

**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.
September 18, 2018 9:00 a.m.**

1. ROLL CALL

2. INVOCATION

To be offered by Pastor Brian Steely, Sahuarita Baptist Church.

3. PLEDGE OF ALLEGIANCE

4. PAUSE 4 PAWS

PRESENTATION

5. Coronado National Forest Plan

Coronado National Forest Supervisor Kerwin Dewberry will brief the Board of Supervisors and the audience on the recently revised Coronado National Forest Plan. This document provides guidance for management of the forest over the next decade. (District 5)

no Board action taken

PRESENTATION/PROCLAMATION

**6. Presentation of a proclamation to MaryAnn Phininzy, Chair, and Annie Sykes, Assistant Treasurer, Pima County/Tucson Women's Commission, proclaiming the day of Friday, September 21, 2018 to be:
"WOMEN IN GOVERNMENT DAY"**

approve

7. Presentation of a proclamation to Margie Mortimer, Youth and Peace Conference Adult Advisory Team member, and Joshua Ashton, Youth Leadership Team member, proclaiming the day of Friday, September 21, 2018 to be: "YOUTH PEACE DAY"

approve

8. Presentation of a proclamation to Sam Newsome, A. Philip Randolph Institute; Noreen Geyer-Kordosky and Francesca Pardes, League of Women Voters of Greater Tucson; Magda Morales and Teresa Torrez, Mi Familia Vota; Liane Hernandez and Mari Herreras, YWCA Southern Arizona; Debby Embry, Tucson Urban League; and Pastor Grady Scott and Dr. Damond Holt, Interdenominational Ministerial Alliance, proclaiming the day of Tuesday, September 25, 2018 to be: "VOTER REGISTRATION DAY"

approve

9. **CALL TO THE PUBLIC**

EXECUTIVE SESSION

10. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding an Offer of Judgment in Tammy Wren and Megan Wren v. Pima County, et al., Pima County Superior Court Case No. C20181770.

proceed as discussed

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

FLOOD CONTROL DISTRICT BOARD

11. **Riparian Habitat Mitigation**
Staff requests approval of a Riparian Habitat Mitigation Plan and In-Lieu Fee Proposal in the amount of \$13,964.56 for property located at the Casas Adobes Station Residential Subdivision, located within Xeroriparian Class B Riparian Habitat. (District 1)

approve

SITTING AS THE BOARD OF SUPERVISORS

COUNTY ADMINISTRATOR

13. **Downtown Tucson Partnership Business Improvement District Contribution**
Staff recommends the allocation of \$50,000.00 from the Contingency Fund to supplement Pima County's payment in-lieu of taxes contribution to the Downtown Tucson Partnership Business Improvement District.

approve

14. **Outside Agency Recommendation Regarding Funding Related to Rejected County Attorney Anti-Racketeering Fund Recommendations**
Staff recommends the authorization of funding to these outside agencies from the Contingency Fund for at-risk youth services in the amount of \$38,000.00 and that the County Attorney dedicate an equivalent amount of Racketeer Influenced and Corrupt Organizations (RICO) funds to domestic violence, strangulation and forensic testing.

approve

INDUSTRIAL DEVELOPMENT AUTHORITY

15. **Education Facility Refunding Revenue Bonds**
RESOLUTION NO. 2018 - 62, of the Board of Supervisors, amending the approval of the issuance of the Industrial Development Authority of the County of Pima Education Facility Refunding Revenue Bonds (Telesis Preparatory Academy Refunding Project, 2598 Starlite Lane, Lake Havasu City, AZ), Series 2017 and declaring an emergency.

approve

REAL PROPERTY

16. **Purchase/Sale of Real Property**
RESOLUTION NO. 2018 - 63, of the Board of Supervisors, authorizing sale of land.

approve

SCHOOL SUPERINTENDENT

17. **2018 General Election - School District Cancellations**
Staff requests cancellation of those uncontested school district governing board positions for the General Election on November 6, 2018 and appointment of those who filed the required nominating petitions or nomination papers.
Ajo Unified School District No. 15 - 3 Positions - Duncan, Marcia W.; Hopkins, Rodney W.; Murua, Regina
Amphitheater Unified School District No. 10 - 2 Positions - Kopec, Matt; Zibrat, Susan
Catalina Foothills Unified School District No. 16 - 3 Positions - Bhola, Amy; Krauss, Amy; Siegler, Carole
Continental Elementary School District No. 39 - 2 Positions - Nickl, Ralph J.; Oesterle, Stephen M.
Empire Elementary School District No. 37 - 2 Positions - Two (2) Vacancies
Flowing Wells Unified School District No. 8 - 2 Positions - Daily, Kevin; Hammar, Kristine A.
Pima County Joint Technical Education District No. 11 - 2 Positions - Rankin, Lucinda -

