

**AGENDA, BOARD OF SUPERVISORS' MEETING**

**BOARD OF SUPERVISORS HEARING ROOM**

**130 W. CONGRESS, 1ST FLOOR**

**SEPTEMBER 16, 2003 9:00 A.M.**

- 1. **ROLL CALL**
- 2. **INVOCATION**
- 3. **PLEDGE OF ALLEGIANCE**

**... EXECUTIVE SESSIONS**

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

A. Pursuant to A.R.S. §38-431.03 (A) (3) and (4), for legal advice and direction regarding approval to allow outside counsel to file a Motion for Reconsideration and Petition for Review with the Arizona Supreme Court in Qwest v. DOR, Pima County, et. al., Court of Appeals, Division One, Case No. 1CA-TX 02-0017.

Without objection continued to 10/7/03

B. Pursuant to A.R.S. §38-431.03 (A) (3) and (4), for legal advice and direction regarding the settlement of tax claims for Parcel Nos. 977-20-1500, 977-26-0150 and 978-70-1500, belonging to Espire Communications.

Without objection continued to 10/7/03

**BOARD OF SUPERVISORS SITTING AS OTHER BOARDS**

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

**UNFINISHED BUSINESS**

(RM 9/9/03)

A. Kino Community Hospital response to Sentinel Event and License Surveys and necessary professional service contracts related to Medicare and State Surveys.

Approved as amended 4/1

B. Agreement, Contract and/or Amendment

Horizon Mental Health Management, Inc., to provide psychiatric management services, PHCS Enterprise Fund, estimated contract amount \$1,700,000.00 (18-06-H-133123-0903)

Approved  
4/1

**NEW BUSINESS****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. BOARD OF SUPERVISORS

RESOLUTION NO. 2003 - 225, of the Board of Supervisors in support of the Immigrant Workers Freedom Ride. (District 5)

Approved  
5/0

6. COUNTY ADMINISTRATORQUARTERLY MANAGEMENT REPORT ON COLLECTIONS

Staff recommends the Board accept the Quarterly Management Report on Collections for the period ending June 30, 2003 and approve the write-off requests in the amount of \$970,559.00.

Approved  
5/0

7. PROCUREMENTA. Sale of Surplus Equipment - Sheriff's Department

Pursuant to A.R.S. §11-251.9, staff requests approval for the sale of a 1993 Chevrolet Suburban to the Southern Arizona Rescue Association, \$10.00 revenue.

Approved  
5/0

B. Increase in Award Amount

Staff requests an increase in the amount of \$32,000.00, for IFB 1035-02, Traffic Control Equipment with Trafficade Service, Inc., Transportation Special Revenue Fund.

Approved  
5/0

C. Award of Contract - Transportation

Camino De Oeste Roadway Improvement Project. Staff recommends Southern Arizona Paving and Construction Company (Corporate Headquarters: Tucson, AZ) in the amount of \$440,153.32, FHWA Fund.

Approved  
5/0

D. Award of Contracts - Wastewater Management

1. As-needed manhole clean out, reconstruction and adjustment services. Staff recommends Southern Arizona Paving and Construction Company (Corporate Headquarters: Tucson, AZ) in the amount of \$250,000.00, WWM Enterprise Fund.

Approved  
5/0

2. Miscellaneous sanitary sewage conveyance system repair services. Staff recommends Dar-Hill Corporation (Corporate Headquarters: Tucson, AZ) in the amount of \$250,000.00, WWM Enterprise Fund.

Approved  
5/0

**PUBLIC WORKS**

**DEVELOPMENT SERVICES**

8. FINAL PLATS WITH ASSURANCES

A. P1202-031, Canoa Ranch, Lots 1-99, Blocks 19 and 20 and Common Areas A and B. (District 4)

Approved  
5/0

B. P1202-101, Starr Ridge, Lots 1-105 and Common Areas A-C. (District 5)

Approved  
5/0

**\* \* \* HEARINGS \* \* \***

**FRANCHISES/LICENSES/PERMITS**

**LIQUOR LICENSES**

9. 03-30-8707, William C. Brooks, d.b.a. Canoa Hills Golf Course, 1401 W. Camino Urbano (Calle Urbano), Green Valley, Series 06, Bar License, Person Transfer.

