

MINUTES, FLOOD CONTROL DISTRICT BOARD

APRIL 12, 2011

The Pima County Flood Control District Board met in its 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, April 12, 2011. 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

\*Arrived at 9:30 a.m.

1. **PURCHASE AGREEMENT/QUIT CLAIM DEED**

- A. Sale and conveyance of Pima County Flood Control District owned parcels, Tax Parcel Nos. 133-37-010C and 133-37-010D, to the City of Tucson for the Speedway Boulevard: Camino Seco to Houghton Road Project, located within Section 12, T14S, R15E, G&SRM, \$13,300.00 revenue. (District 4)
- B. Quit Claim Deed to the City of Tucson to convey all rights, title and interest for land located within Section 12, T14S, R15E, G&SRM. (District 4)

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to approve the Purchase Agreement and Quit Claim Deed.

2. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 11:50 a.m.

  
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CHAIRMAN

ATTEST  
  
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CLERK

MINUTES, LIBRARY DISTRICT BOARD

APRIL 12, 2011

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, April 12, 2011. 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

\*Arrived at 9:30 a.m.

1.    **CONTRACTS**

- A.    Arizona State Library, Archives and Public Records, to provide for the E-Reader Experience Project, LSTA Grant Fund, contract amount \$62,621.00 revenue; in-kind services, contract amount \$12,700.00 (02-66-A-143889-0711)
  
- B.    Arizona State Library, Archives and Public Records, to provide for the creation of the Arizona Literary Map, LSTA Grant Fund, contract amount \$8,277.00 revenue; in-kind services, contract amount \$13,440.00 (02-66-A-143890-0611)

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 11:50 a.m.



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CHAIRMAN

ATTEST:



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CLERK

## MINUTES, BOARD OF SUPERVISORS' MEETING

APRIL 12, 2011

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, April 12, 2011. 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

\*Arrived at 9:30 a.m.

### 1. **INVOCATION**

The invocation was given by Reverend Sharon Ragland, St. Mark's United Methodist Church.

### 2. **PLEDGE OF ALLEGIANCE**

All present joined in the Pledge of Allegiance.

### 3. **PERSONAL POINT OF PRIVILEGE**

Supervisor Elías announced that this date marked the 150th Anniversary of the beginning of the Civil War. Although there was tremendous bloodshed and suffering throughout the country, the effort ended with the preservation of the union and the 14th Amendment guaranteeing due process to all americans.

### 4. **PAUSE 4 PAWS**

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

### ... **EXECUTIVE SESSION**

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Bronson and carried by a 4-0 vote, Supervisor Carroll not present, that the Board convene to Executive Session at 9:20 a.m.

5. **RECONVENE**

The meeting reconvened at 9:40 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 William V. and Susan A. Timmons v. Pima County Board of Adjustment, District 5, et al., Pima County Superior Court Case No. C2011-1121.

Chris Straub, Chief Civil Deputy County Attorney, advised that this case related to the Board of Adjustment's denial of a series of variances requested for an existing guest house. The Pima County Attorney's Office recommended that the Chief Zoning Inspector be added as a party to the litigation and to take the position that the Board of Adjustment should not be an active litigant in this appeal.

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to approve the County Attorney's Office recommendation.

8. **LITIGATION**

Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction, regarding New Cingular Wireless PCS, L.L.C. v. Board of Supervisors of Pima County, Arizona, United States District Court, District of Arizona, Case No. 4:10-CV-00028-DCB.

Without objection, this item was continued to the Board of Supervisors' Meeting of April 19, 2011.

9. **LITIGATION**

Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a request by Mesch, Clark & Rothchild that Pima County waive a conflict of interest arising from the firm's representation of Tucson Building and Remodeling, Inc., with respect to the construction of the Catalina Community Services Center.

