MEETING OF THE BOARD OF DIRECTORS

February 27, 2018
Tucson, Arizona
1:00 p.m.

Reported by: ANTHONY C. GARCIA, RDR, CR
Certified Reporter No. 50218

KATHY FINK & ASSOCIATES, INC.
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Tucson, Arizona  85713
(520) 624-8644    Fax (520) 624-9336
APPEARANCES:

BOARD MEMBERS:

Fletcher McCusker, Chairman
Chris Sheafe
Mark Irvin
Jeffrey Hill
Jannie Cox
Edmund Marquez

ALSO PRESENT:

Mark Collins, Board Counsel
Brandi Haga-Blackmon, Operations Administrator

* * * *

BE IT REMEMBERED that the Meeting of the Board of Directors of the Rio Nuevo Multipurpose Facilities District was held at the Arizona State Building, 400 West Congress Street, Room 222, in the City of Tucson, State of Arizona, before ANTHONY C. GARCIA, RDR, CR, Certified Reporter No. 50218, on the 30th day of August 2016, commencing at the hour of 1:00 o'clock p.m.

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CHAIRMAN McCUSKER: Mr. Sheafe, do you want to lead us in the pledge.

(Pledge of Allegiance.)

CHAIRMAN McCUSKER: You've been handed the minutes. They are from the January 23rd, meeting. They are verbatim transcripts.

Any questions, comments? If not, someone move to approve.

(Motion moved, seconded and passed unanimously.)

CHAIRMAN McCUSKER: This is the time we set aside for Executive Session. We need a motion to recess.

(Motion moved, seconded and passed unanimously.)

(In Executive Session.)

CHAIRMAN McCUSKER: We need a motion to reconvene.

(Motion moved, seconded and passed unanimously.)

CHAIRMAN McCUSKER: We're back in public session.

I missed my estimate by a good 20 minutes.
It's the lawyer's fault. See, he didn't even show up.

Obviously, we have three very important things on the agenda, probably maybe three of the most important things, particularly in terms of scale, that we've ever reviewed. Give you a quick update on some things going around downtown. Most of these are current as of today. I think you will find them interesting and refreshing.

The Caterpillar project immediately across the freeway, they will start on masonry and steel this week. You may remember we had to caisson into that property, because it's a former landfill. They did advise me that they will reopen the bike path on Wednesday.

City Park is shooting for a June opening. This picture up on our TV is the interior rendering of the Hexagon space inside of City Park. So Hexagon advised me they have taken an additional 10,000 square feet in the City Park building. That's basically the fifth floor. And they've also upsized their employee count now to 200. And they'll have this really spectacular kind of industrial open interior that you see so much today in places, in Silicon Valley or Austin or San Diego, Portland.

They've also advised me that the food hall is
now 100 percent leased and they expect a June opening on that.  I think everybody's been to the new Playground and Hub. They are open and spectacular. Mr. Irvin and I tried to check into the AC Marriott a couple weeks ago to be told they were 100 percent booked, but if you could get a room, it was $429.  

MR. IRVIN: Actually, it was $469.  

CHAIRMAN McCUSKER: $469. So they gave me a better rate than they gave you. 

The TCC Hotel, the Caliber project, we've got through zoning. We're waiting for them to take the next move in terms of that project. 

Some information from our friends at the TCC was quite uplifting. If you are following the Roadrunners, you know that we're in second place in the league and likely headed to the playoff. I think that adds six or eight games to the TCC. 

But for the year just ending, the TCC was booked for 330 days out of 365 day year. They had 568 event days. So that means many of those days they had more than one thing going on. And I was astonished to hear that the last year's attendance, the TCC was 523,669 people. And we know from our own economic studies that those people spend, on average, about $30 when they are downtown. So that's a $15-million-a-year
economic impact. The Roadrunners are averaging 4030 fans a game, so 120,000 or more of those fans are hockey fans. More to come.

Dan, you ready with your financial report?

MR. MEYERS: I'm Dan Meyers, the CFO of Rio Nuevo.

Following all that good news, as of January 31st we've got about $7 millions dollars sitting in the bank. Our committed funds for the next year are about five-point -- almost 5.7 million, so there's a spread of $1.3 million dollars. The better news is that we are coming into the time of our fiscal year when our income usually goes up. The primary reason for that is because we pay our debt service over on the first 10 months, so anything received in May and June all goes on to our bottom line.

