AGENDA, BOARD OF SUPERVISORS' MEETING

BOARD OF SUPERVISORS' HEARING ROOM

130 W. CONGRESS, 1ST FLOOR

DECEMBER 12, 2006   9:00 A.M.

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

**BOARD OF SUPERVISORS SITTING AS OTHER BOARDS**

... **FLOOD CONTROL DISTRICT BOARD**

A. **Real Property**

RESOLUTION NO. 2006 – **FC 13**, of the Board of Directors of the Pima County Flood Control District, approving and authorizing the Pima County Attorney to condemn for real property and real property interests where necessary for the construction of a culvert in the Black Wash crossing South Camino Verde Road with minor bank protection upstream and downstream in Section 10, T15S, R12E, G&SRM.


B. **Riparian Habitat Mitigation Plan**

Staff requests approval of the Hydro/Meso Riparian Habitat Mitigation Plan to construct a single family residence on property located at 7964 N. Pima Village Court (Lot 193 in Pima Canyon Estates.) (District 1)

Approved 5/0

RA 12-12-06 (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**

   Direction to staff to initiate the Water Resources Element Regional Plan Policies—Comprehensive Plan Amendment in the 2007 process and that the proposed policies be substituted for the existing Water Resources Policy of the Comprehensive Plan.

7. **COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION**

   RESOLUTION NO. 2006 – 328, of the Board of Supervisors of Pima County, Arizona, amending the Annual Action Plan, 2006-2007 as follows:

   Delete: Rillito Basketball Court $70,000.00
   Add: Arivaca Community Center Skate Park $70,000.00

8. **FIRE DISTRICT – GOLDER RANCH FIRE DISTRICT**

   Pursuant to A.R.S. §48-262.A.12, validation of the petitions presented from the Golder Ranch Fire District for the proposed Palisades Annexation. (District 1)

9. **INDUSTRIAL DEVELOPMENT AUTHORITY**

   A. RESOLUTION NO. 2006 – 329, of the Board of Supervisors of Pima County, Arizona, approving the proceedings of the Industrial Development Authority of the County of Pima regarding the issuance of its not to exceed $120,000,000.00 Revenue Bonds (Tucson Medical Center), Series 2007A and declaring an emergency.
B. RESOLUTION NO. 2006 – 330, of the Board of Supervisors of Pima County, Arizona, approving the proceedings of the Industrial Development Authority of the County of Pima regarding the issuance of its not to exceed $8,500,000.00 Education Revenue Bonds (Basis School, Inc. Project) Series 2007 and declaring an emergency.

PUBLIC WORKS

TRANSPORTATION

10. ACCEPTANCE OF PROJECTS/ROADWAYS FOR MAINTENANCE

A. P1202-003, Loma Alta, Lots 1-89. Developer: AF Sterling HomeBuilders. (District 4)

B. P1298-164, Rancho del Lago, Lots 21-72. Developer: DR Horton Homes. (District 4)

C. P1204-068, Presidio Ridge, Lots 1-99. Developer: Richmond American Homes. (District 5)

WASTEWATER MANAGEMENT

11. PRETREATMENT SETTLEMENT AGREEMENTS

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

A. G and Y Investments, an Arizona Corporation, d.b.a. Sparkle Carwash, No. 2006-04. Proposed settlement amount of $1,400.00.

B. Chevron Station No. 95481, owned by Loma Catalina Company, an Arizona Corporation, No. 2006-030. Proposed settlement amount of $400.00.

C. Glenn O’Leary, d.b.a. La Madrina Pizzeria, No. 2006-29. Proposed settlement amount of $1,321.81.
**HEARINGS**

**FRANCHISES/LICENSES/PERMITS**

**LIQUOR LICENSES**

*(CLERK’S NOTE: See Sheriff’s Report.)*


13. 06-54-8877, Nirmal Nagra, Country Inn and Suites, 7411 N. Oracle Road, Tucson, Series 7, Beer and Wine Bar License, Person Transfer.

