



## COUNTY ADMINISTRATOR'S OFFICE

PIMA COUNTY GOVERNMENTAL CENTER  
130 W. CONGRESS, FLOOR 10, TUCSON, AZ 85701-1317  
(520) 724-8661 FAX (520) 724-8171

C.H. HUCKELBERRY  
County Administrator

July 3, 2013

Luis Gonzales, City Manager  
City of South Tucson  
1601 S. Sixth Avenue  
Tucson, Arizona 85713-2803

**Re: Collection of Past Due Prisoner Detention Housing Cost at the Pima County Adult Detention Center**

Dear Mr. Gonzales:

First, welcome to your new position as the City Manager for South Tucson. I am sure you will find the position rewarding as well as challenging.

In the past, Pima County has had extensive discussions the former City Manager Enrique Serna regarding the collection of past due prisoner detention housing costs. We have worked with South Tucson for nearly four years to resolve this issue (see attached letters dated April 30, 2013; September 28, 2012; May 25, 2012; July 6, 2011; June 7, 2011; and March 6, 2009). We have also had a number of discussions regarding options to resolve this debt, and numerous meetings have been held between our office and South Tucson officials.

The amount due for prisoner detention housing totals \$1,908,032.56, which reflects both principal and interest due through July 3, 2013. In addition, the billing for prisoner housing costs for June 2013 will be issued within the next two weeks. I am prepared to recommend that the interest on this debt be waived if South Tucson agrees to enter into a payment plan to pay the principal amount of the past due charges, perhaps even over a five-year period.

Please let me know as soon as possible how South Tucson intends to resolve this matter. I would appreciate a written response within the next 30 days.

Mr. Luis Gonzales

Re: **Collection of Past Due Prisoner Detention Housing Cost at the Pima County Adult  
Detention Center**

July 3, 2013

Page 2

Sincerely,



C.H. Huckelberry  
County Administrator

CHH/dph

Enclosures

- c:    The Honorable Chairman and Members, Pima County Board of Supervisors  
      The Honorable Clarence Dupnik, Pima County Sheriff  
      Paul Wilson, Corrections Bureau Chief, Pima County Sheriff's Department  
      Chris Straub, Chief Civil Deputy County Attorney  
      Daniel Jurkowitz, Deputy County Attorney



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C.H. HUCKELBERRY  
County Administrator

April 30, 2013

Enrique Serna, City Manager  
City of South Tucson  
1601 S. Sixth Avenue  
Tucson, Arizona 85713

Re: **South Tucson Past Due Inmate Housing Bill**

Dear Mr. Serna:

As of April 15, 2013, the total principal and interest due Pima County for housing South Tucson inmates is \$1,907,497.83. Of this amount, \$1,344,524.42 is principal and \$562,973.41 is interest. The principal amount due must be paid before July 1, 2014.

As we have previously discussed, the interest charges of \$562,973.41 will be a discretionary cost subject to a decision by the Board of Supervisors. They may opt to request full payment of interest, reduce the amount or waive the interest. In any event, the principal amount must be paid by July 1, 2014.

I have asked the County Attorney to review a number of options available for South Tucson to pay the principal amount as a judgment through a City of South Tucson secondary property tax. Hence, we will begin taking steps to ensure the principal amount is a legal judgment that can be recovered through the levy of such a secondary property tax.

If you have any questions regarding this matter or the method of collection of the debt principal for South Tucson inmate housing, please contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read "C. Huckelberry", is written over a horizontal line. The signature is written in black ink.

C.H. Huckelberry  
County Administrator

CHH/dph

c: The Honorable Chairman and Members, Pima County Board of Supervisors  
The Honorable Clarence Dupnik, Pima County Sheriff



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C.H. HUCKELBERRY  
County Administrator

September 28, 2012

Enrique Serna, City Manager  
City of South Tucson  
1601 S. Sixth Avenue  
Tucson, Arizona 85713

Re: **City of South Tucson Incarceration Bill**

Dear Mr. Serna:

I appreciate your recent payments on South Tucson's outstanding incarceration bill.

I would appreciate a report on those measures you have taken to reduce misdemeanor and arrestee transport to the Pima County Adult Detention Facility, which has a direct relationship to your monthly municipal incarceration bill. In your comprehensive report, which I will transmit to the Board of Supervisors, there are a number of measures that were to be implemented. What is the status of the implementation of these measures and their effect on your incarceration costs?

I intend to place this matter on the Board's agenda in late November or early December for direction. Your update on the effectiveness of measures you have implemented to reduce misdemeanor and arrestee transport to our Adult Detention Center would be appreciated.

I would also appreciate a report regarding the use and interaction of the South Tucson Police Department with our Crisis Response Center, which was intended to be an alternative to jail.

Any information you can provide on the above subjects would be helpful in my report to the Board of Supervisors at the end of Calendar Year 2012.