Approved  
5/0

**FIREWORKS PERMIT**

10. Troy Finley, d.b.a. Tucson Country Club, 2950 N. Camino Principal, October 4, 2003 at approximately 8:00 p.m.

Approved  
5/0

**PUBLIC WORKS****DEVELOPMENT SERVICES****MODIFICATION OF REZONING CONDITION**

11. Co9-87-10, PIMA COUNTY - GENERAL RURAL ZONE NO. 2 REZONING  
Request of Marvin Bradshaw, et. al., represented by Peggy Schwartz-Stewart, for a waiver of Rezoning Condition No. 2 which states that parcels consisting of five or more full acres may be split into no more than three smaller parcels each without a subdivision plat. The subject properties, Tax Parcel Nos. 213-11-080A, 081A, and 083A, are located in a portion of Section 7, T13S, R11E, on the west side of Avra Road, approximately 1/4 mile south of Rudasill Road. The properties consist of 23.96 acres zoned GR-1 (Rural Residential) in 1987. Staff recommends **APPROVAL**. (District 3)

Approved  
5/0

**HILLSIDE DEVELOPMENT ZONE SPECIAL USE PERMIT**

12. Co24-03-01, MITTS - VALENCIA ROAD  
Request of Gary and Le Anne Mitts, represented by Michael J. Bratton, for a Hillside Development Zone (HDZ) special use permit. The applicant requests a special use permit to construct a single residence within a designated protected ridge area on a 1.49 acre parcel. Pima County Zoning Code Section 18.61.030.B.4, Hillside Development Overlay Zone, prohibits grading or development within a horizontal radius of 150 feet (map distance) of a designated protected peak point or ridge line. Section 18.61.080.C allows the Board of Supervisors to grant a special use permit for development on a protected peak or ridge when such development can be proven by the developer to serve a need which outweighs the need for the restrictions. The

Approved  
4/0

subject parcel is zoned GR-1 (Rural Residential) and is located on the north side of Valencia Road, approximately 2/3 mile west of Camino de la Tierra. Staff recommends **APPROVAL WITH CONDITIONS**. (District 3)

**ZONING CODE TEXT AMENDMENT**

13. Co8-03-04, GROUP FOSTER HOME (CHAPTER 18.03, 18.09)  
 An ordinance of the Board of Supervisors of Pima County, Arizona; relating to zoning; amending the Pima County Code, Title 18, by amending Adult Care Home, Group Foster Home, and Special Group Foster Home definitions (Chapter 18.03 Definitions); amending Group Foster Home Requirements (Chapter 18.09.020E Group Foster Home); and amending Adult Care Home Requirements (Chapter 18.09.020I Adult Care Homes). On motion, the Planning and Zoning Commission voted 6-0 (Commissioners Membrila, Matter, and RedDog were absent) to recommend **MODIFIED APPROVAL**. Staff recommends **APPROVAL**. (All Districts).

Approved  
3/1

If approved, pass and adopt:

ORDINANCE NO. 2003 - 85

**SUBDIVISION PLAT WAIVER**

14. PPW02-01, SILVERBELL TRAILS ESTATES, R/S) LOT 1  
 Request of Douglas and Joyce Black, et. al., to waive the requirement of a subdivision plat in accordance with Section 18.69.080 of the Pima County Zoning Code which allows waiver of any or all code standards for a subdivision which is not subject to or which has received an order of exemption from the Public Report Requirements administered by the Arizona Department of Real Estate. The subject property is 37.44 acres, zoned RH (Rural Homestead) and is located along Firecrest Place, at the northeast corner of Husker Lane and Sooner Lane, approximately 2/3 mile north of Avra Valley Road. Staff recommends **APPROVAL WITH CONDITIONS**. (District 3)

Approved  
5/0

15. STREET NAME CHANGES - Unadvertised Hearings

	<u>Present</u>	<u>Proposed</u>	
A.	Unnamed easement/road Co14-02-040 (District 3)	Green Cactus Way	Approved 5/0
B.	Unnamed easement in alignment with existing street name Co14-02-042 (District 3)	Dusty Flat Trail	Approved 5/0
C.	Unnamed easement/road Co14-02-045 (District 3)	Dusty Flat Place	Approved 5/0
D.	Unnamed easement/road Co14-02-043 (District 3)	Crazy Cat Lane	Approved 5/0
E.	Unnamed easement/road Co14-02-041 (District 3)	Blue Aloe Street	Approved 5/0
F.	Unnamed easement/road Co14-02-044 (District 3)	Airplane Street	Approved 5/0
G.	Avenida Pocacca Co14-02-047 (District 4)	Avenida Polacca	Approved 5/0

16. CALL TO THE PUBLIC17. 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: 9/10/03

TIME POSTED: 5:00 P.M.

CONSENT CALENDAR, SEPTEMBER 16, 2003

1. PROCUREMENT

AGREEMENTS, CONTRACTS AND/OR AMENDMENTS

- A. Pima Prevention Partnership, Amendment No. 3, to provide for the Violence Intervention Project, VIP Court and extend contract term to 2/29/04, Federal Fund, contract amount \$69,505.46 revenue (11-02-P-128818-0900) County Attorney
- B. Walker Refrigeration Sales and Service, Inc., Amendment No. 1, to provide as-needed HVAC construction services and extend contract term to 8/18/04, Various Funds, contract amount \$100,000.00 (03-13-W-131508-0802) Facilities Management
- B-1. Mountain Power Electrical Contractor, Inc., Amendment No. 1, to provide as-needed electrical contracting services and extend contract term to 9/30/04, Various Funds, contract amount \$400,000.00 (03-13-M-131624-1002) Facilities Management
- B-2. Project Development Group, Inc., Amendment No. 1, to provide as-needed asbestos abatement and mold remediation services and extend contract term to 9/16/04, Various Funds, contract amount \$200,000.00 (03-13-P-131557-0902) Facilities Management
- C. Soto Construction Company, Inc., Amendment No. 1, to provide for the construction of the Flowing Wells District Park Project, extend contract term to 4/17/04 and amend scope of work, Capital Improvement Project Fund, contract amount \$206,309.67 (03-05-S-131862-1102) Natural Resources, Parks and Recreation
- D. Pulmonary Associates of Southern Arizona, P.C., Amendment No. 1, to provide pulmonary services and amend contractual language, PHCS Enterprise Fund, contract amount \$180,000.00 (18-15-P-130250-0202) Pima Health System

