

**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.
May 17, 2022 9:00 a.m.**

1. **ROLL CALL**
2. **PLEDGE OF ALLEGIANCE**
3. **LAND ACKNOWLEDGEMENT STATEMENT**
4. **PAUSE 4 PAWS**

PRESENTATION/PROCLAMATION

5.

Presentation of a proclamation to Donna Piechura, Jeff Piechura's wife; Staci Piechura, daughter; Jared McGovern, family friend; Shane Clark, Director, Office of Emergency Management; Brad Bradley, Fire Chief; Northwest Fire District, and Gary (retired, Northwest Fire District) and Mindy West, family friends, in honor of the memory of Chief Jeff Piechura.
approve
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 Day, Month Day, 2022 at 5:00 p.m. Each speaker will be limited to 3 minutes and the number of speakers may be limited due to a high volume of requests. Please be aware that you may not be called upon to speak. eComments can also be submitted to COB_mail@pima.gov.

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***** 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.

7. TENTATIVE BUDGET PRESENTATIONS

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

FLOOD CONTROL DISTRICT BOARD

- 8. Hearing**
Review and adoption of the Flood Control District Tentative Budget for Fiscal Year 2022/2023.
approve

IMPROVEMENT DISTRICT BOARD

- 9. Hearing**
Review and adoption of the following County Improvement District Tentative Budgets for Fiscal Year 2022/2023:

<u>IMPROVEMENT DISTRICT</u>	<u>FY 22-23 PROPERTY TAX LEVY</u>
<u>Other Improvement District</u>	
HAYHOOK RANCH	\$40,000
<u>Street Lighting Improvement District</u>	
CARDINAL ESTATES	\$11,065
CARRIAGE HILLS NO. 1	\$ 7,775
CARRIAGE HILLS NO. 3	\$ 2,131
DESERT STEPPES	\$ 4,664
HERMOSA HILLS ESTATES	\$ 3,597
LAKESIDE NO. 1	\$ 5,906
LITTLETOWN	\$21,377
LONGVIEW ESTATES NO. 1	\$ 8,439
LONGVIEW ESTATES NO. 2	\$ 9,772
MAÑANA GRANDE B	\$ 6,662
MAÑANA GRANDE C	\$10,883
MIDVALE PARK	\$14,201
MORTIMORE ADDITION	\$25,803
OAKTREE NO. 1	\$22,746
OAKTREE NO. 2	\$16,893
OAKTREE NO. 3	\$29,531
ORANGE GROVE VALLEY	\$ 6,745
PEACH VALLEY	\$ 3,839
PEPPERTREE	\$ 9,848
ROLLING HILLS	\$21,587
SALIDA DEL SOL	\$13,753
approve	

LIBRARY DISTRICT BOARD

10. **Hearing**
Review and adoption of the Library District Tentative Budget for Fiscal Year 2022/2023.
approve

ROCKING K SOUTH COMMUNITY FACILITIES DISTRICT BOARD

11. **Hearing**
Review and adoption of the Rocking K South Community Facilities District Tentative Budget for Fiscal Year 2022/2023.
approve

STADIUM DISTRICT BOARD

12. **Hearing**
Review and adoption of the Stadium District Tentative Budget for Fiscal Year 2022/2023.
approve

SITTING AS THE BOARD OF SUPERVISORS

BOARD OF SUPERVISORS

13. **Hearing**
Review and adoption of the Tentative County Budget for Fiscal Year 2022/2023.
approve

14. **Hearing**
Review and adoption of the Debt Service Tentative County Budget for Fiscal Year 2022/2023.
approve

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BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

LIBRARY DISTRICT BOARD

15. **Grant Acceptance**
Institute of Museum and Library Services, Amendment No. 1, to provide for the Our Story - A Communities of Color Curation Project and amend grant language, no cost (GTAM 22-83)
approve
16. **Contract**
Pascua Yaqui Tribe, to provide for cooperative library services, no cost/5 year term (CTN-LIB-22-143)
approve

SITTING AS THE BOARD OF SUPERVISORS

BOARD OF SUPERVISORS

18. **Office of U.S. Senator Kyrsten Sinema of Arizona Presentation**
Discussion/Action. Presentation by Troy Kimball, Constituent Affairs Representative, Office of U.S. Senator Kyrsten Sinema of Arizona, to provide an update to the Board on the Senator's work and priorities. Also, discussion regarding any issues or concerns that Senator Sinema's office can help with in providing assistance to the Board. (Districts 1 and 5)
no Board action taken
19. **Request for Reconsideration - District 3**
A. On May 3, 2022, the Board of Supervisors took the following action:

 UNFINISHED BUSINESS (3/15/22, 4/5/22 and 4/19/22)
 Initial Court Appearances
 Staff requests approval of a ten (10) year extension for the Intergovernmental Agreement between Superior Court, Justice Court, and the City of Tucson Court, to provide for joint participation and pro-rata cost sharing for initial appearances and/or misdemeanor arraignments.

