

AGENDA SUMMARY

Pima County Board of Supervisors' Meeting

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

May 1, 2012 9:00 a.m.

1. **ROLL CALL**

2. **INVOCATION**

To be offered by Reverend Lois Blei, Eastside Assembly of God.

3. **PLEDGE OF ALLEGIANCE**

4. **PAUSE 4 PAWS**

5. **PRESENTATIONS/PROCLAMATIONS**

- A. Presentation of a proclamation to Lt. Raul Munoz and Sergeant Rebecca Hightower from the Pima County Sheriff's Department, proclaiming May 1 through May 7, 2012 to be:

"CORRECTIONAL OFFICERS WEEK"

Motion carried to approve (5/0)

- B. Presentation of a proclamation to Veronica Acosta, National Day of Prayer Committee, proclaiming May 3, 2012 to be:

"NATIONAL DAY OF PRAYER"

Motion carried to approve (5/0)

... **EXECUTIVE SESSIONS**

(Clerk's Note: In addition to the executive sessions listed below, 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.)

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 a proposed settlement in Pima County v. Victor Kaur et al., Pima County Superior Court Case No. C20113641.

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 Mendez v. Pima County Department of Elections, currently pending before the Pima County Merit System Commission.

Motion carried to proceed as directed in Executive Session 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**

Classification and Compensation Matters

The Human Resources Department requests approval to create a new classification:

<u>Class Code</u>	<u>Class Title</u>	<u>Grade/Range</u>	<u>EEO Code</u>	<u>FLSA Code</u>
7524	Conservation and Sustainability Director	U4 (\$65,654 - \$136,808)	1*	E**

* 1 = Officials and Administrators (Directors)

**E = Exempt, Not Paid Overtime

There are no costs associated with the creation of this classification.

Motion carried to approve (5/0)

- 8. **HEALTH DEPARTMENT**

RESOLUTION NO. 2012 - **28**, of the Pima County Board of Supervisors, approving the submittal of a proposal with the State of Arizona Governor's Office of Highway Safety for the provision of car seats under the Occupant Protection Program for an award in the amount of \$13,800.00.

Motion carried to approve (5/0)

9. **DEVELOPMENT SERVICES**

Final Plat with Assurances

P1210-027, Foothills Club, Lots 1-39 and Common Areas A, B, C and D. (District 1)

Motion carried to approve (5/0)

10. **REGIONAL WASTEWATER RECLAMATION**

Pretreatment Settlement Agreements

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

- A. Church's Chicken No. 689, Case No. C2011-23. The proposed settlement amount of \$1,000.00 is in accordance with the Industrial Wastewater Enforcement Response Plan.
- B. R & R Products, Inc., Case No. C2011-20. The proposed settlement amount of \$20,100.00 is in accordance with the Industrial Wastewater Enforcement Response Plan.
- C. Sonoran Barbeque, L.L.C., d.b.a. Famous Dave's No. 3048, Case No. C2011-18. The proposed settlement amount of \$2,255.50 is in accordance with the Industrial Wastewater Enforcement Response Plan.
- D. Subway No. 1837, Case No. C2011-22. The proposed settlement amount of \$1,000.00 is in accordance with the Industrial Wastewater Enforcement Response Plan.

Motion carried to approve (5/0)

***** HEARINGS *****

FRANCHISES/LICENSES/PERMITS

Liquor License

*(**Clerk's Note:** See Sheriff's Report.)

- *11. 12-07-9104, Edgar Gene Distel, Powderhorn Distributing, 5294 N. Casa Grande Hwy., No. 102, Series 4, Wholesaler, New License.

Motion carried to approve subject to Sheriff's Report (5/0)

Fireworks Permits

12. Stephanie Sanders, Loews Ventana Canyon Resort, 7000 N. Resort Drive, Tucson, May 27, 2012 at approximately 8:30 p.m.

Motion carried to approve (5/0)

13. Lonnie Lister, Skyline Country Club, 5200 E. St. Andrew Drive, Tucson, May 19, 2012 at approximately 9:00 p.m.

Without objection, this item was removed from the agenda.

14. Niki Melchiori, Mountain View High School, Crooked Tree Golf Course, 9101 N. Thornydale Road, Tucson, May 23, 2012 at approximately 9:30 p.m.

