

MINUTES, BOARD OF SUPERVISORS' MEETING

APRIL 10, 2012

The Pima County Board of Supervisors met in regular session at their regular meeting place in the Pima County Administration Building (Hearing Room), 130 West Congress Street, Tucson, Arizona, at 9:00 a.m. on Tuesday, April 10, 2012. Upon roll call, those present and absent were as follows:

Present:                    Ramón Valadez, Chairman  
                                 Sharon Bronson, Vice Chair  
                                 Ray Carroll, Member  
                                 Ann Day, Member  
                                 Richard Elías, Member  
                                 Robin Brigode, Clerk

1.    **INVOCATION**

To be offered by Pastor Lazlo Vega, St. James United Methodist Church.

2.    **PLEDGE OF ALLEGIANCE**

All present joined in the Pledge of Allegiance.

3.    **PAUSE 4 PAWS**

The Pima County Animal Care Center showcased an animal available for adoption.

...    **EXECUTIVE SESSION**

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, that the Board convene to Executive Session at 10:47 a.m.

4.    **RECONVENE**

The meeting reconvened at 11:18 a.m. All members were present.

5.    **CALL TO THE PUBLIC (for Executive Session item only)**

The Chairman inquired whether anyone wished to be heard on any item listed under Executive Session. The following speakers addressed the Board:

- Allyson Solomon, Tucson Metropolitan Chamber of Commerce
- Lisa Froelich, Save the Scenic Santa Ritas Coordinator
- Carolyn Campbell, Coalition for Sonoran Desert Protection Executive Director

They provided the following comments:

- Encouraged the Board of Supervisors not to intervene with the siting of the Tucson Electric Power Transmission Line for the Rosemont Mine as it would be viewed as an antibusiness posture and the tax dollars that would be spent on this matter was questioned.
- Intervention was encouraged and supported as this case would now consider the environmental aspects of the mine.

## 6. **LITIGATION**

Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Pima County's formal intervention in proceedings regarding the siting of a Tucson Electric Power Company transmission line to serve the proposed Rosemont Copper Mine.

Regina Nassen, Civil Deputy County Attorney, stated the executive session was informational and recommended direction be given that the County Attorney attend the Scheduling Conference to establish time frames for intervention and report back to the Board.

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Day and unanimously carried by a 5-0 vote to accept the County Attorney's recommendation.

## 7. **CONSENT CALENDAR:** For consideration and approval

### A. **CALL TO THE PUBLIC**

The Chairman inquired whether anyone wished to be heard on any item listed for action on the Consent Calendar. No one appeared.

### B. **APPROVAL OF CONSENT CALENDAR**

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to approve the Consent Calendar.

## **CONSENT CALENDAR ITEMS ARE AS FOLLOWS:**

### 1. **CONTRACTS AND AWARDS**

**A. Community Development and Neighborhood Conservation**

1. Family Housing Resources, Amendment No. 1, to provide for the NSP2 Consortium Funding Agreement and amend contractual language, no cost (CT-CD-12000353)

**B. County Administrator/Office of Strategic Technology Planning**

2. The Nordensson Group, L.L.C., Amendment No. 3, to provide consulting services to assist in the creation of a structure for consistent Pima County media communication and public awareness and extend contract term to 3/18/13, no cost (CT-CA-12001024)

**C. County Attorney**

3. Gabroy, Rollman and Bosse, P.C., Amendment No. 5, to provide legal services related to Town of Marana v. Pima County, C20076038, Connection/User Fee Fund, contract amount \$200,000.00 (CT-WW-12001119)

**D. Information Technology**

4. Alltel Communications Southwest Holdings, Inc., d.b.a. Verizon Wireless, Amendment No. 5, to provide a Non-Exclusive Right-of-Way Use License and amend contractual language, General Fund, contract amount \$265,230.32 revenue (CTN-IT-CMS140044)

**E. Procurement**

5. AECOM Technical Services, Inc., Amendment No. 6, to provide architectural and engineering design services for the Pima County Superior Court 8th Floor relocation and remodel services, extend contract term to 9/30/12 and amend contractual language, 1997 Bond Fund, contract amount \$10,417.00 (CT-PO-11014995-P) Facilities Management
6. Iler Group, Inc., d.b.a. GPS Fleet Solutions, Amendment No. 1, to provide GPS tracking services, extend contract term to 2/7/13 and amend contractual language, Self-Insured Trust Fund, contract amount \$397,935.00 (MA-PO-12000267) Finance and Risk Management

**2. BOARD OF SUPERVISORS**

Approval of the Board of Supervisors Meeting Schedule for the period May through August, 2012.

3. **SPECIAL EVENT LIQUOR LICENSES APPROVED PURSUANT TO RESOLUTION NO. 2002-273**

- A. Sean David Young, Parent Aid Child Abuse Prevention Center, Tucson Chinese Cultural Center, 1288 W. River Road, Tucson, April 28, 2012.
- B. Jennifer M. Lohse, Diaper Bank of Southern Arizona, Westin La Paloma, 3800 E. Sunrise Drive, Tucson, May 18, 2012.
- C. Russell L. Dillow, American Legion Post No. 7, 4300 E. Los Reales Road, Tucson, March 31, April 7, 14, 21, 28, May 5, 12 and 19, 2012.

