

MINUTES, AIR QUALITY CONTROL DISTRICT BOARD

December 6, 2011

The Pima County Air Quality Control District Board met in regular session at the regular meeting place in the Pima County Administration Building (Hearing Room), 130 West Congress Street, Tucson, Arizona, at 9:00 a.m. on Tuesday, December 6, 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
 Robin Brigode, Clerk

1. **LITIGATION**

Pursuant to A.R.S. §38-431.03 (A) (3) and (4), for legal advice and direction regarding Rosemont Copper Company v. Kramer and Pima County Air Quality Control District, United States District Court Case No. 4:11-CV-00552-RCC, and Rosemont Copper Company's administrative appeal to the Pima County Air Quality Hearing Board, Docket No. 11.001 2.

Chris Straub, Chief Civil Deputy County Attorney, explained this case involved two matters related to the Rosemont Copper Company's efforts to obtain an air quality permit. The first was the District Court case filed against the Air Quality Control District and Ursula Kramer in her capacity as the Air Quality Control Officer. The second matter was Rosemont's appeal to the Air Quality Hearing Board of the Control Officer's denial of the permit application. On December 1, 2011, the Hearing Board voted to affirm the Control Officer's denial of the application and the Hearing Board has scheduled another meeting to adopt the legally required written ruling giving findings of facts and conclusions of law supporting their decision. Rosemont Copper Company has approached the County Attorney's office with a request that the Board allow dismissal of the District Court case without prejudice with each side bearing its own attorney's fees and cost. The County Attorney's Office requested authorization to proceed as discussed in executive session.

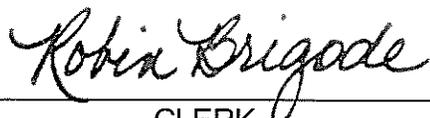
On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to proceed as discussed in Executive Session.

2. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 10:37 a.m.


CHAIRMAN

ATTEST:


CLERK

MINUTES, FLOOD CONTROL DISTRICT BOARD

December 6, 2011

The Pima County Flood Control District Board met in regular session at the regular meeting place in the Pima County Administration Building (Hearing Room), 130 West Congress Street, Tucson, Arizona, at 9:00 a.m. on Tuesday, December 6, 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
 Robin Brigode, Clerk

1. **APPEAL OF CHIEF ENGINEER'S DECISION**

Pursuant to Pima County Code, Section 16.56.050, Jeff and Allyson Miller appeal the decision of the Chief Engineer regarding the Floodplain Use Permit No. 07-051RP for property located at 9987 N. Camino de Oeste. (District 1)

On consideration, it was moved by Supervisor Carroll, seconded by Supervisor Day, and unanimously carried by a 5-0 vote, to close the hearing for the record.

2. **DESIGNATION OF PUBLIC ROAD RIGHT-OF-WAY**

Designation of property by the Pima County Flood Control District and Pima County as public right-of-way for County highway purposes described in Resolution No. 2009-79, recorded in Docket 13555 at Page 3503, in Section 20, 21 and 28, T13S, R14E, G&SRM. (Districts 1 and 3) Real Property

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

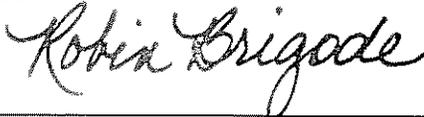
3. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 10:37 a.m.



CHAIRMAN

ATTEST:



CLERK

MINUTES, LIBRARY DISTRICT BOARD

December 6, 2011

The Pima County Library District Board met in regular session at the regular meeting place in the Pima County Administration Building (Hearing Room), 130 West Congress Street, Tucson, Arizona, at 9:00 a.m. on Tuesday, December 6, 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
 Robin Brigode, Clerk

1. **CONTRACT**

Arizona State Library, Archive and Public Records, to provide the Broadband Initiative Grant to support workforce development in libraries, contract amount \$98,429.00 revenue (CTN-LIB-12000356)

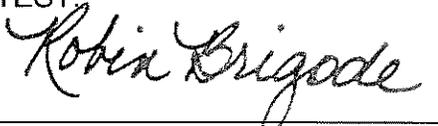
On consideration, it was moved by Supervisor Elías, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to approve the contract.