Motion carried to approve (5/0)

Extension of Premises/Patio Permits

15. Michael Joseph Basha, AJ's No. 122, 2805 E. Skyline Drive, Tucson, Temporary Extension of Premises on May 25, 2012.

16. James C. Counts, Nimbus Brewing Co., L.L.C., 3850 E. 44th Street, Tucson, Temporary Extension of Premises on May 19, 2012.

Motion carried to approve (5/0)

DEVELOPMENT SERVICES

UNFINISHED BUSINESS (RM 4/3/12 and RM 4/17/12)

Rezoning

17. Co9-11-09, PASCUA YAQUI TRIBE, ET AL. – MARK ROAD REZONING
Request of the Pascua Yaqui Tribe, et al., for a rezoning of approximately 30.1 acres from GR-1 (TDR-RA) (Rural Residential) (Transfer of Development Rights – Receiving Area) to CB-2 (General Business) (TDR-RA), on property located at the southeast corner of Mark Road and Valencia Road. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 6-0 (Commissioners Membrilla, Cook, Matter and Steinbrenner were absent) to recommend **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. Staff recommends **APPROVAL WITH STANDARD AND SPECIAL CONDITIONS**. (District 3)

Without objection, this item was continued to 5/15/12.

NEW BUSINESS

TRANSPORTATION

18. **Establishment of County Highways**

- A. RESOLUTION NO. 2012 - **29**, of the Board of Supervisors of Pima County, Arizona, establishing a County highway within the incorporated limits of the City of Tucson for the paving of bike lanes, striping, signage and an at-grade crossing for the Country Club Road Improvement Project. (District 2)

- B. RESOLUTION NO. 2012 - **30**, of the Board of Supervisors of Pima County, Arizona, establishing a County highway within the incorporated limits of the City of Tucson for the paving of bike lanes, striping, signage and an at-grade crossing for the Drexel Road Improvement Project. (District 2)

Motion carried to approve (5/0)

19. **CALL TO THE PUBLIC**

20. **ADJOURNMENT**

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

DATE POSTED: 4/25/12

TIME POSTED: 5:00 p.m.

CONSENT CALENDAR, MAY 1, 2012

1. **CONTRACTS AND AWARDS**

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

1. Nancy Chow, Amendment No. 4, to provide academic improvement for students performing below grade level and extend term to 6/30/13, 21st Century Grant Fund, contract amount \$24,000.00 (CT-CS-12001022)

B. **Institutional Health**

2. Community Partnership of Southern Arizona, Amendment No. 2, to provide County-wide behavioral health crisis system administration and extend contract term to 6/30/13, General Fund, contract amount \$4,922,345.00 (CT-IH-12000292)
3. Arizona Board of Regents and the University of Arizona Health Network, Amendment No. 1, to provide for the continued operation of the University of Arizona Medical Center-South Campus, General Fund, contract amount not to exceed \$40,000,000.00 (CT-IH-12000365)

Motion carried to approve (5/0)

4. Arizona Health Care Cost Containment System, Amendment No. 7, to provide for payment of claims for services provided to Pima County Adult Detention Center, extend contract term to 9/30/12, and amend contractual language, General Fund, contract amount \$250,000.00 (CT-IH-12002149)

C. **Procurement**

5. MWH Constructors, Inc., Amendment No. 15, to provide for construction manager at risk services for the Ina Road WPCF Capacity and Effluent Quality Upgrade Project, RWRD Obligation Fund, contract amount \$10,740,000.00 (CT-WW-11002104-P) Regional Wastewater Reclamation
6. HDR Engineering, Inc., Amendment No. 1, to provide design engineering services for the Valencia Road: Mark Road to Ajo Highway Project and amend contractual language, RTA (90%) and Impact Fee (Avra Valley) (10%) Funds, contract amount \$78,022.00 (CT-TR-11023557-P) Transportation

