



Cochise County Board of Supervisors

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ANN ENGLISH
Chairman
District 2

PATRICK G. CALL
Vice-Chairman
District 1

PEGGY JUDD
Supervisor
District 3

EDWARD T. GILLIGAN
County Administrator

ARLETHE G. RIOS
Clerk of the Board

AGENDA FOR REGULAR BOARD MEETING

Tuesday, March 13, 2018 at 10:00 AM

BOARD OF SUPERVISORS HEARING ROOM
1415 MELODY LANE, BUILDING G, BISBEE, AZ 85603

ANY ITEM ON THIS AGENDA IS OPEN FOR DISCUSSION AND POSSIBLE ACTION

PLEDGE OF ALLEGIANCE

THE ORDER OR DELETION OF ANY ITEM ON THIS AGENDA IS SUBJECT TO MODIFICATION AT THE MEETING

ROLL CALL

Members of the Cochise County Board of Supervisors will attend either in person or by telephone, video or internet conferencing.

The Board may permit public comment during the discussion of any item on this agenda. If you wish to be heard on a specific item, please sign up to be heard using the 'Specific Item' on the speaker form provided, and please list the item about which you wish to be heard. Persons will be permitted three minutes to speak.

Note that some attachments may be updated after the agenda is published. This means that some presentation materials displayed at the Board meeting may differ slightly from the attached version.

CALL TO THE PUBLIC

This is the time for the public to comment. Members of the Board may not discuss items that are not specifically identified on the agenda.

PRESENTATION

Present a Fair Housing Proclamation and proclaim April 2018 as Fair Housing Month in Cochise County.

CONSENT

Board of Supervisors

1. Approve the Minutes of the regular meeting of the Board of Supervisors of February 27, 2018.
2. Approve letter appointing Mr. Ed Gilligan, in his capacity as County Administrator, to the Arizona Counties Insurance Pool (ACIP) Board of Trustees.

3. Approve amendment to the committee appointments for members of the Board of Supervisors and executive staff for the 2017-18 Fiscal Year and approve continuing annual memberships for 2017-18, with payment of associated dues as described herein.
4. Approve revisions to the Cochise County Toilet Rebate Program regarding certain restrictions to Cochise County applicants within the Sierra Vista Sub-watershed of the San Pedro River; and deleting eligibility requirements for 501(c)3 non-profit water conservation organizations.

Community Development

5. Approve an addendum of an approved Intergovernmental Agreement (IGA) with the Arizona Department of Housing Office of Manufactured Housing to enforce installation standards for manufactured housing and factory-built buildings for the City of Tombstone for a five-year term, effective December 20, 2016.
6. Approve the County Engineer's recommendation to establish a portion of Linda Vista Lane as a County Highway and schedule a public hearing for April 10, 2018.

Finance

7. Approve demands and budget amendments for operating transfers.

Housing Authority

8. Approve a Fair Housing Proclamation to proclaim April 2018 as Fair Housing Month in Cochise County.

ACTION

Board of Supervisors

9. Adopt the Strategic Plan for Cochise County for 2017-2020.

Health & Social Services

10. Approve contract amendment: ADHS15-096693:2, Health Start Program, between the Arizona Department of Health Services, Bureau of Women's & Children's Health, and Cochise Health & Social Services to extend the contract period from July 1, 2018 through June 30, 2019.
11. Approve amendment No. 107-18-1 to the SEAGO-Area Agency on Aging Grant for FY17-18, Contract #107-18 for Case Management and Family Caregiver Services between SEAGO and Cochise Health and Social Services which changes the new total grant award from \$180,063 to \$195,063 for the period of July 1, 2017 through June 30, 2018.

Housing Authority

12. Approve the Housing Opportunities for Persons With AIDS (HOPWA) Notice of Grant Award in the amount of \$611,584 for program administration by the Housing Authority of Cochise County during the period of March 1, 2018 to February 28, 2021.

Human Resources

13. Approve the funding for the proposed schedule of benefits and rates adopted by the Cochise Combined Trust for fiscal year 2018-2019.
14. Adopt Resolution 18-02 revising the Cochise County Compensation Policy.

STATE & FEDERAL LEGISLATION

15. Discussion and possible action regarding state and federal legislative matters, including but not limited to the items in the attached County Supervisors Association Legislative Policy Committee Agenda, the Arizona Association of Counties (AACo) Committee Agenda and the proposed State budget.

REPORT BY EDWARD T. GILLIGAN COUNTY ADMINISTRATOR -- RECENT AND PENDING COUNTY MATTERS

SUMMARY OF CURRENT EVENTS

Report by District 1 Supervisor, Patrick Call

Report by District 2 Supervisor, Ann English

Report by District 3 Supervisor, Peggy Judd

Pursuant to the Americans with Disabilities Act (ADA), Cochise County does not, by reason of a disability, exclude from participation in or deny benefits or services, programs or activities or discriminate against any qualified person with a disability. Inquiries regarding compliance with ADA provisions, accessibility or accommodations can be directed to Chris Mullinax, Safety/Loss Control Analyst at (520) 432-9720, FAX (520) 432-9716, TDD (520) 432-8360, 1415 Melody Lane, Building F, Bisbee, Arizona 85603.

Cochise County Board of Supervisors
1415 Melody Lane, Building G Bisbee, Arizona 85603
520-432-9200 520-432-5016 fax board@cochise.az.gov

Regular Board of Supervisors Meeting		Presentations / Special Events	
		Board of Supervisors	
Meeting Date:	03/13/2018		
Fair Housing Proclamation 2018			
Submitted By:	Anita Baca, Housing Authority		
Department:	Housing Authority		
Presentation:	No A/V Presentation	Recommendation:	Approve
Document Signatures:	BOS Signature Required	# of ORIGINALS Submitted for Signature:	2
NAME of PRESENTER:	na	TITLE of PRESENTER:	na
Docket Number (If applicable):			
Mandated Function?:	Federal or State Mandate	Source of Mandate or Basis for Support?:	24 CFR Part 100

Information

Agenda Item Text:

Present a Fair Housing Proclamation and proclaim April 2018 as Fair Housing Month in Cochise County.

Background:

The Fair Housing Proclamation insures compliance with certifications to affirmatively further fair housing in relation to State housing funds (CDBG, HOME, HUD rental assistance, etc.) that are received on a regular basis by Cochise County.

Department's Next Steps (if approved):

Post proclamation appropriately at the Board of Supervisors bulletin board and at the Housing Authority office.

Impact of NOT Approving/Alternatives:

n/a

To BOS Staff: Document Disposition/Follow-Up:

n/a

Attachments

2018 Fair Housing Proclamation

Board of Supervisors

Regular Board of Supervisors Meeting

Meeting Date: 03/13/2018

Minutes

Submitted By: Arlethe Rios, Board of Supervisors

Department: Board of Supervisors

Presentation: No A/V Presentation

Document Signatures:

Recommendation:

of ORIGINALS

Submitted for Signature:

NAME n/a

TITLE n/a

of PRESENTER:

of PRESENTER:

Mandated Function?:

Source of Mandate
or Basis for Support?:

Information

Agenda Item Text:

Approve the Minutes of the regular meeting of the Board of Supervisors of February 27, 2018.

Background:

Minutes

Department's Next Steps (if approved):

Signed minutes routed for processing and posted on the internet.

Impact of NOT Approving/Alternatives:

n/a

To BOS Staff: Document Disposition/Follow-Up:

Scan to OnBase and File.

Budget Information

*Information about available funds*Budgeted: ☐Funds Available: ☐

Amount Available:

Unbudgeted: ☐Funds NOT Available: ☐Amendment: ☐

Account Code(s) for Available Funds

1:

Fund Transfers

Attachments

Minutes

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS
REGULAR MEETING HELD ON
Tuesday, February 27, 2018**

A regular board meeting of the Cochise County Board of Supervisors was held on Tuesday, February 27, 2018 at 10:00 a.m. in the Board of Supervisors' Hearing Room, 1415 Melody Lane, Building G, Bisbee, Arizona.

Present: Ann English, Chairman; Patrick G. Call, Vice-Chairman; Peggy Judd, Member
Staff Edward T. Gilligan, County Administrator; Elda Orduno, Civil Deputy County Attorney;
Present: Arlethe G. Rios, Clerk of the Board

Chairman English called the meeting to order at 10:00 a.m.

ANY ITEM ON THIS AGENDA IS OPEN FOR DISCUSSION AND POSSIBLE ACTION

PLEDGE OF ALLEGIANCE

THE ORDER OR DELETION OF ANY ITEM ON THIS AGENDA IS SUBJECT TO MODIFICATION AT THE MEETING

CALL TO THE PUBLIC

Chairman English opened the call to the public.

No one chose to speak and Chairman English closed the call to the public.

This is the time for the public to comment. Members of the Board may not discuss items that are not specifically identified on the agenda.

PRESENTATION

Presentation by Ms. Vada Phelps, Executive Director, Arizona @ Work, Southeastern Arizona regarding the highlights of the annual plan.

Ms. Phelps went over the annual plan and thanked County staff for their support of the program. She stated that the program had clean audits and was a low risk auditee, which is good for all three County partners. She noted that once a year a strategic plan workshop was held and invited the board to attend. She said she would be reaching out to the three county managers to set up a meeting. She also shared success stories of program participants and said that she was concerned about funding, but hopes that funding will come through and appreciated the support of the County.

Chairman English said it was important for the County to support programs that help people find jobs.

The Board thanked Ms. Phelps for the presentation and update.

CONSENT

Board of Supervisors

1. Approve the Minutes of the regular meeting of the Board of Supervisors of February 13, 2018.
2. Approve the appointment of Ms. Linda J. Olsen and reappointment of Mr. Edward Borgnaes to the Pollution Control Corporation of the County of Cochise, for a six year term expiring on February 2, 2024, as requested in correspondence from the Pollution Control Corporation.

County Sheriff

3. Approve the contract amendment with the Arizona Department of Corrections Agreement #18-043-23 Correctional Officer Certification Training.

Court Administration

4. Approve the acceptance of the AOC Court Security Improvement Grant; AOC Administrative Order 2017-15 in the amount of \$31,077 to make necessary upgrades to several court facilities for cameras and ballistic windows for the customer service area of the Bisbee Justice Court.

Elections

5. Approve the appointment of precinct committee member for the Democratic Party upon the recommendation of the Party Chair, Debbie Hickman.
Precinct: 35 SV MOSON, Christie Brown.

Finance

6. Approve demands and budget amendments for operating transfers. Warrants Nos. 23814-24104 were issued in the amount of \$843,210.36.

Pursuant to A.R.S. §11-217(C), the published minutes shall include all demands and warrants approved by the Board in excess of one thousand dollars except that multiple demands and warrants from a single supplier or individual under one thousand dollars whose cumulative total exceeds one thousand dollars in a single reporting period shall also be published. The voided warrants are listed below. Issued warrants are listed as an attachment at the end of the minutes

Vice-Chairman Call moved to approve items 1-6 on the consent agenda. Supervisor Judd seconded the motion and it carried unanimously.

PUBLIC HEARINGS

Board of Supervisors

7. Approve an Interim Permit/Location Transfer liquor license application for a series #6 (Bar) license submitted by Ms. Pamela Karen Cohen for The Thirsty Lizard, LLC, located at 5838 W. Double Adobe Road, Mc Neal, Arizona 85617.

Ms. Arlethe Rios, Clerk of the Board, presented this item. Ms. Rios said the Sheriff's Office did not have a recommendation and that the Planning and Zoning Department had recommended approval. The Environmental Health Division noted that they would contact the applicant regarding any permits needed for the approval of the liquor license; the Treasurer's Office noted that the property taxes are current. The Board staff recommended approval.

Chairman English opened the public hearing.

No one chose to speak and Chairman English closed the public hearing.

Supervisor Judd moved to approve an Interim Permit/Location Transfer liquor license application for a series #6 (Bar) license submitted by Ms. Pamela Karen Cohen for The Thirsty Lizard, LLC, located at 5838 W. Double Adobe Road, Mc Neal, Arizona 85617. Vice-Chairman Call seconded the motion.

Chairman English called for the vote and it was approved 3-0.

Community Development

8. Adopt Zoning Ordinance 18-02 approving Docket Z-18-02 amending certain zoning district boundaries from RU-4 (rural, one dwelling per four acres) to RU-2 (rural, one dwelling per two acres), pursuant to the application of Jim Colville.

Mr. Robert Kirschmann, Planner II, presented this item using a PowerPoint presentation. Mr. Kirschmann gave the background, showed a map and pictures of the location.

He presented the

Factors in Favor of Approval:

1. Allowing the request would be in keeping with the character of the existing development in the area and create a buffer between the small subdivision lots and larger RU-4 zoned parcels;
2. The Comprehensive Plan policies prescribe a low density of residential development in this area to protect the current character of the neighborhood, and the request would facilitate such a density; and
3. Four letters of support have been received.

Factors Against Approval:

1. A revised conceptual plan has not been provided to show how the parcels will ultimately be configured.

Mr. Kirschmann stated that based on the factors in favor of approval staff recommends conditional approval of the rezoning request, subject to the following conditions:

1. The Applicant shall provide the County with a signed Acceptance of Conditions and a Waiver of Claims form arising from ARS Section 12-1134 signed by the property owner of the subject property within thirty (30) days of Board of Supervisors approval of the rezoning; and

2. It is the Applicants' responsibility to obtain any additional permits, or meet any additional conditions, that may be applicable to the proposed use pursuant to other federal, state, or local laws or regulations; and
3. The parcel shall not be split into more than two parcels.

Vice-Chairman Call asked if it had been unanimously approved by the Planning and Zoning Commission.

Mr. Kirshmann said that it had.

Chairman English opened the public hearing.

No one chose to speak and Chairman English closed the public hearing.

Vice-Chairman moved to adopt Zoning Ordinance 18-02 approving Docket Z-18-02 amending certain zoning district boundaries from RU-4 (rural, one dwelling per four acres) to RU-2 (rural, one dwelling per two acres), pursuant to the application of Jim Colville. Supervisor Judd seconded the motion.

Chairman English called for vote and it was approved 3-0.

9. Adopt Zoning Ordinance 18-01 approving Docket Z-18-01 amending certain zoning district boundaries from R-9 (residential; one dwelling per 9,000 square feet) to GB (general business), pursuant to the application of Maby C. Pena and Ricardo Andres Pena Cruz.

Mr. Peter Gardner, Planner I, presented this item using a PowerPoint presentation. Mr. Gardner gave the background, showed a map of the location, and pictures of the area. He noted that there were concerns about traffic and discussed the proposed solution by showing the suggested routes for traffic.

He presented the

Factors in Favor of Approval:

1. Allowing the request would be in keeping with the character of the existing development in the area;
2. The Comprehensive Plan policies prescribe developing areas to grow towards build-out. This request would infill a large undeveloped area, indicating the direction of future development;
3. The request will continue an existing effort to replace and revitalize distressed or vacant properties with conforming development;
4. Two letters of support have been received.

Factors Against Approval:

1. The rezoning will create a land use with more neighborhood impacts than would be permitted under the existing zoning; and
2. There is a potentially unsound bridge along one potential access route to the site; and
3. Five letters of opposition have been received

Chairman English asked if the existing homes on the parcel owned by the applicant.

Mr. Gardner said that they were not and they would be removed as they were vacated.

He stated that based on the factors in favor of approval, staff recommended conditional

approval of the rezoning request, subject to the following conditions and modification:

1. The Applicant shall provide the County with a signed Acceptance of Conditions and a Waiver of Claims form arising from ARS Section 12-1134 signed by the property owner of the subject property within thirty (30) days of Board of Supervisors approval of the rezoning; and
2. It is the Applicants' responsibility to obtain any additional permits, or meet any additional conditions, that may be applicable to the proposed use pursuant to other federal, state, or local laws or regulations; and
3. The Applicant shall direct truck traffic along the route designated above.

Modification - The existing homes may maintain a ten-foot setback from property lines.

Chairman English opened the public hearing.

No one chose to speak and Chairman English closed the public hearing.

Supervisor Judd moved to adopt Zoning Ordinance 18-01 approving Docket Z-18-01 amending certain zoning district boundaries from R-9 (residential; one dwelling per 9,000 square feet) to GB (general business), pursuant to the application of Maby C. Pena and Ricardo Andres Pena Cruz. Vice-Chairman Call seconded the motion.

Chairman English asked how the truck route outlined would be enforced.

Mr. Gardner said that the Sheriff's Office could handle enforcement.

Chairman English called for the vote and it was approved 3-0.

ACTION

Board of Supervisors

10. Approve license agreement between Cochise County and the City of Bisbee for use of space in the Melody Lane Complex in the amount of \$4,200 on a monthly basis until the City can move to a permanent location.

Mr. Ed Gilligan, County Administrator, presented this item. Mr. Gilligan explained the reason for the agreement and added that the agreement was designed to reimburse the County for the services provided in support of the city. He stated that based on local market value the County would be charging the city \$1/square foot for commercial space.

Vice-Chairman Call asked if the contract was open ended.

Mr. Gilligan said that the contract was open ended, but assured Vice-Chairman Call that the city was looking for other locations to permanently set up their offices.

Chairman English said that the city would need time to look at a building they would be able to afford and noted that the contract did have a 30 day notice of termination if either party wanted to cancel.

Vice-Chairman Call asked if Mr. Gilligan had any plans to move the city into a specific area of the County that could be their temporary space, but provide an individual space for them to operate out of.

Mr. Gilligan said he had entertained that idea and would be working to assess available space for discussion with the city.

Supervisor Judd asked if the compensation would date back to when the city moved into the County building.

Mr. Gilligan said it would date back to November 1, 2017.

Vice-Chairman Call moved to approve license agreement between Cochise County and the City of Bisbee for use of space in the Melody Lane Complex in the amount of \$4,200 on a monthly basis until the City can move to a permanent location. Supervisor Judd seconded the motion.

Chairman English called for the vote and it was approved 3-0.

11. Approve the over-the-counter sale of tax deed properties as set forth in the attached Exhibit A, plus related administrative fees.

Ms. Rios presented this item. She said that there had been one bid received for six parcels for a total sale of \$1,077 (\$1,002 for the bid and \$75 for the administrative fees).

Vice-Chairman Call moved to approve the over-the-counter sales of tax deed properties as set forth in the attached Exhibit A, plus related administrative fees. Supervisor Judd seconded the motion.

Chairman English called for the vote and it was approved 3-0.

STATE & FEDERAL LEGISLATION

12. Discussion and possible action regarding state and federal legislative matters, including but not limited to the items in the attached County Supervisors Association (CSA) Legislative Policy Committee (LPC) Agenda, the Arizona Association of Counties (AACo) Committee Agenda and the proposed State budget.

Ms. Cathy Traywick, County Treasurer and AACo representative, presented legislative proposals for AACo and noted she would be attending the National Association of Counties (NACo).

Chairman English said that the LPC had not supported a Highway User Revenue Fund (HURF) legislation due to its negative impact on larger counties as the mission of CSA was to insure all counties are treated fairly.

REPORT BY EDWARD T. GILLIGAN COUNTY ADMINISTRATOR -- RECENT AND PENDING COUNTY MATTERS

Mr. Gilligan stated he had been appointed to serve as the vice-chairman of the Arizona Counties Insurance Pool (ACIP) Board of Trustees and would be traveling to a conference for board members of insurance pools next week in California.

SUMMARY OF CURRENT EVENTS

Report by District 1 Supervisor, Patrick Call

Vice-Chairman Call said he would be attending the Arizona Border Counties Coalition (ABCC) meeting in Tucson.

Report by District 2 Supervisor, Ann English

Chairman English deferred her report.

Report by District 3 Supervisor, Peggy Judd

Supervisor Judd said she would be doing a highway tour with Mr. Marty Haverty to review the roads in her district.

Chairman English adjourned the meeting at 10:56 a.m.

APPROVED:

Ann English, Chairman

ATTEST:

Arlthe G. Rios, Clerk of the Board

C Co. Demands 2.27.18

23704	02/08/2018	AFLAC	\$10,459.87	23779	02/08/2018	Richardsons Remembrance Ctr.	\$1,000.00
23705	02/08/2018	Alex Espinosa's Bisbee Funeral Home	\$788.00	23780	02/08/2018	Roberts, Kevin	\$100.00
23706	02/08/2018	AZ Department of Corrections	\$144.00	23781	02/08/2018	Rogers-Encinas, Maria M	\$100.00
23707	02/08/2018	AZ Department of Environmental Quality	\$7,575.00	23782	02/08/2018	Ross, Ramiro	\$58.69
23708	02/08/2018	AZ Medical Waste, LLC	\$298.88	23783	02/08/2018	Rutherford, Marc	\$100.00
23709	02/08/2018	AZ Police Psychology, PLLC	\$375.00	23784	02/08/2018	Schiff, Laurence	\$2,800.00
23710	02/08/2018	AZ Public Service - APS	\$5,436.96	23785	02/08/2018	Schlesinger, Aaron	\$4,255.60
23711	02/08/2018	AZ Secretary of State-Election Office Manager	\$574.85	23786	02/08/2018	Sierra Vista Builders Supply	\$59.42
23712	02/08/2018	AZ State Land Department	\$71.69	23787	02/08/2018	Sierra Vista NAPA	\$1,409.94
23713	02/08/2018	AZ State Prison Complex	\$2,399.45	23788	02/08/2018	Snyder, Gregg A	\$1,000.00
23714	02/08/2018	AZ Water Company	\$26.18	23789	02/08/2018	SourceHOV	\$209.32
23715	02/08/2018	AZ Water Company	\$1,128.77	23790	02/08/2018	Southwest Disposal LC	\$105.26
23716	02/08/2018	Azam, Syed T.	\$1,250.00	23791	02/08/2018	Southwest Gas Corp.	\$1,089.48
23717	02/08/2018	B & D Lumber and Hardware	\$112.01	23792	02/08/2018	Sparkletts	\$51.24
23718	02/08/2018	B-R Constructors, Inc.	\$26,572.75	23793	02/08/2018	Stericycle Inc.	\$1,245.75
23719	02/08/2018	Barnett's Towing LLC	\$614.00	23794	02/08/2018	Sulphur Springs Valley Electric Coop., Inc.	\$373.03
23720	02/08/2018	Benson, City of	\$294.15	23795	02/08/2018	Sulphur Springs Valley Electric Coop., Inc.	\$665.37
23721	02/08/2018	Big Tow, The	\$933.00	23796	02/08/2018	The Bisbee Observer LLC	\$167.19
23722	02/08/2018	Bisbee NAPA	\$1,375.85	23797	02/08/2018	Trinity Services Group, Inc.	\$49,810.77
23723	02/08/2018	Blueberry Cafe	\$164.43	23798	02/08/2018	UHS of Tucson, LLC dba Palo Verde Beh. Hlth	\$180.00
23724	02/08/2018	BNR Paving Company	\$12,996.00	23799	02/08/2018	Valley Telephone Coop., Inc.	\$478.05
23725	02/08/2018	Bowie Water Improvement District	\$90.96	23800	02/08/2018	Valley Telephone Coop., Inc.	\$36.08
23726	02/08/2018	Bradley R Johnson MD PLLC	\$500.00	23801	02/08/2018	VCA Apache Animal Hospital	\$86.64
23727	02/08/2018	Bug-Wiser Exterminating, Inc.	\$949.00	23802	02/08/2018	Verizon Wireless	\$1,919.35
23728	02/08/2018	Cable One	\$160.94	23803	02/08/2018	Vlahovich, James	\$260.00
23729	02/08/2018	Cable One	\$118.99	23804	02/08/2018	Waste Mgmt. of AZ, Inc.	\$324.21
23730	02/08/2018	Cardinal Health Inc.	\$401.57	23805	02/08/2018	Waxie Sanitary Supply	\$1,467.72
23731	02/08/2018	CenturyLink	\$155.89	23806	02/08/2018	Waxie Sanitary Supply	\$1,635.38
23732	02/08/2018	CenturyLink	\$6,030.95	23807	02/08/2018	Wells, Doris K.	\$1,190.00
23733	02/08/2018	CenturyLink	\$30.76	23808	02/08/2018	Westlawn Chapel & Mortuary	\$667.50
23734	02/08/2018	Chavez, Pete	\$100.00	23809	02/08/2018	Wick Communications	\$20.50
23735	02/08/2018	Cintas Corp. No. 445	\$204.08	23810	02/08/2018	Willcox Auto Parts Inc.	\$475.92
23736	02/08/2018	Cintas Fire Protection	\$6,927.73	23811	02/08/2018	Willcox, City of	\$2,010.89
23737	02/08/2018	City of Sierra Vista	\$4,113.69	23812	02/08/2018	Brown & White Inc	\$20,739.28
23738	02/08/2018	Cloud, Shelly R.	\$250.00	23813	02/08/2018	Cochise County Adult Probation	\$1,080.00
23739	02/08/2018	Cochise County Justice Court #5	\$142.93	23814	02/13/2018	Amazon.com LLC	\$100.82
23740	02/08/2018	Cochise Supplies, Inc.	\$27.77	23815	02/13/2018	AZ Department of Corrections	\$12.00
23741	02/08/2018	Cooke, Stephen R.	\$285.00	23816	02/13/2018	Aztec Welding Supply Company	\$114.96
23742	02/08/2018	Copygraphix Inc.	\$25,696.10	23817	02/13/2018	Baker & Taylor, LLC	\$972.44
23743	02/08/2018	Dell Marketing LP	\$6,362.93	23818	02/13/2018	Becker, Judith V. Ph.D.	\$1,750.00
23744	02/08/2018	Deneke, Buffy	\$492.80	23819	02/13/2018	Bisbee Police Department	\$11,603.52
23745	02/08/2018	Direct TV	\$34.99	23820	02/13/2018	Boyd Equipment Ctr.	\$498.00
23746	02/08/2018	Donald G Manring & Helen L Manring	\$500.00	23821	02/13/2018	Cengage Learning, Inc.	\$182.33
23747	02/08/2018	Douglas, City of	\$1,077.03	23822	02/13/2018	Culligan of Tucson	\$62.99
23748	02/08/2018	Eichelberger, Dan	\$225.00	23823	02/13/2018	Culligan of Tucson	\$219.65
23749	02/08/2018	Elfrida Water Improvement District	\$74.51	23824	02/13/2018	Deluxe Business Forms	\$118.30
23750	02/08/2018	English, Ann S.	\$905.80	23825	02/13/2018	Deneke, Buffy	\$10.50
23751	02/08/2018	Gomez, Mary Conlogue	\$370.00	23826	02/13/2018	Election Systems & Software LLC	\$4,110.71
23752	02/08/2018	Granite Construction Company	\$3,683.68	23827	02/13/2018	Empire Southwest LLC	\$9,967.82
23753	02/08/2018	Green, Patty J.	\$250.00	23828	02/13/2018	EZ Messenger	\$60.00
23754	02/08/2018	Gruhn, Sylvia Diane	\$150.00	23829	02/13/2018	Interstate Battery	\$75.97
23755	02/08/2018	Gulliver, Victor	\$65.00	23830	02/13/2018	OCLC Online Computer Library Ctr., Inc.	\$801.57
23756	02/08/2018	Harper, Vicky	\$250.00	23831	02/13/2018	Pima County	\$117,000.00
23757	02/08/2018	Harrington, Amanda E.	\$248.00	23832	02/13/2018	Preventronics	\$506.66
23758	02/08/2018	Hatfield Funeral Home	\$2,100.00	23833	02/13/2018	Prudential Overall Supply	\$269.32
23759	02/08/2018	Houston, Bruce	\$442.65	23834	02/13/2018	Purcell Tire & Rubber Company	\$14,743.17
23760	02/08/2018	Howard, Katie A	\$270.00	23835	02/13/2018	RWC International, LTD	\$715.16
23761	02/08/2018	IronHawk Elevator LLC	\$816.00	23836	02/13/2018	Schlesinger, Aaron	\$17.50
23762	02/08/2018	Jensen's Sierra Vista Mortuary	\$640.00	23837	02/13/2018	Senergy Petroleum LLC	\$35,134.69
23763	02/08/2018	JJ Keller & Associates, Inc.	\$1,050.72	23838	02/13/2018	Sulphur Springs Valley Electric Coop., Inc.	\$709.56
23764	02/08/2018	Johnson, Dennis	\$100.00	23839	02/13/2018	The Bisbee Observer LLC	\$53.82
23765	02/08/2018	Jones, Dale	\$117.81	23840	02/13/2018	Thomson West	\$1,162.67
23766	02/08/2018	Judd, Peggy S.	\$848.65	23841	02/13/2018	Tri County Equipment & Repair	\$263.30
23767	02/08/2018	Keefe Commissary Network, LLC	\$2,465.25	23842	02/13/2018	Truck & Trailer Parts, Inc.	\$343.47
23768	02/08/2018	Little Caesars	\$35.37	23843	02/13/2018	United Truck & Equipment	\$1,136.22
23769	02/08/2018	Madrid, Isabel V	\$250.00	23844	02/13/2018	Verizon Wireless	\$10,881.63
23770	02/08/2018	Morin, Barth	\$90.00	23845	02/13/2018	Waxaholics	\$450.00
23771	02/08/2018	Murphy, Cindy	\$33.61	23846	02/13/2018	Wick Communications	\$13,920.14
23772	02/08/2018	NCS Pearson, Inc.	\$199.00	23847	02/13/2018	WIST Office Products Co	\$133.70
23773	02/08/2018	NI Government Services Inc	\$221.18	23848	02/13/2018	AZ Secretary of State	\$43.00
23774	02/08/2018	Nugent, Glenda	\$215.00	23849	02/13/2018	Bowie Chamber of Commerce	\$25.00
23775	02/08/2018	OnTarget Jobs, Inc	\$500.00	23850	02/13/2018	Sullivan, William R. MD PLLC	\$75.00
23776	02/08/2018	Patten, Elizabeth J.	\$33.48	23851	02/15/2018	A Check America	\$273.25
23777	02/08/2018	Porta-Pot	\$750.75	23852	02/15/2018	Address Data Services, Inc.	\$625.00
23778	02/08/2018	RevolutionaryText, LLC	\$1,625.00	23853	02/15/2018	Andrew, Kathryn M	\$81.00
				23854	02/15/2018	AZ Association of Superior Court Clerks	\$150.00
				23855	02/15/2018	AZ Department of Corrections	\$684.72