2. **ADJOURNMENT**

As there was no further business to come before the Board, the meeting was adjourned at 10:37 a.m.



CHAIRMAN

ATTEST:


CLERK

MINUTES, BOARD OF SUPERVISORS' MEETING

DECEMBER 6, 2011

The Pima County Board of Supervisors met in regular session at the regular meeting place in the Pima County Administration Building (Hearing Room), 130 West Congress Street, Tucson, Arizona, at 9:00 a.m. on Tuesday, December 6, 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
 Robin Brigode, Clerk

1. **INVOCATION**

The invocation was given by Pastor Philip Kruis, Rincon Mountain Presbyterian Church.

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**

Presentation to Lidia Allen, Pima County Board of Health Member, in recognition of her service. (District 3)

Supervisor Bronson made the presentation to Lidia Allen in recognition and appreciation of her years of dedication and service to the Pima County Board of Health.

The Board took no action on this item.

5. **PRESENTATION**

Presentation of a proclamation to Pastor William Wills and Martha Wills from Sunshine Ministries, Inc., and Racial Reconciliation Community Outreach Network of Tucson, proclaiming Sunday, December 11, 2011, to be:

“SUNSHINE MINISTRIES FOUNDERS DAY”

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

Chairman Valadez presented the proclamation to Pastor William Wills and Martha Wills. Pastor Willis thanked the Board for the acknowledgement and wished to continue to live and build Pima County to make this the best place to live.

6. PRESENTATION

Presentation of a Letter of Appreciation from Dane Miller, Pastor of Serenity Baptist Church and Nathan McCann, Superintendent of the Altar Valley School System to Supervisor Sharon Bronson.

Pastor Dane Miller and Nathan McCann read a Letter of Appreciation and presented Supervisor Bronson with a plaque thanking her and her staff for all of their assistance for their community. The Board took no action on this item.

7. EXECUTIVE SESSION

On consideration, it was moved by Chairman Valadez, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, that the Board convene to Executive Session at 9:20 a.m.

8. RECONVENE

The meeting reconvened at 10:00 a.m. All members were present.

9. 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.

10. LITIGATION

Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Moore v. Pima County, et al., Pima County Superior Court Case No. C2011-8023.

Chris Straub, Chief Civil Deputy County Attorney, explained this item concerned Moore v. Pima County, et al., Pima County Superior Court Case No. C2011-8023 and that the County Attorney sought Board approval of the filing of the counterclaim and authority to proceed as discussed in Executive Session.

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

11. **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 unanimously carried by a 5-0 vote, to approve the Consent Calendar as amended.

CONSENT CALENDAR ITEMS ARE AS FOLLOWS:

1. **CONTRACTS AND AWARDS**

A. **Community Development and Neighborhood Conservation**

1. RESOLUTION NO. 2011 - 182, approving an Intergovernmental Agreement with the City of Tucson, to provide for the Toumey Park Neighborhood Reinvestment Project, 2004 Bond Fund, contract amount \$488,000.00 (CT-CD-12001710)
2. City of Tucson, Amendment No. 2, to provide for the Barrio Hollywood Neighborhood Reinvestment Project and extend contract term to 6/30/12, no cost (CT-CD-12000482)
3. Southern Arizona Legal Aid, Amendment No. 2, to provide for the Homeless Prevention and Rapid Re-Housing Tenant/Landlord Resolution Program and extend contract term to 5/30/12, no cost (CT-CD-12001019)
4. Money Management International, Amendment No. 1, to provide for the Homeless Prevention and Rapid Re-Housing Tenant/Landlord Resolution Program and extend contract term to 7/31/12, no cost (CT-CD-12001160)
5. Community Food Bank, to provide for the Caridad de Porres Program for the contract term 10/1/11 to 9/30/12, HUD Fund, contract amount \$5,000.00 (CT-CD-12001449)