Awards

7. Award of Master Agreement, Requisition No. 30589 to Arizona Communications Experts, Inc. (Headquarters: Tucson, AZ), Native Tele-Data Solutions, Inc. (Headquarters: Tucson, AZ), Netsian Technologies Group (Headquarters: Tempe, AZ), TLC Communications, Inc. (Headquarters: Tucson, AZ), and Vector Resources, Inc. (Headquarters: Torrance, CA) for job order contract structured cabling services in an amount not to exceed \$1,500,000.00 for a period of one year with the option to extend for four additional one year periods. Funding Source: Various Funds. Administering Department: Information Technology.
8. Low Bid: Award of Contracts, Requisition No. 12039365, in the cumulative annual amount of \$3,000,000.00 for IT services to Silicon Alley Group (Headquarters Iselin, NJ) in the annual amount of \$2,000,000.00 and Mindlance, Inc. (Headquarters: Hoboken, NJ) in the amount of \$1,000,000.00, the lowest responsible bidders meeting the minimum qualifications. Contracts are for a one-year term and include four one-year renewal periods. The award includes the authority for the Procurement Director to reallocate the award amounts among the contracts considering actual usage and anticipated requirements without further action by the Board of Supervisors provided that the sum of the revised contract amounts does not exceed the sum of the contract award amounts. Funding Source: General Fund. Administering Department: Information Technology.
9. Low Bid: Award of Contract, Requisition No. 12000571, in the amount of \$3,129,600.00 to the lowest responsive bidder, D.L. Withers Construction, L.C. (Headquarters: Phoenix, AZ) for construction of the Ina Road WRF Plant Improvements - Warehouse/O&M Building Construction Project. Funding Source: RWRD Obligation Fund. Administering Department: Regional Wastewater Reclamation.

D. Sheriff

10. Arizona Department of Homeland Security, Amendment No. 2, to provide microwave connectivity for the Pima County Wireless Integrated Network (PCWIN) and extend contract term to 6/30/12, no cost (CTN-SD-CMS142248)
11. U.S. Forest Service, Amendment No. 1, to provide law enforcement services on U.S. Forest Service land, Federal Grant Fund, contract amount \$6,000.00 revenue (CTN-SD-12000187)

E. Transportation

12. City of Tucson, Amendment No. 3, to provide for License Agreement for six new Monitor Well sites and amend contractual language, contract amount \$7,920.00 revenue (CTN-TR-CMS142438)

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>
Michael J. Hansen	017	DEM
Daniel R. Patterson	046	DEM
Georgette I. Escobar	046	DEM
Laura E. De La Torre	084	DEM
Wenona R. Benally	166	DEM
Ruth L. Benedict	206	DEM
Courtney R. Loscheider	231	DEM
Dorothy M. Adjovu	320	DEM
Mildred M. Cooper	337	DEM
Scott Egan	018	REP
Shaun E. McClusky	053	REP
Sean Litsky	053	REP
Tanner C. Bell	065	REP
Cameron L. Cohen	220	REP
Dave Holt	265	REP
Alyson Miller	340	REP
Nancy Hanover	346	REP

<u>APPOINTMENTS</u>	<u>PRECINCT</u>	<u>PARTY</u>
Laura E. De La Torre	046	DEM
Stefanie M. Mach	079	DEM
Jeanne E. Christie	229	DEM
Shaun E. McClusky	104	REP
Bret Summers	223	REP
Delbert C. Strunk	239	REP
Thomas D'Angelo	274	REP
Deborah M. Emholtz	277	REP
Tawny Ellinwood	359	REP
Richard P. Manley	372	REP

3. BOARDS, COMMISSIONS AND/OR COMMITTEES

A. Metropolitan Education Commission

Appointment of Julieta Valenzuela, MEC Youth Advisory Council/Tucson Teen Congress, to fill the unexpired term of Rebecca Kopec. Term expiration: 1/15/14. (Commission recommendation)

B. Workforce Investment Board

Appointment of Frank Watts Jr., Business, to fill the unexpired term of Tom Hinman; and Lea Marquez-Peterson, Business, to fill the unexpired term of Mirna Lizet Torres. Term expirations: 9/30/12. (Staff recommendations)

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

- A. Richard Todd Gregson, Tucson Jazz Society, Tohono Chul Park, 7366 N. Paseo del Norte, Tucson, April 20, 27, May 4 and 11, 2012.
- B. John S. Brell, Santa Catalina Catholic Parish, 14380 N. Oracle Road, Tucson, May 4, 2012.
- C. Amanda Rosalie Saffer, Angel Charity for Children, La Encantada, 2995 E. Skyline Drive, Tucson, April 26, 2012.
- D. William Dean Woodruff, Corpus Christi Catholic Church, 300 N. Tanque Verde Loop Road, Tucson, May 4, 2012.
- E. Lance R. Hurst, American Legion Post No. 109, 15921 S. Houghton Road, Vail, April 22, May 12, September 8, October 13 and November 10, 2012.
- F. Frederick Richardson Sowerby, Casas Adobes Rotary Foundation, La Paloma Country Club, 3660 E. Sunrise Drive, Tucson, May 4, 2012.

