

**AGENDA, BOARD OF SUPERVISORS' MEETING**

**BOARD OF SUPERVISORS' HEARING ROOM**

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

**FEBRUARY 14, 2006 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.

Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding a tax appeal settlement recommendation in Wing and Lei, Co. 2, L.L.C., an Arizona Liability Company, Tax Parcel No. 112-06-009A, Arizona Tax Court Case No. ST2005-000079.

Accept County Attorney's recommendation 5/0

(CLERK'S NOTE: See Zoning Enforcement Board of Appeals.)

**BOARD OF SUPERVISORS SITTING AS OTHER BOARDS**

- ... ZONING ENFORCEMENT BOARD OF APPEALS

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. P05ZV00345-1, 3 and 5, John D. Dahl. The Board may also during the course of the hearing and upon motion, enter into executive session.

Informational only

**APPEAL OF HEARING OFFICER DECISION**

B. P05ZV00345-1, 3 AND 5, JOHN D. DAHL

In accordance with Pima County Zoning Code Section 18.95.030.D, John D. Dahl appeals the decision of the Hearing Officer in Case No. P05ZV00345, Citation Nos. 1, 3 and 5, on property located at 14863 W. Parkin Lane. Citation No. 1 for a violation of Pima County Zoning Code Section 18.07.030C, open storage not permitted; Citation No. 3 for a violation of Pima County Zoning Code Sections 18.03.020J, 18.03.020 and 18.03.030, junkyard not a permitted use in the GR-1 zone; and Citation No. 5 for a violation of Pima County Zoning Code Section 18.03.030E1, two trailers without a permit. (District 3)

Uphold Hearing Officer's decision as amended  
5/0

**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 5/0  
Except CC 5

6. **COUNTY ADMINISTRATOR**

The Sheriff's Department requests approval to create new position control numbers for the following classifications. All costs associated with these new positions will be covered by provisions of the Arizona Division of Emergency Management as part of the Homeland Security Grant Program.

Approved  
5/0

<u>Class Code</u>	<u>Class Title</u>	<u>Grade Code</u>	<u>EEO, O/T Code</u>
3221	Lieutenant	S3 (\$88,440-\$97,505)	E*
3212	Sergeant	S2 (\$56,555-\$65,458)	NE**

\*E = Exempt, Not Paid Time  
\*\*NE = Not Exempt, Paid Time

7. COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION

RESOLUTION NO. 2006 - 38 , authorizing the Board of Supervisors of Pima County, Arizona, to sign a Subordination of any lienholders document for the Cross Access Agreement (Easement) associated with the Curley School Housing Partners - Curley School Project Phase 1 needed for the Arizona Department of Housing, State Housing Fund Loan. (District 3)

Approved  
5/0

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

FRANCHISE/LICENSE/PERMIT

EXTENSION OF PREMISES/PATIO PERMIT

- 8. Stephen C. Johnson, d.b.a. Macayos Del Norte, 7360 N. Oracle Road, Temporary Extension of Premises/Patio Permit for May 5, 2006.

Approved  
5/0

PUBLIC WORKS

DEVELOPMENT SERVICES

REZONING TIME EXTENSIONS

- 9. Co9-98-29, PARRA - ORACLE ROAD REZONING  
Request of Elisandro and Sherry Parra, represented by Ron Asta of Asta Planning and Zoning Company, for a one-year time extension for the above referenced rezoning from GR-1 (Rural Residential) to CB-2 (General Business) for .92 acres. The subject site was rezoned in 1998. The rezoning expired on November 17, 2005. The site is located on the west side of Oracle Road, approximately 500 feet northwest of Lupine Place. Staff recommends **APPROVAL.** (District 1)

Approved  
5/0

- 10. Co9-00-43, PARRA - ORACLE ROAD NO. 2 REZONING  
Request of Elisandro and Sherry Parra, represented by Ron Asta of Asta Planning and Zoning Company, for a one-year time extension for the above referenced rezoning from GR-1 (Rural Residential) to CB-2 (General Business) for 2.88 acres. The subject site was rezoned in 2001. The rezoning

Approved  
5/0

expired on November 21, 2005. The site is located on the west side of Oracle Road, approximately 500 feet northwest of Lupine Place. Staff recommends **APPROVAL WITH CONDITIONS**. (District 1)

**MODIFICATION (NON-SUBSTANTIAL CHANGE)  
OF REZONING CONDITION**

11. Co9-84-56, ROBINSON - CLOUD ROAD REZONING  
Request of Barbara A. Robinson, for a modification (non-substantial change) of the rezoning condition, which reads "Adherence to the site plan as presented." The applicant proposes to modify the original sketch plan to show a total of four (4) lots in place of the three (3) lots, which were originally proposed. The subject property is approximately 3.85 acres in size, was rezoned from SR (Suburban Ranch) to CR-1 (Single Residence), and is located at the intersection of Cloud Road and Webster Road. Staff recommends **APPROVAL WITH CONDITIONS**. (District 4)

