

**AGENDA, BOARD OF SUPERVISORS' MEETING**

**BOARD OF SUPERVISORS HEARING ROOM**

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

**FEBRUARY 3, 2004 9:00 A.M.**

1. **ROLL CALL**

2. **INVOCATION**

3. **PLEDGE OF ALLEGIANCE**

4. **PAUSE 4 PAWS**

... **EXECUTIVE SESSIONS**

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

Pursuant to A.R.S. §38-431.03 (A) (3) and (4), for legal advice and direction to seek approval of a tax appeal settlement recommendation in the following matters:

Plaza Del Sol Ltd., Tax Parcel No. 119-43-001A

Sonterra L.L.C., Tax Parcel Nos. 128-10-0700, 128-10-0720, 128-10-0730, 128-10-0740

Joesler Village L.L.C., Tax Parcel Nos. 108-18-003B, 108-18-7150, 108-18-716A

**BOARD OF SUPERVISORS SITTING AS OTHER BOARDS**

... **FLOOD CONTROL DISTRICT BOARD**

A. **HYDRO/MESO RIPARIAN HABITAT MITIGATION PLANS**

1. Staff requests approval of the Hydro/Meso Riparian Habitat Mitigation Plan, to construct a single family home

Accept County Attorney's recommendation 5/0

Approved 5/0

and haybarn on property located at 3029  
N. Elena Maria, La Cienega, Lot 19.  
(District 4)

- |   |                         |
|---|-------------------------|
| <p>2. Staff requests approval of the Hydro/Meso Riparian Habitat Mitigation Plan, to construct an addition and associated driveway on property located at 11850 E. Summer Trail. (District 4)</p>   | <p>Approved<br/>5/0</p> |
| <p>B. <u>AGREEMENTS, CONTRACTS AND/OR AMENDMENTS</u></p>  |                         |
| <p>1. CMG Drainage Engineering, Inc., Amendment No. 8, to provide Floodplain and Floodway Delineation Services for Rillito Creek and a portion of Pegler Wash and extend contract term to 12/31/04, Flood Control District Operating Fund, no cost (16-04-C-127113-0100)</p>  | <p>Approved<br/>5/0</p> |
| <p>2. David F. Van Gelder, to provide an acquisition agreement for a 2.35 acre parcel improved with a 2,358 square foot residence, pool, kennel and horse facilities, located at 15000 N. Lago del Oro Pkwy., Tax Parcel No. 222-35-0140, in accordance with the Catalina Emergency Floodplain Land Acquisition Program, Flood Control Capital Improvement Fund, contract amount not to exceed \$316,728.00 including closing costs (22-64-V-133784-0204)</p> | <p>Approved<br/>5/0</p> |
| <p>C. <u>RATIFICATION OF CHANGE ORDERS EXECUTED PURSUANT TO PIMA COUNTY CODE SECTION 11.16.010(C)(2)</u></p>  |                         |
| <p>1. Asphalt Services of Arizona, Change Order No. 1, to provide for the Green Valley Drainageway No. 9 and adjust to final as-built quantities, Bond Fund, contract amount \$69,846.20 decrease (03-04-A-128958-0501)</p>   | <p>Approved<br/>5/0</p> |
| <p>2. Tonto Supply, Inc., Change Order No. 4, to provide for the Marana High Plains Effluent Recharge and adjust to final as-built quantities, Bond Fund,</p>   | <p>Approved<br/>5/0</p> |

contract amount \$6,971.88 decrease (03-04-T-128725-0201)

NOTES/ACTION

- |   |                         |
|---|-------------------------|
| <p>3. Granite Construction Company, Change Order No. 1, to provide for the Fairview Box Culvert and adjust to final as-built quantities, Bond Fund, contract amount \$103,098.33 decrease (03-04-G-130562-0302)</p> | <p>Approved<br/>5/0</p> |
| <p>4. Westpoint Contractors, Change Order No. 2, to provide for the Rillito River Park and adjust to final as-built quantities, Bond Fund, contract amount \$10,537.57 decrease (03-04-W-128470-1100)</p>           | <p>Approved<br/>5/0</p> |

