

AGENDA SUMMARY

Pima County Board of Supervisors' Meeting

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

November 2, 2010 9:00 a.m.

1. **ROLL CALL**

2. **INVOCATION**

To be offered by Father Earl Cantos, St. Demetrios Greek Orthodox Church.

3. **PLEDGE OF ALLEGIANCE**

4. **PAUSE 4 PAWS**

... **EXECUTIVE SESSIONS**

Call to the Public (for Executive Session items only)

Public discussion and action may occur on the executive session items listed below during the regularly scheduled meeting.

- A. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a settlement agreement between Stantec Consulting Service, Inc., and Pima County which resolves issues related to Stantec's design of aeration blowers at the Roger Road Wastewater Reclamation Facility.

Motion carried to approve (5-0)

- B. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding settlement of Link, Gregory Allan and Carri L. v. Pima County, ST2010-000167, Tax Parcel No. 219-30-008J.

Motion carried to approve (5-0)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

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

- A. **CALL TO THE PUBLIC (for Consent Calendar items only)**

B. APPROVAL OF CONSENT CALENDAR

Motion carried to approve, except CC1C-4, (5-0)

6. BOARD OF SUPERVISORS

Appointment of Arizona State Senator, District 27, Democrat.

Motion carried to approve (5-0)

DEVELOPMENT SERVICES

7. Final Plat with Assurances

P1208-073, Jaynes Station Ranch, Lots 1-12 and Common Areas A and B. (District 1)

Motion carried to approve (5-0)

TRANSPORTATION

8. Acceptance of Project/Roadway for Maintenance

Kinney Road Improvements, Kinney Road, Station 0+13.12 to Station 6+16.19. (District 3)

Motion carried to approve (5-0)

***** HEARINGS *****

FRANCHISES/LICENSES/PERMITS

Agent Change/Acquisition of Control/Restructure

9. 10-35-9047, Nicholas Carl Guttilla, Miraval, 5000 E. Via Estancia Miraval, Tucson, Acquisition of Control.

Motion carried to approve (5-0)

Liquor License

10. 10-30-9042, Kim Kenneth Kwiatkowski, Circle K Store No. 0843, 6750 S. Craycroft Road, Tucson, Series 9, Liquor Store, New License.

Motion carried to approve (5-0)

Extension of Premises/Patio Permit

11. Holly Elaine Bristol, River's Edge Lounge, 4635 N. Flowing Wells Road, Tucson, November 21, 2010, Temporary Extension.

Motion carried to approve (5-0)

Sampling Privilege

12. 10-19-9031, Janice Louise Martin, Safeway Store No. 2044, 260 W. Continental, Green Valley, Series 9S License.

Motion carried to approve (5-0)

TRANSPORTATION

13. **Traffic Ordinances**

- A. ORDINANCE NO. 2010 - 67, of the Pima County Board of Supervisors, establishing prima facie reasonable speed limits on San Xavier Road. Staff recommends **APPROVAL**. (Districts 3 and 5)

Motion carried to approve (5-0)

- B. ORDINANCE NO. 2010 - 68, of the Pima County Board of Supervisors, establishing prima facie reasonable speed limits on Mission Road. Staff recommends **APPROVAL**. (Districts 3, 4 and 5)

Motion carried to approve (5-0)

14. **CALL TO THE PUBLIC**

15. **ADJOURNMENT**

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

DATE POSTED: 10/27/10

TIME POSTED: 5:00 p.m.

CONSENT CALENDAR, NOVEMBER 2, 2010

1. CONTRACTS AND AWARDS

A. Community Development and Neighborhood Conservation

1. Allwyn Priorities, L.L.C., to provide qualified environmental professional services for eligible brownfields activities in Ajo, Why and Lukeville, Federal EPA Community-Wide Brownfields Assessment Grant Fund, contract amount \$356,400.00 (07-70-A-143413-0910)

B. Community Services, Employment and Training

2. U.S. Department of Labor, Employment and Training Administration, Amendment No. 1, to provide employment and training services for the Youth Offender Planning Program and amend contractual language, U.S. Department of Labor Grant Fund, no cost (01-69-U-142257-0709)
3. U.S. Department of Labor, Employment and Training Administration, Amendment No. 3, to provide employment and training services for the Youth Offender Planning Program for the term 9/30/10 to 11/30/10, no cost (01-69-U-142257-0709)

C. Economic Development and Tourism

4. Metropolitan Tucson Convention and Visitors Bureau, to provide for the promotion of tourism, business travel, film production, youth, amateur, semi-professional and professional sports development and marketing for the term 7/1/10 to 6/30/11, General Fund, contract amount \$2,565,463.00 (11-71-M-143410-0710)

Without objection, this item was continued to 11/9/10.

