



# Board of Supervisors Memorandum

February 3, 2004

## Renoticing and Ratification of Resolution No. 2004-18

### Report

At the meeting of January 20, 2004, the Board of Supervisors approved Resolution No. 2004-18 ordering and calling the special bond election for May 18, 2004. The agenda language for Resolution No. 2004-18 noticed that the bond election would seek voter authorization to sell general obligation bonds in a total principal amount of \$556.6 million, and Exhibit A to the resolution contained language setting principal amounts for each ballot question. The Board action of January 20, 2004 had the effect of increasing the total principal amount of general obligation bonds for which voter authorization will be sought to \$582.25 million and changing the requested bond authorization for the five general obligation bond ballot questions. On the advice of bond counsel and the County Attorney's Office, I am placing Resolution No. 2004-18, as approved, back on the Board agenda for February 3, 2004 in order to provide public notice of the Board's action and for ratification of that action pursuant to this new public notice.

Attachment 1 is a copy of Resolution No. 2004-18 and the ballot language for the May 18, 2004 election, as approved by the Board at the January 20, 2004 meeting. Based upon Supervisor Elias's motion, the total principal amount of the general obligation bonds would increase from \$556.6 million to \$582.25 million. Table 1 summarizes the Board of Supervisor's approved general obligation bond allocations by ballot question.

Table 1

### Principal Amount of General Obligation Bonds Approved for the May 18, 2004 Bond Elections

<u>Question</u>	<u>Board Approved Bond Allocations</u>
Question 1 Sonoran Desert Open Space and Habitat Protection; Preventing Urban Encroachment of Davis Monthan Air Force Base	\$174,300,000
Question 2 Public Health and Community Facilities	81,800,000
Question 3 Public Safety and Justice Facilities	183,500,000
Question 4 Parks and Recreational Facilities	96,450,000
Question 5 River Parks and Flood Control Improvements	46,200,000
<b>Total General Obligation Bonds</b>	<b>\$582,250,000</b>

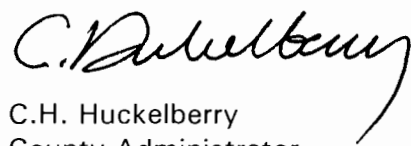
The Honorable Pima County Board of Supervisors  
**Renoticing and Ratification of Resolution No. 2004-18**  
February 3, 2004  
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Attachment 2 reports on the project-by-project bond allocations for the five general obligation bond questions and for the sewer system revenue bond question.

**Recommendation**

It is recommended that the Board of Supervisors ratify adoption of Resolution No. 2004-18.

Respectfully submitted,



C.H. Huckelberry  
County Administrator

CHH/jj

Attachments



RESOLUTION NO. 2004-18

**RESOLUTION ORDERING AND CALLING A SPECIAL BOND ELECTION TO BE HELD IN AND FOR PIMA COUNTY, ARIZONA ON MAY 18, 2004, TO SUBMIT TO THE QUALIFIED ELECTORS THEREOF QUESTIONS ON AUTHORIZING THE ISSUANCE AND SALE OF \$582,250,000 PRINCIPAL AMOUNT OF GENERAL OBLIGATION BONDS OF PIMA COUNTY, ARIZONA, AND \$150,000,000 PRINCIPAL AMOUNT OF SEWER REVENUE BONDS OF PIMA COUNTY, ARIZONA; PROVIDING FOR AND GIVING NOTICE OF THE SPECIAL BOND ELECTION, AND DECLARING AN EMERGENCY.**

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF PIMA COUNTY, ARIZONA, AS FOLLOWS:

Section 1. Recitals, Findings and Conclusions.

(a) The Board of Supervisors of Pima County, Arizona (the "County") believes it to be in the best interests of the County that the County be authorized to issue and sell \$582,250,000 principal amount of general obligation bonds and \$150,000,000 principal amount of sewer revenue bonds of the County.

(b) It is necessary that the Board of Supervisors submit the questions relating to the issuance and sale of such bonds to the qualified electors of the County..

Section 2. A special bond election is hereby ordered and called to be held on May 18, 2004, to submit to the qualified electors of the County the questions set forth in the form of Notice of Special Bond Election, which shall be in substantially the form attached hereto as Exhibit A and incorporated herein by reference.

Section 3. Notice of the order and call of the special bond election will be given by publishing this resolution, including the Notice of Special Bond Election, at least once in The Daily Territorial and at least once in a newspaper published in Pima County, Arizona and of general circulation within the County not less than 15 nor more than 30 days prior to the date of the election, and by mailing to the residence of each registered voter in the County, not less than 10 days nor more than 50 days prior to the election, an informational pamphlet containing the information required by law.