Approved  
5/0

12. REZONING ORDINANCE - Unadvertised Hearing  
  
ORDINANCE NO. 2006 - 8, Co9-05-21, Durante, et. al. - Shannon Road Rezoning. Owner: James and Amy Sharp. (District 1)

Approved  
5/0

13. COMPREHENSIVE PLAN AMENDMENT RESOLUTION - Unadvertised Hearing  
  
RESOLUTION NO. 2006 - 39, Co7-03-12, Pima County - Regional Plan Policies Plan Amendment. Owner: Pima County. (All Districts)

Approved  
5/0

14. **CALL TO THE PUBLIC**

15. **ADJOURNMENT**

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

DATE POSTED: 2/8/06

TIME POSTED: 5:00 P.M.

## CONSENT CALENDAR, FEBRUARY 14, 2006

1. CONTRACTS AND AWARDSA. COMMUNITY DEVELOPMENT AND NEIGHBORHOOD  
CONSERVATION

1. RESOLUTION NO. 2006 - 31, approving an Intergovernmental Agreement with the Avra Valley Fire District, to provide heart monitors/defibrillators, CDBG Grant Fund, contract amount not to exceed \$25,000.00 (01-70-A-137611-0206)
2. RESOLUTION NO. 2006 - 32, approving an Intergovernmental Agreement with the Northwest Fire District, to provide for the installation of smoke detectors in the Flowing Wells and Rillito areas, CDBG Grant Fund, contract amount not to exceed \$5,000.00 (01-70-N-137612-0206)
3. RESOLUTION NO. 2006 - 33, approving an Intergovernmental Agreement with the Three Points Fire District, to provide for installation of fire hydrants in the Three Points area, CDBG Grant Fund, contract amount not to exceed \$48,000.00 (01-70-T-137613-0206)
4. RESOLUTION NO. 2006 - 34, approving an Intergovernmental Agreement with the Golder Ranch Fire District, to provide for installation of (3) fire hydrants and 150 address sign posts in the Catalina area, CDBG Grant Fund, contract amount not to exceed \$20,000.00 (01-70-G-137614-0206)
5. RESOLUTION NO. 2006 - 35, approving an Intergovernmental Agreement with the Corona De Tucson Fire District, to provide for installation of (9) fire hydrants in the Corona De Tucson area, CDBG Grant Fund, contract amount not to exceed \$50,000.00 (01-70-C-137615-0206)

**B. COMMUNITY SERVICES EMPLOYMENT AND TRAINING**

6. American Indian Association of Tucson, Inc., d.b.a. Tucson Indian Center, Amendment No. 4, to provide workforce development services and amend contractual language, YO Grant Fund, no cost (11-39-A-130844-0602)

**C. DIVISION OF ELECTIONS**

7. RESOLUTION NO. 2006 - 36, approving an Intergovernmental Agreement with the Regional Transportation Authority, to provide election services for the May 16, 2006 Special Election, General Fund, contract amount \$1,300,000.00 revenue (01-23-R-137628-0206)

**D. ENVIRONMENTAL QUALITY**

8. Arizona Department of Environmental Quality, Amendment No. 8, to provide investigation and monitoring of private wells in the vicinity of Tucson International Airport and extend contract term to 6/30/07, ADEQ Fund, contract amount \$2,000.00 revenue (01-51-A-123566-1097)

**E. NATURAL RESOURCES, PARKS AND RECREATION**

9. Tucson Botanical Gardens, Inc., Amendment No. 1, to operate a County owned nursery to grow and supply native plants for upcoming CIP Projects and amend scope of work, 1997 and 2004 Bond Funds, contract amount \$50,000.00 (07-05-T-136698-0705)

**F. PROCUREMENT**

10. American Western of Arizona, L.L.C., Amendment No. 2, to provide weatherization services for mobile homes, extend contract term to 3/31/07

and amend contractual language, Special Revenue Grant Funds, contract amount \$75,000.00 (11-70-A-135938-0405) Community Development and Neighborhood Conservation

11. Corey and Kime, P.C., Amendment No. 7, to provide legal representation for the Merit System Commission/Law Enforcement Merit System Council and extend contract term to 11/30/06, General Fund, contract amount \$70,000.00 (17-43-C-130103-1201) Human Resources
12. SPL WorldGroup, Inc., Amendment No. 4, to provide a professional services agreement for the implementation and support of Synergen series base product software, Various Funds, contract amount \$100,000.00 (07-14-S-134230-0504) Information Technology
13. Southern Arizona Paving and Construction Company, Amendment No. 2, to provide annual roadway maintenance services, extend contract term to 2/9/07 and amend contractual language, Transportation Operating Fund, contract amount \$2,621,950.00 (03-04-S-133960-0204) Transportation

**AWARD**

14. Award of Contract for Requisition No. 87969 and authority to proceed to negotiations with Kennedy/Jenks Consultants (Headquarters: San Francisco, CA) for the electrical system improvement design of the Roger Road Wastewater Treatment Plant. The cost for this service is not expected to exceed \$500,000.00. Funding Source: 2004 Bond Fund. Administering Department: Wastewater Management.

