

**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.
July 5, 2016 9:00 a.m.**

1. ROLL CALL

2. INVOCATION

To be offered by Ajahn Sarayut Arnanta, Wat Buddhometta.

3. PLEDGE OF ALLEGIANCE

4. PAUSE 4 PAWS

PRESENTATION/PROCLAMATION

- 5.** Presentation of a proclamation to Meghan Lane, Pretrial Services Case Manager; Lukas Johnson, Pretrial Services Case Manager; Michael Smith, Adult Probation Unit Supervisor of the Year; Dave Quan, Adult Probation Senior Probation Officer and Line Officer of the Year; Deanna Franson, Adult Probation Administrative Support Specialist and Employee of the Year; Meghan Wells, Juvenile Probation Senior Probation Officer and Officer of the Year; Melissa Reiber, Juvenile Court Senior Surveillance Officer and Employee of the Year, proclaiming the week of July 17 through 23, 2016 to be: "PRETRIAL, PROBATION AND COMMUNITY SUPERVISION WEEK"

approve

6. CALL TO THE PUBLIC

* * *

SPECIAL FINAL BUDGET ADOPTION MEETING

***** HEARING *****

BOARD OF SUPERVISORS

FINAL BUDGET HEARING

7. Final Budget for Fiscal Year 2016/2017. If approved, pass and adopt:
RESOLUTION NO. 2016 - 41

approve

* * *

EXECUTIVE SESSION

8. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Joseph Padilla v. Pima County Sheriff's Department, et al., United States District Court Case No. 14-CV-00078.

proceed as discussed

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

FLOOD CONTROL DISTRICT BOARD

9. **Contract**
Pima County, **Pima County Regional Flood Control District** and Arizona Department of Environmental Quality, to provide water quality monitoring, no cost, (CTN-PR-16-184)

approve

10. **Contract**
Regional Transportation Authority of Pima County, to provide for the construction of the Canada Del Oro River Park and Overton HAWK Crossing, contract amount \$238,000.00 revenue (CTN-FC-16-193)

approve

11. **Contract**
Pima County, to provide cost sharing and cooperative support services between Pima County and the Pima County Flood Control District, no cost (CTN-FC-16-194)

approve

SITTING AS THE BOARD OF SUPERVISORS

COUNTY ADMINISTRATOR

13. **Board of Supervisors Policy**
Staff recommends adoption of Board of Supervisors Policy No. C3.19, Naming of County Facilities and Programs.

approve

FIRE DISTRICT

14. **Tanque Verde Valley Fire District**
Pursuant to A.R.S. §48-262.A.12, validation of the petitions presented from the Tanque Verde Valley Fire District for the proposed Windridge Annexation. (District 4)

approve

FINANCE AND RISK MANAGEMENT

15. **Quarterly Report on Collections**
Staff recommends acceptance of the Quarterly Report on Collections for the period ending March 31, 2016.

approve

INDUSTRIAL DEVELOPMENT AUTHORITY

16. **Amity Foundation Project**
RESOLUTION NO. 2016 - 42, of the Board of Supervisors approving the proceedings of the Industrial Development Authority of the County of Pima regarding the issuance of its revenue bonds (Amity Foundation Project, 10500 E. Tanque Verde Road, Tucson, AZ and 3745 S. Grand Avenue, Los Angeles, CA), Series 2016 in an aggregate principal amount not-to-exceed \$8,500,000.00 and declaring an emergency.

approve

SHERIFF

17. **Donation of Patrol Vehicle**
Staff requests approval to donate a 2008 Ford Crown Victoria patrol vehicle with approximately 137,000 miles to the Pima County Joint Technical Educational District (JTED) to support their Law, Public Safety and Security Program.
approve

REGIONAL WASTEWATER RECLAMATION

18. **Pretreatment Settlement Agreement**
Staff recommends approval of the following proposed Pretreatment Settlement Agreement, RWRD Enterprise Fund:
- Amphitheater Unified School District, Case No. 2016-D-001. The proposed settlement of payment in the amount of \$800.00 for penalty costs; the retention of its discharge permit and ~~quarterly monitoring~~ **monitoring its discharge on a semi-annual basis**; and attendance of at least one representative at Pollution Prevention School are in accordance with the Industrial Wastewater Enforcement Response Plan.
- approve as amended**

***** HEARINGS *****

FRANCHISE/LICENSE/PERMIT

19. (Clerk's Note: See Sheriff's Report.)
Hearing - Liquor License
09100101, Fadhl Nagi Obeid Aldhali, Pima Liquors, 2880 W. Drexel Road, Tucson, Series 9, Liquor Store, Location Transfer.
approve
20. **Hearing - Extension of Premises/Patio Permit**
18103003, Christopher B. Dudding, Three Wells Distilling Company, 3780 E. 44th Street, Suite No. 120, Tucson, Permanent Extension of Premises.
approve

