

**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 3, 2019 9:00 a.m.**

**1. ROLL CALL**

**2. INVOCATION**

To be offered by Pastor Jeff Kallevig, Our Saviour's Lutheran Church.

**3. PLEDGE OF ALLEGIANCE**

**4. PAUSE 4 PAWS**

**PRESENTATION/PROCLAMATION**

**5.** Presentation of a proclamation to the Honorable Kyle A. Bryson, Presiding Judge of Pima County Superior Court and Arizona's Judge of the Year, proclaiming the day of Tuesday, September 3, 2019 to be: "JUDGE KYLE A. BRYSON DAY"  
**approve**

**6.** Presentation of a proclamation to Debra Adams, Senior Vice President of Operations, Pima Council on Aging and Lee Itule-Klasen, Program Coordinator, Tobacco and Chronic Disease Prevention Program, Pima County Health Department, proclaiming the month of September 2019 to be: "FALLS PREVENTION AWARENESS MONTH"  
**approve**

**7.** Presentation of a proclamation to Matt McGlone, Community Outreach Coordinator, Pima County Office of Emergency Management; Manuel Carbajal, Safety and Emergency Management Coordinator, Town of Marana; Christopher Taylor, M.Ed., M.Div., Head Administrator, Family Life Academy, Christ Community Church; Courtney Slanaker, Executive Director, and Mike Allen, Disaster Program Manager, Red Cross; and Char Ackerman, Emergency Management and Safety Coordinator, Town of Oro Valley, proclaiming the month of September 2019 to be: "PREPAREDNESS MONTH"  
**approve**

8. Presentation of a proclamation to Dan Moxley, Director, Diaper Bank of Southern Arizona, proclaiming the week of September 23 through 29, 2019 to be: "DIAPER NEED AWARENESS WEEK"  
approve

9. **CALL TO THE PUBLIC**

**BOARD OF SUPERVISORS SITTING AS OTHER BOARDS**

**FLOOD CONTROL DISTRICT BOARD**

10. **Riparian Habitat Mitigation**  
Staff requests approval of a Riparian Habitat Mitigation Plan and In-Lieu Fee proposal in the amount of \$117,800.00 for expansion of a sand and gravel mine, located at 6500 S. Old Spanish Trail, located within important riparian area with underlying Xeroriparian Class C Habitat. (District 4)  
approve
11. **Riparian Habitat Mitigation**  
Staff requests approval of a Riparian Habitat Mitigation Plan and In-Lieu Fee proposal in the amount of \$1,997.49 for placement of a parking lot for Pima Pistol Club, located at 13990 N. Lago Del Oro Parkway, located within Regulated Riparian Habitat and classified as important riparian area with underlying Xeroriparian Class B Habitat. (District 1)  
approve
12. **Cooperative Technical Partnership**  
Staff recommends renewal of the Cooperative Technical Partnership with the Federal Emergency Management Agency.  
approve

**SITTING AS THE BOARD OF SUPERVISORS**

**CLERK OF THE BOARD**

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

## COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION

15. UNFINISHED BUSINESS (8/19/19)  
**Subordination Agreement**  
Staff recommends approval of a Subordination Agreement and an Estoppel Certificate for Rocky Mountain Community Reinvestment Corporation, pursuant to CT-CD-17-190, Amendment No. 1. (District 2)  
approve

## PROCUREMENT

16. UNFINISHED BUSINESS (8/6/19)  
**Award**  
Award: Master Agreement No. MA-PO-20-2, RDO Construction Equipment Co. (Headquarters: Fargo, ND), for heavy industrial John Deere construction equipment. This Master Agreement is for an initial term of one (1) year in the annual award amount of \$400,000.00 (including sales tax) and includes four (4) one-year renewal options.  
Funding Source: Fleet Services Operations Fund. Administering Department: Fleet Services.  
approve

