

## AGENDA SUMMARY

### **Pima County Board of Supervisors' Meeting**

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

**July 1, 2008 9:00 a.m.**

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

... **EXECUTIVE SESSION**

**(Clerk's Note:** See Zoning Enforcement Board of Appeals.)

### **BOARD OF SUPERVISORS SITTING AS OTHER BOARDS**

... **FLOOD CONTROL DISTRICT BOARD**

A. **Contract**

RESOLUTION NO. 2008–FC **6**, approving an Intergovernmental Agreement with the U.S. Department of Interior, U.S. Geological Survey, to provide for water resources investigations in support of data collection and analysis at continuous discharge gauging stations, Flood Control Levy Fund, contract amount \$50,000.00 (01-59-U-140970-0708)

Motion carried to approve (5-0)

B. **Riparian Habitat Mitigation Plans**

1. Staff requests approval of the Riparian Habitat Mitigation Plan which would provide compliance prior to the issuance of a Floodplain Use Permit for the constructed horse facilities located at 13750 N. Bowman Road. (District 1)

Motion carried to approve (5-0)

2. Staff requests approval of the Riparian Habitat Mitigation Plan for Avra Valley Gateway, a proposed commercial development, located west of Interstate 10 and south of Avra Valley Road, currently undergoing the Specific Plan process. (District 3)

Motion carried to approve (5-0)

... **LIBRARY DISTRICT BOARD**

**Contract**

MER-MEL Investments, Inc., Amendment No. 6, to provide a lease for the Ajo Library in the Ajo Plaza, Library District Fund, contract amount \$65,000.00 (04-13-M-121509-0696) Facilities Management

Motion carried to approve (5-0)

... **ZONING ENFORCEMENT BOARD OF APPEALS**

A. **Executive Sessions**

UNFINISHED BUSINESS

(RM 7/24/07, RM 10/16/07, RM 1/15/08 and RM 4/15/08)

1. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding the appeal of the decision of the Hearing Officer in Case No. P06ZV00383-1, 2 and 3, Daniel Erdman, formerly Picture Rocks, Ltd. The Board may also during the course of the hearing and upon motion, enter into executive session.

Informational item only

NEW BUSINESS

2. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding the appeal of the decision of the Hearing Officer in Case No. P08ZV00053 -1 and 2, H. J. Zeutzus. The Board may also during the course of the hearing and upon motion, enter into executive session.

Informational item only

3. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding the appeal of the decision of the Hearing Officer in Case No. P08ZV00075, Alexander T. Wilson. The Board may also during the course of the hearing and upon motion, enter into executive session.

Informational item only

4. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding the appeal of the decision of the Hearing Officer in Case No. P07ZV00770, Lorlei Peters. The Board may also during the course of the hearing and upon motion, enter into executive session.

Informational item only

**B. Appeal of Hearing Officer's Decision**

UNFINISHED BUSINESS

(RM 7/24/07, RM 10/16/07, RM 1/15/08 and RM 4/15/08)

1. P06ZV00383 –1, 2, and 3, Daniel Erdman  
(formerly Picture Rocks, Ltd.)

In accordance with the Pima County Code 18.95.030.D, Daniel Erdman appeals the decision of the Hearing Officer in Case No. P06ZV00383 – 1, 2 and 3, regarding the violations of the Pima County Zoning Code Section 18.07.030.C, open storage; Sections 18.14.020 and 18.14.030, junkyard not a permitted use in the GR-1 zone; and Section 18.01.030.E.1; structure, second mobile home, without a permit on property located at 7342 N. Sandario Rd. (District 3)

Motion carried to reverse decision (5-0)

NEW BUSINESS

2. P08ZV00053 –1 and 2, H. J. Zeutzius

In accordance with the Pima County Code 18.95.030.D, Georgia Zeutzius appeals the decision of the Hearing Officer in Case No. P08ZV00053 –1 and 2, regarding violations of the Pima County Zoning Code Sections 18.07.030.C, 18.09.020.P and 18.09.020.Q, open storage and inoperable vehicles; and Sections 18.03.020.J, 18.25.010 and 18.25.020, junkyard not a permitted use or conditional use in the CR-3 zone on property located at 7601 N. Dido Place. (District 1)

Motion carried to waive fines (5-0)

3. P08ZV00075, Alexander T. Wilson

In accordance with the Pima County Code 18.95.030.D, Alexander T. Wilson appeals the decision of the Hearing Officer in Case No. P08ZV00075, regarding violations of the Pima County Zoning Code Sections 18.95.030.B4, 18.09.020.P and 18.09.020.Q, unscreened open storage exceeding 200 square feet, on property located at 11555 East Speedway Boulevard, Unit 15. (District 4)

Motion carried to uphold decision (5-0)

4. P07ZV00770, Lorilei Peters

In accordance with the Pima County Code 18.95.030.D, Lorilei Peters appeals the decision of the Hearing Officer in Case No. P07ZV00770, regarding violations of the Pima County Zoning Code Section 18.01.030.D, operating commercial stables without a Development Plan on property located at 9200 North Ghost Ranch Trail. (District 3)

Motion carried to vacate decision (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**

Motion carried to approve (5-0), except CC.1.L-39

6. **COUNTY ADMINISTRATOR**

**Classification and Compensation**

The Division of Elections requests the creation of two new classifications for 1589/Elections Compliance Officer and 7620/Deputy Director. There are no costs associated with these two positions.

Class Code	Class Title	Grade/Range	EEO, O/T Code
1589	Elections Compliance Officer	56(\$51,975 - \$76,957)	2, E*
7620	Deputy Director–Elections Department	U3(\$52,523 - \$112,695)	1, E*

\*E –Exempt, Not Paid Overtime

Motion carried to approve (5-0)

7. **INDUSTRIAL DEVELOPMENT AUTHORITY**

A. RESOLUTION NO. 2008–**165**, 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 \$40,000,000.00 Tax-Exempt and/or Taxable Education Revenue and Refunding Bonds (Paradise Education Center Project), Series 2008 and declaring an emergency.