D. Health Department

5. Arizona Department of Health Services, Amendment No. 6, to provide the Well Woman Healthcheck Program for the term 7/1/10 to 6/30/11 and amend contractual language, Well Woman HealthCheck Grant Fund, contract amount \$882,500.00 revenue (01-01-A-139726-0707)
6. Arizona Department of Health Services, Amendment No. 5, to provide sexually transmitted disease prevention services and extend contract term to 12/31/11, STD Services Grant Fund, contract amount \$173,354.00 revenue (01-01-A-140955-0108)

7. Governor's Office of Highway Safety, to provide for the purchase of 200 child passenger seats to promote and enhance safety, Federal Grant Fund, contract amount \$5,000.00 revenue (02-01-G-143393-1010)

E. Kino Sports Complex

8. Flowing Wells School District, Amendment No. 3, to provide after-school and summer elementary school based recreation programs and amend contractual language for the term 8/1/10 to 7/31/11, General Fund, contract amount \$43,000.00 (01-57-F-140177-0807)
9. Sahuarita Unified School District, Amendment No. 3, to provide after-school and summer elementary school based recreation programs and amend contractual language for the term 8/1/10 to 7/31/11, General Fund, contract amount \$47,000.00 (01-57-S-140376-0807)

F. Pima Health System

10. Arizona Children's Health Care Corporation, d.b.a. Los Niños Home Medical Services, Amendment No. 5, to provide patient ventilator lease and supply services, extend contract term to 11/14/11 and amend contractual language, PHCS Enterprise Fund, no cost (18-15-A-139095-1106)
11. Genesis OB/GYN, P.C., Amendment No. 6, to provide OB/GYN services, extend contract term to 11/30/11 and amend contractual language, PHCS Enterprise Fund, no cost (18-15-A-139253-1206)
12. To provide skilled/non-skilled homecare services and amend contractual language, PHCS Enterprise Fund, no cost, for the following:

<u>Vendor</u>	<u>Amend. No.</u>	<u>Contract No.</u>
United Cerebral Palsy of Southern Arizona, Inc.	5	07-15-U-142061-0709
Creative Networks, L.L.C., d.b.a. Rescare Homecare	4	07-15-C-142062-0709
Dependable Home Health, Inc.	7	07-15-D-142063-0709
Dependable Nurses, Inc.	5	07-15-D-142064-0709
NSI - Nursing Service, Inc.	6	07-15-N-142065-0709
Arcadia Health Services, Inc., d.b.a. Arcadia Health Care	4	07-15-A-142069-0709
My House, L.L.C.	5	07-15-M-142070-0709
Reliable Nurses, L.L.C.	5	18-15-R-142078-0709

MGA Home Healthcare, L.L.C.	4	18-15-M-142080-0709
Southern Arizona Family Services, Inc.	4	18-15-S-142081-0709
NSI-Nursing Services, Inc.	5	18-15-N-142082-0709
MGA Assisted Care Home, L.L.C.	5	18-15-M-142084-0709
Accentcare at Home, Inc., d.b.a. Accentcare	3	07-15-A-142109-0709
McLain Enterprises, Inc., d.b.a. Comfort Keepers	5	07-15-M-142110-0709
Lutheran Social Services of the Southwest	5	07-15-L-142111-0709
Jelodon Corp., d.b.a. Health Core Nursing	6	07-15-J-142112-0709
Sunrise Senior Living Management, Inc., d.b.a. Sunrise Home Care	6	07-15-S-142114-0709
Wisdom Access, Inc.	4	07-15-W-142115-0709
Soreo In Home Support Services, L.L.C.	5	07-15-S-142117-0709
Aires, L.L.C.	5	07-15-A-142118-0709
Arizona Consumer Direct Personal Care, L.L.C.	5	07-15-A-142119-0709

