AGENDA, BOARD OF SUPERVISORS' MEETING

BOARD OF SUPERVISORS HEARING ROOM

130 W. CONGRESS, 1ST FLOOR

DECEMBER 9, 2003  9:00 A.M.

1. ROLL CALL

2. INVOCATION

3. PLEDGE OF ALLEGIANCE

4. PAUSE 4 PAWS

5. PRESENTATION

   Presentation to the Board of Supervisors from Barbara LaWall, Pima County Attorney, to express appreciation.

... EXECUTIVE SESSIONS

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

A. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding an Ordinance of the Board of Supervisors of Pima County, relating to zoning; amending the Pima County Code by adding Neighborhood Assisted Living Center to Chapter 18.14 (General Definitions); and adding Neighborhood Assisted Living Center as a permitted or conditional use to Chapter 18.13 (Rural Homestead Zone; Chapter 18.14 (Rural Residential Zone); Chapter 18.17 (Suburban Ranch Zone); Chapter 18.18 (Suburban Ranch Estates Zone); and Chapter 18.21 (Single Family Residence Zone).

B. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding applications for Redemption of the Waivers of Tax Exemptions.
BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

FLOOD CONTROL DISTRICT BOARD

A. Gift Deed

Gift Deed from Irene Kislowski, for 3.37 acres of real property in Diamond Bell Ranch, Tax Parcel Nos. 301-64-0970, 301-64-0980, 301-64-1550, and 301-64-1560, in Section 1, T17S, R10E. No Cost. (District 3)

B. Hydro/Meso Riparian Habitat Mitigation Plan

Staff requests approval of the Hydro/Meso Riparian Habitat Mitigation Plan to construct an addition, garage and relocate the existing driveway on property at 2010 N. Forty-Niner Drive. (District 4)

C. Condemnation

RESOLUTION NO. 2003-FC_8_, of the Pima County Flood Control District, authorizing the Pima County Attorney to condemn for real property interest where necessary for public purposes in Section 1, T13S, R12E, G&SRM, Pima County, Arizona. (Districts 3 and 5)

D. Agreements, Contracts and/or Amendments

1. RESOLUTION NO. 2003-FC_9_, approving an Intergovernmental Agreement with the U.S. Department of the Interior, Bureau of Land Management, to provide for the restoration of native plant communities to Cienega Creek Bottom Lands on the Empirita Ranch portion of Cienega Creek Natural Preserve, BLM Grant Fund, contract amount $41,500.00, revenue, Flood Control Levy Fund, contract amount $59,700.00 (01-59-U-133521-1203)
2. Robert D. Woodell, to provide an exchange agreement, quit claim deed and warranty deed for the Pantano Wash Bank Protection and Riverpark Project, Flood Control Levy Bond Funds, contract amount not to exceed $2,000.00 for closing cost (11-64-W-133504-1203) Real Property

3. BKW Farms, to provide a temporary construction easement needed for the Lower Santa Cruz River Levee Project, Flood Control Levy Fund, contract amount not to exceed $2,900.00 for closing cost (11-64-B-133512-1203) Real Property

... KINO COMMUNITY HOSPITAL GOVERNING BOARD

Agreements, Contracts and/or Amendments

A. Douglas C. Trego, M.D., Amendment No. 5, to provide cytotechnologist services and extend contract term to 12/31/04, PHCS Enterprise Fund, contract amount $30,000.00 (07-06-T-127154-0200)

B. Mobile Medical Staffing, L.L.C., Amendment No. 1, to provide traveling nurse staffing services and amend contractual language, no cost (18-06-M-133111-0903)

C. Access Nurses, Inc., Amendment No. 1, to provide temporary traveling nurse staffing services and amend contractual language, no cost (18-06-A-133113-0903)

... LIBRARY DISTRICT BOARD

Agreement, Contract and/or Amendment

MER-MEL Investments, Inc., Amendment No. 3, to provide a lease for the Ajo Library and extend contract term to 5/31/04, Library District Fund, contract amount $154,310.00 (04-13-M-121509-0696) Facilities Management
BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

6. **CONSENT CALENDAR:** For consideration and approval

   A. Call to the Public

   B. Approval of Consent Calendar

7. **COUNTY ADMINISTRATOR**

   Report from the Pima County Bond Advisory Committee with recommendations for a May 18, 2004 County Bond Election. Discussion/Direction/Action.

