

MINUTES, FLOOD CONTROL DISTRICT BOARD

JULY 6, 2010

The Pima County Flood Control District Board met in its regular session in the regular meeting place of the Pima County Board of Supervisors (Hearing Room), 130 West Congress Street, Tucson, Arizona, at 9:00 a.m. on Tuesday, July 6, 2010. Upon roll call, those present and absent were as follows:

All Present: Ramón Valadez, Chairman
 Sharon Bronson, Vice Chair
 Ray Carroll, Member
 Ann Day, Member
 Richard Elías, Member
 Lori Godoshian, Clerk

1. **RIPARIAN HABITAT MITIGATION PLAN**

Staff requests approval of the Riparian Habitat Mitigation Plan for Circle Tree Ranch, Revision No. 1, P1208-043, for a proposed expansion of an existing residential treatment facility located within mapped important riparian areas with underlying Class H and Class H habitat, at the intersection of Tanque Verde and Houghton Roads adjacent to the Agua Caliente Wash. (District 4)

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to approve the plan.

2. **AWARD**

Award of Contract, Requisition No. 1002234, in the amount of \$1,371,137.50 to the lowest responsive bidder, The Ashton Company, Inc., (Headquarters: Tucson, AZ) for the construction of the Santa Cruz River Park Path Improvements: Grant Road to El Camino del Cerro (West Bank). The contract term is 12 months with the ability to extend for project completion. Funding Source: 2004 Bond Fund. Administering Department: Regional Flood Control District.

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to approve the award.

3. **CONTRACT**

First American Title Insurance Company, as Trustee under Trust No. 4717, to provide a donation agreement for 65.25 acres located east of the Civano Subdivision, Tax

Parcel No. 141-01-678A, Floodprone Land Acquisition Fund, contract amount \$17,500.00 for estimated closing and survey costs (11-59-F-143108-0706)

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to approve the contract.

4. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 11:55 a.m.

MINUTES, LIBRARY DISTRICT BOARD

JULY 6, 2010

The Pima County Library District Board met in regular session at the regular meeting place of the Pima County Board of Supervisors (Hearing Room), 130 West Congress Street, Tucson, Arizona, at 9:00 a.m. on Tuesday, July 6, 2010. Upon roll call, those present and absent were as follows:

All Present: Ramón Valadez, Chairman
 Sharon Bronson, Vice Chair
 Ray Carroll, Member
 Ann Day, Member
 Richard Elías, Member
 Lori Godoshian, Clerk

1. **CONTRACTS**

- A. Arizona State Library, Archives and Public Records, to provide for a pilot project to test e-books for homebound library customers, Library Services and Technology Grant Fund, contract amount \$14,427.00 revenue (02-66-A-143091-0710)

- B. Arizona State Library, Archives and Public Records, to provide for the Employment Redirect: Midlife and Beyond Project, Library Services and Technology Grant Fund, contract amount \$46,400.00 revenue (02-66-A-143092-0710)

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to approve the contracts.

2. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 11:55 a.m.

MINUTES, ZONING ENFORCEMENT BOARD OF APPEALS

JULY 6, 2010

The Pima County Zoning Enforcement Board of Appeals met in regular session in its regular meeting place at Pima County Administration Building (Hearing Room), 130 West Congress Street, Tucson, Arizona, at 9:00 a.m. on Tuesday, July 6, 2010. Upon roll call, those present and absent were as follows:

Present: Ramón Valadez, Chairman
 Sharon Bronson, Vice Chair
 Ray Carroll, Member
 Ann Day, Member
 Richard Elías, Member
 Lori Godoshian, Clerk

1. **CALL TO THE PUBLIC: (for Executive Session items only)**

The Chairman inquired whether anyone wished to be heard. No one appeared.

2. **LITIGATION**

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. P10CV00106-1 and 2, Alexander Thomas Wilson. The Board may also, during the course of the hearing and upon motion, enter into executive session.

This item was informational only. No Board action was taken.

3. **APPEAL OF HEARING OFFICER'S DECISION**

P10CV00106-1 and 2, Alexander Thomas Wilson

In accordance with the Pima County Zoning Code Section 18.95.030C, Alexander Thomas Wilson appeals the decision of the Hearing Officer in Case No. P10CV00106-1 and 2 regarding violations to Zoning Code Sections 18.09.020.Q and 18.07.030.C, open storage of used materials, debris, etc.; and Sections 18.03.20.J.1, 18.03.20 and 18.17.030, junkyard not a permitted use in the SR zone, on property located at 11555 E. Speedway Boulevard. (District 4)

Rick Bruster, Land Use Unit Supervisor, reported that this case was opened after receiving complaints of open storage and junk yard use on the subject property. Initial inspections indicated violations existed, citations were issued on February 17, 2010, and a hearing date was set for April 15, 2010. An inspection, prior to the hearing, revealed that the property had been cleaned up and was again in compliance. Mr. Bruster reported that the Mr. Wilson did not appear at the administrative hearing. The Hearing Officer found in favor of Pima County and

levied a fine of \$375.00 each for the two violations. Staff was advised that an appeal of the Hearing Officer's decision had been filed on May 5, 2010, which essentially stated that the property was entitled to a different standard of allowable open storage due to the status as a non-conforming use.

Mr. Bruster advised that the appellant had been cited and found responsible for zoning violations in the past and had previously appeared before this Board on July 1, 2008, regarding the same matter. At that time, the Board denied the appeal and upheld the Hearing Officer's decision. He recommended the Hearing Officer's decision be upheld due to the history of the repeat violations.

Alexander Wilson, appellant, addressed the Board and stated that in 1985, the property was designated as a guest ranch and grandfathered with non-conforming SR zoning. He felt the property was being improperly held to standards for conforming SR zoning and that the guest ranch could not operate under conditions that limit storage space to 200 square feet.

Supervisor Elías requested clarification on the validity of the 1985 agreement. Mr. Bruster responded that although the zoning does allow the operation of the guest ranch, the presence of open storage and use as a junk yard had never been an acceptable use in SR or non-conforming SR zoning.

On consideration, it was moved by Supervisor Carroll, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to affirm the Hearing Officer's decision including the fines and deny the appeal.

4. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 11:55 a.m.

MINUTES, BOARD OF SUPERVISORS' MEETING

JULY 6, 2010

The Pima County Board of Supervisors met in regular session in its regular meeting place at Pima County Administration Building (Hearing Room), 130 West Congress Street, Tucson, Arizona, at 9:00 a.m. on Tuesday, July 6, 2010. Upon roll call, those present and absent were as follows:

All Present: Ramón Valadez, Chairman
 Sharon Bronson, Vice Chair
 Ray Carroll, Member
 Ann Day, Member
 Richard Elías, Member
 Lori Godoshian, Clerk

1. **INVOCATION**

The invocation was given by Pastor Mike Nowak, Church of Christ on Mountain Avenue.

2. **PLEDGE OF ALLEGIANCE**

All present joined in the Pledge of Allegiance.

3. **PAUSE 4 PAWS**

The Pima County Animal Care Center showcased an animal available for adoption.

4. **PRESENTATION/PROCLAMATION**

Presentation of a proclamation to Carl Bedford Jr., Chairman of the Pima County-Tucson Commission on Addiction, Prevention and Treatment, celebrating the production of the May 2010 report titled:

“A Call to Action: Reduce Underage Drinking in Pima County”

Carl Bedford Jr., Chairman of the Pima County-Tucson Commission on Addition, Prevention and Treatment and Pastor Roy, Chairman of the Pima County Prevention Coalition, accepted the proclamation from Supervisor Elias and expressed their thanks for the Boards’ support.

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to approve the proclamation.

... **EXECUTIVE SESSION**

On consideration, it was moved by Supervisor Day, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, that the Board convene to Executive Session at 9:10 a.m.

5. **RECONVENE**

The meeting reconvened at 9:55 a.m. All members were present.

6. **CALL TO THE PUBLIC (for Executive Session items only)**

The Chairman inquired whether anyone wished to be heard on any item listed under Executive Session. No one appeared.

7. **LITIGATION**

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 the Law Firm of DeConcini, McDonald, Yetwin and Lacey to represent Pima Community College with respect to the East Broadway/Pantano Superfund site.

Chris Straub, Chief Deputy County Attorney, stated that this was a request to allow the law firm of DeConcini, McDonald, Yetwin and Lacey to represent Pima Community College regarding the Broadway-Pantano Water Quality Assurance Revolving Fund Site matter. He advised that waivers of conflicts of interest were entirely at the discretion of the Board.

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to approve the waiver.

8. **LITIGATION**

Pursuant to A.R.S. §38-431.03(A) (3) and (4), to provide legal advice and direction to request authority to appeal portions of the final judgment in the matter of Town of Marana v. Pima County, Maricopa County Superior Court No. CV2008-001131.

Chris Straub, Chief Deputy County Attorney, stated that the County Attorney's Office and outside counsel, Gabroy, Rollman and Bosse, requested authority to proceed with this case as discussed in Executive Session.

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías, and unanimously carried by a 5-0 vote, to proceed as discussed in Executive Session.

9. LITIGATION

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 Attorney Howard Baldwin to represent Kathleen and George ~~Simmons~~ Simons with respect to their claims against Pima County arising from a zoning enforcement matter.

Chris Straub, Chief Deputy County Attorney, advised that this was a request by Attorney Howard Baldwin that Pima County waive a potential conflict of interest to allow him to represent Kathleen and George Simons with respect to their claims against Pima County arising from a zoning enforcement matter. He stated that waivers of conflicts of interests were entirely at the discretion of the Board.

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías, and unanimously carried by a 5-0 vote, to approve the waiver.

10. LITIGATION

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 Squire, Sanders & Dempsey, L.L.P., to represent General Electric Company on the Broadway-Pantano Water Quality Assurance Revolving Fund Site matter.

Chris Straub, Chief Deputy County Attorney, advised that this was a request that Pima County waive a potential conflict of interest to allow Squire, Sanders & Dempsey, L.L.P., had requested to represent General Electric Company regarding the Broadway-Pantano Water Quality Assurance Revolving Fund Site matter. He stated that waivers of conflicts of interests were entirely at the discretion of the Board.

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías, and unanimously carried by a 5-0 vote, to approve the waiver.

11. LITIGATION

Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding an early settlement offer concerning the Broadway-Pantano Water Quality Assurance Revolving Fund Site.

Chris Straub, Chief Deputy County Attorney advised that this matter concerned an early settlement offer from the Arizona Department of Environmental Quality to resolve potential liability that Pima County might have concerning the Broadway-Pantano Water Quality Assurance Revolving Fund Site. The County Attorney's Office requested authority to proceed in the manner discussed in Executive Session.

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías, and unanimously carried by a 5-0 vote, to proceed as discussed in Executive Session.

