

AGENDA, BOARD OF SUPERVISORS' MEETING

BOARD OF SUPERVISORS' HEARING ROOM

130 W. CONGRESS, 1ST FLOOR

OCTOBER 10, 2006 9:00 A.M.

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

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

A. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding proposed settlements for the following:

1. Casas Adobes Baptist Church, Arizona Tax Court Case No. TX2005-050298.
2. First Ave/Wetmore Office Plaza, L.L.C., an Arizona Limited Liability Company, Arizona Tax Court Case No. TX2005-050195.
3. Starr Pass Resort Developments, L.L.C., an Arizona Limited Liability Company, Arizona Tax Court Case No. TX2005-050329.
4. TMC Foundation, an Arizona Non-profit Corporation, Arizona Tax Court Case No. TX2005-050197.
5. James David Burke and Jaime Blake Burke, as trustees of the James David and Jaime Blake Burke Family Trust, Arizona Tax Court Case No. TX2005-050194.

B. Pursuant to A.R.S. §38-431.03(A)(3) and (4), for legal advice and direction regarding authorization for the Pima County Treasurer to issue a refund of taxes for Tax Years 2002 through 2005 as part of the settlement negotiations approved by the Board on September 19, 2006 for University Physicians,

Accept County Attorney recommendations for settlement for Items A1, A2, A3, A4 & A5
5/0

Accept County Attorney recommendations for settlement
5/0

Inc., d.b.a. University Physicians Healthcare, an Arizona non-profit corporation, Arizona Tax Court Case Nos. TX2001-000031 and TX2005-050119.

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

... **FLOOD CONTROL DISTRICT BOARD**

CONTRACTS

A. Lisa Rauch, to provide an Acquisition Agreement for property located at 3600 N. Camino Sinuoso, needed for the Rillito River Linear Park: Alvernon to Craycroft, Tax Parcel No. 109-24-030A, 2004 Bond Fund, contract amount \$38,850.00 including closing costs (22-59-R-138629-1006)

Approved
5/0

B. Louise D. Boone, Trustee of the Boone Trust, to provide an Acquisition Agreement for property located at the southwest corner of Moore and Musket Roads for the Floodprone Land Acquisition Program, Tax Parcel No. 208-18-212B, Flood Control Levy Fund, contract amount \$41,700.00 including closing costs (22-59-B-138645-1006)

Approved
5/0

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

5. **CONSENT CALENDAR**: For consideration and approval

A. Call to the Public

Approved
except CC
1-F7
5/0

B. Approval of Consent Calendar

6. **COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION**

Staff requests approval and authorization to negotiate agreements for each of the following projects as recommended by the Pima County Neighborhood Reinvestment Oversight Committee.

Approved
5/0

<u>Neighborhood</u>	<u>Project</u>	<u>Estimated Budget</u>
Barrio Anita	Basketball court cover/amenities	\$395,000.00
Santa Catalina	Community Center	\$500,000.00

7. **INDUSTRIAL DEVELOPMENT AUTHORITY**

RESOLUTION NO. 2006 - **269** , of the Board of Supervisors of Pima County, approving the proceedings of the Industrial Development Authority of the County of Pima, regarding the issuance of its not to exceed \$9,250,000.00 Education Facilities Revenue Bonds (Sonoran Science Academy Tucson Project) Series 2006 and declaring an emergency.

Approved
5/0

8. **FIRE DISTRICT**

Rincon Valley Fire District

Pursuant to A.R.S. §48-262.A.12, validation of the petitions presented from the Rincon Valley Fire District for the proposed Academy Village Annexation. (District 4)

Approved
5/0

9. **OFFICE OF EMERGENCY MANAGEMENT**

Donation of Vehicles

Staff requests permission to donate five surplus vehicles as follows: two 1/2 ton pickup trucks to the Three Points Fire District; one Dodge Durango to the Corona de Tucson Fire District; and one water truck and one Dodge Durango to the Avra Valley Fire District.