Sincerely,

A handwritten signature in cursive script that reads "C.H. Huckelberry".

C.H. Huckelberry  
County Administrator

c: The Honorable Clarence Dupnik, Pima County Sheriff  
Nicole Fyffe, Executive Assistant to the County Administrator



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C.H. HUCKELBERRY  
County Administrator

May 25, 2012

Enrique Serna, City Manager  
City of South Tucson  
1601 S. Sixth Avenue  
Tucson, Arizona 85713

**Re: City of South Tucson White Paper Regarding Crime and Incarceration**

Dear Mr. Serna:

Thank you for the White Paper entitled *Crime and the Cost of Incarcerations in the City of South Tucson*.

I also appreciate receiving your May 22 email correspondence and Check #084854 in the amount of \$42,919.35 for incarceration costs for January, February and March 2012. Pursuant to your email, South Tucson will begin making monthly payments in July and a catch-up payment for the Second Quarter 2012 (April, May and June) will be made in August.

Your efforts in developing the White Paper to explain the disproportionate rates of incarceration versus population in South Tucson are appreciated. The White Paper and an analysis will be presented to the Board of Supervisors for their consideration later in 2012 to determine whether any of the past due amounts, including interest, should be mitigated.

Sincerely,

A handwritten signature in black ink that reads "C.H. Huckelberry". The signature is written in a cursive style with a long, sweeping underline that extends to the right.

C.H. Huckelberry  
County Administrator

CHH/mjk  
Attachments

c: The Honorable Ramón Valadez, Chairman, Pima County Board of Supervisors  
The Honorable Clarence Dupnik, Pima County Sheriff



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C.H. HUCKELBERRY  
County Administrator

July 6, 2011

Enrique G. Serna, City Manager  
City of South Tucson  
1601 S. Sixth Avenue  
Tucson, Arizona 85757-8441

Re: **City of South Tucson Incarceration Rates**

Dear Mr. Serna:

Since my June 7, 2011 letter to you, I asked Behavior Health Administrator Pat Benchik to review the incarceration rates for South Tucson as compared to other municipalities and to determine potential causes for the high per capita arrest and incarceration rate being experienced by the City of South Tucson. Mr. Benchik's June 27, 2011 report is enclosed for your information.

I would suggest that South Tucson establish a taskforce, including yourself and the Chief of Police, to review the number of issues outlined in this report. This taskforce could then work with Mr. Benchik and others to reduce the incarceration rate currently experienced by South Tucson by using a number of alternatives to incarceration that are becoming available, particularly for incarcerated individuals with behavioral or mental health issues.

I would also suggest you include in the taskforce some representatives of the various nonprofit homeless service providers within the City of South Tucson so they may begin to understand their roles in reducing the South Tucson incarceration rate.

We are available to provide continuing assistance to you regarding this matter.

Sincerely,

A handwritten signature in cursive script that reads "C.H. Huckelberry".

C.H. Huckelberry  
County Administrator

CHH/dph  
Enclosure

c: **The Honorable Ramón Valadez, Chairman Pima County Board of Supervisors**  
**The Honorable Jennifer Eckstrom, Mayor, City of South Tucson**  
**The Honorable Clarence Dupnik, Pima County Sheriff**  
**Jan Leshner, Deputy County Administrator for Medical and Health Services**  
**Pat Benchik, Behavioral Health Administrator**



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C.H. HUCKELBERRY  
County Administrator

June 7, 2011

Enrique G. Serna, City Manager  
City of South Tucson  
1601 S. Sixth Avenue  
South Tucson, Arizona 85713

**Re: Our Meeting of June 2, 2011 Regarding Various Matters Related to Pima County and the City of South Tucson**

Dear Mr. Serna:

I appreciated the opportunity to meet with you and discuss a number of issues of mutual interest. These issues relate to the following:

- A. the unpaid Pima County Adult Detention Center (PCADC) housing bill of South Tucson;
- B. the Regional Flood Control District (RFCD) Intergovernmental Agreement (IGA) with the City of South Tucson for flood control maintenance services; and
- C. the River Park IGA for the Tucson Diversion Channel/Julian Wash.

The following general agreements were reached:

1. City of South Tucson PCADC Housing Costs. I understand the City of South Tucson is engaged in a criminal justice study and evaluation of the high cost being incurred by the City of South Tucson for prisoner housing as a result of municipal code violation arrests by South Tucson police officers. It is my understanding initial findings of the study indicate there is a disproportionate number of social service agencies in South Tucson that have clients who may be more inclined than others to violate local municipal codes.

Mr. Enrique G. Serna

Re: Our Meeting of June 2, 2011 Regarding Various Matters Related to Pima County and  
the City of South Tucson

June 7, 2011

Page 2

In addition, there are a number of rental properties within the City of South Tucson managed by absentee landlords who have allowed or continue to rent their properties to individuals who may commit crimes within South Tucson. It is likely the South Tucson criminal code could or should be revised to lessen the frequency of arrests related to municipal code violations.