DEVELOPMENT SERVICES

21. **Hearing - Type III Conditional Use Permit Communication Tower**
P16CU00004, PIMA COUNTY - S. HOUGHTON ROAD
Request of Christine Tucker with Insite, Inc. (on behalf of Verizon Wireless), on property located at 11300 S. Houghton Rd, in the RH Zone, for a conditional use permit for a communication tower, in accordance with Section 18.07.030H2e of the Pima County Zoning Code as a Type III Conditional Use Permit. On motion, the Planning and Zoning Commission vote 8-1 (Commissioner Holdridge voted Nay; Commissioners Neeley and Membrila were absent) to recommend **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. The Hearing Administrator recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. (District 4)

approve

22. **Hearing - Rezoning**
Co9-15-04, LANDMARK TITLE TR 18109 - W. SUNSET ROAD REZONING
Request of Landmark Title TR 18109, represented by The WLB Group, for a rezoning of approximately 77.9 acres from the SR (Suburban Ranch) zone, SR (BZ) (Suburban Ranch - Buffer Overlay) zone, and SR (PR-2) (Suburban Ranch - Hillside Development Overlay (Level 2 Peaks & Ridges)) zone to the SR-2 (Suburban Ranch Estate) zone, SR-2 (BZ) (Suburban Ranch Estate - Buffer Overlay) zone, and SR-2 (PR-2) (Suburban Ranch Estate - Hillside Development Overlay (Level 2 Peaks & Ridges)) zone, on property located on the south side of W. Sunset Road, approximately 1,300 feet west of N. Camino de Oeste. The proposed rezoning conforms to the Pima County Comprehensive Plan Co7-13-10. On motion, the Planning and Zoning Commission voted 5-2-1 (Commissioners Matter and Membrila voted Nay, Commissioner Mangold abstained, and Commissioners Cook and Neeley were absent) to recommend **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. Staff recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. (District 3)

approve

23. **Hearing - Zoning Code Text Amendment**
Co8-15-03, COMPREHENSIVE PLAN TERMS AND PROCEDURES
Proposal to amend by ordinance the Pima County Zoning Code Title 18, Chapter 18.89 (Comprehensive Plan) to revise Chapter 18.89 consistent with the recently updated Pima County Comprehensive Plan by amending Section 18.89.010 (Purpose); amending Section 18.89.020.A adding new definitions of “comprehensive plan amendment program”, “element”, “goal” and “non-major plan amendment”; amending existing definitions including “comprehensive

plan”, “land use intensity legend”, “major plan amendment” to increase the site area to 640 acres and add criteria, and “plan policy”. The proposal will amend Sections 18.89.030 (Plan components) and 18.89.031 (Plan elements) to repeal the requirement of permitted zoning districts in all land use intensity legend categories, to add plan goals as a required component, and to add “health” and “economic development” plan elements as potential plan components. The proposal will amend Section 18.89.040 to create a second window during the calendar year to accept non-major comprehensive plan amendment requests, and amend procedures, application process, and the requirement for a Planning and Zoning Commission study session. The proposal will amend Section 18.89.041 (Other plan amendment procedures) to add a new criterion for Board-Initiated Amendment Requests for Immediate Review which is “...waiting for the normal amendment periods would deny substantial and significant benefits to the greater community in terms of major regional economic development opportunities”; add new criteria for a Type 1 Minor Revision to the comprehensive plan which are a “non-substantive staff error” and a map labeling scrivener’s error; increase the maximum site area eligible for a Type 2 Minor Revision request from 10 acres to 80 acres; add a new criterion for a Type 2 Minor Revision which is “the plan text does not reflect a process or policy previously approved by the Board”; and amend Section 18.89.050 (Comprehensive plan update program) to incorporate the Board-adopted “Public Participation Plan” into the process of updating the comprehensive plan. On motion, the Planning and Zoning Commission voted 8-0 (Commissioners Cook and Matter were absent) to recommend **APPROVAL** of the proposed text amendment. Staff recommends **APPROVAL** of the proposed text amendment. (All Districts)

If approved, pass and adopt: ORDINANCE NO. 2016 - 37

approve

24. ADJOURNMENT

ADDENDUM 1

PRESENTATION/PROCLAMATION

1. Presentation of a proclamation to the following Award-Winning Deputy Pima County Attorneys:
 - Deputy County Attorney James Alan Goodwin, recipient of the 2016 Arizona Felony Prosecutor of the Year Award and the Michael C. Cudahy Criminal Justice Award;
 - Deputy County Attorney Frances Kreamer Hope, recipient of the 2016 Arizona Felony Prosecutor of the Year Award; and
 - Deputy County Attorney Daniel B. South, recipient of the 2016 David R. White Excellence in Victim Advocacy Award.