Chris Straub, Chief Civil Deputy County Attorney, reported that this was a request that Pima County waive a concurrent conflict of interest to allow this firm

to represent Tucson Building and Remodeling, Inc. with respect to a potential dispute with Pima County regarding the construction of the roof of the Catalina Community Services Center. He advised that waivers of conflicts of interests were within the Board's discretion.

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to waive the conflict of interest.

**10. LITIGATION**

Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding intervention in State of Arizona et al. v. Ashton Company, Inc., et al., City of Tucson v. Ashton Company, Inc., et al., United States District Court Case No. 4:10-CV-0064-CKJ

Chris Straub, Chief Civil Deputy County Attorney, advised the State of Arizona was suing and filing proposed consent decrees against a number of businesses that contributed to environmental contamination at the Broadway/Pantano State Superfund Site. The Pima County Attorney's Office, with the concurrence of the Department of Finance and Risk Management, sought authority from the Board to intervene in this matter and to proceed 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 approve the County Attorney Office's recommendation to intervene and proceed as discussed in Executive Session.

**11. PRESENTATION**

Presentation of the "Small Business Award for 2011" to Johnnie and Edie Lake, Gasoline Alley of Green Valley.

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

Tom Ward, Chairman of the Small Business Commission, expressed his thanks to the Board for their support and noted that the Green Valley-Sahuarita Chamber of Commerce recommended the award-winning candidate, Gasoline Alley, this year. He recognized the following individuals from the Green Valley-Sahuarita Chamber of Commerce: Bob Childs, President; Dan Cavanaugh, Chairman of the Government Affairs Committee; and Jim DiGiacomo, Executive Director. He also acknowledged Ken Goodman, Vice-Chairman, of the Small Business Commission

Supervisor Carroll made the presentation to John and Edie Lake, owners of Gasoline Alley. Ms. Lake expressed her appreciation to the Board for the recognition.

12. **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. No one appeared.

B. **APPROVAL OF CONSENT CALENDAR**

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Bronson 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 Development and Neighborhood Conservation**

1. Rillito Water Users Association, Amendment No. 1, to provide water system improvements, extend contract term to 9/30/11 and amend contractual language, no cost (32-70-R-142729-1009)
2. United Community Health Center, Inc., to provide construction of the Amado - UCHC Health Clinic for the term of 3/1/11 to 2/28/12 and amend contractual language, CDBG Grant Fund, contract amount \$97,000.00 (32-70-U-143874-0311)

B. **Community Services, Employment and Training**

3. RESOLUTION NO. 2011-56, approving an Intergovernmental Agreement with the U.S. Department of Housing and Urban Development, to provide for the CASA Coalition Assisting Self-Sufficiency Attainment Project, HUD Grant Fund, contract amount \$428,470.00 revenue (01-69-U-143880-0411)
4. Catholic Community Services, Inc., d.b.a. Catholic Social Services, Amendment No. 3, to provide emergency financial assistance, case management, referral and advocacy services and amend contractual language, CSBG Grant Fund, contract amount \$5,025.00 decrease (07-69-C-142641-0709)

5. Literacy Volunteers of Tucson, to provide literacy assistance services for the term 3/1/11 to 2/28/12, Health Professions Opportunity Grant Fund, contract amount \$75,000.00 (07-69-L-143879-0311)

**C. County Attorney**

6. Snell & Wilmer, L.L.P., Amendment No. 6, to provide legal advice and representation regarding Seaboard Surety Company, et. al., Case No. CV2008-9136, extend contract term to 2/24/12 and amend contractual language, Wastewater Management Enterprise Fund, contract amount \$60,000.00 (17-02-S-140916-0208)

