken in public session.

Informational only

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

FLOOD CONTROL DISTRICT BOARD

8. **Surplus Property**
Staff requests approval to sell surplus property consisting of 471.05 square feet of a well site located on a portion of unimproved land, Tax Parcel Nos. 222-35-0650 and 222-35-0660, Section 18, T11S, R14E, by auction to the highest bidder. (District 1)

Removed from the agenda

9. **Contract**
Insight Hydrology, L.L.C., Amendment No. 1, to provide for rating curve development for Pima County Flood Warning Gauges, extend contract term to 11/6/25 and amend contractual language, Flood Control Ops Fund, contract amount \$45,000.00 (CT-24-143)

Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

STADIUM DISTRICT BOARD

10. **Contract**
Metropolitan Tucson Convention and Visitors Bureau, d.b.a. Visit Tucson and Arizona Soccer Holdings, Inc., d.b.a. FC Tucson, to provide for a Hospitality and Promotional Agreement, KSC-2024FD (\$40,000.00) and General Contingency (\$40,000.00) Funds, contract amount \$80,000.00/2 year term (PO2400013748)

Removed from the agenda

SITTING AS THE BOARD OF SUPERVISORS

BOARD OF SUPERVISORS

12. **Board of Supervisors Representative Updates on Boards, Committees and Commissions and Any Other Municipalities**
Informational only

CONSERVATION LANDS AND RESOURCES

13. **Pima County Cooperative Extension Annual Report**
Presentation of the Pima County Cooperative Extension Annual Report.
Board discussion

FINANCE AND RISK MANAGEMENT

14. **Monthly Financial Update**
Discussion/Direction/Action regarding a monthly financial update on the County's financial performance.
Board discussion

TRANSPORTATION

15. **Road Establishment**
RESOLUTION NO. 2024 - **63**, of the Board of Supervisors, providing for the establishment of a portion of River Road, a County highway situated within the southeast quarter of Section 15, T13S, R13E, G&SRM, Pima County, Arizona. (District 3)
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

CONTRACT AND AWARD

County Attorney

16. Assistance Dogs of the West, Amendment No. 1, to provide for the Courthouse Dogs Program, extend contract term to 9/30/25 and amend contractual language, no cost (CT-24-31)
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

Facilities Management

17. Valencia Tech Park, L.L.C., to provide a lease agreement for space located within 3000 E. Valencia Road, Suite 190, for the Pima County Recorder's Office, General Fund, contract amount \$1,284,154.28/5 year term (PO2400004442)

Motion by Chair Grijalva, seconded by Supervisor Scott, approved 4-1, Supervisor Christy voted nay.

Fleet Services

18. Northwest Fire District, to provide an intergovernmental agreement for County fuel site access, contract amount \$25,000.00 revenue/4 year term (CT2400000060)

Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

Health

19. (Clerk's Note: This item is contingent upon approval of Agenda Item No. 36.)
Helping Ourselves Pursue Enrichment, Inc., Amendment No. 1, to provide for Pima CARES Project, extend contract term to 8/31/25, amend contractual language and scope of services, U.S. Department of Health and Human Services, Centers for Disease Control and Prevention Fund, contract amount \$179,999.90 (PO-CT-24-239)

Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

Kino Sports Complex

20. Metropolitan Tucson Convention and Visitors Bureau, d.b.a. Visit Tucson and Arizona Soccer Holdings, Inc., d.b.a. FC Tucson, to provide for a Hospitality and Promotional Agreement, KSC-2024FD (\$40,000.00 and General Contingency (\$40,000.00) Funds, contract amount \$80,000.00/2 year term (PO2400013748)

Removed from the agenda

Procurement

21. Sundt Construction, Inc., to provide for Construction Manager at Risk Services: Superior Court - Public Service Center Tenant Improvement Project (XSCPSC), Non-Bond Projects Funds (Capital Project Funds), contract amount \$266,168.00/5 year term (PO2400005178)
Administering Department: Project Design and Construction

Award: Contract No. PO2400005178. This award of contract is recommended to the highest qualified contractor in the amount of \$266,168.00 for a contract term of 11/19/24 to 11/18/29 to provide Pre-Construction Services for Construction Manager at Risk Services: Superior Court - Public Service Center Tenant Improvement (XSCPSC). Administering Department: Project Design and Construction.

This project is expected to have multiple GMP's for construction services. The CMAR contractor's construction budget is set not-to-exceed \$18,000,000.00.

Board of Supervisors to authorize the Procurement Director to execute all modification, including one or more Guaranteed Maximum Price (GMP) packages, provided that the cumulative total of all GMP's and Pre-Construction Services does not exceed \$18,000,000.00 and the contract expiration date does not exceed November 18, 2029, which allows for all contract close-out activities and final submittals.