Motion carried to approve (5-0)

B. RESOLUTION NO. 2008–**166**, 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 \$26,000,000.00 Water and Wastewater Revenue Bonds (Global Water Resources, L.L.C. Project), Series 2008 and declaring an emergency.

Motion carried to approve (5-0)

C. RESOLUTION NO. 2008–**167**, 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 \$5,400,000.00 Revenue Bonds (Catholic Community Services of Southern Arizona Project), Series 2008 and declaring an emergency.

Motion carried to approve (5-0)

8. **DIVISION OF ELECTIONS**

- A. Pursuant to A.R.S. §16-464(B), drawing for the ballot position of candidate names for the contested positions of Democratic Precinct Committeeman for Precincts 76 and 320 and Republican Committeeman for Precincts 162, 320 and 327.

Motion carried to approve (5-0)

- B. Staff requests cancellation of those uncontested elections for Precinct Committeeman on the September 2, 2008, Primary Election ballot and appointment of those who filed nominating petitions.

Motion carried to approve, as amended (5-0)

9. **PROCUREMENT**

UNFINISHED BUSINESS (RM 6/17/08)

A. **Contract**

Arthur J. Gallagher Risk Management Services, Inc., Amendment No. 1, to provide insurance broker/risk management consultant services and extend contract term to 6/30/09, contract amount \$3,555,000.00 (07-52-A-139751-0707) Finance and Risk Management

Motion carried to approve (5-0)

NEW BUSINESS

B. **Appeal of Procurement Director's Decision**

Pursuant to Pima County Code Section 11.20.010(J), Laron Incorporated appeals the decision of the Procurement Director regarding Solicitation No. 0802746, Variable Frequency Drive.

Motion carried to uphold decision (5-0)

10. **JUVENILE COURT**

RESOLUTION NO. 2008-168, of the Board of Supervisors of Pima County, electing participation by Juvenile Court in the Family Counseling Programs and approving \$21,125.00 of matching funds from the existing Court budget.

Motion carried to approve (5-0)

**DEVELOPMENT SERVICES**

11. **Final Plat with Assurances**

P1207-110, Cottonwood Ranch Estates, Lots 1-219 and Common Area A. (District 3)

Motion carried to approve (5-0)

12. **Co8-08-02, Safe Routes to Schools**

Staff requests the Board of Supervisors authorize and initiate a revision to the Pima County Zoning Code and the Subdivision and Development Street Standards, to incorporate "Safe Routes to School." The amendments will be a collaborative effort between the Development Services and Transportation Departments.

Motion carried to approve (5-0)

13. **REGIONAL WASTEWATER RECLAMATION**

**Pretreatment Settlement Agreements**

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

- A. Safeway, Inc., a Delaware Corporation, d.b.a. Safeway Food and Drug No. 267. Proposed settlement amount is \$500.00.

Motion carried to approve (5-0)

- B. McDonald's 7684, No. 2008-03. Proposed settlement amount is \$500.00.

Motion carried to approve (5-0)

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

**FRANCHISE/LICENSE/PERMIT**

**Liquor License**

\*(**Clerk's Note:** The Zoning Inspector recommends approval subject to the applicant obtaining a Type I Conditional Use Permit.)

- \*14. 08-20-8942, Michael Raymond Gill, Cione's Italiano Pasta and More, 13190 E. Colossal Cave Road, No. 160, Vail, Series 12, Restaurant License, New License.

Motion carried to approve (5-0)

**Pima County Code Text Amendment**

15. **HEALTH DEPARTMENT**

ORDINANCE NO. 2008-~~61~~**62**, an ordinance of the Board of Supervisors of Pima County, Arizona, relating to animals: amending Pima County Code, Chapter 6.04 Animal Control Regulations, Section 6.04.070: Licensing Procedure and Fees within County limits, Sections (A)(1)(2)(3)(4)(5)(6), (C), (E), (F), (G), (J) and Chapter 6.05: Regulations concerning canine-wild animal hybrids, Section 6.05.030: Permit Fee-Permit Non-Transferrable.

Motion carried to approve (5-0)

## DEVELOPMENT SERVICES

### UNFINISHED BUSINESS (RM 5/13/08 and RM 6/3/08)

#### Rezoning

16. Co9-07-25, RENOVO VENTURES, L.L.C.–JUNIPER ROAD REZONING  
Request of Renovo Ventures, L.L.C., represented by Tim Murray, for a rezoning of 3.4 acres from SR (Suburban Ranch) to CR-2 (Single Residence) and SH (Suburban Homestead) on a property located on the east side of Juniper Road, approximately 1/2 mile west of Thornydale Road. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 8-0 (Commissioner Membrila was absent) to recommend **APPROVAL WITH CONDITIONS**. Staff recommends **APPROVAL WITH CONDITIONS**. (District 1)

Without objection, continued to 10/7/08

### NEW BUSINESS

#### Rezoning

17. Co23-07-01, AVRA VALLEY GATEWAY SPECIFIC PLAN  
Request of I-10 Avra Valley Mining and Development L.L.C. and Lewis Holdings L.L.C., represented by Carl Winters and Associates, Inc., to rezone approximately 101.5 acres from RH (Rural Homestead) to SP (Specific Plans, Avra Valley Gateway Specific Plan) located west of Interstate 10 and south of Avra Valley Road. The request lies within and conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 6-0 (Commissioners Gungle, Matter and Smith were absent) to recommend **APPROVAL PER THE STAFF RECOMMENDATION AS REVISED AT PUBLIC HEARING WITH STANDARD AND SPECIAL CONDITIONS**. Staff recommends **MODIFIED APPROVAL** of the Specific Plan **WITH STANDARD AND SPECIAL CONDITIONS**. (District 3)

