

AGENDA, BOARD OF SUPERVISORS' MEETING

BOARD OF SUPERVISORS' HEARING ROOM

130 W. CONGRESS, 1ST FLOOR

NOVEMBER 8, 2005 9:00 A.M.

1. **ROLL CALL**

2. **INVOCATION**

3. **PLEDGE OF ALLEGIANCE**

4. **PAUSE 4 PAWS**

... **EXECUTIVE SESSIONS**

Public discussion and action may occur on 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 a tax appeal settlement recommendation for KRGP, Inc., Tax Parcel No. 132-13-0500, Arizona Tax Court Case No. TX2004-000922.

Accept the County Assessor's and the County Attorney's recommendation 5/0

B. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction to initiate a new case on the Casas Adobes Baptist Church, Tax Parcel No. 101-01-004G.

Accept the County Attorney's recommendation 4/1

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

... **FLOOD CONTROL DISTRICT BOARD**

CONTRACT AND AWARD

A. RESOLUTION NO. 2005 - FC 19, approving an Intergovernmental Agreement with the Pascua Yaqui Tribe, to provide development and construction of a playground at the Itom Usim (Yaqui) Park, contract amount \$38,000.00 revenue (01-05-P-137291-1105)

Approved 5/0

B. Low Bid: Award of Contract, Requisition No. 87423, in the amount of \$291,400.00 to Tucson Building and Remodeling, Inc., (Headquarters: Tucson, AZ) for construction of the Pima County Regional Flood Control District Tenant Improvements at 97 East Congress Street. Contract is for a six-month period with the option to extend for project completion. Funding source: Flood Control Special Revenue Fund. Administering Department: Facilities Management.

Approved
5/0

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

5. **CONSENT CALENDAR**: For consideration and approval

A. Call to the Public

B. Approval of Consent Calendar

Approved
except as
amended
5/0

6. **COUNTY ADMINISTRATOR**

Classification and Compensation

The Sheriff's Department requests approval to create 14 new position control numbers to be allocated as follows. These positions will be funded by the U.S. Department of Justice Grant.

Approved
5/0

<u>Class Code</u>	<u>Class Title</u>	<u>Grade/Salary Range</u>	<u>O/T Code</u>
3211	Deputy Sheriff	S1 (\$38,272-\$53,851)	NE*

*NE = Not Exempt; Paid Overtime

PUBLIC WORKS

DEVELOPMENT AGREEMENT

7. **LA LUNA RESIDENTIAL DEVELOPMENT AGREEMENT**

RESOLUTION NO. 2005 - 283, of the Pima County Board of Supervisors relating to land use planning and development, approving and authorizing the execution of a Development Agreement between Pima County and 235 Acres Valencia Partners, L.L.C., regarding the development of rezoned land on the north side of Valencia, east of Viviana Avenue. (District 3)

Approved
5/0

8. **NATURAL RESOURCES, PARKS AND RECREATION**

A. RESOLUTION NO. 2005 - 284, of the Board of Supervisors of Pima County, Arizona, to accept a United States Department of the Interior, Bureau of Land Management Grant in the amount of \$35,000.00 for reduction of health hazards resulting from degradation of Pima County lands by illegal immigrants.

Approved
5/0

B. RESOLUTION NO. 2005 - 285, of the Board of Supervisors approving applications for various wildlife projects under the Arizona Game and Fish Department Heritage Fund, as follows:

Approved
5/0

PROJECT NAME	REQUESTED GRANT	MATCHING FUNDS	MATCHING FUND SOURCE
Trail Signage For Wildlife Recreation	\$20,000.00	\$13,150.00	Star Pass Enhancement Fund and In Kind Labor
Tucson Mountain Park Trail Guide	\$ 5,000.00	\$ 5,000.00	In Kind Labor
Catalina Regional Park Wildlife Viewing Blinds	\$26,950.00	\$26,090.00	Bond Fund and In Kind Labor
Reconnaissance Of Wildlife Corridore Use	\$10,950.00	\$15,850.00	Star Pass Enhancement Fund and In Kind Labor

