

AGENDA, BOARD OF SUPERVISORS' MEETING

BOARD OF SUPERVISORS' HEARING ROOM

130 W. CONGRESS, 1ST FLOOR

APRIL 3, 2007 9:00 A.M.

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

Presentation by Bill Carnegie, CEO, on the work of the Community Food Bank in our community.

... EXECUTIVE SESSIONS

Public discussion and action may occur on the executive session items 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 approval of tax appeal settlement recommendations for the following:

- A. Ramdas Investments I, Inc., v. Pima County, Tax Parcel No. 132-13-0409, Arizona Tax Court Case No. TX2005-050404.
- B. Summit Group of Tucson v. Pima County, Tax Parcel No. 104-08-055C, Arizona Tax Court Case No. TX2005-050403.

Accept County
Attorney's Office
& Assessor's
recommendation
5/0

Accept County
Attorney's Office
& Assessor's
recommendation
5/0

BOARD OF SUPERVISORS SITTING AS OTHER BOARDS

... **FLOOD CONTROL DISTRICT BOARD**

A. 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 7755 N. Ancient Indian Drive. (District 1)

Approved
5/0

B. Award
 Low Bid: Award of Contracts, Solicitation No. 0702421, Requisition No. 0702419, in the amount of \$752,888.33 for Pantano/Kolb Temporary Stabilization; and Requisition No. 0702421, in the amount of \$855,036.25 for Rillito River Sediment Removal to the lowest responsive bidder, Colorado River Materials, Inc. d.b.a. NAC Construction (Headquarters: Marana, AZ). The amount for the Pantano/Kolb Temporary Stabilization Project is the corrected bid total. Funding Source: Flood Control Operating Fund. Administering Department: Regional Flood Control District.

Approved
5/0

BOARD OF SUPERVISORS SITTING IN REGULAR SESSION

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

Approved except
CC 1B-4 & CC 1H-38
5/0

A. Call to the Public

B. Approval of Consent Calendar

7. **INDUSTRIAL DEVELOPMENT AUTHORITY**

RESOLUTION NO. 2007 - 74, 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 \$9,000,000.00 Education Revenue Bonds (Center for Academic Success, Inc. Project) Series 2007 and declaring an emergency.

Approved
5/0

PUBLIC WORKS

8. ENVIRONMENTAL QUALITY-SOLID WASTE DIVISION

Report on the financial audit of the Solid Waste Division of Pima County Department of Environmental Quality. Discussion/Direction/Action.

Approved
5/0

TRANSPORTATION

9. ACCEPTANCE OF PROJECTS/ROADWAYS FOR MAINTENANCE

A. P1202-098, Forty Niners Country Club Estates III, Lots 1-7 and Common Area A. Developer: Magna Investment and Development, Ltd. (District 4)

Approved
5/0

B. P1203-134, Sycamore Canyon, Block 11, Lots 11-53 and Common Areas A and B. Developer: Canoa Builders, Inc. (District 4)

Approved
5/0

10. TRAFFIC RESOLUTION

RESOLUTION NO. 2007 - 75, of the Board of Supervisors, regarding the temporary closure of a portion of McCain Loop Road for the Tucson Bicycle Classic on April 13, 2007, in Pima County, Arizona. Staff recommends **APPROVAL**. (District 3)

Approved
5/0

*** * * HEARINGS * * ***

FRANCHISES/LICENSES/PERMITS

FIREWORKS PERMITS

11. Jennifer Townsend, Caterpillar, Inc., Tinaja Hills Training Facility, 5000 W. Caterpillar Trail, Green Valley, April 23, 25 and 30, 2007, at 8:00 p.m.

Approved
5/0

12. Karen Hively, Kalil Bottling Company, Old Tucson Studios, 201 S. Kinney Road, Tucson, June 30, 2007, at 8:00 p.m.

Approved
5/0

PUBLIC WORKS

DEVELOPMENT SERVICES

UNFINISHED BUSINESS

COMPREHENSIVE PLAN AMENDMENT

(RM 12/5/06)