23856	02/15/2018	AZ Department of Corrections ASPC-Tucson	\$58.85	23934	02/15/2018	Stericycle Inc.	\$235.57
23857	02/15/2018	AZ Department of Economic Security	\$6,914.14	23935	02/15/2018	Streitfeld, Stephen V. MD PC	\$500.00
23858	02/15/2018	AZ Public Service - APS	\$214.66	23936	02/15/2018	Sulphur Springs Valley Electric Coop., Inc.	\$4,750.72
23859	02/15/2018	AZ State Law Journal	\$65.00	23937	02/15/2018	Sulphur Springs Valley Electric Coop., Inc.	\$274.26
23860	02/15/2018	AZ State Prison Complex	\$1,203.11	23938	02/15/2018	Sulphur Springs Valley Electric Coop., Inc.	\$931.94
23861	02/15/2018	AZ Supreme Court	\$20,552.50	23939	02/15/2018	SunEdison Services	\$6,806.67
23862	02/15/2018	AZ Water Company	\$146.02	23940	02/15/2018	SWCA , Incorporated	\$2,237.86
23863	02/15/2018	Bank of America	\$115,183.96	23941	02/15/2018	Thomson West	\$1,270.27
23864	02/15/2018	Banner-University Physicians Healthcare, Inc.	\$500.00	23942	02/15/2018	Tucson Tallow Co., Inc.	\$375.00
23865	02/15/2018	Bear Cat Manufacturing, Inc.	\$568.79	23943	02/15/2018	Valley Perinatal Services, LLC	\$198.40
23866	02/15/2018	Benson, City of	\$145.50	23944	02/15/2018	Verizon Wireless	\$7,084.03
23867	02/15/2018	BI Incorporated	\$663.04	23945	02/15/2018	Vision Business Products	\$203.79
23868	02/15/2018	Bisbee, City of (Ambulance)	\$1,979.39	23946	02/15/2018	Waxie Sanitary Supply	\$3,758.55
23869	02/15/2018	Botero, Orlando	\$100.00	23947	02/15/2018	Welch, Sharon A	\$106.92
23870	02/15/2018	Bowie Water Improvement District	\$69.48	23948	02/15/2018	WestLand Resources, Inc.	\$1,120.00
23871	02/15/2018	Bradley R Johnson MD PLLC	\$500.00	23949	02/15/2018	Wick Communications	\$470.76
23872	02/15/2018	Butler, Steven R	\$64.24	23950	02/15/2018	Young, Chris D	\$100.00
23873	02/15/2018	Canyon Vista Medical Ctr.	\$2,700.00	23951	02/15/2018	Banning Creek Enterprises, LLC	\$5,870.40
23874	02/15/2018	Ctr. for Disease Detection, LLC	\$1,332.00	23952	02/15/2018	Cochise County Sheriff's Department	\$1,756.81
23875	02/15/2018	CenturyLink	\$66.29	23953	02/15/2018	US District Court	\$211.00
23876	02/15/2018	CenturyLink	\$61.68	23954	02/16/2018	AZ Department of Administration-Risk Mgmt.	\$19,669.29
23877	02/15/2018	Chiricahua Community Health Ctr.s, INC	\$38.54	23955	02/16/2018	Bursey & Associates, P.C.	\$175.89
23878	02/15/2018	Cintas Corp. No. 445	\$219.22	23956	02/16/2018	Cochise County/Sheakley/National Bank	\$6,138.14
23879	02/15/2018	Cintas Fire Protection	\$1,259.25	23957	02/16/2018	ECMC	\$293.76
23880	02/15/2018	City of Bisbee	\$8,305.96	23958	02/16/2018	Ewing & Ewing Attorneys	\$239.74
23881	02/15/2018	City of Sierra Vista	\$965.66	23959	02/16/2018	General Revenue Corp.	\$363.83
23882	02/15/2018	Clear Springs Utility, Inc.	\$136.50	23960	02/16/2018	Licking County CSEA	\$178.61
23883	02/15/2018	Cochise County Farmers Association	\$2,718.82	23961	02/16/2018	NYS Child Support Processing Ctr.	\$32.00
23884	02/15/2018	Cochise Floor Covering	\$11,233.00	23962	02/16/2018	Pre-paid Legal Services, Inc. dba LegalShield	\$1,287.55
23885	02/15/2018	Cochise Lock and Safe, Inc.	\$36.73	23963	02/16/2018	Support Payment Clearinghouse	\$6,276.80
23886	02/15/2018	Cochise Private Industry Council, Inc.	\$79,768.00	23964	02/16/2018	U.S. Department of Education	\$178.04
23887	02/15/2018	Contract Pharmacy Services, Inc.	\$86.90	23965	02/20/2018	ACE Hardware	\$181.24
23888	02/15/2018	Copper Queen Community Hospital	\$103.39	23966	02/20/2018	ACE Hardware	\$37.82
23889	02/15/2018	County Managers Association of AZ	\$150.00	23967	02/20/2018	Aerial Solutions II LLC	\$39,999.33
23890	02/15/2018	County Supervisors Association	\$218.10	23968	02/20/2018	AZ State Treasurer	\$184,567.00
23891	02/15/2018	Courtesy Chevrolet / GMAC	\$23,771.30	23969	02/20/2018	AZ Supreme Court	\$46,852.50
23892	02/15/2018	Covertrack Group Inc.	\$2,685.79	23970	02/20/2018	Arnold Machinery Company	\$779.32
23893	02/15/2018	Culligan of Tucson	\$202.49	23971	02/20/2018	Aztec Welding Supply Company	\$107.07
23894	02/15/2018	D Square Construction, LLC	\$32,474.00	23972	02/20/2018	B & D Lumber and Hardware	\$40.54
23895	02/15/2018	Deneke, Buffy	\$364.00	23973	02/20/2018	Barnett's Towing & Oxygen LLC	\$96.00
23896	02/15/2018	Empire Southwest LLC	\$10,425.60	23974	02/20/2018	Bear Cat Manufacturing, Inc.	\$1,180.32
23897	02/15/2018	Fasimpair, Karen	\$336.10	23975	02/20/2018	Blue 360 Media, LLC	\$143.22
23898	02/15/2018	FasPsych, LLC	\$820.00	23976	02/20/2018	Catholic Community Services Southern AZ, Inc.	\$458.00
23899	02/15/2018	Ferguson Enterprises, Inc #1001	\$282.72	23977	02/20/2018	CenturyLink	\$173.34
23900	02/15/2018	Flores, Juan P	\$350.00	23978	02/20/2018	City of Sierra Vista	\$2,387.15
23901	02/15/2018	Gasper, Louis C	\$15.66	23979	02/20/2018	COX Communication AZ, LLC	\$300.00
23902	02/15/2018	Granite Construction Company	\$6,898.03	23980	02/20/2018	Curfman Storage, LLC	\$200.00
23903	02/15/2018	Healthcare Innovations, Inc.	\$1,596.65	23981	02/20/2018	Edwards & Ginn, PC	\$4,500.00
23904	02/15/2018	Holistic Engineering and Land Mgmt. PLLC	\$5,107.50	23982	02/20/2018	Federal Express Corp.	\$25.02
23905	02/15/2018	Honeman, Van G.	\$554.40	23983	02/20/2018	Flores, Juan P	\$350.00
23906	02/15/2018	Induction Lighting Fixtures Corp.	\$5,275.82	23984	02/20/2018	Gasper, Louis C	\$46.44
23907	02/15/2018	International Chemtex Corp.	\$737.00	23985	02/20/2018	Geodesy	\$43,325.00
23908	02/15/2018	Israelsen, Justin	\$200.00	23986	02/20/2018	Henschke, Matthew	\$400.00
23909	02/15/2018	Jackson, Stephanie J	\$130.00	23987	02/20/2018	JWS Web Design LLC	\$525.00
23910	02/15/2018	Keefe Commissary Network, LLC	\$2,242.80	23988	02/20/2018	Keefe Commissary Network, LLC	\$2,803.66
23911	02/15/2018	Kolen, Harriet H	\$25.92	23989	02/20/2018	MHQ of AZ	\$10,247.21
23912	02/15/2018	Kuttner, Ludwig G.	\$20.90	23990	02/20/2018	NI Government Services Inc	\$221.18
23913	02/15/2018	Language Line Services, Inc.	\$101.60	23991	02/20/2018	Nugent, Glenda	\$430.00
23914	02/15/2018	Law Office of Joan M Sacramento	\$700.00	23992	02/20/2018	Nyander, Penny Sue	\$331.70
23915	02/15/2018	Mahayni, Ibtissam	\$300.00	23993	02/20/2018	Peterson, Michael D.	\$141.90
23916	02/15/2018	Medical Diagnostic Imaging Group	\$417.35	23994	02/20/2018	Portable Computer Systems, Inc.	\$2,735.62
23917	02/15/2018	Mills Design Group LLC	\$64,320.78	23995	02/20/2018	Prudential Overall Supply	\$315.66
23918	02/15/2018	Mindful Lactation	\$60.00	23996	02/20/2018	Purcell Tire & Rubber Company	\$8,331.00
23919	02/15/2018	Morgan, J. Michael Ph. D.	\$590.00	23997	02/20/2018	Reed, Cynthia - Court Reporter	\$72.80
23920	02/15/2018	National Tactical Officers Association	\$650.00	23998	02/20/2018	Rothrock Investigations, LLC	\$164.30
23921	02/15/2018	NCS Pearson, Inc.	\$190.00	23999	02/20/2018	Senergy Petroleum LLC	\$26,579.19
23922	02/15/2018	Prudential Overall Supply	\$138.08	24000	02/20/2018	Simmons, Frances Fitzhugh	\$350.00
23923	02/15/2018	RevolutionaryText, LLC	\$5,791.66	24001	02/20/2018	Snider, Jessamyn Lane	\$350.00
23924	02/15/2018	RWC International, LTD	\$4,181.80	24002	02/20/2018	Sparkletts	\$13.09
23925	02/15/2018	San Diego Police Equipment Co	\$700.04	24003	02/20/2018	Stericycle Inc.	\$1,220.70
23926	02/15/2018	Santa Cruz County	\$33.73	24004	02/20/2018	Templeman, Douglas D	\$15.66
23927	02/15/2018	Sierra Vista Builders Supply	\$3,767.56	24005	02/20/2018	Thomson West	\$412.10
23928	02/15/2018	Simmons, Frances Fitzhugh	\$500.00	24006	02/20/2018	Total Equipment Service and Engineering LLC	\$140.00
23929	02/15/2018	Snider, Jessamyn Lane	\$350.00	24007	02/20/2018	Tyler Technologies, Inc.	\$7,012.50
23930	02/15/2018	Southern AZ Rad Associates LLC	\$51.12	24008	02/20/2018	Valley Telephone Coop., Inc.	\$109.07
23931	02/15/2018	Southwest Appraisal Associates, Inc.	\$6,000.00	24009	02/20/2018	Waxie Sanitary Supply	\$448.67
23932	02/15/2018	Southwest Gas Corp.	\$769.56	24010	02/20/2018	AZ Department of Public Safety	\$4,738.80
23933	02/15/2018	Sparkletts	\$170.82	24011	02/20/2018	Law Offices of Bourke & Swartz	\$4,264.17

24012 02/20/2018 Traywick, Catherine Lynn

\$1,624.58

Regular Board of Supervisors Meeting**Board of Supervisors****Meeting Date:** 03/13/2018

Appointment Letter for ACIP Board

Submitted By: Arlethe Rios, Board of Supervisors**Department:** Board of Supervisors**Presentation:** No A/V Presentation **Recommendation:** Approve**Document Signatures:** BOS Signature NOT Required **# of ORIGINALS Submitted for Signature:** 0**NAME of PRESENTER:** n/a **TITLE of PRESENTER:** n/a**Docket Number (If applicable):****Mandated Function?:** Local Mandate or Policy **Source of Mandate or Basis for Support?:** Arizona Counties Insurance Pool By Laws**Information****Agenda Item Text:**

Approve letter appointing Mr. Ed Gilligan, in his capacity as County Administrator, to the Arizona Counties Insurance Pool (ACIP) Board of Trustees.

Background:

ACIP By Laws require any Trustees be appointed by their Board to serve in this capacity.

Department's Next Steps (if approved):

Send signed letter to ACIP.

Impact of NOT Approving/Alternatives:

Mr. Gilligan will not be able to represent the County on the Trustee Board.

To BOS Staff: Document Disposition/Follow-Up:

Email letter to Bill Hardy.

Attachments

Letter



Cochise County Board of Supervisors

Public Programs...Personal Service
www.cochise.az.gov

ANN ENGLISH
Chairman
District 2

PATRICK G. CALL
Vice-Chairman
District 1

PEGGY JUDD
Supervisor
District 3

EDWARD T. GILLIGAN
County Administrator

ARLETHE G. RIOS
Clerk of the Board

March 13, 2018

William H. Hardy, Executive Director
Arizona Counties Insurance Pool
1905 W. Washington St., Suite 200
Phoenix, AZ 85009

Dear Mr. Hardy,

At the Cochise County Board of Supervisors meeting held on March 13, 2018, action was taken to acknowledge that by virtue of his position as County Administrator, Ed Gilligan is the duly authorized representative to serve on the Arizona Counties Insurance Pool Board of Trustees.

Sincerely,

Arlethe G. Rios
Clerk of the Board

Regular Board of Supervisors Meeting**Board of Supervisors****Meeting Date:** 03/13/2018

Approve amendment to Board appointments and memberships for FY2017-18

Submitted By: Arlethe Rios, Board of Supervisors**Department:** Board of Supervisors**Presentation:** No A/V Presentation**Document Signatures:****Recommendation:****# of ORIGINALS****Submitted for Signature:****NAME** n/a**TITLE** n/a**of PRESENTER:****of PRESENTER:****Mandated Function?:****Source of Mandate
or Basis for Support?:****Information****Agenda Item Text:**

Approve amendment to the committee appointments for members of the Board of Supervisors and executive staff for the 2017-18 Fiscal Year and approve continuing annual memberships for 2017-18, with payment of associated dues as described herein.

Background:

Supervisor Judd is requesting membership to the Southeast Arizona Economic Development Group (SAEDG) for the tier of Associate Member in the amount of \$100 through her term as supervisor.

Department's Next Steps (if approved):

Register Supervisor Judd for SAEDG as an associate member.

Impact of NOT Approving/Alternatives:

Supervisor Judd will not be a member of SAEDG.

To BOS Staff: Document Disposition/Follow-Up:

See department's next steps, above.

Budget Information*Information about available funds***Budgeted:** ☐**Funds Available:** ☐**Amount Available:****Unbudgeted:** ☐**Funds NOT Available:** ☐**Amendment:** ☐**Account Code(s) for Available Funds****1:****Fund Transfers****Attachments**MembershipList

Committee or Board Assignments for BOS &/or Executive Staff & Annual Membership Dues								
Board, Commission, Committee or Group	Member(s)	Appointed By	Effective Start Date	Effective End Date	Regular Meeting Location	Membership Dues 2016-2017	Membership Dues 2017-2018	Notes
BUDGET:						\$124,000.00	\$124,000.00	
Arizona Association of Counties (AAOC)	Cathy Traywick	N/A			Arizona	\$16,052.77	\$16,052.77	
Arizona Border Counties Coalition (ABCC)	Pat Call Peggy Judd (alternate)	Board of Supervisors	Mar-17	through present	Arizona			
Arizona City / County Management Association (ACMA)	Ed Gilligan Arlethe Rios	N/A			Phoenix	\$685.00	\$685.00	\$290.00 Ed - Full Member \$125.00 Arlethe-Associate Member
Arizona Counties Insurance Pool (ACIP)	Ed Gilligan	N/A				n/a	n/a	
Arizona Rural Development Council	Ed Gilligan	N/A	Jul-15	through present	Phoenix	n/a	n/a	
Arizona Town Hall	Pat Call Ed Gilligan	N/A		through present	Arizona	\$200.00	\$200.00	Paid for both on 12.5.17
Arizona-Mexico Commission/Border Issues Committee	Ed Gilligan	N/A	Jul-15	through present	Phoenix	\$250.00	\$250.00	not invoiced yet
Arizona-Mexico Commission/Transportation, Infrastructure, Ports Committee	Ed Gilligan	N/A	Jul-15	through present	Phoenix	n/a	n/a	Part of AZ/MEX Commission
Board of Health	Ann English	Board of Supervisors		through present	Bisbee	n/a	n/a	
Coalition of Arizona/New Mexico Counties	Pat Call	Board of Supervisors		through present	N/A	\$7,600.00	\$7,600.00	Annual Dues \$2600.00 Legal Fund \$5000.00
Cochise College Economic Forum Sponsor	All	N/A		through present	Cochise County	\$4,000.00	\$4,000.00	not invoiced yet
Cochise Conservation & Recharge Network	Pat Call	Board of Supervisors	Jun-13	through present	Cochise County	n/a	n/a	
Coronado Resource Conservation & Development	Pat Call	Board of Supervisors				\$150.00	\$150.00	not invoiced yet
Corrections Officers Retirement Plan Board (CORP)	Ann English	Board of Supervisors		through present	Bisbee	n/a	n/a	
CSA (County Supervisors Association)	Pat Call Ann English Peggy Judd	N/A		through present	Phoenix	\$62,293.00	\$62,293.00	\$55,593.00 Service Fee + \$6,700 Building Maintenance Fund Assessment
CSA / County Managers Assoc & Natl Assoc of Cty Admin (NACA)	Ed Gilligan	N/A	Jul-15	through present	Phoenix	\$150.00	\$150.00	Starting Calendar Year 2017, \$100.00 for annual dues, \$50.00 for NACA
CSA / Legislative Policy Committee (LPC)	Ann English	Board of Supervisors	1/8/2008	through present	Phoenix	n/a	n/a	
Eastern Arizona Counties Organization	Pat Call	Board of Supervisors	October 2014	through present		\$6,000.00	\$6,000.00	not invoiced yet
EFSP Board	Peggy Judd	Board of Supervisors		through present	Bisbee	n/a	n/a	
Council Appointment - Region 5 (South)	Pat Call	Governor	10/19/2006	through present	Phoenix	n/a	n/a	
Huachuca 50	Pat Call	Board of Supervisors	2002	through present	Sierra Vista	\$200.00	\$200.00	not invoiced yet
National Association of Counties (NACo)	Cochise County	N/A		through present	Washington, D.C.	\$2,627.00	\$2,627.00	
Public Lands Advisory Committee, BOS Liaison	Ann English	Board of Supervisors	8/14/2007	through present	Bisbee	n/a	n/a	
Public Safety Retirement Board	Ann English	Board of Supervisors		through present	Bisbee	n/a	n/a	
SAEDG Southeast Arizona Economic Development Group	Peggy Judd	Board of Supervisors	3/13/2018		Phoenix	n/a	\$100.00	Will register when approved
SEACAP SouthEastern Arizona Community Action Plan	Gwen Calhoun	Board of Supervisors	3/1/2017	until replaced	Safford	n/a	n/a	Gwen is the Public Primary Rep.
SEAGO Administrative Committee	Ed Gilligan	N/A	Jul-07	through present	Bisbee	n/a	n/a	Part of SEAGO
SEAGO Executive Committee	Peggy Judd	Board of Supervisors	1/8/2008	through present	Bisbee	\$11,313.00	\$11,864.00	
Sierra Vista Metropolitan Planning Organization	Pat Call Ann English, Alternate	N/A	10/22/2013	through present	Sierra Vista	\$300.00	\$300.00	not invoiced yet
USPP Executive Committee	Pat Call Ed Gilligan	N/A		through present	Sierra Vista	n/a	n/a	
USPP Partnership Advisory Commission	Pat Call Ann English Peggy Judd	N/A		through present	Sierra Vista	n/a	n/a	
TOTALS:						\$111,820.77	\$112,471.77	
UNEXPENDED BALANCE:						\$12,179.23	\$11,528.23	
Yellow is new membership								

Regular Board of Supervisors Meeting**Board of Supervisors****Meeting Date:** 03/13/2018

Toilet Rebate Program Revisions

Submitted By: Kim Lemons, Board of Supervisors**Department:** Board of Supervisors**Presentation:** No A/V **Recommendation:** Approve
Presentation**Document Signatures:** BOS Signature **# of ORIGINALS** 0
NOT Required **Submitted for Signature:****NAME** na **TITLE** na
of PRESENTER: **of PRESENTER:****Mandated Function?:** **Source of Mandate**
or Basis for Support?:**Docket Number (If applicable):****Information****Agenda Item Text:**

Approve revisions to the Cochise County Toilet Rebate Program regarding certain restrictions to Cochise County applicants within the Sierra Vista Sub-watershed of the San Pedro River; and deleting eligibility requirements for 501(c)3 non-profit water conservation organizations.

Background:

The Cochise County Toilet rebate program originated July 26, 2004 as one step in meeting local water management commitments by reducing the number of high-flow toilets in use within the Sierra Vista Sub-watershed of the San Pedro River. This would include Huachuca City, Tombstone, Bisbee and unincorporated areas such as Hereford, Palominas, Naco and parts of Whetstone. Generally, it is the area south of Highway 82 and between the Huachuca and Mule Mountains. These revisions clarifies the eligibility requirements and deletes the eligibility requirements for 501(c)3 non-profit water conservation organizations, specifically involved in toilet replacement programs, within Cochise County and the Sierra Vista sub watershed.

Cochise County along with other governments in the Sierra Vista Sub-watershed of the San Pedro River have committed to meeting the needs of the San Pedro Riparian National Conservation Area and the people living and working here. Cochise County has committed to assist Fort Huachuca meet its water mitigation requirements. Fort Huachuca is the major economic engine of Cochise County. Cochise County wishes to reduce or eliminate the threat to our local economy should operations on Fort Huachuca be reduced due to environmental concerns.

Cochise County is a member of the Upper San Pedro Partnership (USPP), a group of 23 federal, state, local government agencies, political bodies, non-profits and other business organizations with a commitment to meeting the needs of people and the river. The U.S. Congress recognized the USPP in the 2004 Defense Authorization Bill and required annual reporting through December 2011 on progress toward meeting the sustainable yield of the aquifer so as to protect the San Pedro River. The Cochise County Toilet Rebate Program is one step in meeting local water management commitments.

Department's Next Steps (if approved):

Institute these revisions to the Toilet Rebate Program including online and printed publications.

Impact of NOT Approving/Alternatives:

The current program will not make as big an impact in local water management commitments.

To BOS Staff: Document Disposition/Follow-Up:

Update Toilet Rebate Program materials.

Budget Information

Information about available funds

Budgeted: ☐

Funds Available: ☐

Amount Available:

Unbudgeted: ☐

Funds NOT Available: ☐

Amendment: ☐

Account Code(s) for Available Funds

1:

Fund Transfers

Attachments

Policy Revisions

Cochise County Toilet Rebate Program

Effective Date: July 26, 2004 / Revised August 27, 2013 and March 13, 2018

Eligibility

All Cochise County residents within the Sierra Vista Sub-watershed of the San Pedro River are eligible. This would include Huachuca City, Tombstone, Bisbee and unincorporated areas such as Hereford, Palominas, Naco and parts of Whetstone. Generally, it is the area south of Highway 82 and between the Huachuca and Mule Mountains.

PARTICIPANT'S RESPONSIBILITIES

Installation

Homeowners are responsible for the selection, installation, and proper operation of the low-flow toilets. This includes: selecting, scheduling, and paying the plumber. Cochise County accepts no responsibility for the homeowner's selection, installation or operation of new toilets.

Documentation

The homeowner is responsible to complete the program application. Application must be submitted with an unaltered original store receipt or service invoice indicating a new toilet was purchased and installed. All documentation should be mailed to the Cochise County Toilet Rebate Program, 1415 Melody Lane, Building G, Bisbee, AZ 85603.

Destruction of Old Toilet(s)

Homeowners will be responsible for proper disposal of old toilets. The old toilet(s) must be taken to the County Solid Waste Transfer Stations located in Sierra Vista, Bisbee and Tombstone or the Western Regional Landfill located off Highway 82 North of Huachuca City. Normal fees will apply for disposal of the old toilet and all other solid waste delivered. Solid waste staff will verify receipt of the old toilet with a stamp specific to the delivery location. Participant's signature on the completed application attests to witnessing destruction of the toilet(s).

Restrictions

A completed application, along with an original unaltered sales receipt or service invoice for installed toilet(s), verified application stamped by a Solid Waste Transfer Station attendant that the old toilet(s) were received/destroyed and applicant's signature on application, must be received to guarantee the rebate amount.

- Installations must be located in the Sierra Vista Sub-Watershed.
- Rebates would not apply to toilets purchased or installed before the initiation of this program, July 26, 2004.
- Limited to actual cost of toilets replaced, up to two toilets per residential property, up to \$100 for each toilet replaced. Maximum rebate - \$200. Businesses and manufactured homes are not eligible for rebate.
- Please allow up to 30 days for processing and mailing of rebate payments.

Comments

Cochise County along with other governments in the Sierra Vista Sub-watershed of the San Pedro River have committed to meeting the needs of the San Pedro Riparian National Conservation Area and the people living and working here. Cochise County has committed to assist Fort Huachuca meet its water mitigation requirements. Fort Huachuca is the major economic engine of Cochise County. Cochise County wishes to reduce or eliminate the threat to our local economy should operations on Fort Huachuca be reduced due to environmental concerns.

Cochise County is a member of the Upper San Pedro Partnership (USPP), a group of 23 federal, state, and local government agencies, political bodies, non-profits and other business organizations with a commitment to meeting the needs of people and the river. The U.S. Congress recognized the USPP in the 2004 Defense Authorization Bill and required annual reporting through December 2011 on progress toward meeting the sustainable yield of the aquifer so as to protect the San Pedro River. The Cochise County Toilet Rebate Program is one step in meeting local water management commitments. For more information email water@cochise.az.gov or call 520-432-9200.

Regular Board of Supervisors Meeting

Meeting Date: 03/13/2018

Addendum to the AZ Department of Housing Office of Manufacturing IGA with Cochise County

Submitted By: Dan Coxworth, Community Development

Department: Community Development

Presentation: No A/V Presentation

Document Signatures: BOS Signature Required

Division: Development Services

Recommendation: Approve

**# of ORIGINALS
Submitted for Signature:** 1

**NAME
of PRESENTER:** Dan Coxworth

**TITLE
of PRESENTER:** Director

Docket Number (If applicable):

Mandated Function?: Not Mandated

**Source of Mandate
or Basis for Support?:**

Information

Agenda Item Text:

Approve an addendum of an approved Intergovernmental Agreement (IGA) with the Arizona Department of Housing Office of Manufactured Housing to enforce installation standards for manufactured housing and factory-built buildings for the City of Tombstone for a five-year term, effective December 20, 2016.

Background:

In 2017, Cochise County entered into an IGA with the Arizona Department of Housing Office of Manufactured Housing to enforce installation standards for manufactured housing and factory-built buildings. The addendum to the IGA allows for Cochise County to conduct inspections for the City of Tombstone. The Office of Manufactured Housing has requested that Cochise County approve this addendum to the IGA to continue inspections and enforce installation standards for manufactured housing and factory-built buildings in the City of Tombstone. Cochise County will the mobile/manufactured home and factory-built building permit fees to reimburse the County for inspection services.

Department's Next Steps (if approved):

Upon approval of the addendum to the IGA, it will be signed and returned to the Office of Manufactured Housing.

Impact of NOT Approving/Alternatives:

If Cochise County does not approve the addendum to the IGA to complete inspections and enforce installation standards for manufactured housing and factory-built buildings for the City of Tombstone, then the state would be responsible for doing so. State inspectors would not be available on a daily basis.

To BOS Staff: Document Disposition/Follow-Up:

Route addendum for signatures and return to the Director of Development Services for processing with the State Office of Manufactured Housing.

Attachments

Addendum

Current Approved IGA

ADDENDUM TO EXISTING AGREEMENT

BETWEEN

ARIZONA DEPARTMENT OF HOUSING
OFFICE OF MANUFACTURED HOUSING

AND

Cochise County

TO ENFORCE INSTALLATION STANDARDS

Original/existing **AGREEMENT** (“Agreement”) was entered into on February 8, 2017 by the **ARIZONA DEPARTMENT OF FIRE, BUILDING AND LIFE SAFETY (now part of Arizona Department of Housing), OFFICE OF MANUFACTURED HOUSING (“OMH”)** and the Jurisdiction (“Agency”).

WHEREAS, pursuant to A.R.S. § 41-4002 the purpose of OMH is to maintain standards of quality and safety for manufactured homes, factory-built buildings, mobile homes, and the installation of the same.