6. Governor's Office of Energy Policy, Amendment No. 4, to provide for the ARRA Weatherization Assistance Program and amend contractual language, no cost (CTN-CD-12000379)

B. Community Services, Employment and Training

7. Rise, L.L.C., d.b.a. Rise Equipment Recycling Center, Amendment No. 1, to provide workforce development services and amend contractual language, U.S. Department of Labor, Arizona Department of Economic Security and WIA Grant Funds, contract amount \$71,000.00 (CT-CS-12001268)
8. RESOLUTION NO. 2011 - 183 , approving an Intergovernmental Agreement with the City of South Tucson, to provide youth programs and recreation activities at the John Valenzuela Youth Center for the contract term 7/1/11 to 6/30/12, General Fund, contract amount \$113,000.00 (CT-CS-12001626)
9. Amendment No. 1, to provide workforce development services, amend contractual language and extend contract term to 10/31/12, U.S. Department of Labor, Arizona Department of Economic Security and other Workforce Grant Funds:

<u>Vendor</u>	<u>Contract No.</u>	<u>Contract Amount</u>
DK Advocates.(DKA), Inc	CT-CS-12001628	\$58,427.00
Portable Practical Education Preparation (PPEP), Inc.	CT-CS-12001629	\$42,557.00
Tucson Urban League (TUL), Inc.	CT-CS-12001630	\$50,826.00

10. Portable Practical Education Preparation (PPEP), Inc., to provide after school youth basic education services for the term 11/1/11 to 5/31/12, U.S. Department of Labor and Arizona Department of Economic Security and WIA Grant Funds, \$80,900.20; General Fund, \$8,949.00, total contract amount \$89,849.20 (MA-CS-12000234)
11. Portable Practical Education Preparation (PPEP), Inc., to provide after school work experience services for the term 11/1/11 to 5/31/12, U.S. Department of Labor and Arizona Department of Economic Security and WIA Grant Funds,

\$71,505.72; General Fund, \$7,945.00; total contract amount \$79,450.72 (MA-CS-12000237)

12. Tucson Youth Development (TYD), Inc., to provide after school work experience services for the term 11/1/11 to 5/31/12, U.S. Department of Labor, Arizona Department of Economic Security and WIA Grant Funds, \$152,511.60; General Fund, \$16,945.00; total contract amount \$169,456.60 (MA-CS-12000239)
13. Goodwill Industries of Southern Arizona, Inc., to provide after school work experience services for the term 11/1/11 to 5/31/12, U.S. Department of Labor, Arizona Department of Economic Security and WIA Grant Funds, \$115,863.96; General Fund, \$12,000.00; total contract amount \$127,863.96 (MA-CS-12000242)

C. County Attorney

14. Hawkins, Delafield and Wood, L.L.P., Amendment No. 5, to provide legal services relating to the Regional Optimization Master Plan (ROMP) and amend contractual language, 2004 Bond and System Development Funds, contract amount \$200,000.00 (CT-WW-12001242)

D. Economic Development and Tourism

15. Tucson Regional Economic Opportunities (TREO), Inc., to provide economic development services for the term 7/1/11 to 6/30/12, General Fund, contract amount \$350,000.00 (CT-ED-12001649)

E. Facilities Management

16. Tom Philabaum, to provide artist services for the County Administration Building Lobby, 2004 Bond Fund, contract amount \$69,278.00 (CT-FM-12001667)

