

**AGENDA, BOARD OF SUPERVISORS' MEETING**

**BOARD OF SUPERVISORS HEARING ROOM**

**130 W. CONGRESS, 1ST FLOOR**

**MARCH 11, 2003 9:00 A.M.**

- 1. **ROLL CALL**
- 2. **INVOCATION**
- 3. **PLEDGE OF ALLEGIANCE**
- ... **EXECUTIVE SESSION**

Public discussion and action may occur on the executive session item listed below during the regularly scheduled meeting.

Pursuant to A.R.S. §38-431.03 (A) (3) and (4), for legal advice and direction, regarding Pima County Superior Court Case No. C20030785, Jones Outdoor Advertising, Inc., v. Pima County and the Pima County Board of Adjustment, District No. 2.

Direct the County Attorney to proceed with condemnation  
5/0

**BOARD OF SUPERVISORS SITTING IN REGULAR SESSION**

- 4. **CONSENT CALENDAR:** For consideration and approval
  - A. Call to the Public
  - B. Approval of Consent Calendar
- 5. **COUNTY ADMINISTRATOR**
  - A. **Revision to Personnel Policy 7-103**

Staff recommends approval of the revision to Personnel Policy 7-103, Civic Duty Leave and Uniformed Services Leave.

Approved  
5/0

Approved  
5/0

B. Classification and Compensation

The Wastewater Management Department requests approval of the following to create a new classification and grade to be effective March 11, 2003:

Approved  
5/0

<u>CLASS</u> <u>CODE</u>	<u>CLASS</u> <u>TITLE</u>	<u>GRADE</u> <u>CODE</u>	<u>EEO,O/T</u> <u>CODE</u>
2409	Industrial Wastewater Quality Supervisor	49 (\$38,651-\$60,836)	B, E*

\*E=Exempt.

C. Quarterly Management Report on Collections

Staff recommends the Board accept the Quarterly Management Report on Collections for the period ending December 31, 2002 and approve the write-off requests in the amount of \$222,893.00.

Approved  
5/0

**PROCUREMENT**

**UNFINISHED BUSINESS**

(RM 3/4/03)

6. AWARD OF CONTRACT - Facilities Management

IFB 68000 Telecommunication Services (Facilities Management/Various Department Funds) to the following:

Approved  
5/0

Group 2A: Inside Fiber/Copper Cabling - Non-Asbestos Certified

Primary: Native Tele-Data	\$100,000.00
Secondary: TLC Communications, Inc.,	\$ 75,000.00

All award amounts include taxes. Corporate Headquarters: Tucson, AZ.

**NEW BUSINESS**

7. AWARD OF CONTRACTS - Facilities Management

Air Blown Fiber Cable and CAT5E Cable Installation Services. Staff recommends Native Tele-Data Solutions, Inc. (Corporate Headquarters: Tucson, AZ) contract amount \$329,631.00 including sales tax, General Fund.

Approved  
5/0

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

**PUBLIC WORKS**

**DEVELOPMENT SERVICES**

**UNFINISHED BUSINESS**

**WAIVER OF PLATTING REQUIREMENT**

(RM 8/6/02, RM 9/17/02, RM 10/15/02,  
RM 11/19/02, RM 1/21/03, RM 2/4/03, RM 2/18/03)

- 8. Co9-02-14, DOMINO - RUDASILL ROAD REZONING (ZONING PLAN)  
Request of George and Valerie Domino, represented by Vinny Yackanin, for a rezoning of 7.59 acres from SR (Suburban Ranch) to CR-1 (Single Residence) located on the south side of Rudasill Road, approximately 1,000 feet west of Sabino Canyon Road. The proposed rezoning conforms to the Catalina Foothills Zoning Plan, Co13-59-4 and the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 6-0 (Commissioners Membrila, Poulos and Williams were absent) to recommend **APPROVAL WITH CONDITIONS**. Staff recommends **APPROVAL WITH CONDITIONS** and standard and special requirements. (District 1)

Without objection continued to 4/15/03

**COMPREHENSIVE PLAN AMENDMENT**

(RM 3/4/03)

