

AGENDA SUMMARY

Pima County Board of Supervisors' Meeting

130 W. Congress St., Hearing Room, 1st Fl.

January 8, 2008 9:00 a.m.

1. **ROLL CALL**
2. **INVOCATION**
3. **PLEDGE OF ALLEGIANCE**
4. **PAUSE 4 PAWS**
5. **PRESENTATION**

Breast Cancer Boot Camp

- A. Presentation of a Certificate of Appreciation to the Board of Supervisors.
- B. Request for consideration to expand the Breast Cancer Boot Camp Program throughout Pima County in fiscal year 2008-09. Discussion/direction/action.

Motion carried to approve (5/0)

... 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 the renewal of Pima County's MS4 (storm-water) permit.

Without objection, this item was removed from agenda.

- B. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding authorization to appeal Judge Michael Miller's recent decision in Democratic Party of Pima County v. Pima County Board of Supervisors, Pima County Superior Court Cause No. C20072073.

Motion carried to approve as amended (5/0)

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

... FLOOD CONTROL DISTRICT BOARD

A. Riparian Habitat Mitigation Plan

Staff requests approval of the Hydro/Meso Riparian Habitat Mitigation Plan to construct a single family residence on property located at 10021 N. Sooner Lane. (District 3)

Motion carried to approve (5/0)

B. Contract

U.S. Department of the Interior, U.S. Geological Survey, Amendment No. 1, to provide water resource investigation of the rain event that occurred in the Santa Catalina Mountains July 31, 2006, and extend contract term to 6/30/08, Tax Levy Fund, no cost (01-59-U-139244-0107)

Motion carried to approve (5/0)

C. Award

Low Bid: Award of Contract, Requisition No. 0801301, in the amount of \$851,461.70 to the lowest responsive bidder, Rummel Construction, Inc. (Headquarters: Scottsdale, AZ) for the construction of the Ajo Detention Basin Curley School Project. Contract shall be for a two year period to cover construction time of 120 working days and an additional 180 days for landscape establishment. Funding Source: 2004 Bond Fund. Administering Department: Regional Flood Control District.

Motion carried to approve (5/0)

... IMPROVEMENT DISTRICT

Hayhook Ranch Improvement District

Right-of-Way

Grantee's Certificate of Construction to the Arizona State Land Department for the construction of Hayhook Ranch Road, south of West Ajo Highway and east of the Tohono O'odham Nation in Sections 1 and 12, T16S, R9E. (Real Property)

Motion carried to approve (5/0)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

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

A. **CALL TO THE PUBLIC**

B. **APPROVAL OF CONSENT CALENDAR**

Motion carried to approve (5/0)

UNFINISHED BUSINESS (RM 12/4/07)

7. **COUNTY ADMINISTRATOR**

A. **Personnel Policy**

Personnel Policy 7-117.H. and O.1 and 2

Allowing departments to increase the salary of an employee for promotions and reappointments up to ten percent (10%) in two and one-half percent (2.5%) increments has caused internal pay inequities and inconsistencies in compensation. To ensure that the increase will not negatively impact others, this proposed change in policy will require departments to justify promotional and reappointment pay and receive County Administrator's approval when offering an increase in salary greater than five percent (5%) of the employee's current pay, except for exemptions already stated in this policy.

Motion carried to approve (4/1)

NEW BUSINESS

B. **Classification and Compensation**

- 1. Pima County Sheriff requests the creation of ten (10) new Position Control Numbers to be allocated as listed below with 85% of the funding from the Arizona Department of Public Safety and 15% percent from Sheriff's Department funding:

<u>CLASS CODE</u>	<u>CLASS TITLE</u>	<u>GRADE SALARY RANGE</u>	<u>EEO, O/T STATUS</u>	<u>PCNs</u>
3212	Sergeant	S2(\$68,578-\$72,006)	PT**	(1)
3211	Deputy	S1(\$42,099-\$59,238)	PT**	(8)
3530	Public Safety Support Specialist	25(\$26,917-\$37,846)	PT**	(1)

*(Not Paid Overtime)

** (Paid Overtime)

Motion carried to approve (5/0)

- 2. Pima County Sheriff requests the creation of three (3) new Position Control Numbers to be allocated to 3530/Public Safety Support Specialist and 3211/Deputy Sheriff classifications. Funding is provided by Solving Cold Cases with DNA Solicitation Grant through the office of Justice Programs.

