AGENDA, BOARD OF SUPERVISORS' MEETING

BOARD OF SUPERVISORS' HEARING ROOM
130 W. CONGRESS, 1ST FLOOR
MARCH 15, 2005   9:00 A.M.

1. ROLL CALL

2. INVOCATION

3. PLEDGE OF ALLEGIANCE

4. PRESENTATION

Presentation of a proclamation to members of the Southwest Fair Housing Council proclaiming the month of April 2005, to be:

"FAIR HOUSING MONTH"

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

... ZONING ENFORCEMENT BOARD OF APPEALS

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

A. EXECUTIVE SESSION

Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding the appeal of the decision of the Hearing Officer in Case No. P04ZV00387, Luis Carranza. The Board may also during the

Approved 5/0

No action taken
course of the hearing and upon motion, enter into executive session.
APPEAL OF HEARING OFFICER’S DECISION

B. P04ZV00387, LUIS CARRANZA

In accordance with the Pima County Zoning Code Section 18.95.030.D, Luis Carranza hereby appeals the decision of the Hearing Officer in Case No. P04ZV00387, regarding the violation of Section 18.81.020, failure to obtain a grading permit on property located at 2630 N. Calle del Santo. (District 1)

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

5. CONSENT CALENDAR: For consideration and approval

A. Call to the Public

B. Approval of Consent Calendar

6. COUNTY ADMINISTRATOR

A. Wastewater Management Department Report

1. Update on action items derived from the Wastewater Management Department Performance and Management Audit and direction from the Board.

2. Update on Water Resource Regional Management considerations, including discussions with other jurisdictions and direction from the Board.

B. Pay Plan for Sheriff’s Deputies and Sergeants

Staff recommends approval to use the current Tucson Police Department pay schedules for Commissioned Sheriff Deputies and Sergeants

Approved 5/0
and that a one time adjustment be awarded on April 3, 2005 prior to fiscal year 2005/2006 to bring incumbents into conformance with the pay schedules.
7. **CONTRACTS AND AWARDS** - Pima Health System

A. Healthsouth Rehabilitation Institute of Tucson, L.P., d.b.a. Healthsouth Rehabilitation Institute of Tucson, to provide hospital services, **PHCS Enterprise Fund**, contract amount not to exceed $3,500,000.00 (18-15-H-135780-0305)

B. Southern Arizona Regional Hospital, L.P., d.b.a. Healthsouth Rehabilitation Hospital of Southern Arizona, to provide hospital services, **PHCS Enterprise Fund**, contract amount not to exceed $1,000,000.00 (18-15-S-135781-0305)

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**NEW BUSINESS**

**PUBLIC WORKS**

**DEVELOPMENT SERVICES**

8. **FINAL PLAT WITH ASSURANCES**

P1203-115, Colonia Real, Lots 1-50 and Common Areas A, B and C. (District 4)

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**FLEET SERVICES**

9. **ANNUAL VEHICLE EXEMPTIONS**

Pursuant to A.R.S. §38-538.03, staff requests the Board of Supervisors authorize the Annual Vehicle Exemptions for 2005.

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**TRANSPORTATION**

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

Approved 5/0
P1201-169, Rancho Del Lago, Block 46, Lots 890-923, 934-974 and 983-1028. Developer: Estes Co. (District 4)
* * * HEARINGS * * *

FRANCHISES/LICENSES/PERMITS

LIQUOR LICENSES

11. 05-02-8784, Zhanna Brodetsky, Tucson Expo Center, 3750 E. Irvington Road, Series 7, Beer and Wine Bar License, Person Transfer.

EXTENSION OF PREMISES/PATIO PERMITS


HEALTH DEPARTMENT

PIMA COUNTY CODE TEXT AMENDMENT

16. ORDINANCE NO. 2005 – 33, of the Board of Supervisors of Pima County, Arizona, relating to immunizations; amending Pima County Code Chapter 8.12, Immunization.