14. 06-55-8878, Laura Karin Williamson, Vintabra, 2890 E. Skyline Drive, No. 160, Tucson, Series 6, Bar License, Person and Location Transfer.

**FIREWORKS PERMITS**


16. Troy Finley, Tucson Country Club, 2950 North Camino Principal, Tucson, December 23, 2006, at 8:00 p.m.

**PUBLIC WORKS**

**DEVELOPMENT SERVICES**

**REZONING TIME EXTENSION**

17. Co9-00-59, SWC RIVER/CRAYCROFT L.L.C., - RIVER ROAD REZONING Request of PVS Partners, L.L.C., represented by Rick Engineering Company, for a five-year time extension for the above referenced rezoning from CR-1 (Single Residence) to TR (Transitional) for 3.2 acres. The subject site was rezoned in 2001.
The rezoning expired on October 2, 2006. The site is located on the northwest corner of River Road and Craycroft Road. Staff recommends DENIAL. (District 1)

**COMPREHENSIVE PLAN AMENDMENTS**

18. **Co7-06-01, PIMA COUNTY – GREEN VALLEY SPECIAL AREA POLICY “S-11 GREEN VALLEY HEIGHT POLICY” EXPANSION MAJOR PLAN AMENDMENT**  
Request of Pima County on behalf of the Green Valley Community Coordinating Council, to amend the Pima County Comprehensive Plan Regional, Rezoning, and Special Area Policies to expand the applicable area of Green Valley for the special area policy “S-11 Green Valley Height Policy.” Special Area Policy S-11 limits the maximum building height to 24 feet and proposes southwestern style architectural design. The subject property is approximately 7,350 acres and is located on the west and east sides of I-19 from Duval Mine Road to Duval Mine Waterline Road and on the west side of I-19 to Elephant Head Road in Sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23, 24, 25, 26, 27, 34, 35, and 36 of T18S, R13E; Sections 18, 19 of T18S, R14E; and Sections 2, 3, 4, 5, 8, 9, 16, 17, 18, 19, 20, 29, and 30 of T19S, R13E in the Upper Santa Cruz Subregion. On motion, the Planning and Zoning Commission voted 8-0 (Commissioner Gungle was absent) to recommend APPROVAL. Staff recommends APPROVAL. (Districts 3 and 4)

19. **Co7-06-12, ARBOREAL AGRICULTURAL RESOURCES, L.L.C. AND POMEGRANATE FARMS I, L.L.C., – W. VALENCIA ROAD MAJOR PLAN AMENDMENT**  
Request of Arboreal Agricultural Resources, L.L.C. and Pomegranate Farms I, L.L.C., to amend the Pima County Comprehensive Plan from Low Intensity Urban 0.3 (LIU 0.3) to Medium Intensity Urban (MIU) and Community Activity Center (CAC). The subject property is approximately 616.26 acres and is located on the south side of Valencia Road, approximately 2,000 feet east of the intersection of Valencia Road and Ajo Highway, in Section 18,
T15S, R12E, in the Southwest Subregion. On motion, the Planning and Zoning Commission voted 4-3 (Commissioner Gungle was absent, Commissioners Smith, Cuyugan and Poulos voted NAY, Commissioner Membrila abstained) to recommend MODIFIED APPROVAL, SUBJECT TO REZONING POLICIES. Staff recommends MODIFIED APPROVAL, SUBJECT TO REZONING POLICIES. (District 3)

20. Co7-06-14, ARIZONA BOARD OF REGENTS/TUCSON 738, L.L.C., - W. AJO HIGHWAY MAJOR PLAN AMENDMENT Request of Arizona Board of Regents/Tucson 738, L.L.C., represented by Tucson 738, L.L.C., to amend the Pima County Comprehensive Plan from Low Intensity Urban 0.3 (LIU 0.3) to Medium Intensity Urban (MIU) and Community Activity Center (CAC). The subject property is approximately 837 acres and is located on the south side of Ajo Highway, east of the Postvale Road alignment and south of the intersection of Ajo Highway and Valencia Road, in Sections 13 and 14, T15S, R11E, in the Southwest Subregion. On motion the Planning and Zoning Commission voted 4-3 (Commissioner Gungle was absent, Commissioners Smith, Cuyugan and Poulos voted NAY, Commissioner Membrila abstained) to recommend MODIFIED APPROVAL, SUBJECT TO REZONING POLICIES. Staff recommends MODIFIED APPROVAL, SUBJECT TO REZONING POLICIES. (District 3)