WHEREAS, A.R.S. § 41-4004 (B) (5) directs the Deputy Director of OMH to enter into agreements with local enforcement agencies to enforce the installation standards in their respective jurisdictions consistent with the installation standards of OMH; and

WHEREAS, it is the desire of both Parties to eliminate unnecessary duplication of inspections regarding installation standards within the Agency’s jurisdiction and reduce costs whenever possible;

NOW, THEREFORE, both Parties agree to the following:

1. Incorporation of another local jurisdiction. The Agency in this Addendum Agreement wishes to expand its installation inspections in support of another local jurisdiction under a written understanding with that local jurisdiction, identified as: City of Tombstone. Proof of written understanding between the local jurisdictions is attached to this Addendum Agreement.

Further, the local jurisdiction identified as City of Tombstone; hereby, acknowledges that it has reviewed all the terms and conditions set forth in the Agreement between the Agency and OMH and; hereby, agrees to be bound to those same terms and conditions.

Finally, all other terms of the existing Intergovernmental Agreement remain in effect.

IN WITNESS WHEREOF, the Parties hereto agree to accept the terms of this Addendum Agreement and the existing Intergovernmental Agreement to which it relates and have executed this Agreement the day, month and year first written above.

ARIZONA DEPARTMENT OF HOUSING:

COCHISE COUNTY

Names: _____

Carol Ditmore, Director
Arizona Department of Housing

Name: _____

Ann English,
Chair of the Board of Supervisors

ATTEST: _____

Arlethe G. Rios,
Clerk of the Board of Supervisors

Debra Blake, Deputy Director

Arizona Department of Housing
Office of Manufactured Housing

APPROVED this ____ day of _____, ____.

This Addendum Agreement to the existing Agreement has been reviewed by the undersigned attorney for the Agency who has determined that it is in appropriate form and within the powers and authority granted by law to the Agency designed herein.

Dated this ____ day of _____, ____.

BY: _____

Britt Hanson,
Deputy Civil County Attorney

This Addendum Agreement and the terms and conditions of the existing Agreement with the Agency identified above has been reviewed by the undersigned attorney or authorized person for the City of Tombstone and agrees that the City of Tombstone will be bound by those same terms and conditions. Further, it is acknowledged that this Agreement is in proper form and is within the powers granted under the laws of the State of Arizona to those Parties to the Agreement represented by the Attorney General.

Dated this ____ day of _____, ____.

BY: _____

Dusty Escapule, Mayor

This Addendum Agreement to the existing Agreement has been reviewed pursuant to A.R.S. § 11-952 by the undersigned Assistant Attorney General, who has determined that it is in the proper form and is within the powers granted under the laws of the State of Arizona to those Parties to the Agreement represented by the Attorney General.

Dated this ____ day of _____, ____.

BY: _____

Valerie L. Marciano, Esq.
Assistant Attorney General

AGREEMENT

BETWEEN

**ARIZONA DEPARTMENT OF HOUSING
OFFICE OF MANUFACTURED HOUSING**

AND

COCHISE COUNTY

TO ENFORCE INSTALLATION STANDARDS

This **AGREEMENT** ("Agreement") is entered into this 24th day of January, 2017, by and between the **ARIZONA DEPARTMENT OF HOUSING, OFFICE OF MANUFACTURED HOUSING** ("OMH") and Cochise County ("Agency"). *Shake*

WHEREAS, pursuant to A.R.S. § 41-4002 the purpose of OMH is to maintain standards of quality and safety for manufactured homes, factory-built buildings, mobile homes, and the installation of the same.

WHEREAS, A.R.S. § 41-4004 (B) (5) directs OMH to enter into agreements with local enforcement agencies to enforce the installation standards in their respective jurisdictions consistent with the installation standards of OMH; and

WHEREAS, it is the desire of both parties to eliminate unnecessary duplication of inspections regarding installation standards within the Agency's jurisdiction;

NOW, THEREFORE, in consideration of the premises and mutual promises and undertakings herein contained, and for other good and valuable consideration, the parties agree as follows:

1. Monitoring and Enforcement. For the duration of this Agreement, the Agency will monitor and enforce the installation standards set forth in A.R.S. § 41-4004 (B) (4) and A.A.C. R4-34-102 as they apply to installation standards and accessory structures.
2. Term. The term of this Agreement shall be for five (5) years from the date of this Agreement.
3. Standards of Performance. In exercising the authority delegated hereunder the Agency shall perform to the same standards of performance that the law imposes upon OMH in exercising the authority described in section 1 hereof. In addition, the Agency shall not approve any installation unless the installer affixes a State Insignia of Approval as required by A.A.C. R4-34-802 (A) and pays to the Agency the fee established by OMH pursuant to the authority by A.A.C. R4-34-501 and as permitted by A.A.C. R4-34-506.
4. Monthly Reporting. The Agency in this Agreement shall submit a Monthly IGA Report to OMH. A copy of each closed mobile home/HUD manufactured home or FBB permit shall be submitted with the monthly report. The monthly report with copies of permits shall be submitted

by mail, fax, or email, on or before the 15th of the following month. OMH will provide the monthly report format which will require the following be collected and documented:

- a. ARZ HUD label number(s) or FBB manufacturers insignia number
- b. Unit serial number
- c. Installation insignia or FBB plan approval number
- d. Address of installation
- e. Date of approved final installation inspection

5. Fees Charged by the Agency. Permit fees charged by the Agency shall be the same as the Fee Schedule created by OMH pursuant to its authority under A.R.S. § 41-4010 (A) (4) and A.A.C. R4-34-501 and no more than permitted by R4-34-801(E). All fees collected by the Agency shall be kept by the Agency as compensation for the services performed by the Agency under this agreement. The Agency shall not be entitled to any other compensation for services rendered by it under this Agreement.

6. Termination. Either party may terminate this Agreement at any time without cause by giving the other party thirty (30) days written notice prior to the date of termination. Additionally, OMH may terminate this Agreement immediately and without notice, if OMH determines that the installation standards required in the Agreement are not being maintained, or that local fees are not consistent with the inspection fees established by the Board of Manufactured Housing.

7. Qualifications of Personnel. The personnel that perform the functions delegated to the Agency in paragraph 1 hereof shall each have no less than one year of experience as a building code inspector or manufactured housing installation inspector.

8. Inspector Training. All Agency Inspectors performing under this Agreement shall participate in required initial and/or periodic training as set and coordinated by the State.

9. Duties of OMH. Should OMH require inspections of any portion of the installation of mobile, manufactured homes, accessory structures or factory built buildings not required by the Rules referred to herein and not covered under this Agreement, OMH shall be responsible for the inspections and enforcement thereof.

10. Notices. All notices shall be mailed or delivered to the party to receive such notice to the following address.

- a. If intended for OMH to:

Arizona Department of Housing
Office of Manufactured Housing
1110 West Washington, Suite #280
Phoenix, AZ 85007-2935

Attn: Debra Blake
Title: Deputy Director
Phone: (602) 364-1022

b. If intended for Agency, to:

Cochise County
Department of Planning, Zoning & Building Safety
1415 Melody Lane, Bldg E
Bisbee, Arizona 85603

Attn: Mike Izzo
Title: Building Official
Phone: (520) 803-3966

11. Interpretation and Amendments. This Agreement contains the entire agreement between the parties hereto. This Agreement shall not be amended or modified in any manner, except by an instrument in writing signed by the parties hereto.

12. Headings. Headings are for convenience only and are not to be construed as part of this Agreement.

13. Invalidity of a Term. The parties agree that in the event any term, covenant or conditions herein contained should be held to be invalid or void, the invalidity of any such term, covenant or condition shall in no way affect any other term, covenant or condition of this Agreement.

14. Dispute. In the event of any dispute between the parties under this Agreement, the parties agree that they shall submit the dispute to arbitration pursuant to A.R.S. §§ 12-133(D) and 12-1518.

15. Inspection and Audit. Pursuant to A.R.S. §§ 35-214 and 35-215, all books, accounts, reports, files and other records relating to this Agreement shall be subject at all reasonable times to inspection and audit by the State of Arizona for five (5) years after completion of this Agreement. Such records shall be produced at the Auditor General's Office or such other office as the parties hereto may mutually agree within a reasonable time after request.

16. Conflict of Interest. The parties acknowledge that this Agreement is subject to cancellation by the Governor of Arizona pursuant to A.R.S. § 38-511, the provisions of which are incorporated herein.

17. Prohibition Against Discrimination. In the event that it applies, the parties agree to comply with the Arizona Governor's Executive Order No. 2009-09.

18. Governing Law and Venue. This Agreement shall be governed by and interpreted in accordance with the laws of the State of Arizona. The exclusive venue for any litigation, arbitration, administrative hearing or the like concerning this Agreement or any matter arising therefrom shall be in Maricopa County, State of Arizona.

19. Unavailability of Funding. Every payment or financial obligation of the parties under this Agreement is conditioned upon the availability of funds appropriated or allocated for the payment of such obligation. If funds are not allocated and available for the continuance of this Agreement, this Agreement may be terminated by any party at the end of the period for which funds are available. No liability shall accrue to any party in the event this provision is exercised,

and neither the OMH or Agency shall be obligated or liable for any future payments nor for any damages as a result of termination under this paragraph.

20. E-verify. To the extent applicable under A.R.S. § 41-4401, each party and its respective subcontractors warrant compliance with all federal immigration laws and regulations that relate to its employees and compliance with the E-verify requirements under A.R.S. § 23-214(A). Each party has the right to inspect the papers of the other party or its subcontractors participating in this Agreement and may result in the termination of the Agreement by a non-breaching party under terms of this Agreement.

IN WITNESS WHEREOF, the parties hereto agree to carry out the terms of this Agreement and have executed this Agreement the day, month and year first written above.

ARIZONA DEPARTMENT OF HOUSING:

Names:



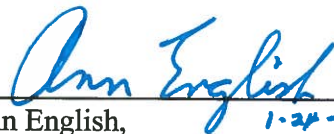
Michael Traylor, Director
Arizona Department of Housing



Debra Blake, Deputy Director
Arizona Department of Housing
Office of Manufactured Housing

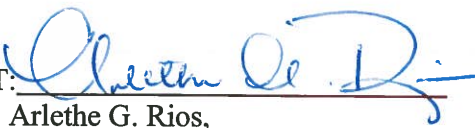
COCHISE COUNTY

Name:



Ann English,
Chair of the Board of Supervisors

ATTEST:



Arlethe G. Rios,
Clerk of the Board of Supervisors

APPROVED this 8th day of February, 2017

This Intergovernmental Agreement has been reviewed by the undersigned attorney for the Agency who has determined that it is in appropriate form and within the powers and authority granted by law to the Agency designed herein.

BY:

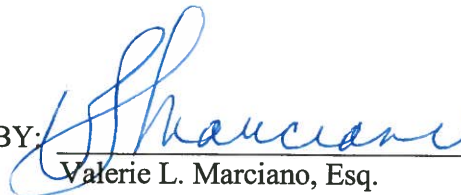


Britt Hanson,
Deputy Civil County Attorney

This Intergovernmental Agreement has been reviewed pursuant to A.R.S. § 11-952 by the undersigned Assistant Attorney General, who has determined that it is in the proper form and is within the powers granted under the laws of the State of Arizona to those Parties to the Agreement represented by the Attorney General.

Dated this 6th day of February, 2017

BY:



Valerie L. Marciano, Esq.
Assistant Attorney General

Regular Board of Supervisors Meeting**Community Development****Meeting Date:** 03/13/2018

Accept the County Engineer's recommendation to establish a portion of Linda Vista Lane as a County Highway and schedule a public hearing

Submitted By: Teresa Murphy, Community Development**Department:** Community Development**Division:** Right of Way**Presentation:** No A/V Presentation**Recommendation:** Approve**Document Signatures:** BOS Signature Required**# of ORIGINALS Submitted for Signature:** 1**NAME of PRESENTER:** Joquin Solis**TITLE of PRESENTER:** County Engineer**Docket Number (If applicable):****Mandated Function?:** Federal or State Mandate**Source of Mandate or Basis for Support?:** ARS 28-6701**Information****Agenda Item Text:**

Approve the County Engineer's recommendation to establish a portion of Linda Vista Lane as a County Highway and schedule a public hearing for April 10, 2018.

Background:

County staff has secured 60 foot wide public right-of-way along the existing private easement for Linda Vista Lane from the intersection of North Douglas Avenue and Linda Vista Lane approximately 882 feet west. The road will be inverted and paved to mitigate flood issues.

Due to the nature of the improvements it is necessary to establish this portion of Linda Vista Lane as a County highway.

In accordance with statute, staff will give notice of this public hearing for two weeks in the designated newspaper.

Department's Next Steps (if approved):

Upon acceptance of the County Engineer's recommendation, a public hearing will be scheduled and advertised as required by statute.

Impact of NOT Approving/Alternatives:

That portion of Linda Vista Lane will not be established as a declared County Highway.

To BOS Staff: Document Disposition/Follow-Up:

Once signed, please return the public notice asap to H&F, attn: Teresa Murphy. Right-of-Way staff will submit for advertising.

AttachmentsExecutive SummaryPublic Notice



COCHISE COUNTY COMMUNITY DEVELOPMENT

"Public Programs...Personal Service"

DATE: February 28 ,2018

TO: Board of Supervisors

THRU: Joaquin Solis, County Engineer

FROM: Teresa Murphy, Right-of-Way Agent

SUBJECT: Establishing Linda Vista Lane as a Declared County Highway

Recommendation: Staff recommends accepting the County Engineer's recommendation and setting a public hearing for April 10 ,2018 to establish a portion of Linda Vista Lane as a County Highway.

Background (Brief): County staff has secured 60 foot wide public right-of-way along the existing private easement for Linda Vista Lane from the intersection of North Douglas Avenue and Linda Vista Lane approximately 882 feet west. The road will be inverted and paved to mitigate flood issues.

Due to the nature of the improvements it is necessary to establish this portion of Linda Vista Lane as a County highway.

In accordance with statute, staff will give notice of this public hearing for two weeks in the designated newspaper.

Fiscal Impact & Funding Sources: No fiscal impact for establishing a highway.

Next Steps/Action Items/Follow-up: Upon acceptance of the County Engineer's recommendation, a public hearing will be scheduled and advertised as required by statute.

Impact of Not Approving: That portion of Linda Vista Lane will not be established as a declared County Highway.

PUBLIC HEARING

ESTABLISHMENT OF A COUNTY HIGHWAY

There has been presented to the Board of Supervisors of Cochise County, Arizona, a recommendation from the County Engineer praying for the establishment of a County Highway, more particularly described as follows:

That portion of Linda Vista Lane commencing at the intersection of North Douglas Avenue and Linda Visa Lane thence west approximately 882 feet.

Notice is hereby given that Tuesday, April 10th, 2018 at the hour of 10:00 a.m., at the Office of the Board of Supervisors in Building G, 1415 W. Melody Lane, Bisbee, Arizona, is hereby set as the time and place for Hearing on said Petition and all objections thereto, and all persons wishing to object to the action prayed for in the petition are directed to file with the Board, a statement in writing setting forth any objections, or opposition and to show cause why said petition should not be granted; and

That notice of said hearing be published in the San Pedro Valley News-Sun once (1) a week for two (2) consecutive weeks prior to the date of said hearing.

Dated this ___ day of _____, 2018.

Arlethe G. Rios, Clerk of the Board

Ann English, Chairman
Board of Supervisors

Regular Board of Supervisors Meeting

Meeting Date: 03/13/2018

Demands

Submitted By: Arlethe Rios, Board of Supervisors

Department: Board of Supervisors

Presentation: No A/V Presentation

Document Signatures:

Recommendation:

of ORIGINALS

Submitted for Signature:

NAME n/a

TITLE n/a

of PRESENTER:

of PRESENTER:

Mandated Function?:

**Source of Mandate
or Basis for Support?:**

Information

Agenda Item Text:

Approve demands and budget amendments for operating transfers.

Background:

Auditor-General's requirement for Board of Supervisors to approve.

Department's Next Steps (if approved):

Return to Finance after BOS approval.

Impact of NOT Approving/Alternatives:

Board of Supervisors will not be in compliance with State law.

To BOS Staff: Document Disposition/Follow-Up:

Return to Finance after BOS approval.

Budget Information

Information about available funds

Budgeted: ☐

Funds Available: ☐

Amount Available:

Unbudgeted: ☐

Funds NOT Available: ☐

Amendment: ☐

Account Code(s) for Available Funds

1:

Fund Transfers

Attachments

No file(s) attached.

Housing Authority**Regular Board of Supervisors Meeting****Meeting Date:** 03/13/2018

Housing Proclamation

Submitted By: Arlethe Rios, Board of Supervisors**Department:** Board of Supervisors**Presentation:** No A/V Presentation **Recommendation:** Approve**Document Signatures:** BOS Signature Required **# of ORIGINALS Submitted for Signature:** 2**NAME of PRESENTER:** n/a **TITLE of PRESENTER:** n/a**Docket Number (If applicable):****Mandated Function?:** Not Mandated **Source of Mandate or Basis for Support?:****Information****Agenda Item Text:**

Approve a Fair Housing Proclamation to proclaim April 2018 as Fair Housing Month in Cochise County.

Background:

The Fair Housing Proclamation insures compliance with certifications to affirmatively further fair housing in relation to State housing funds (CDBG, HOME, HUD rental assistance, etc.) that are received on a regular basis by Cochise County.

Department's Next Steps (if approved):

Post proclamation appropriately at the Board of Supervisors bulletin board and at the Housing Authority office.

Impact of NOT Approving/Alternatives:

The County will not be compliant with federal law or CDBG Affirmatively Furthering Fair Housing requirements.

To BOS Staff: Document Disposition/Follow-Up:

Two originals of the Fair Housing Proclamation will be provided to the Clerk of the Board. After formal Board approval and appropriate signatures, please post one original on the Board of Supervisors bulletin Board and return the other original to Anita Baca, Housing Authority.

AttachmentsProclamation



Cochise County Board of Supervisors

Public Programs...Personal Service
www.cochise.az.gov

ANN ENGLISH
Chairman
District 2

EDWARD T. GILLIGAN
County Administrator

PATRICK G. CALL
Vice-Chairman
District 1

ARLETHE G. RIOS
Clerk of the Board

PEGGY JUDD
Supervisor
District 3

FAIR HOUSING PROCLAMATION APRIL 2018



WHEREAS, the Civil Rights Act of 1968, commonly known as the Federal Fair Housing Act and the Fair Housing Amendments Act of 1988 prohibit discrimination in the sale, rental, leasing and financing of housing or land to be used for the construction of housing or in the provision of brokerage services on the basis of race, color, religion, sex, handicap, familial status or national origin; and

WHEREAS, the year 2018 marks the 50th anniversary of this monumental civil rights Act of Congress; and

WHEREAS, the 1986 and 1988 Federal Fair Housing Acts declare that it is a national policy to ensure equal opportunities in housing; and

WHEREAS, April has traditionally been designated as Fair Housing Month in the United States.

NOW, THEREFORE, the Board of Supervisors of Cochise County do hereby proclaim April 2018 as Fair Housing Month in the County of Cochise and does hereby urge all residents of this County to comply with and show their support for the letter and spirit of the Fair Housing Acts.

PASSED, APPROVED AND ADOPTED THIS 13th DAY OF MARCH 2018 BY THE BOARD OF SUPERVISORS OF COCHISE COUNTY, ARIZONA.

ANN ENGLISH, CHAIRMAN
COCHISE COUNTY BOARD OF SUPERVISORS

ATTEST:

ARLETHE G. RIOS, CLERK OF THE BOARD

1415 Melody Lane, Building G
Bisbee, Arizona 85603
520-432-9200
520-432-5016 fax
board@cochise.az.gov

Board of Supervisors

Regular Board of Supervisors Meeting

Meeting Date: 03/13/2018

Strategic Plan 2017-2020

Submitted By: Arlethe Rios, Board of Supervisors

Department: Board of Supervisors

Presentation: No A/V Presentation

Document Signatures:

Recommendation:

of ORIGINALS

Submitted for Signature:

NAME Ann English

TITLE Chairman

of PRESENTER:

of PRESENTER:

Mandated Function?:

Source of Mandate
or Basis for Support?:

Information

Agenda Item Text:

Adopt the Strategic Plan for Cochise County for 2017-2020.

Background:

The Board of Supervisors has been working diligently over the past year to develop an updated Strategic Plan for the County. This process has involved meeting of the Board with staff to create a plan that clearly defines the priorities of the Board.

As this is a living document it can always be updated to reflect changes that impact the County's mission and vision.

Department's Next Steps (if approved):

Distribute Strategic Plan to all County employees and share with the public.

Impact of NOT Approving/Alternatives:

Cochise County will not have an updated strategic plan in place.

To BOS Staff: Document Disposition/Follow-Up:

See next steps.

Budget Information

Information about available funds

Budgeted: ☐

Funds Available: ☐

Amount Available:

Unbudgeted: ☐

Funds NOT Available: ☐

Amendment: ☐

Account Code(s) for Available Funds

1:

Fund Transfers

Attachments

Strategic Plan



Cochise County Board of Supervisors

Public Programs...Personal Service

Strategic Work Plan 2017-2020

VISION

Cochise County fosters diverse, vibrant and safe communities, planning for the future while honoring our legendary cultural heritage.

MISSION

Provide regional leadership and effective, high-quality services with personal and professional integrity.

Priority Funding and Staff Time will be devoted to the Following:

1. Economic Development Countywide
2. Environmental Issues
3. Increased Intergovernmental Cooperation and Collaboration
4. Workforce Development
5. Efficient Administration Practices
6. Maintaining Fiscal Responsibility
7. Infrastructure Management and Development

Priority 1 Economic Development Countywide

Commercial Port of Entry near Douglas
Keep County Data Current
Support the Wine Growing Industry
County Airports
Technology Infrastructure
Marketing (Economic Development and Tourism)

Priority 2 Promote Environmental Issues

Policy Development for Water Issues
Water Conservation
Wildlife Management
San Pedro Riparian Area
Support Access to Public Lands

- Priority 3 Increased Intergovernmental Cooperation and Collaboration**
SEACOM (Southeast Arizona Communications Center)
Cochise County Tourism Council
Arizona Border Counties Coalition
Aggressively Explore offering Additional Services to other Government Organizations when Resources Allow
Community Health & Wellness (Community Health Improvement Plan 2017-2022)
- Priority 4 Workforce Development**
Recruitment & Succession Planning
Compensation
Staff Development Plan
- Priority 5 Efficient Administration Practices**
County Organization Chart Review
Review All Job Descriptions
- Priority 6 Maintain Fiscal Responsibility**
Determine Healthy Reserve Goal
Strategies for Funding Employee Retirement Systems
Consider Tax Rate Adjustments as necessary
- Priority 7 Infrastructure Management and Development**
Develop a 3-year Capital Budget for Infrastructure from Sales Tax Budget
Evaluate Current and Future Building Needs
Develop County Road Improvement Plan

Regular Board of Supervisors Meeting

Meeting Date: 03/13/2018

Health Start Program

Submitted By: Briggita Hodges, Health & Social Services

Department: Health & Social Services

Presentation: No A/V Presentation

Recommendation: Approve

Document Signatures: BOS Signature NOT Required

of ORIGINALS 0
Submitted for Signature:

NAME of PRESENTER: Judy Gilligan

TITLE of PRESENTER: Prevention Services Manager

Mandated Function?: Not Mandated

Source of Mandate or Basis for Support?:

You will use this Agenda Item template if your item involves a Grant (whether a new or renewal grant). You also must attach the Grant Approval Form to the item before Finance will approve it. Select the SPECIAL LINKS on your left-hand menu and Click on "Grant Approval Form". Then complete the form, save it and attach it to your item (on the Attachments tab).

Information

Agenda Item Text:

Approve contract amendment: ADHS15-096693:2, Health Start Program, between the Arizona Department of Health Services, Bureau of Women's & Children's Health, and Cochise Health & Social Services to extend the contract period from July 1, 2018 through June 30, 2019.

Background:

The CHSS Maternal Child Health (MCH) Program has received the Health Start grant for the past 25 years and promotes healthy families and pregnancies among County residents. The grant serves women with a risk factor for pregnancy and post partum issues. The purpose is to reduce those risks through a community health worker program where medically trained community members act as a guide and mentor starting with the pregnancy and ending after the first two years of the child's life.

According to ADHS Maternal and Child Health data, Cochise County has the third highest rate of low birth weight infants in Arizona. As such, both mothers and children are at higher risk for preventable negative health outcomes. According to 2010 Census data there are approximately 3,000 families in Cochise County with children under age 5. In 2016-2017 the Health Start Program served approximately 8% of those families. Even the combined capacity of four other home visiting programs in Cochise County (ESBF CPAT, CFR Healthy Families, CPC Early Head Start and FH New Parent Support), we cannot reach even half of the families who need these services.

Department's Next Steps (if approved):

Your approvals are respectfully requested.

Impact of NOT Approving/Alternatives:

Not approving this grant will cause the cessation of this value-added program to at-risk pregnant women and parenting families in Cochise County. The Health Start Program provided by Cochise County served 230 families providing 2,500 home visits during fiscal year July 2016-June 2017 in large and small communities all over the county.

To BOS Staff: Document Disposition/Follow-Up:

N/A

Budget Information

Information about available funds

Budgeted: ☒

Funds Available: ☒

Amount Available: 306,185.00

Unbudgeted: ☐

Funds NOT Available: ☐

Amendment: ☐

Account Code(s) for Available Funds

1:

Fund Transfers

Fiscal Year: 18/19

One-time Fixed Costs? (\$\$\$):

Ongoing Costs? (\$\$\$):

County Match Required? (\$\$\$):

A-87 Overhead Amt? (Co. Cost Allocation \$\$\$): 152,101.00

Source of Funding?:

Fiscal Impact & Funding Sources (if known):

This is a grant-funded, fixed price program from the Arizona Department of Health Services in the amount of \$306,185. Based on a twelve-month July-June funding cycle, the aggregate grant amount will be \$306,185 in FY 18/19.

The net county subsidy is calculated as follows (projected salaries/EREs are for the twelve-month funding cycle and reflect current staffing levels):

Budgeted Salaries/EREs		277,203
A--87 Overhead at	54.87%	152,101
Collected Overhead	2.50%	6,930
at		
Net County Subsidy		145,171

Attachments

Executive Summary
Grant Approval Form
Contract Amendment

Executive Summary Form

Agenda Number:3843 **(CONTRACT NAME: Health Start)**

Recommendation:

Approve contract amendment: ADHS15-096693:2, Health Start Program, between the Arizona Department of Health Services, Bureau of Women's & Children's Health, and Cochise Health & Social Services to extend the contract period from 7/1/2018 to 6/30/2019 in the annual amount of \$306,185. This is the fourth year of our contract; the contract amount has not changed.

Background (Brief):

The CHSS Maternal Child Health (MCH) Program has received the Health Start grant for the past 25 years and promotes healthy families and pregnancies among County residents. The grant serves women with a risk factor for pregnancy and post partum issues. The purpose is to reduce those risks through a community health worker program where medically trained community members act as a guide and mentor starting with the pregnancy and ending after the first two years of the child's life.

According to ADHS Maternal and Child Health data, Cochise County has the third highest rate of low birth weight infants in Arizona. As such, both mothers and children are at higher risk for preventable negative health outcomes. According to 2010 Census data there are approximately 3,000 families in Cochise County with children under age 5. In 2016-2017 the Health Start Program served approximately 8% of those families. Even the combined capacity of four other home visiting programs in Cochise County (ESBF CPAT, CFR Healthy Families, CPC Early Head Start and FH New Parent Support), we cannot reach even half of the families who need these services.

Fiscal Impact & Funding Sources:

This is a grant-funded, fixed price program from the Arizona Department of Health Services in the amount of \$306,185. Based on a twelve-month July-June funding cycle, the aggregate grant amount will be \$306,185 in FY 18/19.

The net county subsidy is calculated as follows (projected salaries/EREs are for the twelve-month funding cycle and reflect current staffing levels):

Budgeted Salaries/EREs		277,203
A--87 Overhead at	54.87%	152,101
Collected Overhead at	2.50%	<u>6,930</u>
Net County Subsidy		145,171

Next Steps/Action Items/Follow-up:

Your approvals are respectfully requested.

Impact of Not Approving:

Not approving this grant will cause the cessation of this value-added program to at-risk pregnant women and parenting families in Cochise County. The Health Start Program provided by Cochise County served 230 families providing 2,500 home visits during fiscal year July 2016-June 2017 in large and small communities all over the county.

COCHISE COUNTY GRANT APPROVAL FORM

Form Initiator:

Date Prepared:

Point of Contact:

Phone Number:

Department:

PRIMARY GRANT

Primary Grantor:

CFDA:
www.CFDA.gov

Grant Title:

Grant Term From:

To:

Total Award Amount:

New Grant:

Yes

No

Grant No:

Amendment:

Yes

No

Amendment No:

GL Account No:

If new, Finance will assign a fund number.

Strategic Plan:

District:

Mandated by Law

Yes

No

Number of Positions Funded:

Asset(s) Acquired:

Grantor's reimbursement mileage rate:

Health or pension reimbursement:

Other reimbursement:

Briefly describe the purpose of the grant:

If this is a mandated service, cite the source. If not mandated, cite indications of local customer support for this service.

PRIMARY FUNDING SOURCE

Funding Year: Federal Funds 332.100

State Funds 336.100

County Funds 391.000

Other Funds:

Total Funds:

Has this amount been budgeted? Yes No

Method of collecting funds: Lump Sum Quarterly Draw Reimbursement

Is revertment of unexpected funds required at the end of grant period? Yes No

(a) Total indirect (A-87) Cost Allocation:

(b) Amount of overhead allowed by grant:

County Subsidy (a) - (b) =

Is there a Secondary Grant Award associated with this Grant? Yes No

Name of Grant: Funder:

If yes please complete an additional grant approval form.