PUBLIC WORKS – DEVELOPMENT SERVICES

REZONING

17. Co9-04-31, OSBORNE – CAMINO DE OESTE ROAD REZONING

RA 3-15-05 (7)
Request of **Linda Osborne, represented by Don Laidlaw**, for a rezoning of approximately 4.25 acres from SR (Suburban Ranch) to SR-2 (Suburban Ranch)
Estate) on a property located on the west side of Camino de Oeste, approximately one-half mile north of El Camino del Cerro. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 4-1 (Commissioner Gungle voted NAY; Commissioners Cuyugan, Membrila and Smith were absent) to recommend **APPROVAL WITH CONDITIONS**. Staff recommends **APPROVAL WITH CONDITIONS** and standard and special requirements. (District 3)

**REZONING TIME EXTENSION**

18. **Co9-99-17, ALI, ET. AL. – ORACLE ROAD REZONING**
Request of CAPT Properties L.L.C., represented by Anselmo Alleva, Architect, for a five-year time extension for the above-referenced rezoning. The subject property is 1.30 acres, conditionally rezoned from SH (Suburban Homestead) to CB-1 (Local Business Zone) on October 12, 1999. The rezoning expired on October 12, 2004. The site consists of Tax Parcel No. 222-26-0500 and is located at 15610 North Oracle Road. Staff recommends **APPROVAL WITH CONDITIONS**. (District 1)

19. **Co9-99-18, ALI – ORACLE ROAD REZONING**
Request of CAPT Properties L.L.C., represented by Anselmo Alleva, Architect, for a five-year time extension for the above-referenced rezoning. The subject property is 2.34 acres, conditionally rezoned from SH (Suburban Homestead) to CB-1 (Local Business Zone) on October 12, 1999. The rezoning expired on October 12, 2004. The site consists of Tax Parcel Nos. 222-26-0470 and 222-26-0480 at the following locations: 15520 and 15540 North Oracle Road. Staff recommends **APPROVAL WITH CONDITIONS**. (District 1)

**ZONING CODE TEXT AMENDMENTS**

20. **Co8-03-11, MINOR LANDS DIVISION ORDINANCE**
An ordinance of the Board of Supervisors of Pima County, Arizona; relating to zoning, amending Chapter 18.03 (General Definitions) to redefine
the definition of a lot and amending the Pima County Code, Title 18, by establishing a new Chapter
18.70, Minor Lands Division; and amending Ordinance Number 1997-46 for fees for various services provided by the Development Services Department. On motion, the Planning and Zoning Commission voted 5-0 (Commissioners Cuyugan, Membrila and Smith were absent) to recommend APPROVAL WITH MODIFICATIONS. Staff recommends APPROVAL WITH MODIFICATIONS. (All Districts)

If approved, pass and adopt:

ORDINANCE NO. 2005 - 34

*(CLERK’S NOTE: Staff requests a continuance of Regular Agenda Item No. 21 to the Board of Supervisors Meeting of April 5, 2005.)*

*21. Co8-04-08, SUBDIVISION and DEVELOPMENT STREET STANDARDS MANUAL AND ASSOCIATED ZONING CODE TEXT AMENDMENTS TO CHAPTERS 18.69, 18.73, and 18.75 An ordinance of Pima County; relating to transportation and zoning; deleting the current Subdivision Street Standards Manual and adopting a New Subdivision and Development Street Standards Manual that includes, among other things, comprehensive street development design standards, parking lot design standards, and a modification process; amending Chapter 18.69 (Subdivision Standards) of the Pima County Code by, among other things incorporating by reference a New Subdivision and Development Street Standards Manual, deleting certain street development design standards from Chapter 18.69 and amending the review procedures in Section 18.69.060; amending Chapter 18.73, Landscaping, Buffering and Screening Standards by amending Section 18.73.040.C to prohibit the location of buffer yards on a residential lot, and to prohibit the location of a required buffer yard within an easement or right-of-way for a private or public street; amending Chapter 18.75, Off-street Parking and Loading Standards, by, among
other things, deleting certain off-street parking development standards, modification provisions, and off-street loading requirements. On motion, the Planning and Zoning Commission voted 5-0
(Commissioners Cuyugan, Membrila and Smith were absent) to recommend APPROVAL WITH MODIFICATIONS. Staff recommends APPROVAL WITH MODIFICATIONS. (All Districts)