Wildlife Communications Plan	\$ 8,400.00	\$ 3,000.00	In Kind Labor
Educational Display Trailer	\$23,150.00	\$14,994.00	In Kind Labor
Jr. Naturalist Nature Study Packs	\$ 8,000.00	\$ 9,400.00	In Kind Labor

WASTEWATER MANAGEMENT

9. **PRETREATMENT SETTLEMENT AGREEMENTS**

Staff recommends approval of the following proposed Pretreatment Settlement Agreements, Wastewater Management Enterprise Fund:

- A. Alpha Lambda Chapter Bldg. Fund, Inc., an Arizona Non-Profit Corporation, d.b.a. Alpha Epsilon Phi, No. 2005-23. Proposed settlement amount is \$805.28.
- B. Jeff Yacoub Wer, d.b.a. Shish Kebab House of Tucson, No. 2005-35. Proposed settlement amount is \$1,209.28.

Approved
5/0

Approved
5/0

*** * * HEARINGS * * ***

PUBLIC WORKS

DEVELOPMENT SERVICES

CONDITIONAL USE PERMIT

- 10. P21-05-016, VERIZON WIRELESS - W. AJO HIGHWAY
Request of Planners Ink, on behalf of Verizon Wireless, owner, on property at 16101 W. Ajo Highway, in the GR-1 zone, for a conditional use permit for an antennae co-location on an existing communication tower. Chapter 18.97, in accordance with Section 18.07.030H.2.d of the Pima County Zoning Code, allows a non flush-mounted antennae to be co-located on an existing communication tower as a Type III Conditional Use in a GR-1 zone. On motion, the Planning and Zoning Commission voted 9-0 (Commissioners Cuyugan, Matter and Poulos were absent) to recommend

Approved,
as amended
5/0

APPROVAL, subject to standard conditions. The Hearing Administrator recommends **APPROVAL**, subject to standard conditions. (District 3)

REAL PROPERTY

UNFINISHED BUSINESS

(RM 10/18/05)

11. ESTABLISHMENT OF THE EL CAMINO DEL CERRO IMPROVEMENT DISTRICT

A. Pursuant to A.R.S. §48-905 and §48-906, public hearing on the establishment of the El Camino del Cerro Improvement District.

Without objection continued to 2/07/06

* * *

B. Upon finding that the petitions have met the statutory requirements for establishment of the district, pass and adopt:

Without objection continued to 2/07/06

RESOLUTION NO. 2005 - 266

NEW BUSINESS

TRANSPORTATION

12. TRAFFIC RESOLUTION

RESOLUTION NO. 2005 - 286, of the Board of Supervisors of Pima County, Arizona, permitting the temporary closure of various roads in the unincorporated Town of Ajo on November 19, 2005, to accommodate the Ajo Street Fair. (District 3)

Approved 5/0

13. CALL TO THE PUBLIC

14. ADJOURNMENT

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

DATE POSTED: 11/2/05

TIME POSTED: 5:00 P.M.

CONSENT CALENDAR, NOVEMBER 8, 2005

THE FOLLOWING ITEMS MAY PRESENT A POTENTIAL CONFLICT OF INTEREST FOR SUPERVISOR DAY:

JUSTICE AND LAW ENFORCEMENT

JUSTICE COURT

1. JUDGE PRO TEMPORE

Appointment of Judge Pro Tempore for Pima County Justice Court for the period of January 1, 2006 through December 31, 2006:

Watters, Adam W.

Approved
4/0

SUPERIOR COURT

2. JUDGE PRO TEMPORE

Appointment of Judge Pro Tempore for Pima County Superior Court for the period of January 1, 2006 through December 31, 2006:

Watters, Adam W.