13. SLO Ridgecrest, L.L.C., d.b.a. Ridgecrest Healthcare, Amendment No. 8, to provide nursing facility services, extend contract term to 10/31/11 and amend contractual language, PHCS Enterprise Fund, contract amount \$1,200,000.00 (18-15-S-139267-0307)
14. Suncrest Healthcare Center, L.L.C., Amendment No. 3, to provide nursing facility services, extend contract term to 10/31/11 and amend contractual language, PHCS Enterprise Fund, no cost (18-15-S-142327-0809)
15. To provide nursing facility services, PHCS Enterprise Fund:

<u>Vendor</u>	<u>Amount</u>	<u>Contract No.</u>
Santa Rita Care Center, L.L.C., d.b.a. Santa Rita Nursing and Rehabilitation Center	\$3,500,000.00	18-15-S-143358-1110
Kindred Nursing Centers West, L.L.C., d.b.a. Desert Life Rehabilitation and Care Center	\$7,000,000.00	18-15-K-143395-1110

Kindred Nursing Centers West, \$3,500,000.00 18-15-K-143396-1110
L.L.C., d.b.a. Villa Campana
Health Care Center

Park Waverly Healthcare, L.L.C., \$4,000,000.00 18-15-P-143397-1110
d.b.a. Park Avenue Health and
Rehabilitation

G. Procurement

16. KCI USA, Inc., Amendment No. 1, to provide specialized durable medical equipment, extend contract term to 1/31/12 and amend contractual language, PHCS Enterprise Fund, contract amount \$200,000.00 (18-15-K-142782-0210) Pima Health System
17. Granite Construction Company, Inc., Amendment No. 2, to provide a job order contract for traffic signal, roadway intersection, paving and drainage improvements for the term 9/22/10 to 9/21/11, 2004 and 2007 Bond and Capital Improvement Funds, contract amount \$69,963.00 (26-04-G-141362-0908) Transportation

Award

18. Low Bid: Award of Contract, Requisition No. 1100096, in the amount of \$579,479.45 to SQP Construction, L.L.C., (Headquarters: Tucson, AZ) for the Picture Rocks and Desert Winds Transportation Enhancement Project. The contract term is nine months with the ability to extend the term for contract completion. Construction is to be complete within 65 working days from Notice to Proceed. Funding Source: Transportation Enhancement Grant Fund. Administering Department: Transportation.

H. Real Property

19. Webster R. and Elizabeth F. Read, to provide a license for encroachment to access and maintain an existing parking lot and landscaping in Tax Parcel No. 304-25-138E, Section 22, T18S, R13E, contract amount \$8,750.00 revenue (12-04-R-143355-1110)
20. Territorial Sign Co., to provide a license for right-of-way encroachment for subdivision directional sign installation in Vail, near Colossal Cave Road and Via Rancho del Lago, and in northwest Tucson near Thornydale and the Cortaro Farms area, contract amount \$51,750.00 revenue (12-04-T-143362-1110) Transportation

I. **Regional Wastewater Reclamation**

21. RESOLUTION NO. 2010 - **259**, approving an Intergovernmental Agreement with the Arizona Board of Regents, University of Arizona, to provide sanitary sewer service for the construction of the Bioscience Park, no cost (01-03-A-143426-1110)

J. **Sheriff**

22. RESOLUTION NO. 2010 - **260**, approving an Intergovernmental Agreement with the Arizona Department of Homeland Security, to provide for Pima County Wireless Integrated Network Governance Support and Operational Procedures, Federal Grant Fund, contract amount \$156,000.00 revenue (01-11-A-143398-1010)

23. RESOLUTION NO. 2010 - **261**, approving an Intergovernmental Agreement with the Drexel Heights Fire District, to provide for the acquisition of radio equipment for the Pima County Wireless Integration Network Project, 2004 Bond Fund, contract amount \$206,890.00 (01-11-D-143424-1110)

K. **Transportation**

24. Box Studio, L.L.C., to provide artist services for the Magee Road/Cortaro Farms Road: Mona Lisa to La Cañada Drive Project, RTA, HURF and Impact Fee Funds, contract amount \$200,000.00 (07-04-B-143394-1110)

2. **PROCUREMENT**

Quarterly Contracts Report – 3rd Quarter, 2010

Pursuant to Pima County Code, Section 11.08.010, staff submits the quarterly report on contracts awarded from July 1, 2010 through September 30, 2010.