F. Health Department

17. Arizona Department of Health Services, Amendment No. 4, to provide for a public health physical activity program and amend contractual language, Federal Fund, contract amount \$82,082.00 decrease (CTN-HD-12000071)
18. Arizona Department of Health Services, Amendment No. 4, to provide for the Teen Pregnancy Prevention Program,

amend contractual language and extend contract term to 12/31/12, State Fund, contract amount \$125,000.00 revenue (CTN-HD-12000074)

19. Amphitheater Unified School District, Amendment No. 1, to provide childhood immunization services for the term 9/11/11 to 9/10/12, no cost (CTN-HD-12000083)
20. RESOLUTION NO. 2011 - 184, approving an Intergovernmental Agreement with the Sahuarita Unified School District, to provide childhood immunization services for the term 7/1/11 to 6/30/12, no cost (CTN-HD-12000094)

G. Information Technology

21. U.S. Department of Agriculture, Forest Service, to provide a Communication Use Lease Agreement, IT Administration Fund, contract amount \$300,000.00/30 year term (CT-IT-12001719)

H. Procurement

22. TMCx Arizona, L.L.C., Amendment No. 2, to provide independent third party commissioning agent services for the Pima County Justice Court/Tucson City Court Complex and amend contractual language, 2004 Bond Fund, contract amount \$560,349.85 decrease (CT-FM-07042021-P) Facilities Management.
23. HDR Architecture, Inc., Amendment No. 1, to provide architectural and engineering services for the Regional Optimization Master Plan Central Laboratory Facility and amend contractual language, Sewer Revenue Obligation Fund, contract amount \$19,595.00 (CT-FM-10032134-P) Facilities Management.
24. DPR Construction, Inc., Amendment No. 21, to provide for the construction of the Psychiatric Hospital and Crisis Response Center, extend contract term to 1/26/12 and amend contractual language, 2004 and 2006 Bond Funds, contract amount \$86,990.00 (CT-FM-10004998-P) Facilities Management.
25. PSOMAS, Inc., Amendment No. 3, to provide for the Homer Davis Elementary School Pedestrian Enhancement Project, extend contract term to 4/14/13 and amend contractual

language, Capital Improvement Project Fund, contract amount \$10,850.00 (CT-TR-10029064-P) Transportation.

26. AECOM Technical Services, Inc., Amendment No. 6, to provide roadway design engineering services for Magee Road/Cortaro Road: Thornydale Road to Oracle Road Project and amend scope of work, Urban HURF (12.6%), RTA and CDO Impact Fee Funds, contract amount \$251,726.00 (CT-PO-11012937-P) Transportation.

Awards

*(**Clerk's Note:** Consent Calendar Items 1. H-27, H-28 and H-29 should be considered together.)

- *27. Award of Job Order Master Agreement under Requisition 1103053 to Liberty Roofing, L.L.C. (Headquarters: Show Low, AZ) and Roof USA, L.L.C. (Headquarters: Dunkirk, NY), for as-needed roofing services at various locations throughout Pima County. By companion items that should be considered with this item, the existing contractors, Reed Enterprises L.L.C., d.b.a. Roof Wizard (contract 26-13-R-141053-0608), and Sprayfoam Southwest, Inc., (contract 26-13-S-141054-0608) will also be merged into the Job Order Master Agreement. The total value is \$800,000.00 to be shared by the four job order contractors. The Master Agreement will have a one year term with the option to extend for up to one additional seven month period. Funding Source: Various funds. Administering Department: Facilities Management.
- *28. Termination of Job Order Contract for roofing services, No. 26-13-R-141053-0608, Reed Enterprises, Inc., d.b.a. Roof Wizard. This termination is to be considered only as a companion item for Award of Requisition No. 1103053. With approval of this item, this contractor is merged into the Job Order Master Agreement to share in the total award of \$800,000.00 for job order contract roofing services with three (3) other job order contractors (Liberty Roofing, L.L.C., Roof USA, L.L.C., and SprayFoam Roofing, Inc.). This termination shall be effective upon the effective date of the fully executed Job Order Master Agreement. Funding Source: Various Funds. Administering Department: Facilities Management.
- *29. Termination of Job Order Contract for roofing services, No. 26-13-S-141054-0608, Sprayfoam Southwest, Inc. This