CONDITIONAL USE PERMIT

21. P21-06-019, PHILLIP JOHN & CAROL B. MACK REVOCABLE TRUST - N. SABINO CANYON PARK The WLB Group, Inc., applicant) on property at 12856 N. Sabino Canyon Park, in an RVC Zone, requests a Conditional Use Permit for a restaurant with liquor license. Chapter 18.97 in accordance with Section 18.41.040A56 of the Pima County Zoning Code allows a restaurant with liquor license as a Type II Conditional Use in the RVC zone. The Hearing Administrator recommends APPROVAL WITH CONDITIONS. (District 4)
LOT SPLIT

22. Co9-81-94, PIONEER TRUST OF ARIZONA NO. 11,326 - CAMINO CASA VERDE REZONING

Request of Edith and Johnnie Lake, for a lot split. The applicant requests retroactive approval for division of Tax Parcel No. 304-57-9840 into two parcels. Rezoning Condition No. 10, states, ‘No further subdividing or lot splitting without the written approval of the Board of Supervisors.’ The applicant requests to split the approximately 2.74 acre parcel into 2 parcels (2.36 acres and .48 acres). The subject Parcel is zoned CB-2 and located on the north side of Camino Casa Verde, about 1/2 mile west of La Canada Drive. Staff recommends APPROVAL WITH CONDITIONS. (District 4)

23. SPECIFIC PLAN RESOLUTIONS - Unadvertised Hearings


B. RESOLUTION NO. 2006 - 332, Co23-96-01, Miraval Specific Plan. Owner: Sierra Health-Styles, Inc. (District 1) Approved 5/0

24. STREET NAME CHANGE - Unadvertised Hearing

<table>
<thead>
<tr>
<th>Present</th>
<th>Proposed</th>
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<tbody>
<tr>
<td>Unnamed easement/road</td>
<td>Spectacular Way</td>
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<tr>
<td>Co14-06-020</td>
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<td>(District 1)</td>
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Approved 5/0
25. CALL TO THE PUBLIC

26. ADJOURNMENT
CONSENT CALENDAR, DECEMBER 12, 2006

THE FOLLOWING ITEM MAY PRESENT A POTENTIAL CONFLICT OF INTEREST FOR SUPERVISOR DAY:

JUSTICE AND LAW ENFORCEMENT

1. JUSTICE COURT - JUDGE PRO TEMPORE

Appointment of Judge Pro Tempore for Pima County Justice Courts for the period January 1 through December 31, 2007:

   Watters, Adam W.
CONSENT CALENDAR, DECEMBER 12, 2006

2. CONTRACTS AND AWARDS

A. COMMUNITY DEVELOPMENT & NEIGHBORHOOD CONSERVATION

1. RESOLUTION NO. 2006 – 325, approving an Intergovernmental Agreement with the Town of Marana, to provide management and implementation of the Community Development Block Grant Program for administration, housing rehabilitation, affordable housing land acquisition and Honea Heights Neighborhood Park, CDBG Grant Fund, contract amount $170,000.00 (01-70-M-138937-1006)

2. RESOLUTION NO. 2006 – 326, approving an Intergovernmental Agreement with the City of South Tucson, to provide for management and implementation of the Community Development Block Grant Program that includes administration, community policing/crime prevention, Economic Development Brochure, emergency home repair, fire safety equipment, sign replacement, and youth and family programs, CDBG Grant Fund, contract amount $435,000.00 (01-70-S-138940-1006)

