

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS  
REGULAR MEETING HELD ON  
Tuesday, July 9, 2019**

A regular board meeting of the Cochise County Board of Supervisors was held on Tuesday, July 9, 2019 at 10:00 a.m. in the Board of Supervisors' Hearing Room, 1415 Melody Lane, Building G, Bisbee, Arizona.

Present: Peggy Judd, Chairman; Ann English, Vice-Chairman; Thomas E. Borer, Supervisor  
Staff Edward T. Gilligan, County Administrator; Sharon Gilman, Associate County  
Present: Administrator; Christine Roberts, Civil Deputy County Attorney; Arlethe G. Rios, Clerk of  
the Board

Chairman Judd called the meeting to order at 10:09 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**

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***CALL TO THE PUBLIC***

Chairman Judd opened the call to the public.

Mr. Tom Crosby, Sierra Vista resident, addressed the Board regarding the Public Safety Personnel Retirement System (PSPRS).

No one else chose to speak and Chairman Judd 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 of Proclamation to Mr. Vaughn Croft declaring July 10, 2019 Fred G. Acosta Job Corps Center Day in Cochise County.

The Board presented the proclamation to Mr. Croft and thanked him for his work in Cochise County.

***CONSENT***

**Board of Supervisors**

1. Approve an Intergovernmental Agreement (IGA) with the City of Sierra Vista regarding funding of a consultant to promote retention and expansion of missions of the U.S. Army at Fort Huachuca, effective July 9, 2019 through July 9, 2021, with four automatic one-year extension in the amount of \$27,000 annually.
2. Approve the Minutes of the regular meeting of the Board of Supervisors of June 25, 2019.
3. Approve Amendment No. 2 to the Intergovernmental Agreement between Cochise County and the City of Sierra Vista authorizing both entities to administer programs and to receive and disburse funds for the Upper San Pedro Partnership in the amount of \$10,000 extended for five additional years until February 28, 2023.
4. Approve a letter appointing a member and alternate of the Cochise County Board of Supervisors to the Sierra Vista Metropolitan Planning Organization pursuant to the Joint Project Agreement between the State of Arizona and the City of Sierra Vista as specified by Governor Janice K. Brewer.
5. Approve the Community Enhancement Funds Policy effective July 9, 2019.
6. Approve a Proclamation declaring July 10, 2019 Fred G. Acosta Job Corps Center Day in Cochise County.

### **Community Development**

7. Appoint Mr. David Koch for the District 1 position of the Planning & Zoning Commission to serve a two year and six months term, ending December 31, 2021.

### **County Attorney**

8. Approve the proposed settlement of the Small Tax Appeal in Roger A. Nusbaum v. Cochise County, ST2018-000025, now pending in Arizona Tax Court, a division of the Superior Court of and for Maricopa County.

### **Finance**

9. Approve demands and budget amendments for operating transfers.

Vice-Chairman English moved to approve items 1-9 on the consent agenda. Supervisor Borer seconded the motion and it carried unanimously.

## ***PUBLIC HEARINGS***

### **Community Development**

10. Adopt Zoning Ordinance 19-06 amending certain Zoning district boundaries from R-36 (Residential; one dwelling per 36,000 square feet) to RU-4 (Rural; one dwelling per four acres), pursuant to the application of Lavon and Rebecca Womack.

Mr. Robert Kirschmann, Planner II, presented this item using a PowerPoint presentation. Mr. Kirschmann went over the background:

- The Applicant is requesting rezoning from R-36 (Residential; one dwelling per 36,000 square feet) to RU-4 (Rural; one dwelling per four acres)

- Parcel 123-25-007B and is located at 1350 E. Barney Lane
- 40 acres
- The request is to facilitate use of the Owner Builder Opt-Out program and preserve the open space
- The Applicants are Lavon and Rebecca Womack
- Planning Commission unanimously recommended approval at the June 12, 2019 meeting.

He also showed a map of the location and site photos.

He moved on to the Factors in favor of the 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 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 neighborhood, and
3. Two letters of support has been received.

The only factor against approval is that the area is adjacent to commercially designated property, in a Category B (Developing Area) near Interstate 10. The down zoning could restrict potential growth in the future.

He noted that the Planning and Zoning Commission had recommended conditional approval based on:

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 Applicant's 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;

Chairman Judd opened the public hearing.

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

Supervisor Borer moved to adopt Zoning Ordinance 19-06 amending certain Zoning district boundaries from R-36 (Residential; one dwelling per 36,000 square feet) to RU-4 (Rural; one dwelling per four acres), pursuant to the application of Lavon and Rebecca Womack.

Vice-Chairman English seconded the motion.

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

11. Approve the denial to appeal the decision to approve Docket SU-19-06 (Counter Intelligence), a request for a Special Use Authorization to allow construction of a 1,600 square foot building to be used in manufacturing of counter tops on a 4.55 acre site zoned RU-4, thereby upholding the May 8, 2019 Planning and Zoning Commission decision.

Mr. Robert Kirschmann, Planner II, presented this item using a PowerPoint presentation. Mr. Kirschmann gave the background:

- On May 8, 2019 the Planning and Zoning Commission voted unanimously (5-0) to approve the construction of a 1,600 square foot building to be used in the manufacturing of counter tops.
- The Appellant seeks to overturn the Commission's decision on the basis:
- Misrepresentation of the "character of Ranchos Cochise"

- Misrepresentation of “Arizona Legislation of General, Comprehensive, and Envision 2020” Comprehensive, and Envision 2020”
- The approval “will do irreparable harm to residents of Ranchos Cochise, Cochise County as a whole, the state of Arizona and Mr. Hogan personally”
- The Appellant is Mr. Terrance Hogan

He went over the details of the site:

- The proposed use is to approve a 1,600 square foot building to be used in manufacturing counter tops
- The subject property, 106-04-126B is located at 2439 N. Busick Road
- The site currently has a single family home and is zoned RU-4
- The site is 4.55 acres

He showed a map of the location, proposed site plan, and site pictures. He also went over the process used for the proposed business:

- No actual manufacturing
- Raw slab delivered by personal pick up truck no semis or large trucks
- Slab is sanded, contoured, glued
- Minimal water used only to rinse dust, which dries on floor and is swept up

He went over factors used for the special use authorization and explained that Zoning Regulations have 10 factors used to evaluate a proposal:

- Nine of the criteria apply to this request
- As submitted complies with 7 criteria
- One criteria complies with modifications: Site Development Standards
- One criteria does not comply: Public Input

He reviewed the zoning regulations that govern the appeal of a special use authorization:

Section 1716.04 of the Zoning Regulations governs the appeal of Special Use Authorization Decisions. The Appeal shall include:

1. An identification of the decision being appealed; The Appellant requests that the entire decision be overturned.
2. A complete statement of all reasons why the appellant believes that the decision, or any part of the decision, was erroneous, arbitrary, capricious, or an abuse of discretion; The Appellant states that misinformation was provided to the Planning Commission.
3. Written presentation of additional testimony and evidence, a full explanation of the additional testimony and evidence that will be submitted, with an explanation of why this was not presented to the Planning Commission. The Appellant provided several pages as to why he has filed the appeal

He went over the 6 factors in favor of denying the appeal:

1. The Planning Commission voted unanimously to approve the original request.
2. With the recommended Conditions of Approval, the Special Use would fully comply with the seven Special Use factors used by staff to analyze this request;
3. The subject parcel is of a size and configuration that would allow compliance with all applicable site development standards with the conditions;
4. The proposed Special Use is low impact and more akin to a home occupation.
5. The request for this Special Use is allowable within the RU4 Zoning District;
6. Four letters of support were received for the original request, two in response to the appeal notice.

Factors in Favor of Granting the Appeal:

1. Sixty-nine letters in opposition to the original request were received, six in response to the appeal notice, and one more in favor of the appeal submitted this morning.

Staff's recommendation was to deny the appeal and uphold the Planning Commission's approval of SU-19-06 with the original conditions of approval.

Mr. Terrance C. Hogan, appellant, went over the reasons why he did not agree with this special use authorization being granted. He specifically noted that water use, road use, hazardous material exposure, safety concerns, and employee conditions were all reasons he had filed the appeal.

Chairman Judd opened the public hearing.

In Favor of Appeal:

1. Ms. Debra A. DeRosa, neighbor, addressed the Board regarding the approval of the special use authorization and concerns with road use, water use, ingress/egress, legal access, and noise levels to the neighborhood.
2. Linda Guinter, neighbor, addressed the Board regarding the approval of the special use authorization and her concerns with the negative impact to the community and what she believed were misrepresentations submitted by Mr. Montez.
3. Ms. Kim Jackson, neighbor, addressed the Board regarding the approval of the special use authorization and her concerns with lack of water supply, hazardous waste, and noise negatively impacting the neighborhood.
4. Mr. Charles Everett, neighbor, addressed the Board regarding the approval of the special use authorization and the negative impact on the community.
5. Ms. Tricia Gerrodette, citizen, was not present to speak, but had shown her support of the Board approving the appeal.
6. Ms. Ann E. Aust, neighbor, addressed the Board regarding the approval of the special use authorization and her concerns with this approval impacting the continued development of Cochise Ranchos as a residential neighborhood.
7. Mr. Kenneth G. Kempson, neighbor, addressed the Board regarding the approval of the special use authorization and his concerns with the negative impact on the neighborhood.

Opposed to the Appeal:

Mr. Larry Lane, neighbor, addressed the Board regarding his support of the special use authorization.

Chairman Judd also gave the applicant of the special use authorization an opportunity to speak.

Mr. Montez spoke, explained that he had addressed all of the concerns brought up by his neighbors and did not feel like his business would negatively impact the neighborhood or the quality of life of the neighbors.

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

Vice-Chairman English moved to approve the denial to appeal the decision to approve Docket SU-19-06 (Counter Intelligence), a request for a Special Use Authorization to allow construction of a 1,600 square foot building to be used in fabrication of counter tops on a 4.55 acre site zoned RU-4, thereby upholding the May 8, 2019 Planning and Zoning Commission decision. Supervisor Borer seconded the motion.

Chairman Judd called for the vote and it was approved 2-0-1 (Judd opposed).

## **ACTION**

### **Board of Supervisors**

12. Approve a letter to the Foreign-Trade Zones Board signed by the Board of Supervisors in support of designating all of Cochise County as a Foreign-Trade Zone.

Ms. Mignonne Hollis, Executive Director, Arizona Regional Economic Development Foundation, presented this item using a PowerPoint presentation. Ms. Hollis explained a foreign trade zone:

- Foreign-Trade Zones (FTZ) are secure areas under U.S. Customs and Border Protection (CBP) supervision that are generally considered outside CBP territory upon activation. Located in or near CBP ports of entry, they are the United States' version of what are known internationally as free-trade zones.
- Authority for establishing these facilities is granted by the Foreign Foreign-Trade Zones Board under the Foreign-Trade Zones Act of 1934. The Foreign-Trade Zones Act is administered through two sets of regulations, the FTZ Regulations and CBP Regulations.

She said that foreign and domestic merchandise could be moved into zones for operations including: storage, exhibition, assembly, manufacturing, and processing. She noted that foreign-trade zones are subject to laws and regulations of the United States, as well as those of the states and communities in which they are located. She added that the letter signed by the Board would designate the entire county as a foreign trade zone, which was a huge incentive for economic development.

Supervisor Borer moved to approve a letter to the Foreign-Trade Zones Board signed by the Board of Supervisors in support of designating all of Cochise County as a Foreign-Trade Zone. Vice-Chairman English seconded the motion.

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

13. Approve the draft Court Consolidation Agreement between Cochise County and the City of Sierra Vista, effective July 1, 2019 through June 30, 2020.

Mr. Ed Gilligan, County Administrator, presented this item. He explained that this was modified from what the City had approved and noted that this agreement would only be for one year. He stated that this would be an example of what other court consolidation agreements would look like for other partners. He then went over the two changes:

1. Staffing of Pro Tem will be done by Superior Court Presiding Judge dependent on the appointee being a lawyer in the State of Arizona in good standing.
2. Obligation of County to consult with the City for the process used when appointing a Justice of the Peace for Justice Precinct 5, provided that the County will make the final decision.

Vice-Chairman English said that she wanted the agreement to be between the County and the City, not the Board and the Council.

Vice-Chairman English moved to approve the draft Court Consolidation Agreement with the fore mentioned changes between Cochise County and the City of Sierra Vista, effective July 1, 2019 through June 30, 2020. Supervisor Borer seconded the motion.

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

## Community Development

14. Approve a lease agreement between Cochise County and Master Aircraft Services, Inc.; Master Aircraft will lease hangar one on the Bisbee-Douglas International Airport for \$19,000 a year and have an option of leasing hangar two in the same group of three hangars for the same terms as hanger one, effective at midnight on August 9, 2019 and ending at midnight on August 9, 2039.

Mr. Dan Coxworth, Development Services Director, presented this item. Mr. Coxworth went over the terms.

Mr. Gilligan said that this was a positive move for the County that would be beneficial for improvement at the airport.

Supervisor Borer wanted to go on the record over his concerns regarding the delicate water system and its impact on business services.