If approved, pass and adopt:

ORDINANCE NO. 2005 - 35

EMERGENCY PLAN AMENDMENT

22. Co7-05-02, PIMA COUNTY – N. AJO GILA BEND HIGHWAY PLAN AMENDMENT
Proposal to initiate an emergency plan amendment to the Pima County Comprehensive Plan from Medium Intensity Urban (MIU), to Multi-functional Corridor (MFC) for the eastern half of the property zoned CR-4 (Tax Parcel No. 401-13-134A), located at the northeast corner of N. Ajo Gila Bend Highway and 1st Street in the Townsite of Ajo. The subject parcel is approximately 1.85 acres. At the conclusion of the process for an emergency plan amendment and an associated amendment to the Ajo Area Plan, direction to staff to initiate a rezoning of the property in conformance with the plan amendment. (District 3)

23. Co9-04-29, ECELBARGER/CISNEROS – FT. LOWELL ROAD REZONING
Request of Richard Ecelbarger and Laura Cisneros, for a waiver of platting requirements of the Agua Caliente – Sabino Creek Zoning Plan on about 3.30 acres from SR (Suburban Ranch) to CR-1 (Single Residence) on property located approximately 2,200 feet south of Ft. Lowell Road on the west side of Spirit Dancer Trail. The proposed rezoning conforms to the Agua Caliente – Sabino Creek Zoning Plan and conflicts with the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 5-0 (Commissioners Cuyugan, Membrila and Smith were absent) to recommend APPROVAL WITH CONDITIONS.
Staff recommends **APPROVAL WITH CONDITIONS** and standard and special requirements. (District 4)
24. REZONING ORDINANCES - Unadvertised Hearings


B. ORDINANCE NO. 2005 - 37, Co9-70-11, Investor - Valencia Road Rezoning. Owner: 4-D Properties. (District 5)

25. STREET NAME CHANGES - Unadvertised Hearings

<table>
<thead>
<tr>
<th>Present</th>
<th>Proposed</th>
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<tbody>
<tr>
<td>A. Gerhart Road and Calle de la Busca in alignment with existing street name Co14-05-003 (District 3)</td>
<td>Grizzly Springs Drive</td>
</tr>
<tr>
<td>B. Unnamed easement/road Co14-04-011 (District 4)</td>
<td>Turquoise Canyon Drive</td>
</tr>
<tr>
<td>C. Unnamed easement/road Co14-04-012 (District 4)</td>
<td>Turquoise Mountain Drive</td>
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26. CALL TO THE PUBLIC

27. 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 and B, 1st and 5th Floors, Pima County Administration Building.

DATE POSTED: 3/9/05
TIME POSTED: 5:00 P.M.
CONSENT CALENDAR, MARCH 15, 2005

CONTRACTS AND AWARDS

1. COUNTY ATTORNEY

A-1. Jim Lee, Lee Engineering, Inc., to provide expert litigation and witness services regarding Pima County Superior Court Case No. C20044037, Johnson v. Pima County, Risk Management Tort Fund, contract amount not to exceed $35,000.00 (07-02-L-135791-1104)

A-2. Alfred P. Bowles, II, M.D., Biodynamic Research Corporation, to provide expert litigation and witness services regarding the Grijalva/Colvin claim in a wrongful death, motor vehicle accident, Risk Management Tort Fund, contract amount not to exceed $35,000.00 (07-02-B-135798-0205)