approve

EXECUTIVE SESSION

2. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Jill Larson, et al. v. Christopher Nanos, et al., United States District Court Case No. 14-CV-01592 and Eva Jackson, et al. v. Christopher Nanos, et al., United States District Court Case No. 15-CV-00052.

proceed as discussed

3. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a proposed settlement of the claim of Cassandra Herrera against the Pima County Sheriff's Department resulting from an automobile accident which occurred on May 13, 2015.

proceed as discussed

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

FLOOD CONTROL DISTRICT BOARD

4. **Contract**
The Ashton Company, Inc., Granite Construction Company and KE&G Construction, Inc., Amendment No. 4, to provide a job order master agreement for flood control and drainage improvements and amend contractual language, Flood Control District and Various Funds, contract amount \$1,000,000.00 (MA-PO-13-191)

approve

LIBRARY DISTRICT BOARD

5.

Award

Award of Contract: Master Agreement No. MA-PO-16-376 to OverDrive, Inc. (Headquarters: Cleveland, OH) for digital books (ebooks and eAudio). Contract is for an initial term of one year in a not to exceed annual amount of \$400,000.00 and includes four (4) one year renewals. Funding Source: Library District Fund. Administering Department: Library District.

approve

SITTING AS THE BOARD OF SUPERVISORS

BOARD OF SUPERVISORS

6.

Public Records Request

Discussion and possible action on the County Administrator's memorandum dated June 24, 2016 titled, "Issues Related to Recent Public Records Requests" and on the update of all Supervisors' responses and compliance to public records requests and the immediate release/provisions of all documents to the Arizona Daily Star, Tucson Sentinel and Tucson Weekly or any other entity or individual pursuant to the public records requests. (District 4)

no Board action taken

COUNTY ADMINISTRATOR

7.

~~97 E. Congress~~ 160 N. Stone Avenue

Staff recommends approval of the Second Amendment to Lease with the American Indian Association of Tucson, Inc., d.b.a. Tucson Indian Center, and to provide for the purchase of County-owned facility at 160 N. Stone Avenue in the amount of \$1,507,500.00 with the County providing at a cost not to exceed \$270,000.00 for tenant improvements to 160 N. Stone Avenue to accommodate the relocation of the Tucson Indian Center from 97 E. Congress. (CTN-FM-CMS-141651-01)

approve

ECONOMIC DEVELOPMENT AND TOURISM

8. **Southern Arizona Raceway**
Southern Arizona Raceway Alliance, L.L.C., to provide for lease termination, no cost (CTN-ED-14-150)

approve

CONTRACT AND AWARD

COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION

9. City of Tucson, to provide for the consortium of the Federal HOME Program for the Federal Fiscal Years 2016, 2017 and 2018, no cost (CTN-CD-16-209)

approve

10. Pima County Community Land Trust, Inc. (PCCLT), to provide for the PCCLT Ontario Rental Housing Project, HUD - HOME Investment Partnership Program Fund, contract amount \$410,000.00 (CT-CD-16-431)

approve

11. TMM Family Services, Inc., to provide for the TMM Family Services Senior and Veterans Housing Project, HUD - HOME Investment Partnership Program Fund, contract amount \$708,000.00 (CT-CD-16-430)

approve

COMMUNITY SERVICES, EMPLOYMENT AND TRAINING

12. Literacy Connects, to provide literacy services, USDOL, ADES, Pima Community College recipient of the HPOG and General (\$2,700.00) Funds, contract amount \$73,169.00 (CT-CS-16-428)

approve

COUNTY ATTORNEY

13. Hunton & Williams, L.L.P., Amendment No. 3, to provide legal services for environmental litigation and extend contract term to 6/30/17, no cost (CT-FN-14-278)

approve

ECONOMIC DEVELOPMENT AND TOURISM

14. Southwestern Fair Commission, Amendment No. 1, to provide for wastewater treatment management for the Pima County Fairgrounds and amend contractual language, no cost (CTN-ED-16-136)

approve

FACILITIES MANAGEMENT

15. Southern Arizona Community Sports, Inc., Amendment No. 1, to provide for a community gymnasium and amend contractual language, no cost (CT-FM-13-435)

approve

16. Pima Prevention Partnership, Inc., to provide for a lease agreement at 160 N. Stone Avenue, contract amount \$35,232.00 revenue/2 year term (CTN-FM-16-199)