## \*\*\* HEARINGS \*\*\*

## DEVELOPMENT SERVICES

17. **Hearing - Concurrent Plan Amendment and Rezoning**  
P19CR00001, HESSER LCP, L.L.C. - N. LA CAÑADA DRIVE PLAN AMENDMENT AND REZONING  
Request of Hesser LCP, L.L.C., represented by Jeff Stewart, for a concurrent plan amendment and rezoning to amend the Comprehensive Plan from Medium Intensity Urban (MIU) to Neighborhood Activity Center (NAC) and to rezone from SH (Suburban Homestead) to the CB-2 (General Business) zone on approximately .89 acres. The property is located on the west side of N. La Cañada Drive, approximately 60 feet north of the T-intersection of N. La Cañada Drive and W. Kimberly Street, addressed as 5131 N. La Cañada Drive, in Section 15, T13S, R13E, in the Catalina Foothills Planning Area. On motion, the Planning and Zoning Commission voted 8-0 (Commissioners Becker and Cook were absent) to recommend **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. Staff recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. (District 1)  
approve

18.

**Hearing - Concurrent Plan Amendment and Rezoning**

P19CR00002, 615 W. ROLLER COASTER RD, L.L.C. - W. ROLLER COASTER ROAD PLAN AMENDMENT AND REZONING

Request of Roller Coaster Rd, L.L.C., represented by Randel Jacob, for a concurrent plan amendment and rezoning to amend the Comprehensive Plan from High Intensity Urban (HIU) to Neighborhood Activity Center (NAC) and to rezone from TR (Transitional) to the CB-1 (Local Business) zone on approximately .81 acres. The property is located at the southwest corner of W. Roller Coaster Road and N. Oracle Road, addressed as 615 W. Roller Coaster Road, in Section 11, T13S, R13E, in the Catalina Foothills Planning Area. On motion, the Planning and Zoning Commission voted 8-0 (Commissioners Becker and Cook were absent) to recommend **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. Staff recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. (District 1)  
approve

19.

**Hearing - Modification (Substantial Change) of Rezoning Conditions**

Co9-00-39, SMITH - LA CRESTA ROAD REZONING

Request of Clarence R. and Helen E. Roman for a modification (substantial change) of rezoning Condition Nos. 6 and 11 to allow for one additional lot for a single-family residence. Condition No. 6 does not allow for additional lot splitting without Board of Supervisors approval and Condition No. 11 limits the number of lots and single-family residences to three. The applicant proposes to increase the number of lots and single-family residences to four. The approximately 2.26-acre subject property is zoned CR-1 (Single Residence) and located at 2322 W. La Cresta Road. On motion, the Planning and Zoning Commission voted 8-0 (Commissioners Becker and Cook were absent) to recommend **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. Staff recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. (District 1)  
approve

20. **Hearing - Plat Note Modification**  
Co12-93-11, SABINO ESTATES AT SABINO SPRINGS (LOT 35)  
Request of Baier Family Revocable Trust, represented by Soloway Designs, Inc., for a plat note modification of Restrictive Administrative Control Note No. 20(B) to increase the area of the development envelope (grading) from a maximum of 9,200 square feet to a maximum of 11,000 square feet on Lot 35 of the Sabino Estates at Sabino Springs subdivision (Bk. 45, Pg. 07). The subject property is approximately 4.38 acres, zoned SP (BZ) (Specific Plan - Buffer Overlay Zone) and is located on the north side of E. Sabino Estates Drive, approximately 4,500 feet northeast of the intersection of N. Bowes Road and E. Sabino Estates Drive and is addressed as 10151 E. Sabino Estates Drive. Staff recommends **APPROVAL**. (District 1)  
**approve**
21. **Hearing - Rezoning Ordinance**  
ORDINANCE NO. 2019 - **22**, P18RZ00012, Robert Lee Boykin - N. Camino de Oeste Rezoning. Owner: Robert Lee Boykin. (District 1)  
**approve**
22. **Hearing - Rezoning Resolution**  
RESOLUTION NO. 2019 - **62**, P18CA00007, Pima County - West River Road Plan Amendment. Owner: Pima County Flood Control District. (District 1)  
**approve**
23. **Hearing - Rezoning Resolution**  
RESOLUTION NO. 2019 - **63**, Co9-83-94, Transamerica Title No. 8155 - Sunrise Drive Rezoning (Modification of a Rezoning Condition - Non Substantial Change). Owner: Ventana Canyon Alliance, L.L.C. (District 1)  
**approve**