CLASS CODE	CLASS TITLE	GRADE SALARY RANGE	EEO, O/T STATUS	PCNs
3530	Public Safety Support Specialist	25(\$26,917-\$37,846)	PT*	(1)
3211	Deputy	S1(\$42,099-\$59,238)	PT*	(2)

*(Paid Overtime)

Motion carried to approve (5/0)

UNFINISHED BUSINESS (RM 12/18/07)

8. **COUNTY ATTORNEY**

Direction/action regarding delegation to the County Attorney, upon recommendation by the County Assessor, the authority to settle tax cases where the resulting decrease in taxes for a single year does not exceed \$5,000.00.

Motion carried to approve (5/0)

UNFINISHED BUSINESS (RM 12/18/07)

9. **SHERIFF**

Contract

RESOLUTION NO. 2007 - 331, approving an Intergovernmental Agreement with the U.S. Border Patrol, to provide law enforcement services, no cost. (01-11-U-140467-1207)

Without objection, this item was withdrawn from agenda.

NEW BUSINESS

10. **INDUSTRIAL DEVELOPMENT AUTHORITY**

RESOLUTION NO. 2008 - 7, 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 \$14,000,000.00 Charter School Revenue Bonds (Delaware Military Academy Project), Series 2008 and declaring an emergency.

Motion carried to approve (5/0)

11. **COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION**

A. RESOLUTION NO. 2008 - 8, relating to the allocation of \$125,000.00 from the Department of Housing and Urban Development

(HUD) Home Investment Partnership (HOME) Program for an affordable housing project in Pima County, Arizona.

Motion carried to approve (5/0)

- B. RESOLUTION NO. 2008 - 9, authorizing Pima County to apply for a grant from the 12% local revenue-sharing contribution of the Pascua Yaqui Tribe in the amount of \$685,000.00 to implement “Navigating the Health Care Maze – a Pilot Program for Women Challenged by the Health Care System” to be managed by University Physicians Healthcare and to enter into an Intergovernmental Agreement for such program in the event that the funding is awarded.

Motion carried to approve (5/0)

12. **REGIONAL WASTEWATER RECLAMATION**

Pretreatment Settlement Agreement

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

Prototron Circuits Southwest, Inc., d.b.a. Prototron Circuits, an Arizona Corporation, No. 2007-09. Proposed settlement amount is \$3,000.00.

Motion carried to approve (5/0)

***** HEARINGS *****

FRANCHISES/LICENSES/PERMITS

Fireworks Permit

13. Troy Finley, Tucson Country Club, 2950 N. Camino Principal, Tucson, January 19, 2008, at 8:00 p.m.

Motion carried to approve (5/0)

Liquor Licenses

14. 07-30-8914, Elizabeth Ann Montgomery, Montgomery’s Grill, 5151 S. Country Club, Tucson, Series 6, Bar License, Person Transfer.

Motion carried to approve (5/0)

- 15. 07-31-8915, Elizabeth Ann Montgomery, Montgomery's Grill, 5151 S. Country Club, Tucson, Series 12, Restaurant License, New License.