approve

REAL PROPERTY

17. Rio Nuevo Multipurpose Facilities District, to provide an Agreement to Donate Real Property and a Special Warranty Deed for the County's Mission Garden Project, no cost (CTN-PW-16-206)

approve

GRANT APPLICATION/ACCEPTANCE

18. **Acceptance - Community Services, Employment and Training**
Arizona Department of Economic Security, Amendment No. 5, to provide for the AZ DES Employment and Training Program Workforce Innovation and Opportunity Act, USDOL Fund, \$7,301,854.00 (GTAM 16-78)

approve

BOARD, COMMISSION AND/OR COMMITTEE

19. **Pima County Animal Care Advisory Committee**
- Appointments of Gail Smith, representing the Board of Health; Tamara Barrick, representing Friends of Pima Animal Care Center; and Erin O'Donnell, representing the Southern Arizona Veterinary Medical Association. Term expirations: To be determined. (Committee recommendations)
 - Appointment of Andrew Squire, representing Pima Animal Care Center Partners. Term expiration: To be determined. (Jurisdictional recommendation)
 - Appointment of Suzanne Droubie. Term expiration: To be determined. (District 1)

approve

20. **Bond Advisory Committee**
Appointment of Ted Schmidt, to fill a vacancy created by Terri Hutts. Term expiration: 7/4/22. (District 3)

approve

CONSENT CALENDAR

Approval of the Consent Calendar

see items below

CONTRACT AND AWARD

Community Development and Neighborhood Conservation

1. The Primavera Foundation, Inc., Amendment No. 1, to provide essential services and shelter operations for the Greyhound Emergency Shelter Program and amend contractual language, no cost (CT-CD-16-186)
approve on the Consent Calendar

Community Services, Employment and Training

2. Pima Community College District, Amendment No. 1, to provide for the Workforce Development Education Program, extend contract term to 6/30/17 and amend contractual language, WIOA, Youth CareerConnect and General (\$25,234.00) Funds, contract amount \$1,064,760.00 (CT-CS-15-529)
approve on the Consent Calendar
3. SER-Jobs for Progress of Southern Arizona, Inc., to provide workforce development services, USDOL, ADES and Pima Community College recipient of the HPOG Funds, contract amount \$502,104.00 (CT-CS-16-417)
approve on the Consent Calendar
4. Portable Practical Educational Preparation, Inc., to provide workforce development services for the Mature Workers Program, USDOL, ADES and General (\$31,012.00) Funds, contract amount \$93,977.00 (CT-CS-16-418)
approve on the Consent Calendar
5. Portable Practical Educational Preparation, Inc., to provide workforce development services for aviation, mining and manufacturing, Trade Adjustment Assistance Community College and Career Training Grant Funds, contract amount \$73,852.00 (CT-CS-16-419)
approve on the Consent Calendar

County Attorney

6. The Primavera Foundation, Inc., Amendment No. 2, to provide implementation of enhancements to the Pima County Drug Court Program and establishment of a Drug Treatment Alternative to Prison Program, extend contract term to 9/30/17 and amend contractual language, DTAP and BHTCC Funds, contract amount \$42,634.00 (CT-PCA-15-489)
approve on the Consent Calendar

Health

7. Arizona Board of Regents and the University of Arizona Veterinary Diagnostic Laboratory, Amendment No. 1, to provide veterinary pathology services, extend contract term to 7/31/17 and amend contractual language, PACC Special Revenue Fund, contract amount \$54,000.00 (CT-HD-16-82)
approve on the Consent Calendar

Natural Resources, Parks and Recreation

8. **Pima County**, Pima County Regional Flood Control District and Arizona Department of Environmental Quality, to provide water quality monitoring, no cost, (CTN-PR-16-184)
approve on the Consent Calendar

Procurement

9. **Award**
Amendment of Award: Master Agreement No. MA-PO-12-622, Technology Providers, Inc. (Headquarters: Chandler, AZ), for audio/visual equipment and installation, increase award amount by \$280,000.00 from \$3,200,000.00 to a cumulative not-to-exceed amount of \$3,480,000.00. Funding Source: General Fund.
Administering Departments: Information Technology and Facilities Management.
approve on the Consent Calendar

Recorder

10. Town of Oro Valley, to provide election services, contract amount \$12,000.00 revenue (CTN-RE-16-185)
approve on the Consent Calendar

Sheriff

11. Town of Sahuarita, Amendment No. 1, to provide law enforcement dispatch services and the management of associated records, extend contract term to 6/30/17 and amend contractual language, contract amount \$175,000.00 revenue (CTN-SD-15-145)
approve on the Consent Calendar

