AGENDA, BOARD OF SUPERVISORS' MEETING

BOARD OF SUPERVISORS HEARING ROOM

130 W. CONGRESS, 1ST FLOOR

APRIL 13, 2004   9:00 A.M.

1. ROLL CALL

2. INVOCATION

3. PLEDGE OF ALLEGIANCE

4. PAUSE 4 PAWS

... EXECUTIVE SESSION

(CLERK'S NOTE: As of the posting date of 4/7/04, no executive session item has been placed on the regular agenda. However, this is subject to any addendum.)

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

... FLOOD CONTROL DISTRICT BOARD

Agreement, Contract and/or Amendment

Yabina G. and Edgardo P. Esquer, to provide an acquisition agreement for a 1 acre parcel improved with a 2,090 square foot manufactured home located at 15130 N. Red Range Lane, Tax Parcel No. 222-35-0660, Section 15, T11S, R14E, in accordance with the Catalina Emergency Floodplain Land Acquisition Program, Floodprone Land Acquisition Fund, contract amount not to exceed $124,078.00 including closing costs (22-64-E-134025-0404) Real Property

Approved 5/
... KINO COMMUNITY HOSPITAL GOVERNING BOARD

A. Agreement, Contract and/or Amendment

United Medical Systems, Amendment No. 5, to provide radiology equipment maintenance services and extend contract term to 1/31/05, PHCS Enterprise Fund, contract amount $38,200.00 (10-06-U-127606-0200)

B. Requisition No. 72256

Pursuant to Pima County Code Section 11.24.010, Kino Community Hospital will utilize the Healthcare Purchasing Cooperative Procurement Partners International for Requisition No. 72256, Laparoscopic Equipment (PHCS Enterprise Fund) Karl Storz, Inc., (Corporate Headquarters: Los Angeles, CA) in the amount of $165,000.00.

... STADIUM DISTRICT BOARD

Agreements, Contracts and/or Amendments

A. AZPB Limited Partnership - Arizona Diamondbacks, Amendment No. 2, to provide revenue from the Charity Game to be allocated to a non-profit organization, no cost (12-30-A-122074-0896)

B. AZPB Limited Partnership - Chicago White Sox, Amendment No. 2, to provide revenue from the Charity Game to be allocated to a non-profit organization, no cost (12-30-A-122075-0896)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

5. CONSENT CALENDAR: For consideration and approval

A. Call to the Public

B. Approval of Consent Calendar

Approved 5/0

Approved 5/0

Approved 5/0

Approved 5/0

Approved 5/0

Exept CC-1

RA 4-13-04 (2)
6. COUNTY ADMINISTRATOR

Classification and Compensation

The Pima County Sheriff's Department requests approval of the following new classification and position. There is no General Fund impact, any subsequent costs will be absorbed within the current budget.

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<th>CLASS CODE</th>
<th>CLASS TITLE</th>
<th>GRADE CODE</th>
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<td>0920</td>
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<td>G, NE*</td>
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*NE = Non-Exempt (Paid Overtime)

* * * HEARINGS * * *

7. COUNTY ADMINISTRATOR

ORDINANCE NO. 2004 - 18, of the Board of Supervisors of Pima County, adopting the Bond Implementation Plan for the May 18, 2004 Special Bond Election.

FRANCHISES/LICENSES/PERMITS

FIREWORKS PERMIT

8. Jim Deputy and June Lampson, d.b.a. Caterpillar, Inc., 5000 W. Caterpillar Trail, Green Valley, April 29, 2004 at approximately 8:00 p.m.

EXTENSION OF PREMISES/PATIO PERMIT

PIMA COUNTY CODE TEXT AMENDMENT

10. APPROVAL OF INCREASED APPLICATION FEES

ORDINANCE NO. 2004 - 19, establishing application fees for various roadway abandonments, easement releases, roadway conversions and licenses for encroachment on County rights-of-way, and making certain conforming changes to the Pima County Code by amending Section 5.04, Cable Communications and Board of Supervisors Policy F 54.3.