## JUSTICE COURT

24. **Hearing - Continuance Processing Cost Recovery Fee**  
ORDINANCE NO. 2019 - **23**, of the Board of Supervisors, amending Pima County Ordinance Number 1999-74, as previously amended by Ordinances 2000-45, 2007-40, 2008-69, 2008-116, 2009-28, and 2014-23, by establishing an administrative cost recovery fee for services provided to the public by the Pima County Consolidated Justice Court.  
Meeting date: 10/1/2019  
**continue**
25. **ADJOURNMENT**

## **ADDENDUM 1**

### **EXECUTIVE SESSION**

1. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a settlement offer in Macy's West Stores, Inc., DND Neffson Co., and Lewis Caspe v. Pima County, Arizona Tax Court Case No. TX2018-000909.  
**proceed as discussed**
  
2. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a settlement offer in Wal-Mart Stores, Inc. v. Pima County, Arizona Tax Court Cons. Case Nos. TX2016-000966 and TX2017-000602, and in Wal-Mart Stores, Inc. and VPOVM, L.L.C. v. Pima County, Arizona Tax Court Case Nos. TX2018-000999 and TX2019-001714.  
  
Meeting date: 9/17/2019  
**continue**

### **BOARD OF SUPERVISORS**

3. **Amended Tax Levy Resolution**  
RESOLUTION NO. 2019 - **64**, of the Board of Supervisors, amending Resolution No. 2019-60 for the levy of taxes for Fiscal Year 2019/2020.  
**approve**

### **CLERK OF THE BOARD**

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

### **REAL PROPERTY**

5. **Consent to Sale of Communications Easement**  
RESOLUTION NO. 2019 - **65**, of the Board of Supervisors, authorizing sale of Communications Easement. (Districts 1, 3, 4 and 5)  
**approve**

## CONTRACT AND AWARD

### COMMUNITY SERVICES, EMPLOYMENT AND TRAINING

6. SER - Jobs for Progress of Southern Arizona, Inc., Amendment No. 2, to provide for the Homeless Veterans' Reintegration Program, extend contract term to 6/30/20, amend contractual language and scope of work, USDOL - Veterans Employment and Training Services Fund, contract amount \$25,363.00 (CT-CS-18-114)  
**approve**
7. Higher Ground A Resource Center, Amendment No. 2, to provide for workforce development services - Tucson Community Schools Initiative, extend contract term to 6/30/20, amend contractual language and scope of work, General Fund, contract amount \$39,000.00 (CT-FN-18-77)  
**approve**

### HEALTH

8. Arizona Department of Health Services, Amendment No. 2, to provide for the Expansion of Behavioral Risk Factor Surveillance System Survey in Pima County and extend contract term to 8/1/20, no cost (CT-HD-18-452)  
**approve**

### TRANSPORTATION

9. Perimeter Bicycling Association of America, Inc., to provide for the reimbursement of traffic control expenses: El Tour de Tucson, contract amount \$280,000.00 revenue (CTN-TR-20-44)  
**approve**

### GRANT APPLICATION/ACCEPTANCE

10. **Acceptance - Community Services, Employment and Training**  
U.S. Department of Labor/Veterans Employment and Training Service, to provide for the Homeless Veterans' Reintegration Program, \$236,664.00 (GTAW 20-20)  
**approve**
11. **Acceptance - Sheriff**  
Drug Enforcement Administration (DEA), to provide for DEA Tactical Diversion Task Force overtime, \$18,649.00 (GTAW 20-23)  
**approve**
12. **Acceptance - Sheriff**  
Department of Justice, to provide for the Organized Crime Drug Enforcement Task Force, \$25,000.00 (GTAW 20-24)  
**approve**