Brandi has been working like crazy on trying to update our database, and she's discovered quite a few people that have not been properly filing the TPT report on a monthly basis. And we've also, between the two of us, we found a lot of other people that have been filing incorrectly for one reason or another. So I'm expecting a pretty good windfall of money over the next four months from those people, I'm guessing somewhere in the $1.5 million range. So hats off to
Brandi. She has really been doing a great job tracking those people down.

Also, we see about a $1.3 million spread between our cash on hand and our upcoming commitments. Another thing to keep in mind, on an annual basis we pretty much are able to get 2.5 to $3 million each year that we can use for funding. So even though this looks a little tight, I think that's much more optimistic than this shows here.

CHAIRMAN McCUSKER: Let's put that in context a little bit in terms of some of the things we're looking at, particularly to that scale.

Obviously, we don't build a lot of buildings with $4 million, which is pretty much what I heard you think we might have this year excess. That's why the site specific sales tax rebate has become so important. What we're doing there, in lieu of cash, is returning the retail sales tax from that specific site back to the operator over some period of time. So we're really using their money to advance their project. The most important thing for them is time. They typically look to a 10-year window to make the rebates work for financing.

So I think the moral of that story as we look at projects, we can continue to fund some smaller-scale
projects. We've been able to historically leverage 10 to one. So if we got 4 million, we might be able to attract 40. But these bigger projects, two of which we're going to hear about today, rely more on the sales tax rebate than they do on cash up front. So I think as long as we stay away from putting huge cash commitments in and use the rebate going forward, we should be fine.

MR. MEYERS: Then, like I said earlier, I think we're doing a really good job, primarily Brandi is, at getting our database updated, more pure. So that gives us a better ability to attract people that have, for some reason, fallen off the grid.

Open for any questions.

CHAIRMAN McCUSKER: And for people that don't follow us, we collected a million-three in the most recent month, about 30 percent over our budget. But don't forget, we have $900,000 a month that goes back to the old City bonds. So even with collections up, the most we're going to make available for us as cash is three to 400 grand a month.

MR. MARQUEZ: I see in the notes that we've yet to collect the December, January TIF revenue. Is this because the State Legislature's in session or --

MR. MEYERS: No. It's a time of when the
merchants collect the tax, then they file the following month, and then we get it 60 to 90 days later. So this is a typical thing. They are actually a few days ahead of where they normally are, so this is just a typical cycle.

MR. MARQUEZ: Kudos to Brandi for finding -- that's fantastic.

MS. COX: Yeah, good job, Brandi.

CHAIRMAN McCUSKER: Any questions for Dan?

Dan, thank you very much. Thanks for all your hard work.

Item number seven on the agenda is 75 East Broadway. Development Agreement is term of art.

Mr. Collins, let me try and paraphrase where we are. You'll probably have to interrupt me. But in December of 2016 I believe we entered into a lease option agreement with Pima County to control this parcel in September-ish of '17. We released request for proposals, and JE Dunn is what we call the awardee. Just, basically, they are the highest ranked proposal. So we've been working with them since to identify what it is they intend to do and what they need from us to activate that extraordinary plan. I should have put a rendering up on it.

But to refresh your memory, what they've
offered to build is a 20-story mixed use tower, two
floors of retail, several levels of parking and the
rest Class A office. Extraordinarily -- so all
financed by themselves.

So our contribution is in the site prep.

What the Development Agreement provides is a period of
time, 120 days, for both of us to move the ball forward
without any unreversible commitments to one another.

And during that period we would do some work
researching the property.

So if I didn't do an adequate job of that,
fill in the blanks.

MR. COLLINS: Mr. Chairman, I think you
nailed it.

The Development Agreement is a step in the
process between the District and the JE Dunn team. It
is going to, should it be executed, govern as you say
the first 120 days. During that time period the
District will be doing due diligence on the property.
At the end of that period, the hope is that we would
then have a sublease. We, the District, would
sublease -- or lease, excuse me -- the property from
the County and enter into a sublease of that property
to Dunn for the design and construction period of the
property.
But the Development Agreement that we're talking about today just covers the first 120 days. It lays the groundwork for the next couple of stages. But it is a time when the District would do the due diligence, phase one, ALTA, serveway, archeology, geotechnical stuff, all of the things that will be necessary, regardless of whether this deal goes through or not. So that's what we would be doing, and during that time period Dunn is also doing its due diligence on the other side of the equation, trying to determine if can really build a building of the size that you've just described. So the Development Agreement that we have discussed in E-Session provides a basis for that period.