REGULAR AGENDA/ADDENDUM ITEMS

12. ECONOMIC DEVELOPMENT AND TOURISM

Presentation

Presentation by Korina Gregg, President of the National Association of Women Business Owners (NAWBO), regarding NAWBO's Public Policy Guidelines.

Korina Gregg addressed NAWBO's recent activities and Public Policy Guidelines.

This was an informational item only, no action was taken by the Board.

13. CONSENT CALENDAR: For consideration and approval

A. CALL TO THE PUBLIC

The Chairman inquired whether anyone wished to be heard on any item listed for action on the Consent Calendar. No one appeared.

B. APPROVAL OF CONSENT CALENDAR

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Bronson and carried by a 4-1 vote, Supervisor Carroll voting "Nay," to approve the Consent Calendar as presented.

CONSENT CALENDAR ITEMS ARE AS FOLLOWS:

1. CONTRACTS AND AWARDS

A. Community Development and Neighborhood Conservation

1. RESOLUTION NO. 2010 – 139, approving an Intergovernmental Agreement with the City of Tucson, to provide assistance, development, and operation of low-income family housing for the Home Investment Partnerships Program, HOME Federal Grant Fund, contract amount \$997,955.00 revenue (01-70-T-143061-0710)

2. RESOLUTION NO. 2010 – 140, approving an Intergovernmental Agreement with the Town of Marana, to provide for the Community Development Block Grant and Home Investment Partnership Programs, no cost (01-70-M-143070-0710)
3. RESOLUTION NO. 2010 – 141, approving an Intergovernmental Agreement with the Town of Sahuarita, to provide for the Community Development Block Grant and Home Investment Partnership Programs, no cost (01-70-S-143071-0710)
4. RESOLUTION NO. 2010 – 142, approving an Intergovernmental Agreement with the Town of Oro Valley, to provide for the Community Development Block Grant and Home Investment Partnership Programs, no cost (01-70-O-143072-0710)
5. RESOLUTION NO. 2010 – 143, approving an Intergovernmental Agreement with the City of South Tucson, to provide for the Community Development Block Grant and Home Investment Partnership Programs, no cost (01-70-S-143073-0710)
6. State of Arizona, Dept. of Commerce - Energy Office, Amendment No. 2, to provide weatherization services for the Low-Income Assistance Program and amend contractual language, no cost (01-70-A-141978-0509)
7. State of Arizona, Dept. of Commerce - Energy Office, Amendment No. 2, to provide weatherization services for the Low-Income Home Energy Assistance Program and extend contract term to 6/30/11, no cost (02-70-A-142212-0809)
8. RESOLUTION NO. 2010 – 144, with the State of Arizona, Dept. of Commerce - Energy Office, to provide for weatherization services for the Low-Income Home Energy Assistance Program, U.S. Department of Health and Human Services Grant Fund, contract amount \$149,303.00 revenue (02-70-A-143062-0710)
9. RESOLUTION NO. 2010 – 145, with the State of Arizona, Dept. of Commerce Energy Office, to provide for weatherization services for the Low-Income Assistance Program, Southwest Gas Fund, contract amount \$11,509.00 revenue (02-70-A-143063-0710)

B. Community Services, Employment and Training

- 10. RESOLUTION NO. 2010 -146, approving an Intergovernmental Agreement with the Arizona Department of Economic Security, to provide case management, supportive services, general transportation and employment related services, WIA Grant Fund, contract amount \$1,744,444.00 revenue (01-69-A-143044-0710)
- 11. RESOLUTION NO. 2010 - 147, approving an Intergovernmental Agreement with the U.S. Department of Housing and Urban Development (HUD), to provide the administration of the La Casita Project, HUD Grant Fund. contract amount \$221,935.00 revenue (01-69-U-143048-0710)
- 12. Loyola Associates, Amendment No. 4, to provide consultation for grant writing, planning, evaluation, research, facilitation services and amend contractual language, no cost (07-69-L-140774-0208)
- 13. Amendment No. 2, to provide behavioral health counseling services, extend contract term to 6/30/11 and amend contractual language, no cost, for the following:

<u>Vendor</u>	<u>Contract No.</u>
Portable Practical Education Preparation, Inc.	07-69-P-141058-0708
Our Family Services, Inc.	07-69-O-141080-0708
Our Pueblo Counseling, Inc.	07-69-O-141081-0708
Empower Labor Market Services d.b.a. Empower Counseling and Consulting, Inc.	07-69-E-141082-0708

- 14. Interfaith Community Services, Amendment No. 3, to provide emergency financial assistance and case management, referral and advocacy services, extend contract term to 6/30/11 and amend contractual language, Federal and State Social Services Grant Funds, contract amount \$76,000.00 (07-69-I-141764-0708)
- 15. Arizona Department of Economic Security, Amendment No. 3, to provide employment and training services, Arizona Department of Economic Security and ARRA Grant Funds, contract amount \$300,000.00 revenue (01-69-A-141894-0209)

16. Primavera Foundation, Inc., to provide workforce development services for the CASA Project, U.S. Department of Housing and Urban Development Grant Fund, contract amount \$105,542.00 (07-69-P-143043-0510)
17. Open Inn, Inc., Las Casitas, to provide workforce development services for the Las Casitas Project, U.S. Department of Housing and Urban Development Grant Fund, contract amount \$68,950.00 (07-69-O-143045-0710)
18. Comin Home, Inc., Project Advent, to provide transitional housing for Project Advent, U.S. Department of Housing and Urban Development Grant Fund, contract amount \$134,793.00 (07-69-C-143046-0710)
19. Primavera Foundation, Inc., to provide transitional housing with supportive services to the homeless, U.S. Department of Housing and Urban Development Grant Fund, contract amount \$112,415.00 (07-69-P-143047-0710)
20. SER-Jobs for Progress of Southern Arizona, to provide staff at the One Stop Career Center, U.S. Department of Labor, Arizona Department of Economic Security and other Workforce Funds, contract amount \$894,000.00 (07-69-S-143049-0710)
21. SER-Jobs for Progress of Southern Arizona, Inc., to provide staff at the Las Artes One Stop Career Center, U.S. Department of Labor, Arizona Department of Economic Security and other Workforce Funds, contract amount \$480,055.00 (07-69-S-143050-0710)
22. Our Family Services, Inc., to provide transitional housing with supportive services to the homeless for the Las Casitas Project, HUD-SHP Grant Fund, contract amount \$107,386.00 (07-69-O-143051-0710)
23. SER-Jobs for Progress of Southern Arizona, Inc., to provide workforce development staff at the Jackson Employment Center, U.S. Department of Labor, Arizona Department of Economic Security and other Workforce Funds, contract amount \$398,068.00 (07-69-S-143052-0710)
24. Arizona Housing and Prevention Services, Inc., to provide transitional housing with supportive services for the New Chance Collaboration, HUD-SHP Grant Fund, contract amount \$149,028.00 (07-69-A-143053-0710)

25. Catholic Community Services, Inc. d.b.a. Community Outreach for the Deaf Program, to provide staff at the One Stop Career Center, U.S. Department of Labor, Arizona Department of Economic Security and other Workforce Funds, contract amount \$71,497.00 (07-69-C-143055-0710)
26. DK Advocates, Inc., to provide staff at the One Stop Career Center, U.S. Department of Labor, Arizona Department of Economic Security and other Workforce Funds, contract amount \$61,367.00 (07-69-D-143056-0710)
27. Catholic Community Services, Inc., d.b.a. Pio Decimo, to provide staff at the One Stop Career Center, U.S. Department of Labor, Arizona Department of Economic Security and other Workforce Funds, contract amount \$97,867.00 (07-69-C-143057-0710)
28. SER-Jobs for Progress of Southern Arizona, Inc., to provide basic education and workforce development services for youth, U.S. Department of Labor and Arizona Department of Economic Security, contract amount \$241,200.00; General Fund, contract amount \$3,000.00 (07-69-S-143078-0710)
29. Old Pueblo Community Services, Inc., to provide transitional housing with supportive services to the homeless for the New Chance Collaboration, HUD-SHP Grant Fund, contract amount \$113,582.00 (07-69-O-143079-0710)
30. The Salvation Army, to provide workforce development services to the homeless for the CASA Project, HUD-SHP Grant Fund, contract amount \$93,920.00 (07-69-S-143080-0510)

C. County Attorney

31. Encore Discovery Solutions, Amendment No. 3, to provide document imaging services for Seaboard Surety Company v. Pima County et. al., CV-2008-009136, RWRD Enterprise Fund, contract amount \$35,000.00 (29-02-E-141908-0908)
32. RESOLUTION NO. 2010 - 148, authorizing participation in the Arizona Criminal Justice Commission Crime Victim Assistance Program, to provide for three (3) FTE Victim Witness personnel, Crime Victim Assistance Program Grant Fund, contract amount \$106,900.00 revenue; General Fund, contract amount \$106,900.00 matching funds (02-02-A-143054-0710)

33. Quarles and Brady, Streich Lang, L.L.P., to provide legal advice and representation for the Kino Hospital pharmacy audit and investigation for the term 6/28/10 to 6/27/15, Board of Supervisors Contingency Fund, contract amount \$50,000.00 (17-02-Q-143076-0610)

D. Health Department

34. Arizona Department of Health Services, Amendment No. 2, to provide for a public health physical activity program and amend contractual language, Federal Fund, contract amount \$83,232.06 revenue (01-01-A-140820-0408)
35. The Youth Corps of America, Inc., to provide after school health and education activities for youth under the Martial Arts Resiliency Skills Program, 1% for Youth Fund, contract amount not to exceed \$6,000.00 (32-01-Y-143040-0701)
36. Carondelet Health Network, to provide wellness initiatives in health, human services and faith-based organizations, Health Fund, contract amount \$1,529,611.00 (07-01-C-143077-0310)
37. Arizona Department of Health Services, Amendment No. 4, to provide for the Smoke Free Arizona Act, extend contract term to 6/30/12 and amend contractual language, State Grant Fund, contract amount \$284,007.00 revenue (01-01-A-139453-0507)

E. Information Technology

38. RESOLUTION NO. 2010 - 149, approving an Intergovernmental Agreement with the Town of Oro Valley, to provide a site-specific supplemental agreement for the implementation of the Pima County Wireless Integrated Network, no cost (01-14-O-143059-0710)
39. Arizona Department of Public Safety, Amendment No. 1, to provide reciprocal co-location of radio communication systems per site-specific agreements for the term 8/21/08 to 5/14/12, no cost (01-14-A-139470-0507)
40. Arizona Department of Public Safety, Amendment No. 2, to provide reciprocal co-location of radio communication systems per site-specific agreements and amend contractual language, PCWIN Project Fund, contract amount \$5,000.00 (01-14-A-139470-0507)

41. Arizona Department of Public Safety, Amendment No. 3, to provide reciprocal co-location of radio communication systems per site-specific agreements and amend contractual language, PCWIN Project Fund, contract amount \$15,000.00 (01-14-A-139470-0507)

F. Natural Resources, Parks and Recreation

42. Community Food Bank, Inc., Amendment No. 2, to provide a lease agreement for the addition to the premises located at 28720 S. Nogales Highway, Amado, AZ and amend contractual language, no cost (04-05-C-138616-1006)
43. Arizona Superior Court - Juvenile Court Center, Amendment No. 1, to provide juvenile work crew services for the term 6/20/10 to 6/30/11, no cost (01-05-A-142479-0609)
44. United Community Health Center–Maria Auxiliadora, Inc., to provide a lease agreement for the Amado United Community Health Center located at 28720 S. Nogales Highway, for a primary care clinic, no cost (04-05-U-143086-0710)

G. Office of Court Appointed Counsel

Awards

45. Qualified Applicant: Award of a three-year contract in the amount of \$75,000.00 each to the following twenty-three applicants for court appointed attorney services on the Appeals Panel to represent indigents appealing their conviction or sentence in the Arizona Court of Appeals, as well as representation in any proceeding for post-conviction relief filed simultaneously with, or during the course of, the appeal, pursuant to Rule 32, Arizona Rules of Criminal Procedure. The contract provides one renewal for an additional three-year period. Funding Source: General Fund. Administering Department: Office of Court Appointed Counsel.