Mr. Gilligan said that studies were done, funding was made available to fix the issues, and the project was done. However, the focus now is to build redundancy by working with the City of Douglas to connect to their system as a backup.

Supervisor Borer moved to approve a lease agreement between Cochise County and Master Aircraft Services, Inc.; Master Aircraft will lease hangar one on the Bisbee-Douglas International Airport for \$19,000 a year and have an option of leasing hangar two in the same group of three hangars for the same terms as hanger one, effective at midnight on August 9, 2019 and ending at midnight on August 9, 2039. Vice-Chairman English seconded the motion.

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

15. Approve a Notice of Award in the amount of \$435,937 to Rural Electric, 9502 E. Main Street, Mesa, Arizona 85207 to reconstruct the runway lighting at Bisbee-Douglas International Airport.

Mr. Dan Coxworth, Development Services Director, presented this item. Mr. Coxworth stated the purpose and noted that funding was from an annual grant received by the Federal Aviation Administration.

Vice-Chairman English moved to approve a Notice of Award in the amount of \$435,937 to Rural Electric, 9502 E. Main Street, Mesa, Arizona 85207 to reconstruct the runway lighting at Bisbee-Douglas International Airport. Supervisor Borer seconded the motion.

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

16. Approve one-time contract with KE&G Construction, Inc. for Robbs Road Improvements in an amount not to exceed \$1,488,798.65.

Ms. Jackie Watkins, Engineering & Natural Resources Director, presented this item. Ms. Watkins gave the background and showed a map of the area. She noted that the grant received by the Arizona Department of Commerce would only pay for one third of the project and the County would be responsible to cover the other two thirds.

Supervisor Borer moved to approve one-time contract with KE&G Construction, Inc. for

Robbs Road Improvements in an amount not to exceed \$1,488,798.65. Vice-Chairman English seconded the motion.

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

### **County Attorney**

17. Approve the City of Tucson High Intensity Drug Trafficking Area (HIDTA) Grant Agreement HT-19-2933, in the amount of \$143,234.80 between the City of Tucson and Cochise County, effective January 1, 2019 through December 31, 2020.

Mr. Brian McIntyre, County Attorney, presented this item. Mr. McIntyre said that it was a renewal grant that assisted with the funding needed for drug related crimes prosecution.

Vice-Chairman English moved to approve the City of Tucson High Intensity Drug Trafficking Area (HIDTA) Grant Agreement HT-19-2933, in the amount of \$143,234.80 between the City of Tucson and Cochise County, effective January 1, 2019 through December 31, 2020. Supervisor Borer seconded the motion.

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

### **County Sheriff**

18. Approve an Intergovernmental Agreement (IGA) among Cochise College, Sierra Vista Police Department, and the Cochise County Sheriff's Office to establish the Southeastern Arizona Law Enforcement Training Academy (SEALETA).

Lt. Curtis Wilkins, Sheriff's Office, presented this item. Lt. Wilkins stated that this was the agreement for the continued law enforcement academy and the only changes were to overtime pay.

Supervisor Borer moved to approve an Intergovernmental Agreement (IGA) among Cochise College, Sierra Vista Police Department, and the Cochise County Sheriff's Office to establish the Southeastern Arizona Law Enforcement Training Academy (SEALETA). Vice-Chairman English seconded the motion.

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

### **Health & Social Services**

19. Approve IGA CTR045217 for the Hepatitis A Vaccine Program, between the Arizona Department of Health Services and Cochise Health & Social Services, in the projected amount of \$45,000, effective June 26, 2019 through June 25, 2024.

Mr. Ray Falkenberg, Deputy Director of Health & Social Services, presented this item. Mr. Falkenberg said that this funding would be used to purchase hepatitis A vaccines at a lower rate, which was a cost savings of \$55,000.

Vice-Chairman English moved to approve IGA CTR045217 for the Hepatitis A Vaccine Program, between the Arizona Department of Health Services and Cochise Health & Social Services, in the projected amount of \$45,000, effective June 26, 2019 through June 25, 2024. Supervisor Borer seconded the motion.

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

20. Approve ADHS16-109191 Amendment 7 for Healthy People Healthy Communities, between the Arizona Department of Health Services and Cochise Health & Social Services, in the amount of \$684,356, effective July 1, 2019 through June 30, 2020.

Ms. Suzanne Hagle, Health & Social Services Department, presented this item. Ms. Hagle stated that the funding would be used for prevention services, accreditation, and family planning.

Supervisor Borer moved to approve ADHS16-109191 Amendment 7 for Healthy People Healthy Communities, between the Arizona Department of Health Services and Cochise Health & Social Services, in the amount of \$684,356, effective July 1, 2019 through June 30, 2020. Vice-Chairman English seconded the motion.

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

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

Mr. Gilligan stated that several departments were moving in accordance with the Board's strategic plan for infrastructure and streamlining services. He noted that there should be minimal interruption to services.

### ***SUMMARY OF CURRENT EVENTS***

#### **Report by District 1 Supervisor, Thomas E. Borer**

Supervisor Borer deferred his report.

#### **Report by District 2 Supervisor, Ann English**

Vice-Chairman English said that she had attended the Arizona/Mexico conference and she planned on fully supporting the trade agreement between the three countries in North America and encouraged the other members to reach out to legislative representatives in support of this agreement.

#### **Report by District 3 Supervisor, Peggy Judd**

Chairman Judd commented on the great Fourth of July celebrations in her district and the great information she acquired from attending the National Association of Counties summer conference.

Chairman Judd adjourned the meeting at 12:32 p.m.

APPROVED:

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Peggy Judd, Chairman

ATTEST:

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Arlthe G. Rios, Clerk of the Board

**Presentations / Special Events  
Board of Supervisors**

**Regular Board of Supervisors Meeting**

**Meeting Date:** 07/09/2019

Presentation of Fred G. Acosta Job Corps Center Day

**Submitted By:** Kim Lemons, Board of Supervisors

**Department:** Board of Supervisors

**Presentation:** No A/V Presentation      **Recommendation:** Approve

**Document Signatures:** BOS Signature      **# of ORIGINALS** 0  
Required      **Submitted for Signature:**

**NAME of PRESENTER:**      **TITLE of PRESENTER:**

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

**Docket Number (If applicable):**

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**Information**

**Agenda Item Text:**

Presentation of Proclamation to Mr. Vaughn Croft declaring July 10, 2019 Fred G. Acosta Job Corps Center Day in Cochise County.

**Background:**

na

**Department's Next Steps (if approved):**

na

**Impact of NOT Approving/Alternatives:**

na

**To BOS Staff: Document Disposition/Follow-Up:**

Print 2 originals for signature, one to present to Mr. Croft and one for the County's Proclamation file.

