

AGENDA, BOARD OF SUPERVISORS' MEETING

BOARD OF SUPERVISORS' HEARING ROOM

130 W. CONGRESS, 1ST FLOOR

MARCH 8, 2005 9:00 A.M.

1. **ROLL CALL**
2. **INVOCATION**
3. **PLEDGE OF ALLEGIANCE**
4. **PAUSE 4 PAWS**
- ... **EXECUTIVE SESSION**

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

UNFINISHED BUSINESS

(RA 3/1/05)

- A. Pursuant to A.R.S. §38-431.03 (A) (3) and (4), for legal advice and direction regarding the proposed settlement of Leap Wireless International, Inc., and Cricket Communications, Inc., et. al., Case No. 03-03470, Chapter 11 Bankruptcy in the United States Bankruptcy Court for the Southern District of California.

Direct County
Attorney's Office
to litigate and
pursue settlement
4/0

NEW BUSINESS

- B. Pursuant to A.R.S. §38-431.03 (A) (3) and (4), for legal advice and direction to discuss the potential settlement of the matter pending in the U.S. Bankruptcy Court, District of Delaware, Case No. 01-00974, E-spire Communications, Inc., et. al. v. Pima County.

To accept the
settlement as
recommended
4/0

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

... FLOOD CONTROL DISTRICT BOARD

Staff requests approval of the Hydro/Meso Riparian Habitat Mitigation Plan to construct an addition to an existing single family residence on property located at 11111 E. Tanque Verde Road. (District 4)

Approved
4/0

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
except CC-4A-21 and A-22
4/0

6. PROCUREMENT

UNFINISHED BUSINESS

A. CONTRACTS AND AWARDS (RM 2/8/05)

ASARCO, Incorporated, to supply biosolids for reclamation of mine tailings, no cost (23-03-A-135642-0205) Wastewater Management

Approved
4/0

B. CONTRACTS AND AWARDS (RM 2/15/05)

Arizona Board of Regents, University of Arizona, Water Quality Center, Amendment No. 1, to provide research on biosolid utilization on mine tailings and agriculture land and extend contract term to 12/31/05, WWM Operating Fund, contract amount \$30,000.00 (01-03-A-133588-0104) Wastewater Management

Approved
4/0

NEW BUSINESS

WASTEWATER MANAGEMENT

7. PRETREATMENT SETTLEMENT AGREEMENT

Staff recommends approval of the following proposed pretreatment settlement agreement, Wastewater Management Enterprise Fund:

Approved
4/0

LaMesa R.V. Center, Inc., a California Corporation,
No. 2004-36. Proposed settlement amount is
\$5,000.00.

*** * * HEARINGS * * ***

FRANCHISE/LICENSE/PERMIT

EXTENSION OF PREMISES/PATIO PERMIT

- 8. Albert S. Hall, Jr., d.b.a. Acacia at St. Philips,
4340 N. Campbell Avenue, No. 103, Tucson, Temporary
Extension of Premises/Patio Permit for April 17 and
24, May 1, 8 and 15, 2005.

Approved
4/0

PUBLIC WORKS

DEVELOPMENT SERVICES

**TIME EXTENSION/MODIFICATION OF SUBDIVISION PLAT
WAIVER CONDITIONS**

- 9. PPW01-01, SALLE/LLOYD BUSH
Request of George Petropoulos, et. al., represented
by Christopher Brozek, for a modification of
Condition No. 12 of a subdivision plat waiver
approved by the Pima County Board of Supervisors on
January 14, 2003 and modified on March 9, 2004.
Condition No. 12 requires, in part, that conditions
of the subdivision plat waiver be satisfied within
24 months of the date of the subdivision waiver.
The applicant requests an additional 6 month time
extension. The subject site is 11.65 acres, zoned
CR-1 and is located at the southwest corner of the
intersection of Lloyd Bush Drive and Salle Road,
approximately 1/2 mile north of Ironwood Hill
Drive. Staff recommends **APPROVAL WITH CONDITIONS.**
(District 5)

Hearing
closed
continued to
5/10/05

- 10. REZONING ORDINANCE - Unadvertised Hearing

ORDINANCE NO. 2005 - 32, Co9-04-18, Cruz -
Elvado Road Rezoning. Owner: Armando and Sally
Cruz. (District 3)

Approved
4/0

11. REZONING RESOLUTION - Unadvertised Hearing

RESOLUTION NO. 2005 - 60, Co9-98-33, Taylor - Valley Park Avenue Rezoning. Owner: Paul and Kathy Polito. (District 3)

Approved
4/0

12. CALL TO THE PUBLIC

13. 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: 3/2/05

TIME POSTED: 5:00 P.M.