CHAIRMAN McCUSKER: The developer's here, Todd's in the audience, if you have any questions directly of JE Dunn. We saw the agreement in Executive Session.

Maybe just a quick update on where you are with the project and your comfort level with the development.

MR. FREED: My name is Todd Freed. I'm a Vice-President with JE Dunn.

To speak to the comments on whether we can build this building. Very much can, very much want to,
excited about the commitment to Tucson and the opportunities here. Every week goes by we see -- we hear more and more interest, which is all a good thing.

We've started conversations with the County and with the City about the opportunity that both have structured management of parking, and possibly one of those two would manage the 500 to 600-car parking garage, and cover weekend activities and different things like that, so that suddenly downtown Tucson would have a much needed, I believe, parking garage. So very positive comments there. So that kind of is facilitating our progress forward.

And then we are also working with teams to kind of progress our studies. We've already started, in theory, our 120 days in progressing forward, Fletcher.

Any questions that I can maybe address?

CHAIRMAN McCUSKER: Questions for Todd?

Thank you.

MR. FREED: Thank you, sir. Thank you, guys.

CHAIRMAN McCUSKER: Okay. With that, I'll entertain a motion.

MR. SHEAFE: You want to try it, Mark?

MR. IRVIN: I'll let you take a shot. I get so much pleasure watching you make a motion.
MR. SHEAFE: Right. Mr. Chairman, I move that we approve the Board to -- or the Executive Officers -- well, first, we approve our counsel to complete negotiations on the interim lease, we approve the concept of leasing from the County, and we approve a motion for the Executive Officers to work with counsel to finalize the numbers as we finish the process of completing the archeological clearance, the phase one clearance.

And trying to remember, what else do we need put in?

MR. IRVIN: Phase one, ALTA.

MR. SHEAFE: Well, yeah, and then the ALTA.

I had forgotten that. Okay. So let's repeat that.

Archeology, phase one and ALTA.

MR. COLLINS: The Geotek component as well.

MR. SHEAFE: And the Geotek. You are correct.

So my motion includes all four of those authorizations.

CHAIRMAN McCUSKER: I think what you didn't do was authorize us to approve the Development Agreement itself, however.

Did you hear that in that motion,

Mr. Collins?
MR. SHEAFE: I didn't put that in there.

CHAIRMAN McCUSKER: So that's really the action item, is to approve the DA, and contained in that DA is all of that stuff.

MR. SHEAFE: We're approving all the steps precedent to the Development Agreement, and then approving, having the Executive Officers work with counsel to approve the Development Agreement.

MR. COLLINS: Provided there's no material changes from what we've discussed.

MR. HILL: I'll second that.

CHAIRMAN McCUSKER: Okay. So if you pare that down, the motion is to approve the development -- to authorize the Executive Officers to execute the Development Agreement, so long as there are no material changes, and authorizes the steps leading up to that, which he appropriately named.

Is that clear as a bell?

MS. COX: It is.

CHAIRMAN McCUSKER: Okay. Brandi, will you call the roll.

Did we get a second that?

MR. HILL: I seconded it.

(Roll taken; motion unanimously passed.)
zero, that passes unanimously.

    Todd, thank you for your hard work.

Then I guess the next steps, Mr. Collins, we'll will hear from you during the next 120 days or sooner?

    MR. COLLINS: Yes, Mr. Chairman, Members of the Board.

    CHAIRMAN McCUSKER: Okay. That's a huge step for Tucson. And we're really thrilled to see JE Dunn in our back yard again. Thank you very much.

    Item number eight, the IGA with the City.

    While this has taken over a year of processing, I think we can now say the RTA, the City of Tucson and Rio Nuevo have the potential agreement at hand. The City Council approved it a couple weeks ago, we've reviewed the final draft form in Executive Session.

    To refresh everyone's recollection of what we're doing and not doing along Broadway, the City of Tucson is widening Broadway. We have nothing to do with that. We've chosen multiple times not to have anything to do with that, however, many of those affected properties are, in fact, current retail properties within the Rio Nuevo District. On the north side of the street, some 40 of those properties will be
acquired by the City to make room for the roadway, but they are not necessarily in the right-of-way. They lose their frontage, they lose their sidewalks, but the buildings themselves are perfectly intact and usable.

Once we learned that, we approached the City and the RTA that, instead of tearing them down, why don't they title them to us. We will rehabilitate and find tenants for those buildings. That, A, puts them back into the sales-tax-paying position. And then once they are remodeled and leased, we would be honored to sell those buildings, and the proceeds would then go back to the RTA.