Section 4. The polling places shall be those designated by the County Elections Director and approved by the Board of Supervisors. The period of time during which the polls will be open shall be as provided in the Notice of Special Bond Election.

Section 5. The County Elections Director shall cause ballots in the form prescribed by law, setting forth the questions contained in the Notice of Special Bond Election attached as Exhibit A hereto, to be prepared and delivered to the election boards to be furnished to the

qualified electors wishing to vote at the special bond election. The County Elections Director shall also provide ballots and related materials, in the manner provided by law. The County Recorder's office shall direct early voting, in the manner provided by law. All voting shall be by paper ballot suitable for counting by an optical scanning system.

Section 6. The special bond election shall be conducted and the poll lists kept, and the votes cast thereat shall be recorded and returned, in the manner provided by law. Only persons who are qualified electors of the County shall vote at the special bond election.

Section 7. In order to comply with the Voting Rights Act of 1965, as amended, the following proceedings pertaining to this election will be translated into Spanish and posted, published and recorded in each instance where posting, publication and recording of such proceedings are required: the Notice of Special Bond Election, the informational (publicity) pamphlet, the ballot, all early voting materials, and all instructions at the polls.

Section 8. The returns of the election shall be made to the Board of Supervisors and the Board of Supervisors will hold a special meeting within 20 days after the election to canvass the votes cast and certify the results of the special bond election, as provided by law. The Board of Supervisors shall be governed by the vote of the majority as to each question submitted.

Section 9. If any provision of this resolution or the application thereof to any person or circumstance is determined to be invalid, such invalidity shall not affect other provisions or applications of this resolution which can be given effect without the invalid provisions or applications, and to this end the provisions of this resolution are severable.

Section 10. By reason of the urgent need for the improvements to be made from the proceeds of the bonds herein sought to be authorized, the immediate operation of the provisions of this resolution is necessary for the preservation of the public peace, health and safety of the County, an emergency is hereby declared to exist, and this resolution is enacted as an emergency measure and will be in full force and effect after its passage, adoption and approval by the Board of Supervisors and it is hereby exempt from the referendum provisions of the Constitution and laws of the State of Arizona.

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PASSED, ADOPTED AND APPROVED by the Board of Supervisors of Pima County, Arizona, on \_\_\_\_\_, 2004.

PIMA COUNTY, ARIZONA

By: \_\_\_\_\_  
Chair, Board of Supervisors

ATTEST:

By: \_\_\_\_\_  
Clerk, Board of Supervisors

APPROVED AS TO FORM:

SNELL & WILMER L.L.P.  
Bond Counsel

By: \_\_\_\_\_  
Timothy E. Pickrell

**EXHIBIT A**

**NOTICE OF SPECIAL BOND ELECTION TO BE HELD IN AND FOR PIMA COUNTY, ARIZONA ON MAY 18, 2004**

**TO THE QUALIFIED ELECTORS OF PIMA COUNTY, ARIZONA:**

A special bond election will be held on May 18, 2004.

The purpose of the election is to submit to the qualified electors of the County six separate questions as to whether bonds of the County should be authorized to be issued in addition to all bonds authorized at previous elections.

The questions to be submitted are as follows:

**Question No. 1**

**Sonoran Desert Open Space and Habitat Protection; Preventing Urban Encroachment of Davis Monthan Air Force Base**

For the purpose of acquiring real and personal property for open space and habitat protection, including, without limitation, Sonoran Desert open space, protecting wildlife habitats, saguaro cacti, ironwood forests and lands around rivers, washes and recharge areas to insure high water quality, the acquisition of lands in the vicinity of Davis Monthan Air Force Base to prevent urban encroachment, and the acquisition of real or personal property or interests or rights in property for such purpose and paying all expenses properly incidental thereto and to the issuance of such bonds, shall Pima County, Arizona be authorized to issue and sell general obligation bonds of the County in an aggregate principal amount not exceeding \$174,300,000?

The bonds to be issued in one or more series, maturing not more than 30 years following the date of issuance of each series, and bearing interest at a rate or rates not higher than 12 percent per annum.