Approved
4/0

CONSENT CALENDAR, NOVEMBER 8, 2005

3. CONTRACTS AND AWARDSA. HEALTH DEPARTMENT

1. Arizona Department of Health Services, Amendment No. 4, to provide WIC services and amend contractual language, WIC Grant Fund, contract amount \$1,964,856.00 revenue (01-01-A-131403-1002)
2. Arizona Department of Health Services, Amendment No. 4, to provide for the Commodity Supplemental Food Program, extend contract term to 9/30/07 and amend contractual language, Federal Fund, contract amount \$101,520.00 revenue (01-01-A-131407-1002)
3. Arizona Department of Health Services, Amendment No. 6, to provide immunization services for children, extend contract term to 12/31/07 and amend contractual language, Federal Fund, revenue based on services (01-01-A-131778-0103)
4. COPE Behavioral Services, Inc., Amendment No. 3, to provide HIV, TB, Hepatitis, STD and family planning education and screening services and extend contract term to 9/29/06, Amigos Apoyando Amigos II Grant Fund, contract amount \$102,000.00 revenue (02-01-C-131804-0902)
5. Avra Valley Fire District, Amendment No. 1, to provide for public health preparedness and response for bio-terrorism and immunization training, extend contract term to 11/30/05 and amend scope of work, Federal Grant Fund, no cost (01-01-A-135678-0205)

B. PIMA HEALTH SYSTEM

6. COPE Behavioral Services, Inc., Amendment No. 5, to provide behavioral health services, extend contract term to 1/31/07 and amend contractual language, PHCS Enterprise Fund, no cost (18-15-C-131632-1102)

C. PROCUREMENT

7. Gilbert Electric Co., Inc., Amendment No. 1, to provide a job order contract for electrical contracting services, extend contract term to 10/31/06 and amend contractual language, General Fund, contract amount \$67,603.46 (26-13-G-135300-1104) Facilities Management
8. Sturgeon Electric Company, Inc., Amendment No. 1, to provide a job order contract for electrical contracting services, extend contract term to 10/31/06 and amend contractual language, General Fund, contract amount \$126,867.98 (26-13-S-135324-1104) Facilities Management
9. Southern Arizona Paving and Construction Company, Amendment No. 4, to provide asphaltic concrete and chip seal maintenance services and extend contract term to 12/31/05, General Fund, no cost (03-05-S-130571-0302) Natural Resources, Parks and Recreation
10. A & K Transportation, Inc., Amendment No. 2, to provide special needs transportation services and extend contract term to 1/31/07, Special Revenue Fund, contract amount \$1,500,000.00 (11-04-A-133875-0204) Transportation

11. SFQ: Award of two Job Order Contracts, Requisition No. 85486, in the amount of \$500,000.00 each to the two top-ranked firms: M. Anderson Construction Corp., (Headquarters: Tucson, AZ) and Hunter Contracting Company, (Headquarters: Gilbert, AZ), for park development services including hardscape and landscape at various locations throughout Pima County. The contracts will be for a term of one year with the option to extend for up to four additional one-year periods. Funding Source: CIP Bonds, General and Other Miscellaneous Funds. Administering Department: Natural Resources, Parks and Recreation.

12. Increase initial award of IFB 85549/ Purchase Order No. 50235 in the amount of \$259,794.00 to Freightliner Sterling Western Star of Arizona for the provision of water trucks. Funding Source: Transportation Special Revenue Fund. Administering Department: Transportation.

D. **REAL PROPERTY**

13. Tucson Unified School District, to provide a license agreement for right-of-way encroachment for the existing Fruchthendler Elementary School Bus Bay located on East Cloud Road, Section 29, T13S, R15E, no cost (11-64-T-137283-1105)

4. **BOARD, COMMISSION AND/OR COMMITTEE**

Air Quality Hearing Board

Appointment of Sheila M. Bowen to replace Priscilla Sawyer Cornelio. Term expiration: 9/30/08. (Staff recommendation)

5. SPECIAL EVENT LIQUOR LICENSES APPROVED PURSUANT TO RESOLUTION NO. 2002-273

- A. Carl Karsten Ebann, B.P.O. Elks Lodge No. 1576, Chamber of Commerce at Ajo Great Western Street Fair, 201 West Esperanza Avenue, Ajo, November 18, 2005.
- B. Peter Rusin, Health World of Scottsdale, La Encantada, 2905 East Skyline Drive, Suite 159, Tucson, November 17, 2005.

JUSTICE AND LAW ENFORCEMENT

JUSTICE COURT

6. JUDGES PRO TEMPORE AND SMALL CLAIMS HEARING OFFICERS

Appointment of Judges Pro Tempore and Small Claims Hearing Officers for Pima County Justice Court for the Period of January 1, 2006 through December 31, 2006.