A substitute motion was made by Supervisor Heinz and seconded by Supervisor Grijalva to approve the draft agreement dated April 29, 2022, include the following language as recommended by Dean Brault, Public Defense Services Director, "The Court shall make an unambiguous written record any time when the general conditions of release set by the Court are different from the Pretrial Services report recommendation," and extend the agreement for 1 year. Upon roll call vote, the motion carried 3-2, Supervisors Christy and Scott voted "Nay."

approve

- B. If motion to reconsider is approved, proceed with reconsideration of the following:

UNFINISHED BUSINESS (3/15/22, 4/5/22 and 4/19/22)

Initial Court Appearances

Staff requests approval of a ten (10) year extension for the Intergovernmental Agreement between Superior Court, Justice Court, and the City of Tucson Court, to provide for joint participation and pro-rata cost sharing for initial appearances and/or misdemeanor arraignments.

remove from the agenda

COUNTY ADMINISTRATOR

20. County Administrator's Update

no Board action taken

21. Recommendation for Additional Sick Leave for those Negatively Affected by the April 2020 Stay-At-Home Order

Staff recommends the elimination of item three (3) from the criteria as detailed in the County Administrator's Memorandum dated May 17, 2022, and approval of 80 hours of supplemental sick leave for full-time employees and 40 hours of sick leave for part-time and intermittent employees who were required to use their leave accruals during the Governor's Stay-At-Home Order in 2020.

approve

22. Modifications to Employee COVID-19 Vaccine Requirement

In response to House Bill 2498, staff recommends approval of the following actions:

1. The general requirement for COVID-19 vaccination for the purpose of hiring or promotion be continued until HB2498 takes effect ninety days after the end of the legislative session.
2. The COVID-19 vaccine requirement as a condition of employment remain in place for the purpose of employee protection for personnel working in or having consistent exposure to environments where clinical care is delivered.

3. Continue the provision of incentives, including wellness points, for the documentation of COVID-19 (primary or booster) vaccination.
approve

CLERK OF THE BOARD

23. **Petition for Relief of Taxes**
Pursuant to A.R.S. §42-11109(E), Orthodox Christian Sisterhood of the Holy Unmercenaries, has petitioned the Board of Supervisors for relief of taxes and associated interest/penalty for tax years 2020 and 2021, for Tax Parcel Nos. 219-27-002G and 219-32-003C, and for tax year 2020, for Tax Parcel No. 219-27-003D.
approve

FINANCE AND RISK MANAGEMENT

24. **Revisions to Board of Supervisors Policy**
Staff recommends approval of the proposed revisions to Board of Supervisors Policy No. D 22.11, Public Safety Personnel Retirement System and Corrections Officer Retirement Plan Pension Funding.
approve

HUMAN RESOURCES

25. UNFINISHED BUSINESS (5/3/22)
Revisions to Board of Supervisors Policy
Staff recommends approval of the proposed revisions to Board of Supervisors Policy No. C 2.4, Board Policy on Non-Interference in Administrative Affairs.
approve

RECORDER

26. **Primary Election Early Ballot Drop-Off Sites and Emergency Voting Locations**
RESOLUTION NO. 2022 - 26, of the Board of Supervisors, relating to elections; approving the early ballot drop-off sites and authorizing emergency voting locations for the 2022 Primary Election.
approve
27. **General Election Early Ballot Drop-Off Sites and Emergency Voting Locations**
RESOLUTION NO. 2022 - 27, of the Board of Supervisors, relating to elections; approving the early ballot drop-off sites and authorizing emergency voting locations for the 2022 General Election.
approve

***** HEARINGS *****

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FRANCHISE/LICENSE/PERMIT

28. (Clerk's Note: Must meet Home Occupation standards of 18.09.030, including, but not limited to no more than five clients or deliveries in one day.)
Hearing - Liquor License
Job No. 189955, Shelly Christine Gerrish, Monsoon Vermut, 6940 N. Bobcat Lane, Tucson, Series 13, Farm Winery, New License.
approve
29. **Hearing - Liquor License**
Job No. 189681, Rebecca Debenport Safford, Tap and Bottle North, 7254 N. Oracle Road, Tucson, Series 6, Bar, Location Transfer and Person Transfer.
approve
30. **Hearing - Fireworks Permit**
Bobby Retz, Westin La Paloma Resort, 3660 E. Sunrise Drive, Tucson, May 22, 2022 at 8:00 p.m.
approve
31. **Hearing - Fireworks Permit**
Kevin Amidan, Sabino High School, 5000 N. Bowes Road, Tucson, May 26, 2022 at 9:00 p.m.
approve
32. **ADJOURNMENT**