CONSENT CALENDAR, MARCH 8, 2005

CONTRACTS AND AWARDS

1. **COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION**

Habitat for Humanity Tucson, Inc., Amendment No. 1, to provide infrastructure development in the public right-of-way for the Balboa/Laguna 36 Unit Subdivision, extend contract term to 3/1/06 and reflect department name change, Bond Fund, no cost (11-39-H-134242-0304)

2. **COUNTY ADMINISTRATOR**

Arizona Women's Conference, to provide for the 2005 Arizona Women's Conference, Contingency Fund, contract amount not to exceed \$5,000.00 (28-30-A-135793-0305)

3. **COUNTY ATTORNEY**

Alfred P. Bowles II, M.D., to provide expert litigation services regarding Pima County Superior Court Case No. C20045832, Leuth, et. ux. v. Pima County, Risk Management/Tort Fund, contract amount not to exceed \$35,000.00 (07-02-B-135774-1204)

4. **HEALTH DEPARTMENT**

A-1. RESOLUTION NO. 2005 - 57, approving an Intergovernmental Agreement with the Rincon Valley Fire District, to provide for the development/enhancement of public health preparedness and response for bio-terrorism, Preparedness and Response for Bio-Terrorism Grant Fund, contract amount not to exceed \$3,000.00 (01-01-R-135755-0305)

A-2. RESOLUTION NO. 2005 - 58, approving an Intergovernmental Agreement with the City of Tucson Fire Department, to provide for the development/enhancement of public health preparedness and response for bio-terrorism, Preparedness and Response for Bio-Terrorism Grant Fund, contract amount not to exceed \$55,000.00 (01-01-T-135777-0305)

A-3. RESOLUTION NO. 2005 - 59, approving an Intergovernmental Agreement with the Drexel Heights Fire District, to provide for the development/enhancement of public health preparedness and response for bio-terrorism, Preparedness and Response for Bio-Terrorism Grant Fund, contract amount not to exceed \$14,500.00 (01-01-D-135778-0305)

4. **PIMA HEALTH SYSTEM**

A-1. Pima Heart Physicians, P.C., Amendment No. 6, to provide cardiology/cardiac rehabilitation services and amend contractual language, PHCS Enterprise Fund, no cost (18-15-P-127300-0400)

A-2. Sunrise Medical Group, Inc., P.C., Amendment No. 6, to provide primary care pediatric physician services and amend contractual language, PHCS Enterprise Fund, no cost (18-15-S-128386-1200)

A-3. Urgent Care Associates, P.C., Amendment No. 3, to provide primary care physician and urgent care services, extend contract term to 3/31/06 and amend contractual language, PHCS Enterprise Fund, contract amount \$100,000.00 (18-15-U-128808-0401)

A-4. TMC Healthcare, Amendment No. 5, to provide hospital services and amend contractual language, PHCS Enterprise Fund, no cost (18-15-T-129312-0801)

A-5. Southwest Heart, P.C., Amendment No. 3, to provide cardiovascular medicine services and amend contractual language, PHCS Enterprise Fund, no cost (18-15-S-129378-0801)

A-6. Palen and Palen, P.C., Amendment No. 5, to provide OB/GYN services, extend contract term to 4/30/06 and amend contractual language, PHCS Enterprise Fund, contract amount \$250,000.00 (18-15-P-129829-1001)