PUBLIC WORKS

DEVELOPMENT SERVICES

UNFINISHED BUSINESS

ZONING CODE TEXT AMENDMENT
(RM 3/16/04)

11. Co8-03-06, TWO-STORY RESIDENTIAL BUFFER AREA (CHAPTER 18.09)
An ordinance of the Board of Supervisors of Pima County, Arizona; relating to zoning; amending the Pima County Zoning Code by establishing a Two-Story Residential Buffer Area (Chapter 18.09 Residential and Rural Zoning Provisions). On motion, the Planning and Zoning Commission voted 8-0 (Commissioners RedDog and Staples were absent) to recommend APPROVAL. Staff recommends APPROVAL. (All Districts)

If approved, pass and adopt:

ORDINANCE NO. 2004 - 20

Approved 5/0
12. **Co8-04-01, LEVEL 2 PEAK AND RIDGE DESIGN GUIDELINES**

*(CHAPTER 18.61)*

An ordinance of the Board of Supervisors of Pima County, Arizona; relating to zoning; amending the Pima County Zoning Code (Title 18) by adding design guidelines for Level Two Peaks (Chapter 18.61 Hillside Development Overlay Zone). On motion, the Planning and Zoning Commission voted 8-0 (Commissioners RedDog and Staples were absent) to recommend **APPROVAL**. Staff recommends **APPROVAL**. (All Districts)

If approved, pass and adopt:

**ORDINANCE NO. 2004 - 21**

A resolution of the Board of Supervisors of Pima County; relating to design guidelines for development within a Level 2 peak or ridge protected area.

If approved, pass and adopt:

**RESOLUTION NO. 2004 - 79**

**NEW BUSINESS**

13. **Co8-03-10, AMATEUR RADIO TOWERS**

An ordinance of the Board of Supervisors of Pima County; relating to zoning; amending the Pima County Zoning Code (Title 18) by adding definitions of amateur radio tower and amateur radio antenna in Chapter 18.03; and adding development standards for amateur radio towers to Chapter 18.07. On motion, the Planning and Zoning Commission voted 4-3 (Commissioners Hirsch, Matter and Staples voted NAY; Commissioner Gungle was absent) to recommend **DENIAL**. Staff has **NO OBJECTION**. (All Districts)

If approved, pass and adopt:

**ORDINANCE NO. 2004 - 22**
REZONING CASE FOR CLOSURE

14. Co9-98-41, SERNA - RIVER ROAD REZONING
Request of Cecelia L. Serna, to close Co9-98-41, a rezoning from SR (Suburban Ranch) to CR-1 (Single Residence) of 3.95 acres located on the south side of River Road, approximately 600 feet west of Swan Road. This rezoning was approved in 1999 and expired on February 16, 2004. Staff recommends CLOSURE. (District 1)

REZONING

15. Co9-03-32, LEE, ET. AL. - ORANGE GROVE ROAD REZONING
Request of Tony and Bella Lee, et. al., represented by Stantec Consulting, Inc., for a rezoning of about 9.55 acres from SR (Suburban Ranch) to TR (Transitional) consisting of about 5.11 acres and SR Restricted (Suburban Ranch) consisting of about 4.44 acres located on the southwest corner Orange Grove Road and San Joaquin Avenue. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 8-0 (Commissioners RedDog and Staples were absent) to recommend APPROVAL WITH AN ADDITIONAL CONDITION and subject to standard and special requirements. Staff recommends DENIAL. (District 3)

REZONING TIME EXTENSION

16. Co9-87-46, WESSEX DEVELOPMENT COMPANY - FLOWING WELLS ROAD REZONING
Request of River Corners Pad Investments, L.L.C., et. al., represented by Bourn Properties, Inc., for a five-year time extension for the above referenced rezoning from SH (Suburban Homestead) to CB-1 (Local Business) for 2.73 acres located on the southwest corner of Flowing Wells Road and River Road. This rezoning was approved in 1987 and expired on November 3, 2003. Staff recommends APPROVAL WITH CONDITIONS. (District 1)
PLAT NOTE WAIVER