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**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.*

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**Board of Supervisors**

**Regular Board of Supervisors Meeting**

**Meeting Date:** 07/09/2019

IGA with Sierra Vista Regarding Funding of a Consultant to Promote Retention and Expansion of Missions of the U.S. Army at Fort Huachuca

**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:** 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 an Intergovernmental Agreement (IGA) with the City of Sierra Vista regarding funding of a consultant to promote retention and expansion of missions of the U.S. Army at Fort Huachuca, effective July 9, 2019 through July 9, 2021, with four automatic one-year extension in the amount of \$27,000 annually.

**Background:**

In January, 2014, the County entered into an IGA with the City of Sierra Vista to contribute one-third of the funding to retain a consultant to promote the retention and expansion of the missions of the U.S. Army at Ft. Huachuca. The IGA called for the County to contribute \$2,778/month, for an annual contribution of \$33,336, with the City and the Huachuca 50 as the other two contributors. Over time, the cost of retaining a consultant changed, due in part to lack of a consultant from time to time, and in part due to lower costs. In recent discussions with the City, the annual cost of the County's one-third contribution has been estimated at \$35,000 per year. Accordingly, the parties have drafted Amendment A to the IGA to reflect that change. In addition, the Amendment contains flexible language capping the County's contribution at \$35,000, so that if the annual expenditure is actually less, there will be no need for the parties to bring an additional amendment to the Board and Council for approval. Amendment A is attached to this agenda item.

On October 27, 2015 the Board and the City of Sierra Vista approved Amendment A to revise the language to allow appropriate flexibility over the life of the agreement and allow the City to accurately bill the County for its fair share of the services should there be subsequent changes in representation and associated costs. The attached IGA further revised the duration to a one (1) year term with four (4) automatic one year extensions.

**Department's Next Steps (if approved):**

Pay invoices received from the City of Sierra Vista

**Impact of NOT Approving/Alternatives:**

The ability to retain a consultant to help with retention and expansion of the Fort Huachuca mission would be diminished

**To BOS Staff: Document Disposition/Follow-Up:**

Keep one fully executed IGA to file, send one fully executed IGA to Jill Adams, City Clerk, City of Sierra Vista.

**Budget Information**

*Information about available funds*

**Budgeted:**   
**Unbudgeted:**

**Funds Available:**   
**Funds NOT Available:**

**Amount Available:**  
**Amendment:**

**Account Code(s) for Available Funds**

1:

**Fund Transfers**

**Attachments**

Agreement

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**Regular Board of Supervisors Meeting**

**Meeting Date:** 07/09/2019

Minutes

**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 June 25, 2019.

**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

Demands

Board of Supervisors

Regular Board of Supervisors Meeting

Meeting Date: 07/09/2019

Amendment to IGA with Sierra Vista for Upper San Pedro Partnership

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

Mandated Function?: Not Mandated Source of Mandate or Basis for Support?:

Docket Number (If applicable):

Information

Agenda Item Text:

Approve Amendment No. 2 to the Intergovernmental Agreement between Cochise County and the City of Sierra Vista authorizing both entities to administer programs and to receive and disburse funds for the Upper San Pedro Partnership in the amount of \$10,000 extended for five additional years until February 28, 2023.

Background:

Amendment No. 1 to the IGA extending it until February 28, 2018 was approved on June 24, 2014.

Department's Next Steps (if approved):

Send a copy to the City of Sierra Vista.

Impact of NOT Approving/Alternatives:

We will not be able to be a funding partner.

To BOS Staff: Document Disposition/Follow-Up:

n/a

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

Amendment No. 2

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Board of Supervisors

Regular Board of Supervisors Meeting

Meeting Date: 07/09/2019

Appointment of a Cochise County BOS to the Sierra Vista Metropolitan Planning Organization

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: 1

NAME of PRESENTER: n/a TITLE of PRESENTER: n/a

Mandated Function?: Not Mandated Source of Mandate or Basis for Support?:

Docket Number (If applicable):

Information

Agenda Item Text:

Approve a letter appointing a member and alternate of the Cochise County Board of Supervisors to the Sierra Vista Metropolitan Planning Organization pursuant to the Joint Project Agreement between the State of Arizona and the City of Sierra Vista as specified by Governor Janice K. Brewer.

Background:

The Sierra Vista MPO is required to establish a Board of Directors which consists of five (5) members. One of those members must be a representative of the Cochise County Board of Supervisors who must also have an alternate representative.

Department's Next Steps (if approved):

Approve Cochise County Board of Supervisor member and alternate to be representative of the Sierra Vista Metropolitan Planning Organization.

Impact of NOT Approving/Alternatives:

The Cochise County Board of Supervisors will not have a member in the Sierra Vista MPO.

To BOS Staff: Document Disposition/Follow-Up:

Emailed a signed copy of the letter to Karen Lamberton at [Karen.Lamberton@SierraVistaAZ.gov](mailto:Karen.Lamberton@SierraVistaAZ.gov)

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

Letter

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**Regular Board of Supervisors Meeting**

**Meeting Date:** 07/09/2019

Community Enhancement Funds Policy

**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  
of PRESENTER:** n/a

**TITLE  
of PRESENTER:** n/a

**Mandated Function?:**

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

**Information**

**Agenda Item Text:**

Approve the Community Enhancement Funds Policy effective July 9, 2019.

**Background:**

The Board would like to create a policy that keeps track of community enhancement fund projects.

**Department's Next Steps (if approved):**

Publish on website, share process with all departments.

**Impact of NOT Approving/Alternatives:**

n/a

**To BOS Staff: Document Disposition/Follow-Up:**

n/a

**Budget Information**

*Information about available funds*

**Budgeted:**   
**Unbudgeted:**

**Funds Available:**   
**Funds NOT Available:**

**Amount Available:**  
**Amendment:**

**Account Code(s) for Available Funds**

1:

**Fund Transfers**

**Attachments**

Draft Policy  
Draft Form

Board of Supervisors

Regular Board of Supervisors Meeting

Meeting Date: 07/09/2019

Approve Proclamation: Declare July 10, 2019 Fred G. Acost Job Corps Center Day

Submitted By: Arlethe Rios, Board of Supervisors

Department: Board of Supervisors

Presentation: No A/V Presentation

Recommendation:

Document Signatures:

# 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 a Proclamation declaring July 10, 2019 Fred G. Acosta Job Corps Center Day in Cochise County.

Background:

The Fred G. Acosta Center has served many youth in Cochise County to assist them in bettering their situation and the County would like to recognize them for these contributions to the community.