... **KINO COMMUNITY HOSPITAL GOVERNING BOARD**

A. **AGREEMENTS, CONTRACTS AND/OR AMENDMENTS**

- |   |                         |
|---|-------------------------|
| <p>1. Southwest Ambulance of Tucson, Amendment No. 5, to provide ambulance transportation services and adjust rate schedule, PHCS Enterprise Fund, no cost (11-06-S-128736-0401)</p>  | <p>Approved<br/>5/0</p> |
| <p>2. Maxim Healthcare, Amendment No. 4, to provide nursing supplemental staffing agreement, PHCS Enterprise Fund, contract amount \$100,000.00 (07-06-M-129584-0701)</p>   | <p>Approved<br/>5/0</p> |
| <p>3. Integrated Practice Solutions, Inc., Amendment No. 2, to provide billing, collections and consulting services for the Kino Dental Clinic and extend contract term to 2/29/04, PHCS Enterprise Fund, contract amount \$24,000.00 (07-06-I-131967-0103)</p> | <p>Approved<br/>5/0</p> |

B. **MINUTES**

<p>Approval of the Kino Community Hospital Advisory Board Minutes of December 5, 2003.</p>	<p>Approved 5/0</p>
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**BOARD OF SUPERVISORS SITTING IN REGULAR SESSION**

NOTES/ACTION

5. CONSENT CALENDAR: For consideration and approval

A. Call to the Public

B. Approval of Consent Calendar

Approved  
5/0

6. COUNTY ADMINISTRATOR

UNFINISHED BUSINESS  
(RM 1/20/04)

A. Justice Precinct Nos. 7, 9 and 10 - Vacant Offices

Staff recommends consideration of the vacant offices in Justice Precinct Nos. 7, 9 and 10, and requests direction on conducting an application process for the offices to be filled by Board appointment.

Positions to be filled by voters  
5/0

\* \* \*

B. Ratification of prior approval of:

Call for a May 18, 2004 Special Bond Election:

Approved  
4/1

RESOLUTION NO. 2004 - 18, ordering and calling a Special Bond Election to be held in and for Pima County, Arizona, on May 18, 2004, to submit to the qualified electors thereof questions on authorizing the issuance and sale of \$582,250,000.00 principal amount of General Obligation Bonds of Pima County, Arizona, and \$150,000,000.00 principal amount of Sewer Revenue Bonds of Pima County, Arizona; providing for and giving notice of the Special Bond Election, and declaring an emergency.

7. PROCUREMENT

A. Award of Contracts - Information Services

1. Laser Printers. Staff recommends Ikon Office Solutions, (Corporate Headquarters: Phoenix, AZ) contract amount \$189,324.03. Utilization of the cooperative purchasing agreement with Mojave Educational Services Cooperative.

Approved  
5/0

NOTES/ACTION

2. Phase II of IGB Network Upgrade. Staff recommends IBM (Corporate Headquarters: Dallas, TX) contract amount not to exceed \$562,631.70. Utilization of the Western States Contracting Alliance (WSCA/IBM Agreement No. AR-1474)

Approved  
5/0



B. Award of Contract - Graphic Services

Networked Digital Copiers/Printers. Staff recommends Ikon Office Solutions (Corporate Headquarters: Phoenix, AZ) contract amount \$280,184.98. Utilization of the cooperative purchasing agreement with Mojave Educational Services Cooperative.

Approved  
5/0

8. INDUSTRIAL DEVELOPMENT AUTHORITYUNFINISHED BUSINESS

(RM 1/20/04)

RESOLUTION NO. 2004 - 15, relating to Industrial Development and the Single Family Mortgage Revenue Bond Program of 2004 of the Industrial Development Authority of the County of Pima; approving standards and requirements related thereto; approving a general plan related thereto; approving program documents; and authorizing and approving the issuance of not to exceed \$100,000,000.00 of the Industrial Development Authority of the County of Pima, Single Family Mortgage Revenue Refunding Bonds, Series 2004A in one or more series or issues in an aggregate principal amount not to exceed \$100,000,000.00; and declaring an emergency.