Without objection, continued to 8/5/08

#### Conditional Use Permits

18. P21-08-010, TORTOLITA PRESBYTERIAN CHURCH–W. CAMINO ALTO  
T-Mobile, applicant, on property located at 3770 W. Camino Alto in an SR zone, requests a Conditional Use Permit for a communication tower. Chapter 18.97, in accordance with Section 18.07.030.H(2)(d) of the Pima County Zoning Code, allows a communication tower as a Type III Conditional Use in an SR zone. On motion, the Planning and Zoning Commission voted 7-0 (Commissioners Smith and Membrila were absent) to recommend **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. The Hearing Administrator recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS**. (District 1)

Motion carried to approve (4-1)

19. P21-08-009, BERGSTROM–W. SILVERBELL RD.  
Matthew Bergstrom, on property located at 21241 W. Silverbell Rd., in an RH zone, requests a Conditional Use Permit for a water pumping and distribution station. Chapter 18.97, in accordance with Sections 18.13.030.B(28) of the Pima County Zoning Code allows a water pumping and distribution station as a Type II Conditional Use in an RH zone. The Hearing Administrator recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS.** (District 3)

Motion carried to approve (5-0)

20. P21-08-014, CATERPILLAR–W. CATERPILLAR TR.  
Caterpillar Inc. (Stantec, applicant), on the property located at 6000 W. Caterpillar Tr. (Tax Parcel No. 304-01-018H), in an RH zone, requests a Conditional Use Permit for a fuel island. Chapter 18.97, in accordance with 18.13.030.B(35) of the Pima County Zoning Code allows a fuel island as a Type II Conditional Use in an RH zone. The Hearing Administrator recommends **APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS.** (District 3)

Motion carried to approve (5-0)

\*(**Clerk's Note:** Staff requests a continuance of Item Nos. 21 and 22 to the Board of Supervisors' Meeting of August 5, 2008.)

**Plat Note Waiver–Modification**

- \*21. Co12-85-84, NEW CORNELIA ADDITION SUBDIVISION (A PORTION OF PARCEL D)–(BK. 39 PG. 57)

Without objection, continued to 8/5/08

**Lot Split**

- \*22. Co12-85-84, NEW CORNELIA ADDITION SUBDIVISION (A PORTION OF PARCEL D)–(BK. 39 PG. 57)

Without objection, continued to 8/5/08

\*(**Clerk's Note:** Staff requests Item Nos. 23 and 24 be removed from the agenda. They will be readvertised and resubmitted at a later date.)

**Pima County Code Text Amendments**

- \*23. Co8-05-01, AIRPORT ENVIRONS AND FACILITIES (OVERLAY) ZONE REVISIONS

Without objection, removed

- \*24. Co19-08-01, BUILDING AND CONSTRUCTION CODES TEXT AMENDMENTS

Without objection, removed

25. **Southern Arizona Buffelgrass Working Group Resolution and Memorandum of Understanding**

RESOLUTION NO. 2008–**169**, of the Pima County Board of Supervisors, authorizing execution of the Southern Arizona Buffelgrass Working Group Memorandum of Understanding.

Motion carried to approve (5-0)

**ENVIRONMENTAL QUALITY**

26. **Solid Waste Fee Schedule**

ORDINANCE NO. 2008–**63**, an ordinance of the Pima County Board of Supervisors, relating to solid waste; repealing the existing and adopting a new fee schedule for County landfills and transfer stations.

Motion carried to approve (5-0)

**TRANSPORTATION**

27. **Road Establishment and Intergovernmental Agreement**

A. RESOLUTION NO. 2008–**170**, of the Board of Supervisors of Pima County, Arizona, providing for the establishment of a County Highway within the incorporated limits of the City of South Tucson for the South Tucson Neighborhood Association 1997 Bond Improvement Project.

Motion carried to approve (5-0)

B. RESOLUTION NO. 2008–**171**, approving an Intergovernmental Agreement with the City of South Tucson, to provide for the South Tucson Neighborhood design and construction of sidewalks, driveway aprons, grading and paving, 1997 Bond Fund, contract amount \$110,000.00 (01-70-S-140993-0708)

Motion carried to approve (5-0)

28. **Traffic Ordinances**

A. ORDINANCE NO. 2008–**64**, an ordinance of the Board of Supervisors, regulating parking on Camino de la Tierra in Pima County, Arizona. Staff recommends **APPROVAL**. (District 1)

Motion carried to approve (5-0)

B. ORDINANCE NO. 2008–**65**, an ordinance of the Board of Supervisors, regulating the turning of vehicles on Campbell Avenue and Skyline Drive in Pima County, Arizona. Staff recommends **APPROVAL**. (District 1)

Motion carried to approve (5-0)

- C. ORDINANCE NO. 2008-~~66~~66, an ordinance of the Board of Supervisors, regulating parking on Freer Drive in Pima County, Arizona. Staff recommends **APPROVAL**. (District 1)

Motion carried to approve (5-0)

- D. ORDINANCE NO. 2008-~~67~~67, an ordinance of the Board of Supervisors, regulating traffic at Teton Road and Paisano Avenue in Pima County, Arizona. Staff recommends **APPROVAL**. (District 5)

Motion carried to approve (5-0)

29. **Traffic Resolution**

RESOLUTION NO. 2008-~~172~~172, of the Board of Supervisors, permitting the temporary closure of a portion of Mount Lemmon Highway from North Middle Sabino Road to North Loma Linda Extension Road during the 4th of July parade in Pima County, Arizona. Staff recommends **APPROVAL**. (District 4)

Motion carried to approve (5-0)

30. **CALL TO THE PUBLIC**

31. **ADJOURNMENT**

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.  
DATE POSTED: 6/25/08  
TIME POSTED: 5:00 P.M.

