

MINUTES, FLOOD CONTROL DISTRICT BOARD

OCTOBER 12, 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, October 12, 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. **AWARD**

Award of Contract, Requisition No. 1002439, PSOMAS, (Headquarters: Los Angeles, CA), the respondent receiving the highest combined score for design engineering services for Paseo de las Iglesias Phase 1: Santa Cruz River Bank Protection, Ecosystem Restoration and Linear Parkway for Ajo Way to Silverlake Road. The contract shall be for a 36 month period in an amount not to exceed \$1,200,000.00. The contract may be extended 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: AECOM and Stantec Consulting, Inc., until a contract is executed or the list is exhausted. Funding Source: 2004 Bond Fund. Administering Department: Regional Flood Control District.

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Day and carried by a 4-1 vote, Supervisor Carroll voting "Nay," to approve the contract.

2. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 9:50 a.m.

MINUTES, BOARD OF SUPERVISORS' MEETING

OCTOBER 12, 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, October 12, 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 Ted Soderholm, Catalina Church of Midtown.

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 Celeste Canchola, Co-Chairperson of the National Latino AIDS Awareness Day Committee, proclaiming Friday, October 15, 2010, to be:

“NATIONAL LATINO AIDS AWARENESS DAY”

Supervisor Elías presented the proclamation to Luis Rivera, Senior Program Manager of the Pima County Health Department’s HIV/STD Program. Mr. Rivera expressed his appreciation for the Board’s support and thanked them for their recognition.

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

5. **CONSENT CALENDAR**

A. **CALL TO THE PUBLIC**

The Chairman inquired whether anyone wished to be heard on any item listed for action on the Consent Calendar.

PULLED FOR DISCUSSION BY SUPERVISOR CARROLL

1. **CONTRACTS AND AWARDS**

B. **County Attorney**

2. Deconcini, McDonald, Yetwin, and Lacey, P.C., Amendment No. 4, to provide legal representation services regarding the obligations of the Treasurer with respect to retention or destruction of ballots from the May 16, 2006 Special Election and extend contract term to 7/6/12, General Fund, contract amount \$15,000.00 (17-02-D-141119-0708)

Supervisor Carroll questioned why there continued to be a legal challenge and money spent on this issue.

Chuck Huckelberry, County Administrator, explained that the plaintiffs had appealed the decision of the Superior Court regarding ballot destruction and, during the appeal process, the County had to continue to have legal representation.

E. **Procurement**

Award

10. Sole Source: Award of Contract, Requisition No. 1100249, in the amount of \$350,000.00 to Polydyne, Inc. (Headquarters: Atlanta, GA) for the Clarifloc WE-443 and C-3272 polymers. Contract is for a one year term and includes four one year renewal periods. Funding Source: RWRD Enterprise Fund. Administering Department: Regional Wastewater Reclamation Department.

Supervisor Carroll asked if the award had gone through the sole source procurement approval process.

Chuck Huckelberry, County Administrator, responded yes and stated that custom polymers often fall under the sole source procurement process.

B. APPROVAL OF CONSENT CALENDAR

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Day and unanimously carried by a 5-0 vote, that the Consent Calendar be approved in its entirety.

CONSENT CALENDAR ITEMS ARE AS FOLLOWS:

1. CONTRACTS AND AWARDS

A. Community Services, Employment and Training

1. Catholic Community Services, Inc., d.b.a. Catholic Social Services, Amendment No. 2, to provide emergency assistance to eligible households and amend contractual language, CSBG Grant Fund, contract amount \$21,665.00 (07-69-C-142641-0709)

B. County Attorney

2. Deconcini, McDonald, Yetwin, and Lacey, P.C., Amendment No. 4, (PULLED FOR DISCUSSION)
3. RESOLUTION NO. 2010 – 238, approving a Grant Agreement with the Arizona Department of Public Safety, to provide services authorized by the Victims of Crime Act, Federal Grant Fund, contract amount \$41,053.00 revenue; in-kind services-contract amount \$10,263.00 (02-02-A-143308-1010)

