

AGENDA SUMMARY

Pima County Board of Supervisors' Meeting

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

November 13, 2012 9:00 a.m.

1. **ROLL CALL**

2. **INVOCATION**

To be offered by Reverend Cynthia Palmer, Eagles Wings of Grace.

3. **PLEDGE OF ALLEGIANCE**

4. **PAUSE 4 PAWS**

5. **PRESENTATION/PROCLAMATION**

- A. Presentation of a proclamation to Roger Whitney, proclaiming the month of November 2012, to be:

“COPD AWARENESS MONTH”

Motion carried to approve (5/0)

- B. Presentation of a proclamation to Tina Query, proclaiming Sunday, November 11, 2012, to be:

“MUSLIM-JEWISH PEACEWALK DAY IN PIMA COUNTY”

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 public records requests relating to the defense of Pamela Phillips by the Legal Defender's Office.

This item was informational only.

- B. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Edith Lynn Marques v. Pima County Sheriff Clarence Dupnik, Superior Court Case No. C20118159.

Motion carried to proceed as discussed in Executive Session (5/0)

- C. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding a threatened protest of a condition of rezoning, Co9-11-009, Pascua Yaqui Tribe, et al., - Mark Road Rezoning and possible actions concerning the rezoning.

This item was informational only.

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

... FLOOD CONTROL DISTRICT BOARD

Riparian Habitat Mitigation Plans

- A. Staff requests approval of a Riparian Habitat Mitigation Plan for 13990 N. Lago Del Oro Parkway, located within important riparian area with underlying Xeroriparian Class B Habitat. (District 1)

Motion carried to approve (5/0)

- B. Staff requests approval of a Riparian Habitat Mitigation Plan for 15420 N. Oracle Road, located within important riparian area with underlying Xeroriparian Class A and Class B Habitat. (District 1)

Motion carried to approve (5/0)

... LIBRARY DISTRICT BOARD

Contracts

- A. Sahuarita Water Company, L.L.C., Amendment No. 2, to provide for the Sahuarita Library Lease, amend contractual language and extend contract term to 6/3/13, Library District Fund, contract amount \$2.00 (CT-LIB-12001568)

Motion carried to approve (5/0)

- B. Arizona State Library, Archives and Public Records, to provide for projects to help community members access information resources, State Grants-in-Aid Fund, contract amount \$26,768.00 revenue (CTN-LIB-13000091)

Motion carried to approve (5/0)

- C. Arizona State Library, Archives and Public Records, to provide for learning opportunity projects, State Grant-in-Aid Fund, contract amount \$25,000.00 revenue (CTN-LIB-13000092)

Motion carried to approve (5/0)

... **STADIUM DISTRICT BOARD**

Contracts

- A. Heinfeld, Meech and Co., P.C., Amendment No. 4, to provide financial audit services and extend contract term to 7/30/13, Stadium District Fund, contract amount \$19,500.00 (CT-FN-12001161)

Motion carried to approve (5/0)

- B. Target ME Marketing and Events, to provide for a Concession–Use Agreement, contract amount \$10,000.00 revenue (CTN-KSC-13000141)

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. **Canoa Preserve Softball Complex Fencing**

Staff recommends that \$32,000.00 be authorized from the Board Contingency Fund to provide permanent fencing at the Canoa Preserve Park softball fields.

Motion carried to approve (5/0)

- B. **Classification and Compensation**

The Natural Resources, Parks and Recreation Department requests the creation of one new Position Control Number (PCN). No additional associated cost.

| <u>Position Requested</u> | <u>Class Code/Title</u> | <u>Salary Grade</u> |
|---------------------------|-------------------------|---------------------|
| 1 | 1102/Program Specialist | 41 |

Motion carried to approve (5/0)

C. Pima County Economic Development Plan – 2012 to 2014

Staff recommends adoption of the Pima County Economic Development Plan – 2012 to 2014, and utilization of the Plan recommendations as a guide for future budget allocations and decisions regarding economic development opportunities.

Motion carried to adopt plan as amended (5/0)

D. Recommended Legislative Agenda for 2013

RESOLUTION NO. 2012 - 98, of the Board of Supervisors in Pima County, Arizona, adopting a Pima County Legislative Program for 2013.

Motion carried to approve (5/0)

E. Tobacco-Free Environment

Staff recommends adoption of Board of Supervisors Policy, No. C3.18, Tobacco-Free Environment, and direction to staff as follows:

1. Work with all departments to implement this policy and to inform the public and employees of the policy.
2. Promote the policy widely, distributing information about the health risks of tobacco use, the consequences of using tobacco in prohibited areas and the availability of proven cessation aids and programs; especially the cessation programs, including pharmaceutical aids the County currently provides to any employee at no cost.
3. Provide sufficient signage in public areas for employees and the public to be aware of the policy.
4. Support the policy through the County's current infrastructure; train supervisors and staff about how to implement and enforce the policy.
5. Ensure employees understand the consequences of noncompliance; using email, newsletters, payroll inserts and other means of communication within the County to communicate the importance of the policy.

Motion carried to approve (5/0)

8. INDUSTRIAL DEVELOPMENT AUTHORITY

- A. RESOLUTION NO. 2012 - 99, 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 Revenue Bonds (La Paloma Project), Series 2012 in an aggregate principal amount not-to-exceed \$3,250,000.00 and declaring an emergency.

Motion carried to approve (5/0)

- B. RESOLUTION NO. 2012 - 100, 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 Facility Revenue and Refunding Bonds (Edkey Charter Schools Project), in one or more series in an aggregate principal amount not-to-exceed \$90,000,000.00 and declaring an emergency.