3. RESOLUTION NO. 2006 – 327, approving an Intergovernmental Agreement with the Town of Marana, to provide for the Marana Vista Estates Neighborhood Reinvestment Project, 2004 Bond Fund, contract amount $443,829.00 (01-70-M-138960-1206)

B. COMMUNITY SERVICES, EMPLOYMENT AND TRAINING

4. United Way of Tucson and Southern Arizona, to provide job training for
family self-sufficiency, United Way Grant Fund, contract amount $71,400.00 revenue (02-69-U-138947-0107)

C. COUNTY ATTORNEY

5. Mesch, Clark & Rothschild, P.C., Amendment No. 1, to provide legal advice and representation for on-going litigation regarding the claim against Pima County/Posada Del Sol, Risk Management Tort Fund, contract amount $50,000.00 (17-02-M-136023-0305)

D. PIMA HEALTH SYSTEM

6. CareGiver Connection of Arizona, L.L.C., d.b.a. AristoCare Home Health Services, Amendment No. 5, to provide for homecare services and amend contractual language, PHCS Enterprise Fund, contract amount $600,000.00 (11-15-C-134885-0904)

7. Marana Health Center, Inc., to provide for primary and specialty care services, PHCS Enterprise Fund, contract amount $900,000.00/2 year term (18-15-M-138942-0107)

8. Caregiver Connection of Arizona, L.L.C., d.b.a. Aristocare Home Health Services, to provide for non-skilled homecare services, PHCS Enterprise Fund, contract amount $650,000.00 (11-15-C-138943-1206)

E. PROCUREMENT

9. Willdan, Inc., Amendment No. 2, to provide for plan review and inspection services and extend contract term to 1/31/08, Development Services Enterprise Fund, no cost (16-25-W-137716-0206) Development Services

11. CBIZ Gordon, Zucarelli & Handley Benefits & Insurance Services, Inc., Amendment No. 2, to provide consulting services for employee benefits and extend contract term to 12/15/07, General Fund, contract amount $10,000.00 (07-43-C-135513-1204) Human Resources

12. Securitas Security Services USA, Inc., Amendment No. 2, to provide for uniformed security guard services at Wastewater Management facilities and amend scope of work, General Fund, contract amount $70,000.00 (11-11-S-137001-0905) Sheriff

AWARDS

13. Qualified Applicants: Award of Contract, Requisition No. 0603044, in the amount of $250,000.00 to the five responsive and responsible applicants for as-required Juvenile Attorney Panel services. The award will be allocated to 5 contracts in the amount of $50,000.00 each with four annual renewal options:

<table>
<thead>
<tr>
<th>ATTORNEY</th>
<th>HEADQUARTERS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bradley James Armstrong, d.b.a.</td>
<td>Tucson AZ</td>
</tr>
<tr>
<td>Armstrong Law Office</td>
<td></td>
</tr>
<tr>
<td>Frances K. Baseden, d.b.a.</td>
<td>Tempe, AZ</td>
</tr>
<tr>
<td>Law Office of Frances K. Baseden</td>
<td></td>
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<tr>
<td>Jack L. Lansdale, Jr., d.b.a.</td>
<td>Tucson, AZ</td>
</tr>
<tr>
<td>Law Offices of Jack L. Lansdale, Jr.</td>
<td></td>
</tr>
</tbody>
</table>
14. Highest Scoring Proposal: Award of Contract, Requisition No. 0701079, in an amount not to exceed $350,000.00 to the respondent submitting the highest scoring proposal, MMLA Psomas, Inc., (Headquarters: Los Angeles, CA) for Construction Surveying – Valencia Road: Mark Road to Camino de la Tierra. In the event a fee agreement cannot be reached with the highest ranked firm, request authorization to negotiate with the next highest ranked firms on the final list in the following order: Urban Engineering, Inc., Stantec Consulting, Inc., Amec Infrastructure or EEC, Inc., until a contract is executed or the final list is exhausted. Contract is for a two-year period with the option to extend for purposes of project completion. Funding Source: 1997 HURF Revenue Bond Fund. Administering Department: Transportation.