termination is to be considered only as a companion item for Award of Requisition No. 1103053. With approval of this item, this contractor is merged into the Job Order Master Agreement to share in total award of \$800,000.00 for job order contract roofing services with three (3) other job order contractors (Liberty Roofing, L.L.C., Roof USA, L.L.C., and Reed Enterprises, L.L.C., d.b.a. Roof Wizard). This termination shall be effective upon the effective date of the fully executed Job Order Master Agreement. Funding Source: Various Funds. Administering Department: Facilities Management.

- 30. Rejection of all proposals for Requisition No. 5918 – Design Build Services Combined Heat and Power Adult Detention Center. On September 14, 2011, Pima County issued a Request for Proposals. The engineer’s estimate for the project was \$486,000.00. Two proposals were received and evaluated. The highest scoring respondent’s price was 3.9 times the estimate. Available funding limitations preclude award of a contract. Funding Source: Energy Efficiency and Conservation Block Grant- American Recovery and Reinvestment Act 2009 Grant Fund. Administering Department: Facilities Management.
- 31. Low Bid: Award of Contract, (CT-FM-12001695 - Solicitation No. 19095), in the amount of \$527,500.00 to the lowest responsive bidder. B.F.L. Construction Co., Inc., (Headquarters: Tucson, AZ) for the UPH Hospital GI Suite for Pima County (BGILAB). The contract terminates June 30, 2012 and may be extended for project completion. Funding Source: 2006 Bond Fund. Administering Department: Facilities Management.
- 32. Amendment of Award: to provide copier maintenance, parts and supplies and extend contract term to 12/31/12, no cost. Administering Department: Information Technology:

<u>Contractor</u>	<u>Contract No.</u>	<u>Amend. No.</u>
IKON Office Solutions, Inc.	B508441/12000055	2
Kachina Business Solutions	B502819/12000056	7

I. **Real Property**

33. Via Latigo 1922, L.L.C., to provide an Abandonment, Maintenance and Easement Agreement for the Via Latigo Road, no cost (CTN-PW-12000377)

J. **Regional Wastewater Reclamation**

34. RESOLUTION NO. 2011 - 185, approving an Intergovernmental Agreement with the Pascua Yaqui Indian Tribe, to provide for the provision of sewer services to the Multipurpose Justice Center, no cost (CT-WW-12000304)

K. **Transportation**

35. City of Tucson, Amendment No. 1, to provide Joint Administration of Public Works Capital Improvement Construction Projects and Personnel Balancing Services and extend contract term to 12/1/16, no cost (CT-TR-12001706)

2. **ELECTIONS DEPARTMENT**

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

<u>RESIGNATIONS</u>	<u>PRECINCT</u>	<u>PARTY</u>
John Michael Miller	094	DEM
Patricia A. Pound	262	DEM
Randolph K. Decker	353	DEM
<u>APPOINTMENTS</u>	<u>PRECINCT</u>	<u>PARTY</u>
Victoria L. Steele	284	DEM
Courtney R. Perrier Bear	011	REP
Carlos N. Ruiz	179	REP
Juanita D. Lange	275	REP

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

A. **Animal Care Center Advisory Committee**

Reappointment of Sharon Dial, D.V.M. Term expiration: 6/30/15. (Organizational recommendation)

B. **Corrections Officer Retirement Board**

Reappointment of Leo Duffner. Term expiration: 12/31/15. (District 2)

C. Metropolitan Education Commission

Appointments of Dianne Janis, TREO representative, to fill the unexpired term of Laura Shaw. Term expiration: 3/21/12; and Jennifer Sprung, Arizona Education Association representative, to replace Rhonda Ball. Term expiration: 12/20/14. (Commission recommendations)