Motion carried to approve (5/0)

9. **ASSESSOR**

Request for Redemption of Waiver of Exemption

Pursuant to A.R.S. §42-11153(B), the Pima County Assessor has determined that the applications for Redemption of the Waivers of Tax Exemptions for the year 2012 qualify for exemption under the applicable statutes and requests the Board of Supervisors redeem the waivers.

Motion carried to approve (5/0)

10. **COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION**

RESOLUTION NO. 2012 - 101, of the Pima County Board of Supervisors, approving and authorizing the adoption of the Community Development and Neighborhood Conservation Department Owner-Occupied Housing Rehabilitation Guidelines dated October 24, 2012. Application for U.S. Department of Housing and Urban Development and Funding from the Arizona Department of Housing.

Motion carried to approve (5/0)

11. **INSTITUTIONAL HEALTH**

RESOLUTION NO. 2012 - 102, accepting the Department of Justice grant to provide for the Justice and Mental Health Collaboration Program and authorizing the County Administrator to execute the agreement, Federal Fund, contract amount \$200,000.00 revenue (CTN-IH-13000127)

Motion carried to approve (5/0)

12. **DEVELOPMENT SERVICES**

Final Plat with Assurances

P1211-038, Riverview Commons, Lots 1 – 101 and Common Areas A and B. (District 1)

Motion carried to approve (5/0)

13. **REGIONAL WASTEWATER RECLAMATION**

A. **Pretreatment Settlement Agreement**

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

CRT Partners 1, L.L.P., d.b.a. Jack in the Box No. 1150, Case No. C2012-14. The proposed settlement of completion of a Supplemental Environmental Project is in accordance with the Industrial Wastewater Enforcement Response Plan.

Motion carried to approve (5/0)

B. **Reclaimed Water Wheeling Agreement**

RESOLUTION NO. 2012 - **103**, of the Pima County Board of Supervisors, approving and authorizing amendments to Appendix "A" of the City/County Reclaimed Water Wheeling Agreement.

Motion carried to approve (5/0)

***** HEARINGS *****

14. **COUNTY ADMINISTRATOR**

Amendments to County Bond Ordinances and Bond Program Update

A. ORDINANCE NO. 2012 - **104** **65**, of the Board of Supervisors of Pima County, Arizona, relating to General Obligation and Sewer Revenue Bond Projects amending Ordinance No. 1997-35 Bond Implementation Plan, May 20, 1997 Special Election (as amended September 22, 1998 by Ordinance No. 1998-58; August 20, 2001 by Ordinance No. 2001-111; March 9, 2004 by Ordinance No. 2004-15; October 11, 2005 by Ordinance No. 2005-91; April 4, 2006 by Ordinance No. 2006-19; October 17, 2006 by Ordinance No. 2006-82; April 10, 2007 by Ordinance No. 2007-32; November 6, 2007 by Ordinance No. 2007-94; April 1, 2008 by Ordinance No. 2008-24; November 18, 2008 by Ordinance No. 2008-107; October 6, 2009 by Ordinance No. 2009-90; April 13, 2010 by Ordinance No. 2010-23; October 19, 2010 by Ordinance No. 2010-64; April 5, 2011 by Ordinance No. 2011-19; October 18, 2011 by Ordinance No. 2011-78; and April 17, 2012 by Ordinance No. 2012-18), and authorizing the use of additional other funds to finance certain projects.

Motion carried to approve (5/0)

- B. ORDINANCE NO. 2012 - 405 66 ,, of the Board of Supervisors of Pima County, Arizona, relating to General Obligation and Sewer Revenue Bond Projects amending Ordinance No. 2004-18 Bond Implementation Plan, May 18, 2004 Special Election (as amended October 11, 2005 by Ordinance No. 2005-92; April 4, 2006 by Ordinance No. 2006-21; October 17, 2006 by Ordinance No. 2006-84; April 10, 2007 by Ordinance No. 2007-33; November 6, 2007 by Ordinance No. 2007-95; April 1, 2008 by Ordinance No. 2008-25; November 18, 2008 by Ordinance No. 2008-106; April 21, 2009 by Ordinance No. 2009-40; October 6, 2009 by Ordinance No. 2009-92; April 13, 2010 by Ordinance No. 2010-24; October 19, 2010 by Ordinance No. 2010-63; December 7, 2010 by Ordinance No. 2010-70; April 5, 2011 by Ordinance No. 2011-21; October 18, 2011 by Ordinance No. 2011-79; and April 17, 2012 by Ordinance No. 2012-20) for the purpose of amending the scope of certain projects, amending implementation periods for certain bond projects, and authorizing the use of additional other funds to finance certain projects.

Motion carried to approve as amended (5/0)

FRANCHISES/LICENSES/PERMITS

Agent Change/Acquisition of Control/Restructure

15. 12-04-0034, Scott Robert Kilpatrick, RA Sushi, 2905 E. Skyline Drive, No. 289, Tucson, Acquisition of Control.

Motion carried to approve (5/0)

16. 12-05-0035, Joanne Karen Zern, Pei Wei Asian Diner, 633 W. Ina Road, Tucson, Acquisition of Control.

Motion carried to approve (5/0)

Liquor Licenses

17. 12-29-9126, Thomas Robert Aguilera, Mexico Way Store, 9418 S. Nogales Highway, Tucson, Series 9, Liquor Store, Person Transfer.

