

AGENDA, BOARD OF SUPERVISORS' MEETING

BOARD OF SUPERVISORS HEARING ROOM

130 W. CONGRESS, 1ST FLOOR

APRIL 8, 2003 9:00 A.M.

1. **ROLL CALL**

2. **INVOCATION**

3. **PLEDGE OF ALLEGIANCE**

... **EXECUTIVE SESSIONS**

Public discussion and action may occur on the executive session items listed below during the regularly scheduled meeting.

UNFINISHED BUSINESS

(RM 4/1/03)

A. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction on whether to appeal the decision in Nordbrock v. Pima County, Pima County Superior Court Case No. C2002-5474.

Without objection removed from the agenda

NEW BUSINESS

B. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding approval of a Tax Appeal Settlement Recommendation on Palo Verde/Irvington Investors, L.L.C., Parcel No. 132-20-1060.

Accept the County Attorney's recommendation.

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

... **KINO COMMUNITY HOSPITAL GOVERNING BOARD**

A. Approval of Kino Community Hospital Advisory Board Minutes of February 20, 2003.

Approved
5/0

B. AGREEMENTS, CONTRACTS AND/OR AMENDMENTS

1. Arizona Home and Healthcare, Amendment No. 4, to provide nursing supplemental staffing agreement for **Kino Hospital, (\$920,000.00)**, and Posada Del Sol (\$129,000.00) and extend contract term to 6/30/04, PHCS Enterprise Fund, total contract amount \$1,040,000.00 (07-06-A-129586-0701)

Approved

2. Recall Secure Destruction Services, Amendment No. 1, to provide paper shredding services, PHCS Enterprise Fund, contract amount \$5,000.00 (11-06-R-130366-0202)

Approved
5/0

3. First Correctional Medical-Tucson L.L.C., to provide hospital, laboratory and clinical services for inmates and detainees, PHCS Enterprise Fund, contract amount \$100,000.00 revenue (18-06-F-132152-0303)

Approved

4. Arizona Department of Health Services, Amendment No. 5, to provide Arizona State Tobacco Tax Primary Care Program and amend contractual language, no cost (01-06-A-128226-0200)

Approved
5/0

C. RFP

1255-02 In-Patient Pharmacy Management Software (Kino Hospital/PHCS Enterprise Fund) Meta Pharmacy Systems (Corporate Headquarters: Floral Park, NY) amount not to exceed \$169,410.00.

Approved
5/0

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

4. CONSENT CALENDAR: For consideration and approval

A. Call to the Public

Approved
5/0

B. Approval of Consent Calendar

5. COUNTY ADMINISTRATOR

Classification and Compensation

Staff requests approval to create a new classification of Administrative Support Specialist-Senior. There is no immediate budget impact.

<u>CLASS CODE</u>	<u>CLASS TITLE</u>	<u>GRADE</u>	<u>EEO,O/T CODE</u>
1168	Admin. Suppt. Specialist-Senior (\$25,599-\$39,414)	30	E, NE*

*NE = Not Exempt, Paid Time

Approved
5/0

6. PROCUREMENT

A. Cancellation and Re-Award of Contract - Facilities Management

1. Cancellation of award made on February 11, 2003 to Twin Peaks Construction Inc., of Nevada for the Kino Community Hospital 5th Floor Improvement Project.
2. Award of contract for the Kino Community Hospital 4th Floor Improvements to the second low bidder Sellers and Sons, Inc. (Corporate Headquarters: Tucson, AZ) in the amount of \$280,250.00 for the base bid plus Alternate 1. 1997 Bond Fund.

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W i t h o u t
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B. Award of Contract - Facilities Management

Health and Welfare Building Elevator Modernization. Staff recommends Amtech Elevator Services (Corporate Headquarters: Anaheim, CA) in the amount of \$514,030.00 for the base bid plus Alternate 1. Bond Fund.

Approved
5/0

C. Award of Contract - Transportation

Asphaltic Concrete Overlay. Staff recommends Southern Arizona Paving and Construction Company, Inc., (Corporate Headquarters: Tucson, AZ) estimated contract amount \$1,062,122.50. Transportation Operating Fund.