4. **FINANCE AND RISK MANAGEMENT**

**Duplicate Warrants – For Ratification**

Lupita Cordova	\$ 140.00
Linda Huffstetler-Dearing	\$ 140.00
Servigas	\$ 392.00
Jordan Hill	\$ 250.00
Ginny Riley	\$ 150.00
Martha Gonzalez	\$ 155.00
Louis Talarico	\$ 140.00
Arizona Bag Co.	\$ 445.87
Arizona Bag Co.	\$ 243.77
John R. Lopez	\$ 140.00
William L. Eastman	\$7,127.96

5. **RECORDER**

Pursuant to Resolution No. 1993-200, ratification of the Document Storage and Retrieval Fund for the months of November and December, 2011.

6. **REAL PROPERTY**

A. **Abandonment and Exchange**

RESOLUTION NO. 2012 - 22, of the Pima County Board of Supervisors, providing for the vacation by exchange of a portion of an unnamed Public Ingress/Egress and Public Utility Easement for the fee dedication of other public right-of-way as Pima County Road Abandonment No. A-12-01 situated within Section 33, T14S, R14E, G&SRM. (District 2)

**B. Quit Claim Deed**

Quit Claim Deed to Olyver Land, L.L.C., a Delaware Limited Liability Corporation, to convey all rights, title and interest in the described property, reserving an easement for existing public sewer lines which shall continue as they exist prior to the conveyance located in Section 33, T14S, R14E, G&SRM. (District 2)

**7. PROCLAMATION**

Proclaiming April 29, 2012 through May 5, 2012, to be:

“PIMA COUNTY PEACE OFFICERS MEMORIAL WEEK”

and May 4, 2012, to be:

“PIMA COUNTY PEACE OFFICERS MEMORIAL DAY”

**8. RATIFY AND/OR APPROVE**

Minutes: March 13, 2012

**8. COUNTY ADMINISTRATOR: Need for Increased Investment in Transportation and Highway Maintenance**

Staff recommends the following five options:

- A. Allocate and appropriate to the Department of Transportation budget \$2.5 million this fiscal year and \$2.5 million next fiscal year, for a total of \$5 million, to make major repairs to arterial and collector highways as itemized in Table 5 of the report.
- B. Allocate \$5 million of the Department of Transportation fund balance for street and highway repairs as indicated in Table 6 of the report.
- C. Allocate, at the time of FY 2012/13 final budget adoption, up to \$5 million of the General Fund reserve fund balance for street and highway investment, with specific projects to be delineated and approved by the Board at the time of budget adoption.
- D. Increase the recurring General Fund transfer to the Department of Transportation budget from \$2.8 million to \$5 million for street/highway maintenance and repair, and leverage this annual appropriation through five year term bonds for pavement repair and replacement to occur in the unincorporated area street and highway system. If leveraged, an additional \$23 million would be invested in street and highway repair.
- E. Continue to request of the Arizona Legislature that it stop the annual raids on city, town and county Highway User Revenue Fund (HURF) distributions. For the County, this would result in an increase in annual revenues of approximately \$7 million; and if leveraged through short-term (five-year) borrowing, would allow an additional \$32 million to be invested in street and highway repairs in the unincorporated area.

Chuck Huckelberry, County Administrator, briefed the Board regarding the five proposed options that were recommended for the increased investment in transportation and highway maintenance.

Supervisor Bronson stated the County needed to make the investment and inquired how this would affect taxes and this year's budget.

Mr. Huckelberry stated it was the goal this year to not increase tax rates. He added that many things were contingent upon a number of actions that deal with the State Legislature and if they continued to shift costs to Pima County. It was hoped the State would not transfer the prisoner costs to the County.

Supervisor Elías agreed with the plan and questioned whether the State Legislature would begin to have public discussions regarding their budget and if they might start paying their own bills and stop diverting the money away from the County as they have been doing for the past 10 years.

Supervisor Carroll inquired about the proceeds from red light camera revenues and why they were not included.

Mr. Huckelberry reported that the monies from the red light cameras were diminishing, which showed there was significant compliance. The monies are deposited in the General Fund then reallocated to the Sheriff's Department to support law enforcement.

Supervisor Day stated that the County was facing a crisis with our roads and that we would have to rethink how the Department of Transportation should be funded. She urged voters to contact their legislators and tell them to stop balancing the State budget at the expense of local roads. She asked if the County had enough crews and equipment for all of the work.

Supervisor Carroll asked if there were job order contracts to supplement the work that will be forthcoming.

Mr. Huckelberry explained that the first \$10 million would be almost exclusively contracted and that the work could begin within days.

Chairman Valadez inquired about the time frame for implementation of the 5 recommended options.

Mr. Huckelberry responded that Items A and B would take effect immediately, Items C and D would take effect upon a budget being adopted that would allocate funds from the General Fund to the Department of Transportation. Item E could not be implemented as current legislation continued HURF diversions.