Motion carried to approve (5/0)

18. 12-30-9127, Randy D. Nations, Gastrak of Lukeville, W Hwy 85 200' N of PO (205 N. Highway 85), Lukeville, Series 10, Beer and Wine Store, New License.

Motion carried to approve (5/0)

19. 12-31-9128, Randy D. Nations, Gastrak of Lukeville, W Hwy 85 200' N of PO (205 N. Highway 85), Lukeville, Series 6, Bar, New License.

Motion carried to approve (5/0)

20. 12-32-9129, Jeffrey Howard Roff, Whole Foods Market, 5555 E. River Road, Tucson, Series 10, Beer and Wine Store, New License.

Motion carried to approve (5/0)

21. 12-34-9131, Jeffrey Howard Roff, Whole Foods Market, 5555 E. River Road, Tucson, Series 7, Beer and Wine Bar, Person Transfer and Location Transfer.

Motion carried to approve (5/0)

22. 12-35-9132, Theresa June Morse, Montgomery's Grill & Saloon, 13190 E. Colossal Cave Road, No. 190, Vail, Series 12, Restaurant, New License.

Motion carried to approve (5/0)

Sampling Privileges

23. 12-32-9130, Jeffrey Howard Roff, Whole Foods Market, 5555 E. River Road, Tucson, Series 10S, Beer and Wine Store, New License.

Motion carried to approve (5/0)

Fireworks Permit

24. Denise Veek, Caterpillar Inc., 5000 W. Caterpillar Trail, Green Valley, November 27, 2012 at approximately 8:30 p.m.

Motion carried to approve (5/0)

Extension of Premises/Patio Permit

25. Scott A. Busse, Territorial, 3727 S. Palo Verde, Tucson, November 16, 17 and 24, 2012.

Motion carried to approve (5/0)

DEVELOPMENT SERVICES

UNFINISHED BUSINESS (6/19/12 and 9/18/12)

Comprehensive Plan Amendment

26. Co7-11-02, LANDMARK TITLE AND TRUST TR 7933-T (M & S UNLIMITED, L.L.C.) – E. SAHUARITA ROAD PLAN AMENDMENT
Request of Landmark Title and Trust TR 7933-T (Moshe Gedalia, M&S Unlimited, L.L.C.), represented by Tim McCann of Urban Engineering, to amend the

Comprehensive Plan from Medium Intensity Rural (MIR) to Medium Intensity Urban (MIU). The approximately 22.01 acre amendment site is located at the northwest corner of E. Sahuarita Road and N. Calle Rinconado in the Rincon Southeast/Santa Rita Subregion. On motion, the Planning and Zoning Commission voted 6-1 (Commissioner Spendiarian voting NAY; Commissioners Poulos, Steinbrenner and Holdridge were absent) to recommend **DENIAL**. Staff recommends **DENIAL**. (District 4)

Motion carried to deny (5/0)

NEW BUSINESS

Rezoning Time Extension

27. Co9-06-37, RAVITZ TRUSTEES – ALVERNON WAY REZONING
Request of Alvernon and I-10 Partners, L.L.C., represented by Miller Associates, L.L.C., for a five year time extension from CR-3 (AE) (Single Residence – Airport Environs) to CB-2 (AE) (General Business – Airport Environs). The subject site was rezoned in 2007. The rezoning expired on September 11, 2012. The site is approximately 4.54 acres located on the southwest corner of Alvernon Way and Eastbound Interstate 10 off-ramp. Staff recommends **APPROVAL OF A FIVE YEAR TIME EXTENSION WITH MODIFIED STANDARD AND SPECIAL CONDITIONS**. (District 2)

Motion carried to approve (5/0)

TRANSPORTATION

28. **Traffic Ordinances**
- A. ORDINANCE NO. 2012 - **56**, of the Board of Supervisors, establishing prima facie reasonable speed limits for motor vehicles on Jeffrey Road in Pima County, Arizona. Staff recommends **APPROVAL**. (Districts 3 and 5)

Motion carried to approve (5/0)

- B. ORDINANCE NO. 2012 - **57**, of the Board of Supervisors, establishing prima facie reasonable speed limits for motor vehicles on Joseph Avenue in Pima County, Arizona. Staff recommends **APPROVAL**. (District 3)

Motion carried to approve (5/0)

- C. ORDINANCE NO. 2012 - **58**, of the Board of Supervisors, establishing prima facie reasonable speed limits for motor vehicles on Mark Road in Pima County, Arizona. Staff recommends **APPROVAL**. (District 3)

Motion carried to approve (5/0)

D. ORDINANCE NO. 2012 - **59**, of the Board of Supervisors, establishing prima facie reasonable speed limits for motor vehicles on Oracle Jaynes Station Road in Pima County, Arizona. Staff recommends **APPROVAL**. (District 1)

Motion carried to approve (5/0)

E. ORDINANCE NO. 2012 - **60**, of the Board of Supervisors, establishing prima facie reasonable speed limits for motor vehicles on Roller Coaster Road in Pima County, Arizona. Staff recommends **APPROVAL**. (District 1)

Motion carried to approve (5/0)

F. ORDINANCE NO. 2012 - **61**, of the Board of Supervisors, establishing Twin Lakes Drive as a through street in Pima County, Arizona. Staff recommends **APPROVAL**. (District 1)

Motion carried to approve (5/0)

G. ORDINANCE NO. 2012 - **62**, of the Board of Supervisors, regulating U-Turns of vehicles on Pontatoc Road in Pima County, Arizona. Staff recommends **APPROVAL**. (District 1)

Motion carried to approve (5/0)