**Question No. 2**

**Public Health and Community Facilities**

For the purpose of acquiring, developing, expanding, improving and equipping new and existing facilities to further the health, education, welfare and safety of the citizens of the County, including, without limitation, County hospitals, clinics and other buildings, museums and facilities for the arts, facilities for the disposal of solid waste, and lighting, housing and other improvements and facilities to further neighborhood reinvestment, and the acquisition and construction of real or personal property or interests or rights in property for such purpose and paying all expenses properly incidental thereto and to the issuance of such bonds, shall Pima County, Arizona be authorized to issue and sell general obligation bonds of the County in an aggregate principal amount not exceeding \$81,800,000?

The bonds to be issued in one or more series, maturing not more than 30 years following the date of issuance of each series, and bearing interest at a rate or rates not higher than 12 percent per annum.

### **Question No. 3**

#### **Public Safety and Justice Facilities**

For the purpose of acquiring, developing, improving and equipping public safety and justice facilities in the County, including, without limitation, a new court complex, renovation of the County's Old Courthouse, jail security improvements, and a regional emergency radio communications system, and the acquisition and construction of real or personal property or interests or rights in property for such purpose and paying all expenses properly incidental thereto and to the issuance of such bonds, shall Pima County, Arizona be authorized to issue and sell general obligation bonds of the County in an aggregate principal amount not exceeding \$183,500,000?

The bonds to be issued in one or more series, maturing not more than 30 years following the date of issuance of each series, and bearing interest at a rate or rates not higher than 12 percent per annum.

### **Question No. 4**

#### **Parks and Recreational Facilities**

For the purpose of acquiring, developing, expanding, improving and equipping new and existing parks and recreational facilities in the County, including, without limitation, athletic fields, community centers, libraries, historic and cultural facilities and trails, and the acquisition or construction of real or personal property or interests or rights in property for such purpose and paying all expenses properly incidental thereto and to the issuance of such bonds, shall Pima County, Arizona be authorized to issue and sell general obligation bonds of the County in an aggregate principal amount not exceeding \$96,450,000?

The bonds to be issued in one or more series, maturing not more than 30 years following the date of issuance of each series, and bearing interest at a rate or rates not higher than 12 percent per annum.

## **Question No. 5**

### **River Parks and Flood Control Improvements**

For the purpose of acquiring, constructing, expanding and improving the flood control facilities of the County, including, without limitation, bank stabilization, channels, drainage ways, dikes, levees and other flood control improvements and river parks and other related facilities and the acquisition and construction of real or personal property or interests or rights in property for such purpose and paying all expenses properly incidental thereto and to the issuance of such bonds, shall Pima County, Arizona be authorized to issue and sell general obligation bonds of the County in an aggregate principal amount not exceeding \$46,200,000?

The bonds to be issued in one or more series, maturing not more than 30 years following the date of issuance of each series, and bearing interest at a rate or rates not higher than 12 percent per annum.

## **Question No. 6**

### **Sewer System Revenue Bonds**

For the purpose of paying the costs of improvements, expansions and extensions to the sewer plant and system of the County, both within and without the County, including, without limitation, additional, expanded or enhanced effluent reuse, recharge and environmental protection facilities or facilities required for regulatory compliance, additional storage and treatment facilities, pumps, conduits, pipelines, mains and all necessary rights, properties, facilities and equipment therefor, and to acquire land, interests in land and rights-of-way for such purposes and paying all expenses properly incidental thereto and to the issuance of such bonds, shall Pima County, Arizona be authorized to issue and sell sewer system revenue bonds of the County in an aggregate principal amount not exceeding \$150,000,000, to be payable solely from the revenues of the sewer system of the County?

The bonds to be issued in one or more series, maturing not more than 30 years following the date of issuance of each series, and bearing interest at a rate or rates not higher than 12 percent per annum.

The polls will be open during the period from 6:00 A.M. to 7:00 P.M., inclusive, on the day of the election.

Any qualified elector may vote by early ballot in the manner provided by law. Official early balloting materials may be requested by telephone or mail from the County Recorder, 115 North Church Avenue, Tucson, Arizona; telephone 740-4330, prior to 5:00 P.M. on May 7, 2004. Any elector prevented from voting at the polls as a result of an emergency occurring between 5:00 P.M. on May 7, 2004 and 5:00 P.M. on May 17, 2004 should contact the County Recorder for directions as to voting.

ADOPTED this \_\_\_ day of \_\_\_\_\_, 2004.