Approved
5/0

PUBLIC WORKS

DEVELOPMENT SERVICES

10. **FINAL PLAT WITH ASSURANCES**

A. P1205-029, Sycamore Canyon, Block A, Lots 1-18 and Common Area A. (District 4)

Approved
5/0

B. P1206-105, Canoa Ranch, Block 22 and a Portion of Block 27-II, Lots 101-123 and a Portion of Common Area B. (District 4)

Approved
5/0

11. **FINAL PLAT WITHOUT ASSURANCES**

P1205-094, River Crossing Retail Center, Lots 1-7.
(District 1)

Approved
5/0

NATURAL RESOURCES, PARKS AND RECREATION

12. **GRANT APPLICATION**

RESOLUTION NO. 2006 - **270** , of the Pima County Board of Supervisors, approving applications for Wildlife Projects under the Arizona Game and Fish Department Heritage Fund:

Approved
5/0

<u>PROJECT NAME</u>	<u>GRANT REQUEST</u>	<u>MATCHING COSTS</u>
Catalina Regional Park Wildlife Viewing Blinds	\$26,950.00	\$26,090.00
Educational Display Trailer	\$23,150.00	\$15,000.00
Wildlife Viewing Guides to Pima County Natural Resource Parks	\$19,368.00	\$15,000.00

WASTEWATER MANAGEMENT

13. **PRETREATMENT SETTLEMENT AGREEMENTS**

Staff recommends approval of the following proposed Pretreatment Settlement Agreements, Wastewater Management Enterprise Fund:

Approved
Items A, B
and C
5/0

- A. Ventana Canyon Car Wash, an Arizona Corporation, No. 2006-09. Proposed settlement amount of \$400.00.
- B. Lasertel, Incorporated, an Arizona Corporation, No. 2006-14. Proposed settlement amount of \$750.00.
- C. East Scan, Inc., an Arizona Corporation, d.b.a. Seri Melaka, No. 2006-15. Proposed settlement of \$600.00.

* * * HEARINGS * * *

PUBLIC WORKS

DEVELOPMENT SERVICES - REZONING

14. Co9-06-14, GODFREY - CALLE ENTRADA EASEMENT NO. 3 REZONING

Request of Kenneth C. Godfrey, for a rezoning of 3.56 acres from SR (Suburban Ranch) to SR-2 (Suburban Ranch Estate), on property located 400 feet east of the Calle Entrada Easement, approximately 1/4 mile north of Catalina Highway and Prince Road. The proposed rezoning conforms to the Pima County Comprehensive Plan, Co7-00-20. On motion, the Planning and Zoning Commission voted 7-0 (Commissioners Membrila and Smith were absent) to recommend **APPROVAL WITH CONDITIONS**. Staff recommends **APPROVAL WITH CONDITIONS**. (District 4)

Approved as amended
5/0

15. REZONING ORDINANCE - Unadvertised Hearing

ORDINANCE NO. 2006 - 81, Co9-04-17, Lee Plaza, L.L.C. - Valencia Road Rezoning. Owner: Mark Road, L.L.C. (District 3)

Approved
5/0

16. CALL TO THE PUBLIC

17. ADJOURNMENT

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

DATE POSTED: 10/3/06

TIME POSTED: 5:00 P.M.

CONSENT CALENDAR, OCTOBER 10, 2006

1. CONTRACTS AND AWARDSA. COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION

1. RESOLUTION NO. 2006 - 266, approving an Intergovernmental Agreement with the Sahuarita Unified School District, to provide for the design and construction of a community building for the Amado Neighborhood Reinvestment Project, 2004 Bond Fund, contract amount \$500,000.00 (01-70-S-138627-1006)

B. COMMUNITY SERVICES

2. The Salvation Army, Amendment No. 5, to provide emergency financial assistance services and extend contract term to 6/30/07, Federal Grant Fund, contract amount \$125,000.00; General Fund, contract amount \$10,000.00 (07-39-S-133796-1003)

C. COUNTY ATTORNEY

3. DeConcini, McDonald, Yetwin & Lacy, P.C., Amendment No. 2, to provide legal advice and representation for Superior Court Case No. C20046106, Robson Ranch Quail Creek, L.L.C., v. Pima County, et. al., WWM Development Fund, contract amount \$25,000.00 (17-02-D-136260-0405)
4. Osborn Maledon, P.A., to provide legal representation of Kathleen A. Mayer before the State Bar of Arizona, Risk Management Tort Fund, contract amount \$100,000.00 (17-02-M-138640-0806)

D. HEALTH DEPARTMENT

5. Arizona Board of Regents, University of Arizona, Police Department, Amendment No. 1, to provide for emergency and weapons of mass destruction exercise and extend contract term to 11/15/06, AZDEM Grant Fund, no cost (01-01-A-137742-1205)