**D. Pima Health System**

7. Arizona Inpatient Medicine Associates, L.L.C., Amendment No. 4 to provide hospitalist rounding services, extend contract term to 1/31/12 and amend contractual language, no cost (18-15-A-139078-0107)
8. Pulmonary Associates of Southern Arizona, P.C., Amendment No. 5, to provide pulmonary services, extend contract term to 3/31/12 and amend contractual language, no cost (18-15-P-139304-0407)
9. Valley ENT., P.C., Amendment No. 5, to provide ear, nose and throat medical services, extend contract term to 12/31/11 and amend contractual language, no cost (18-15-S-139385-0107)
10. Pima Heart Physicians, P.C., Amendment No. 2, to provide cardiology, cardiac rehabilitation, primary care physician and laboratory services, extend contract term to 4/30/12 and amend contractual language, no cost (18-15-P-142059-0509)
11. Presidio Health Associates, L.L.C., d.b.a. Catalina Healthcare Center, Amendment No. 1, to provide nursing facility services and amend contractual language, no cost (07-15-P-143441-1110)
12. Bridgeway Health Solutions of Arizona, L.L.C., to provide behavioral health services to PHS members for the term 4/1/11 thru 9/30/11, PHCS Enterprise Fund, contract amount \$500,000.00 (18-15-B-143883-0411)

**E. Procurement**

- 13. Oracle Control Systems, Inc., Amendment No. 1, to provide a job order contract for heating, ventilating and air conditioning construction services and amend scope of work, Various Funds, contract amount \$250,000.00 (26-13-O-143339-0910) Facilities Management

**F. Real Property**

- 14. RESOLUTION NO. 2011-57, approving and authorizing the acceptance of a donation from Holden Enterprises, Inc., of approximately 18 acres of land west of the western terminus of Trail's End Road near North Sky Canyon Place, and a Special Warranty Deed for Tax Parcel Nos. 212-06-094A thru 094E, General Fund, contract amount \$5,000.00 (11-05-H-143885-0411) Natural Resources, Parks and Recreation

**2. DIVISION OF ELECTIONS**

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

<u>APPOINTMENTS</u>	<u>PRECINCT</u>	<u>PARTY</u>
Scott, Shirley C.	124	DEM
Morales, Patricia A.	189	DEM
Duke Sr., Larry A.	005	REP
White, John	045	REP
Pierson, Joe N.	126	REP
Stone, Samuel	268	REP
Fisher, Glenn N.	370	REP
Magrum, Janet M.	405	REP
Magrum, Tom L.	405	REP

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

**A. Board of Health**

Reappointment of Carolyn Trowbridge - Term expiration: 6/30/13; and Mary Lou Gonzales - Term expiration: 6/30/14. (District 5)

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

Appointment of Jim Critchley, Tucson Fire Department, to replace Patrick Kelly. No term expiration. (Jurisdictional Recommendation)

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

- A. Carla Kerekes Martin, Empire Ranch Foundation, 22700 S. Empire Ranch Road, Sonoita, April 16, 2011.
- B. Stephen E. Lyders, CASA Support Council for Pima County, Inc., La Paloma Country Club, 3800 E. Sunrise Drive, Tucson, April 29, 2011.
- C. Lance R. Hurst, American Legion Post No. 109, 15921 S. Houghton Road, Vail, April 23, 2011.

5. **RECORDER**

Pursuant to Resolution No. 1993-200, ratification of the Document Storage and Retrieval Fund for the month of February, 2011.

6. **RATIFY AND/OR APPROVE**

Minutes: February 15, 2011

**REGULAR AGENDA/ADDENDUM ITEMS**

13. **COUNTY ADMINISTRATOR: MEDICAL HEALTH INSURANCE FOR COUNTY EMPLOYEES FOR FISCAL YEAR 2011/2012**

Staff recommends UnitedHealthcare (UHC) as the medical insurance carrier for FY 2011/12, and to select the Alternate B Benefit Option.

Chuck Huckelberry, County Administrator, reported on the status of the renewal of employee medical insurance coverage with UnitedHealthcare (UHC) for FY 2011/12. He briefed the Board regarding renewal costs for the present plan and advised that UHC had offered alternate plans.

