

**ADDENDUM, BOARD OF SUPERVISORS' MEETING**

**BOARD OF SUPERVISORS' HEARING ROOM**

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

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

1. **PRESENTATION**

Presentation of a proclamation to Jose Matus, Director of Alianza Indigena Sin Fronteras, declaring Monday, August 9, 2004, to be:

Approved  
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**"INTERNATIONAL DAY OF INDIGENOUS PEOPLE "**

... **EXECUTIVE SESSIONS**

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

**\*(CLERK'S NOTE:** This item should be taken in conjunction with Regular Agenda Item No. 27.)

\*A. Pursuant to A.R.S. §38-431.03 (A) (3), for legal advice and direction regarding the request of Continental School District No. 30 to obtain a conditional use permit for a communication tower on property owned by the district and located at 1999 East White House Canyon Road.

Approved  
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B. Pursuant to A.R.S. §38-431.03 (A) (3) and (4), for legal advice and direction regarding a tax appeal settlement recommendation for AIG Life Insurance Co., and American International; Parcel Nos. 133-14-8180 and 133-14-462B.

Accept the  
County  
Attorney's  
recommendation  
5/0

C. Pursuant to A.R.S. §38-431.03 (A) (3) and (4), for legal advice and direction regarding a Consent Decree and Settlement Agreement with Lance and Patricia Hanson, in the matter of Santa Cruz Superior Court Case No. CV03-192 and Pima County Superior Court Case No. C20014441, and Arizona Court of Appeals Case No. 2CA-CV2003-0041.

Accept the  
County  
Attorney's  
recommendation  
5/0

**BOARD OF SUPERVISORS SITTING IN REGULAR SESSION**

2. BOARD OF SUPERVISORS

Direction to staff to research and prepare an ordinance prohibiting the operation of off-road recreational vehicles and the construction of facilities for the operation of off-road recreational vehicles in residential zoning districts. Discussion/Action. (District 3)

Approved  
5/0

3. COUNTY ADMINISTRATOR

Request to forgive the remaining balance due from El Pueblo Health Center in the amount of \$122,427.00 plus interest over the last six months and authorize payment from the Contingency Fund to be paid to the Kino Community Hospital Enterprise Fund.

Approved  
4/1

4. PROCUREMENT

AGREEMENTS, CONTRACTS AND/OR AMENDMENTS

A. RESOLUTION NO. 2004 - 213, approving an Intergovernmental Agreement with the Pima County Community College District, to provide workforce development education services for youth and adults, WIA, YO Grant and General Funds, contract amount not to exceed \$751,300.00 (01-69-P-134859-0704) Community Services

Approved  
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A-1. United States Department of Labor, Amendment No. 6, to provide for the Youth Opportunity Program and extend contract term to 6/30/05, YO Grant Fund, no cost (01-39-U-127477-0300) Community Services

Approved  
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A-2. Arizona Department of Economic Security, Amendment No. 2, to provide workforce development services and amend scope of work, WIA Grant Fund, no cost (01-39-A-132887-0403) Community Services

Approved  
5/0

- A-3. Project PPEP, Inc., Amendment No. 2, to provide workforce development services and extend contract term to 6/30/05, YO and WIA Grant Funds, contract amount \$225,000.00 (07-39-P-132816-0703) Community Services

Approved  
5/0
- B. Baker, Peterson, Baker and Associates, Inc., to provide expert litigation appraisal and witness services for the Santa Cruz River: Grant Road to Fort Lowell Road Improvement Project, Bond Fund, contract amount not to exceed \$25,000.00 (07-02-B-134652-0604) County Attorney

Approved  
5/0
- C. First Medical Correctional, Inc., Amendment No. 5, to provide additional nurse staffing services coinciding with the occupancy of the new jail infirmary, General Fund, contract amount ~~\$208,636.41~~ **\$216,927.41** (18-65-F-130315-0302) Institutional Health

Approved  
5/0
- D. City of Tucson, Amendment No. 1, to provide for the Quincie Douglas Center Pool Improvement Project and extend the term for the completion and final acceptance of construction to 2/28/06, no cost (01-30-T-130676-0502) Natural Resources, Parks and Recreation