13. Co7-06-16, ECONOMIC DEVELOPMENT AUTHORITY OF THE TOHONO O'ODHAM NATION - W. OLD AJO HIGHWAY PLAN AMENDMENT
 Request of the Economic Development Authority of the Tohono O'odham Nation, represented by The Planning Center, to amend the Pima County Comprehensive Plan from Low Intensity Urban 0.5 (LIU 0.5) and Resource Transition (RT) to Medium Intensity Urban (MIU) and Resource Transition (RT). The subject property is approximately 106.05 acres and is located on the south side of W. Snyder Hill Road and the north and south sides of W. Old Ajo Highway, approximately 1,300 feet southwest of the intersection of W. Old Ajo Highway and S. San Joaquin Road, in Section 4, T15S, R12E, in the Southwest Subregion. On motion, the Planning and Zoning Commission voted 5-0 (Commissioners Cook, Cuyugan, Membrila and Smith were absent) to recommend **DENIAL**. Staff recommends **MODIFIED APPROVAL**. (District 3)

Referred back to Planning and Zoning
5/0

COMPREHENSIVE PLAN AMENDMENT

(RM 12/12/06)

14. 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,

Referred back to Planning and Zoning
5/0

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)

COMPREHENSIVE PLAN AMENDMENT

(RM 12/12/06)

15. 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)

Referred back to
 Planning and
 Zoning
 5/0

REZONING TIME EXTENSION

(RM 3/20/07)

16. Co9-01-39, HARDIN ET. AL. - ORACLE ROAD REZONING
Request of Oracle Road Auto Plaza, L.L.C., represented by Irwin J. Sattinger, for a five-year
 time extension for the above referenced rezoning from CB-1 to CB-2 for 1.11 acres. The subject site was rezoned in 2002. The rezoning expired on February 5, 2007. The site is located on the west side of Oracle Road, at the intersection of Oracle Road and Pinal Street. Staff recommends **APPROVAL WITH CONDITIONS**. (District 1)

Approved
 5/0

NEW BUSINESS

TRANSPORTATION

17. TRAFFIC ORDINANCE

ORDINANCE NO. 2007 - 31, of the Board of Supervisors, regulating traffic at the intersection of Calle Don Tomas and Seymour Road in Pima County, Arizona. Staff recommends **APPROVAL.** (District 3)

Approved
5/0

18. CALL TO THE PUBLIC

19. ADJOURNMENT

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

DATE POSTED: 3/28/07

TIME POSTED: 5:00 P.M.

CONSENT CALENDAR, APRIL 3, 2007

1. CONTRACTS AND AWARDSA. COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION

1. RESOLUTION NO. 2007 - 70, approving an Intergovernmental Agreement with the City of Tucson, to provide for the Rillito Neighborhood Reinvestment Project for a natural resource park, walking/fitness trail and ADA playground, 2004 Bond Fund, contract amount \$500,000.00 (01-70-T-139311-0407)
2. City of South Tucson, Amendment No. 1, to provide for management and implementation of the Community Development Block Grant Program and extend contract term to 12/31/07, CDBG Grant Fund, no cost (01-70-S-137787-0406)
3. Arizona Board of Regents, University of Arizona, to provide for the University of Arizona Graduate Horizons Program in Recruitment of Native American Graduate Students, Tohono O'odham Tribal Nation 12% Distribution Fund, contract amount \$42,322.00 (02-70-A-139348-0307)

B. FACILITIES MANAGEMENT

4. Arizona Aviation Associates, L.L.C. and Tucson Airport Authority, to provide for the lease of hanger space and a Non-Disturbance and Attornment Agreement, General Fund, contract amount \$2,100,000.00/15 year term (04-13-A-139345-0407)

Continued to
4/17/07
5/0

C. **HEALTH DEPARTMENT**

5. Arizona Department of Health Services, Amendment No. 9, to provide for immunization services and amend contractual language, Federal Grant Fund, no cost (01-01-A-131778-0103)
6. Arizona Department of Health Services, Amendment No. 4, to provide the Farmer's Market Program and amend contractual language, ADHS Fund, contract amount \$1,500.00 revenue (01-01-A-132102-0203)
7. Arizona Department of Health Services, Amendment No. 3, to provide a Folic Acid Grant Program and amend contractual language, ADHS Fund, contract amount \$47,500.00 revenue (01-01-A-132135-0403)
8. Arizona Department of Health Services, Amendment No. 5, to provide for the Tuberculosis Control Program and amend contractual language, Tuberculosis Control Grant Fund, contract amount \$2,878.00 revenue (01-01-A-132183-0103)