15. Award of Contract, Requisition No. 0603127, to Gannett Fleming, Inc., (Headquarters: Harrisburg, PA) the respondent submitting the highest scoring proposal for the Capital Improvement Program – Delivery Improvement/Enhancement Project. The estimated total cost shall not exceed $500,000.00. In the event that a fee agreement cannot be reached with the highest ranked firm, request authorization to negotiate with the next
highest ranked firms in the following order: Parsons 3D/I and Burns & McDonnell, until a contract is executed. Funding Source: Wastewater Management Enterprise Fund. Administering Department: Wastewater Management.

16. Low Bid: Award of Contract for Requisition No. 89407, in the amount of $20,789,720.00 to Don Kelley Construction, Inc., d.b.a. Kell and Company (Headquarters: Tucson, AZ) for the Santa Cruz Interceptor: Franklin Street to Prince Road Phase 2 Project. It is anticipated that due to the escalation of construction material costs, completion of the total Santa Cruz Interceptor Project will require a bond amendment when the contract for Phase 3 is awarded in early 2007. Funding Source: 2004 Bond and Wastewater Management System Development Funds. Administering Department: Wastewater Management.

F. SHERIFF

17. Yuma County Sheriff's Department, Amendment No. 1, to provide for participation in the Arizona Southwest Border Alliance and extend contract term to 12/31/06, H.I.D.T.A. XIV Grant Fund, no cost (01-11-Y-134152-1003)

18. Town of Florence Police Department, Amendment No. 1, to provide for participation in the Arizona Southwest Border Alliance and extend contract term to 12/31/06, H.I.D.T.A. XIV Grant Fund, no cost (01-11-F-134728-1003)

19. Yuma County Sheriff's Office, Amendment No. 2, to provide for participation in the Arizona Southwest Border Alliance and extend contract term to 6/30/07,
20. La Paz County Sheriff's Office, Amendment No. 1, to provide participation in the Arizona Southwest Border Alliance and extend contract term to 6/30/07, H.I.D.T.A. XV Grant Fund, no cost (01-11-L-136215-1004)

3. **DIVISION OF ELECTIONS**

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

<table>
<thead>
<tr>
<th>APPOINTMENTS</th>
<th>PRECINCT</th>
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<tr>
<td>Ewoldt, David C.</td>
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<td>Stewart, David E.</td>
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<td>Spencer, Andrew P.</td>
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<td>Kahl, Robert G.</td>
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<td>Abbey, Sandra L.</td>
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<td>Hunter, Dave D.</td>
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4. **BOARDS, COMMISSIONS AND/OR COMMITTEES**

A. **Environmental Quality Advisory Council**

Reappointment of Daniel G. Rowe, Automotive/Business Industry. Term expiration: 11/30/09. (Staff recommendation)

B. **Metropolitan Education Commission**

Reappointment of Raul Nido, Building Principal (AZ School Administrators). Term expiration: 9/17/09. (Committee recommendation)

C. **Pima Vocational High School**

Appointment of Jim Mize to fill existing vacancy. Term expiration: 12/31/09. (Committee recommendation)
5. **SPECIAL TAXING DISTRICT**

Pursuant to A.R.S. §16-642(B), presentation of the certified copy of the official canvass for the November 14, 2006 Election conducted by the Cortaro-Marana Irrigation District.

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

A. Bruce Tannenbaum, Santa Rita Exchange Club, Beaudry RV Center, 3200 E. Irvington Road, Tucson, December 9 and 10, 2006.