Motion by Chair Grijalva, seconded by Supervisor Scott, approved as amended 5-0.

Real Property

22. Silver Bell Mining, L.L.C., to provide for Pima County License for Right-of-Way encroachment, total contract amount \$8,750.00 revenue/25 year term (\$350.00 per year) (CT2400000055)
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.
23. Western Area Power Administration, to provide an Agreement for Exchange of Real Property, Contract and Grant of Easement, and Quit Claim Deed, to relocate existing transmission lines located south of Aerospace Parkway and north of Old Vail Road, no cost/3 year term (SC2400002356)
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

24. Primavera Foundation, Inc., Amendment No. 2, to provide for an amendment to Quit Claim Deed with Nondisturbance and Estoppel Agreement, extend contract term to 11/18/54 and amend contractual language, no cost (SC2400002360)

Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

Regional Wastewater Reclamation

25. Town of Marana, Amendment No. 3, to provide for wastewater billing and collection services, extend contract term to 11/30/25 and amend contractual language, RWRD Enterprise Fund, contract amount \$102,000.00 (CT-WW-21-224)

Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

Sheriff

26. RESOLUTION NO. 2024 - **64**, of the Board of Supervisors, authorizing the approval of Organized Crime Drug Enforcement Task Forces FY 2025 Agreement for Case No. SW-AZT-1016H between the Federal Bureau of Investigation and Pima County for assistance in law enforcement operations during Fiscal Year 2024 - 2025, contract amount \$25,000.00 revenue (CT2400000052)

Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

27. RESOLUTION NO. 2024 - **65**, of the Board of Supervisors, authorizing the approval of Organized Crime Drug Enforcement Task Forces FY 2025 Agreement for Case No. SW-AZT-962 between the Federal Bureau of Investigation and Pima County for assistance in law enforcement operations during Fiscal Year 2024 - 2025, contract amount \$25,000.00 revenue (CT2400000045)

Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

28. RESOLUTION NO. 2024 - **66**, of the Board of Supervisors, authorizing the approval of Organized Crime Drug Enforcement Task Forces FY 2025 Agreement for Case No. WG-CR-0073 between the Federal Bureau of Investigation and Pima County for assistance in law enforcement operations during Fiscal Year 2024 - 2025, contract amount \$25,000.00 revenue (CT2400000046)

Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

29. RESOLUTION NO. 2024 - 67, of the Board of Supervisors, authorizing the approval of Organized Crime Drug Enforcement Task Forces FY 2025 Agreement for Case No. SW-AZT-930 between the Federal Bureau of Investigation and Pima County for assistance in law enforcement operations during Fiscal Year 2024 - 2025, contract amount \$25,000.00 revenue (CT2400000047)
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.
30. RESOLUTION NO. 2024 - 68, of the Board of Supervisors, authorizing the approval of Organized Crime Drug Enforcement Task Forces FY 2025 Agreement for Case No. SW-AZT-984 between the Federal Bureau of Investigation and Pima County for assistance in law enforcement operations during Fiscal Year 2024 - 2025, contract amount \$25,000.00 revenue (CT2400000048)
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.
31. RESOLUTION NO. 2024 - 69, of the Board of Supervisors, authorizing the approval of Organized Crime Drug Enforcement Task Forces FY 2025 Agreement for Case No. SW-AZT-10001 between the Federal Bureau of Investigation and Pima County for assistance in law enforcement operations during Fiscal Year 2024 - 2025, contract amount \$25,000.00 revenue (CT2400000049)
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.
32. RESOLUTION NO. 2024 - 70, of the Board of Supervisors, authorizing the approval of Organized Crime Drug Enforcement Task Forces FY 2025 Agreement for Case No. SW-AZT-997 between the Federal Bureau of Investigation and Pima County for assistance in law enforcement operations during Fiscal Year 2024 - 2025, contract amount \$25,000.00 revenue (CT2400000050)
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.
33. RESOLUTION NO. 2024 - 71, of the Board of Supervisors, authorizing the approval of Organized Crime Drug Enforcement Task Forces FY 2025 Agreement for Case No. SW-AZT-1005H between the Federal Bureau of Investigation and Pima County for assistance in law enforcement operations during Fiscal Year 2024 - 2025, contract amount \$25,000.00 revenue (CT2400000051)
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