H. ORDINANCE NO. 2012 - **63**, of the Board of Supervisors, regulating Right-Turns onto Pontatoc Road in Pima County, Arizona. Staff recommends **APPROVAL**. (District 1)

Motion carried to approve (5/0)

I. ORDINANCE NO. 2012 - **64**, of the Board of Supervisors, establishing a pedestrian crosswalk on Fountains Avenue in Pima County, Arizona. Staff recommends **APPROVAL**. (District 1)

Motion carried to approve (5/0)

29. **Traffic Resolution**

RESOLUTION NO. 2012 - **106**, of the Board of Supervisors, permitting the temporary closure of Hawser Street in Pima County, Arizona, for the Tucson Marathon on Sunday, December 9, 2012. Staff recommends **APPROVAL**. (District 1)

Motion carried to approve (5/0)

30. **Establishment of a Public Roadway**

RESOLUTION NO. 2012 - 107, of the Board of Supervisors, establishing Magee Road as a County Highway situated within a portion of the Northwest Quarter of Section 34, T12S, R13E, G&SRM, Pima County, Arizona. (District 1)

Motion carried to approve (5/0)

31. **CALL TO THE PUBLIC**

32. **ADJOURNMENT**

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

DATE POSTED: 11/6/12

TIME POSTED: 5:00 p.m.

CONSENT CALENDAR, NOVEMBER 13, 2012

1. CONTRACTS AND AWARDS

A. Community Development and Neighborhood Conservation

1. Catholic Community Services, d.b.a. Pio Decimo Center, to provide for the Micro Loan Program, CDBG Fund, contract amount \$100,000.00 (CT-CD-13000358)

B. Community Services, Employment and Training

2. DK Advocates (DKA), Inc., Amendment No. 2, to provide workforce development services, amend contractual language and extend contract term to 12/31/12, U.S. DOL, AZ DES and other Workforce Funds, contract amount \$9,737.83 (CT-CS-12001628)
3. Tucson Urban League (TUL), Inc., Amendment No. 2, to provide workforce development services, amend contractual language and extend contract term to 12/31/12, U.S. DOL, AZ DES and other Workforce Funds, contract amount \$8,471.00 (CT-CS-12001630)
4. The Salvation Army, to provide for the HUD Supportive Housing Program-Project Advent, HUD Fund, contract amount \$128,643.00 (CT-CS-13000372)
5. Pima County Community College District, Amendment No. 2, to provide educational workforce development services and amend contractual language, Health Occupations Professional Grant Fund, contract amount \$950,166.00 revenue (CTN-CS-CMS143679)
6. Portable Practical Education Preparation, Inc., to provide afterschool youth basic education and work experience services, General Fund, \$4,000.00; U.S. DOL, AZ DES and WIA Grant Funds, \$40,924.60; total contract amount \$44,924.60 (MA-CS-13000197)
7. Portable Practical Education Preparation, Inc., to provide afterschool youth basic education and work experience services, General Fund, \$8,000.00; U.S. DOL, AZ DES and WIA Grant Funds, \$71,450.72; total contract amount \$79,450.72 (MA-CS-13000198)
8. Goodwill Industries of Southern Arizona, Inc., to provide afterschool youth basic education and work experience services, General Fund, \$12,000.00; U.S. DOL, AZ DES and WIA Grant Funds, \$115,863.96; total contract amount \$127,863.96 (MA-CS-13000199)

9. SER-Jobs for Progress of Southern Arizona, Inc., to provide afterschool youth basic education and work experience services, General Fund, \$7,000.00; U.S. DOL, AZ DES and WIA Grant Funds, \$70,604.12; total contract amount \$77,604.12 (MA-CS-13000201)

C. County Administrator

10. Racy Associates, Inc., Amendment No. 3, to provide legislative representation services and extend contract term to 12/1/14, Various Funds, contract amount \$280,000.00/2 year term (CT-CA-12000309)
11. Coppersmith, Schermer & Brockelman, P.L.C., to provide legal representation services, General Fund, contract amount \$50,000.00 (CT-CA-13000366)

D. County Attorney

12. Department of Justice/Bureau of Justice Assistance Adult Drug Court, Department of Health and Human Services, Amendment No. 3, to provide for the Pima County Drug Court project and amend contractual language, Federal Fund, contract amount \$315,625.00 revenue (CTN-PCA-12000124)
13. Department of Justice, Office on Violence Against Women, to provide for the Domestic Violence Vertical Prosecution Unit, Federal Fund, contract amount \$899,908.00 revenue (CTN-PCA-13000139)
14. Gabroy, Rollman & Bosse, P.C., Amendment No. 6, to provide legal representation regarding the Marana lawsuits, including Marana v. Pima County, CV-12-0284-PR, Arizona Supreme Court and Pima County v. Town of Marana, CV2011-099966, Maricopa Superior Court, and extend contract term to 10/25/13, no cost (CT-WW-12001119)

E. Economic Development and Tourism

15. Tucson Regional Economic Opportunities (TREO), Inc., to provide economic development for the Tucson Region, General Fund, contract amount \$500,000.00 (CT-ED-13000396)

F. Health Department

16. Arizona Department of Health Services, Amendment No. 3, to provide for the Arizona Immunization Program and amend contractual language **to reflect an increase in cost reimbursement, no cost contract amount \$25,000.00 revenue** (CTN-HD-12000072)