- 9. Co7-02-31, PIMA COUNTY - REGIONAL PLAN POLICIES  
Request of Pima County to review the Pima County Comprehensive Plan Regional Policies for consistency with the Conservation Lands System of the Sonoran Desert Conservation Plan. The policies include all subregions. On motion, the Planning and Zoning Commission voted 6 - 1 (Commissioner Membrila voted **NAY**, Commissioners Matter and Smith were absent) to recommend **APPROVAL WITH ADDITIONAL RECOMMENDATIONS**. Staff recommends **RETENTION OF EXISTING POLICY STATEMENT**. (All Districts)

Approved 5/0

**NEW BUSINESS**

**ZONING CODE TEXT AMENDMENT**

10. Co8-01-03, TUCSON MOUNTAINS PROTECTED PEAKS AND RIDGES (AREA 1 REEVALUATED PEAKS)

Proposal to amend the Pima County Zoning Code, Chapter 18.61, Hillside Development Overlay Zone, to revise the protected areas of certain peaks and ridges, identified as Peaks and Ridges Nos. 18, 19, 20, 22, 34, 38, 39 and 47, located within an area bounded by Tucson Mountain Park on the north; City of Tucson corporate limits on the east; San Xavier Indian Reservation on the southeast and south; and the Sheridan Avenue Alignment on the west. On motion, the Planning and Zoning Commission voted as follows: (All Districts)

Approved  
5/0

No. 18: 4-3 (Commissioners RedDog, Membrila and Spendarian voting NAY; Commissioners Smith and Poulos were absent) to recommend **APPROVAL** for Level 2 protection and to realign the protected area. Staff recommends **APPROVAL** for Level 1 protection and to realign and reduce the protected area;

Continued  
pending Level  
2 adoption  
5/0

No. 19: 6-1 (Commissioner RedDog voted NAY; Commissioners Smith and Poulos were absent) to recommend **REMOVAL OF THE PEAK FROM PROTECTED STATUS**. Staff recommends **REMOVAL OF THE PEAK FROM PROTECTED STATUS**;

Approved staff's  
recommendations  
5/0

No. 20: 7-0 (Commissioners Smith and Poulos were absent) to recommend **APPROVAL** for Level 2 protection and to realign and reduce the protected area. Staff recommends **APPROVAL** for Level 2 protection and to realign and reduce the protected area;

Continued  
pending Level  
2 adoption  
5/0

No. 22: 7-0 (Commissioners Smith and Poulos were absent) to recommend **APPROVAL** for Level 1 protection and to reduce the protected area. Staff recommends **APPROVAL** for Level 1 protection and to reduce the protected area;

Approved  
staff's  
recommendations  
5/0

No. 34: 5-2 (Commissioners RedDog and Staples voted NAY; Commissioners Smith and Poulos were absent) to recommend **REMOVAL OF THE PEAK FROM PROTECTED STATUS**. Staff recommends **REMOVAL OF THE PEAK FROM PROTECTED STATUS**;

Approved  
staff's  
recommendations  
5/0

No. 38: 6-1 (Commissioner Staples voted NAY; Commissioners Smith and Poulos were absent) to recommend **SHORTENING AND REALIGNING THE PROTECTED AREA AND BRING IT BACK TO THE COMMISSION FOR RECONSIDERATION**. Staff recommends **APPROVAL** for Level 1 protection and realignment of the ridgeline;

Continued up  
to 30 days  
5/0

No. 39: 5-2 (Commissioners Staples and RedDog voted NAY; Commissioners Smith and Poulos were absent) to recommend **APPROVAL** for Level 2 protection and to reduce the protected area. Staff recommends **APPROVAL** for Level 2 protection and to reduce the protected area;

Approved as Level 1 designation  
5/0

No. 47: 6-1 (Commissioner Membrila voted NAY; Commissioners Smith and Poulos were absent) to recommends **APPROVAL** for the retention of Level 1 protection and realign and reduce the protected area. Staff recommends **APPROVAL** for Level 1 protection and to realign and reduce the protected area.