D. Public Safety Retirement Board

Reappointment of Leo Duffner. Term expiration: 12/31/15. (District 2)

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

- A. Patrick Kelly O'Brien, Knights of Columbus Assembly 2308, 8650 N. Shannon, Tucson, November 12, 2011.
- B. James Michael Reiman, Ajo Council for the Fine Arts, 201 W. Esperanza, Ajo, December 10, 2011.
- C. Ruth Ann Dormanen, Catalina Crusaders, 16024 N. Oracle Road, Tucson, December 3, 2011.
- D. Laura Jeanne Penny, Women's Foundation of Southern Arizona, 7366 North Paseo Del Norte, Tucson, December 4, 2011.
- E. Lance R. Hurst, American Legion Post No. 109, 15921 S. Houghton Road, Vail, December 3, 2011.
- F. Louis Vern Brand, Ajo Elks Lodge No. 1576, 350 Yermo Street, Ajo, December 17 and 18, 2011.

FINANCE AND RISK MANAGEMENT

5. Duplicate Warrants – For Ratification

Richard Gary D'Angelo	\$ 102.75
Christina Ramos	\$ 44.00
Vidal Michael Honeycutt	\$ 21.06
Monica Perez	\$ 59.20
Ella C. Robinson	\$ 100.00
John T. Bouley	\$ 736.00
Ramona Panas	\$ 83.43
Arizona Capital Representation	\$ 4,010.00
Ilynn Adler	\$ 4,400.00

Center for Life Skills Development	\$ 7,935.00
Jacqueline M. Brown	\$ 16.45
Jacqueline M. Brown	\$ 131.60
Holladay Properties	\$10,313.00
Girls Making Media	\$ 700.00
Lightning Resources, L.L.C.	\$ 976.40
Brian Stephenson	\$ 325.00
Ohio CSPC	\$ 286.58
Jane Saslow	\$ 123.03
Theodore Abrams	\$ 825.00

TREASURER'S OFFICE

6. **Duplicate Warrant – For Ratification**

Rosanne C. Thompson \$598.96

7. **REAL PROPERTY**

A. **Designation of Public Road Right-of-Way**

Designation of property by the Pima County Flood Control District and **Pima County** as public right-of-way for County highway purposes described in Resolution No. 2009-79, recorded in Docket 13555 at Page 3503, in Section 20, 21 and 28, T13S, R14E, G&SRM. (Districts 1 and 3) Flood Control District

B. **Condemnation**

RESOLUTION NO. 2011 - 186 , 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 Cholla: Magee Road to Tangerine Road Project Improvements in Section 22 of T12S, R13E, G&SRM. (District 1)

C. **Abandonment and Quit Claim Deed**

1. RESOLUTION NO. 2011 - 187, of the Pima County Board of Supervisors, providing for the vacation of Via Latigo Road, as Pima County Road Abandonment No. A-11-07 within Section 10 and 15, T13S, R13E, G&SRM. (District 1)
2. Quit Claim Deed to Via Latigo 1922, L.L.C., an Arizona limited liability company. No revenue. (District 1)

8. **RATIFY AND/OR APPROVE**

Minutes: October 11, 2011

Warrants: November, 2011

REGULAR AGENDA/ADDENDUM ITEMS

12. **BOARD OF SUPERVISORS**

Constable, Precinct No. 6

- A. Acceptance of the written letter of resignation of Constable Robert W. Cox, Precinct No. 6, effective December 31, 2011.

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to accept the letter of resignation.

- B. Discussion/Direction/Action regarding the selection process for the appointment of Constable, Precinct 6.

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Day and unanimously carried by a 5-0 vote, to instruct interested parties to file a letter of interest, resume and a financial disclosure statement, with the Clerk of the Board's Office by 5:00 p.m. on Friday, December 9, 2011; and direction to place the appointment on the Board of Supervisors Agenda of Tuesday, December 13, 2011.