That's precisely what this Intergovernmental Agreement provides for, the tri-party agreement. The City's using our RTA funds to acquire these properties. Once they are acquired and we indicate our interest, they will title them to Rio Nuevo. It's basically three blocks on the north side of Broadway. We'll work with private developers and current merchants. I think that's an important part of this. Many of those people, we can say, we'll put them back into business. Hopefully, create some sort of interesting reasons to go to those sections on Broadway. And then once that's complete, we'll sell them and the proceeds go back to the RTA.
Did I miss anything, Mr. Collins?

MR. COLLINS: No, Mr. Chairman. I think that's accurate.

MR. HILL: Mr. Chairman, I would add, also, besides sales tax, property tax.

CHAIRMAN McCUSKER: That's true. Once they're privatized, they go back to the tax rolls.

Thank you, Mr. Hill.

Any discussion further? If not, we need a motion to approve the Intergovernmental Agreement between the City, Rio Nuevo and RTA.

MR. SHEAFE: The motion is to authorize counsel to prepare the Intergovernmental Agreement and to have the Executive Officers approve it, provided there are no major changes to what's just been discussed.

MR. COLLINS: And executed.

MR. SHEAFE: And executed.

CHAIRMAN McCUSKER: So the motion is to authorize Executive Officers to review and execute the IGA, so long as there's no material changes.

Brandi, call the roll.

(Roll taken; motion unanimously passed.)

CHAIRMAN McCUSKER: Resoundingly ayes.

This is probably the triple win tax thing
that we've done. We create tax sales, we create
property tax, and we stop some 40 properties from being
turned down.

MR. HILL: And the motion carried.

THE COURT: Yes, it did carry. I'm sorry. I missed the whole thing. The motion carries.

MR. HILL: I thank you.

CHAIRMAN McCUSKER: He continues to
demonstrate his lifelong value to our Board.

Item number nine. This is really very early
in the conversation, but we have entered into a very
important dialogue with the Tohono O'odham Nation about
the so-called "A" Mountain Landfill at the base of "A"
Mountain. It's 27 acres of methane-producing landfill.
It's been a constant struggle for us in terms of what
you do with it.

We did get a hard bid, thanks to the work
done with Caterpillar. To remedy that would be
$22 million. We do know its ancestral to the Tohono
O'odham. We do know that it's, in fact, pre-Hohokam.

So we're pleased to be able to have the
conversation at this point. I cannot tell you where it
will go or what could happen, but to have the Native
Americans interested in having a conversation with us
about partnering on that parcel is an important step.
So all I'm looking for is your authorization to continue to discuss with Tribal Council the opportunities on that parcel.

MS. COX: So moved.

MR. IRVIN: Second.

CHAIRMAN McCUSKER: Any further conversation?

Brandi, call the roll.

(Roll taken; motion unanimously passed.)

CHAIRMAN McCUSKER: We might see the Tribal Council as early as March, I understand. So stay tuned for that.

This is the time set aside for call to the audience.

Brandi, did you get anybody?

In no particular order, Diana Hadley.

Introduce yourself, and you've got three minutes.

MS. HADLEY: Diana Hadley. I live almost across the road from the "A" Mountain Landfill, and I've been there since 1986, so I've been able to observe the evolution of the surface of that landfill from totally vacant land, to a huge homeless camp, to a roadway for the Caterpillar construction.

In any case, what I wanted to say is that there is potential for really developing that site as a
unique-to-Tucson fabulous attraction. There is a
movement throughout the whole country of restoring
historic landscapes, and thanks to the landfill, we
have that undeveloped, and we have it as a potential
historic landscape.

There's a big movement for urban wildlife
refuges. And on "A" Mountain and on Tumamoc Hill there
are currently whitetail deer, there are mule deer,
there are gray fox, there are burrowing owls. I mean,
this is a real resource for Tucson. And if we're going
to do something with that land, it would be wonderful
to do something that would be revenue-generating.
Maybe not immediately by -- in the way of a commercial
revenue that would be paid instantly, but ecological
tourism and culture tourism are two of the most
lucrative types of tourism we have in Southern Arizona,
and they are also tidy and very attractive types of
tourism to have. So this would be a great spot for
that.

And I would also like to mention that there
is a big difference between landfill removal and
landfill remediation. To remediate means to fix and to
repair, whereas, removal means to take something out.
And there's this huge confusion in discussing
remediation, because remediation is getting used in the
press as a term for removal.