A-3. Ken Shackman, to provide expert litigation and witness services regarding Superior Court Case No. CV2002-006386, King v. Pima County, Risk Management Tort Fund, contract amount not to exceed $35,000.00 (07-02-S-135807-0104)

2. HEALTH DEPARTMENT

A-1. RESOLUTION NO. 2005 - 62, approving an Intergovernmental Agreement with the Golder Ranch Fire District, to provide for the development/enhancement of public preparedness and response for bio-terrorism, Preparedness and Response for Bio-Terrorism Grant Fund, contract amount not to exceed $15,000.00 (01-01-G-135812-0305)

A-2. Arizona Department of Health Services, Amendment No. 2, to provide for the Tuberculosis Control Program and amend contractual language, Tuberculosis Control
Grant Fund, contract amount $5,599.00 decrease (01-01-A-132183-0103)
A-3. Arizona Dept. of Health Services, Amendment No. 2, to provide school education and community prevention services and amend scope of work, Local Tobacco Education Prevention Program Grant Fund, contract amount $40,000.00 revenue (01-01-A-132475-0703)

3. OFFICE OF COURT APPOINTED COUNSEL

A-1. James Alexander, Amendment No. 1, to provide legal representation of indigents charged with felonies, General Fund, contract amount $20,000.00 (17-49-A-134276-0704) Approved 5/0

A-2. Joe L. Machado, Amendment No. 1, to provide legal representation of indigents charged with felonies, General Fund, contract amount $20,000.00 (17-49-M-134300-0704) Approved 5/0

A-3. Stephanie Meade, Amendment No. 1, to provide legal representation of indigents charged with felonies, General Fund, contract amount $20,000.00 (17-49-M-134302-0704) Approved 5/0

A-4. Brick P. Storts, Amendment No. 1, to provide legal representation of indigents charged with felonies, General Fund, contract amount $20,000.00 (17-49-S-134311-0704) Approved 5/0

A-5. David Darby, Amendment No. 1, to provide legal representation of indigents charged with first degree murder, General Fund, contract amount $50,000.00 (17-49-D-134452-0704) Approved 5/0

A-6. Brick P. Storts, Amendment No. 1, to provide legal representation of indigents charged with first degree murder, General Fund, contract amount $50,000.00 (17-49-S-134468-0704) Approved 5/0

4. NATURAL RESOURCES, PARKS and RECREATION
RESOLUTION NO. 2005 - 63, approving an Intergovernmental Agreement with the Town of Marana, to provide planning, design and development of the Bureau of Reclamation Regional Park Site, no cost (01-05-M-135813-0305)
5. **PIMA HEALTH SYSTEM**

A-1. Radiology Limited, P.L.C., Amendment No. 7, to provide radiology services and amend contractual language, PHCS Enterprise Fund, contract amount $1,000,000.00 (18-15-R-129515-0801)

A-2. Dependable Home Health, Inc., Amendment No. 4, to provide home infusion therapy services, amend contractual language and extend contract term to 4/30/06, PHCS Enterprise Fund, contract amount $150,000.00 (07-15-C-130608-0502)

A-3. Carivaca Estates, Inc., d.b.a. Carivaca Estates, Amendment No. 5, to provide assisted living home services and amend contractual language, PHCS Enterprise Fund, no cost (07-15-C-132748-0603)

A-4. Easter Seals Arizona, Inc., Amendment No. 2, to provide homecare services and amend contractual language, PHCS Enterprise Fund, no cost (11-15-E-134424-0704)

A-5. Dependable Home Health, Inc., Amendment No. 1, to provide homecare services and amend contractual language, PHCS Enterprise Fund, no cost (11-15-D-134563-0704)

A-6. Marvin Dobkin, D.P.M., to provide podiatry services, PHCS Enterprise Fund, contract amount not to exceed $150,000.00/two year contract (18-15-D-135799-0505)