Motion carried to approve (5/0)

DEVELOPMENT SERVICES

Comprehensive Plan Amendment

- 16. Co7-07-33, PIMA COUNTY – W. VALENCIA ROAD PLAN AMENDMENT
Request of Pima County to review and amend the Pima County Comprehensive Plan from Low Intensity Urban 3.0 (LIU-3.0) and Medium Intensity Urban (MIU) to Community Activity Center (CAC). The subject area is approximately 34.9 acres, and consists of three parcels located on the north and south sides of W. Valencia Road, east of W. Mark Road in Sections 12 and 13, T15S, R12E, in the Southwest Subregion. On motion, the Planning and Zoning Commission voted 7-0 (Commissioners Gungle and Cuyugan were absent) to recommend **APPROVAL subject to the nine rezoning policies in the staff report and adding the Co7-07-31 special area policies to Rezoning Policy No. 4 of the plan amendment request.** Staff recommends **APPROVAL subject to the nine rezoning policies.** (District 3).

Motion carried to approve as amended (5/0)

TRANSPORTATION

Traffic Ordinance

- 17. ORDINANCE NO. 2008 - 1, of the Board of Supervisors, designating Seymour Road as a through street in Pima County, Arizona. Staff recommends **APPROVAL.** (District 3)

Motion carried to approve (5/0)

- 18. **CALL TO THE PUBLIC**

- 19. **ADJOURNMENT**

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.
DATE POSTED: 1/2/08
TIME POSTED: 5:00 P.M.

CONSENT CALENDAR, JANUARY 8, 2008

1. CONTRACTS AND AWARDS

A. Community Development and Neighborhood Conservation

1. RESOLUTION NO. 2008 - 1, approving an Intergovernmental Agreement with the Town of Marana, to provide management and implementation of the Community Development Block Grant Program for administration, housing rehabilitation, affordable housing land acquisition and Honea Heights Neighborhood Park, CDBG Grant Fund, contract amount \$210,000.00 (01-70-M-140524-1007)
2. RESOLUTION NO. 2008 - 2, approving an Intergovernmental Agreement with the Town of Marana, to provide management and implementation of the Community Development Block Grant Program for affordable housing land acquisition, CDBG Grant Fund, contract amount \$45,371.01 (01-70-M-140525-0108)
3. RESOLUTION NO. 2008 - 3, approving an Intergovernmental Agreement with the U.S. Department of Housing and Urban Development, to provide housing opportunities for persons with HIV/AIDS, HUD Grant Funds, contract amount \$1,268,844.00 revenue (01-70-U-140537-0108)
4. Town of Marana, Amendment No. 2, to provide for management and implementation of the Community Development Block Grant Program and extend contract term to 12/31/08, CDBG Grant Fund, no cost (01-70-M-137595-0206)
5. City of Tucson, Amendment No. 1, to provide funding for Affordable Housing Project - Martin Luther King Apartments HOPE VI Project, extend contract term to 12/31/09 and amend scope of work, CDBG Grant Fund, no cost (01-70-T-137790-0406)
6. Northwest Fire District, Amendment No. 1, to provide for installation of five (5) fire hydrants in the Flowing Wells target area and extend contract term to 6/30/08, CDBG Grant Fund, no cost (01-70-N-138852-1006)
7. Town of Marana, Amendment No. 1, to provide for management and implementation of the Community Development Block Grant Program, extend contract term to 12/31/08 and amend contractual language, CDBG Grant Fund, no cost (01-70-M-138937-1006)

B. Community Services, Employment and Training

8. Arizona Department of Economic Security (DES), Amendment No. 8, to provide emergency assistance to low-income residents and amend scope of work, State Grant Fund, contract amount \$222,799.00 revenue (01-69-A-136291-0705)

C. Facilities Management

9. University of Arizona, to provide a Lease Agreement for office space at 3950 S. Country Club, Abrams Center Fund, contract amount \$1,035,829.20, 5 year/revenue (04-13-A-140517-0108)

D. Information Technology

10. Arizona Department of Homeland Security, to provide a Subgrantee Agreement pursuant to the Federal "Operation Stonegarden Supplemental" for establishing a microwave communication link from Oatman Mountain in Yuma County to Childs Peak in Pima County, Federal Grant Fund, contract amount \$350,000.00 revenue (02-14-A-140527-0707)

