

## AGENDA SUMMARY

### **Pima County Board of Supervisors' Meeting**

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

**October 11, 2011 9:00 a.m.**

1. **ROLL CALL**

2. **INVOCATION**

To be offered by Pastor Jerome Parker, Freedom's Gate Ministries, Inc.

3. **PLEDGE OF ALLEGIANCE**

4. **PAUSE 4 PAWS**

5. **PRESENTATION/PROCLAMATION**

Presentation of a proclamation to Luis Rivera from the Pima County Health Department, proclaiming Wednesday, October 12, 2011, to be:

**“NATIONAL LATINO AIDS AWARENESS DAY”**

Motion carried to approve (5-0)

... **EXECUTIVE SESSION**

**(Clerk's Note:** As of the posting date of 10/4/11, no executive session item has been placed on the regular agenda. However, this is subject to any addendum. Pursuant to A.R.S. §38-431.03(A)(3), the Board of Supervisors, or the Board sitting as other boards, may vote to go into executive session for the purpose of obtaining legal advice from its counsel with respect to any item listed on this agenda or any addendum thereto.)

**BOARD OF SUPERVISORS SITTING AS OTHER BOARDS**

... **FLOOD CONTROL DISTRICT BOARD**

A. **Contract**

Chevo Studios, Inc., Andy Dufford, to provide artist services for the Paseo De Las Iglesias Phase I Project, 2004 Bond Fund, contract amount \$135,000.00 (CT-FC-12001357)

Motion carried to approve (5-0)

**BOARD OF SUPERVISORS SITTING IN REGULAR SESSION**

6. **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, as amended (5-0)

7. **COUNTY ADMINISTRATOR**

A. **Classification and Compensation Matters**

1. The Sheriff's Department requests approval to create eight new Position Control Numbers (PCNs):

<u>Positions Requested</u>	<u>Classification Code/Title</u>	<u>Salary Grade</u>
1	3262/Information and Records Supervisor	39
1	1168/Administrative Support Specialist-Senior	33
6	0050/Records Technician	29

Any associated costs incurred with the creation of these new PCNs will come from the Department's current budget and from revenue collected through vehicle auction sales and storage fees.

2. The Natural Resources, Parks and Recreation Department (NRPR) requests approval to create 21 Position Control Numbers (PCNs):

<u>Positions Requested</u>	<u>Classification Code/Title</u>	<u>Salary Grade</u>
15	2211/Laborer	12
6	0911/Trades Maintenance Technician	33

Any associated costs will come from the Department's current budget and from anticipated grant funding.

Motion carried to approve (5-0)

8. **INDUSTRIAL DEVELOPMENT AUTHORITY**

A. RESOLUTION NO. 2011 -**158**, 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 Education Revenue Refunding Bonds (Carden Traditional Schools Project), Series 2011 in an aggregate principal amount not to exceed \$16,000,000.00 and declaring an emergency.

- B. RESOLUTION NO. 2011 -**159**, 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 not-to-exceed \$6,500,000.00 Education Facility Revenue Bonds (P.L.C. Charter Schools Project), Series 2011 and declaring an emergency.

Motion carried to approve (5-0)

## 9. **PROCUREMENT**

### A. **Award**

Low Bid: Award of Contract, Requisition No. 1100759, in the amount of \$374,999.99 (Lump Sum Bid) plus a Force Account amount of \$50,000.00 for a total amount of \$424,999.99 to the lowest responsive bidder, CS Technologies, L.L.C., (Headquarters: Phoenix, AZ) to provide for the construction of the Avra Valley WRF Security Improvements Project. Funding Source: RWRD Obligations. Administering Department: Regional Wastewater Reclamation Department.

### B. **Appeal of the Procurement Director's Decision**

Pursuant to Pima County Code Section 11.20.010(J), CS Technologies, L.L.C., appeals the decision of the Procurement Director regarding Avra Valley Solicitation No. 1100759 – Avra Valley WRF Security Improvements Project.

Without objection, these items were continued to November 1, 2011.

## **\*\*\* HEARINGS \*\*\***

### **FRANCHISE/LICENSE/PERMIT**

#### **Extension of Premises/Patio Permit**

- 10. Holly Elaine Bristol, River's Edge Lounge, 4635 N. Flowing Wells Road, Tucson, Temporary Extension of Premises for November 20, 2011.