Is County match required? Yes No

County match source:

County match dollar amount or percentage:

NOTE: Please attach this Grant Approval form to the AgendaQuick item. The AgendaQuick "Grant Approval template" must be used. Once approved by the Board of Supervisors, the department is responsible for sending a copy of the fully executed GRANT DOCUMENT (not this approval form) to the Finance Department.

	CONTRACT AMENDMENT	ARIZONA DEPARTMENT OF HEALTH SERVICES 150 North 18th Avenue, Suite 260 Phoenix, Arizona 85007 (602) 542-1741 Fax
	Contract No: ADHS15-096693	Amendment No: 2
		Procurement Officer: Gina Crocker

Health Start Program	
Effective upon signature of all parties, it is mutually agreed that the Contract referenced is amended as follows: 1. Pursuant to Uniform Terms and Conditions, Provision Five (5), Contract Changes, Item 5.1 Amendments, the Special Terms and Conditions, Provision Two (2), Term of Contract (3 Years) and Provision Three (3), Contract Extension (5 Year Maximum) is hereby amended to extend the contract through June 30, 2019, the fourth year of the contract. 2. Pursuant to Uniform Terms and Conditions, Provision Five (5), Contract Changes, Item 5.1 Amendments, Provision Thirteen (13), THE FEDERAL FUNDING ACCOUNTABILITY AND TRANSPARENCY ACT (FFATA OR TRANSPARENCY ACT - P.L.109-282, AS AMENDED BY SECTION 6202(A) OF P.L. 110-252), FOUND AT https://www.fsrc.gov/ is hereby added to read as follows: 13. if applicable, the Contractor/Grantee shall submit to ADHS via email the Grant Reporting Certification Form. This form and the instructions can be downloaded from the ADHS Procurement website at http://www.azdhs.gov/operations/financial-services/procurement/index.php#ffata and must be returned to the ADHS by the 15th of the month following that in which the award was received. The form shall be completed electronically, and submitted using the steps outlined in the Grant Reporting Certification Form Instructions to the following email address: ADHS_Grant@azdhs.gov. All required fields must be filled including Top Employee Compensation, if applicable. Completing the Grant Reporting Certification Form is required for compliance with the Office of Management and Budget (OMB), found at http://www.whitehouse.gov/omb/open. Failure to timely submit the Grant Reporting Certification Form could result in the loss of funds. This requirement applies to all subcontractors/sub-awardees utilized by the Contractor/Grantee for amounts exceeding \$30,000.00 during the term of the Award. All other provisions shall remain in their entirety.	
Contractor hereby acknowledges receipt and acceptance of above amendment and that a signed copy must be filed with the Procurement Office before the effective date. _____ Signature / Date	The above referenced Contract Amendment is hereby executed this _____ day of _____, 2018 at Phoenix, Arizona
Authorized Signatory's Name and Title: Contractor's Name: Cochise Health and Social Services.	Procurement Officer

Regular Board of Supervisors Meeting

Meeting Date: 03/13/2018

SEAGO Area Agency on Aging

Submitted By: Briggita Hodges, Health & Social Services

Department: Health & Social Services

Presentation: No A/V Presentation

Document Signatures: BOS Signature Required

Recommendation: Approve

of ORIGINALS 1
Submitted for Signature:

NAME Belvet Elsouhag
of PRESENTER:

TITLE AAA Director
of PRESENTER:

Mandated Function?: Not Mandated

Source of Mandate
or Basis for Support?:

You will use this Agenda Item template if your item involves a Grant (whether a new or renewal grant). You also must attach the Grant Approval Form to the item before Finance will approve it. Select the SPECIAL LINKS on your left-hand menu and Click on "Grant Approval Form". Then complete the form, save it and attach it to your item (on the Attachments tab).

Information

Agenda Item Text:

Approve amendment No. 107-18-1 to the SEAGO-Area Agency on Aging Grant for FY17-18, Contract #107-18 for Case Management and Family Caregiver Services between SEAGO and Cochise Health and Social Services which changes the new total grant award from \$180,063 to \$195,063 for the period of July 1, 2017 through June 30, 2018.

Background:

Cochise Health and Social Services (CHSS) through its Area Agency on Aging (AAA) Program provides Case Management and Family Caregiver Services. The Case Management program provides services to both care recipients and unpaid family caregivers. The Family Caregiver Services include Outreach to Cochise County residents who are unpaid family caregivers to a care recipient. Services are generally restricted to older individuals aged 60 or older per SEAGO Service Specifications.

Department's Next Steps (if approved):

Your approvals are respectfully requested.

Impact of NOT Approving/Alternatives:

The transfer of \$1,300 from the FCS-Training Program to the FCS-Outreach Program allows an opportunity to provide caregiver packets with useful items and information in support of unpaid family caregivers in our community. The additional award of \$15,000 for Case Management allows for an additional 319 service units to qualifying members of our community county wide. Disapproval of amendment No. 107-18-1 would eliminate the program's ability to serve additional caregivers and care recipients in our community.

To BOS Staff: Document Disposition/Follow-Up:

N/A

Budget Information

Information about available funds

Budgeted: ☒	Funds Available: ☐	Amount Available: 195063.00
Unbudgeted: ☐	Funds NOT Available: ☐	Amendment: ☐

Account Code(s) for Available Funds

1:

Fund Transfers

Fiscal Year: 17/18

One-time Fixed Costs? (\$\$\$):

Ongoing Costs? (\$\$\$):

County Match Required? (\$\$\$): 88000.00

A-87 Overhead Amt? (Co. Cost Allocation \$\$\$): 16714.00

Source of Funding?:

Fiscal Impact & Funding Sources (if known):

(-) \$260,845 Budgeted Expenses
(+) \$195,063 SEAGO grant
(+) \$ 5,012 Cash Carry Forward
(=) \$ 60,770 Budgeted GF County Contribution *

* Reduces the total GF County Contribution needed and keeps it below the pre-approved maximum of \$88k.

Attachments

Executive Summary
Grant Approval
Contract Amendment

Executive Summary Form

Agenda Number: 3852 HLT

Recommendation:

Approve amendment No. 107-18-1 to the SEAGO-Area Agency on Aging Grant for FY17-18, Contract # 107-18 for Case Management and Family Caregiver Services between the SEAGO and Cochise Health and Social Services. The amendment awards an additional \$15,000 to the Case Management Program and transfers previously awarded funding of \$1,300 from the Caregiver Training Program to the Caregiver Outreach Program. The latter is with the purpose of providing caregiver packets to unpaid family caregivers providing care to AAA case managed care recipients. The new total grant award changes from of \$180,063 to \$195,063 for the period of 7/1/17 – 6/30/18. The basis of compensation for the Case Management Program is fixed price per unit of service and the Caregiver Family Support Program is cost-reimbursement. The County's contribution remains unaffected by this additional award.

Background (Brief):

Cochise Health and Social Services (CHSS) through its Area Agency on Aging (AAA) Program provides Case Management and Family Caregiver Services. The Case Management program provides services to both care recipients and unpaid family caregivers. The Family Caregiver Services include Outreach to Cochise County residents who are unpaid family caregivers to a care recipient. Services are generally restricted to older individuals aged 60 or older per SEAGO Service Specifications.

Fiscal Impact & Funding Sources:

(-) \$260,845 Budgeted Expenses
(+) \$195,063 SEAGO grant
(+) \$ 5,012 Cash Carry Forward
(=) \$ 60,770 Budgeted GF County Contribution *

* Reduces the total GF County Contribution needed and keeps it below the pre-approved maximum of \$88k.

Next Steps/Action Items/Follow-up: Your approvals are respectfully requested.

Impact of Not Approving: The transfer of \$1,300 from the FCS-Training Program to the FCS-Outreach Program allows an opportunity to provide caregiver packets with useful items and information in support of unpaid family caregivers in our community. The additional award of \$15,000 for Case Management allows for an additional 319 service units to qualifying members of our community county wide. Disapproval of amendment No. 107-18-1 would eliminate the program's ability to serve additional caregivers and care recipients in our community.

COCHISE COUNTY GRANT APPROVAL FORM

Form Initiator: Belvet Elsouhag

Date Prepared: 03/01/18

Point of Contact: Belvet Elsouhag

Phone Number: 432-9668

Department: **Health & Social Services**

PRIMARY GRANT

Primary Grantor: Southeastern Arizona Governments Association (SEAGO) CFDA: 93.044 93.052
www.CFDA.gov

Grant Title: SEAGO Area Agency on Aging

Grant Term From: 07/01/17 To: 06/30/18 Total Award Amount: 195,063.00

New Grant: ☐ Yes ☒ No

Grant No:

Amendment: ☒ Yes ☐ No

Amendment No: 107-18-1

GL Account No: 239

If new, Finance will assign a fund number.

Strategic Plan: **Health & Wellbeing**

District: **CW**

Mandated by Law ☐ Yes ☒ No

Number of Positions Funded: 6

Asset(s) Acquired:

None

Grantor's reimbursement mileage rate: 0.00

Health or pension reimbursement: 0.00

Other reimbursement: 0.00

Briefly describe the purpose of the grant:

To provide case management services for older adults (60+) assisting to access services to stay in their own homes, living independently in their community reducing/delaying ALTCS enrollment and institutionalization.

If this is a mandated service, cite the source. If not mandated, cite indications of local customer support for this service.

AAA case managers currently serve 401 clients throughout the county including unpaid family caregivers and care recipients as well as promoting caregiving information through a monthly newsletter.

PRIMARY FUNDING SOURCE

Funding Year: Federal Funds 332.100 195,063.00

State Funds 336.100

County Funds 391.000

Other Funds:

Total Funds: 195,063.00

Has this amount been budgeted? ☒ Yes ☐ No

Method of collecting funds: ☐ Lump Sum ☐ Quarterly ☐ Draw ☒ Reimbursement

Is revertment of unexpected funds required at the end of grant period? ☐ Yes ☒ No

(a) Total indirect (A-87) Cost Allocation: \$ 16,714.00 (b) Amount of overhead allowed by grant: \$ 0.00

County Subsidy (a) - (b) = \$ 16,714.00

Is there a Secondary Grant Award associated with this Grant? ☐ Yes ☒ No

Name of Grant: N/A

Funder: N/A

If yes please complete an additional grant approval form.

Is County match required? ☒ Yes ☐ No

County match source: GF

County match dollar amount or percentage: Max \$88,000

NOTE: Please attach this Grant Approval form to the AgendaQuick item. The AgendaQuick "Grant Approval template" must be used. Once approved by the Board of Supervisors, the department is responsible for sending a copy of the fully executed GRANT DOCUMENT (not this approval form) to the Finance Department.



**SouthEastern Arizona Governments Organization
Area Agency on Aging, Region VI**

CONTRACT AMENDMENT

CONTRACT AMENDMENT NUMBER: 107-18-1	CONTRACT NUMBER: 107-18	EFFECTIVE AMENDMENT DATE: 2-1-2018
CONTRACTOR/PROVIDER (NAME AND ADDRESS): Cochise Health & Social Services 1415 Melody Lane Bldg. A Bisbee, AZ 85603.		
PURPOSE: To Amend SFY18 with additional funds in CMG and switch of funds from CGT to OTR for purpose obtaining Caregiver packets.		
THE ABOVE REFERENCED CONTRACT IS HEREBY AMENDED AS FOLLOWS: Additional funds have been allocated in CMG from carryover funds to cover over utilization of units. A request has been approved to switch funds from CGT to OTR for means of obtaining caregiver packets. CMG-\$15,000 and additional 319 units, with a balance of \$192,463 and 6545 units for SFY18. CGT-FCS- moved funds to OTR, with a balance of \$0 and no units for SFY18. OTR-FCS- additional \$1,612 and \$312 from Non Fed In-Kind applied to a balance of \$2600 for SFY18		
EXCEPT AS PROVIDED FOR HEREIN ALL TERMS AND CONDITIONS OF THE ORIGINAL CONTRACT AS HERETOFORE CHANGES AND/OR AMENDED REMAIN UNCHANGED AND IN FULL FORCE AND EFFECT.		
IN WITNESS WHEREOF THE PARTIES HERETO SIGN THEIR NAMES IN AGREEMENT.		
NAME OF CONTRACTOR/PROVIDER COCHISE HEALTH AND SOCIAL SERVICES	SouthEastern Arizona Governments Organization (SEAGO)	
SIGNATURE OF AUTHORIZED PERSON	SIGNATURE	
TYPED NAME Anne English, Chairman	TYPED NAME Randy Heiss	
TITLE APPROVED AND SIGNED BY THE CHAIRMAN OF THE BOARD OF SUPERVISORS OF COCHISE COUNTY, ARIZONA	TITLE Executive Director	
DATE	DATE	

ATTEST:

Arlthe G. Rios, Clerk of the Board

300 Collins Road, Bisbee, Arizona 85603

APPROVED AS TO FORM:

Christine J. Roberts, Civil Deputy County Attorney

FAX (520) 432-9168

(520) 432-2528

Amend 107-18-1	SEAGO Area Agency on Aging		
Subaward Operating Budget for Period: July 1, 2017 to June 30, 2018			
Subrecipient:CHSS	Amend 1		
Subaward #:107-18	866000398		
SERVICE	CMG-HCB	ADP-FCS/AD5	
Deliverable Units	6545.15		
Fixed Rate			
Unit Rate	\$47.00		
Total Cost	\$ 307,622	\$ -	
Funding Breakdown			
ALTCS	\$ -	\$ -	
Project Income		\$ -	
Non-Federal In-Kind	\$ 68,273	\$ -	
Non-Federal Cash	\$ 46,886	\$ -	
Other Federal	\$ -	\$ -	
Total Other Funding	\$ 115,159	\$ -	
SEAGO Subaward	\$ 192,463	\$ -	

Amend 107-18-1	SEAGO Area Agency on Aging		
Subaward Operating Budget for Period: July 1, 2017 to June 30, 2018			
Subrecipient:CHSS-PF			
Subaward #:107-18	866000398.00		
SERVICE	OTR-FCS	CGT-FCS	
Deliverable Units	4.00	0.00	
Cost Reimbursement			
Total Cost	\$ 3,224	\$ -	
Funding Breakdown			
ALTCS	\$ -	\$ -	
Project Income	\$ -	\$ -	
Non-Federal In-Kind	\$ 624	\$ -	
Non-Federal Cash	\$ -	\$ -	
Other Federal	\$ -	\$ -	
Total Other Funding	\$ 624	\$ -	
SEAGO Subaward	\$ 2,600	\$ -	

Regular Board of Supervisors Meeting**Meeting Date:** 03/13/2018

Housing Opportunities for Persons With AIDS (HOPWA) Grant Approval

Submitted By: Anita Baca, Housing Authority**Department:** Housing Authority**Presentation:** PowerPoint**Recommendation:** Approve**Document Signatures:** BOS Signature NOT Required**# of ORIGINALS Submitted for Signature:** 0**NAME of PRESENTER:** Anita Baca**TITLE of PRESENTER:** Housing Director**Mandated Function?:** Not Mandated**Source of Mandate or Basis for Support?:**

You will use this Agenda Item template if your item involves a Grant (whether a new or renewal grant). You also must attach the Grant Approval Form to the item before Finance will approve it. Select the SPECIAL LINKS on your left-hand menu and Click on "Grant Approval Form". Then complete the form, save it and attach it to your item (on the Attachments tab).

Information
Agenda Item Text:

Approve the Housing Opportunities for Persons With AIDS (HOPWA) Notice of Grant Award in the amount of \$611,584 for program administration by the Housing Authority of Cochise County during the period of March 1, 2018 to February 28, 2021.

Background:

Cochise County along with the Housing Authority of Cochise County continue to administer this program since 2004, serving hundreds of beneficiaries throughout Cochise County.

Department's Next Steps (if approved):

If approved, the Housing Authority of Cochise County will begin administering this grant cycle from 2018-2021.

Impact of NOT Approving/Alternatives:

If the grant is not approved, the benchmark of 22-25 households receiving Tenant-based Rental Assistance per month as well as the 30 families receiving Short-Term Rent, Mortgage, and Utility payments and 75 families receiving supportive services will have no other immediate alternatives. In addition, it would impact the salaries of 1-3 employees.

To BOS Staff: Document Disposition/Follow-Up:

None required.

Budget Information

Information about available funds

Budgeted: **Funds Available:** **Amount Available:** 611,585

Unbudgeted: ☐

Funds NOT Available: ☐

Amendment: ☐

Account Code(s) for Available Funds

1:

Fund Transfers

Attachments

2018 HOPWA Grant Approval PowerPoint

2018 to 2021 HOPWA Notice of Award

2018-2021 HOPWA Grant Approval Form

COCHISE COUNTY

Housing Opportunities for Persons With AIDS (HOPWA)

Grant Award

\$611,584.00

March 1, 2018 to February 28, 2021



Public Programs...Personal Service

HOPWA Grant Award

- HOPWA program, managed by HUD's Office of HIV/AIDS Housing was established to provide housing assistance and related supportive services for low-income persons living with HIV/AIDS and their families
- Only Federal program dedicated to housing needs of people living with HIV/AIDS.



HOPWA Grant Award

- Eligible Activities for Cochise County
 - Tenant-based Rental Assistance (TBRA)
 - » award amount \$362,700.00
 - Rental subsidy much like Section 8 paid directly to property owners.
 - The Housing Authority of Cochise County pays a portion of the rent; the tenant pays a portion of the rent based on their adjusted income



HOPWA Grant Award

- Eligible Activities Continued
 - Short-term Rent, Mortgage, and Utility (STRMU) Payments to Prevent Homelessness
 - » award amount \$35,000
 - Rent, mortgage, and utilities assistance paid on a participant's behalf in order to prevent homelessness
 - Intervention to help a household maintain their current housing



HOPWA Grant Award

- Eligible Activities Continued
 - Supportive Services
 - » award amount \$148,959
 - Provides assistance to gaining access to local, State, and Federal government benefits and services.
 - Focus on supporting housing stability of program participants



HOPWA Grant Award

- Eligible Activities Continued
 - Housing Information Services and Permanent Housing Placement
 - » award amount \$9,326
 - Housing support activities to secure stable housing for program participants
 - Referrals to affordable housing resources
 - Working with property owners
 - » Fair Housing Seminar/Landlord Briefing



HOPWA Grant Award

- Overall grant award \$611,584.00 from 03/01/18 to 02/28/21
- Cochise County/Housing Authority began administering HOPWA in 2004
 - Referrals from Ryan White and Southern Arizona AIDS Foundation (SAAF)
 - 540 beneficiaries (includes family) since 2009



1. DATE ISSUED MM/DD/YYYY 02/16/2018	2. CFDA NO. 14.241	3. ASSISTANCE TYPE Project Grant
1a. SUPERSEDES AWARD NOTICE dated except that any additions or restrictions previously imposed remain in effect unless specifically rescinded		
4. GRANT NO. AZ-H17-0025-00 Formerly AZ-H140014	5. ACTION TYPE New	
6. PROJECT PERIOD MM/DD/YYYY From 03/01/2018	Through 02/28/2021	
7. BUDGET PERIOD MM/DD/YYYY From 03/01/2018	Through 02/28/2021	
8. TITLE OF PROJECT (OR PROGRAM) Housing Opportunities for Persons With AIDS (HOPWA)		

THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

451 7th Street S.W
Washington, DC 20410

NOTICE OF AWARD

9a. GRANTEE NAME AND ADDRESS Cochise County 1415 Melody Ln # A Bisbee, AZ 85603-3027	9b. GRANTEE PROJECT DIRECTOR Ms. Claudia Morales 1415 Melody Lane, Bldg A Bisbee, AZ 85603-0000 Phone: 1111111111
10a. GRANTEE AUTHORIZING OFFICIAL Mrs. Anita Baca 1415 Melody Lane, Bldg A Bisbee, AZ 85603-0000 Phone: 520-432-8883	10b. FEDERAL PROJECT OFFICER Ms. Lisa Steinhauer 451 7th Street S.W., Washington, DC 20410 Phone: 215-861-7651

ALL AMOUNTS ARE SHOWN IN USD

11. AWARD COMPUTATION FOR GRANT				14. THIS AWARD IS BASED ON AN APPLICATION SUBMITTED TO, AND AS APPROVED BY, HUD ON THE ABOVE TITLED PROJECT AND IS SUBJECT TO THE TERMS AND CONDITIONS INCORPORATED EITHER DIRECTLY OR BY REFERENCE IN THE FOLLOWING: a. The grant program legislation cited in remarks or attachment below. b. The grant program regulations cited in remarks or attachment below. c. This award notice including terms and conditions, if any, noted below under REMARKS. In the event there are conflicting or otherwise inconsistent policies applicable to the grant, the above order of precedence shall prevail. Acceptance of this award by the grantee acknowledges acceptance of these terms and conditions.		
a. Amount of HUD Financial Assistance	611,584.00					
b. Less Unobligated Balance From Prior Budget Periods	0.00					
c. Less Cumulative Prior Award(s) This Budget Period	0.00					
d. AMOUNT OF FINANCIAL ASSISTANCE THIS ACTION	611,584.00					
12. Total Federal Funds Awarded to Date for Project Period				611,584.00		
13. RECOMMENDED FUTURE SUPPORT (Subject to the availability of funds and satisfactory progress of the project):						
YEAR	TOTAL DIRECT COSTS	YEAR	TOTAL DIRECT COSTS			
a. 2		d. 5				
b. 3		e. 6				
c. 4		f. 7				

REMARKS (Other Terms and Conditions Attached -

☒ Yes

☐ No)

Terms and Conditions of this award are contained in the attached Housing Opportunities for Persons With AIDS (HOPWA) Terms and Conditions for Fiscal Year 2017 Renewal Grant Agreement. This Notice of Award and the Terms and Conditions constitute the entire Agreement between HUD and the Grantee for this award.

GRANTS MANAGEMENT OFFICER: Ms. Flegel-GMO, Rita

16. OBJ CLASS 410001	16a. VENDOR CODE 421541685	16b. EIN 421541685	17. DUNS 135910581	18. CONG. DIST. 02
FY-ACCOUNT NO.	DOCUMENT NO.	ADMINISTRATIVE CODE	AMT ACTION FIN ASST	APPROPRIATION
19. HOPWA 0308 17/19	b. AZH1700250	c. HOPWA	d. \$611,584.00	e.
20. a.	b.	c.	d.	e.
21. a.	b.	c.	d.	e.

AWARD ATTACHMENTS

Cochise County

AZ-H17-0025-00

1. Terms and Conditions - Cochise County
2. Final Approved Budget - Cochise County

**HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS (HOPWA) CFDA # 14.241
TERMS AND CONDITIONS FOR FISCAL YEAR 2017 RENEWAL GRANT
AGREEMENT**

Grantee Name ("Grantee"): Cochise County
Unique Entity Identifier (DUNS Number): 020126041

The Notice of Award for Fiscal Year 2017 HOPWA renewal grant that indicates the Grantee in Box 9a and these Terms and Conditions, including any documents incorporated by reference into these Terms and Conditions, shall constitute the entire agreement (the "Agreement") between the U.S. Department of Housing and Urban Development ("HUD") and the Grantee. The Agreement is pursuant to the AIDS Housing Opportunity Act (the "Act"), codified at 42 U.S.C. §§ 12901-12912, and regulations for the Housing Opportunities for Persons With AIDS ("HOPWA") program at 24 CFR part 574 (the "Regulations"). In reliance upon and in consideration of the mutual representations and obligations hereunder, HUD and the Grantee agree as follows:

ARTICLE I. Grant Amount

Subject to these Terms and Conditions, HUD agrees to provide a HOPWA grant ("Grant") to the Grantee in the amount listed on Box 12 of the Notice of Award ("Grant Funds") to carry out the project described in the Renewal Application and in the approved Form HUD-40110-B Renewal Budget attached.

ARTICLE II. Incorporation of Renewal Application

The Renewal Application uploaded in GMM, including certifications, assurances, and information and documentation required to meet renewal grant award conditions, is incorporated herein as part of the Agreement. In the event of conflict between a provision of the Renewal Application and any provision of this Agreement, the latter shall control.

ARTICLE III. Eligible Use of Grant Funds

The Grantee shall only use Grant Funds to carry out eligible activities as set forth in the AIDS Housing Opportunity Act, Pub. L. 101-625, Title VIII, Subtitle D, as amended, codified at 42 U.S.C. §§ 12901-12912, (the "Act") and regulations for the HOPWA program at 24 CFR part 574, as of the date of the renewal notice publication, February 16, 2017 (the "Regulations") and as provided in the Grantee's approved Renewal Application uploaded in GMM, as may be amended in accordance with Article VIII of these Terms and Conditions of the Agreement.

ARTICLE IV. Compliance with Program Requirements

- A. The Grantee shall comply with all applicable program requirements. Such program requirements include the Act, Regulations, Notice CPD-17-02 (*"Procedural Guidance for Fiscal Year 2017 HOPWA Permanent Supportive Housing Renewal Grant Applications"*), other program directives, HUD Handbooks and Notices, and any other applicable Federal requirements.
- B. Other applicable Federal requirements with which the Grantee must comply include, but are not limited to:
 - 1. 2 CFR part 200 ("Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards");
 - 2. Section 3 of the Housing and Urban Development Act of 1968 and 24 CFR part 135 ("Economic Opportunities for Low- and Very Low-Income Persons");
 - 3. 31 U.S.C. 1352 and 24 CFR part 87 ("New Restrictions on Lobbying");
 - 4. Requirements established by the Office of Management and Budget (OMB) concerning the Unique Entity Identifier and the System for Award Management (SAM) database, including Appendix A to 2 CFR part 25; and
 - 5. Federal Funding Accountability and Transparency Act of 2006 (Transparency Act), Pub. L. 109-282, as amended, and Appendix A to 2 CFR part 170 ("Reporting Subaward and Executive Compensation Information").
- C. The Grantee shall comply with requirements of sections V.C. of the Fiscal Year 2017 General Section, including the Drug-Free Workplace requirements in Section V.C.11.

ARTICLE V. Subawards

The Grantee shall comply with 2 CFR 200.331, when making a subaward, which includes an award of Grant Funds to an eligible nonprofit organization or housing agency of a State or unit of general local government ("Project Sponsor"). The Grantee shall provide a Project Sponsor with information in writing on all requirements to which the Project Sponsor is subject so that the subaward is used in accordance with the Act, Regulations, other program requirements, and these Terms and Conditions of the Agreement. The Grantee must ensure that its Project Sponsor(s) agree in writing to comply with the Act, Regulations, other program requirements, and these Terms and Conditions of the Agreement in carrying out activities under the Grant.

ARTICLE VI. Financial Management

- A. Grantee shall draw down Grant Funds not less than quarterly. The Grantee shall make timely payments to each Project Sponsor upon request, provided the requesting Project

Sponsor is in compliance with program requirements.

- B. The Grantee shall comply with HUD instructions regarding use of and reporting in the Integrated Disbursement and Information System (IDIS) or its successor.
- C. A request by the Grantee to draw down Grant Funds under the IDIS system or any other payment system constitutes a representation by the Grantee that it and all participating parties are in compliance with these Terms and Conditions of the Agreement.

ARTICLE VII. Allowability of Pre-award Costs

- A. Pre-award costs may not be incurred except in accordance with 2 CFR 200.458, including the requirement that the Grantee obtain HUD's written approval.

ARTICLE VIII. Amendments

- A. Amendments to the Agreement, including amendments to the Renewal Application, may only be made in accordance with 2 CFR part 200, 24 CFR part 574, and Notice CPD-17-02 (*"Procedural Guidance for Fiscal Year 2017 HOPWA Permanent Supportive Housing Renewal Grant Applications"*).
- B. Except for amendments for which Grantee is not required to obtain prior HUD approval, the Grantee shall submit a written request through GMM for HUD approval. The effective date of any amendment to this Agreement that requires HUD approval shall be the date of execution in GMM.
- C. Changes to the Grantee's Form HUD-40110-B Renewal Budget must be made in accordance with 2 CFR 200.308.