17. Co12-71-60, OSHRIN PARK (LOT 11)
Request of Norman & Mary Anita Mayo, for a waiver of Plat Note No. 10 which states, “Maximum allowable density of dwelling units is one (1) unit per lot unless sewers are provided.” The applicant requests to place a second dwelling on Lot No. 11, which is one acre zoned SH (Suburban Homestead) and is located on the northeast corner of Calle Cayeus and Spanish Bayonett Drive, approximately 150 feet south of Cortaro Farms Road. Staff recommends APPROVAL WITH CONDITIONS. (District 3)

TRANSPORTATION

18. TRAFFIC ORDINANCES

A. ORDINANCE NO. 2004 - 23, regulating traffic at the intersection of Santa Marta Place and Santa Elena in Pima County, Arizona. (District 4)

B. ORDINANCE NO. 2004 - 24, establishing prima facie reasonable speed limits for motor vehicles on Drexel Road in Pima County, Arizona. (District 3)

C. ORDINANCE NO. 2004 - 25, regulating traffic at the intersection of Drexel Road and Hopdown Lane in Pima County, Arizona. (District 3)

WASTEWATER MANAGEMENT

UNFINISHED BUSINESS

PIMA COUNTY CODE AMENDMENTS
(RM 2/3/04, RM 3/2/04 and RM 3/9/04)

19. SANITARY SEWER CONSTRUCTION, CONNECTIONS AND FEES

ORDINANCE NO. 2004 - 10, of the Board of Supervisors of Pima County, Arizona; relating to

Approved
5/0

Approved
5/0

Approved
5/0

Approved as amended
5/0
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 improvements; establishing requirements for rebates for treatment facility improvements.

20. **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.

21. **CALL TO THE PUBLIC**

22. **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:** 4/7/04

**TIME POSTED:** 5:00 P.M.

Approved as amended 5/0
CONSENT CALENDAR, APRIL 13, 2004

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

PUBLIC WORKS

WASTEWATER MANAGEMENT DEPARTMENT

1. BILL OF SALE

CONSENT CALENDAR, APRIL 13, 2004

2. PROCUREMENT AGREEMENTS, CONTRACTS AND/OR AMENDMENTS

A. RESOLUTION NO. 2004 - 74, approving an Intergovernmental Agreement with the City of Tucson, to provide State Homeland Security Program Phase I and II - Equipment Purchase, training, planning and exercise needs of local public safety agencies, Homeland Security Federal Fund, contract amount $485,000.00 (01-01-T-134048-0404) Health Department

B. RESOLUTION NO. 2004 - 75, approving an Intergovernmental Agreement with the Drug Enforcement Administration, Counterdrug Intelligence Executive Secretariat, to provide for the salary and benefits for an officer assigned extended temporary duty with the Counterdrug Intelligence Secretariat, Federal Fund, contract amount $107,455.69 Revenue (01-11-D-134021-0803) Sheriff

B-1. RESOLUTION NO. 2004 - 76, approving an Intergovernmental Agreement with the U.S. Forest Service, Coronado National Forest, to provide law enforcement services on Federal property, Federal Fund, contract amount $63,062.00 Revenue (01-11-F-134022-1003) Sheriff

B-2. RESOLUTION NO. 2004 - 77, approving an Intergovernmental Agreement with the Office of National Drug Policy, to provide the High Intensity Drug Trafficking Program (HIDTA) - SWB ARIZONA (Southwest Border Alliance), contract amount $9,985,061.00 Revenue (01-11-0-134050-1003) Sheriff
C. RESOLUTION NO. 2004 - 78, approving a Traffic Development Agreement with Fairfield Canoa Ranch, L.L.C., to provide offsite roadway improvements near Canoa Ranch Road and I-19, Development Impact Fee Fund, contract reimbursement not to exceed $2,000,000.00 (11-04-C-134019-0404) Transportation.