Approved staff's recommendations  
5/0

If approved, pass and adopt:

ORDINANCE NO. 2003 - 28

**APPEAL OF HEARING ADMINISTRATOR DECISION**

11. P21-02-012, COLLINS - N. CALLE CASTELLON

In accordance with Pima County Zoning Code Section 18.97.030F(6), affected property owner Robert Cosgrove appeals the Hearing Administrator's decision to approve the application of Star Bridge Communications for a conditional use permit for a communication tower and associated equipment area on property at 3184 N. Calle Castellon, in the CR-1 zone. Pima County Zoning Code Chapter 18.97, in accordance with Section 18.07.030(H), allows a communication tower replacing an existing utility pole in the public right-of-way with an associated equipment area on private property as a Type 1 Conditional Use in the CR-1 zone. (District 5)

Continued up to 60 days  
5/0

**WASTEWATER MANAGEMENT**

**PIMA COUNTY CODE TEXT AMENDMENTS**

12. FINANCIAL PLAN AND FEE AMENDMENTS

A. 2002/2003 Financial Plan

Approval of the 2002/2003 Financial Plan, as recommended by staff and with the additional recommendation from the Wastewater Management Advisory Committee.

Approved  
3/2

B. Sewer User and Construction/Connection Fees

ORDINANCE NO. 2003- 29, of the Board of Supervisors of Pima County, Arizona, relating to Wastewater; amending Pima County Code, Title 13, Chapter 20, Sanitary Sewer Connection Fees; revising procedures for construction approval; amending requirements for connection to the public sanitary sewerage system; amending criteria for participating rate eligibility; amending connection fee rates; revising development plan and plat review fees; modifying requirements for construction of public sanitary sewer facilities; revising model home permit fees; clarifying connection fee rates for converted structures; establishing cost recovery for unauthorized connections to the Sanitary Sewer System.

Approved  
5/0

C. Sanitary Sewer User Fees

ORDINANCE NO. 2003- 30, of the Board of Supervisors of Pima County, Arizona, relating to Wastewater; amending Pima County Code, Title 13, Chapter 24, Sanitary Sewer User Fees; amending fee calculation; rate schedule; rate schedule table; revising dye test fee; and revising sewer service activation fee.

Approved  
3/2

13. CALL TO THE PUBLIC

14. ADJOURNMENT

CLERK'S NOTE:

- A. Public discussion and action may occur on any executive or regular agenda item; and,
- B. Any backup material will be available for review twenty-four (24) hours before the meeting at the Clerk of the Board's Office.

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

DATE POSTED: 3/5/03

TIME POSTED: 5:00 P.M.

CONSENT CALENDAR, MARCH 11, 2003

1. PROCUREMENT

AGREEMENTS, CONTRACTS AND/OR AMENDMENTS

A. RESOLUTION NO. 2003 - **48**, to provide the Pima County Sheriff's Department Traffic Safety Program, Governor's Office of Highway Safety Grant, Traffic Safety Program Grant Fund, contract amount \$49,850.00 revenue (02-11-G-132004-1202) Sheriff

\* \* \*

B. Our Town Family Center, Inc., Amendment No. 1, to provide workforce development services and amend scope of work, YO and WIA Grant Funds, contract amount \$22,901.00 (11-39-O-130837-0602) Community Services

B-1. Community Home Repair Projects of Arizona, Inc., Amendment No. 1, to provide for the Flowing Wells Collaborative Home Repair Program and extend contract term to 4/30/03, CDBG Grant Fund, no cost (11-39-C-130083-1101) Community Services

B-2. Moisture Prevention Systems, Inc., Amendment No. 4, to provide roofing services, CDBG Grant Fund, contract amount \$100,000.00 (11-39-M-126737-0899) Community Services

C. Crown Atlantic Co., L.L.C., Amendment No. 2, to provide a license agreement for a communication tower at the Nanini Northwest Governmental Center and extend contract term to 2/8/08, General Fund, contract amount \$51,840.00 revenue (12-13-M-132008-0293) Facilities Management

D. El Dorado Medical Center, L.L.C., Amendment No. 3, to provide hospital services, extend contract term to 1/31/04 and amend contractual language, PHCS Enterprise Fund, contract amount \$500,000.00 (18-06-E-128095-0900) Pima Health System