E. NATURAL RESOURCES, PARKS AND RECREATION

6. Community Food Bank, Inc., to provide a 25 year lease for the Amado Food Bank, General Fund, contract amount \$250.00 revenue (04-05-C-138616-1006)

F. PROCUREMENT

7. The Durrant Group, Inc., Amendment No. 6, to provide for design, construction administration and commissioning services for ~~the Kine Public Health Center~~ **Dr. Herbert K. Abrams Public Health Center** and amend scope of work, 2004 Bond Fund, contract amount \$5,582.50 (16-13-D-134354-0604) Facilities Management
8. Tucson Commercial Carpet, Inc., Amendment No. 1, to provide a job order contract for flooring services, General Fund, contract amount \$250,000.00 (26-13-T-137758-0206) Facilities Management
9. Adair Funeral Home, Inc., Amendment No. 3, to provide funeral goods and services, amend scope of work and extend contract term to 6/30/07, General Fund, no cost (11-29-A-135600-1204) Public Fiduciary
10. A & K Transportation, Inc., Amendment No. 3, to provide special needs transportation services and extend contract term to 1/31/08, Transportation

Operating Fund, contract amount
\$1,900,000.00 (11-04-A-133875-0204)
Transportation

G. **REAL PROPERTY**

11. Tres Piedras, L.L.C., to provide an Acquisition Agreement for Urban Open Space Encroachment on Davis Monthan Air Force Base, Tax Parcel Nos. 141-26-003C, 141-26-003J and 141-26-003K, 2004 Bond Fund, contract amount \$133,753.00 including closing costs (22-05-T-138636-1006) Natural Resources, Parks and Recreation
12. Helen V. Fisher, to provide an Acquisition Agreement for Urban Open Space Encroachment on Davis Monthan Air Force Base, Tax Parcel Nos. 141-26-003G and 141-26-003H, 2004 Bond Fund, contract amount \$78,146.00 including closing costs (22-05-F-138637-1006) Natural Resources, Parks and Recreation
13. James V. and Claudia A. Baumer, to provide an Acquisition Agreement for Urban Open Space Encroachment on Davis Monthan Air Force Base, Tax Parcel Nos. 141-03-049A and 141-03-049B, 2004 Bond Fund, contract amount \$422,800.00 including closing costs (22-05-B-138638-1006) Natural Resources, Parks and Recreation

H. **SHERIFF**

14. Bureau of Land Management, Amendment No. 3, to provide for law enforcement personnel, special patrols and emergency radio communications services and extend contract term to 9/30/07, BLM Federal Fund, contract amount \$10,000.00 revenue (01-11-B-134223-1003)

I. **TRANSPORTATION**

15. RESOLUTION NO. 2006 - **267** , approving an Intergovernmental Agreement with the City of Tucson, to provide for fixed route bus service (Sun Tran) and ADA paratransit service (Van Tran), ADA eligibility certification, fare certification and voucher sales, Transportation Operating Fund, contract amount \$18,375,800.00/3 year term (01-04-T-138641-0706)

2. **BOARDS, COMMISSIONS AND/OR COMMITTEES**A. **Davis-Monthan Open Space Advisory Committee**

Appointment of James B. Barker, Davis-Monthan representative, replacing Jennifer Meyer. No term expiration. (Jurisdictional recommendations)

B. **Tucson-Pima County Metropolitan Energy Commission**

Appointment of Tina E. Cook to replace Katharine J. Kent. Term expiration: 9/30/08. (Committee recommendation)

PUBLIC WORKS3. **NATURAL RESOURCES, PARKS AND RECREATION****Condemnation**

RESOLUTION NO. 2006 - **268** , of the Pima County Board of Supervisors, authorizing the County Attorney to condemn real property interests where necessary for public trail access from the terminus of Pima County's current access corridor near the eastern end of Roger Road to the boundary of the Coronado National Forest, in Township 13 South, Range 16 East, Sections 20 and 21, G&SRM, Pima County, Arizona.

WASTEWATER MANAGEMENT**4. 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:

- A. Chevron Station No. 95481, owned by Loma Catalina Company, an Arizona Corporation, No. 2006-030. Proposed settlement amount of \$400.00.
- B. Glenn O'Leary, d.b.a. La Madrina Pizzeria, No. 2006-029. Proposed settlement amount of \$1,321.81.

5. RATIFY AND/OR APPROVE

Minutes: August 21, 2006