PIMA COUNTY, ARIZONA

By: \_\_\_\_\_  
Chair, Board of Supervisors

ATTEST:

By: \_\_\_\_\_  
Clerk, Board of Supervisors

## Attachment 2

# Board of Supervisors Approved Ballot Questions - January 20, 2004

<b>Question</b>	<b>Approved Bond Allocation</b>
<b>General Obligation Bonds</b>	
Question 1 Sonoran Desert Open Space and Habitat Protection; Preventing Urban Encroachment of Davis	174,300,000
Question 2 Public Health and Community Facilities	81,800,000
Question 3 Public Safety and Justice Facilities	183,500,000
Question 4 Parks and Recreational Facilities	96,450,000
Question 5 River Parks and Flood Control Improvements	46,200,000
<b>Total General Obligation Bonds</b>	<b>582,250,000</b>
<b>Sewer Revenue Bonds</b>	
Question 6 Sewer System Revenue Bonds	150,000,000

# Approved Projects by Ballot Question

Question	Projects	Recommended Bond Allocation
<b>2004 General Obligation Bond Questions</b>		
<b>Question 1 Sonoran Desert Open Space and Habitat Protection; Preventing Urban Encroachment of Davis Monthan Air Force Base</b>		
	<b>Total Question 1</b>	<b>174,300,000</b>
<b>Question 2 Public Health and Community Facilities</b>		
<b>Public Health Facilities</b>		
	Kino Public Health Center	25,000,000
	Teresa Lee Health Clinic	2,000,000
	New Psychiatric Hospital	12,000,000
	<b>Sub-Total Public Health</b>	<b>39,000,000</b>
<b>Other Facilities</b>		
	Animal Care Center	3,000,000
	Roy Place Commercial Bldg Restoration	800,000
	Green Valley Performing Arts Center Phase 2	4,000,000
	Mt. Lemmon Community Center	1,000,000
	Amado Food Bank Kitchen	300,000
	<b>Sub-Total Other Facilities</b>	<b>9,100,000</b>
<b>Neighborhood Reinvestment</b>		
	Neighborhood Reinvestment	20,000,000
	Housing Reinvestment	10,000,000
	<b>Sub-Total Neighborhood Reinvestment</b>	<b>30,000,000</b>
	<b>Ina Road Tire Relocation</b>	<b>1,500,000</b>

# Approved Projects by Ballot Question

Question	Projects	Recommended Bond Allocation
<b>County-Owned Museums</b>		
	Arizona Sonora Desert Museum - Auditorium	1,000,000
	Arizona Sonora Desert Museum - Gray Water	200,000
	Pima Air and Space Museum - Hangar	1,000,000
	<b>Sub-Total County-Owned Museums</b>	<b>2,200,000</b>
	<b>Total Question 2</b>	<b>81,800,000</b>
<b>Question 3 Public Safety and Justice Facilities</b>		
	Regional Public Safety Communications System	92,000,000
	New Justice Court/Municipal Court Complex	76,000,000
	Rehabilitation of Old Courthouse	4,500,000
	Corrections Jail Security Project	3,000,000
	Interagency Victim Advocacy Center	6,000,000
	Juvenile Court Build-Out	2,000,000
	<b>Total Question 3</b>	<b>183,500,000</b>
<b>Question 4 Parks and Recreational Facilities</b>		
<b>Cultural/Historic Resources Bond Program</b>		
	Empirita Ranch Buildings Rehabilitation	400,000
	Canoa Ranch Buildings Rehabilitation	2,700,000
	Anza National Historic Trail	3,750,000
	Fort Lowell Acquisition & San Pedro Chapel	3,000,000
	Helvetia Townsite Acquisition	100,000
	Steam Pump Ranch Rehabilitation	2,000,000
	Binghampton Historic Buildings Rehabilitation	800,000
	Marana Mound Community Site	2,000,000

# Approved Projects by Ballot Question

Question Projects	Recommended Bond Allocation
Dakota Wash Site Acquisition	750,000
Coyote Mountains Sites Acquisition	800,000
Honey Bee Village Acquisition	1,000,000
Performing Arts Center Rehabilitation	682,000
Valencia Site Preservation	100,000
Los Morteros Preservation	100,000
Pantano Townsite Preservation	50,000
Ajo Curley School Historic Art Institute	500,000
Dunbar School	1,218,000
<b>Sub-Total Cultural/Historic Resources Bond Program</b>	<b>19,950,000</b>
<b>Parks/Recreation</b>	
<b>Pima County Parks</b>	
Flowing Wells Community Center	3,500,000
Southeast Regional Park/Shooting Range	3,500,000
Sports Field Lighting of Existing Fields	3,000,000
Curtis Park - Flowing Wells East	2,250,000
Catalina Community Park	2,000,000
Dan Felix Memorial Park - Pegler Wash	1,750,000
River Bend Park	3,000,000
Mehl-Foothills Park	2,000,000
Rillito Race Track	2,250,000
Kino Public Sports Field Lighting	650,000
Feliz Paseos Universal Access Park	1,000,000
Picture Rocks Pool	2,000,000
<b>Sub-Total Pima County Parks</b>	<b>26,900,000</b>
<b>City of Tucson Parks</b>	