5. REAL PROPERTY

A. Abandonment of Sewer Facility

Abandonment of a Sewer Facility to Riverview Ventures, L.L.C., dedicated by instrument recorded in Docket 1918 at Page 336 to allow for the conversion of a segment of an existing sewer line from public to private use. (District 1)

B. Abandonment and Quit Claim Deed

- 1. RESOLUTION NO. 2012 - **27**, of the Pima County Board of Supervisors, providing for the vacation of a portion of River Road, a public roadway, as Pima County Abandonment No. A-11-06 within Section 28, T13S, R14E, G&SRM, Pima County, Arizona. (District 1)
- 2. Quit Claim Deed to the Jewish Federation of Southern Arizona, an Arizona non-profit corporation, to convey all right, title and interest in the described property situated in Pima County, Arizona, together with all rights and privileges appurtenant thereto, reserving a utility easement over the property for water, electric, telephone, sewer, gas and similar

lines which shall continue as they exist prior to the conveyance located in Section 28, T13S, R14E, G&SRM, Pima County, Arizona. (District 1)

Without objection, these items were removed from the agenda.

6. **RATIFY AND/OR APPROVE**

Minutes: April 3, 2012

Warrants: April, 2012

ADDENDUM SUMMARY

Pima County Board of Supervisors' Meeting

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

May 1, 2012 9:00 a.m.

1. BOARD OF SUPERVISORS

RESOLUTION NO. 2012 - **31**, of the Pima County Board of Supervisors, in opposition to U.S. House Resolution 1505, which would waive more than 30 Environmental Protection and Cultural Resource Laws in areas within 100 miles of the Mexican and Canadian borders, and would assign control of National Parks and other Federal lands in the affected areas to the U.S. Department of Homeland Security. (District 5)

Motion carried to approve (5/0)

2. BOARD, COMMISSION AND/OR COMMITTEE

Bond Program Audit Committee

Ratification of appointments: Carolyn Campbell, Gary Davidson, Kelly Gottschalk and Dan Sullivan, Bond Advisory Committee representatives. No term expirations.

Motion carried to approve (5/0)

3. CONTRACTS

Community Services Employment and Training

A. Altar Valley School District, Intergovernmental Agreement, to provide work experience and academic instruction for youth in the Three Points area enrolled in Pima County's Summer Program, General Fund, contract amount \$102,230.00 (CT-CS-12002175)

B. To provide work experience/academic instruction to youth enrolled in Pima County Summer Programs, U.S. DOL, WIA Grant and General Funds, for the following:

<u>Contractors</u>	<u>Contract Amt.</u>	<u>General Fund</u>	<u>Contract No.</u>
Catholic Community Services, Inc., d.b.a. Community Outreach for the Deaf Program	\$ 50,569.00	\$ 5,000.00	MA-CS-12000604

Goodwill Industries of Southern Arizona, Inc.	\$107,648.00	\$10,000.00	MA-CS-12000613
Portable Practical Education Preparation, Inc.	\$127,134.00	\$12,000.00	MA-CS-12000611
Portable Practical Education Preparation, Inc.	\$ 93,088.00	\$ 9,000.00	MA-CS-12000612
SER Jobs for Progress of Southern Arizona, Inc.	\$228,484.00	\$22,000.00	MA-CS-12000609
SER Jobs for Progress of Southern Arizona, Inc.	\$179,664.00	\$17,000.00	MA-CS-12000610
Tucson Urban League, Inc.	\$219,852.00	\$21,000.00	MA-CS-12000607
Tucson Urban League, Inc.	\$ 92,966.00	\$ 9,000.00	MA-CS-12000608
Tucson Youth Development, Inc.	\$304,968.00	\$30,000.00	MA-CS-12000605
Tucson Youth Development, Inc.	\$102,876.00	\$10,000.00	MA-CS-12000606

Motion carried to approve (5/0)

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

DATE POSTED: 4/27/12

TIME POSTED: 11:00 a.m.