Mr. Huckelberry provided a brief history on a 3-phase process that began approximately 3 years ago to address the management of costs associated with the increased costs of health insurance, as well as balancing those increases against the taxpayer's ability to pay and the ability of County employees to fully absorb their share of increases. Key components of the cost savings plan that were implemented to date included a shift away from the HMO and transitioning those employees to a High Deductible Health Plan/Health Savings Account (HDHP/HSA) and the transitioning of removing early County retirees from the health plan. These options significantly modified the projected future increases that were necessary for the plan's viability.

He stated that a Limited Competition Solicitation (LCS) was used to obtain bids from other proven carriers with the hope of obtaining significant premium reductions. He reported that results of the process produced a wide range of bids and did not demonstrate a significant reduction in costs. After an in-depth analysis of the costs and other factors related to employee care, a decision was made to close the LCS, and the Human Resources Director was asked to continue negotiations with UHC under their current contract. During the negotiations, UHC further lowered their costs for Alternate Plan B which reduced plan options to one PPO and one HDHP, thus eliminating the current HDHP2 plan which had minimal enrollment. The revisions to this plan design would result in higher costs for HDHP users who incur significant medical expenses during the year, as well as PPO users who could potentially see increased fees for service. However, this option also avoided potential problems associated with changing plan providers and offered employees the lowest cost increases possible for continued coverage with UHC.

Mr. Huckelberry also explained the balance between public release of information to the Board and ensuring that the County Procurement Code was not violated.

Supervisor Elías questioned whether State Statute or County Code prevailed over the procurement process.

Chris Straub, Chief Civil Deputy County Attorney, stated that Pima County opted out of Title 34 which governed the procurement process because the County's Procurement Code was more specific. If it were not, State Statute would prevail.

Supervisor Carroll asked how many County employees were currently members of Service Employees International Union (SEIU). Martin Manteca, an SEIU representative from Phoenix, responded that there were approximately 335 members.

Mr. Huckelberry addressed the issue of cost increase sharing. He explained that plan revisions for the upcoming fiscal year for HDHP/HSA enrollees would result in the employee being responsible for the first \$2,000.00 of healthcare costs, satisfying the \$2,000.00 deductible. At that point, employees would pay 10% of health care costs until they reached \$3,000.00, at which time the employee would be covered 100%. The County would also continue to contribute \$1,000.00 annually to the employee's HSA.

Mr. Huckelberry advised that the County was experiencing a national trend in increased healthcare costs, and they had already been actively looking at a self-insurance option. He confirmed that they had met informally with University Health Care - University of Arizona System representatives to discuss the potential of forming a joint self-insurance program. He also said they would be looking at the implementation of programs related to disease prevention and an

emphasis on wellness in premium structures that would reward employees for being healthy.

Supervisor Carroll clarified that the Board members shared the same costs and coverage options with all eligible employees. He asked if the two year contract extension with UHC could be cancelled after one year without penalty.

Mr. Huckelberry responded that Pima County had the option of cancelling the contract each year. He explained that the expiration of the contract term would require the County go through the full competitive process. In the event that a decision was made to move to self-insurance, appropriate notice would have to be given to UHC.

Mr. Huckelberry explained that should the Board give direction to investigate a self-insurance plan, staff would need to gather all of the data to prove its cost-effectiveness, that it met employee needs, and that sufficient time could be allocated for the educational process. He emphasized that the goal would be to ensure costs would be managed well in the future and that the transition would be as seamless as possible for the employees with minimal or no disruption of service.

Supervisor Day questioned the recommendations for employee cost sharing and how raising the deductible on the PPO compared nationally. Mr. Huckelberry answered that Pima County's rates were still lower than the national average. He reported that statistical data reflected that 92% of the employees did not meet their current deductible, therefore increasing the deductible would have little or no effect on the majority of the employees.

Supervisor Elías expressed concern over reports of UHC's profit being \$4.6 billion dollars this year, and mentioned some of the difficulties in the Meet and Confer process regarding health insurance discussions. He stated that SEIU should be included in all of the future processes.

Mr. Huckelberry stated that any issues with the Meet and Confer process had been worked through and the group would be able to move forward in a positive direction in the future.