Jacob Amaru
Robert Backus
Stephanie Bond
Jeffrey Buchella
Gene Chang
R. Lamar Couser
Emily Danies
Wanda Day
Anne Elsberry
Nicole Farnum
Megan Hill
Cornelia Hochar

Thomas Jacobs
Henry Jacobs
Robert Kerry
Harriette Levitt
John Lovell
Eric Manch
Vanessa Moss
Bradley Roach
Brick Storts, III
Kimberly Van Amburg
Ronald Zack

46. Qualified Applicant: Award of a three-year contract in the amount of \$180,000.00 each to the following thirty applicants for investigator services. The contract provides one renewal for an additional three-year period. Funding Source: General Fund. Administering Department: Office of Court Appointed Counsel.

Gil Alegria	Beraldo Grijalva
Weaver Barkman	Lois Grushka
James Beede	Marvin Harris
Mellisse Brydges	Dean Linqvist
Charles Caramella	Christine McGarvey
Greg Carson	Tony Miller
Ken Dagostino	Richard Muha
Leland Damner	Ian Patterson
Margaret DiFrank	Mario Rubalcava
Randy Downer, Jr.	Diane Salvestrini
Leo Duffner	Ollie Sartor
Jack Duke	Gregory Snider
Gilbert Duron	Charlie Taylor
Joseph Godoy	Olivia Valenzuela
Erik Godtlibsen	James Williams

47. Qualified Applicant: Award of a three-year contract in the amount of \$200,000.00 each to the following fifty-one applicants for court appointed attorney services on the Pima County Justice Court Misdemeanor Panel. The contract provides one renewal for an additional three-year period. Funding Source: General Fund. Administering Department: Office of Court Appointed Counsel.

Edwin Aguilar	Nicki DiCampi	Eric Manch
Janet Altschuler	Patrick Doyle	Patrick Moran
Jacob Amaru	Anne Elsberry	Nanette Morrow
Robert Backus	Nicholas Fontana	Vanessa Moss
Carlos Betencourt	James Fullin	Thomas Norton
Ricardo Bracamonte	Paul Gattone	Natalie Prince
Elizabeth Brunner	Lawrence Gee	Mark Resnick
Michelle Carson	Christie Green	Bradley Roach
Jose Chaidez	Andrew Higgins	Kristian Salter
Gene Chang	Megan Hill	Stephanie Stoltman
Darlene Chavira-Chavez	Kimberly Hunley	Douglas Taylor
Elizabeth Cirillo	Henry Jacobs	Joseph Valenti
Michael Colmenero	Dmitry Kashtelyan	Noah Van Amburg
Elías Damianakos	Chris Kimminau	Michael Vaughan
Maria Davilla	Jack Lansdale	Sidney Wolitzky
Stuart deHANN	Nathan Leonardo	Ronald Zack
Anna Dennis	Arlene Leoni	Arthur Zaragoza

48. Qualified Applicant: Award of a three-year contract in the amount of \$150,000.00 each to the following seven Title 36/Mental Health Contract panel applicants. The contract provides one renewal for an additional three-year period.

Funding Source: General Fund. Administering Department: Office of Court Appointed Counsel.

Davida Arambula
Ann Bowerman
Cynthia Ettinger
G. Mark Johnson

Joel Margaretten
Philip Tor
Herman Zickerman

49. Qualified Applicant: Award of a three-year contract in the amount of \$200,000.00 each to the following fourteen applicants, to provide paralegal services. The contract provides one renewal for an additional three-year period. Funding Source: General Fund. Administering Department: Office of Court Appointed Counsel.

Stacey Archambault
Charles Caramella
Georgette Escobar
Deborah Gaynes
Sylvia Hernandez-Garza
Corey Kline
Christine McGarvey

Ken Peasley
Stacy Portillo
Tonia Quist
Lynn Roberts
Cynthia Shrader
Marshall Tandy
Amy Villarreal-Orantez

50. Qualified Applicant: Award of a three-year contract in the amount of \$150,000.00 each to the following eight applicants, to provide mitigation services. The contract provides one renewal for an additional three-year period. Funding Source: General Fund. Administering Department: Office of Court Appointed Counsel.

Barbara Bixby
Margaret DiFrank
Alan Ellis
Cheryl Fischer

Deborah Gaynes
Christine McGarvey
Lynn Roberts
Diane Salvestrini

51. Qualified Applicant: Award of a three-year contract in the amount of \$180,000.00 each to the following twenty-seven applicants for court appointed attorney services on the Post Conviction Relief Panel. The contract provides one renewal for an additional three-year period. Funding Source: General Fund. Administering Department: Office of Court Appointed Counsel.

Robert Backus
Stephanie Bond
Jeffrey Buchella
Barbara Catrillo
Gene Chang
Patrick Coppen
Emily Danies
Erin Duffy
Anne Elsberry

Henry Jacobs
Harley Kurlander
John Lovell
Richard Luff
Gail Natale
Richard Parrish
Jennifer Sanders
Kenneth Sanders
Susan Schauf

Nicole Famum
Lawrence Gee
Thomas Higgins
Harold Higgins
Cedric Hopkins

Brick Storts, III
Douglas Taylor
Jill Thorpe
Ronald Zack

52. Qualified Applicant: Award of a three-year contract in the amount of \$300,000.00 each to the following sixty-two applicants for court appointed attorney services on the Pima County Juvenile Court. The contract provides one renewal for an additional three-year period. Funding Source: General Fund. Administering Department: Office of Court Appointed Counsel.

Edwin Aguilar
Donn Alpert
Janet Altschuler
Davida Arambula
Cynnamon Arizpura
Bradley Armstrong
Robert Backus
Belinda Bremiller
Henry Cabrera
Joan Caplan
Gene Chang
Darlene Chavira-Chavez
Michael Colmenero
Kathleen Coughlin
George Curtis
Domingo Degrazia
Nicki DiCampi
Margo Donaldson
Cynthia Ettinger
Geoffrey Ferlan
Nicholas Fontana

James Fullin
Bob Gary
Lawrence Gee
Thea Gilbert
John Gilmore
Christie Green
Linda Herzog
Cedric Hopkins
Tiffany Huffman-Spiers
James Hunter
Jane Jacobs Walton
Jeffrey Judge
Susan Kettlewell
David Kovalik
Charles Lagattuta
Jack Lansdale
Phillip Larriva
Suzanne Laursen
Frederick Lomayesva
Barbara Magee
Sarah Martin

Kymberley Moffett
Thomas Norton
Salvatore Nuccio
Robert O'Leary
Judith Palmer
David Polan
Karen Pollins
David Quantz
Jacqueline Rohr
Kenneth Sanders
Jennifer Sanders
Jeanne Shirly
Stephanie Stoltman
Cynthia Sweet
Joseph Valenti
J. Michael VanAlsburg
Michael Vaughan
David Waterman
Adam Weisman
Ronald Zack

G. Office of Emergency Management and Homeland Security

53. RESOLUTION NO. 2010 – 150, approving an Intergovernmental Agreement with the Mt. Lemmon Fire District, to provide for the purchase of a surplus light tower, OEMHS State Grant Fund, contract amount \$8,000.00 (01-79-M-143075-0710)

H. Pima Health System

54. American Associated Druggists, Inc., d.b.a. United Drugs, Amendment No. 5, to provide pharmacy benefit management services for the term of 6/1/10 to 12/31/10, PHCS Enterprise Fund, no cost (07-15-A-136077-0405)

55. To provide nursing facility services, extend contract term to 10/31/10 and amend contractual language, PHCS Enterprise Fund, for the following:

<u>Vendor</u>	<u>Contract No.</u>	<u>Amend No.</u>	<u>Amount</u>
Ensign Sabino, L.L.C., d.b.a. Sabino Canyon Rehabilitation and Care Center	18-15-E-137038-1005	7	\$1,700,000.00
Villa Maria Care Center, L.L.C.	18-15-V-137039-1005	9	\$2,000,000.00
Park Waverly Healthcare, L.L.C., d.b.a. Park Avenue Health and Rehabilitation	18-15-P-137077-1005	10	\$1,500,000.00
Santa Rita Care Center, L.L.C., d.b.a. Santa Rita Nursing and Rehabilitation Center	18-15-S-137035-1005	10	\$1,700,000.00
SLO Ridgecrest L.L.C., d.b.a. Ridgecrest Healthcare	18-15-S-139267-0307	7	\$ 600,000.00

56. Elsa's Adult Care Home, L.L.C., Amendment No. 4, to provide assisted living home services, PHCS Enterprise Fund, contract amount \$50,000.00 (07-15-E-140091-0907)

57. Tommy T. Pallanes d.b.a. The Pallanes Assisted Living Home, Amendment No. 4, to provide assisted living home services and amend contractual language, PHCS Enterprise Fund, no cost (07-15-P-140156-0907)

58. American Associated Druggist, Inc., d.b.a. United Drugs, Amendment No. 2, to provide pharmacist consulting services and extend contract term to 12/31/10, PHCS Enterprise Fund, no cost (07-15-A-141653-0708)

59. To provide homecare services, extend contract term to 6/30/11 and amend contractual language, PHCS Enterprise Fund, for the following:

<u>Vendor</u>	<u>Contract No.</u>	<u>Amend No.</u>	<u>Amount</u>
Creative Networks, L.L.C. d.b.a. Rescare Homecare	07-15-C-142062-0709	3	\$1,100,000.00
NSI - Nursing Service, Inc.	07-15-N-142065-0709	5	\$2,000,000.00
Nursefinders, Inc.	18-15-N-142079-0709	4	\$10,000.00
MGA Assisted Care Home, L.L.C.	18-15-M-142084-0709	4	\$550,000.00
Jelodon Corp., d.b.a. Health Care Nursing	07-15-J-142112-0709	5	\$0.00
NurseCore Management Services, L.L.C., d.b.a. Nursecore	07-15-N-142113-0709	5	\$0.00
Sunrise Senior Living Management Inc., d.b.a. Sunrise Home Care	07-15-S-142114-0709	5	\$950,000.00
Gentiva Health Services (USA), Inc. and Gentiva Certified Healthcare Corp. d.b.a. Gentiva Health Service	07-15-G-142147-0709	2	\$0.00

60. To provide homecare services and amend contractual language, PHCS Enterprise Fund, no cost, for the following:

<u>Vendor</u>	<u>Contract No.</u>	<u>Amend No.</u>
Dependable Home Health, Inc.	07-15-D-142063-0709	6
NSI - Nursing Service, Inc.	07-15-N-142065-0709	4
Jelodon Corp., d.b.a. Health Care Nursing	07-15-J-142112-0709	4
NurseCore Management Services, L.L.C., d.b.a. Nursecore	07-15-N-142113-0709	4

61. Arizona Oncology Associates, P.C., to provide oncology and PET/CT scans, PHCS Enterprise Fund, contract amount \$6,000,000.00/2 year term (18-15-A-143012-0310)
62. Marco B. Saucedo, M.D., P.C., d.b.a. Women's Health and Surgery Center, to provide primary care physician and OB/GYN services, PHCS Enterprise Fund, contract amount \$500,000.00/2 year term (18-15-S-143013-0810)

I. Procurement

63. Durazo Construction Corp., Amendment No. 1, to provide a job order contract for residential property rehabilitation services and amend contractual language, General Fund, contract amount \$100,000.00 (26-70-D-142385-0909) Community Development and Neighborhood Conservation
64. Environmental Strategies, Inc., Amendment No. 1, to provide a job order contract for residential property rehabilitation services and amend contractual language, General Fund, contract amount \$100,000.00 (26-70-E-142493-0909) Community Development and Neighborhood Conservation

Procurement: Awards

65. Low Bid: Award of Contracts, Requisition No. 1001476, in the amount of \$300,000.00 each to the lowest responsive bidders, American Western of Arizona, L.L.C. (Headquarters: Tucson, AZ) and Woodstock Builders, L.L.C. (Headquarters: Tucson, AZ) for as-needed mobile home roofing services. The contract is for a one year period with four annual renewal options. Funding Source: CDBG Fund. Administering Department: Community Development and Neighborhood Conservation.
66. Cooperative Procurement: Award of Contract, Requisition No. 1002278, in the amount of \$1,500,000.00 for computer equipment, peripherals and related services to the Hewlett Packard Company (Headquarters: Houston, TX). The contract is for a one-year term and includes four one-year renewal periods The award includes the authority for the Procurement Director to approve future amendments/renewals without

further action by the Board of Supervisors for reasons other than increases in funding. Funding Source: General Fund. Administering Department: Information Technology.

67. Most Qualified: Award of Contracts, Requisition No. 1001639, to the following highest ranked/most qualified respondents. The contracts are for a one-year term and include four one-year renewal periods. The award includes the authority for the Procurement Director to approve future amendments and renewals without further action by the Board of Supervisors for reasons other than increases in funding. Funding Source: Various Public Works Capital Funds. Administering Department: Public Works Administration: Real Property Services.

<u>Vendor</u>	<u>Headquarters</u>	<u>Amount</u>
Tierra, Right of Way Services, Ltd.	Tucson, AZ	\$250,000.00
WestLand Resources Inc.	Tucson, AZ	\$125,000.00
DOWL HKM a.k.a. DOWL L.L.C.	Anchorage, AK	\$125,000.00

68. Award of contract, Requisition No. 1001166 for two job order contracts in the amount of \$250,000.00 each for industrial coatings corrosion repair/ prevention and concrete restoration services. The recommended firms are A-O Painting, Inc. (Headquarters: Tucson, AZ) and the joint venture of National Commercial and Industrial Coatings, L.L.C. (Headquarters: Mesa, AZ) and Tankhouse Maintenance, Inc. (Headquarters: Tucson, AZ). The contracts are for a one year term with the option to renew for four additional one-year periods. Funding Source: System Development Fund. Administering Department: Regional Wastewater Reclamation Department.
69. Low Bid: Award of Contract, Requisition No. 1001945, in the amount of \$280,000.00 for food service paper and plastic goods to PV Roadrunner Supply, L.L.C. d.b.a. PV Janitorial Supply (Headquarters: Phoenix, AZ). Contract is for a one-year term and includes four one-year renewal periods. Funding Source: General Fund. Administering Department: Sheriff's Department.
70. Highest Scoring Statement of Qualifications: Award of Contract, Requisition No. 1001971, RS Engineering, Inc., (Headquarters: Tucson, AZ) the respondent submitting the highest scoring statement of qualifications for design engineering services for the Camino de Oeste: Los Reales Road to Valencia Road Project. The contract shall be for a 24-month period in an amount not to exceed \$475,000.00. The contract may be

extended as required for project completion. In the event a fee agreement cannot be reached with the highest ranked firm, staff requests authorization to negotiate with the next highest ranked firms in the following order: EPS Group, Inc., and Morrison Maierle until a contract is executed or the list is exhausted. Funding Source: Urban HURF (12.6%) Fund. Administering Department: Transportation.

J. Real Property

71. La Posada at Park Centre, Inc., to provide a License for Right-of-Way Encroachment on Continental Road near Park Centre Avenue for two existing subdivision directional signs, contract amount \$4,000.00 revenue (12-04-L-143020-0710) Transportation
72. Community of Hope Lutheran Church, Inc., to provide a License for Right-of-Way Encroachment on Ironwood Hills Drive near Cosby Avenue for an existing sign, contract amount \$1,500.00 revenue (12-04-C-143021-0710) Transportation
73. Alta Vista Property Association, Inc., to provide a License for Right-of-Way Encroachment for the right-of-way on North Craycroft Road, North Paseo Tamayo and East Pinchot Road for existing landscaping, irrigation and monument signs, contract amount \$8,000.00 revenue (12-04-A-143027-0710) Transportation
74. HVI, L.L.C., to provide a License for Right-of-Way Encroachment near 4825 N. Sabino Canyon Road for an existing bridge and drainage improvements, contract amount \$1,500.00 revenue (12-04-H-143028-0710) Transportation

K. Sheriff

75. RESOLUTION NO. 2010 - 151, approving an Intergovernmental Agreement with the Arizona Peace Officer Standards and Training, to provide for a firearms simulator, State Grant Fund, contract amount \$9,500.00 revenue (01-11-A-143064-0709)

76. RESOLUTION NO. 2010 - 152, approving an Intergovernmental Agreement with the City of South Tucson, to provide for the incarceration of municipal prisoners, contract amount \$251,168.00 revenue (01-11-S-143081-0710)
77. RESOLUTION NO. 2010 - 153, approving an Intergovernmental Agreement with the Town of Marana, to provide for the incarceration of municipal prisoners, contract amount \$337,620.00 revenue (01-11-M-143082-0710)
78. Arizona Attorney General's Office and the City of Tucson, Amendment No. 3, to provide support for the Elder Abuse Task Force for the term 2/23/10 to 2/22/11, no cost (01-11-A-138911-1206)
79. Town of Sahuarita, Amendment No. 1, to provide for the incarceration of municipal prisoners and amend contractual language, no cost (01-11-S-142224-0709)

L. Transportation

80. RESOLUTION NO. 2010 - 154, approving an Intergovernmental Agreement with the Arizona Department of Transportation, to install railroad crossing improvements at Agua Verde Road northeast of Vail, Federal Highway Administration Railroad Improvement Fund, contract amount \$430,126.00 revenue (01-04-A-143060-0710)

2. DEVELOPMENT SERVICES

The following Intergovernmental Agreements are to be executed after July 1, 2010, and were approved by the Board of Supervisors on April 20, 2010.

- A. RESOLUTION NO. 2010 - 83, approving an Intergovernmental Agreement with the Town of Oro Valley, to provide street naming and addressing services, revenue based on fees (01-25-O-142853-0710)
- B. RESOLUTION NO. 2010 - 84, approving an Intergovernmental Agreement with the Town of Sahuarita, to provide street naming and addressing services, revenue based on fees (01-25-S-142854-0710)
- C. RESOLUTION NO. 2010 - 85, approving an Intergovernmental Agreement with the , to provide street naming and addressing services, revenue based on fees (01-25-T-142855-0710)

3. **BOARD OF SUPERVISORS**

Approval of the revised Board of Supervisors' Meeting Schedule for the period September through December, 2010.

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

A. **Bond Advisory Committee (Pima County)**

Ratification of Correction to term expiration for Pete Delgado. Term expiration: 1/15/14. (Jurisdictional appointment)

B. **Corrections Officer Retirement Board**

Appointment of Renee Mattas to fill the unexpired term of Dale Peet. Term expiration: 12/31/11. (District 5)

5. **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>
George, Tabitha M.	088	REP
Marchand, Chad S.	180	DEM
Herman, Anne M.	388	DEM
Payne, Jon V.	392	DEM
Shaffer, Benjamin N.	414	DEM

<u>APPOINTMENTS</u>	<u>PRECINCT</u>	<u>PARTY</u>
Adger, Steven	069	GRN
Marchand, Chad S.	076	DEM
Bertschy, Kenneth L.	116	DEM

6. **FINANCE AND RISK MANAGEMENT**

Duplicate Warrants – For Ratification

Deirdre J. Baker \$ 191.11
Emilie L. Odde \$ 26.41

7. **REAL PROPERTY**

Condemnations

A. RESOLUTION NO. 2010 - 155, of the Pima County Board of Supervisors, authorizing the Pima County Attorney to condemn for real property or real property interests where necessary for the Laguna School (Shannon Road) Sidewalk Enhancement Project, in Sections 16 and 17, T13S, R13E, G&SRM. (District 3)

- B. RESOLUTION NO. 2010 - 156, of the Pima County Board of Supervisors, authorizing the Pima County Attorney to condemn for real property or real property interests where necessary for the La Canada Drive: River Road to Ina Road Project, in Sections 2, 3, 10, 11, 14 and 15, T13S, R13E, G&SRM. (District 1)
- C. RESOLUTION NO. 2010 - 157, of the Pima County Board of Supervisors, authorizing the Pima County Attorney to condemn for real property or real property interests where necessary for the Homer Davis Elementary School Transportation Enhancement Project, Romero Road: Wetmore Road to Roger Road, in Section 22, T13S, R13E, G&SRM. (District 3)

8. **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 will be made available for public review or copies may be obtained for \$.35 per page at the Public Works Building, Regional Wastewater Reclamation 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:

Michael Davis, d.b.a. BZ's Pizza. Proposed settlement amount is \$476.13.