Approved  
5/0
- D-1. City of Tucson, Amendment No. 1, to provide for the Udall Park Play Field Improvement Project and extend the term for the completion and final acceptance of construction to 12/31/04, no cost (01-30-T-130678-0502) Natural Resources, Parks and Recreation

Approved  
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- D-2. City of Tucson, Amendment No. 1, to provide for the William M. Clements Center Improvement Project and extend the term for the completion and final acceptance of construction to 6/30/05, no cost (01-30-T-130679-0502) Natural Resources, Parks and Recreation

Approved  
5/0
- E. City of Tucson, to provide an acquisition agreement to purchase the A-7 Ranch for open space and habitat protection, located on Tax Parcel Nos. 205-24-008; 205-24-011E; 205-24-0120; 205-24-0140; 205-26-003; 205-27-002; 205-41-0010; 205-41-0020; 205-41-003A; 205-41-

Approved  
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0040; 205-41-0050; 205-41-0070; 205-42-001A; 205-42-0030 in Pima County; and 209-02-003B in Cochise County, 2004 Bond Fund, contract amount not to exceed \$2,066,200.00 including closing costs (22-64-T-134867-0804) Real Property

E-1. City of Tucson, Amendment No. 1, to provide for property management and security for the A-7 Ranch, 2004 Bond Fund, contract amount \$78,800.00 (22-64-T-134867-0804) Real Property

Approved  
5/0

F. Santa Rita Springs, L.L.C., Amendment No. 5, to provide a Declaration of Amendment to the Development Agreement to include additional property, no cost (11-04-S-122320-1196) Transportation

Approved  
5/0

G. PCL Civil Constructors, Inc., Change Order No. 3, to provide for the Randolph Park Water Reclamation Project and amend scope of work, WWM Enterprise Fund, contract amount \$714,410.00 (16-03-P-131234-0702) Wastewater Management

Approved  
3/2

5. BOARD, COMMISSION AND/OR COMMITTEE

Pima County Regional Public Safety Communications Network Executive Management Committee

A. The Executive Management Committee requests to rename the Pima County Regional Public Safety Communications Network Executive Management Committee to the "Pima County Wireless Integrated Network" Committee.

Approved  
5/0

B. Ratification of Committee appointments:

Sheriff Clarence W. Dupnik, Pima County Sheriff's Department;  
Chief Richard Miranda, Tucson Police Department;  
Chief Daniel Sharp, Oro Valley Police Department;  
Chief Richard Vidaurri, Marana Police Department;  
Assistant Chief Joseph Delgado, Tohono O'Odham Tribal Police;

Approved  
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Chief Dan Newburn, Tucson Fire Department;  
 Chief Jeff Piechura, Northwest Fire District;  
 Chief Douglas Chappell, Drexel Heights Fire District;  
 Dennis Douglas, Director, Pima County OEM & Homeland Security;

C. Ratification of Alternate Committee appointments:

Pima County Sheriff's Department: Bradley J. Gagnepain, 1st Alternate; and Charles P. Wilson, 2nd Alternate.  
 Tucson Police Department: Kermit Miller, 1st Alternate; and Thomas McNally, 2nd Alternate.  
 Oro Valley Police Department: Larry Stevens, 1st Alternate.  
 Tohono O'Odham Tribal Police: Kevin Shonk, 1st Alternate.  
 Marana Police Department: Joe Carrasco, 1st Alternate.  
 Tucson Fire Department: Ray Allen, 1st Alternate.  
 Northwest Fire District: Albert R. Pesqueira, 1st Alternate.  
 Drexel Heights Fire District: Gary Lee Bynum, 1st Alternate.  
 Pima County Office of Emergency Management and Homeland Security: Kim Janes, 1st Alternate.