Judges Pro Tempore

- | | |
|----------------------|-------------------------|
| Thomas A. Benavidez | Frank Moore |
| John L. Casey | Howard Nordeck |
| Hortencia Delgadillo | Carlton E. Oglesby |
| David Dingeldine | Katharina Richter |
| Stacey Hayes | Ann Segal |
| Thomas Johnson | Lora Terrill (Beres) |
| Paul Julien | Ann Ward |
| Susan Kettlewell | Walter Weber |
| Fred Klein | James Wilkes |
| Paul McCullar | |

Withdrawn without objection

Small Claims Hearing Officers

- | | |
|-------------------------|----------------------|
| Gary A. Bartick | Sami Y. Hamed |
| Kimberly R. Battistella | Michael Hellon |
| Bill Beards | Carolyn M. Jackson |
| Morton Caplan | R. David Kryder |
| Carolyn A. Classen | Bruce E. Kurth |
| Ben E. Davis | Carol F. Larson |
| Barbara J. Duell | Bertram Lubliner |
| Michael Figueroa | Deborah H. MacDonald |
| Reuben H. Grinstein | Craig Molloy |
| John H.P. Hall | Mary Lou Moore |

James A. Rendon
 Frances Shaughnessy
 Karen Shields
 William B. Shope, Jr.

Sandra A. Sillik
 Ronald R. Swanson
 Margaret D. Weatherman

SUPERIOR COURT

7. JUDGE PRO TEMPORE

Appointment of Judge Pro Tempore for Pima County
 Superior Court for the period of January 1, 2006
 through December 31, 2006:

Aaron, Michael
 Aboud, Michael J.
 Aboud, John E.
 Abrams, Lisa I.
 Abrams, Theodore C.
 Adam, Karen S.
 Aguilar, David A.
 Akmajian, Peter
 Alexander, James S.
 Altfeld, Clifford B.
 Angiulo, James P.
 Armenta, Trini
 Assini, John J.
 Baade, John A.
 Bacal, Susan H.
 Baldwin, Howard L.
 Barker, J. Emery
 Barrasso, Robert L.
 Bartlett, Paul B.
 Belleau, Laura C.
 Bellovin, Barry L.
 Benavidez, Thomas A.
 Bernal, Margarita
 Berning, Thomas J.
 Bibbens, Lisa S.
 Bleich, Clifford G.
 Bolt, John R.
 Brauchli, William A.
 Brew, Lindsay E.
 Bryson, Kyle A.
 Cahan, Eric D.
 Castillo, Jr., Jose Luis
 Chayet, Nikki A.
 Chon-Lopez, Javier
 Christensen, Mark R.
 Christoffel, Dean C.
 Ciaccio, Michael G.
 Clark, Jr., Douglas H.
 Cohen, Gary J.
 Cohen, Melvin C.
 Collins, Jr., Peter J.
 Connors, Julia K.
 Contreras, Roger H.
 Corey, Barry M.

Cossitt, Erika L.
 Cranshaw, Timothy J.
 Cunningham, Marjorie F.
 Cuneo, Suzanna S.
 Curti, Thomas A.
 Curtis, George H.
 Dardis, Frederic
 Davis, Richard
 Dawes, Kate
 Dawley, Francis J.
 Delgadillo, Hortencia
 Diamond, David J.
 Dingledine, David
 Dolney, Carmen R.
 Douglas, Sharon A.
 Duncan, Roger L.
 Dunscomb, George A.
 Economidis, Peter
 Egbert, James P.F.
 Eisenberg, Mitchell S.
 Elkins, C. Joy
 Erickson, George H.
 Everlove, Annette
 Felix, Maria L.
 Fell, Howard
 Frey, Vincent J.
 Gaines, Jr., Edwin M.
 Geiser, Jeannette K.
 Gibson, Scott D.
 Glicksman, Elliot A.
 Goldman, Bram J.
 Gonzales, Richard J.
 Grant, Philip H.
 Green, Patricia A.
 Grynkewich, Gary S.
 Hall, Philip J.
 Hardin, Elaine C.
 Hayes, Stacey W.
 Hays, Eugene H.
 Hazlett, Carl E.
 Henry, Richard C.
 Hernandez, Wendy A.
 Heurlin, Bruce R.
 Hippert, Thomas G.