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

Donald Richard Pelfree, Roland G. Moody VFW Post No. 3578, 1764 N. 2nd, Ajo, July 4, 2010.

10. **TRANSPORTATION**

Permission to Advertise

Camino Loma Alta
Road Establishment No. 3006
(District 4)

August 16, 2010

11. **TREASURER'S OFFICE**

A. **Certificate of Removal and Abatement**

Pursuant to A.R.S. §42-18353, staff requests approval of the Certificates of Removal and Abatement for the following:

Real Property Abatement Nos.	\$ 150,874.14 400173-400242
Personal Property Abatement Nos.	\$ 104,944.99 500430-500541
TOTAL	\$ 255,819.13

B. **Certificates of Clearance**

Pursuant to A.R.S. §42-19118, staff requests approval of the following:

Unsecured Mobile Homes:	\$ 5,768.21
Business Personal Property:	\$ 37,062.10
TOTAL Unsecured Personal Property:	\$ 42,830.31

12. **RATIFY AND/OR APPROVE**

Minutes: May 11, 2010
May 19, 2010
May 25, 2010
June 1, 2010
Warrants: June, 2010

REGULAR AGENDA/ADDENDUM ITEMS

14. **COUNTY ADMINISTRATOR**

A. **Classification and Compensation**

1. The Public Defender's Office requests the creation of a new classification in the Mitigation Unit. There is no budget impact to create this classification.

<u>Class Code</u>	<u>Class Title</u>	<u>Grade</u>	<u>EEO Code</u>
3177	Mitigation Specialist	42 (\$37,936-\$55,095)	2, *E

*E = Exempt, Not Paid Overtime

2. The Health Department requests approval to create the following seven Position Control Numbers (PCNs). There will be no General Fund costs associated with these positions.

<u>Positions Requested</u>	<u>Classification Code/Title</u>	<u>Salary Grade</u>
3	4143/Public Health Nurse	M2
1	4513/Health Educator – Senior	41
1	4561/Public Health Aide	18
2	0030/Office Support Level III	23

3. The Information Technology Department requests the creation of 23 new classifications in support of the department reorganization. There are no costs associated with the creation of these classifications.

<u>Class Code</u>	<u>Title</u>	<u>Grade</u>	<u>Range</u>	<u>FLSA Code</u>	<u>EEO Code</u>
4701	ITD-Service Support Specialist	48	(\$43,610-\$63,560)	*NE	3
4703	ITD-Service Support Analyst	52	(\$47,259-\$69,932)	*NE	3
4704	ITD-Service Support Analyst – Sr.	56	(\$51,975-\$76,957)	E	2
4707	ITD-Service Support Manager	64	(\$62,906-\$92,542)	E	2
4709	ITD-Security and Compliance Architect	68	(\$69,226-\$101,956)	E	2
4716	ITD-Technical Support Analyst	56	(\$51,975-\$76,957)	E	2
4717	ITD-Technical Support Analyst – Sr.	58	(\$54,511-\$80,037)	E	2
4719	ITD-Technical Support Engineer	60	(\$57,174-\$84,004)	E	2
4721	ITD-Computing Engineer	62	(\$59,970-\$88,168)	E	2
4723	ITD-Communications Engineer	62	(\$59,970-\$88,168)	E	2
4725	ITD-Technical Infrastructure Center Mgr.	66	(\$65,989-\$97,135)	E	9
4727	ITD-Computing Architect	66	(\$65,989-\$97,135)	E	2
4729	ITD-Communications Architect	66	(\$65,989-\$97,135)	E	2
4740	ITD-Applications Developer	56	(\$51,975-\$76,957)	E	2
4741	ITD-Applications Developer – Sr.	60	(\$57,174-\$84,004)	E	2
4743	ITD-Applications Engineer	63	(\$61,420-\$90,329)	E	2
4745	ITD-Applications Analyst	63	(\$61,420-\$90,329)	E	2

4747	ITD-Applications Manager	66	(\$65,989-\$97,135)	E	9
4750	ITD-Information Engineer	64	(\$62,906-\$92,542)	E	2
4752	ITD-Information Architect	68	(\$69,226-\$101,956)	E	2
4757	ITD-Relationship Manager	65	(\$64,428-\$94,811)	E	9
4758	ITD-Relationship Manager – Sr.	68	(\$69,226-\$101,956)	E	9
7353	ITD-Deputy Director	U4	(\$65,654-\$136,808)	E	1

*NE Not Exempt (Paid Overtime)

4. The Posada del Sol Healthcare Center requests the creation of a new classification for the Nursing Administration Section. There is no budget impact associated with the creation of this classification.

<u>Class Code</u>	<u>Class Title</u>	<u>Grade</u>	<u>EEO, O/T Code</u>
7458	Director of Nursing – Unclassified	U2 (\$39,392-\$96,724)	1, *E

*E = Exempt, Not Paid Overtime

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to approve the new classifications and position control numbers.

B. **Business Improvement District**

Staff recommends approval to fund a one-time Business Improvement District contribution in the amount of \$18,181.08 to the Downtown Tucson Partnership for the Bank of America Building for fiscal year 2010/11.

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to approve the contribution.

15. **FIRE DISTRICT**

Rincon Valley Fire District

Pursuant to A.R.S. §48-262.A.12, validation of the petitions presented from the Rincon Valley Fire District for the proposed Sundown Annexation. (District 4)

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to validate the petitions.

16. **FRANCHISE/LICENSE/PERMIT: Liquor License**

10-14-9026, Juan Martin Salazar, Ventana Mexican Kitchen, 6875 E. Sunrise Drive, Suite 101, Tucson, Series 12, Restaurant, New License.

The Chairman inquired whether anyone wished to be heard. No one appeared. It was thereupon moved by Supervisor Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to close the public hearing, approve the license and forward the recommendation to the Arizona State Liquor Licenses and Control.

17. **FRANCHISES/LICENSES/PERMITS: Extension of Premises/Patio Permits**

A. Scott A. Busse, Territorial, 3727 S. Palo Verde Road, Tucson, Temporary Extension of Premises for July 31, August 27, September 25, October 16, 30, November 20, 27 and December 18, 2010.

B. Holly Elaine Bristol, River's Edge Lounge, 4635 N. Flowing Wells Road, Tucson, Temporary Extension of Premises for July 17, 2010.

The Chairman inquired whether anyone wished to be heard. No one appeared. It was thereupon moved by Supervisor Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to close the public hearings, approve the permits and forward the recommendations to the Arizona State Liquor Licenses and Control.

18. **DEVELOPMENT SERVICES: Conditional Use Permit**

The Board of Supervisors' on June 15, 2010, continued the following:

P21-09-028, AMPHITHEATER SCHOOL DISTRICT NO. 10 – W. WETMORE ROAD

Request of Amphitheater School District No. 10, represented by Clearwire, on property located at 701 W. Wetmore Road, in the SH Zone, for a conditional use permit for a communication tower. Chapter 18.97, in accordance with Section 18.07.030.H.2e of the Pima County Zoning Code, allows a communication tower as a Type III Conditional Use in the SH Zone. On motion, the Planning and Zoning Commission voted, 6-1 (Commissioner Holdridge voted, Nay, Commissioners Cook, Gungle and Smith were absent) to recommend APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS. Staff recommends APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS. (District 3)

Standard Conditions

1. Obtaining an approved Development Plan.
2. Adherence to all requirements of Section 18.07.030.H and Section 18.07.040.A.4 (General Regulations and Exceptions) of the Pima County Zoning Code.
- 3.

Special Conditions

1. The tower height shall be no more than fifty-seven feet, six inches (57' – 6").
2. The proposed tower shall be camouflaged as an artificial palm tree as illustrated in the applicant's submitted materials.
3. The tower and equipment area shall be placed on the property in substantial conformance with the specific location depicted on the submitted Preliminary Development Plan.

Arlan Colton, Planning Director, reported this was a request for a conditional use permit for a communication tower on property owned by the Amphitheater School District for wireless internet service as opposed to conventional voice coverage. He advised that the property lies outside the Maeveen Marie Behan Conservation Lands System, was compliant with the Comprehensive Plan and that staff had received no public comment to date.

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Day and unanimously carried by a 5-0 vote, to close the public hearing and approve the conditional use permit subject to standard and special conditions.

19. **DEVELOPMENT SERVICES: Rezoning**

The Board of Supervisors' on June 1, 2010, continued the following:

Co9-09-05, BEAUFORT COMPANY, L.L.C. AND NNK, L.L.C. – CRAYCROFT ROAD REZONING

Request of the Beaufort Company, L.L.C. and NNK, L.L.C., represented by MJM Consulting, for a rezoning of approximately 13.27 acres from CR-3 (Single Residence) to CB-2 (General Business) on property located south of Elvira Road, approximately 275 feet east of Craycroft Road and approximately 340 feet north of the I-10 Frontage Road. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted, 8-1 (Commissioner Gungle voted, Nay, Commissioner Membrila was absent) to recommend APPROVAL WITH STANDARD AND SPECIAL CONDITIONS. Staff recommends APPROVAL WITH STANDARD AND SPECIAL CONDITIONS.
(District 2)

Final Standard and Special Conditions Approved by the Board of Supervisors on 7/6/10

Completion of the following conditions within five years from the date the rezoning request was approved by the Board of Supervisors:

1. Submittal of a development plan if determined necessary by the appropriate County agencies.
2. Recording of a covenant holding Pima County harmless in the event of flooding.
3. Recording of the necessary development related covenants as determined appropriate by the various County agencies.
4. Provision of development related assurances as required by the appropriate agencies.
5. Prior to the preparation of the development related covenants and any required dedication, a title report (current to within 60 days) evidencing ownership of the property shall be submitted to the Development Services Department.
6. There shall be no further lot splitting or subdividing of residential development without the written approval of the Board of Supervisors.
7. Transportation Conditions:
 - A. Appropriate dedications and/or abandonments shall be provided by the property owner/developer for the realignment of internal and adjacent streets and drainageways.