Department's Next Steps (if approved):

File Cochise County's Proclamation.

Impact of NOT Approving/Alternatives:

n/a

To BOS Staff: Document Disposition/Follow-Up:

n/a

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

Proclamation

Community Development

Regular Board of Supervisors Meeting

Meeting Date: 07/09/2019

Appointment of David Koch, District 1, to the Cochise County Planning & Zoning Commission

Submitted By: Dan Coxworth, Community Development

Department: Community Development Division: Development Services

Presentation: No A/V Presentation Recommendation: Approve

Document Signatures: BOS Signature Required # of ORIGINALS Submitted for Signature: 0

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:

Appoint Mr. David Koch for the District 1 position of the Planning & Zoning Commission to serve a two year and six months term, ending December 31, 2021.

Background:

Fill a vacancy on the Planning & Zoning Commission, representing District 1, as a result of the Tom Borer's appointment to the Board of Supervisors.

Department's Next Steps (if approved):

Please give David Koch the oath of office to serve on the P&Z Commission.

Impact of NOT Approving/Alternatives:

District one vacancy will remain vacant.

To BOS Staff: Document Disposition/Follow-Up:

Provide a copy of the signed and notarized oath of office to Development Services.

Attachments

No file(s) attached.

**Regular Board of Supervisors Meeting**

**Meeting Date:** 07/09/2019

Approve the Proposed Settlement of the Small Tax Appeal Roger A. Nusbaum v. Cochise County ST2018-000025

**Submitted By:** Susana Stark, County Attorney

**Department:** County Attorney

**Presentation:** No A/V Presentation      **Recommendation:** Approve

**Document Signatures:** BOS Signature Required      **# of ORIGINALS Submitted for Signature:** 1

**NAME of PRESENTER:** Christine J. Roberts      **TITLE of PRESENTER:** Civil Deputy County Attorney

**Docket Number (If applicable):**

**Mandated Function?:** Federal or State Mandate      **Source of Mandate or Basis for Support?:**

**Information**

**Agenda Item Text:**

Approve the proposed settlement of the Small Tax Appeal in Roger A. Nusbaum v. Cochise County, ST2018-000025, now pending in Arizona Tax Court, a division of the Superior Court of and for Maricopa County.

**Background:**

Taxpayer filed a civil action in Arizona Tax Court, seeking a reduction in assessed value for parcel number 305-43-046 for tax year 2019. After inspecting the property, reviewing the taxpayers' documentation and other market factors/comparables, the Assessor agrees that the parcel's full cash value and limited property value for tax year 2019 should be lowered. The Assessor's recommended settlement offer is as follows:

- For tax year 2019, a reduction in full cash value from \$599,781 to \$64,400.
- For tax year 2019, a reduction in limited property value from \$599,781 to \$61,845.
- The assessment ratio be changed to 11.6%.
- The legal class shall remain mixed at class 4.1 / 2.

Assessor shall recalculate the 2019 and 2020 taxes on the subject property based upon full cash value and classification as stated above.

Each party would bear their own attorneys' fees and costs.

The taxpayer has accepted the settlement offer.

**Department's Next Steps (if approved):**

Upon approval by the Board, the parties will file the stipulated judgment and stipulation for entry of judgment with the Arizona Tax Court disposing of this matter, pursuant to the settlement terms.

**Impact of NOT Approving/Alternatives:**

Additional litigation for the County with the risk that the Court may: (1) rule in the taxpayers' favor; (2) order a larger reduction in the assessed value of the subject property; and (3) order the County to pay the Plaintiffs' fees and costs.

**To BOS Staff: Document Disposition/Follow-Up:**

Advise County Attorney's Office - Civil Division upon Board's approval.

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**Attachments**

Stipulation for Entry of Judgement

Stipulated Judgement

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**Regular Board of Supervisors Meeting**

**Meeting Date:** 07/09/2019

Demands

**Department:** Board of Supervisors

**Presentation:** No A/V Presentation

**Document Signatures:**

**NAME** n/a  
**of PRESENTER:**

**Mandated Function?:**

**Recommendation:**

**# of ORIGINALS**

**Submitted for Signature:**

**TITLE** n/a  
**of PRESENTER:**

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

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**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**

Demands

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**Regular Board of Supervisors Meeting**

**Meeting Date:** 07/09/2019

Z-19-04 (Womack)

**Submitted By:** Robert Kirschmann, Community Development

**Department:** Community Development

**Division:** Development Services

**Presentation:** PowerPoint

**Recommendation:** Approve

**Document Signatures:** BOS Signature Required

**# of ORIGINALS** 2

**Submitted for Signature:**

**NAME of PRESENTER:** Robert Kirschmann

**TITLE of PRESENTER:** Planner II

**Mandated Function?:** Not Mandated

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

**Docket Number (If applicable):** Z-19-04(Womack)

---

**Information**

**Agenda Item Text:**

Adopt Zoning Ordinance 19-06 amending certain Zoning district boundaries from R-36 (Residential; one dwelling per 36,000 square feet) to RU-4 (Rural; one dwelling per four acres), pursuant to the application of Lavon and Rebecca Womack.

**Background:**

The Applicants Lavon and Rebecca Womack request a rezoning located at 1350 E. Barny Lane in Benson.

On Wednesday, June 12, 2019, the Cochise County Planning and Zoning Commission (Commission) voted unanimously to recommend approval of rezoning Z-19-04 to the Board of Supervisors.

The Rezoning Application requests to change the zoning from R-36 to RU-4 . The rezoning will preserve the open space and permit the use of the Owner-Builder Opt Out Amendment to the Cochise County Building Code.

The complete Planning Commission packet is included for additional detailed review and analysis.

**Department's Next Steps (if approved):**

The Ordinance and conditions will be recorded and the official zoning map updated.

**Impact of NOT Approving/Alternatives:**

The Zoning of the Parcel will remain R-36.

**To BOS Staff: Document Disposition/Follow-Up:**

Board staff will have the Ordinance signed and recorded, and will forward a copy to Planning Staff.

---

**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**

[Presentation](#)

[Staff Report](#)

[Zoning Ordinance](#)

[Exhibit A](#)

[Planning Commission Report](#)

Application

Public Comments

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**Regular Board of Supervisors Meeting**

**Meeting Date:** 07/09/2019  
 SUA 19-06 (Counter Intelligence), an Appeal by Mr. Terrance Hogan  
**Submitted By:** Robert Kirschmann, Community Development  
**Department:** Community Development **Division:** Development Services  
**Presentation:** PowerPoint **Recommendation:** Disapprove  
**Document Signatures:** BOS Signature NOT Required **# of ORIGINALS Submitted for Signature:** 0  
**NAME of PRESENTER:** Robert Kirschmann **TITLE of PRESENTER:** Planner II  
**Mandated Function?:** Federal or State Mandate **Source of Mandate or Basis for Support?:**  
**Docket Number (If applicable):** SU-19-06 (Counter Intelligence)

**Information**

**Agenda Item Text:**

Approve the denial to appeal the decision to approve Docket SU-19-06 (Counter Intelligence), a request for a Special Use Authorization to allow construction of a 1,600 square foot building to be used in manufacturing of counter tops on a 4.55 acre site zoned RU-4, thereby upholding the May 8, 2019 Planning and Zoning Commission decision.

