

AGENDA, BOARD OF SUPERVISORS' MEETING

BOARD OF SUPERVISORS' HEARING ROOM

130 W. CONGRESS, 1ST FLOOR

MARCH 21, 2006 9:00 A.M.

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

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

UNFINISHED BUSINESS

(RM 3/14/06)

- A. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding the settlement of Oasis at Wild Horse Ranch, L.L.C. v. Pima County C205-4824, Pima County Superior Court.

Accept County
Attorney's
Office
recommendation
5/0

NEW BUSINESS

- B. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding Financial Independence Corporation of America's appeal of the Procurement Director's February 8, 2006 denial and of its February 2, 2006 protest of the recommendation of award to AFLAC.

Informational
only

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

... FLOOD CONTROL DISTRICT BOARD

A. APPEAL OF CHIEF ENGINEER'S DECISION

1. 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 Chief Engineer's decision - Lots 78 and 90, Catalina Foothills Estates. The Board may also during the course of the hearing and upon motion, enter into executive session.

Informational only

2. CATALINA FOOTHILLS ESTATES, LOTS 78 AND 90

Pursuant to Pima County Code Section 16.56.050, appeal of the written decisions and interpretations of the Chief Engineer's Decision - Lots 78 and 90, Catalina Foothills Estates.

Refer to Flood Control District Advisory Board 5/0

B. CONTRACT

Town of Oro Valley, Amendment No. 1, to provide a license for encroachment to operate and maintain an existing piece of the pedestrian path along the Canada del Oro Wash in Section 7, T14S, R14E, no cost (12-64-0-135252-1104) Real Property

Approved 5/0

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

4. CONSENT CALENDAR: For consideration and approval

A. Call to the Public

Approved as amended

B. Approval of Consent Calendar

5/0

5. COUNTY ADMINISTRATOR

Quarterly Management Report on Collections

Staff recommends the Board accept the Quarterly Management Report on Collections for the period ending December 31, 2005 and approve the write-off request in the amount of \$11,448.00.

Approved
5/0

6. PROCUREMENT

UNFINISHED BUSINESS

(RM 3/7/06)

Appeal of Procurement Director's Decision

Pursuant to Pima County Code Section 11.20.010(J), Financial Independence Corporation of America, appeals the decision of the Procurement Director regarding RFP No. 0600056, Short Term Disability Insurance.

Deny appeal,
uphold
Procurement
Director's
Decision
3/2

NEW BUSINESS

PUBLIC WORKS - WASTEWATER MANAGEMENT

7. PRESENTATION

Presentation and endorsement of the Wastewater Management Department's 2006 Metropolitan Area Facility Plan Update (Facility Plan).

Endorse plan
5/0

*** * * HEARINGS * * ***

FRANCHISE/LICENSE/PERMIT

FIREWORKS PERMIT

8. Jennifer Townsend, Caterpillar, Inc., 5000 West Caterpillar Trail, Green Valley, April 12, 2006 at 9:00 p.m.

Approved
5/0

PUBLIC WORKS - DEVELOPMENT SERVICES

UNFINISHED BUSINESS

(RM 12/13/05 and 3/7/06)

COMPREHENSIVE PLAN AMENDMENT

9. Co7-05-15, PIMA COUNTY - CANOA RANCH NO. 3 PLAN AMENDMENT

Request of Pima County, to amend the Pima County Comprehensive Plan from Low Intensity Urban 3.0 (LIU-3.0) to Community Activity Center (CAC). The subject property is approximately 2 acres consisting of portions of Blocks 12 and 14 of Canoa Ranch and is located at the northeast corner of Camino del Sol and Canoa Ranch Road, within the Ranch Section of the Canoa Land Grant in the Upper Santa Cruz Subregion. On motion, the Planning and Zoning Commission voted 8-0 (Commissioner Cook was absent) to recommend **APPROVAL**. Staff recommends **APPROVAL**. (District 4)

Approved
5/0

UNFINISHED BUSINESS

(RM 3/7/06)

10. COMPREHENSIVE PLAN RESOLUTION - Unadvertised Hearing

RESOLUTION NO. 2006 - 60, Co7-05-15, Pima County - Canoa Ranch No. 3 Plan Amendment. Owners: Lawyers Title of Arizona, Trust No. 7789T and Fairfield Homes. (Districts 3 and 4)

Approved
5/0

NEW BUSINESS

REZONINGS

11. Co9-04-17, LEE PLAZA LC - VALENCIA ROAD REZONING

Request of Lee Plaza LC, represented by Gordon Stone of Stantec, for a rezoning of approximately 95.4 acres, from GR-1 (Rural Residential) to approximately 44.2 acres of CR-4 (Mixed Dwelling Type Zone) and approximately 51.2 acres to GR-1(R) (Rural Residential-Restricted), on property located approximately 600 feet north of Valencia