GRANT APPLICATION/ACCEPTANCE

- 34. Acceptance - Community and Workforce Development**
City of Tucson, to provide for Tucson-Pima Extreme Weather Shelter, \$15,000.00 (G-CWD-79525)
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.
- 35. Acceptance - Community and Workforce Development**
Arizona Department of Economic Security, Amendment No. 11, to provide for the Community Action Services Program and amend grant language, \$2,066,356.50 (GA-CWD-70943)
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.
- 36.** (Clerk's Note: This item requires approval prior to consideration of Agenda Item No. 19.)
Acceptance - Health
Department of Health and Human Services, Centers for Disease Control and Prevention, Amendment No. 1, to provide for the Pima County Overdose Data to Action: LOCAL - Pima CARES and amend grant language, \$2,544,375.00 (GA-HD-69959)
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.
- 37. Acceptance - Health**
Arizona Department of Health Services, to provide for the American Rescue Plan, \$2,655,000.00 (G-HD-79202)
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 4-1, Supervisor Christy voted nay.
- 38. Acceptance - Pima Animal Care Center**
Arizona Companion Animal Spay/Neuter Committee, to provide for the public-owned Spay/Neuter Program, \$10,000.00 (G-PAC-73872)
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.
- 39. Acceptance - Pima Animal Care Center**
Arizona Companion Animal Spay/Neuter Committee, to provide for the PACC Community Cat Spay/Neuter Program, \$9,500.00 (G-PAC-74753)
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.
- 40. Acceptance - Public Defense Services**
Department of Justice, Office of Juvenile Justice and Delinquency Prevention, Amendment No. 2, to provide for the Pima County Victim Restitution Assistance Program, amend grant language and scope change, no cost (GA-PDS-66301)
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

*** HEARINGS ***

Individuals wishing to address the Board on a Public Hearing item, but wish to participate remotely, can contact the Clerk of the Board's Office at 520-724-8449, to obtain remote access information.

FRANCHISE/LICENSE/PERMIT

41. **Hearing - Bingo License**
24-05-8049, Maricela Robles, Rocking K South Master Homeowners Association, 7735 S. Rocking K Ranch Loop, Tucson, Class A - Small Game.
Motion by Chair Grijalva, seconded by Supervisor Christy, closed the public hearing and approved 5-0.

DEVELOPMENT SERVICES

42. **Hearing - Rezoning**
P24RZ00007, YBARRA - S. BUTTS ROAD REZONING
John and Denise Ybarra, request a rezoning of approximately 3.35 acres from the SR (TDR-RA) (Suburban Ranch - Transfer of Development Rights - Receiving Area) to the CR-1 (TDR-RA) (Single Residence - Transfer of Development Rights - Receiving Area) zone, located on the west side of S. Butts Road, approximately 900 feet south of the T-intersection of W. Irvington Road and S. Butts Road, addressed as 5050 S. Butts Road. The proposed rezoning conforms to the Pima County Comprehensive Plan which designates the property for Low Intensity Urban 3.0. On motion, the Planning and Zoning Commission voted 10-0 to recommend **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. Staff recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. (District 3)
Motion by Chair Grijalva, seconded by Supervisor Scott, closed the public hearing and approved 5-0.

43. **Hearing - Conditional Use Permit**
P24CU00004, AMERICAN LEGION MADERA POST 131, INC. - S. I19 FRONTAGE ROAD
American Legion Madera Post 131, Inc., represented by Philip Veneziano, request a Type II Conditional Use Permit for a private club in accordance with Section 18.13.030.B.16 of the Pima County Zoning Code in the RH (Rural Homestead) zone, addressed as 3122 S. I19 Frontage Road. Staff and the Hearing Administrator recommend **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS.** (District 4)

Motion by Supervisor Christy, seconded by Chair Grijalva, closed the public hearing and approved as amended 5-0.

44. **Hearing - Conditional Use Permit**
P24CU00005, VAIL EQUIPMENT RENTALS, L.L.C. - S. WILMOT ROAD
Vail Equipment Rentals, L.L.C., requests a Type II Conditional Use Permit for an outdoor RV and boat storage facility in accordance with Section 18.13.030.B.40 of the Pima County Zoning Code in the RH (Rural Homestead) zone, addressed as 16095 S. Wilmot Road. Staff and the Hearing Administrator recommend **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS.** (District 4)

Motion by Chair Grijalva, seconded by Supervisor Christy, closed the public hearing and approved 5-0.

45. **Hearing - Conditional Use Permit**
P24CU00006, NOBLE-WOLFF ENTERPRISES, L.L.C. - S. SONOITA HIGHWAY
Noble-Wolff Enterprises, L.L.C., requests a Type II Conditional Use Permit for a winery tasting room in accordance with Section 18.13.030.B.40 of the Pima County Zoning Code in the RH (Rural Homestead) zone, addressed as 18585 S. Sonoita Highway. Staff and the Hearing Administrator recommend **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS.** (District 4)