8. **ASSESSOR — REQUEST FOR REDEMPTION OF WAIVER OF EXEMPTION**

   Pursuant to A.R.S. §42-11153(B), the Assessor has received 673 applications for Redemption of the Waivers of Tax Exemptions for the year 2002. The Assessor has determined that all of the applications qualify for exemption under the applicable statutes. Staff requests the Board of Supervisors redeem the Waivers of Tax Exemptions as recommended by the Assessor.

9. **PROCUREMENT**

   A. **Award of Contracts - Facilities Management**

      1. **Posada Del Sol Health Care Center ADA Modifications.** Staff recommends Sandpiper Construction, Inc. (Corporate Headquarters: Tucson, AZ) in the amount of $188,432.00 for Base Bid and Alternate No. 1, Capital Improvement Bond Fund.

      2. **Kino Community Hospital 5th Floor North Wing Improvements.** Staff recommends Ardavin Builders, Inc. (Corporate Headquarters: Tempe, AZ) in the amount of $419,612.00 for Base Bid and Alternate Nos. 2 and 3, Capital Improvement Bond Fund.
B. **Award of Contract - Wastewater Management**

Design and Engineering Services for the Sahuarita Landfill Expansion Project. Staff recommends SCS Engineers, Inc. (Corporate Headquarters: Long Beach, CA), in an amount not to exceed $350,000.00. In the event that staff cannot successfully negotiate a contract with SCS Engineers, the recommendation is to enter into negotiations with the second ranked firm, Bryan A. Stirrat and Associates, Corporate Headquarters: Diamond Bar, CA) Capital Improvement Bond Fund.

C. **Revision to Award of Contract - Wastewater Management**

Supervisory Control and Data Acquisition Utility Pole Installation Project. Staff recommends a decrease in amount of $30,000.00 for the award to Mountain Power Electrical Contractors, Inc. (Corporate Headquarters: Tucson, AZ) decreased award amount not to exceed $90,000.00, WWM Enterprise Fund.

**PUBLIC WORKS**

**TRANSPORTATION**

10. **ACCEPTANCE OF PROJECT/ROADWAY FOR MAINTENANCE**


* * * HEARINGS * * *

**HEALTH DEPARTMENT**

11. **ORDINANCE NO. 2003 - 117**, of the Board of Supervisors of Pima County, Arizona, establishing fees for Family Planning Services provided by the Health Department Family Planning Program.
PUBLIC WORKS

DEVELOPMENT SERVICES

UNFINISHED BUSINESS

ZONING CODE TEXT AMENDMENT

(RM 11/4/03)

12. Co8-02-06, NEIGHBORHOOD ASSISTED LIVING CENTER
   (CHAPTER 18.03, 18.13, 18.14, 18.17, 18.18, 18.21)
An ordinance of the Board of Supervisors of Pima County, Arizona; relating to zoning; by amending
the Pima County Code by adding neighborhood assisted living center to Chapter 18.03 (General Definitions); and adding neighborhood assisted living center as a permitted or conditional use to
Chapter 18.13 (Rural Homestead Zone); Chapter 18.14 (Rural Residential Zone); Chapter 18.17 (Suburban Ranch Zone); 18.18 (Suburban Ranch Estates Zone); and Chapter 18.21 (Single Family Residence Zone).
On motion, the Planning and Zoning Commission voted 6-0, (Commissioners Membrila, Paulos and RedDog were absent) to recommend DENIAL. Staff recommends APPROVAL. (All Districts)

If approved, pass and adopt:

ORDINANCE NO. 2003 - 100

NEW BUSINESS

COMPREHENSIVE PLAN AMENDMENTS

13. Co7-03-01, PIMA COUNTY – CAMINO DOROTEA ALIGNMENT PLAN AMENDMENT
Request of Pima County, to amend the Comprehensive Plan from Resource Transition (RT), Low Intensity Urban-0.3 (LIU-0.3) and Low Intensity Urban-0.5 (LIU-0.5) to Medium Intensity Urban (MIU), for approximately 332 acres located south of the Camino Dorotea alignment and north of the Voyager Road alignment, approximately 1.5 miles west of Old Spanish Trail in Sections 27 and 28, T15S, R16E in the Rincon Southeast/Santa Rita Subregion. On motion, the Planning and Zoning Commission voted 5-0 (Commissioner Membrila abstained; Commissioners Gungle, Paulos and RedDog were absent) to recommend DENIAL. Staff recommends APPROVAL WITH SPECIAL AREA POLICIES. (District 4)

Denied 4/0

Without objection, removed from the agenda
14. Co7-03-03, PIMA COUNTY – INTERSTATE 10 PLAN AMENDMENT
Request of Pima County, to amend the Pima County Comprehensive Plan from Low Intensity Urban 0.3 (LIU 0.3) to Resource Transition (RT). The subject property is approximately 221 acres and is located west of Interstate 10, to the north and south of Avra Valley Road in the Northwest Subregion. On motion, the Planning and Zoning Commission voted 6-0 (Commissioners Membrila, Poulos and RedDog were absent) to recommend APPROVAL. Staff recommends APPROVAL. (District 3)

15. Co7-03-06, KHAN – W. LA CRESTA ROAD PLAN AMENDMENT
Request of Rashid & Katherine Khan, represented by Shazia Krause, to amend the Pima County Comprehensive Plan from Low Intensity Urban 0.3 (LIU 0.3) and Resource Transition (RT) to Low Intensity Urban 1.2 (LIU 1.2). The subject property is approximately 4 acres and is located north of W. La Cresta Road and west of N. La Cholla Boulevard in the Northwest Subregion. On motion, the Planning and Zoning Commission voted 5-1 (Commissioner Spendiarian voted NAY; Commissioners Membrila, Poulos and RedDog were absent) to recommend DENIAL. Staff recommends DENIAL. (District 3)

16. Co7-03-13, APEX MICROTECHNOLOGY CORP. – SHANNON ROAD PLAN AMENDMENT
Request of Apex Microtechnology Corp., represented by Laidlaw Consulting, L.L.C., to amend the Pima County Comprehensive Plan from Urban Industrial (I) to Medium Intensity Urban (MIU). The subject property is approximately 21.5 acres and is located on the southeast corner of Shannon Road and Rudasill Road in the Northwest Subregion. On motion, the Planning and Zoning Commission voted 6-0 (Commissioners Membrila, Poulos and RedDog were absent) to recommend APPROVAL. Staff recommends APPROVAL. (District 3)
17. **Co7-03-14, FIDELITY NATIONAL TITLE TR 30,156 - E. VALENCIA ROAD PLAN AMENDMENT**
Request of Fidelity National Title TR 30,156, represented by The Planning Center, to amend the Pima County Comprehensive Plan from High Intensity Urban (HIU) to Neighborhood Activity Center (NAC). The subject property is approximately 20.64 acres located southeast of E. Valencia Road and Swan Road, and southwest of Interstate 10, in the Rincon Southeast/Santa Rita Subregion. On motion, the Planning and Zoning Commission voted 6-0 (Commissioners Membrila, Poulos and RedDog were absent) to recommend **APPROVAL**. Staff recommends **APPROVAL**. (District 2)

18. **STREET NAME CHANGES - Unadvertised Hearings**

<table>
<thead>
<tr>
<th>Present</th>
<th>Proposed</th>
</tr>
</thead>
<tbody>
<tr>
<td>A. Unnamed easement/road</td>
<td>Taurus Place</td>
</tr>
<tr>
<td>Co14-02-056</td>
<td>(District 4)</td>
</tr>
<tr>
<td>B. Unnamed easement/road</td>
<td>Pegasus Run Court</td>
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<tr>
<td>Co14-02-057</td>
<td>(District 4)</td>
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</tbody>
</table>

19. **CALL TO THE PUBLIC**

20. **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:** 12/3/03

**TIME POSTED:** 5:00 P.M.
CONSENT CALENDAR, DECEMBER 9, 2003

1. PROCUREMENT AGREEMENTS, CONTRACTS AND/OR AMENDMENTS

THE FOLLOWING ITEM MAY PRESENT A POTENTIAL CONFLICT OF INTEREST FOR SUPERVISOR CARROLL.