D. Chicanos Por La Causa, Inc., to provide the CPLC Pima Gold - En Su Casa Down Payment Assistance Program, Federal HOME Program Fund, contract amount $63,000.00 (07-39-C-134026-1103) Community Services

D-1. Arizona's Children Association, to provide support for the transition during the merger with Las Familias, Contingency Fund, contract amount not to exceed $4,950.00 (07-39-A-134037-0304) Community Services

E. Romic Environmental Technologies Corp., Amendment No. 3, to provide household hazardous waste recycling and disposal services and extend contract term to 2/18/05, Environmental Quality Special Revenue Fund, contract amount $32,000.00 (11-51-R-130663-0202) Environmental Quality

F. Moore Wallace North America, Inc., Amendment No. 3, to provide printing and mailing of tax statements and extend contract term to 7/7/05, General Fund, contract amount $112,475.00 (11-09-M-131499-0702) Finance

G. Arizona Board of Regents, University of Arizona, Arizona Health Sciences Center, Amendment No. 4, to provide internship opportunities for students, extend contract term to 6/30/05 and amend contractual language, no cost (18-01-A-129942-0701) Health Department
G-1. Arizona Department of Health Services, Amendment No. 1, to provide intervention services to reduce and prevent the spread of sexually transmitted diseases, extend contract term to 12/31/04 and amend scope of work, Federal Fund, $182,412.00 Revenue (01-01-A-132267-0103) Health Department

G-2. City of South Tucson, Amendment No. 1, to provide for the Emergency Management Assistance Grant and extend contract term to 12/15/04, no cost (01-01-S-133548-1203) Health Department

H. Siemens Information and Communication Networks, Inc., Amendment No. 3, to provide technical support for Siemens telephone equipment and software services and extend contract term to 4/16/05, General Fund, contract amount $43,000.00 (11-13-S-128942-0401) Information Technology

I. Robert N. Hyland, M.D., Amendment No. 3, to provide infectious disease services, extend contract term to 5/31/05 and amend contractual language, PHCS Enterprise Fund, contract amount $75,000.00 (18-15-H-127320-0400) Pima Health System

I-1. University Physicians, Inc., Amendment No. 1, to provide primary care physician services and amend contractual language, PHCS Enterprise Fund, contract amount not to exceed $3,000,000.00 (18-15-U-132715-0603) Pima Health System

I-2. Al Shaafi Medical, P.C., d.b.a. Children's Medical Center of Tucson, to provide primary care physician and allergy services, PHCS Enterprise Fund, contract amount not to exceed $750,000.00 (18-15-C-134009-0604) Pima Health System

I-3. Patrick J. Di Fonzo, M.D., P.L.L.C., to provide primary care physician services, PHCS Enterprise Fund, contract amount not to exceed $200,000.00 (18-15-D-134024-0404) Pima Health System
I-4. Cottonwood Pediatrics, P.L.L.C., to provide pediatric primary care physician services, PHCS Enterprise Fund, contract amount not to exceed $200,000.00 (18-15-C-134033-0404) Pima Health System


K. RS Engineering, Inc., Amendment No. 3, to provide professional engineering services for the Country Club Road: 36th Street to Irvington Road Project and extend contract term to 3/31/05, Capital Improvement Bond Fund, no cost (16-04-R-127842-0300) Transportation

K-1. Parsons, Brinckerhoff, Quade and Douglas, Inc., Amendment No. 2, to provide civil engineering services for the Rudasill Road at Genematas Road Realignment Project and extend contract term to 6/30/04, DOT-57 Safety Fund, no cost (16-04-P-132128-0303) Transportation

K-2. Great American Sweeping, Amendment No. 1, to provide roadway sweeping services and extend contract term to 4/7/05, Transportation Operating Fund, contract amount $268,985.95 (03-04-G-132265-0403) Transportation