Write-In Candidate (JTED Member District 2); Jácome, Alex (JTED Member District 3)
Redington Elementary School District No. 44 - 1 Position - One (1) Vacancy
Sahuarita Unified School District No. 30 - 2 Positions - Opalka, Kevin; Sparks, John
San Fernando Elementary School District No. 35 - 1 Position - One (1) Vacancy
Sunnyside Unified School District No. 12 - 2 Positions - Dong, Eva Carrillo; Hernandez, Consuelo
Tanque Verde Unified School District No. 13 - 2 Positions - Fry, Susan; Tenuta, Vieri M. - Write-In Candidate
Vail Unified School District No. 20 - 2 Positions - Aitken, Jon C.; Anderson, Claudia E.

approve

*** HEARINGS ***

FRANCHISE/LICENSE/PERMIT

18. **Hearing - Liquor License**
Job No. 25678, Andrea Dahlman Lewkowitz, The Hacienda at the Canyon, 3900 N. Sabino Canyon Road 2L, Tucson, Series 12, Restaurant, New License.
- approve
19. **Hearing - Liquor License**
Job No. 25679, Andrea Dahlman Lewkowitz, The Hacienda at the Canyon, 3900 N. Sabino Canyon Road 3L, Tucson, Series 12, Restaurant, New License.
- approve
20. **Hearing - Liquor License**
Job No. 26623, Michelle Ivy Valenzuela, Dollar General Store No. 14937, 9950 S. Nogales Highway, Tucson, Series 10, Beer and Wine Store, New License.
- approve
21. **Hearing - Fireworks Permit**
Gary Thompson, Catalina Foothills High School, 4300 E. Sunrise Drive, Tucson, October 5, 2018 at 6:45 p.m.
- approve

22. **Hearing - Permanent Extension of Premises/Patio Permit**
12104447, Terry Jay Kyte, Bisbee Breakfast Club, 4811 E. Sunrise Drive, Suite No. 165, Tucson.

approve

DEVELOPMENT SERVICES

23. **Hearing - Rezoning**
P18RZ00003, HILDRETH EUGENE LIVING TR - W. MICHIGAN STREET REZONING
Request of Gene Hildreth, represented by Southwest Consulting Engineering, for a rezoning of approximately 7.66 acres from SR (Suburban Ranch) to the GR-1 (Rural Residential) zone, parcel codes 212-45-020A and 212-45-020B, located at the northwest corner of S. Camino Verde and W. Michigan Street for an 8-lot subdivision. 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 9-0 (Commissioner Bain was absent) to recommend **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. Staff recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. (District 3)

approve

24. **Hearing - Specific Plan Rezoning**
P18SP00001, FHM PARTNERS, L.L.C. - FOOTHILLS MALL SPECIFIC PLAN REZONING
Request of FHM Partners, L.L.C., represented by Lazarus, Silvyn & Bangs, P.C., for a rezoning of approximately 51 acres of the Foothills Mall from the CB-1 (Local Business) and CB-2 (General Business) zones to the SP (Foothills Mall Specific Plan) zone, parcel codes 225-44-315A, 225-44-316B, 225-44-316C, 225-44-317D, 225-44-318B, 225-44-319A, 225-44-319D, 225-44-320A, 225-44-320B, 225-44-320C, 225-44-321D, 225-44-321E, 225-44-321F, 225-44-321G, 225-44-321H, 225-44-321J, 225-44-322B, 225-44-323B, 225-44-324A, 225-44-324C, 225-44-324D and 225-43-018Q located approximately 450 feet north of the northwest corner of W. Ina Road and N. La Cholla Boulevard. The proposed specific plan rezoning conforms to the Pima County Comprehensive Plan Community Activity Center designation. On motion, the Planning and Zoning Commission voted 9-0 (Commissioner Bain was absent) to recommend **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS (TO BE INCORPORATED INTO THE SPECIFIC PLAN DOCUMENT)**. Staff recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS (TO BE INCORPORATED INTO THE SPECIFIC PLAN DOCUMENT)**. (District 1)