A. Lovitt and Touche, Inc., Amendment No. 3, to provide insurance broker and consultant services and extend contract term to 9/30/04, Self Insurance Trust Fund, contract amount $93,500.00 (07-52-L-128294-1000) Risk Management
CONSENT CALENDAR, DECEMBER 9, 2003

1. PROCUREMENT AGREEMENTS, CONTRACTS AND/OR AMENDMENTS

B. RESOLUTION NO. 2003 - 282, approving an Intergovernmental Agreement with the Town of Sahuarita, to facilitate the review and update of the Emergency Operations Plan, FEMA Grant Fund, contract amount not to exceed $10,000.00 (01-01-S-133513-1203) Health Department

B-1. RESOLUTION NO. 2003 - 283, approving an Intergovernmental Agreement with the City of South Tucson, to facilitate the review and update of the Emergency Operations Plan, FEMA Grant Fund, contract amount not to exceed $10,000.00 (01-01-S-133548-1203) Health Department

* * *

C. Earl Kai Chann Associates, Ltd., Amendment No. 2, to provide as-needed architectural services for category 089 - rehabilitation, extend contract term to 7/1/04 and amend scope of work, General Fund, no cost (15-13-E-130253-1201) Facilities Management

D. Arizona Department of Health Services, Amendment No. 3, to provide for the development and enhancement of a bio-terrorism response, extend contract term to 8/30/04 and amend scope of work, Preparedness and Response for Bio-Terrorism Grant Fund, contract amount $1,008,000.00 revenue (01-01-A-130645-0402) Health Department

E. Amendment No. 1, to provide ambulance transportation services, extend contract term to 8/31/04 and amend rate schedule for the following, General Fund, Institutional Health:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Contract No.</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rural/Metro Corp., Inc</td>
<td>07-65-R-131709-1002</td>
<td>$50,000.00</td>
</tr>
<tr>
<td>Southwest Ambulance of Tucson, Inc. d.b.a. Kord's Southwest</td>
<td>07-65-S-131710-1002</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

Without objection removed from the agenda
F. Castro Engineering Corp., Amendment No. 5, to provide civil engineering services for the Southeast Regional Park Shooting Range Phase I Project and extend contract term to 6/30/04, Capital Improvement Bond Fund, no cost (16-05-D-128349-1000) Natural Resources, Parks and Recreation

G. To provide non-emergency transportation services, PHCS Enterprise Fund, contract amounts not to exceed amounts listed for the following, Pima Health System:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Contract Number</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>Safe Ride Services, Inc.</td>
<td>11-15-S-133552-1203</td>
<td>$200,000.00</td>
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<tr>
<td>AAA Cab Service</td>
<td>11-15-A-133553-1203</td>
<td>$100,000.00</td>
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<tr>
<td>American Pony Express, Inc.</td>
<td>11-15-A-133554-1203</td>
<td>$400,000.00</td>
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<tr>
<td>A and K Transportation Co., Inc. d.b.a. Handi Car</td>
<td>11-15-A-133555-1203</td>
<td>$400,000.00</td>
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<td>Kord's Metro Services, Inc.</td>
<td>11-15-K-133556-1203</td>
<td>$200,000.00</td>
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</table>

G-1. Bayada Nurses, Amendment No. 6, to provide homecare services and amend contractual language, PHCS Enterprise Fund, contract amount $1,000,000.00 (11-15-B-128170-0800) Pima Health System


G-3. The Aleph Center, P.L.L.C., Amendment No. 2, to provide psychiatry services and amend contractual language, PHCS Enterprise Fund, contract amount $150,000.00 (18-15-K-131477-1002) Pima Health System

G-4. Enza Piazza, d.b.a. Enza's Adult Care Home, to provide assisted living home services, PHCS Enterprise Fund, contract amount not to exceed $140,000.00 (11-15-E-133518-1003) Pima Health System