- A-7. La Paloma Family Services, Inc., Amendment No. 4, to provide behavioral health (Level II and III) residential facility services and amend contractual language, PHCS Enterprise Fund, no cost (11-15-L-130859-0702)
- A-8. Victor Chen, M.D., P.C., d.b.a. Generations Healthcare for Women, Amendment No. 1, to provide OB/GYN services and amend contractual language, PHCS Enterprise Fund, no cost (18-15-G-133132-1003)
- A-9. Community Provider of Enrichment Services, Inc., Amendment No. 3, to provide pre-job training, education and development services, reflect vendor name change and amend contractual language, PHCS Enterprise Fund, no cost (07-15-C-133520-0104)
- A-10 Community Provider of Enrichment Services, Inc., Amendment No. 1, to provide homecare services, reflect vendor name change and amend contractual language, PHCS Enterprise Fund, no cost (18-15-C-134379-0704)
- A-11 Interim Healthcare, Inc., Amendment No. 1, to provide homecare services and amend contractual language, PHCS Enterprise Fund, no cost (18-15-I-134383-0704)
- A-12 Catalina In-Home Services, Inc., Amendment No. 1, to provide homecare services and amend contractual language, PHCS Enterprise Fund, no cost (11-15-C-134423-0704)
- A-13 Home and Hospital Services, Inc., d.b.a. The Fountains at Home and Hospital Services, Amendment No. 1, to provide homecare services and amend contractual language, PHCS Enterprise Fund, contract amount \$250,000.00 (11-15-F-134427-0704)
- A-14 Carondelet Health Network, d.b.a. Carondelet St. Mary's Hospice, to provide hospice services, PHCS Enterprise Fund, contract amount not to exceed \$500,000.00/two year contract (18-15-C-135762-0405)

- A-15 Northwest Hospital, L.L.C., d.b.a. Northwest Medical Center, to provide hospital services, PHCS Enterprise Fund, contract amount not to exceed \$3,600,000.00 (18-15-N-135763-0205)
- A-16 Rapid-Ray, L.L.C., to provide portable ultrasound, doppler, general x-ray and echocardiography services, PHCS Enterprise Fund, contract amount not to exceed \$250,000.00 (18-15-R-135764-0305)
- A-17 Oro Valley Medicine, L.L.C., to provide primary care physician, internal medicine and geriatric services, PHCS Enterprise Fund, contract amount not to exceed \$150,000.00/two year contract (18-15-O-135765-0305)
- A-18 Presidio Surgical Group, P.C., to provide surgery services, PHCS Enterprise Fund, contract amount not to exceed \$700,000.00/two year contract (18-15-P-135766-0405)
- A-19 Barton S. Fink, D.P.M., L.L.C., to provide podiatry services, PHCS Enterprise Fund, contract amount not to exceed \$110,000.00 (18-15-F-135767-0305)
- A-20 Glenn E. Nelson, D.P.M., L.L.C., to provide podiatry services, PHCS Enterprise Fund, contract amount not to exceed \$110,000.00 (18-15-N-135768-0305)
- A-21 Healthsouth Rehabilitation Institute of Tucson, L.P., d.b.a. Healthsouth Rehabilitation Institute of Tucson, to provide hospital services, contract amount not to exceed \$3,500,000.00 (18-15-H-135780-0305)
- A-22 Southern Arizona Regional Hospital, L.P., d.b.a. Healthsouth Rehabilitation Hospital of Southern Arizona, to provide hospital services, contract amount not to exceed \$1,000,000.00 (18-15-S-135781-0305)
- A-23 Odyssey Healthcare Operating A, L.P., d.b.a. Odyssey Healthcare of Tucson, to provide hospice services, PHCS Enterprise Fund, contract amount not to exceed \$400,000.00/two year contract (18-15-O-135782-0405)

