

MINUTES, BOARD OF SUPERVISORS' SPECIAL MEETING

JUNE 30, 2011

The Pima County Board of Supervisors met in special session at Pima County Administration Building (Conference Room), 130 West Congress Street, Tucson, Arizona, at 10:00 a.m. on Thursday, June 30, 2011. Upon roll call, those present and absent were as follows:

All Present: Ramón Valadez, Chairman
 *Sharon Bronson, Vice Chair
 *Ray Carroll, Member
 Ann Day, Member
 Richard Elías, Member
 Lori Godoshian, Clerk

*Participated Telephonically

1. **PLEDGE OF ALLEGIANCE**

All present joined in the Pledge of Allegiance.

... **EXECUTIVE SESSION**

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Day and unanimously carried by a 5-0 vote, that the Board convene to Executive Session at 10:07 a.m.

2. **RECONVENE**

The meeting reconvened at 10:47 a.m. All members were present.

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

The Chairman inquired whether anyone wished to be heard on any item listed under Executive Session. No one appeared.

4. **LITIGATION**

Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a Fireworks Permit for Ajo/Gibson Fire Department, Freeport McMoRan Copper and Gold Slag Dump, Ajo, Arizona on July 4, 2011, at approximately 8:00 p.m., litigation challenging Resolution No. 2011 - 100, and the Fireworks Ban imposed June 21, 2011.

Chris Straub, Chief Civil Deputy County Attorney, stated the County Attorney's Office sought the Board's authorization to defend the lawsuit as discussed in Executive Session.

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to defend the lawsuit as discussed in Executive Session.

REGULAR AGENDA/ADDENDUM ITEMS

5. FRANCHISE/LICENSE/PERMIT: FIREWORKS PERMIT

Chief David Tibbitt, Ajo/Gibson Fire Department, Freeport McMoRan Copper and Gold Slag Dump, Ajo, July 4, 2011, at approximately 8:00 p.m.

Chuck Huckelberry, County Administrator, stated this was a fireworks permit request that had initially been denied with other requests in Pima County. He indicated there were three distinguishing factors that made this permit request unique:

1. It was the Fire Department that had requested authorization for the permit.
2. The Fire Department had committed to having on-site personnel and equipment available should anything occur.
3. The location of the aerial display was on the slag dump which was devoid of any fire combustible material; therefore, it was highly improbable that there were any fire safety issues associated with the location.

The Chairman inquired whether anyone wished to be heard. No one appeared. It was thereupon moved by Supervisor Bronson, seconded by Supervisor Elías and carried by a 3-2 vote, Supervisors Day and Elías voting "Nay," to close the public hearing and approve the permit.

6. ADJOURNMENT

As there was no further business to come before the Board, the meeting was adjourned at 10:55 a.m.



CHAIRMAN

ATTEST:



CLERK