C. Division of Elections

4. RESOLUTION NO. 2010 – 239, approving an Intergovernmental Agreement with the City of Tucson, to provide election services for the November 2, 2010 Special Election, contract amount \$167,855.00 revenue (01-23-T-143324-1010)
5. RESOLUTION NO. 2010 – 240, approving an Intergovernmental Agreement with the Mount Lemmon Fire District, to provide election services for the November 2, 2010 Election, revenue based on services (01-23-M-143325-1010)

D. Pima Health System

6. Dependable Nurses, Inc., Amendment No. 4, to provide homecare services for the term 7/1/10 to 6/30/11 and amend scope of work, no cost (07-15-D-142064-0709)

7. Catholic Community Services of Southern Arizona, Inc., d.b.a. Community Outreach Program for the Deaf, to provide interpreter services, PHCS Enterprise Fund, contract amount \$100,000.00/2 year term (07-15-C-143323-1110)

E. Procurement

8. Hunter Contracting Company, Amendment No. 6, to provide a job order contract for park development services and amend contractual language, no cost (26-05-H-139365-0207) Natural Resources, Parks & Recreation
9. Southern Arizona Paving and Construction Co., Amendment No. 2, to provide a job order contract for traffic signal, roadway intersection, paving, drainage improvements and extend contract term to 9/21/11, Various Capitol Project Funds, contract amount \$767,320.23 (26-04-S-141360-0908) Transportation

Award

10. Sole Source: Award of Contract, Requisition No. 1100249, (PULLED FOR DISCUSSION)

F. Real Property

11. Dakotah Hills Condominiums HOA, Inc., to provide a License for Right-of-Way Encroachment on Camino Esplendora and a 20' Public Alley for existing patio walls, retaining walls and a drainage pipe, contract amount \$4,000.00 revenue (12-04-D-143309-1010)

G. Recorder

12. RESOLUTION NO. 2010 – 241, approving an Intergovernmental Agreement with the Town of Sahuarita, to provide election related services for Primary and General Elections, revenue based on services (01-31-S-143300-0211)
13. RESOLUTION NO. 2010 – 242, approving an Intergovernmental Agreement with the City of Tucson, to provide election related services for the City of Tucson in support of their Special Election on November 2, 2010, revenue based on services (01-31-T-143311-1010)

H. Sheriff

14. RESOLUTION NO. 2010 – 243, approving an Intergovernmental Agreement with the City of Tucson, to provide for the incarceration of municipal prisoners, General Fund, contract amount \$7,469,849.00 revenue (01-11-T-143304-0710)
15. RESOLUTION NO. 2010 – 244, approving an Intergovernmental Agreement with the Governor's Office of Highway Safety, to provide for overtime, employee related expenses and equipment to promote and enhance the Child Passenger Safety Program, Federal Grant Fund, contract amount \$16,400.00 revenue (01-11-G-143305-1010)
16. RESOLUTION NO. 2010 – 245, approving an Intergovernmental Agreement with the Governor's Office of Highway Safety, to provide capital equipment to enhance the DUI Task Force Enforcement Program, Federal Grant Fund, contract amount \$12,500.00 revenue (01-11-G-143306-1010)
17. RESOLUTION NO. 2010 – 246, approving an Intergovernmental Agreement with the Governor's Office of Highway Safety, to provide for overtime and employee related expenses to enhance the DUI Enforcement Program, Federal Grant Fund, contract amount \$133,440.00 revenue (01-11-G-143307-1010)
18. Arizona Department of Homeland Security, Amendment No. 1, to provide a Subgrantee Agreement for equipment under the Operation Stonegarden Grant Program and extend contract term to 9/30/11, no cost (01-11-A-142432-1009)
19. Arizona Department of Homeland Security, Amendment No. 1, to provide a Subgrantee Agreement for equipment under the supplemental Operation Stonegarden Grant Program and extend contract term to 3/31/11, no cost (01-11-A-142444-1009)

I. Transportation

20. RESOLUTION NO. 2010 – 247, approving an Intergovernmental Agreement with the Arizona Department of Transportation, to provide for the Pima County Middle School Bicycle and Pedestrian Training Program, Federal American Recovery and Reinvestment Act Fund, contract amount \$850,000.00 revenue (01-04-A-143303-1010)

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

Animal Care Advisory Committee

Appointment of Lt. Gregory N. Mammana, City of Tucson Police Department.
Term expiration: 3/31/11.