Supervisor Bronson also questioned the issue of UHC's reported \$4.6B profit and how it related to less than 1% on their total profit and loss statement worldwide.

Paul Zucharelli, Pima County's health insurance benefits representative, explained the process of determining health care costs directly related to the usage of health care services and administration costs. He advised that UHC underpriced the bid in the beginning and lost money on this account in spite of making a profit nationally. He agreed that it was time to consider self-insurance funding along with implementing programs to engage employees in wellness.

Supervisor Bronson asked, with respect to Alternate Plan B, if everyone including Medicare participants, were eligible to participate. Mr. Zucharelli responded that Medicare eligibility precludes participation in a HDHP/HSA plan. Supervisor Bronson asked if that was why the County was retaining the PPO. He responded in part yes but it was also retained to accommodate those individuals who were outside of the system.

Chairman Valadez questioned whether any data had been received indicating what the costs would have been had the retirees been retained in the healthcare plan.

Mr. Huckelberry explained the difference in pricing for retaining the retirees and the HMO option.

The following speakers addressed the Board:

- A. Phil Paige, Employee, Representative of the Pima County Association of Active and Retired Employees
- B. David Mitchell, Employee, President of the Pima County Association of Active and Retired Employees
- C. Brian Johnson, Employee, Member of the Pima County Association of Active and Retired Employees
- D. John Becerra, Employee, SEIU Member
- E. Brandon Milligan, Employee, SEIU Member
- F. Sofia Blue, Employee, SEIU and Meet and Confer Committee Member
- G. Maya Castillo, President SEIU, Pima County Arizona Chapter

They provided the following comments:

1. Everyone was concerned about the health issue before the Board.
2. Because pay and benefits have both become lower over the years, employees get a double hit with premium and deductible increases.
3. The Meet and Confer process leaves much to be desired and could be improved on both sides.
4. The Pima County Association of Active and Retired Employees was a registered, non-profit organization with no limitation on membership and intent on educating County employees about issues relevant to them.
5. Support was given to move towards self-insurance and away from traditional health insurance companies like UHC.
6. A few Board Members were acknowledged for voting to keep retired employees on health insurance coverage.
7. Opposition was given for any increase in premiums. The plans should remain the same.
8. The County Administrator's estimated increase to keep early retirees was substantially higher than premium increase information provided by Price Waterhouse and UHC's website.

9. Eliminating the HMO and forcing all employees into a HDHP would result in participants avoiding or delaying healthcare.
10. The contract should only be for a one year term and an independent contractor hired to look at the procurement process.
11. A full procurement process should be conducted as soon as possible on healthcare coverage to get the best deal for all employees and the taxpayers.
12. SEIU was unable to wholeheartedly support the healthcare choice due to lack of information sharing.
13. Pima County should cover the entire premium costs for their employees.

Supervisor Elías questioned whether the Union's unwillingness to endorse any of the recommendations regarding this year's insurance was related to the atmosphere created in Meet and Confer and the lack of information received. He acknowledged the difficulties that the employees had experienced over the last 4 years with no pay increases and costs continuing to rise. He suggested that it would be reasonable for Pima County to assume one-half of the increase in premium costs amounting to an additional \$750,000.00 to let the employees know that the Board understands their position and as a means of good will for their dedication to public service. He suggested that the County work cooperatively with SEIU next year in a more formal setting and, if it is through the Meet and Confer process, to make appropriate changes. He also suggested that the Union work harder at trying to develop a more meaningful conversation with their members and others regarding this particular subject so that the onus did not fall on the administrative staff.

Supervisor Bronson stated that because this Board and administration had been fiscally prudent in the budget planning process, they could consider absorbing the additional funding. However, she stated that if cost shifts from the State continued to occur, they would need to have some very serious discussions during the FY 2012/2013 and 2013/2014 budget processes.

Supervisor Carroll questioned where the County would find the \$750,000.00 to fund this action. He asked if this decision could be postponed until the budget was reviewed.