**FINANCE AND INFORMATION SERVICES**

7. **DUPLICATE WARRANTS - FOR RATIFICATION**

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<td>Anderson, Lyndi</td>
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<td>Arizona Machinery</td>
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<td>DiCampli, Nicki</td>
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<td>Flores, Emily</td>
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<td>Haralson, Miller, Pitt, Feldman and McAnally</td>
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<td>Humphreys, William A.</td>
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Jim Click  $ 643.57
Kerchen, Arthur  $ 185.00
Kivalik, David  $ 4,400.00
Lopez-Grant, Lillian  $ 50.00
Lopez-Grant, Lillian  $ 185.00
Murrieta, John  $ 50.00
Murrieta, John  $ 140.00
MWI Veterinary Supply Co  $ 6,304.32
Paulley, Marjorie  $ 155.00
Riley, Dennis  $ 140.00
Rodriguez, Cecilia  $ 65.63
Rucker, Charles  $ 185.00
Rucker, Charles  $ 50.00
Schumacher, Raymond (MDPC)  $ 850.00
Schwem, Susan  $ 375.00
Silverberg, Eric  $ 240.70
Simons, Judith  $ 123.71
TOYS R US  $ 1,288.77
Tucson Urban League  $ 737.05
Uniforms Plus  $ 150.00
Velasco, Bernardo  $ 1,570.83

JUSTICE AND LAW ENFORCEMENT

8. JUSTICE COURT - Judges Pro Tempore And Small Claims Hearing Officers

Appointment of Judges Pro Tempore and Small Claims Hearing Officers for Pima County Consolidated Justice Courts for the period January 1 through December 31, 2007.

Judges Pro Tempore

<table>
<thead>
<tr>
<th>Name</th>
<th>Name</th>
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<tbody>
<tr>
<td>Thomas A. Benavidez</td>
<td>Paul McCullar</td>
</tr>
<tr>
<td>John L. Casey</td>
<td>Frank Moore</td>
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<tr>
<td>Hortencia Delgadillo</td>
<td>Carlton Oglesby</td>
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<td>Russell L. Dillow</td>
<td>Juan Perez-Medrano</td>
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<td>David Dingeldine</td>
<td>Katharina Richter</td>
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<td>Roger L. Duncan</td>
<td>Daniel J. Santander</td>
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<td>George Dunscomb</td>
<td>William Scott</td>
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<td>Stacey Hayes</td>
<td>Anne Segal</td>
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<tr>
<td>Thomas Johnson</td>
<td>Lora Terrill</td>
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<tr>
<td>Paul Julien</td>
<td>Anne Ward</td>
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<tr>
<td>Fred Klein</td>
<td>Walter Weber</td>
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<tr>
<td>Jose Luis Machado</td>
<td>James R. West</td>
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### Justice Court Small Claims Hearing Officers

<table>
<thead>
<tr>
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<th>Name</th>
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<tbody>
<tr>
<td>Gary A. Bartick</td>
<td>Bruce E. Kurth</td>
</tr>
<tr>
<td>Bill Beards</td>
<td>Carol F. Larson</td>
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<tr>
<td>Morton Caplan</td>
<td>Bertram Lubliner</td>
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<tr>
<td>Carolyn A. Classen</td>
<td>Deborah H. MacDonald</td>
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<td>Ben E. Davis</td>
<td>Craig Molloy</td>
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<tr>
<td>Barbara J. Duell</td>
<td>Mary Lou Moore</td>
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<td>Michael Figueroa</td>
<td>James A. Rendon</td>
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<tr>
<td>Reuben H. Grinstein</td>
<td>Frances Shaughnessy</td>
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<tr>
<td>John H. P. Hall</td>
<td>Karen Shields</td>
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<tr>
<td>Sami Y. Hamed</td>
<td>William B. Shope, Jr.</td>
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<tr>
<td>Michael Hellon</td>
<td>Sandra A. Sillik</td>
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<tr>
<td>Carolyn M. Jackson</td>
<td>Ronald R. Swanson</td>
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<tr>
<td>R. David Kryder</td>
<td>Margaret D. Weatherman</td>
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9. **SUPERIOR COURT – JUDGE PRO TEMPORE**

Appointment of Judge Pro Tempore for Pima County Superior Court for the period January 1 through December 31, 2007: Carol Joy Elkins

10. **RATIFY AND/OR APPROVE**

Minutes: October 17, 2006

Zoning Enforcement Board of Appeals Minutes of November 14 and 21, 2006.