## **BOARD, COMMISSION AND/OR COMMITTEE**

- 13. Merit System Commission and Law Enforcement Merit System Council**  
Appointment of Chris King, Republican, to replace John L. Fink. Term expiration: 12/31/20. (District 1)  
**remove from the agenda**
- 14. Board of Health**  
Reappointment of Charles Geoffrion. Term expiration: 6/30/23. (District 1)  
**approve**
- 15. Library Advisory Board**  
Appointment of Beverly Bannon, to fill a vacancy created by Rebecca Whitmer. Term expiration: 6/30/23. (District 3)  
**approve**
- 16. Animal Care Advisory Committee**  
Appointment of Kristen Pogreba-Brown, to replace Karen Baden. Term expiration: 6/30/22. (District 5)  
**approve**



## CONSENT CALENDAR

### Approval of the Consent Calendar

see items below

## CONTRACT AND AWARD

### County Attorney

1. Mark Von Destinon, Ph.D., Amendment No. 3, to provide for child abuse, domestic violence, drug endangered, sexual assault protocols and related projects and extend contract term to 12/31/19, no cost (CT-PCA-17-134)  
**approve on the Consent Calendar**

### Economic Development

2. Sun Corridor, Inc., to provide economic development for Pima County and Southern Arizona, General Fund, contract amount \$650,000.00 (CT-CA-19-501)  
**approve**

### Natural Resources, Parks and Recreation

3. Heirloom Farmers Markets, Inc., to provide for the Rillito Park Farmer's Market, contract amount \$110,000.00 revenue/5 year term (CTN-PR-20-23)  
**approve on the Consent Calendar**

### Procurement

4. **Award**  
Award: Master Agreement No. MA-PO-20-1, Axon Enterprise, Inc. (Headquarters: Scottsdale, AZ), for TASER® conducted electrical weapons and accessories. This Master Agreement is for an initial term of one (1) year in the annual award amount of \$294,000.00 (including sales tax) and includes four (4) one-year renewal options. Funding Source: General Fund. Administering Department: Sheriff.  
**approve on the Consent Calendar**

5. **Award**  
Award: Master Agreement No. MA-PO-20-10, Hennesy Mechanical Sales, L.L.C. (Headquarters: Albuquerque, NM), for Wemco and Hidrostal pumps and parts. This Master Agreement is for an initial term of one (1) year in the annual award amount of \$277,000.00 (including sales tax) and includes four (4) one-year renewal options. Funding Source: RWRD Enterprise Fund. Administering Department: Regional Wastewater Reclamation.  
**approve**

### **Real Property**

6. New Cingular Wireless PCS, L.L.C., Amendment No. 7, to provide for a Restated and Amended Nonexclusive Right-of-Way Use License for wireless telecommunications facilities and amend contractual language, contract amount \$10,257.69 revenue (CTN-IT-15-3)  
**approve on the Consent Calendar**

### **Recorder**

7. City of Tucson, to provide for 2019 General Election services, contract amount \$90,000.00 estimated revenue (CTN-RE-20-37)  
**approve on the Consent Calendar**

### **Sheriff**

8. Drug Enforcement Administration, to provide for a state and local High Intensity Drug Trafficking Areas task force agreement, no cost (CTN-SD-20-27)  
**approve on the Consent Calendar**

### **GRANT APPLICATION/ACCEPTANCE**

9. **Acceptance - Health**  
Arizona Department of Health Services, to provide for the Family Planning Program (Title X), \$127,000.00 (GTAW 20-16)  
**approve on the Consent Calendar**
10. **Acceptance - Community Services, Employment and Training**  
Arizona Department of Economic Security, Amendment No. 1, to provide for the AZDES - Employment and Training Program Workforce Innovation and Opportunity Act, \$9,638,080.00 (GTAM 20-4)  
**approve on the Consent Calendar**