# CONSENT CALENDAR, JULY 1, 2008

## 1. CONTRACTS AND AWARDS

### A. Community Development and Neighborhood Conservation

1. RESOLUTION NO. 2008–155, approving an Intergovernmental Agreement with the State of Arizona, Department of Commerce, to provide a Weatherization Assistance Program, LIHEAP and Southwest Gas Funds, contract amount \$44,689.00 revenue (01-70-A-140969-0708)
2. City of South Tucson, Amendment No. 2, to provide management and implementation of the Community Development Block Grant Program and amend scope of work, CDBG Grant Fund, contract amount \$1,460.76 (01-70-S-138940-1006)

### B. Community Services, Employment and Training

3. RESOLUTION NO. 2008–156, approving an Intergovernmental Agreement with the Arizona Department of Housing, to provide administration of an Eviction/Emergency and Homeless Housing Assistance Program, State Housing Trust Fund, contract amount \$160,000.00 revenue (01-69-A-140968-0708)
4. Cochise Private Industry Council, Amendment No. 2, to provide workforce development services, extend contract term to 6/30/09 and amend contractual language, Veterans Workforce Investment Program Fund, contract amount \$225,114.00 (11-69-C-138580-0706)
5. SER–Jobs for Progress of Southern Arizona, Inc., Amendment No. 2, to provide basic education to youth in Pima County's Workforce Program and amend scope of work, WIA Grant Fund –\$56,572.50; General Fund –\$2,977.50, total contract amount \$59,550.00 decrease (07-69-S-139467-0507)
6. Tucson Urban League, Amendment No. 2, to provide summer work experience and academic instructions to youth and amend scope of work, WIA Grant Fund –\$33,107.50; General Fund –\$1,742.50, total contract amount \$34,850.00 decrease (07-69-T-139499-0507)
7. Tucson Youth Development, Inc., Amendment No. 2, to provide summer work experience and academic instruction to youth and amend scope of work, WIA Grant Fund –\$67,459.50; General Fund –\$3,550.50, total contract amount \$71,010.00 decrease (07-69-T-139500-0507)
8. Tucson Youth Development, Inc., Amendment No. 2, to provide Learn, Earn and Prosper Program (LEAP) and amend scope of work, WIA Grant Fund –\$23,484.00; General Fund –\$1,236.00, total contract amount \$24,720.00 decrease (07-69-T-139504-0507)

9. Comin' Home, Inc., Amendment No. 1, to provide workforce development services for HUD Supportive Housing Program–Project Advent and amend scope of work, WIA Grant Fund, no cost (07-69-C-139658-0707)
10. Our Family Services, Inc., Amendment No. 1, to provide workforce development services for HUD Supportive Housing Program–La Casita and amend scope of work, WIA Grant Fund, no cost (07-69-O-139663-0707)
11. SER–Jobs for Progress for Southern Arizona, Inc., Amendment No. 1, to provide basic education and English as a second language service, extend contract term to 6/30/09 and amend contractual language, WIA Grant Fund, contract amount \$45,500.00 (07-69-S-139738-0707)
12. To provide workforce development services and One Stop staffing, U.S. Department of Labor, DES and General Funds (expenditure determined by client eligibility), for the following:

<u>Vendor</u>	<u>Contract No.</u>	<u>Total Amount</u>	<u>General Fund Portion</u>
DK Advocates, Inc.	07-69-D-140975-0708	\$ 58,328.00	\$ 5,832.00
Tucson Urban League, Inc.	07-69-T-140976-0708	\$193,599.00	\$19,359.00
Tucson Youth Development, Inc.	07-69-T-140977-0708	\$330,491.00	\$33,049.00
SER Jobs for Progress of Southern Arizona, Inc.	07-69-S-140978-0708	\$263,216.00	\$26,321.00
SER Jobs for Progress of Southern Arizona, Inc.	07-69-S-140979-0708	\$894,000.00	\$89,400.00
Goodwill Industries of Southern Arizona, Inc.	07-69-G-140982-0708	\$ 59,363.00	\$ 5,936.00

13. SER Jobs for Progress of Southern Arizona, Inc., to provide workforce development services and staffing at the County Las Artes Center, U.S. Department of Labor and DES Funds (expenditure determined by client eligibility); General Fund, \$46,727.00; total contract amount \$467,275.00 (07-69-S-140980-0708)
14. SER–Jobs for Progress of Southern Arizona, Inc., to provide workforce development services and staffing at the County Jackson Employment Center, U.S. Department of Labor and DES Funds (expenditure determined by client eligibility); General Fund, \$36,523.00; total contract amount \$365,230.00 (07-69-S-140981-0708)
15. To provide workforce development, traditional housing and support services to homeless in Pima County, HUD/SHP Grant Fund, for the following:

<u>Vendor</u>	<u>Contract No.</u>	<u>Amount</u>
Arizona Housing and Prevention Services, Inc. –New Chance Collaboration	07-69-A-140983-0708	\$144,060.00
Our Family Services, Inc.–La Casita	07-69-O-140984-0708	\$106,079.00
Old Pueblo Community Services, Inc. New Chance Collaboration	07-69-O-140985-0708	\$113,582.00
The Salvation Army	07-69-S-140986-0508	\$ 88,296.00
Open Inn, Inc.–La Casita	07-69-O-140987-0708	\$ 67,642.00
Comin' Home, Inc.–Project Advent	07-69-C-140988-0708	\$131,254.00

**C. County Attorney**

16. Miniatt and Wilson, P.C., to provide legal services for defense of worker's compensation claims, Risk Management Tort Fund, contract amount \$75,000.00 (17-02-M-140932-0608)

**D. Office of Court Appointed Counsel**

**Awards**

17. Award of Contracts: Requisition No. 0703337, in the total amount of \$1,125,000.00 for five (5) responsive and responsible applicants (Headquarters: Tucson, AZ) for investigator services. Each contract is for an initial amount of \$225,000.00 for a three-year period and provides for one renewal for an additional three-year period. Funding Source: General Fund. Administering Department: Office of Court Appointed Counsel.