Hirsch, Gerald B.
Hobson, K. Alexander
Hofmann, Jr., Clifford J.
Hunter, James D.
Jackson, Terrance A.
Jacobs, Thomas F.
Johnson, Michael A.
Johnson, Thomas E.
Julien, Paul D.
Jurkowitz, Daniel S.
Jurkowitz, Harvey
Karl, Karen
Karp, Leonard I.
Katzenberg, Pamela
Kettlewell, Susan
Kimminau, Brian K.
Kimminau, Christian J.
Kirschner, Barry
Klein, Fred S.
Klotz, Jeffrey A.
Knuck, Theodore C.
Lammers, Mark D.
Lex, Michael L.
Lieberthal, David H.
Light Susan A.
Liwski, Danelle
MacDonald, Bruce G.
Machado, Joe L.
Macpherson, Carl D.
Maltz, Gerald S.
Marks, Jeffrey
Martin, Roy N.
Masunas, Annalisa Moore
Maxwell, Margaret L.
McCarthy, Kathleen A.
McCullar, Paul H.
Miniat, Kevin E.
Minker, S. Jeffrey
Mitchell, Douglas P.
Montgomery, Danny W.
Morey, Carter
Morgan-Birch, Drue A.
Nash, III, Walter B.
Nygaard, Karen J.
O'Neill, Nancy J.
Ostapuk, David R.
Peasley-Fimbres, Elizabeth
Pederson, Lars
Pennington, Alyce L.
Penny, James B.
Perez-Medrano, Juan
Peterson, Denneen L.
Pollard, Michael P.
Portell, Stephen T.
Pratte, Deborah M.

Quigley, Kathleen
Rabb, III, Lloyd L.
Reich, Jonathan W.
Richter, Katharina
Riley, Jr., Joseph H.
Riojas, Antonio F.
Rothschild, Lowell E.
Rubin, Stephen M.
Rusing, Michael J.S.
Ryan, Patrice M.
Sakrison, James M.
Samet, Dee-Dee
Sattler, Barbara C.
Schauf, Susan M.
Schmidt, Ted A.
Schwanbeck, Victor R.
Scott, Stellisa
Scott, William C.
Segal, Ann
Shepherd, Denice R.
Silvyn, Jeffrey S.
Simmons, Sarah R.
Simon, Diana J.
Simon, Paul S.
Singer, Keith A.
Slutes, D. Thompson
Sommer, Ronald W.
Stanford, Kenneth C.
Stinson, Clinton R.
Stroud, James L.
Stuehringer, James W.
Tedlock, Sandra L.
Terrill, Lora J.
Tilton, Thomas T.
Trachta, S. Jon
Traynor, William P.
Treadwell-Rubin, Pamela A.
Tully, John L.
Udall, D. Burr
Wagener, Joan
Ward, Anne F.
Ward, Deborah J.S.
Weber, Walter U.
Weirstein, Steven M.
Weiss, Stephen M.
Whitehill, James A.
Whitley, Jr., Dwight M.
~~Wilkes, James M.~~
Willis, Jeffery
Wohl, Jacqueline D.
Wright Natalie
Wright, Robert D.
Yehling, Wayne E.
Zirkle, Raymond Douglas
Zlaket, Eugene F.

Withdrawn
without
objection

8. RECORDER

Pursuant to Resolution No. 1993-200, ratification of the Document Storage and Retrieval Fund for the month of September, 2005.

PUBLIC WORKS

9. REAL PROPERTY

A. Ingress-Egress Easement

Ingress-egress easement from Young Women's Christian Association of Tucson to Pima County, to provide access to an existing sewer facility on property at 525 North Bonita Avenue. (District 5)

B. Water Franchise

RESOLUTION NO. 2005- 282 , of the Board of Supervisors of Pima County, authorizing the renewal of the franchise for a water distribution system to Mirabell Water Company, Inc., in Section 2, T16S, R10E, G&SRM. (District 3)

10. RATIFY AND/OR APPROVE

Minutes: September 13, 2005

Zoning Enforcement Board of Appeals
Minutes of October 4, 2005