Approved
5/0

D. Solicitation No. 689451. Appeal of Procurement Director's Decision

Pursuant to Pima County Code, Section 11.20.010(J), Spencer A. Smith, Attorney, representing Diggins and Sons Power Sweeping Inc., appeals the decision of the Procurement Director regarding Solicitation No. 68945, Road Sweeping.

Denied
5/0

2. Award of Contract

Roadway Sweeping. Staff recommends Great American Sweeping (Corporate Headquarters: ~~Phoenix, AZ~~ **Henderson, CO**) in the amount of \$336,028.41.

Approved
4/1

INDUSTRIAL DEVELOPMENT AUTHORITY

7. RESOLUTION NO. 2003 - 67, of the Board of Supervisors of Pima County, Arizona, approving the proceedings of the Industrial Development Authority of the County of Pima, regarding the issuance of its not to exceed \$15,000,000.00 Education Revenue Bonds, Series 2003 (Bell Canyon and West Gilbert Schools Project) and declaring an emergency.

Approved
5/0

8. RESOLUTION NO. 2003 - 68, of the Board of Supervisors of Pima County, Arizona, approving the proceedings of the Industrial Development Authority of the County of Pima, regarding the issuance of its not to exceed \$50,000,000.00

Approved
5/0

Single Family Mortgage Revenue Bonds, Draw Down
Series 2003 and declaring an emergency.

PUBLIC WORKS**TRANSPORTATION**9. **ACCEPTANCE OF ROADWAYS FOR MAINTENANCE**

- | | | |
|----|--|-----------------|
| A. | Co12-86-86A, Mission West II, Phase II, Lots 446-506. Developer: Richmond American Homes. (District 3) | Approved |
| B. | P1201-093, San Pedro Estates, Lots 1-23. Developer: Valley Development Group. (District 3) | Approved
5/0 |
| C. | P1299-085, Santa Rita Springs, Parcel E, Lots 1-35 and Common Areas A and B. Developer: Dorn Homes. (District 4) | Approved
5/0 |

* * * HEARINGS * * *

FRANCHISES/LICENSES/PERMITS**LIQUOR LICENSES**

- | | | |
|-----|--|----------|
| 10. | 03-08-8685, Melanie J. Crosby, d.b.a. Valley Mart, 16560 W. Avra Valley Road, Marana, Series 10, Beer and Wine Store License, New License. | Approved |
| 11. | 03-09-8686, Robert D. Mahlstedt, d.b.a. Roadrunner Depot, 16455 N. Oracle Road, Catalina, Series 10, Beer and Wine Store License, New License. | Approved |

FIREWORKS PERMITS

- | | | |
|-----|---|-----------------|
| 12. | John Baker, d.b.a. Pima County Fairgrounds, 11300 S. Houghton Road, April 18, 2003 at approximately 9:00 p.m. | Approved
5/0 |
| 13. | John Baker, d.b.a. Pima County Fairgrounds, 11300 S. Houghton Road, April 25, 2003 at approximately 9:00 p.m. | Approved
4/0 |
| 14. | Troy Finley, d.b.a. Tucson Country Club, 2950 Camino Principal, May 3, 2003 at approximately 8:00 p.m. | Approved
5/0 |

- | | |
|---|-------------------------|
| <p>15. Troy Finley, d.b.a. Tucson Country Club, 2950 Camino Principal, July 4, 2003 at approximately 8:00 p.m.</p> | <p>Approved</p> |
| <p>16. Troy Finley, d.b.a. Tucson Country Club, 2950 Camino Principal, July 5, 2003 at approximately 8:00 p.m.</p> | <p>Approved
5/0</p> |
| <p>17. Troy Finley, d.b.a. Tucson Country Club, 2950 Camino Principal, July 12, 2003 at approximately 8:00 p.m.</p> | <p>Approved
5/0</p> |