17. Arizona Board of Regents, Arizona State University, Amendment No. 1, to provide clinical educational experience and training services and extend contract term to 6/30/17, no cost (CTN-HD-12000079)
18. Arizona Department of Health Services, Amendment No. 1, to provide for the Commodity Supplemental Food Program and the Senior Farmer Market Nutrition Program, amend contractual language and extend contract term to 9/30/13, Federal Fund, contract amount \$113,803.00 revenue (CTN-HD-12000178)
19. Arizona Department of Health Services, to provide for the HIV Prevention Program, Federal Fund, contract amount \$298,000.00 revenue (CTN-HD-13000120)

G. Information Technology

20. Alltel Communication of the Southwest Limited Partnership, Amendment No. 7, to provide for a Non-Exclusive Right-of-Way License and amend contractual language, no cost (CTN-IT-CMS140044)
21. Pictometry International Corp., Amendment No. 2, to provide digital imagery services and amend contractual language, General Fund, contract amount \$13,754.00 (CT-IT-12000399)

H. Institutional Health

22. Arizona Health Care Cost Containment System, Amendment No. 8, to provide inpatient hospital services for inmates, amend contractual language and extend contract term to 9/30/13, General Fund, contract amount \$250,000.00 (CT-IH-12002149)

I. Natural Resources, Parks and Recreation

23. Pinnacle Concessions, L.L.C., Amendment No. 4, to provide for the operation and administration of concessions at Mike Jacob Sports Park and extend contract term to 12/31/16, no cost (CTN-PR-CMS142667)
24. Championship Sports, L.L.C., Amendment No. 5, to provide for the operation and administration of leagues at Mike Jacob Sports Park, amend contractual language and extend contract term to 12/31/16, no cost (CT-PR-12001596)

J. **Procurement**

- 25. Willis of Arizona, Inc., Amendment No. 1, to provide insurance broker/consultant services and amend contractual language, Self-Insurance Trust Fund, contract amount \$500,000.00 (MA-PO-12000736)
- 26. Don Kelly Construction, Inc., d.b.a. Kell & Company, Amendment No. 2, to provide construction services for the Santa Cruz Interceptor – Phase 3 Franklin Street to Prince Road; amend contractual language and extend contract terms to 12/31/12, RWRD Obligation Fund, contract amount \$78,500.00 (CT-WW-10045444-P)
- 27. PSOMAS, Amendment No. 4, to provide construction surveillance and inspection services for Transportation Capital Improvement Projects, amend contractual language and extend contract term to 5/30/15, RTA Fund, contract amount \$1,500,000.00 (MA-PO-DNC0000006)
- 28. The Ashton Company, Inc., Borderland Construction Company, Inc., Granite Construction Company, KE&G Construction, Inc. and Southern Arizona Paving & Construction Company, Amendment No. 2, to provide a Job Order Master Agreement for traffic signal, road intersection paving and drainage improvements and amend contractual language, HURF Fund, contract amount \$7,000,000.00 (MA-PO-12000226)

Awards

- 29. Low Bid: Award of Contracts, Requisition No. 12000427, for moving services in the annual amount of \$284,740.00. Each contract will be for a five year term for a total award amount of \$1,423,700.00. The award includes the authority for the Procurement Department 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: Facilities Management.

| <u>Contractor</u> | <u>Award Amount</u> |
|--|---------------------|
| Daniel's Moving & Storage (Phoenix, AZ) | \$923,700.00 |
| Bekins Moving Solutions (Wilkes-Barre, PA) | \$500,000.00 |

- 30. Cooperative Procurement: Award of Contract, Requisition No. 13000118, Sanofi Pasteur, Inc. (Headquarters: Swiftwater, PA) for vaccines in the total amount of \$3,177,027.20. Contract is for a five year term. Funding Source: Public Health. Administering Department: Health Department.

31. Award of Job Order Master Agreement: MA-PO-13000167, Weber Group, L.C., n.k.a. Weber Water Resources, L.C. (Headquarters: Chandler, AZ) and Yellow Jacket Drilling Services, L.L.C. (Headquarters: Phoenix, AZ), for as-needed well installation, development and repair services at various locations to replace their individual contracts respectively numbered 26-05-W-143630-1210/MA-PO-DNC0000025 and 26-05-Y-143631-1210/MA-PO-DNC0000025 for the same services. The total value of the master agreement is \$390,000.00 to be shared by the two job order contractors. The term of the master agreement is one year with the option to extend for up to three additional one year terms. Funding Source: General Fund. Administering Department: Natural Resources Parks and Recreation.
32. Amendment of Award: MA-PO-B504609-BC, Version 6, Norment Security Group, Incorporated, to provide security system maintenance and services, extend the contract term to 12/21/12 and increase the contract amount by \$86,547.04. Funding Source: Inmate Welfare Funds. Administering Department: Sheriff.
33. Amendment of Award: MA-PO-B504840-BC, Version 9, Pima Uniforms, Incorporated, to provide uniforms and related services and extend contract term to 5/19/13. Funding Source: General Fund. Administering Department: Sheriff.
34. Amendment of Award: MA No. 12000391, Amendment No. 1, Keefe Group, L.L.C., (Headquarters: Fontana, CA), to provide outsourcing of the inmate commissary goods and services, extend contract term to 4/30/13 with no increase in the annual contract amount of \$1,000,000.00. Funding Source: Inmate Trust Account Fund. Administering Department: Sheriff.
35. Low Bid: Award of three Contracts, Requisition No. 13000055, for aggregate materials in the total award amount of \$3,290,554.00. Each contract will be for a five year term for the individual award amount listed below. The award includes the authority for the Procurement Department 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 Departments: Transportation and Natural Resources, Parks and Recreation.