Warren, Taylor and Associates;  
T. W. Hunt Investigations;  
Intelliquest Investigations;  
Kouratou and Kendall Investigations, L.L.C.;  
Garrison Investigations.

18. Award of Contracts: Requisition No. 0703612, in the total amount of \$360,000.00 for two (2) responsive and responsible applicants (Headquarters: Tucson, AZ) for paralegal services. Each contract is for an initial amount of \$180,000.00 for a three-year period and provides for one renewal for an additional three-year period. Funding Source: General Fund. Administering Department: Office of Court Appointed Counsel.

Cynthia S. Shrader  
Donald A. Metzger

**E. Facilities Management**

19. Ajo Community Health Center, d.b.a. Desert Senita Community Health Center, Amendment No. 4, to provide a lease agreement for property at 410 Malacate, Ajo, and extend contract term to 6/30/09, PHCS Enterprise Fund, contract amount \$4,920.00 (04-13-D-131681-0502)

**F. Finance**

20. Beach, Fleischman and Co., P.C., Amendment No. 3, to provide a Self Insurance Trust Fund audit services and extend contract term to 6/9/09, Self Insurance Trust Fund, contract amount \$17,000.00 (07-09-B-136256-0605)
21. Heinfeld, Meech, and Co., P.C., Amendment No. 3, to provide Wastewater Management audit services and extend contract term to 6/9/09, WWM Enterprise Fund, contract amount \$30,000.00 (07-09-H-136257-0605)

**G. Health**

22. City of South Tucson Fire Department, Amendment No. 3, to provide administration of childhood immunizations and extend contract term to 8/1/09, no cost (01-01-S-136548-0805)
23. Northwest Fire District, Amendment No. 1, to provide training for the Rapid Response Team Program and extend contract term to 10/1/08, no cost (01-01-N-140829-0108)

**H. Natural Resources, Parks and Recreation**

24. RESOLUTION NO. 2008–**157**, approving an Intergovernmental Agreement with the City of Tucson and City of South Tucson, to provide facilitation of cooperation in the planning, design and implementation of the El Paso and Southwestern Greenway Project, no cost (01-05-T-140960-0708)
25. City of Tucson, Amendment No. 1, to provide for a site for the 36th Street Trailhead Tucson Mountain Park and amend contractual language, contract amount \$40,000.00 revenue (01-05-T-136785-0805)

**I. Pima Health System**

26. Maxim Healthcare Services, Inc., Amendment No. 10, to provide homecare services, extend contract term to 6/30/09 and amend contractual language, PHCS Enterprise Fund, no cost (11-15-M-134428-0704)
27. McLain Enterprises, Inc., d.b.a. Comfort Keepers, Amendment No. 8, to provide non-skilled homecare services, extend contract term to 6/30/09 and amend contractual language, PHCS Enterprise Fund, contract amount \$200,000.00 (11-15-M-134842-0804)
28. CareGiver Connection of Arizona, L.L.C., d.b.a. AristoCare Home Health Services, Amendment No. 9, to provide homecare services, extend contract term to 6/30/09 and amend contractual language, PHCS Enterprise Fund, no cost (11-15-C-134885-0904)
29. Caregiver Connection of Arizona, L.L.C., d.b.a. Aristocare Home Health Services, Amendment No. 4, to provide non-skilled homecare services, extend contract term to 6/30/09 and amend contractual language, PHCS Enterprise Fund, contract amount \$1,000,000.00 (11-15-C-138943-1206)
30. Pima Council on Aging, to provide case management and care services for eligible elderly individuals, PHCS Enterprise Fund, contract amount \$1,674,100.00 revenue (07-15-P-140966-0708)

**J. Procurement**

31. Durazo Construction Corporation, Amendment No. 4, to provide Pima County Administration Building Seventh Floor Tenant Improvements

and extend contract term to 9/18/08, Facilities Renewal Fund, no cost (03-13-D-140030-0907) Facilities Management

32. Sun-Western Contractors for Industry, Inc., Amendment No. 5, to provide a job order contract for wastewater plant construction services and amend contractual language, WWM Enterprise Fund, contract amount \$2,000,000.00 (26-03-S-137599-0106) Regional Wastewater Reclamation
33. Quest Civil Constructors, Inc., Amendment No. 5, to provide a job order contract for wastewater plant construction services and amend contractual language, WWM Enterprise Fund, contract amount \$4,500,000.00 (26-03-Q-137603-0106) Regional Wastewater Reclamation
34. Scott A. Krasner, M.D., P.C., d.b.a. Tucson Occupational Medicine, Amendment No. 5, to provide occupational medical services, extend contract term to 10/31/08 and amend contractual language, Self Insurance Trust Fund, contract amount \$400,000.00 (07-52-T-133105-0703) Risk Management
35. MBI Occupational Healthcare Tucson, Inc., Amendment No. 5, to provide occupational medical services and extend contract term to 10/31/08, Self Insurance Trust Fund, no cost (07-52-M-133137-0703) Risk Management
36. Stantec Consulting, Inc., Amendment No. 7, to provide update construction documents for the Valencia Road: Mission Road to I-19 Project, 1997 Bond Fund, no cost (16-04-S-137391-1105) Transportation

#### **Award**

37. Award of Contract: Requisition No. 0802364 to Parsons Water and Infrastructure, Inc. (Headquarters: Pasadena, CA) the respondent submitting the highest scoring proposal for project management and construction inspection services for the Ina Road WRF Capacity and Effluent Quality Upgrade Project, in an amount not to exceed \$14,000,000.00. 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: Jacobs Field Services of North America, Inc., Vanir Construction Management, Inc., until a contract is executed. Funding Source: 2004 Sewer System Revenue Bond. Administering Department: Regional Wastewater Reclamation Department.