PUBLIC WORKS

DEVELOPMENT SERVICES

APPEAL OF HEARING OFFICER DECISIONS

18. P02ZV00357-1 and 2, RALPH AND JUDITH SHARP

In accordance with Pima County Zoning Code Section 18.95.030D, Ralph and Judith Sharp appeal the decision of the Hearing Officer in Case Nos. P02ZV00357, 1 and 2, on property located at 12595 E. Los Reales Road, regarding violations of Section 18.07.030C, open storage of junk and used materials; and Sections 18.21.010 and 18.21.020, auto repair not a permitted use. (District 4)

Uphold the Hearing Officer's decision
5/0

19. P02ZV00394 and P02ZV00395, FRANCISCO AND ALMA OTHON

In accordance with Pima County Zoning Code Section 18.95.030D, Francisco and Alma Othon appeal the decision of the Hearing Officer in Case Nos. P02ZV00394 and P02ZV00395, on property located at 3224 and ~~3232~~ **3228** E. ~~Melton~~ **Milton** Road, regarding violations of Section 18.01.030 E.1 with respect to structures without zoning permits. (District 2)

Remand back to the Hearing Officer

REZONING CLOSURES

20. Co9-93-66, MADDEN - JUNIPER ROAD REZONING
 Request of Billie Jane Madden, et. al., to close
 Co9-93-66, a rezoning from SR (Suburban Ranch) to
 CB-1 (Local Business) of 3.40 acres located on
 the northeast corner of Juniper Road and Gilbert
 Street, approximately 1/4 mile north of Ina Road
 and 1/2 mile west of Thornydale Road. This
 rezoning was approved in 1994 and expired on
 March 1, 2002. Staff recommends **CLOSURE**.
 (District 3)

Approved
 5/0

21. Co9-97-25, WANSLEE - LA CHOLLA BOULEVARD REZONING
 Proposal to close Co9-97-25, a rezoning from SR
 (Suburban Ranch) to TR (Transitional) of 4.55
 acres located on the west side of La Cholla
 Boulevard, approximately 1/4 mile north of
 Oracle-Jaynes Station Road and 1/2 mile south of
 Orange Grove Road. The rezoning was approved in
 1997 and expired on November 18, 2002. Staff
 recommends **AGAINST CLOSURE**. (District 1)

Denied
 5/0

*(**CLERK'S NOTE:** Staff requests this item be
 withdrawn from the agenda.)

*22. Co9-02-21, DANALEWICH FAMILY TRUST - NORTH DOUBLE
 TJ RANCH ROAD EASEMENT REZONING
 Request of James and Jacqueline Danalewich to
 close Co9-02-21, a rezoning from RH (Rural
 Homestead) to GR-1 (Rural Residential) of
 4.98 acres located 2,200 feet west of
 Sandario Road and 1/4 mile south of San
 Joaquin Road. This rezoning was approved in
 2002 and will expire on November 9, 2007.
 (District 3)

W i t h o u t
 o b j e c t i o n
 withdrawn the
 agenda

PLAT NOTE MODIFICATION

23. P1297-087, SAGUARO CLIFFS (LOT 28)
Request of Robert and Donna Snyder, represented by Craig Morton, for a plat note modification of the one-foot access control easement depicted on the plat in order to allow an individual direct driveway access to the subject lot from Trails End Road. The subject lot is 2.10 acres, zoned SR [Suburban Ranch (Cluster)] and is located on the southwest corner of Trails End Road and Placita Tuberia, approximately one mile west of Camino de Oeste. Staff has **NO OBJECTION, SUBJECT TO CONDITIONS**. (District 5)
- Continued
for up to 30
d a y s
(5/6/03)
24. REZONING ORDINANCES - Unadvertised Hearings
- A. ORDINANCE NO. 2003 - 37, Co9-00-62, Semper Investments, L.L.C. - Bowes Road Rezoning (Zoning Plan). Owner: Fidelity National Title TR 60044. (District 4)
- Approved
5/0
- B. ORDINANCE NO. 2003 - 38, Co9-02-24, Fidelity National Title Agency Trust No. 10,390, et. al. - Kolb Road Rezoning. Owner: Lewis Holdings, L.L.C. (District 4)
- Approved
5/0
- C. ORDINANCE NO. 2003 - 39, Co9-02-29, Anaya - Oklahoma Street Rezoning. Owner: Greg Anaya. (District 3)
- Approved
5/0
25. REZONING RESOLUTIONS
- A. RESOLUTION NO. 2003 - 69, Co9-00-63, La Cholla Investments, L.L.C. - La Cholla Boulevard No. 2 Rezoning. Owner: La Cholla Investments, L.L.C. (District 1)
- Approved
- B. RESOLUTION NO. 2003 - 70, Co9-97-18, Hinkle - Ajo-Gila Bend Highway Rezoning. Owner: Table Top Telephone Company, Inc. (District 3)
- Approved
5/0