approve

25. ADJOURNMENT

ADDENDUM 1

PRESENTATION/PROCLAMATION

1. Presentation of a proclamation to Carol Schwalbe, Nancy Sharkey, Kim Newton, Celeste Gonzalez de Bustamante, Susan Knight, Mike McKisson, Rogelio Garcia, Professors; Susan Swanberg, Instructor; Mike Chesnick, Program Coordinator; and Pascal Albright, student, from the University of Arizona's School of Journalism, proclaiming the month of October 2018 to be: "FREEDOM OF THE PRESS MONTH"

approve

2. Presentation of a proclamation to Kristen Quinnan, Director of Community Engagement, Community Food Bank of Southern Arizona; Ethan Myerson, Digital Communications and Appeals Manager, Community Food Bank of Southern Arizona; Sio Castillo, Chief Development Officer, Community Food Bank of Southern Arizona; and Chris Monson, Owner, Aberdeen Group, L.L.C., proclaiming the day of Friday, September 28, 2018 to be:
"FAST FOR HUNGER DAY"

approve

EXECUTIVE SESSION

3. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding possible legal action against Jesus Morales, d.b.a. AMI Sports, and related entities, for non-payment of user fees incurred in 2017 for use of athletic fields and lighting at Mike Jacob Sports Park.

proceed as discussed

4. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding the Board of Supervisors' and Clerk of the Board's processing of petitions for redemption of waiver under A.R.S. §42-11153 (B) and Pima County Board of Supervisors Policy C 4.3.

proceed as discussed

BOARD OF SUPERVISORS

5. **Justice of the Peace, Precinct 5**
A. Acceptance of the resignation of the Honorable Keith Bee, effective September 7, 2018.

approve

- B. Discussion/direction/action regarding a selection process to fill the vacancy of Justice of the Peace, Precinct 5.

deny

CLERK OF THE BOARD

6. **Petitions for Redemption of Property Tax Exemption Waiver**
Staff recommends approval of the petitions for redemption of property tax exemption waivers.

approve

GRANTS MANAGEMENT AND INNOVATION

7. **State-Shared Revenue Program Funds**
RESOLUTION NO. 2018 - **64**, of the Board of Supervisors, to approve acceptance of Tohono O'odham Nation State-Shared Revenue Program funds and pass-through to the entities in Pima County designated as "grantees" by the Tohono O'odham Nation.

approve

HUMAN RESOURCES

8. **Classification/Compensation**
The Sheriff's Department requests approval to create the following new classification, associated costs will be borne by the department from within its current budget:

Class Code/ Class Title/ Grade Code (Range)/ EEO Code/ FLSA Code

7730/ Captain-Unclassified/ U4 (\$67,620-\$149,989)/ 4/ E*

*E = Exempt (not paid overtime)

approve

CONTRACT AND AWARD

COUNTY ATTORNEY

9. Mark VonDestinon, Ph.D., Amendment No. 2, to provide for Child Abuse, Domestic Violence, Drug Endangered, Sexual Assault Protocols and Related Projects and extend contract term to 8/31/19, Criminal Justice Enhancement Fund, contract amount \$45,000.00 (CT-PCA-17-134)

approve

TRANSPORTATION

10. Perimeter Bicycling Association of America, Inc., to provide for the reimbursement of traffic control expenses for El Tour de Tucson, contract amount \$220,000.00 revenue (CTN-TR-19-37)

approve

GRANT APPLICATION/ACCEPTANCE

11. **Acceptance - Community Services, Employment and Training**
Arizona Department of Economic Security (AZDES), Amendment No. 8, to provide for the AZDES - Employment and Training Program Workforce Innovation and Opportunity Act, \$38,107.00 (GTAM 19-8)

approve

12. **Acceptance - County Attorney**
SAMHSA Treatment Drug Courts, Department of Health and Human Services, Substance Abuse and Mental Health Services Administration, to provide for the Pima County Problem Solving Courts Initiative, \$400,000.00 (GTAW 19-17)

approve

BOARD, COMMISSION AND/OR COMMITTEE

13. **Election Integrity Commission**
Reappointment of Barbara Tellman. Term expiration: 9/30/20. (District 5)