E. Institutional Health

11. Maricopa County, Correctional Health Services, Amendment No. 2, to provide for termination of the Jail-Based Restoration to Competency Program with Maricopa County effective 12/31/07, General Fund, no cost (01-65-M-138934-0906)

F. Natural Resources, Parks and Recreation

12. RESOLUTION NO. 2008 - 4, approving an Intergovernmental Agreement with the City of Tucson, to provide for improvements to the softball complex at Lincoln Park, 2004 Bond Fund, contract amount \$3,412,500.00 (01-05-T-140499-0108)
13. RESOLUTION NO. 2008 - 5, approving an Intergovernmental Agreement with the City of Tucson, to provide for improvements to the sports fields at Udall Park, 2004 Bond Fund, contract amount \$2,435,775.00 (01-05-T-140500-0108)

G. Pima Health System

- 14. Casa de Esperanza, Inc., Amendment No. 5, to provide for adult day health care services and amend contractual language, PHCS Enterprise Fund, no cost (07-15-C-132750-0703)
- 15. To provide home care services and amend contractual language, PHCS Enterprise Fund.

<u>Vendor</u>	<u>Contract No.</u>	<u>Amend.</u>
University Medical Center Corporation	11-15-U-134501-0704	7
Dependable Nurses, Inc.	11-15-D-134886-0704	9

- 16. KPS Mountain, Inc., d.b.a. Kindred Pharmacy Services, Amendment No. 4, to provide pharmaceutical and equipment services to Posada del Sol Health Care Center, extend contract term to 9/30/08 and amend contractual language, PHCS Enterprise Fund, no cost (18-15-K-135050-1004)
- 17. El Rio Health Center, Inc., Amendment No. 6, to provide Primary Care Physician, Specialty, OB, Birthing Center, LCSW and Dental Services and amend contractual language, PHCS Enterprise Fund, no cost (18-15-E-135703-0405)
- 18. Haven Behavioral Services of Tucson, L.L.C., d.b.a. Sonora Behavioral Health Hospital, Amendment No. 4, to provide psychiatric hospital services, extend contract term to 12/31/08 and amend contractual language, PHCS Enterprise Fund, contract amount \$1,000,000.00 (18-15-S-137218-0106)
- 19. To provide dental services and amend contractual language, PHCS Enterprise Fund:

<u>Vendor</u>	<u>Contract No.</u>	<u>Amend.</u>
ABC Dental Centers, P.C.	18-15-A-138585-1006	1
L. Hunter Nash, D.D.S., P.C.	18-15-N-138661-1106	1

- 20. Pima Council on Aging, Amendment No. 1, to provide case management and various care and support services, PHCS Enterprise Fund, contract amount \$216,619.00 revenue (07-15-P-139623-0707)
- 21. Vahid N. Hamidi, D.D.S., P.C., d.b.a. Smile Reflections, to provide dental services, PHCS Enterprise Fund, contract amount \$250,000.00/2 year term (18-15-H-140493-0907)