Motion carried to approve (5-0)

## HEALTH DEPARTMENT

### 11. PIMA COUNTY CODE TEXT AMENDMENTS

- A. ORDINANCE NO. 2011 – **70**, of the Board of Supervisors, relating to animals; amending the Pima County Code Chapter 6.04, Section 6.04.030, to add canine-wild animal to the at large and animal waste removal ordinances and clarifying language.
- B. ORDINANCE NO. 2011 – **71**, of the Board of Supervisors, relating to animals; amending the Pima County Code Chapter 6.04, adding Section 6.04.035, authority to remove and impound rabies exposed animals.
- C. ORDINANCE NO. 2011 – **72**, of the Board of Supervisors, relating to animals; amending the Pima County Code Chapter 6.04, Section 6.04.040, to add canine-wild animal to the impoundment ordinances and clarify microchipping requirements for impounded animals.

Motion carried to approve as amended (4-1)

- D. ORDINANCE NO. 2011 – **73**, of the Board of Supervisors, relating to animals; amending the Pima County Code Chapter 6.04, Section 6.04.090, to require alteration of all dogs and cats released from a shelter, unless exempted.

Without objection, this item was removed from the agenda.

- E. ORDINANCE NO. 2011 – **74**, of the Board of Supervisors, relating to animals; amending the Pima County Code Chapter 6.04, Section 6.04.100, to update membership committees' names.

Motion carried to approve as amended (4-1)

- F. ORDINANCE NO. 2011 – **75**, of the Board of Supervisors, relating to animals; amending the Pima County Code Chapter 6.04, Section 6.04.110, to clarify tie out restrictions and limit veterinarian waiver provisions.

Without objection, this Item was referred back to the Animal Care Advisory Committee.

- G. ORDINANCE NO. 2011 – **76**, of the Board of Supervisors, relating to animals; amending the Pima County Code Chapter 6.04, Section 6.04.160, to clarify citation procedures.

Motion carried to approve as amended (4-1)

## TRANSPORTATION

### 12. TRAFFIC RESOLUTION

RESOLUTION NO. 2011 - **160**, of the Pima County Board of Supervisors, permitting the temporary closure of Snyder Road in Pima County, Arizona, for the El Tour De Tucson on November 19, 2011. Staff recommends **APPROVAL**. (District 1)

Motion carried to approve (5-0)

### 13. CALL TO THE PUBLIC

### 14. ADJOURNMENT

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

DATE POSTED: 10/4/11

TIME POSTED: 5:00 p.m.

# CONSENT CALENDAR, OCTOBER 11, 2011

## 1. CONTRACTS AND AWARDS

### A. Community Development and Neighborhood Conservation

1. Primavera Foundation, Inc., Amendment No. 1, to provide for the Casa Paloma Drop-In Center and Transitional Shelter, amend contractual language and extend contract term to 9/30/12, Federal HUD Fund, contract amount \$12,000.00 (CT-CD-12000983)
2. Primavera Foundation, Inc., Amendment No. 1, to provide for the Greyhound Emergency Family Shelter, amend contractual language and extend contract term to 9/30/12, Federal HUD Fund, contract amount \$12,000.00 (CT-CD-12000986)
3. Poster Frost Mirto, to provide for the Technical Assistance Services Project for the term 9/1/11 to 8/31/12, Federal and General Funds, contract amount \$50,000.00 (CT-CD-12001294)
4. International Sonoran Desert Alliance, to provide planning and technical/training assistance for the term 7/1/11 to 12/31/11, Federal HUD and CDGB Grant Funds, contract amount \$10,000.00 (CT-CD-12001302)

### B. Community and Economic Development

5. Jose Gabriel Loyola, Amendment No. 4, to provide consultation, facilitation, coordination and marketing services, amend contractual language and extend contract term to 2/28/12, General Fund, contract amount \$8,520.00 (CT-CED-12001398)

### C. County Attorney

6. Primavera Foundation, Inc., Amendment No. 1, to provide for expansion of drug treatment and recovery support services for the Pima County Drug Court and amend contractual language, Federal Fund, contract amount \$205,000.00 (CT-PCA-12001265)

### D. Facilities Management

7. Southern Arizona Community Sports, Inc., to provide a Joint Development Agreement for the Curtis Park Community Center, Capital Improvement Project Fund, contract amount \$500,000.00 (CT-FM-12001256)

E. **Procurement**

**Awards**

8. Amendment of Award: Procurement No. MA-PO-B503214-BC, Version 2, to Allsweep of Arizona L.L.C. (Headquarters: Tucson, AZ), to provide parking garage/lot sweeping services and extend contract term to 4/14/12. Funding Source: General Fund. Administering Department: Facilities Management.
9. Low Bid: Award of nine (9) contracts, Requisition No. 1101846, in the cumulative amount of \$747,917.31 for lab equipment to the contractors identified below. These are discrete one time purchase contracts. Funding Source: Capital Improvement Project Fund. Administering Department: Regional Wastewater and Reclamation.