Finally, a number of mental health agencies within the City of South Tucson tend to house individuals who may also be involved in the criminal justice system. I understand this study will quantify and identify the parameters that lead to disproportionately high municipal code violations, arrests and, hence, South Tucson PCADC housing costs.

When the study is complete, I will, in consultation with the Sheriff, consider an appropriate adjustment to South Tucson PCADC housing costs.

I also indicated there is no urgency with regard to resolution of this financial obligation of the City of South Tucson. I suggest the study parameters be finalized this fiscal year, allowing toward the end of the fiscal year, a decision be made by South Tucson regarding how best to finance the repayment of this obligation, including the option of paying the obligation over a series of three to five years as a secondary property tax obligation of the City of South Tucson. Such may be an eligible method for repayment as a claim or damage against South Tucson and would be similar to what has recently occurred with the City of Tucson replacing some of their damages, judgments or claims on their secondary property tax.

2. Regional Flood Control District Intergovernmental Agreement. The County is prepared to enter into an extension of the RFCDC Maintenance IGA with the City of South Tucson. We understand there has been some lessening of the burden due to improvements that have been built upstream. However, these improvements are no more than one third of the flooding burden experienced by the City of South Tucson. I ask that your staff perform an analysis determining the flood control benefit or watersheds that have been improved by these upstream detention basin improvements, as well as which watersheds continue to burden the City of South Tucson. We are prepared to renew the IGA with the City of South Tucson for this purpose, subject to confirmation of continuing flooding threats and obligations identified previously.
3. River Park Maintenance Intergovernmental Agreement. The County is also prepared to renew this IGA with the City of South Tucson. As you know, we

Mr. Enrique G. Sema

Re: **Our Meeting of June 2, 2011 Regarding Various Matters Related to Pima County and the City of South Tucson**

June 7, 2011

Page 3

are in the process of interconnecting many of the river park trails and corridors with larger urban facilities. In the case of South Tucson, we expect the Tucson Diversion Channel/Julian Wash River Park will be connected to the Santa Cruz River Park within the next few months. This will make a continuous connection to the South Tucson/Tucson Diversion Channel river park system and may increase the number of bicycles and other visitors traveling through the City via this improvement. Hence, we are prepared to monitor the timing of the connection and reimburse the City of South Tucson for any additional documented financial burden that such may cause.

I appreciate the opportunity to meet with you and discuss these matters. We are cognizant of your financial position based on significant loss of State shared revenues and City sales tax revenues. Hence, the debt obligation associated with the PCADC housing can be resolved through a mutually agreeable multi-year repayment plan.

The County will, with adequate documentation, renew our Flood Control and River Park Maintenance IGAs with the City of South Tucson.

Sincerely,



C.H. Huckelberry  
County Administrator

CHH/dph

- c:    **The Honorable Ramón Valadez, Chairman, Pima County Board of Supervisors**  
      **The Honorable Clarence Dupnik, Pima County Sheriff**  
      **John Bernal, Deputy County Administrator for Public Works**  
      **Suzanne Shields, Director, Regional Flood Control District**



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C.H. HUCKELBERRY  
County Administrator

March 6, 2009

Enrique Serna, City Manager  
City of South Tucson  
1601 South 6th Avenue  
Tucson, Arizona 85713

Re: **Delinquent Inmate Housing Costs**

Dear Mr. Serna:

Our records indicate that the City of South Tucson is now, through January of 2009, delinquent in the payment of inmate housing costs to Pima County in the amount of \$527,542.40. Please verify these costs, charges, and amounts delinquent.

Unfortunately, the County is required to, from time to time, borrow funding for operating purposes. However, any delinquencies or unrealized revenues for the County require us to borrow additional amounts. Because of this the County must begin charging interest on the unpaid delinquent inmate housing balance. The interest charged will be equal to our cost of borrowing plus 2 percent for administrative costs.

I certainly understand the fiscal situation in which the City of South Tucson finds itself. Obviously, you are no different than any other jurisdiction struggling with difficult economic conditions. Hence, there is no demand to repay these amounts in the immediate near term. However, because of the debt and requirement of the County to borrow funds to offset the losses of these revenues, we must charge an appropriate interest amount and such interest amount will be charged on the unpaid balance beginning in fiscal year 2007/08 through the current unpaid balance, and for any future unpaid balance.

Thank you for your attention to this matter. If you have any questions, please call me.

Sincerely,

A handwritten signature in cursive script that reads "C.H. Huckelberry".

C.H. Huckelberry  
County Administrator

CHH/jj

c: Thomas House, Budget Manager, Finance and Risk Management  
Ron Jee, Financial Administrator, Sheriff's Department