**Background:**

Mr. Terrance Hogan is appealing the May 8, 2019, unanimous decision by the Planning and Zoning Commission approving docket SU-19-06 (Counter Intelligence). The decision authorized the construction of a 1,600 square foot building to be used in manufacturing of counter tops.

**Department's Next Steps (if approved):**

If the Appeal is granted, overturning the Planning and Zoning Commission approval of docket SU-19-06, Staff will notify the property owner and appellant of the denial.

**Impact of NOT Approving/Alternatives:**

If the Appeal is denied, and the Planning and Zoning Commission decision is upheld, docket SU-19-06 will be approved and Staff will notify the applicant and appellant of the decision.

**To BOS Staff: Document Disposition/Follow-Up:**

None required.

**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**

[Presentation](#)

[Staff Report](#)

[Appeal](#)

[Appeal Public Comments](#)

[Planning Commission Report](#)

[Special Use Public Input](#)

[Special Use Application](#)

[Agency Comments](#)



**Regular Board of Supervisors Meeting**

**Meeting Date:** 07/09/2019  
Foreign-Trade Zone (FTZ) Designation for all of Cochise County

**Submitted By:** Dan Coxworth, Community Development

**Department:** Community Development      **Division:** Development Services

**Presentation:** PowerPoint      **Recommendation:** Approve

**Document Signatures:** BOS Signature Required      **# of ORIGINALS Submitted for Signature:** 1

**NAME of PRESENTER:** Mignonne Hollis      **TITLE of PRESENTER:** Executive Director

**Docket Number (If applicable):**

**Mandated Function?:** Not Mandated      **Source of Mandate or Basis for Support?:**

**Information**

**Agenda Item Text:**

Approve a letter to the Foreign-Trade Zones Board signed by the Board of Supervisors in support of designating all of Cochise County as a Foreign-Trade Zone.

**Background:**

Portions of Cochise County are currently designated as FTZ-139. Foreign-Trade Zones are secure areas under U.S. Customs and Border Protection (CBP) supervision that are generally considered outside CBP territory upon activation. Located in or near CBP ports of entry, they are the United States' version of what are known internationally as free-trade zones. Authority for establishing these facilities is granted by the Foreign-Trade Zones Board under the Foreign-Trade Zones Act of 1934. The Foreign-Trade Zones Act is administered through two sets of regulations, the FTZ Regulations and CBP Regulations.

**Department's Next Steps (if approved):**

Provide a signed letter by the Chair of the Board to start the process of designating all of Cochise County as an FTZ.

**Impact of NOT Approving/Alternatives:**

FTZ-139 will remain the same size and not include other areas of the County to include BDI.

**To BOS Staff: Document Disposition/Follow-Up:**

Please have the Chair sign the letter and provide back to Dan Coxworth in Development Services.

**Attachments**

- Letter to FTZ Board
- Presentation

Regular Board of Supervisors Meeting

Meeting Date: 07/09/2019

Approve Sierra Vista Court Consolidation Draft Agreement

Submitted By: Arlethe Rios, Board of Supervisors

Department: Board of Supervisors

Presentation:

Recommendation:

Document Signatures:

# of ORIGINALS

Submitted for Signature:

NAME Ed Gilligan

TITLE County Administrator

of PRESENTER:

of PRESENTER:

Mandated Function?:

Source of Mandate or Basis for Support?:

Information

Agenda Item Text:

Approve the draft Court Consolidation Agreement between Cochise County and the City of Sierra Vista, effective July 1, 2019 through June 30, 2020.

Background:

Cochise County entered into a court consolidation agreement with the City of Sierra Vista in 1990 and the agreement has been amended each year since.

The agreement has been approved by the City of Sierra Vista.

Department's Next Steps (if approved):

Staff will notify the City of Sierra Vista that the agreement has been approved by the Board.

Impact of NOT Approving/Alternatives:

The court consolidation agreement with the City of Sierra Vista will expire and the City would have to take over providing City Court services.

To BOS Staff: Document Disposition/Follow-Up:

Please send one signed original to the City of Sierra Vista and a copy to Court Administration.

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

Draft Agreement



**Regular Board of Supervisors Meeting****Community Development****Meeting Date:** 07/09/2019

LEASE AGREEMENT: COUNTY OF COCHISE AND MASTER AIRCRAFT SERVICES, INC.

**Submitted By:** Dan Coxworth, Community Development**Department:** Community Development**Division:** Development Services**Presentation:** No A/V Presentation**Recommendation:** Approve**Document Signatures:** BOS Signature Required**# of ORIGINALS** 2**Submitted for Signature:****NAME of PRESENTER:** Daniel 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 a lease agreement between Cochise County and Master Aircraft Services, Inc.; Master Aircraft will lease hangar one on the Bisbee-Douglas International Airport for \$19,000 a year and have an option of leasing hangar two in the same group of three hangars for the same terms as hanger one, effective at midnight on August 9, 2019 and ending at midnight on August 9, 2039.

**Background:**

The leased hangars shall be used to provide painting services on operational aircraft. Substantial work to improve the hangars for occupancy is required. Master Aircraft agrees to advance such costs prior to entrance and to take said costs off of future rent payments, on a dollar-for-dollar basis.

Master Aircraft Inc. is an aircraft painting company and is currently located at the Wickenburg, AZ Airport. Master Aircraft needs to relocate the business from Wickenburg and the small hangars at BDI adequately serve the business needs. Approximately 10 employees are employed by Master Aircraft. The Federal Aviation Administration (FAA) has reviewed the lease and have no concerns or comments.

**Department's Next Steps (if approved):**

Coordinate efforts with Master Aircraft to make improvements to the hangars to allow for occupancy.

**Impact of NOT Approving/Alternatives:**

The old dilapidated hangars at BDI will continue to decline without a tenant willing to improve the structures.

**To BOS Staff: Document Disposition/Follow-Up:**

Sign and provide recorded copies of the lease to Development Services and Master Aircraft, Inc.