#### **K. Public Works Administration**

38. RESOLUTION NO. 2008-158, approving an Intergovernmental Agreement with Maricopa County, Pinal County, City of Peoria and City of Tucson, to provide for the Arizona Benchmarking Study,

Transportation Special Revenue Fund, contract amount \$80,000.00 revenue (01-76-M-140945-0708)

**L. Real Property**

39. V10 Partners, L.L.C., to provide an Acquisition Agreement for Tax Parcel Nos. 140-36-004E, 140-36-004F, 140-36-004G, 140-36-004H and 140-36-004J located on the Southeast side of Valencia Road, North of Littletown Road for the Valencia Road: Alvernon Road to Kolb Road Project, RTA Bond Fund, contract amount \$1,315,218.00 including closing costs (22-04-V-140995-0708) Transportation

Motion carried to approve (4-0)

**M. Sheriff**

40. RESOLUTION NO. 2008–159, approving an Intergovernmental Agreement with the Town of Oro Valley, to provide for incarceration of municipal prisoners, General Fund, contract amount \$116,474.00 revenue (01-11-O-140933-0708)
41. RESOLUTION NO. 2008–160, approving an Intergovernmental Agreement with the Arizona Automobile Theft Authority, to provide for overtime, bait vehicle maintenance and LPRs to support vehicle theft enforcement, Arizona Automobile Theft Authority Grant Fund, contract amount \$33,025.00 revenue (01-11-A-140963-0708)
42. RESOLUTION NO. 2008–161, approving an Intergovernmental Agreement with the Town of Sahuarita, to provide for incarceration of municipal prisoners, General Fund, contract amount \$125,779.00 revenue (01-11-S-140964-0708)
43. Arizona Department of Education, Amendment No. 1, to provide participation in the Federal Food Program and permanently extend contract term, Federal Fund, no cost (01-11-A-134131-0704)
44. Sheriff's Auxiliary Volunteers of Green Valley, to provide property loss protection for auxiliary volunteer vehicles, Self Insurance Trust Fund, contract amount \$150,000.00 (12-11-S-140943-0708)

**N. Superintendent of Schools**

45. RESOLUTION NO. 2008–162, approving an Intergovernmental Agreement with the Pima County Recorder, to provide for local school district elections, Various School District Funds, contract amount \$10,000.00 (01-38-P-141001-0708)
46. RESOLUTION NO. 2008–163, approving an Intergovernmental Agreement with the Pima County Division of Elections, to provide for local school district elections, Various School District Funds, contract amount \$25,000.00 (01-38-P-141002-0708)

**O. Transportation**

- 47. RESOLUTION NO. 2008–164, approving an Intergovernmental Agreement with the Arizona Department of Transportation, to provide for changes in access control and an Encroachment Permit for the I-19 and Canoa Ranch Interchange Project and clarify long term maintenance responsibilities, no cost (01-04-A-140992-0708)
- 48. State of Arizona, Department of Transportation, Amendment No. 2, to provide for rural transportation services, extend contract term to 9/30/09 and amend contractual language, Transportation Operating Fund, contract amount \$288,315.00; Federal Section 5311 Fund, contract amount \$539,056.00 revenue (01-04-A-138593-0906)
- 49. Qwest Corporation, to provide a Utility Relocation Agreement for the Craycroft Road: River Road to Sunrise Drive Improvement Project, 1997 HURF Fund, contract amount \$276,998.00 revenue (03-04-Q-140996-0708)

**2. BOARD OF SUPERVISORS**

Approval of the Board of Supervisors' Meeting Schedule for the period September through December, 2008.

**3. DIVISION OF ELECTIONS**

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

<b>RESIGNATION</b>	<b>PRECINCT</b>	<b>PARTY</b>
Kulawske, William V.	345	DEM
<b>APPOINTMENTS</b>	<b>PRECINCT</b>	<b>PARTY</b>
Yuksel, Yahya	015	DEM
Decker Sr., John R.	034	DEM
Cianciotto, Jason M.	046	DEM
Farley, Stephen J.	074	DEM
Tucker, Michael D.	095	DEM
Williams, Barbara V.	097	DEM
Kinsey, Adam D.	103	DEM
Zaragoza, Gilberto G.	174	DEM
Madsen, Deborah D.	178	DEM
Mendoza, Charles A.	189	DEM
Edwards, Nici	237	GRN
Marquez, Marisol N.	293	DEM
Clanagan, Russell L.	396	DEM

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

- A. Patricia Geraghty Deely, Greater Oro Valley Arts Council, 2905 E. Skyline Drive, Tucson, June 28, 2008.
- B. Patricia Geraghty Deely, Greater Oro Valley Arts Council, 2905 E. Skyline Drive, Tucson, July 19, 2008.

C. Patricia Geraghty Deely, Greater Oro Valley Arts Council, 2905 E. Skyline Drive, Tucson, August 9, 2008.

5. **REAL PROPERTY**

Quit Claim Deed

City of Tucson, to provide a Quit Claim Deed for the Oak Tree Park as dedicated by the subdivision plat of Midvale Park according to Book 36 of Maps and Plats at Page 58, located in Section 3, T15S, R13E, G&SRM, Tax Parcel No. 137-31-3110. No cost. (District 5)

6. **REGIONAL WASTEWATER RECLAMATION**

**Public Announcement**

Pursuant to A.R.S. §49-391(C), a public comment period of 30 days must occur before any Pretreatment Consent Decree or Negotiated Settlement Agreement is made final. The Public Information Enforcement File for the following case(s) will be made available for public review or copies may be obtained for \$.35 per page at the Public Works Building, Pima County Wastewater Department's reception desk, 201 North Stone, 8th Floor, Tucson, Arizona, 85701. Comments will be taken for the next thirty days and written comments may be sent to Industrial Wastewater Control, 5025 W. Ina Road, Tucson, Arizona, 85743. If sufficient interest is expressed, a public hearing may be held by the Board of Supervisors. After the comment period, the Board of Supervisors will vote on acceptance of the following Settlement Agreement:

Sunbelt Rentals, a North Carolina Corporation, d.b.a. Nations Rent. Proposed settlement amount is \$500.00.