Approved  
3/2

NEW BUSINESS9. COMMUNITY SERVICES

RESOLUTION NO. 2004 - 22, of the Board of Supervisors authorizing the submission of an application(s) of Pima County for State Housing Funds (which may include federal funding through the Home Investment Partnership Program or State Housing Funds), certifying that said application(s) meets the community's housing and community development needs and the requirements of the State Housing Programs, and authorizing all actions necessary to implement and complete the activities outlined in said application.

Approved  
5/0

**PUBLIC WORKS**

**DEVELOPMENT SERVICES**

**UNFINISHED BUSINESS**

(RM 1/13/04)

10. **FINAL PLAT WITH ASSURANCES**

P1201-028, Co9-01-07, Ventana Heights, Lots 1-13 and Common Areas A-B. (District 1)

Approved  
5/0

**NEW BUSINESS**

**TRANSPORTATION**

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

P1202-060, Whisper Ranch, Lots 1-46. Developer: Sombra Homes. (District 4)

Approved  
5/0

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

**FRANCHISES/LICENSES/PERMITS**

**LIQUOR LICENSE**

12. 03-52-8729, David Paul Schneider, d.b.a The Lodge at Ventana Canyon, 6200 N. Clubhouse Lane, Tucson, Series 11, Hotel/Motel License, New License.

Approved  
5/0

**EXTENSIONS OF PREMISES/PATIO PERMITS**

13. David James Williamson, d.b.a. Canoa Ranch Golf Club, 5800 S. Camino Del Sol, Green Valley, Permanent Extension of Premises Permit.

Approved  
5/0

\*(**CLERK'S NOTE**: See Pima County Zoning Inspector's Report.)

\*14. James C. Counts, d.b.a. Nimbus Brewing Co., 3850 E. 44th Street, Tucson, Permanent Extension of Premises Permit for Parking Lot Area only.

Approved  
5/0

NOTES/ACTION

15. James C. Counts, d.b.a. Nimbus Brewing Co., 3850  
E. 44th Street, Tucson, Permanent Extension of  
Premises Permit for Exterior Loading Dock only.

Approved  
5/0

**PUBLIC WORKS****DEVELOPMENT SERVICES**16. STREET NAME CHANGE - Unadvertised HearingPresentProposed

Unnamed easement/road  
Co14-00-071  
(District 4)

Coopers Hawk Road

Approved  
5/0

**WASTEWATER MANAGEMENT**17. 2003-2004 FINANCIAL PLAN

A. The Wastewater Management Advisory Committee recommends, and staff supports, approval of Alternate D of the 2003-2004 Financial Plan.

Continued  
to 3/2  
5/0

B. Sanitary Sewer Construction, Connections and Fees

ORDINANCE NO. 2004 - 10, of the Board of Supervisors of Pima County, Arizona; relating to wastewater; amending Pima County Code, Title 13, Chapter 20, Sanitary Sewer Construction, Connections and Fees; revising ordinance definitions; adding Section 13.20.026 to clarify procedures for expansion and/or extension of the public sanitary sewerage system; amending procedures for construction or modification of public sanitary sewerage facilities; adding Section 13.20.035 to clarify procedures for consideration of private sanitary sewage conveyance system; amending requirements for connection to the public sanitary sewerage system; adding Section 13.20.045 to clarify criteria for connection fees; amending connection fee rates; establishing effective date for implementation of connection fee rates; amending requirements for rebates for collection or conveyance system

Continued  
to 3/2  
5/0

improvements; establishing requirements for rebates for treatment facility improvements.

C. Sanitary Sewer User Fees

ORDINANCE NO. 2004 - 11, of the Board of Supervisors of Pima County, Arizona; relating to wastewater; amending Pima County Code, Title 13, Chapter 24, Sanitary Sewer User Fees; revising ordinance definitions; amending fee calculation; establishing a charge to create funding for future emergency circumstances; establishing and funding an enhanced rehabilitation program; amending rate schedule; amending rate schedule table.

Continued  
to 3/2  
5/0

D. Staff recommends implementation of a long range cost equity study to analyze and evaluate the system of rates and charges, review the high strength user fee charges and categories, benchmark revenues and expenditures against other similar communities and recommend additional revenue and expenditure requirements based on the analysis.