Mr. Huckelberry responded that he would recommend the additional funding in the budget and due to the mandatory enrollment deadline and time needed for education, the decision could not be postponed.

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Bronson, and carried by a 3-2 vote, Supervisors Carroll and Day voting "Nay," to approve the contract with UHC for a one year term; that the County pay 50% of the recommended monthly employee premium rates in the amount of \$750,000.00; that a Wellness Program be associated with this plan; that other options and/or a full procurement process be used at the end of this contract term; that the County Administrator be directed to establish a procedure that

would be inclusive of all authorized employee representatives for this process next year; and that Alternate B be selected as the Benefit Option as follows:

Alternate Plan B

<p><u>PPO</u>  <b>In-Network</b>  Specialist Copay \$45  Emergency Room Copay \$125  Deductible \$1,000/\$2,000  Coinsurance 80%</p> <p><b>Out of Network</b>  Deductible \$2,000/\$4,000  Coinsurance 60%</p>	<p><u>HDHP Plan 1</u>  <b>In Network</b>  Coinsurance 90%  Out of Pocket Maximum \$3,000/\$6,000 (to include deductible)</p> <p>Note: Deductible remains at \$2,000/\$4,000 and the County will continue to contribute \$1,000/\$2,000 to the HSA. Deductible is also applied to the out-of-pocket maximum of \$3,000/\$6,000.</p>	<p><u>HDHP Plan 2</u>  Eliminated this plan altogether</p>
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Supervisor Day advised they had already proposed a \$3 million contribution to offset the impact to the employees. She felt that during these rough economic times and with a shrinking tax base, she could not support an additional \$750,000.00 towards a plan that was still significantly lower than the national average.

Supervisor Carroll said that the recession was not anticipated to be over until 2013, and that while he supported renewing the current contract for one year and looking at other alternatives, he did not agree with the County paying 85% of the cost. He also stated that the plan should be opened to the retirees.

14. **COUNTY ADMINISTRATOR: CLASSIFICATION AND COMPENSATION**

The Pima County Recorder requests approval to create a new classification. There are no associated costs.

<u>Class</u>	<u>Class Title</u>	<u>Grade/Range</u>	<u>EEO,O/T CODE</u>
1123	Voter Registration Clerk – Senior	27 (\$27,939 - \$39,493)	6, NE*

\*NE = Non exempt (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 classification.

15. **COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION**

The Pima County Neighborhood Reinvestment Oversight Committee recommends approval for supplemental funding for:

<u>Neighborhood</u>	<u>Project</u>	<u>Amount</u>
West University Neighborhood	Park Improvement Project	\$23,810.00

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

**FRANCHISE/LICENSE/PERMIT: AGENT CHANGE/ACQUISITION OF CONTROL/RESTRUCTURE**

16. 11-02-0025, Fern Patricia Robinson, La Gitana Cantina, 17205 W. 5th Street, Arivaca, Acquisition of Control.

The Chairman inquired whether anyone wished to be heard. No one appeared. It was thereupon moved by Supervisor Bronson, seconded by Supervisor Elías, and carried unanimously 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.

Supervisor Bronson noted that La Gitana Cantina was the oldest bar in Arizona.

17. **DEVELOPMENT SERVICES: CONDITIONAL USE PERMIT**

P21-10-021, LUTHERAN CHURCH OF THE ASCENSION – W. MAGEE ROAD. Request of the Lutheran Church of the Ascension, represented by the FM Group, on properties located at 1220 and 1204 W. Magee Road, in the SR zone, for a Conditional Use Permit for a communication tower. Chapter 18.97, in accordance with Section 18.07.030.H.2.e of the Pima County Zoning Code, allows a communication tower as a Type III Conditional Use in the SR zone. On motion, the Planning and Zoning Commission voted 7-1 (Commissioner Membrilla voted Nay, Commissioner Holdridge abstained and Commissioner Neeley was absent) to recommend APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS. The Hearing Administrator recommends APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS. (District 3 1)

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.