And this landfill could be remediated with some kind of soil addition, like has been done for the Caterpillar site. Huge amounts of new, better soil have come into the Caterpillar site. And if it were resurfaced without removing the landfill, without removing it but truly remediating it, the vegetation will grow. And the vegetation is actually growing, and the methane that it produces has not been a problem for the growth of the plants.

In any case, what I wanted to do -- I'm not sure who I should give this to you, but this is a study.

CHAIRMAN McCUSKER: Brandi, make sure they get around.

MS. HADLEY: Great. These are copies of a study that was done by Phil Rosen. I think some of you have seen this. It is for a Sonoran Desert Park proposal, and this would be something that could be used for noninvasive recreation, for wildlife watching, for watchable wildlife, for bird watching. And, like I say, all of those sources of income generate other income through hotel stays and restaurants. And this is a beautiful proposal that I think Rio Nuevo was involved in in Rio Nuevo Phase Two, not in the current
Rio Nuevo phase. But it's a beautiful study, and it's inexpensive, and it doesn't require removing any landfill.

And the other information that we have is considerations for appropriate use, which list cultural and historic considerations for this site, ecological, neighborhood quality of life, economic considerations Tohono O'odham considerations, and Mission Garden considerations.

So I hope that everybody will take a quick look at these two documents. And thank you for everything that you have done to help Mission Garden. Friends of Tucson’s Birthplace really appreciates your support.

CHAIRMAN McCUSKER: Diane, thank you very much.

Raul Ramirez.

MR. RAMIREZ: Thank you, Mr. Chairman, for the opportunity, Members of the Board.

My comments have to do with recent —

CHAIRMAN McCUSKER: Your name, for the record.

MR. RAMIREZ: Raul Ramirez. I'm a west side resident. I represent myself.

My comments have to do with a recent article
that came out in Tucson magazine. And actually I brought an old issue, and this is the issue where Fletcher has a nice article about being the man of the year.

CHAIRMAN McCUSKER: A lot of photo shop work in that.

MR. RAMIREZ: It looks pretty good. But the article that I'm going to make reference to is winter 2017, page 134. And I'm not going to tell you who they were interviewing till at the end. It's very short.

It says: Striking the proper balance between downtown's rich history and ongoing new development, we need to preserve our history when we can. Luckily, we have dedicated and passionate neighborhood groups overseeing a lot of that. But Downtown Tucson Partnership needs to take on that role for ourselves as well. We need to think creatively.

So this was an interview when the new CEO, Kathleen Erickson, came in. And the reason I liked it was because it talks about three things that I think are real important, the intersection between development, history and community. And each of these, in my opinion, really -- we need to try to keep them in some sort of balance. I think a lot of times I see -- personally, I see Rio Nuevo more on the development
side, which I get, because that's why you were created. But without honoring the history and also how do you work -- in here it says community, but I would see that as, you know, stakeholders, right. And so, it's real important to try to work with that, all three of those aspects.

Also related to the landfill, you know, this is the land of the birthplace of Tucson, but it's also the historic ancestral land of the Tohono O'odham, particularly the people from San Xavier District. In working with them, I'm talking about the community, it's very important to approach them in a very respectful manner and not as a business person dictating to them, but really in a collaborative fashion, inviting their input. Because if they foresee it as these are our requirements, and if you don't match them, they are going to say forget it. Because I think this really has an opportunity to put Tucson on the map nationally, because I don't know of any projects or any communities that ever gifted the land back to the O'odham, to a native group.

And I think the intersection of the three, development, history, community, also apply to the Tucson Origins Heritage Park. And I know Fletcher and I have had several discussions, and he says, well, it's
not going to help, and then I say, well, then I'll continue to be a broken record. So I just want to remind you that I think it's important to honor the history of Tucson, and you have it within your part to do that.

And, Fletcher, you're not going to get fired. This tells me you're not going to get fired.

CHAIRMAN McCUSKER: Thank you very much.

And then, finally, Josefina Cardenas.

MS. CARDENAS: Buenas tardes. Josefina Cardenas, a resident of Barrio Kroger Lane.

First of all, I would like to correct the sacredness we have in hand and that you have in hand of all these years, and it seems to me that you are getting into more further in a movement of sacredness. Because this is not the landfill property if not the original birthplace of Tucson. And in Espanol it's la cuna, the cradle of Tucson. So you're at this moment of holding this cradle, this cradle that this child has been so much abused and oppressed within all these years. And it's in your responsibility, Creator has given you to make the best of this situation. And you have that opportunity, that blessing of bringing us all together. Because I would say not only City has a role in this, because what has happened of turning it into a
landfill, but all of us, because we have let it be in that way.