Approved as amended
5/0

Road and west of and adjacent to Mark Road. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 8-0 (Commissioner Cuyugan was absent) to recommend **APPROVAL WITH CONDITIONS**. Staff recommends **APPROVAL WITH CONDITIONS** and standard and special requirements. (District 3)

12. Co9-05-10, KLINGLER TR – ORACLE ROAD REZONING
Request of Claire and Larry Klingler, represented by Planning Resources, for a rezoning of approximately 3.18 acres, from GR-1 (GZ1) (Rural Residential) (Urban Gateway Overlay Zone) to CB-2 (GZ1) (General Business), on property located approximately 400 feet west of Oracle Road approximately 3,000 feet north of Golder Ranch Drive. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 8-0 (Commissioner Cuyugan was absent) to recommend **APPROVAL WITH CONDITIONS**. Staff recommends **APPROVAL WITH CONDITIONS** and standard and special requirements. (District 1)
13. Co9-05-16, PULSIFER TRUST – VALENCIA ROAD REZONING
Request of Pulsifer Revocable Trust, represented by Michael Marks, for a rezoning of approximately 9.34 acres from GR-1 (Rural Residential) to CR-4 (Multiple Residence), on property located on the north side of Valencia Road just east of Mark Road. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 7-1 (Commissioner Poulos voted NAY; Commissioner Cuyugan was absent) to recommend **APPROVAL WITH CONDITIONS**. Staff recommends **APPROVAL WITH CONDITIONS** and standard and special requirements. (District 3)
14. Co9-05-17, MAGEE ROAD PARTNERSHIP – MAGEE ROAD REZONING
Request of Magee Road Partnership, represented by WLB Group, Inc., for a rezoning of approximately 17.5 acres from SR (Suburban Ranch) to CR-5

Approved as amended
5/0

Approved as amended
5/0

Approved as amended
5/0

(Multiple Residence Zone), on property located on the north side of Magee Road approximately 1,100 feet east of La Cholla Blvd. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 7-1 (Commissioner Hirsch voted NAY; Commissioner Cuyugan was absent) to recommend **APPROVAL WITH CONDITIONS**. Staff recommends **DENIAL**. (District 1)

REZONING TIME EXTENSION

15. Co9-00-30, ARAVAIPA PROPERTIES, L.L.C. - VALENCIA ROAD REZONING
 Request of PBH II, L.L.C., represented by Michael Owen of American Pacific Engineering, L.L.C., for a five-year time extension for the above referenced rezoning from GR-1 (Rural Residential) to CB-1 (Local Business) for 3.0 acres and to CB-2 (General Business) for 12.0 acres. The subject site was rezoned in 2000. The rezoning expired in 2005. The site is located on the south side of Valencia Road, approximately 1/4 miles west of Cardinal Avenue. Staff recommends **DENIAL**. (District 5)

Approved
3/2

COMPREHENSIVE PLAN AMENDMENTS

16. Co7-05-17, HOOK M RANCH L.L.C., ET AL. - EAST ANDRADA ROAD ALIGNMENT EAST MAJOR PLAN AMENDMENT
Co7-05-18, HOOK M RANCH L.L.C. ET AL.- EAST ANDRADA ROAD ALIGNMENT WEST PLAN AMENDMENT
Co7-05-19, PIMA COUNTY - EAST ANDRADA ROAD/BLM LAND MAJOR PLAN AMENDMENT
 Re-referral of Comprehensive Plan Rezoning Policies for clarification and further consideration by the Planning and Zoning Commission and subsequent action by the Board of Supervisors. The Planning and Zoning Commission originally recommended approval of these plan amendments on October 26, 2005, and the Board adopted the plan amendments with additional policies on December 13, 2005. On January 10, 2006, the Board referred policy language back to the Commission to consider certain additional

Approved
5/0

policies from the Board not considered by the Commission in its original recommendation to the Board, and also to consider reconciliation as may be necessary between the added policies and those originally recommended by the Commission and staff. On motion, the Planning and Zoning Commission voted 4-3 (Commissioners Matter, Poulos, and Hirsch voted NAY, Commissioners Membrila, and Gungle were absent) to **RECONFIRM** their original recommendation to the Board, with a modification. (District 4)

17. REZONING ORDINANCES - Unadvertised Hearings

- A. ORDINANCE NO. 2006 - 17, Co9-02-30, Approved
 McCaughey - Craycroft Road Rezoning. Owner: 5/0
 Fidelity National Title, Trust No. 60069.
 (District 1)