D. **INFORMATION TECHNOLOGY**

9. RESOLUTION NO. 2007 - **71** approving an Intergovernmental Agreement with the U. S. Department of Interior, to provide telecommunication services to the Buenos Aires Wildlife Refuge, no cost (01-14-U-139323-0407)

E. **PIMA HEALTH SYSTEM**

10. Arizona Orthopaedics and Joint Replacement Center, L.L.C., Amendment No. 4, to provide orthopaedic surgery services, extend contract term to

- 3/31/08 and amend contractual language, PHCS Enterprise Fund, contract amount \$100,000.00 (18-15-A-132290-0403)
11. Supported Living Systems, Inc., Amendment No. 6, to provide Behavioral Health Services, extend contract term to 3/31/08 and amend contractual language, PHCS Enterprise Fund, no cost (07-15-S-133872-0304)
 12. Lutheran Social Ministry of the Southwest, Amendment No. 4, to provide homecare services and amend contractual language, PHCS Enterprise Fund, contract amount \$500,000.00 (18-15-L-134381-0704)
 13. Arizona Integrated Residential and Educational Services, Inc. (A.I.R.E.S.), Amendment No. 4, to provide homecare service and amend contractual language, PHCS Enterprise Fund, no cost (11-15-A-134403-0704)
 14. Sunrise Senior Living Management, Inc., d.b.a. Sunrise Home Care, Amendment No. 8, to provide homecare services and amend contractual language, PHCS Enterprise Fund, contract amount \$500,000.00 (11-15-F-134427-0704)
 15. Maxim Healthcare Services, Inc., Amendment No. 7, to provide homecare services and amend contractual language, PHCS Enterprise Fund, contract amount \$700,000.00 (11-15-M-134428-0704)
 16. Gentiva Health Services (USA), Inc. and Gentiva Certified Healthcare Corp., d.b.a. Gentiva Health Services, Amendment No. 4, to provide homecare services and amend contractual language, PHCS Enterprise Fund, contract amount \$1,000,000.00 (11-15-G-134502-0704)

17. CareGiver Connection of Arizona, L.L.C., d.b.a. AristoCare Home Health Services, Amendment No. 6, to provide homecare services and amend contractual language, PHCS Enterprise Fund, contract amount \$500,000.00 (11-15-C-134885-0904)
18. El Rio Health Center, Inc., Amendment No. 4, to provide physician and dental services, extend contract term to 3/31/08 and amend contractual language, PHCS Enterprise Fund, contract amount \$500,000.00 (18-15-E-135703-0405)
19. Carondelet Health Network, d.b.a. Carondelet St. Mary's Hospice, Amendment No. 1, to provide hospice services, extend contract term to 3/31/08 and amend contractual language, PHCS Enterprise Fund, no cost (18-15-C-135762-0405)
20. Presidio Surgical Group, P.C., Amendment No. 2, to provide surgery services, extend contract term to 3/31/08 and amend contractual language, PHCS Enterprise Fund, no cost (18-15-P-135766-0405)
21. American Associated Druggists, Inc., d.b.a. United Drugs, Amendment No. 1, to provide pharmacy benefit management services, extend contract term to 3/31/08 and amend contractual language, PHCS Enterprise Fund, contract amount \$300,000.00 (07-15-A-136077-0405)
22. Cornerstone Hospital of Tucson, L.L.C., d.b.a. Cornerstone Hospital of Southeast Arizona, Amendment No. 1, to provide hospital services, extend contract term to 4/30/08 and amend contractual language, PHCS Enterprise Fund, no cost (18-15-C-137320-1005)

23. Caregiver Connection of Arizona, L.L.C., d.b.a. Aristocare Home Health Services, Amendment No. 1, to provide homecare services and amend contractual language, PHCS Enterprise Fund, no cost (11-15-C-138943-1206)
24. Planned Parenthood of Southern Arizona, Inc., to provide family planning and reproductive health care services, PHCS Enterprise Fund, contract amount \$100,000.00 (18-15-P-139349-0507)