NOTES/ACTION

C. RESOLUTION NO. 2003 - 71, Co9-97-08,
Halfway Station, L.L.C. - Tucson/
Nogales Highway Rezoning. Owner: H. Mac
Ward, Jr. (District 3)

Approved
5/0

TRANSPORTATION

PIMA COUNTY CODE TEXT AMENDMENT

26. ORDINANCE NO. 2003 - 40, of the Board of Supervisors of Pima County, Arizona, relating to Capital Improvements Funding and Development Fees; repealing Ordinances 1996-09, 1996-73 and 1997-23 in their entirety; repealing Chapters 19.01, 19.02 and 19.03 of the Pima County Code in their entirety; adopting new Chapters 19.01, 19.02 and 19.03 of the Pima County Code, establishing benefit areas and providing for the assessment of development fees to offset the capital costs for construction of streets and roadways in areas covered by the County's Capital Improvement Plan and establishing the amount of such development fees. (All Districts)

Approved
5/0

27. CALL TO THE PUBLIC

28. ADJOURNMENT

CLERK'S NOTE:

- A. Public discussion and action may occur on any executive or regular agenda item; and,
- B. Any backup material will be available for review twenty-four (24) hours before the meeting at the Clerk of the Board's Office.

POSTED: Levels A & B, 1st and 5th Floors, Pima County Administration Building.

DATE POSTED: 4/2/03

TIME POSTED: 5:00 P.M.

CONSENT CALENDAR, APRIL 8, 2003

1. PROCUREMENT

AGREEMENTS, CONTRACTS AND/OR AMENDMENTS

A. RESOLUTION NO. 2003 - 62, approving an Intergovernmental Agreement with the Arizona Department of Health Services, to provide for the Folic Acid Grant Program, Federal Fund, contract amount \$81,780.00 revenue (01-01-A-132135-0403) Health Department

B. Catholic Community Services, d.b.a. Adelante Program, Amendment No. 2, to provide transportation services for the One Stop Career Center, YO and WIA Grant Funds, contract amount \$10,000.00 (11-39-A-130567-0402) Community Services

C. Goodman's, Inc., Amendment No. 2, to provide as-needed system furniture re-configuration services, extend contract term to 4/30/04 and amend scope of work, Various Department Funds, contract amount \$50,000.00 (11-13-G-128941-0501) Facilities Management

D. Ajo Ambulance, Inc., Amendment No. 2, to provide emergency and non-emergency ambulance transportation services, extend contract term to 5/31/04 and amend contractual language, PHCS Enterprise Fund, contract amount \$180,000.00 (11-15-A-127344-0400) Pima Health System

D-1. Tucson Associates in Nephrology, Amendment No. 1, to provide nephrology services, extend contract term to 3/31/04 and amend contractual language, PHCS Enterprise Fund, contract amount \$125,000.00 (07-15-T-128638-0201) Pima Health System