ARTICLE IX. Performance

Grantee shall:

- A. Carry out, and ensure that any Project Sponsors carry out, eligible activities under the Grant and use Grant Funds as described in the Renewal Application, in accordance with the Act, Regulations, other program requirements, and these Terms and Conditions of the Agreement;
- B. Use at least 51 percent of the Grant Funds awarded under the Agreement to undertake eligible program activities that provide permanent supportive housing to HOPWA eligible persons for the planned annual outputs;
- C. Comply with and meet the performance measure benchmark outputs and

outcomes established in the approved Form HUD 40110-B Renewal Budget for the implementation and operation of this award;

- D. Ensure that other state, local, federal, or private resources to provide the permanent housing or supportive services portion of the project, as documented in the Form HUD 40110-B Renewal Budget will continue to be available for that purpose throughout the performance period of the Grant;
- E. Maintain documentation in Grantee files that each permanent supportive housing client has a continuous legal right under state/local law to remain in their unit or property and have access to ongoing supportive services provided through qualified providers. Such documentation must include a copy of the standard lease form, sub-lease, or occupancy agreement used for residents of the project, which must be for a term of at least one year and automatically renewable upon expiration, except on reasonable prior notice by either the tenant or the landlord;
- F. If providing security deposits, ensure that such costs are reasonable, limited to not more than two months' rent, and classified as part of the BLI shown as Permanent Housing Placement Costs;
- G. Conduct an ongoing assessment of the permanent supportive housing assistance required by the participants in the program, including annual assessments of their housing situations, and report on the annual achievement of HOPWA client outcome goals in achieving stable housing, reducing risks of homelessness and improving access to care for beneficiaries;
- H. Assure the adequate provision of supportive services to the participants in the program, including support to access health-care, HIV treatment and benefits or other support available under mainstream health and human welfare programs and other public and private resources, as needed. Further, the Grantee shall ensure that Grant Funds will not be used to make payments for health services for any item or service to the extent that payment has been made, or can reasonably be expected to be made with respect to that item or service: (i) under any State compensation program, under an insurance policy, or under any Federal or State health benefits program; or (ii) by an entity that provides health services on a prepaid basis;
- I. Commit program income to the Grant in accordance with the addition method at 2 CFR 200.307(e)(2);
- J. Comply with environmental review requirements at 24 CFR 574.510;
- K. *(For Grantees that use Grant Funds for supportive service activities aimed at assisting HOPWA clients with substance abuse treatment):* Comply with federal, state and other applicable laws pertaining to the illegal use of a controlled substance. The Grantee must undertake reasonable steps to ensure that beneficiaries receive appropriate access to

substance abuse treatment and counseling. Admission may be denied, or eviction initiated, for persons engaging in illegal drug activities, where such activities threaten the health, safety, or right to peaceful enjoyment of the premises by other residents. Grantees must establish procedures for project ineligibility and evictions;

- L. Obtain a certificate of completion of the HOPWA Oversight Training Curriculum by at least one of its employees within twelve months of the execution of the Agreement. The online training can be accessed at: <https://www.hudexchange.info/trainings/hopwa-oversight-training/>;
- M. Obtain a certificate of completion of the CPD Financial Management 201 Training Curriculum by at least one of its employees within twelve months of the execution of the Agreement. The online training can be accessed at: <https://www.hudexchange.info/news/welcome-to-financial-management-201/>;
- N. If Grantee is providing direct services, obtain a certificate of completion of the Getting to Work Training Curriculum by at least one of its employees within twelve months of the execution of this Agreement. If the grantee does not provide services directly, then the Grantee must ensure that its Project Sponsor(s) must, within twelve months of the execution of the sub-award agreement, obtain a certificate of completion of the Getting to Work Training Curriculum by at least one of the Project Sponsor's employees. The online training can be accessed at: <https://www.hudexchange.info/training-events/dol-hud-getting-to-work-curriculum-for-hiv-aids-providers>;
- O. Comply with 2 CFR 200.311 and any disposition instructions that HUD may provide to the Grantee; and
- P. Comply with such other terms and conditions, including recordkeeping and reports (which must include racial and ethnic data on participants) for program monitoring and evaluation purposes, as HUD may establish for purposes of carrying out the program in an effective and efficient manner.

ARTICLE X. Indirect Cost Rate

If Grant Funds will be used to pay indirect costs pursuant to 2 CFR part 200, Subpart E, Grantee shall attach a schedule in the format set forth below as an application note titled "Indirect Cost Rate" in the GrantSolutions Grants Management Module (GMM) as part of the executed Agreement. The schedule shall identify the applicable indirect cost rate(s) (including if the de minimis rate is charged per 2 CFR 200.414) and the direct cost base to which the rate will be applied. Grantee shall not include indirect cost rates for Project Sponsors. The Grantee's indirect cost rate schedule as submitted to GMM is incorporated herein as part of the Terms and Conditions of the Agreement.

Grantee (or Administering

Direct

<u>Department/Agency, if applicable)</u>	<u>Indirect cost rate</u>	<u>Cost Base</u>
_____	_____ %	_____
_____	_____ %	_____
_____	_____ %	_____

ARTICLE XI. Records

- A. The Grantee shall maintain all programmatic records and any other documents required under this award in its files for a period of not less than four years in accordance with 24 CFR 574.530. The Grantee shall retain records for a longer period of time when any of the exceptions in 2 CFR 200.333 apply. Upon reasonable notice, the Grantee shall make records available for audit or inspection by authorized representatives of HUD.
- B. The Grantee shall maintain records of beneficiary and program activity eligibility, including documentation that evidences compliance with program requirements and these Terms and Conditions of the Agreement. In the case of participant eligibility records, the Grantee shall update records no less than annually.
- C. The Grantee shall comply with 24 CFR 574.440 and all applicable Federal, state, and local laws regarding privacy and confidentiality of health-related information.

ARTICLE XII. Reporting

- A. The Grantee shall submit an Annual Progress Report (APR) in accordance with 24 CFR 574.520. The Annual Progress Report (APR) is due to HUD within 90 days of the end of the designated 12-month period. The APR must be submitted in paper form and must include the number of individuals assisted, the types of assistance provided, a description of the resources made available, the investment of available resources, the geographic distribution and location of investments, the families and persons assisted (including race and ethnicity of persons assisted), and actions taken to affirmatively further fair housing.
- B. The Grantee agrees to comply with the award term and condition for reporting of matters related to recipient integrity and performance at Appendix XII to 2 CFR part 200.

ARTICLE XIII. Research and Development

This Grant is not for research and development (R&D), as defined at 2 CFR 200.87.

ARTICLE XIV. Contact Information

- A. HUD notifications to the Grantee under this Agreement shall be sent through GMM, unless the Grantee otherwise notifies HUD in writing.
- B. Grantee notifications, including requests for amendments to this Agreement, shall be addressed through GMM.
- C. The Grantee agrees to update GMM account information, including creation of new user accounts for staff working directly with the Grant, when staff changes occur. Instructions for requesting a GMM user account can be accessed here:
<https://home.grantsolutions.gov/home/home/customer-support/getting-started/>.

ARTICLE XV. Default

Default shall occur when the Grantee fails to comply with the Act, Regulations, any other program requirement, or these Terms and Conditions of the Agreement. In the event of a default, HUD may take one or more of the actions in 2 CFR 200.338 after providing the Grantee with an opportunity for informal consultation in accordance with 24 CFR 574.500(c).

Nothing in this Article shall limit any remedies otherwise available to HUD in the case of a default by the Grantee. No delay or omissions by HUD in exercising any right or remedy available to it under this Agreement shall impair any such right or remedy or constitute a waiver or acquiescence in any Grantee default.

ARTICLE XVI. Termination

The Grant may be terminated in accordance with 2 CFR 200.339, including for convenience when HUD and the Grantee agree that continuation of the award would not produce beneficial results.

ARTICLE XVII. Award Date and Period of Performance

- A. The Federal award date of the Grant Funds that HUD agrees to provide through this Agreement is the date listed in Box 1 of the Notice of Award indicating the execution of this Agreement on behalf of the Secretary of Housing and Urban Development.
- B. The term of this Agreement may not begin until the original grant agreement identified in Box 4 of the NOA has expired. The Period of Performance for this Agreement is the date range identified in Boxes 6 and 7 of the Notice of Award.

ARTICLE XVIII. Grant-specific Conditions

The following conditions are put on this grant due to deficiencies in the submitted Renewal Application:

- A. The final approved budget for this award is attached to this grant agreement. The grantee must implement this grant in accordance to this final approved budget, unless an amendment is executed.
- B. In the Descriptive Budget Justification Narrative, under Tenant-Based Rental Assistance, the application lists conducting HQS inspections as an activity. As stated in 24 CFR 574.310(b), all housing assisted with HOPWA TBRA must 1) meet state and local requirements regarding the condition of the structure and the operation of the housing, and 2) habitability standards. Therefore, a unit that meets HOPWA habitability standards, but does not meet Housing Quality Standards (HQS), can be used to house HOPWA TBRA clients. No HOPWA TBRA client should remain or be put at risk of homelessness if a unit is available that meets HOPWA habitability standards.
- C. As stated in 24 CFR 574.3: “*Administrative costs* mean costs for general management, oversight, coordination, evaluation, and reporting on eligible activities. Such costs do not include costs directly related to carrying out eligible activities, since those costs are eligible as part of the activity delivery costs of such activities.” In the application’s Descriptive Budget Justification Narrative, under short-term rent, mortgage, and utility payments, activities for staff positions are listed as: “...maintain files.” If these activities are for general grant management then they are considered administrative costs and must be billed as such.
- D. Per HUD’s Final Rule for Housing Counseling Certification, all organizations that provide housing counseling in connection with HUD programs must be a HUD certified housing counseling agency and staff providing such services must be certified housing counselors. Housing counseling is defined in the Final Rule as: “Independent, expert advice customized to the need of the consumer to address the consumer’s housing barriers and to help achieve their housing goals and must include the following processes: intake; financial and housing affordability analysis; an action plan, except for reverse mortgage counseling; and a reasonable effort to have follow-up communication with the client when possible.”

The Final Rule also describes which activities are *not* considered housing counseling. Those activities are described here:

<https://www.hudexchange.info/resources/documents/Other-HUD-Programs-Covered-Under-HUDs-Final-Rule-for-Housing-Counseling-Certification.pdf>

The housing counseling certification training can be found here:

<https://www.hudexchange.info/programs/housing-counseling/housing-counselor-certification-application/#hud-certified-housing-counselor-eligibility-requirements>

- E. In the Descriptive Budget Justification Narrative, under Permanent Housing Placement, the application lists an Outreach Coordinator position with no description of activities performed by this staff person. A description of the activities performed by this staff person must be submitted as a grant note in GMM prior to the grant agreement being signed.
- F. In the Descriptive Budget Justification Narrative, under Grantee's Administrative Costs, "grant application" is listed as an activity. This is not an eligible activity and must not be billed to this grant.

Final Approved Form HUD-40110-B FY17 Renewal Budget

Grantee Name ("Grantee"): Cochise County

Unique Entity Identifier (DUNS Number): 020126041

Application Budget Summary (all applicants)

Applicant Name	Cochise County	Number of Project Sponsors	1	Plan dates for grant agreement and activities	1/1/2018 – 12/31/2020 (mo./yr.)
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A.	Eligible Activity	HOPWA Request				Leveraged Funds
		A. Year 1	B. Year 2	C. Year 3	D. Total	
Facility Development (new applications only)	1. Acquisition					
	2. Rehabilitation, Repair & Conversion					
	3. New Construction (for Community Residences and SRO dwellings only)					
Facility Operations	4. Operating Costs for Housing Facility					
	5. Leasing					
TBRA	6. Tenant-based Rental Assistance	120,900	120,900	120,900	362,700	
STRMU	7. Short-term Rent, Mortgage, & Utility Payments to Prevent Homelessness	11,666	11,666	11,668	35,000	
Support Services	8. Supportive Services	49,653	49,653	49,653	148,959	
Other Program Expenses	9. Housing Information Services	1,908	1,908	1,910	5,726	
	10. Permanent Housing Placement	1,200	1,200	1,200	3,600	
	11. Resource Identification to Establish, Coordinate & Develop Housing Assistance					
	12. Other Housing Costs (please specify in narrative; requires HUD approval)					
13. Total Program Costs: (total of lines 1-12)					555,985	
Administrative Expenses	14. Grantee's Administrative				16,680	
	15. Project Sponsor's Administrative Costs				38,919	
16. Total HOPWA Request (total of lines 13-15)					611,584	

Detailed Project Budget & Housing Outputs (each organization)

Name of organization:	Cochise County				
Type:	Grantee: ☒ ; Project Sponsor: ☐	If applicable:	Faith based: ☐	Grassroots: ☐	

B.	Eligible Activity	HOPWA Request			
		Yr. 1	Yr. 2	Yr. 3	Totals:
Facility Development (new applications only)	1. Acquisition Description:	Budget			
		# of Units			
	2. Rehabilitation/Repair/Conversion Description:	Budget			
		# of Units			
	3. New Construction (Community Residences & SRO dwellings only) Description:	Budget			
		# of Units			
	Type of Facility: Short-term shelter ☐ ; transitional housing ☐ ; Community residence ☐ ; SRO dwelling ☐ ; or other permanent supportive housing ☐				
Facility Operations	4. Operating Costs for Housing Facility Description:	Budget			
		# of Units			
	5. Leasing Description:	Budget			
		# of Units			
TBRA STRMU	6. Tenant-Based Rental Assistance Payments Description:	Budget			
		# of Households			
	7. Short-Term Rent, Mortgage & Utility Payments to Prevent Homelessness Description:	Budget			
		# of Households			
Support Services	8. Supportive Services Costs Description:	Budget			
		# of Households			
	9. Housing Information Services Description:	Budget			
		# of Households			
Other Program Expenses	10. Permanent Housing Placement Services Description:	Budget			
		# of Households			
	11. Resource Identification to Establish, Coordinate, & Develop Housing Assistance Description:	Budget			
		# of Households			
	12. Other Housing Costs (approved by HUD) Description:	Budget			
		# of Units			
	13. Grantee's Administrative Costs Description:	Budget	5,560	5,560	5,560
					16,680
Administrative Expenses	14. Project Sponsor's Administrative Costs Description:	Budget			

15. Total HOPWA Request for this Organization

16,680

Note: Service delivery costs such as salary and overhead costs to deliver a particular budget line item should be represented in the funding amount requested for that particular budget line item.

Detailed Project Budget & Housing Outputs (each organization)

Name of organization:	Housing Authority of Cochise County			
Type:	Grantee: ☐ ; Project Sponsor: ☒	If applicable:	Faith based: ☐	Grassroots: ☐

B.	Eligible Activity	HOPWA Request			
		Yr. 1	Yr. 2	Yr. 3	Totals:
Facility Development (new applications only)	1. Acquisition Description:	Budget			
		# of Units			
	2. Rehabilitation/Repair/Conversion Description:	Budget			
		# of Units			
	3. New Construction (Community Residences & SRO dwellings only) Description:	Budget			
		# of Units			
	Type of Facility: Short-term shelter ☐ ; transitional housing ☐ ; Community residence ☐ ; SRO dwelling ☐ ; or other permanent supportive housing ☐				
Facility Operations	4. Operating Costs for Housing Facility Description:	Budget			
		# of Units			
	5. Leasing Description:	Budget			
		# of Units			
TBRA STRMU	6. Tenant-Based Rental Assistance Payments Description:	Budget	120,900	120,900	120,900
		# of Households	20	20	20
	7. Short-Term Rent, Mortgage & Utility Payments to Prevent Homelessness Description:	Budget	11,666	11,666	11,668
		# of Households	10	10	10
Support Services	8. Supportive Services Costs Description:	Budget	49,653	49,653	49,653
			28	28	28
		# of Households			
Other Program Expenses	9. Housing Information Services Description:	Budget	1,908	1,908	1,910
		# of Households	90	90	90
	10. Permanent Housing Placement Services Description:	Budget	1,200	1,200	1,200
		# of Households	4	4	4
	11. Resource Identification to Establish, Coordinate, & Develop Housing Assistance Description:	Budget			
	12. Other Housing Costs (approved by HUD) Description:	Budget			
		# of Units			
Administrative Expenses	13. Grantee's Administrative Costs Description:	Budget			
	14. Project Sponsor's Administrative Costs Description:				
		Budget	12,973	12,973	12,973

15. Total HOPWA Request for this Organization

594,904

Note: Service delivery costs such as salary and overhead costs to deliver a particular budget line item should be represented in the funding amount requested for that particular budget line item.

COCHISE COUNTY GRANT APPROVAL FORM

Form Initiator:

Date Prepared:

Point of Contact:

Phone Number:

Department:

PRIMARY GRANT

Primary Grantor:

CFDA:
www.CFDA.gov

Grant Title:

Grant Term From:

To:

Total Award Amount:

New Grant:

Yes

No

Grant No:

Amendment:

Yes

No

Amendment No:

GL Account No:

If new, Finance will assign a fund number.

Strategic Plan:

District:

Mandated by Law

Yes

No

Number of Positions Funded:

Asset(s) Acquired:

Grantor's reimbursement mileage rate:

Health or pension reimbursement:

Other reimbursement:

Briefly describe the purpose of the grant:

If this is a mandated service, cite the source. If not mandated, cite indications of local customer support for this service.

PRIMARY FUNDING SOURCE

Funding Year: Federal Funds 332.100

State Funds 336.100

County Funds 391.000

Other Funds:

Total Funds:

Has this amount been budgeted? Yes No

Method of collecting funds: Lump Sum Quarterly Draw Reimbursement

Is revertment of unexpected funds required at the end of grant period? Yes No

(a) Total indirect (A-87) Cost Allocation:

(b) Amount of overhead allowed by grant:

County Subsidy (a) - (b) =

Is there a Secondary Grant Award associated with this Grant? Yes No

Name of Grant:

Funder:

If yes please complete an additional grant approval form.

Is County match required? Yes No

County match source:

County match dollar amount or percentage:

NOTE: Please attach this Grant Approval form to the AgendaQuick item. The AgendaQuick "Grant Approval template" must be used. Once approved by the Board of Supervisors, the department is responsible for sending a copy of the fully executed GRANT DOCUMENT (not this approval form) to the Finance Department.

Regular Board of Supervisors Meeting		Action 13.	
		Human Resources	
Meeting Date:	03/13/2018		
CCT Benefits and Rates			
Submitted By:	Kelley Jones, Human Resources		
Department:	Human Resources		
Presentation:	PowerPoint	Recommendation:	Approve
Document Signatures:	BOS Signature NOT Required	# of ORIGINALS Submitted for Signature:	0
NAME of PRESENTER:	Ed Gilligan	TITLE of PRESENTER:	County Administrator
Mandated Function?:	Not Mandated	Source of Mandate or Basis for Support?:	
Docket Number (If applicable):			

Information

Agenda Item Text:

Approve the funding for the proposed schedule of benefits and rates adopted by the Cochise Combined Trust for fiscal year 2018-2019.

Background:

Cochise County has been a participating entity in the Cochise Combined Trust (CCT) since July 1, 2002. The Cochise Combined Trust has been administered through Erin Collins & Associates.

On January 26, 2018 at their annual planning meeting, the CCT board voted unanimously to approve and adopt the FY 2018-2019 CCT annual schedule of benefits and rates.

Based on the information received from the Trust administrators, the Trust performed well financially this past plan year and current trust reserves are at \$6,459,126. For FY 2018-2019, the CCT will experience increased administrative fees an average of \$14 per member per month. Despite this increase, the County portion of the CCT budget will decrease overall in FY 2018-2019 based on the number of plan participants.

More information regarding FY 2018-2019 benefit changes are listed in the attachment.

Department's Next Steps (if approved):

The County's open enrollment process will commence April 1, 2018 through April 30, 2018. Employees will be notified of these changes during open enrollment. Changes will be effective July 1, 2018.

Impact of NOT Approving/Alternatives:

The County will not have budgetary approval to fund the fiscal year 2018-2019 schedule of benefits.

To BOS Staff: Document Disposition/Follow-Up:

None.

Budget Information

Information about available funds

Budgeted: ☒ **Funds Available:** ☐ **Amount Available:**
Unbudgeted: ☐ **Funds NOT Available:** ☐ **Amendment:** ☐

Account Code(s) for Available Funds

1:

Fund Transfers

Fiscal Impact & Funding Sources (if known):

No budgetary increase for FY 2018-2019.

Attachments

Benefits Presentation

COCHISE COUNTY

Cochise Combined Trust

Proposed Schedule of Benefits and Rates

FY 18/19

Edward Gilligan, County Administrator
Julie Morales, Human Resources Director
March 13, 2018



Public Programs...Personal Service

CCT FY 18/19 Benefits and Rates

CCT Board Annual Planning Meeting January 26, 2018

- CCT performed well financially in FY 17/18
- Current Trust Reserves \$6,459,126
- Increased administrative fees average \$14 PMPM



CCT FY 18/19 Benefits and Rates

Recommendation:

- Despite administrative increases, the County portion of the CCT budget is expected to decrease overall in FY 18/19.
- Based on this, it is our recommendation that the County absorb all of the administrative increases.



CCT FY 18/19 Plan Year Changes

Medical Plan Changes

- EPO Buy-up Plan: Increase Family MOOP from \$4,000 to \$6,000
- HDHP Buy-up Plan: Increase Network Deductible from \$1,300/\$2,600 to \$1,500/\$3,000
- Add Home Health Care to pre-certification
- Increase Hearing Aid coverage limit from \$1,000 to \$2,000
- Increase Hearing Aid coverage to two (2) units every three (3) years

Prescription Plan Changes

- End coverage for Humalog – transition coverage to Novalog



Questions?



Regular Board of Supervisors Meeting**Meeting Date:** 03/13/2018

Cochise County Compensation Policy

Submitted By: Kelley Jones, Human Resources**Department:** Human Resources**Presentation:** No A/V Presentation **Recommendation:** Approve**Document Signatures:** BOS Signature Required **# of ORIGINALS Submitted for Signature:** 1**NAME of PRESENTER:** Ed Gilligan **TITLE of PRESENTER:** County Administrator**Mandated Function?:** Not Mandated **Source of Mandate or Basis for Support?:****Docket Number (If applicable):****Information****Agenda Item Text:**

Adopt Resolution 18-02 revising the Cochise County Compensation Policy.

Background:

In 1992, Cochise County adopted Resolution 92-64 which established a Compensation Plan (known at that time as the Hay Compensation Plan). On June 6, 1995, the Cochise County Board of Supervisors rescinded the "Hay" Compensation Plan and adopted a new County Classified Pay Plan providing for Employee Market Adjustment and Employee Performance Planning per Resolution 95-37. The Board of Supervisors approved, prior to each fiscal year, annual Employee Market Adjustments. On January 19, 1999, Cochise County adopted a new County Classification Plan (with subsequent modifications).

During the Fiscal Year 2007/2008, the national economic recession caused a decrease in revenue. Concurrently, the State of Arizona shifted costs to the County, causing a significant increase in expenses. To protect the employees of Cochise County from layoffs or furloughs, the Board of Supervisors and County Administration suspended the provisions of the County Compensation Plan.

At the direction of the Board of Supervisors, County Administration and Human Resources have been working to create a compensation policy which fairly and equitably compensates its employees, with pay that is competitive within the relevant labor markets and recognizes employee skills, experience and performance.

On August 30, 2016, the Board of Supervisors adopted a six-level broad-banded pay structure as the first step in transitioning to a market-based pay system for Cochise County. The revised policy is the next step in creating a foundation for the market and performance-based structure. Some key attributes of the new plan include a structure driven by fair market salaries, linking pay to individual skills and recognizing performance and accomplishments. This proposed new policy also moves salary decisions to the department head level while containing pay decisions within established annual budgets.

Department's Next Steps (if approved):

The Human Resources Department will publish the revised Cochise Compensation Plan and educate departments and employees on the components of the new policy.

Impact of NOT Approving/Alternatives:

Continue with existing compensation plan.

To BOS Staff: Document Disposition/Follow-Up:

Please advise when agenda item, including resolution, has been approved.

Budget Information

Information about available funds

Budgeted: ☐ **Funds Available:** ☒ **Amount Available:**
Unbudgeted: ☐ **Funds NOT Available:** ☐ **Amendment:** ☐

Account Code(s) for Available Funds

1:

Fund Transfers

**Fiscal Impact & Funding Sources
(if known):**

As part of the budget process, funding will be included in each departmental budget to be approved by the Board of Supervisors each fiscal year.

Attachments

Compensation Policy

Resolution

Exhibit A

COCHISE COUNTY COMPENSATION POLICY

Purpose:

In order to achieve our mission of providing regional leadership and effective, high-quality services with personal and professional integrity, we must attract, retain and reward a talented workforce. Cochise County's goal is to provide total compensation that is competitive within the relevant labor markets in which we compete to attract skilled and competent employees.

The County will recognize skills, experience and performance of staff and seek to retain and develop employees by providing opportunities for learning, growth and career development.

This policy establishes guidelines for classifying positions and setting and adjusting employee pay rates.

Scope:

This policy applies to all County employees. Administration of this policy is the responsibility of all hiring authorities, including elected officials, their designees and appointed directors. This policy does not establish compensation guidelines for Elected Officials, contractors, contract employees or volunteers. This policy does not constitute a contract of employment or a guarantee of the benefits or policies stated in it. The County may unilaterally revoke or revise this policy, without prior notice, at any time for any reason.

Definitions:

- Market Value- compensation that is competitive within the relevant labor markets in which we compete to attract skilled and competent employees. A position's market value is based upon a range of 20% below to 20% above the identified median income of fully qualified, highly proficient workers in the identified market area.
- Targeted Hiring Range – this is the range of pay within the Pay Band that captures the current market value of the classification. Budgeted salary and internal equity are also considerations when determining individual employee pay.

Statement of Policy:

- A. All positions shall be classified by Human Resources in one of six salary bands according to competitive median-market value, job skills, and career track.
 - a. Each position will be assigned to a Pay Band based on market value.

- b. The relevant labor market will be reviewed annually and market data will be published/provided for departments to use in salary/budgeting decisions.
- c. The County will target pay for fully skilled, experienced and qualified employees at median market value of the applicable recruitment market (as illustrated below) while considering the availability, dependability, consistency and quality of relevant market data.

Job Grouping	Recruitment Area
Clerical/Support Services	Local (within Cochise County)
Labor/Trades	Local (within Cochise County)
Paraprofessionals	Local/Regional (SE AZ)
Professionals	Regional (SE AZ/AZ)
Supervisory/Management	Local or Regional, based on work assignments
Mid-Management	Regional (AZ/Southwest)/National
Top Management	National

- d. If no relevant market data is available, slotting will occur based on a whole job evaluation method.
 - e. Salary/market data for classifications is in no way binding. The County reserves the right to adjust pay bands and classification placement in pay bands as necessary.
- B. All employees shall be compensated within the salary band under which their job classification is assigned.
 - C. Compensation adjustments cannot exceed the total annual salary budget of the department.
 - D. No employee's salary shall ever exceed the established market median by more than 20%.
 - E. Excepting promotion, no employee's salary shall increase by more than 10% in a rolling twelve-month period.
 - F. The Department Director/Elected Official is responsible for determining the appropriate salary for each employee. All salary decisions must:
 - a. be in accordance with the policies set forth above;
 - b. be consistent with equal opportunity principles and/or applicable laws;
 - c. be based upon an employee's skills, education, experience and performance of assigned duties;
 - d. take into consideration the established market value of the position and the salaries of other county employees in the same job classification;
 - e. be documented in writing, which indicates the specific rationale for the salary.

- f. be submitted to Finance and Human Resources for final review and processing prior to advising the employee of the effective date.
- G. The Finance Director and Human Resources Director shall establish procedures to ensure all salary adjustments are:
 - a. processed in a timely manner if determined to be in accordance with these policies.
 - b. promptly returned to departments for reconsideration and correction if determined to be inconsistent with these policies.

DRAFT

RESOLUTION 18-__

COCHISE COUNTY COMPENSATION POLICY

WHEREAS, Cochise County adopted the County Classification Plan on January 19, 1999 (with subsequent modifications); and

WHEREAS, the Cochise County Board of Supervisors desires to provide a compensation policy which fairly and equitably compensates its employees, with pay that is competitive within the relevant labor market and which recognizes employee skills, experience and performance; and

WHEREAS, the Board of Supervisors desires to periodically review relevant labor markets for use in salary and budgetary decisions and maintain a compensation policy that attracts, retains and rewards a talented workforce; and

WHEREAS, the Cochise County Compensation Plan for County employees; excluding the Sheriff's Deputy Pay Plan, the Detention Officer Pay Plan, and the Judicial Pay Plan; has not been increased since July 2007; and

WHEREAS, on August 30, 2016 the Cochise County Board of Supervisors approved a new pay structure with broad salary bands; excluding the Sheriff's Deputy Pay Plan, the Detention Officer Pay Plan, and the Judicial Pay Plan.

NOW, BE IT THEREFORE RESOLVED, that the Cochise County Board of Supervisors hereby adopts a new County Compensation Policy (Exhibit A) which supersedes any previous resolutions regarding Cochise County Compensation Plans; excluding the Sheriff's Deputy Pay Plan, the Detention Officer Pay Plan, and the Judicial Pay Plan currently in place.

FURTHER BE IT RESOLVED, that the Cochise County Sheriff's Department and the Cochise County Courts may choose to opt into the new County Compensation Policy without Board approval, or they may continue utilizing the existing Sheriff's Deputy Pay Plan, the Detention Officer Pay Plan, or the Judicial Pay Plan. The new County Compensation Policy shall not be intermingled with any of the other existing plans. Therefore, opting into the new County Compensation Policy will require foregoing the use of the existing plan.

RESOLUTION 18-_____

RE: COCHISE COUNTY COMPENSATION POLICY

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APPROVED AND ADOPTED this 13th of March 2018 by the Cochise County Board of Supervisors in formal session.

Ann English
Chairperson

ATTEST:

APPROVED AS TO FORM:

Arlethe G. Rios
Clerk of the Board

Elda Orduño 3.7.18

Elda Orduño
Deputy County Attorney

EXHIBIT “A”

COCHISE COUNTY COMPENSATION POLICY

Purpose:

In order to achieve our mission of providing regional leadership and effective, high-quality services with personal and professional integrity, we must attract, retain and reward a talented workforce. Cochise County’s goal is to provide total compensation that is competitive within the relevant labor markets in which we compete to attract skilled and competent employees.

The County will recognize skills, experience and performance of staff and seek to retain and develop employees by providing opportunities for learning, growth and career development.

This policy establishes guidelines for classifying positions and setting and adjusting employee pay rates.

Scope:

This policy applies to all County employees. Administration of this policy is the responsibility of all hiring authorities, including elected officials, their designees and appointed directors. This policy does not establish compensation guidelines for Elected Officials, contractors, contract employees or volunteers. This policy does not constitute a contract of employment or a guarantee of the benefits or policies stated in it. The County may unilaterally revoke or revise this policy, without prior notice, at any time for any reason.