| <u>Contractor</u> | <u>Award Amount</u> |
|---|---------------------|
| Staker Parson Companies (Ogden, UT) | \$2,731,481.25 |
| Harvey Trucking, Inc. (Tucson, AZ) | \$ 531,377.75 |
| MTM Enterprises of AZ, L.L.C., d.b.a. Bob's Material Supply (Tucson, AZ) | \$ 27,695.00 |

K. Regional Wastewater Reclamation

- 36. Metropolitan Domestic Water Improvement District, Amendment No. 1, to provide collection of sewer user fee, amend contractual language and extend contract term to 6/30/13, RWRD Enterprise Fund, contract amount \$200,000.00 (CT-WW-12001072)
- 37. Tucson Electric Power Company, to provide electric power services to the Ina Road Treatment Facility at the established commercial rates, RWRD Enterprise Fund, contract amount \$1,400,000.00 (CT-WW-13000359)

Without objection, continued to 12/4/12

- 38. Tucson Electric Power Company, to provide electric power services to the Water and Energy Sustainability Center at the established commercial rates, RWRD Enterprise Fund, contract amount \$168,000.00 (CT-WW-13000361)

Without objection, continued to 12/4/12

- 39. Silverado Master Homeowners Association, Amendment No. 1, to provide for the Joint Lift Station Maintenance Agreement and amend contractual language, contract amount \$75,000.00 revenue (CTN-WW-13000126)

L. Sheriff

- 40. U.S. Forest Service, Amendment No. 2, to provide law enforcement services on U.S. Forest Service land, amend contractual language and extend contract term to 9/30/13, Federal Fund, contract amount \$31,300.00 revenue (CTN-SD-12000187)

2. RATIFICATION OF EMERGENCY PROCUREMENT

Procurement

- A. D.L. Withers Construction, L.C., to provide tenant improvements for Project ARCH-Abrams building level 4 services, General Fund, contract amount \$350,000.00 (CT-FM-13000293)
- B. New Image Building Services, L.L.C., to provide janitorial services for the Abrams Facilities, General Fund, contract amount \$911,619.20 (MA-PO-12000164)

3. ELECTIONS DEPARTMENT

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

RESIGNATION
Brandon C. Patrick

PRECINCT
063

PARTY
DEM

APPOINTMENT
Patrick J. Brandon

PRECINCT
229

PARTY
LBT

4. **CONSOLIDATED JUSTICE COURTS**

Judge Pro Tempore

Appointment of Robert Gibson as Judge Pro Tempore for the period of July 1, 2012 through June 30, 2013.

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

A. **Arizona Municipal Property Corporation**

1. Appointment of John H. Payne to replace Bernhardt W. Collins. Term expiration: 11/19/13. (Corporation recommendation)
2. Reappointments of Frank Y. Valenzuela, Stanley Lehman, Cecilia Cruz and Virginia L. Yrun. Term expirations: 11/19/13. (Corporation recommendations)

B. **Election Integrity Commission**

Appointment of Elaine Lim to replace Ann-Eve Pedersen. Term expiration: 9/30/14. (District 5)

C. **Fair Horse Racing Commission**

Reappointment of John Goodman. Term expiration: 1/20/14. (District 2)

D. **Pima County/Tucson Commission on Addiction, Prevention and Treatment**

Reappointment of Lynn Reyes and Joyce Morgan. Term expirations: 10/31/14. (Commission recommendations)

E. **Planning and Zoning Commission**

Reappointment of Randall Holdridge and Armando Membrila. Term expirations: 6/19/16. (District 2)

F. **Workforce Investment Board**

1. Appointments of Zara Larsen, Business, to replace Marcia Ruttenberg; and Sharon Mikrut, Title I/VOC Rehab, to replace Joyce Choate. Term expirations: 9/30/15. (Staff recommendations)
2. Reappointment of the following members. Term expirations: 9/30/2015. (Staff recommendations)

| | |
|------------------------|---|
| Dr. Linda Arzoumanian, | General Education |
| Hank Atha, | Mandated-WIA Title I: Adults, Youth Dislocated Workers, Welfare To Work, HUD- Employment and Training |
| Jacob Bernal, | Mandated-Native American Workers |
| Dr. Johnson Bia, | Mandated-Postsecondary/Vocational/Adult Education |
| Duane Bock, | Business |
| Clarence Boykins, | Economic Development |
| Rose Capono, | Business |
| Dr. Nicholas Clement, | General Education |
| Judith Clinco, | Business |
| Dr. Vaughn Croft, | General Education |
| Wilette Diggs, | Business |
| Peggy Feenan, | Mandated-Employment Service, Trade Adjustment Assistance, NAFTA Transitional Adjustment Assistance, Veterans Employment and Training Programs, Unemployment Insurance |
| Michael Guymon, | Economic Development |
| Clayton Hamilton, | Business |
| Peg Harmon, | CBO/Faith Based |
| Chris Hazen-Molina, | Business |
| Kari Hogan, | Mandated-Seasonal/Migrant Workers |
| Gregg Johnson, | Higher Education |
| Doug Jones, | Business |
| Lydia Kennedy, | Business |
| Dorothy Kret, | Business |
| Suzanne Lawder, | Business |
| Charles Monroe, | CBO |
| Kim Murray, | Business |
| Noreen Nelson, | Other |
| Linda Nichols, | Business |
| Arnold Palacios, | Other (Youth) |
| Jill Pearson, | Business |
| Lea Marquez Peterson, | Business |
| Beverly Price, | Business |
| Carld Rosborough, | Job Corps/Mandated Representative |
| Paul Roughton, | Business |
| Dr. Alan Storm, | Education |
| Laurie Vance, | Business |
| Mike Verbout, | Mandated-Labor |
| Frank Watts Jr., | Business |
| Meredith Wilson, | Business |
| James Zarling, | Business |