<u>Contractor (HQ Location)</u>	<u>Award Amount</u>
Fisher Scientific (Denver, CO) <i>Group 1 and Item 76, Group 4</i>	\$ 155,125.23
Agilent Technologies, Inc. (Wilmington, DE) <i>Item 55, Group 3</i>	\$ 112,358.40
Shimadzu Scientific Instruments, Inc. (Columbia, MD) <i>Item 56, Group 3</i>	\$ 22,624.10
Skalar, Inc. (Buford, GA) <i>Item 17, Group 4</i>	\$ 50,225.00
Teledyne Tekmar Co. (Hudson, NH) <i>Group 5</i>	\$ 28,755.00
Hach Co./Lachat (Loveland, CO) <i>Group 6</i>	\$ 91,503.15
Johnson Scientific (Williamstown, NJ) <i>Group 8</i>	\$ 4,680.00
Horizon Technology, Inc. (Salem, NH) <i>Group 9</i>	\$ 41,623.00
Leco Corp. (St. Joseph, MI) <i>Group 10</i>	\$ 241,023.43

2. **BOARD OF SUPERVISORS**

Approval of the Board of Supervisors' Meeting Schedule for the period of January through May, 2012.

3. **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>
Laura L. Larson	279	REP
Scott M. Larson	279	REP
Stuart W. McDaniel	326	REP
Jennifer I. Leslie	359	REP

<u>APPOINTMENTS</u>	<u>PRECINCT</u>	<u>PARTY</u>
James T. Rushford	395	DEM
Benjamin N. Shaffer	407	DEM
Ronald L. Irwin, Jr.	006	REP
Russell J. Betz	129	REP
Tullie J. Noltin	201	REP
Laura L. Larson	379	REP
Scott M. Larson	379	REP

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

**Pima County Air Quality Hearing Board**

Reappointment of William S. Nevin and Barry A. Friedman. Term expirations: 10/31/14. (Staff recommendations)

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

- A. Deborah L. Jassem, Tohono Chul Park, 7366 N. Paseo Del Norte, Tucson, September 25, October 9 and 30, 2011.
- B. Ethan Smith Cox, Southern Arizona AIDS Foundation, 1288 W. River Road, Tucson, November 19, 2011.
- C. John S. Brell, Santa Catalina Catholic Church, 14380 N. Oracle Road, Tucson, October 14, 2011.
- D. Brooke Idelle McDonald, TMC Foundation, Westin La Paloma, 3800 E. Sunrise Drive, Tucson, November 19, 2011.

6. **FINANCE AND RISK MANAGEMENT**

**Duplicate Warrants - For Ratification**

Wendy Islas	\$	293.42
Dunbar Barber Academy	\$	1,500.00
Jeanette Sosa	\$	39.00

Erin Sutherland	\$	39.00
Leonard T. Pratt II	\$	194.67
Leonard T. Pratt II	\$	128.00
Abdirahman Abdi	\$	200.00
Abdirahman Abdi	\$	100.00
DJ Holdings, L.L.C.	\$	869.00
Eric Silverburg	\$	239.82
PSOMAS	\$	56,011.52
Linda Tucker	\$	30.25
Academy Foot and Ankle Clinics	\$	114.44
Aredco, Inc., d.b.a. Davis Enterprises	\$	12,233.40
Sergio Baeza	\$	1,000.00

7. **REAL PROPERTY**

A. **Public Utility License Agreement**

Trico Electric Cooperative, Inc., to provide a public utility license for ~~a water~~ **an electrical** distribution system using all County public rights-of-way now existing or hereafter established and lying within the unincorporated areas of Pima County. (All Districts)

B. **Modification Agreement**

Modification of Deed of Trust between Oralia D. Bacahui as Trustor and Pima County as Beneficiary, of property located within Section 5, T16E, R14E, G&SRM. (District 2)

## ADDENDUM SUMMARY

### **Pima County Board of Supervisors' Meeting**

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

**October 11, 2011 9:00 a.m.**

#### **1. PRESENTATION/PROCLAMATION**

Presentation of a proclamation to Darla Sidles, Saguaro National Park Superintendent, declaring October 21 and 22, 2011, to be:

#### **“SAGUARO NATIONAL PARK BIOBLITZ DAYS”**

Motion carried to approve (5-0)

#### **... EXECUTIVE SESSIONS**

##### **Call to the Public (for Executive Session items only)**

A. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding the proposed settlement of John K. Bennett et al. v. Pima County et al., United States District Court Case No. 09-CV-00342-RCC.