F. **PROCUREMENT**

25. Jim Portner, Amendment No. 4, to provide hearing officer and hearing administrator services and extend contract term to 9/15/08, Development Services Enterprise Fund, contract amount \$25,000.00 (11-25-P-133420-0903) Development Services
26. Environmental Strategies, Inc., Amendment No. 6, to provide a job order contract for remodeling and construction services and extend contract term to 6/5/07, General Fund, no cost (26-13-E-134076-0404) Facilities Management
27. B.C. Construction, Inc., Amendment No. 5, to provide a job order contract for remodeling and construction services and extend contract term to 6/5/07, General Fund, no cost (26-13-B-134117-0404) Facilities Management
28. Durazo Construction Corporation, Amendment No. 6, to provide a job order contract for remodeling and construction services and extend contract term to 6/5/07, General Fund, no cost (26-13-D-134127-0404) Facilities Management

29. Employers Dental Services, Amendment No. 2, to provide for group pre-paid dental benefits and extend contract term to 6/21/08, General Fund, contract amount \$1,100,000.00 (07-43-E-136083-0605) Human Resources
30. Granite Construction Company, Amendment No. 3, to provide a job order contract for paving services, Various Funds, contract amount \$125,000.00 (26-05-G-137525-1205) Natural Resources, Parks and Recreation
31. TNI Partners d.b.a. Tucson Newspapers, Amendment No. 3, to provide as-needed classified/retail advertising services and extend contract term to 4/5/08, Various Department Funds, contract amount \$325,000.00 (11-26-P-136120-0405) Procurement
32. Stearns, Conrad and Schmidt Consulting Engineers, Inc., d.b.a. SCS Engineers, Amendment No. 4, to provide engineering and design services for the Sahuarita Landfill Expansion Project and extend contract term to 12/31/07, 1997 Bond Fund, no cost (07-61-S-134115-0404) Environmental Quality
33. Great American Sweeping, Inc., Amendment No. 4, to provide roadway sweeping services and extend contract term to 4/7/08, Transportation Operating Fund, contract amount \$230,000.00 (03-04-G-132265-0403) Transportation
34. HDR/Johnson Brittain, Amendment No. 3, to provide roadway engineering, planning and design services for the Alvernon Way: River Road to Fort Lowell Road Project and extend contract term to 6/30/07, 1997 HURF Bond Fund, no cost (16-04-H-133304-1003) Transportation

35. Meridian Engineering Company, Amendment No. 2, to provide for construction of the Valencia Road: Mission Road to I-19 Project and extend contract term to 6/30/09, 1997 HURF Bond Fund, no cost (03-04-M-138463-0806) Transportation

G. **PUBLIC WORKS, CULTURAL RESOURCES**

36. RESOLUTION NO. 2007 - **72**, approving an Intergovernmental Agreement with the City of Tucson, to provide for the rehabilitation of the historic Performing Arts Center and grant of a Preservation Easement to Pima County, 2004 Bond Fund, contract amount \$682,000.00 (01-73-T-139356-0407)

H. **SHERIFF**

37. RESOLUTION NO. 2007 - **73**, approving an Intergovernmental Agreement with the State of Arizona, Department of Public Safety, to provide for a Detention Liaison Officer for participation in the State Gang Task Force, Arizona State Grant Fund, contract amount \$42,500.00 revenue (85% of one full-time Correction Officer's salary and benefits and 100% of overtime) (01-11-A-139343-0403)

38. Tucson Airport Authority, Amendment No. 2, to provide for the lease of office space and a hangar, extend contract term to 8/31/07 and amend contractual language, H.I.D.T.A. Federal Grant Fund, contract amount \$409,126.51 (04-11-T-130503-0901)

I. **TRANSPORTATION**

39. City of Tucson, Amendment No. 1, to provide fixed route transit service to the Northwest Medical Center Complex,

Continued to
4/17/07
5/0

extend contract term to 6/30/09 and
amend contractual language, Federal
Transportation Administration Grant
Fund, contract amount \$428,000.00
revenue (01-04-T-134855-0804)

2. **BOARD OF SUPERVISORS**

Approval of the Board of Supervisors' Meeting
Schedule for the period of May through August,
2007.

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

A. Anna Yoshino, Hermitage Cat Shelter, La
Encantada, 2905 E. Skyline Drive, Tucson,
June 1, 2007.

B. Elizabeth Bollinger, Boys and Girls Clubs,
La Encantada, 2905 E. Skyline Drive, Tucson,
April 1, 2007.

4. **RATIFY AND/OR APPROVE**

Minutes: February 6, 2007

Zoning Enforcement Board of Appeals
Minutes of March 13, 2007

Warrants: March, 2007