Continued to
3/15/05
4/0

Continued to
3/15/05
4/0

5. **PROCUREMENT**

- A-1. Patricia A. and James V. Bush, Jr., d.b.a. Rubbage Control, Amendment No. 4, to provide refuse removal services for outlying areas and extend contract term to 5/31/06, Solid Waste Enterprise Fund, contract amount \$55,000.00 (11-03-R-129466-0601) Environmental Services
- A-2. Beacon Group SW, Inc., Amendment No. 3, to provide landscape services and extend contract term to 5/20/06, Solid Waste Enterprise Fund, contract amount \$60,000.00 (11-03-B-131018-0502) Environmental Services
- A-3. Northcott, Bellow and Assoc., Inc., d.b.a. Palo Verde Landscape and Maintenance, Amendment No. 2, to provide landscape maintenance services and extend contract term to 4/30/06, contract amount \$10,000.00 (11-13-P-132469-0503) Facilities Management
- A-4. Avra Gro Systems, Inc., Amendment No. 1, to provide for the Biosolids Management Program and extend contract term to 6/30/07, WWM Enterprise Fund, contract amount \$2,023,115.06 (11-03-A-132995-0703) Wastewater Management

Ratification

- B. M. Anderson Construction Corp., Change Order No. 1, to provide construction services for the Picture Rocks District Park and amend scope of work, Bond Fund, contract amount \$27,754.31 (03-05-M-135401-1104) Natural Resources, Parks and Recreation

Awards

- C-1. Low Bid: Award of Contract, Requisition No. 84619, in the amount of \$156,000.00 to Premier Construction Corporation (Corporate Headquarters: Tucson, AZ) for the University Physicians Hospital at Kino: Fourth Floor Northeast Wing Improvements. Contract is for a six-month period with the option to extend for project completion. Funding source: Capital Improvement Bond Fund. Administering Department: Facilities Management.

C-2. Low Bid: Award of Contract, Requisition No. 84225 in the amount of \$120,000.00 to the lowest responsive bidder, Reproductions, Inc. (Corporate Headquarters: Tucson, AZ) for engineering reprographics services and supplies for various departments. Funding Sources: Transportation, Wastewater Management and General Funds. Administering Departments: Transportation, Wastewater Management, Natural Resources and Facilities Management.

C-3. Cancellation of IFB 83644: 4,000 gallon water truck and rejection of all bids. This IFB was to provide the Pima County Transportation Department with two (2) 4,000 gallon water trucks. Solicitation specifications provided by the department did not define post delivery performance and service requirements. The department will develop enhanced specifications and request re-solicitation for the trucks at a later date. Funding Source: Transportation Operating Fund. Administering Department: Transportation.

6. DIVISION OF ELECTIONS

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

<u>RESIGNATIONS</u>	<u>PRECINCT</u>	<u>PARTY</u>
Hayes, Donald P.	241	REP
Padilla, Steven J.	252	REP

<u>APPOINTMENTS</u>	<u>PRECINCT</u>	<u>PARTY</u>
Dahl-Bredine, Erica	018	DEM
Segal, Robert J.	042	GRN
Stewart, David E.	044	GRN
Spencer, Andrew P.	057	GRN
McGarry, Michael W.	060	GRN
Shaffer, Stephen R.	061	GRN
Walker, Vernon L.	064	REP
MacArthur, Penny A.	068	REP
Lidberg, Christopher R.	069	REP
Silva-Stump, Richard	090	DEM

Hromatka, Jasenko	093	DEM
Maddente, Anne	093	DEM
McCormick, Tuesday S.	093	DEM
Fontenot, Leslie	123	REP
Nelson, Terry A.	140	DEM
O'Boyle, Robert J.	205	REP
Hough, Harold	233	REP
Pierson, Donald L.	234	GRN
Irvin, Charles W.	245	GRN
MacDonald, Deborah B.	302	DEM
Johnson, Joan G.	394	REP

7. INFORMATION TECHNOLOGY

Alltel Communications, Inc., to provide a lease agreement for a wireless communications facility located at Rillito Park, \$18,000.00 revenue.

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

- A. Richard Souza, Our Lady of Fatima, 1950 W. Irvington Road, Tucson, April 16 and 17, 2005.
- B. Lynn Gianninoto, Catalina Foothills High School Touchdown Club, Windmill Inn, 4250 N. Campbell Avenue, Tucson, May 6, 2005.

9. RATIFY AND/OR APPROVE

- A. Minutes: January 11, 2005
- B. Zoning Enforcement Board of Appeals Minutes: January 18, 2005