Approved  
 5/0

6. OFFICE OF REVENUE AND COLLECTIONS

Pursuant to A.R.S. §12-116.04, staff requests approval of the Fourth Quarter 2003-04 Court Collections Report as follows:

Approved  
 5/0

	<u>Superior Court</u>			
	<u>FY 2003/04</u>	<u>FY 2002/03</u>	<u>75% to State</u>	
	<u>Quarterly</u>	<u>Quarterly</u>	<u>Difference</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	\$1,504,047.69	\$1,431,203.19	\$ 72,844.50	\$ 54,633.62
4th Quarter	\$1,535,170.63	\$1,501,860.66	\$ 33,309.97	\$ 24,982.48
Subtotal	\$5,825,125.72	\$5,620,957.25	\$ 204,168.47	\$ 128,144.13

Consolidated Justice Courts - Tucson

	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	\$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	\$1,831,875.98	\$1,786,449.30	\$ 45,426.68	\$ 34,070.01
4th Quarter	<u>\$1,588,888.15</u>	<u>\$1,784,825.69</u>	<u>\$(195,937.54)</u>	<u>\$0.00</u>
Subtotal	<u>\$6,343,691.00</u>	<u>\$6,401,039.59</u>	<u>\$(57,348.59)</u>	<u>\$ 137,369.93</u>

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	\$ 100,542.00	\$ 131,111.00	\$ (30,569.00)	\$ -
4th Quarter		\$ 125,404.00		
Subtotal	<u>\$ 262,788.00</u>	<u>\$ 439,202.00</u>	<u>\$(51,010.00)</u>	<u>\$ 0.00</u>

Justice Precinct No. 3 - Ajo

	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	\$ 111,321.00	\$ 132,802.00	\$ (21,481.00)	\$-
2nd Quarter	\$ 97,020.00	\$ 101,697.00	\$ (4,677.00)	\$-
3rd Quarter	\$ 116,129.00	\$ 103,309.00	\$ 12,820.00	\$9,615.00
4th Quarter	<u>\$142,600.00</u>	<u>\$ 135,271.00</u>	<u>\$ 7,329.00</u>	<u>\$5,496.75</u>
Subtotal	<u>\$ 467,070.00</u>	<u>\$ 473,079.00</u>	<u>\$( 6,009.00)</u>	<u>\$ 15,111.75</u>

**Fourth Quarter Total to State Treasurer \$ 30,479.23**

**Year to Date Total To State Treasurer \$ 280,625.81**

**JUSTICE AND LAW ENFORCEMENT**

7. SUPERIOR COURT

Staff requests a transfer from the Non-Departmental Fund of \$135,000.00 to the Pima County Superior Court and \$126,000.00 to the Pima County Juvenile Court for Fiscal Year 2004/05 in addition to their existing appropriations for the purpose of funding a 2.5 percent salary increase for all Superior Court employees beginning August 8, 2004.  
Discussion/Action.

Approved  
5/0

**PUBLIC WORKS****DEVELOPMENT SERVICES**8. **FINAL PLAT WITH ASSURANCE**

P1203-032, Canoa Ranch, Block 28, Lots 1-193 and Common Areas A and B. (District 4)

Approved  
5/0

**WASTEWATER MANAGEMENT**9. **PUBLIC ANNOUNCEMENTS**

Pursuant to A.R.S. §49-391(C), a public comment period of 30 days must occur before any Pretreatment Consent Decree or Negotiated Settlement Agreement is made final. The Public Information Enforcement File for the following cases will be made available for public review or copies may be obtained for \$.35 per page at the Public Works Building, Pima County Wastewater Department's reception desk, 201 North Stone, 8th Floor, Tucson, Arizona, 85701. Comments will be taken for the next thirty days and written comments may be sent to Industrial Wastewater Control, 5025 W. Ina Road, Tucson, Arizona, 85743. If sufficient interest is expressed, a public hearing may be held by the Board of Supervisors. After the comment period, the Board of Supervisors will vote on acceptance of the following Settlement Agreements:

Approved  
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- A. Old Pueblo Septic and Drain Service, Inc., an Arizona Corporation, No. 2004-05. Proposed settlement amount of \$65,807.88.
- B. University Medical Center Corporation, a nonprofit corporation of the State of Arizona d.b.a. University Medical Center, No. 2004-07. Proposed settlement amount of \$1,000.00.
- C. Costco Wholesale Corporation, a Washington Corporation, d.b.a. Costco Wholesale, No. 2004-09. Proposed settlement amount of \$400.00.

- D. American Retail Corporation, a Delaware Corporation, d.b.a. Grant Stone Chevron, No. 2004-10. Proposed settlement amount of \$2,900.00.

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: 07/30/04

TIME POSTED: 12:30 P.M.