ADDENDUM 1

PRESENTATION/PROCLAMATION

1. Presentation of a proclamation to Nancy Cole, Director, Capital Program Office, Pima County and Arizona American Public Works Association Board Member, proclaiming the week of May 15 through 21, 2022, to be: "PUBLIC WORKS WEEK"
approve
2. Presentation of a proclamation to Ericka Irvin, Executive Director, Mental Health America Arizona, and Michelle Crow, Southern Arizona Director, Children's Action Alliance, proclaiming the month of May 2022 to be: "MENTAL HEALTH AWARENESS MONTH IN PIMA COUNTY"
approve

PROCLAMATION

3. Proclaiming Friday, June 3, 2022 to be: "GUN VIOLENCE AWARENESS DAY IN PIMA COUNTY"
approve

EXECUTIVE SESSION

4. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Lake v. Hobbs.
proceed as discussed
5. Pursuant to A.R.S. §38-431.03(A) (3), for legal advice regarding the Constable disciplinary process.
informational only

BOARD OF SUPERVISORS

6. **Affordable Housing**
Discussion/Direction/Action. A presentation of Pima County experts to the Pima County Affordable Housing Task Force recently identified nine county-owned parcels that could be used for affordable housing. The presenters said the county owns many other parcels that have potential use for affordable housing, but they have not been identified and inventoried. Pima County staff should be directed to compile a complete inventory of surplus county-owned parcels and buildings that could be used for development of affordable housing. (District 5)
staff direction

7. **Cost of Living/Market Adjustment Salary Increases, FY23**

Budget

Discussion/Direction/Action: Directing the County Administrator and staff to implement a variation on the administrator's proposed market salary increases for the Pima County workforce in the FY23 Budget.

Specifically, in place of the administrator's proposed 5% increase for employees who earn up to \$75,000 per year; 3% increase for employees who earn between \$75,001 and \$150,000 per year; and 1% for employees who earn more than \$150,000 per year, I move the following:

Current Employee Wage-Salary/Market Adjustment Increase, FY23

- A) Earn \$25/hour or less (\$52,000/yr or less)/8.5%
- B) Earn between \$25.01 and 36.057/hour (between \$52,001 and \$75,000/yr)/6.0%
- C) Earn between \$36.058 and 46.00/hour (between \$75,001 and \$95,680/yr)/4.0%
- D) Earn between \$46.001 and \$72.1154/hour (between \$95,681 and \$150,000/yr)/3.0%
- E) Earn \$150,001 and above/1.0%

See attachment for further details, including cost analysis. (District 2)
staff direction

8. **Changes to the 2022-2023 Pima County Budget**

Discussion/Direction/Action. Changes to the 2022-2023 Pima County Budget:

- Allocate \$2 million from an appropriate place in the budget for the purchase of open space for conservation in accord with the Sonoran Desert Conservation Plan. The Office of Sustainability and Conservation would identify the lands as priorities for purchase.
- Allocate \$5 million from an appropriate place in the budget for the development of affordable housing in accord with recommendations of the Pima County Affordable Housing Task Force and at the direction of the Community and Workforce Development Department.

(District 5)

staff direction

9. **Public Posting of Board of Supervisors Directed Memoranda and Correspondence**

Discussion/Direction/Action regarding the apparent change in policy regarding the public posting of communications from the County Administrator to the Board of Supervisors. Several items transmitted to the Board recently remain unposted, yet the County Administrator's web page states the following:

Board of Supervisors Directed Memoranda and Correspondence

Review all memoranda and correspondence from the County Administrator to the Board of Supervisors from 2013 to present.

(District 4)

no Board action taken

- 10. Vote Center Implementation Plan**
Discussion/Direction/Action regarding an update from the Pima County Elections Department and the Pima County Recorder's Office as to the current status of the vote center implementation plan. It is requested that the offices conduct a demonstration of the vote center model during the June 7, 2022 Board of Supervisors' Meeting. (District 4)
no Board action taken
- 11. (Clerk's Note: Supervisor Christy requests this item be heard at a time certain of 10:00 a.m.)**
Former County Administrator's Termination and Severance Payment
Discussion/Direction/Action regarding former County Administrator Chuck Huckelberry's employment status with Pima County and the amount paid in severance per Item No. 6 in his employment contract.