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

- A. William Dean Woodruff, Corpus Christi Catholic Church, 300 N. Tanque Verde Loop Road, Tucson, November 3, 2012.
- B. John S. Brell, Santa Catalina Catholic Church, 14380 N. Oracle Road, Tucson, November 4, 2012.
- C. Patrick Kelly O'Brien, Knights of Columbus Assembly 2308, 8650 N. Shannon Road, Tucson, November 10, 2012.
- D. Jonas Wes Hunter, Greater Oro Valley Arts Council, d.b.a. The Southern Arizona Arts and Cultural Alliance, 2870 E. Skyline Drive, Tucson, November 16, 2012.
- E. Melinda Marit Udovich, VFW Post 10254, 10111 S. Sasabe Highway, Tucson, November 17, 2012.
- F. Louis Vern Brand, Ajo Elks Lodge 1576, 350 Yermo Street, Ajo, November 17, 2012.
- G. Rachel Paul, Indian Society of Southern Arizona, Chinese Cultural Center, 1288 W. River Road, Tucson, November 17, 2012.
- H. Ruth Ann Dormanen, Catalina Crusaders, 16024 N. Oracle Road, Tucson, December 1, 2012.

FINANCE AND RISK MANAGEMENT

7. **Duplicate Warrants – For Ratification**

| | |
|---|-------------|
| Ethan Richard Hibner | \$ 75.00 |
| Steve J. Gall | \$ 75.00 |
| Smartwave Technologies, L.L.C. | \$ 6,563.33 |
| Alex Rey Gutierrez | \$ 54.00 |
| Technical Difference, Inc. | \$ 1,011.39 |
| Gina Cestaro | \$ 450.00 |
| Infor Global Solutions (Michigan), Inc. | \$ 8,000.00 |
| Barbara Magnuson | \$ 155.00 |
| Ron Gardner | \$ 80.00 |
| Joyce L. Thompson | \$ 155.00 |
| Kenneth Coultas | \$ 780.00 |
| Steve C. Cannon-English | \$ 140.00 |
| Rebecca Lauren Krieger | \$ 80.00 |
| Cassie Thomas | \$ 140.00 |
| Pima Association of Government | \$ 988.29 |
| Pima County Superintendent of Schools | \$ 517.67 |
| Guy Steven Smith | \$ 185.04 |
| Thomas Kraay | \$ 140.00 |
| Guadalupe Gallardo | \$ 695.00 |

| | |
|------------------------------------|--------------|
| Qwest Corporation (Centurylink) | \$145,462.61 |
| Sharon Dunham | \$ 185.00 |
| Sallie Anita Blake | \$ 685.75 |
| Ann Danell | \$ 140.00 |
| James Key | \$ 140.00 |
| Roofusa Service Center Arizona | \$ 15,265.36 |
| Edith A. Croxen | \$ 2,038.89 |
| University Physicians Healthcare | \$ 194.11 |
| LN Curtis & Sons | \$ 2,459.81 |
| Kittelsohn & Associates, Inc. | \$ 14,411.00 |
| Glendale Industrial Supply, L.L.C. | \$ 1,042.43 |

8. REAL PROPERTY

Abandonments by Vacation and Quit Claim Deeds

- A. RESOLUTION NO. 2012 - 96, of the Pima County Board of Supervisors, providing for the vacation and sale of a portion of Irvington Road, as Pima County Road Abandonment No. A-11-08 within Section 3, T15S, R13E, G&SRM. (District 5)
- B. Quit Claim Deed to Benchmark Mortgage Fund, L.P., an Arizona Limited Partnership, all its rights, title and interest in the described property within Section 3, T15S, R13E, G&SRM, \$35,800.00 revenue. (District 5)
- C. RESOLUTION NO. 2012 - 97, of the Pima County Board of Supervisors, providing for the vacation sale of a portion of River Road, as Pima County Road Abandonment No. A-11-04 within Section 26, T13S, R14E, G&SRM. (District 1)
- D. Quit Claim Deed to James A. Slanaker and Charlotte A. Slanaker, husband and wife, all its rights, title and interest in the described property within Section 26, T13S, R14E, G&SRM, \$15,400.00 revenue. (District 1)

9. RECORDER

Pursuant to Resolution No. 1993-200, ratification of the Document Storage and Retrieval Fund for the months of June, July and August 2012.

10. TREASURER'S OFFICE

Fill the Gap

Staff requests approval of the annual certification, as directed by A.R.S. §41-2421, that the five (5) percent set-aside "Fill-the-Gap" Funds in the amount of \$1,377,951.82 be transferred to the Local Courts Assistance Fund for supplemental aid to Superior and Justice Courts for processing of criminal cases.

11. **RATIFY AND/OR APPROVE**

Warrants: October, 2012

ADDENDUM SUMMARY

Pima County Board of Supervisors' Meeting

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

November 13, 2012 9:00 a.m.

... EXECUTIVE SESSIONS

- A. Pursuant to A.R.S. §38-431.03(A) (3), (4) and (7), for legal advice, direction and discussions with designated representatives regarding leasing the Jelks Property at 1090 E. River Road.