- D-2. El Rio Santa Cruz Neighborhood Health Center, Inc., Amendment No. 4, to provide dental, primary care physician, specialty and obstetrical care services, extend contract term to 3/31/04 and amend contractual language, PHCS Enterprise Fund, contract amount \$1,350,000.00 (18-15-E-128368-1100) Pima Health System
- D-3. Heartland Hospice, to provide hospice services, PHCS Enterprise Fund, contract amount not to exceed \$100,000.00 (07-15-H-132119-0403) Pima Health System
- D-4. American Associated Druggists, Inc., d.b.a. United Drugs, Amendment No. 3, to provide prescription processing services, extend contract term to 3/31/04 and amend contractual language, PHCS Enterprise Fund, contract amount \$300,000.00 (07-15-A-127410-0400) Pima Health System
- D-5. American Associated Druggists, Inc., d.b.a. United Drugs, Amendment No. 4, to provide prescription processing services and amend contractual language, PHCS Enterprise Fund, no cost (07-15-A-127410-0400) Pima Health System
- D-6. Pima Heart Physicians, P.C., Amendment No. 4, to provide cardiology/cardiac rehabilitation services, extend contract term to 4/30/04 and amend contractual language, PHCS Enterprise Fund, contract amount \$300,000.00 (18-15-P-127300-0400) Pima Health System
- D-7. Jeffery A. Palen, D.O., Amendment No. 2, to provide obstetrical/gynecological services and extend contract term to 4/30/04, PHCS Enterprise Fund, contract amount \$300,000.00 (18-15-P-129829-1001) Pima Health System
- D-8. Old Pueblo Anesthesia, Amendment No. 3, to provide anesthesia services, extend contract term to 6/30/04 and amend contractual language, PHCS Enterprise Fund, contract

Continued
to 4/15/03
5/0

amount \$500,000.00 (07-15-0-127440-0500)
Pima Health System

- D-9. Sun Alliance Healthcare Services, d.b.a. Pacific Mobile Diagnostics, Amendment No. 2, to provide mobile radiology/electrocardiogram services, extend contract term to 4/30/04 and amend contractual language, no cost (07-15-S-128781-0401) Pima Health System
- D-10 Easter Seals Arizona, Inc., Amendment No. 5, to provide home health care services, PHCS Enterprise Fund, contract amount \$100,000.00 (11-15-E-128175-0800) Pima Health System
- D-11 Cholla Pediatrics, Amendment No. 3, to provide pediatric primary care physician services and extend contract term to 4/30/04, PHCS Enterprise Fund, contract amount \$90,000.00 (18-15-C-129169-0601) Pima Health System
- E. Arizona Home and Healthcare, Amendment No. 4, to provide nursing supplemental staffing agreement for Kino Hospital (\$920,000.00) and **Posada Del Sol (\$129,000.00)** and extend contract term to 6/30/04, PHCS Enterprise Fund, total contract amount \$1,040,000.00 (07-06-A-129586-0701)
- F. Engineering and Environmental Consultants, Inc., Amendment No. 1, to provide miscellaneous engineering and design services and extend contract term to 8/11/03 and amend scope of work, WWM Operating Fund, no cost (16-03-E-130611-0202) Wastewater Management
- F-1. Synagro West, Inc., Amendment No. 4, to provide biosolid management services and extend contract term to 12/31/04, WWM Operating Fund, contract amount \$1,549,160.31 (11-03-P-120811-1095) Wastewater Management

Denied
3/2

2. PROCUREMENT

A. IFB 59400 Voluntary vehicle repair and retrofit program (Automotive Services/Special Revenue Fund) total amount to each zone \$95,000.00 including tax, to the following:

<u>Zone</u>	<u>Vendor</u>	<u>Corporate Headquarters</u>
1	Econo Lube and Tune	Tucson, AZ
2	Auto Max	Tucson, AZ
3	Budget Automotive	Tucson, AZ
4	Accurate Service	Tucson, AZ
5	Fletcher's Tire	Tucson, AZ

B. RFP 70052-02 Public Relation/Community Outreach and Education (Transportation/Transportation Special Revenue Fund) contract amount \$100,000.00 each, to the following:

<u>Vendor</u>	<u>Corporate Headquarters</u>
Kaneen Adv./Pub. Relations Inc.	Tucson, Az
Gordley Design Group. Inc.	Tucson, AZ
International Media	Tucson, AZ
Michael Bolchalk Marketing	Tucson, AZ
Leshar Comm. and Leavitt Comm.	Fallbrook, CA

Continued to
5/6/03
5/0

3. DIVISION OF ELECTIONS

Pursuant to A.R.S. §16-821B, approval of Precinct Committeemen Resignation/Appointments:

<u>RESIGNATION</u>	<u>PRECINCT</u>	<u>PARTY</u>
Krug, Penny	014	REP

<u>APPOINTMENTS</u>	<u>PRECINCT</u>	<u>PARTY</u>
Mawhinney, John	012	REP

NOTES/ACTION

Dougherty, John M.