# Approved Projects by Ballot Question

Question	Projects	Recommended Bond Allocation
	Eastside Sports Complex and Senior Center	6,000,000
	Northside Community Park	5,500,000
	Southeast Community Park	6,000,000
	Houghton Greenway	1,400,000
	Julian Wash Linear Park	3,700,000
	Arroyo Chico	1,000,000
	Atturbury Wash Sanctuary Land Acquisition and Expansion	2,000,000
	Pantano Linear Park, 22nd St south to Michael Perry Park	2,700,000
	Rio Vista Park River Park	1,500,000
	<b>Sub-Total City of Tucson Parks</b>	<b>29,800,000</b>
	<b>Town of Marana Parks</b>	
	Regional Heritage and Cultural Park	1,000,000
	Tortolita Trail System	1,200,000
	<b>Town of Sahuarita Parks</b>	
	Anamax Park Multi-Use Ballfield	500,000
	Bicycle Lane on Sahuarita Road	1,500,000
	<b>Town of Oro Valley Parks</b>	
	Naranja Town Site Park	3,000,000
	<b>Sub-Total Parks/Recreation</b>	<b>63,900,000</b>
	<b>Libraries</b>	
	Marana Continental Ranch New Library	4,500,000
	Oro Valley Library Expansion	1,100,000
	Wilmot Branch Library	7,000,000
	<b>Sub-Total Libraries</b>	<b>12,600,000</b>
	<b>Total Question 4</b>	<b>96,450,000</b>

# Approved Projects by Ballot Question

Question	Projects	Recommended Bond Allocation
<b>Question 5 River Parks and Flood Control Improvements</b>		
	Floodprone and Riparian Land Acquisition	5,000,000
	Urban Drainage Infrastructure Program	8,281,000
	City of South Tucson Projects	1,719,000
	Tohono O'Odham Nation Drainage Improvements	1,500,000
	Pascua Yaqui Tribe Black Wash Flood Control Improvements	1,000,000
<b>River Parks and Flood Control</b>		
	Santa Cruz River, Ajo to 29th St	14,000,000
	Santa Cruz River, Grant to Fort Lowell	2,700,000
	Rillito River Linear Park Completion	3,000,000
	Santa Cruz River in vicinity of Continental Ranch	4,000,000
	Canada del Oro River Park, Thornydale to Magee	5,000,000
	<b>Sub-Total River Parks and Flood Control</b>	<b>28,700,000</b>
	<b>Total Question 5</b>	<b>46,200,000</b>
<b>Total 2004 General Obligation Bond Questions</b>		<b>582,250,000</b>

# Approved Projects by Ballot Question

<b>Question Projects</b>	<b>Recommended Bond Allocation</b>
<b>2004 Sewer Revenue Bond Question</b>	
<b>Question 6 Sewer System Revenue Bonds</b>	
<b>Rehabilitation and Repair</b>	
Roger Road WWTP Rehabilitation	20,000,000
Miscellaneous Conveyance System Rehabilitation and Repair	15,000,000
<b>Augmentation/Addition of Conveyance Capacity</b>	
Santa Cruz Interceptor, Prince to Franklin	25,000,000
Roger Road WWTP to Ina Road WPCF Plant Interconnect	23,000,000
Tanque Verde Interceptor, Craycroft to Tucson Country Club	5,000,000
Marana Regional Airport Sewer Connection	2,800,000
<b>Enhanced Processing-Regulatory</b>	
Ina Road WPCF - Denitrification	17,000,000
Ina Road WPCF Central Plant and Electric Upgrade	12,000,000
Ina Road WPCF Laboratory and Office Building	9,000,000
<b>System Treatment Capacity</b>	
New Marana WWTP Expansion	10,000,000
Miscellaneous Water Reclamation Facilities	4,000,000
Mt. Lemmon Sewer System	7,200,000
<b>Total Question 6</b>	<b>150,000,000</b>