And look how long has it taken. Rio Nuevo started in 1999, 17 years now, and this land has been the most inhabited and cultivated for a thousand years. Imagine what we have done to our birthplace. And this crater is in your hand.

Like I mentioned to Fletcher, I think I need to apologize, because in September 26, 2016, we proposed to you a multicultural family education site to be on this sacred land, that included a question arena. And what better place to be for all cultures to come together in Laguna, Laguna de Tucson. And now, even more deeper that this possibility and blessing of returning this gift, this cuna, back to its original people. I can see ceremony, I can see ceremony there and many people coming together.

And I applaud you, and I wait for this moment that I ask Creator for that blessing of being there at that moment, because anything can happen. Right now we're here and tomorrow we don't know. So I thank you for all our generations and our generations to come that you are taking care of this moment now and not leaving it to our grandchildren to take care of this situation we came into, turning our birthplace, our
cuna, into a landfill, into a dump. I want to give you thanks. Gracias.

CHAIRMAN McCUSKER: Josefina, thank you.

Brandi, did you get another card?

MS. GARCIA: Hi. I'm Margo Garcia, I live in midtown of Tucson, and I'm here speaking for myself.

Members of the Board, it's a pleasure to be here. It's my first visit to this particular Board, and I wanted to especially to thank you for what you've done for Broadway.

I've been part of the Broadway coalition, working over the last six and seven years to try to retain a sense of place there. And I'm so excited that you finally got it about the fact that there were viable businesses there with sales tax, with property tax, and the City was just going level them. And we tried and tried and tried to get them to understand that. So thank you, thank you.

And I'm just really proud, Fletcher, you've been a leader in this, that you got it that, you understand, stood, that it was really crazy to be demolishing your income base when the City has been struggling for a thousand dollars here and thousand dollars there. I don't have the most recent sales tax numbers, but the ones from about four or five years ago
was running about $2 million in total sales tax coming off. You will get a small percentage of that.

So thank you very much for doing that, for hiring the project, the People for Public Places, and the work that they've done. I think it's a very exciting opportunity, and I really look forward to it moving forward. And it sounds like you've negotiated all the hurdles that have been along the way.

And the other thing, just a little piece of history. Some of you may remember, been around here long enough, that I served in the Tucson City Council '75 to '77. And I first started talking about a Tax Increment Financing District in those years, and I can remember talking with Roy Drachman, who at that time was President of the ULI. He said, that's the craziest idea I've ever heard of. I said, well, it may be crazy, but it works, and it's working in other parts of the country, and I think we need to pay attention to it.

And so, some of us started some of these concepts going forward, so I'm really proud to see how it's developed. And thank you for all your hard work and your successes.

CHAIRMAN McCUSKER: Margo, thank you very much.
Abelardo, is that right? Did I mispronounce

that?

Oh, si senor. You're going to have to step
around that big box.

(Abelardo Amezquita addressed the Board.)

CHAIRMAN McCUSKER: How old are you? Five.

So let the record show five-year Abelardo
spoke to us, very meaningful words. Thank you. Very
brave young man. It's hard to speak in front of people
especially.

Okay. Entertain a motion to adjourn.

(Motion moved, seconded and passed
unanimously.)

(Record closed at 2:45 p.m.)

*   *   *   *  
CERTIFIED REPORTER'S CERTIFICATE

STATE OF ARIZONA )
 ) ss.
COUNTY OF PIMA )

BE IT KNOWN that I took the foregoing proceedings pursuant to Notice; that I was then and there a Certified Reporter, CR No. 50218, in the State of Arizona; that said proceedings were reduced to writing by me.

I DO FURTHER CERTIFY the ethical obligations set forth in ACJA 7-206 (J)(1)(g)(1) and (2) are in compliance; that I am not a relative or attorney of any party, or financially or otherwise interested in the action.

WITNESS MY HAND this 28th day of February 2018.

ANTHONY C. GARCIA, RDR, CR
Certified Reporter No. 50218
REPORTING FIRM CERTIFICATE

THIS FIRM CERTIFIES the ethical obligations set forth in ACJA 7-206 (J)(1)(g)(1) through (6) are in compliance and have been met.

WITNESS MY HAND this 28th day of February 2018.

________________________________

KATHY FINK & ASSOCIATES, INC.
No. R1003