A-7. Arizona Women's Imaging, P.C., to provide radiology services, PHCS Enterprise Fund, contract amount not to exceed $125,000.00/two year contract (18-15-A-135806-0505)

6. **PROCUREMENT**
A-1. Act Environmental, Inc., Amendment No. 3, to provide industrial hygiene consulting services and extend contract term to 6/30/06, General Fund, contract amount $10,000.00 (07-13-A-131023-0702) Facilities Management
A-2. Sakellar Associates, Amendment No. 3, to provide architectural design services for the Bear Canyon Library Addition and extend contract term to 12/31/05, Capital Improvement Bond Fund, contract amount $1,500.00 (15-13-S-132470-0403) Facilities Management

A-3. Burns and Wald-Hopkins Architects, Amendment No. 4, to provide architectural design services for the Midtown Library, extend contract term to 5/11/06 and amend scope of work, Capital Improvement Bond Fund, contract amount $8,460.00 (15-13-B-132725-0503) Facilities Management

A-4. Automated Presort Services, Inc., Amendment No. 5, to provide pre-sort first class mail services and extend contract term to 6/2/06, General Fund, contract amount $100,000.00 (11-09-A-130792-0602) Finance

A-5. Mountain Power Electrical Contractors, Inc., Amendment No. 3, to provide SCADA utility pole installation services and extend contract term to 12/9/05, WWM Enterprise Fund, no cost (03-03-M-133725-1203) Wastewater Management

Ratifications

B-1. Sellers and Oden Joint Venture, Change Order No. 4, to provide for the Colossal Cave Park rehabilitation of structure and amend scope of work, Capital Improvement Bond Fund, contract amount $4,476.00 (03-13-S-134898-0704) Facilities Management

B-2. Desert Earth and Wood, L.L.C., Change Order No. 5, to provide for the Arivaca Health Clinic Office Expansion and amend scope of work, CDBG Grant Fund, contract amount $1,795.30 (03-13-D-134958-0804) Facilities Management
B-3. LVH Construction, Inc., Change Order No. 2, to provide for the Pima County Administration Building 3rd Floor Tenant Improvements and amend scope of work, Capital Improvement Bond Fund, contract amount $6,345.00 (03-13-L-135318-1104) Facilities Management
B-4. Haydon Building Corporation, Change Order No. 12, to provide for the Ruthrauff Road: Wetmore Road, La Cholla Boulevard to Fairview Avenue Project and amend scope of work, HURF and FHWA Grant Funds, contract amount $35,475.00 (03-04-H-133280-0903) Transportation

Awards

C-1. Low Bid: Award of Contract, Requisition No. 84643, in the amount of $108,800.00 to Project Development Group, Inc. (Headquarters: Pittsburgh, PA) for the Pima County Legal Services Building: 8th Floor Demolition and Asbestos Abatement. 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 County-wide Contract, Requisition No. 84935, in the amount of $350,000.00 to the lowest responsive bidder, TNI Partners Agency for the Tucson Citizen (Headquarters: McLean, VA) for the Publication of Legal Notices for all County departments. Contract is for a one-year period, as restricted by State statute. Funding Source: Various Department Funds. Administering Department: Procurement.

C-3. Low Bid: Award of Contract, Requisition No. 83617, in the amount of $16,216,153.56 to the lowest responsive bidder, The Ashton Company, Inc., Contractors and Engineers, (Headquarters: Tucson, AZ) for the River Road: Campbell to Dodge; Alvernon Way: Dodge to Fort Lowell Road Project. Construction is to be complete within 420 working days from Notice to Proceed. The Department of Transportation requests that the Procurement Director’s Change Order authority be increased for this project. Funding Source:
Capital Improvement Bond Fund. Administering Department: Department of Transportation.
C-4. Low Bid: Award of Contract, Requisition No. 84160, in the amount of $150,000.00 to the lowest responsive bidder, Pre-Cast Mfg., Co. (Headquarters: Phoenix, AZ) for cattle guards. Contract is for a one-year period with the option to extend for four additional one-year periods. Funding Source: Transportation Operating Fund. Administering Department: Transportation.