045

REP

Harris, Tyler J.

062

REP

Seat, Peter	062	REP
Davies, Virginia A.	083	REP
Gaddy, Norma J.	093	REP
Harvey, Christine M.	096	REP
Burkes, Robert J.	101	DEM
Towle, Doris R.	128	REP
Schechter, J.D.	145	REP
French, Kasi R.	158	REP
Landikusic, Laura L.	162	DEM
Ashley, Ralph C.	164	REP
Quirk, Lydia I.	170	REP
Quirk, Winton	170	REP
Murchison, Bruce P.	177	REP
Kruppa, Victor D.	181	REP
Weller, Scott D.	185	REP
Legate, Jim W.	209	REP
Everett, Douglas D.	241	REP
Bosse, Steve	243	REP
Ballard, Daniel C.	253	REP
Longino, Jamie P.	253	REP
Baker, Tim H.	270	REP
Gomez, Ignacio G.	292	REP
Bradley, Patricia A.	297	REP
DeHaan, Donna E.	302	REP
Donges, Carolyn R.	327	REP
Marcus, Kenneth M.	329	REP
Thorne, Myrtle E.	341	DEM
McClure, Marian A.	367	REP
Nelson, Clint	369	REP
Scolpini, Calvin	372	REP
Kleving, Michael I.	382	REP
Grant, Jeffrey B.	386	REP
Krug, Penny	386	REP
Carey Jr., Robert E.	387	REP
Carey, Valerie M.	387	REP

4. SPECIAL EVENT LIQUOR LICENSE APPROVED PURSUANT TO RESOLUTION NO. 2002-273

Jamison Brown for Tucson Audubon Society, at Mason Audubon Center, 8751 N. Thornydale Road, May 3, 2003.

PUBLIC WORKS

5. REAL PROPERTY

A. Water Franchises

1. RESOLUTION NO. 2003-63, of the Board of Supervisors of Pima County, Arizona, authorizing a franchise granted to Diablo Village Water Company, to supply water in Sections 5, 6, 8, 9, 10, 16, 17, 18 and 21, T15S, R12E, G&SRM. No Revenue. (District 3)
2. RESOLUTION NO. 2003-64, of the Board of Supervisors of Pima County, Arizona, authorizing a franchise granted to Thim Utility Company, to supply water in Sections 30, T14S, R12E, G&SRM, Sections 5 and 6, T16S, R14E, G&SRM, Section 7, T15S, R11E, G&SRM, Sections 20, 21, 26, 27, 28, 29, 32, 33, 34 and 35, T15S, R10E, G&SRM and Sections 3, 4, 9, 10, 11 and 24, T16S, R10E, G&SRM. No Revenue.
(District 3)
3. RESOLUTION NO. 2003-65, of the Board of Supervisors of Pima County, Arizona, authorizing a franchise granted to Thim Water Corporation, to supply water in Sections 3, 4, 9, 10 and 11, T16S, R10E, G&SRM. No Revenue.
(District 3)

B. Abandonment and Quit Claim Deed

1. RESOLUTION NO. 2003-66, of the Pima County Board of Supervisors providing for the vacation of a portion of Nubs Lake Drive, as Pima County Road

Abandonment No. A-02-19, in Section 9,
T16S, R16E, G&SRM. (District 4)

2. Quit Claim Deed to Fidelity National Title Agency, Inc., as Trustee under Trust No. 10756, for a portion of Nubs Lake Drive in Section 9, T16S, R16E, G&SRM. No revenue. (District 4)

6. PROCLAMATIONS

- A. Proclaiming the week of May 18 through May 24, 2003 to be:
"NATIONAL ASSOCIATION OF INSURANCE WOMEN WEEK"
- B. Proclaiming the week of April 27 through May 3, 2003 to be:
"NATIONAL VOLUNTEER WEEK"
- C. Proclaiming the day of April 11, 2003 to be:
"PIMA COUNTY D.A.R.E. DAY"

7. RATIFY AND/OR APPROVE

Minutes: February 11, 2003