**Attachments**Lease AgreementExhibit A: Map of Leased Premises

Community Development

Regular Board of Supervisors Meeting

Meeting Date: 07/09/2019

Bisbee-Douglas Airport Lighting Project Notice of Award

Submitted By: Dan Coxworth, Community Development

Department: Community Development

Division: Development Services

Presentation: No A/V Presentation

Recommendation: Approve

Document Signatures: BOS Signature Required

# of ORIGINALS Submitted for Signature: 1

NAME of PRESENTER: Brandon Morrison

TITLE of PRESENTER: Contracts Administrator

Mandated Function?: Not Mandated

Source of Mandate or Basis for Support?:

Docket Number (If applicable):

Information

Agenda Item Text:

Approve a Notice of Award in the amount of \$435,937 to Rural Electric, 9502 E. Main Street, Mesa, Arizona 85207 to reconstruct the runway lighting at Bisbee-Douglas International Airport.

Background:

BDI is an FAA entitlement airport and receives funds each year for projects to improve operations at the airport. These funds are being used to reconstruct the runway lighting and related electrical system at BDI.

Department's Next Steps (if approved):

Provide the Notice of Award letter to the contractor so they may begin with the project.

Impact of NOT Approving/Alternatives:

The FAA funds allocated for this project will not be used and the lighting and electrical system will not get upgraded.

To BOS Staff: Document Disposition/Follow-Up:

Please have the Chair sign the letter and return to Dan Coxworth, Development Services.

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

Notice of Award

**Regular Board of Supervisors Meeting**

**Meeting Date:** 07/09/2019  
 Approve 20-09-ENG-01 Contract for Robbs Road Improvement  
**Submitted By:** Brandon Morrison, Procurement  
**Department:** Procurement  
**Presentation:** No A/V Presentation  
**Document Signatures:** BOS Signature Required

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

**NAME of PRESENTER:** Jackie Watkins  
**Mandated Function?:** Not Mandated

**TITLE of PRESENTER:** Director, Engineering & Natural Resources  
**Source of Mandate or Basis for Support?:**

**Docket Number (If applicable):**

**Information**

**Agenda Item Text:**

Approve one-time contract with KE&G Construction, Inc. for Robbs Road Improvements in an amount not to exceed \$1,488,798.65.

**Background:**

Jackie Watkins approached the Procurement Department for advertising for Invitation for Bids (IFB) 20-09-ENG-01 Robbs Road Improvements. The proposed work for this project is to improve Robbs Road, a rural minor, from Kansas Settlement Road east to Wayward Winds Road for a total distance of 3 miles. The intersection of Robbs Road and Kansas Settlement Road is approximately 12 miles south of the City of Willcox, AZ. Robbs Road is a 20 foot dirt road. The work will consist of constructing a 28 foot double bituminous surface treated (DBST) road surface, the installation of drainage improvements, the installation of driveways, all associated surveying and grading, traffic control, signing and striping, and other associated work as specified on the plans.

**Department's Next Steps (if approved):**

Provide Offer Acceptance Award Letter to KE&G Construction, Inc. to start work immediately.

**Impact of NOT Approving/Alternatives:**

Robbs Road improvements will not be completed.

**To BOS Staff: Document Disposition/Follow-Up:**

Please provide 1 signed copy of the Offer Acceptance Award Letter to Procurement for routing and filing.

**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 Year:** 2020

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

**Ongoing Costs? (\$\$\$):** N/A

**County Match Required? (\$\$\$):** N/A

**A-87 Overhead Amt? (Co. Cost Allocation \$\$\$):** N/A

**Source of Funding?:** Unknown

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

Unknown

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## Attachments

[Presentation\\_RobbsRoad](#)

[Offer Acceptance Award Letter \(Draft\)](#)

[IFB 20-09-ENG-01 IFB](#)

[20-09-ENG-01 Appendix A - Vendor Submission Cover Letter](#)

[20-09-ENG-01 Attachment 1 - Terms and Conditions](#)

[20-09-ENG-01 Attachment 2 - Special Provisions Revision 1](#)

[20-09-ENG-01 Attachment 3 - Project Plans Revision 1](#)

[20-09-ENG-01 Attachment 4 - Cross Sections Reivison 1](#)

[20-09-ENG-01 Clarifications 6-27-2019](#)

[20-09-ENG-01 Cost Price Analysis](#)

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**Regular Board of Supervisors Meeting**

**Meeting Date:** 07/09/2019

Approve the City of Tucson High Intensity Drug Trafficking Area (HIDTA) Grant Agreement

**Submitted By:** Susana Stark, County Attorney

**Department:** County Attorney

**Presentation:** No A/V Presentation

**Document Signatures:** BOS Signature Required

**Recommendation:** Approve

**# of ORIGINALS Submitted for Signature:** 3

**NAME of PRESENTER:** Brian McIntyre

**TITLE of PRESENTER:** County Attorney

**Mandated Function?:** Federal or State Mandate

**Source of Mandate or Basis for Support?:** A.R.S. 11-532(A)(1)

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 City of Tucson High Intensity Drug Trafficking Area (HIDTA) Grant Agreement HT-19-2933, in the amount of \$143,234.80 between the City of Tucson and Cochise County, effective January 1, 2019 through December 31, 2020.

**Background:**

The HIDTA Grant will fund one drug-crime attorney III and one administrative assistant in the Cochise County Attorney's Office. The HIDTA Grant will allow the HIDTA prosecutor to prosecute drug crimes. By not renewing the grant the County will lose one experienced senior prosecutor and one administrative assistant. The County Attorney's Office will have to reduce the number of drug crime prosecutions and asset forfeiture seizures due to a lack of manpower. If the County were to pay for these personnel out of the general fund, taxpayers would assume the added expense. The county attorney's office is mandated to prosecute crimes. This grant works in conjunction with Southeastern Arizona Major Investigative Team (SAMIT) headed by the DEA; the Cochise County Sheriff's HIDTA. Not renewing this grant would jeopardize law enforcement drug grants and the Byrne grant. Fiscal Impact & Funding Sources: Funding of 1 prosecutor and 1 support staff with no impact to the general fund and continue with drug prosecutions in Cochise County.

**Department's Next Steps (if approved):**

Once approved by the Board, the Department will forward the paperwork to the City of Tucson for their final approval, signature and funding.

**Impact of NOT Approving/Alternatives:**

The question is whether the Board wishes to decline HIDTA Grant funding and eliminate the two positions currently funded by the HIDTA Grant; or decline the grant and pay the two positions out of the general fund; or accept the grant and absorb the overhead costs associated with the grant.

**To BOS Staff: Document Disposition/Follow-Up:**

Three (3) originals provided. Advise CAO upon Board approval. Return two (2) signed Agreements to CAO. Send a certified copy of the Board Minutes approving the agreement, as soon as it is available, to CAO.