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

A. Environmental Strategies, Inc., Change Order No. 3, to provide for the Kino Hospital Sewage Ejector Repairs and amend scope of work, PHCS Enterprise Fund, contract amount $3,695.32 (03-13-E-132898-0603) Facilities Management

A-1. Oracle Control Systems, Inc., Change Order No. 1, to provide for the Posada Del Sol Rooftop Air Handler Unit Replacement and amend scope of work, PHCS Enterprise Fund, contract amount
$1,450.05 decrease (03-13-O-133306-0803)
Facilities Management

B. Haydon Building Corporation, Change Order No. 1, to provide for the Ruthrauff Road: Wetmore Road to La Cholla Boulevard to Fairview Avenue Project and amend scope of work, HURF and FHWA Funds, contract amount $104,535.00 (03-04-H-133280-0903) Transportation

4. PROCUREMENT - LOW BID

IFB 70522 Housing Rehabilitation Services (Community Services/Special Revenue Grant Fund) Primary Vendor: Kowalski Construction, Inc., (Corporate Headquarters: Phoenix, AZ) in an amount not to exceed $100,000.00; Secondary Vendor: B.C. Construction, Inc., (Corporate Headquarters: Tucson, AZ) in an amount not to exceed $50,000.00.

5. DIVISION OF ELECTIONS

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

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Levine, Lawrence H. 328 DEM
Steber, Michael F. 333 REP
Johnson, Charles A. 352 REP
Bonar, Daryl B. 372 REP
Katz, Aram S. 379 DEM
Katz, Steven 379 DEM

6. BOARDS, COMMISSIONS AND/OR COMMITTEES
A. Pima County Corrections Officer Retirement Board

Appointment of Mark T. Boyce, Elected Representative, to fill unexpired term of Scott Simmons. Term: 5-1-04/12-31-06. (Committee recommendation)

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

Appointment of Angela Guida to fill unexpired term of Jim Arnold; and Rose Chaboya Balboa to fill unexpired term of Lorena Roberts. Term expiration: 11/30/04. (Commission recommendations)

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


B. Charles Charvoz, Yes-2-Kids, 4380 N. Campbell Avenue, Tucson, April 24, 2004.


8. **TREASURER’S OFFICE** – Certificates of Clearance pursuant to A.R.S. §42-19118.

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Parra, Oscar 02011030475 2002
Ramirez, Salvador 02011009663 2002
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Sevier, Margaret 02011017159 2002
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Soto, Benjamin 98011010971 1998
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Szymboski, Kevin 02011007441 2002
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Torres, Vicente 02011005815 2002
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Vera, Armando or Janda 02011033271 2002
Villanes, Ignacio 00011029584 2000
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Weeks, Dennis 00011026733 2000
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Weeks, Dennis 03011134900 2003

PUBLIC WORKS

WASTEWATER MANAGEMENT DEPARTMENT

9. BILLS OF SALE

A. G-2002-023, FICO Valle de las Rosa, Small Town Environment Project, Phase 1 (only).
Owner: Farmers Water Co.

Owner: Gus W. Chonis.
NOTES/ACTION


F. G-2002-117, Black Horse, Phase 1A, 1B, 1C, 1D and 1E, Lots 1-310. Owner: Black Horse Advisors.


J. G-2002-120, Black Horse, Phase 2, Lots 311-335. Owner: Black Horse Advisors.

K. G-2002-176, Old Spanish Trail, 22nd Street and Harrison Road, Target Store. Owner: Barclay Group.


M. G-2000-001, Continental Reserve, Phase 2, Spine Sewer. Owner: David Goldstein.


O. G-2002-160, Alvord Street and Park Avenue, Public Sewer, Lots 1-4 of Southland Park, Block 4. Owner: Chicanos Por La Causa.


T. G-2003-013, Quail Creek II, Unit 26, Lots 1-56. Owner: Robson Ranch Quail Creek, L.L.C., Kenneth A. Marks.

10. RATIFY AND/OR APPROVE