H. Procurement

22. Tucson Commercial Carpet, Inc., Amendment No. 4, to provide Job Order Contract: Flooring Services, extend contract term to 1/31/09 and amend contractual language, General Fund, contract amount \$500,000.00 (26-13-T-137758-0206) Facilities Management
23. Tucson Flooring Concepts, d.b.a. Aztec Flooring, Amendment No. 2, to provide Job Order Contract: Flooring Services and amend contractual language, General Fund, contract amount \$250,000.00 (26-13-T-138486-0806) Facilities Management
24. M. Anderson Construction Corp., Amendment No. 3, to provide Anza Multi-Use Path Canoa Ranch Segment and extend contract term to 2/28/09, 2004 Bond and Federal Highway Funds, no cost (03-04-M-138990-1206) Transportation
25. HDR Engineering, Inc., Amendment No. 2, to provide project management and roadway design engineering services for La Canada: River Road to Ina Road and amend contractual language, 1997 Bond Fund, contract amount \$99,754.00 (16-04-H-139002-1106) Transportation
26. HDR Engineering, Inc., Amendment No. 2, to provide project management and roadway design engineering services for La Canada Drive: Ina Road to Calle Concordia and amend contractual language, RTA Grant Fund, contract amount \$138,595.00 (16-04-H-139265-0207) Transportation
27. Hunter Contracting Company, Amendment No. 4, to provide construction manager at-risk for Marana Facilities Upgrade and 1.5 MGD Expansion Project, extend contract term to 2/29/08 and amend contractual language, WWM Enterprise Fund, contract amount \$702,664.75 decrease (03-03-H-137442-1105) Wastewater Management

Awards

28. SFQ: Award of Job Order Contracts, Requisition No. 0801374, to each of the following top-ranked firms in the amounts shown for telecommunications services at various locations throughout Pima County.

Group 1: Contract amounts: \$14,500.00

BLS Communications SW, Inc., (Headquarters: Phoenix, AZ) Native Tele-Data Solutions, Inc., (Headquarters: Tucson, AZ)

Group 2: Contract amounts: \$283,333.00
Native Tele-Data Solutions, Inc., (Headquarters: Tucson, AZ) TLC Communications, Inc., (Headquarters: Tucson, AZ) Wilson Electric Services Corp., d.b.a. Netsian Technologies Group, (Headquarters: Tempe, AZ)

Group 3: Contract amounts: \$133,333.00
Native Tele-Data Solutions, Inc., (Headquarters: Tucson, AZ) TLC Communications, Inc., (Headquarters: Tucson, AZ) Wilson Electric Services Corp., d.b.a. Netsian Technologies Group, (Headquarters: Tempe, AZ)

Contracts are for a one-year term with the option to extend for up to two additional one-year periods. Funding Source: General Fund. Administering Department: Information Technology.

29. Reject all bids for IFB No. 0801225: Pantano River Park Project. This solicitation stated an engineer's estimate of \$3,000,000.00. Subsequent to the bids being opened, the administering department determined that it did not actually have the full \$3,000,000.00 that was needed. The intent of the administering department is to refine the scope and re-bid the project at a lower dollar amount. Administering Department: Natural Resources, Parks and Recreation.
30. Sole Source: Award of Contract, Requisition No. 0801511, in the annual amount of \$569,518.00 to Spillman Technologies (Headquarters: Northport, AL) for Computer Aided Dispatch, Automatic Vehicle Locator, and Pin Mapping Software and associated maintenance services. Contract is for a one-year term and includes four one-year renewal periods. The award includes the authority for the Procurement Director or designees to execute this award by issue of a Synergen blanket contract. Funding Source: JAG Grant and General Funds. Administering Department: Sheriff.
31. Highest Scoring Proposal: Award of contract, Requisition No. 0801074, Kimley-Horn and Associates, Inc., (Headquarters: Raleigh, NC), for design engineering services for Kolb Road and Valencia Road Intersection. The contract term will be for a period of three years and the estimated total cost shall not exceed \$325,000.00. In the event a fee agreement cannot be reached with the highest ranked firm, request authorization to negotiate with the next highest ranked firms in the following order: EPS Group, Inc., MMLA Psomas, Inc., Kittelson and Associates, Inc., until a contract is executed or the list is exhausted. Funding Source: RTA Tax Revenue Fund. Administering Department: Transportation.