Special Conditions

1. The new wireless antennae shall be mounted at a top height of no greater than sixty-two feet (62').
2. The proposed tower shall be camouflaged as a monopalm, with the palm fronds having a top-height of no more than approximately sixty-five feet (65').
3. The equipment building shall be located as shown on the submitted Development Plan and be painted an earth tone color (light brown, desert tan, etc.).

Jim Portner, Hearing Administrator, stated that this was a Type III Conditional Use Permit request for a new communications tower. The proposed tower would be sixty-two feet tall, and the installation camouflaged as a mono palm with the frond height reaching a maximum height of 65 feet. The Hearing Administrator and staff recommended approval subject to standard and special conditions.

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

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 Conditional Use Permit subject to standard and special conditions.

18. **DEVELOPMENT SERVICES: CONDITIONAL USE PERMIT**

P21-11-003, THREE POINTS FIRE DISTRICT – W. CAMINO LUCIDO

Request of the Three Points Fire District, represented by Rick Shaw and Associates, on property located at 11777 W. Camino Lucido, in the RH zone, for a Conditional Use Permit for a communication tower. Chapter 18.97, in accordance with Section 18.07.030.H.2.e of the Pima County Zoning Code, allows a communication tower as a Type III Conditional Use in the RH zone. On motion, the Planning and Zoning Commission voted 8-1 (Commissioner Holdridge voted Nay, and Commissioner Neeley was absent) to recommend APPROVAL SUBJECT TO STANDARD AND SPECIAL CONDITIONS. The Hearing Administrator 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 (General Regulations and Exceptions) of the Pima County Zoning Code.

Special Conditions

1. The proposed tower shall be no more than eight feet (80') in height. It is understood that the Fire District's WHIP antenna can be mounted atop the pole.
2. The tower and equipment area shall be located on the property as shown on the submitted Development Plan.

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

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 as recommended by the Hearing Administrator.

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

A. **Library Advisory Board**

Reappointment of Obdulia Gonzalez. Term expiration: 6/30/15. (District 5)

B. **Pima County Fair Commission**

Reappointment of Judy Patrick. Term expiration: 4/11/15. (District 5)

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

20. **CONTRACTS AND AWARD**

A. **Health Department**

1. Carondolet Health Network, Amendment No. 1, to provide for the Communities Putting Prevention to Work (CPPW) Program, amend contractual language and extend contract term to 3/18/12, no cost (07-01-C-143077-0310)
2. Community Food Bank, Amendment No. 1, to provide for the Communities Putting Prevention to Work (CPPW) Program, amend contractual language and extend contract term to 3/18/12, Federal Funds, contract amount \$64,340.00 (07-01-C-143029-0310)
3. United Way of Tucson and Southern Arizona, Inc., d.b.a. PRO Neighborhoods, Amendment No. 1, to provide for the Communities Putting Prevention to Work (CPPW) Program, amend contractual language and extend contract term to 3/18/12, no cost (07-01-U-143031-0310)
4. YMCA of Southern Arizona, Amendment No. 1, to provide for the Communities Putting Prevention to Work (CPPW) Program, amend contractual language and extend contract term to 3/18/12, no cost (07-01-Y-143030-0310)

B. **Procurement - Award**

5. Low Bid: Award of Contract, Requisition No. 1101396, in the amount of \$324,300.00 to the lowest responsive bidder, Miller O'Hern Construction, L.L.C., (Headquarters: Tucson, AZ) for the Richey Boulevard fuel tank replacement. The contract is for a seven month period and may be extended for project completion. Funding Source: Internal Service Funds, \$318,400.00; RWRD Enterprise Funds, \$5,900.00. Administering Department: Facilities Management.

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

21. **CALL TO THE PUBLIC**

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

22. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 11:50 a.m.



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CHAIRMAN

ATTEST:



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CLERK