Approved  
5/0

E. Staff recommends approval of a revised 2003-04 Department budget with a reduction of O&M expenditures from \$50.5 to \$44.3 million.

Approved  
5/0

18. CALL TO THE PUBLIC

19. 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.

NOTES/ACTION

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

DATE POSTED: 1/28/04

TIME POSTED: 5:00 P.M.

CONSENT CALENDAR, FEBRUARY 3, 2004

1. PROCUREMENT

AGREEMENTS, CONTRACTS AND/OR AMENDMENTS

- A-1. City Of Tucson, Amendment No. 2, to provide affordable housing home investment partnership, HUD Home Fund, contract amount \$808,374.00 revenue (01-39-T-129811-0601) Community Services
- A-2. Arizona Department of Economic Security Community Services Administration, Amendment No. 8, to provide case management and emergency services, State CSA Fund, contract amount \$334,977.00 revenue (01-39-A-129382-0701) Community Services
- A-3. Arizona Department of Economic Security, Amendment No. 4, to provide workforce development services and revise Pima County's Career Preparation Services location, State Grant Fund, no cost (11-39-A-130213-1001) Community Services
- A-4. Arizona Department of Economic Security, Amendment No. 2, to provide training and education services and extend contract term to 2/29/04, State Grant Fund, no cost (01-39-A-130713-0502) Community Services
- A-5. Travelers Aid Society of Tucson, Inc., Amendment No. 1, to provide transitional housing assistance, case management and workforce development services to homeless veterans and amend work statement, HUD-SHP, DOL-HVRP, HUD-ESG Grant and General Funds, contract amount \$40,250.00 (07-39-T-132776-0703) Community Services
- B-1. Corona Sierra, Inc., Amendment No. 12, to provide for the Pima County Superior Court Improvements, first and third floor and extend contract term to 3/1/04, 1997 Bond Fund, contract amount \$52,991.00 (03-13-C-129131-0501) Facilities Management



- B-2. American Fire Equipment Sales and Service Corporation, Amendment No. 1, to provide for the Ina Road WWTP Powerhouse Fire Suppression/Fire Alarm Upgrades and correct language, WWM Enterprise Fund, no cost (03-13-A-133338-0903) Facilities Management
- C-1. Arizona Health Care Cost Containment System, to provide medically necessary pregnancy terminations, Federal Fund, no cost (18-15-A-133800-1003) Pima Health System
- C-2. Arizona Health Care Cost Containment System, to provide medically necessary pregnancy terminations, Federal Fund, no cost (18-15-A-133801-1003) Pima Health System
- C-3. Lantana Home and Community Services, Amendment No. 6, to provide behavioral health services and amend contractual language, PHCS Enterprise Fund, no cost (11-15-L-129782-1001) Pima Health System
- C-4. Tetra Corporation, Amendment No. 1, to provide sheltered employment services and amend contractual language, PHCS Enterprise Fund, no cost (07-15-T-132675-0703) Pima Health System
- C-5. Lutheran Social Ministry of the Southwest, d.b.a. Daybreak Adult Daycare, Amendment No. 1, to provide adult day health care services and amend contractual language, PHCS Enterprise Fund, no cost (07-15-D-133149-1003) Pima Health System
- C-6. Rural/Metro Corporation (Pima), Amendment No. 3, to provide non-emergency ambulance transportation services and amend scope of work, PHCS Enterprise Fund, no cost (11-15-R-128663-0301) Pima Health System
- C-7. Northwest Hospital, Amendment No. 5, to provide hospital services, extend contract term to 1/31/05 and amend reimbursement

schedule, PHCS Enterprise Fund, contract  
amount \$4,000,000.00 (18-15-N-128622-0201)  
Pima Health System