## **BOARD, COMMISSION AND/OR COMMITTEE**

- 11. Cooperative Extension Board**
- Reappointment of Cheryl Bakari. Term expiration: 11/30/19. (Committee recommendation)
  - Reappointments of Hector Campoy, Loyd “Gabe” Gabriel and Micaela K. McGibbon. Term expirations: 6/30/20. (Committee recommendations)
  - Reappointments of Kelly Cook and Rick Frey. Term expirations: 6/30/21. (Committee recommendations)
- approve on the Consent Calendar**
- 12. Library Advisory Board**
- Appointment of John Halliday, to fill a vacancy created by Nancy Magelli.  
Term expiration: 6/30/23. (District 1)
- approve on the Consent Calendar**
- 13. Environmental Quality Advisory Council**
- Reappointment of Leah Proffitt, representing General Business/Industry. Term expiration: 9/5/22. (Staff recommendation)
  - Reappointment of Kylie Walzak, representing Transportation Planning. Term expiration: 9/30/22. (Staff recommendation)
  - Reappointment of John Kozma, representing Environmental Planning/Law Health/Education. Term expiration: 10/17/22. (Staff 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**
- 14. Special Event**
- Stacy Lynn Pincus, Santa Catalina Catholic Church, 14380 N. Oracle Road, Tucson, September 14, 2019.
  - Jeffrey Peter Schneider, Knights of Columbus Council 8077, St. Elizabeth Ann Seton Church, 8650 N. Shannon Road, Tucson, September 14, 2019.
  - Scott Jason Tilley, TRAK (Therapeutic Ranch for Animals and Kids), 3250 E. Allen Road, Tucson, October 5, 2019.
- approve on the Consent Calendar**
- 15. Temporary Extension**
- 07100326, Thomas Robert Aguilera, Tucson Hop Shop, 3230 N. Dodge Boulevard, Tucson, October 13, 2019.
- approve on the Consent Calendar**

## ELECTIONS

16. **Precinct Committeemen**  
Pursuant to A.R.S. §16-821B, approval of Precinct Committeemen resignations and appointments:
- RESIGNATION-PRECINCT-PARTY  
Mark E.F. Eckstrum-130-DEM; Catherine L. McCall-149-REP; Jay J. McCall-149-REP
- APPOINTMENT-PRECINCT-PARTY  
Kevin E. Kubitskey-011-DEM; Javier R. Soto-016-DEM; Arianne R. Kerr-108-DEM; Carol Schneiderman-166-DEM; Dean Distasio-030-REP; Robert J. Leicht-033-REP; Brenda B. Berggoetz-113-REP; Barbara L. Oates-116-REP; Lindsay R. Hill-120-REP; Arnold N. Simonsen-131-REP; Robert "Gary" Austin-141-REP; Alan D. Kacic-171-REP; Olga D. Tarro-173-REP; Karl D. Radford-174-REP; Michael H. Heisler-178-REP; Bruce E. Coddington-179-REP; Diane L. Edwards-179-REP; Andrew R. Larsen-181-REP; Connie L. Nelson-199-REP; Catherine L. McCall-201-REP; Jay J. McCall-201-REP; Susan L. Saenz-209-REP; Stephanie E. Dolan-220-REP  
**approve on the Consent Calendar**

## FINANCE AND RISK MANAGEMENT

17. **Duplicate Warrants - For Ratification**  
Eden Huang \$60.03; Nuccio & Shirly, P.C. \$792.00; Hook Crane Service, Inc. \$5,287.50; Justice Tools, L.L.C. \$11,350.00; George R. O'Hagin \$150.00; Angela J. Garcia \$1,000.00; The Ashton Company, Inc., Contractors and Engineers \$31,950.00.  
**approve on the Consent Calendar**

## SUPERIOR COURT

18. **Fill the Gap Application**  
Staff requests approval to submit a Fill-the-Gap Application to the Arizona Supreme Court Administrative Office of Courts for Fiscal Year 2020.  
**approve on the Consent Calendar**

## TREASURER

19. **Fill the Gap**  
Staff requests approval of the annual certification, as directed by A.R.S. §41-2421, that the five percent set-aside “Fill-the-Gap” funds in the amount of \$1,224,797.70 be transferred to the Local Courts Assistance Fund for supplemental aid to Superior and Justice Courts for processing of criminal cases.  
**approve on the Consent Calendar**
20. **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 \$15,013.66.  
**approve on the Consent Calendar**

## RATIFY AND/OR APPROVE

21. Warrants: August, 2019  
**approve on the Consent Calendar**