- D-1. Catalina-In-Home Services, Inc., Amendment No. 4, to provide home health care services and amend contractual language, PHCS Enterprise Fund, contract amount \$70,000.00 (11-15-C-128172-0800) Pima Health System
- D-2. Vistacare, U.S.A., Amendment No. 1, to provide hospice services, extend contract term to 3/31/04 and amend contractual language, PHCS Enterprise Fund, no cost (18-15-V-128904-0501) Pima Health System
- D-3. Marana Community Health Center, Amendment No. 2, to provide primary care physician and radiology services and amend contractual language, PHCS Enterprise Fund, no cost (18-15-M-130059-1201) Pima Health System
- D-4. NorthStar Neurology, to provide neurology services, PHCS Enterprise Fund, contract amount not to exceed \$75,000.00 (18-15-N-132009-0303) Pima Health System
- E. Alpha Engineering, Inc., Amendment No. 1, to provide miscellaneous engineering and design services/conveyance design services and extend contract term to 8/11/03, Wastewater Management Operating Fund, no cost (16-03-A-130590-0202) Wastewater Management
- E-1. CDM Engineers and Constructors, Inc., Amendment No. 6, to provide final settlement for consultant services for the Roger Road WWTP Headworks Odor Control Project and extend contract term to 3/30/03, Wastewater Management Operating Fund, contract amount \$181,850.82 (03-03-C-127069-1199) Wastewater Management

Without objection removed from consent calendar

2. PROCUREMENT

IFB 710 Ethernet Addressable H2S/LEL Monitors (Wastewater Management/WWM Operating Fund) Cal-Bay Systems, Inc., (Corporate Headquarters: San Rafael, CA) \$126,244.80 including sales tax.

3. DIVISION OF ELECTIONS

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

<u>APPOINTMENT</u>	<u>PRECINCT</u>	<u>PARTY</u>
Von Rago, V. Lillian	299	DEM
Lavendar, Judith S.	365	DEM

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

- A. James Wood for Alzheimer's Association at the Hacienda del Sol Guest Ranch, 5601 N. Hacienda del Sol Road, April 6, 2003.
- B. April Bourie for Tohono Chul Park, Inc., at Tohono Chul Park, 7366 N. Paseo del Norte, April 6, 2003.

5. RECORDER

Pursuant to Resolution No. 1993-200, ratification of the Document Storage and Retrieval Fund for the month of January, 2003.

**PUBLIC WORKS**

6. REAL PROPERTY

A. Rejection of Land Strips

RESOLUTION NO. 2003 - **49**, rejecting all rights-of-way or public easements for roads offered to Pima County by William D. and Jeanne N. Reador, recorded in Docket 9261, Page 505. (District 3)

B. Ratification of Utility Easements

Ratification of the following utility easements authorized by Resolution No. 1979-48:

<u>Easement Type</u>	<u>Utility Company</u>	<u>Facility Served</u>	<u>Signature Date</u>	<u>Docket/ Page</u>
Water	Metropolitan Domestic Water Improvement District	YMCA Pima Comm. Ctr.	11/29/01	11685/9
Water	Metropolitan Domestic Water Improvement District	YMCA Pima Comm. Ctr.	01/24/02	11722/480
Electric	TEP	Sheriff's Evidence and Storage Facility	02/14/02	11737/5
Utility	TEP	YMCA NW Campus	02/20/02	11740/835
Utility	TEP	Kino Svc. Ctr. Teen One Stop Center	05/08/02	11795/201
Utility	TEP	YMCA Maintenance Building	05/08/02	11795/216
Tele-communications	Qwest	Marana Wastewater Package Plant	06/25/02	11828/165
Electric	TEP	Pima County County Jail	08/07/02	11858/246 9
Utility	TEP	Green Valley Wastewater Treatment Facility	09/24/02	11891/170 0
Electric	TEP	Pegler Wash Park	12/03/02	11938/232 9
Electric	TEP	Randolph Wastewater Reclamation	12/30/02	11956/360 3

7. RATIFY AND/OR APPROVE

Minutes: January 14, 2003