GRANT APPLICATION/ACCEPTANCE

12. **Acceptance - Health**
Arizona Department of Health Services, to provide for the Emergency Preparedness Program, U.S. Department of Health and Human Services and Centers for Disease Control Funds, \$639,186.21 (GTAW 16-72)
approve on the Consent Calendar
13. **Acceptance - Health**
Pima Council on Aging, to provide for nursing care for the elderly, U.S. Department of Health and Human Services Fund, \$22,922.00 (GTAW 16-78)
approve on the Consent Calendar
14. **Acceptance - Community Development and Neighborhood Conservation**
Arizona Department of Housing, to provide for the Weatherization Assistance Program, U.S. Department of Energy, Low Income Home Energy Assistance Program and Southwest Gas Weatherization Assistance Program Funds, \$157,582.00 (GTAW 16-82)
approve on the Consent Calendar
15. **Acceptance - Community Development and Neighborhood Conservation**
U.S. Department of Housing and Urban Development, Amendment No. 1, to provide for the Housing Opportunities for Persons with AIDS Program, no cost (GTAM 16-77)
approve on the Consent Calendar

BOARD, COMMISSION AND/OR COMMITTEE

16. **Election Integrity Commission**
Appointment of Mary DeCamp, to fill a vacancy created by Matt Smith. Term expiration: 7/4/18. (Green Party recommendation)
approve on the Consent Calendar

17. **Design Review Committee**
Appointments of Barbara Becker, Lori Woods and William Yarnell, to fill vacancies created by Don Laidlaw, Stacey Weak and Gary Best. Term expirations: 7/31/19. (Staff recommendations)
approve on the Consent Calendar
18. **Cooperative Extension Board**
Reappointments of Paul Ellis, Lloyd Gabriel, Marie Hirsch and Micaela McGibbon. Term expirations: 6/30/18. (Committee recommendations)
approve on the Consent Calendar

**SPECIAL EVENT LIQUOR LICENSE/TEMPORARY EXTENSION OF PREMISES/
PATIO PERMIT APPROVED PURSUANT TO RESOLUTION NO. 2015-64**

19. **Special Event**
Mark F. Coyle, Ajo Gibson Volunteer Fire Department, Ajo Plaza, 10 W. Plaza Street, Ajo, July 4, 2016.
approve on the Consent Calendar
20. **Temporary Extension**
06100203, Randy D. Nations, Hot Rods Old Vail, 10500 E. Old Vail Road, Tucson, Temporary Extension of Premises for July 9 and 23, 2016.
approve on the Consent Calendar
21. **Temporary Extension**
07100326, David A. Zugerman, Tucson Hop Shop, 3230 N. Dodge Boulevard, Tucson, Temporary Extension of Premises for July 19, 2016.
approve on the Consent Calendar

ELECTIONS

22. **Polling Places**
Pursuant to A.R.S. §16-411, designation of polling places for the August 30, 2016 Primary and the November 8, 2016 General Elections and allows for adjacent precincts to be combined within an election district.
approve on the Consent Calendar

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

RESIGNATION-PRECINCT-PARTY

Sherry I. Mann-021-GRN; Matt H. Smith-117-GRN

APPOINTMENT-PRECINCT-PARTY

Larry Bodine-238-DEM; Robin L. Fulcher-112-REP

approve on the Consent Calendar

FINANCE AND RISK MANAGEMENT

24. **Duplicate Warrants - For Ratification**
Crop Production Services, Inc. \$15,099.35; Precision Tool & Construction \$430.64; Greeley & Hansen, L.L.C. \$9,194.74; Adam Kirchler \$404.00; Ryan William Briggs \$87.00; Dawn Danielle Hayhurst \$380.80; Cassandra Lorraine Gunn Hart \$104.50; Jenifer Boyce \$604.50; Elsa Navarro \$117.00; Hill Brothers Chemical Co. \$22,220.61; Lyvonne D. Estillore \$4.29; Nathan Thomas Wade \$83.22; VCA Valley Animal Hospital, P.C. \$800.00.
approve on the Consent Calendar

JUSTICE COURT

25. **Judge Pro Tempore Appointment**
Appointment of Walter Weber as Judge Pro Tempore of the Pima County Justice Courts from July 1, 2016 through June 30, 2017.
approve on the Consent Calendar

RECORDER

26. Pursuant to Resolution No. 1993-200, ratification of the Document Storage and Retrieval Fund for the month of May, 2016.
approve on the Consent Calendar

RATIFY AND/OR APPROVE

27. Warrants: June, 2016
approve on the Consent Calendar