- B. Burcham Street should not connect to Elvira Street and should end in a cul-de-sac, if possible.
 - C. Written certification from the Arizona Department of Transportation, stating satisfactory compliance with all of its requirements shall be submitted to the Development Services Department prior to approval of a development plan, subdivision plat, or plat waiver.
 - D. The required Traffic Impact Study shall be submitted to both Pima County and to the Arizona Department of Transportation for their review and approval. Offsite improvements shall be provided by the property owner/developers as determined necessary by the Traffic Impact Study.
8. Flood Control Conditions:
- A. This development shall meet Critical Basin detention and retention requirements because of existing flooding problems.
 - B. The property owner(s) shall dedicate right-of-way or easements (onsite and offsite) for drainage purposes to the Flood Control District, as determined necessary during the development plan/subdivision plat review.
 - C. The property owner(s) shall provide all necessary on-site and off-site drainage related improvements at no cost to Pima County that are needed as a result of the proposed development of the subject property. The location, design and construction of said improvements shall be subject to the approval of the Flood Control District and the City of Tucson. This includes upstream improvement within the City of Tucson to collect water into the proposed new channel to be constructed with the existing Rex Road alignment and potential improvement to Craycroft Road downstream of the project site.
 - D. A riparian mitigation plan shall be required for development in designated riparian areas.
 - E. A Maintenance Agreement is necessary that identifies the responsibilities and funding of both private and public drainage improvements.
 - F. The applicant shall enter into a development agreement, with Pima County and the Flood Control District, which identifies responsibilities and funding for upstream improvements within the City of Tucson to collect water into the proposed new channel to be constructed with the existing Rex Road alignment and potential improvement to Craycroft Road downstream of the project site. The agreement will also identify an implementation schedule of these improvements.
9. A current letter of intent to serve from a water service provider (Tucson Water) shall be required as part of any subsequent actions.
10. The applicant shall submit a water conservation plan in conjunction with the subdivision plat, plat waiver, or development plan approval process, whichever occurs first. Development Services and Regional Flood Control District must approve the water conservation plan prior to approval. The plan shall include indoor and outdoor conservation measures. Low Impact Development (LID) water harvesting should be incorporated into landscaping, paving, and parking lot designs to encourage use of stormwater to irrigate exterior areas and conserve use of groundwater.
11. Environmental Quality condition:
Prior to the commencement of construction of any grading, land clearing, or earthmoving of more than one (1) acre, any road construction of more than fifty (50) feet, or any trenching of more than three hundred (300) feet, an Air Quality Activity Permit shall be obtained.
12. Wastewater Management conditions:
- A. The owner/developer shall not construe any action by Pima County as a commitment to provide sewer service to any new development within the rezoning area until Pima County executes an agreement with the owner / developer to that effect.
 - B. The owner/developer shall obtain written documentation from the Pima County Regional Wastewater Reclamation Department that treatment and conveyance capacity is available for any new development within the rezoning area, no more than 90 days before submitting any tentative plat, development plan, sewer improvement plan or request for building permit for review. Should treatment and/or conveyance capacity not be available at that time, the owner/developer shall have the option of funding, designing and constructing the necessary improvements to Pima County's public sewerage system at his or her sole expense or cooperatively with other affected parties. All such improvements shall be designed and constructed as directed by the Pima County Regional Wastewater Reclamation Department.
 - C. The owner/developer shall time all new development within the rezoning area to coincide with the availability of treatment and conveyance capacity in the downstream public sewerage system.
 - D. The owner/developer shall connect all development within the rezoning area to Pima County's

public sewer system at the location and in the manner specified by the Regional Wastewater Reclamation Department in its capacity response letter and as specified by the Development Services Department at the time of review of the tentative plat, development plan, sewer construction plan, or request for building permit.

- E. The owner/developer shall fund, design and construct all off-site and on-site sewers necessary to serve the rezoning area, in the manner specified at the time of review of the tentative plat, development plan, sewer construction plan or request for building permit.
13. Cultural Resources condition:
A caution must be noted concerning human burials. In the event that human remains, including human skeletal remains, cremations, and/or ceremonial objects and funerary objects are found during excavation or construction, ground disturbing activities must cease in the immediate vicinity of the discovery. State Laws ARS 41-865 and/or ARS 41-844 require that the Arizona State Museum be notified of the discovery at (520) 621-4795 so that appropriate arrangements can be made for the repatriation and reburial of the remains by cultural groups who claim cultural or religious affinity to them. The human remains will be removed from the site by a professional archaeologist pending consultation and review by the Arizona State Museum and the concerned cultural groups.
14. Environmental Planning Condition:
Upon the effective date of the Ordinance, the owner(s)/developer(s) shall have a continuing responsibility to remove buffelgrass (*Pennisetum ciliare*) from the property. Acceptable methods of removal include chemical treatment, physical removal, or other known effective means of removal. This obligation also transfers to any future owners of property within the rezoning site and Pima County may enforce this rezoning condition against the property owner. Prior to issuance of the certificate of compliance, the owner(s)/developer(s) shall record a covenant, to run with the land, memorializing the terms of this condition.
15. The following conditions shall be required in support of County Sustainability Initiatives:
A. Employ water harvesting techniques with roadway design and grading. Direct roof runoff into landscaped areas using swales and micro basins to irrigate vegetation. Alternatively, use the water conservation techniques of the Pima County Green Building Program. The water harvesting plan shall be approved by Development Services and shall be part of the water conservation plan approved by the Flood Control District.
B. The recorded private subdivision Covenants, Conditions, and Restrictions (CC&Rs) shall not prohibit and shall encourage the use of solar energy and other alternative energy sources shall be encouraged and not be prohibited by the CC&R's.
16. Adherence to the preliminary development plan, as approved at public hearing.
17. The subject property shall be developed as a part of the development shown on the preliminary development plan (PDP) and shall include the lots south and west of the subject property as shown on the PDP.
18. The Rezoning Conditions shall apply to all parcels shown on the PDP and the owners shall record covenants for each lot they own that is part of the PDP stating that all conditions approved for this rezoning shall be met for any development on the lot.
19. In the event the subject property is annexed, the property owner shall adhere to all applicable rezoning conditions, including, but not limited to, development conditions which require financial contributions to, or construction of infrastructure, including without limitation, transportation, flood control, or sewer facilities.
20. The property owner shall execute and record the following disclaimer regarding Proposition 207 rights. "Property Owner acknowledges that neither the rezoning of the Property nor the conditions of rezoning give Property Owner any rights, claims or causes of action under the Private Property Rights Protection Act (Arizona Revised Statutes Title 12, chapter 8, article 2.1). To the extent that the rezoning or conditions of rezoning may be construed to give Property Owner any rights or claims under the Private Property Rights Protection Act, Property Owner hereby waives any and all such rights and/or claims pursuant to A.R.S. § 12-1134(I)."
21. A ~~5-foot~~ six-foot high decorative masonry wall shall be placed in the bufferyard along the northern and eastern property lines. The wall in the eastern bufferyard shall be topped by a three foot high wrought iron fence, pointed at the top and curved inward toward the rezoning site.
22. There shall be no direct pedestrian connection infrastructure constructed from the development site to the Corazon del Pueblo subdivision.
23. The southeast corner of the development site as shown on the PDP as open space shall not contain vehicular parking and shall be landscaped open space.
24. A sign shall be installed near the truck fueling station parking spaces which would restrict overnight parking and idling times.
25. The east side of the bufferyard wall near Corazon del Pueblo and the north side of the bufferyard wall facing Littletown shall be painted with graffiti resistant paint.

26. The bufferyard walls along the east and north boundaries shall be constructed concurrently with the construction of the onsite roadway and main drainageway and the grading near these walls. A plan for those walls showing the location of all openings and demonstrating how said openings will be secured and explaining how only authorized personnel will have access to said openings will be prepared and presented to the Corazon del Pueblo Homeowners Association prior to the construction of these walls.
27. In addition to complying with all requirements of the Pima County Outdoor Lighting Code which specifically addresses Light Trespass in Section 401.3.1. an overall lighting plan shall be prepared and submitted to Pima County during the Development Plan process, with a copy submitted to the Corazon del Pueblo Homeowners Association, which will quantitatively demonstrate compliance with the goal of avoidance of light trespass into the Corazon del Pueblo subdivision. Said plan shall include the prescription of house-side shielding proximate to the Corazon del Pueblo subdivision as may be required per Section 401.3.2.
28. The restaurant project shall provide information, consistent with that on Page 11 of the Pima County Commercial Design Manual, to the Pima County Building Codes Section at the time of building plan review in regards to potential obnoxious odors and to the extent determined to be necessary by the Building Codes Section the building plans shall incorporate the necessary mitigation measures, including but not limited to exhaust scrubbers.
29. The owners agree to enclose the 30-foot utility corridor, which lies along the east boundary, by building a wall or fence, as approved by the applicable utility companies, along both Elvira Street and the I-10 Frontage Road across said 30 feet, provided that 1) the owners obtain clear title to this 30-foot utility corridor, 2) the owners obtain consent from all utility companies which may have an interest in this utility corridor, and 3) the owners obtain consent from the Corazon del Pueblo Homeowners Association and any affected individual lot owner within that subdivision to build said wall or fence over their land and to tie into an existing wall within Corazon del Pueblo, when requested. Should all provisions be met said wall or fence shall contain a gate for access by the owner and by all affected utility companies.
30. The Traffic Impact Study, to be prepared during the Development Plan process, will include the evaluation of traffic conditions at the intersection of Elvira Road and the new internal public street, which will serve as the primary access to this project. A copy of this Traffic Impact Study will be provided to the Corazon del Pueblo Homeowners Association. The Traffic Impact Study shall be updated when the project has reached 70% build out to determine if the traffic control system needs to be modified. Changes, if necessary, will be implemented in concurrence with the Pima County Department of Transportation.

Tom Hudson, Zoning Administrator, reported that this was a request for a rezoning of approximately 13.3 acres from CR-3 to CB-2 on property located south of Elvira Road, east of Craycroft Road and north of the I-10 Frontage Road. He advised that the property met all concurrency conditions and lies outside the Maeveen Marie Behan Conservation Lands System.

Mr. Hudson stated that in response to requests from the neighborhood, the Planning and Zoning Commission had recommended changes to Condition Nos. 21, 22 and 23. He also explained that seven additional conditions had been created to address the concerns of the residents of the Corazon del Pueblo Neighborhood. Mr. Hudson stated that staff recommended approval of the additional conditions with two minor changes and that all recommendations had been provided in the supplemental materials given to the Board.

Chairman Valadez explained for the record that the condition regarding construction of the enclosure of the 30 foot utility corridor would be dependent upon the developer being able to obtain consent from the utility companies.

The following individual addressed the Board:

Dianne Schroeder, Resident of Corazon del Pueblo Neighborhood

Her comments were:

1. She represented 59 people who signed petitions regarding their concerns about the rezoning request.
2. They would like to be assured the utility corridor would be enclosed for safety reasons.
3. Concerns regarding traffic impediment and light intrusion still remain.

Mike Marks, MJM Consulting, stated they had drafted conditions to address the concerns of the neighborhood and they were in agreement with staff recommendations.

Supervisor Elías requested that Ms. Schroeder be provided a list of the utility companies and that she contact them regarding the consent for the construction of the utility enclosure. Chairman Valadez added that he would be willing to write a letter to assist in receiving the needed consent from the utility companies.

On consideration, it was moved by Chairman Valadez, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to close the public hearing and approve the request for rezoning subject to standard and special conditions, including the amended and additional conditions as recommended by staff.