Motion carried to accept recommendations (4-1)

B. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Pima County v. Arizona Glass Properties, L.L.C., Pima County Superior Court Case No. C20104106.

Motion carried to accept recommendation (5-0)

#### **BOARD OF SUPERVISORS SITTING AS OTHER BOARDS**

#### **... FLOOD CONTROL DISTRICT BOARD**

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

Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a proposed settlement in Pima County Flood Control District v. Pantano Townhomes Association, Inc., Pima County Superior Court Case No. C20116294.

Motion carried to accept recommendation (5-0)

**B. CONTRACT**

**Real Property**

City of Tucson, to provide a license for drainageway encroachment for a groundwater extraction line as a part of the City's Monitor Well Water Testing Project, contract amount \$1,625.00 revenue (CTN-PW-12000141)

Motion carried to approve (5-0)

**BOARD OF SUPERVISORS SITTING IN REGULAR SESSION**

**2. CONTRACTS**

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

1. Arizona Department of Economic Security (DES) Amendment No. 3, to provide homeless assistance/eviction prevention services to low-income residents and amend contractual language, ADES Fund, contract amount \$109,417.00 revenue (CTN-CS-CMS143044)

Motion carried to approve (5-0)

**B. Institutional Health**

2. United States Department of Justice, Office of Justice Program, Bureau of Justice Assistance, Washington, D.C., to provide for the Inside Out Recovery Partnership Program for expanded assessment and treatment services for inmates with mental health and substance abuse disorders, contract term 10/1/11 to 9/30/13, Federal Grant Fund, contract amount \$599,122.00 revenue (CTN-IH-12000183)

Motion carried to approve (5-0)

**C. Real Property**

3. RESOLUTION NO. 2011- **161**, of the Pima County Board of Supervisors approving and authorizing the execution of a purchase agreement between Pima County and 5151 East, L.L.C. for the Habitat at Kino and 36th Street Acquisition of Open Space Land, 2004 Open Space Bond Fund, contract amount not-to-exceed \$755,000.00 (\$750,000.00 for the purchase of the acquisition and \$5,000.00 for closing costs) (CT-PW-12001516)

Motion carried to approve (5-0)

3. **ELECTIONS DEPARTMENT**

**Establishment of County Election Precincts for 2012-2013**

Pursuant to A.R.S. §16-411, tentative adoption of the Pima County Election Precincts for 2012-2013. Discussion/Direction/Action.

Motion carried to approve (5-0)

4. **REAL PROPERTY**

**Revocation of Restriction and Covenants Running with the Land – U of A Tech Park**

Release and revocation of restrictions executed by International Business Machines Corporation, a New York Corporation, recorded October 8, 1976, in Docket 5374, Page 333; Docket 5733, Page 709; and Docket 5745, Page 878, Tax Parcel Nos. 141-22-004N and 141-22-004U. (District 4)

Motion carried to approve (5-0)

5. **PROCLAMATION**

Proclaiming that the Community Room of the Pima County Housing Center is hereby named:

“The George “Jorge” Pettit and Jon Miles ~~Housing~~ Community Room”

Motion carried to approve, as amended (5-0)

**\*\*\*HEARINGS\*\*\***

UNFINISHED BUSINESS (RM 10/4/11)

6. **HEALTH DEPARTMENT**

**Code Text Amendments**

A. ORDINANCE NO. 2011 - 68, of the Board of Supervisors, relating to animals; amending the Pima County Code by amending Chapter 6.04, Section 6.04.060 Fees.

Motion carried to approve, as amended (5-0)

B. ORDINANCE NO. 2011 - 69, of the Board of Supervisors, relating to animals; amending the Pima County Code by amending Chapter 6.04 amending Section

6.04.070 to limit discounted licenses per household, add a late fee for kennel permit holders, update and increase the postage fee to a processing fee.

Motion carried to approve (5-0)

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

DATE POSTED: 10/6/11

TIME POSTED: 2:30 p.m.