13. **COUNTY ADMINISTRATOR**

Staff requests approval of the revisions to the Board of Supervisors' Policy No. D29.3, Pima County Small Purchase Policy.

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

14. **COMMUNITY AND ECONOMIC DEVELOPMENT**

RESOLUTION NO. 2011 - 188, approving the transfer of the Pascua Neighborhood Center from the City of Tucson to the Pascua Yaqui Tribe.

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Bronson and unanimously carried by a 5-0 vote, to adopt Resolution No. 2011 – 188.

15. **ELECTIONS DEPARTMENT**

- A. Pursuant to A.R.S. §16-411, establishment of the Pima County Election Precincts for 2012-2013.

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Day and unanimously carried by a 5-0 vote, to approve the establishment of the Pima County Election Precincts for 2012-2013.

- B. Staff recommends establishment of the Consolidated Election Precincts and Polling Places for the February 28, 2012 Presidential Preference Election.

Without objection, this item was continued to the Board of Supervisors meeting of December 20, 2011.

- C. Staff recommends approval to require all candidates and committees that are required by law to file campaign finance reports in Pima County to do so only in the electronic format prescribed by the Pima County Election Department.

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

16. **INDUSTRIAL DEVELOPMENT AUTHORITY**

RESOLUTION NO. 2011 - 189, of the Board of Supervisors of Pima County, Arizona, approving the proceedings of the Industrial Development Authority of the County of Pima regarding the issuance of its Qualified Zone Academy Revenue Bonds, Series 2011 for and on behalf of Noah Webster Basic School, in an aggregate principal amount not to exceed \$3,400,000.00 and declaring an emergency.

On consideration, it was moved by Supervisor Bronson, seconded by Supervisor Elías and unanimously carried by a 5-0 vote, to adopt Resolution No. 2011 – 189.

17. **OFFICE OF SUSTAINABILITY AND CONSERVATION**

Staff requests approval to donate used pens and markers to TerraCycle for use in their recycling program.

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

18. **REGIONAL WASTEWATER RECLAMATION**

Pretreatment Settlement Agreement

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

Tucson Tallow Company, Inc., No. C2011-16. Proposed settlement amount is \$1,500.00.

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

19. **SUPERINTENDENT OF SCHOOLS**

Pursuant to A.R.S. §15-426 and §15-493, approval of the official canvass of election results for the special school district elections conducted on November 8, 2011 for Continental Elementary School District No. 39, Flowing Wells Unified School District No. 8, Marana Unified School District No. 6, Sunnyside Unified School District No. 12, Tanque Verde Unified School District No. 13, and Vail Unified School District No. 20.

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

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

11-31-9092, Kim Kenneth Kwiatkowski, Circle K Store No. 1737, 3845 S. Country Club Road, Tucson, Series 10, Beer and Wine Store, 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.

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

11-32-9093, Myron Charles Seulean, Jr., Magee Road Liquors, 6074 N. Oracle Road, Tucson, Series 9, Liquor Store, Person Transfer.

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 subject to the Sheriff's report and forward the recommendation to the Arizona State Liquor Licenses and Control.

22. **REGIONAL WASTEWATER RECLAMATION: Pima County Code Text Amendment**

ORDINANCE NO. 2011 - 89, of the Board of Supervisors, relating to wastewater; amending Pima County Code, Title 13, Chapter 24, Volume Rate and Service Fee Schedules – Tables.

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 and adopt Ordinance No. 2011 – 89.