- C-8. La Frontera Center, Inc., Amendment No. 1, to provide outpatient and residential behavioral health services and amend contractual language, PHCS Enterprise Fund, no cost (07-15-L-130542-0502) Pima Health System
- C-9. Southwest Ambulance of Tucson, Inc., Amendment No. 4, to provide non-emergency ambulance transportation services and amend contractual language, PHCS Enterprise Fund, no cost (11-15-S-128664-0301) Pima Health System
- C-10 New Horizons Adult Care, Amendment No. 3, to provide assisted living home services and amend contractual language, PHCS Enterprise Fund, no cost (11-15-N-129479-0801) Pima Health System
- D-1. Maricopa County Sheriff's Office, Amendment No. 1, to provide reimbursement of overtime for officers investigating clandestine methamphetamine laboratories and extend contract term to 12/31/05, BJA Federal Fund, revenue based on services (01-11-M-131356-0702) Sheriff
- D-2. Santa Cruz County Sheriff's Department, Amendment No. 3, to provide for participation in the Southwest Border Alliance and extend contract term to 3/31/04, H.I.D.T.A. X Grant Fund, contract amount \$30,000.00 (01-11-O-127263-1099) Sheriff
- D-3. Yuma County Sheriff's Department, Amendment No. 5, to provide for participation in the Southwest Border Alliance and extend contract term to 6/30/04, H.I.D.T.A. XI Grant Fund, no cost (01-11-O-128893-1000) Sheriff
- D-4. Yuma County Sheriff's Department, Amendment No. 3, to provide for participation in the Southwest Border Alliance and extend contract term to 6/30/04, H.I.D.T.A. XII

Grant Fund, no cost (01-11-Y-130623-1001)  
Sheriff

- D-5. Environmental Earthscapes, Inc., d.b.a. The Groundskeeper, Amendment No. 1, to provide vegetation management services and amend scope of work, Transportation Operating Fund, contract amount \$20,000.00 (03-04-E-133089-0803) Transportation
- D-6. Sturgeon Electric Company, Inc., Amendment No. 3, to provide as-needed electrical construction services and extend contract term to 8/4/04, Transportation Bond Fund, contract amount \$100,000.00 (03-04-S-130422-0202) Transportation

2. RATIFICATION OF CHANGE ORDERS EXECUTED PURSUANT TO PIMA COUNTY CODE SECTION 11.16.010(C)(2)

- A. Environmental Strategies, Inc., Change Order No. 1, to provide Kino Hospital sewage ejector repairs and amend scope of work, PHCS Enterprise Fund, contract amount \$7,972.00 (03-13-E-132898-0603) Facilities Management
- B. Barnett and Shore Contractors, Change Order No. 2, to provide for the demolition of structures on La Cholla Road and East 12th Street and close out contract, Capital Improvement Bond Fund, contract amount \$5,000.00 decrease (03-04-B-130347-0102) Transportation
- B-1. Pavex Corporation, Change Order No. 1, to provide for the Ajo Airport Safety Improvement Project and close out contract, Capital Improvement Fund, contract amount \$14,467.54 decrease (03-04-P-130976-0502) Transportation
- B-2. P.A.C.E. Electrical Construction, Inc., Change Order No. 1, to provide for the Drexel Road/ Palo Verde Road traffic signal installation and close out contract, Capital Improvement Bond Fund, contract amount \$33,211.51 decrease (03-04-P-130814-0402) Transportation

B-3. The Groundskeeper, Change Order No. 2, to provide annual landscape services and close out contract, Transportation Bond Fund, contract amount \$330,036.63 decrease (03-04-G-129565-0501) Transportation

B-4. Falcone Brothers, Inc., Change Order No. 1, to provide for the Kolb Road/Valencia Road Intersection Improvements and close out contract, Capital Improvement Bond Fund, contract amount \$49,349.91 decrease (03-04-F-129708-0701) Transportation

B-5. K.A.Z. Construction, Inc., Change Order No. 2, to provide for the Shannon Road masonry wall and close out contract, HURF Fund, contract amount \$2,092.00 decrease (03-04-K-132735-0603) Transportation

3. COUNTY ADMINISTRATOR

Adjusted Baseline Court Collections

Pursuant to A.R.S. §12-116.04, staff requests approval of the adjusted baseline court collections for the second quarter 2003-04 as follows:

	<u>Superior Court</u>			
	<u>FY 2003/04</u>	<u>FY 2002/03</u>	<u>Difference</u>	<u>75% to State</u>
	<u>Quarterly</u>	<u>Quarterly</u>		<u>Treasurer</u>
	<u>Amount</u>	<u>Amount</u>		
1st Quarter	\$1,456,244.18	\$1,433,371.88	\$ 22,872.30	\$ 17,154.23
2nd Quarter	\$1,329,663.22	\$1,254,521.52	\$ 75,141.70	\$ 56,356.28
3rd Quarter		\$1,431,203.19		
4th Quarter	_____	\$1,501,860.66	_____	_____
Subtotal	\$2,785,907.40	\$5,620,957.25	\$ 98,014.00	\$ 73,510.50

	<u>Consolidated Justice Courts - Tucson</u>			
	<u>FY 2003/04</u>	<u>FY 2002/03</u>	<u>Difference</u>	<u>75% to State</u>
	<u>Quarterly</u>	<u>Quarterly</u>		<u>Treasurer</u>
	<u>Amount</u>	<u>Amount</u>		
1st Quarter	\$1,428,398.15	\$1,472,969.10	\$(44,570.95)	\$ -
2nd Quarter	\$1,494,528.72	\$1,356,795.50	\$137,733.22	\$ 103,299.92
3rd Quarter		\$1,650,073.30		
4th Quarter	_____	\$1,652,162.86	_____	_____
Subtotal	\$2,922,926.87	\$6,132,000.76	\$ 93,162.27	\$ 103,299.92

Justice Precinct No. 7 - Green Valley

	FY 2003/04 Quarterly <u>Amount</u>	FY 2002/03 Quarterly <u>Amount</u>	<u>Difference</u>	75% to State <u>Treasurer</u>
1st Quarter	\$ 84,195.00	\$ 97,326.00	\$ (13,131.00)	\$ -
2nd Quarter	\$ 78,051.00	\$ 85,361.00	\$ (7,310.00)	\$ -
3rd Quarter		\$ 131,111.00		
<u>4th Quarter</u>		\$ <u>125,404.00</u>		
Subtotal	\$ 162,246.00	\$ 439,202.00	\$ (20,441.00)	\$ -





Appointments of Judges Pro Tempore of the  
Superior Court for the period of January 31, 2004  
through December 31, 2004:

Haralambie, Ann M.

Lasseter, Jack H.

Ryan, Patrice M.

Rusing, Michael J.

Weinstein, Steven C.

PUBLIC WORKS

6. REAL PROPERTY

A. Highway Easement Deeds

1. Highway Easement Deed from United States of America, acting by and through the Department of Transportation, Federal Highway Administration to Pima County for an easement for the General Hitchcock Highway right-of-way to Mount Lemmon, Phase 3. No cost. (District 4)
2. Highway Easement Deed from United States of America, acting by and through the Department of Transportation, Federal Highway Administration to Pima County for an easement for the General Hitchcock Highway right-of-way to Mount Lemmon, Phase 5. No cost. (District 4)

B. Abandonment and Quit Claim Deeds

1. RESOLUTION NO. 2004-21, of the Pima County Board of Supervisors providing for vacation of a portion of Dixon Drive in Dixon Acres, Book 7 of Maps and Plats at Page 88 as Pima County Road Abandonment No. A-02-04, in Section 2, T13S, R13E, G&SRM, Pima County, Arizona. (District 1)
2. Quit Claim Deed to Dorothy W. Neffson, Trustee of the Neffson Living Trust dated October 25, 1989, Diane A. Neffson, Trustee of the Diane A. Neffson Living Trust dated May 16, 1991, and Nancy E. Neffson for the abandonment of a portion of Dixon

Drive. Revenue of \$2,550.00. (District 1)

3. Quit Claim Deed to Barry V. and Gunilla E. Myers for the abandonment of a portion of Dixon Drive. Revenue of \$3,250.00. (District 1)

7. RATIFICATION

Ratification of Board action taken January 20, 2004:

Approval of an Extension of Premises/Patio Permit for James C. Counts, d.b.a. Nimbus Brewing Co., L.L.C., 3850 E. 44th Street, Tucson, Temporary Extension of Premises Permit for January 24, 2004.

8. RATIFY AND/OR APPROVE

Minutes: December 9, 2003

Warrants: January, 2004