Staff direction to bring item back

46. **ADJOURNMENT**

ADDENDUM 1

BOARD OF SUPERVISORS

1. **2024 Election Ballot Measures**
Discussion/Direction/Action: Proposal to ask the County Administration to analyze and report findings to the Board of Supervisors the fiscal and operational impacts on the county of these voter-enacted 2024 election ballot measures:
 - Proposition 311, relating to first responders
 - Proposition 312, relating to property taxation
 - Proposition 313, relating to child sex trafficking sentencing
 - Proposition 314, relating to state enforcement of immigration law (District 5)**Motion by Chair Grijalva, seconded by Supervisor Scott, approved as amended 5-0.**

2. **Request for Independent Investigation**
Discussion/Direction/Action: Request for an independent investigation by the office of the Arizona Attorney General and/or the office of a non-conflicted County Attorney regarding the actions taken by Pima County Recorder Cázares-Kelly with respect to Early Voting in the 2024 General Election, including but not limited to, the circumstances that led to the cancelation of voters' accepted online Ballot by Mail requests, in apparent violation of A.R.S. §16-542. (District 4)
Motion by Supervisor Christy, seconded by Supervisor Scott, to approve as stated on agenda. Upon roll call, motion failed 1-4, Chair Grijalva and Supervisors Lee, Heinz and Scott voted nay.

CONTRACT AND AWARD

COUNTY ATTORNEY

3. Osborn Maledon, P.A., Amendment No. 4, to provide legal representation for Pima County in Knott Development MQ Phase One Leases and Subleases and amend contractual language, General Fund, contract amount \$75,000.00 (PO-CT-24-56)
Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

BOARD, COMMISSION AND/OR COMMITTEE

4.

Merit System Commission and Law Enforcement Merit System Council

Appointment of Cecilia Valdez, to replace Paul Rubin. Term expiration: 12/31/28. (District 5)

Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

CONSENT CALENDAR

Approval of the Consent Calendar

Motion by Chair Grijalva, seconded by Supervisor Scott, approved 5-0.

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

1.

Special Event

- Mitchel Dean Busby, San Xavier Lodge No. 1964, Loyal Order of Moose, Inc., 9022 S. Nogales Highway, Tucson, November 23, 2024.
- Rebecca Jean Wilson, San Xavier Lodge No. 1964, Loyal Order of Moose, Inc., 9022 S. Nogales Highway, Tucson, December 6, 2024.

This item was approved on the Consent Calendar.

FINANCE AND RISK MANAGEMENT

2.

Duplicate Warrants - For Ratification

Mamma Coal \$1,050.00; Linev Systems US, Inc. \$20,800.00; Banner University Medical Center South Campus, L.L.C. \$80,274.08; Sarah N. Sowers \$407.00; Precision Tool & Construction Supply \$844.44; Hunter Contracting Co. \$16,649.41; Dell Marketing, LP \$62,016.68; Pima Special Programs No. 99 \$10,875.00; Printing & Finishing Solutions \$1,885.00; Georgetown Enterprises, L.L.C. \$4,237.00; Sunpointe Gardens Apartments \$3,119.17; RWK Sonoran SPE, L.L.C. \$1,479.78; Workforce Training Academy \$500.00; Workforce Training Academy \$500.00; Workforce Training Academy \$500.00; Marie Tavormina \$160.00; Georgetown Enterprises, L.L.C. \$3,000.00; The State of Arizona \$67.00; The State of Arizona \$67.00; National Food Group \$4,265.93; Jim Click Ford \$2,366.27; Workforce Training Academy \$4,000.00; Green Valley Marana Auto Supply, Inc. \$113.98; Daniel Vatterrodt \$55.00; Anixter \$34.58; Anixter \$419.69; Arizona Daily Star \$12,880.00; 5055 Tamarus Street, L.L.C. \$3,407.00; 410 N. Grande Ave., L.L.C. \$4,502.80; Aaron Burkhardt \$2,900.00.

This item was approved on the Consent Calendar.

TREASURER

3.

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 \$24,664.93.

This item was approved on the Consent Calendar.

CORRECTION FOR THE RECORD

4. On June 18, 2024, the Board of Supervisors approved the IGA. The BOSAIR incorrectly listed an expense amount of \$212,000.00 and a revenue amount of \$1,209,000.00. Those amounts reflected a combination of RTAG, RTA and local HURF funding. This item contains the corrected BOSAIR which lists a revenue amount of \$69,000.00 and no expense amount. There are no changes to the language of the IGA.

Contract

Regional Transportation Authority of Pima County, to provide for design and construction of improvements to South Houghton Road multi-use path (TIP ID 3.24), ~~RTA, RTAG, Pima County HURF Funds,~~ contract amount ~~\$212,200.00/\$1,209,000.00~~ **\$69,000.00** revenue/5 year term ~~(CT-TR-24-473)~~ **(CT2400000022)**

This item was approved on the Consent Calendar.

RATIFY AND/OR APPROVE

5. Minutes: September 3, 2024

This item was approved on the Consent Calendar.