Definitions:

- Market Value- compensation that is competitive within the relevant labor markets in which we compete to attract skilled and competent employees. A position’s market value is based upon a range of 20% below to 20% above the identified median income of fully qualified, highly proficient workers in the identified market area.

RESOLUTION 18-____

RE: COCHISE COUNTY COMPENSATION POLICY

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- Targeted Hiring Range – this is the range of pay within the Pay Band that captures the current market value of the classification. Budgeted salary and internal equity are also considerations when determining individual employee pay.

Statement of Policy:

- A. All positions shall be classified by Human Resources in one of six salary bands according to competitive median-market value, job skills, and career track.
- a. Each position will be assigned to a Pay Band based on market value.
 - b. The relevant labor market will be reviewed annually and market data will be published/provided for departments to use in salary/budgeting decisions.
 - c. The County will target pay for fully skilled, experienced and qualified employees at median market value of the applicable recruitment market (as illustrated below) while considering the availability, dependability, consistency and quality of relevant market data.

Job Grouping	Recruitment Area
Clerical/Support Services	Local (within Cochise County)
Labor/Trades	Local (within Cochise County)
Paraprofessionals	Local/Regional (SE AZ)
Professionals	Regional (SE AZ/AZ)
Supervisory/Management	Local or Regional, based on work assignments
Mid-Management	Regional (AZ/Southwest)/National
Top Management	National

- d. If no relevant market data is available, slotting will occur based on a whole job evaluation method.
 - e. Salary/market data for classifications is in no way binding. The County reserves the right to adjust pay bands and classification placement in pay bands as necessary.
- B. All employees shall be compensated within the salary band under which their job classification is assigned.
- C. Compensation adjustments cannot exceed the total annual salary budget of the department.
- D. No employee's salary shall ever exceed the established market median by more than 20%.
- E. Excepting promotion, no employee's salary shall increase by more than 10% in a rolling twelve-month period.
- F. The Department Director/Elected Official is responsible for determining the

RESOLUTION 18-____

RE: COCHISE COUNTY COMPENSATION POLICY

Page | 5

appropriate salary for each employee. All salary decisions must:

- a. be in accordance with the policies set forth above;
 - b. be consistent with equal opportunity principles and/or applicable laws;
 - c. be based upon an employee's skills, education, experience and performance of assigned duties;
 - d. take into consideration the established market value of the position and the salaries of other county employees in the same job classification;
 - e. be documented in writing, which indicates the specific rationale for the salary.
 - f. be submitted to Finance and Human Resources for final review and processing prior to advising the employee of the effective date.
- G. The Finance Director and Human Resources Director shall establish procedures to ensure all salary adjustments are:
- a. processed in a timely manner if determined to be in accordance with these policies.

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COCHISE COUNTY COMPENSATION POLICY

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DRAFT

Regular Board of Supervisors Meeting**Meeting Date:** 03/13/2018

State and Federal Legislation Discussion

Submitted By: Arlethe Rios, Board of Supervisors**Department:** Board of Supervisors**Presentation:** No A/V **Recommendation:**
Presentation**Document Signatures:** **# of ORIGINALS**
Submitted for Signature:**NAME** na **TITLE** na
of PRESENTER: **of PRESENTER:****Mandated Function?:** **Source of Mandate**
or Basis for Support?:**Information****Agenda Item Text:**

Discussion and possible action regarding state and federal legislative matters, including but not limited to the items in the attached County Supervisors Association Legislative Policy Committee Agenda, the Arizona Association of Counties (AACo) Committee Agenda and the proposed State budget.

Background:

na

Department's Next Steps (if approved):

na

Impact of NOT Approving/Alternatives:

na

To BOS Staff: Document Disposition/Follow-Up:

na

Budget Information*Information about available funds***Budgeted:** ☐**Funds Available:** ☐**Amount Available:****Unbudgeted:** ☐**Funds NOT Available:** ☐**Amendment:** ☐**Account Code(s) for Available Funds**

1:

Fund Transfers**Attachments**LPC AgendaLPC Minutes



County Supervisors

A S S O C I A T I O N
o f a r i z o n a

1905 W. Washington St., Ste. 100, Phoenix, AZ 85009
(602) 252-5521 fax: (602) 253-3227

COUNTY SUPERVISORS ASSOCIATION LEGISLATIVE POLICY COMMITTEE AGENDA

March 9, 2018

Teleconference 1-866-228-9900

Access Code 326208#

[Web Link](#)

County Supervisors Association
1905 W. Washington St.
Phoenix, AZ

9:00 a.m. Call to Order ~ *President Anthony Smith*

- A) Approval of the Minutes of the February 23, 2018, Legislative Policy Committee Meeting
(*previously distributed*)
- B) State Budget Update
- C) Legislative Bills for Discussion
 - 1) [HB 2632 public roadways; disposition](#) (Rivero)
- D) Legislative Bill Updates
 - 1) [HB 2333 home-based businesses; local regulation](#) (Weninger)
 - 2) [HB 2371 mobile food vendors; state licensure](#) (Payne)
 - 3) [HB 2383 authorized emergency vehicles; probation officers](#) (Clodfelter)
 - 4) [HB 2479 TPT; digital goods & services](#) (Ugenti-Rita) / [SB 1392 TPT; digital goods & services](#) (D. Farnsworth)
 - 5) [HB 2501 PTSD; workers' compensation; presumption](#) (Boyer)
 - 6) [SB 1195 technical correction; health services; monitoring](#) S/E [psychiatric hospitalization; screening](#) (Barto)
- E) CSA Legislative Agenda
 - 1) [HB 2190 county improvement districts; repayment agreements](#) (Mitchell)
 - 2) [HB 2274 county contributions; hospitalization; medical; repeal](#) (Thorpe)
 - 3) [HB 2413 public road maintenance; primitive designation](#) (Cook)
 - 4) [HB 2415 juvenile dependency proceedings fund](#) (Cobb)
 - 5) [HB 2439 county contributions; committed youth; repeal](#) (Thorpe)
 - 6) [SB 1038 state land payments; payment method](#) (Griffin)
 - 7) [SB 1113 zoning violations; notice; service](#) (Fann)
 - 8) [SB 1410 transient lodging tax; rural counties](#) (Borrelli)
 - 9) Super Majority to Levy County Excise Taxes
- F) Other Legislative Issues
- G) Next Meeting Date and Time (*Thursday, March 15, at 10:00 a.m.; then Friday, March 23, at 9:00 a.m.*) **PLEASE NOTE THE NEXT LPC WILL BE HELD IN CONJUNCTION WITH THE CSA BOARD OF DIRECTORS MEETING**
- H) Other Business
- I) Adjourn

LPC Bills for Consideration March 9, 2018

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments & Position	Status
HB 2632	public roadways; disposition	<i>Rivero</i>	In addition to quitclaim deed, a governing body may authorize the Department of Transportation to sell and convey the land within a roadway or portion of a roadway by another appropriate instrument. If "abutting owners" (defined) that comprise more than 50 percent of the land that is the subject of the sale provide written notice to the clerk or secretary of the governing body or the Dept, stating that the abutting owners elect that the land be auctioned, the sale must be conducted.	Passed House 38-18-4 Assigned to Senate Transportation and Technology
Legislative Bill Updates				
HB 2333 & SB 1175	home-based businesses; local regulations	<i>Weninger & Farnsworth</i>	A county or municipality cannot prohibit the operation of a "no-impact home-based business" (defined) or otherwise require a person to obtain any permit, license or other prior approval to operate a no-impact home-based business. Establishes a list of factors that qualify a residential property for use as a no-impact home-based business. Counties and municipalities are permitted to establish reasonable regulations on a home-based business if the regulations are narrowly tailored for specified purposes, including protecting public health and safety. Comments: <u>CSA Staff explained the bill and clarified it for informational purposes only. County professional staff have started to weigh in on the bill and have noted that with SB1001 the LPC voted to oppose on 1/2/18 there could be significant impacts to counties' ability to regulate business activities in the home unless amended. 02/02/18 CSA Staff explained the legislation and recommended an oppose position. The LPC moved to OPPOSE the bill.</u>	Passed House 36-20. Referred to Senate Commerce & Public Safety and Government.
HB 2371	mobile food vendors; state licensure	<i>Payne</i>	The Department of Health Services is required to adopt rules to establish health and safety licensing standards for "mobile food vendors" (defined) that apply on a statewide basis. The licensing standards must include three categories of mobile food vendors that are based on the type of food dispensed and the amount of handling and preparation required. Other requirements for the licensing standards are specified. The Dept. is required to establish statewide inspection standards for use by county health departments. The business of operating a mobile food vendor is added to the restaurant classification of transaction privilege taxes. Municipalities and other taxing jurisdictions are authorized to levy a transaction privilege, sales, use or other similar tax or fee on a person engaging in business as a mobile food vendor if the adopted tax meets a list of specified requirements. Municipalities and counties are authorized to impose a list of specified restrictions on mobile food vendors and are prohibited from imposing another list of restrictions. Comments: <u>02/02/18 CSA Staff explained the legislation noting that the bill created a statewide regulation process for mobile food vendors, which was modeled on Maricopa County's ordinances. Staff noted that we will work with the sponsor to amend the bill to address our concerns. The LPC moved to OPPOSE the bill. Update: 2/23/2018 staff gave an update on the amendment to the bill so far and advised next the changes will be reviewed during the ACDEHSA meeting.</u>	Passed House 45-11. Referred to Senate Commerce & Public Safety and Finance.
HB 2383	authorize emergency vehicles; probation officers	<i>Clodfelter</i>	For the purpose of transportation statutes, the definition of "authorized emergency vehicle" is expanded to include a probation officer's vehicle. Comments: <u>02/09/18 CSA Staff explained the legislation noting that there have been concerns from the county sheriffs and other law enforcement personnel regarding the lack of training for operating as an emergency vehicle and that transport vehicles are not currently equipped with proper lights posing additional safety risks. The LPC voted to OPPOSE the issue.</u>	Passed House 33-26. Referred to Senate Government and Judiciary.

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments & Position	Status
HB 2479 & SB 1392	TPT; digital goods & services	<i>Ugenti-Rita/D. Farnsworth</i>	The business of selling licensing for use of "prewritten computer software" (defined), regardless of delivery method, and selling "specified digital goods" that are "transferred electronically" (both defined) are added to the retail classification of transaction privilege taxes. The sale of prewritten computer software and specified digital goods must be sourced to the seller's business location if the seller receives the order at a business location in Arizona, and to the purchaser's location in Arizona if the seller receives the order at a business location outside Arizona. For the purpose of transaction privilege and use taxes and local excise taxes, gross income, gross receipts or gross proceeds from selling, leasing or licensing "specified digital services" and "specified digital goods" that are remotely accessed by a customer and not transferred electronically to the customer, are excluded from tax. Contains a legislative intent section, which states that this legislation is not intended to affect, and may not be cited or applied in, any administrative or judicial action pending on the effective date of this legislation that considers the construction, interpretation or application of any statutory or administrative provision regarding the taxation of digital goods and services. <u>Comments: 02/09/18 CSA Staff explained the legislation noting that this arose from the business community due to the Department of Revenue currently uses the definition of rental of personal property to guide their actions the goal is to move it to a retail classification and staff is working to ensure that county sales tax rates apply when the state tax rates apply. No official action was taken by the LPC. Update: 2/23/2018 staff advised that this will impact state sales TPT an estimated reduction in 30-50 million annually. Issue relates to moving from the personal property classification to the retail classification.</u>	HB passed House 39-19, ready for Senate. SB retained on Senate COW calendar 3/1.
HB 2501	PTSD; workers' compensation; presumption	<i>Boyer</i>	For the purpose of workers' compensation, post-traumatic stress disorder (PTSD) is presumed to be an occupational disease and deemed to arise out of and in the course of employment for a "first responder" (defined) if a list of specified conditions apply, including that a licensed mental health professional determines that the first responder has PTSD resulting from the performance of his/her job duties. The list of circumstances under which the state and political subdivisions are required to provide licensed counseling to a public safety employee is modified to include the use of deadly force or being subjected to deadly force in the line of duty regardless of whether the employee was physically injured (previously applied only to peace officers), witnessing the death of another public safety employee while engaged in the line of duty (previously applied only to firefighters), and in the case of a firefighter or peace officer, being exposed to a psychologically traumatic event or series of events in the course of employment. The list of public safety employees subject to this requirement is expanded to include a rescue or ambulance worker who is a member of any public retirement system. Employers are prohibited from requiring public safety employees receiving treatment under this program to use paid time off and are required to allow the employees to select their own licensed mental health professionals. The repeal date of January 1, 2023 for the licensed counseling requirements is deleted. <u>Comments: 02/09/18 CSA Staff explained the legislation noting that ACIP is concerned with the bill and recommend opposing the bill but to allow staff the opportunity to try and work on a resolution before additional action is taken by the members. The LPC voted to OPPOSE the bill.</u>	Passed House 57-2, transmitted to the Senate.
SB 1195	~~technical correction;~~ ~~health services;~~ ~~monitoring S/E~~ psychiatric hospitalization; screening (Barto)	<i>Barto</i>	The striker makes extensive changes to the involuntary commitment statutes. <u>Comments: CSA Staff explained the legislation noting that there are some significant concerns from the counties on this bill including the impact the Certificate of Hold process could have on rural counties and unreasonable timing for evaluations and screenings. The Board moved to OPPOSE the bill. Update: 2/23/2018 staff advised there is a stakeholder meeting next Monday and we are working towards getting a better resolution on the bill.</u>	Referred to House Rule on 1/17 Referred to Senate Health and Human Services on 2/6 Scheduled on 2/16 The bill passed HHS on 2/16/18 with a vote of 6-1-0. Note: There was an understanding that the bill needs to be substantially amended before moving forward.
Updated on 3/6/18				

Ongoing LPC Bill List

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments & Position	Status
HB 2001	indigent defense fund; distribution; purpose	Cardenas	The Arizona Criminal Justice Commission is required to distribute monies in the State Aid to Indigent Defense Fund each fiscal year to each county for the sole purpose of providing state aid to the county public defender, legal defender and contract indigent defense counsel for the processing of criminal cases. Comments: <u>CSA Staff explained the legislation, noting that the bill passed out of the LIA committee 7-0-0 and that the sponsor offer similar proposals last year that CSA supported. The Board moved to SUPPORT the bill.</u>	Passed House 42-16. Referred to Senate Judiciary & Appropriations.
HB 2001 & SB 1001 HB 2001 & SB 1001 HB 2001 & SB 1001	controlled substances; regulation; appropriation	Mesnard; Yarbrough	The governor's 68 page bill with policy changes intended to combat the opioid crisis in Arizona. Comments: <u>1/26/2018 CSA Staff explained the legislation from the Special Session, noting that the bill passed out of the both chambers unanimously.</u> Link to the House Fact Sheet Link to CSA Summary of relevant county provisions.	Referred to Senate Health and Human Services; House Health Scheduled Senate Health and Human Services on 1/24 Passed House Health 8-0-1 on 1/23 Passed both House & Senate (SB1001) Signed by Governor 1/26
HB 2003	coal mining; TPT; repeal	Finchem	The list of exemptions from the retail classification of transaction privilege taxes is expanded to include the gross proceeds of sales or gross income from sales of coal. The list of items that municipalities and special taxing districts are prohibited from levying a transaction privilege, use or other similar tax on is expanded to include the sale, storage, use or consumption of coal. Comments: <u>Staff suggested bill be brought back to next week's BOD meeting to discuss opposition. Exploring potential fiscal impact. Members shared that this would have a negative impact on counties that rely on coal revenues. 01/18/18 - Staff explained that ADOR is still working on getting the fiscal impact and will provide an update once those are available. There was a request for clarification on the impact of the repeal. The Board moved to OPPOSE the bill. Note: Striker in Finance SB 1501 with same subject was held.</u>	Referred to House Ways & Means. Scheduled for a hearing on 2/14/2018 Passed W&M on 2/14/18 (DPA) with a vote of 6-3-0. Passed house rules on 2/19 Passed House on 3/5/18 with a vote of 33-22-5 Assigned to Senate Finance
HB 2017	state land department; continuation	Mitchell	Continues the State Land Department for an additional eight years until July 1, 2026. Comments: <u>CSA Staff noted that the State Land commissioner asked for CSA's support. LPC moved to SUPPORT the bill.</u>	Passed the House 57-0-2-0-1 Passed Senate Nat-Resources-Energy on 2/15, awaiting Rules.
HB 2033	drug overdose; good Samaritan; evidence	Lawrence	~~Stipulates that a person who, in good faith, seeks medical assistance for someone experiencing a drug related overdose and a person who experiences a drug related overdose and who is in need of medical assistance cannot be charged with or prosecuted for the possession or use of a controlled substance or drug paraphernalia if the evidence for the violation was gained as a result of seeking medical assistance. Comments: Staff discussed upcoming special session that Gov. Ducey is expected to call on the opioid epidemic. CSA will bring the opioid bill to LPC once it becomes available.~~	Assigned to House Health

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments & Position	Status
HB 2065	public meetings; definition; penalties	Leach	For the purpose of open meeting laws, the definition of "meeting" is expanded to include a one-way communication by one member of a public body that is sent to a quorum of the members of a public body and that proposes legal action, and an exchange of electronic communications among a quorum of the members of a public body that involves a discussion, deliberation or the taking of legal action by the public body concerning a matter that may likely come before the public body for action. The Attorney General is authorized to commence a suit in the superior court against an individual member of a public body for a knowing violation of open meeting law. The maximum civil penalty for a second and subsequent violation of open meeting law is increased to \$5,000, from \$500. <u>Comments: 1/26/2018 CSA Staff explained the legislation, noting that the AG's office is planning on amending the bill, we will monitor and recommend connecting with civil deputies.</u>	Passed House 55-2. Referred to Senate Government.
HB 2116	limitations of actions; dedicated property	Kern	Municipalities and counties are prohibited from instituting or maintaining an action or arbitration based on a required permit against a person who develops or develops and sells real property or who completes other construction activities on an improvement to real property that is dedicated to the municipality or county more than eight years after "substantial completion" (defined) of the improvement to real property. <u>Comments: 02/02/18 CSA Staff explained the legislation and recommended a neutral position on the bill pending an amendment that would change the starting date for the 8 years to the date the property is taken into the county maintenance system instead of upon "substantial completion". The LPC moved to have a position of NEUTRAL on the bill.</u>	Passed House 39-21. Referred to Senate Judiciary.
HB 2156	legislative vacancy; appointment; time frame	Coleman	For a legislative vacancy where the vacant seat was represented by an organized political party with fewer than 30 elected precinct committeemen from precincts in the legislative district and in the county in which the vacancy occurred or where the vacant seat was not represented by an organized political party, the Secretary of State is required to notify the appropriate county LPC of supervisors, and the time frames for appointing a person to fill the vacancy are modified. The LPC of supervisors is required to appoint a citizens panel within 7 business days, increased from 3 business days. The citizens panel is required to submit to the LPC the names of three qualified electors to fill the vacancy within 21 days after the panel is appointed or within 5 days if the Legislature is in regular session, instead of within 7 business days. The deadline for the LPC of supervisors to appoint one person from the list to fill the vacancy within 5 business days is eliminated. <u>Comments: 1/26/2018 CSA Staff explained the legislation, noting that the committee discussed the potential of adding a timeframe the BOS would be required to act when filling a vacancy. The LPC noted that the lack of a timeframe could prevent the nominated candidates for a vacant position from being considered. The LPC moved to SUPPORT the bill.</u>	Passed House 48-12; ready for Senate. Pending Senate Judiciary Committee Hearing on 3/8/18.
HB 2162	disability parking spaces	Campbell	The specially designated and marked parking spaces for persons with physical disabilities that state agencies and political subdivisions with jurisdiction over street parking or publicly owned and operated parking facilities are required to provide must be a van accessible space that is at least 11 feet wide and that has an access aisle that is at least 5 feet wide. <u>Comments: 1/26/2018 CSA Staff explained the legislation, no action was taken.</u>	Passed the House 51-6-2-0-1 Referred to Senate rules only on 2/15

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments & Position	Status
HB 2165	county excise tax for transportation	<i>Campbell</i>	The board of supervisors of any county is permitted to submit to the voters a transportation plan funded by an excise tax. The board is required to present the issue on the ballot as a single question for approval of both the transportation plan and the tax. If approved by the voters, the county is required to levy and the Department of Revenue is required to collect the tax beginning January 1 or July 1, whichever occurs first after voter approval, on the same tax base that applies to other excise taxes in the county. The tax must be levied at a rate that, together with any other county transportation excise taxes, will not exceed a total of one percent of the gross proceeds of sales or gross income derived from a business subject to the tax. In its initial submission to the voters, the board of supervisors must either set a termination date for the tax or provide that the tax will be perpetual, subject to termination only by a subsequent countywide vote. Comments: CSA Staff explained this bill for informational purposes. Discussion regarding the clarity of the time frame within the legislation. 1/26/2018 CSA Staff explained SB 1147 & HB 2165, noting that the legislation will give additional tools in the toolbox for counties related to transportation. The Board noted the desire for an amendment allowing for the revenue to be excluded from expenditure limitations. The Board moved to SUPPORT the bill.	Referred to the House Ways & Means & Transportation and Infrastructure Committees. Scheduled to be heard 1/30/2018. Failed House Transportation and Infrastructure on 1/31/4 4 & Held on 2/7/18
HB 2166	vehicle fees; alternative fuel VLT	<i>Campbell</i>	Repeals the separate vehicle license tax classification for motor vehicles powered by alternative fuels. Establishes a highway safety fee in an amount to be determined by the Director of the Department of Transportation annually. The fee will be collected on new applications and registration renewals. The fee is required to fully fund 110 percent of the Department of Public Safety Highway Patrol budget for each fiscal year. Comments: CSA Staff explained the bill for informational purposes. 1/18/2018 - Staff explained that like Senator Worsley's bill SB 1146 from 2017, alternative fuel vehicles will have the same vehicle license tax as gasoline and diesel powered vehicle and that it is in line with the resolution urging investment in transportation passed by the CSA Board. 1/26/2018 CSA Staff explained the legislation and mirror bill 1146, noting that the legislation aligns with the CSA Boards Transportation Resolution and will put additional funds into HURF. The Board moved to SUPPORT the bill.	Passed House 35-24; ready for Senate.
HB 2207	public meetings; audiovisual recordings; posting	<i>Grantham</i>	All public bodies are required to provide for a complete audiovisual recording of all their meetings except executive sessions, and are required to post the audiovisual recording of a meeting on its website within five days after the meeting and retain the recording on its website for at least five years. Comments: CSA Staff explained this bill for informational purposes. Discussion addressed the positive aspects of making meetings more accessible to the public, while noting the potential negative cost impact or "unfunded mandate." Further clarification regarding definition of a "public body" in the bill. 1/18/2018 staff explained that public body would include the legislature, all boards, commissions of the state, political subdivisions, multimember governing bodies of departments, agencies, etc. The CSA Board moved to OPPOSE the bill. Note: the strike everything amendment took counties out of the bill.	Passed House 46-14; ready for Senate. Referred to Senate Commerce & Public Safety.
HB 2290	expenditure limitations; waiver of penalties	<i>Cobb</i>	Waives statutory penalties for excess expenditures of local revenues by La Paz County in FY 2014 through FY 2018, and prohibits La Paz County from seeking a legislative waiver of penalties for excess expenditures of local revenues for a minimum of five years after the effective date of this legislation. Comments: CSA Staff explained the bill. La Paz County explained that they are going to the voters to pass a base limit increase to their annual expenditure limit and would appreciate the board's support. The CSA Board moved to SUPPORT the bill.	Passed House 51-8-1 Referred to Senate Finance and Appropriations.

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments & Position	Status
HB 2320	development agreements; prohibited agreements	Livingston	Counties and municipalities are prohibited from requiring development agreements to contain a provision requiring the wages paid by the contractor or subcontractor to be no less than the prevailing rate of wages for work of a similar nature. Counties and municipalities are prohibited from requiring in any development agreement that a contractor, subcontractor or material supplier become a party to a "project labor agreement" (defined), enter into a "neutrality agreement" (defined) with a labor organization, or participate in an apprenticeship program. <u>Comments: 02/09/18 CSA Staff explained the legislation noting this would prohibit development agreements from specifying a specific wage be paid by the contractor or subcontractor and noted there was a significant amount of testimony during committee. No official position was taken by the LPC.</u>	Referred to House Commerce on 1/18 Passed out of House Commerce with a 5-4-0 vote (No's Chavez, Clodfelter, Epstein; Espinoza).
HB 2356	juvenile court; jurisdiction; age	Bowers	On petition of the county attorney, the juvenile court is authorized to retain jurisdiction over an adjudicated delinquent juvenile until the juvenile reaches 19 years of age. Allows a person to be detained in a juvenile detention center until the juvenile reaches 19 years of age. On petition of the state, the juvenile court must provide probation supervision and treatment services until the person reaches 19 years of age. The court is permitted to terminate probation supervision or treatment services after the person reaches 18 years of age if the court determines that continued treatment is not required or the person commits a new offense after reaching 18 years of age. <u>Comments: 2/23/2018 Staff explained the bill and it was noted the Arizona Department of Corrections, Pima County Attorney's office and Maricopa County Attorney's office are in support of the legislation, the LPC took a position of SUPPORT.</u>	Passed House 56-0. Pending to Senate Judiciary on 3/8/18.
HB 2386	notice of claim; requirements	Rivero	A claim filed against a public entity, public school or public employee is required to contain a specific amount and the facts supporting that amount. Payment in full of the amount releases the public entity, public school or public employee from any further liability for the claim. A cause of action accrues when the damaged party realizes he or she has been damaged by a final official act of the public entity, public school or public employee. Applies to claims filed against a public entity, public school or public employee after July 1, 2016. Retroactive to April 1, 2018. <u>Comments: 02/02/18 CSA Staff explained the legislation and recommended an oppose position, noting that there is a significant amount of case law already and the language adds ambiguity that could open the county up to additional costs. ACIP has expressed concern as well. The LPC moved to OPPOSE the bill.</u>	Referred to House Judiciary and Public Safety on 1/18 Passed JPS on 1/31;7-2 Passed House Rules on 2/5;9-0 Stricken from House Consent Calendar (Rep. Friese) 2/6 Retained on House COW calendar
HB 2389	syringe access programs; authorization	Rivero	Counties, municipalities, and/or nongovernmental organizations are authorized to establish and operate a needle and hypodermic syringe exchange program. A program is required to offer a list of specified services, including disposal of used needles and hypodermic syringes, injection supplies at no cost, access to kits that contain an opioid antagonist or referrals to programs that provide an opioid antagonist, and personal consultations concerning mental health or addiction treatment. An employee, volunteer or participant in the program cannot be charged with or prosecuted for possession of a needle, hypodermic syringe or other injection supply item obtained from or returned to a program or a residual amount of a controlled substance contained in a used needle, hypodermic syringe or injection supply item obtained from or returned to a program. <u>Comments: 2/23/2018 Staff explained the bill and it was noted that Pima County supported the bill; the LPC took a position of SUPPORT.</u>	Passed House 56-0. On Senate Government agenda for 3/7/18.

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments & Position	Status
HB 2396	property; subdivision; size; requirements	Thorpe	Private property in a rural county or municipality may contain up to one single family residence per acre that is occupied by a full time or part time resident or vacation rental occupant and may contain any of a yurt, Hogan, recreational vehicle, prefabricated home, or single family residence that complies with all applicable state and local construction, health and safety laws and that is occupied by a full time or part time resident or vacation rental occupant. For the purpose of municipal zoning regulations and state real estate regulations, "subdivision" or "subdivided lands" does not include the division of land into lots or parcels of five acres or less if the size of the lots or parcels after the division is at least as large as the average lot or parcel size within five miles. County LPCs of supervisors are required to allow the division of land into lots or parcels of five acres or less if the size of the lots or parcels after the division is at least as large as the average lot or parcel size within five miles. <u>Comments: 1/26/2018 CSA Staff explained the legislation and recommended opposing the bill, noting that the feedback from the counties all expressed opposition. The LPC moved to OPPOSE the bill.</u>	Referred to House Federalism, Property Rights and Public Policy- Held on 2/6
HB 2490	contracts; licensure requirement waivers	Rivero	In a contract between two or more private parties, the parties are permitted to agree to waive any state, city, town or county laws relating to licensure, certification, registration or other authorization to act for the purposes of the contract if a list of specified conditions applies, including that the subject of the contract is substantially delivered by electronic means and that the waiver does not clearly harm or damage public health or safety. <u>Comments: 2/23/2018 staff explained the bill and it was noted that we have reached out to the Department of Revenue to get clarification on if this would exempt these contracts from TPT, the LPC OPPOSED the bill until further clarification is obtained.</u>	Passed House 31-27, Assigned to Senate Judiciary and Commerce and Public Safety
HB 2500	real estate signs; cities; counties	Grantham	Counties and municipalities cannot prohibit an owner of real property or the owner's agent from displaying on the property and/or in an area within a public or private right-of-way a sign advertising that the property is for sale or rent, an open house, the owner or agent's name and contact information, and directions to the property. <u>Comments: 2/23/2018 staff explained the bill it was noted that there is a potential to clutter the public right away, the bill does allow for regulating based on public health, safety and welfare, the LPC adopted a NEUTRAL position and authorized staff to work towards an amendment to address concerns.</u>	Passed House 39-20. Pending Senate Government Committee on 3/7/18.
HB 2503	building code exemptions; public notice	Barton	If the owner of property classified as class 2 agricultural property for property tax purposes that is exempt from county building codes desires to change the agricultural use of all or part of the property, the owner is required to apply to the county planning and zoning commission to change the agricultural use. The commission is required to notify adjacent property owners and other potentially affected citizens and provide an opportunity for them to express any issues or concerns regarding the exemption or change in use. After notice, the commission is required to hold a public hearing. When deciding whether to grant or deny the application to change the agricultural use or exemption request, the commission is required to consider whether the exemption or change in agricultural use would conserve and promote the public health, safety, convenience and general welfare. <u>Comments: 2/15/2018 CSA Staff provided an overview of the legislation and noted some of the initial feedback from counties that this creates a public hearing process on a process that is exempt and it has a zoning feel. The CSA Board did not move to take action on the bill.</u>	Passed House 58-0. Referred to Senate Government.