20. **DEVELOPMENT SERVICES: Rezoning**

Co9-08-24, JUNIOR LEAGUE OF TUCSON, INC. - RIVER ROAD REZONING

Request of the Junior League of Tucson, Inc., represented by The WLB Group, for a rezoning of approximately 1.99 acres from CR-1 (Single Residence) to TR (Transitional), on property located on the northeast corner of Camino Escuela and River Road. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 8-0 (Commissioners Steinbrenner and Cook were absent) to recommend APPROVAL WITH STANDARD AND SPECIAL CONDITIONS. Staff recommends APPROVAL WITH STANDARD AND SPECIAL CONDITIONS. (District 1)

Special and Standard Conditions

Completion of the following conditions within five years from the date the rezoning request is approved by the Board of Supervisors:

1. Submittal of a development plan if determined necessary by the appropriate County agencies.
2. Recording of a covenant holding Pima County harmless in the event of flooding.
3. Recording of the necessary development related covenants as determined appropriate by the various County agencies.
4. Provision of development related assurances as required by the appropriate agencies.
5. Prior to the preparation of the development related covenants and any required dedication, a title report (current to within 60 days) evidencing ownership of the property shall be submitted to the Development Services Department.

6. There shall be no further lot splitting or subdividing of residential development without the written approval of the Board of Supervisors.
7. Transportation conditions:
 - A. The only access from River Road that shall be allowed is through the parking lot on the property located to the east of this site, unless an exception to the Subdivision and Development Street Standards is approved by the Subdivision and Development Street Standards Committee. Documentation shall be provided for any discussions and/or agreements that are reached with the adjacent property owner.
 - B. If access is not allowed via River Road, the address shall be changed to a Camino Escuela address.
8. Flood Control Conditions:
 - A. Drainage shall not be altered, disturbed or obstructed without the written approval of the Flood Control District.
 - B. The property owner shall comply with detention/retention conditions and restrictions, or provide an in-lieu fee, as stated in the Floodplain Management Ordinance, since the property lies within a balanced basin.
 - C. A letter of intent to serve from a water service provider shall be submitted as part of any subsequent permit applications. If the letter of intent to serve is from a water service provider other than Tucson Water, the applicant will provide documentation as to why Tucson Water is not able to provide service.
 - D. The applicant shall submit a water conservation plan in conjunction with the subdivision plat, plat waiver, or development plan approval process, whichever occurs first. Development Services and Regional Flood Control District must approve the water conservation plan prior to approval. The plan shall include indoor and outdoor conservation measures. Low Impact Development (LID) water harvesting should be incorporated into landscaping, paving, and parking lot designs to encourage use of stormwater to irrigate exterior areas and conserve use of groundwater.
9. Environmental Quality Conditions:
 - A. The property owner(s) shall connect to the public sewer system at the location and in the manner as specified by Wastewater Management at the time of review of the tentative plat, development plan or request for a building permit. On-site wastewater disposal shall not be allowed.
 - B. Prior to the commencement of construction of any grading, land clearing, or earthmoving of more than one (1) acre, any road construction of more than fifty (50) feet, or any trenching of more than three hundred (300) feet, an Air Quality Activity Permit shall be obtained.
10. Environmental Planning Condition:
 - A. Upon the effective date of the Ordinance, the owner(s)/developer(s) shall have a continuing responsibility to remove buffelgrass (*Pennisetum ciliare*) from the property. Acceptable methods of removal include chemical treatment, physical removal, or other known effective means of removal. This obligation also transfers to any future owners of property within the rezoning site and Pima County may enforce this rezoning condition against the current and any future property owner. Prior to issuance of the certificate of compliance, the owner(s)/developer(s) shall record a covenant, to run with the land, memorializing the terms of this condition
11. Cultural Resources Conditions:
 - A. At the time of, or prior to, the submittal of any tentative plan or development plan, Pima County Cultural Resources & Historic Preservation Office will conduct a review to ensure that the cultural resources requirements have been met.
 - B. In the event that cultural resources are revealed during ground-disturbing activities, all construction shall cease, and consultation shall be initiated with ASM to assess the potential significance of any unearthed materials (ARS §41-841). If human skeletal remains or funerary objects are discovered, ASM will be contacted immediately (ARS §41-865 & §41-844).
12. The following conditions shall be required in support of the County Sustainability Initiative:

Water harvesting techniques shall be employed using curb cuts and depressed planter islands. Roof runoff shall be directed into landscaped areas. Swales and micro basins shall be used to direct stormwater runoff and to irrigate vegetation. The water conservation techniques of the Pima County Green Building Program may be used instead of, or in combination with, the previous methods.

13. In the event the subject property is annexed, the property owner shall adhere to all applicable rezoning conditions, including, but not limited to, development conditions which require financial contributions to, or construction of infrastructure, including without limitation, transportation, flood control, or sewer facilities.
14. The property owner shall execute and record the following disclaimer regarding Proposition 207 rights. "Property Owner acknowledges that neither the rezoning of the Property nor the conditions of rezoning give Property Owner any rights, claims or causes of action under the Private Property Rights Protection Act (Arizona Revised Statutes Title 12, chapter 8, article 2.1). To the extent that the rezoning or conditions of rezoning may be construed to give Property Owner any rights or claims under the Private Property Rights Protection Act, Property Owner hereby waives any and all such rights and/or claims pursuant to A.R.S. § 12-1134(I).
15. Adherence to the preliminary development plan as approved at public hearing.
16. Medical/dental office uses shall be prohibited.

Tom Hudson, Zoning Administrator, conveyed that this was a request to rezone two acres on property located at Camino Escuela and River Road from CR-1 to TR. He stated that the site served as a meeting space for the Junior League of Tucson and Oasis of Tucson, and approval of the rezoning would allow them to rent existing office space to other agencies. The property lies outside of the Maeveen Marie Behan Conservation Lands System and meets all of the concurrency standards. Condition No. 16 was added by the Planning and Zoning Commission to prevent medical and dental facility use.

Supervisor Day asked if the TR zoning was approved, would the owner have to return to the Board to expand or make structural changes to the existing building. Mr. Hudson replied if the development standards were met and they were in conformance with the preliminary development plan to expand their building, they would not be required to return to the Board.

On consideration, it was moved by Supervisor Day, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to close the public hearing and approve the request subject to standard and special conditions.

21. **DEVELOPMENT SERVICES: Rezoning**

Co9-09-07, PIMA COUNTY – CENTER STREET (AJO) REZONING

Request of Pima County, for a rezoning of approximately 0.25 acres from CR-4 (Mixed-Dwelling Type) to TR (Transitional), on property located at the southwest corner of Center Street and Cameron Avenue, to make the zoning consistent with the existing use of the property. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted, 8-0 (Commissioners Steinbrenner and Cook were absent) to recommend APPROVAL WITHOUT STANDARD AND SPECIAL CONDITIONS. Staff recommends APPROVAL WITHOUT STANDARD AND SPECIAL CONDITIONS. (District 3)

Tom Hudson, Zoning Administrator, reported that this was a rezoning request by Pima County to make the zoning consistent (with its existing use) of the property located at the southwest corner of Center Street and Cameron Avenue in Ajo, Arizona. He acknowledged the property was located within a Special Species Management Area of the Maeveen Marie Behan Conservation Lands System but that the land had experienced complete disturbance of natural vegetation and was not recommended for mitigation. He reported no comment had been received concerning this rezoning.

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to close the public hearing and approve the rezoning request without standard and special conditions.

22. **DEVELOPMENT SERVICES: Rezoning**

Co9-09-08, PIMA COUNTY – CAMERON AVENUE (AJO) REZONING

Request of Pima County, for a rezoning of approximately 0.18 acres from CR-4 (Mixed-Dwelling Type) to CMH-2 (County Manufactured and Mobile Home), on property located on the west side of Cameron Avenue, approximately 220 feet south of Center Street, to make the zoning consistent with the existing use of the property. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted, 8-0 (Commissioners Steinbrenner and Cook were absent) to recommend APPROVAL WITHOUT STANDARD AND SPECIAL CONDITIONS. Staff recommends APPROVAL WITHOUT STANDARD AND SPECIAL CONDITIONS. (District 3)

Tom Hudson, Zoning Administrator, conveyed that this was a request of Pima County to make the zoning consistent with the existing use of the property located on the west side of Cameron Avenue, approximately 220 feet south of Center Street in Ajo, Arizona. Staff had received no comment regarding this rezoning.

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Carroll and unanimously carried by a 5-0 vote, to close the public hearing and approve the rezoning request without standard and special conditions.

23. **DEVELOPMENT SERVICES: Rezoning Resolution**

RESOLUTION NO. 2010 - 157, Co7-09-05, Dominguez – S. Craycroft Road Plan Amendment. Owners: Peggy Ann and Leonardo S. Dominguez. (District 2)

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Day and unanimously carried by a 5-0 vote, to close the public hearing and adopt Resolution No. 2010 - 157.

24. **BOARD OF SUPERVISORS**

RESOLUTION NO. 2010 - 158, of the Pima County Board of Supervisors, opposing Senate Bill 1070 of the 2010 Arizona Legislature because it requires local officers to enforce federal immigration law and to do so in a manner that promotes racial profiling and inhibits effective enforcement of other laws and ordinances. (Districts 2 and 5)

This item was removed from the addendum.

25. **BOARD OF SUPERVISORS**

RESOLUTION NO. 2010 - 159, authorizing Pima County to support the Tucson Meet Yourself application for a \$25,000.00 grant for the 2010 Tucson Meet Yourself Festival from the 12% Local Revenue-Sharing Contribution of the Pascua Yaqui Tribe. (District 5)

On consideration, it was moved by Supervisor Elias, seconded by Supervisor Bronson and carried by a 3-2 vote, Supervisors Carroll and Day voting “Nay,” to adopt Resolution No. 2010 - 159.

26. **COUNTY ADMINISTRATOR**

- A. Staff requests approval of funding support for the Tucson Glass Fiesta in the amount of \$5,000.00 from the Board Contingency Fund to assist with exhibition art shipping costs.
- B. Staff recommends the Board authorize the Chairman to execute the Intergovernmental Agreement (Resolution No. 2010- 137) between the Arizona Board of Regents, Pima County and a new corporation formed as UA Health previously approved on June 15, 2010, Contract No. 01-65-A-143026-0610.

Supervisor Day requested that these two items be taken separately. No action was taken on the request.

On consideration, it was moved by Supervisor Elias, seconded by Supervisor Bronson and carried by a 3-2 vote, Supervisors Carroll and Day voting “Nay,” to

approve the funding request and authorize the Chairman to execute the Intergovernmental Agreement.