C-5. Increase in the not to exceed award amount for Solicitation No. 83742 from $250,000.00 to $318,000.00. Initial award was made by the Board of Supervisors on February 1, 2005 to The Acacia Group, Inc. for planning, design and construction administration services for the Pantano River Park Project – Michael Perry Park to Kenyon Road. Contract is for a one year period with the option to extend for purposes of project completion. Funding Source: Capital Improvement Bond Fund. Administering Department: Natural Resources, Parks and Recreation.

C-6. Increase in the not to exceed award amount for Solicitation No. 83923 from $400,000.00 to $462,027.00. Initial award was made by the Board of Supervisors on January 4, 2005 to Richard & Bauer Architects, L.L.C. for architectural services for Marana-Continental Ranch New Library. Contract is for a two-year period with the option to extend for purposes of project completion. Funding Source: Bond Fund. Administering Department: Facilities Management.

C-7. Highest Scoring Proposal: Award of Contract, Requisition No. 83845, for a not to exceed amount of $190,000.00, to the respondent submitting the highest scoring proposal, Kimley-Horn and Associates, Inc., (Headquarters: Raleigh, NC) for the Pima County-City of Tucson Safe Routes to School and Bicycle/Pedestrian Education Program.
Contract shall be for a two-year period with options to extend for project completion. **Funding Source**: Transportation Special Revenue Fund. **Administering Department**: Department of Transportation.
C-8. Sole Source: Award of Contract, Requisition No. 84151, in the amount of $150,000.00 to Stewart and Stevenson Power, Inc., (Headquarters: Phoenix, AZ) for labor, parts, freight and technical assistance to rebuild and/or install Waukesha equipment. Contract is for a one year period with the option to extend for four additional one year periods. Funding Source: Wastewater Management Operating Fund. Administering Department: Wastewater Management.

7. SHERIFF

RESOLUTION NO. 2005 – 64, approving an Intergovernmental Agreement with the Town of Oro Valley, Town of Marana, City of South Tucson, Town of Sahuarita, Tohono O'odham Nation, Pascua Yaqui Nation and the Tucson Airport Authority, to provide for the formation, implementation, deployment, equipping, governance and maintenance of a Regional Special Weapons and Tactics Team, no cost (01-11-O-135808-0305)

8. BOARDS, COMMISSIONS AND/OR COMMITTEES

A. Metropolitan Education Commission

Reappointment of Henrietta Shepard, Minority Group representative (Tucson Urban League); and Robert P. Breault, Business Community representative (GTEC). Term expirations: 2/19/08. (Committee recommendations)

B. Public Safety Retirement Board

Appointment of Sgt. Greg Roland, Elected Representative, to fill unexpired term of Mr. Currie Clement. Term expiration: 12-31-06. (Committee recommendation)

Reappointment of Sgt. Thomas Thompson, Elected Representative; and Georgia Brousseau, Chair, Merit System Commission.
Term expirations: 12-31-08. (Committee recommendations)
9. **BILLS OF SALE**

A. **G-2002-071, Eagle Point Estates, Phase 2 (Only), Lots 1-274. Owner: Buddy Investments, L.L.C.**


C. **G-2003-146, Vistoso Highlands, Lots 1-68. Owner: AF Sterling Homes.**

D. **G-2003-003, Wren's Nest, Lots 1-7. Owner: Skyline Homes.**

E. **G-2003-005, Rillito Crossing, Blocks 1 and 2. Owner: Summit Development.**

F. **G-2003-137, Riverside Crossing, Block 3, Lots 1-87. Owner: Scotia Joint Venture.**

10. **RATIFY AND/OR APPROVE**

   Minutes: January 18, 2005