- D-1. Michael J. Maximov, M.D., P.C., d.b.a. Western Cardiology, to provide cardiology services, PHCS Enterprise Fund, contract amount not to exceed \$250,000.00 (18-15-M-133094-1003) Pima Health System
- D-2. Renal Care Associates, Amendment No. 2, to provide nephrology services, extend contract term to 10/31/04 and amend contractual language, PHCS Enterprise Fund, contract amount \$150,000.00 (18-15-R-129723-0901) Pima Health System
- D-3. Desert Senita Community Health Center, Amendment No. 3, to provide primary care physician, dental, laboratory and radiology services, extend contract term to 10/31/04 and amend contractual language, PHCS Enterprise Fund, contract amount \$200,000.00 (18-15-D-129886-1101) Pima Health System
- E. Granite Construction Company, Change Order No. 8, to provide for the La Cholla Blvd. Improvements: Omar Drive to Magee Road, and amend scope of work, Capital Improvement Bond Fund, contract amount \$99,732.00 (03-04-G-130510-0302) Transportation
- E-1. Sundt Construction, Inc., Change Order No. 7, to provide for the Skyline Drive Widening Project and amend scope of work, Capital Improvement Bond Fund, contract amount \$165,100.00 (03-04-S-130716-0602) Transportation

Approved  
4/1

2. RATIFICATION OF CHANGE ORDERS EXECUTED PURSUANT TO PIMA COUNTY CODE SECTION 11.16.010(C) (2).

- A. Sundance Design and Construction, Inc., Change Order No. 6, to provide for the Kino Service Center Project and amend scope of work, Capital Improvement Bond Fund, contract amount \$2,091.00 (03-13-S-131409-0802) Facilities Management

A-1. R.E. Lee Mechanical Contracting, Inc., Change Order No. 3, to provide for the Pima County Downtown Cooling Tower Replacement and amend scope of work, Capital Improvement Fund, contract amount \$4,035.00 (03-13-R-131981-0103) Facilities Management

A-2. Okland Construction Co., Inc., Change Order No. 8, to provide for the Pima County Jail Expansion Project and amend scope of work, Capital Improvement Bond Fund, contract amount \$96,736.00 (03-13-O-130733-0402) Facilities Management

3. DIVISION OF ELECTIONS

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

<u>RESIGNATIONS</u>	<u>PRECINCT</u>	<u>PARTY</u>
Becskehazy, Cathleen	330	DEM
Becskehazy, Peter T.	330	DEM
Shearer, David W.	361	DEM

<u>APPOINTMENTS</u>	<u>PRECINCT</u>	<u>PARTY</u>
Glasner, Nicole R.	041	DEM
Risner-Adler, Sara J.	063	DEM
Becskehazy, Cathleen	210	DEM
Becskehazy, Peter T.	210	DEM
Shearer, David W.	341	DEM

4. APPOINTMENT OF HEARING ADMINISTRATOR AND HEARING OFFICERS

Pursuant to Pima County Code Sections 15.04.050, 18.95.030B and 18.97, and A.R.S. §11-808, §11-810 and §11-866, appointment of the following:

Hearing Administrator

Jim Portner

Hearing Officers

Ron Asta  
Michael Marks

Thomas Sayler Brown  
Arlan Colton

Approved  
4/1

5. BOARDS, COMMISSIONS AND/OR COMMITTEESA. Tucson-Pima County Historical Commission

Appointment of Sandee Brooke to replace Amanda Castillo. Term expiration: 12/31/04.  
(District 5)

B. Pima County/Tucson Women's Commission

Appointment of Anna Harper to replace Rita Merritt. Term expiration: 8/29/07.  
(Commission recommendation)

C. Pima County Workforce Investment Board1. Appointments:

Paula Stucht, Metropolitan Tucson Chamber of Commerce, to replace Stephanie Lemme;

Dan Townsend, Business, to replace Jerry Andersen;

Barbara Taylor, Business, to replace Linda Aguilar.

Term expirations: 9/30/06.  
(Staff recommendations)

2. Category Changes:

Peg Harmon from CBO/Vocational Rehab to CBO/Faith Based; and Dr. Johnson Bia from Postsecondary/Vocational Education to Postsecondary/Vocational Education/Adult Education.