G. REAL PROPERTY

15. Cox Investment Group, L.L.C., to provide an Acquisition Agreement for the construction of the I-19 Southbound Frontage Road located at 171 W. Continental Road, on the southeast corner of Continental Road and Continental Plaza Intersection, 1997 Bond Fund, contract amount not to exceed \$368,931.40 including closing costs (22-64-C-137624-0206)

FINANCE AND INFORMATION SERVICES

2. DUPLICATE WARRANTS - FOR RATIFICATION

(Judge) James Angiulo	\$	111.55
Cactus Counseling Associates	\$	22,458.50
Casa Grande Village Apartments	\$	395.00
Computer Information Technology Corp.	\$	75,947.50
Data Techniques, Inc.	\$	1,000.00
Empire Transport, L.L.C.	\$	3,385.09
Option One Mortgage Corp.	\$	773.89
Simoniz Wash DePot Holdings	\$	1,338.00
Table Top Telephone Co., Inc.	\$	1,962.90
Ticor Title Agency of Arizona	\$	580.00
Yoh Service, L.L.C.	\$	21,755.00
Gomez, Antonio	\$	53.61

3. TREASURER'S OFFICE - Certificates of Clearance pursuant to A.R.S. §42-19118.

<u>NAME OF OWNER</u>	<u>REFERENCE NO.</u>	<u>TAX YEAR</u>
Adobe Wine Deli	04012166144	2004
Alan's Shoe, Inc.	04012117686	2004
Atrium Door and Window	04012166137	2004
Best Playground Equipment	04012067901	2004
C & T Oil	04012061715	2004
Cendent Meeting Corp.	03012112518	2003
Cigarettes Cheaper	03012083537	2003
Cigarettes Cheaper	04012083537	2004
Copper Creations	03012120325	2003
Copper Creations	04012120325	2004
Desert Gyms, L.L.C.	04012165280	2004
Do It Right Electric, L.L.C.	04012165875	2004
Empire State Deli Restaurant	03012097272	2003
Expedia Music Service	03012112689	2003
Factory 2 U Stores	04012043354	2004
Furniture Mart	03012101563	2003
Hi Five Mini Rainbows	04012165893	2004
La Casa Mexicana	04012165571	2004



McCollisters Transportation	02032111724	2002
Menage A Trois Wine Bar and Restaurant	04012165368	2004
Orange Express	03012120857	2003
Oscar Piel Leather and Clothing	04012166258	2004
Pierce Wireless	03012121512	2003
Prudential Insurance Co./America	02032010640	2002
Prudential Securities, Inc.	03012001527	2003
Prudential Securities, Inc.	04012001527	2004
Rainbow Gifts and More	04012170521	2004
Ramirez, Oscar	03011162071	2003
Ramirez, Oscar	04011162071	2004
Rehabilitation Engineering Tech	04012084878	2004
Savon Dental Plan	02032074948	2002
Savon Dental Plan	03012074948	2003
Savon Dental Plan	04012074948	2004
Select Fitness, L.L.C.	02032096770	2002
Select Fitness, L.L.C.	03012096770	2003
Super Go	04012166576	2004
Vals Tumble Bus	04012066915	2004

### PUBLIC WORKS

#### 4. DEVELOPMENT SERVICES

##### Public Non-Motorized Trail Easement

Public Non-Motorized Trail Easement with Dr. Neal F. Justin, for an easement 15-feet wide needed for the Eastern Pima County Trail System Master Plan for San Joaquin Trail No. 21, located parallel to the southern property boundary in Section 30, T14S, R12E, G&SRM. Pima County has the right to maintain, repair replace or reconstruct the trail and vegetation and erect signs within the easement area. (District 3)

#### 5. REAL PROPERTY

##### Franchise for Use of Right-of-Way

RESOLUTION NO. 2006 - 37, of the Board of Supervisors of Pima County, authorizing a franchise granted to Lyn-Lee Water Company, Inc., to provide a water distribution system using public right-of-way in Section 24, T11S, R10E, and Section 19, T11S, R11E. No revenue. (District 3)

Without objection  
continued to  
2/21/06