Motion carried to proceed as discussed in Executive Session (5/0)

- B. Pursuant to A.R.S. §38-431.03(A) (3) and (4), for legal advice and direction regarding Ginger Rodger Rappeport v. Anita Royal, et al., Pima County Superior Court Case No. C20115636 and the Adult Conservatorship of Cherie Adams, Pima County Superior Court Case No. GC20070078.

Motion carried to proceed as discussed in Executive Session (5/0)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

1. BOARD OF SUPERVISORS

Presentation by Colonel Jim Taylor of the 162nd Fighter Wing – Arizona Air National Guard Minuteman Committee Employer of the Year Recognition. (District 2)

No Board action taken

2. COUNTY ADMINISTRATOR

A. Joint Justice/Municipal Courts Complex

Staff recommends declining the offer from the Tucson Mayor and Council to implement Option Four in the City Manager's October 15, 2012 letter; concur with the Mayor and Council that Option One appears to be the City's best option; and direct staff to continue with the implementation and completion of the Joint Justice/Municipal Courts Complex as outlined in the memorandum.

Motion carried to accept staff's recommendation (5/0)

B. Pima County Wireless Integrated Network (PCWIN) Annual Membership Fee

Staff recommends payment of the subscription fees for the following volunteer or small district fire departments in the annual estimated amount of \$53,282.04 with the first funding from the Board Contingency Fund.

| <u>Agency</u> | <u>Radios</u> | <u>*Fee</u> |
|---|---------------|--------------------|
| Ajo/Gibson Volunteer Fire Department | 23 | \$ 8,945.00 |
| Arivaca Fire District | 24 | \$ 9,334.00 |
| Elephant Head Volunteer Fire Department | 17 | \$ 6,612.00 |
| Helmet Peak Volunteer Fire Department | 31 | \$12,057.00 |
| Mt. Lemmon Fire District | 24 | \$ 9,334.00 |
| Why Fire District | 18 | \$ 7,001.00 |
| Total | 137 | \$53,282.04 |

* \$32.41 per radio per month

Motion carried to approve (5/0)

3. CONTRACTS

A. Community Services, Employment and Training

1. Pima County Community College District, to provide for the Workforce Development Education Project, General Fund, \$90,000.00; WIA, Veterans and Housing Grant Funds, \$924,795.00; total contract amount \$1,014,795.00 (MA-CS-13000213)

Motion carried to approve (5/0)

2. Cochise Private Industry Council (CPIC), to provide for the Veteran's Workforce Investment Program, U.S. Department of Labor Fund, contract amount \$173,400.00 (CT-CS-13000403)

Motion carried to approve (5/0)

B. Facilities Management

3. Arizona Board of Regents, on behalf of the University of Arizona, to provide a Lease Agreement for the UA ROMP Wastewater Lab, General Fund, contract amount \$726,080.00/5 year term; \$775,598.25/5 year term revenue (CT-WW-13000406)

Motion carried to approve (5/0)

C. Natural Resources, Parks and Recreation

4. Tucson Soccer Academy, to provide a Lease Agreement for the Young House, no cost/20 year term (CTN-PR-13000121)

Motion carried to approve (5/0)

D. Office of Emergency Management

5. Pima County, to provide an Intergovernmental Agreement for all members of the Pima County Wireless Integrated Network Cooperative for the purpose of maintaining the Pima County Wireless Integrated Network, OEM Special Revenue Fund, contract amount \$50,000.00 (CT-OEM-13000400)

Motion carried to approve (5/0)

E. Procurement

6. WSM Architects, Inc., Amendment No. 3, to provide for the new Fleet Services Facilities and amend contractual language, Fleet Services Special Revenue Fund, contract amount \$6,432.00 (CT-FM-11046556-P)

Motion carried to approve (5/0)

F. Real Property

7. Arizona Board of Regents, on behalf of the University of Arizona, to provide a Site-Specific Supplemental Agreement for use of the KUAT Communications Shelter on Tumamoc Hill, contract amount \$312,500.00/25 year term (CT-PW-13000397)

Motion carried to approve (5/0)

8. Arizona Board of Regents, on behalf of the University of Arizona, to provide a Site-Specific Supplemental Agreement for use of the County's Communications Tower on Tumamoc Hill, no cost (CTN-PW-12000561)

Motion carried to approve (5/0)

G. Transportation

9. Regional Transportation Authority, Amendment No. 1, to provide for the design and construction of Valencia/Kolb Road Intersection, amend contractual language and extend contract term to 3/30/13, no cost (CTN-TR-13000152)

Motion carried to approve (5/0)

10. Regional Transportation Authority, Amendment No. 1, to provide for the design and construction of improvements to Valencia Road/Alvernon Way to Kolb Road, amend contractual language and extend contract term to 7/30/16, RTA Fund, contract amount \$25,731,108.00 revenue (CTN-TR-CMS141572)

Motion carried to approve (5/0)

11. Regional Transportation Authority, to provide for the joint administration of public works capital improvement projects and personnel balancing, HURF Operating Fund, contract amount not to exceed \$5,000,000.00/5 year term; \$5,000,000.00 revenue/5 year term (CT-TR-13000394)

Motion carried to approve (5/0)

***** HEARINGS *****

4. CORRECTION FOR THE RECORD

Regular Agenda Item Nos. 14A and 14B have reassigned Ordinance Numbers as follows:

COUNTY ADMINISTRATOR

Amendments to County Bond Ordinances and Bond Program Update

- A. ORDINANCE NO. 2012 - ~~104~~ **65**,
- B. ORDINANCE NO. 2012 - ~~105~~ **66**,

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

DATE POSTED: 11/8/12

TIME POSTED: 11:45 a.m.