



MEETING OF: June 11, 2013

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TITLE: Support for a Proposed Bill (HR507) to Convey the Land in TUSD Patent 02-81-0020 to the United States for Use by the Pascua Yaqui Tribe

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ITEM #: 32

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Information:

Study:

Action: X

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PURPOSE:

Approval of this item would support HR507 to release the TUSD Patent 02-81-0020 on 10 acres just south of Casino del Sol (TUSD site #116) to the U.S. for conveyance to the Pascua Yaqui Tribe.

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DESCRIPTION AND JUSTIFICATION:

HR507 (Exhibit A) gives the Tribe two 10-acre parcels, one of which is the TUSD parcel, and a 10 acre parcel owned by the Bureau of Land Management (BLM) located 1/2 mile south of the TUSD parcel. The TUSD parcel is conditioned upon: 1) TUSD approving and deeding their 10-acre parcel back to the U.S. so it can then be conveyed to the Tribe and 2) the BIA recording the PYT-TUSD Transportation Center Lease.

Deeding the 10-acre parcel just south of Casino del Sol (TUSD site #116, as shown in Exhibit B) back to the U.S. would release the TUSD patent essentially releasing the right, granted by the Bureau of Land Management (BLM), to use the property for educational purposes. That release would allow the U.S. to, in turn, convey the land to the Pascua Yaqui Tribe.

This bill replaces HR4222, which was supported by the Governing Board on February 14, 2012. That bill included Site #116 and two sites closer to Hohokam: Site #XII, which would be conveyed to the Tribe, and a 12-acre BLM site, which would be conveyed to TUSD. The sites closer to Hohokam will be included in a separate bill.

Site #116 is in the floodplain of the Black Wash and access to the site would require bridging that wash. Also, the east one-third of the site is designated as a riparian area, which needs to be preserved, and 125 feet on the west side of the property is an easement primarily for the Central Arizona Project. Due to these constraints and its proximity to other schools, the property was eliminated from consideration as a new school site in 2008 and TUSD has no plans to use this property.

The Tribe is interested in using this parcel for a portion of a golf course. The benefit to TUSD of HR507 is that we release the patent on this land, at minimal cost to TUSD, to implement our agreement with the Tribe relative to the \$1-per-year lease of the Westside Transportation Center.

If support for this bill is approved by the Board the Board President may send a letter to the Tribe indicating TUSD's support (a draft is provided as Exhibit C).

Bryant Nodine will be present to respond to questions.

HOW THIS RELATES TO SUPERINTENDENT'S GOAL(S): Support of this bill follows through with our commitment to the Westside Transportation Center. It supports the Transportation and Customer Service goals by improving services to students in the southwest region by placing busses where they can quickly respond to route change requests, breakdowns and other emergency bus dispatches. The Westside Transportation Center also has the potential to support the Achievement and Enrollment goals by reducing annual bus miles traveled by 490,000 miles and saving the district over \$700,000 in labor, fuel and maintenance costs. These funds may be used for programs that improve achievement and

attract students.

BOARD POLICY CONSIDERATIONS:

LEGAL CONSIDERATIONS:

For all Intergovernmental Agreements (IGAs), Initiator of Agenda Item provides the name of the agency responsible for recording the Agreement after approval:

For amendments to current IGAs, Initiator provides original IGA recording number:

Legal Advisor Signature (if applicable)

BUDGET CONSIDERATIONS:

<input type="checkbox"/>	District Budget
<input type="checkbox"/>	State/Federal Funds
<input type="checkbox"/>	Other
<u>Budget Cost</u>	<u>Budget Code</u>




Budget Certification (for use by Office of Financial Services only):

Date  
I certify that funds for this expenditure in the amount of \$ are available and may be:  
Authorized from current year budget  
Authorized with School Board approval  
Code: Fund:

INITIATOR(S):

Bryant Nodine, AICP, Planning Services Program Manager 5/30/13		
Name	Title	Date

DOCUMENTS ATTACHED/ ON FILE IN BOARD OFFICE:

ATTACHMENTS:
Click to download
 <a href="#">Exhibit A Bill HR507</a>
 <a href="#">Exhbit B Aerial of the Subject Property</a>
 <a href="#">Exhibit C Draft GB Letter of Support for HR507</a>

TUCSON UNIFIED SCHOOL DISTRICT

BOARD AGENDA ITEM  
CONTINUATION SHEET