- B. ORDINANCE NO. 2006 - 18, Co9-05-18, Approved
 Bridegain/Lenox - Mario Ranch Lane Rezoning. 5/0
 Owner: Dale and Rosemary Bridegain.
 (District 4)

18. REZONING RESOLUTIONS - Unadvertised Hearings

- A. RESOLUTION NO. 2006 - 73, Co9-88-25, Approved
 Wetmore No. 2 - 1798 - Fairview Avenue 5/0
 Rezoning. Owner: Dobbs Motors of Arizona,
 Inc. (District 3)

- B. RESOLUTION NO. 2006 - 74, Co9-91-07, Approved
 Corona Investment Co., - Snyder Road 5/0
 Rezoning. Owner: John and Nannon Roosa.
 (District 1)

19. CALL TO THE PUBLIC

20. ADJOURNMENT

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

DATE POSTED: 3/15/06

TIME POSTED: 5:00 P.M.

CONSENT CALENDAR, MARCH 21, 2006

1. CONTRACTS AND AWARDSA. COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION

1. Vail School District, Amendment No. 1, to provide for childcare scholarships for preschool, after school care and inter-session/summer break programs and extend contract term to 3/31/06, CDBG Grant Fund, no cost (01-70-V-135394-1104)

B. HEALTH DEPARTMENT

2. RESOLUTION NO. 2006 - 68, approving an Intergovernmental Agreement with the Governor's Office for Children, Youth and Families, Division for Substance Abuse Policy, to provide health services and prevention and education activities related to the consequences of methamphetamine use and production, State Grant Fund, contract amount \$20,000.00 revenue (01-01-G-137707-0106)
3. RESOLUTION NO. 2006 - 69, approving an Intergovernmental Agreement with the Governor's Office for Children, Youth and Families State School Readiness Board, to provide for child care training services, State Grant Fund, contract amount \$17,000.00 revenue (01-01-G-137708-0905)
4. RESOLUTION NO. 2006 - 70, approving an Intergovernmental Agreement with the Arizona Board of Regents, University of Arizona, Police Department, to provide reimbursement for an Emergency and Weapons of Mass Destruction Exercise, Arizona Department of Emergency Management Fund, contract amount not to exceed \$50,000.00 (01-01-A-137742-1205)

C. INFORMATION TECHNOLOGY

5. Yoh Services, L.L.C., Amendment No. 2, to provide as-needed CSharpe Tax Assemble consulting services, General Fund, contract amount \$55,000.00 (07-14-Y-137041-0905)

D. PIMA HEALTH SYSTEM

6. Accredo Health Group, Inc., Amendment No. 7, to provide for the dispensing of the prescription Synagis and amend contractual language, PHCS Enterprise Fund, contract amount \$600,000.00 (18-15-N-130144-0102)
7. Retina Centers, P.C., Amendment No. 3, to provide ophthalmology services, extend contract term to 3/31/07 and amend contractual language, PHCS Enterprise Fund, contract amount \$50,000.00 (18-15-R-130299-0202)
8. Al Shaafi Medical, P.C., d.b.a. Children's Medical Center of Tucson, Amendment No. 3, to provide primary care physician and allergy services, extend contract term to 5/31/07 and amend contractual language, PHCS Enterprise Fund, contract amount \$750,000.00 (18-15-C-134009-0604)
9. Arizona Oral and Maxillofacial Surgeons, P.C., Amendment No. 1, to provide dental and oral surgery services and amend contractual language, PHCS Enterprise Fund, contract amount \$150,000.00 (18-15-A-135072-1004)
10. University Medical Center Corporation, Amendment No. 3, to provide hospital services and extend contract term to 4/30/07, PHCS Enterprise Fund, no cost (18-15-U-135865-0405)

11. DVA Renal Healthcare, Inc., Amendment No. 1, to provide dialysis services, extend contract term to 3/31/07, reflect vendor name change and amend contractual language, PHCS Enterprise Fund, contract amount \$3,000,000.00 (18-15-G-135983-0505)
12. Carondelet St. Mary's Campus, L.L.C., d.b.a. Carondelet Silverbell Surgery Center, to provide multi-specialty ambulatory surgery center services, PHCS Enterprise Fund, contract amount \$350,000.00/2 year term (18-15-C-137746-0306)

E. **PROCUREMENT**

13. Environmental Strategies, Inc., Amendment No. 4, to provide a job order contract for remodeling and construction services and extend contract term to 4/5/07, General Fund, contract amount \$400,000.00 (26-13-E-134076-0404)
Facilities Management
14. Gilbert Electric Company, Inc., Change Order No. 3, to provide emergency generator replacement for the Pima County Government Complex Central Plant and amend scope of work, Other Special Revenue Funds, contract amount \$38,971.00 (03-13-G-135891-0305)
Facilities Management

AWARD

15. Increase in Award: IFB No. 72341, fleet trucks and cars, in the amount of \$2,643,700.00, to satisfy requirements for County vehicles for the 2006 calendar year. Funding Source: Various Funds. Administering Department: Fleet Services.