27. HEALTH DEPARTMENT

- A. RESOLUTION NO. 2010 - 160, of the Board of Supervisors of Pima County, Arizona, accepting the Arizona Early Childhood Development and Health Board Renewal Award in support of the Pima County Health Department-Oral Health Program in the amount of \$224,998.00.
- B. RESOLUTION NO. 2010 - 161, of the Board of Supervisors of Pima County, Arizona, accepting the Arizona Early Childhood Development and Health Board Renewal Award in support of the Pima County Health Department-Public Health Nursing Program in the amount of \$188,295.00.
- C. RESOLUTION NO. 2010 - 162, of the Board of Supervisors of Pima County, Arizona, accepting the Arizona Department of Health Services Special Projects Award in support of the Pima County Health Department-Community Nutrition Program in the amount of \$26,745.00.

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Bronson and carried by a 5-0 vote, to adopt Resolution Nos. 2010 -160, 161 and 162.

28. CONTRACTS AND AWARDS

A. Community Services, Employment and Training

- 1. RESOLUTION NO. 2010 - 163, authorizing and approving the 2009 Supportive Housing Grant Renewal Agreement with the U.S. Department of Housing and Urban Development, to administer the New Chance Collaboration Program, HUD Grant Fund, contract amount \$387,476.00 revenue (02-69-U-143109-0710) Motion carried to approve (5-0)
- 2. RESOLUTION NO. 2010 - 164, authorizing and approving the 2009 Supportive Housing Grant Renewal Agreement with the U.S. Department of Housing and Urban Development, to administer Project Advent, HUD Grant Fund, contract amount \$461,425.000 revenue (02-69-U-143110-0710)
- 3. Arizona Department of Corrections, Amendment No. 1, to provide transitional support to juvenile and young adult offenders for the term 6/30/10 to 9/30/10, U.S. Department of Labor Yearn Grant Fund, no cost (07-69-A-142883-0709)

4. Arizona Department of Economic Security, Amendment No. 17, to provide for homeless assistance/eviction prevention services and amend contractual language, Arizona Department of Economic Security Grant Fund, contract amount \$13,693.00 decrease (01-69-A-136291-0705)
5. Pima County Community College District, Amendment No. 2, to provide educational workforce development services and amend contractual language, WIA, Veterans Rehabilitation Services, WIRED and Housing Grant Funds, contract amount \$1,200,000.00 (01-69-P-142221-0709)

B. Health Department

6. RESOLUTION NO. 2010 - 165, approving an Intergovernmental Agreement with the City of South Tucson, to provide paramedic services for childhood immunizations, no cost (01-01-S-143087-0810)
7. RESOLUTION NO. 2010 - 166, approving an Intergovernmental Agreement with the Town of Sahuarita, to provide animal control services, Town of Sahuarita Fund, revenue based on services (01-01-S-143088-0710)
8. RESOLUTION NO. 2010 - 167, approving an Intergovernmental Agreement with the City of South Tucson, to provide animal control services, City of South Tucson Fund, revenue based on services (01-01-S-143089-0710)
9. RESOLUTION NO. 2010 - 168, approving an Intergovernmental Agreement with the Golder Ranch Fire District, to provide paramedic services for childhood immunizations, no cost (01-01-G-143093-0810)
10. RESOLUTION NO. 2010 - 169, approving an Intergovernmental Agreement with the Arizona Department of Health Services, to provide for services under the Women, Infants and Children's Grant, Breastfeeding Peer Counseling Grant and Farmer's Market Nutrition Program Grant, Federal Grant Funds, contract amount \$2,216,035.00 revenue (01-01-A-143105-1010)
11. Arizona Board of Regents, University of Arizona, to provide for the Communities Putting Prevention to Work Team Projects, HHS/CDC Grant and ARRA 2009 Funds, contract amount not to exceed \$4,561,640.00 (07-01-A-143090-0310)
12. Pima Council on Aging, to provide direct health services and supportive counseling, Pima Council on Aging Fund, contract amount \$22,922.00 revenue (02-01-P-143097-0710)

13. Arizona Department of Health Services, Amendment No. 5, to provide for the Well Woman Health Check Program, extend contract term to 6/30/11 and amend contractual language, Federal Grant Fund, no cost (01-01-A-139726-0707)
14. Arizona Department of Health Services, Amendment No. 1, to provide tobacco education and prevention services, extend contract term to 6/30/11 and amend contractual language, Tobacco Education and Prevention Grant Fund, contract amount \$1,067,000.00 revenue (01-01-A-142205-0709)
15. Arizona Early Childhood Development and Health Board-First Things First, Amendment No. 2, to provide health consultation services, extend contract term to 6/30/11 and amend contractual language, State Grant Fund, contract amount \$776,667.00 revenue (02-01-A-142244-0709)
16. Arizona Early Childhood Development and Health Board-First Things First, Amendment No. 1, to provide for the development of a trained Child Care Health Consultation System for the term 8/1/10 to 6/30/11 and amend contractual language, State Grant Fund, contract amount \$296,870.00 revenue (02-02-A-141918-0309)

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to approve the contracts and adopt Resolution Nos. 2010-163, 164, 165, 166, 167, 168, and 169.

29. **CONTRACT AND AWARD: Institutional Health**

Community Partnership of Southern Arizona, to provide the administration and coordination of Title 36 Involuntary Commitment services, General Fund, contact amount \$4,922,519.00 (07-65-C-143111-0710)

On consideration, it was moved by Supervisor Elías and seconded by Supervisor Bronson to approve the contract. No vote was taken at this time.

Supervisors Carroll and Day asked the County Administrator to identify the benefits to the County.

Chuck Huckelberry, County Administrator, briefed the Board on the benefits of the contract and stated the agreement with Community Partnership of Southern Arizona (CPSA) would manage the Title 36 Involuntary Civil Commitment Program which was the fiscal responsibility of Pima County. He explained that CPSA would be responsible for coordinating the overall Title 36 services and anticipated this coming year would serve as a model year to determine delivery of service and how best to coordinate inpatient and outpatient mental health services with the providers.

Mr. Huckelberry further stated that staff negotiated an agreement with CPSA based on estimated costs primarily calculated by hospital days and other associated costs. They were confident that regardless of what happens this coming year, the costs for FY 11-12 will be less than what they were incurring this year.

Supervisor Carroll asked how the Board would know if the estimates were on track. Supervisor Bronson requested that the Board receive quarterly reports.

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to approve the contract.

30. CONTRACT AND AWARD: Institutional Health

Arizona Department of Health Services, Amendment No. 1, to provide mental health services, extend contract term to 6/30/11 and amend contractual language, General Fund, contract amount \$3,064,936.00 (01-65-A-142181-0709)

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to approve the contract.

31. CONTRACT AND AWARD: Procurement

United HealthCare of Arizona, Amendment No. 2, to provide full service health insurance benefits, extend contract term to 6/30/11 and amend contractual language, Various Department Funds, contract amount \$31,000,000.00 (07-43-P-140994-0708) Human Resources

The Chairman advised that those individuals who wished to speak to retiree healthcare would be best to do so at this time.

The following speakers addressed the Board:

- A. John Micena
- B. Mike Humphrey
- C. Carol Wittels

They provided the following comments:

1. They were unfairly taken out of the employee group insurance due to anticipated cost increases and were forced to join the Arizona State Retirement Healthcare Program at higher rates.
2. Some retirees have been forced to abandon healthcare because their premiums were more than their pension checks.

3. Retiree benefits should be reconsidered by the Board since they were considering funding healthcare services for uninsured residents of Pima County and detainees at the Juvenile and Adult Detention Centers.
4. New developments, on the Federal and State level, could help defray the cost of pre-Medicare health care coverage and allow the County to reinstate retiree healthcare benefits.

Chris Straub, Chief Deputy County Attorney, suggested that if further discussion was required regarding retiree healthcare benefits, that it be brought back at another meeting as a separate agenda item.

On consideration it was moved by Supervisor Bronson, seconded by Supervisor Elias, and carried by a 3-2 vote, Supervisors Carroll and Day voting "Nay," to approve the contract.

32. CONTRACTS AND AWARDS: Procurement

- A. MWH Constructors, Inc., Amendment No. 8, to provide construction manager at-risk services for the Ina Road Water Pollution Control Facility Capacity and Effluent Quality Upgrade Project and amend contractual language, RWRD Obligations Fund, no cost (03-03-M-141162-0808) Regional Wastewater Reclamation
- B. MWH Constructors, Inc., Amendment No. 9, to provide construction manager at-risk services for the Ina Road Water Pollution Control Facility Capacity and Effluent Quality Upgrade Project and amend contractual language, RWRD Obligations Fund, contract amount \$163,245,457.00 (03-03-M-141162-0808) Regional Wastewater Reclamation

Award

- C. Sole Source: Award of Contract, Requisition No. 1002568, in the annual amount of \$260,140.00 to Pima Community Access Program (Headquarters: Tucson, AZ) for provision of healthcare eligibility and enrollment assistance to the uninsured residents of Pima County and detainees at the Juvenile and Adult Detention Centers. The contract is for a one-year term and includes four one-year renewal periods. Funding Source: General Fund. Administering Department: Institutional Health.

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to approve the contracts and award.

33. CONTRACT AND AWARD: Transportation

RESOLUTION NO. 2010 - 170, approving an Intergovernmental Agreement with the Regional Transportation Authority, to provide for the expansion of the existing

paratransit service area boundaries within the Special Needs Program, RTA Fund, contract amount \$741,421.00 estimated revenue (01-04-R-143107-0710)

Supervisor Elías asked the County Administrator to explain why the management of this service was being transferred to the RTA. Mr. Huckelberry responded that this was part of regionalizing transit services. He stated that this was a six month contract that would end in December, 2010, and at that time, the RTA would be preparing to re-contract this service out on January 11, 2010. Supervisor Elías requested that the Board receive a report in December with more definitive information on this item.

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to adopt Resolution No. 2010-170 and approve the agreement.

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

A. **Board of Adjustment, District 1**

Reappointment of Christina Berger. Term expiration: 7/31/13.

B. **Pima County/Tucson Women's Commission**

1. Appointment of Martha J. Moore-Monroy to fill the vacancy created by Barbara Clarihew. Term expiration: 12/31/12. (District 1)
2. Appointment of Jennifer Cabrera to fill the unexpired term of Pam Moseley. Term expiration: 12/31/12. (District 3)

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías, and unanimously carried by a 5-0 vote, to approve the appointments.

35. **REGIONAL WASTEWATER RECLAMATION: Pretreatment Settlement Agreement**

Staff recommends approval of the following proposed Pretreatment Settlement Agreement, RWRD Enterprise Fund.

TNI Partners, No. C2009-31. Proposed settlement amount is \$1,000.00.

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías, and unanimously carried by a 5-0 vote, to approve the settlement agreement.

36. **CALL TO THE PUBLIC**

The Chairman inquired whether anyone wished to be heard.

Gary Bahr thanked Supervisor Bronson for helping with the barking dog situation in his neighborhood.

37. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 11:55 a.m.