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments & Position	Status
HB 2514	HURF distribution; cities, towns, counties	Cook	Beginning in FY2019-20 and each FY thereafter, the Department of Transportation is required to allocate and the State Treasurer is required to distribute \$18 million from revenues of the Arizona Highway User Revenue Fund (HURF) to small counties and municipalities. Of the \$18 million, \$9 million must be distributed to counties with a population of less than 250,000 persons and \$9 million must be distributed to municipalities with a population of less than 7,500 persons. Effective July 1, 2019. <u>Comments: 2/15/2018 CSA Staff explained that the bill redistributes \$18 M of existing HURF funds. There was significant discussion among the membership, noting appreciation for the good intention of the bill but that there is a need for additional funds into the system, and concerns over making winners and losers amongst the membership. There was some discussion that rural counties need to come together on this issue. President Smith held the vote on the bill for an upcoming LPC meeting.</u>	Passed House 36-20. Referred to Senate Transportation & Technology and Appropriations.
HB 2518	~~prosecution expenses; county reimbursement; repeal tech correction; prisoners~~	Kern	Repeals statute requiring the Department of Corrections to reimburse a county for court costs and fees incurred by the county for the prosecution and for the costs of confining a prisoner who was arrested for any crime committed in or adjacent and related to a Dept. correctional facility or committed while escaped from a Dept. correctional facility or from the custody of Dept. officials or employees while away from the correctional facility. <u>Comments: 2/15/2018 CSA Staff provided an overview of the legislation. It was noted that this could be a huge cost to the counties. The CSA Board moved to OPPOSE the bill. 2/22/18 CSA amended the bill on the floor of the House to remove the portion that impacts counties. Based on it no longer impacting counties, CSA is now NEUTRAL.</u>	Passed House 33-23. Referred to Senate Rules only.
HB 2529 & SB 1465	sober living homes; certification	Campbell/ Brophy McGee	The Department of Health Services is required to contract with an "approved certifying organization" that is affiliated with an "approved national organization" (both defined) to certify each sober living home in Arizona and investigate and address complaints. The Dept. is required to approve the standards to certify sober living homes, and provisions that must be included in the standards are listed. Each sober living home in Arizona is required to be certified, and a person operating a sober living home within certification is subject to a civil penalty of up to \$1,000 for each violation. The Dept. is required to establish fees for certification. Repeals statutes authorizing counties and municipalities to adopt standards for structured sober living homes that comply with state and federal fair housing laws and the Americans with Disabilities Act. <u>Comments: 02/09/18 CSA Staff explained the legislation noting that there so far we have found that no counties have implemented ordinances regarding Sober Living Homes and that there is expected to be a significant amendment to the bill in the coming days due to concerns the Department of Health Services has with the current legislation. No official action was taken by the LPC.</u>	HB 2529 Passed House 55-0. Referred to Senate Health & Human Services. SB 1465 passed Senate Health & Human Services and Rules, awaiting floor action.
HB 2538	U.S. House vacancy; special election	Coleman	A special primary election to fill a vacancy in the office of Representative in Congress is required to be held 95 to 105 days after the occurrence of the vacancy, instead of 80 to 90 days after. The clerk of the county board of supervisors of each county that is required to participate in the special election is required to post a notice with the special primary election dates on a county-operated website, instead of being required to publish a copy of the election proclamation in an official county newspaper. <u>Comments: 2/23/2018 staff explained the bill it was noted that this was a holdover from when Arizona only had one Congressional District; the LPC took a position of SUPPORT.</u>	Passed House 57-2. Referred to Senate Government.

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments & Position	Status
HB 2579	video service; certificates of authority	Norgaard	The regulation and use of "video service" (defined as the provision of multichannel video programming, including cable service but excluding internet streaming and direct broadcast satellite service) are of statewide concern and are not subject to further regulation by a county or municipality except as specifically provided in statute. Beginning January 1, 2020, the Secretary of State has the exclusive authority to issue a certificate of authority to a person to provide video service and to construct and operate a video service network in any service area in Arizona. Beginning January 1, 2020, a person is prohibited from acting as a video service provider or constructing or operating a video service network without first having been issued and continuing to hold a certificate of authority. The Secretary of State is required to establish and collect fees for the purpose of administering certificates of authority for video service providers. Beginning January 1, 2020, an incumbent cable operator is permitted to either continue to operate within a service area as defined in the local license or terminate the local license by applying for and obtaining a certificate of authority. Establishes requirements to obtain a certificate of authority, lists the authorities granted by a certificate, and provides for amendment of certificates to add service areas. Much more. Effective January 1, 2020. <u>Comments: CSA staff explained the bill and noted that COX has agreed to amend the bill to address concerns over permit timing, costs for restoring public highways and tightening up other language to address county concerns. The Board took a position of NEUTRAL pending an amendment.</u>	Passed House 37-18. Referred to Senate Commerce & Public Safety and Government.
HB 2588	appropriations; essential county services	Cook	Appropriates \$1,650,150 in FY2019 to be equally distributed among counties with population between 200,000 and 900,000. Appropriates \$8,000,000 from the State GF in FY2019 for one-time distribution to counties to be used to maintain essential county services. <u>Comments: 02/09/18 CSA Staff explained the legislation noting that this addresses a number of our budget priorities and recommended supporting the bill. The LPC voted to SUPPORT the bill.</u>	Passed House 50-10. Referred to Senate Government and Appropriations.
HB 2602	running nodes; blockchain; regulation prohibition	Weninger	Counties and municipalities cannot prohibit or otherwise restrict an individual from "running a node on blockchain technology" (defined) in a residence. <u>Comments: 2/23/2018 staff explained the bill and advised it was for informational purposes only. It was noted that blockchain is the technology that allows for digital currencies to be created, traded and tracked but has other applications including insurance, government and health care but staff has not heard of a county or municipality regulating the activity.</u>	Passed House 55-4. Referred to Senate Transportation & Technology.
HCR 2015	municipal and county tax limitations	Thorpe	The 2018 general election ballot is to carry the question of whether to amend the state Constitution to require, beginning January 1, 2017, any increase in the ad valorem tax levy of a county or municipality greater than 1 percent more than the levy in the preceding year to be approved by the voters of the county or municipality, and to require any increase of any amount in the ad valorem tax levy of a county or municipality in any three consecutive years to be approved by the voters of the county or municipality. Also to require, beginning January 1, 2017, a county or municipality that initiates the levy or increases the rate of a transaction privilege or other similar excise tax to distinctly state the amount of the tax or rate increase and the specific purpose for which the revenues may be spent, and to submit the tax or tax rate increase and the purpose to the voters of the county or municipality for approval. If approved by the voters, this resolution is retroactive to January 1, 2017. <u>Comments: CSA Staff explained the bill. The CSA Board moved to OPPOSE the bill.</u>	Referred to House Ways and Means on 1/30
SB 1001	home-based businesses; regulations-restrictions	Farnsworth	Specifies that county ordinances cannot restrict or otherwise regulate the owner of a home-based business that holds a valid license from using 50 percent or less of the square footage of the primary residential dwelling to conduct home-based business activity, or from using a 400-square foot or smaller "accessory structure" (defined) or garage for home-based business activity. <u>Comments: CSA Staff explained the legislation, noting that the sponsor offer similar proposals last year that CSA opposed. The LPC moved to OPPOSE the bill.</u>	Referred to Senate Government; Senate Commerce & Public Safety Passed Senate Commerce & Public Safety 1/29; 5-3-0

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments & Position	Status
SB 1022	DHS; homemade food products	<i>Farnsworth</i>	The Department of Health Services is required to establish an online registry of food preparers that are authorized to prepare "cottage food products" (defined as a food that is not potentially hazardous as defined by Dept. rule and that is prepared in a home kitchen by an individual who is registered with the Dept.) for commercial purposes. A registered food preparer is required to renew the registration every three years and must provide any updated registration information to the Dept. within 30 days after any change. Cottage food products must be packaged at home with an attached label that clearly states the name and registration number of the food preparer and that includes the statement "This product was produced in a home kitchen that may process common food allergens and is not subject to public health inspection". <u>Comments: 1/26/2018 CSA Staff explained the legislation, noting that feedback from the counties was mixed. No action was taken by the LPC.</u>	Passed Senate 30-0 Referred to house health on 2/19
SB 1043	county recorder; recording fees	<i>Kavanagh</i>	The fees received by the county recorder are modified as follows: \$30 for recording papers required or authorized by law, instead of \$5 for the first 5 pages plus \$1 for each additional page, and \$15 for recording papers to which a government entity is the requesting party, instead of \$3 for the first 5 pages plus 50 cents for each additional page. Separate fee amounts for recording deeds affecting interest in real property and deeds of trust or mortgage are eliminated. Additional fees such as the special recording surcharge, the fee for real estate transfers, and the fee for an affidavit of annual work, are included in the total fee instead of being charged separately. <u>Comments: CSA Staff explained the bill, sharing that it would be brought to the full BOD next week. Discussion explored concerns that this favors companies over individuals.</u>	Passed Senate 23-5-2 Passed House Local and International Affairs, Rules and Caucus.
SB 1052	county flood control districts; easements	<i>Griffin</i>	The list of conditions under which a county flood control district may authorize the grant of an easement on or a lease of district real property without a public auction is modified to specify that the reimbursement to the district, instead of to the county, for the easement granted or lease executed is not less than the appraised value as determined by the district, instead of by the county. <u>Comments: 1/26/2018 CSA Staff explained the legislation, noting that this was a clean up bill from 2017 and recommended support. The LPC moved to SUPPORT the bill.</u>	Passed Senate 30-0 2/5 Passed House Land, Agriculture & Rural Affairs, Rules and Caucus.
SB 1059	lottery; additional game; revenue allocation	<i>Borrelli</i>	Authorizes the Lottery Commission to establish a lottery game called the Arizona Copper Star Game that must be conducted at four-minute intervals. A player may purchase a single ticket for 1, 5, 10, 20, 50 or 100 consecutive draws and may purchase up to 10 numbers between 1 and 80. A player is eligible for payment of prizes if the player's numbers match any of the twenty numbers drawn. The total annual revenues from the Arizona Copper Star Game are allocated 50 percent for the payment of prizes and 50 percent to the general fund. Of the revenues allocated to the general fund, the Legislature is required to annually appropriate 40 percent to the Department of Public Safety, 40 percent to provide funding for kindergarten programs in public schools, 5 percent to the Attorney General for deposit in the Internet Crimes Against Children Enforcement Fund, 5 percent divided equally among the counties, and 10 percent retained in the general fund for any purpose prescribed by law. <u>Comments: CSA Staff explained the legislation, discussion from the LPC indicated that there may be concerns with how it impacts the Arizona Tribal State Compacts and the need for new funding to go towards long term dept. such as EOPR and PSPRS. The LPC recommended monitoring the bill and no action was taken.</u>	Senate Government 1/24/2018— Held Failed Senate Government 3-4

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments & Position	Status
SB 1065	~~communication- service information- technical correction-~~ commercial vehicles; ports of entry; axel fees	Brophy McGee	Allows the ADOT to establish an axle fee in rule for all commercial vehicles that enter Arizona from Mexico through an international port of entry in counties with a population with fewer than 190,000 persons or greater than 250,000 persons. Starting July 1, 2018 ADOT is required to deposit collected axle fees in the State Highway Fund and spend collected single trip excess weight permit and axle fee monies on qualifying transportation facilities proportionally based on the amount collected through each international port of entry located within 20 drivable miles of the international port of entry. <u>Comments: CSA Staff explained the legislation and noted an adopted amendment took Yuma out of the bill due to concerns regarding the loss of truck traffic to Calexico. The funds will be used to modernize State Route 189 and Ruby Road off I-19 in partnership with ADOT. The Board took a position of SUPPORT.</u>	Passed Senate 20-10-0 on 3/5/18, transmitted to the House.
SB 1076	assault; public safety contractors; workers	Barto	For the purpose of statute allowing public safety employees or volunteers to petition the court for an order authorizing testing of another person for certain diseases if there is probable cause to believe that the person bit, scratched, spat or transferred blood or other bodily fluid on or through the skin of the employee or volunteer who was performing an official duty, the definition of "public safety employee or volunteer" is expanded to include a contractor of a state or local law enforcement agency or correctional facility, any employee or volunteer of a correctional facility, and any other person who is authorized to perform official duties or be present within a correctional facility. <u>Comments: CSA Staff explained the bill and advised it was coming from Maricopa County. Staff will follow-up on a question regarding state liability if a contractor is infected with a disease. The CSA Board moved to SUPPORT the bill.</u>	Passed Senate 30-0 Passed House Jud-Public Safety, Rules and Caucus
SB 1089	purple heart day	Borrelli	Declares that August 7 in each year is Purple Heart Day, which is not a legal holiday. <u>Comments: CSA Staff explained the legislation, noting that all Arizona Counties are Purple Heart Counties. The LPC moved to SUPPORT the bill.</u>	Passed Senate 28-0-2 Passed House Military Veterans & Regulatory Affairs, Rules and Caucus.
SB 1144	conservation easements; notice; valuation	Griffin	The holder of a conservation easement is required to provide for the recording of the easement and its acceptance, and to prepare and provide the information required for the registry of real property burdened by conservation easements to the county assessor for each county in which any portion of the real property is located. The information that must be included in the registry for each parcel is expanded to include the name of the holder of the conservation easement, the name of any governmental body or charitable corporation with a third-party right of enforcement, and the full cash value of the property as determined for the year in which the conservation easement is recorded. <u>Comments: 1/26/2018 CSA Staff explained the legislation for informational purposes, noting the original requirements for the online registry went into effect 1/1/2017.</u>	Passed Senate 29-0-1 Passed House Land, Agriculture and Rural Affairs, Rules and Caucus.
SB 1146	vehicle fees; alternative fuel VLT.	Worsley	Repeals the separate vehicle license tax classification for motor vehicles powered by alternative fuels. Establishes a highway safety fee in an amount to be determined by the Director of the Department of Transportation annually. The fee will be collected at the time of application for vehicle registration. The fee is required to fully fund 110 percent of the Department of Public Safety Highway Patrol budget for each fiscal year. Discussed mirror bill HB 2166 vehicle fees; alternative fuel VLT (Campbell) on 1/18/2018 <u>Comments: 1/26/2018 CSA Staff explained the legislation, noting that the legislation aligns with the CSA Boards Transportation Resolution and will put additional funds into HURF. The LPC moved to SUPPORT the bill.</u>	Referred to Senate Transportation and Technology Scheduled to be heard 1/30/2018; Held Passed Senate Transportation and Technology with amendment; 7-0 Passed Senate rules on 2/19 Senate COW approved with amend and floor amend on 2/22

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments & Position	Status
SB 1147	county excise tax for transportation.	Worsley	The board of supervisors of any county is permitted to submit to the voters a transportation plan funded by an excise tax. The board is required to present the issue on the ballot as a single question for approval of both the transportation plan and the tax. If approved by the voters, the county is required to levy and the Department of Revenue is required to collect the tax beginning January 1 or July 1, whichever occurs first after voter approval, on the same tax base that applies to other excise taxes in the county. The tax must be levied at a rate that, together with any other county transportation excise taxes, will not exceed a total of one percent of the gross proceeds of sales or gross income derived from a business subject to the tax. In its initial submission to the voters, the board of supervisors must either set a termination date for the tax or provide that the tax will be perpetual, subject to termination only by a subsequent countywide vote. <u>Comments:</u> Discussed mirror bill HB 2165 county excise tax for transportation (Campbell) on 1/12/2018 1/26/2018 CSA Staff explained the legislation, noting that the legislation will give additional tools in the toolbox for counties related to transportation. The LPC noted the desire for an amendment allowing for the revenue to be excluded from expenditure limitations. The LPC moved to SUPPORT the bill.	Passed Senate 24-6. Referred to House Transportation & Infrastructure and House Ways & Means. House Transportation & Infrastructure hearing on 3/7/18.
SB 1153	fire flow requirements; rural applicability	Allen	In a county with a population of less than 500,000 persons (all but Maricopa and Pima), any requirement to provide water and/or fire flow for fire protection under a fire code adopted by the state or a county, municipality or fire district does not apply to single family residential properties or subdivisions with lot dimensions equal to or greater than 1/2 acre in size if the current "adjacent public water distribution system" (defined) or a private well does not meet the requirements to provide water and/or fire flow. Contains a legislative intent section. <u>Comments:</u> 1/26/2018 CSA Staff explained the legislation, noting that the legislation is similar to a bill last year that the LPC opposed. The LPC moved to OPPOSE the bill.	Referred to Senate Natural Resources, Energy and Water Scheduled to be heard 1/29/2018; Held
SB 1201	county treasurer; electronic records; liens	Worsley	The county treasurer is authorized to keep an account of the receipt and expenditure of monies in electronic books provided for that purpose and to issue either an electronic receipt or hard copy receipt for all monies received. <u>Comments:</u> 02/09/18 CSA Staff explained the legislation noting that is an efficiency bill of AACo's. The LPC voted to SUPPORT the bill.	Passed Senate 30-0. On House Local & International Affairs Agenda 3/7/18.
SB 1202	countywide elections; vote by mail	Worsley	On approval of the county LPC of supervisors, a county is authorized to conduct a mail ballot election for all elections administered by that county, including elections for federal and state offices and measures, and elections for county, municipal, school district and special districts. Counties that conduct mail ballot elections are required to report specified information about the election to the Legislature by January 1 of each year following a mail ballot election. <u>Comments:</u> 1/26/2018 CSA Staff explained the legislation, noting that this is an AACO bill, permissive and a potential cost saving measure. The LPC moved to SUPPORT the bill.	Referred to Senate Judiciary
SB 1207	lease authority; airports; air terminals	Pratt	Any county, instead of only a county with a population of less than 400,000 persons, is permitted to extend the existing lease for airport or airport terminal purposes with a person, corporation or political subdivision, after notice and a public hearing. Lease extensions may be for an additional period of up to 50 years, increased from 40 years. The reimbursement to a county for an executed lease cannot be less than the appraised rental value of the real property as determined by the county, except that the county is allowed to consider any capital improvements by the lessee in determining the final reimbursement rate of the lease. <u>Comments:</u> 02/02/18 CSA Staff explained the legislation and recommended support, noting that it is an important tool for Pinal County and would allow flexibility for rural counties that have a lessee that wants to make long term improvements in the airport. The LPC moved to SUPPORT the bill.	Passed Senate 27-2 Passed House Transportation & Infrastructure, Rules and Caucus.

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments & Position	Status
SB 1216	advanced certification; assessor personnel; compensation	<i>Allen</i>	A person who is employed by the Department of Revenue or a county and who successfully completes the advanced certification for assessors and appraisers provided by the Dept. may be approved to receive additional compensation. <u>Comments: 1/26/2018 CSA Staff explained the legislation, noting it is the same language as a bill last the LPC opposed last year. The LPC moved to OPPOSE the bill.</u>	Referred to Senate Finance Passed FIN on 2/14/18 with a vote of 4-3-0 On Senate consent calendar; passed Senate rules on 2/19 Stricken from consent calendar by Yarbrough on 2/19 Failed Senate 13-17 on 2/21
SB 1274	public monies; recovery; illegal payments	<i>Peterson</i>	The Attorney General is authorized to bring an action to recover illegally paid public monies against any person who received the illegal payment, the public body or public officer acting in his/her official capacity who ordered or caused the illegal payment, the public official, employee or agent who ordered or caused the illegal payment. A public official, employee or agent of the state, a political subdivision, or a budget unit who is charged with collecting, receiving, safekeeping, transferring or disbursing public monies may be held personally liable for an illegal payment of public monies. Comments: 02/02/18 CSA Staff explained the legislation and recommended opposing the bill as written, noting that the AG's office agreed to amend the bill to ensure the same standards for state employees are subject at all levels of state government. The LPC moved to OPPOSE the bill. Update: 2/23/2018 staff noted the bill as amended was reviewed with the Civil Deputies and they were comfortable with the changes and staff recommended moving the position from oppose to neutral, the LPC adopted a NEUTRAL position on the bill.	Passed Senate 30-0 2/21 Pending House Government Committee on March 8th
SB 1281	street lighting improvement districts; consolidation	<i>Kavanagh</i>	Municipalities are authorized to consolidate two or more existing street lighting improvement districts upon receipt of a petition signed by the majority of the real property owners in each of the districts that are proposed to be consolidated. The districts must be contiguous and new territory may not be included. Establishes a process for consolidation, including public notice and a public hearing. The consolidation must take effect on July 1 immediately following the timely filing of notice of the consolidation with the Department of Revenue. To be eligible to levy a tax within a consolidated district, the municipality is required to notify the Dept., the county assessor and the county treasurer of the district consolidation no later than June 1 immediately preceding the effective date of the consolidation. <u>Comments: 02/09/18 CSA Staff explained the legislation noting that this is a League bill that will allow for potential efficiencies for the Treasurer and Assessor's office, some discussion regarding the potential for adding this type of language for county street lighting districts. The LPC did not take any action on the bill.</u>	Passed Senate 29-0-1 Passed House Government, Rules and Caucus.
SB 1292	EORP; cost-of-living adjustment	<i>D. Farnsworth</i>	For the Elected Officials' Retirement Plan, each retired member or survivor of a retired member is eligible to receive a compounding cost-of-living adjustment in the base benefit based on the average annual percentage change in the metropolitan Phoenix-Mesa consumer price index, with the immediately preceding year as the base year for making the determination, up to a maximum of two percent of the retired member's or survivor's base benefit annually. Repeals statutes governing EORP benefit increases. Conditionally enacted on the state Constitution being amended, as prescribed in an unspecified Senate concurrent resolution (blank in original), by the voters at the 2018 general election. <u>Comments: 02/02/18 CSA Staff explained the legislation and recommended a position of support, noting that the bill would move the permanent benefit increase (PBI) to a cost of living adjustment (COLA) for EORP and the companion bill that would send the issue to the voters is SCR 1010. The LPC moved to SUPPORT the bill.</u>	Passed Senate 29-0-1 Referred to House banking and insurance on 2/19

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments & Position	Status
SB 1296	government communications; emergency response interpreters	<i>Bowie</i>	The state, counties and municipalities are each required to ensure that its communications with persons with disabilities, including online communications and emergency communications, are equally as effective as its communications with persons without disabilities. The state, counties and municipalities are each required to provide auxiliary aids and services with needed to communicate effectively with persons with communication disabilities. The state, counties and municipalities are each required to establish a protocol to secure a licensed emergency response interpreter to interpret emergency communications that are presented live to the media for broadcast or delivered through a live online communication, including an official government statement or press conference relating to an emergency situation. Does not prevent the state, a county or a municipality from communicating to the public during an emergency situation if an emergency response interpreter is unavailable. <u>Comments: CSA Staff explained the legislation and a question on if there was funding connected to the legislation arose. Staff explained that there was no funding associated with the legislation. The CSA Board did not take any action on the bill.</u>	Referred to Senate Government on 1/23 Scheduled for 2/14 The bill passed the GOV on 2/14/2018 with a vote of 7-0-0.
SB 1374	state law; local government violations	<i>Brophy McGee</i>	For a legislator to be eligible to request an investigation of a county or city action that allegedly violates state law or the state Constitution, all or part of the county or municipality must be located in the legislator's legislative district. Prior to investigating the alleged violation, the Attorney General is required to notify the county or municipality and allow at least 30 days for a response before making a determination. Counties and municipalities have 60 days, increased from 30 days, to resolve violations after notice from the Attorney General, or may appeal the determination by filing a special action in the Supreme Court to resolve the issue. If the Supreme Court determines that there is no violation, the State Treasurer is required to reimburse the county or municipality for reasonable fees and costs incurred to respond to the request. The reimbursement amount cannot exceed an unspecified amount (blank in original) for each determination. <u>Comments: 02/02/18 CSA Staff explained the legislation, noting this was for information only at this point. The bill makes changes to SB1487 (2016) regarding complaints by a legislator alleging a municipality or county took legal actions that violate state statute or the Arizona Constitution.</u>	Referred to Senate Government on 2/6 Scheduled to be heard in Senate Failed in the GOV Committee on 2/14/18 with a vote of 3-4-0.
SB 1400	aggravated DUI; sentence; county jail	<i>Smith</i>	County sheriffs of counties with a population of less than 500,000 persons are authorized to establish an aggravated driving under the influence jail program. If the county sheriff establishes a program, the program cannot be implemented until the Department of Corrections enters into an agreement with the county board of supervisors to facilitate the program. If a violation of aggravated driving under the influence occurs in a county with a program or a county contiguous to a county with a program and the person is placed on probation, the mandatory term of incarceration that the person would otherwise serve in prison may be served in a county jail. Beginning January 1, 2019, the Arizona Criminal Justice Commission is required to submit an annual recidivism report to the Legislature that compares the recidivism rate for a person who serves the mandatory incarceration in a county jail under a program and a person who serves the mandatory incarceration in prison. <u>Comments: 02/02/18 CSA Staff explained the legislation, noting that additional information on the bill will be sent out and feedback will be requested.</u>	Passed Senate 30-0. On House Judiciary & Public Safety agenda 3/7/18.
SB 1404	occupational regulation; municipalities; counties	<i>Smith</i>	Counties and municipalities are prohibited from imposing any "occupational fee" or "licensing requirement" (both defined) on any occupation, trade or profession if that county or municipality does not already impose it on the effective date of this legislation. If the state imposes a new occupational fee or licensing requirement on any occupation, trade or profession that has not been previously regulated by the state but that has been regulated by the county or municipality, the county or municipality is prohibited from continuing to impose any occupational fee or licensing requirement on that occupation, trade or profession on or after the effective date of the statute or rule. Beginning on the effective date of this legislation, a county or municipality is prohibited from increasing the amount of any occupational fee on any occupation, trade or profession that is currently subject to the occupational fee. <u>Comments: 2/23/2018 staff explained the bill it was noted that this bill does not allow for the need to license based on future areas that may need oversight such as industry connected to future technology or if the state was to allow recreational marijuana, the LPC OPPOSED the bill.</u>	Failed 3rd Read in the Senate on March 5th with a vote of 12-17-1

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments & Position	Status
SB 1452	dependency; kinship care; aggravated circumstances	<i>Barto</i>	The Department of Child Safety is required to determine the placement of a child in Dept. custody based on the best interests of the child, and to give preference to an adult relative over a nonrelative caregiver when determining the child's placement. If a child is taken into temporary custody, the Dept. is required to use due diligence to identify and notify adult relatives of the child within 30 days after the child is taken into temporary custody, including contracting with private investigators if necessary, and file the results of the search with the court. If the Dept. identifies an adult relative who is a suitable placement for the child and the placement of the child with the adult relative would be in the best interests of the child, the child must be placed with the adult relative within 30 days if the placement is in Arizona, or within 90 days if the placement is outside Arizona. A list of factors the court is required to consider when determine whether a placement is in the best interests of the child is established. If a child has been in foster placement for six months or more, the presumption exists that remaining in the placement is in the child's best interests unless there are confirmed safety or welfare concerns for the child. If a child who was taken into temporary custody is under three years of age, the Dept. is required to determine if an "aggravating circumstance" (defined elsewhere in statute) exists, and file a notice with the court within 14 days that states either that the Dept. finds, does not find or is unable to determine that an aggravating circumstance exists. If the Dept. finds the existence of an aggravating circumstance, the Dept. is required to file a petition for termination of parental rights within 10 days after the notice is filed. If the Dept. is unable to determine if an aggravating circumstance exists, the court is required to hold a hearing within 48 hours after the notice is filed to determine the existence of an aggravating circumstance, and must make the determination within three days after the hearing. By July 1, 2019, the Dept. is required to develop a system to track on an individual and aggregate basis infants who are taken into the custody of the department as a result of in utero controlled substance exposure. <u>Comments: CSA Staff explained the legislation. The CSA Board did not take action on the bill.</u>	Passed Senate Health and Human Services with a vote of 4-3-0-0. Passed Rules. Held in Rules
SB 1466	voting centers; board of supervisors	<i>Gray</i>	Only on a specific resolution of the county board of supervisors, the board is permitted to authorize the county recorder or other officer in charge of elections to use additional types of voting locations in addition to polling places, including voting centers, early voting centers, and early voting drop-off centers. <u>Comments: 02/09/18 CSA Staff explained the legislation noting, before making a decision it would be discussed again after the recorders have had an opportunity to seek an amendment. The Board moved to OPPOSE the bill and work towards an amendment. Update an agreement has been reached on this bill with the Recorders and Elections Officers.</u>	Referred to Senate Judiciary Scheduled to be heard in Senate Judiciary on February 15, 2018. Passed JUD (DPA) on 2/15/18 with a vote of 4-3-0 Passed Caucus
SB 1492	payment in lieu of taxes	<i>Griffin</i>	~~A local government that receives federal payments in lieu of taxes is required to distribute those monies to the school districts where the nontaxable federal lands are located and that generated those federal payments.~~ <u>Comments: 02/09/18 CSA Staff explained the legislation noting, that this could cost counties \$35 million in revenues. The LPC voted to OPPOSE the bill.</u>	~~Referred to Senate Finance and Senate Education on 1/31~~ ~~Scheduled to be heard in Senate Education on February 15, 2018~~ ~~Held in ED~~