This item will allow, include, and not be limited to matters related to Mr. Huckelberry's changed employment status effective April 5, 2022. All documents pertinent to this item are requested for review. Further, it is requested that representatives of the Human Resources and Finance Departments who are familiar with these details be present. (District 4)
no Board action taken
- 12. COVID-19 Premium Payments**
Discussion/Direction/Action regarding the incentive payments made during the pandemic in 2021 to certain employees within "Central Administrative Services and the County Administrator's Office", as discussed in the County Administrator's memorandum dated May 10, 2022. Discussion to include, but not be limited to, the criteria used for employee selection and in determining amounts paid. (District 4)
no Board action taken

COUNTY ADMINISTRATOR

- 13. Appointment of Pima County Public Fiduciary**
Staff recommends the appointment of Justin Cluck as Pima County Public Fiduciary with an annual salary of \$109,990.40.
approve

COUNTY ATTORNEY

14. **Anti-Racketeering Revolving Funds**
Staff recommends approval to utilize Anti-Racketeering Revolving Funds. Approval is required pursuant to A.R.S. §13-2314.03 and by Board of Supervisors Policy No. C 6.3, for the following:
- \$5,000.00 for the University High School Graduation Night.
 - \$1,000.00 for 88-CRIME rewards.
- Meeting date: 6/7/2022
- continue

CONTRACT AND AWARD

COMMUNITY AND WORKFORCE DEVELOPMENT

15. Pima County Amphitheater Schools, d.b.a. Amphitheater Public Schools, to provide for the Pima Early Education Program, U.S. Department of Treasury and ARPA-CSLFRF Funds, contract amount \$3,548,960.00/3 year term (CT-CR-22-353)
approve

COUNTY ATTORNEY

16. Mesch, Clark and Rothschild, P.C., Amendment No. 2, to provide for legal representation of Pima County, et al., in Whiting v. Pima County, et al., 4:19-cv-00249 and amend contractual language, Risk Management Tort Fund, contract amount \$75,000.00 (CT-FN-21-346)
approve

PROCUREMENT

17. Tyler Technologies, Inc., to provide for Tyler Technologies records management software, Recorder Special Revenue Fund, contract amount \$2,393,260.00/5 year term (MA-PO-22-166) Recorder's Office and Information Technology
approve

TRANSPORTATION

18. State of Arizona, Department of Transportation, to provide for the design and construction of improvements to Sunset Road: I-10 to River Road, Development Impact Fees and HURF Funds, contract amount \$22,359,000.00/5 year term (CT-TR-22-365)
approve

CONSENT CALENDAR

Approval of the Consent Calendar

see items below

CONTRACT AND AWARD

County Attorney

1. City of Tucson, to provide for the Pima County Attorney's Victim Services Division, contract amount \$24,900.00 revenue (CTN-PCA-22-136)
approve on the Consent Calendar

Facilities Management

2. El Rio Santa Cruz Neighborhood Health Center, Inc., to provide for El Rio Lease Agreement - Suite 130-140 Abrams Building, 1st Floor, contract amount \$2,716,743.42 revenue/5 year term (CTN-FM-22-128)
approve
3. Banner-University Medical Center South Campus, L.L.C., Amendment No. 2, to provide for Banner Lease early termination, contract amount \$51,318.50 revenue decrease (CTN-FM-13-54)
approve

Health

4. Raquel D. Goodrich, d.b.a. Text, Talk, Act, L.L.C., Amendment No. 1, to provide for connecting to mental health supports through mobile texting, extend contract term to 5/31/23, amend contractual language and scope of services, CDC via ADHS Funds, contract amount \$84,000.00 (CT-HD-22-206)
approve on the Consent Calendar

Procurement

5. **Award**
Award: Master Agreement No. MA-PO-22-107, Empire Southwest, L.L.C., d.b.a. Empire Machinery (Headquarters: Mesa, AZ), to provide for Caterpillar equipment parts, repair and service. This master agreement is for an initial term of one (1) year in the annual award amount of \$353,000.00 (including sales tax) and includes four (4) one-year renewal options. Funding Source: Fleet Services Ops Fund. Administering Department: Fleet Services.
approve on the Consent Calendar