---

**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 Year:** 2019-2020

**One-time Fixed Costs? (\$\$\$):** 0

Ongoing Costs? (\$\$\$): 0

County Match Required? (\$\$\$): 0

A-87 Overhead Amt? (Co. Cost Allocation \$\$\$): 53,168.40

Source of Funding?: Grant

Fiscal Impact & Funding Sources (if known):

Fund 134

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**Attachments**

Cochise County Grant Approval Form

Grant Agreement HIDTA - 2019

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**Regular Board of Supervisors Meeting**

**Meeting Date:** 07/09/2019

IGA for the Southeastern Arizona Law Enforcement Academy with City of Sierra Vista and Cochise College

**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:** 1

**NAME of PRESENTER:** Curtis Wilkins      **TITLE of PRESENTER:** Lieutenant

**Docket Number (If applicable):**

**Mandated Function?:** Not Mandated      **Source of Mandate or Basis for Support?:**

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**Information**

**Agenda Item Text:**

Approve an Intergovernmental Agreement (IGA) among Cochise College, Sierra Vista Police Department, and the Cochise County Sheriff's Office to establish the Southeastern Arizona Law Enforcement Training Academy (SEALETA).

**Background:**

The 3 mentioned parties have already completed one class for the academy and this IGA will ensure that they offer two academies for FY 2019-2020: July 29, 2019 to December 16, 2019 and January 13, 2020 to May 11, 2020.

**Department's Next Steps (if approved):**

If approved, the three entities will move forward with the 19 week academy to train recruits to be AZPOST certified law enforcement officers.

**Impact of NOT Approving/Alternatives:**

It will be detrimental to local law enforcement agencies regarding the hiring and training of potential officers. It would also force local agencies to seek outside training academies for their officers at a greater cost to the respective agency.

**To BOS Staff: Document Disposition/Follow-Up:**

Please route to agencies to obtain signatures and send fully executed originals once finalized.

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**Attachments**

Agreement

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**Regular Board of Supervisors Meeting**

**Meeting Date:** 07/09/2019  
Hepatitis A Vaccine Program  
**Submitted By:** Ray Falkenberg, Health & Social Services  
**Department:** Health & Social Services  
**Presentation:** No A/V Presentation  
**Document Signatures:** BOS Signature NOT Required  
**NAME of PRESENTER:** Carrie Langley  
**Mandated Function?:** Not Mandated

**Recommendation:** Approve  
**# of ORIGINALS Submitted for Signature:** 0  
**TITLE of PRESENTER:** Health Director  
**Source of Mandate or Basis for Support?:**

**Docket Number (If applicable):**

---

**Information**

**Agenda Item Text:**

Approve IGA CTR045217 for the Hepatitis A Vaccine Program, between the Arizona Department of Health Services and Cochise Health & Social Services, in the projected amount of \$45,000, effective June 26, 2019 through June 25, 2024.

**Background:**

Hepatitis A is a highly contagious liver infection caused by the hepatitis A virus. It can range from a mild illness lasting a few weeks to a severe illness lasting several months. Although rare, hepatitis A can cause death in some people. Hepatitis A usually spreads when a person unknowingly ingests the virus from objects, food, or drinks contaminated by small, undetected amounts of stool from an infected person. Unvaccinated people who have been exposed recently (within 2 weeks) to the hepatitis A virus should get the hepatitis A vaccine or a shot of immune globulin to prevent severe illness. The best way to prevent hepatitis A is through vaccination with the hepatitis A vaccine.

This IGA will enable CHSS to purchase inventory of the Hep A vaccine from ADHS at the prevailing CDC price, which is about 25% lower than the prevailing market rate that CHSS has been paying.

**Department's Next Steps (if approved):**

Purchase vaccine

**Impact of NOT Approving/Alternatives:**

CHSS will continue to pay the substantially higher prevailing market price for its Hepatitis A vaccine inventory.

**To BOS Staff: Document Disposition/Follow-Up:**

N/A

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**Budget Information**

*Information about available funds*

**Budgeted:**  **Funds Available:**  **Amount Available:** \$45,000  
**Unbudgeted:**  **Funds NOT Available:**  **Amendment:**

**Account Code(s) for Available Funds**

1:

**Fund Transfers**

**Fiscal Year:** 2020

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

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

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

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

**Source of Funding?:**

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

Purchases under this contract will save the county approximately 25% on its Hep A vaccine purchases compared to prevailing market prices.

---

**Attachments**

[Exec Summary](#)

[IGA Hep A Vaccine Program](#)



**Regular Board of Supervisors Meeting****Meeting Date:** 07/09/2019

Healthy People Healthy Communities

**Submitted By:** Ray Falkenberg, Health & Social Services**Department:** Health & Social Services**Presentation:** No A/V Presentation**Document Signatures:** BOS Signature NOT Required**Recommendation:** Approve**# of ORIGINALS** 0**Submitted for Signature:****NAME of PRESENTER:** Carrie Langley**TITLE of PRESENTER:** Health 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 ADHS16-109191 Amendment 7 for Healthy People Healthy Communities, between the Arizona Department of Health Services and Cochise Health & Social Services, in the amount of \$684,356, effective July 1, 2019 through June 30, 2020.

**Background:**

In order to best implement the goals of the Arizona State Health Improvement Plan (AzHIP), ADHS developed a process to align strategies and improve integration of public health prevention programs. Multiple bureaus within ADHS collaborated on the development of this Intergovernmental Agreement (IGA) which combines seven programs into one shared IGA. Programs included in this IGA address several health priorities from the AzHIP, including but not limited to: cardiovascular disease, chronic lower respiratory diseases, diabetes, unintentional injury, obesity, teen pregnancy, tobacco, and access to well care. This IGA includes opportunities to address cross-cutting strategies, such as enhancing the physical and built environment, school health, and worksite wellness.

This amendment provides for the following:

- a revised Scope of Work
- new evidence-based strategies and deliverables for all program areas
- a new price sheet for 07/01/2019 through 06/30/2020

**Department's Next Steps (if approved):**

Continue programs

**Impact of NOT Approving/Alternatives:**

Not approving this amendment would result in the termination of all included CHSS contracts to provide the services described above to improve the health of Cochise County residents.

**To BOS Staff: Document Disposition/Follow-Up:**

N/A

**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 Year:** 2020

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

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

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

**A-87 Overhead Amt? (Co. Cost Allocation \$\$\$):** 235,930

**Source of Funding?:**

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

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**Attachments**

[Grant Approval Form](#)

[Exec Summary](#)

[IGA](#)

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