23. **COUNTY ADMINISTRATOR: Joint Justice/Municipal Courts Complex Interim Financing**

Staff recommends authorization for the County to proceed with entering into a Guaranteed Maximum Price (GMP) contract in the amount of \$48,252,587.00 with Sundt Construction Company for construction of the Joint Justice/Municipal Courts Complex, provided the City of Tucson commits to providing their share of interim financing before the date on which the GMP expires: December 15, 2011. If the City of Tucson provides assurances regarding their interim financing, the County will award the contract and arrange interim financing of the County's share by mid 2012. If the City of Tucson does not provide their assurances regarding interim financing on or before December 15, 2011, the GMP contract shall be deemed unexecuted, and the project will be delayed until a future general obligation bond authorization. (CT-FM-11042215-P-03)

Chuck Huckelberry, County Administrator provided a report regarding the history of the project, the need for bridge financing and the required assurances from the City of Tucson which would be required in order to proceed.

Supervisor Day questioned financing mechanisms, the options available and the ability of the City of Tucson to incur new debt.

Mr. Huckelberry responded that at the time of financing the funding option would be based on the market rates. He explained the City would need to evaluate their financial situation and their need to expedite this project.

Supervisor Elías inquired about the number of jobs this project would create and the boost it would provide to the community.

Supervisor Bronson questioned authorized bond projects and the County's track record on providing the projects which had been approved by the voters.

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Bronson and passed by a 4-1 vote, Supervisor Carroll voting “Nay,” to approve recommendation.

24. OFFICE OF EMERGENCY MANAGEMENT

RESOLUTION NO. 2011 - 190, accepting the award from the State of Arizona, Department of Emergency and Military Affairs, Arizona Division of Emergency Management, for the support of the Pima County Office of Emergency Management in the amount of \$295,693.00.

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Carroll and unanimously carried by a vote of 5-0, to adopt Resolution No. 2011 – 190.

25. CONTRACTS

A. Community Services, Employment and Training

1. Pima County Community College District, Amendment No. 1, to provide educational workforce services for health professions and extend contract term to 9/29/15, Health Professions Opportunity Grant Fund, contract amount \$520,236.00 revenue (CTN-CS-CMS143679)
2. U.S. Department of Labor, Employment and Training Administration, to provide for education, training and job placement, H1-B Technical Skills Training Grant Fund, contract amount \$1,318,326.00 revenue (CTN-CS-12000384)

B. Office of Emergency Management

3. RESOLUTION NO. 2011 - 191, of the Pima County Board of Supervisors authorizing acceptance of the following:
 - Arizona Department of Homeland Security, to provide for the Emergency Planning Program, State Homeland Security Grant Fund, contract amount \$144,674.00 revenue (CTN-OEM-12000376)
 - Arizona Department of Homeland Security, to provide for the Citizen Corps Program, State Homeland Security Grant Fund, contract amount \$10,000.00 revenue (CTN-OEM-12000378)

C. Real Property

4. Tucson Electric Power Company, to provide a Communication Site Lease at Confidence Peak with a term expiration of 2/25/24, General Fund, contract amount \$65,000.00 (CTN-PW-12001755) Office of Strategic Technology Planning

On consideration, it was moved by Supervisor Elías, seconded by Supervisor Carroll and unanimously carried by a vote of 5-0, to approve the contracts and adopt Resolution No. 2011 – 191.

26. CONTRACT: Real Property

City of Tucson and Friends of Tucson's Birthplace, to provide an agreement for development, operation and maintenance of Mission Gardens for a term of 5 years, no cost (CTN-PW-12000400) Office of Sustainability and Conservation

The following speakers addressed the Board:

- Katya Peterson
- Roger Pfeuffer

They provided the following comments:

- Appreciation was expressed to the Board and County staff who had worked so hard to make this project possible.

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

27. CALL TO THE PUBLIC

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

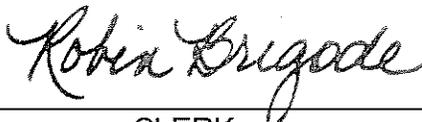
28. ADJOURNMENT

As there was no further business to come before the Board, the meeting was adjourned at 10:37 a.m.



CHAIRMAN

ATTEST:



CLERK