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

- A. Lori Jean Malangone, Arizona Youth Partnership, La Encantada, 2905 E. Skyline Drive, Tucson, March 25, 2011.
- B. Kelly Wiehe, Southern Arizona AIDS Foundation, Tucson Chinese Cultural Center, 1288 W. River Road, Tucson, November 20, 2010.

4. **FINANCE AND RISK MANAGEMENT**

Duplicate Warrants – For Ratification

Jennifer Torchia	\$ 95.58
Diana Myles	\$ 120.00

5. **TREASURER**

A. **Certificates 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	\$ 24,968.46
Abatement Nos.	400249-400251
Personal Property	\$ 276,830.11
Abatement Nos.	500576-500597
TOTAL	<u>\$301,798.57</u>

B. **Certificates of Clearance**

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

Unsecured Mobile Homes	\$ 8,745.94
Business Personal Property	\$64,986.29
TOTAL Unsecured Personal Property	<u>\$73,732.23</u>

REGULAR AGENDA/ADDENDUM ITEMS

6. COUNTY ADMINISTRATOR: CLASSIFICATION AND COMPENSATION

- A. The Pima Health System requests a new classification to more accurately describe the duties and responsibilities of positions within the Contracts and Providers Quality Assurance Section. Any associated costs will be paid from the current department budget.

<u>Class Code</u>	<u>Class Title</u>	<u>Grade/Range</u>	<u>EEO, O/TCode</u>
1102	Contracts & Medical Claims Systems Analyst - PHS	41(\$37,096-\$53,801)	2, E*

*E = Exempt (Not Paid Overtime)

- B. The Pima County Sheriff requests a new classification to more accurately describe the duties and responsibilities of a position providing administrative support to the executive level administrators of the Sheriff's Department. Any associated costs will be paid from the current department budget.

<u>Class Code</u>	<u>Class Title</u>	<u>Grade/Range</u>	<u>EEO, O/TCode</u>
1160	Executive Coordinator – Sheriff	49(\$44,642-\$65,095)	2, E*

*E = Exempt (Not Paid Overtime)

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

7. FRANCHISES/LICENSES/PERMITS: LIQUOR LICENSES

- A. 10-21-9033, Thomas Robert Aguilera, Tavolino, 2890 E. Skyline Drive, Suite 100, Tucson, Series 7, Beer and Wine Bar License, Person and Location Transfer.
- B. 10-22-9034, Kevin Long Huynh, Saigon, 7332 N. Oracle Road, 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 hearings, approve the licenses and forward the recommendations to the Arizona State Liquor Licenses and Control.

8. **FRANCHISE/LICENSE/PERMIT: EXTENSION OF PREMISES/PATIO PERMIT**

Richard J. Mascolino, Branding Iron North Bar and Grill, 2660 W. Ruthrauff Road, Tucson, Temporary Extension of Premises for October 16 and 30; November 2 and 20; and December 7 and 18, 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 hearing, approve the permit and forward the recommendation to the Arizona State Liquor Licenses and Control.