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

Workforce Investment Board

Appointment of Jack Scott, Business, to replace Tony Benavidez. Term expiration: 9/30/12.

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

- A. Deborah L. Jassem, Tohono Chul Park, 7366 N. Paseo Del Norte, Tucson, November 5, 2010.
- B. John S. Brell, Santa Catalina Catholic Church, 14380 N. Oracle Road, Tucson, October 29, 2010.

FINANCE AND RISK MANAGEMENT

5. **Duplicate Warrant – For Ratification**

Abdirahman Abdi \$ 200.00

6. **RECORDER**

Pursuant to Resolution No. 1993-200, ratification of the Document Storage and Retrieval Fund for the month of July, 2010.

7. **REAL PROPERTY**

A. **Ratification of Utility Easements serving Pima County Facilities**

Easement Type/ EASE No.	Utility Company/ Grantee	County Facility Served	Recording Date	Docket/Page
Electric/08-18	Tucson Electric Power	Jackson Employment Center	2/6/09	13490/2604
Water/09-10	City of Tucson	Kino Psychiatric Hospital	8/7/09	13617/3708
Electric/09-14	Tucson Electric Power	Thomas Jay Littletown Park	11/10/09	13682/225
Water/09-13	City of Tucson	Thomas Jay Littletown Park	11/19/09	13688/1217
Electric/09-21	Tucson Electric Power	Brandi Fenton Park	12/23/09	13711/327
Gas/09-04	Southwest Gas Corp.	Ina Road WWTP	2/23/10	13751/1389
Gas/10-01	Southwest Gas Corp.	Ina Road WWTP	3/12/10	13764/504
Electric/10-02	Tucson Electric Power	Pima Air & Space Museum	3/31/10	13777/4904
Electric/10-06	Tucson Electric Power	Mehl Park	5/19/10	13812/3033
Electric/10-10	Tucson Electric Power	Wilmot Library	6/23/10	13836/2842

B. **Sale of Land Under Treasurer’s Deed**

- 1. **Tax Parcel No. 123-02-0300**

- A. RESOLUTION NO. 2010 - 262, of the Pima County Board of Supervisors, authorizing the sale of land held by the State under a Treasurer's Deed to John and Kathleen Warde, highest bidders, for a portion of Lot 1, Block 2 of Section 5, T14S, R14E, G&SRM. Sale price, \$160.00; administrative fee \$500; total \$660.00 revenue. (District 5)
- B. Quit Claim Deed to John and Kathleen Warde to convey all rights and title of a portion of Section 5, T14S, R14E, G&SRM. (District 5)

2. **Tax Parcel No. 116-19-181D**

- A. RESOLUTION NO. 2010 - 263, of the Pima County Board of Supervisors, authorizing the sale of land held by the State under a Treasurer's Deed to QIP Tucson Office 1, L.L.C., A Delaware Limited Liability Company, highest bidder, for a portion of Lot 38 of Section 11, T14S, R13E, G&SRM. Sale price, \$650.00; administrative fee, \$500.00; total \$1,150.00 revenue. (District 5)
- B. Quit Claim Deed to QIP Tucson Office 1, L.L.C., A Delaware Limited Liability Company to convey all rights and title of a portion of Lot 38 of Section 11, T14S, R13E, G&SRM. (District 5)

3. **Tax Parcel No. 116-19-181E**

- A. RESOLUTION NO. 2010 - 264, of the Pima County Board of Supervisors, authorizing sale of land held by the State under a Treasurer's Deed to QIP Tucson Office 1, L.L.C., A Delaware Limited Liability Company, highest bidder, for a portion of Lot 38 of Section 11, T14S, R13E, G&SRM. Sale price, \$750.00; administrative fee, \$500.00; total \$1,250.00 revenue. (District 5)
- B. Quit Claim Deed to QIP Tucson Office 1, L.L.C., A Delaware Limited Liability Company to convey all rights and title of a portion of Lot 38 of Section 11, T14S, R13E, G&SRM. (District 5)

C. **Abandonments by Exchange and Quit Claim Deeds**

- 1. RESOLUTION NO. 2010 - 265, of the Pima County Board of Supervisors, providing for the vacation and abandonment by exchange of a portion of E. Carter Canyon Road formerly known as Douglas Ave., a public right-of-way located in Section 31, T11S, R16E, G&SRM, Abandonment File No. A-10-04. (District 4)