I. **Sheriff**

32. RESOLUTION NO. 2008 - 6, approving an Intergovernmental Agreement with the Governor's Office of Highway Safety, to provide funding for overtime, employee related expenses and capital equipment to conduct DUI Task Force Enforcement Programs as part of the Southern Arizona DUI Task Force Operation, Federal Grant Fund, contract amount \$150,000.00 revenue (01-11-G-140507-1107)

J. Regional Wastewater Reclamation

33. KB Homes Tucson, Inc., to provide a Connection Fee Credit Agreement (refer to Contract No. 14-03-S-137012-0905), WWM Enterprise Fund, no cost (14-03-K-140528-0108)

2. DIVISION OF ELECTIONS

Pursuant to A.R.S. §16-821B, approval of Precinct Committeemen resignations and appointments:

<u>RESIGNATIONS</u>	<u>PRECINCT</u>	<u>PARTY</u>
Nichols, Brian E.	060	DEM
Giffords, Gabrielle D.	093	DEM
Cappeller, Virginia J.	103	DEM
Tucker, Karl W.	148	DEM
Conn, Ronald J.	248	REP

<u>APPOINTMENTS</u>	<u>PRECINCT</u>	<u>PARTY</u>
Courtney, Ronald L.	009	DEM
Reavis, Robert C.	013	DEM
Meissner, James E.	021	REP
Evans, Larry W.	029	DEM
Gonzalez, Gina L.	045	REP
Zapata, Josefina L.	064	DEM
Giffords, Gabrielle D.	091	DEM
Bloch, Sandra M.	199	DEM
San Angelo, Denise A.	199	DEM
Scharff, Spencer G.	232	DEM
Simanton, Sandra J.	245	DEM
Rineer, Ken	253	REP
Miller, Mark S.	281	REP
Kreinbring, Diane	298	REP
Evans, Frank W.	301	REP
Evans, Nancy V.	301	REP
McNeely, Frances A.	301	DEM
Bell, Carol A.	304	REP
Phillips, Herbert R.	313	REP
Cappeller, Virginia J.	327	DEM
Greene, Linda H.	340	DEM
LaWall, Barbara E.	347	DEM
Paul, Jane R.	379	DEM
Olson, Liza	397	REP

3. **BOARDS, COMMISSIONS AND/OR COMMITTEES**

A. **Tucson-Pima County Metropolitan Energy Commission**

Appointments of Richard J. Michal to fill unexpired term of Megan Hartman; Earl J. Jacobson to fill unexpired term of Tina E. Cook; Farhad Moghimi to fill unexpired term of Bruce Mero Plenk; and Richard R. Rushforth to fill unexpired term of Nader V. Chalfoun. Term expirations: 9/30/08. (Committee recommendations)

B. **Pima County Wireless Integrated Network Committee**

Appointment of Deputy Chief Patrick Quinn, 2nd Alternate, Tucson Fire Department. No term expiration. (Jurisdictional recommendation)

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

Kiri Rebecca Gragg, Tucson Police Foundation, 3200 E. Irvington Road, Tucson, December 8 and 9, 2007.

5. **RECORDER**

Pursuant to Resolution No. 1993-200, ratification of the Document Storage and Retrieval Fund for the month of October, 2007.

6. **PROCLAMATION**

Proclamation recognizing Ellen Hargis, President and CEO of the Volunteer Center of Southern Arizona for 20 years of service and significant contributions to the success of the Volunteer Center and her dedication to the community upon her retirement.

7. **RATIFY AND/OR APPROVE**

Minutes: November 13, 2007

Zoning Enforcement Board of Appeals Minutes of
December 4, 2007
December 11, 2007
December 18, 2007

Warrants: December, 2007

ADDENDUM SUMMARY

Pima County Board of Supervisors' Meeting

130 W. Congress St., Hearing Room, 1st Fl.

January 8, 2008 9:00 a.m.

1. BOARD OF SUPERVISORS

Discussion on the actions of California Portland Cement's fifteen day notice for comments on their intentions to expand, and the overall effects it will have on the town of Rillito. (District 3)

Without objection, direction given to staff.

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

DATE POSTED: 01/07/08

TIME POSTED: 11:00 A.M.