9. **FRANCHISES/LICENSES/PERMITS: SAMPLING PRIVILEGES**

- A. 10-23-9035, Michael Joseph Basha, Bashas' Store No. 52, 15310 N. Oracle Road, Tucson, Series 9S License.
- B. 10-24-9036, Michael Joseph Basha, Bashas' Store No. 71, 6900 E. Sunrise Drive, Tucson, Series 9S License.
- C. 10-25-9037, Janice Louise Martin, Safeway Food and Drug No. 1985, 9705 N. Thornydale, Ste. 100, Tucson, Series 9S License.
- D. 10-26-9038, Janice Louise Martin, Safeway Store No. 1255, 7110 N. Oracle Road, Tucson, Series 9S License.
- E. 10-27-9039, Janice Louise Martin, Safeway Store No. 250, 4752 E. Sunrise Drive, Tucson, Series 9S License.
- F. 10-28-9040, Janice Louise Martin, Safeway Food and Drug No. 267, 2940 W. Valencia, Tucson, Series 9S 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 hearings, approve the sampling privileges and forward the recommendations to the Arizona State Liquor Licenses and Control.

10. **PIMA COUNTY WIRELESS INTEGRATED NETWORK**

Presentation of a status report regarding the Pima County Wireless Integrated Network Project and the proposed Tumamoc Hill Consolidation Plan and approval to transmit a letter of support on behalf of Pima County to the University of Arizona.

Chuck Huckelberry, County Administrator, provided a summary on the plan which was a 2004 Pima County Bond Project that would support the communication needs of the majority of Pima County's public safety agencies. He stated the proposal included the removal of three towers from operation and the demolition of two buildings which would be replaced with one single 125 foot tower at Tumamoc

Hill. The proposed tower was approximately 10 to 15 feet lower in elevation, and the overall visual impact on Tumamoc Hill would be reduced by the removal of the three existing towers and the two buildings. He remarked that the committee had secured approvals of the proposal from all of the various tribal nations who claimed some use or interest in the occurrences on Tumamoc Hill and indicated the university was requiring a letter of support for this project.

Dr. John Moffatt, Director of Pima County Office of Strategic Technology Planning, explained the project included 32 public safety agencies throughout urban and rural Pima County including the Tohono O'odham and Pascua Yaqui Tribes and would cover over 7,700 subscriber radios in police, fire and emergency management areas. He introduced Linda Mayro, Pima County Cultural Resources Department, who was instrumental in working with cultural impact studies conducted on the site with the various tribal nations and Captain Paul Wilson, from the Pima County Sheriff's Department and Project Administrator for the Pima County Wireless Integrated Network Committee who provided a power point presentation on the status of the project and the consolidation plan for Tumamoc Hill.

Supervisor Elías felt this was an aberration of what had been agreed upon in terms of protecting Tumamoc Hill because of its cultural resources and iconic symbol of Pima County. He was not pleased that the proposal was to put a tower on the hill that was almost twice the size of anything else currently on the hill. He commented that there needed to be better public discussion on the proposal so that people would have the opportunity to understand what was being proposed on Tumamoc Hill. He felt three meetings would be appropriate at the following locations: the A-Mountain area, at the El Rio Neighborhood Center and in the Menlo Park area. He acknowledged that there was an alternative site available that had been listed in a report by Mr. Huckelberry and he would like to see the details of the cost estimate for the alternative location. He requested this item be continued until the three public meetings had been conducted and the Board had been provided with all the information that pertained to the cost estimate of any alternative before the Board considered this item for approval.

On consideration, it was moved by Supervisor Elías, seconded by Chairman Valadez and unanimously carried by a 5-0 vote, to proceed with the direction as requested by Supervisor Elías.

11. CONTRACT: COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION

American Western of Arizona, L.L.C., Amendment No. 2, to provide weatherization services, amend contractual language and extend contract term to 10/21/11, American Recovery and Reinvestment Act Fund, contract amount \$450,000.00 (26-70-A-142482-1009)

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

12. **CONTRACT: ECONOMIC DEVELOPMENT AND TOURISM**

Arizona-Sonora Desert Museum, Amendment No. 1, to provide a cooperative management agreement and amend contractual language, no cost (23-71-A-135188-1003)

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to continue this item to the Board of Supervisors' Meeting of October 19, 2010, as Supervisor Elías requested more information pertaining to the entrance fees in the agreement.

13. **CALL TO THE PUBLIC**

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

14. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 9:50 a.m.