approve

CONSENT CALENDAR

Approval of the Consent Calendar

see items below

CONTRACT AND AWARD

Behavioral Health

Approval of the Consent Calendar

see items below

1. Sonora Behavioral Health, Amendment No. 4, to provide for court ordered evaluation services pursuant to A.R.S. Title 36, Chapter 5, extend contract term to 9/30/19, amend contractual language and scope of work, no cost (CT-OMS-16-51)
approve on the Consent Calendar
2. Tucson Centers for Women and Children, Inc., d.b.a. Emerge! Center Against Domestic Abuse, to provide for the Arizona ~~Inmate~~ **Intimate** Partner Risk Assessment Instrument System Project, General Fund, contract amount \$100,000.00 (CT-OMS-19-125)
approve on the Consent Calendar

Community Services, Employment and Training

3. Compass Affordable Housing, Inc., Amendment No. 1, to provide for the United States Housing and Urban Development (USHUD) Continuum of Care Program (CoC) - Rapid Rehousing, extend contract term to 10/31/19, amend contractual language and scope of work, USHUD-CoC Fund, contract amount \$160,463.00 (CT-CS-18-78)
approve on the Consent Calendar

County Administrator

4. City of Tucson for Pima County Safety and Justice Challenge, to provide for Pima County Safety and Justice Challenge Warrant Resolution Court, MacArthur Grant - Safety and Justice Challenge Fund, contract amount \$74,000.00 (CT-CA-19-139)
approve on the Consent Calendar

Facilities Management

5. Arizona Board of Regents, University of Arizona, to provide a Lease Agreement for property located at 3950 S. Country Club Road, contract amount \$1,568,429.20 revenue/5 year term (CTN-FM-19-27)
approve on the Consent Calendar

6. Health Net Access, Inc., d.b.a. Arizona Complete Health - Complete Care Plan, Amendment No. 1, to provide an Operating Agreement for the Crisis Response Center, extend contract term to 9/30/20 and amend contractual language, no cost (CTN-FM-19-25)
approve on the Consent Calendar

Procurement

7. Kittelson & Associates, Inc., Amendment No. 3, to provide for engineering design services for Aerospace Parkway Widening (4AERO2), amend contractual language and scope of work, HURF 12.6% and RWRD Obligations Funds, contract amount \$25,092.00 (CT-PW-17-337) Public Works Administration
approve on the Consent Calendar

Real Property

8. Barbara Castillo, to provide a Sales Agreement and Special Warranty Deed for property located at 12430 W. Lord Lane, Tax Parcel No. 213-06-0430, contract amount \$57,600.00 revenue (CTN-PW-19-28)
approve on the Consent Calendar

GRANT APPLICATION/ACCEPTANCE

9. **Acceptance - Health**
Arizona Department of Health Services, to provide for WIC, BFPC and FMNP Services, \$1,478,059.00 (GTAW 19-16)
approve on the Consent Calendar
10. **Acceptance - Sheriff**
State of Arizona - Office of the Attorney General, to provide for the Victims' Rights Program, \$39,202.00 (GTAW 19-11)
approve on the Consent Calendar

BOARD, COMMISSION AND/OR COMMITTEE

11. **Environmental Quality Advisory Council**
Reappointment of Paloma Beamer. Term expiration: 8/31/21. (Staff recommendation)
approve on the Consent Calendar
12. **County Attorney Investigators Local Retirement Board**
Reelection of Michael Romero. Term expiration: 10/7/22. (Board recommendation)
approve on the Consent Calendar

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

- 13. Special Event**
Debra Lynn Wagner, Boys and Girls Clubs of Tucson, La Encantada -
Space 228, 2905 E. Skyline Drive, Tucson, October 5, 2018.
approve on the Consent Calendar

FINANCE AND RISK MANAGEMENT

- 14. Duplicate Warrants - For Ratification**
Tucson Electric Power Company \$561.04; Alexis Merino \$110.00; Alexis
Merino \$125.00; Daniel Sharp \$132.50; Diana Povolotskaya \$100.00;
Malia Green \$6.76; Malia Green \$1,040.00.
approve on the Consent Calendar

RATIFY AND/OR APPROVE

- 15. Minutes:** August 7 and 20, 2018
Warrants: August, 2018
approve on the Consent Calendar