<u>Vendor</u>	<u>FY 04-05</u> <u>Award Amount</u>	<u>FY 2006</u> <u>Award Amount</u>	<u>New Total</u> <u>Award Amount</u>
Five Star Ford (Scottsdale, AZ)	\$1,732,000.00	\$1,836,200.00	\$3,568,200.00
Tucson Dodge (Tucson, AZ)	\$1,114,000.00	\$ 348,000.00	\$1,462,000.00
O'Rielly Chevrolet (Tucson, AZ)	\$ 564,000.00	No Change	\$ 564,000.00
Midway Chevrolet (Phoenix, AZ)	\$ 139,600.00	No Change	\$ 139,600.00
Lou Grubb Ford (Phoenix, AZ)	\$ 168,000.00	No Change	\$ 168,000.00
Courtesy Chevrolet (Phoenix, AZ)	\$ 160,000.00	\$ 459,500.00	\$ 619,500.00

16. Cooperative Award: Requisition No. 0600687, combination sewer cleaning truck, Arizona Wastewater Industries (Headquarters: Prescott, AZ) in the amount of \$265,733.83 (and all applicable taxes) to satisfy requirement of the Wastewater Management Department. Funding Source: WWM Enterprise Fund. Administering Department: Wastewater Management.

F. **SHERIFF**

17. RESOLUTION NO. 2006 - 71, approving an Intergovernmental Agreement with Governor's Office of Highway Safety, to provide for the purchase of one (1) fully equipped DUI processing van to prevent DUI occurrences, Federal Fund, contract amount \$100,000.00 revenue (01-11-G-137764-0206)

18. First Correctional Medical - Tucson, L.L.C., Amendment No. 2, to provide behavioral health services and extend contract term to 4/30/06, General Fund, contract amount \$15,000.00 (07-11-F-135562-0105)

G. **SUPERIOR COURT**

19. Pascua Yaqui Tribe, Amendment No. 4, to provide incarceration of subject

Without objection, continued to 04/04/06

juveniles and extend contract term to 12/31/06, contract amount \$430,700.00 revenue (01-18-P-130088-1201)

H. **WASTEWATER MANAGEMENT**

- 20. Mission Linen Supply, Amendment No. 1, to provide settlement and release agreement to re-plumb Mission Linen sanitary sewer and extend contract term to 9/30/06, no cost (03-03-M-137759-1004)

2. **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>
Marcus, Eric B.	001	DEM
Olson, Janet R.	016	DEM
Olson, John W.	016	DEM
Loquvam, Anna L.	067	DEM
Schwarz, John E.	078	DEM
Lugers, Judith L.	142	DEM
Orehek-Newton, Lillian M.	310	DEM
Schwarz, Robert A.	385	DEM

<u>APPOINTMENTS</u>	<u>PRECINCT</u>	<u>PARTY</u>
Cultice, Thomas L.	142	DEM
Newton, Joy	202	DEM
Gerganoff, Doris S.	207	DEM
Dougherty, Diana P.	209	DEM
Stell, Susan	225	DEM
Leon, Jr., Jesus O.	321	DEM
Alvarez, Evelyn	348	DEM
Davis, Ruth B.	351	DEM
Cocuzza, Joanne	360	DEM
Barnes, Joyce L.	365	DEM
Cozad, Robert J.	386	DEM
Orehek-Newton, Lillian M.	387	DEM
Winston, K. Grant	396	DEM

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

- A. Richard G. Rich, Congregation Bet Shalom, 3881 East River Road, Tucson, March 25, 2006.

- B. Elizabeth Bollinger, Boys and Girls Clubs, Loews Ventana Canyon Resort, 7000 North Resort Drive, Tucson, April 9, 2006.
- C. David S. Richter, American Parkinson Association, AZ Chapter, St. Philip's Plaza, 4280 North Campbell Avenue, Tucson, April 22, 2006.

PUBLIC WORKS

4. **REAL PROPERTY**

Condemnation

RESOLUTION NO. 2006 - **72**, of the Pima County Board of Supervisors authorizing the Pima County Attorney to condemn for real property or real property interests where necessary for the Valencia Road: Mission to I-19 Project, within Sections 10 and 15, T15S, R13E. (District 5)