2. Quit Claim Deed from The Arizona Board of Regents, University of Arizona, all rights and title for a portion of Block 39 of Section 31, T11S, R16E, G&SRM. (District 4)
3. Quit Claim Deed to Arizona Board of Regents, University of Arizona, all rights and title for a portion of Block 39 of Section 31, T11S, R16E, G&SRM. (District 4)
4. RESOLUTION NO. 2010 - 266, of the Pima County Board of Supervisors, providing for the vacation and abandonment by exchange of a portion of Pantano Road, a public right-of-way, as Pima County Abandonment No. A-09-08, located in Section 17, T15S, R15E, G&SRM. (District 2)
5. Quit Claim Deed to The Three B's Properties, an Arizona Limited Liability Company, all rights and title for a portion of Pantano Road, located in Section 17, T15S, R15E, G&SRM. (District 2)

D. Revocation of Restrictions and Covenants Running with the Land

1. RESOLUTION NO. 2010 - 267, of the Pima County Board of Supervisors, providing for the revocation of certain deed restrictions encumbering property owned by Pierce Hardy Limited Partnership, located within Section 34, T14S, R14E, G&SRM. (District 2)
2. Revocation of Declaration of Restrictions and Covenants Running with the Land, recorded in Docket 6398 at Page 884 on November 3, 1980 and Restrictions running with the Land (Development Plan) recorded in Docket 10427 at Page 1325 on November 22, 1996. (District 2)

8. RATIFY AND/OR APPROVE

Minutes: September 7, 2010

Warrants: October, 2010

ADDENDUM

Pima County Board of Supervisors' Meeting

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

November 2, 2010 9:00 a.m.

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

... FLOOD CONTROL DISTRICT BOARD

EXECUTIVE SESSION

Call to the Public (for Executive Session item only)

Public discussion and action may occur on the executive session item listed below during the regularly scheduled meeting.

Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding the proposed Southgate Shopping Center Settlement Agreement.

Motion carried to approve (5-0)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

1. CONTRACTS

A. Health Department

1. RESOLUTION NO. 2010 - 268, approving an Intergovernmental Agreement with the Town of Marana, to provide animal control services for the term 7/1/10 to 6/30/12, Town of Marana Fund, revenue based on services (01-01-M-143437-0710)

Motion carried to approve (5-0)

2. RESOLUTION NO. 2010 - 269, approving an Intergovernmental Agreement with the City of Tucson, to provide animal control services for the term 7/1/10 to 6/30/11, City of Tucson Fund, revenue based on services (01-01-T-143471-0710)

Motion carried to approve (5-0)

B. Pima Health System

3. HFS Consultants, to provide a business valuation of PHS operations, PHCS Enterprise Fund, contract amount \$85,000.00 (07-15-H-143481-1110)

Motion carried to approve (5-0)

C. Procurement

4. Sun Edison Government Solutions, Amendment No. 1, to provide solar services and consolidate facility installation locations at Ina Road Wastewater Reclamation Facility and the Kino Health Services/Abrams Building, and amend contractual language, Utility Expense Budget, contract amount \$132,624.57 decrease (11-13-S-142732-0609) Facilities Management

Motion carried to approve (5-0)

D. Real Property

5. RESOLUTION NO. 2010 - **270**, approving and authorizing an Exchange Agreement and Special Warranty Deed with Michael E. Hennessy, as Trustee of Trust B under Agreement dated April 15, 1982, and with Edward F. Hennessy and Marion Hennessy as Settlers, to exchange Tax Parcel No. 119-41-284G (approximately .96 acres), and a portion of Tax Parcel No. 119-41-2740 (approximately .12 acres), for a strip of County owned land (approximately .87 acres), no cost (11-05-H-143464-1110)

Motion carried to approve (5-0)

2. BOARD, COMMISSION AND/OR COMMITTEE

Board of Adjustment, District 5

Reappointments of Susan Adler and Rebecca McLean. Term expirations: 8/31/13.

Motion carried to approve (5-0)

POSTED: Levels A & B, 1st & 5th Floors, Pima County Administration Bldg.
DATE POSTED: 10/29/10
TIME POSTED: 11:00 a.m.