6. **Award**
Award: Master Agreement No. MA-PO-22-161, Hill Brothers Chemical Company (Headquarters: Brea, CA), to provide for sewer system odor control chemicals. 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: WW Ops Fund. Administering Department: Regional Wastewater Reclamation.
approve on the Consent Calendar
7. **Award**
Award: Master Agreement No. MA-PO-22-152, Precision Heli-Support, L.L.C. (Headquarters: Anchorage, AK), to provide for helicopter parts, equipment and service. This master agreement is for an initial term of one (1) year in the annual award amount of \$343,850.00 (including sales tax) and includes four (4) one-year renewal options. Funding Source: General Fund. Administering Department: Sheriff.
approve on the Consent Calendar
8. Hach Company, to provide for Hach equipment, parts and service, WW Ops Fund, contract amount \$514,000.00 (MA-PO-22-138) Regional Wastewater Reclamation
approve on the Consent Calendar
9. Jot Properties, L.L.C., Amendment No. 3, to provide for hotel shelter services, extend contract term to 12/18/22 and amend contractual language, FEMA EFSP Humanitarian Fund, contract amount \$2,800,000.00 (MA-PO-22-30) Health and Community and Workforce Development
approve
10. Virgin Pulse, Inc., to provide for Employee Wellness Service, Health Benefit Self-Insurance Fund, contract amount \$800,000.00 (MA-PO-22-137) Information Technology
approve

Transportation

11. Chevo Studios, Inc., to provide for South Houghton Road widening, artist services, Impact Fees Fund, contract amount \$216,000.00/2 year term (CT-TR-22-288)
approve on the Consent Calendar

GRANT APPLICATION/ACCEPTANCE

12. **Acceptance - Environmental Quality**
Arizona Department of Environmental Quality, to provide for the Pima County DEQ Voluntary No Drive Day/Clean Air Program, \$268,250.00 (GTAW 22-113)
approve on the Consent Calendar
13. **Acceptance - Grant Management and Innovation**
Federal Emergency Management Agency (FEMA), Emergency Food and Shelter Program (EFSP), National Board, Amendment No. 4, to provide for the FEMA, EFSP, Humanitarian Relief Fund - Advance Grant Award, \$1,600,000.00 (GTAM 22-78)
approve
14. **Acceptance - Health**
First Things First, Pima North and South Regional Partnership Councils, Amendment No. 4, to provide for the First Smiles Matter Oral Health Program and extend grant term to 6/30/23, \$760,766.00 (GTAM 22-81)
approve on the Consent Calendar
15. **Acceptance - Health**
National Association of County and City Health Officials, to provide for implementation of overdose prevention strategies at the local level, \$170,141.23 (GTAW 22-112)
approve on the Consent Calendar
16. **Acceptance - Health**
Arizona Department of Health Services, Amendment No. 1, to provide for the COVID-19 ELC Funding for K-12 School Reopening and extend grant term to 5/31/23, no cost (GTAM 22-80)
approve on the Consent Calendar

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

17. **Special Event**
- Tamara M. Middleton, St. Rita in the Desert Catholic Church, St. Rita in the Desert Parish Hall, 13260 E. Colossal Cave Road, Vail, May 7, 8, 14 and 15, 2022.
 - Thomas G. Boyle, American Patriot Memorial, Veterans Memorial Plaza/Gold Star Family Park, Tucson, May 14, 2022.
 - Javier Salomon, Flowers and Bullets, 7532 W. Hermans Road, Tucson, June 18, 2022.
- approve on the Consent Calendar**

18. **Temporary Extension**
015100018334, Craig Stephen Ivanyi, Arizona-Sonora Desert Museum,
2021 N. Kinney Road, Tucson, May 14, 2022.
approve on the Consent Calendar

ELECTIONS

19. **Cancellation of Uncontested Precinct Committeeman Races**
Staff requests cancellation of those uncontested elections for Precinct
Committeeman on the August 2, 2022 Primary Election ballot and
appointment of those who filed nomination petitions or write-in
nomination papers.
approve

FINANCE AND RISK MANAGEMENT

20. **Duplicate Warrants - For Ratification**
El Rio Santa Cruz Neighborhood Health Center, Inc. \$3,927.08; Thien
Dinh \$13,870.00; Merit Foods, L.L.C. \$560.56; Garcia Court Reporting
\$679.60; Key Consulting, Inc. \$9,145.00; Northpoint Asset Management
\$6,255.00.
approve on the Consent Calendar

TREASURER

21. **Duplicate Warrants - For Ratification**
Title Security Agency, L.L.C. \$741.78 and \$810.30
approve on the Consent Calendar

RATIFY AND/OR APPROVE

22. Minutes: April 5, 2022
approve on the Consent Calendar