7. **RATIFY AND/OR APPROVE**

Minutes:     May 6, 2008  
               May 13, 2008  
               May 20, 2008  
               June 3, 2008

Warrants:    June, 2008

## ADDENDUM SUMMARY

### **Pima County Board of Supervisors' Meeting**

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

**July 1, 2008 9:00 a.m.**

#### **... 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 proposed settlement in McMahan v. Pima County, U.S. District Court Cause No. 06-CV-00193.

Motion carried to accept recommendation (5-0)

- B. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding a request that Pima County waive a potential conflict of interest to allow Katharina Richter to represent the Friends of Madera Canyon in an appeal of a decision of the Board of Adjustment to the Superior Court.

Motion carried to approve waiver (5-0)

- C. Pursuant to A.R.S. §38-431.03(A)(3), for legal advice regarding P21-08-010, Tortolita Presbyterian Church for a proposed communication tower located at 3770 W. Camino Alto.

Informational item only

- D. Pursuant to A.R.S. §38-431.03(A) (3), for legal advice regarding: 1) recommendations of the Meet and Confer Committee; 2) the proposed "Meet and Confer Agreement" between Pima County and SEIU Arizona; and 3) SEIU's proposed changes to Chapter 2.20 of the Pima County Code.

Informational item only

#### **BOARD OF SUPERVISORS SITTING IN REGULAR SESSION**

##### **1. BOARD OF SUPERVISORS**

- A. **Townsite of Arivaca Cooperative Water Company, Inc.**

RESOLUTION NO. 2008-**173**, of the Pima County Board of Supervisors, supporting the application by the Townsite of Arivaca Cooperative Water Company, Inc., to the Pascua Yaqui Tribe for a portion of the Tribe's annual contribution to cities, towns and counties. Discussion/action. (District 3)

Motion carried to approve (5-0)

**B. Meet and Confer Agreement**

This agreement would approve new personnel policies and union representation policies upon which the Meet and Confer Committee reached final agreement on May 29, 2008, and others which the Service Employees International Union would like the Board of Supervisors to decide because of a lack of committee agreement. The committee includes representatives of the union and of Pima County Management. It met this year under applicable terms of the Pima County Code. (District 5)

Motion carried to approve, as modified (5-0)

**C. Pima County Code Chapter 2.20**

Direction to staff to prepare an Ordinance to adopt changes to Chapter 2.20 of the Pima County Code. This would codify changes designed to provide more efficient and effective functioning of the County's Meet and Confer Process. (District 5)

Motion carried to approve (5-0)

**2. COUNTY ADMINISTRATOR**

**A. Meet and Confer Committee Recommendations**

Staff requests approval of the five (5) Meet and Confer proposals agreed to between SEIU and management, and adoption of the Personnel Policy modifications effectuating prorated leave and bereavement leave.

1. Establish a bereavement leave policy.
2. Amend Personnel Policies to provide for prorated accruals of leave.
3. Conduct a study of bilingual skills needs and potential compensation.
4. Permit unions to make written materials available at employee orientations.
5. Provide for a limited parking allowance for employees parking downtown.

Motion carried to approve (5-0)

**B. Postponement of Bond Election to November 3, 2009**

Staff and the Bond Advisory Committee recommend the Board of Supervisors take action to postpone a future bond election until November 3, 2009.

Motion carried to approve (5-0)

**C. Election Integrity Issues and Actions**

Staff recommends the following:

1. Appoint Dr. John Moffatt, Office of Strategic Technology Planning, as the individual to observe the installation and modification of any election management software or computer programs used for County election administrative purposes, and designate the County's Chief Information Officer as a substitute if Dr. Moffatt is unavailable.
2. Direct for advertising the proposed ordinance requiring fingerprinting and criminal history records check on prospective and current employees, to include only those

individuals employed in the Elections Division and Recorder's Office who are responsible for or involved in the conduct of an election in Pima County.

3. Authorize and approve the job classifications of Deputy Director of Elections, Compliance Officer and Training Officer for the Division of Elections, and approve the selection process and panel composition as identified.
4. Develop, in consultation with the political parties of Pima County, a standard procedure for the turnover of future election databases at the time of approval of the official canvass for that election.
5. Direct the Elections Director and, if necessary, County Administrator to meet monthly with all political party chairs to improve communications and to ensure the efficient, effective, as well as secure conduct of elections in Pima County.
6. Ask the political party chairs or their representatives to review County procedures related to early ballot tabulation and precinct level modem result transmission to determine if appropriate modifications are necessary, and implement said modifications if there is unanimous agreement among the political parties and technical experts that modifications will not compromise election vote tabulation or make election outcomes less secure.
7. Direct the County Administrator, in cooperation with the Director of Elections and the County Recorder, to establish a series of controls that ensure the accountability of all ballots and votes cast.
8. Direct the County Administrator, in cooperation with the Director of Elections and the County Recorder, to establish a series of controls that document the chain of custody for ballots as well as equipment used in an election as required by H.B. 2451.
9. Establish an Election Integrity Commission and appoint representatives at the earliest possible date.
10. Double the number of precincts for hand counting verification over the minimum prescribed by law.
11. Direct the County Administrator and Dr. John Moffatt to employ two independent, nationally accredited testing firms or laboratories to independently validate the integrity of software systems and databases used for each election.