H. To provide master copier maintenance services and extend contract term to 12/15/04, for the following, Procurement:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Contract Number</th>
<th>Amount</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hughes-Calihan, Corp.</td>
<td>10-26-H-128569-1200</td>
<td>$10,000.00</td>
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<td>Kachina Business, Solutions, L.L.C.</td>
<td>10-26-K-128697-1200</td>
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<td>Xerox Corporation, Solutions</td>
<td>10-26-X-128598-1200</td>
<td>$150,000.00</td>
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<td>IKON Office, Solutions</td>
<td>10-26-I-128568-1200</td>
<td>$130,000.00</td>
<td>4</td>
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I. Joseph J. and Mildred C. Maleske, to provide an acquisition agreement for a 1,500 sq. ft. temporary construction easement, 5,498 sq. ft. permanent drainage easement and a 23,657 sq. ft. right-of-way, located at 6011 N. La Cholla Boulevard, Tax Parcel No. 101-09-0200, Transportation Bond Fund, contract amount $107,162.00 including closing costs (22-64-M-133503-1203) Real Property

I-1. Continental Road 2, L.L.C., to provide an acquisition agreement for 1.12 acres of vacant land needed for the I-19 Southbound Frontage Road at Continental Road, Tax Parcel Nos. 304-26-025R and 304-26-025V, Transportation Bond Fund, contract amount not to exceed $384,000.00 including closing costs (22-64-C-133517-1203) Real Property

2. PROCUREMENT

IFB - 80049 Sewer parts and accessories, (Wastewater Management/WWM Operating Fund) Sreco-Flexible (Corporate Headquarters: Marina Del Rey, CA) in the amount of $344,529.15 including sales tax.
3. **DIVISION OF ELECTIONS**

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

<table>
<thead>
<tr>
<th>APPOINTMENT</th>
<th>PRECINCT</th>
<th>PARTY</th>
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<tbody>
<tr>
<td>Kline, Gay V.</td>
<td>039</td>
<td>REP</td>
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<td>Silva-Stump, Richard</td>
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<td>Maxwell, Edgar E.</td>
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<td>Weizenbaum, Joseph S.</td>
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<td>Douglas, Kristen</td>
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<td>Olander, Michaelina C.</td>
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<td>Clodfelter, Todd</td>
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<tr>
<td>James, Laylin K.</td>
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<td>Tobin, Saul</td>
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<td>Tobin, Susan R.</td>
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<td>DEM</td>
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<tr>
<td>Shafer, Michael S.</td>
<td>370</td>
<td>DEM</td>
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</table>

**JUSTICE AND LAW ENFORCEMENT**

4. **APPOINTMENT OF SMALL CLAIMS HEARING OFFICERS**

Appointments of Small Claims Hearing Officers for the Consolidated Justice Courts for CY 2004:

- Michael Barrios
- Bill Beards
- Barbara Ann Behrens
- Ben E. Davis
- Michael Figueroa
- John H. Hall
- Michael Hellon
- Bruce Kurth
- Craig Molloy
- Mary Lou Moore
- Alfonso G. Ramirez
- James A. Rendon
- Frances Shaughnessy
- Karen Shields
- Sandra S. Sillik
- Ronald Swanson

**PUBLIC WORKS**

5. **REAL PROPERTY**

Amendment to Franchise

Amendment to Franchise for Southern Pacific Pipe Lines Partnership, L.P., to change name to SFPP, Limited Partnership, pursuant to the current franchise granted January 17, 1989 by Resolution No. 1989-10. (All Districts)
WASTEWATER MANAGEMENT DEPARTMENT

6. **BILLS OF SALE**


J. G-2001-129, Walgreens at River Center Public Sewer Relocation. Owner: River Center Pads II, L.L.C.


L. G-2001-005, Canoa Northwest, Phase IV, Lots 257-328. Owner: Sears Canoa Northwest, L.L.C.

N. G-2001-039, Rincon Trails Outfall Sewer, Phase III, Voyager Road to Garigans Gulch Road. Owner: P.B. Trading Company, Inc.


P. G-2002-084, the Home Depot Public Sewer Relocation (Pantano Interceptor). Owner: October 23rd Group, L.L.C.


7. RATIFY AND/OR APPROVE

Minutes: October 14, 2003