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments & Position	Status
SB 1503	delinquent restitution; monthly report; hearing	Smith	The clerk of the court is required to transmit a monthly report to the probation department and to each supervising court that includes the name and case number of every defendant who has been placed on probation, who is supervised by that court and who is delinquent in the payment of restitution or of any installment as ordered by the court. If a defendant fails to make three or more consecutive payments as required by a condition of probation, the supervising court is required to conduct a review hearing within 30 days after receiving notice of the delinquency to determine whether there is cause to find the defendant in contempt and impose a sanction. Comments: <u>2/23/2018 staff explained the bill it was noted that the Arizona Office of the Courts, Superior Court Clears are in opposition to the bill. Staff recommended opposing the bill due to potential cost impacts and the current lack of capacity to expand the court case load in this way. Discussion identified support for the underlying reason for the bill, supporting victims getting paid in a timely manner but the LPC OPPOSED the bill based on potential cost impacts to counties.</u>	Passed Senate 17-13. Referred to House Judiciary & Public Safety.
SCM 1007	rural schools; reauthorization; urging Congress	Griffin	The Legislature urges the U.S. Congress to immediately reauthorize Secure Rural Schools and Community Self-Determination Act funding for fiscal years 2019 and 2020 and work toward a long-term solution for rural communities and schools in and around national forests. The Secretary of State is directed to transmit copies of this memorial to the President of the U.S. Senate, the Speaker of the U.S. House and each member of Congress from Arizona. Comments: <u>02/09/18 CSA Staff explained the legislation encouraging Congress and the President to create a long term SRS solution. The LPC voted to SUPPORT the bill.</u>	Passed Senate 30-0. Transmitted to the House on 3/05/18.
SCM 1018	payments in lieu of taxes	Griffin	~~The Legislature urges the U.S. Congress to provide full long term funding for the Payment in Lieu of Taxes (PILT) program to help create financial stability within Arizona's counties, and to work with the State of Arizona and county governments to identify and implement policies to promote economic development on, or associated with, federally managed lands. The Secretary of State is directed to transmit copies of this memorial to the President of the U.S., the President of the U.S. Senate, the Speaker of the U.S. House and each member of Congress from Arizona. Comments: <u>02/09/18 CSA Staff explained the legislation encouraging Congress and the President to create a long term PILT solution. The LPC voted to SUPPORT the bill.</u>~~	No action
SCR 1010	public retirement systems	D. Farnsworth	The 2018 general election ballot is to carry the question of whether to amend the state Constitution to provide that the Constitutional provision prohibiting public retirement system benefits from being diminished or impaired does not prohibit certain adjustments to the Corrections Officer Retirement Plan as provided in S1442 as enacted by the 53rd Legislature, 1st Regular Session, and does not prohibit certain adjustments to the Elected Officials' Retirement Plan as provided in an unspecified Senate bill (blank in original). The Legislature requests the Secretary of State return SCR1023, 53rd Legislature, 1st Regular Session, to the Legislature and submit this resolution in lieu of SCR1023. Comments: <u>02/02/18 CSA Staff explained the legislation and recommended position of support, noting that this is the companion bill to SB 1292 and would submit to the voters a request to move the PBI to a COLA adjustment for EORP & CORP. The LPC did not take action on the bill.</u>	Passed Senate 29-0 Referred to House banking and insurance on 2/19
"Fair Justice Initiative"				

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments & Position	Status
HB 2169	driving violations; restricted licenses; penalties	Boyer	A restriction on a person's driver license or permit to drive as a result of a conviction for a violation of Title 28 (Transportation) may limit the person's privilege to drive to and from specified locations during specified periods of time. The sentencing options for various transportation-related violations are expanded to include that the court may order that the person's driving privilege be restricted. A person who is convicted of driving on a suspended class D or M license before January 1, 2011 may apply for a restricted privilege to drive if the person meets specified requirements. A judge is authorized to mitigate any civil penalty required by Title 28 (Transportation) if the person ordered to pay the penalty demonstrates that the payment would be a hardship on the person or his/her immediate family. Factors the court must consider when determining whether to mitigate a civil penalty are listed. Effective January 1, 2019. "Fair Justice" Initiative Legislation. Comments: 1/26/2018 CSA Staff explained the legislation, noting that <u>this is for information only and it may be brought to a future LPC for consideration. 02/02/18 CSA Staff explained all the "Fair Justice" Initiatives. The LPC made a motion to SUPPORT all the "Fair Justice" Initiatives.</u>	Passed the House 56-0-3-0-1 Passed Senate Transportation and Technology, Rules and Caucus.

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments & Position	Status
HB 2259	juvenile court facilities; shelters; use	Carter	If appropriate facilities are available to the juvenile court, the presiding judge of the superior court is permitted to authorize juvenile court staff to provide services within the facilities. "Fair Justice" Initiative Legislation. <u>Comments: 1/26/2018 CSA Staff explained the legislation, noting that this is for information only and it may be brought to a future LPC for consideration. 02/02/18 CSA Staff explained all the "Fair Justice" Initiatives. The LPC made a motion to SUPPORT all the "Fair Justice" Initiatives.</u>	Passed House 60-0; ready for Senate. Pending Senate Judiciary Committee on March 8th
HB 2312	setting aside conviction; requirements	Farnsworth E.	If a person is sentenced to imprisonment in the Department of Corrections, the person cannot apply to the court to have the judgment of guilt set aside until two years after the date of the person's absolute discharge from imprisonment. The clerk of the court is prohibited from charging a filing fee for an application to have a judgment of guilt set aside. Establishes a list of factors the court must consider when determining whether to set aside a conviction. A conviction that is set aside may be used as a prior conviction. Modifies the list of offenses that disallow a person convicted of those offenses from applying to have the judgment of guilt set aside. Effective January 1, 2019. "Fair Justice" Initiative Legislation. <u>Comments: 1/26/2018 CSA Staff explained the legislation, noting that this is for information only and it may be brought to a future LPC for consideration. 02/02/18 CSA Staff explained all the "Fair Justice" Initiatives. The LPC made a motion to SUPPORT all the "Fair Justice" Initiatives.</u>	Passed House 56-0; ready for Senate. Pending Senate Judiciary Committee on March 8th
HB 2313	sentencing; monetary obligations; fine mitigation	E. Farnsworth	Decreases the surcharge levied on every fine, penalty, forfeiture and civil penalty imposed to 42 percent, from 47 percent. Levies an additional penalty assessment of \$9 on every fine, penalty, forfeiture and civil penalty imposed. Of the assessment collected, 62.4 percent is deposited in the Victims' Rights Fund and 37.6 percent is deposited in the Victim Compensation and Assistance Fund. Modifies the distributions from the Criminal Justice Enhancement Fund to eliminate the distributions to the Victims' Rights Fund and the Victim Compensation and Assistance Fund and to raise the percentage distributions to all other beneficiaries accordingly. Statutory consequences, including wage garnishment, for nonpayment of fines and fees are applied to surcharges and assessments. If the court or LPC of Executive Clemency finds that a defendant has willfully failed to pay a fine, surcharge, fee, assessment, restitution or incarceration costs or finds that a defendant has intentionally refused to make a good faith effort to obtain the monies required for payment, the court is authorized to revoke the defendant's probation and sentence the defendant to prison. Judges are authorized to mitigate a fine if the defendant demonstrates that the payment would work a hardship on the defendant or the defendant's immediate family. Factors the court must consider in determining whether to mitigate a fine are listed. Effective January 1, 2019. "Fair Justice" Initiative Legislation. <u>Comments: 1/26/2018 CSA Staff explained the legislation, noting that this is for information only and it may be brought to a future LPC for consideration. 02/02/18 CSA Staff explained all the "Fair Justice" Initiatives. The LPC made a motion to SUPPORT all the "Fair Justice" Initiatives.</u>	Passed House 56-0. Pending Senate Judiciary Committee on March 8th
HB 2314	misdemeanor sentence; authorized disposition	E. Farnsworth	If a person is convicted of a misdemeanor and not granted a period of probation, the court may impose a sentence to a term of community restitution or education or treatment. If the court imposes a sentence to perform community restitution for a misdemeanor, the court is required to determine or fix the number of hours required. If the court imposes a sentence for a term of education or treatment for a misdemeanor, the term cannot exceed the term of probation as determined by statute. "Fair Justice" Initiative Legislation. <u>Comments: 1/26/2018 CSA Staff explained the legislation, noting that this is for information only and it may be brought to a future LPC for consideration. 02/02/18 CSA Staff explained all the "Fair Justice" Initiatives. The LPC made a motion to SUPPORT all the "Fair Justice" Initiatives.</u>	Passed House 58-1-1 Passed Senate Judiciary, Rules and Caucus.

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments & Position	Status
HB 2315	intensive probation; employment wages; monitoring	E. Farnsworth	A probation officer is required to monitor a person on intensive probation's wages to ensure the collection of restitution, probation fees, fines and other payments. Previously, the person on intensive probation's wages were required to be paid directly to an account established by the probation officer, and the probation officer was required to make payments for restitution, probation fees, fines and other payments. "Fair Justice" Initiative Legislation. <u>Comments: 1/26/2018 CSA Staff explained the legislation, noting that this is for information only and it may be brought to a future LPC for consideration. 02/02/18 CSA Staff explained all the "Fair Justice" Initiatives. The LPC made a motion to SUPPORT all the "Fair Justice" Initiatives.</u>	Passed House 58-1-1 Passed Senate Judiciary, Rules and Caucus.
Water Bills				
HB 2512 & SB 1507	water program amendments	Bowers/Griffin	Various changes to statutes relating to water. The Department of Water Resources (DWR) is required to prepare a desalination action plan that includes specified provisions and submit the initial plan to the Governor and the Legislature by September 30, 2019. Requires legislative approval, in addition to DWR approval, for a person to transport water out of Arizona. Requires DWR to adopt rules to calculate extinguishment credits in the Pinal Active Management Area (AMA) by January 1, 2019. Declares that the use of groundwater to water plants in containers on or above the surface of the ground is a non-irrigation use and establishes requirements for the use of groundwater for this purpose. The Director of DWR is required to adopt a management plan for each initial AMA no later than January 1, 2023 for the sixth management period, 2025 to 2035. DWR is required to include in the management plans a non-per capita conservation program for municipal providers that requires a municipal provider regulated under the program to implement one or more water conservation measures in its service area. Responsibility for oversight of natural resource conservation districts is transferred to the Department of Forestry and Fire Management, from the State Land Department, and session law provides for the transfer and succession of all matters, property and records. Much more. Several sections of statute amended by this legislation are effective from and after an unspecified date (blank in original). <u>Comments: 2/09/2018 CSA Staff explained the legislation, currently this is just for informational purposes noting that there are a lot of moving pieces, the hearings at the legislature have provided a lot of discussion and this is something that will be discussed in greater detail in future meeting.</u>	HB 2512 Passed House 33-27. Referred to Senate Natural Resources, Energy & Water. SB 1507 Passed Senate Natural Resources, Energy & Water and Rules. SB 1507 Failed on 3rd Read 15-15
SB 1515	adequate water supply; county review	Griffin	For a county that is not in an Active Management Area, the county board of supervisors is required to review the provision for adequate water supply for a subdivision and after review may by unanimous vote readopt the provision up to 5 years after the effective date of this legislation and every 5 to 10 years thereafter. The board is required to give written notice of any vote not to readopt the provision to the Director of the Department of Water Resources, the Director of the Department of Environmental Quality and the State Real Estate Commissioner. The vote not to readopt the provision is effective and the provision has no further force if a list of specified conditions apply at the time of the vote. <u>Comments: 2/15/2018 CSA Staff explained the bill and requested the members evaluate what the water bills mean to each county and what it would mean going forward and to provide feedback to CSA next week. The Board did not take any action on the bill.</u>	Passed Senate 17-13. Referred to House Energy, Environment & Natural Resources.
SB 1516	central Arizona project; sovereign immunity	Griffin	A multi-county water conservation district is prohibited from asserting the defense of immunity under the 11th amendment of the U.S. Constitution in litigation brought by a water user to enforce the terms of a Central Arizona Project water delivery contract or subcontract. <u>Comments: 2/15/2018 CSA Staff provided an overview of the legislation. It was noted by the membership that this could impact Mohave County's ability to challenge the decision by the CAP to purchase of water from the Mohave Valley Irrigation and Drainage District. The CSA Board moved to OPPOSE the bill at the January 18th board meeting.</u>	Referred to Senate Natural Resources, Water, and Energy on 1/31 The bill passed out of NREW (DPA) on 2/15/18 with a 6-2-0 vote.

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments & Position	Status
HB 2608	well reporting; Mohave; La Paz basins	<i>Cobb</i>	Creates reporting requirements for wells in Hualapai Valley basin, the Sacramento Valley basin, the Renegras Plain basin, the McMullen Valley basin or the Butler Valley basin if : 1. the well was drilled on or after January 1, 2012; 2. the well has a pump with a maximum capacity of more than one hundred gallons per minute. Repeals the section from and after December 31, 2020. <u>Comments: 2/09/2018 CSA Staff explained the legislation, currently this is just for informational purposes noting the goal of this bill was to get a very narrowly tailored bill for monitoring in La Paz and Mohave counties this will be part of the discussion for future meetings regarding water issues.</u>	Assigned to Land, Agriculture and Rural Affairs
Pension Bills				
HB 2357	EORP; employer contributions	<i>Livingston</i>	Beginning July 1, 2018, each Elected Officials' Retirement Plan employer is required to make contributions on a level percent of compensation basis for all member employees sufficient under an actuarial valuation to meet both the normal cost plus the actuarially determined amount required to amortize the unfunded accrued liability over a closed period of 20-30 years. In any fiscal year, an employer's contribution to EORP in combination with member contributions may not be less than the actuarially determined normal cost for that fiscal year. <u>Comments: 2/15/2018 CSA Staff provided an update on the EORP bill and the efforts to wrap this into efforts to remove state costs shifts and find funding to pay for EORP. 1/18/2018 CSA Staff explained the bill and that the judge issued a ruling on January 8, 2018 that either increased employer contributions or another funding source must be identified by July 1, 2018. The CSA Board moved to OPPOSE the bill at the January 18th board meeting.</u>	Passed House on reconsideration 45-15. Referred to Senate Finance.
HB 2545 & SB 1292	EORP; cost-of-living adjustment	<i>Livingston/ D. Farnsworth</i>	For the Elected Officials' Retirement Plan, each retired member or survivor of a retired member is eligible to receive a compounding cost-of-living adjustment in the base benefit based on the average annual percentage change in the metropolitan Phoenix-Mesa consumer price index, with the immediately preceding year as the base year for making the determination, up to a maximum of two percent of the retired member's or survivor's base benefit annually. Repeals statutes governing EORP benefit increases. Conditionally enacted on the state Constitution being amended, as prescribed in an unspecified Senate concurrent resolution (blank in original), by the voters at the 2018 general election. <u>Comments: 02/02/18 CSA Staff explained the legislation and recommended a position of support, noting that the bill would move the permanent benefit increase (PBI) to a cost of living adjustment (COLA) for EORP and the companion bill that would send the issue to the voters is SCR 1010. The LPC moved to SUPPORT the bill. 2/09/2018 CSA Staff explained the EORP package of bills no additional stance was taken legislation staff will monitor and speak to the larger EORP and cost shift issues.</u>	HB 2545 passed House 58-2. HB 2545 Referred to Senate Finance. SB 1292 Passed the Senate 29-0-1. SB 1292 Referred to House Banking & Insurance.
HB 2564	court fees; EORP; state contribution	<i>Livingston</i>	Statutory fee amounts received by the clerk of the superior court and justices of the peace are increased by 9 to 16 percent. Of the monies received from the fees that are not kept by the court pursuant to statute, the county treasurer or justice of the peace is required to transmit 6 percent to the Elected Officials' Retirement Plan Fund for the purpose of funding a portion of the state employers' contributions. The percentages of the monies that are transmitted to various other funds are all decreased. Due to a potential increase in state revenue, this legislation requires the affirmative vote of at least 2/3 of the members of each house of the Legislature for passage, and becomes effective on signature of the Governor. <u>Comments: 02/09/18 CSA Staff explained the legislation noting that there the adjustment helps the state with their EORP issue but does not help the counties. No official position was taken by the LPC.</u>	Passed House 49-11. Referred to Senate Judiciary.

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments & Position	Status
HCR 2032 & SCR 1010	public retirement systems	Livingston/ D. Farnsworth	The 2018 general election ballot is to carry the question of whether to amend the state Constitution to provide that the Constitutional provision prohibiting public retirement system benefits from being diminished or impaired does not prohibit certain adjustments to the Corrections Officer Retirement Plan as provided in S1442 as enacted by the 53rd Legislature, 1st Regular Session, and does not prohibit certain adjustments to the Elected Officials' Retirement Plan as provided in an unspecified House bill (blank in original). The Legislature requests the Secretary of State return SCR1023, 53rd Legislature, 1st Regular Session, to the Legislature and submit this resolution in lieu of SCR1023. <u>Comments: 02/09/18 CSA Staff explained the legislation noting that there have been concerns regarding the potential for litigation due to the judges being in the system. Staff will express those concerns and is working with Legislative staff to evaluate the issue. No official position was taken by the LPC.</u>	HCR 2032 Passed House 57-0. HCR 2032 Referred to Senate Finance. SCR 1010 Passed the Senate 29-0-1. SCR referred to House Banking & Insurance.
Updated 3/6/18				

CSA Legislative Agenda

Bill Number	Short Title	Prime Sponsor	Summary/LPC Comments	Status
HB 2190	county improvement districts; repayment agreements	Mitchell	Allow a county improvement district to acquire, construct, or improve a domestic drinking water treatment and distribution system or a combination of such projects with funds from the Water Infrastructure Finance Authority.	Passed House 57-0-2-0-1 Passed Senate Natural Resources Energy & Water Committee on 2/07/18 with a vote of 7-0-1.
HB 2274	county contributions; hospitalization; medical; repeal	Thorpe	Eliminate the county Disproportionate Uncompensated Care (DUC) payments to the state. This payment costs 14 counties \$2.6 million annually.	Passed House 58-0, transmitted to the Senate. Referred to Senate Health & Human Services and Appropriations Committees.
HB 2413	public road maintenance; primitive designation	Cook	Clarify the universe of road systems that are eligible to be brought into the county roadway system and expand the number of roads that are eligible to be declared as "primitive" by a county board to include those roadways not built to county standards opened prior to June 13, 1990.	Passed House 58-0-1-0-1 Passed Senate Government Committee 7-0, Rules 3/5/18 & Caucus on 3/6/18
HB 2415	juvenile dependency proceedings fund	Cobb	Allocate financial resources to counties to assist with providing mandated attorney services for indigent defendants in juvenile dependency matters, due to recent increases in costs associated with these cases as a result of the overhaul of the child protective services system in Arizona.	Passed House 51-7, transmitted to Senate. Referred to Senate Appropriations and Judiciary Committees.
HB 2439	county contributions; committed youth; repeal	Thorpe	Repeals statute requiring the Department of Juvenile Corrections to annually assess a committed youth confinement cost sharing fee to each county, and the Department of Juvenile Corrections Local Cost Sharing Fund. All unexpended and unencumbered monies remaining in the Fund are transferred to the general fund on the effective date of this legislation. The amount of monies transferred is appropriated from the general fund in FY2018-19 to the Department of Administration for distribution to each county in a proportional share using population data from the most recent U.S. decennial census.	Passed House 55-3; transmitted to Senate. Referred to Senate Appropriations and Judiciary Committees.
SB 1038	state land payments; payment method	Griffin	Enables the State Land Commissioner to accept additional payment options, instead of only cashier's checks, on sales and auctions of state land.	Passed Senate 30-0. Passed House Land, Agriculture & Rural Affairs Committee 8-0, Rules and Caucus.
SB 1113	zoning violations; notice; service	Fann	Provide more flexibility and clarity for the serving of zoning violations. Currently statute only permits the zoning inspector to serve such notices, but the Arizona Rules of Civil Procedure (ARCP) affords more flexibility.	Passed Senate 23-5 Passed House Local & International Affairs Committee 5-0, Rules and Caucus
SB 1410	transient lodging tax; rural counties	Borrelli	Enable smaller counties, with a population of fewer than 500,000 persons, to levy a tax on transient lodging in both incorporated and unincorporated areas of the county.	Bill dropped 1/26/2018 Referred to Senate Finance 1/29
Folder # TBD	supermajority to levy county excise taxes	TBD	Change the existing general fund one-half cent sales tax authority to allow a five-member board of supervisors to levy the tax with a super-majority vote, rather than a unanimous vote.	

Updated 3/6/18



County Supervisors A S S O C I A T I O N o f a r i z o n a

COUNTY SUPERVISORS ASSOCIATION LEGISLATIVE POLICY COMMITTEE

(Teleconference Made Available)

County Supervisors Association

1905 West Washington

Phoenix, Arizona

MINUTES

February 23, 2018

Call to Order:	Anthony Smith	9:00 a.m.
Present Telephonically:	Alton Joe Shepherd	Apache County
	Ann English	Cochise County
	Matt Ryan	Coconino County
	Tommie Martin	Gila County
	Jim Palmer	Graham County
	Richard Lunt	Greenlee County
	D. L. Wilson	La Paz County
	Jean Bishop	Mohave County
	Todd House	Pinal County
	Rudy Molera	Santa Cruz County
	Jack Smith	Yavapai County
	Russell McCloud	Yuma County
Absent:	Clint Hickman	Maricopa County
	Jason Whiting	Navajo County
	Sharon Bronson	Pima County
Proxy:	Jason Whiting	Navajo County

Others present telephonically: Duce Minor, Lynne Pancrazi, Terry Cooper, Kay Gale, Jennifer St. John, Ryan Patterson, James Menlove, Jacque Sanders, Cynthia Gentle, Todd Madeksza, Craig Sullivan, Penny Adams

Others present in person: Anthony Smith, Mark Barnes, Rebecca Beebe, Kristin Cipolla, Robin Hillyard, Brandon Nee, Yvonne Ortega, Vanessa Shaw

President Anthony Smith welcomed everyone. Vanessa Shaw called roll and a quorum was present. President Anthony Smith asked if there were any questions or comments on a document the County Supervisors Association had sent out on *Robert's Rules of Order* motion procedures.

State Budget Update

Craig Sullivan reported that Representative Livingston had moved four county funding bills through House Appropriations (HB 2274, 2415, 2439, and 2588). He noted the importance of having the Appropriations committee talk about county issues and encouraged counties to keep up the pressure. He thanked those who signed in in support. Craig noted that next week the House Appropriations subcommittee will meet to discuss the House Appropriations budget plan. CSA will spend next week connecting county issues with senators.

Legislative Bills For Discussion

- 1) [HB 2356 juvenile court; jurisdiction; age.](#) Kristin Cipolla reported the bill passed the House yesterday 56-0, and it has been transmitted to the Senate. She noted that the Arizona Office of the Courts and the Pima and Maricopa County Attorneys Offices are in support. Discussion occurred. Supervisor Ann English moved to support HB 2356. Supervisor Alton Joe Shepherd seconded the motion and the motion passed unanimously.

- 2) [HB 2389 syringe access programs; authorization](#). Kristin reported the bill had been amended on the House floor yesterday and it passed 56-0. She noted that Pima County is in support. Supervisor Russell McCloud moved to support HB 2389. Supervisor Rudy Molera seconded the motion and the motion passed unanimously.
- 3) [HB 2490 contracts; licensure requirement waivers](#). Robin Hillyard reported the bill passed House Appropriations on February 19 by 12-1. She noted that the League of Arizona Cities and Towns is opposed and CSA has reached out to the Arizona Department of Revenue for clarification. Supervisor Ann English moved to oppose HB 2490. Supervisor Jack Smith seconded the motion and the motion passed unanimously.
- 4) [HB 2500 real estate signs; cities; counties](#). Robin reported the bill passed the House by 39-20 on February 20 and has been transmitted to the Senate. Discussion occurred. Supervisor Jean Bishop moved for CSA to be neutral on HB 2500 and to work toward a favorable amendment. Supervisor Matt Ryan seconded the motion and the motion passed unanimously.
- 5) [HB 2538 U.S. House vacancy; special election](#). Kristin reported on the bill. Supervisor Jack Smith moved to support HB 2538. Supervisor Matt Ryan seconded the motion and the motion passed unanimously.
- 6) [HB 2602 running nodes; blockchain; regulation prohibition](#). Robin reported the bill passed the House on February 20 by 55-4-1.
- 7) [SB 1404 occupational regulation; municipalities; counties](#). Kristin reported the bill passed its assigned Senate committees and Senate Caucus, but has not yet been listed on the Senate floor calendar. She noted that the League of Arizona Cities and Towns is opposed and CSA had opposed this legislation last year. Supervisor Jim Palmer moved to oppose SB 1404. Supervisor Richard Lunt seconded the motion and the motion passed unanimously. Discussion followed.
- 8) [SB 1503 delinquent restitution; monthly report; hearing](#). Kristin reported the bill passed the Senate yesterday by 17-13. She noted that the Arizona Office of the Courts, the Arizona Association of Counties (AACo), and the Arizona Association of Superior Court Clerks oppose this legislation. Supervisor Ann English moved to oppose SB 1503. Supervisor Matt Ryan seconded the motion. Discussion occurred. The motion passed with two nays.

Legislative Bill Updates

- 1) [HB 2371 mobile food vendors; state licensure](#). Kristin Cipolla reported the bill passed the House 45-11 yesterday, amended to address some county concerns. Discussion occurred. Kristin noted that CSA currently has a position of opposition, will share county concerns with the bill sponsor, and will discuss the amended bill with the Arizona County Directors of Environmental Health Services Association.
- 2) [HB 2479 TPT; digital goods & services](#) / [SB 1392 TPT; digital goods & services](#). Mark Barnes gave an overview of these bills and stated that an amendment is being considered. Discussion occurred.
- 3) [SB 1195 technical correction; health services; monitoring](#) S/E [psychiatric hospitalization; screening](#). Kristin reported that CSA had taken a position in opposition at last week's CSA board of directors meeting and CSA conveyed that opposition in committee last Friday. CSA continues to meet with proponents of the bill.
- 4) [SB 1274 public monies; recovery; illegal payments](#). Robin Hillyard reported the LPC took a position of opposition pending an amendment earlier this month. She noted that the amendment was incorporated into the bill in committee and the county civil deputies were agreeable to the changes. Supervisor Russell McCloud moved for a neutral position on SB 1274. Supervisor Ann English seconded the motion and the motion passed unanimously.

CSA Legislative Agenda

President Anthony Smith expressed his delight that eight of the nine CSA proposals are moving. Kristin Cipolla provided a report on CSA's legislative agenda.

- 1) [HB 2190 county improvement districts; repayment agreements](#). Passed the House 57-0 and has been assigned to Senate Natural Resources, Energy and Water.
- 2) [HB 2274 county contributions; hospitalization; medical; repeal](#). Passed the House 58-0 and has been transmitted to the Senate.

- 3) [HB 2413 public road maintenance; primitive designation](#). Passed the House 58-0, has been assigned to Senate Government, and is on the agenda for February 28.
- 4) [HB 2415 juvenile dependency proceedings fund](#). Passed the House 51-7 and has been transmitted to the Senate.
- 5) [HB 2439 county contributions; committed youth; repeal](#). Passed the House 55-3 and has been transmitted to the Senate.
- 6) [SB 1038 state land payments; payment method](#). Passed the Senate 30-0, has been assigned to House Land, Agriculture and Rural Affairs, and is on the agenda for March 1.
- 7) [SB 1113 zoning violations; notice; service](#). Passed the Senate 23-5, has been assigned to House Local and International Affairs, and is on the agenda for February 28.
- 8) [SB 1410 transient lodging tax; rural counties](#). Was referred to Senate Finance; continuing conversations.
- 9) Super Majority to Levy County Excise Taxes. This issue is a major component related to budget conversations.

Other Legislative Issues

Supervisor Jim Palmer referred to concerns from his county assessor sent to Representative Drew John on HCR 2029.

Supervisor Jack Smith mentioned SB 1146 and HB 2166. Robin Hillyard replied that HB 2166 passed the House 35-24 on February 20, and that SB 1146 was amended in Committee of the Whole to match HB 2166. Supervisors were encouraged to reach out to legislators.

Supervisor Russell McCloud reported the decision should be made today on whether county recorder concerns were met on SB 1466. Robin added that the stakeholder meeting had gone well and that AACo sent an e-mail about the changes.

Next Meeting Date and Time

President Anthony Smith stated that the next LPC meeting will be on Friday, March 2, at 9:00 a.m.

Other Business

Some supervisors expressed their inability to attend next week's LPC meeting due to travelling to the NACo Legislative Conference.

Yvonne Ortega provided some updates on meetings during the NACo Legislative Conference. She also reported that the paperwork is due today by 5:00 p.m. to the Arizona Commerce Authority regarding opportunity zones.

Adjournment

There being no further business, President Anthony Smith adjourned the meeting at 10:05 a.m.