The following speakers addressed the Board:

- Jay DeAngeli, Oracle Foothills Neighborhood
- Mike Hellon, Save our Streets Coalition
- Ramon A. Gaanderse, Tucson Utility Contractors Association President
- Steve Hildebrand

They provided the following comments:

- The Board was thanked for bringing this item back so promptly. The neighborhood was happy as the County had just recently filled 100 pot holes.
- Neighborhoods are very aware of the cost shifts of the State Legislature and they believe it will not be resolved until the voters go to the polls.
- Save our Streets was behind the Board and they are committed to write to their legislators about diverting HURF funds.
- The public needed to pay attention to how the State was balancing their budget.
- The road contractors fully supported Pima County's direction on this issue and are ready to get to work.
- Patches are just band-aid repairs and more expensive in the long run.

Supervisor Elías expressed his concern that the shifting of funds would take a toll on the human programs which were funded by the County.

On consideration, it was moved by Supervisor Day, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to approve the 5 recommended options and direct a report accompany the 2012/2013 Budget Transmittal that would provide additional options for increased funding, both one time and reoccurring, for the Department of Transportation.

9. **COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION**

RESOLUTION NO. 2012 - 23, of the Pima County Board of Supervisors, modifying the budget of the U.S. Department of Housing and Urban Development Annual Action Plan 2008/2009, in order to modify the Homeless Prevention and Rapid Re-Housing Program.

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Day and unanimously carried by a 5-0 vote, to adopt Resolution 2012 – 23.

10. **FINANCE AND RISK MANAGEMENT**

RESOLUTION NO. 2012- 24, of the Board of Supervisors, providing for the issuance and sale of not exceeding \$37,000,000.00 principal amount of Pima County, Arizona, Street and Highway Revenue Bonds, Series 2012; providing for the payment of the 2012 Bonds; providing terms, covenants and conditions concerning the 2012 Bonds; providing for the sale thereof by means of an online bidding process; authorizing and directing the refunding of certain outstanding bonds and the execution and delivery of documents and further actions relating to the issuance of the 2012 Bonds; and appointing an initial bond registrar and paying agent for the 2012 Bonds.

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Day and unanimously carried by a 5-0 vote, to adopt Resolution 2012 – 24.

## 11. COUNTY ADMINISTRATOR

### **Establishment of a Bond Program Audit Committee**

Staff recommends a Bond Program Audit Committee be established, that the member appointments be ratified no later than May 1, 2012, and that staff be directed to fully cooperate with the Auditor General's Office concerning the audit.

Chuck Huckelberry, County Administrator, explained the need to establish a Bond Program Audit Committee due to the action of the State Legislature.

Lawrence Hecker, Chairman of the Pima County Bond Committee, addressed the Board and stated that the Bond Committee was required meet two times a year, review and consider all potential bond projects and to develop a Bond Package to present to the Board of Supervisors. He said the Committee was comprised of volunteers that presented the entire region and he felt that all the needs of the varying jurisdictions had been equally considered during deliberations. He did not recall that any jurisdiction had voiced opposition. Mr. Hecker introduced the other committee members that were present.

The following individual addressed the Board:

- Nancy Young Wright

Her comments were:

- There were individuals in the State Legislature that worked hard for Pima County.
- Pima County was a good example of a successful Bond Program.

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Day and unanimously carried by a 5-0 vote, to approve the recommendations.

## 12. CONTRACTS

### A. Health Department

Arizona Board of Regents, University of Arizona, Amendment No. 2, to provide for the Communities Putting Prevention to Work Team Projects, extend contract term to 6/18/12 and amend contractual language, HHS/CDC Grant and ARRA 2009 Funds, contract amount \$1,373,835.00 (CT-HD-12001597)

**B. Transportation**

Arizona Department of Transportation, Amendment No. 1, to provide for the Pima County Safe Routes to Schools Project and extend contract term to 6/1/12, no cost (CTN-TR-12000548)

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Day and unanimously carried by a 5-0 vote, to approve the contracts.

**13. BOARDS, COMMISSIONS AND/OR COMMITTEES**

**A. Bond Advisory Committee**

Appointment of Dan Sullivan to fill the vacancy created by Pat Benchik. Term expiration: 4/30/18. (District 2)

**B. Canoa Ranch Community Trust/Oversight Committee**

Appointment of Dr. Jay St. John to fill an existing vacancy. No term expiration. (Staff recommendation)

**C. Conservation Acquisition Commission**

Reappointment of Trevor Hare. Term expiration: 4/30/2020. (District 2)

**D. Board of Health**

Appointment of Rene Gastelum to fill an existing vacancy. Term expiration: 4/30/16. (District 2)

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Day and unanimously carried by a 5-0 vote, to approve the appointments/reappointments.

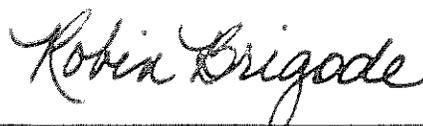
**14. CALL TO THE PUBLIC**

The Chairman inquired whether anyone wished to be heard. No one appeared.

**15. ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 11:23 a.m.

ATTEST:

  
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CLERK

  
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CHAIRMAN