Motion carried to approve, as modified (5-0)

**D. Citizen Request for Resolution on the Tucson Electric Power–Vail 138kV System Project**

RESOLUTION NO. 2008–174, of the Pima County Board of Supervisors, in support of the June, 2008 decision of the Arizona Power Plant and Transmission Line Siting Committee to deny a Certificate of Environmental Compatibility for Phase II of the Tucson Electric Power Vail Area 138kV System Project.

Motion carried to approve (5-0)

E. **Scoping Comments on Rosemont Copper Mine Project Environmental Impact Statement**

Staff requests approval to submit a report to the Forest Service prior to the scoping comment deadline of July 14, 2008, and permission to include additional comments if received prior to the deadline.

Motion carried to approve (5-0)

3. **Community Development and Neighborhood Conservation**

The Pima County Neighborhood Reinvestment Oversight Committee recommends approval of the following Neighborhood Reinvestment Project and authorization for staff to negotiate a future Intergovernmental Agreement:

<b>Neighborhood</b>	<b>Project</b>	<b>Estimated Budget</b>
Picture Rocks	BMX-Skate Park	\$383,000.00

Motion carried to approve (5-0)

4. **CONTRACTS**

A. **Community Resources**

1. University Physicians Healthcare, **Amendment No. 1**, to provide adolescent healthcare services at Kino Teen Center, extend contract term to 9/30/08 and amend contractual language, General Fund, contract amount \$37,500.00 (02-67-U-137393-1105)

Motion carried to approve (5-0)

B. **Community Services**

2. RESOLUTION NO. 2008-**175**, approving an Intergovernmental Agreement with the Arizona Department of Economic Security, to provide employment and training services to participants in the Workforce Investment Act Program, DES Grant Fund, contract amount \$5,125,743.00 revenue (01-69-A-141029-0408)

Motion carried to approve (5-0)

3. RESOLUTION NO. 2008-**176**, approving an Intergovernmental Agreement with the Arizona Department of Economic Security, to establish a Cooperative Program for the provision of vocational rehabilitation and employment opportunities for mutually eligible clients, DES Grant Fund, contract amount \$1,121,827.00 revenue (01-69-A-141030-0405)

Motion carried to approve (5-0)

**C. Forensic Science Center**

4. Pinal County, Amendment No. 1, to provide for medical examiner services and amend contractual language, General Fund, contract amount \$35,000.00 revenue (01-48-P-136056-0505)

Motion carried to approve (5-0)

**D. Information Technology**

5. NextG Networks of California, Inc., to provide a Non-Exclusive Right-of-Way Use License for fiber transport facilities, General Fund, total contract amount \$72,000.00 revenue/5 year term (12-14-N-141023-0708)

Motion carried to approve (5-0)

6. RESOLUTION NO. 2008–177, approving an Intergovernmental Agreement with the U.S. Department of Homeland Security, Customs and Border Protection, Secure Border Initiative, to construct, install, operate and maintain certain equipment on specific County property located at 33200 South Sasabe Highway, no cost (01-14-U-141027-0708)

Motion carried to approve, as modified (5-0)

**E. Pima Health Systems**

7. Arizona Board of Regents, to provide for coordinating clinical educational programs for the education and training of health sciences students at Posada del Sol Healthcare Center, no cost (07-55-A-141031-0608)

Motion carried to approve (5-0)

**F. Regional Wastewater Reclamation Department**

8. MWH Constructors, Inc., Amendment No. 1, to provide Construction Manager at-risk services for the Ina Road WPCF Capacity and Effluent Quality Upgrade Project and amend contractual language, 2004 Sewer Revenue Bond Fund, contract amount \$2,400,000.00 (03-03-M-140959-0408)

Motion carried to approve (5-0)

**G. Transportation**

9. Tucson/Pima Arts Council, Amendment No. 3, to provide for the Pima County Public Art Program, extend contract term to 6/30/09 and amend contractual language, 2004 Bond Fund, contract amount \$72,000.00 (07-04-T-135922-1204)

Motion carried to approve (5-0)

10. Hunter Contracting Company, Amendment No. 5, to provide Mt. Lemmon/Summerhaven Public Works Improvements-Construction Manager at-risk for the Sabino Canyon Parkway Improvement Project and extend contract term to 10/31/08, no cost (03-04-H-137051-0905)

Motion carried to approve (5-0)

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

A. **Cable Renewal Committee**

Staff requests the Temporary Cable Renewal Committee and all present appointed member terms be extended to December 31, 2008.

Motion carried to approve (5-0)

B. **Pima County Election Integrity Committee**

1. Appointment of Tom Ryan. (District 3)
2. Appointment of Dr. Arnold B. Urken. (County Administrator)

Motion carried to approve (5-0)

C. **State Board of Equalization**

Appointment of Michael Ebert to fill existing vacancy. Term expiration: 12/31/08. (District 4)

Motion carried to approve (5-0)

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.  
DATE POSTED: 6/27/08  
TIME POSTED: 12:30 P.M.

## ADDENDUM II SUMMARY

### **Pima County Board of Supervisors' Meeting**

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

**July 1, 2008 9:00 a.m.**

#### **1. INSTITUTIONAL HEALTH**

- A. Discussion/direction to staff regarding a short-term contract with ConMed Healthcare Management for preparation to assume control for the provision of healthcare services at the Pima County Adult Detention Complex effective August 1, 2008.

Motion carried to approve (5-0)

- B. Correctional Medical Services, Amendment No. 3, to provide for correctional health care services for inmates at the Adult Detention Complex and extend contract term to 7/31/08, no cost (18-65-C-137985-0406)

Motion carried to approve (5-0)

#### **2. DEVELOPMENT SERVICES**

##### **Appointment of Chief Zoning Inspector**

Pursuant to A.R.S. §11-808, staff requests approval of the appointment of Diane C. Whittemore as the Chief Zoning Inspector.

Motion carried to approve (5-0)

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.  
DATE POSTED: 6/30/08  
TIME POSTED: 11:15 A.M.